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EIGHTY-FIFTH LEGISLATURE

First Extraordinary Session, 2022

Regular Sixty-Day Session, 2022

Second Extraordinary Session, 2022

Third Extraordinary Session, 2022

Fourth Extraordinary Session, 2022

VOLUME IV



NOTE: The fourth volume continues with Journal proceedings proper (page 3459) of March 12, 2022, the date of final adjournment; followed by the Appendix consisting of remarks of members during the Regular Session, 2022; History of Bills and Resolutions of both houses considered by the Senate; a Topical Index of all Senate bills introduced; and the Index of the Official Journal.

The remainder of this volume consists of the Journal proceedings proper, together with the Appendices and Indexes for the same of the Second (April 25-26), Third (July 25 - September 13), and Fourth (September 12) Extraordinary Sessions of the Eighty-Fifth Legislature, 2022.

(b) A person who does any of the following is guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$1,000 nor more than \$5,000, or confined in a regional jail for not more than one year, or both fined and confined: *Provided*, That if the violation results in the serious bodily injury or death of any person, the person in violation of this section is guilty of a felony, and, upon conviction thereof, shall be fined not less than \$2,500 nor more than \$10,000 or imprisoned in a state correctional facility for not less than one nor more than five years, or both fined and imprisoned:

(1) Knowingly import, manufacture, sell, offer for sale, install, or reinstall in a motor vehicle, a counterfeit air bag, a nonfunctional air bag, or an object that does not comply with Federal Motor Vehicle Safety Standard Number 208 (49 CFR 571.208) for the make, model, and year of the motor vehicle;

(2) Knowingly sell, offer for sale, install, or reinstall in any motor vehicle a device that causes a motor vehicle's diagnostic system to inaccurately indicate that the motor vehicle is equipped with a properly functioning air bag; or

(3) Knowingly sell, lease, trade or transfer a motor vehicle if the person knows that a counterfeit air bag, a nonfunctional air bag, or an object that does not comply with Federal Motor Vehicle Safety Standard Number 208 (49 CFR 571.208) for the make model, and year of the motor vehicle has been installed as part of the motor vehicle's inflatable restraint system.

(c) This section does not apply to an owner or employee of a motor vehicle dealership or the owner of a vehicle who, before the sale of the vehicle, does not have knowledge that the vehicle's air bag, or another component of the vehicle's supplemental restraint system, is counterfeit or nonfunctioning.

(d) Nothing in this section shall be construed as to limit the liability in a civil action of any person who violates the provisions of this section.

(e) Nothing in this section shall be construed as to create a duty that, before the sale of a vehicle, an owner or employee of a motor vehicle dealership or the owner of a vehicle inspect a vehicle in possession of the dealership or owner to determine whether the air bag, or another component of the vehicle's supplemental restraint system is counterfeit or nonfunctional.

(f) The provisions of this section do not apply where:

(1) An individual who disables an airbag in a passenger vehicle owned by him or her and which is used exclusively for his or her personal use;

(2) An individual renders assistance in disabling an airbag in a passenger vehicle which is used exclusively for personal use; and

(3) An individual sells a passenger vehicle used exclusively for his or her personal use with an airbag he or she knows to be disabled, and the individual selling the passenger vehicle discloses in writing to the buyer that the airbag of the vehicle is disabled.

Engrossed Committee Substitute for House Bill 4668, as just amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4668) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for House Bill 4688, Relating to Emergency Medical Services Retirement System Act.

On third reading, coming up in regular order, with the right having been granted on yesterday, Friday, March 11, 2022, for amendments to be received on third reading, was read a third time.

On motion of Senator Nelson, the following amendment to the bill was reported by the Clerk and adopted:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

**ARTICLE 5V. EMERGENCY MEDICAL SERVICES
RETIREMENT SYSTEM ACT.**

§16-5V-2. Definitions.

As used in this article, unless a federal law or regulation or the context clearly requires a different meaning:

(a) "Accrued benefit" means on behalf of any member two and six 10ths percent per year of the member's final average salary for the first 20 years of credited service. Additionally, two percent per year for 21 through 25 years and one and one-half percent per year for each year over 25 years will be credited with a maximum benefit of 67 percent. A member's accrued benefit may not exceed the limits of section 415 of the Internal Revenue Code and is subject to the provisions of ~~section 12 of this article~~ §16-5V-12 of this code.

(1) The board may, upon the recommendation of the board's actuary, increase the employees' contribution rate to 10 and five-tenths percent should the funding of the plan not reach 70 percent funded by July 1, 2012. The board shall decrease the contribution rate to eight and one-half percent once the plan funding reaches the 70 percent support objective as of any later actuarial valuation date.

(2) Upon reaching the 75 percent actuarial funded level, as of an actuarial valuation date, the board shall increase the two and six-tenths percent to two and three-quarter percent for the first 20 years

of credited service. The maximum benefit will also be increased from 67 percent to 90 percent.

(b) "Accumulated contributions" means the sum of all retirement contributions deducted from the compensation of a member, or paid on his or her behalf as a result of covered employment, together with regular interest on the deducted amounts.

(c) "Active military duty" means full-time active duty with any branch of the armed forces of the United States, including service with the National Guard or reserve military forces when the member has been called to active full-time duty and has received no compensation during the period of that duty from any board or employer other than the armed forces.

(d) "Actuarial equivalent" means a benefit of equal value computed upon the basis of the mortality table and interest rates as set and adopted by the board in accordance with the provisions of this article.

(e) "Annual compensation" means the wages paid to the member during covered employment within the meaning of section 3401(a) of the Internal Revenue Code, but determined without regard to any rules that limit the remuneration included in wages based upon the nature or location of employment or services performed during the plan year plus amounts excluded under section 414(h)(2) of the Internal Revenue Code and less reimbursements or other expense allowances, cash or noncash fringe benefits or both, deferred compensation and welfare benefits. Annual compensation for determining benefits during any determination period may not exceed the maximum compensation allowed as adjusted for cost of living in accordance with §5-10D-7 of this code and section 401(a)(17) of the Internal Revenue Code.

(f) "Annual leave service" means accrued annual leave.

(g) "Annuity starting date" means the first day of the month for which an annuity is payable after submission of a retirement application. For purposes of this subsection, if retirement income

payments commence after the normal retirement age, "retirement" means the first day of the month following or coincident with the latter of the last day the member worked in covered employment or the member's normal retirement age and after completing proper written application for retirement on an application supplied by the board.

(h) "Board" means the Consolidated Public Retirement Board.

(i) "Contributing service" or "contributory service" means service rendered by a member while employed by a participating public employer for which the member made contributions to the plan.

(j) "County commission or political subdivision" has the meaning ascribed to it in this code.

(k) "Covered employment" means either: (1) Employment as a full-time emergency medical technician, emergency medical technician/paramedic or emergency medical services/registered nurse and the active performance of the duties required of emergency medical services officers; or (2) the period of time during which active duties are not performed but disability benefits are received under this article; or (3) concurrent employment by an emergency medical services officer in a job or jobs in addition to his or her employment as an emergency medical services officer where the secondary employment requires the emergency medical services officer to be a member of another retirement system which is administered by the Consolidated Public Retirement Board pursuant to this code: *Provided*, That the emergency medical services officer contributes to the fund created in this article the amount specified as the member's contribution in §16-5V-8 of this code.

(l) "Credited service" means the sum of a member's years of service, active military duty, disability service and accrued annual and sick leave service.

(m) "Dependent child" means either:

(1) An unmarried person under age 18 who is:

(A) A natural child of the member;

(B) A legally adopted child of the member;

(C) A child who at the time of the member's death was living with the member while the member was an adopting parent during any period of probation; or

(D) A stepchild of the member residing in the member's household at the time of the member's death; or

(2) Any unmarried child under age 23:

(A) Who is enrolled as a full-time student in an accredited college or university;

(B) Who was claimed as a dependent by the member for federal income tax purposes at the time of the member's death; and

(C) Whose relationship with the member is described in paragraph (A), (B) or (C), subdivision (1) of this subsection.

(n) "Dependent parent" means the father or mother of the member who was claimed as a dependent by the member for federal income tax purposes at the time of the member's death.

(o) "Disability service" means service received by a member, expressed in whole years, fractions thereof or both, equal to one half of the whole years, fractions thereof, or both, during which time a member receives disability benefits under this article.

(p) "Early retirement age" means age 45 or over and completion of 20 years of contributory service.

(q) "Effective date" means January 1, 2008.

(r) "Emergency medical services officer" means an individual employed by the state, county or other political subdivision as a medical professional who is qualified to respond to medical emergencies, aids the sick and injured and arranges or transports to medical facilities, as defined by the West Virginia Office of Emergency Medical Services. This definition is construed to

include employed ambulance providers and other services such as law enforcement, rescue or fire department personnel who primarily perform these functions and are not provided any other credited service benefits or retirement plans. These persons may hold the rank of emergency medical technician/basic, emergency medical technician/paramedic, emergency medical services/registered nurse, or others as defined by the West Virginia Office of Emergency Medical Services and the Consolidated Public Retirement Board.

(s) "Employer error" means an omission, misrepresentation or deliberate act in violation of relevant provisions of the West Virginia Code or of the West Virginia Code of State Rules or the relevant provisions of both the West Virginia Code and of the West Virginia Code of State Rules by the participating public employer that has resulted in an underpayment or overpayment of contributions required. ~~A deliberate act contrary to the provisions of this article by a participating public employer does not constitute employer error.~~

(t) "Final average salary" means the average of the highest annual compensation received for covered employment by the member during any five consecutive plan years within the member's last 10 years of service while employed, prior to any disability payment. If the member did not have annual compensation for the five full plan years preceding the member's attainment of normal retirement age and during that period the member received disability benefits under this article, then "final average salary" means the average of the monthly salary determined paid to the member during that period as determined under §16-5V-19 of this code multiplied by 12. Final average salary does not include any lump sum payment for unused, accrued leave of any kind or character.

(u) "Full-time employment" means permanent employment of an employee by a participating public employer in a position which normally requires 12 months per year service and requires at least 1040 hours per year service in that position.

(v) "Fund" means the West Virginia Emergency Medical Services Retirement Fund created by this article.

(w) "Hour of service" means:

(1) Each hour for which a member is paid or entitled to payment for covered employment during which time active duties are performed. These hours shall be credited to the member for the plan year in which the duties are performed; and

(2) Each hour for which a member is paid or entitled to payment for covered employment during a plan year but where no duties are performed due to vacation, holiday, illness, incapacity including disability, layoff, jury duty, military duty, leave of absence or any combination thereof and without regard to whether the employment relationship has terminated. Hours under this subdivision shall be calculated and credited pursuant to West Virginia Division of Labor rules. A member will not be credited with any hours of service for any period of time he or she is receiving benefits under §16-5V-19 or §16-5V-20 of this code; and

(3) Each hour for which back pay is either awarded or agreed to be paid by the employing county commission or political subdivision, irrespective of mitigation of damages. The same hours of service shall not be credited both under subdivision (1) or (2) of this subsection and under this subdivision. Hours under this paragraph shall be credited to the member for the plan year or years to which the award or agreement pertains, rather than the plan year in which the award, agreement or payment is made.

(x) "Member" means a person first hired as an emergency medical services officer by an employer which is a participating public employer of the Public Employees Retirement System or the Emergency Medical Services Retirement System after the effective date of this article, as defined in subsection (q) of this section, or an emergency medical services officer of an employer which is a participating public employer of the Public Employees Retirement System first hired prior to the effective date and who elects to become a member pursuant to this article. A member shall remain

a member until the benefits to which he or she is entitled under this article are paid or forfeited.

(y) "Monthly salary" means the W-2 reportable compensation received by a member during the month.

(z) "Normal form" means a monthly annuity which is one twelfth of the amount of the member's accrued benefit which is payable for the member's life. If the member dies before the sum of the payments he or she receives equals his or her accumulated contributions on the annuity starting date, the named beneficiary shall receive in one lump sum the difference between the accumulated contributions at the annuity starting date and the total of the retirement income payments made to the member.

(aa) "Normal retirement age" means the first to occur of the following:

(1) Attainment of age 50 years and the completion of 20 or more years of regular contributory service, excluding active military duty, disability service and accrued annual and sick leave service;

(2) While still in covered employment, attainment of at least age 50 years and when the sum of current age plus regular contributory years of service equals or exceeds 70 years;

(3) While still in covered employment, attainment of at least age 60 years and completion of 10 years of regular contributory service; or

(4) Attainment of age 62 years and completion of five or more years of regular contributory service.

(bb) "Participating public employer" means any county commission or political subdivision in the state which has elected to cover its emergency medical services officers, as defined in this article, under the West Virginia Emergency Medical Services Retirement System.

~~(cc) "Political subdivision" means a county, city or town in the state; any separate corporation or instrumentality established by one or more counties, cities or towns, as permitted by law; any corporation or instrumentality supported in most part by counties, cities or towns; and any public corporation charged by law with the performance of a governmental function and whose jurisdiction is coextensive with one or more counties, cities or towns: *Provided*, That any public corporation established under section four, article fifteen, chapter seven of this code is considered a political subdivision solely for the purposes of this article~~

~~(dd)~~ "Plan" means the West Virginia Emergency Medical Services Retirement System established by this article.

~~(ee)~~ (dd) "Plan year" means the 12-month period commencing on January 1 of any designated year and ending the following December 31.

(ee) "Political subdivision" means a county, city or town in the state; any separate corporation or instrumentality established by one or more counties, cities or towns, as permitted by law; any corporation or instrumentality supported in most part by counties, cities or towns; and any public corporation charged by law with the performance of a governmental function and whose jurisdiction is coextensive with one or more counties, cities or towns: *Provided*, That any public corporation established under §7-15-4 of this code is considered a political subdivision solely for the purposes of this article.

(ff) "Public Employees Retirement System" means the West Virginia Public Employee's Retirement System created by West Virginia Code.

(gg) "Regular interest" means the rate or rates of interest per annum, compounded annually, as the board adopts in accordance with the provisions of this article.

(hh) "Required beginning date" means April 1 of the calendar year following the later of: (1) The calendar year in which the member attains age ~~seventy and one half~~ 70.5 (if born before July

1, 1949) or age 72 (if born after June 30, 1949); or (2) the calendar year in which he or she retires or otherwise separates from covered employment.

(ii) "Retirant" means any member who commences an annuity payable by the plan.

(jj) "Retire" or "retirement" means a member's withdrawal from the employ of a participating public employer and the commencement of an annuity by the plan.

(kk) "Retirement income payments" means the monthly retirement income payments payable under the plan.

(ll) "Spouse" means the person to whom the member is legally married on the annuity starting date.

(mm) "Surviving spouse" means the person to whom the member was legally married at the time of the member's death and who survived the member.

(nn) "Totally disabled" means a member's inability to engage in substantial gainful activity by reason of any medically determined physical or mental impairment that can be expected to result in death or that has lasted or can be expected to last for a continuous period of not less than 12 months.

For purposes of this subsection:

(1) A member is totally disabled only if his or her physical or mental impairment or impairments is so severe that he or she is not only unable to perform his or her previous work as an emergency medical services officer but also cannot, considering his or her age, education and work experience, engage in any other kind of substantial gainful employment which exists in the state regardless of whether: (A) The work exists in the immediate area in which the member lives; (B) a specific job vacancy exists; or (C) the member would be hired if he or she applied for work. For purposes of this article, substantial gainful employment is the same definition as used by the United States Social Security Administration.

(2) "Physical or mental impairment" is an impairment that results from an anatomical, physiological or psychological abnormality that is demonstrated by medically accepted clinical and laboratory diagnostic techniques. The board may require submission of a member's annual tax return for purposes of monitoring the earnings limitation.

(oo) "Year of service" means a member shall, except in his or her first and last years of covered employment, be credited with years of service credit based upon the hours of service performed as covered employment and credited to the member during the plan year based upon the following schedule:

| Hours of Service | Year of Service Credited. |
|----------------------|---------------------------|
| Less than 500 | 0 |
| 500 to 999 | 1/3 |
| 1,000 to 1,499 | 2/3 |
| 1,500 or more..... | 1 |

During a member's first and last years of covered employment, the member shall be credited with one twelfth of a year of service for each month during the plan year in which the member is credited with an hour of service for which contributions were received by the fund. A member is not entitled to credit for years of service for any time period during which he or she received disability payments under §16-5V-19 or §16-5V-20 of this code. Except as specifically excluded, years of service include covered employment prior to the effective date.

Years of service which are credited to a member prior to his or her receipt of accumulated contributions upon termination of employment pursuant to §16-5V-18 of this code or §5-10-30 of this code, shall be disregarded for all purposes under this plan unless the member repays the accumulated contributions with interest pursuant to section §16-5V-18 of this code or has prior to the

effective date made the repayment pursuant to §5-10-18 of this code.

§16-5V-6. Members.

(a) Any emergency medical services officer first employed by a county or political subdivision in covered employment after the effective date of this article or 911 personnel hired on or after July 1, 2022, by a participating public employer shall be a member of this retirement plan as a condition of employment and upon membership does not qualify for membership in any other retirement system administered by the board, so long as he or she remains employed in covered employment: *Provided*, That any emergency medical services officer or 911 personnel who has concurrent employment in an additional job or jobs which would require the emergency medical services officer or 911 personnel to be a member of the West Virginia Deputy Sheriff Retirement System, the West Virginia Municipal Police Officers and Firefighters Retirement System, or the West Virginia Natural Resources Police Officer Retirement System shall participate in only one retirement system administered by the board, and the retirement system applicable to the concurrent employment for which the employee has the earliest date of hire shall prevail.

(b) Any emergency medical services officer employed in covered employment by an employer which is currently a participating public employer of the Public Employees Retirement System shall notify in writing both the county commission in the county or officials in the political subdivision in which he or she is employed and the board of his or her desire to become a member of the plan by December 31, 2007. Any emergency medical services officer who elects to become a member of the plan ceases to be a member or have any credit for covered employment in any other retirement system administered by the board and shall continue to be ineligible for membership in any other retirement system administered by the board so long as the emergency medical services officer remains employed in covered employment by an employer which is currently a participating public employer of this plan: *Provided*, That any emergency medical services officer who does not affirmatively elect to become a member of the

plan continues to be eligible for any other retirement system as is, from time to time, offered to other county employees but is ineligible for this plan regardless of any subsequent termination of employment and rehire.

(c) Any emergency medical services officer who was employed as an emergency medical services officer prior to the effective date, but was not employed on the effective date of this article, shall become a member upon rehire as an emergency medical services officer. For purposes of this section, the member's years of service and credited service prior to the effective date shall not be counted for any purposes under this plan unless the emergency medical services officer has not received the return of his or her accumulated contributions in the Public Employees Retirement System pursuant to §5-10-30 of this code. The member may request in writing to have his or her accumulated contributions and employer contributions from covered employment in the Public Employees Retirement System transferred to the plan. If the conditions of this subsection are met, all years of the emergency medical services officer's covered employment shall be counted as years of service for the purposes of this article.

(d) Any emergency medical services officer employed in covered employment on the effective date of this article who has timely elected to transfer into this plan as provided in subsection (b) of this section shall be given credited service at the time of transfer for all credited service then standing to the emergency medical services officer's service credit in the Public Employees Retirement System regardless of whether the credited service (as that term is defined in §5-10-2 of this code) was earned as an emergency medical services officer. All credited service standing to the transferring emergency medical services officer's credit in the Public Employees Retirement System at the time of transfer into this plan shall be transferred into the plan created by this article and the transferring emergency medical services officer shall be given the same credit for the purposes of this article for all service transferred from the Public Employees Retirement System as that transferring emergency medical services officer would have received from the Public Employees Retirement System as if the

transfer had not occurred. In connection with each transferring emergency medical services officer receiving credit for prior employment as provided in this subsection, a transfer from the Public Employees Retirement System to this plan shall be made pursuant to the procedures described in this article: *Provided*, That any member of this plan who has elected to transfer from the Public Employees Retirement System into this plan pursuant to subsection (b) of this section may not, after having transferred into and becoming an active member of this plan, reinstate to his or her credit in this plan any service credit relating to periods in which the member was not in covered employment as an emergency medical services officer and which service was withdrawn from the Public Employees Retirement System prior to his or her elective transfer into this plan.

(e) Once made, the election made under this section is irrevocable. All emergency medical services officers employed by an employer which is a participating public employer of the Public Employees Retirement System after the effective date and emergency medical services officers electing to become members as described in this section shall be members as a condition of employment and shall make the contributions required by this article.

(f) Notwithstanding any other provisions of this article, any individual who is a leased employee is not eligible to participate in the plan. For purposes of this plan, a "leased employee" means any individual who performs services as an independent contractor or pursuant to an agreement with an employee leasing organization or similar organization. If a question arises regarding the status of an individual as a leased employee, the board has final power to decide the question.

§16-5V-6a. County Firefighter Members.

(a) Notwithstanding any other provision of this article to the contrary, a person employed as a county firefighter may be a member of this retirement plan subject to the provisions of this section. Full-time employment as a county firefighter satisfies the definition of "covered employment" as defined in this article.

(b) Any county firefighter first employed by a county after the effective date of the revisions to this article made in the 2022 legislative session, shall be a member of this retirement plan by virtue of that employment and upon membership does not qualify for membership in any other retirement system administered by the board, so long as he or she remains employed in covered employment: *Provided*, That if a member has concurrent employment in an additional job or jobs the relevant concurrent employment provisions of this code shall apply.

(c) Any county firefighter employed in covered employment by an employer which is currently a participating public employer of the Public Employees Retirement System shall notify in writing both the county commission in the county in which he or she is employed and the board of his or her desire to become a member of the plan by December 31, 2022. Any county firefighter who elects to become a member of the plan ceases to be a member or have any credit for covered employment in any other retirement system administered by the board and shall continue to be ineligible for membership in any other retirement system administered by the board so long as the county firefighter remains employed in covered employment by an employer which is currently a participating public employer of this plan: *Provided*, That any county firefighter who does not affirmatively elect to become a member of the plan continues to be eligible for any other retirement system as is, from time to time, offered to other county employees but is ineligible for this plan regardless of any subsequent termination of employment and rehire as a county firefighter.

(d) Any county firefighter who was employed as a county firefighter prior to the effective date, but was not employed on the effective date of this article, shall become a member upon rehire as a county firefighter. For purposes of this section, the member's years of service and credited service prior to the effective date shall not be counted for any purposes under this plan unless the county firefighter has not received the return of his or her accumulated contributions in the Public Employees Retirement System pursuant to §5-10-30 of this code. The member may request in writing to

have his or her accumulated contributions and employer contributions from covered employment in the Public Employees Retirement System transferred to the plan. If the conditions of this subsection are met, all years of the county firefighter's covered employment shall be counted as years of service for the purposes of this article.

(e) Any county firefighter employed in covered employment on the effective date of this article who has timely elected to transfer into this plan as provided in subsection (c) of this section shall be given credited service at the time of transfer for all credited service then standing to the county firefighter's service credit in the Public Employees Retirement System regardless of whether the credited service, as defined in §5-10-2 of this code, was earned as a county firefighter. All credited service standing to the transferring county firefighter's credit in the Public Employees Retirement System at the time of transfer into this plan shall be transferred into the plan created by this article and the transferring county firefighter shall be given the same credit for the purposes of this article for all service transferred from the Public Employees Retirement System as that transferring county firefighter would have received from the Public Employees Retirement System as if the transfer had not occurred. In connection with each transferring county firefighter receiving credit for prior employment as provided in this subsection, a transfer from the Public Employees Retirement System to this plan shall be made pursuant to the procedures described in this article: *Provided*, That any member of this plan who has elected to transfer from the Public Employees Retirement System into this plan pursuant to subsection (c) of this section may not, after having transferred into and becoming an active member of this plan, reinstate to his or her credit in this plan any service credit relating to periods in which the member was not in covered employment as a county firefighter and which service was withdrawn from the Public Employees Retirement System prior to his or her elective transfer into this plan.

(f) Once made, the election made under this section is irrevocable. All county firefighters employed by an employer which is a participating public employer of the Public Employees

Retirement System after the effective date and county firefighters electing to become members as described in this section shall be members as a condition of employment and shall make the contributions required by this article.

§16-5V-6b. Transfer of county firefighter member assets from Public Employees Retirement System.

(a) The Consolidated Public Retirement Board shall, within one hundred eighty days of January 1, 2023, transfer assets from the Public Employees Retirement System Trust Fund into the West Virginia Emergency Medical Services Trust Fund.

(b) The amount of assets to be transferred for each transferring county firefighter shall be computed as of January 1, 2023, using July 1, 2022, actuarial valuation of the Public Employees Retirement System, and updated with 7.25 percent annual interest to the date of the actual asset transfer. The market value of the assets of the transferring county firefighter in the Public Employees Retirement System shall be determined as of the end of the month preceding the actual transfer. To determine the computation of the asset share to be transferred the board shall:

(1) Compute the market value of the Public Employees Retirement System assets as of July 1, 2022, actuarial valuation date under the actuarial valuation approved by the board;

(2) Compute the actuarial accrued liabilities for all Public Employees Retirement System retirees, beneficiaries, disabled retirees and terminated inactive members as of July 1, 2022, actuarial valuation date;

(3) Compute the market value of active member assets in the Public Employees Retirement System as of July 1, 2022, by reducing the assets value under subdivision (1) of this subsection by the inactive liabilities under subdivision (2) of this subsection;

(4) Compute the actuarial accrued liability for all active Public Employees Retirement System members as of July 1, 2022, actuarial valuation date approved by the board;

(5) Compute the funded percentage of the active members' actuarial accrued liabilities under the Public Employees Retirement System as of July 1, 2022, by dividing the active members' market value of assets under subdivision (3) of this subsection by the active members' actuarial accrued liabilities under subdivision (4) of this subsection;

(6) Compute the actuarial accrued liabilities under the Public Employees Retirement System as of July 1, 2022, for active emergency medical services officers transferring to the Emergency Medical Services Retirement System;

(7) Determine the assets to be transferred from the Public Employees Retirement System to the Emergency Medical Services Retirement System by multiplying the active members' funded percentage determined under subdivision (5) of this subsection by the transferring active members' actuarial accrued liabilities under the Public Employees Retirement System under subdivision (6) of this subsection and adjusting the asset transfer amount by interest at 7.25 percent for the period from the calculation date of July 1, 2022, through the first day of the month in which the asset transfer is to be completed.

(c) Once a county firefighter has elected to transfer from the Public Employees Retirement System, transfer of that amount as calculated in accordance with the provisions of subsection (b) of this section by the Public Employees Retirement System shall operate as a complete bar to any further liability to the Public Employees Retirement System and constitutes an agreement whereby the transferring county firefighter forever indemnifies and holds harmless the Public Employees Retirement System from providing him or her any form of retirement benefit whatsoever until that emergency medical services officer obtains other employment which would make him or her eligible to reenter the Public Employees Retirement System with no credit whatsoever for the amounts transferred to the Emergency Medical Services Retirement System

§16-5V-3131 How a county commission or political subdivision becomes a participating public employer. How a county commission, political subdivision, or county 911 public safety answering point becomes a participating public employer.

Any county commission, or political subdivision, or county 911 public safety answering point employing emergency medical services officers or 911 personnel may by a three-fifths vote of its governing body, or by a majority vote of its electors, elect to become a participating public employer and thereby include its emergency medical services officers and 911 personnel in the membership of the plan. The clerk or secretary of each such county commission, or political subdivision, or county 911 public safety answering point governing board electing to become a participating public employer shall certify the determination of the county commission, or political subdivision, or county 911 public safety answering point governing board to the Consolidated Public Retirement Board within 10 days from and after the vote of the governing body or the canvass of votes upon such action. Once a county commission, or political subdivision, or county 911 public safety answering point governing board elects to participate in the plan, the action is final and it may not, at a later date, elect to terminate its participation in the plan.

Engrossed Committee Substitute for House Bill 4688, as just amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4688) passed.

On motion of Senator Nelson, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. Com. Sub. for House Bill 4688—A Bill to amend and reenact §16-5V-2 of the Code of West Virginia, 1931, as amended; to amend and reenact §16-5V-6 and §16-5V-31 of said code, all relating to the inclusion of newly hired 911 personnel as members of the Emergency Medical Services Retirement System; and to amend said code by adding thereto two new sections, designated §16-5V-6a and §16-5V-6b, authorizing county firefighters to be members of the Emergency Medical Services Retirement System; providing for transfer of assets pertaining to county firefighters; requiring certain computations to be made by the Consolidated Public Retirement Board; and terminating liability of the Public Employees Retirement System.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. Com. Sub. for House Bill 4756, Relating to authorizing municipalities to create pension funding programs to reduce the unfunded liability of certain pension and relief funds.

On third reading, coming up in regular order, with the unreported Pensions committee amendment pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was read a third time.

At the request of Senator Nelson, as chair of the Committee on Pensions, and by unanimous consent, the unreported Pensions committee amendment to the bill was withdrawn.

Engrossed Committee Substitute for House Bill 4756 was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4756) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4756) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

Eng. House Bill 4827, Relating to the promotion and development of public-use vertiports.

On third reading, coming up in regular order, with the unreported Judiciary committee amendment pending, and with the right having been granted on yesterday, Friday, March 11, 2022,

for further amendments to be received on third reading, was read a third time.

The following amendment to the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 5B. ECONOMIC DEVELOPMENT ACT OF 1985.

ARTICLE 2K. PROMOTING PUBLIC-USE VERTIPOINTS ACT.

§5B-2K-1. Policy.

It is the policy of this state to promote the development of a network of vertiports that will provide equitable access to citizens of this state who may benefit from advanced air mobility operations for cargo and passenger service, and to avoid any vertiport monopolization or discrimination, by: (i) Funding the planning for and construction of public-use vertiports, with any funding appropriated by the Legislature; (ii) encouraging local zoning and other land use authorities to ensure an adequate number and a varied location of vertiports to serve citizens throughout the state; and (iii) promoting competition and equity of access by prohibiting the grant of an exclusive right to one or more vertiport owners and operators or to vertiport operators at one or more vertiports.

§5B-2K-2. Definitions.

For purposes of this article, "vertiport" means infrastructure or a system with supporting services and equipment intended for landing, ground-handling, and take-off of manned or unmanned vertical take-off and landing (VTOL) aircraft.

§5B-2K-3. Applicability.

This article applies to any vertiport that is available for public use by any advanced air mobility operator authorized by the U.S.

Department of Transportation or Federal Aviation Administration to engage in passenger and/or cargo services in scheduled or non-scheduled service in or affecting interstate commerce.

§5B-2K-4. Vertiport safety.

(a) *Vertiport Design.* — Each vertiport subject to this article shall comply with any Federal Aviation Administration published rule or advisory circular containing standards for vertiport design and performance characteristics.

(b) *Vertiport Layout Plan.* — Each vertiport subject to this article shall submit a vertiport layout plan to the administrator of the Federal Aviation Administration in the form and manner determined by the administrator, and no operations may be conducted at the vertiport until such layout plan is approved.

§5B-2K-5. Exclusionary and discriminatory zoning prohibited.

A political subdivision of this state shall not exercise its zoning and land use authority to grant or permit an exclusive right to one or more vertiport owners or operators and shall use such authority to promote reasonable access to advanced air mobility operators at public-use vertiports within the jurisdiction of the subdivision.

§5B-2K-6. Harmonization.

The provisions of this article are intended to supplement any provision of federal law pertaining to the design, construction, operations, or maintenance of a vertiport designed or constructed with a grant under 49 U.S.C. § 47101 *et seq.*, and any provision of this article found in conflict with or otherwise preempted by federal law shall be null and void, without invalidating any other provision of this article.

Engrossed House Bill 4827, as just amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 4827) passed.

The following amendment to the title of the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

Eng. House Bill 4827—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5B-2K-1, §5B-2K-2, §5B-2K-3, §5B-2K-4 and §5B-2K-5, and §5B-2K-6, all relating to the promotion of the development of public-use vertiports; establishing policy of state; defining "vertiport"; providing for applicability of article; establishing requirements for vertiport design and performance characteristics and vertiport layout plans; prohibiting political subdivisions from exercising zoning and land use authority to grant or permit exclusive rights to vertiport owners or operators; requiring political subdivisions to use zoning and land use authority to promote reasonable access to advanced air mobility operators and public vertiports within their jurisdiction; providing for harmonization of article with federal law.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover,

Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4827) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. House Bill 4845, Establishing the Katherine Johnson Academy.

On third reading, coming up in regular order, with the unreported committee amendments pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was read a third time.

At the request of Senator Rucker, as chair of the Committee on Education, and by unanimous consent, the unreported Education committee amendment to the bill was withdrawn.

The following amendment to the bill, from the Committee on Finance, was reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 18. EDUCATION.

ARTICLE 2L. KATHERINE JOHNSON ACADEMY.

§18-2L-1. Katherine Johnson Academy established.

There is hereby established the Katherine Johnson Academy in recognition of one of West Virginia's most outstanding and distinguished citizens whose contributions as a pioneer in the

advancement of science, mathematics, and space travel have been recognized through numerous honors, including the nation's highest civilian award, the Presidential Medal of Freedom.

§18-2L-2. Legislative findings; purpose; intent.

The Legislature hereby finds and declares that:

(1) A student's time engaged in learning is maximized when the student is allowed to progress and acquire competency at a pace that challenges his or her own interest and intellect.

(2) Post-secondary option programs, such as magnet or STEM schools, allow students to take college courses for which they can receive both college credit and credit toward their high school diploma, and that such programs provide high-achieving students the opportunity to advance academically, at a pace commensurate with their abilities and ambition.

(3) Currently, there are over 4,000 magnet schools in the United States serving over 3.5 million students. Each day, these students are gaining a competitive advantage over students in West Virginia who have little or no access to such programs.

(4) Post-secondary option programs, such as magnet schools, can provide the families of high-achieving secondary school students the opportunity to save thousands of dollars in future college costs.

(5) In 2017, more than 52,000 Ohio students, including 15 percent of all high school juniors and seniors, earned college credit through the state's post-secondary option program, saving their families more than \$120 million in future college costs.

(6) The purpose of the establishment of the Katherine Johnson Academy is to provide high-achieving high school students in West Virginia the opportunity to engage in an accelerated and exceptionally challenging academic experience in their senior year through the establishment of magnet school programs at four-year colleges and universities throughout West Virginia.

(7) It is the Legislature's intent that the academy's magnet school programs established under this article be both specialized and generalized, and be both resident- and commuter-based in order to provide students and parents with greater choice and colleges and universities greater flexibility in establishing the programs they host.

(8) The creation of the Katherine Johnson Academy is not intended to limit or reduce other dual enrollment classes or programs that are currently being offered in the state.

§18-2L-3. Definitions.

The following words used in this chapter and in any proceedings pursuant thereto have the meanings ascribed to them unless the context clearly indicates a different meaning:

"Academy" means the Katherine Johnson Academy created under this article;

"Academy program" means a magnet school program offered by the academy and hosted by a college or university pursuant to a collaboration agreement;

"Books" means both printed and electronic books required for a course;

"Chancellor" means the Chancellor of Higher Education for the State of West Virginia;

"Collaboration agreement" means an agreement by and among the state board, the commission, a college or university's governing board, and a county board, where necessary, that sets forth the terms and conditions by which a college or university will host an academy program;

"College or university" means both public and private four-year colleges and universities that maintain a physical campus with residential facilities for students;

"Commission" means the Higher Education Policy Commission of West Virginia;

"Commuter program" means a program in which:

(1) High school senior students are attracted from an area within reasonable proximity to the campus, thus commuting to and from the host institution for instruction;

(2) Students are enrolled in the academy; a local diploma-granting public school, private school, or home school; and the host institution;

(3) Students receive both college credit and credit towards their high school diploma for courses successfully completed; and

(4) Students who satisfy their secondary school requirements receive their high school diploma from the diploma-granting public school, private school, or home school, and from the academy;

"County board" means the county board of education;

"County per-pupil allocation" means the per-pupil state aid allocation provided under the state aid formula for the county in which the student is enrolled in a secondary school;

"Generalized program" means a curriculum that offers a broad base of courses;

"Host institution" means a college or university in West Virginia that operates an academy program pursuant to a collaboration agreement;

"Local secondary school" means a public, private, or parochial school consisting, at least, of grades 10 through 12 in a county in which a student resides or a home school where a student has achieved a grade equivalency of grade 10, 11, or 12;

"Magnet school" means a public school with a rigorous and challenging curriculum that greatly exceeds the state's minimum requirements and is intended to attract high-achieving students from across the boundaries of traditional school districts. The

curriculum for a magnet school program may be specialized, such as a STEM school, or generalized;

"Public school student" means any student currently enrolled in a public school including a residential academy program;

"Residential program" means an academy program in which:

(1) High school senior students are attracted from throughout the state, thus requiring students to live on campus: *Provided*, That the host institution may waive such requirement for students who live within a reasonable distance from the campus and are capable of traveling to and from the campus;

(2) Students are enrolled in the academy; a diploma-granting public school, private school or homeschool; and the host institution;

(3) Students receive both college credit and credit towards their high school diploma for courses successfully completed; and

(4) Students who satisfy their secondary school requirements receive their high school diploma from the diploma-granting public school, private school, or homeschool and from the academy;

"Specialized program" means a curriculum that provides a focus on a particular area of academic interest;

"State" means the State of West Virginia;

"Standard rate" means the amount per credit hour assessed by a college or university for an in-state student who is enrolled as an undergraduate student at that college, but who is not participating in any program established under this article;

"State aid formula" means the state's Public School Support Program established under §18-9A-1 *et seq.* of this code;

"State board" means the West Virginia Board of Education; and

"State per-pupil allocation" means the average per-pupil state aid allocation for all pupils in the state under the state aid formula.

§18-2L-4. Annual reports.

The chancellor shall provide the Governor, the Legislature, the state board, the commission, participating colleges and universities, and the public with annual reports on the academic and financial performance of the academy programs based on established standards: *Provided*, That the reports shall not violate any federal or state law as it relates to student confidentiality.

§18-2L-5. Collaboration agreements; restrictions.

(a) The rules, procedures, and policies of each host institution shall govern the operation of each academy program subject to a collaboration agreement that shall be entered into between:

(1) The state superintendent, the chancellor, the governing board of the host institution, and the county board for each secondary school in which a student is enrolled for residential academy programs; and

(2) The state superintendent, the chancellor, the governing board of the host institution, and the county board for each secondary school in which a student is enrolled for commuter-based academy programs.

(b) All collaboration agreements shall be subject by law to the following restrictions:

(1) The total charges for tuition, fees, room, board, and books for academy students shall not exceed the standard rate charged to full-time, in-state students attending the host institution;

(2) The annual charges for tuition, fees, and books for any individual non-residential student enrolled in the academy shall not exceed the total amount of the PROMISE scholarship; and

(3) The annual charges for room and board for any residential student enrolled in the academy shall not exceed the amount

charged to full-time, in-state students attending the host institution and any residential academy student shall not be personally responsible for room and board costs in excess of \$500 per semester.

§18-2L-6. Establishment of residential and commuter-based programs; participation in high school activities.

(a) The academy is authorized to establish both residential and commuter-based programs.

(b) Residential and commuter students may still participate in all high school activities, including classes and sports: *Provided*, That the student will be responsible for providing transportation between the academy institution and the student's high school.

§18-2L-7. Academy of Mathematics and Science and Academy for the Performing Arts established; determination of host institution.

The Academy of Mathematics and Science and the Academy for the Performing Arts are hereby established as specialized, residential, academy programs.

The commission shall determine the host institutions for the Academy of Mathematics and Science and the Academy for the Performing Arts through a competitive bidding process. The commission is authorized to develop the criteria to be considered and the process by which the host institutions shall be selected. Such information shall be made available in a timely manner to all colleges and universities in West Virginia.

§18-2L-8. Minimum eligibility requirements.

(a) In order to be eligible for admission and enrollment in an academy program, a student must meet the minimum eligibility requirements for the PROMISE scholarship set forth in §18C-7-6(c) of this code except for the requirements set forth in §18C-7-6(c)(1), relating to high school graduation, and §18C-7-5(a)(4) of this code.

(b) In addition, in order to be eligible for admission and enrollment in an academy program, a student must be entering into his or her 12th grade year and have completed the following core course requirements for secondary school students: three required core classes in English, mathematics, and social science, and two required core classes in science.

(c) Students enrolled in a required core class necessary to meet the requirements set forth in this section at the time of his or her application shall not be prohibited from applying for admission to an academy program but must meet such requirements prior to admission.

(d) Nothing in this section shall limit a collaboration agreement from requiring higher standards for admission to an academy program.

§18-2L-9. Admission and enrollment.

The host institution shall determine the admission and enrollment of students in an academy program subject to the terms and conditions of the collaboration agreement and their own internal admissions policies.

§18-2L-10. Financial matters; participation not required.

(a) Notwithstanding any eligibility requirement to the contrary, any student accepted and admitted into any academy program created pursuant to this article shall be awarded a PROMISE scholarship as established under §18C-7-1 *et seq.* of this code for the payment of the student's tuition, fees, and books.

(b) In the event the PROMISE scholarship awarded does not provide sufficient funding to pay for a commuter student's tuition, fees, and books, as determined pursuant to a collaboration agreement, any public school student accepted and admitted in any academy program as a commuter student shall not be personally responsible for any additional expense and that expense shall be either waived by the institution or may be funded by other private scholarships that may be obtained via a collaborative effort by the institution and the student: *Provided*, That the institution may not

require the student to unilaterally obtain other scholarship assistance as a condition of acceptance into any academy program.

(c) In the event the PROMISE scholarship awarded does not provide sufficient funding to pay for a residential student's tuition, fees, books, room and board as determined pursuant to a collaboration agreement, any institution accepting and admitting a public school, private school, or homeschool student in any academy program as a residential student may request funding from the Katherine Johnson Scholarship Fund and the Katherine Johnson Scholarship Fund shall provide funding as available to cover those costs. The institution may charge any remaining cost not covered by the PROMISE scholarship or the Katherine Johnson Scholarship Fund to:

(1) The student, not in excess of \$500.00 per semester;

(2) Private scholarships that may be obtained via a collaborative effort by the institution and the student: *Provided*, That the institution may not require the student to unilaterally obtain other scholarship assistance as a condition of acceptance into any academy program;

(3) The institution may waive or self-fund any remaining amount.

(d) No county board or college or university in West Virginia shall be required to participate in any academy programs established under this article.

§18-2L-11. State board and commission rules required.

(a) In order to promote the fulfillment of the intent, purposes, and spirit of the Katherine Johnson Academy, the state board and the commission shall collaborate in promulgating rules that in the aggregate provide for, but are not limited to, the appropriate waiver of policies by the state board and the commission; the establishment and delivery of the courses and programs under this article; the qualifications for teachers and other faculty to provide instruction; requirements for the content of any collaboration agreement; the establishment of performance measures for

purposes of accreditation; and any other rule that may provide additional guidance in administering the academy.

(b) The commission rule shall be proposed for promulgation pursuant to §29A-3A-1 *et seq.* of this code; and the state board rule shall be promulgated pursuant to §29A-3B-1 *et seq.* of this code.

CHAPTER 18C. STUDENT LOANS; SCHOLARSHIPS AND STATE AID.

ARTICLE 10. THE KATHERINE JOHNSON SCHOLARSHIP FUND.

§18C-10-1. Katherine Johnson Scholarship Fund established.

(a) There is created in the State Treasury a special revenue account known as "The Katherine Johnson Scholarship Fund". The purpose of the Katherine Johnson Scholarship Fund is to receive, hold, invest, and expend both public and private moneys for the purposes of providing scholarships for students attending the Katherine Johnson Academy pursuant to §18-2L-11(c) of this code. The Board of Trustees of the Katherine Johnson Academy may authorize expenditures from the fund for the purposes set forth in this article.

(b) This fund shall be administered by the Board of Trustees of the Katherine Johnson Academy (hereinafter referred to as the "academy board") established pursuant to §18-2L-1 *et seq.* of this code.

(c) The fund may accept monies including gifts, including bequests or other testamentary gifts made by will, trust, or other disposition, grants, loans, and other aid from any source and to participate in any federal, state, or local government programs in carrying out the purpose of this article.

(d) The funds in the Katherine Johnson Scholarship Fund may be invested and reinvested with a financial institution, an investment manager, a fund manager, provided to the West Virginia Board of Treasury Investments and to the West Virginia Investment Management Board or other investment professional

for management and investment of the monies in accordance with the provisions of §12-6C-1 *et seq.* of this code. Any balance of the fund including accrued interest and other returns earned thereon at the end of the fiscal year shall remain in the fund for the purposes set forth in this article.

(e) Terms used in this article shall mean the same as those terms are defined in §18-2L-3 of this code.

On motion of Senator Rucker, the following amendments to the Finance committee amendment to the bill (Eng. H. B. 4845) were reported by the Clerk, considered simultaneously, and adopted:

On page nine, section one, lines four and five, by striking out "§18-2L-11(c)" and inserting in lieu thereof "§18-2L-10(c)";

And,

On page nine, section one, lines seven through nine, by striking out the words "Board of Trustees of the Katherine Johnson Academy (hereinafter referred to as the "academy board") established pursuant to §18-2L-1 *et seq.* of this code" and inserting in lieu thereof the word "commission".

The question now being on the adoption of the Finance committee amendment to the bill, as amended, the same was put and prevailed.

Engrossed House Bill 4845, as just amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 4845) passed.

On motion of Senator Rucker, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. House Bill 4845—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §18-2L-1, §18-2L-2, §18-2L-3, §18-2L-4, §18-2L-5, §18-2L-6, §18-2L-7, §18-2L-8, §18-2L-9, §18-2L-10, and §18-2L-11; and to amend said code by adding thereto a new article, designated §18C-10-1, all relating generally to the establishment of the Katherine Johnson Academy as magnet school programs at colleges and universities in West Virginia; stating findings; defining terms; requiring chancellor for higher education to provide annual reports on the academic and financial performance of the academy programs; requiring a collaboration agreement to be entered into for each academy program; providing for restrictions on the amount that may be charged to academy students for certain purposes; authorizing the establishment of residential programs and commuter-based programs; allowing residential and commuter students to participate in all high school activities; establishing the Academy of Mathematics and Science and the Academy for the Performing Arts; requiring the Higher Education Policy Commission to select certain host institutions pursuant to a competitive bidding process; establishing certain minimum eligibility requirements for students; authorizing a host institution to determine admission and enrollment of students; requiring students accepted and admitted into an academy program to receive the PROMISE scholarship; addressing the PROMISE Scholarship not providing sufficient funding to pay for certain costs of a student; providing that no county board or college or university will be required to participate in this program; requiring the West Virginia Board of Education and the Higher Education Policy Commission to collaborate in promulgating rules that in the aggregate address certain minimum specified topics; and establishing the Katherine Johnson Scholarship Fund for the purpose of receiving, holding, investing, and expending both

public and private moneys for the purposes of providing scholarships for students attending the Katherine Johnson Academy.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Eng. House Bill 4846, Relating to flying under the influence and other aviation offenses.

On third reading, coming up in regular order, with the unreported Judiciary committee amendment pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was read a third time.

The following amendment to the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 17C. TRAFFIC REGULATIONS AND LAWS OF THE ROAD.

ARTICLE 24. AVIATION RELATED OFFENSES.

§17C-24-1. Definitions.

As used in this article, unless the context otherwise requires:

"Aeronautics" means the art and science of flight including, but not limited to, transportation by aircraft; the operation, construction, repair, or maintenance of aircraft, aircraft power plants, and accessories, including the repair, packing, and maintenance of parachutes; the design, establishment, construction, extension, operation, improvement, repair, or maintenance of airports or other air navigation facilities; and education about aeronautics.

"Aircraft" means any contrivance now known, or hereafter invented, used or designed for navigation of or flight in the air.

"Air navigation" or "navigation" means the operation or navigation of aircraft in the air space over this state, or upon any airport within this state.

"Air navigation facility" means any facility other than one owned or controlled by the federal government used in, available for use in, or designed for use in aid of air navigation, including airports, and any structures, mechanisms, lights, beacons, markers, communications system, or other instrumentalities or devices used or useful as an aid or constituting an advantage or convenience to the safe takeoff, navigation, and landing of aircraft or the safe and efficient operation or maintenance of an airport, and any combination of any or all of such facilities.

"Airport" means any area of land or water which is used, or intended for use, for the landing and takeoff of aircraft and any appurtenant areas which are used, or intended for use, for airport buildings or other airport facilities or rights-of-way, together with all airport buildings and facilities located thereon.

"Controlled substance" has the meaning ascribed to it in Chapter 60A of this code.

"Law-enforcement officer" means: (1) Any member of the State Police; (2) any sheriff and any deputy sheriff of any county of this state; (3) any member of a police department in any political subdivision of this state; and (4) any natural resources police officer of the Division of Natural Resources.

"Operation of aircraft" or "operate aircraft" means the use, navigation, or piloting of aircraft in the airspace over this state or upon the ground within this state.

"Person" means any individual, firm, partnership, corporation, company, association, joint stock association, or body politic, and includes any trustee, receiver, assignee, or other similar representative thereof.

"Political subdivision" means any county, city, town, village, or other political subdivision of this state.

§17C-24-2. Operation of aircraft while under influence of alcohol, controlled substances, or drugs; criminal penalties.

(a) Any person who operates an aircraft in this state while:

(1) Under the influence of alcohol;

(2) Under the influence of any controlled substance;

(3) Under the influence of any other drug;

(4) Under the combined influence of alcohol any controlled substance, or any other drug; or

(5) Has an alcohol concentration in his or her blood of four-hundredths of one percent or more by weight is guilty of a misdemeanor and, upon conviction thereof, shall be confined in a regional jail facility not more than one year or fined not more than \$500, or both, in the discretion of the court.

(b) Any person who operates an aircraft in this state while:

(1) Under the influence of alcohol;

(2) Under the influence of any controlled substance;

(3) Under the influence of any other drug;

(4) Under the combined influence of alcohol any controlled substance, or any other drug; or

(5) Has an alcohol concentration in his or her blood of four-hundredths of one percent or more by weight who, when operating an aircraft while under the influence, does any act forbidden by law or fails to perform any duty imposed by law in the operation of the aircraft, which act or failure proximately causes bodily injury to any other person, is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a definite term of imprisonment of not less than one year nor more than five years, or in the discretion of the court, be confined in a regional jail facility not more than one year and be fined not more than \$500.

(c) Any person who knowingly permits his or her aircraft to be operated in this state by any other person who is:

(1) Under the influence of alcohol;

(2) Under the influence of any controlled substance;

(3) Under the influence of any other drug;

(4) Under the combined influence of alcohol and any controlled substance or any other drug; or

(5) Has an alcohol concentration in his or her blood of four-hundredths of one percent or more by weight is guilty of a misdemeanor and, upon conviction thereof, shall be confined in a regional jail facility not more than one year or fined not more than \$500, or both, in the discretion of the court.

(d) A person violating any provision of subsection (a) or (c) of this section is, for the second offense under this section, guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a definite term of imprisonment of not less than one year nor more than three years.

(e) A person violating any provision of subsection (b) of this section is, for the second offense under this section, guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a definite term of imprisonment of not less than one year nor more than five years.

(f) For purposes of subsections (d) and (e) of this section relating to second and subsequent offenses, the following types of convictions shall be regarded as convictions under this section:

(1) Any conviction under the provisions of the prior enactment of this section; or

(2) Any conviction under a statute of the United States or of any other state of an offense which has the same elements as an offense described in subsection (a), (b), or (c) of this section.

(g) A person may be charged in a warrant or indictment or information for a second or subsequent offense under this section if the person has been previously arrested for or charged with a violation of this section which is alleged to have occurred within the applicable time periods for prior offenses, notwithstanding the fact that there has not been a final adjudication of the charges for the alleged previous offense. In that case, the warrant, or indictment, or information shall set forth the date, location, and particulars of the previous offense or offenses. A person may not be convicted of a second or subsequent offense under this section unless the conviction for the previous offense has become final.

(h) The fact that any person charged with a violation of subsection (a) or (b) of this section, or any person permitted to operate an aircraft as described under subsection (c) of this section, is or has been legally entitled to use alcohol, a controlled substance, or a drug, shall not constitute a defense against any charge of violating subsection (a), (b), or (c) of this section.

(i) When any person is convicted of violating any provision of this section, the clerk of the court in which the conviction occurred shall, within 72 hours after receipt thereof, transmit a true copy thereof to the federal aviation administration.

§17C-24-3. Implied consent to test; administration at direction of law-enforcement officer; designation of type of test; definition of law-enforcement officer.

(a) Any person who operates an aircraft in this state is considered to have given his or her consent by the operation thereof to a preliminary breath analysis and a secondary chemical test of either his or her blood, breath, or urine for the purposes of determining the alcoholic content of his or her blood, breath, or urine. A preliminary breath analysis may be administered in accordance with the provisions of §17C-24-4 of this code whenever a law-enforcement officer has reasonable cause to believe a person committed an offense prohibited by §17C-24-2 of this code. A secondary test of breath, blood, or urine shall be incidental to a lawful arrest and shall be administered at the direction of the arresting law-enforcement officer. The law-

enforcement agency by which the law-enforcement officer is employed shall designate which one of the secondary tests shall be administered: *Provided*, That if the designated test is a blood test and the person arrested refuses to submit to the blood test, then the law-enforcement officer making the arrest shall designate in lieu thereof either a breath or urine test to be administered.

(b) If any political subdivision or the Division of Natural Resources does not have available to its law-enforcement officers the testing equipment or facilities necessary to conduct any secondary test which a law-enforcement officer may administer under this article, any member of the State Police, the sheriff of the county in which the arrest is made, or any deputy of the sheriff or any municipal law-enforcement officer of another municipality within the county in which the arrest is made may, upon the request of the arresting law-enforcement officer and in his or her presence, conduct a secondary test. The results of the test may be used in evidence to the same extent and in the same manner as if the test had been conducted by the arresting law-enforcement officer. Only the person actually administering or conducting the test is competent to testify as to the results and the veracity of the test.

§17C-24-4. Preliminary analysis of breath to determine alcoholic content of blood.

When a law-enforcement officer has reason to believe a person has committed an offense prohibited by §17C-24-2 of this code, the law-enforcement officer may require the person to submit to a preliminary breath analysis for the purpose of determining that person's blood alcohol content. The law-enforcement officer shall administer the breath analysis as soon as possible after he or she has a reasonable belief that the person has been operating an aircraft while under the influence of alcohol, controlled substances, or drugs. Any preliminary breath analysis required under this section shall be administered with a device and in a manner approved by the Bureau of Public Health for that purpose. The results of a preliminary breath analysis shall be used solely for the purpose of guiding the law-enforcement officer in deciding whether an arrest should be made. When a person is arrested

following a preliminary breath analysis, the tests shall be administered in accordance with the provisions of this article.

§17C-24-5. How blood test administered; additional test at option of person tested; use of test results; certain immunity from liability incident to administering test.

Only a doctor of medicine or a doctor of osteopathy, a registered nurse, or trained medical technician at the place of his or her employment, acting at the request and direction of the law-enforcement officer, may withdraw blood for the purpose of determining the alcoholic concentration of the blood. These limitations shall not apply to the taking of a breath test or a urine specimen. In withdrawing blood for the purpose of determining its alcoholic concentration, only a previously unused and sterile needle and sterile vessel may be used, and the withdrawal shall otherwise be in strict accord with accepted medical practices. A nonalcoholic antiseptic shall be used for cleansing the skin prior to venipuncture. The person tested may, at his or her own expense, have a doctor of medicine or a doctor of osteopathy, registered nurse, or trained medical technician of his or her own choosing, at the place of his or her employment, administer a chemical test in addition to the test administered at the direction of the law-enforcement officer. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law-enforcement officer shall be made available to him or her. A person who administers any test upon the request of a law-enforcement officer, a hospital in or with which the person is employed or is otherwise associated or in which the test is administered and any other person, firm, or corporation by whom or with which that person is employed or is in any way associated, is not in any way criminally liable for the administration of the test or civilly liable in damages to the person tested unless for gross negligence or willful or wanton injury.

§17C-24-6. Interpretation and use of chemical test.

(a)(1) Upon trial for the offense of operating an aircraft in this state while under the influence of alcohol, controlled substances, or drugs, or upon the trial of any civil or criminal action arising out

of acts alleged to have been committed by any person operating an aircraft while under the influence of alcohol, controlled substances, or drugs, evidence of the amount of alcohol in the person's blood at the time of the arrest or of the acts alleged, as shown by a chemical analysis of his or her breath, blood, or urine, is admissible if the sample or specimen was taken within two hours from and after the time of arrest or of the acts alleged, and shall give rise to the following presumption or have the following effect: evidence that there was, at that time, four-hundredths of one percent or more by weight of alcohol in his or her blood, is prima facie evidence that the person was under the influence of alcohol.

(2) Percent by weight of alcohol in the blood shall be based upon milligrams of alcohol per one hundred cubic centimeters of blood.

(b) A chemical analysis of a person's breath, blood, or urine, in order to give rise to the presumption or to have the effect provided for in subsection (a) of this section, shall be performed in accordance with methods and standards approved by the state Bureau of Public Health. A chemical analysis of blood or urine to determine the alcoholic concentration of blood shall be conducted by a qualified laboratory or by the scientific laboratory of the criminal identification bureau of the State Police.

(c) The provisions of this article shall not limit the introduction in any administrative or judicial proceeding of any other competent evidence bearing on the question of whether the person was under the influence of alcohol, controlled substances, or drugs.

§17C-24-7. Right to demand test.

Any person lawfully arrested for operating an aircraft in this state while under the influence of alcohol, controlled substances, or drugs has the right to demand that a sample or specimen of his or her breath, blood, or urine be taken within two hours from and after the time of arrest and that a chemical test be performed. The analysis disclosed by the chemical test shall be made available to the arrested person immediately upon demand.

§17C-24-8. Fee for withdrawing blood sample and making urine test; payment of fees.

A reasonable fee shall be allowed to the person withdrawing a blood sample or administering a urine test at the request and direction of a law-enforcement officer in accordance with the provisions of this article. If the person whose blood sample was withdrawn or whose urine was tested was arrested and charged with a violation of §17C-24-2 of this code, the county having venue of the charge shall pay the fee. If the person is subsequently convicted of the charge, the fee shall be taxed as a part of the costs of the criminal proceeding and shall be paid, notwithstanding any other provision of this code to the contrary, into the general fund of the county.

§17C-24-9. Unauthorized taking or operation of aircraft; penalty.

Any person who commits the following prohibited acts is guilty of a felony and, upon conviction thereof, shall be fined not less than 200 nor more than \$5,000, and confined in a state correctional facility for not less than two nor more than 10 years.

(1) A person, other than the duly authorized agent, servant, or employee of the owner thereof, who takes, without the knowledge and consent of the owner, and operates within this state any aircraft owned by another person.

(2) A person who willfully and without the knowledge or consent of the owner or person in lawful charge thereof, and with the intent to deprive the owner or person in lawful charge of the possession or use thereof, either temporarily or permanently, takes possession of, enters and operates, or otherwise takes and uses, any aircraft belonging to another or in his or her lawful possession;

(3) Any person who assists, aids, and abets, or is present for the purpose and with the intent to assist, aid, or abet another person in taking possession of, entering, and operating, or otherwise taking and using the aircraft.

(4) Any person who receives, buys, conceals, or otherwise disposes of any such aircraft knowing the same to have been stolen or taken without the knowledge or consent of the owner or person in lawful charge thereof.

§17C-24-10. Federal license required for operation of aircraft.

(a) A person shall not operate or cause or authorize to be operated any aircraft within this state unless such aircraft has an appropriate effective certificate, or license issued by the United States, if such certificate, permit, or license is required by the United States.

(b) A person may not engage in aeronautics in this state unless he or she has an appropriate effective certificate, permit, rating, or license issued by the United States authorizing him or her to engage in the particular class of aeronautics in which he or she is engaged, if such certificate, permit, rating, or license is required by the United States.

(c) Where a certificate, permit, rating, or license is required by the United States, it shall be kept in the personal possession of a pilot when he or she is operating within this state and shall be presented for inspection upon the demand of any law enforcement officer, or any official, manager, or person in charge of any airport upon which they shall land, or upon the reasonable request of any other person.

(d) Where a certificate, permit, or license is required by the United States for an aircraft, it shall be carried in the aircraft at all times while the aircraft is operating in the state, shall be conspicuously posted in the aircraft where it may readily be seen by passengers or inspectors, and shall be presented for inspection upon the demand of any law enforcement officer, or any official, manager, or person in charge of any airport upon which the aircraft shall land, or upon the reasonable request of any person.

§17C-24-11. Enforcement of aeronautics laws.

All law enforcement officers shall enforce and assist in the enforcement of this article and all other laws of this state relating

to aeronautics. Law enforcement officers may inspect and examine at reasonable hours any aircraft, the credentials of any person engaged in aeronautics required by the laws of this state or of the United States to have in his or her possession credentials evidencing his or her authority or permission to engage in aeronautics, any premises and the buildings and other structures thereon, where airports, air navigation facilities, or other aeronautical activities are operated or conducted.

Engrossed House Bill 4846, as just amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 4846) passed.

The following amendment to the title of the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

Eng. House Bill 4846—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article designated §17C-24-1, §17C-24-2, §17C-24-3, §17C-24-4, §17C-24-5, §17C-24-6, §17C-24-7, §17C-24-8, §17C-24-9, §17C-24-10, and §17C-24-11 *et seq.*, all relating to flying under the influence and other aviation offenses; prohibiting operation of aircraft while under the influence of alcohol, controlled substances, or drugs; defining terms; providing a person operating an aircraft while under the influence is guilty of a misdemeanor; providing that injury of another person while operating an aircraft while under the

influence is a felony; providing a person who knowingly allows another person to operate his or her aircraft while under the influence is guilty of a misdemeanor; providing increased penalties for subsequent offenses; providing for inclusion of previous offenses when determining number of offenses; proving that it is not a defense that the person was legally allowed to use alcohol, controlled substances, or drugs; requiring clerk of court to notify federal aviation administration of a conviction; providing for implied consent to testing; providing for preliminary analysis of breath to determine its alcohol concentration; providing for secondary testing and interpretation of such tests; providing person may demand additional testing; providing standards for blood withdrawal; allowing test results to be used in civil and criminal proceedings; allowing person to demand testing within two hours of arrest; providing for fee for withdrawing a blood sample or administering a urine test; providing that the unauthorized taking of an aircraft is a felony; requiring federal licensure to operate an aircraft and that evidence of licensure be in the person's personal possession and in the aircraft; providing criminal penalties; and requiring state law enforcement officers to collaborate in enforcing aeronautics laws.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

The end of bills on today's third reading calendar having been reached, the Senate returned to the consideration of

Eng. Com. Sub. for House Bill 4105, Relating to service employees with National Association for Pupil Transportation Certifications.

On third reading, coming up in deferred order, with the unreported Education committee amendment pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was again reported by the Clerk.

At the request of Senator Takubo, unanimous consent being granted, the bill was referred to the Committee on Rules with the

right to amend on third reading remaining in effect and with the unreported Education committee amendment pending.

Consideration of Engrossed Committee Substitute for House Bill 4105 having been concluded, the Senate proceeded to the consideration of

Eng. Com. Sub. for House Bill 4340, Relating to maximizing the opportunity to recover anatomical gifts for the purpose of transplantation, therapy, research, or education.

Having been read a third time in prior proceedings today, and now coming up in deferred order with the Health and Human Resources committee amendment to the bill pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was again reported by the Clerk.

The question being on the adoption of the Health and Human Resources committee amendment to the bill (*shown in the Senate Journal of today, pages 3199 to 3209, inclusive*).

The following amendment to the Health and Human Resources committee amendment to the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

On page one, section nine, line eight, after the word "unless" by inserting the words "in the six months prior to the decedent's death the spouse has lived separate and apart from the decedent in a separate place of abode without cohabitation or".

The question now being on the adoption of the Health and Human Resources committee amendment to the bill, as amended, the same was put and prevailed.

Engrossed Committee Substitute for House Bill 4340, as just amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard,

Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4340) passed.

At the request of Senator Maroney, as chair of the Committee on Health and Human Resources, and by unanimous consent, the unreported Health and Human Resources committee amendment to the title of the bill was withdrawn.

The following amendment to the title of the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

Eng. Com. Sub. for House Bill 4340—A Bill to amend and reenact §16-19-9, §16-19-14 and §16-19-22 of the Code of West Virginia, 1931, as amended; and to amend and reenact §61-12-3 of said code, all relating to anatomical gifts; clarifying who may make an anatomical gift of decedent's body or part; clarifying the duties of procurement organization with regard to state medical examiner; requiring the state medical examiner to cooperate with procurement organizations to maximize the opportunity to recover anatomical gifts; authorizing procurement organizations to conduct a test to evaluate the medical suitability of the body part; and authorizing the state's chief medical examiner to enter into agreements with a procurement organization to facilitate the recovery of anatomical gifts.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Action as to Engrossed Committee Substitute for House Bill 4340 having been concluded, the Senate proceeded to the consideration of

Eng. Com. Sub. for House Bill 4344, Relating to foster care.

On third reading, coming up in deferred order, with the unreported committee amendments pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was read a third time.

At the request of Senator Maroney, as chair of the Committee on Health and Human Resources, and by unanimous consent, the unreported Health and Human Resources committee amendment to the bill was withdrawn.

The following amendment to the bill, from the Committee on Finance, was reported by the Clerk and adopted:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

ARTICLE 2. STATE RESPONSIBILITIES FOR CHILDREN.

§49-2-125. Commission to Study Residential Placement of Children; findings; requirements; reports; recommendations.

[REPEALED]

§49-2-809. Reporting procedures.

(a) Reports of child abuse and neglect pursuant to this article shall be made immediately to the department of child protective services by a method established by the department: *Provided*, That if the method for reporting is web-based, the Department of Health and Human Resources shall maintain a system for addressing emergency situations that require immediate attention and shall be followed by a written report within 48 hours if so requested by the receiving agency. The state department shall establish and maintain a 24-hour, seven-day-a-week telephone number to receive calls reporting suspected or known child abuse or neglect: *Provided, however, That any report of child abuse and neglect by a Chapter 30 licensed health care professional mandatory reporter shall automatically be considered as accepted by centralized intake and*

a referral for investigation will be made to the county wherein the abuse and neglect occurred.

(b) A copy of any report of serious physical abuse, sexual abuse, or assault shall be forwarded by the department to the appropriate law-enforcement agency, the prosecuting attorney, or the coroner or medical examiner's office. All reports under this article are confidential. Reports of known or suspected institutional child abuse or neglect shall be made and received as all other reports made pursuant to this article.

ARTICLE 4. COURT ACTIONS.

§49-4-405. Multidisciplinary treatment planning process involving child abuse and neglect; team membership; duties; reports; admissions.

(a) Within 30 days of the initiation of a judicial proceeding pursuant to ~~part six, of this article~~ §49-4-601 of this code, the Department of Health and Human Services shall convene a multidisciplinary treatment team to assess, plan, and implement a comprehensive, individualized service plan for children who are victims of abuse or neglect and their families. The circuit court shall set aside one day each month to enable multidisciplinary treatment teams to meet. The multidisciplinary team shall obtain and utilize any assessments for the children or the adult respondents that it deems necessary to assist in the development of that plan.

(b) In a case initiated pursuant to ~~part six of this article~~ §49-4-601 of this code-, the treatment team consists of:

(1) The child or family's case manager in the Department of Health and Human Resources;

(2) The adult respondent or respondents;

(3) The child's parent or parents, guardians, any co-petitioners, custodial relatives of the child, foster or preadoptive parents;

(4) Any attorney representing an adult respondent or other member of the treatment team;

(5) The child's counsel or the guardian ad litem;

(6) The prosecuting attorney or his or her designee;

(7) A member of a child advocacy center when the child has been processed through the child advocacy center program or programs or it is otherwise appropriate that a member of the child advocacy center participate;

(8) Any court-appointed special advocate assigned to a case;

(9) Any other person entitled to notice and the right to be heard;

(10) An appropriate school official; ~~and~~

(11) The managed care case coordinator; and

~~(11)~~(12) Any other person or agency representative who may assist in providing recommendations for the particular needs of the child and family, including domestic violence service providers.

The child may participate in multidisciplinary treatment team meetings if the child's participation is deemed appropriate by the multidisciplinary treatment team. Unless otherwise ordered by the court, a party whose parental rights have been terminated and his or her attorney may not be given notice of a multidisciplinary treatment team meeting and does not have the right to participate in any treatment team meeting.

(c) Prior to disposition in each case which a treatment planning team has been convened, the team shall advise the court as to the types of services the team has determined are needed and the type of placement, if any, which will best serve the needs of the child. If the team determines that an out-of-home placement will best serve the needs of the child, the team shall first consider placement with appropriate relatives then with foster care homes, facilities or programs located within the state. The team may only recommend placement in an out-of-state facility if it concludes, after

considering the best interests and overall needs of the child, that there are no available and suitable in-state facilities which can satisfactorily meet the specific needs of the child.

(d) The multidisciplinary treatment team shall submit written reports to the court as required by the rules governing this type of proceeding or by the court, and shall meet as often as deemed necessary but at least every three months until the case is dismissed from the docket of the court. The multidisciplinary treatment team shall be available for status conferences and hearings as required by the court.

(e) If a respondent or co-petitioner admits the underlying allegations of child abuse or neglect, or both abuse and neglect, in the multidisciplinary treatment planning process, his or her statements may not be used in any subsequent criminal proceeding against him or her, except for perjury or false swearing.

§49-4-601. Petition to court when child believed neglected or abused; venue; notice; right to counsel; continuing legal education; findings; proceedings; procedure.

(a) *Petitioner and venue.* — If the department or a reputable person believes that a child is neglected or abused, the department or the person may present a petition setting forth the facts to the circuit court in the county in which the child resides, or if the petition is being brought by the department, in the county in which the custodial respondent or other named party abuser resides, or in which the abuse or neglect occurred, or to the judge of the court in vacation. Under no circumstance may a party file a petition in more than one county based on the same set of facts.

(b) *Contents of Petition.* — The petition shall be verified by the oath of some credible person having knowledge of the facts. The petition shall allege specific conduct including time and place, how the conduct comes within the statutory definition of neglect or abuse with references to the statute, any supportive services provided by the department to remedy the alleged circumstances, and the relief sought. Each petition shall name as a party each parent, guardian, custodian, other person standing in loco parentis

of or to the child allegedly neglected or abused and state with specificity whether each parent, guardian, custodian, or person standing in loco parentis is alleged to have abused or neglected the child.

(c) *Court action upon filing of petition.* — Upon filing of the petition, the court shall set a time and place for a hearing and shall appoint counsel for the child. When there is an order for temporary custody pursuant to this article, the preliminary hearing shall be held within ~~ten~~ 10 days of the order continuing or transferring custody, unless a continuance for a reasonable time is granted to a date certain, for good cause shown.

(d) *Department action upon filing of the petition.* — At the time of the institution of any proceeding under this article, the department shall provide supportive services in an effort to remedy circumstances detrimental to a child.

(e) *Notice of hearing.* —

(1) The petition and notice of the hearing shall be served by the sheriff's office, without additional compensation, upon both parents and any other guardian, custodian, or person standing in loco parentis, giving to the persons at least five days' actual notice of a preliminary hearing and at least ten days' notice of any other hearing.

(2) Notice shall be given to the department, any foster or pre-adoptive parent, and any relative providing care for the child.

(3) In cases where personal service within West Virginia cannot be obtained after due diligence upon any parent or other custodian, a copy of the petition and notice of the hearing shall be mailed to the person by certified mail, addressee only, return receipt requested, to the last known address of the person. If the person signs the certificate, service is complete and the certificate shall be filed as proof of the service with the clerk of the circuit court.

(4) If service cannot be obtained by personal service or by certified mail, notice shall be by publication as a Class II legal

advertisement in compliance with ~~article three, chapter fifty nine §59-3-1 et seq.~~ of this code.

(5) A notice of hearing shall specify the time and place of the hearings, the right to counsel of the child, parents, and other guardians, custodians, and other persons standing in loco parentis with the child and the fact that the proceedings can result in the permanent termination of the parental rights.

(6) Failure to object to defects in the petition and notice may not be construed as a waiver.

(f) *Right to counsel.* —

(1) In any proceeding under this article, the child shall have counsel to represent his or her interests at all stages of the proceedings.

(2) The court's initial order shall appoint counsel for the child, and for any parent, guardian, custodian, or other person standing in loco parentis with the child if such person is without retained counsel.

(3) The court shall, at the initial hearing in the matter, determine whether persons other than the child for whom counsel has been appointed:

(A) Have retained counsel; and

(B) Are financially able to retain counsel.

(4) A parent, guardian, custodian, or other person standing in loco parentis with the child who is alleged to have neglected or abused the child and who has not retained counsel and is financially unable to retain counsel beyond the initial hearing, shall be afforded appointed counsel at every stage of the proceedings.

(5) Under no circumstances may the same attorney represent both the child and another party. The same attorney may not represent more than one parent or custodian: *Provided*, That one attorney may represent both parents or custodians where both

parents or custodians consent to this representation after the attorney fully discloses to the client the possible conflict and where the attorney advises the court that he or she is able to represent each client without impairing his or her professional judgment; if more than one child from a family is involved in the proceeding, one attorney may represent all the children.

(6) A parent who is a co-petitioner is entitled to his or her own attorney.

(7) The court may allow to each attorney appointed pursuant to this section a fee in the same amount which appointed counsel can receive in felony cases.

(8) The court shall, sua sponte or upon motion, appoint counsel to any unrepresented party if, at any stage of the proceedings, the court determines doing so is necessary to satisfy the requirements of fundamental fairness.

(g) *Continuing education for counsel.* — Any attorney representing a party under this article shall receive a minimum of eight hours of continuing legal education training per reporting period on child abuse and neglect procedure and practice. In addition to this requirement, any attorney appointed to represent a child must first complete training on representation of children that is approved by the administrative office of the Supreme Court of Appeals. The Supreme Court of Appeals shall develop procedures for approval and certification of training required under this section. Where no attorney has completed the training required by this subsection, the court shall appoint a competent attorney with demonstrated knowledge of child welfare law to represent the parent or child. Any attorney appointed pursuant to this section shall perform all duties required of an attorney licensed to practice law in the State of West Virginia.

(h) *Right to be heard.* — In any proceeding pursuant to this article, the party or parties having custodial or other parental rights or responsibilities to the child shall be afforded a meaningful opportunity to be heard, including the opportunity to testify and to present and cross-examine witnesses. Foster parents, pre-adoptive

parents, and relative caregivers shall also have a meaningful opportunity to be heard.

(i) *Findings of the court.* — Where relevant, the court shall consider the efforts of the department to remedy the alleged circumstances. At the conclusion of the adjudicatory hearing, the court shall make a determination based upon the evidence and shall make findings of fact and conclusions of law as to whether the child is abused or neglected and whether the respondent is abusing, neglecting, or, if applicable, a battered parent, all of which shall be incorporated into the order of the court. The findings must be based upon conditions existing at the time of the filing of the petition and proven by clear and convincing evidence.

(j) *Priority of proceedings.* — Any petition filed and any proceeding held under this article shall, to the extent practicable, be given priority over any other civil action before the court, except proceedings under ~~section three hundred nine, article twenty-seven, chapter forty-eight~~ §48-27-309 of this code and actions in which trial is in progress. Any petition filed under this article shall be docketed immediately upon filing. Any hearing to be held at the end of an improvement period and any other hearing to be held during any proceedings under this article shall be held as nearly as practicable on successive days and, with respect to the hearing to be held at the end of an improvement period, shall be held as close in time as possible after the end of the improvement period and shall be held within ~~thirty~~ 30 days of the termination of the improvement period.

(k) *Procedural safeguards.* — The petition may not be taken as confessed. A transcript or recording shall be made of all proceedings unless waived by all parties to the proceeding. The rules of evidence shall apply. Following the court's determination, it shall ask the parents or custodians whether or not an appeal is desired and the response transcribed. A negative response may not be construed as a waiver. The evidence shall be transcribed and made available to the parties or their counsel as soon as practicable, if the transcript is required for purposes of further proceedings. If an indigent person intends to pursue further proceedings, the court reporter shall furnish a transcript of the hearing without cost to the

indigent person if an affidavit is filed stating that he or she cannot pay the transcript.

ARTICLE 9. FOSTER CARE OMBUDSMAN PROGRAM.

§49-9-101. The Foster Care Ombudsman.

(a) There is continued within the Office of the Inspector General the position of the West Virginia Foster Care Ombudsman. The Office of the Inspector General shall employ a Foster Care Ombudsman to affect the purposes of this article.

(b) In addition to the duties provided in §9-5-27 of this code, the duties of the Foster Care Ombudsman include, but are not limited to, the following:

(1) Establishing a statewide procedure to receive, investigate, and resolve complaints filed on behalf of a child who is subject to a reported allegation of abuse and neglect, or a foster child, foster parent, or kinship parent, or, on the Foster Care Ombudsman's own initiative, on behalf of a foster child, relating to action, inaction, or decisions of the state agency, child-placing agency, or residential care facility which may adversely affect the foster child, foster parent, or kinship parent;

(2) Review periodically and make appropriate recommendations for the policies and procedures established by any state agency providing services to foster children, foster parents, kinship parents, including, but not limited to, the system of providing foster care and treatment;

(3) Pursuant to an investigation, provide assistance to a foster child, foster parent, or kinship parent who the Foster Care Ombudsman determines is in need of assistance, including, but not limited to, collaborating with an agency, provider, or others on behalf of the best interests of the foster child;

(4) Recommend action when appropriate, including, but not limited to, undertaking legislative advocacy and making proposals for systemic reform and formal legal action, in order to secure and

ensure the legal, civil, and special rights of foster children who reside in this state;

(5) Conduct programs of public education when necessary and appropriate;

(6) Have input into the creation of, and thereafter make recommendations consistent with, ~~the foster children, foster parents, and kinship parents bill of rights~~ The Foster Child Bill of Rights in §49-2-126 of this code and The Foster and Kinship Parent Bill of Rights in §49-2-127 of this code;

(7) Take appropriate steps to advise the public of the services of the Foster Care Ombudsman, the purpose of the ombudsman, and procedures to contact the office; and

(8) Make inquiries and obtain assistance and information from other state governmental agencies or persons as the Foster Care Ombudsman requires for the discharge of his or her duties.

§49-9-103. Access to foster care children.

(a) The Foster Care Ombudsman shall, with proper identification, have access to a foster family or kinship family home, a state agency, a child-placing agency, or a residential care facility for the purposes of investigations of a complaint. The Foster Care Ombudsman may enter a foster family home, a state agency, a child-placing agency, or a residential care facility at a time appropriate to the complaint. The visit may be announced in advance or be made unannounced as appropriate to the complaint under investigation. Upon entry, the Foster Care Ombudsman shall promptly and personally advise the person in charge of his or her presence. If entry is refused by the person in charge, the Foster Care Ombudsman may apply to the magistrate court of the county in which a foster family home, a state agency, a child-placing agency, or a residential care facility is located for a warrant authorizing entry, and the court shall issue an appropriate warrant if it finds good cause therefor.

(b) For activities other than those specifically related to the investigation of a complaint, the Foster Care Ombudsman, upon

proper identification, shall have access to a foster family home, a state agency, a child-placing agency, or a residential care facility between the hours of 8:00 a.m. and 8:00 p.m. in order to:

(1) Provide information on the Foster Care Ombudsman Program to a foster child, foster parents, or kinship parents;

(2) Inform a foster child, a foster parent, or a kinship parent of his or her rights and entitlements, and his or her corresponding obligations, under applicable federal and state laws; and

(3) Direct the foster child, the foster parents, or the kinship parents to appropriate legal resources;

(c) Access to a foster family home, a state agency, a child-placing agency, or a residential care facility under this section shall be deemed to include the right to private communication with the foster child, ~~the~~ foster parents, or the kinship parents.

(d) A Foster Care Ombudsman who has access to a foster family home, a state agency, a child-placing agency, or a residential care facility under this section shall not enter the living area of a foster child, foster parent, or kinship parent without identifying himself or herself to the foster child, foster parent, or kinship parent. After identifying himself or herself, an ombudsman shall be permitted to enter the living area of a foster child, foster parent, or kinship parent unless that foster child, foster parent, or kinship parent communicates on that particular occasion the foster child, foster parents', or kinship parents' desire to prevent the ombudsman from entering. A foster child, foster parent, or kinship parent has the right to terminate, at any time, any visit by the Foster Care Ombudsman.

(e) Access to a foster family home, a state agency, a child-placing agency, or a residential care facility pursuant to this section includes the right to tour the facility unescorted.

§49-9-105. Subpoena powers.

(a) The Foster Care Ombudsman may, in the course of any investigation:

(1) Apply to the circuit court of the appropriate county or the Circuit Court of Kanawha County for the issuance of a subpoena to compel at a specific time and place, by subpoena, the appearance, before a person authorized to administer oaths, the sworn testimony of any person whom the Foster Care Ombudsman reasonably believes may be able to give information relating to a matter under investigation; or

(2) Apply to the circuit court of the appropriate county or the Circuit Court of Kanawha County for the issuance of a subpoena duces tecum to compel any person to produce at a specific time and place, before a person authorized to administer oaths, any documents, books, records, papers, objects, or other evidence which the Foster Care Ombudsman reasonably believes may relate to a matter under investigation.

(b) A subpoena or subpoena duces tecum applied for by the Foster Care Ombudsman may not be issued until a circuit court judge in term or vacation thereof has personally reviewed the application and accompanying affidavits and approved, by a signed order entered by the judge, the issuance of the subpoena or subpoena duces tecum. Subpoenas or subpoenas duces tecum applied for pursuant to this section may be issued on an ex parte basis following review and approval of the application by the judge in term or vacation thereof.

(c) The Attorney General shall, upon request, provide legal counsel and services to the Foster Care Ombudsman in all administrative proceedings and in all proceedings in any circuit court and the West Virginia Supreme Court of Appeals.

(d) The Foster Care Ombudsman or his or her staff shall not be compelled to testify or produce evidence in any judicial or administrative proceeding with respect to any matter involving the exercise of his or her official duties. All related memoranda, work product, notes, or case files of the Foster Care Ombudsman Office are confidential and are not subject to discovery, subpoena, or other means of legal compulsion, and are not admissible in evidence in a judicial or administrative proceeding. However, the Foster Care Ombudsman may provide testimony related to quarterly or annual

reports submitted to the Legislative Oversight Commission on Health and Human Resources Accountability provided for in §9-5-27 and §49-9-102 of this code.

§49-9-106. Cooperation among the government departments or agencies.

(a) The Foster Care Ombudsman shall have access to the records of any state government agency reasonably necessary to any investigation. The Foster Care Ombudsman shall be notified of and be allowed to observe any survey conducted by a government agency affecting the health, safety, welfare, or rights of the foster child, the foster parents, or the kinship parents.

(b) The Foster Care Ombudsman shall develop procedures to refer any complaint to any appropriate state government department, agency, or office.

(c) When abuse, neglect, or exploitation of a foster child is suspected, the Foster Care Ombudsman shall make a referral to the Bureau for ~~Children and Families~~ Social Services, Office of Health Facility Licensure and Certification, or both.

(d) Any state government department, agency, or office that responds to a complaint referred to it by the Foster Care Ombudsman Program shall make available to the Foster Care Ombudsman copies of inspection reports and plans of correction, and notices of any citations and sanctions levied against the foster family home, the child-placing agency, or the residential care facility identified in the complaint.

§49-9-107. Confidentiality of investigations.

(a) Information relating to any investigation of a complaint that contains the identity of the complainant or foster child, foster parent, or kinship parent shall remain confidential except:

(1) ~~Where disclosure is authorized in writing by the complainant foster child, foster parent, kinship parent, or the guardian~~ Where imminent risk of serious harm is communicated directly to the Foster Care Ombudsman or his or her staff;

(2) Where disclosure is necessary to the Bureau for ~~Children and Families~~ Social Services in order for such office to determine the appropriateness of initiating an investigation regarding potential abuse, neglect, or emergency circumstances; or

(3) Where disclosure is necessary to the Office of Health Facility Licensure and Certification in order for such office to determine the appropriateness of initiating an investigation to determine facility compliance with applicable rules of licensure, certification, or both.

(b) The Foster Care Ombudsman shall maintain confidentiality with respect to all matters including the identities of complainants, witnesses, or others from whom information is acquired, except insofar as disclosures may be necessary to enable the Foster Care Ombudsman to carry out duties of the office or to support recommendations.

~~(b)~~ (c) Notwithstanding any other section within this article, all information, records, and reports received by or developed by the Foster Care Ombudsman Program which relate to a foster child, foster parent, or kinship parent, including written material identifying a foster child, foster parent, or kinship parent, are confidential pursuant to §49-5-101 *et seq.* of this code, and are not subject to the provisions of §29B-1-1 *et seq.* of this code, and may not be disclosed or released by the Foster Care Ombudsman Program, except under the circumstances enumerated in this section.

~~(c)~~ (d) Nothing in this section prohibits the preparation and submission by the Foster Care Ombudsman of statistical data and reports, as required to implement the provisions of this article or any applicable federal law, exclusive of any material that identifies any foster child, foster parent, kinship parent, or complainant.

~~(d)~~ (e) The Inspector General shall have access to the records and files of the Foster Care Ombudsman Program to verify its effectiveness and quality where the identity of any complainant or foster child, foster parent, or kinship parent is not disclosed.

Engrossed Committee Substitute for House Bill 4344, as just amended, was then put upon its passage.

Pending discussion,

The question being "Shall Engrossed Committee Substitute for House Bill 4344 pass?"

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4344) passed.

At the request of Senator Maroney, as chair of the Committee on Health and Human Resources, and by unanimous consent, the unreported Health and Human Resources committee amendment to the title of the bill was withdrawn.

At the request of Senator Tarr, as chair of the Committee on Finance, unanimous consent being granted, the unreported Finance committee amendment to the title of the bill was withdrawn.

On motion of Senator Tarr, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. Com. Sub. for House Bill 4344—A Bill to repeal §49-2-125 of the Code of West Virginia, 1931, as amended; to amend and reenact §49-2-809; to amend and reenact §49-4-405 of said code; to amend and reenact §49-4-601; and to amend and reenact §49-9-101, §49-9-103, §49-9-105, §49-9-106 and §49-9-107 of said code, all relating to foster care; deleting outdated language; requiring that

any report by a healthcare provider mandatory reporter shall be automatically considered accepted by centralized intake and a referral for investigation made; requiring circuit courts to enable multidisciplinary treatment team to meet monthly; including managed care case coordinator in multidisciplinary treatment team; requiring sheriff's office to serve notice of hearing without additional compensation; requiring foster care ombudsman to make recommendations in accordance with the Foster Child Bill of Rights and the Foster and Kinship Parent Bill of Rights; authorizing ombudsman to have access to kinship family; exempting foster care ombudsman from testifying about official duties; making ombudsman's records confidential and not admissible in evidence; removing circumstance for authorizing disclosure of confidential matters; making investigation of complaint confidential except when imminent risk of harm reported to foster care ombudsman; and requiring ombudsman to maintain confidentiality with respect to all matters and exceptions.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Consideration of Engrossed Committee Substitute for House Bill 4344 having been concluded,

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 533, Relating to funding for health sciences and medical schools in state.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page two, following the article heading, by striking out §33-3-14e in its entirety and inserting in lieu thereof the following:

§33-3-14e. Use of insurance premium tax proceeds to support health sciences and medical schools.

(a) The Legislature recognizes that the schools of medicine, dentistry, nursing, and related programs of the Health Sciences Center of West Virginia University School of Medicine; the Medical School at Marshall University; and the West Virginia School of Osteopathic Medicine, each provide critical, medical, and related health educational and service opportunities for the significant benefit of the residents of the State of West Virginia. The Legislature finds and declares that it should dedicate a portion of the insurance tax proceeds credited to the general fund as contemplated by §33-3-14(c) of this code and §33-3-14a of this code to provide additional dedicated funds to the base of appropriation support for these schools.

(b) Effective July 1, 2022, to support these schools, and in addition to the base appropriations to these schools, the Governor shall include appropriations in each annual budget bill submitted to the Legislature from the amounts sent to the credit of the General Revenue Fund pursuant to §33-3-14(c) of this code and §33-3-14a of this code, as follows:

(1) To the schools of medicine, dentistry, nursing, and related programs of the Health Sciences Center of West Virginia University, \$14 million;

(2) To the School of Medicine at Marshall University, \$5,500,000; and

(3) To the West Virginia School of Osteopathic Medicine, \$3,900,000.

(c) These funds shall be dedicated quarterly from the collection of the insurance premium tax in the months of July, October, February, and April of each fiscal year. Each school as set forth in subsection (b) of this section shall receive their dedicated funds at the rate of one quarter of the full amount in each of those months.

(d) Nothing in this section shall be construed to limit or reduce the amount of total appropriations to schools of medicine,

dentistry, nursing, and related programs of the Health Sciences Center of West Virginia University, the Medical School at Marshall University, and the West Virginia School of Osteopathic Medicine to the amounts contemplated by this section.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 533—A Bill amend and reenact §11-19-2 of the Code of West Virginia, 1931, as amended; to amend said code by adding thereto a new section, designated §11-19-13; and to amend said code by adding thereto a new section, designated §33-3-14e, all relating to funding for health sciences and medical schools in this state; eliminating the direction of proceeds of the soda tax into special medical school fund; providing for the eventual elimination of the tax; providing for a sunset date; directing a portion of insurance premium tax to health sciences and medical schools in this state; setting out findings; providing for specific amounts to be directed to Health Sciences Center at West Virginia University, Marshall University School of Medicine, and West Virginia school of Osteopathic Medicine; providing for effective dates, providing for quarterly distribution for dedicated fund; and providing that the additional dedicated amounts directed from premium tax in addition to the base appropriations to these schools shall not limit or reduce total appropriation to the health sciences and medical schools.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Senate Bill 533, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings,

Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 533) passed with its House of Delegates amended title.

Senator Takubo moved that the bill take effect July 1, 2022.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 533) takes effect July 1, 2022.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, and requested the concurrence of the Senate in the House of Delegates amendment, as to

Eng. Com. Sub. for Senate Bill 568, Relating to health insurance loss ratio information.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendment to the bill was reported by the Clerk:

By striking everything after the enacting clause and inserting in lieu thereof the following:

ARTICLE 16. GROUP ACCIDENT AND SICKNESS INSURANCE.

§33-16-3c. Loss ratio.

If an insurer considers a loss ratio at the time of renewal of a policy, the insurer shall, upon request of an insured, provide the loss ratio and the components of the loss ratio calculation to the insured no more than 90 days but no less than 60 days before the renewal date of the policy. For purposes of this section, "loss ratio" means the total losses paid out in medical claims divided by the total earned premiums.

Medical claims do not include dental only or vision only coverage.

ARTICLE 24. HOSPITAL SERVICE CORPORATIONS, MEDICAL SERVICE CORPORATIONS, DENTAL SERVICE CORPORATIONS, AND HEALTH SERVICE CORPORATIONS.

§33-24-6a. Loss ratio.

If a corporation utilizes a group's loss ratio as a rating factor at the time of renewal of a policy, plan, or contract, the corporation shall, upon request of an insured or subscriber, provide the loss ratio and the components of the loss ratio calculation to the insured or subscriber no more than 90 days but no less than 60 days before the renewal date of the policy, plan, or contract. For purposes of this section, "loss ratio" means the total losses paid out in medical claims divided by the total earned premiums: *Provided*, That that the requirements of this section do not apply to a dental service corporation as that term is defined in this article.

ARTICLE 25. HEALTH CARE CORPORATIONS.**§33-25-10a. Loss ratio.**

If a corporation considers a loss ratio at the time of renewal of a policy, plan, or contract, the corporation shall, upon request of a subscriber, provide the loss ratio and the components of the loss ratio calculation to the subscriber no more than 90 days but no less than 60 days before the renewal date of the policy, plan, or contract. For purposes of this section, "loss ratio" means the total losses paid out in medical claims divided by the total earned premiums.

Medical claims do not include dental only or vision only coverage.

ARTICLE 25A. HEALTH MAINTENANCE ORGANIZATION ACT.**§33-25A-7b. Loss ratio.**

If a health maintenance organization considers a loss ratio at the time of renewal of a policy, plan, or contract, the health maintenance organization shall, upon request of a subscriber, provide the loss ratio and the components of the loss ratio calculation to the subscriber no more than 90 days but no less than 60 days before the renewal date of the policy, plan, or contract. For purposes of this section, "loss ratio" means the total losses paid out in medical claims divided by the total earned premiums: *Provided*, However, that medical claims do not include dental only or vision only coverage. For purposes of this section, "subscriber" does not include a subscriber or beneficiary of any policy, plan, or contract approved by the Bureau of Medical Services of the Department of Health and Human Resources and entered into by a health maintenance organization with Medicaid or the Children's Health Insurance Program.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendment to the bill.

Engrossed Committee Substitute for Senate Bill 568, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 568) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 656, Providing tax credit for certain corporations with child-care facilities for employees.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page one, following the enacting clause, by striking out the remainder of the bill and inserting in lieu thereof the following:

ARTICLE 21. PERSONAL INCOME TAX.

§11-21-97. Tax credit for employers providing child care for employees.

(a) Definitions — As used in this section, the term:

(1) "Commissioner" or "Tax Commissioner" are used interchangeably herein and mean the Tax Commissioner of the State of West Virginia, or his or her delegate;

(2) "Cost of operation" means reasonable direct operational costs incurred by an employer as a result of providing employer provided or employer sponsored child care facilities; *Provided*, That the term cost of operation shall exclude the cost of any property that is qualified child care property.

(3) "Department" or "Tax Department" means the West Virginia State Tax Department.

(4) "Employer" means any employer upon whom an income tax is imposed by this article.

(5) "Employer provided" refers to child care offered on the premises of the employer.

(6) "Premises of the employer" refers to any location within the State of West Virginia and located on the workplace premises of the employer providing the child care or one of the employers providing the child care in the event that the child care property is owned jointly or severally by the taxpayer and one or more unaffiliated employers; *Provided*, That if such workplace premises are impracticable or otherwise unsuitable for the on-site location of such child care facility, as determined by the commissioner, such facility may be located within a reasonable distance of the premises of the employer.

(7) "Qualified child care property" means all real property, other than land, and tangible personal property purchased or acquired on or after July 1, 2022, or which property is first placed in service on or after July 1, 2022, for use exclusively in the construction, expansion, improvement, or operation of an employer provided child care facility, but only if:

(A) The children who use the facility are primarily children of employees of:

(i) The taxpayer and other employers in the event that the child care property is owned jointly or severally by the taxpayer and one or more employers; or

(ii) A corporation that is a member of the taxpayer's "affiliated group" within the meaning of section 1504(a) of the Internal Revenue Code; and

(B) The taxpayer has not previously claimed any tax credit for the cost of operation for such qualified child care property placed in service prior to taxable years beginning on or after January 1, 2022.

Qualified child care property includes, but is not limited to, amounts expended on building, improvements, and building improvements and furniture, fixtures, and equipment directly related to the operation of child care property as defined in this section.

(8) "Recapture amount" means, with respect to property as to which a recapture event has occurred, an amount equal to the applicable recapture percentage of the aggregate credits claimed under subsection (d) of this Section for all taxable years preceding the recapture year, whether or not such credits were used.

(9) "Recapture event" means any disposition of qualified child care property by the taxpayer, or any other event or circumstance under which property ceases to be qualified child care property with respect to the taxpayer, except for:

(A) Any transfer by reason of death;

(B) Any transfer between spouses or incident to divorce;

(C) Any transaction to which Section 381(a) of the Internal Revenue Code applies;

(D) Any change in the form of conducting the taxpayer's trade or business so long as the property is retained in such trade or business as qualified child care property and the taxpayer retains a substantial interest in such trade or business; or

(E) Any accident or casualty.

(10) "Recapture percentage" refers to the applicable percentage set forth in the following table:

If the recapture event occurs within-The recapture percentage is:

| | |
|--|------------|
| <u>Five full years after the qualified child care property is placed in service</u> | <u>100</u> |
| <u>The sixth full year after the qualified child care property is placed in service</u> | <u>90</u> |
| <u>The seventh full year after the qualified child care property is placed in service</u> | <u>80</u> |
| <u>The eighth full year after the qualified child care property is placed in service</u> | <u>70</u> |
| <u>The ninth full year after the qualified child care property is placed in service</u> | <u>60</u> |
| <u>The tenth full year after the qualified child care property is placed in service</u> | <u>50</u> |
| <u>The eleventh full year after the qualified child care property is placed in service</u> | <u>40</u> |
| <u>The twelfth full year after the qualified child care property is placed in service</u> | <u>30</u> |
| <u>The thirteenth full year after the qualified child care property is placed in service</u> | <u>20</u> |

The fourteenth full year after the qualified child care property is placed in service10

Any period after the close of the fourteenth full year after the qualified child care property is placed in service0

(11) "Recapture year" means the taxable year in which a recapture event occurs with respect to qualified child care property.

(b) Credit for Capital Investment in Child Care Property — A taxpayer shall be allowed a credit against the tax imposed under this article for the taxable year in which the taxpayer first places in service qualified child care property and for each of the ensuing four taxable years following such taxable year. The aggregate amount of the credit shall equal 50 percent of the cost of all qualified child care property purchased or acquired by the taxpayer and first placed in service during a taxable year, and such credit may be claimed at a rate of 20 percent per year over a period of five taxable years. In the case of a qualified child care property jointly owned by two or more unaffiliated employers, each employer's credit is limited to that employer's respective investment in the qualified child care property.

(c) Limitations on Capital Investment Credit — The tax credit allowable under subsection (b) of this Section shall be subject to the following conditions and limitations:

(1) Any such credit claimed in any taxable year but not used in such taxable year may be carried forward for three years from the close of such taxable year. The sale, merger, acquisition, or bankruptcy of any taxpayer shall not create new eligibility for the credit in any succeeding taxpayer;

(2) In no event shall the amount of any such tax credit allowed under subsection (b) of this section, when combined with any such tax credit allowed under subsection (e) of this section, including any carryover of such credits from a prior taxable year, exceed 100 percent of the taxpayer's income tax liability as determined without regard to any other credits; and

(3) For every year in which a taxpayer claims such credit, the taxpayer shall attach a schedule to the taxpayer's West Virginia income tax return setting forth the following information with respect to such tax credit:

(A) A description of the child care facility;

(B) The amount of qualified child care property acquired during the taxable year and the cost of such property;

(C) The amount of tax credit claimed for the taxable year;

(D) The amount of qualified child care property acquired in prior taxable years and the cost of such property;

(E) Any tax credit utilized by the taxpayer in prior taxable years;

(F) The amount of tax credit carried over from prior years;

(G) The amount of tax credit utilized by the taxpayer in the current taxable year;

(H) The amount of tax credit to be carried forward to subsequent tax years; and

(I) A description of any recapture event occurring during the taxable year, a calculation of the resulting reduction in tax credits allowable for the recapture year and future taxable years, and a calculation of the resulting increase in tax for the recapture year.

(d) *Recapture of Credit* — If a recapture event occurs with respect to qualified child care property:

(1) The credit otherwise allowable under subsection (b) of this section with respect to such property for the recapture year and all subsequent taxable years shall be reduced by the applicable recapture percentage; and

(2) All credits previously claimed with respect to such property under subsection (b) of this Section shall be recaptured as follows:

(A) Any carryover attributable to such credits pursuant to subdivision (1) of subsection (c) of this section shall be reduced, but not below zero, by the recapture amount;

(B) The tax credit otherwise allowable pursuant to subsection (b) of this section for the recapture year, if any, as reduced pursuant to subdivision (1) of this subsection, shall be further reduced, but not below zero, by the excess of the recapture amount over the amount taken into account pursuant to paragraph (A) of this subdivision; and

(C) The tax imposed pursuant to this article for the recapture year shall be increased by the excess of the recapture amount over the amounts taken into account pursuant to paragraphs (A) and (B) of this subdivision, as applicable.

(e) *Credit for Operating Costs* — In addition to the tax credit provided under subsection (b) of this Section, a tax credit against the tax imposed under this article shall be granted to an employer who provides or sponsors child care for employees. The amount of the tax credit shall be equal to 50% percent of the cost of operation to the employer less any amounts paid for by employees during a taxable year.

(f) *Limitations on Credit for Operating Costs* — The tax credit allowed under subsection (e) of this Section shall be subject to the following conditions and limitations:

(1) Such credit shall when combined with the credit allowed under subsection (b) shall not exceed 100 percent of the amount of the taxpayer's income tax liability for the taxable year as determined without regard to any other credits;

(2) Any such credit claimed but not used in any taxable year may be carried forward for five years from the close of the taxable year in which the cost of operation was incurred; and

(3) The employer shall certify to the department the names of the employees, the name of the child care provider, and such other information as may be required by the department to ensure that

credits are granted only to employers who provide or sponsor approved child care pursuant to this Section.

(g) Rules —The Tax Commissioner may promulgate such interpretive, legislative and procedural rules as the Commissioner deems to be useful or necessary to carry out the purpose of this section and to implement the intent of the Legislature. The Tax Commissioner may promulgate emergency rules pursuant to the provisions of §29A-3-15 of this code.

ARTICLE 24. CORPORATION NET INCOME TAX.

§11-24-44. Tax credit for employers providing child care for employees.

(a) Definitions — As used in this section, the term:

(1) "Commissioner" or "Tax Commissioner" are used interchangeably herein and mean the Tax Commissioner of the State of West Virginia, or his or her delegate;

(2) "Cost of operation" means reasonable direct operational costs incurred by an employer as a result of providing employer provided or employer sponsored child care facilities; provided, however, that the term cost of operation shall exclude the cost of any property that is qualified child care property.

(3) "Department" or "Tax Department" means the West Virginia State Tax Department.

(4) "Employer" means any employer upon whom an income tax is imposed by this article or any employer organized as a nonprofit corporation under Internal Revenue Code § 501(c)(3) or § 501(c)(6) that is exempt from the tax imposed by this article pursuant to §11-24-5.

(5) "Employer provided" refers to child care offered on the premises of the employer.

(6) "Premises of the employer" refers to any location within the State of West Virginia and located on the workplace premises of

the employer providing the child care or one of the employers providing the child care in the event that the child care property is owned jointly or severally by the taxpayer and one or more unaffiliated employers; provided, however, that if such workplace premises are impracticable or otherwise unsuitable for the on-site location of such child care facility, as determined by the commissioner, such facility may be located within a reasonable distance of the premises of the employer.

(7) "Qualified child care property" means all real property, other than land, and tangible personal property purchased or acquired on or after July 1, 2022, or which property is first placed in service on or after July 1, 2022, for use exclusively in the construction, expansion, improvement, or operation of an employer provided child care facility, but only if:

(A) The children who use the facility are primarily children of employees of:

(i) The taxpayer and other employers in the event that the child care property is owned jointly or severally by the taxpayer and one or more employers; or

(ii) A corporation that is a member of the taxpayer's "affiliated group" within the meaning of Section 1504(a) of the Internal Revenue Code; and

(B) The taxpayer has not previously claimed any tax credit for the cost of operation for such qualified child care property placed in service prior to taxable years beginning on or after January 1, 2022.

Qualified child care property includes, but is not limited to, amounts expended on building, improvements, and building improvements and furniture, fixtures, and equipment directly related to the operation of child care property as defined in this section.

(8) "Recapture amount" means, with respect to property as to which a recapture event has occurred, an amount equal to the applicable recapture percentage of the aggregate credits claimed

under subsection (d) of this section for all taxable years preceding the recapture year, whether or not such credits were used.

(9) "Recapture event" refers to any disposition of qualified child care property by the taxpayer, or any other event or circumstance under which property ceases to be qualified child care property with respect to the taxpayer, except for:

(A) Any transfer by reason of death;

(B) Any transfer between spouses or incident to divorce;

(C) Any transaction to which Section 381(a) of the Internal Revenue Code applies;

(D) Any change in the form of conducting the taxpayer's trade or business so long as the property is retained in such trade or business as qualified child care property and the taxpayer retains a substantial interest in such trade or business; or

(E) Any accident or casualty.

(10) "Recapture percentage" refers to the applicable percentage set forth in the following table:

If the recapture event occurs within-The recapture percentage is:

Five full years after the qualified child care property is placed in service100

The sixth full year after the qualified child care property is placed in service90

The seventh full year after the qualified child care property is placed in service80

The eighth full year after the qualified child care property is placed in service70

| | |
|--|-----------|
| <u>The ninth full year after the qualified child care property is placed in service</u> | <u>60</u> |
| <u>The tenth full year after the qualified child care property is placed in service</u> | <u>50</u> |
| <u>The eleventh full year after the qualified child care property is placed in service</u> | <u>40</u> |
| <u>The twelfth full year after the qualified child care property is placed in service</u> | <u>30</u> |
| <u>The thirteenth full year after the qualified child care property is placed in service</u> | <u>20</u> |
| <u>The fourteenth full year after the qualified child care property is placed in service</u> | <u>10</u> |
| <u>Any period after the close of the fourteenth full year after the qualified child care property is placed in service</u> | <u>0</u> |

(11) "Recapture year" means the taxable year in which a recapture event occurs with respect to qualified child care property.

(b) Credit for Capital Investment in Child Care Property — A taxpayer shall be allowed a credit against the tax imposed under this article for the taxable year in which the taxpayer first places in service qualified child care property and for each of the ensuing four taxable years following such taxable year. The aggregate amount of the credit shall equal 50 percent of the cost of all qualified child care property purchased or acquired by the taxpayer and first placed in service during a taxable year, and such credit may be claimed at a rate of 20 percent per year over a period of five taxable years. In the case of a qualified child care property jointly owned by two or more unaffiliated employers, each

employer's credit is limited to that employer's respective investment in the qualified child care property.

(c) *Limitations on Capital Investment Credit* — The tax credit allowable under subsection (b) of this section shall be subject to the following conditions and limitations:

(1) Any such credit claimed in any taxable year but not used in such taxable year may be carried forward for three years from the close of such taxable year. The sale, merger, acquisition, or bankruptcy of any taxpayer shall not create new eligibility for the credit in any succeeding taxpayer;

(2) In no event shall the amount of any such tax credit allowed under subsection (b) of this section, when combined with any such tax credit allowed under subsection (e) of this section, including any carryover of such credits from a prior taxable year, exceed 100 percent of the taxpayer's income tax liability as determined without regard to any other credits; and

(3) For every year in which a taxpayer claims such credit, the taxpayer shall attach a schedule to the taxpayer's West Virginia income tax return setting forth the following information with respect to such tax credit:

(A) A description of the child care facility;

(B) The amount of qualified child care property acquired during the taxable year and the cost of such property;

(C) The amount of tax credit claimed for the taxable year;

(D) The amount of qualified child care property acquired in prior taxable years and the cost of such property;

(E) Any tax credit utilized by the taxpayer in prior taxable years;

(F) The amount of tax credit carried over from prior years;

(G) The amount of tax credit utilized by the taxpayer in the current taxable year;

(H) The amount of tax credit to be carried forward to subsequent tax years; and

(I) A description of any recapture event occurring during the taxable year, a calculation of the resulting reduction in tax credits allowable for the recapture year and future taxable years, and a calculation of the resulting increase in tax for the recapture year.

(d) *Recapture of Credit* — If a recapture event occurs with respect to qualified child care property:

(1) The credit otherwise allowable under subsection (b) of this section with respect to such property for the recapture year and all subsequent taxable years shall be reduced by the applicable recapture percentage; and

(2) All credits previously claimed with respect to such property under subsection (b) of this Section shall be recaptured as follows:

(A) Any carryover attributable to such credits pursuant to subdivision (1) of subsection (c) of this section shall be reduced, but not below zero, by the recapture amount;

(B) The tax credit otherwise allowable pursuant to subsection (b) of this section for the recapture year, if any, as reduced pursuant to subdivision (1) of this subsection, shall be further reduced, but not below zero, by the excess of the recapture amount over the amount taken into account pursuant to paragraph (A) of this subdivision; and

(C) The tax imposed pursuant to this article for the recapture year shall be increased by the excess of the recapture amount over the amounts taken into account pursuant to paragraphs (A) and (B) of this subdivision, as applicable.

(e) *Credit for Operating Costs* — In addition to the tax credit provided under subsection (b) of this Section, a tax credit against the tax imposed under this article shall be granted to an employer who provides or sponsors child care for employees. The amount of the tax credit shall be equal to 50 percent of the cost of operation

to the employer less any amounts paid for by employees during a taxable year.

(f) *Limitations on Credit for Operating Costs* — The tax credit allowed under subsection (e) of this Section shall be subject to the following conditions and limitations:

(1) Such credit shall when combined with the credit allowed under subsection (b) shall not exceed 100 percent of the amount of the taxpayer's income tax liability for the taxable year as determined without regard to any other credits;

(2) Any such credit claimed but not used in any taxable year may be carried forward for five years from the close of the taxable year in which the cost of operation was incurred; and

(3) The employer shall certify to the department the names of the employees, the name of the child care provider, and such other information as may be required by the department to ensure that credits are granted only to employers who provide or sponsor approved child care pursuant to this Section.

(g) *Transferrable Credit Available to Non-Profit Corporations* — In the case of non-profit corporations organized under Internal Revenue Code §501(c)(3) or §501(c)(6), which are exempt from tax under this article pursuant to §11-24-5 of this code, a credit in the amount calculated under the provisions of this section shall be available as a transferrable credit that may be transferred, sold or assigned to any other taxpayer to be applied against the tax owed under this article. Pursuant to rules promulgated by the Tax Department, a non-profit corporation applicant shall provide a schedule to the Tax Department with all information required under §11-24-44(c)(3) of this code. The Tax Department shall within 90 days certify the amount of transferrable credit available to be transferred, sold or assigned to another taxpayer. Any transferee, purchaser, or assignee of non-profit corporation credits certified to a non-profit corporation under this section takes the transferred, purchased, or assigned credits subject to any limitations placed on the amount of credit taken in a given year by

§11-24-44(b), §11-24-44(c), §11-24-44(e) and §11-24-44(f) of this code.

(h) Rules —The Tax Commissioner may promulgate such interpretive, legislative and procedural rules as the Commissioner deems to be useful or necessary to carry out the purpose of this section and to implement the intent of the Legislature. The Tax Commissioner may promulgate emergency rules pursuant to the provisions of §29A-3-15 of this code.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 656—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-21-97; and to amend said code by adding thereto a new section §11-24-44, all relating to providing a tax credit against the state corporate net income tax and the state personal income tax for expenditures related to the establishment and operation of employer-provided or sponsored child-care facilities; defining terms; providing for rulemaking; setting the amount of the credit; providing for limitation of the credit; providing for transferrable credit available to non-profit corporations; and providing for a recapture process.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Senate Bill 656, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Lindsay, Maroney, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—30.

The nays were: Azinger, Karnes, and Martin—3.

Absent: Plymale—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 656) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, to take effect from passage, and requested the concurrence of the Senate in the House of Delegates amendment, as to

Eng. Senate Bill 729, Relating to funding for infrastructure and economic development projects in WV.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendment to the bill was reported by the Clerk:

On page 1, following the enacting clause, by striking the remainder of the bill in its entirety and inserting in lieu thereof the following:

CHAPTER 12. PUBLIC MONEYS AND SECURITIES.

ARTICLE 6C. WEST VIRGINIA BOARD OF TREASURY INVESTMENTS.

§12-6C-11. Legislative findings; loans for industrial development; availability of funds and interest rates.

~~(a) The Legislature finds and declares that the citizens of the state benefit from the creation of jobs and businesses within the state; that business and industrial development loan programs provide for economic growth and stimulation within the state; that loans from pools established in the Consolidated Fund will assist in providing the needed capital to assist business and industrial~~

~~development; and that time constraints relating to business and industrial development projects prohibit duplicative review by both the board and West Virginia Economic Development Authority Board.~~

(b) Subject to a liquidity determination, the West Virginia Board of Treasury Investments shall make a revolving loan available to the West Virginia Economic Development Authority in an amount of up to \$200 million. The revolving loan shall be used for business or industrial development projects authorized by §31-15-7 of this code and to consolidate existing loans authorized to be made to the West Virginia Economic Development Authority pursuant to this section and pursuant to §31-15-20 of this code which authorizes a \$150 million revolving loan and §31-18B-1 *et seq.* of this code which authorizes a \$50 million investment pool: *Provided,* That the West Virginia Economic Development Authority may not loan more than \$15 million for any one business or industrial development project. The revolving loan authorized by this subsection shall be secured by one note at a variable interest rate equal to 50 percent of the West Virginia Economic Development Authority's weighted average interest rate for outstanding loans in the Business and Industrial Development Loan Program authorized by §31-15-7 of this code. The rate may not be lower than 1.50 percent and must be reset on July 1 of each year. Monthly payments made by the West Virginia Economic Development Authority to the board shall be calculated on a 120-month amortization. The revolving loan is secured by a security interest that pledges and assigns the cash proceeds of collateral from all loans under this revolving loan pool. The West Virginia Economic Development Authority may also pledge as collateral certain revenue streams from other revolving loan pools which source of funds does not originate from federal sources or from the board.

(c) The outstanding principal balance of the revolving loan from the board to the West Virginia Economic Development Authority may at no time exceed 103 percent of the aggregate outstanding principal balance of the business and industrial loans from the West Virginia Economic Development Authority to

economic development projects funded from this revolving loan pool. The independent audit of the West Virginia Economic Development Authority financial records shall annually certify that 103 percent requirement.

(d) The interest rates and maturity dates on the loans made by the West Virginia Economic Development Authority for business and industrial development projects authorized by §31-15-7 of this code shall be at competitive rates and maturities as determined by the West Virginia Economic Development Authority Board.

(e) Any and all outstanding loans made by the West Virginia Board of Treasury Investments, or any predecessor entity, to the West Virginia Economic Development Authority are refundable by proceeds of the revolving loan contained in this section and the board shall make no loans to the West Virginia Economic Development Authority pursuant to §31-15-20 of this code or §31-18B-1 *et seq.* of this code.

(f) The directors of the West Virginia Board of Treasury Investments shall bear no fiduciary responsibility with regard to any of the loans contemplated in this section.

(g) *Inspection of records.* — Within 30 days of receiving a written request from the board, the authority shall provide the board with the opportunity to inspect and copy any records in the custody of the authority related to any loan issued by the board to the authority or any loan from the authority to a third party funded by a loan issued by the board. Records to be made available pursuant to this subsection include, but are not limited to, accounting records, loan applications, loan agreements, board minutes, audit reports, and transaction records. Records of the authority held, from time to time, by the board pursuant to this subsection that are exempt from disclosure pursuant to the provisions of §31-15-22 of this code or §29B-1-1 *et seq.* of this code shall remain so while held by the board.

(h) Notwithstanding any other provision of this code to the contrary, the West Virginia Economic Development Authority shall pay to the West Virginia Board of Treasury Investments the

entire outstanding balance of the revolving loan authorized by this section within 30 days of the balance in the Economic Development Project Fund created in §31-15-23a of this code becoming \$600 million or more. Upon the repayment of the outstanding loan balance, the revolving loan authorized by this section shall terminate and no additional loan moneys shall be made available to the West Virginia Economic Development Authority pursuant to this section.

§12-6C-11b. Infrastructure investment reimbursement fund.

(a) The West Virginia Board of Treasury Investments shall make available to the Department of Transportation, subject to a liquidity determination, a revolving loan of up to \$200 million from the Consolidated Fund for the purposes authorized by this section. The loan moneys shall be deposited in a special revenue fund, known as the Infrastructure Investment Reimbursement Fund.

(b) The Board of Treasury Investments shall make the loan moneys authorized by this section available upon receipt of the following:

(1) A written request by the Secretary of the Department of Transportation that the board deposit a specific amount of loan moneys, subject to the limitations provided in this section, into the Infrastructure Investment Reimbursement Fund;

(2) A written statement by the Secretary of the Department of Transportation certifying that the Department of Transportation will use the loan moneys for expenditures meeting the requirements of subsection (c) of this section; and

(3) Copies of any available documents demonstrating that the planned expenditures of loan moneys meet the requirements of subsection (c) of this section, including but not limited to any agreement or contract entered into by the Department of Transportation and the federal government.

(c) The Secretary of the Department of Transportation may authorize expenditures from the Infrastructure Investment Reimbursement Fund that qualify for cost reimbursement

according to an agreement with the federal government pursuant to the Infrastructure Investment and Jobs Act, Public Law 117-58, 135 Stat. 429 (2021): *Provided*, That the Secretary may also authorize expenditures to political subdivisions of the state pursuant to agreements they may have with the federal government pursuant to the Infrastructure Investment and Jobs Act, Public Law 117-58, 135 Stat. 429 (2021). If the federal reimbursement to the Department of Transportation or a political subdivision of the state pursuant to an agreement is less than one hundred percent of the amount that must be expended by the Secretary or political subdivision, the Secretary may only request an amount equal to the expected reimbursement.

(d) Upon receiving moneys from the federal government to reimburse for expenditures from the Infrastructure Investment Reimbursement Fund, the Secretary of the Department of Transportation or political subdivision shall immediately reimburse the Infrastructure Investment Reimbursement Fund in an amount equal to the pro rata amount the expenditure from the fund is to the whole reimbursement payment.

(e) Any balance remaining in the fund at the end of each fiscal year shall be transferred to the Consolidated Fund. If, at any time during a fiscal year, the secretary determines that the balance in the fund exceeds the amount required for expenditures authorized in subsection (c) of this section, the Secretary shall provide notice of said determination to the Board of Treasury Investments and the balance of the fund shall be transferred to the Consolidated Fund.

(f) The secretary shall prepare and submit a quarterly report to the Joint Committee on Government and Finance, the Board of Treasury Investments, and the Governor which shall include, at a minimum:

(1) The aggregate outstanding amount of the loan authorized by this section; and

(2) For each project for which loan moneys were expended, the status of the project, the estimated completion date of the project, the amount of loan moneys expended for the project, the amount

of state road moneys expended for the project, the amount of federal reimbursement moneys received for the project, and the remaining amount of federal reimbursement moneys projected to be received for the project.

(g) Upon request of the Board of Treasury Investments, the Secretary of the Department of Transportation shall provide the board with the opportunity to inspect and copy any records in the custody of the Department related to any transaction involving the Infrastructure Investment Reimbursement Fund. Records to be made available pursuant to this subsection include, but are not limited to, accounting records, contracts or agreements, audit reports, and transaction records.

CHAPTER 31. CORPORATIONS.

ARTICLE 15. WEST VIRGINIA ECONOMIC DEVELOPMENT AUTHORITY.

§31-15-20. AUTHORITY OF THE BOARD OF INVESTMENTS.

[Repealed].

§31-15-23a. Economic Development Project Fund.

(a) For the purposes of this section, the term "high impact development project" means a project meeting the following criteria, according to a resolution adopted in a meeting of the authority:

(1) The project has been approved for financing by the authority in an amount of \$50 million or greater;

(2) The development agency or enterprise undertaking the project will privately invest an amount of \$50 million or greater in the project; and

(3) The project is reasonably projected to create 200 or more jobs in the state.

(b) There is hereby created a special revenue fund in the State Treasury known as the Economic Development Project Fund. Expenditures from the fund shall be for the purposes set forth in this section and are not authorized from collections but are to be made only in accordance with appropriation by the Legislature and in accordance with the provisions of §12-3-1 et seq. of this code. The fund shall consist of all moneys appropriated to the Economic Development Authority during the regular session of the Legislature, 2022, from available revenue surplus funds, transfers from the Industrial Development Loans (fund 9061), any earnings or interest accruing to said fund, and any other moneys appropriated to said fund by the Legislature.

(c) The Economic Development Authority shall transfer all funds in the Industrial Development Loans (fund 9061) to the Economic Development Project Fund created by this section and any loan repayments or other amounts that would otherwise have been paid into the Industrial Development Loans (fund 9061) shall be paid into the Economic Development Project Fund created by this section.

(d) The authority may use moneys in the Economic Development Project Fund to finance projects of industrial development agencies or enterprises according to the requirements of this article: *Provided*, That a minimum of \$400 million in the fund must be reserved to finance high impact development projects.

(e) The authority shall keep itemized records of all fund transactions and agreements entered into in furtherance of Economic Development Project Fund expenditures. In administering the fund, the authority shall adopt appropriate accounting practices and internal controls, including but not limited to, strict compliance with the requirements of §5A-8-9 of this code. Fund transactions shall be subject to an annual audit by an independent firm of certified public accountants.

(f) The authority shall prepare and submit to the Joint Committee on Government and Finance and the Governor an annual report addressing the status of each project with outstanding

financing issued pursuant to this section. The report shall, at a minimum, provide project-specific data addressing:

(1) The outstanding amount of Authority financing for each project;

(2) The total amount of private investment in each project;

(3) The number of jobs created by each project since the project's inception; and

(4) The number of jobs maintained by each project.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendment to the bill.

Engrossed Senate Bill 729, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 729) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 729) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, and requested the concurrence of the Senate in the House of Delegates amendment, as to

Eng. Com. Sub. for Senate Bill 138, Relating to Board of Medicine composition.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendment to the bill was reported by the Clerk:

On page 1 by striking everything after the enacting clause and inserting in lieu thereof:

ARTICLE 3. WEST VIRGINIA MEDICAL PRACTICE ACT.

§30-3-5. West Virginia Board of Medicine powers and duties continued; appointment and terms of members; vacancies; removal.

The West Virginia Board of Medicine has assumed, carried on, and succeeded to all the duties, rights, powers, obligations, and liabilities heretofore belonging to or exercised by the Medical Licensing Board of West Virginia. All the rules, orders, rulings, licenses, certificates, permits, and other acts and undertakings of the Medical Licensing Board of West Virginia as heretofore constituted have continued as those of the West Virginia Board of

Medicine until they expired or were amended, altered, or revoked. The board remains the sole authority for the issuance of licenses to practice medicine and surgery, to practice podiatry, and to practice as physician assistants in this state under the supervision of physicians licensed under this article. The board shall continue to be a regulatory and disciplinary body for the practice of medicine and surgery, the practice of podiatry, and for physician assistants in this state.

The board shall consist of ~~sixteen~~ 15 members. One member shall be the state health officer ex officio, with the right to vote as a member of the board. The other ~~fifteen~~ 14 members shall be appointed by the Governor, with the advice and consent of the Senate. Eight of the members shall be appointed from among individuals holding the degree of doctor of medicine, and ~~two~~ one shall hold the degree of doctor of podiatric medicine. Two members shall be physician assistants licensed by the board. Each of these members must be duly licensed to practice his or her profession in this state on the date of appointment and must have been licensed and actively practicing that profession for at least five years immediately preceding the date of appointment. Three lay members shall be appointed to represent health care consumers. Neither the lay members nor any person of the lay members' immediate families shall be a provider of or be employed by a provider of health care services. The state health officer's term shall continue for the period that he or she holds office as state health officer. Each other member of the board shall be appointed to serve a term of five years: *Provided*, That the members of the Board of Medicine holding appointments on the effective date of this section shall continue to serve as members of the Board of Medicine until the expiration of their term unless sooner removed. Each term shall begin on October 1 of the applicable year and a member may not be appointed to more than two consecutive full terms on the board.

A person is not eligible for membership on the board who is a member of any political party executive committee or, with the exception of the state health officer, who holds any public office or public employment under the federal government or under the government of this state or any political subdivision thereof.

In making appointments to the board, the Governor shall, so far as practicable, select the members from different geographical sections of the state. When a vacancy on the board occurs and less than one year remains in the unexpired term, the appointee shall be eligible to serve the remainder of the unexpired term and two consecutive full terms on the board.

No member may be removed from office by the Governor except for official misconduct, incompetence, neglect of duty, or gross immorality: *Provided*, That the expiration, surrender, or revocation of the professional license by the board of a member of the board shall cause the membership to immediately and automatically terminate.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendment to the bill.

Engrossed Committee Substitute for Senate Bill 138, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 138) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the

concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 246, Requiring newly constructed public schools and public schools with major improvements to have water bottle filling stations.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page two, section two, line seven, following the word "furnishings" and the semicolon, by inserting the word "and";

On page two, section two, line nine, following the word "operational", by striking out the semicolon and inserting in lieu thereof a period;

On page two, section two, line ten, by striking out the paragraph designation "(D)";

On page three, section three, line twenty-six, following the words "boards shall", by inserting the words "adopt a policy to";

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 246—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §18-9G-1, §18-9G-2, and §18-9G-3, all relating to imposing water bottle filling station requirements for newly constructed public school buildings and existing public school buildings undergoing a major improvement; purpose; defining terms; requiring State Board of Education rules; setting forth requirements for any water bottle filling station installed in a public school building; and requiring county boards to adopt policies to

permit students in schools with water bottle filling stations to carry water bottles.

Senator Takubo moved that the Senate concur in the House of Delegates amendments to the bill.

Following discussion,

The question being on the adoption of Senator Takubo's aforesated motion, the same was put and prevailed.

Engrossed Committee Substitute for Senate Bill 246, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Plymale—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 246) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

On motion of Senator Takubo, at 9:28 p.m., the Senate recessed until 9:45 p.m. tonight.

The Senate reconvened at 9:56 p.m. and proceeded to the eighth order of business and the consideration of

Eng. Com. Sub. for House Bill 4607, To remove opioid treatment programs from requiring a certificate of need.

On third reading, coming up in deferred order, with the unreported Health and Human Resources committee amendment pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was read a third time.

At the request of Senator Takubo, as member of the Committee on Health and Human Resources, and by unanimous consent, the unreported Health and Human Resources committee amendment to the bill was withdrawn.

At the request of Senator Takubo, unanimous consent being granted, further consideration of the bill was deferred until the conclusion of today's third reading calendar.

The Senate then resumed consideration of the remainder of its third reading calendar.

Eng. House Joint Resolution 104, Providing Term Limits for certain Constitutional Officers.

On third reading, coming up in regular order, with the unreported Judiciary committee amendment pending, and with the right having been granted on yesterday, Friday, March 11, 2022, for further amendments to be received on third reading, was read a third time.

The following amendment to the resolution, from the Committee on the Judiciary, was reported by the Clerk:

By striking out everything after the resolved clause and inserting in lieu thereof the following:

That the question of ratification or rejection of an amendment to the Constitution of the State of West Virginia be submitted to the voters of the state at the next general election to be held in the year 2022, which proposed amendment is that section four, article VII thereof, be amended to read as follows:

ARTICLE VII. EXECUTIVE DEPARTMENT.**§4. Eligibility.**

None of the executive officers mentioned in this article shall hold any other office during the term of his or her service.

A person who has been elected or who has served as Governor during all or any part of two consecutive terms shall be ineligible for the office of Governor during any part of the term immediately following the second of the two consecutive terms. ~~The person holding the office of governor when this section is ratified shall not be prevented from holding the office of governor during the term immediately following the term he is then serving.~~

After January 1, 2025, a person may not serve more than three consecutive terms in one of the following offices: Secretary of State, State Auditor, State Treasurer, Attorney General, or Commissioner of Agriculture. Service of a term or partial term which begins prior to January 1, 2025, shall not be counted for the purposes of this limitation. Service of a term or partial term which begins after January 1, 2025, shall be counted for the purposes of this limitation.

Resolved further, That in accordance with the provisions of article eleven, chapter three of the Code of West Virginia, 1931, as amended, such amendment is hereby numbered "Amendment No. 1" and designated as the "Constitutional Officer Term Limit Amendment" and the purpose of the proposed amendment is summarized as follows: "To prevent any person from serving in the office of Secretary of State, Auditor, Treasurer, Commissioner of Agriculture, or Attorney General for more than three consecutive terms for terms beginning after January 1, 2025".

Following discussion,

The question being on the adoption of the Judiciary committee amendment to the resolution, the same was put and prevailed.

Engrossed House Joint Resolution 104, as just amended, was then put upon its adoption.

On the adoption of the resolution, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—30.

The nays were: Caputo and Stollings—2.

Absent: Plymale and Woelfel—2.

The following amendment to the title of the resolution, from the Committee on the Judiciary, was reported by the Clerk and adopted:

Eng. House Joint Resolution 104—Proposing an amendment to the Constitution of the State of West Virginia, amending section four, article VII thereof, relating to prohibiting any individual from serving in the office of Secretary of State, Auditor, State Treasurer, Attorney General, or Commissioner of Agriculture, for more than three consecutive terms after January 1, 2025; eliminating language pertaining to effect of amendment on sitting Governor; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the resolution (Eng. H. J. R. 104) adopted, as follows:

Eng. House Joint Resolution 104—Proposing an amendment to the Constitution of the State of West Virginia, amending section four, article VII thereof, relating to prohibiting any individual from serving in the office of Secretary of State, Auditor, State Treasurer, Attorney General, or Commissioner of Agriculture, for more than three consecutive terms after January 1, 2025; eliminating language pertaining to effect of amendment on sitting Governor; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Resolved by the Legislature of West Virginia, two thirds of the members elected to each house agreeing thereto:

That the question of ratification or rejection of an amendment to the Constitution of the State of West Virginia be submitted to the voters of the state at the next general election to be held in the year 2022, which proposed amendment is that section four, article VII thereof, be amended to read as follows:

ARTICLE VII. EXECUTIVE DEPARTMENT.

§4. Eligibility.

None of the executive officers mentioned in this article shall hold any other office during the term of his or her service.

A person who has been elected or who has served as Governor during all or any part of two consecutive terms shall be ineligible for the office of Governor during any part of the term immediately following the second of the two consecutive terms. ~~The person holding the office of governor when this section is ratified shall not be prevented from holding the office of governor during the term immediately following the term he is then serving.~~

After January 1, 2025, a person may not serve more than three consecutive terms in one of the following offices: Secretary of State, State Auditor, State Treasurer, Attorney General, or Commissioner of Agriculture. Service of a term or partial term which begins prior to January 1, 2025, shall not be counted for the purposes of this limitation. Service of a term or partial term which begins after January 1, 2025, shall be counted for the purposes of this limitation.

Resolved further, That in accordance with the provisions of article eleven, chapter three of the Code of West Virginia, 1931, as amended, such amendment is hereby numbered "Amendment No. 1" and designated as the "Constitutional Officer Term Limit Amendment" and the purpose of the proposed amendment is summarized as follows: "To prevent any person from serving in the office of Secretary of State, Auditor, Treasurer, Commissioner of

Agriculture, or Attorney General for more than three consecutive terms for terms beginning after January 1, 2025".

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4008, Relating to Higher Education Policy Commission funding formula.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to, and the passage as amended, of

Eng. Com. Sub. for House Bill 4020, Relating to reorganizing the Department of Health and Human Resources.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to, and the passage as amended, to take effect from passage, of

Eng. Com. Sub. for House Bill 4492, Creating the Division of Multimodal Transportation.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4560, Relating generally to motor vehicle dealers, distributors, wholesalers and manufacturers.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4629, Relating to procedures for certain actions against the state.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to, and the passage as amended, of

Eng. Com. Sub. for House Bill 4826, Relating to e-sports.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. House Bill 4847, Relating to missing persons generally.

At the request of Senator Trump, and by unanimous consent, Senators Trump, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Weld, Woelfel, and Woodrum offered the following resolution from the floor:

Senate Resolution 58—Urging the President of the United States to expedite the entrance of Ukrainian refugees into the United States of America.

Whereas, The people of Ukraine, who love freedom and democracy, are under hostile and unprovoked attack and invasion by the totalitarian regime of Vladimir Putin's Russia; and

Whereas, The citizens of the United States stand with the people of Ukraine; and

Whereas, The citizens of West Virginia, who love freedom and self-governance, stand with the people of Ukraine; and

Whereas, The horrors of Russia's war of aggression against Ukraine are causing hundreds of thousands of Ukrainian citizens to be displaced from their homes, becoming refugees in other places; and

Whereas, The United States of America must provide humanitarian relief and refuge for the citizens of Ukraine who have been displaced; and

Whereas, The citizens of West Virginia are ready, willing, and able to do their part in the Ukrainian humanitarian crisis; therefore, be it

Resolved by the Senate:

That the Senate hereby urges the President of the United States to expedite the entrance of Ukrainian refugees into the United States of America; and, be it

Further Resolved, That the President of the United States should understand that the citizens of West Virginia are ready, willing, and able to welcome hundreds of thousands of Ukrainian refugees to the State of West Virginia as new residents of the Mountain State; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the President of the United States and to the State of West Virginia's congressional delegation.

At the request of Senator Trump, unanimous consent being granted, the resolution was taken up for immediate consideration and reference to a committee dispensed with.

The question being on the adoption of the resolution, and on this question, Senator Romano demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—32.

The nays were: None.

Absent: Plymale and Woelfel—2.

So, a majority of those present and voting having voted in the affirmative, the President declared the resolution (S. R. 58) adopted.

Thereafter, at the request of Senator Lindsay, and by unanimous consent, the remarks by Senators Trump, Maynard, Weld, Romano, and Baldwin regarding the adoption of Senate Resolution 58 were ordered printed in the Appendix to the Journal.

At the request of Senator Takubo, unanimous consent being granted, Senators Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, and Woodrum offered the following resolution from the floor:

Senate Resolution 59—Recognizing the dedicated public service of the Honorable Michael J. Romano.

Whereas, The Honorable Michael J. Romano was born in Clarksburg, West Virginia, the son of Melvin J. and Lucie A. Romano; and

Whereas, The Honorable Michael J. Romano attended West Virginia University and the West Virginia University College of Law; and

Whereas, The Honorable Michael J. Romano was elected to the Senate in 2014, where he served two terms representing the 12th senatorial district during the 82nd, 83rd, 84th, and 85th Legislatures; and

Whereas, The Honorable Michael J. Romano has served with distinction in the Senate and throughout his career of public service. He has steadfastly advocated for his constituents and for the benefit of the people of West Virginia; and

Whereas, The Honorable Michael J. Romano's other public service positions include serving on the Harrison County

Commission and in the United States SEC Division of Enforcement; and

Whereas, The Honorable Michael J. Romano has decided not to seek reelection in 2022 and will be leaving the West Virginia Senate where he served with distinction; therefore, be it

Resolved by the Senate:

That the Senate hereby recognizes the dedicated public service of the Honorable Michael J. Romano; and, be it

Further Resolved, That the Senate expresses its most sincere gratitude and appreciation to the Honorable Michael J. Romano for his service to the Senate and the people of the State of West Virginia; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the Honorable Michael J. Romano.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration and reference to a committee dispensed with.

The question being on the adoption of the resolution, and on this question, Senator Trump demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of those present and voting having voted in the affirmative, the President declared the resolution (S. R. 59) adopted.

Without objection, Senator Romano addressed the Senate regarding his legislative tenure.

Thereafter, at the request of Senator Takubo, and by unanimous consent, the remarks by Senator Romano were ordered printed in the Appendix to the Journal.

At the request of Senator Takubo, unanimous consent being granted, Senators Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Takubo, Tarr, Trump, Weld, Woelfel, and Woodrum offered the following resolution from the floor:

Senate Resolution 60—Recognizing the dedicated public service of the Honorable Dave Sypolt.

Whereas, The Honorable Dave Sypolt was born in Morgantown, West Virginia, the son of Charles R. and Alice Sypolt; and

Whereas, The Honorable Dave Sypolt attended Glenville State College; and

Whereas, The Honorable Dave Sypolt was elected to the Senate in 2006-2018, serving four terms representing the 14th district in the 78th, 79th, 80th, 81st, 82nd, 83rd, 84th, and 85th Legislatures; and

Whereas, The Honorable Dave Sypolt has served with distinction in many different leadership roles in the Senate, including as Chair of the Committee on Education; Chair of the Committee on Agriculture and Rural Development; Vice Chair of the Committee on Finance; and Vice Chair of the Committee on Energy, Industry & Mining; and

Whereas, The Honorable Dave Sypolt has served in other public positions, including serving as a Preston County surveyor, former Chairman of the Preston County Republican Executive

Committee, member of the State Republican Executive Committee, and Chair of the Friends of the NRA Dinner; and

Whereas, The Honorable Dave Sypolt has decided not to seek reelection in 2022 and will be leaving the West Virginia Senate where he served with distinction; therefore, be it

Resolved by the Senate:

That the Senate hereby recognizes the dedicated public service of the Honorable Dave Sypolt; and, be it

Further Resolved, That the Senate expresses its most sincere gratitude and appreciation to the Honorable Dave Sypolt for his service to the Senate and the people of the State of West Virginia; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the Honorable Dave Sypolt.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration and reference to a committee dispensed with.

The question being on the adoption of the resolution, and on this question, Senator Trump demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of those present and voting having voted in the affirmative, the President declared the resolution (S. R. 60) adopted.

At the request of Senator Sypolt, unanimous consent being granted, Senator Sypolt addressed the Senate regarding his legislative tenure.

Thereafter, at the request of Senator Takubo, and by unanimous consent, the remarks by Senator Sypolt were ordered printed in the Appendix to the Journal.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for Senate Bill 6, Establishing common law "veil piercing" claims not be used to impose personal liability.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, with its Senate amended title, of

Eng. Senate Bill 253, Relating to voting precincts and redistricting.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, to take effect July 1, 2022, of

Eng. Com. Sub. for Senate Bill 312, Authorization for Department of Revenue to promulgate legislative rules.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for Senate Bill 463, Best Interests of Child Protection Act of 2022.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, with its Senate amended title, to take effect from passage, of

Eng. Com. Sub. for Senate Bill 487, Relating to Revenue Shortfall Reserve Fund and Revenue Shortfall Reserve Fund – Part B.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for Senate Bill 530, Encouraging public-private partnerships in transportation.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 2910, To modify the allowable number of magistrate judges per county.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4340, Relating to maximizing the opportunity to recover anatomical gifts for the purpose of transplantation, therapy, research, or education.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4377, To update the involuntary commitment process.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4502, Establishing the BUILD WV Act.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amended title, passage as amended, to take effect July 1, 2022, of

Eng. House Bill 4571, Modifying foundation allowance to account for transportation by electric powered buses.

Senator Sypolt, from the committee of conference on matters of disagreement between the two houses, as to

Eng. Com. Sub. for Senate Bill 334, Authorizing miscellaneous agencies and boards to promulgate rules.

Submitted the following report, which was received:

Your committee of conference on the disagreeing votes of the two houses as to the amendments of the House to Engrossed Committee Substitute for Senate Bill 334 having met, after full and free conference, have agreed to recommend and do recommend to their respective houses, as follows:

That both houses recede from their respective positions as to the amendment of the House of Delegates on page two, section one, lines twenty-five through thirty-seven, and that the Senate and House agree to an amendment as follows:

On page two, section one, lines twenty-five through thirty-seven, by striking all of subsection (f) and inserting in lieu thereof a new subsection (f) to read as follows:

(f) The legislative rule filed in the State Register on July 29, 2021, authorized under the authority of §19-2C-3a of this code, modified by the Commissioner of Agriculture to meet the objections of the Legislative Rule-Making Review Committee and

refiled in the State Register on October 5, 2021, relating to the Commissioner of Agriculture (Auctioneers, 61 CSR 11B), is authorized, with the following amendments:

On page 8, subdivision 16.1, by striking "two hundred dollars (\$200)" and inserting in lieu thereof "\$100";

On page 8 subdivision 16.3, by striking "two hundred dollars (\$200)" and inserting in lieu thereof "\$100";

On page 9, subdivision 16.6 by striking "two hundred dollars (\$200)" and inserting in lieu thereof "\$100";

On page 9, subdivision 16.7, by striking "two hundred dollars (\$200)" and inserting in lieu thereof "\$100";

That the Senate agree to all other House of Delegates amendments to the bill;

And,

That both houses recede from their respective positions as to the title of the bill and agree to the same as follows:

Eng. Com. Sub. for Senate Bill 334—A Bill to amend and reenact §64-9-1 et seq. of the Code of West Virginia, 1931, as amended, relating generally to authorizing and directing certain miscellaneous agencies and boards to promulgate legislative rules; authorizing the rules, as filed, as modified, and as amended by the Legislative Rule-Making Review Committee, and as amended by the Legislature; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to feeding of untreated garbage to swine; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to commercial feed; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to enrichment of flour and bread law regulations; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to fruits and vegetables: certification for potatoes for seedling purposes; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to Fresh Food Act; authorizing the Commissioner of

Agriculture to promulgate a legislative rule relating to auctioneers; to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to hemp products; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to livestock care standards; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to the Rural Rehabilitation Program; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to the Farm-to-Food Bank Tax Credit; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to farmers markets; authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to seed certification; authorizing the State Auditor to promulgate a legislative rule relating to the procedure for local levying bodies to apply for permission to extend time to meet as levying body; authorizing the State Auditor to promulgate a legislative rule relating to accountability requirements for state funds and grants; authorizing the West Virginia Board of Chiropractic Examiners to promulgate a legislative rule relating to fees established by the Board; directing the West Virginia Board of Chiropractic Examiners to promulgate a legislative rule relating to chiropractic telehealth practices; authorizing the Contractor Licensing Board to promulgate a legislative rule relating to the Contractor Licensing Act; authorizing the West Virginia Board of Examiners in Counseling to promulgate a legislative rule relating to licensure; authorizing the West Virginia Board of Examiners in Counseling to promulgate a legislative rule relating to licensed professional counselors fees; authorizing the West Virginia Board of Examiners in Counseling to promulgate a legislative rule relating to marriage and family therapist licensing; authorizing the West Virginia Board of Examiners in Counseling to promulgate a legislative rule relating to marriage and family therapist fees; authorizing the Dangerous Wild Animal Board to promulgate a legislative rule relating to dangerous wild animals; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to the West Virginia Board of Dentistry; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to the formation and approval of professional limited liability companies; directing the West Virginia Board of Dentistry to promulgate a

legislative rule relating to fees; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to the formation and approval of dental corporation and dental practice ownership; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to continuing education requirements; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to the administration of anesthesia by dentists; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to the expanded duties of dental hygienists and dental assistants; authorizing the West Virginia Board of Dentistry to promulgate a legislative rule relating to teledentistry; directing the West Virginia Board of Licensed Dietitians to promulgate a legislative rule relating to licensure and renewal requirements; directing the West Virginia Board of Professional Engineers to promulgate a legislative rule relating to examination, licensure, and practice of professional engineers; authorizing the West Virginia Board of Funeral Service Examiners to promulgate a legislative rule relating to the fee schedule; authorizing the West Virginia Massage Therapy Licensure Board to promulgate a legislative rule relating to general provisions; directing the West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners relating to medical imaging technologists; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to licensing and disciplinary procedures for physicians, podiatric physicians, and surgeons; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to licensure, practice requirements disciplinary and complaint procedures, continuing education, and physician assistants; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to dispensing of prescription drugs by practitioners; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to continuing education for physicians and podiatric physicians; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to practitioner requirements for accessing the West Virginia Controlled Substances Monitoring Program Database; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to the establishment and regulation of limited license to

practice medicine and surgery at certain state veterans nursing home facilities; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to registration to practice during a declared state of emergency; authorizing the West Virginia Board of Medicine to promulgate a legislative rule relating to telehealth and interstate telehealth registration for physicians, podiatric physicians, and physician assistants; authorizing the West Virginia Board of Osteopathic Medicine to promulgate a legislative rule relating to licensing procedures for osteopathic physicians; authorizing the West Virginia Board of Osteopathic Medicine to promulgate a legislative rule relating to Osteopathic Physicians Assistants; authorizing the West Virginia Board of Osteopathic Medicine to promulgate a legislative rule relating to practitioner requirements for controlled substances licensure and Accessing the West Virginia Controlled Substances Monitoring Program Database; authorizing the West Virginia Board of Osteopathic Medicine to promulgate a legislative rule relating to telehealth practice and interstate telehealth registration for osteopathic physicians and physician assistants; authorizing the West Virginia Board of Pharmacy to promulgate a legislative rule relating to licensure and practice of pharmacy care; authorizing the West Virginia Board of Pharmacy to promulgate a legislative rule relating to the Controlled Substance Monitoring Program; authorizing the West Virginia Board of Pharmacy to promulgate a legislative rule relating to regulations governing pharmacists; directing the West Virginia Board of Psychologists to promulgate a legislative rule relating to fees; authorizing the Public Service Commission to promulgate a legislative rule relating to rules governing the occupancy of customer-provided conduit; authorizing the West Virginia Real Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating to requirements for licensure or certification; authorizing the West Virginia Real Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating to the renewal of licensure and certification; authorizing the West Virginia Real Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating to requirements for registration and renewal of appraisal management companies; authorizing the West Virginia Board of Examiners for Registered Professional Nurses to

promulgate a legislative rule relating to limited prescriptive authority for nurses in advanced practice; authorizing the West Virginia Board of Examiners of Registered Professional Nurses to promulgate a legislative rule relating to telehealth practice; authorizing the Secretary of State to promulgate a legislative rule relating to voter registration at the Division of Motor Vehicles; authorizing the Secretary of State to promulgate a legislative rule relating to voter registration list maintenance by the Secretary of State; authorizing the Secretary of State to promulgate a legislative rule relating to the combined Voter Registration and Driver Licensing Fund; authorizing the Secretary of State to promulgate a legislative rule relating to the use of digital signatures; authorizing the Secretary of State to promulgate a legislative rule relating to regulation of political party headquarters finances; authorizing the Secretary of State to promulgate a legislative rule relating to standards and guidelines for electronic notarization, remote online notarization, and remote ink notarization; authorizing the Secretary of State to promulgate a legislative rule relating to real property electronic recording standards and regulations; authorizing the West Virginia Board of Social Work Examiners to promulgate a legislative rule relating to qualifications for the profession of social work; directing the West Virginia Board of Social Work Examiners to promulgate a legislative rule relating to the fee schedule; authorizing the West Virginia Board of Social Work Examiners to promulgate a legislative rule relating to continuing education for social workers and providers; authorizing the West Virginia Board of Examiners for Speech-Language Pathology and Audiology to promulgate a legislative rule relating to licensure of speech-pathology and audiology; authorizing the State Treasurer to promulgate a legislative rule relating to Substitute Checks-Exceptional Items Fund; authorizing the State Treasurer to promulgate a legislative rule relating to procedures for deposit of monies with the State Treasurer's Office by state agencies; authorizing the State Treasurer to promulgate a legislative rule relating to the selection of state depositories for disbursement accounts through competitive bidding; authorizing the State Treasurer to promulgate a legislative rule relating to the selection of state depositories for receipt accounts; authorizing the State Treasurer to promulgate a legislative rule relating to procedures for

processing payments from the State Treasury; authorizing the State Treasurer to promulgate a legislative rule relating to reporting debt; authorizing the State Treasurer to promulgate a legislative rule relating to procedures for fees in collections by charge, credit, or debit card or by electronic payment; and authorizing the State Treasurer to promulgate a legislative rule relating to procedures for providing services to political subdivisions.

Respectfully submitted,

Dave Sypolt (*Chair*), Patricia Puertas Rucker, Glenn D. Jeffries
(*Conferees on the part of the Senate*).

Geoff Foster (*Chair*), Shannon Kimes, Kayla Young
(*Conferees on the part of the House of Delegates*).

On motions of Senator Sypolt, severally made, the report of the committee of conference was taken up for immediate consideration and adopted.

Engrossed Committee Substitute for Senate Bill 334, as amended by the conference report, was then put upon its passage.

On the passage of the bill, as amended, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 334) passed with its conference amended title.

Senator Sypolt moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries,

Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 334) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

A message from the Clerk of the House of Delegates announced the adoption by that body of the committee of conference report, passage as amended by the conference report, and requested the concurrence of the Senate in the adoption thereof, as to

Eng. House Bill 4097, To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission.

Whereupon, Senator Weld, from the committee of conference on matters of disagreement between the two houses, as to

Eng. House Bill 4097, To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission.

Submitted the following report, which was received:

Your committee of conference on the disagreeing votes of the two houses as to the amendments of the Senate to Engrossed House Bill 4097 having met, after full and free conference, have agreed to recommend and do recommend to their respective houses, as follows:

That the House agree to the amendments of the Senate to the bill and its title.

Respectfully submitted,

Brandon Steele (*Chair*), Josh Holstein, Phillip Diserio (*Conferees on the part of the House of Delegates*).

Ryan W. Weld (*Chair*), Michael T. Azinger, Michael A. Woelfel (*Conferees on the part of the Senate*).

Senator Weld, Senate cochair of the committee of conference, was recognized to explain the report.

Thereafter, on motion of Senator Weld, the report was taken up for immediate consideration and adopted.

Engrossed House Bill 4097, as amended by the conference report, was then put upon its passage.

On the passage of the bill, as amended, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 4097) passed with its Senate amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the adoption by that body of the committee of conference report, passage as amended by the conference report

with its conference amended title, and requested the concurrence of the Senate in the adoption thereof, as to

Eng. Com. Sub. for House Bill 4333, Relating to the sunset of the Board of Hearing-Aid Dealers and Fitters.

Whereupon, Senator Takubo, from the committee of conference on matters of disagreement between the two houses, as to

Eng. Com. Sub for House Bill 4333, Relating to the sunset of the Board of Hearing-Aid Dealers and Fitters.

Submitted the following report, which was received:

Your committee of conference on the disagreeing votes of the two houses as to the amendment of the Senate to Engrossed Committee Substitute for House Bill 4333 having met, after full and free conference, have agreed to recommend and do recommend to their respective houses, as follows:

That both houses recede from their respective positions as to the amendment of the Senate, striking out everything after the enacting clause, and agree to the same as follows:

ARTICLE 26. HEARING-AID DEALERS AND FITTERS.

§30-26-21. Sunset and transfer of duties provision; effective date.

(a) The State Board of Hearing-Aid Dealers and Fitters established in this article shall terminate on June 30, 2023, unless continued by the Legislature. Pursuant to §4-10-12 and §4-10-13 of this code, the board shall commence all necessary activities pertinent to the wind-up of all board-related activities. Notwithstanding the termination of the board, the regulation and licensure of hearing aid fitters engaged in the practice of dealing in or fitting of hearing aids under §30-26-1 et seq. of this code shall continue with the exception of §30-26-17(6) of this code.

(b) Upon termination of the board, the West Virginia Board of Examiners for Speech-Language Pathology and Audiology shall supervise, regulate, and control the practice of dealing in or fitting of hearing aids in this state. Notwithstanding any other provision of code, hearing aids, mean any wearable device or instrument intended to aid, improve, or compensate for defective or impaired human hearing, may be advertised for mail-order sale in any advertising medium and sold by mail-order sale to any person in this state upon the effective date of this legislation.

ARTICLE 32. SPEECH LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS.

§30-32-5. Board of Examiners for Speech-Language Pathology and Audiology.

(a) The West Virginia Board of Examiners for Speech-Language Pathology and Audiology is continued. The members of the board in office on July 1, 2013, may, unless sooner removed, continue to serve until their respective terms expire or until their successors have been appointed and qualified.

(b) The board consists of the following members appointed by the Governor by and with the advice and consent of the Senate:

(1) ~~Two~~ Three persons who are licensed speech-language pathologists;

(2) Two persons who are licensed audiologists; ~~and~~

(3) One person who is a licensed hearing aid fitter; and

~~(3)~~ (4) One citizen member who is not licensed or registered under this article.

(c) The terms are for three years. No member may serve for more than two consecutive terms.

(d) Each licensed member of the board, at the time of his or her appointment, must have held a license in this state for at least three years.

(e) Each member of the board must be a resident of this state during the appointment term.

(f) No board member may serve as an officer of the West Virginia Speech Language and Hearing Association concurrently with his or her service on the board.

(g) A vacancy on the board shall be filled by appointment by the Governor for the unexpired term of the member whose office is vacant.

(h) The Governor may remove any member from the board for neglect of duty, incompetency, or official misconduct.

(i) A licensed member of the board immediately and automatically forfeits membership to the board if his or her license or registration to practice is suspended or revoked.

(j) A member of the board immediately and automatically forfeits membership to the board if he or she is convicted of a felony under the laws of any jurisdiction or becomes a nonresident of this state.

(k) The board shall elect annually one of its members as chairperson and one of its members as secretary-treasurer who shall serve at the will and pleasure of the board.

(l) Each member of the board is entitled to receive compensation and expense reimbursement in accordance with §30-1-1 *et seq.* of this code.

(m) A majority of the members of the board constitutes a quorum.

(n) The board shall hold at least one annual meeting. Other meetings shall be held at the call of the chairperson or upon the written request of four members, at the time and place as designated in the call or request.

(o) Prior to commencing his or her duties as a member of the board, each member shall take and subscribe to the oath required by section five, article four of the Constitution of this state.

(p) Board members are immune from civil liability for the performance of their official duties so long as they act in good faith.

§30-32-7. Rulemaking.

(a) The board shall propose rules for legislative approval, in accordance with the provisions of §29A-3-1 *et seq.* of this code, to implement the provisions of this article, including:

(1) Standards and requirements for licenses and registrations;

(2) Requirements, qualifications and designation of third parties to establish educational requirements and to prepare and/or administer examinations and reexaminations;

(3) Procedures for the issuance and renewal of a license, registration and provisional license;

(4) A fee schedule;

(5) Continuing education and competency requirements for licensees and registrants;

(6) Establishment of competency standards;

(7) The procedures for denying, suspending, revoking, reinstating or limiting the practice of a licensee or registrant;

(8) Requirements for reinstatement of revoked licenses and registrations;

(9) Guidelines for telepractice;

(10) Rules to define the role of the speech-language pathology assistant or audiology assistant, including, but not limited to:

(A) The supervision requirements of licensees;

(B) The ratio of assistants to licensees;

(C) The scope of duties and restrictions of responsibilities of assistants;

(D) The frequency, duration and documentation of supervision required under the provisions of this article; and

(E) The quantity and content of pre-service and in-service instruction.

(11) Professional conduct and ethical standards of practice; and

(12) Any other rules necessary to effectuate the provisions of this article.

(b) The board may promulgate emergency rules in accordance with §29A-3-15 of this code to establish requirements and procedures for telepractice in accordance with the provisions of this article, including the scope of duties and restrictions of assistants in telepractice.

(c) All rules in effect on January 1, 2013 shall remain in effect until they are amended or repealed, and references to provisions of former enactments of this article are interpreted to mean provisions of this article.

(d) All rules in effect upon the sunset or termination of the Board of Hearing Aid Dealers and Fitters shall remain in effect until those rules are amended or repealed by the Board of Examiners of Speech Language Pathology and Audiology in accordance with the provisions of §29A-3-1 of this code.

§30-32-10a. Application for licensure; qualification for licensure; examination.

(a) Each person desiring to obtain a license from the board to engage in the practice of dealing in or fitting of hearing aids shall make application to the board. The application shall be made in such manner and form as prescribed by the board and shall be accompanied by the prescribed fee. The application shall state under oath that the applicant:

(1) Is a resident of this state;

(2) Is free of a felony conviction bearing a rational nexus to the profession pursuant to §30-1-24 of this code

(3) Is 18 years of age or older;

(4) Has an education equivalent to a four-year course in an accredited high school; and

(5) Is free of chronic infectious or contagious diseases.

(b) The board, after first determining that the applicant is qualified and eligible to take the examination, shall notify the applicant that he or she has fulfilled all of the qualifications and eligibility requirements as required and shall advise him or her of the date, time, and place for him or her to appear to be examined as required by the provisions of this article and the regulations promulgated by the board pursuant to this article. The board may promulgate rules relating to the frequency of examinations and other such related topics pursuant to §29A-3-1 of this code.

(c) Before obtaining a license to engage in the practice of dealing in or fitting of hearing- aids, an applicant must meet the following requirements:

(1) The applicant must pass the International Licensing Examination for Hearing Healthcare Professionals, prepared by the International Hearing Society, or an equivalent examination selected by the board.

(2) The applicant must pass a practical examination, which shall be a nationally recognized test selected by the board, or a test designed by the board to test the applicant's proficiency in the following techniques as they pertain to the fitting of hearing aids:

(A) Pure tone audiometry, including air conduction testing;

(B) Live voice or recorded voice speech audiometry, including speech reception threshold testing and speech discrimination testing; and

(C) Masking when indicated and effective masking.

(3) The applicant must pass an examination, which shall be developed by the board, to test an applicant's competency in the following subjects:

(A) Ability to counsel the person or family who will receive the hearing aid relative to the care and use of the instrument;

(B) Knowledge regarding the medical and rehabilitative facilities for hearing-handicapped children and adults in the area being served;

(C) Knowledge and understanding of the grounds for revocation, suspension, or probation of a license as outlined in this article or in rule; and

(D) Knowledge and understanding of criminal offenses relating to the profession.

(d) The board may promulgate rules to implement the requirements of this section, including emergency rules promulgated pursuant to the provisions of §29A-3-1 of this code.

(e) The provisions of this section will take effect upon the sunset or termination of the Board of Hearing Aid Dealers and Fitters, which in no event will be later than July 1, 2023.;

And,

That both houses recede from their respective positions as to the title of the bill, and agree to a new title, to read as follows:

Eng. Com. Sub. for House Bill 4333—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §30-26-21; to amend and reenact §30-32-5 and §30-32-7 of said code; and to amend said code by adding thereto a new section, designated §30-32-10a, all relating to sunseting the Board of Hearing-Aid Dealers and Fitters; directing wind up and termination of board; continuing licensure and regulation of hearing aid dealers and fitters under board until date of termination,

with certain exception; permitting mail order or online sales of hearing aids; transferring licensure and regulation of hearing aid dealers and fitters to West Virginia Board of Examiners for Speech-Language Pathology and Audiology upon termination of Board of Hearing-Aid Dealers and Fitters; revising composition of Board of Examiners for Speech-Language Pathology and Audiology; providing for rules of Board of Hearing-Aid Dealers and Fitters in effect at board's termination to remain in effect until amended or repealed by Board of Examiners for Speech-Language Pathology and Audiology; establishing process and qualifications for licensure of hearing aid dealers and fitters by Board of Examiners for Speech-Language Pathology and Audiology upon termination or sunset of Board of Hearing-Aid Dealers and Fitters; and authorizing advertising and sale of hearing aids by mail upon effective date of legislation.

Respectfully submitted,

Geoff Foster (*Chair*), Doug Smith, Kayla Young (*Conferees on the part of the House of Delegates*).

Tom Takubo (*Chair*), Jack David Woodrum, Robert H. Plymale (*Conferees on the part of the Senate*).

On motions of Senator Takubo, severally made, the report of the committee of conference was taken up for immediate consideration and adopted.

Engrossed Committee Substitute for House Bill 4333, as amended by the conference report, was then put upon its passage.

On the passage of the bill, as amended, the yeas were: Azinger, Baldwin, Boley, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woodrum, and Blair (Mr. President)—27.

The nays were: Brown, Caputo, and Romano—3.

Absent: Beach, Plymale, Weld, and Woelfel—4.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4333) passed with its conference amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments, as amended by the House of Delegates, passage as amended, with its Senate amended title, and requested the concurrence of the Senate in the House of Delegates amendments to the Senate amendments, as to

Eng. Com. Sub. for House Bill 4098, Relating to Geothermal Energy Development.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the Senate amendments to the bill were reported by the Clerk:

On page 1, section 2, on line 7, after the word "resource" and the semicolon by inserting the word "and",

On page 1, section 2, beginning on line 8, by striking subdivision 3 in its entirety and renumbering the remaining subdivisions;

Beginning on page 1, section 2, beginning on line 16, by striking subsection c in its entirety;

On page 2, section 4, on line 3, after the word "conveying" by inserting the words "or reserving"

And,

On page 4, section 7, on line 18, after the word "drilling" and the comma by inserting the word "plugging" and a comma.

On motion of Senator Takubo, the Senate concurred in the foregoing House of Delegates amendments to the Senate amendments to the bill.

Engrossed Committee Substitute for House Bill 4098, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4098) passed with its Senate amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments, as amended by the House of Delegates, passage as amended, with its Senate amended title, and requested the concurrence of the Senate in the House of Delegates amendments to the Senate amendments, as to

Eng. Com. Sub. for House Bill 4787, Creating the Highly Automated Motor Vehicle Act.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the Senate amendments to the bill were reported by the Clerk:

On page 5, section §17H-1-6(a)(2), line 7, by removing the following language: "rules and regulations promulgated under";

And,

On page 6, section §17H-1-11(b), line 5, by striking "A" (the first letter in the subsection) and inserting in lieu thereof "No".

On motion of Senator Takubo, the Senate concurred in the foregoing House of Delegates amendments to the Senate amendments to the bill.

Engrossed Committee Substitute for House Bill 4787, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4787) passed with its Senate amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments, as amended by the House of Delegates, passage as amended, with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments to the Senate amendments, as to

Eng. House Bill 4848, Relating to nonintoxicating beer, wine and liquor licenses.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the Senate amendments to the bill were reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 11. TAXATION.

ARTICLE 16. NONINTOXICATING BEER.

§11-16-5a. Off-premises sales not required to be bagged.

A licensee who is licensed for off-premises sales of nonintoxicating beer or nonintoxicating craft beer is not required to place nonintoxicating beer or nonintoxicating craft beer, in a bag.

§11-16-6d. Nonintoxicating beer or nonintoxicating craft beer delivery license for a licensed Class A retail dealer or a third party; requirements; limitations; third party license fee; retail transportation permit; and requirements.

(a) A Class A retail dealer who is licensed to sell nonintoxicating beer or nonintoxicating craft beer may apply for a nonintoxicating beer or nonintoxicating craft beer delivery license permitting the order, sale, and delivery of nonintoxicating beer or nonintoxicating craft beer in a sealed original container of bottles or cans, and sealed growlers, when separately licensed for growler sales. The order, sale, and delivery of nonintoxicating beer or nonintoxicating craft beer is permitted for off-premises consumption when completed by the licensee or the licensee's employees to a person purchasing the nonintoxicating beer or nonintoxicating craft beer by telephone, a mobile ordering application, or a web-based software program, as authorized by the licensee's license. There is no additional fee for licensed Class A retail dealers to obtain a nonintoxicating beer or nonintoxicating craft beer delivery license. The order, sale, and delivery process

shall meet the requirements of this section. The order, sale, and delivery process is subject to the penalties of this article.

(b) A third party, not licensed for nonintoxicating beer or nonintoxicating craft beer sales or distribution, may apply for a nonintoxicating beer or nonintoxicating craft beer delivery license for the privilege and convenience to offer ordering and delivery services of nonintoxicating beer or nonintoxicating craft beer in the sealed original container of bottles or cans, and sealed growlers, from a licensee with a growler license. The order, sale, and delivery of nonintoxicating beer or nonintoxicating craft beer is permitted for off-premises consumption when the Class A retail dealer sells to a person purchasing the nonintoxicating beer or nonintoxicating craft beer through telephone orders, a mobile ordering application, or a web-based software program. The annual nonintoxicating beer or nonintoxicating craft beer delivery license fee is \$200 per third party entity, with no limit on the number of drivers and vehicles. The delivery license fee under this subsection may not be prorated nor refunded.

(c) The nonintoxicating beer or nonintoxicating craft beer delivery license application shall comply with licensure requirements in §11-16-8 of this code, and shall require any information set forth in this article and as reasonably required by the commissioner.

(d) *Sale Requirements.* —

(1) The nonintoxicating beer or nonintoxicating craft beer purchase shall accompany the purchase of prepared food or a meal and the completion of the sale may be accomplished by the delivery of the prepared food or meal and nonintoxicating beer or nonintoxicating craft beer by the Class A retail dealer or third party licensee;

(2) Any person purchasing nonintoxicating beer or nonintoxicating craft beer shall be 21 years of age or older, shall not be visibly or noticeably intoxicated at the time of delivery, and shall meet the requirements set forth in this article for the sale of nonintoxicating beer or nonintoxicating craft beer;

(3) "Prepared food or a meal" shall, for purposes of this article, mean food that has been cooked, grilled, fried, deep-fried, air-fried, smoked, boiled, broiled, twice baked, blanched, sautéed, or in any other manner freshly made and prepared, and does not include pre-packaged food from the manufacturer;

(4) An order, sale, or delivery consisting of multiple meals shall not amount to any combination of bottles, cans, or sealed growlers in excess of 384 fluid ounces of nonintoxicating beer or nonintoxicating craft beer; and

(5) A third party delivery licensee may not have a pecuniary interest in a Class A retail dealer, as set forth in this article, therefore a third party delivery licensee may only charge a convenience fee for the delivery of any nonintoxicating beer or nonintoxicating craft beer. The third party licensee may not collect a percentage of the delivery order for the delivery of alcohol, but may continue to collect a percentage of the delivery order directly related to the prepared food or a meal. The convenience fee charged by the third party delivery licensee to the person purchasing may not be greater than ~~five dollars~~ \$20 per delivery order where nonintoxicating beer or nonintoxicating craft beer are ordered by the purchasing person. For any third party licensee also licensed for wine growler delivery as set forth in §60-8-6c of the code, or craft cocktail growler delivery as set forth in §60-7-8f of the code, the total convenience fee of any order, sale, and delivery of a sealed growler, wine growler, or craft cocktail growler shall not exceed ~~five dollars~~.

(e) *Delivery Requirements.* —

(1) Delivery persons employed for the delivery of nonintoxicating beer or nonintoxicating craft beer shall be 21 years of age or older. The licensed Class A retail dealer and the third party delivery licensee shall file each delivery person's name, driver's license, and vehicle information with the commissioner;

(2) A Class A retail dealer or third party delivery licensee shall train delivery persons on verifying legal identification and in

identifying the signs of intoxication and shall submit certification of the training to the commissioner;

(3) The Class A retail dealer or third party delivery licensee shall hold a retail transportation permit for each delivery vehicle delivering sealed nonintoxicating beer or nonintoxicating craft beer pursuant to §11-16-6d(g) of this code: *Provided*, That a delivery driver may retain an electronic copy of his or her permit;

(4) A Class A retail dealer or third party delivery licensee may only deliver prepared food or a meal, and sealed nonintoxicating beer or nonintoxicating craft beer orders in the county or contiguous counties where the Class A retail dealer is located;

(5) A Class A retail dealer or third party delivery licensee may only deliver prepared food or a meal, and sealed nonintoxicating beer or nonintoxicating craft beer to addresses located in West Virginia. A Class A retail dealer or third party delivery licensee shall pay and account for all sales and municipal taxes;

(6) A Class A retail dealer or third party delivery licensee may not deliver prepared food or a meal, and nonintoxicating beer or nonintoxicating craft beer to any other Class A licensee;

(7) A Class A retail dealer or third party delivery licensee may only deliver prepared food or a meal, and sealed nonintoxicating beer or nonintoxicating craft beer for personal use, and not for resale; and

(8) A Class A retail dealer or third party delivery licensee shall not deliver and leave prepared food or a meal, and sealed nonintoxicating beer or nonintoxicating craft beer at any address without verifying a person's age and identification as required by this section.

(f) *Telephone, mobile ordering application, or web-based software requirements.* —

(1) The delivery person may only permit the person who placed the order through a telephone, mobile ordering application, or web-based software to accept the prepared food or a meal, and

nonintoxicating beer or nonintoxicating craft beer delivery which is subject to age verification upon delivery with the delivery person's visual review and age verification ~~and, as applicable, a stored scanned image of the purchasing person's legal identification;~~

(2) Any mobile ordering application or web-based software used shall create a stored record and image of the purchasing person's legal identification and details of the sale, accessible by the delivery person for verification, and shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;

(3) Any telephone ordering system shall maintain a log or record of the purchasing person's legal identification and details of the sale, accessible by the delivery person for verification, and shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;

(4) All records are subject to inspection by the commissioner. A Class A retail dealer or third party delivery licensee shall retain all records for three years, and may not unreasonably withhold the records from the commissioner's inspection; and

(5) Each vehicle delivering nonintoxicating beer or nonintoxicating craft beer must be issued a retail transportation permit per §11-16-6d(g) of this code.

(g) Retail Transportation Permit. —

(1) A Class A retail dealer or third party delivery licensee shall obtain and maintain a retail transportation permit for the delivery of prepared food and nonintoxicating beer or nonintoxicating craft beer.

(2) A Class A retail dealer or a third party licensee shall apply for a permit and provide vehicle and driver information, as required by the commissioner. Upon any change in vehicles or drivers, the Class A retail dealer or third party delivery licensee shall update the vehicle and driver information with the commissioner within 10 days of the change.

(h) *Enforcement.* —

(1) A Class A retail dealer or third party delivery licensee are responsible for any violations committed by their employees or independent contractors under this article, and more than one violation may be issued for a single violation involving multiple Class A retail dealers or licensees, employees, or independent contractors.

(2) A license or permit granted by this section is subject to the penalties of probation, monetary fines, suspension, and revocation, as set forth in this article, for violations committed by the Class A retail dealer or third party delivery licensee, its employees, or independent contractors.

(3) It is a violation for any licensee, its employees, or independent contractors to break the seal of a growler subject to the maximum penalties available in this article.

(4) For purposes of criminal enforcement of the provisions of this article, persons ordering, purchasing, or accepting delivery of orders are considered to be purchasers.

§11-16-6f. Nonintoxicating beer or nonintoxicating craft beer delivery license for a licensed Class B retail dealer or a third party; requirements; limitations; third party license fee; retail transportation permit; and requirements.

(a) A Class B retail dealer who is licensed to sell nonintoxicating beer or nonintoxicating craft beer may apply for a nonintoxicating beer or nonintoxicating craft beer delivery license permitting the order, sale, and delivery of nonintoxicating beer or nonintoxicating craft beer in a sealed original container of bottles or cans, and sealed growlers, when separately licensed for growler sales. The order, sale, and delivery of nonintoxicating beer or nonintoxicating craft beer is permitted for off-premises consumption when completed by the licensee or the licensee's employees to a person purchasing the nonintoxicating beer or nonintoxicating craft beer by a telephone, a mobile ordering application, or web-based software program, as authorized by the

licensee's license. There is no additional fee for licensed Class B retail dealers to obtain a nonintoxicating beer or nonintoxicating craft beer delivery license. The order, sale, and delivery process shall meet the requirements of this section. The order, sale, and delivery process is subject to the penalties of this article.

(b) A third party, not licensed for nonintoxicating beer or nonintoxicating craft beer sales or distribution, may apply for a nonintoxicating beer or nonintoxicating craft beer delivery license for the privilege and convenience to offer ordering and delivery services of nonintoxicating beer or nonintoxicating craft beer in the sealed original container of bottles or cans, and sealed growlers, from a licensee with a growler license. The order, sale, and delivery of nonintoxicating beer or nonintoxicating craft beer is permitted for off-premises consumption when the Class B retail dealer sells to a person purchasing the nonintoxicating beer or nonintoxicating craft beer through a telephone order, a mobile ordering application, or web-based software program. The nonintoxicating beer or nonintoxicating craft beer delivery annual license fee is \$200 per third party licensee, with no limit on the number of drivers and vehicles. The delivery license fee under this subsection may not be prorated nor refunded.

(c) The nonintoxicating beer or nonintoxicating craft beer delivery license application shall comply with licensure requirements in §11-16-8 of this code and shall require any information set forth in this article and as reasonably required by the commissioner.

(d) *Sale Requirements.* —

(1) The nonintoxicating beer or nonintoxicating craft beer purchase shall accompany the purchase of food and the completion of the sale may be accomplished by the delivery of food and nonintoxicating beer or nonintoxicating craft beer by the licensee or third party licensee;

(2) Any person purchasing nonintoxicating beer or nonintoxicating craft beer shall be 21 years of age or older, shall not be visibly or noticeably intoxicated at the time of delivery, and

meet the requirements set forth in this article for the sale of nonintoxicating beer or nonintoxicating craft beer;

(3) Food, for purposes of this section, means food that has been cooked, microwaved, or that is pre-packaged food from the manufacturer;

(4) An order, sale, or delivery consisting of food and any combination of sealed nonintoxicating beer or nonintoxicating craft beer bottles, cans, or growlers shall not be in excess of 384 fluid ounces of nonintoxicating beer or nonintoxicating craft beer; and

(5) A third party delivery licensee shall not have a pecuniary interest in a Class B retail dealer, as set forth in this article. A third party delivery licensee may only charge a convenience fee for the delivery of any nonintoxicating beer or nonintoxicating craft beer. The third party licensee may not collect a percentage of the delivery order for the delivery of nonintoxicating beer or nonintoxicating craft beer, but may continue to collect a percentage of the delivery order directly related to food. The convenience fee charged by the third party delivery licensee to the purchasing person may not be greater than ~~five dollars~~ \$20 per delivery order. For any third party licensee also licensed for wine delivery as set forth in §60-8-6f of this code the total convenience fee for any order, sale, and delivery of sealed wine may not exceed ~~five dollars~~. \$20.

(e) *Delivery Requirements.* —

(1) Delivery persons employed for the delivery of nonintoxicating beer or nonintoxicating craft beer shall be 21 years of age or older. A Class B retail dealer and a third party licensee shall file each delivery person's name, driver's license, and vehicle information with the commissioner;

(2) A Class B retail dealer and a third party licensee shall train delivery persons on verifying legal identification and in identifying the signs of intoxication and submit the certification of the training to the commissioner;

(3) The Class B retail dealer or third party delivery licensee shall hold a retail transportation permit for each delivery vehicle delivering sealed nonintoxicating beer or nonintoxicating craft beer pursuant to §11-16-6f(g) of this code: *Provided*, That a delivery driver may retain an electronic copy of his or her permit as proof of the licensure;

(4) A Class B retail dealer and a third party licensee may deliver food and sealed nonintoxicating beer or nonintoxicating craft beer orders in the county where the Class B retail dealer is located;

(5) A Class B retail dealer and a third party licensee may only deliver food and sealed nonintoxicating beer or nonintoxicating craft beer to addresses located in West Virginia. A Class B retail dealer and a third party licensee shall pay and account for all sales and municipal taxes;

(6) A Class B retail dealer and a third party licensee may not deliver food and nonintoxicating beer or nonintoxicating craft beer to any other Class B licensee;

(7) Deliveries of food and sealed nonintoxicating beer or nonintoxicating craft beer are only for personal use, and not for resale; and

(8) A Class B retail dealer and a third party licensee shall not deliver and leave food and sealed nonintoxicating beer or nonintoxicating craft beer at any address without verifying a person's age and identification as required by this section.

(f) *Telephone, mobile ordering application, or web-based software requirements.* —

(1) The delivery person may only permit the person who placed the order through a telephone, mobile ordering application, or web-based software to accept the food and nonintoxicating beer or nonintoxicating craft beer delivery. The delivery is subject to age verification upon delivery with the delivery person's visual review and age verification ~~and, as applicable, requires a stored-scanned image of the purchasing person's legal identification;~~

(2) Any mobile ordering application or web-based software used must create a stored record and image of the purchasing person's legal identification and details of the sale, accessible by the delivery person for verification, and shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;

(3) Any telephone ordering system shall maintain a log or record of the purchasing person's legal identification and details of the sale, accessible by the delivery person for verification, and shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;

(4) All records are subject to inspection by the commissioner. A Class B retail dealer and a third party licensee shall retain all records for three years, and may not unreasonably withhold the records from the commissioner's inspection; and

(5) Each vehicle delivering nonintoxicating beer or nonintoxicating craft beer shall be issued a retail transportation permit in accordance with §11-16-6f(g) of this code.

(g) *Retail Transportation Permit.* —

(1) A Class B retail dealer and a third party licensee shall obtain and maintain a retail transportation permit for the delivery of food and nonintoxicating beer or nonintoxicating craft beer.

(2) A Class B retail dealer or a third party licensee shall apply for a permit and provide vehicle and driver information, required by the commissioner. Upon any change in vehicles or drivers, Class B retail dealer and a third party licensee shall update the vehicle and driver information with the commissioner within 10 days of the change.

(h) *Enforcement.* —

(1) The Class B retail dealer and a third party licensee are responsible for any violations committed by their employees or independent contractors under this article, and more than one violation may be issued for a single violation involving multiple

Class B retail dealers or third party licensees, employees, or independent contractors.

(2) A license or permit granted by this section is subject to the penalties of probation, monetary fines, suspension, and revocation, as set forth in this article, for violations committed by the Class B retail dealer or third party licensee, their employees, or independent contractors.

(3) It is a violation for any Class B retail dealer or third party licensee, their employees, or independent contractors to break the seal of a growler subject to the maximum penalties available in this article.

(4) For purposes of criminal enforcement of the provisions of this article, persons ordering, purchasing, or accepting delivery of orders are considered to be purchasers.

§11-16-8. Form of application for license; fee and bond; refusal of license.

(a) A license may be issued by the commissioner to any person who submits an application, accompanied by a license fee and, where required, a bond, and states under oath:

(1) The name and residence of the applicant, the duration of ~~such~~ the residency, and that the applicant is 21 years of age. If the applicant is a firm, association, partnership, limited partnership, limited liability company, or corporation, the application shall include the residence of the members or officers. If a person, firm, partnership, limited partnership, limited liability company, association, corporation, or trust applies for a license as a distributor, the person, or in the case of a firm, partnership, limited partnership, limited liability company, association or trust, the members, officers, trustees, or other persons in active control of the activities of the limited liability company, association, or trust relating to the license, shall include the residency for these persons on the application. All applicants and licensees ~~must~~ shall include a manager on the applicant's license application, or a licensee's renewal application, who ~~must~~ shall meet all other requirements of

licensure. ~~including, but not limited to,~~ The applicant shall be a United States citizenship or naturalization citizen or a naturalized citizen, passing pass a background investigation, ~~being be~~ be at least 21 years of age, ~~being a suitable person, being of good morals and character~~ and meet other requirements, all as set forth in this article and the rules promulgated thereunder, all in the interest of protecting public health and safety and being a suitable applicant or licensee. In order to maintain licensure, a licensee shall notify the commissioner immediately of a change in managers. If the applicant is a trust or has a trust as an owner, the trustees, or other persons in active control of the activities of the trust relating to the license, shall provide a certification of trust as described in §44D-10-1013 of this code. This certification of trust shall include the excerpts described in §44D-10-1013(e) of this code and shall further state, under oath, the names, addresses, Social Security numbers, and birth dates of the beneficiaries of the trust and certify that the trustee and beneficiaries are 21 years of age or older. If a beneficiary is not 21 years of age, the certification of trust ~~must~~ shall state that the beneficiary's interest in the trust is represented by a trustee, parent, or legal guardian who is 21 years of age and who will direct all actions on behalf of the beneficiary related to the trust with respect to the distributor until the beneficiary is 21 years of age. Any beneficiary who is not 21 years of age or older shall have his or her trustee, parent, or legal guardian include in the certification of trust and state under oath his or her name, address, Social Security number, and birth date;

(2) The place of birth of the applicant, that he or she is a citizen of the United States and of good moral character and, if a naturalized citizen, when and where naturalized. If the applicant is a corporation organized or authorized to do business under the laws of the state, the application ~~must~~ shall state when and where incorporated, the name and address of each officer, and that each officer is a citizen of the United States and a person of good moral character. If the applicant is a firm, association, limited liability company, partnership, limited partnership, trust, or has a trust as an owner, the application shall provide the place of birth of each member of the firm, association, limited liability company, partnership or limited partnership and of the trustees, beneficiaries,

or other persons in active control of the activities of the trust relating to the license and that each member or trustee, beneficiary, or other persons in active control of the activities of the trust relating to the license is a citizen of the United States, and if a naturalized citizen, when and where naturalized, each of whom ~~must~~ shall qualify and sign the application;

(3) The particular place for which the license is desired and a detailed description thereof;

(4) The name of the owner of the building and, if the owner is not the applicant, that the applicant is the actual and bona fide lessee of the premises;

(5) That the ~~place premises~~ or building in which ~~is proposed~~ the applicant proposes to do business conforms to all applicable laws of health, fire, and zoning regulations and is a safe and proper place or building; not within ~~300~~ 200 feet of a school or church measured from front door to front door, along the street or streets. This requirement does not apply to a Class B license or to a place occupied by a beer licensee so long as it is continuously so occupied. The prohibition ~~against locating a proposed business in a place or building within 300 feet of a school~~ does not apply to a college, ~~or~~ university, or church that has notified the commissioner, in writing, that it has no objection to the location of a proposed business in a place or building within ~~300~~ 200 feet of the college, ~~or~~ university, or church;

(6) That the applicant is not incarcerated and has not, in the previous five years before application, (A) been convicted of a felony, (B) been convicted of a crime involving fraud, dishonesty or deceit, and/or (C) been convicted of a felony for violating alcohol-related distribution laws; ~~during the five years preceding the date of said application been convicted of a felony;~~

(7) That the applicant is the only person in any manner pecuniarily interested in the business ~~so asked~~ to be licensed and that no other person is in any manner pecuniarily interested during the continuance of the license; and

(8) That the applicant has not during five years preceding the date of the application had a nonintoxicating beer license revoked.

(b) In the case of an applicant that is a trust or has a trust as an owner, a distributor license may be issued only upon submission by the trustees or other persons in active control of the activities of the trust relating to the distributor license of a true and correct copy of the written trust instrument to the commissioner for his or her review. Notwithstanding any provision of law to the contrary, the copy of the written trust instrument submitted to the commissioner pursuant to this section is confidential and is not a public record and is not available for release pursuant to the West Virginia Freedom of Information Act codified in §29B-1-1 *et seq.* of this code.

(c) The provisions and requirements of subsection (a) of this section are mandatory prerequisites for the issuance of a license and, if any applicant fails to qualify, the commissioner shall refuse to issue the license shall be refused. In addition to the information furnished in any application, the commissioner may make ~~such~~ any additional and independent investigation of each applicant, manager, and of the place to be occupied as necessary or advisable and, for this reason, all applications, with license fee and bond, ~~must~~ shall be submitted with all true and correct information. For the purpose of conducting ~~such~~ the independent investigation, the commissioner may withhold the granting or refusal to grant the license for a 30-day period or until the applicant has completed the conditions set forth in this section. If it appears that the applicant and manager meet the requirements in the code and the rules, including, but not limited to, has not been convicted of a felony in the previous five years before application, has not been convicted of a crime involving fraud, dishonesty or deceit in the previous five years before application, has not been convicted of a felony for violating any alcohol-related distribution laws; being a suitable person of good reputation and morals; having made no false statements or material misrepresentations; involving no hidden ownership; and having no persons with an undisclosed pecuniary interest contained in the application; and if there are no other omissions or failures by the applicant to complete the application, as determined by the commissioner, the commissioner shall issue

a license authorizing the applicant to sell nonintoxicating beer or nonintoxicating craft beer.

(d) The commissioner may refuse a license to any applicant under the provisions of this article if the commissioner is of the opinion:

(1) That the applicant or manager has, within the previous five years before application, (A) been convicted of a felony within the previous five years, (B) been convicted of a crime involving fraud, dishonesty, or deceit, or (C) been convicted of a felony for violating any alcohol-related distribution laws; ~~is not a suitable person to be licensed;~~

(2) That the place to be occupied by the applicant is not a suitable place; or is within ~~300~~ 200 feet of any school or church measured from front door to front door along the street or streets. This requirement does not apply to a Class B licensee or to a place now occupied by a beer licensee so long as it is continuously so occupied. The prohibition ~~against locating any such place within 300 feet of a school~~ does not apply to a college, ~~or university, or church~~ that has notified the commissioner, in writing, that it has no objection to the location of any such place within ~~300~~-200 feet;

(3) That the manager, owner, employee, or person is in a contractual relationship to provide goods or services to the applicant is an active employee of the commissioner; or

(4) That the license should not be issued for reason of conduct declared to be unlawful by this article.

CHAPTER 60. STATE CONTROL OF ALCOHOLIC LIQUORS.

ARTICLE 1. GENERAL PROVISIONS.

§60-1-3a. Off-premises sales not required to be bagged.

Alcoholic liquors in this state are not required to be placed in a bag by a licensee who is licensed for off-premises sales of alcoholic liquors.

ARTICLE 3. SALES BY COMMISSIONER.**§60-3-26. Sale of certain liquors prohibited.**

(a) Upon the effective date of this section, the commissioner is hereby directed to divest the state of all stocks of alcoholic liquors in the commissioner's possession manufactured in the Russian Federation, or by any person or entity located therein, and to cease purchasing such products during the time this section is in effect.

(b) The commissioner, at the direction of the Governor, is hereby authorized to auction to the highest bidder or sell at a public event all stocks of alcohol liquors in the commissioner's possession which were either manufactured in the Russian Federation or by a person or entity located therein.

(c) The state's proceeds from the sale authorized by subsection (b) of this section shall be paid to a licensed, recognized charitable organization or organizations engaged in assisting the people of Ukraine.

(d) The provisions of this section shall expire three years from the effective date of the section or until the Governor lifts the ban established in subsection (a) of this section.

ARTICLE 3A. SALES BY RETAIL LIQUOR LICENSEES.**§60-3A-3a. Liquor sampling.**

(a) Notwithstanding any provision of this code to the contrary, a Class A retail licensee may, ~~with the written approval of the commissioner,~~ conduct a liquor sampling event on a designated sampling day.

(b) At least five business days prior to the liquor sampling, the Class A retail licensee shall submit a written proposal to the commissioner ~~requesting to~~ informing the Commissioner that the Class A licensee will hold a liquor sampling event, including:

- (1) The day of the event;
- (2) The location of the event;

(3) The times for the event; and

(4) The specific brand and flavor of the West Virginia product to be sampled.

(c) Upon approval by the commissioner, a Class A retail licensee may serve a complimentary liquor sample of the approved brand and flavor of the West Virginia product that is purchased by the Class A retail licensee from the commissioner.

(d) The complimentary liquor samples on any sampling day shall not exceed:

(1) One separate and individual sample serving per customer verified to be 21 years of age or older; and

(2) One ounce in total volume.

(e) Servers at the liquor sampling event shall:

(1) Be employees of the Class A retail licensee; and

(2) Be at least 21 years of age or older; ~~and~~

~~(3) Have specific knowledge of the West Virginia product being sampled to convey to the customer.~~

(f) All servers at the liquor sampling event shall verify the age of the customer sampling liquor by requiring and reviewing proper forms of identification. Servers at the liquor sampling event may not serve any person who is:

(1) Under the age of 21 years;

(2) Intoxicated.

(g) A liquor sampling event shall:

(1) Occur only inside the Class A retail licensee's licensed premises; and

(2) Cease on or before 9:00 p.m. on any approved sampling day.

(h) Any liquor bottle used for sampling must be from the inventory of the licensee, and clearly and conspicuously labeled "SAMPLE, NOT FOR RESALE". If the seal is broken on any liquor bottle or if any liquor bottle is opened, then that liquor bottle must be removed from the licensed premises immediately following the event.

(i) Violations of this section are subject to the civil and criminal penalties set forth in sections twenty-four, twenty-five-a, twenty-six and twenty-seven of this article;

~~(j) To implement the provisions of this section, the commissioner may promulgate emergency rules pursuant to the provisions of section fifteen, article three, chapter twenty nine a of this code or propose rules for legislative approval in accordance with the provisions of article three, chapter twenty nine a of this code.~~

§60-3A-3b. Private liquor delivery license for a retail liquor outlet or a third party; requirements; limitations; third party license fee; private liquor bottle delivery permit; requirements, and curbside in-person and in-vehicle delivery by a retail liquor outlet.

(a) A retail liquor outlet that is licensed to sell liquor for off-premises consumption may apply for a private liquor delivery license permitting the order, sale, and delivery of sealed liquor bottles or cans in the original container. The order, sale, and delivery of sealed liquor bottles or cans in the original container is permitted for off-premises consumption when completed by the licensee to a person purchasing the sealed liquor bottles or cans through a telephone, a mobile ordering application, or a web-based software program, authorized by the licensee's license. There is no additional fee for a licensed retail liquor outlet to obtain a private liquor delivery license. The order, sale, and delivery process shall meet the requirements of this section. The order, sale, and delivery process is subject to the penalties of this article.

(b) A third party, not licensed for liquor sales or distribution, may apply for a private liquor delivery license for the privilege of

ordering and delivery of sealed liquor bottles or cans, from a licensed retail liquor outlet. The order and delivery of sealed liquor bottles or cans permitted for off-premises consumption by a third party licensee when a retail liquor outlet sells to a person purchasing the sealed liquor bottles or cans through telephone orders, a mobile ordering application, or a web-based software program. The private liquor delivery license non-prorated, nonrefundable annual fee is \$200 per third party entity, with no limit on the number of drivers and vehicles.

(c) The private liquor delivery license application shall comply with licensure requirements in this article and shall provide any information required by the commissioner.

(d) Sale Requirements. -

(1) The purchase of sealed liquor bottles or cans in the original container may accompany the purchase of food and the completion of the sale may be accomplished by the delivery of food and sealed liquor bottles or cans in the original container by the licensee or third party licensee;

(2) Any purchasing person shall be 21 years of age or older, shall not be visibly or noticeably intoxicated at the time of delivery, and shall meet the requirements set forth in this chapter for the sale of alcoholic liquors and in §11-16-1 *et seq.* of the code, for nonintoxicating beer or nonintoxicating craft beer.

(3) "Food", for purposes of this section, means food that has been cooked, microwaved, or that is pre-packaged food from the manufacturer.

(4) An order, sale, and delivery may consist of up to five 750 milliliter sealed liquor bottles for each order: *Provided*, That the entire delivery order may not contain any combination of sealed liquor bottles or cans in the original container, where the combination is more than 128 fluid ounces of liquor total; and

(5) A third party delivery licensee shall not have a pecuniary interest in a retail liquor outlet, as set forth in this article. A third party private liquor delivery licensee may only charge a

convenience fee for the delivery of any alcohol. The third party private liquor delivery licensee may not collect a percentage of the liquor delivery order, but may continue to collect a percentage of the delivery order directly related to food. The convenience fee charged by the third-party private liquor delivery licensee to the purchasing person shall be no greater than ~~five dollars~~ \$20 per delivery order where a sealed liquor bottle or can in the original container is ordered by the purchasing person. For any third party licensee also licensed for other nonintoxicating beer or nonintoxicating craft beer delivery pursuant to §11-16-1 *et seq.* of this code, wine delivery pursuant to §60-8-1 *et seq.* of this code, or a sealed craft cocktail growler delivery pursuant to §60-7-1 *et seq.* of this code, the total convenience fee of any order, sale, and delivery of sealed alcoholic liquor or nonintoxicating beer, or nonintoxicating craft beer shall not exceed ~~five dollars~~. \$20.

(e) *Private Liquor Delivery Requirements.* —

(1) Delivery persons employed for the delivery of a sealed liquor bottles or cans in the original container shall be 21 years of age or older and a retail liquor outlet and a third-party private liquor delivery licensee shall file each delivery person's name, driver's license, and vehicle information with the commissioner;

(2) A retail liquor outlet and a third-party private liquor delivery licensee shall train delivery persons on verifying legal identification and in identifying the signs of intoxication. A retail liquor outlet and a third-party private liquor delivery licensee shall submit certification of the training to the commissioner;

(3) The retail liquor outlet or third party private liquor delivery licensee shall hold a private liquor bottle delivery permit for each vehicle delivering a sealed liquor bottle or can in the original container pursuant to subsection (g) of this section: *Provided*, That a delivery driver may retain an electronic copy of his or her permit as proof of licensure;

(4) A retail liquor outlet or third party private liquor delivery licensee shall deliver food and a sealed liquor bottle or can order in

the original container in the market zone or contiguous market zone where the licensed retail liquor outlet is located;

(5) A retail liquor outlet or third party private liquor delivery licensee may only deliver food and a sealed liquor bottle or can in the original container to addresses located in West Virginia, The retail liquor outlet or third party private liquor delivery licensee shall pay and account for all sales and municipal taxes;

(6) A retail liquor outlet or third party private liquor delivery licensee may not deliver food and a sealed liquor bottle or can in the original container to any licensee licensed under §11-16-1 *et seq.* of this code, and under this chapter;

(7) Deliveries of food and a sealed liquor bottle or can in the original container are only for personal use, and not for resale; and

(8) A retail liquor outlet or third party private liquor delivery licensee shall not deliver and leave food and a sealed liquor bottle or can in the original container at any address without verifying a person's age and identification as required by this section.

(f) *Telephone, mobile ordering application, or web-based software requirements.* —

(1) The delivery person shall only permit the person who placed the order through a telephone order, a mobile ordering application ~~applicant~~, or web-based software to accept the food and a sealed liquor bottle or can in the original container for delivery which is subject to verification upon delivery with the delivery person's visual review and verification ~~and, as applicable, a stored scanned image of the purchasing person's legal identification;~~

(2) Any mobile ordering application or web-based software used shall ~~create a stored record and image of the purchasing person's legal identification and details of the sale, accessible by the delivery driver for verification, and shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;~~

(3) Any telephone ordering system shall maintain a log or record of the purchasing person's ~~legal~~ identification and details of the sale, ~~accessible by the delivery driver for verification~~, and shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;

(4) All records are subject to inspection by the commissioner. A retail liquor outlet or third party private liquor delivery licensee shall retain records for three years, and shall not unreasonably withhold the records from the commissioner's inspection; and

(5) The retail liquor outlet or third party delivery licensee shall hold a valid private liquor bottle delivery permit required by subsection (g) of this section for each vehicle that may offer delivery.

(g) *Private Liquor Bottle Delivery Permit.* —

(1) A retail liquor outlet or third party delivery licensee shall obtain and maintain a retail transportation permit for the delivery of and a sealed liquor bottle or can in the original container.

(2) A retail liquor outlet or third party private delivery licensee shall provide vehicle and driver information, requested by the commissioner. Upon any change in vehicles or drivers, the licensee shall update the driver and vehicle information with the commissioner within 10 days of the change.

(3) Subject to the requirement of §60-6-12 of this code, a private liquor bottle delivery permit shall meet the requirements of a transportation permit authorizing the permit holder to transport liquor subject to the requirements of this chapter.

(h) *Enforcement.* —

(1) The retail liquor outlet or the licensed third party are responsible for any violations committed by their employees or independent contractors under this article, and more than one violation may be issued for a single violation involving multiple licensees, employees, or independent contractors.

(2) Any license or permit granted by this section is subject to the penalties of probation, monetary fines, suspension, and revocation, as set forth in this article, for violations committed by the licensee, its employees, or independent contractors.

(3) It is a violation for any licensee, its employees, or independent contractors to break the seal of a sealed liquor bottle. A person who violates the provisions of this subdivision is subject to the maximum penalties available in this chapter.

(4) For purposes of criminal enforcement of the provisions of this article, persons ordering, purchasing, and accepting delivery of orders are considered to be purchasers.

(i) Retail liquor outlets licensed for off-premises sales of sealed liquor bottles and cans in the original container may provide for the sale and curbside in-person or in-vehicle pick-up of sealed liquor bottles or cans in the original container, subject to verification that the purchasing person is 21 years of age or older, and not visibly, or noticeably intoxicated, and as otherwise specified in this article.

(j) Retail liquor outlets licensed for off-premises sales of sealed liquor bottles and cans in the original container may provide for the sale and delivery through a drive up or drive through structure, approved by the commissioner, of sealed liquor bottles or cans in the original container, subject to verification that the purchasing person is 21 years of age or older, and not visibly, or noticeably intoxicated, and as otherwise specified in this article.

§60-3A-8. Retail license application requirements; retail licensee qualifications.

(a) Prior to or simultaneously with the submission of a bid for a retail license or the payment of a purchase option for a Class A retail license, each applicant shall file an application with the commissioner, stating under oath, the following:

(1) If the applicant is an individual, his or her name and residence address;

(2) If the applicant is other than an individual, the name and business address of the applicant; the state of its incorporation or organization; the names and residence addresses of each executive officer and other principal officer, partner, or member of the entity; a copy of the entity's charter or other agreement under which the entity operates; the names and residence addresses of any person owning, directly or indirectly, at least 20 percent of the outstanding stock, partnership, or other interests in the applicant; and all applicants and licensees must list a manager on the applicant's license application, or a licensee's renewal application, and further that the manager shall meet all other requirements of licensure, including, but not limited to, United States citizenship or naturalization, passing a background investigation, being at least 21 years of age, ~~being a suitable person, being of good morals and character,~~ and meet other requirements, all as set forth in the code and the legislative rules, in order for the manager to be able to meet and conduct any regulatory matters, including, but not limited to, licensure or enforcement matters related to the applicant or licensee all in the interest of protecting public health and safety ~~and being a suitable applicant or licensee~~. In order to maintain active licensure, any change by a licensee in any manager listed on an application must be made immediately to the commissioner, in order to verify that the new manager meets licensure requirements;

(3) That the applicant and manager have ~~not never~~ (A) been convicted in this state or any other state of any felony in the five years preceding the date of application or (B) other crime involving ~~moral turpitude~~ fraud, dishonesty, or deceit in the five years preceding the date of application, or (C) been convicted of any felony in this or any other state court or any federal court for a violation of alcohol-related distribution laws ~~any state or federal liquor law~~, and if the applicant is other than an individual, that none of its executive officers, other principal officers, partners, or members, or any person owning, directly or indirectly, at least 20 percent of the outstanding stock, partnership, or other interests in the applicant, has been convicted; and

(4) That the applicant and the manager, each is a United States citizen of good moral character and, if a naturalized citizen, when

and where naturalized; and, if a corporation organized and authorized to do business under the laws of this state, when and where incorporated, with the name and address of each officer; that each officer is a citizen of the United States and a person of good moral character; and if a firm, association, partnership, or limited partnership, that each member is a citizen of the United States and, if a naturalized citizen, when and where naturalized, each of whom must sign the application.

(b) An applicant and manager shall provide the commissioner any additional information requested by the commissioner including, but not limited to, authorization to conduct a criminal background and credit records check.

(c) Whenever a change occurs in any information provided to the commissioner, the change shall immediately be reported to the commissioner in the same manner as originally provided.

(d) The commissioner shall disqualify each bid submitted by an applicant under §60-3A-10 of this code and no applicant shall be issued or eligible to hold a retail license under this article, if:

(1) The applicant has been, within the five years preceding the date of application: (A) convicted in this state of any felony or (B) convicted of a ~~other~~ crime involving fraud, dishonesty, or deceit moral turpitude or (C) convicted of any felony in this or any other state court or any federal court for a violation of alcohol-related distribution laws any state or federal liquor law; or

(2) Any executive officer or other principal officer, partner, or member of the applicant, or any person owning, directly or indirectly, at least 20 percent of the outstanding stock, partnership, or other interests in the applicant, has been, within the five years preceding the date of application: (A) convicted in this state of any felony or (B) convicted of a ~~other~~ crime involving fraud, dishonesty, or deceit moral turpitude or (C) convicted of any felony in this or any other state court or any federal court for a violation of alcohol-related distribution laws any state or federal liquor law.

(e) The commissioner shall not issue a retail license to an applicant which does not hold a license issued pursuant to federal law to sell liquor at wholesale.

§60-3A-17. Wholesale prices set by commissioner; retail licensees to purchase liquor from state; transportation and storage; method of payment.

(a) The commissioner shall fix wholesale prices for the sale of liquor, other than wine, to retail licensees. The commissioner shall sell liquor, other than wine, to retail licensees according to a uniform pricing schedule. The commissioner shall obtain, if possible, upon request, any liquor requested by a retail licensee and those permitted to manufacture and sell liquor pursuant to ~~section three, article four of this chapter~~ §60-4-3 of this code.

(b) Wholesale prices shall be established in order to yield a net profit for the General Revenue Fund of not less than \$6,500,000 annually on an annual volume of business equal to the average for the past three years. The net revenue derived from the sale of alcoholic liquors shall be deposited into the General Revenue Fund in the manner provided in ~~section seventeen, article three of this chapter~~ §60-3-17 of this code.

(c) Notwithstanding any provision of this code to the contrary, the commissioner shall specify the maximum wholesale markup percentage which may be applied to the prices paid by the commissioner for all liquor, other than wine, in order to determine the prices at which all liquor, other than wine, will be sold to retail licensees. A retail licensee shall purchase all liquor, other than wine, for resale in this state only from the commissioner, and the provisions of ~~sections twelve and thirteen, article six of this chapter~~ §60-6-12 and §60-6-13 of this code shall not apply to the transportation of the liquor: *Provided*, That a retail licensee shall purchase wine from a wine distributor who is duly licensed under ~~article eight of this chapter~~ §60-8-1 et seq. of this code. All liquor, other than wine, purchased by retail licensees shall be stored in the state at the retail outlet or outlets operated by the retail licensee: *Provided, however*, That the commissioner, in his or her discretion,

may upon written request permit a retail licensee to store liquor at a site other than the retail outlet or outlets.

(d) The sale of liquor by the commissioner to retail licensees shall be paid by electronic funds transfer which shall be initiated by the commissioner on the business day following the retail licensees order or by money order, certified check, or cashier's check which shall be received by the commissioner at least 24 hours prior to the shipping of the alcoholic liquors: *Provided*, That if a retail licensee posts with the commissioner an irrevocable letter of credit or bond with surety acceptable to the commissioner from a financial institution acceptable to the commissioner guaranteeing payment of checks, then the commissioner may accept the retail licensee's checks in an amount up to the amount of the letter of credit.

(e) (1) A retail licensee may not sell liquor to persons licensed under the provisions of ~~article seven of this chapter~~ §60-7-1 et seq. of this code at less than ~~one hundred ten percent~~ 115 percent of the retail licensee's cost as defined in §47-11A-6 of this code.

(2) A retail licensee may not sell liquor to the general public at less than ~~one hundred ten percent~~ 110 percent of the retail licensee's cost as defined in §47-11A-6 of this code.

ARTICLE 4. LICENSES.

§60-4-22. Wholesale representatives' licenses.

(a) A person, firm or corporation may not be or act or serve as an agent, broker or salesman selling or offering to sell or soliciting or negotiating the sale of alcoholic liquor to the commission or to any distributor licensed pursuant to article eight of this chapter without first obtaining a license so to do in accordance with the provisions of this section. Only salaried employees of distilleries, manufacturers, producers or processors of alcoholic liquor may be licensed hereunder and no person may be licensed hereunder who sells or offers to sell alcoholic liquor to the commission or any distributor on a fee or commission basis. The commission shall be the licensing authority and may grant to persons of good moral

character the license herein provided and may refuse to grant such license to any person (1) convicted of a felony, within ~~ten~~ five years prior to his or her application, ~~for such license~~ (2) convicted of a crime involving fraud, dishonesty, or deceit, within the previous five years before application, or (3) convicted of a felony violation of a state or federal liquor law within the previous five years before application; refuse to grant, suspend or revoke licenses. Licenses shall be on an annual basis for the period from July 1, until June 30 next following. New and renewal licenses shall be granted only upon verified application to the commission presented on forms provided by the commission. Any person representing more than one producer, manufacturer or distributor of alcoholic liquors shall file a separate application and shall obtain a separate license for each such representation. The annual license fee shall be \$100. The fee for any license granted for the remainder of any license year between January 1, and June 30 of the same calendar year shall be \$50.

~~No person who is the father, mother, son, daughter, brother, sister, uncle, aunt, nephew or niece of a member of the commission or of any elected or appointed state official, county official or municipal official, or who is the spouse of any such person so related to a member of the commission or to any elected or appointive state official, county official or municipal official, may be granted a license. No member of the Legislature or the spouse of any such member may be granted a license. Nor may any member or officer of any political party executive committee of this state or the spouse of any such member or officer be granted a license.~~

(b) In addition to all other information which the commission may require to be supplied on the license application forms, each applicant shall be required to state his or her name and his or her residence address and the name and business address of the producer, manufacturer or distributor he or she represents; the name and address of each additional producer, manufacturer or distributor of alcoholic liquors he or she represents; the monetary total of all alcoholic liquor sales, if any, made by him or her to the commission or to any distributor licensed pursuant to article eight

of this chapter during the fiscal year preceding the license year for which he or she is seeking a license; the monetary total of the gross income received by him or her on such sales, if any, during such fiscal year; whether he or she has, during such fiscal year, made or given, voluntarily or on request, any gift, contribution of money or property to any member or employee of the commission or of any distributor licensed pursuant to article eight of this chapter or to or for the benefit of any political party committee or campaign fund; and his or her relationship, if any, by blood or marriage, to any member of the commission or to any elected or appointive state official, county official or municipal official. All such applications shall be verified by oath of the applicant and shall be prepared and filed in duplicate. All such applications and a current list of all licensees hereunder shall be matters of public record and shall be available to public inspection at the commission's offices at the State Capitol. Every licensee who ceases to be an agent, broker or salesman, as herein contemplated, shall so advise the commission in writing and such person's name shall be immediately removed from the license list and his or her license shall be canceled and terminated.

(c) All persons licensed under this section shall be authorized representatives of the wineries, farm wineries, distilleries, mini-distilleries, manufacturers, producers, or processors of alcoholic liquor they represent. A licensed person may not share, divide, or split his or her salary with any person other than his or her wife or some legal dependent, nor may he or she make any contribution to any political party campaign fund in this state.

(d) All licensees shall be subject to all other provisions of this chapter and to the lawful rules promulgated by the commission. Licenses may be refused, suspended, or revoked by the commission for cause, including any of the applicable grounds of revocation specified in section nineteen of this article. Provisions of this article relating to notice, hearing and appeals shall, to the extent applicable, govern procedures on suspension and revocation of licenses hereunder.

(e) Any person, firm or corporation violating any provision of this section, including knowingly making of any false statement in

a verified application for a license shall be guilty of a misdemeanor offense and shall, upon conviction thereof, be fined not exceeding \$1,000 or imprisoned in jail not exceeding 12 months, or be subject to both such fine and imprisonment in the discretion of the court.

§60-4-23. License to operate a facility where exotic entertainment is offered; definitions; restrictions, regulations and prohibitions; prohibitions against minors; application, renewal, license fee, restrictions on transfer; effective date; legislative rules; unlawful acts and penalties imposed.

(a) For purposes of this section:

(1) "Exotic entertainment" means live nude dancing, nude service personnel or live nude entertainment, and "nude" means any state of undress in which male or female genitalia or female breasts are exposed.

(2) "Places set apart for traditional family-oriented naturism" means family nudist parks, clubs and resorts chartered by the American association for nude recreation or the naturist society, including all of their appurtenant business components, and also including places temporarily in use for traditional family-oriented naturist activities.

(b) No person may operate any commercial facility where exotic entertainment is permitted or offered unless such person is granted a license by the commissioner to operate a facility where exotic entertainment may be offered. The provisions of this subsection apply whether or not alcoholic liquor, wine or nonalcoholic beer is legally kept, served, sold, or dispensed in a facility, or purchased for use in a facility, or permitted to be brought by others into a facility and whether or not such person holds any other license or permit issued pursuant to chapter 60 of this code.

(c) A licensee is subject to all the regulatory provisions of §60-7-1 *et seq.* of this code ~~chapter~~, whether or not the licensee is otherwise a private club. The commissioner shall have all the powers and authorization granted under §60-7-1 *et seq.* of this code

~~chapter~~ to regulate, restrict, and sanction a licensee under this section. No licensee may purchase, keep, sell, serve, dispense, or purchase for use in a licensed facility, or permit others to bring into the facility, any alcoholic liquor, wine, or nonintoxicating beer or nonintoxicating craft beer without having the appropriate license ~~therefor~~. No licensee may operate a private club without being licensed ~~therefor~~.

(d) No person or licensee may allow a person under the age of 18 years to perform as an exotic entertainer. No person under the age of 21 years, other than a performing exotic entertainer, may be allowed to be in a commercial facility on any day on which any exotic entertainment is offered therein. No licensee may hold special nonalcoholic entertainment events for persons under age 21 pursuant to the provisions of §60-7-8 of this code ~~chapter~~ in the licensed facility.

~~(e) Any person operating a commercial facility where exotic entertainment is offered on the effective date of this section may apply to the commissioner for a license to operate a facility where exotic entertainment may be offered. Applications must be filed with the commissioner on or before July 1, 2000; thereafter no application for license may be received by the commissioner. The commissioner may issue a license to a person complying with the provisions of this chapter. Upon application for renewal, the commissioner shall annually, on July 1, of each succeeding year, renew the license of any licensee then in compliance with the provisions of this chapter. The commissioner shall specify the form of application and information required of applicants and licensees. No license which has lapsed, been revoked or expired without renewal may be reissued.~~

(~~f~~e) A person to whom a license is issued or renewed under the provisions of this section shall pay annually to the commissioner a license fee of \$3,000. A municipal corporation wherein any such licensee is located shall issue a municipal license to any person to whom the commissioner has issued a license and may impose a license fee not in excess of the state license fee.

(gf) A person shall not sell, assign, or otherwise transfer a license without the prior written approval of the commissioner. For purposes of this section, the merger of a licensee or the sale of more than 50 percent of the outstanding stock of or partnership interests in the licensee shall be deemed to be a sale, assignment, or transfer of a license under this section. A license shall not be transferred to another location, except within the county of original licensure. A transferee of a licensed facility may apply for reissuance of the transferor's license if the transferee applicant otherwise qualifies for a license. The commissioner is authorized to propose the promulgation of a legislative rule in accordance with the provisions of chapter 29A of this code, to implement the provisions of this subsection.

~~(h) This section shall be effective upon passage by the Legislature in the year 2000. On or before May 1, 2000, the commissioner shall promulgate an emergency legislative rule pursuant to the provisions of chapter twenty nine a of this code to effectuate the provisions of this section, and shall propose a legislative rule therefor, for consideration by the Legislature, prior to December 31, 2000.~~

(ig) Any person who violates any provision of this section, or principal of a firm or corporation which violates any provision of this section, or licensee, agent, employee, or member of any licensee who violates any provision of this section, or who violates any of the provisions of §60-7-12 of this code chapter, on the premises of a licensed facility, is guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$1,000 nor more than \$3,000, or imprisoned for a period not to exceed one year, or both so fined and imprisoned.

(jh) The provisions of this section do not apply to places set apart for traditional family-oriented naturist activities.

ARTICLE 6. MISCELLANEOUS PROVISIONS.

§60-6-24. Requirement for posting informational sign.

~~Each store or outlet controlled or operated by the state Alcohol Beverage Control Commission, and any store, supermarket, club, restaurant, or Any licensee licensed under this chapter to sell~~

~~alcoholic liquors, including liquor, wine, hard cider, other facility selling alcoholic beverages or nonintoxicating beer or nonintoxicating craft beer for either on-premise on-premises or off-premise off-premises consumption, shall post in an open and prominent place within such the establishment, a blood-alcohol chart containing information showing the estimated percent of alcohol in the blood by the number of drinks in relation to body weight and time of consumption, as follows:~~

FORM OMITTED

FORM OMITTED

~~The size of display and location of said blood alcohol chart shall be prescribed by the commissioner, by rule and regulation as provided in the chart available on the commissioner's website. Enforcement of the posting provisions of this section shall be carried out by the West Virginia nonintoxicating beer commissioner commissioner in establishments which are for all licensees required to post such the notice. but are not subject to the supervision of the West Virginia Alcohol Beverage Control Commissioner~~

ARTICLE 7. LICENSES TO PRIVATE CLUBS.

§60-7-2. Definitions; authorizations; requirements for certain licenses.

Unless the context in which used clearly requires a different meaning, as used in this article:

~~(a)~~ (1) "Applicant" means a private club applying for a license under the provisions of this article.

~~(b)~~ (2) "Code" means the official Code of West Virginia, 1931, as amended.

~~(c)~~ (3) "Commissioner" means the West Virginia Alcohol Beverage Control Commissioner.

~~(d)~~ (4) "Licensee" means the holder of a license to operate a private club granted under this article, which remains unexpired, unsuspended, and unrevoked.

~~(e)~~ (5) "Private club" means any corporation or unincorporated association which either: ~~(1)~~ (A) Belongs to or is affiliated with a nationally recognized fraternal or veterans' organization which is operated exclusively for the benefit of its members, which pays no part of its income to its shareholders or individual members, which owns or leases a building or other premises to which club are admitted only duly- elected or approved dues-paying members in good standing of the corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in the building or on the premises a suitable kitchen and dining facility with related equipment for serving food to members and their guests;

~~(2)~~ (B) Is a nonprofit social club, which is operated exclusively for the benefit of its members, which pays no part of its income to its shareholders or individual members, which owns or leases a building or other premises to which club are admitted only duly-elected or approved dues-paying members in good standing of the corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in the building or on the premises a suitable kitchen and dining facility with related equipment for serving food to members and their guests;

~~(3)~~ (C) Is organized and operated for legitimate purposes which has at least 100 duly- elected or approved dues-paying members in good standing, which owns or leases a building or other premises, including any vessel licensed or approved by any federal agency to carry or accommodate passengers on navigable waters of this state, to which club are admitted only duly- elected or approved dues-paying members in good standing of the corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in the building or on the premises a suitable kitchen and dining facility with related equipment and employs a sufficient number of persons for serving meals to members and their guests; or

(4) (D) Is organized for legitimate purposes and owns or leases a building or other delimited premises in any state, county, or municipal park, or at any airport, in which building or premises a club has been established, to which club are admitted only duly-elected and approved dues-paying members in good standing and their guests while in the company of a member and to which club the general public is not admitted, and which maintains in connection with the club a suitable kitchen and dining facility and related equipment and employs a sufficient number of persons for serving meals in the club to the members and their guests.

(6) "Private bakery" means an applicant for a private club or licensed private club license that has a primary function of operating a food preparation business that produces baked goods, including brownies, cookies, cupcakes, confections, muffins, breads, cakes, wedding cakes, and other baked goods. The applicant or licensee desires to sell baked goods infused with liquor, wine, or nonintoxicating beer or nonintoxicating craft beer, either: (A) In the icing, syrup, drizzle, or some other topping; (B) as an infusion where the alcohol is not processed or cooked out of the baked goods; or (C) the alcohol can be added by the purchaser from an infusion packet containing alcohol no greater than 10 milliliters. This applicant or licensee may not sell liquor, wine, or nonintoxicating beer or nonintoxicating craft beer for on or off-premises consumption. This applicant or licensee may sell the baked goods with alcohol added as authorized for on and off-premises consumption. Further, the applicant or licensee shall meet the criteria set forth in this subdivision which:

(i) Has at least 50 members;

(ii) Operates a kitchen that produces baked goods, as specified in this subdivision, including at least: (I) A baking oven and a four-burner range or hot plate; (II) a sink with hot and cold running water; (III) a 17 cubic foot refrigerator or freezer, or some combination of a refrigerator and freezer which is not used for alcohol cold storage; (IV) baking utensils and pans, kitchen utensils, and other food consumption apparatus as determined by the commissioner; and (V) food fit for human consumption

available to be served during all hours of operation on the licensed premises;

(iii) Maintains, at any one time, \$750 of food inventory capable of being prepared in the private bakery's kitchen. In calculating the food inventory, the commissioner shall include television dinners, bags of chips or similar products, microwavable food or meals, frozen meals, pre-packaged foods, baking items such as flour, sugar, icing, and other confectionary items, or canned prepared foods;

(iv) Uses an age verification system approved by the commissioner for the purpose of verifying that persons under the age of 21 who are in the private bakery are not sold items containing alcoholic liquors, nonintoxicating beer or nonintoxicating craft beer, or wine, and a person under 21 years of age may enter the shop and purchase other items not containing alcoholic liquors; and

(v) Meet and be subject to all other private club requirements.

(7) "Private cigar shop" means an applicant for a private club or licensed private club licensee that has a primary function of operating a cigar shop for sales of premium cigars for consumption on or off the licensed premises. Where permitted by law, indoor on-premises cigar consumption is permitted with a limited food menu, which may be met by utilizing a private caterer, for members and guests while the private club applicant or licensee is selling and serving liquor, wine, or nonintoxicating beer or nonintoxicating craft beer for on-premises consumption. Further, the applicant or licensee shall meet the criteria set forth in this subdivision which:

(A) Has at least 50 members;

(B) Operates a cigar shop and bar with a kitchen, including at least: (i) A two-burner hot plate, air fryer, or microwave oven; (ii) a sink with hot and cold running water; (iii) a 17 cubic foot refrigerator or freezer, or some combination of a refrigerator and freezer which is not used for alcohol cold storage; (iv) kitchen utensils and other food consumption apparatus as determined by

the commissioner; and (v) food fit for human consumption available to be served during all hours of operation on the licensed premises;

(C) Maintains, at any one time, \$500 of food inventory capable of being prepared in the private club bar's kitchen or has on hand at least \$150 in food provided by a private caterer. In calculating the food inventory, the commissioner shall include television dinners, bags of chips or similar products, microwavable food or meals, frozen meals, pre-packaged foods, or canned prepared foods;

(D) Uses an age verification system approved by the commissioner for the purpose of verifying that persons under the age of 21 who are in the private club bar are accompanied by a parent or legal guardian, and if a person under 21 years of age is not accompanied by a parent or legal guardian, that person may not be admitted as a guest; and

(E) Meets and is subject to all other private club requirements.

~~(7)~~ (8) "Private caterer" means a licensed private club restaurant, private hotel, or private resort hotel authorized by the commissioner to cater and serve food and sell and serve alcoholic liquors, or non-intoxicating beer or non-intoxicating craft beer. A private caterer shall purchase wine sold or served at a catering event from a wine distributor. A private caterer shall purchase nonintoxicating beer and nonintoxicating craft beer sold or served at the catering event from a licensed beer distributor. A private caterer shall purchase liquor from a retail liquor outlet authorized to sell in the market zone, where the catering event is held. The private caterer or the persons or entity holding the catering event shall:

~~(1)~~ (A) Have at least 10 members and guests attending the catering event;

~~(2)~~ (B) Have obtained an open container waiver or have otherwise been approved by a municipality or county in which the event is being held;

~~(3)~~ (C) Operate a private club restaurant on a daily operating basis;

~~(4)~~ (D) Only use its employees, independent contractors, or volunteers to sell and serve alcoholic liquors who have received certified training in verifying the legal identification, the age of a purchasing person, and the signs of visible, noticeable, and physical intoxication;

~~(5)~~ (E) Provide to the commissioner, at least 7 seven days before the event is to take place:

~~(A)~~ (i) The name and business address of the unlicensed private venue where the private caterer is to provide food and alcohol for a catering event;

~~(B)~~ (ii) The name of the owner or operator of the unlicensed private venue;

~~(C)~~ (iii) A copy of the contract or contracts between the private caterer, the person contracting with the caterer, and the unlicensed private venue;

~~(D)~~ (iv) A floorplan of the unlicensed private venue to comprise the private catering premises, which shall only include spaces in buildings or rooms of an unlicensed private venue where the private caterer has control of the space for a set time period where the space safely accounts for the ingress and egress of the stated members and guests who will be attending the private catering event at the catering premises. The unlicensed private venue's floorplan during the set time period as stated in the contract shall comprise the private caterer's licensed premises, which is authorized for the lawful sale, service, and consumption of alcoholic liquors, nonintoxicating beer and nonintoxicating craft beer, and wine throughout the licensed private catering premises: *Provided*, That the unlicensed private venue shall: ~~(i)~~ (I) Be inside a building or structure, ~~(ii)~~ (II) have other facilities to prepare and serve food and alcohol, ~~(iii)~~ (III) have adequate restrooms and sufficient building facilities for the number of members and guests expected to attend the private catering event, and ~~(iv)~~ (IV)

otherwise be in compliance with health, fire, safety, and zoning requirements;

~~(6)~~ (F) Not hold more than 15 private catering events per calendar year. Upon reaching the 16th event, the unlicensed venue shall obtain its own private club license;

~~(7)~~ (G) Submit to the commissioner, evidence that any noncontiguous area of an unlicensed venue is within 150 feet of the private caterer's submitted floorplan and may submit a floorplan extension for authorization to permit alcohol and food at an outdoor event;

~~(8)~~ (H) Meet and be subject to all other private club requirements; and

~~(9)~~ (I) Use an age verification system approved by the commissioner.

~~(g)~~ (9) "Private club bar" means an applicant for a private club or licensed private club licensee that has a primary function for the use of the licensed premises as a bar for the sale and consumption of alcoholic liquors and nonintoxicating beer or nonintoxicating craft beer when licensed for ~~such~~ those sales, while providing a limited food menu for members and guests, and meeting the criteria set forth in this ~~subsection~~ subdivision which:

~~(1)~~ (A) Has at least 100 members;

~~(2)~~ (B) Operates a bar with a kitchen, including at least: ~~(A)~~ (i) A two-burner hot plate, air fryer, or microwave oven; ~~(B)~~ (ii) a sink with hot and cold running water; ~~(C)~~ (iii) a 17 cubic foot refrigerator or freezer, or some combination of a refrigerator and freezer which is not used for alcohol cold storage; ~~(D)~~ (iv) kitchen utensils and other food consumption apparatus as determined by the commissioner; and ~~(E)~~ (v) food fit for human consumption available to be served during all hours of operation on the licensed premises;

~~(3)~~ (C) Maintains, at any one time, \$500 of food inventory capable of being prepared in the private club bar's kitchen. In

calculating the food inventory, the commissioner shall include television dinners, bags of chips or similar products, microwavable food or meals, frozen meals, prepackaged foods, or canned prepared foods;

(4) (D) Uses an age verification system approved by the commissioner for the purpose of verifying that persons under the age of 18 who are in the private club bar are accompanied by a parent or legal guardian, and if a person under 18 years of age is not accompanied by a parent or legal guardian that person may not be admitted as a guest; and

(5) (E) Meets and is subject to all other private club requirements.

(10) "Private food truck" means an applicant for a private club, licensed private club licensee, or licensed private manufacturer's club licensee that has a primary function of operating a food preparation business using an industrial truck, van, or trailer to prepare food and meals for sale at various locations within the state while utilizing a propane or electric generator powered kitchen. The private food truck applicant shall obtain county or municipal approval to operate for food and liquor, wine, and nonintoxicating beer or nonintoxicating craft beer sales and service, while providing a food menu for members and guests. The private food truck applicant shall meet the criteria set forth in this subdivision which:

(A) Has at least 10 members;

(B) Operates with a kitchen, including at least: (i) A two-burner hot plate, air fryer, or microwave oven; (ii) a sink with hot and cold running water; (iii) at least a 10 cubic foot refrigerator or freezer, or some combination of a refrigerator and freezer which is not used for alcohol cold storage; and (iv) plastic or metal kitchen utensils and other food consumption apparatus as determined by the commissioner;

(C) Maintains, at any one time, \$500 of food inventory that is fit for human consumption and capable of being prepared and

served from the private food truck's kitchen during all hours of operation;

(D) Shall be sponsored, endorsed, or approved by the governing body or its designee of the county or municipality in which the private food truck is to be located and operate, and further each location shall have a bounded and defined area and set hours for private food truck operations, sales, and consumption of alcohol that are not greater than a private club's hours of operation;

(E) Provides the commissioner with a list of all locations, including a main business location, where the private food truck operates, and is approved for sales pursuant to subsection (D) of this section, and immediately update the commissioner when new locations are approved by a county or municipality;

(F) Requires all nonintoxicating beer and nonintoxicating craft beer sold, furnished, tendered, or served pursuant to the license created by this section to be purchased from the licensed distributor where the private food truck has its home location or from a resident brewer acting in a limited capacity as a distributor, all in accordance with §11-16-1 *et seq.* of this code.

(G) Requires wine or hard cider sold, furnished, tendered, or served pursuant to the license created by this section to be purchased from a licensed distributor, winery, or farm winery in accordance with §60-8-1 *et seq.* of this code.

(H) Requires liquor sold, furnished, tendered, or served pursuant to the license created by this section shall be purchased from a licensed retail liquor outlet in the market zone or contiguous market zone where the private food truck has its main business location, all in accordance with §60-3A-1 *et seq.* of this code.

(I) A licensee authorized by this section shall utilize bona fide employees to sell, furnish, tender, or serve the nonintoxicating beer or nonintoxicating craft beer, wine, or liquor.

(J) A brewer, resident brewer, winery, farm winery, distillery, mini-distillery, or micro-distillery may obtain a private food truck license;

(K) Licensed representatives of a brewer, resident brewer, beer distributor, wine distributor, wine supplier, winery, farm winery, distillery, mini-distillery, micro-distillery, and liquor broker representatives may attend a location where a private food truck is located and discuss their respective products but may not engage in the selling, furnishing, tendering, or serving of any nonintoxicating beer or nonintoxicating craft beer, wine, or liquor.

(L) Uses an age verification system approved by the commissioner for the purpose of verifying that persons under the age of 21 who are in the private club bar are not permitted to be served any alcoholic liquors, nonintoxicating beer or nonintoxicating craft beer, or wine but may be permitted to purchase food or other items;

(M) Obtains all permits required by §60-6-12 of this code; and

(N) Meets and is subject to all other applicable private club requirements.

~~(H)~~ (11) "Private club restaurant" means an applicant for a private club or licensed private club licensee that has a primary function of using the licensed premises as a restaurant for serving freshly prepared meals and dining in the restaurant area. The private club restaurant may have a bar area separate from or commingled with the restaurant, seating requirements for members and guests ~~must~~ shall be met by the restaurant area. The applicant for a private club restaurant license which: ~~shall meet the criteria set forth in this subsection which:~~

~~(1)~~ (A) Has at least 100 members;

~~(2)~~ (B) Operate a restaurant and full kitchen with at least: ~~(A)~~ (i) Ovens and four-burner ranges; ~~(B)~~ (ii) refrigerators or freezers, or some combination of refrigerators and freezers greater than 50 cubic feet, or a walk-in refrigerator or freezer; ~~(C)~~ (iii) other kitchen utensils and apparatus as determined by the commissioner; and ~~(D)~~ (iv) freshly prepared food fit for human consumption available to be served during all hours of operation on the licensed premises;

(3) (C) Maintains, at any one time, \$1,000 of fresh food inventory capable of being prepared in the private club restaurant's full kitchen. In calculating the food inventory, the commissioner may not include television dinners, bags of chips or similar products, microwavable meals, frozen meals, pre-packaged foods, or canned prepared foods;

(4) (D) Uses an age verification system approved by the commissioner for the purpose of verifying that persons under 18 years of age who are in the bar area of a private club restaurant are accompanied by a parent or legal guardian. The licensee may not seat a person in the bar area who is under the age of 18 years and who is not accompanied by a parent or legal guardian, but may allow that person, as a guest, to dine for food and nonalcoholic beverage purposes in the restaurant area of a private club restaurant:

(5) (E) May uncork and serve members and guests up to two bottles of wine that a member purchased from a wine retailer, wine specialty shop, an applicable winery or farm winery when licensed for retail sales, or a licensed wine direct shipper when the purchase is for personal use and, not for resale. The licensee may charge a corkage fee of up to \$10 dollars per bottle. In no event may a member or a group of members and guests exceed two sealed bottles or containers of wine to carry onto the licensed premises for uncorking and serving by the private club restaurant and for personal consumption by the member and guests. A member or guest may cork and reseal any unconsumed wine bottles as provided in §60-8-3(j) of this code and the legislative rules for carrying unconsumed wine off the licensed premises;

(6) (F) ~~Must have~~ Has at least two restrooms for members and their guests: *Provided*, That this requirement may be waived by the local health department upon supplying a written waiver of the requirement to the commissioner: *Provided, however*, That the requirement may also be waived for a historic building by written waiver supplied to commissioner of the requirement from the historic association or district with jurisdiction over a historic building: *Provided, further* That in no event ~~shall~~ may a private club restaurant have less than one restroom; and

~~(7) (G) Shall meet and be~~ Meets and is subject to all other private club requirements.

~~(i) (12) "Private manufacturer club" means an applicant for a private club or licensed private club licensee which is also licensed as a distillery, mini-distillery, micro-distillery, winery, farm winery, brewery, or resident brewery that manufacturers liquor, wine, nonintoxicating beer or nonintoxicating craft beer, which may be sold, served, and furnished to members and guests for on-premises consumption at the licensee's licensed premises and in the area or areas denoted on the licensee's floorplan, and which: meets the criteria set forth in this subsection and which:~~

~~(1) (A)~~ Has at least 100 members;

~~(2) (B)~~ Offers tours, may offer complimentary samples, and may offer space as a conference center or for meetings;

~~(3) (C)~~ Operates a restaurant and full kitchen with ovens, four-burner ranges, a refrigerator, or freezer, or some combination of a refrigerator and freezer, and other kitchen utensils and apparatus as determined by the commissioner on the licensed premises and serves freshly prepared food at least 15 hours per week;

~~(4) (D)~~ Maintains, at any one time, \$500 of fresh food inventory capable of being prepared in the private manufacturer club's full kitchen. In calculating the food inventory, the commissioner may not include television dinners, bags of chips or similar products, microwavable meals, frozen meals, pre-packaged foods, or canned prepared foods;

~~(5) (E)~~ Owns or leases, controls, operates, and uses acreage amounting to at least one acre which is contiguous bounded or fenced real property that would be listed on the licensee's floorplan and may be used for large events such as weddings, reunions, conferences, meetings, and sporting or recreational events;

~~(6) (F)~~ Lists the entire property from ~~subdivision (5) paragraph (E) of this subsection~~ subdivision and all adjoining buildings and structures on the private manufacturer club's floorplan that would comprise the licensed premises, which would be authorized for the

lawful sale, service, and consumption of alcoholic liquors, nonintoxicating beer or nonintoxicating craft beer, and wine throughout the licensed premises, whether these activities were conducted in a building or structure or outdoors while on the private manufacturer club's licensed premises, and as noted on the private manufacturer club's floorplan;

~~(7)~~ (G) Identifies a person, persons, an entity, or entities who or which has right, title, and ownership or lease interest in the real property, buildings, and structures located on the proposed licensed premises;

~~(8)~~ (H) Uses an age verification system approved by the commissioner; and

~~(9)~~ (I) Meets and is subject to all other private club requirements.

~~(j)~~ (13) "Private fair and festival" means an applicant for a private club or a licensed private club meeting the requirements of §60-7-8a of this code for a temporary event, and the criteria set forth in this ~~subsection~~ subdivision which:

~~(1)~~ (A) Has at least 100 members;

~~(2)~~ (B) Has been sponsored, endorsed, or approved, in writing, by the governing body (or its duly elected or appointed officers) of either the municipality or of the county in which the festival, fair, or other event is to be conducted;

~~(3)~~ (C) Prepares, provides, or engages a food vendor to provide adequate freshly prepared food or meals to serve its stated members and guests who will be attending the temporary festival, fair, or other event, and further shall provide any documentation or agreements ~~of such~~ to the commissioner prior to approval;

~~(4)~~ (D) Does not use third-party entities or individuals to purchase, sell, furnish, or serve alcoholic liquors, nonintoxicating beer or nonintoxicating craft beer;

~~(5)~~ (E) Provides adequate restroom facilities, whether permanent or portable, to serve the stated members and guests who will be attending the festival, fair, or other event;

~~(6)~~ (F) Provides a floorplan for the proposed premises with a defined and bounded area to safely account for the ingress and egress of stated members and guests who will be attending the festival, fair, or other event;

~~(7)~~ (G) Uses an age verification system approved by the commissioner; and

~~(8)~~ (H) Meets and is subject to all other private club requirements.

~~(k)~~ (14) "Private hotel" means an applicant for a private club or licensed private club licensee meeting the criteria set forth in this subsection which:

~~(1)~~ (A) Has at least 2,000 members;

~~(2)~~ (B) Offers short-term, daily rate accommodations or lodging for members and their guests amounting to at least 30 separate bedrooms, and also offers a conference center for meetings;

~~(3)~~ (C) Operates a restaurant and full kitchen with ovens, four-burner ranges, walk-in freezers, and other kitchen utensils and apparatus as determined by the commissioner on the licensed premises and serves freshly prepared food at least 20 hours per week;

~~(4)~~ (D) Maintains, at any one time, \$2,500 of fresh food inventory capable of being prepared in the private hotel's full kitchen and in calculating the food inventory the commissioner may not include microwavable, frozen, or canned foods;

~~(5)~~ (E) Owns or leases, controls, operates, and uses acreage amounting to more than one acre but fewer than three acres, which are contiguous acres of bounded or fenced real property which would be listed on the licensee's floorplan and would be used for

hotel and conferences and large contracted-for group-type events such as weddings, reunions, conferences, meetings, and sporting or recreational events;

~~(6)~~ (F) Lists the entire property from ~~subdivision (5)~~ paragraph (E) of this ~~subsection~~ subdivision and all adjoining buildings and structures on the private hotel's floorplan which would comprise the licensed premises, which would be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private hotel's licensed premises and as noted on the private hotel's floorplan;

~~(7)~~ (G) Has an identified person, persons, or entity that has right, title, and ownership or lease interest in the real property buildings and structures located on the proposed licensed premises;

~~(8)~~ (H) Uses an age verification system approved by the commissioner; ~~and~~

~~(9)~~ (I) Meets and is subject to all other private club requirements; and

(J) May provide members and guests who are verified by proper form of identification to be 21 years of age or older to have secure access via key or key card to an in-room mini-bar in their rented short-term accommodation; the mini-bar may be a small refrigerator not in excess of 1.6 cubic feet for the sale of nonintoxicating beer or nonintoxicating craft beer, wine, hard cider, and liquor sold from the original sealed container, and the refrigerator may contain: (i) Any combination of 12 fluid ounce cans or bottles not exceeding 72 fluid ounces of nonintoxicating beer or nonintoxicating craft beer; (ii) any combination of cans or bottles of wine or hard cider not exceeding 750 ml of wine or hard cider; (iii) liquor in bottles sized from 50 ml, 100 ml, and 200 ml, with any combination of those liquor bottles not exceeding 750 ml; and (iv) any combination of canned or packaged food valued at least \$50. All markups, fees, and taxes shall be charged on the sale of nonintoxicating beer, nonintoxicating craft beer, wine, and liquor. All nonintoxicating beer or nonintoxicating craft beer

available for sale shall be purchased from the licensed distributor in the area where licensed. All wine or hard cider available for sale shall be purchased from a licensed wine distributor or authorized farm winery. All liquor available for sale shall be purchased from the licensed retail liquor outlet in the market zone of the licensed premises. The mini-bar shall be checked daily and replenished as needed to benefit the member and guest.

(4) (15) "Private resort hotel" means an applicant for a private club or licensed private club licensee which: ~~meeting the criteria set forth in this subsection which:~~

(1) (A) Has at least 5,000 members;

(2) (B) Offers short term, daily rate accommodations or lodging for members and their guests amounting to at least 50 separate bedrooms;

(3) (C) Operates a restaurant and full kitchen with ovens, six-burner ranges, walk-in freezers, and other kitchen utensils and apparatus as determined by the commissioner on the licensed premises and serves freshly prepared food at least 25 hours per week;

(4) (D) Maintains, at any one time, \$5,000 of fresh food inventory capable of being prepared in the private resort hotel's full kitchen. ~~and~~ In calculating the food inventory the commissioner may not include microwavable, frozen, or canned foods;

(5) (E) Owns or leases, controls, operates, and uses acreage amounting to at least 10 contiguous acres of bounded or fenced real property which would be listed on the licensee's floorplan and would be used for destination, resort, and large contracted-for group-type events such as weddings, reunions, conferences, meetings, and sporting or recreational events;

(6) (F) Lists the entire property from ~~subdivision (5) paragraph (E) of this subsection~~ subdivision and all adjoining buildings and structures on the private resort hotel's floorplan ~~which would comprise~~ comprising the licensed premises, ~~which~~ would be authorized for the lawful sales, service, and consumption of

alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private resort hotel's licensed premises; ~~and as noted on the private resort hotel's floorplan;~~

(7) (G) Has an identified person, persons, or entity that has right, title, and ownership or lease interest in the real property, buildings, and structures located on the proposed licensed premises;

(8) (H) Uses an age verification system approved by the commissioner;

(9) (I) Meets and is subject to all other private club requirements; ~~and~~

(10) (J) May have a separately licensed resident brewer with a brewpub license inner-connected via a walkway, doorway, or entryway, all as determined and approved by the commissioner, for limited access during permitted hours of operation for tours and complimentary samples at the resident brewery; and

(K) May provide members and guests who are verified by proper form of identification to be 21 years of age or older to have access via key or key card to an in-room mini-bar in their rented short-term accommodation. The mini-bar may be a small refrigerator not in excess of 3.2 cubic feet for the sale of nonintoxicating beer, nonintoxicating craft beer, wine, hard cider, and liquor sold from the original sealed container, and the refrigerator may contain: (i) Any combination of 12 fluid ounce cans or bottles not exceeding 144 fluid ounces of nonintoxicating beer or nonintoxicating craft beer; (ii) any combination of cans or bottles of wine or hard cider not exceeding one and a half liters of wine or hard cider; (iii) liquor in bottles sized from 50 ml, 100 ml, 200 ml, and 375 ml with any combination of such liquor bottles not exceeding one and a half liters; and (iv) any combination of canned or packaged food valued at least \$100. All markups, fees, and taxes shall be charged on the sale of nonintoxicating beer, nonintoxicating craft beer, wine, and liquor. All nonintoxicating beer or nonintoxicating craft beer available for sale shall be

purchased from the licensed distributor in the area where licensed. All wine or hard cider available for sale shall be purchased from a licensed wine distributor or authorized farm winery. All liquor available for sale shall be purchased from the licensed retail liquor outlet in the market zone of the licensed premises. The mini-bar shall be checked daily and replenished as needed to benefit the member and guest.

~~(m)~~ (16) "Private golf club" means an applicant for a private club or licensed private club licensee meeting the criteria set forth in this ~~subsection~~ subdivision which:

~~(1)~~ (A) Has at least 100 members;

~~(2)~~ (B) Maintains at least one 18-hole golf course with separate and distinct golf playing holes, not reusing nine golf playing holes to comprise the 18 golf playing holes, and a clubhouse;

~~(3)~~ (C) Operates a restaurant and full kitchen with ovens, as determined by the commissioner, on the licensed premises and serves freshly prepared food at least 15 hours per week;

~~(4)~~ (D) Owns or leases, controls, operates, and uses acreage amounting to at least 80 contiguous acres of bounded or fenced real property which would be listed on the private golf club's floorplan and could be used for golfing events and large contracted-for group-type events such as weddings, reunions, conferences, meetings, and sporting or recreational events;

~~(5)~~ (E) Lists the entire property from ~~subdivision (4) paragraph D~~ paragraph D of this subsection and all adjoining buildings and structures on the private golf club's floorplan ~~which would comprise~~ comprising the licensed premises, ~~which~~ would be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private golf club's licensed premises; ~~and as noted on the private golf club's floorplan;~~

~~(6)~~ (F) Has an identified person, persons, or entity that has right, title, and ownership interest in the real property, buildings, and structures located on the proposed licensed premises;

(7) (G) Uses an age verification system approved by the commissioner; and

(8) (H) Meets and is subject to all other private club requirements.

(n) (17) "Private nine-hole golf course" means an applicant for a private club or licensed private club licensee meeting the criteria set forth in this ~~subsection~~ subdivision which:

(1) (A) Has at least 50 members;

(2) (B) Maintains at least one nine-hole golf course with separate and distinct golf playing holes;

(3) (C) Operates a restaurant and full kitchen with ovens, as determined by the commissioner, on the licensed premises and serves freshly prepared food at least 15 hours per week;

(4) (D) Owns or leases, controls, operates, and uses acreage amounting to at least 30 contiguous acres of bounded or fenced real property which would be listed on the private nine-hole golf course's floorplan and could be used for golfing events and large contracted for group-type events such as weddings, reunions, conferences, meetings, and sporting or recreational events;

(5) (E) Lists the entire property from ~~subdivision (4)~~ paragraph (D) of this ~~subsection~~ subdivision and all adjoining buildings and structures on the private nine-hole golf course's floorplan ~~which would comprise~~ comprising the licensed premises, ~~which~~ would be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private nine-hole golf course's licensed premises; ~~and as noted on the private nine-hole golf course's floorplan;~~

(6) (F) Has an identified person, persons, or entity that has right, title, and ownership interest in the real property buildings and structures located on the proposed licensed premises;

(7) (G) Uses an age verification system approved by the commissioner; and

(8) (H) Meets and is subject to all other private club requirements.

(9) (18) "Private tennis club" means an applicant for a private club or licensed private club licensee ~~meeting the criteria set forth in this subsection subdivision~~ which:

(1) (A) Has at least 100 members;

(2) (B) Maintains at least four separate and distinct tennis courts, either indoor or outdoor, and a clubhouse or similar facility;

(3) (C) Has a restaurant and full kitchen with ovens, as determined by the commissioner, on the licensed premises and is capable of serving freshly prepared food;

(4) (D) Owns or leases, controls, operates, and uses acreage amounting to at least two contiguous acres of bounded or fenced real property which would be listed on the private tennis club's floorplan and could be used for tennis events and large events such as weddings, reunions, conferences, tournaments, meetings, and sporting or recreational events;

(5) (E) Lists the entire property from ~~subdivision (4) paragraph (D) of this subsection subdivision~~ and all adjoining buildings and structures on the private tennis club's floorplan ~~that would comprise~~ comprising the licensed premises, ~~which~~ would be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private tennis club's licensed premises; ~~and as noted on the private tennis club's floorplan;~~

(6) (F) Has identified a person, persons, an entity, or entities who or which has right, title, and ownership interest in the real property buildings and structures located on the proposed licensed premises;

~~(7)~~ (G) Meets and is subject to all other private club requirements; and

~~(8)~~ (H) Uses an age verification system approved by the commissioner.

(19) "Private college sports stadium" means an applicant for a private club or licensed private club licensee that operates a college or university stadium or coliseum for Division I, II, or III and involves a college public or private or university that is a member of the National Collegiate Athletic Association, or its successor, and uses the facility for football, basketball, baseball, soccer, or other Division I, II, or III sports, reserved weddings, reunions, conferences, meetings, or other special events and does not maintain daily or regular operating hours as a bar or restaurant. The licensee may sell alcoholic liquors when conducting or temporarily hosting non-collegiate sporting events. This license may be issued in the name of the National Collegiate Athletic Association Division I, II, or III college or university or the name of the primary food and beverage vendor under contract with that college or university. All alcohol sales shall take place within the confines of the college stadium: *Provided*, That any outside area approved for alcohol sales shall be surrounded by a fence or other barrier prohibiting entry except upon the college or university's express permission, and under the conditions and restrictions established by the college or university, so that the alcohol sales area is closed in order to prevent entry and access by the general public. Further the applicant shall:

(A) Have at least 100 members;

(B) Maintain an open-air or closed-air stadium or coliseum venue primarily used for sporting events, such as football, basketball, baseball, soccer, or other Division I, II, or III sports, and also weddings, reunions, conferences, meetings, or other events where parties shall reserve the college stadium venue in advance of the event;

(C) Operate a restaurant and full kitchen with ovens and equipment that is equivalent or greater than a private club

restaurant, as determined by the commissioner, on the licensed premises and capable of serving freshly prepared food or meals to serve its stated members, guests, and patrons who will be attending the event at the private college sports stadium;

(D) Own or lease, control, operate, and use acreage amounting to at least two contiguous acres of bounded or fenced real property, as determined by the commissioner, which would be listed on the private college stadium's floorplan and could be used for contracted-for temporary non-collegiate sporting events, group-type weddings, reunions, conferences, meetings, or other events;

(E) List the entire property from paragraph (D) of this subdivision and all adjoining buildings and structures on the private college sports stadium's floorplan which would comprise the licensed premises, which would be authorized for the lawful sales, service, and consumption of alcoholic liquors and nonintoxicating beer or nonintoxicating craft beer throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private college sports stadium's licensed premises and as noted on the private college sports stadium's floorplan;

(F) Have an identified person, persons, or entity that has right, title, and ownership interest in the real property buildings and structures located on the proposed licensed premises;

(G) Meet and be subject to all other private club requirements;
and

(H) Use an age verification system approved by the commissioner.

~~(p)~~ (20) "Private professional sports stadium" means an applicant for a private club or licensed private club licensee that is only open for professional sporting events when ~~such~~ the events are affiliated with or sponsored by a professional sporting association, reserved weddings, reunions, conferences, meetings, or other special events and does not maintain daily or regular operating hours as a bar or restaurant. The licensee may not sell

alcoholic liquors when conducting or hosting non-professional sporting events, and further the applicant shall:

(1) (A) Have at least 1,000 members;

(2) (B) Maintain an open-air or closed-air stadium venue primarily used for sporting events, such as football, baseball, soccer, auto racing, or other professional sports, and also weddings, reunions, conferences, meetings, or other events where parties ~~must~~ reserve the stadium venue in advance of the event;

(3) (C) Operate a restaurant and full kitchen with ovens, as determined by the commissioner, on the licensed premises and capable of serving freshly prepared food or meals to serve its stated members, guests, and patrons who will be attending the event at the private professional sports stadium;

(4) (D) Own or lease, control, operate, and use acreage amounting to at least three contiguous acres of bounded or fenced real property, as determined by the commissioner, which would be listed on the professional sports stadium's floorplan and could be used for contracted- for professional sporting events, group-type weddings, reunions, conferences, meetings, or other events;

(5) (E) List the entire property from ~~subdivision (4) paragraph (D) of this subsection~~ subdivision and all adjoining buildings and structures on the private professional sports stadium's floorplan ~~which would comprise~~ comprising the licensed premises, ~~which would~~ and be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private professional sports stadium's licensed premises; ~~and as noted on the private professional sports stadium's floorplan;~~

(6) (F) Have an identified person, persons, or entity that has right, title, and ownership interest in the real property buildings and structures located on the proposed licensed premises;

(7) (G) Meet and be subject to all other private club requirements; and

~~(8)~~ (H) Use an age verification system approved by the commissioner.

~~(e)~~ (21) "Private farmers market" means an applicant for a private club or licensed private club licensee that operates as an association of bars, restaurants, retailers who sell West Virginia-made products among other products, and other stores who open primarily during daytime hours of 6:00 a.m. to 6:00 p.m., but may operate in the day or evenings for special events where the sale of food and alcoholic liquors and nonintoxicating beer or nonintoxicating craft beer may occur for on-premises consumption, such as reserved weddings, reserved dinners, pairing events, tasting events, reunions, conferences, meetings, or other special events and does not maintain daily or regular operating hours as a bar or restaurant, and all ~~business~~ businesses that are members of the association have agreed in writing to be liable and responsible for all sales, service, furnishing, tendering, and consumption of alcoholic liquors and nonintoxicating beer or nonintoxicating craft beer occurring on the entire licensed premises of the private farmer's market, including indoor and outdoor bounded areas, and further the applicant shall:

~~(1)~~ (A) Have at least 100 members;

~~(2)~~ (B) Have one or more members operating a private club restaurant and full kitchen with ovens, four-burner ranges, a refrigerator or freezer or some combination of a refrigerator and freezer, and other kitchen utensils and apparatus as determined by the commissioner on the licensed premises and serves freshly prepared food at least 15 hours per week;

~~(3)~~ (C) Have one or more members operating who maintain, at any one time, \$1,000 of fresh food inventory capable of being prepared for events conducted at the private farmers market in the private club restaurant's full kitchen, and in calculating the food inventory the commissioner may not include television dinners, bags of chips or similar products, microwavable meals, frozen meals, pre-packaged foods, or canned prepared foods;

(4) (D) Have an association that owns or leases, controls, operates, and uses acreage amounting to more than one acre, which is contiguous acreage of bounded or fenced real property which would be listed on the licensee's floorplan and would be used for large contracted-for reserved weddings, reserved dinners, pairing events, tasting events, reunions, conferences, meetings, or other special events;

(5) (E) Have an association that lists in the application for licensure the entire property and all adjoining buildings and structures on the private farmers market's floorplan which would comprise the licensed premises, which would be authorized for the lawful sales, service, and consumption of alcoholic liquors and nonintoxicating beer or nonintoxicating craft beer throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private farmers market's licensed premises and as noted on the private farmers market's floorplan;

(6) (F) Have an identified person, persons, or entity that has right, title, and ownership or lease interest in the real property buildings and structures located on the proposed licensed premises;

(7) (G) Have at least two separate and unrelated vendors applying for the license and certifying that all vendors in the association have agreed to the liability responsibility associated with a private farmers market license;

(8) (H) Only use its employees, independent contractors, or volunteers to purchase, sell, furnish, or serve liquor, wine, nonintoxicating beer or nonintoxicating craft beer;

(9) (I) Provide adequate restroom facilities, whether permanent or portable, to serve the stated members and guests who will be attending the private farmers market;

(10) (J) Provide a copy of a written agreement between all the vendors of the association that is executed by all vendors stating that each vendor is jointly and severally liable for any violations of this chapter committed during the event;

~~(11)~~ (K) Provide a security plan indicating all vendor points of service, entrances, and exits in order to verify members, patrons, and guests ages, to verify whether a member, patron, or guest is intoxicated and to provide for the public health and safety of members, patrons, and guests;

~~(12)~~ (L) Use an age verification system approved by the commissioner; and

~~(13)~~ (M) Meet and be subject to all other private club requirements.

~~(14)~~ (22) "Private wedding venue or barn" means an applicant for a private club or licensed private club licensee that is only open for reserved weddings, reunions, conferences, meetings, or other events and does not maintain daily or regular operating hours, and which:

~~(1)~~ (A) Has at least 25 members;

~~(2)~~ (B) Maintains a venue, facility, barn, or pavilion primarily used for weddings, reunions, conferences, meetings, or other events where parties ~~must~~ reserve or contract for the venue, facility, barn, or pavilion in advance of the event;

~~(3)~~ (C) Operates a restaurant and full kitchen with ovens, as determined by the commissioner, on the licensed premises ~~and that~~ is capable of serving freshly prepared food, or may engage a food caterer to provide adequate freshly prepared food or meals to serve its stated members, guests, and patrons who will be attending the event at the private wedding venue or barn. The applicant or licensee shall provide written documentation including a list of food caterers or written agreements regarding any food catering operations to the commissioner prior to approval of a food catering event;

~~(4)~~ (D) Owns or leases, controls, operates, and uses acreage amounting to at least two contiguous acres of bounded or fenced real property. The applicant or licensee shall verify that, the property is not less than two acres and is remotely located, subject to the commissioner's approval. The bounded or fenced real

property may be listed on the private wedding venue's floorplan and may be used for large events such as weddings, reunions, conferences, meetings, or other events;

~~(5)~~ (E) Lists the entire property from ~~subdivision (4) paragraph (D) of this subsection~~ subdivision and all adjoining buildings and structures on the private wedding venue or barn's floorplan that would comprise the licensed premises, ~~which and~~ and would be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private wedding venue or barn's licensed premises; ~~and as noted on the private wedding venue or barn's floorplan;~~

~~(6)~~ (F) Has an identified person, persons, or entity that has right, title, and ownership interest in the real property buildings and structures located on the proposed licensed premises;

~~(7)~~ (G) Meets and is subject to all other private club requirements; and

~~(8)~~ (H) Uses an age verification system approved by the commissioner.

~~(s)~~ (23) "Private multi-sport complex" means an applicant for a private club or licensed private club licensee that is open for multiple sports events to be played at the complex facilities, reserved weddings, concerts, reunions, conferences, meetings, or other special events, and which:

~~(1)~~ (A) Has at least 100 members;

~~(2)~~ (B) Maintains an open-air multi-sport complex primarily for use for sporting events, such as baseball, soccer, basketball, tennis, frisbee, or other sports, but may also conduct weddings, concerts, reunions, conferences, meetings, or other events where parties ~~must~~ reserve the parts of the sports complex in advance of the sporting or other event;

~~(3)~~ (C) Operates a restaurant and full kitchen with ovens in the licensee's main facility, as determined by the commissioner, on the

licensed premises and capable of serving freshly prepared food, or meals to serve its stated members, guests, and patrons who will be attending the event at the private ~~professional sports stadium~~ multi-sport complex. A licensee may contract with temporary food vendors or food trucks for food sales only, but not on a permanent basis, in areas of the multi-sport complex not readily accessible by the main facility;

(4) (D) Maintains, at any one time, \$1,000 of fresh food inventory capable of being prepared in the private multi-sport complex's full kitchen. In calculating the food inventory, the commissioner may not include television dinners, bags of chips or similar products, microwavable meals, frozen meals, prepackaged foods, or canned prepared foods;

(5) (E) Owns or leases, controls, operates, and uses acreage amounting to at least 50 contiguous acres of bounded or fenced real property, as determined by the commissioner, which would be listed on the private multi-sport complex's floorplan and could be used for contracted-for sporting events, group-type weddings, concerts, reunions, conferences, meetings, or other events;

(6) (F) Lists the entire property from ~~subdivision (5)~~ paragraph (E) of this subsection subdivision and all adjoining buildings and structures on the private multi-sport complex's floorplan which would comprise the licensed premises, which would be authorized for the lawful sales, service, and consumption of alcoholic liquors throughout the licensed premises whether these activities were conducted in a building or structure or outdoors while on the private multi-sport complex's licensed premises and as noted on the private multi-sport complex's floorplan. The licensee may sell alcoholic liquors and nonintoxicating beer or nonintoxicating craft beer from a golf cart or food truck owned or leased by the licensee and also operated by the licensee when the golf cart or food truck is located on the private multi-sport complex's licensed premises;

(7) (G) Has an identified person, persons, or entity that has right, title, and ownership interest in the real property buildings and structures located on the proposed licensed premises;

~~(8)~~ (H) Meets and is subject to all other private club requirements; and

~~(9)~~ (I) Uses an age verification system approved by the commissioner.

The Department of Natural Resources, the authority governing any county or municipal park, or any county commission, municipality, other governmental entity, public corporation, or public authority operating any park or airport may lease, as lessor, a building or portion thereof or other limited premises in any park or airport to any corporation or unincorporated association for the establishment of a private club pursuant to this article.

§60-7-2a. Dual licensing permitted; conditions.

(a) Any licensee defined in §60-7-2 of this code is authorized to apply for and hold additional licenses for the purpose of holding events, such as fairs and festivals, and creating tourism opportunities that will show case businesses in this state.

(b) A licensee may host an event on the licensee's licensed premises if the licensee is in good standing with the Commissioner and the licensee submits to the Commissioner its floorplan of the licensed venue in which the event would be held to comprise the event's lawful premises, which shall only include spaces in buildings or rooms of the licensed premises where the licensee has control of the space for the set time period where the space safely accounts for the ingress and egress of the stated members and guests who will be attending the event at the licensed premises. The venue's floorplan during the set time period as stated in the contract shall comprise the licensed premises for the event, which is authorized for the lawful sale, service, and consumption of alcoholic liquors, nonintoxicating beer and nonintoxicating craft beer, and wine throughout the licensed premises; *Provided*, That the venue shall:

(1) Have facilities to prepare and serve food and alcohol.

(2) have adequate restrooms, and sufficient building facilities for the number of members and guests expected to attend the event, and

(3) otherwise be in compliance with health, fire, safety, and zoning requirements.

(c) A licensee defined in §60-7-2 of this code may not be limited or restricted in any way as to the number of events that may be held on the premises so long as the licensee continues to operate its primary business in good standing with the Commissioner.

§60-7-6. Annual license fee; partial fee; and reactivation fee.

(a) The annual license fee for a license issued under the provisions of this article to a fraternal or veterans' organization or a nonprofit social club is \$750.

(b) The annual license fee for a license issued under the provisions of this article to a private club other than a private club of the type specified in subsection (a) of this section is \$1,000 if the private club bar or restaurant has fewer than 1,000 members; \$1,000 for a private club restaurant, private hotel, or private resort hotel to be licensed as a private caterer as defined in §60-7-2 of this code; \$500 if the private club is a private bakery; \$1,500 if the private club is a private wedding venue or barn or a private cigar shop; \$2,000 if the private club is a private nine-hole golf course, private farmers market, private food truck, private college sports stadium, private professional sports stadium, private multi-sport complex, private manufacturer club, or a private tennis club as defined in §60-7-2 of this code; \$2,500 if the private club bar or private club restaurant has 1,000 or more members; \$4,000 if the private club is a private hotel with three or fewer designated areas or a private golf club as defined in §60-7-2 of this code; and further, if the private club is a private resort hotel as defined in §60-7-2 of this code, the private resort hotel may designate areas within the licensed premises for the lawful sale, service, and consumption of alcoholic liquors as provided for by this article. The annual license fee for a private resort hotel with five or fewer designated areas is \$7,500 and the annual license fee for a private resort hotel with at

least six, but no more than 10 designated areas is \$12,500. The annual license fee for a private resort hotel with at least 11, but no more than 15 designated areas shall be \$17,500. The annual license fee for a private resort hotel with no fewer than 15 nor more than 20 designated areas is \$22,500. A private resort hotel that obtained the license and paid the \$22,500 annual license fee may, upon application to and approval of the commissioner, designate additional areas for a period not to exceed seven days for an additional fee of \$150 per day, per designated area.

(c) The fee for any license issued following January 1 of any year that expires on June 30 of that year is one half of the annual license fee prescribed by subsections (a) and (b) of this section.

(d) A licensee that fails to complete a renewal application and make payment of its annual license fee in renewing its license on or before June 30 of any subsequent year, after initial application, shall be charged an additional \$150 reactivation fee. The fee payment may not be prorated or refunded, and the reactivation fee shall be paid prior to the processing of any renewal application and payment of the applicable full year annual license fee. A licensee who continues to operate upon the expiration of its license is subject to all fines, penalties, and sanctions available in §60-7-13 and §60-7-13a of this code, all as determined by the commissioner.

(e) The commissioner shall pay the fees to the State Treasurer ~~and credited to~~ for deposit into the General Revenue Fund of the state.

(f) The Legislature finds that the hospitality industry has been particularly damaged by the COVID-19 pandemic and that some assistance is warranted to promote reopening and continued operation of private clubs and restaurants licensed under this article. Accordingly, the fees set forth in subsections (a) and (b) of this section are temporarily modified as follows;

(1) License fees for the license period beginning July 1, 2021, shall be reduced to one third of the rate set forth in subsections (a) and (b) of this section;

(2) License fees for the license period beginning July 1, 2022, shall be two thirds of the rate set forth in subsections (a) and (b) of this section; and

(3) License fees for the license period beginning July 1, 2023, and beyond, shall be as set forth in subsections (a) and (b) of this section.

§60-7-8a. Special license for a private fair and festival; licensee fee and application; license fee; license subject to provisions of article; exception.

(a) There is hereby created a special license designated Class S2 private fair and festival license for the retail sale of liquor, wine, nonintoxicating beer, and nonintoxicating craft beer for on-premises consumption.

(b) To be eligible for the license authorized by subsection (a) of this section, the private fair and festival or other event shall:

(1) Be sponsored, endorsed, or approved by the governing body or its designee of the county or municipality in which the private fair and festival or other event is located;

(2) Shall make application with the commission at least 15 days pursuant to the private fair, festival, or other event;

(3) Pay a nonrefundable nonprorated license fee of ~~\$750~~ \$500; and

(4) Be approved by the commissioner to operate the private fair, festival, or other event.

(c) A private fair and festival license under this section shall be for a duration of no more than 10 consecutive days ~~and no more than six licenses may be issued to the same person or entity in a calendar year.~~

(d) Nonintoxicating beer and nonintoxicating craft beer sold, furnished, tendered, or served pursuant to the license created by this section must be purchased from the licensed distributor that

services the area in which the private fair and festival is held or from a resident brewer acting in a limited capacity as a distributor, all in accordance with §11-16-1 *et seq.* of this code. Sales of sealed containers of nonintoxicating beer or nonintoxicating craft beer may be sold for off-premises consumption if the nonintoxicating beer and nonintoxicating craft beer are purchased from the licensed distributor that services the area in which the private fair, festival, or other event is being held and such licensed distributor agrees to offer such sales prior to the start of the private fair, festival, or other event.

(e) Wine sold, furnished, tendered, or served pursuant to the license created by this section shall be purchased from a licensed distributor, winery, or farm winery in accordance with §60-8-1 *et seq.* of this code. Sales of sealed containers of wine may be sold for off-premises consumption if the wine is purchased from a licensed distributor, winery, or farm winery and the licensed distributor, winery, or farm winery agrees to offer sales prior to the start of the private fair, festival, or other event.

(f) Liquor sold, furnished, tendered, or served pursuant to the license created by this section shall be purchased from a licensed retail liquor outlet in the market zone or contiguous market zone where the private fair or festival is occurring, all in accordance with §60-3A-1 *et seq.* of this code. Sales of sealed containers of liquor may be sold for off-premises consumption if the liquor is purchased from the licensed retail liquor outlet in the market zone or contiguous market zone where the private fair, festival, or other event is occurring and the licensed retail liquor outlet agrees to offer such sales prior to the start of the private fair, festival, or other event.

(g) A licensee authorized by this section may utilize bona fide employees or volunteers to sell, furnish, tender, or serve the nonintoxicating beer, nonintoxicating craft beer, wine, or liquor.

(h) Licensed representatives of a brewer, resident brewer, beer distributor, wine distributor, wine supplier, winery, farm winery, distillery, mini-distillery, and liquor broker representatives may attend a private fair and festival and discuss their respective

products but shall not engage in the selling, furnishing, tendering, or serving of any nonintoxicating beer, nonintoxicating craft beer, wine, or liquor.

(i) A license issued under this section and the licensee are subject to all other provisions of this article and the rules and orders of the commissioner: *Provided*, That the commissioner may by rule or order allow certain waivers or exceptions with respect to those provisions, rules, or orders as the circumstances of each private fair and festival require, including without limitation, the right to revoke or suspend immediately any license issued under this section prior to any notice or hearing, notwithstanding §60-7-13a of this code: *Provided, however*, That under no circumstances may the provisions of §60-7-12 of this code be waived or an exception granted with respect thereto.

(j) During events authorized by this section, licensees may also sell promotional and other items relating to promoting their business and its products.

§60-7-8f. Private delivery license for a licensed private club restaurant, private manufacturer club, or a third party; requirements; limitations; third party license fee; private cocktail delivery permit; and requirements.

(a) A licensed private club restaurant or private manufacturer club licensed to sell liquor for on-premises consumption may apply for a private delivery license permitting the order, sale, and delivery of liquor and a nonalcoholic mixer or beverage in a sealed craft cocktail growler, when separately licensed for craft cocktail growler sales. The order, sale, and delivery of a sealed craft cocktail growler is permitted for off-premises consumption when completed by the licensee to a person purchasing the craft cocktail growler through a telephone, a mobile ordering application, or web-based software program, authorized by the licensee's license. There is no additional fee for a licensed private club restaurant or private manufacturer club to obtain a private delivery license. The order, sale, and delivery process shall meet the requirements of this section. The order, sale, and delivery process is subject to the penalties of this article.

(b) A third party, not licensed for liquor sales or distribution, may apply for a private delivery license for the privilege of ordering and delivery of craft cocktail growlers, from a licensee with a craft cocktail growler license. The order and delivery of a sealed craft cocktail growler is permitted by a third party who obtains a license under this section when a private club restaurant or private manufacturer club sells to a person purchasing the sealed craft cocktail growler through telephone orders, a mobile ordering application, or a web-based software program. The private delivery license nonprorated, nonrefundable annual fee is \$200 for each third party entity, with no limit on the number of drivers and vehicles.

(c) The private delivery license application shall comply with licensure requirements in this article and shall require any information required by the commissioner; *Provided*, That the license application may not require a third party applicant to furnish information pursuant to §60-7-12 of this code.

(d) *Sale Requirements.* —

(1) The craft cocktail growler purchase shall accompany the purchase of prepared food or a meal and the completion of the sale may be accomplished by the delivery of the prepared food or a meal, and craft cocktail growler by the licensed private club restaurant, private manufacturer club, or third party private delivery licensee;

(2) Any purchasing person shall be 21 years of age or older, shall not be visibly or noticeably intoxicated at the time of delivery, and shall meet the requirements set forth in this chapter for the sale of alcoholic liquors and as set forth in §11-16-1 *et seq.* of the code for nonintoxicating beer or nonintoxicating craft beer.

(3) "Prepared food or a meal" for this article, means food that has been cooked, grilled, fried, deep-fried, air-fried, smoked, boiled, broiled, twice baked, blanched, sautéed, or in any other manner freshly made and prepared, and does not include pre-packaged food from the manufacturer.

(4) An order, sale, and delivery may consist of multiple sealed craft cocktail growlers for each order of food or meal; *Provided*, That the entire delivery order may not contain any combination of craft cocktail growlers of more than 128 fluid ounces total; and

(5) A third party private delivery licensee shall not have a pecuniary interest in a private club restaurant or private manufacturer club licensee, as set forth in this article. A third party private delivery licensee may only charge a convenience fee for the delivery of any alcohol. The third party private delivery licensee may not collect a percentage of the delivery order for the delivery of alcohol, but may continue to collect a percentage of the delivery order directly related to the prepared food or a meal. The convenience fee charged by the third-party private delivery licensee to the purchasing person shall be no greater than ~~five dollars~~ \$20 per delivery order where a craft cocktail growler is ordered by the purchasing person. For any third party licensee also licensed for wine growler delivery as set forth in §60-8-6c of the code, or nonintoxicating beer or nonintoxicating craft beer growler delivery as set forth in §11-16-6d of the code, the total convenience fee of any order, sale, and delivery of a sealed growler, wine growler, or craft cocktail growler shall not exceed ~~five dollars~~ \$20.

(e) Craft Cocktail Growler Delivery Requirements. —

(1) Delivery persons employed for the delivery of a sealed craft cocktail growler shall be 21 years of age or older. The licensed private club restaurant, private manufacturer club, or third party private delivery licensee shall file each delivery person's name, driver's license, and vehicle information with the commissioner;

(2) The licensed private club restaurant, private manufacturer club, or third party private delivery licensee shall train delivery persons on verifying legal identification and in identifying the signs of intoxication. The licensee shall submit certification of the training to the commissioner;

(3) The third party delivery licensee or the private club restaurant or private manufacturing club shall hold a private cocktail delivery permit for each vehicle delivering a craft cocktail

growler pursuant to subsection (g) of this section: *Provided*, That a delivery driver may retain an electronic copy of his or her permit as proof of licensure.

(4) Prepared food or a meal, and a sealed craft cocktail growler order delivered by a third party private delivery licensee, a private club restaurant, or private manufacturer club may occur in the county or contiguous counties where the licensed private club restaurant or private manufacturer club is located;

(5) The licensed private club restaurant, private manufacturer club, or third party private delivery licensee may only deliver prepared food or a meal, and a sealed craft cocktail growler to addresses located in West Virginia. The licensed private club restaurant, private manufacturer club, or third party private delivery licensee shall account for and pay all sales and municipal taxes;

(6) The licensed private club restaurant, private manufacturer club, or third party private delivery licensee may not deliver prepared food or a meal, and a sealed craft cocktail growler to any other licensee;

(7) Deliveries of prepared food or a meal, and a sealed craft cocktail growler are only for personal use, and not for resale; and

(8) The licensed private club restaurant, private manufacturer club, or third party private delivery licensee shall not deliver and leave the prepared food or a meal, and a sealed craft cocktail growler at any address without verifying a person's age and identification as required by this section.

(f) *Telephone, mobile ordering application, or web-based software requirements.* —

(1) The delivery person may only permit the person who placed the order through a telephone order, a mobile ordering application, or web-based software to accept the prepared food or meal and a craft cocktail growler delivery, subject to age verification upon delivery with the delivery person's visual review and age

~~verification and, as application, a stored scanned image of the purchasing person's legal identification;~~

(2) Any mobile ordering application or web-based software used ~~shall create a stored record and image of the purchasing person's legal identification and details of the sale, accessible by the delivery driver for verification, and shall include the delivery driver's name and vehicle information~~ and delivery shall be subject to legal identification verification;

(3) Any telephone ordering system shall maintain a log or record of the purchasing person's ~~legal~~ identification and details of the sale, accessible by the delivery driver for verification, ~~and~~ shall include the delivery driver's name and vehicle information, and delivery shall be subject to legal identification verification;

(4) All records are subject to inspection by the commissioner. The licensed private club restaurant, private manufacturer club, or third party private delivery licensee shall retain records for three years, and may not unreasonably withhold the records from the commissioner's inspection; and

(5) The third party private delivery licensee or the private club restaurant or private manufacturing club shall hold a valid private cocktail delivery permit under subsection (g) of this section for each vehicle used for delivery: *Provided*, That a delivery driver may retain an electronic copy of his or her permit as proof of licensure.

(g) Private Cocktail Delivery Permit. —

(1) The licensed private club restaurant, private manufacturer club, or third party private delivery licensee shall obtain and maintain a retail transportation permit for the delivery of prepared food and a sealed craft cocktail growler, subject to the requirements of this article.

(2) A third party private delivery licensee, a private club restaurant, or private manufacturer club licensee shall provide vehicle and driver information, requested by the commissioner. Upon any change in vehicles or drivers, the licensee shall update

the driver and vehicle information with the commissioner within 10 days of the change.

(3) In conjunction with §60-6-12 of this code, a private cocktail delivery permit shall meet the requirements of a transportation permit authorizing the permit holder to transport liquor subject to the requirements of this chapter.

(h) *Enforcement.* —

(1) The third party private delivery licensee, the private club restaurant, or the private manufacturers club licensed by this section are responsible for any violations committed by their employees or independent contractors under this article, and more than one violation may be issued for a single violation involving multiple licensees, employees, or independent contractors.

(2) Any license or permit granted by this section is subject to the penalties of probation, monetary fines, suspension, and revocation, as set forth in this article, for violations committed by the licensee, its employees, or independent contractors.

(3) It is a violation for any licensee, its employees, or independent contractors to break the seal of a craft cocktail growler. The licensees in violation are subject to the maximum penalties available in this article.

(4) For purposes of criminal enforcement of the provisions of this article, persons ordering, purchasing, and accepting delivery of orders are considered to be purchasers.

§60-7-17. Repealer.

[Repealed.]

ARTICLE 8. SALE OF WINES.

§60-8-6c. Winery and farm winery license to sell wine growlers and provide complimentary samples prior to purchasing a wine growler.

(a) *Legislative findings.* — The Legislature hereby finds that it is in the public interest to regulate, control, and support the

brewing, manufacturing, distribution, sale, consumption, transportation, and storage of wine and its industry in this state to protect the public health, welfare, and safety of the citizens of this state, and promote hospitality and tourism. Therefore, this section authorizes a licensed winery or farm winery with its principal place of business and manufacture located in this state to have certain abilities to promote the sale of wine manufactured in this state for the benefit of the citizens of this state, the state's growing wine industry, and the state's hospitality and tourism industry, all of which are vital components for the state's economy.

(b) *Sales of wine.* — A licensed winery or farm winery with its principal place of business and manufacture located in the State of West Virginia may, when licensed under this section, offer only wine manufactured by the licensed winery or farm winery for retail sale to customers from the winery or farm winery's licensed premises for consumption off of the licensed premises only in the form of original container sealed wine kegs, wine bottles, or wine cans, or also a sealed wine growler for personal consumption, and not for resale. A licensed winery or farm winery may not sell, give, or furnish wine for consumption on the premises of the principal place of business and manufacture located in the State of West Virginia, except for the limited purpose of complimentary samples as permitted in subsection (c) of this section or unless separately licensed as a private wine restaurant or a private manufacturer club.

(c) *Complimentary samples.* — A licensed winery or farm winery with its principal place of business and manufacture located in the State of West Virginia may offer complimentary samples of wine as set forth in §60-4-3b of this code.

(d) *Retail sales.* — Every licensed winery or farm winery under this section shall comply with all the provisions of this article as applicable to wine retailers when conducting wine growler sales and is subject to all applicable requirements and penalties in this article.

(e) *Payment of taxes and fees.* — A winery or farm winery licensed under this section shall pay all taxes and fees required of licensed wine retailers, in addition to any other taxes and fees

required, and shall meet applicable licensing provisions as required by this chapter and by rule of the commissioner.

(f) *Advertising.* — A winery or farm winery under this section may advertise a particular brand or brands of wine produced by the licensed winery or farm winery and the price of the wine subject to state and federal requirements or restrictions. The advertisement may not encourage intemperance or target minors.

(g) *Wine Growler defined.* — For purposes of this section and section §60-8-6d of the code, "wine growler" means a container or jug that is made of glass, ceramic, metal, or other material approved by the commissioner, that may be no larger than 128 fluid ounces in size and is capable of being securely sealed. The growler may be used by an authorized licensee for purposes of off-premises sales only of wine for personal consumption, and not for resale. The wine served and sold in a sealed wine growler may include ice or water mixed with the wine to create a frozen alcoholic beverage. Any frozen alcoholic beverage machine used for filling wine growlers shall be sanitized daily and shall be under control and served by the licensee from the secure area. Notwithstanding any other provision of this code to the contrary, a securely sealed wine growler is not an open container under state and local law. A wine growler with a broken seal is an open container under state and local law unless it is located in an area of the motor vehicle physically separated from the passenger compartment. For purpose of this article, a secure seal means using a tamper evident seal, such as: (1) A plastic heat shrink wrap band, strip, or sleeve extending around the cap or lid of wine growler to form a seal that ~~must~~ shall be broken when the container is opened; or (2) A screw top cap or lid that breaks apart when the wine growler is opened.

(h) *Wine Growler requirements.* — A winery or farm winery licensed under this section shall prevent patrons from accessing the secure area where the winery or farm winery fills a wine growler and prevent patrons from filling a wine growler. A licensed winery or farm winery under this section shall sanitize, fill, securely seal, and label any wine growler prior to its sale. A licensed winery or farm winery under this section may refill a wine growler subject to the requirements of this section. A winery or farm winery shall

visually inspect any wine growler before filling or refilling it. A winery or farm winery may not fill or refill any wine growler that appears to be cracked, broken, unsafe, or otherwise unfit to serve as a sealed beverage container.

(i) *Wine Growler labeling.* — A winery or farm winery licensed under this section selling wine growlers shall affix a conspicuous label on all sold and securely sealed wine growlers listing the name of the licensee selling the wine growler, the brand of the wine in the wine growler, the alcohol content by volume of the wine in the wine growler, and the date the wine growler was filled or refilled. All labeling on the wine growler shall be consistent with all federal labeling and warning requirements.

(j) *Wine Growler sanitation.* — A licensed winery or farm winery authorized under this section shall clean and sanitize all wine growlers it fills or refills in accordance with all state and county health requirements prior to its filling and sealing. In addition, the licensed winery or farm winery shall sanitize, in accordance with all state and county health requirements, all taps, tap lines, pipelines, barrel tubes, and any other related equipment used to fill or refill growlers. Failure to comply with this subsection may result in penalties under this article.

(k) *Fee.* — There is no additional fee for a licensed winery or farm winery authorized under this section to sell wine growlers, but the licensee shall meet all other requirements of this section.

(l) *Limitations on licensees.* — To be authorized under this section, a licensed winery or farm winery may not produce more than 10,000 gallons of wine per calendar year at the winery or farm winery's principal place of business and manufacture located in the State of West Virginia. A licensed winery or farm winery authorized under this section is subject to the applicable penalties under this article for violations of this section.

(m) *Rules.* — The commissioner, in consultation with the Bureau for Public Health, may propose legislative rules concerning sanitation for legislative approval, pursuant to §29A-3-1 *et seq.* of this code, to implement this section.

§60-8-6e. Private wine delivery license for a licensed Class A wine licensee or a third party; requirements; limitations; third party license fee; private retail transportation permit; and requirements.

(a) A Class A wine licensee who is licensed to sell wine for on-premises consumption may apply for a private wine delivery license permitting the order, sale, and delivery of wine in the original container of sealed bottles or cans, or sealed wine growlers, when separately licensed for wine growler sales. The order, sale, and delivery of wine in the original container of sealed bottles or cans, or sealed wine growlers is permitted for off-premises consumption when completed by the licensee or the licensee's employees to a person purchasing the wine through a telephone, mobile ordering application, or web-based software program, authorized by the licensee's license. There is no additional fee for a Class A wine licensee to obtain a private wine delivery license. The order, sale, and delivery process must meet the requirements of this section. The order, sale, and delivery process is subject to the penalties of this article.

(b) A third party, not licensed for wine sales or distribution, may apply for a private wine delivery license for the privilege of ordering and delivery of wine in the original container of sealed bottles, or cans, or sealed wine growlers, from a licensee with a wine growler license. The order and delivery of wine in the original container of sealed bottles or cans, or sealed wine growlers is permitted by a third party licensee when sold by a Class A wine licensee to a person purchasing the wine through telephone orders, mobile ordering application, or web-based software program for off-premises consumption. The private wine delivery license non-prorated, nonrefundable annual fee is \$200 per third party entity, with no limit on the number of drivers and vehicles.

(c) The private wine delivery license application shall comply with licensure requirements in this article and shall contain any information required by the commissioner.

(d) *Sale Requirements.* —

(1) The wine purchase shall accompany the purchase of prepared food or a meal and the completion of the sale may be accomplished by the delivery of prepared food or a meal, and sealed wine by the licensee or third-party licensee.

(2) Any purchasing person shall be 21 years of age or older, shall not be visibly or noticeably intoxicated at the time of delivery, and shall meet the requirements set forth in this article for the sale of wine.

(3) "Prepared food or a meal" for this article, means food that has been cooked, grilled, fried, deep-fried, air-fried, smoked, boiled, broiled, twice baked, blanched, sautéed, or in any other manner freshly made and prepared, and does not include pre-packaged food from the manufacturer.

(4) An order, sale, and delivery may consist of no more than 384 fluid ounces of wine per delivery order; and

(5) A third-party private wine delivery licensee may not have a pecuniary interest in a Class A wine licensee, as set forth in this article. A third-party private wine delivery licensee may only charge a convenience fee for the delivery of wine as provided in this section. The third-party private wine delivery licensee may not collect a percentage of the delivery order for the delivery of alcohol but may collect a percentage of the delivery order directly related to prepared food or a meal. The convenience fee charged by the third-party private wine delivery licensee to the purchasing person may be no greater than ~~five dollars~~ \$20 per delivery order where wine is ordered by the purchasing person. For any third-party private wine delivery licensee also licensed for nonintoxicating beer or nonintoxicating craft beer growler delivery as set forth in §11-16-6d of the code or craft cocktail growler delivery as set forth in §60-7-8f of the code, the total convenience fee of any order, sale, and delivery of a sealed growler, wine growler, or craft cocktail growler shall not exceed ~~five dollars~~. \$20.

(e) *Private Wine Delivery Requirements.* —

(1) Delivery persons employed for the delivery of sealed wine shall be 21 years of age or older. The third-party private wine delivery licensee or a Class A wine licensee shall file each delivery person's name, driver's license, and vehicle information with the commissioner;

(2) The third-party private wine delivery licensee or the Class A wine licensee shall train delivery persons on verifying legal identification and in identifying the signs of intoxication. The third-party private wine delivery licensee shall submit certification of the training to the commissioner;

(3) The third party private wine delivery licensee or Class A wine licensee shall hold a retail transportation permit for each vehicle delivering sealed wine per subsection (g) of this section: *Provided*, That a delivery driver may retain an electronic copy of his or her permit as proof of licensure;

(4) Delivery of food or a meal, and sealed wine orders by a third-party private wine delivery licensee or Class A wine licensee may occur in the county or contiguous counties where the wine licensee is located;

(5) The third-party private wine delivery licensee or Class A wine licensee may only deliver prepared food or a meal and sealed wine to addresses located in West Virginia. The third-party private wine delivery licensee or Class A wine licensee shall account for and pay all sales and municipal taxes;

(6) The third-party private wine delivery licensee or Class A wine licensee may not deliver prepared food or a meal, and sealed wine to any other wine licensees;

(7) Deliveries of food or a meal, and sealed wine are only for personal use, and not for resale; and

(8) The third-party private wine delivery licensee or Class A wine licensee shall not deliver and leave deliveries of prepared food or a meal, and sealed wine any address without verifying a person's age and identification as required by this section.

(f) *Telephone, mobile ordering application, or web-based software requirements.* —

(1) The delivery person shall only permit the person who placed the order through a telephone order, a mobile ordering application, or web-based software to accept the prepared food or meal, and wine delivery which is subject to age verification upon delivery with the delivery person's visual review and verification ~~and, as applicable, a stored scanned image of the purchasing person's legal identification;~~

(2) Any mobile ordering application or web-based software used ~~shall create a stored record and image of the purchasing person's legal identification and details of the sale, accessible by the delivery driver for verification, and~~ shall include the delivery driver's name and vehicle information and delivery shall be subject to legal identification verification;

(3) Any telephone ordering system shall maintain a log or record of the purchasing person's ~~legal~~ identification and details of the sale, accessible by the delivery driver for verification, ~~and~~ shall include the delivery driver's name and vehicle information, and delivery shall be subject to legal identification verification;

(4) All records are subject to inspection by the commissioner, and the third-party private wine delivery licensee and Class A wine licensee shall retain the records for inspection for three years. The third-party private wine delivery licensee or Class A wine licensee may not unreasonably withhold the records from the commissioner's inspection; and

(5) Each vehicle delivering wine shall be issued a private wine retail transportation permit per subsection (g) of this section.

(g) *Private Wine Retail Transportation Permit.* —

(1) A Class A wine licensee or a third-party private wine delivery licensee shall obtain and maintain a retail transportation permit for the delivery of prepared food and sealed wine.

(2) A Class A wine licensee or a third-party private wine delivery licensee shall provide vehicle and driver information, requested by the commissioner. Upon any change in vehicles or drivers, the licensee shall update the driver and vehicle information with the commissioner within 10 days of the change.

(3) In conjunction with §60-6-12 of this code, a private wine retail transportation permit shall meet the requirements of a transportation permit authorizing the permit holder to transport wine subject to the requirements of this chapter.

(h) *Enforcement.* —

(1) The licensee or the third-party private wine delivery licensee are responsible for any violations committed by their employees or independent contractors under this article, and more than one violation may be issued for a single violation involving multiple licensees, employees, or independent contractors.

(2) Any license or permit granted by this section is subject to the penalties of probation, monetary fines, suspension, and revocation, as set forth in this article, for violations committed by the licensee, its employees, or independent contractors.

(3) It is a violation for any licensee, its employees, or independent contractors to break the seal of a wine bottle, wine can, or wine growler. A person who violates the provisions of this subdivision is subject to the maximum penalties available in this article.

(4) For purposes of criminal enforcement of the provisions of this article, persons ordering, purchasing, and accepting delivery of orders are considered to be purchasers.

§60-8-6f. Private wine delivery license for a licensed Class B wine licensee or a third party; requirements; limitations; third party license fee; private retail transportation permit; and requirements.

(a) A Class B wine licensee who is licensed to sell wine for on-premises consumption may apply for a private wine delivery

license permitting the order, sale, and delivery of wine in the original container of sealed bottles or cans, or sealed wine growlers, when separately licensed for wine growler sales. The order, sale, and delivery of wine in the original container of sealed bottles, cans, or sealed wine growlers is permitted for off-premises consumption when completed by the licensee or the licensee's employees to a person purchasing the wine through a telephone order, a mobile ordering application, or web-based software program, as authorized by the licensee's license. There is no additional fee for a Class B wine licensee to obtain a private wine delivery license. The order, sale, and delivery process shall meet the requirements of this section, and subject to the penalties of this article.

(b) A third party, not licensed for wine sales or distribution, may apply for a private wine delivery license for the privilege of the ordering and delivery of wine in the original container of sealed bottles, or cans, or sealed wine growlers, from a licensee with a wine growler license. The order and delivery of wine in the original container of sealed bottles or cans, or sealed wine growlers is permitted for off-premises consumption by a third party licensee when sold by a Class B wine licensee to a person purchasing the wine through telephone orders, mobile ordering application, or web-based software program. The private wine delivery license non-prorated, nonrefundable annual fee is \$200 per third party entity, with no limit on the number of drivers and vehicles.

(c) The private wine delivery license application shall comply with licensure requirements in this article and shall contain any information required by the commissioner.

(d) *Sale Requirements.* —

(1) The wine purchase may accompany the purchase of food and the completion of the sale may be accomplished by the delivery of food and sealed wine by the licensee or third-party private wine delivery licensee.

(2) Any purchasing person must be 21 years of age or older, shall not be visibly or noticeably intoxicated at the time of delivery,

and shall meet the requirements set forth in this article for the sale of wine.

(3) Food, for purposes of this section, means food that has been cooked, microwaved, or that is pre-packaged food from the manufacturer;

(4) An order, sale, or delivery consisting of food and any combination of sealed wine bottles, cans, or growlers shall not be in excess of 384 fluid ounces of wine; and

(5) A third-party private wine delivery licensee shall not have a pecuniary interest in a Class B wine licensee, as set forth in this article. A third-party private wine delivery licensee may only charge a convenience fee for the delivery of wine. The third-party private wine delivery licensee may not collect a percentage of the delivery order for the delivery of alcohol but may collect a percentage of the delivery order directly related to food only. ~~The convenience fee charged by the third-party private wine delivery licensee to the purchasing person shall be no greater than five dollars per delivery order where wine is ordered by the purchasing person. For any third party licensee also licensed for nonintoxicating beer or nonintoxicating craft beer delivery as set forth in §11-16-6f of the code, the total convenience fee of any order, sale, and delivery shall not exceed five dollars. The~~ convenience fee charged by the third-party private wine delivery licensee to the purchasing person shall be no greater than \$20 per delivery order where wine is ordered by the purchasing person. For any third-party licensee also licensed for nonintoxicating beer or nonintoxicating craft beer delivery as set forth in §11-16-6f of the code, the total convenience fee of any order, sale, and delivery shall not exceed \$20.

(e) *Private Wine Delivery Requirements.* —

(1) Delivery persons employed for the delivery of sealed wine shall be 21 years of age or older. The third-party private wine delivery licensee or a Class B wine licensee shall file each delivery person's name, driver's license, and vehicle information with the commissioner;

(2) The third-party private wine delivery licensee or Class B wine licensee shall train delivery persons on verifying legal identification and in identifying the signs of intoxication and certification. The third-party private wine delivery licensee or Class B wine licensee shall submit certification of the training to the commissioner;

(3) The third party delivery licensee or Class B wine licensee must hold a retail transportation permit for each vehicle delivering sealed wine as required by subsection (g) of this section: *Provided*, That a delivery driver may retain an electronic copy of his or her permit as proof of licensure;

(4) The third-party private wine delivery licensee or Class B wine licensee may only deliver food and sealed wine orders by a third-party private wine delivery licensee or Class B wine licensee in the county where the wine licensee is located;

(5) The third-party private wine delivery licensee or Class B wine licensee may only deliver food and sealed wine to addresses located in West Virginia with all sales and municipal taxes accounted for and paid;

(6) A third-party private wine delivery licensee or Class B wine licensee may not deliver food and sealed wine to any other wine licensees;

(7) Deliveries of food and sealed wine are only for personal use, and not for resale; and

(8) A third-party private wine delivery licensee or Class B wine licensee shall not deliver and leave food and sealed wine at any address without verifying a person's age and identification as required by this section.

(f) *Telephone, mobile ordering application, or web-based software requirements.* —

(1) The delivery person shall only permit the person who placed the order through a telephone, a mobile ordering application, or web-based software to accept the food and wine

delivery which is subject to age verification upon delivery with the delivery person's visual review and verification ~~and, as applicable, a stored scanned image of the purchasing person's legal identification;~~

(2) Any mobile ordering application or web-based software used shall ~~create a stored record and image of the purchasing person's legal identification and details of the sale, accessible by the delivery driver for verification, and shall include the delivery driver's name and vehicle information~~ and delivery shall be subject to legal identification verification;

(3) Any telephone ordering system shall maintain a log or record of the purchasing person's ~~legal~~ identification and details of the sale, accessible by the delivery driver for verification, ~~and~~ must include the delivery driver's name and vehicle information, and delivery shall be subject to legal identification verification;

(4) All records are subject to inspection by the commissioner. The third-party private wine delivery licensee or Class B wine licensee shall retain the records for inspection for three years. The third-party private wine delivery licensee or Class B wine licensee may not unreasonably withhold the records from the commissioner's inspection; and

(5) Each vehicle delivering wine shall be issued a private wine retail transportation permit under subsection (g) of this section.

(g) Private Wine Retail Transportation Permit. —

(1) A Class B wine licensee or third party private wine delivery licensee shall obtain and maintain a retail transportation permit for the delivery of food and wine.

(2) A Class B wine licensee or third party private wine delivery licensee shall provide vehicle and driver information requested by the commissioner. Upon any change in vehicles or drivers, the licensee shall update the driver and vehicle information with the commissioner within 10 days of the change.

(3) In conjunction with §60-6-12 of this code, a private wine retail transportation permit shall meet the requirements of a transportation permit authorizing the permit holder to transport wine subject to the requirements of this chapter.

(h) *Enforcement.* —

(1) The licensee or third-party private wine delivery licensee are each responsible for any violations committed by their employees or agents under this article, and more than one violation may be issued for a single violation involving multiple licensees, employees, or independent contractors.

(2) Any license or permit granted by this section is subject to the penalties of probation, monetary fines, suspension, and revocation, as set forth in this article, for violations committed by the licensee, its employees, or independent contractors.

(3) It is a violation for any licensee, its employees, or independent contractors to break the seal of a wine bottle, wine can, or wine growler. A person who violates the provisions of this subdivision is subject to the maximum penalties available in this article.

(4) For purposes of criminal enforcement of the provisions of this article, persons ordering, purchasing, and accepting delivery of orders are considered to be purchasers.

CHAPTER 61. CRIMES AND THEIR PUNISHMENT.

ARTICLE 8. CRIMES AGAINST CHASTITY, MORALITY, AND DECENCY.

§61-8-27. Unlawful admission of children to dance house, etc.; penalty.

Any proprietor or any person in charge of a dance house, concert saloon, theater, museum, or similar place of amusement, or other place, where wines or spirituous or malt liquors are sold or given away, or any place of entertainment injurious to health or morals who admits or permits to remain therein any minor under

the age of 18 years, unless accompanied by his or her parent or guardian, is guilty of a misdemeanor and, ~~on~~ upon conviction thereof, shall be punished by a fine not exceeding \$200: *Provided*, That there is exemption from this prohibition for: (a) A private bakery, private cigar shop, private caterer, private club restaurant, private manufacturer club, private fair and festival, private resort hotel, private hotel, private golf club, private food truck, private nine-hole golf course, private tennis club, private wedding venue or barn, private outdoor dining and private outdoor street dining, private multi-vendor fair and festival license, private farmers market, private college sports stadium or coliseum, private professional sports stadium, and a private multi-sports complex licensed pursuant to §60-7-1 et seq. of this code and in compliance with §60-7-2(f)(115), §60-7-2(h)(42), §60-7-2(i)(8), §60-7-2(j)(7), §60-7-2(k)(84), §60-7-2(l)(8), §60-7-2(m)(7), §60-7-2(n)(78), §60-7-2(o)(8), §60-7-2(p)(87), §60-7-2(q)(128), §60-7-2(r)(8), §60-7-2(s)(97), §60-7-2(6)(iv), §60-7-2(7)(D), §60-7-2(8)(I), §60-7-2(10)(L), §60-7-2(11)(D), §60-7-2(12)(H), §60-7-2(13)(6), §60-7-2(14)(H), §60-7-2(15)(H), §60-7-2(16)(G), §60-7-2(17)(G), §60-7-2(18)(H), §60-7-2(19)(H), §60-7-2(20)(H), §60-7-2(21)(L), §60-7-2(22)(H), §60-7-2(23)(H), §60-7-8c(b)(14), §60-7-8d, and §60-8-32a of this code; or (b) a private club with more than 1,000 members that is in good standing with the Alcohol Beverage Control Commissioner, that has been approved by the Alcohol Beverage Control Commissioner; and which has designated certain seating areas on its licensed premises as nonalcoholic liquor and nonintoxicating beer areas, as noted in the licensee's floorplan, by using a mandatory carding or identification program by which all members or guests being served or sold alcoholic liquors, nonintoxicating beer or nonintoxicating craft beer are asked and required to provide their proper identification to verify their identity and further that they are of legal drinking age, 21 years of age or older, prior to each sale or service of alcoholic liquors, nonintoxicating beer or nonintoxicating craft beer.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. House Bill 4848—A Bill to repeal §60-7-17 of the Code of West Virginia, 1931, as amended; to amend said code by adding thereto a new section, designated §11-16-5a, to amend and reenact §11-16-6d, §11-16-6f, and §11-16-8 of said code; to amend said code by adding thereto a new section designated §60-1-3a; to amend said code by adding thereto a new section, designated §60-3-26; to amend and reenact §60-3A-3a, §60-3A-3b, §60-3A-8, and §60-3A-17 of said code; to amend and reenact §60-4-22 and §60-4-23 of said code; to amend and reenact §60-6-24 of said code; to amend and reenact §60-7-2, §60-7-6, §60-7-8a, and 60-7-8f of said code; to amend said code by adding thereto a new section designated §60-7-2a; to amend and reenact §60-8-6c, §60-8-6e, and §60-8-6f of said code; and to amend and reenact §61-8-27 of said code, all relating to nonintoxicating beer, wine, and liquor licenses and requirements; clarifying that licenses are not required to place nonintoxicating beer, wine, and liquor in a bag after purchase; removing requirement that servers at a sampling have specific knowledge of the West Virginia product being sampled; providing for modification of the 300 foot requirement to 200 feet with the option for a college, university, or church to provide a written waiver; directing the Commissioner of the Alcoholic Beverage Control Administration to discontinue the state's acquisition of alcoholic liquors manufactured in the Russian Federation or by any person or entity located therein; establishing duration of the ban; authorizing the commissioner, at the Governor's direction, to sell or auction alcoholic liquors made in the Russian Federation or under the authority of a business located within the federation with the proceeds going to charitable organizations assisting the people of Ukraine; increasing the maximum convenience fee charge for delivery of nonintoxicating beer and alcoholic liquors to \$20; removing delivery provisions requiring storage of a scanned image of legal identification but requiring review of legal identification for nonintoxicating beer and alcoholic liquors; increasing the markup to private clubs from 110 percent to 115 percent; clarifying licensure requirements for nonintoxicating beer and alcoholic liquors; clarifying licensure requirements for wholesale representatives; removing prohibition against an elected official or his or her relative being employed as a wholesale representative; repealing an exotic entertainment;

revising the blood alcohol chart; creating a license for a private bakery to produce confections with alcohol added, setting forth license requirements and setting a license fee; creating a license for a private cigar shop to, where legally permissible, permit the sale of alcohol, food, and cigars for on-premises consumption, setting forth license requirements and setting a license fee; creating a license for a private college sports stadium for alcohol sales in certain areas of Division I, II, or III sports stadiums, setting forth license requirements, and setting a license fee; allowing private multi-sport complex to also serve nonintoxicating beer and nonintoxicating craft beer from a golf cart; creating a license for a private food truck to conduct food and alcohol sales at various locations where permitted by a county or municipality, setting forth license requirements and setting a license fee; permitting private hotels and private resort hotels to apply for a private caterer license; authorizing private hotels and private resort hotels to utilize in-room mini bars for limited nonintoxicating beer and alcoholic liquor sales to adults 21 years of age or over, and setting forth requirements; removing language automatically repealing inconsistent code language; authorizing wine growler sales where wine may be mixed with ice and water by the licensee to produce a frozen alcoholic beverage for sale by the licensee in sealed wine growlers, and additional requirements; and providing additional exceptions to the criminal penalty for the unlawful admission of children to a dance house or other places of entertainment for certain private clubs with an age verification system.

On motion of Senator Takubo, the Senate concurred in the foregoing House of Delegates amendments to the Senate amendments to the bill.

Engrossed House Bill 4848, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Boley, Brown, Caputo, Clements, Hamilton, Jeffries, Lindsay, Maroney, Maynard, Nelson, Phillips, Romano, Rucker, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, and Blair (Mr. President)—21.

The nays were: Azinger, Baldwin, Geffert, Grady, Karnes, Martin, Roberts, Smith, Stover, and Woodrum—10.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 4848) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 552, Relating to tax sale process.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 31, section 4, line 5, after the first use of the word "of" by deleting the word "three" and in lieu thereof inserting the word "two";

On page 25, §11A-3-53, line 8, by inserting a new paragraph, as follows:

"If at any within 180 days following the approval of the sale by the Auditor, the sheriff, clerk of the county commission, assessor or Auditor determines that the tax lien on the subject property should be cancelled or dismissed, the Auditor shall issue a certificate of cancellation on the tax lien and shall cause the money paid on the day of the sale to be refunded.";

on page 30, §11A-3-69, line 8, after the number "29" by inserting ", §11A-3-30 and §11A-3-31";

On pages 37 and 38 by striking §16-18-30 in its entirety;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 552—A Bill to repeal §11A-2-18 of the Code of West Virginia, 1931, as amended; to repeal §11A-3-5, §11A-3-5a, §11A-3-5b, §11A-3-6, §11A-3-7, §11A-3-14, §11A-3-15, §11A-3-16, §11A-3-17, §11A-3-18, §11A-3-19, §11A-3-20, §11A-3-21, §11A-3-22, §11A-3-23, §11A-3-24, §11A-3-25, §11A-3-26, §11A-3-27, §11A-3-28, §11A-3-29, §11A-3-30, and §11A-3-31 of said code; to amend and reenact §11A-1-8 of said code; to amend and reenact §11A-2-14 of said code; to amend and reenact §11A-3-1, §11A-3-2, §11A-3-4, §11A-3-8, §11A-3-9, §11A-3-10, §11A-3-11, §11A-3-12, §11A-3-13, §11A-3-32, §11A-3-39, §11A-3-42, §11A-3-44, §11A-3-45, §11A-3-46, §11A-3-48, §11A-3-50, §11A-3-52, §11A-3-53, §11A-3-54, §11A-3-55, §11A-3-56, §11A-3-66, and §11A-3-69 of said code; to amend and reenact §11A-4-3 and §11A-4-4 of said code; to amend and reenact §16-18-3 of said code; to amend and reenact §22-15A-30 of said code; to amend and reenact §31-18E-9 of said code; and to amend and reenact §31-21-11 of said code, all relating to delinquent and dilapidated property and the process for the collection of delinquent real estate taxes and sales of tax liens and property; modifying the method by which notice is provided regarding the payment of property taxes; requiring a sheriff to accept credit cards as a form of payment for property taxes; allowing a sheriff to offer discounts on tax liability to taxpayers that pay with a credit card; modifying the deadline by which a sheriff must present delinquent lists to its county commission; modifying the deadline that a county commission certifies a delinquent list to the auditor; modifying the form of certain notice provided by the sheriff regarding delinquent taxes; repealing provisions related to the annual sheriff's sale; modifying provisions related to the annual sheriff's sale to be related to certification to

the Auditor; providing that a sheriff provide a redemption receipt if property is redeemed prior to certification to the auditor; directing a portion of the redemption fee to the Courthouse Facilities Improvement Fund; modifying the policy related to the sale of tax liens; modifying the process by which a sheriff provides its second notice of delinquent real estate; modifying the timing and payment of redemption for delinquent properties prior to certification to the auditor; modifying dates for auditor to certify list of lands to be sold; providing any property not redeemed to the sheriff is to be certified to the auditor; providing that the sheriff prepare a list of all the tax liens on delinquent real estate redeemed prior to certification or certified to the auditor; providing that the sheriff account for the proceeds from redemptions prior to certification; providing a sheriff may modify its redemption and certification list within 30 days after the publication of such list; providing for the publication of such list; requiring sheriffs keep separate accounts for redemption moneys; modifying the deposit and disposition of certain funds; modifying certain fees related to redemption; identifying lands subject to sale by the deputy commissioner; relating to the obligation that the auditor certify and deliver a list of lands subject to sale by the deputy commissioner; addressing annual auctions held by the deputy commissioner and the publication of notice of public auctions held by the deputy commissioner; relating to auditor's sale of delinquent and nonentered land; relating to moving certain obligations from the deputy commissioner to the auditor; relating to the requirements that a purchaser must satisfy before he or she can secure a deed; relating to the sale of certain delinquent lands subject to sale and certain entities right of first refusal therein; relating to the receipt to purchaser for purchase price at auditor's sale; relating to the purchaser's obligation to secure deed to delinquent property; relating to refund to purchaser for property determined to be nonexistent; relating to the notice to redeem provided to a person entitled to redeem delinquent property; relating to redemption of delinquent property; modifying fees for redemption; clarifying effect of repeal of certain code; directing portion of fees for specific purpose; providing for certain delinquent taxpayers to redeem in installment payments; modifying the procedure for and duration of right to set aside deed; modifying definition of blighted property;

modifying the Reclamation of Abandoned and Dilapidated Properties Program; relating to the right of certain entities to purchase delinquent properties; modifying compensation due deputy commissioner; modifying the reclamation of abandoned and dilapidated properties program; requiring certain periodic reports; providing the department of environmental protection with the right to enter into certain statewide contracts; modifying certain entities rights to acquire tax delinquent properties; and modifying certain obligations of the West Virginia Land Stewardship Corporation land bank program.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Senate Bill 552, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 552) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, and requested the concurrence of the Senate in the House of Delegates amendment, as to

Eng. Com. Sub. for Senate Bill 536, Relating generally to controlled substance criminal offenses.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendment to the bill was reported by the Clerk:

By striking everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 60A. UNIFORM CONTROLLED SUBSTANCES ACT.

ARTICLE 4. OFFENSES AND PENALTIES.

§60A-4-401. Prohibited acts; penalties

(a) Except as authorized by this act, it is unlawful for any person to manufacture, deliver, or possess with intent to manufacture or deliver a controlled substance.

Any person who violates this subsection with respect to:

(i) A controlled substance classified in Schedule I or II, which is a narcotic drug or which is methamphetamine, is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year nor more than 15 years, or fined not more than \$25,000, or both fined and imprisoned; Provided, That any person who violates this section knowing that the controlled substance classified in Schedule II is fentanyl, either alone or in combination with any other substance shall be fined not more than \$50,000, or be imprisoned in a state correctional facility for not less than 3 nor more than 15 years, or both fined and imprisoned;

(ii) Any other controlled substance classified in Schedule I, II, or III is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year

nor more than five years, or fined not more than \$15,000, or both fined and imprisoned;

(iii) A substance classified in Schedule IV is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year nor more than three years, or fined not more than \$10,000, or both fined and imprisoned;

(iv) A substance classified in Schedule V is guilty of a misdemeanor and, upon conviction thereof, may be confined in jail for not less than six months nor more than one year, or fined not more than \$5,000, or both fined and confined: *Provided*, That for offenses relating to any substance classified as Schedule V in §60A-10-1 *et seq.* of this code, the penalties established in said article apply.

(b) Except as authorized by this act, it is unlawful for any person to create, deliver, or possess with intent to deliver, a counterfeit substance.

Any person who violates this subsection with respect to:

(i) A counterfeit substance classified in Schedule I or II, which is a narcotic drug, or methamphetamine, is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year nor more than 15 years, or fined not more than \$25,000, or both fined and imprisoned;

(ii) Any other counterfeit substance classified in Schedule I, II, or III is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year nor more than five years, or fined not more than \$15,000, or both fined and imprisoned;

(iii) A counterfeit substance classified in Schedule IV is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year nor more than three years, or fined not more than \$10,000, or both fined and imprisoned;

(iv) A counterfeit substance classified in Schedule V is guilty of a misdemeanor and, upon conviction thereof, may be confined in jail for not less than six months nor more than one year, or fined not more than \$5,000, or both fined and confined: *Provided*, That for offenses relating to any substance classified as Schedule V in §60A-10-1 *et seq.* of this code, the penalties established in said article apply.

(c) It is unlawful for any person knowingly or intentionally to possess a controlled substance unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his or her professional practice, or except as otherwise authorized by this act. Any person who violates this subsection is guilty of a misdemeanor, and disposition may be made under §60A-4-407 of this code, subject to the limitations specified in said section, or upon conviction thereof, the person may be confined in jail not less than 90 days nor more than six months, or fined not more than \$1,000, or both fined and confined: *Provided*, That notwithstanding any other provision of this act to the contrary, any first offense for possession of synthetic cannabinoids as defined by §60A-1-101(d)(32) of this code; 3,4-methylenedioxypropylvalerone (MPVD) and 3,4-methylenedioxypropylvalerone and/or mephedrone as defined in §60A-1-101(f) of this code; or less than 15 grams of marijuana, shall be disposed of under §60A-4-407 of this code.

(d) It is unlawful for any person knowingly or intentionally:

(1) To create, distribute, deliver, or possess with intent to distribute or deliver, an imitation controlled substance; or

(2) To create, possess, sell, or otherwise transfer any equipment with the intent that the equipment shall be used to apply a trademark, trade name, or other identifying mark, imprint, number, or device, or any likeness thereof, upon a counterfeit substance, an imitation controlled substance, or the container or label of a counterfeit substance or an imitation controlled substance.

(3) Any person who violates this subsection is guilty of a misdemeanor and, upon conviction thereof, may be confined in jail for not less than six months nor more than one year, or fined not

more than \$5,000, or both fined and confined. Any person 18 years old or more who violates subdivision (1) of this subsection and distributes or delivers an imitation controlled substance to a minor child who is at least three years younger than that person is guilty of a felony and, upon conviction thereof, may be imprisoned in a state correctional facility for not less than one year nor more than three years, or fined not more than \$10,000, or both fined and imprisoned.

(4) The provisions of subdivision (1) of this subsection shall not apply to a practitioner who administers or dispenses a placebo.

(e) It is unlawful for any person knowingly or intentionally:

(1) To adulterate another controlled substance using fentanyl as an adulterant;

(2) To create a counterfeit substance or imitation controlled substance using fentanyl; or

(3) To cause the adulteration or counterfeiting or imitation of another controlled substance using fentanyl.

(4) Any person who violates this subsection is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for not less than three nor more than 15 years, or fined not more than \$50,000, or both fined and imprisoned.

(5) For purposes of this section:

(i) A controlled substance has been adulterated if fentanyl has been mixed or packed with it; and

(ii) Counterfeit substances and imitation controlled substances are further defined in §60A-1-101 of this code.

§60A-4-409. Prohibited acts — Transportation of controlled substances into state; penalties

(a) Except as otherwise authorized by the provisions of this code, it is unlawful for any person to transport or cause to be transported into this state a controlled substance with the intent to

deliver the same or with the intent to manufacture a controlled substance.

(b) Any person who violates this section with respect to:

(1) A controlled substance classified in Schedule I or II, which is a narcotic drug, shall be guilty of a felony and, upon conviction thereof, may be imprisoned in the state correctional facility for not less than one year nor more than 15 years, or fined not more than \$25,000, or both: Provided, That any person who violates this section knowing that the controlled substance classified in Schedule II is fentanyl, either alone or in combination with any other substance shall be fined not more than \$50,000 or imprisoned in a state correctional facility for a definite term of not less than 10 nor more than 20 years, or both fined and imprisoned.

(2) Any other controlled substance classified in Schedule I, II or III shall be guilty of a felony and, upon conviction thereof, may be imprisoned in the state correctional facility for not less than one year nor more than 10 years, or fined not more than \$15,000, or both: Provided, That for the substance marijuana, as scheduled in subdivision (24) subsection (d), §60A-2-204 of this code, the penalty, upon conviction of a violation of this subsection, shall be that set forth in subdivision (3) of this subsection.

(3) A substance classified in Schedule IV shall be guilty of a felony and, upon conviction thereof, may be imprisoned in the state correctional facility for not less than one year nor more than five years, or fined not more than \$10,000, or both;

(4) A substance classified in Schedule V shall be guilty of a misdemeanor and, upon conviction thereof, may be confined in jail for not less than six months nor more than one year, or fined not more than \$5,000, or both: Provided, That for offenses relating to any substance classified as Schedule V in §60A-10-1 *et seq.* of this code, the penalties established in said article apply.

(c) Notwithstanding the provisions of subsection (b) of this section, any person violating or causing a violation of subsection (a) of this section involving one kilogram or more of heroin, five

kilograms or more of cocaine or cocaine base, 100 grams or more of phencyclidine, 10 grams or more of lysergic acid diethylamide, or 50 grams or more of methamphetamine or 500 grams of a substance or material containing a measurable amount of methamphetamine, is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a determinate sentence of not less than two nor more than 30 years.

(d) Notwithstanding the provisions of subsection (b) of this section, any person violating or causing a violation of subsection (a) of this section involving 100 but fewer than 1,000 grams of heroin, not less than 500 but fewer than 5,000 grams of cocaine or cocaine base, not less than ten but fewer than 99 grams of phencyclidine, not less than one but fewer than 10 grams of lysergic acid diethylamide, or not less than five but fewer than 50 grams of methamphetamine or not less than 50 grams but fewer than 500 grams of a substance or material containing a measurable amount of methamphetamine, is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a determinate sentence of not less than two nor more than 20 years.

(e) Notwithstanding the provisions of subsection (b) of this section, any person violating or attempting to violate the provisions of subsection (a) of this section involving not less than 10 grams nor more than 100 grams of heroin, not less than 50 grams nor more than 500 grams of cocaine or cocaine base, not less than two grams nor more than 10 grams of phencyclidine, not less than 200 micrograms nor more than one gram of lysergic acid diethylamide, or not less than 499 milligrams nor more than five grams of methamphetamine or not less than 20 grams nor more than 50 grams of a substance or material containing a measurable amount of methamphetamine is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a determinate sentence of not less than two nor more than 15 years.

(f) The offense established by this section shall be in addition to and a separate and distinct offense from any other offense set forth in this code.

§60A-4-415. Unlawful manufacture, delivery, transport into state, or possession of fentanyl; aggravated transportation of fentanyl into state; penalties.

(a) For purposes of this section,

~~(1) "Controlled substance" shall have the same meaning as provided in subsection (e), section one hundred one, article one of this chapter.~~

~~(2) "Fentanyl" refers to the substance identified in subdivision (9), subsection (e), section two hundred six, article two of this chapter and any analog or derivative thereof.~~

~~(b) Any person who violates the provisions of subsection (a), section four hundred one of this article or section four hundred nine of this article in which fentanyl is a controlled substance involved in the offense, either alone or in combination with another controlled substance, shall be guilty of a felony, and upon conviction thereof, shall be punished in accordance with the following:~~

~~(1) If the net weight of fentanyl involved in the offense is less than one gram, such person shall be imprisoned in a correctional facility not less than two nor more than ten years.~~

~~(2) If the net weight of fentanyl involved in the offense is one gram or more but less than five grams, such person shall be imprisoned in a correctional facility not less than three nor more than fifteen years.~~

~~(3) If the net weight of fentanyl involved in the offense is five grams or more, such person shall be imprisoned in a correctional facility not less than four nor more than twenty years.~~

§60A-4-418. Use of a minor to commit a felony drug offense; penalties.

Any person over the age of 21 who knowingly and intentionally causes, aids, abets, or encourages a person under the age of 18 to distribute, dispense, manufacture, or possess with the intent to

distribute a controlled substance in violation or the provisions of this chapter is guilty of a felony and, upon conviction thereof, shall be fined not more than \$10,000 or imprisoned in a state correctional facility for not more than five years, or both fined and imprisoned.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendment to the bill.

Engrossed Committee Substitute for Senate Bill 536, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 536) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Senate Bill 685, Relating to WV Real Estate License Act.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 1 by striking everything following the enacting clause and inserting in lieu thereof the following:

ARTICLE 40. WEST VIRGINIA REAL ESTATE LICENSE ACT.

§30-40-4. Definitions.

Unless the context ~~in which~~ used clearly requires a different meaning, as used in this article:

~~(a)~~ "Applicant" means any person who is making application to the commission for a license.

~~(b)~~ "Associate broker" means any person who qualifies for a broker's license, but who is employed or engaged by a licensed broker to engage in any activity regulated by this article, in the name of and under the direct supervision of the licensed broker.

~~(c)~~ "Broker" means any person who for compensation or with the intention or expectation of receiving or collecting compensation:

(1) Lists, sells, purchases, exchanges, options, rents, manages, leases, or auctions any interest in real estate; or

(2) Directs or assists in the procuring of a prospect calculated or intended to result in a real estate transaction; or

(3) Advertises or holds himself or herself out as engaged in, negotiates, or attempts to negotiate, or offers to engage in any activity enumerated in subdivision (1) of this subsection.

~~(d)~~ "Commission" means the West Virginia Real Estate Commission as established §30-40-6 of this code.

~~(e)~~ "Compensation" means fee, commission, salary, or other valuable consideration, in the form of money or otherwise.

~~(f)~~ "Designated broker" means a person holding a broker's license who has been appointed by a partnership, association, corporation, or other form of business organization engaged in the

real estate brokerage business, to be responsible for the acts of the business and to whom the partners, members, or board of directors have delegated full authority to conduct the real estate brokerage activities of the business organization.

~~(g)~~ "Distance education" means courses of instruction in which instruction takes place through media where the teacher and student are separated by distance and sometimes by time.

"Entity" means a business, company, corporation, limited liability company, association, or partnership.

~~(h)~~ "Inactive" means a licensee who is not authorized to conduct any real estate business and is not required to comply with any continuing education requirements.

~~(i)~~ "License" means a license to act as a broker, associate broker, or salesperson.

~~(j)~~ "Licensee" means a person holding a license.

~~(k)~~ "Member" means a commissioner of the Real Estate Commission.

~~(l)~~ "Real estate" means any interest or estate in land, and anything permanently affixed to land.

~~(m)~~ "Salesperson" means a person employed or engaged by or on behalf of a broker to do or deal in any activity included in this article, in the name of and under the direct supervision of a broker, other than an associate broker. Provided, That for the purposes of receiving compensation, a salesperson may designate an entity to receive any compensation payable to the salesperson, including, but not limited to, a limited liability corporation or an S-corporation.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill 685—A Bill to amend and reenact §30-40-4 of the Code of West Virginia, 1931, as amended, relating to West Virginia Real Estate License Act; amending definitions; permitting a salesperson to designate an entity to receive compensation.

Senator Takubo moved that the Senate concur in the House of Delegates amendments to the bill.

Following discussion,

At the request of Senator Takubo, and by unanimous consent, further consideration of the bill (Eng. S. B. 685) was deferred until the conclusion of miscellaneous business.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, to take effect from passage, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Senate Bill 686, Clarifying use of notes and bonds of WV Housing Development Fund.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 11, following section 6, by striking the section heading and inserting in lieu thereof: "**§31-18-9. Borrowing of money.**";

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill 686—A Bill to amend and reenact §31-18-6 and §31-18-9 of the Code of West Virginia, 1931, as amended, relating to the West Virginia Housing Development Fund; providing certain limits on loans made or purchased with the proceeds of notes or bonds of the Housing Development Fund; and

authorizing the Housing Development Fund to allocate a portion of its state ceiling allocation to political subdivisions or city or county housing authorities authorized to issue bonds or notes for qualified residential rental projects under certain circumstances.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Senate Bill 686, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—30.

The nays were: None.

Absent: Beach, Geffert, Plymale, and Woelfel—4.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 686) passed with its House of Delegates amended title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—30.

The nays were: None.

Absent: Beach, Geffert, Plymale, and Woelfel—4.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 686) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 582, Creating WV Workforce Resiliency Act.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 5, section 2, line 9, by striking, after the word "managerial" the word "or" and inserting in lieu thereof the word "and"; and,

On page 5, section 2, line 10, by striking after the word "and" the forward slash and the word "or".

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Senate Bill 582, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 582) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 441, Providing confidentiality of video and other records of correctional juvenile facilities.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

By striking everything after the enacting clause and inserting in lieu thereof the following:

ARTICLE 4. CORRECTIONS MANAGEMENT.

§15A-4-8a. Facility video and security records confidential; exceptions.

(a) The contents of any correctional or juvenile facility video, incident report, or investigation report related to the safe and secure management of inmates and residents may be disclosed or released to the commissioner's agents, representatives, and designees, but such records are otherwise confidential and not subject to public disclosure or release except as set forth in this section.

(b) Notwithstanding any provision of this code to the contrary, the contents of any correctional or juvenile facility video, incident report, or investigation report related to the safe and secure management of inmates and residents may be disclosed or released

to an appropriate law-enforcement agency, when disclosure or release is necessary for the investigation, prevention, or prosecution of a crime or to safeguard the orderly operation of the correctional institution: *Provided*, That, with respect to records relating to juvenile residents, the law-enforcement agency in receipt of any such records shall treat the records as confidential pursuant to the provisions set forth in §49-5-101(a) of this code.

(c) Disclosure or release may also be made in civil or administrative proceedings pursuant to an order of a court or an administrative tribunal with the entry of an appropriate protective order prohibiting the misuse and reproduction of disclosed or released records: *Provided*, That the disclosure or release of records from a juvenile facility required for an employee grievance shall be made strictly in accordance with the provisions of §49-5-101 of this code.

(d) The commissioner may authorize an attorney, licensed before the bar of this State and who is representing a person with a potential claim for personal injury or a violation of the United States Constitution or West Virginia Constitution allegedly caused by the division, to view facility video, incident reports, or investigation reports related to the safe and secure management of inmates and residents for purposes of determining the validity of a claim against the division, but such video, incident reports, or investigation reports related to the safe and secure management of inmates and residents shall not be released to the licensed attorney prior to institution of a suit or petition for pre-suit discovery in the appropriate forum and after the entry of an appropriate protective order prohibiting the misuse and reproduction of disclosed records.

(e) The confidentiality provisions of this section shall extend to any person receiving such records and may not be used for any unauthorized purpose except upon order of a court of record.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 441—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §15A-4-8a, relating to the confidentiality of video, incident reports, or investigation reports of a correctional or juvenile facility; providing that the commissioner's agents, representatives, or other designees may view any video, incident report, or investigation report of a correctional or juvenile facility; permitting the disclosure of video, incident reports, or investigation reports to law enforcement under certain conditions; requiring the law enforcement agency to treat the records as confidential pursuant to §49-5-101(a); permitting the disclosure of such items in a civil or administrative proceeding upon and appropriate order; providing that release of records from a juvenile facility related to an employee grievance shall be in accordance with §49-5-101; permitting the viewing of facility video to any licensed state attorney investigating a potential claim against the division; preventing the disclosure to any licensed state attorney unless a protective order is entered; and extending the confidentiality provisions of this section to any person receiving copies of the video, incident report, or investigation report.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Senate Bill 441, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com.

Sub. for S. B. 441) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Senate Bill 548, Authorizing Workforce WV employers to obtain employment classifications and work locations.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 1 by striking everything following the enacting clause and inserting in lieu thereof the following:

ARTICLE 10. GENERAL PROVISIONS.

§21A-10-11. Reporting requirements and required information; use of information; libel and slander actions prohibited.

(a) Each employer, including labor organizations as defined in subsection (i) of this section, shall, quarterly, submit certified reports on or before the last day of the month next following the calendar quarter, on forms to be prescribed by the commissioner. The reports shall contain:

(1) The employer's assigned unemployment compensation registration number, the employer's name, and the address at which the employer's payroll records are maintained;

(2) Each employee's Social Security account number, name, and the gross wages paid to each employee, ~~which shall include the~~

~~first \$12,000 of remuneration and all amounts in excess of that amount, notwithstanding §21-1A-28(b)(1) of this code~~ including any remunerations below and above the threshold wage described by §21A-1A-28 of this code;

(3) The total gross wages paid within the quarter for employment, which includes money wages and the cash value of other remuneration, ~~and shall include the first \$12,000 of remuneration paid to each employee and all amounts in excess of that amount, notwithstanding §21-1A-28(b)(1) of this code~~ including any remunerations below and above the threshold wage described by §21A-1A-28 of this code;

(4) Each employee's job title and the county in which the majority of the employee's job duties are performed; and

~~(4)~~ (5) Other information that is reasonably connected with the administration of this chapter.

(b) Information obtained may not be published or be open to public inspection to reveal the identity of the employing unit or the individual.

(c) Notwithstanding the provisions of subsection (b) of this section, the commissioner may provide information obtained to the following governmental entities for purposes consistent with state and federal laws:

(1) The United States Department of Agriculture;

(2) The state agency responsible for enforcement of the Medicaid program under Title XIX of the Social Security Act;

(3) The United States Department of Health and Human Services or any state or federal program operating and approved under Title I, Title II, Title X, Title XIV or Title XVI of the Social Security Act;

(4) Those agencies of state government responsible for economic and community development; early childhood, primary, secondary, postsecondary, and vocational education; the West

Virginia P-20 longitudinal data system established pursuant to §18B-1D-10 of this code; and vocational rehabilitation, employment, and training, including, but not limited to, the administration of the Perkins Act and the Workforce Innovation and Opportunity Act;

(5) The Tax Division, but only for the purposes of collection and enforcement;

(6) The Division of Labor for purposes of enforcing the wage bond pursuant to the provisions of §21-5-14 of this code;

(7) The contractors licensing board for the purpose of enforcing the contractors licensing provisions pursuant to §30-42-1 *et seq.* of this code;

(8) Any agency of this or any other state, or any federal agency, charged with the administration of an unemployment compensation law or the maintenance of a system of public employment offices;

(9) Any claimant for benefits or any other interested party to the extent necessary for the proper presentation or defense of a claim; and

(10) The Insurance Commissioner for purposes of its Workers Compensation regulatory duties.

(d) The agencies or organizations which receive information under subsection (c) of this section shall agree that the information shall remain confidential as not to reveal the identity of the employing unit or the individual consistent with the provisions of this chapter.

(e) The commissioner may, before furnishing any information permitted under this section, require that those who request the information shall reimburse WorkForce West Virginia for any cost associated for furnishing the information.

(f) The commissioner may refuse to provide any information requested under this section if the agency or organization making

the request does not certify that it will comply with the state and federal law protecting the confidentiality of the information.

(g) A person who violates the confidentiality provisions of this section is guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$20 nor more than \$200 or confined in a county or regional jail not longer than 90 days, or both.

(h) An action for slander or libel, either criminal or civil, may not be predicated upon information furnished by any employer or any employee to the commissioner in connection with the administration of any of the provisions of this chapter.

(i) For purposes of subsection (a) of this section, the term "labor organization" means any organization of any kind, or any agency or employee representation committee or plan, in which employees participate and which exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or conditions of work. It includes any entity, also known as a hiring hall, which is used by the organization and an employer to carry out requirements described in 29 U. S. C. §158(f)(3) of an agreement between the organization and the employer.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill 548—A Bill to amend and reenact §21A-10-11 of the Code of West Virginia, 1931, as amended, relating to authorizing WorkForce West Virginia to obtain information regarding employment classifications and work locations from employers; clarifying that the financial information required by the reports described by §21A-10-11 include all remunerations above and below the threshold wage as described by §21A-1A-28.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Senate Bill 548, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—27.

The nays were: Baldwin, Jeffries, Lindsay, and Romano—4.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 548) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 611, Removing cap on bidder's contract bond.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 1, by striking everything after the enacting clause and inserting in lieu thereof the following:

ARTICLE 4. STATE ROAD SYSTEM.

§17-4-20. Bidder's bond required; return or forfeiture of bond.

(a) In any case where a contract for work and materials shall be let as a result of competitive bidding, the successful bidder shall,

~~promptly and~~ within 20 days after notice of award, execute a formal contract to be approved as to its form, terms, and conditions by the commissioner, and shall also execute and deliver to the commissioner a good and sufficient surety or collateral bond, payable to the State of West Virginia, to be approved by the commissioner, in such amount as the commissioner may require, but not to exceed 110 percent of the contract price, conditioned that ~~such the~~ contractor shall well and truly perform ~~his the~~ contract. and The commissioner may determine individual contractor surety or collateral bond amounts based upon objective criteria set by the commissioner, and any final decision that adversely affects a contractor shall be a contested case subject to appeal under Chapter 29A of this code.

(b) The contractor shall pay in full to the persons entitled thereto for all material, gas, oil, repairs, supplies, tires, equipment, rental charges for equipment and charges for the use of equipment, and labor used by ~~him in and about~~ the contractor in the performance of such contract, or which reasonably appeared, at the time of delivery or performance, would be substantially consumed in and about the performance of ~~such the~~ contract. ~~An action either at law or in equity,~~ A legal action may be maintained upon ~~such the~~ bond for breach thereof by any person for whose benefit the ~~same~~ bond was executed or by his or her assignee.

(c) The bidder who has the contract awarded to him or her and who fails within 20 days after notice of the award to execute the required contract and bond shall forfeit such check or bond, ~~and the check or bond~~ which shall be taken and considered as liquidated damages and not as a penalty for failure of such bidder to execute ~~such the~~ contract and bond.

(d) Upon the execution of ~~such the~~ contract and bond by the successful bidder, his or her check or bond shall be ~~returned~~ released to him or her. The checks or bonds of the unsuccessful bidders shall be ~~returned~~ released to them promptly after the bids are opened and the contract awarded to the successful bidder.

(e) A duplicate copy of such contract and bond shall be furnished by the Commissioner of the Division of Highways, in

~~loose leaf form~~ electronic or paper form as may be required, to the ~~clerk of the county court~~ county clerk of the county in which such contract is to be performed. ~~and it shall be~~ It is the duty of the county clerk to bind and preserve the same in his or her office and index the same in the name of the commissioner and of the contractor.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 611—A Bill to amend and reenact §17-4-20 of the Code of West Virginia, 1931, as amended, relating to contract bidder's surety or collateral bond; modifying cap on contract bidder's surety or collateral bond; authorizing Commissioner of Highways to determine bond amounts based on objective criteria; setting forth that any final decision would be considered a contested case subject to appeal; and updating outdated language.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Senate Bill 611, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com.

Sub. for S. B. 611) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, and requested the concurrence of the Senate in the House of Delegates amendment, as to

Eng. Senate Bill 726, Relating to pre-trial diversion agreements and deferred prosecution agreements.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendment to the bill was reported by the Clerk:

By striking everything after the enacting clause and inserting in lieu thereof the following:

ARTICLE 11. GENERAL PROVISIONS CONCERNING CRIMES.

§61-11-22. Pretrial diversion agreements; conditions; drug court programs.

(a) A prosecuting attorney of any county of this state or a person acting as a special prosecutor may enter into a pretrial diversion agreement with a person ~~under investigation or~~ charged with an offense against the State of West Virginia, when he or she considers it to be in the interests of justice. The agreement is to be in writing and is to be executed in the presence of the person's attorney, unless the person has executed a waiver of counsel.

(b) Any agreement entered into pursuant to the provisions of subsection (a) of this section may not exceed 24 months in duration. The duration of the agreement must be specified in the agreement. The terms of any agreement entered into pursuant to the

provisions of this section may include conditions similar to those set forth in §62-12-9 of this code relating to conditions of probation. The agreement may require supervision by a probation officer of the circuit court, with the consent of the court. An agreement entered into pursuant to this section must include a provision that the applicable statute of limitations be tolled for the period of the agreement.

(c) A person who has entered into an agreement for pretrial diversion with a prosecuting attorney and who has successfully complied with the terms of the agreement is not subject to prosecution for the offense or offenses described in the agreement or for the underlying conduct or transaction constituting the offense or offenses described in the agreement, unless the agreement includes a provision that upon compliance the person agrees to plead guilty or nolo contendere to a specific related offense, with or without a specific sentencing recommendation by the prosecuting attorney.

(d) No person charged with a violation of the provisions of §17C-5-2 of this code may participate in a pretrial diversion program: *Provided*, That a court may defer proceedings in accordance with §17C-5-2b of this code. ~~No person charged with a violation of the provisions of section twenty-eight, article two of this chapter may participate in a pretrial diversion program unless the program is part of a community corrections program approved pursuant to the provisions of article eleven-c, chapter sixty-two of this code. No person indicted for a felony crime of violence against the person where the alleged victim is a family or household member as defined in section two hundred three, article twenty-seven, chapter forty-eight of this code or indicted for a violation of the provisions of sections three, four or seven, article eight-b of this chapter is eligible to participate in a pretrial diversion program. No defendant charged with a violation of the provisions of section twenty-eight, article two of this chapter or subsections (b) or (c), section nine, article two of this chapter where the alleged victim is a family or household member is eligible for pretrial diversion programs if he or she has a prior conviction for the offense charged or if he or she has previously been granted a period of pretrial~~

~~diversion pursuant to this section for the offense charged. Notwithstanding any provision of this code to the contrary, defendants charged with violations of the provisions of section twenty eight, article two, chapter sixty one of this code or the provisions of subsection (b) or (c), section nine, article two of said chapter where the alleged victim is a family or household member as defined by the provisions of section two hundred three, article twenty seven, chapter forty eight of this code are ineligible for participation in a pretrial diversion program before July 1, 2002, and before the community corrections subcommittee of the Governor's Committee on Crime, Delinquency and Correction established pursuant to the provisions of section two, article eleven c, chapter sixty two of this code, in consultation with the working group of the subcommittee, has approved guidelines for a safe and effective program for diverting defendants charged with domestic violence.~~

~~(e) The provisions of section twenty five of this article are inapplicable to defendants participating in pretrial diversion programs who are charged with a violation of the provisions of section twenty eight, article two, chapter sixty one of this code. The community corrections subcommittee of the Governor's Committee on Crime, Delinquency and Correction established pursuant to the provisions of section two, article eleven c, chapter sixty two of this code shall, upon approving any program of pretrial diversion for persons charged with violations of the provisions of section twenty eight, article two, chapter sixty one of this code, establish and maintain a central registry of the participants in the programs which may be accessed by judicial officers and court personnel.~~

(e) No person is eligible for pretrial diversion programs if charged with:

(1) A felony crime of violence against the person where the alleged victim is a family or household member as defined in §48-27-203 of this code;

(2) A violation of §61-8-12 of this code or a felony violation of the provisions of §61-8B-1 et seq., §61-8C-1 et seq., and §61-8D-1 et seq. of this code;

(3) A violation of §61-2-9a(a) of this code;

(4) A violation of §61-2-9d of this code;

(5) A violation of § 61-2-28 of this code; or

(6) A violation of §61-2-9 of this code where the alleged victim is a family or household member as defined in §48-27-203 of this code.

§61-11-22a. Deferred adjudication.

(a) Upon the entry of a guilty plea to a felony or misdemeanor before a circuit or magistrate court of this state entered in compliance with the provisions of Rule 11 of the West Virginia Rules of Criminal Procedure ~~44~~ or Rule 10 of the West Virginia Rules of Criminal Procedure for Magistrate Courts and applicable judicial decisions, the court may, upon motion, defer acceptance of the guilty plea and defer further adjudication thereon and release the defendant upon such terms and conditions as the court deems just and necessary. Terms and conditions may include, but are not limited to, periods of incarceration, drug and alcohol treatment, counseling and participation in programs offered under ~~articles eleven a, eleven b and eleven c, chapter sixty two~~ §62-11A-1 et seq., §62-11B-1 et seq., and §62-11C-1 et seq. of this code.

(b) If the offense to which the plea of guilty is entered is a felony, the circuit court may defer adjudication for a period not to exceed three years. If the offense to which the plea of guilty is entered is a misdemeanor, the court may defer adjudication for a period not to exceed two years.

(c) Unless otherwise specified by this section, a person is ineligible for a deferred adjudication program if he or she is charged with;

(1) A felony crime of violence against the person where the alleged victim is a family or household member as defined in §48-27-203 of this code;

(2) A violation of §61-8-12 of this code or a felony violation of the provisions of §61-8B-1 et seq., §61-8C-1 et seq., and §61-8D-1 et seq. of this code;

(3) A violation of §61-2-9a(a) of this code;

(4) A violation of §61-2-9d of this code;

(5) A violation of §61-2-28 prosecuted under the provisions of subsections (c) or (d) of that section; or

(6) A violation of §61-2-9(a) of this code, or a violation of §61-2-9(b) or §61-2-9(c) of this code prosecuted under the provisions of subsection (d) of that section, where the alleged victim is a family or household member as defined in §48-27-203 of this code.

(7) A violation of §61-2-9(b) or §61-2-9(c) of this code or §61-2-28(a) or §61-2-28(b) of this code where a weapon was used in the commission of the crime, the defendant has a prior conviction of any of the offenses listed in subsection (c) of this section, the defendant has a prior felony conviction, or the defendant has previously entered into a prior pre-trial diversion or deferred adjudication of crimes where the alleged victim is a family or household member as defined in §48-27-203 of this code.

(d) A person charged under §61-2-9a, §61-2-9d, or §61-2-9(a) of this code who has not previously been convicted of any of the offenses set forth in subsection (c) of this section, who has no prior felony conviction, and who has not previously entered into a prior pre-trial diversion or deferred adjudication of crimes where the alleged victim is a family or household member as defined in §48-27-203 of this code, is eligible to participate in a deferred adjudication program: *Provided*, That the person is not eligible for dismissal upon successful completion of the deferred period.

(e)(1) A person charged with a first offense violation of §61-2-28(a) or §61-2-28(b) of this code or a violation of §61-2-9(b) or

§61-2-9(c) of this code where the alleged victim is a family or household member as defined in §48-27-203 is eligible for deferred adjudication if agreed to by the state and the defendant: *Provided*, That, for purposes of this section, "first offense violation" means the person would not, due to any prior charges or convictions, be subject to the enhancement provisions set forth in §61-2-9(d) or §61-2-28(c) or §61-2-28(d):

(2) In addition to terms and conditions authorized in subsection (a) of this section, a person participating in a deferred adjudication program pursuant to this subsection may be required to participate in compliance hearings and batterer intervention programs licensed under §48-26-402 of this code;

(3) Notwithstanding the provisions of subsection (b) of this section, a deferral under this subsection shall be for a period of not less than 18 months nor more than three years; and

(4) A person may not participate in more than one deferred adjudication pursuant to this subsection.

~~(e)~~ (f) If the defendant complies with the court-imposed terms and conditions he or she shall be permitted to withdraw his or her plea of guilty and the matter dismissed or, as may be agreed upon by the court and the parties, enter a plea of guilty or no contest to a lesser offense.

~~(d)~~ (g) In the event the defendant is alleged to have violated the terms and conditions imposed upon him or her by the court during the period of deferral the prosecuting attorney may file a motion to accept the defendant's plea of guilty and, following notice, a hearing shall be held on the matter.

~~(e)~~ (h) In the event the court determines that there is reasonable cause to believe that the defendant violated the terms and conditions imposed at the time the plea was entered, the court may accept the defendant's plea to the original offense and impose a sentence in the court's discretion in accordance with the statutory penalty of the offense to which the plea of guilty was entered or

impose such other terms and conditions as the court deems appropriate.

(f) (i) The procedures set forth in this section are separate and distinct from that set forth in Rule 11(a)(2) of the West Virginia Rules of Criminal Procedure 11(a)(2).

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendment to the bill.

Engrossed Senate Bill 726, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 726) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Senate Bill 711, Establishing alternative educational opportunities for elective course credit.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 4, section §18-2-7f, line 85, after the word "Denial" by deleting the words "and Appeal Process";

On page 4, section §18-2-7f, line 88, after the word "board" and the period, by deleting the next sentence in its entirety;

On page 4, section §18-2-7f, line 91, following the word "application" by deleting the word "appeal";

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill 711—A Bill to amend and reenact §18-2-7f of the Code of West Virginia, 1931, as amended, relating to establishing alternative educational opportunities for elective course credit; requiring the state board to establish, develop, and maintain a program whereby students can earn elective course credit for extended learning opportunities that take place outside of the traditional classroom setting; specifying minimum entities eligible to provide extended learning opportunity programs; requiring individuals or entities seeking certification as an eligible extended learning opportunity program to successfully complete an application process; imposing requirements on extended learning opportunity providers pertaining to compliance with applicable federal and state health and safety laws and regulations, compliance with standards and safeguards provided by the West Virginia Board of Education, background checks for key personnel or instructional staff, and proof of insurance; addressing the denial of a program application; providing for monitoring, evaluation, and inspection of approved programs; allowing extension of approval or disqualification for violation of state law or state board policies; allowing appeal of disqualification; requiring the county boards of education to adopt an alternative educational opportunities policy that facilitates implementation and participation; requiring parental or legal guardian approval for participation of student under 18;

allowing students transferring schools to request acceptance of elective course credits awarded for program completion; addressing transportation to and from an approved program; allowing auditing of approved programs at any time and disqualification for not meeting certain provisions; and requiring report to the Legislative Oversight Commission on Education Accountability with respect to the implementation of extended learning opportunity programs.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Senate Bill 711, as amended by the House of Delegates, was then put upon its passage.

Pending discussion,

At the request of Senator Takubo, and by unanimous consent, further consideration of the bill was deferred until the conclusion of miscellaneous business, following consideration of Engrossed Senate Bill 685 already placed in that position.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment, as amended by the House of Delegates, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments to the Senate amendment, as to

Eng. Com. Sub. for House Bill 4001, Generally relating to broadband.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the Senate amendment to the bill were reported by the Clerk:

On page eight through eleven of the amendment, by striking out Article 8 in its entirety and inserting in lieu thereof the following:

ARTICLE 8. ELIGIBLE TELECOMMUNICATIONS CARRIERS.

§31G-8-1. Legislative Findings.

The Legislature of the State of West Virginia finds and declares that:

(1) The certification of Eligible Telecommunications Carriers is a responsibility primarily delegated to the states.

(2) The proper utilization and oversight of disbursement of funds from the Universal Service Fund established by the federal government and managed by the Federal Communications Commission is in the public interest, convenience, and necessity.

(3) Failure to perform material obligations imposed upon an Eligible Telecommunications Carrier in connection with disbursement of funding from the Universal Service Fund is detrimental to the public interest, convenience, and necessity.

(4) Proper oversight and certification of compliance are necessary and proper for the continuing issuance of Eligible Telecommunications Status and are in the public interest.

§31G-8-2. Definition.

"Eligible Telecommunications Carrier" means the status for a telecommunications carrier to be eligible for Universal Service Fund support pursuant to 47 CFR § 54.201.

§31G-8-3. Eligible Telecommunications Carriers Status.

Notwithstanding any other provision of this code to the contrary, eligible Telecommunications Carriers Status shall be issued by the Public Service Commission. Issuance thereof shall not be unreasonably withheld, considering the recommendation of the Attorney General, and only if the applicant for Eligible Telecommunications Carrier status is in compliance with the following:

(a) The Attorney General shall check the Universal Service Administrative Company HUB for any commitments, and/or obligations of Eligible Telecommunications Carriers in the state of West Virginia.

(b) The Attorney General shall require certification of completion thereof and ongoing compliance therewith, under penalty of perjury prior to making a favorable recommendation to the Public Service Commission of the application to be an Eligible Telecommunications Carrier. The Attorney General shall transmit all such recommendations which shall not be unreasonably withheld to the Public Service Commission within 15 days of an application, after which time a favorable recommendation will be deemed to be received.

§31G-8-4. Misrepresentation in Certification for Eligible Telecommunications Carrier Status, penalty.

(a) If the Attorney General finds evidence that an Eligible Telecommunications Carrier has materially misrepresented compliance in their certification referenced in §31G-8-3 of this code, notification of such material misrepresentation shall be transmitted to the West Virginia Public Service Commission. The Public Service Commission shall conduct a hearing on the merits thereof and if after a hearing the Eligible Telecommunications Carrier is found to be materially non-compliant, the Public Service Commission shall assess a fine equal to the amount of any subsidization received for which the commitment, assertion or obligation was established. Any such fine shall be limited to such proportional amount as that which was awarded to the Eligible Telecommunications Carrier for a particular area or act to be performed and shall not be construed to include all amounts awarded statewide. The Public Service Commission or Attorney General shall seek enforcement of any fine and any court of competent jurisdiction in this state shall order payment and compliance with the order of the Public Service Commission associated herewith. Funds from any fine shall be deposited into the Broadband Development Fund, less any reasonable expenses and costs of the Public Service Commission in connection therewith.

(b) When such determination has been made, the Attorney General, and any other Department, office, bureau, or agency and any political subdivision of this state, shall cause any Eligible Telecommunications Carrier and its subsidiaries found to be materially non-compliant under subsection (a) of this section or failing to make the certification required thereunder, to no longer be certified as an Eligible Telecommunications Carrier and to be ineligible for any state grants, awards, procurement, leasing, licensing other than a business license issued by the Secretary of State or any business license by a political subdivision of this state, easement, right-of-way access, or purchase until such material misrepresentation is cured: *Provided*, That nothing in this section shall be construed or applied retro actively to prevent the installation, repair, maintenance or other required work for any Carrier of Last Resort required to provide telephone service in this state: *Provided however*, That nothing in this section shall be construed to prevent an internet service provider from repairing or replacing telecommunications facilities in rights-of-way or easements that internet service provider currently has facilities situated within;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for House Bill 4001—A Bill to amend and reenact §31G-1A-7 of the Code of the West Virginia, 1931, as amended; to amend said code by adding thereto a new section, designated §31G-1A-8; to amend said code by adding thereto a new section, designated §31G-3-5; to amend said code by adding thereto a new section, designated §31G-4-2a; to amend said code by adding thereto a new article, designated §31G-7-1, §31G-7-2, §31G-7-3, §31G-7-4 and §31G-7-5; and to amend said code by adding thereto a new article, designated §31G-8-1, §31G-8-2 §31G-8-3 and §31G-8-4, all relating to certain provisions relating to broadband; adding certain provisions to the administration of the Broadband Development Fund, including regulating the disposal of grant funded assets; relating to creating the Broadband Carrier Neutral and Open Access Infrastructure Development Fund;

providing for the administration of the fund, sources of funding for the fund, and the purposes for expenditures from the fund; authorizing expenditures from the fund from collections and pursuant to legislative appropriations; providing that a broadband project or extension shall be a carrier neutral and open access project if it is funded by 100 percent of public money; creating a process for the mapping of disturbances in rights of way; creating utility pole rights of way and easement mapping initiative; creating existing customer protections for the Office of the Attorney General in coordination with the Office of Broadband and Department of Economic Development; establishing fees; providing for competitive access infrastructure; providing for credits; defining modems and other connection devices; defining competitive access infrastructure; defining eligible telecommunications carriers; defining the status of such; and providing for penalties where misrepresentation of eligible telecommunications carrier status occurs.

On motion of Senator Takubo, the Senate concurred in the foregoing House of Delegates amendments to the Senate amendment to the bill.

Engrossed Committee Substitute for House Bill 4001, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4001) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced that that body had refused to concur in the Senate amendments to, and requested the Senate to recede therefrom, as to

Eng. House Bill 2300, Including Family Court Judges in the Judges' Retirement System.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

On further motion of Senator Takubo, the Senate acceded to the request of the House of Delegates and receded from its amendments to the bill.

Engrossed House Bill 2300, as amended by deletion, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Karnes, Lindsay, Maroney, Martin, Maynard, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—29.

The nays were: Jeffries and Nelson—2.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 2300) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, to take effect from passage, and

requested the concurrence of the Senate in the changed effective date, as to

Eng. Com. Sub. for House Bill 4012, Prohibiting the showing of proof of a COVID-19 vaccination.

On motion of Senator Takubo, the bill was taken up for consideration.

On further motion of Senator Takubo, the Senate concurred in the changed effective date of the bill, that being to take effect from passage, instead of 90 days from passage.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—23.

The nays were: Baldwin, Brown, Caputo, Geffert, Jeffries, Lindsay, Romano, and Stollings—8.

Absent: Beach, Plymale, and Woelfel—3.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4012) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments, as amended by the House of Delegates, passage as amended, with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendment to the Senate amendments, as to

Eng. Com. Sub. for House Bill 4688, Relating to Emergency Medical Services Retirement System Act.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendment to the Senate amendments to the bill was reported by the Clerk:

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for House Bill 4688—A Bill to amend and reenact §16-5V-2, §16-5V-6 and §16-5V-31 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto two new sections, designated §16-5V-6a and §16-5V-6b, all relating to the Emergency Medical Services Retirement System; defining terms; updating terms to comply with federal laws; authorizing certain 911 personnel and county firefighters to be members of the Emergency Medical Services Retirement System under certain circumstances; providing for transfer of assets pertaining to county firefighters; requiring certain computations to be made by the Consolidated Public Retirement Board; and terminating liability of the Public Employees Retirement System.

On motion of Senator Takubo, the Senate concurred in the foregoing House of Delegates amendment to the Senate amendments to the bill.

Engrossed Committee Substitute for House Bill 4688, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—31.

The nays were: None.

Absent: Beach, Plymale, and Woelfel—3.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 4688) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the adoption of the committee of conference report, passage as amended by the conference report with its conference amended title, of

Eng. Com. Sub. for Senate Bill 334, Authorizing miscellaneous agencies and boards to promulgate rules.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. House Bill 3073, Relating to the West Virginia Emergency School Food Act.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amended title, passage as amended, of

Eng. House Bill 4307, Increase some benefits payable from Crime Victims Compensation Fund.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4353, Relating to On Cycle Elections - Voter Turnout Act.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, to take effect from passage, of

Eng. Com. Sub. for House Bill 4408, Relating to contracts for construction of recreational facilities in state parks and forests.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4600, Making it a felony for a "Person in a Position of Trust" to assault, batter, or verbally abuse a child, or neglect to report abuse they witness.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. House Bill 4642, Relating to pecuniary interests of county and district officers, teachers and school officials in contracts.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, of

Eng. Com. Sub. for House Bill 4667, Prohibition on county, city, or municipality restrictions on advanced air mobility aircraft.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to, and the passage as amended, of

Eng. Com. Sub. for House Bill 4668, Relating to air bag fraud.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended, with its Senate amended title, to take effect from passage, of

Eng. House Bill 4827, Relating to the promotion and development of public-use vertiports.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with

its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Com. Sub. for Senate Bill 468, Creating Unborn Child with Down Syndrome Protection and Education Act.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 1 by striking everything after the clause and inserting in lieu thereof the following:

ARTICLE 2Q. UNBORN CHILD WITH A DISABILITY PROTECTION AND EDUCATION ACT.

§16-2Q-1. Abortion may not be performed because of a disability, except in a medical emergency.

(a) As used in this article:

"Abortion" means the same as that term is defined in §16-2F-2 of this code.

"Attempt to perform or induce an abortion" means the same as that term is defined in §16-2M-2 of this code.

"Because of a disability" means on account of the presence or presumed presence of a disability or diagnosis in a fetus including, but not limited to, chromosomal disorders or morphological malformations occurring as the result of atypical gene expressions.

"Commissioner" means the Commissioner of the Bureau for Public Health.

"Licensed medical professional" means a person licensed under Chapter 30 of this code practicing within his or her scope of practice.

"Medical emergency" means the same as that term is defined in §16-2I-1 of this code.

"Nonmedically viable fetus" means the same as that term is defined in §16-2M-2 of this code.

"Reasonable medical judgment" means the same as that term is defined in §16-2M-2 of this code.

(b) Except in a medical emergency or a nonmedically viable fetus, a licensed medical professional may not perform or attempt to perform or induce an abortion, unless the patient acknowledges that the abortion is not being sought because of a disability. The licensed medical professional shall document these facts in the patient's chart and report such with the commissioner.

(c) Except in a medical emergency or a nonmedically viable fetus, a licensed medical professional may not intentionally perform or attempt to perform or induce an abortion of a fetus, if the abortion is being sought because of a disability.

(d) (1) If a licensed medical professional performs or induces an abortion on a fetus, the licensed medical professional shall, within 15 days of the procedure, cause to be filed with the commissioner, on a form supplied by the commissioner, a report containing the following information:

(A) Date the abortion was performed;

(B) Specific method of abortion used;

(C) A statement from the patient confirming that the reason for the abortion was not because of a disability;

(D) Probable health consequences of the abortion to the patient;

(E) Whether a medical emergency existed; and

(F) Whether the fetus was a nonmedically viable fetus.

(2) The licensed medical professional shall sign the form as his or her attestation under oath that the information stated is true and correct to the best of his or her knowledge.

(3) Reports required and submitted under this section may not contain the name of the patient upon whom the abortion was performed or any other information or identifiers that would make it possible to identify, in any manner or under any circumstances, a woman who obtained or sought to obtain an abortion.

(g) A licensed medical professional that administers, or causes to be administered, a test for a disability or diagnosis to a fetus shall provide the patient with educational information made available by the bureau as provided in this section, within a reasonable time, if the test result confirms the presence of a disability.

(h) The Bureau for Public Health shall make the following available through the bureau's publicly accessible internet website:

(1) Up-to-date, evidence-based information about any in-utero disability or diagnosis that has been peer reviewed by medical experts and any national disability rights organizations. The information provided shall include the following:

(A) Physical, developmental, educational, and psychosocial outcomes;

(B) Life expectancy;

(C) Clinical course;

(D) Intellectual and functional development;

(E) Treatment options; and

(F) Any other information the bureau deems necessary;

(2) Contact information regarding first call programs and support services, including the following:

(A) Information hotlines specific to any in-utero fetal disabilities or conditions;

(B) Relevant resource centers or clearinghouses;

(C) Information about adoption specific to disabilities;

(D) National and local disability rights organizations; and

(E) Education and support programs.

(i) The information provided in accordance with this section shall conform to the applicable standard or standards provided in the Enhanced National Standards for Culturally and Linguistically Appropriate Services in Health and Health Care as adopted by the United States Department of Health and Human Services and published in the Federal Register on September 24, 2013.

(j) A licensed medical professional who intentionally or recklessly performs or induces an abortion in violation of this section is considered to have acted outside the scope of practice permitted by law or otherwise in breach of the standard of care owed to a patient, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(k) A person, not subject to subsection (f) of this section, who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have engaged in the unauthorized practice of medicine in violation of §30-3-13 of this code, and upon conviction, subject to the penalties contained in that section.

(l) A penalty may not be assessed against any patient upon whom an abortion is performed or induced or attempted to be performed or induced.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Com. Sub. for Senate Bill 468—A Bill to amend the Code of West Virginia, 1931, as amended, by adding

thereto a new article, designated §16-2Q-1, relating to restricting abortion; defining terms; requiring licensed medical professional to provide certain information; requiring Department of Health and Human Resources to make certain information available on website; prohibiting abortion because of a disability; providing exceptions; requiring commissioner to create forms; providing for professional sanctions; and providing criminal penalties.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Committee Substitute for Committee Substitute for Senate Bill 468, as amended by the House of Delegates, was then put upon its passage.

Senator Tarr moved the previous question.

Following a point of inquiry to the President, with resultant response thereto,

The question being "Shall Engrossed Committee Substitute for Committee Substitute for Senate Bill 468 pass?"

On the passage of the bill, the yeas were: Azinger, Baldwin, Boley, Clements, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—27.

The nays were: Beach, Brown, Caputo, Geffert, and Romano—5.

Absent: Plymale and Woelfel—2.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for Com. Sub. for S. B. 468) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 268, Creating exemption from compulsory school attendance for child who participates in learning pod or micro school.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On page 7, section 1, line 159 after the word "together" by striking out the words "in a group of up to 100 students"

On page 7, section 1, line 163, after the word "school" by striking out the words "of up to 100 students"

On page 7, section 1, line 164, after the word "school" by striking out the words "of up to 100 students"

On page 10, section 1, line 232, after the words "provisions of" by striking out the words "section eleven, article twenty, chapter eighteen" and inserting in lieu thereof "§18-20-11";

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 268—A Bill to amend and reenact §18-8-1 of the Code of West Virginia, 1931, as amended, relating to creating a new exemption from compulsory school attendance for a child who participates in a learning pod or microschoool; defining learning pod and microschoool; requiring parent or custodian to present to the county superintendent or county board a notice of intent to participate in the learning pod or

microschool; establishing qualifications for person or persons providing instruction; requiring annual academic assessment of the child in one of four specified ways; requiring the results of the annual academic assessment of the child to be submitted to the county superintendent; allowing the results of the annual academic assessment to be submitted as composite results; requiring the county board upon request to notify the parents or legal guardian of the services available to assist in the assessment of the child's eligibility for special education services; requiring the county superintendent to offer such assistance as may assist the person or persons providing instruction; allowing any child participating in a learning pod or microschool to attend any class offered by the county board under certain conditions; providing that no learning pod or microschool is subject to any other provision of law relating to education other than the law pertaining to placement of video cameras in certain special education classrooms; and clarifying that learning pods and microschools are not the same as homeschooling.

Senator Takubo moved that the Senate concur in the House of Delegates amendments to the bill.

Senator Tarr moved the previous question.

The question being on the adoption of Senator Tarr's motion for the previous question, and on this question, Senator Caputo demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—23.

The nays were: Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, Romano, and Stollings—9.

Absent: Plymale and Woelfel—2.

So, a majority of those present and voting having voted in the affirmative, the President declared Senator Tarr's motion for the previous question had prevailed.

The previous question having been ordered, that being on the adoption of Senator Takubo's motion that the Senate concur in the House of Delegates amendments to the bill, the same was put and prevailed.

Engrossed Committee Substitute for Senate Bill 268, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Woodrum, and Blair (Mr. President)—20.

The nays were: Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, Nelson, Romano, Stollings, Trump, and Weld—12.

Absent: Plymale and Woelfel—2.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 268) passed with its House of Delegates amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill 498, Creating Anti-Racism Act of 2022.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 18. EDUCATION.

ARTICLE 2. STATE BOARD OF EDUCATION.

§18-2-9b. Anti-Racism Act of 2022.

(a) A school district, a public charter school, the West Virginia Board of Education, the West Virginia Department of Education, or any employee of the aforementioned entities, within the scope of his or her employment, may not require or otherwise compel a student, teacher, administrator, or other employee to affirm, adopt, or adhere to any of the following concepts:

(1) One race is inherently, morally, or intellectually superior to another race;

(2) An individual, by virtue of the individual's race, is inherently racist or oppressive, whether consciously or unconsciously;

(3) An individual should be discriminated against or receive adverse treatment solely or partly because of the individual's race;

(4) An individual's moral character is determined by the individual's race; or

(5) An individual, by virtue of the individual's race, bears responsibility for actions committed by other members of the same race.

(b) Nothing in subsection (a) of this section prohibits:

(1) The discussion of those concepts in theory as part of an academic course;

(2) The discussion, examination, or debate regarding race and its impact on historical or current events, including the causes of those current or historical events; or

(3) The right to freedom of speech protected by the First Amendment of the United States Constitution and the West Virginia Constitution.

(c) Any student, parent or guardian of a student, or employee who believes that this act has been violated, may file a complaint pursuant to the state board policy on conflict resolution.

(d) The number, nature and resolution of each substantiated complaint for the previous year shall be reported as follows:

(1) Each school principal shall report to the county superintendent by August 1 each year;

(2) The county superintendent shall report to the state superintendent by September 1 each year; and

(3) The state superintendent, or his or her designee, shall report to the Legislative Oversight Commission on Education Accountability by October 1 each year.

(e) If necessary for the implementation of this section, the Board of Education is authorized to promulgate additional emergency and legislative rules pursuant to §29A-3B-1 *et seq.* of this code.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill 498—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-2-9b; all relating to prohibiting a school district, a public charter school, the West Virginia Board of Education, the West Virginia Department of Education, or any employee of the aforementioned entities, within the scope of his or her employment, from requiring or otherwise compelling a student, teacher, administrator, or other employee to affirm, adopt or adhere to certain specified concepts; limiting prohibitions; providing that complaints may be filed pursuant to current state board policy;

requiring reports of substantiated complaints to the Legislative Oversight Commission on Education Accountability annually; and allowing the state board to promulgate rules.

Senator Takubo moved that the Senate concur in the House of Delegates amendments to the bill.

Senator Tarr moved the previous question.

The question being on the adoption of Senator Tarr's motion for the previous question, and on this question, Senator Romano demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Boley, Clements, Grady, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—22.

The nays were: Baldwin, Beach, Brown, Caputo, Geffert, Hamilton, Jeffries, Lindsay, Romano, and Stollings—10.

Absent: Plymale and Woelfel—2.

So, a majority of those present and voting having voted in the affirmative, the President declared Senator Tarr's motion for the previous question had prevailed.

The previous question having been ordered, that being on the adoption of Senator Takubo's motion that the Senate concur in the House of Delegates amendments to the bill, the same was put and prevailed.

Engrossed Committee Substitute for Senate Bill 498, as amended by the House of Delegates, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Boley, Clements, Grady, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—22.

The nays were: Baldwin, Beach, Brown, Caputo, Geffert, Hamilton, Jeffries, Lindsay, Romano, and Stollings—10.

Absent: Plymale and Woelfel—2.

Prior to the announcement of the vote on the passage of Engrossed Committee Substitute for Senate Bill 498, and the constitutional expiration of the Regular Session of the Legislature having arrived at 12:00 a.m., the Senate adjourned *sine die*.

The Joint Committee on Enrolled Bills, after it examined, found truly enrolled and presented to His Excellency, the Governor, for his action, bills passed but not presented to him prior to adjournment of the regular sixty-day session of the Legislature, filed its reports with the Clerk of bills so enrolled, showing the date such bills were presented to the Governor; said reports are included in the final Journal, together with Governor's action on said bills.

The following reports of the Joint Committee on Enrolled Bills were filed as follows:

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 15th day of March, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for S. B. 25), Updating provisions of Medical Professional Liability Act.

(S. B. 135), Relating to acquisition and disposition of property by urban development authority.

(S. B. 172), Increasing compensation of elected county officials.

(Com. Sub. for Com. Sub. for S. B. 181), Creating Core Behavioral Health Crisis Services System.

(S. B. 213), Establishing licensed professional counseling compact.

(Com. Sub. for S. B. 245), Revising wage payment and collection.

(Com. Sub. for S. B. 274), Requiring secretary of DHHR to allocate CPS workers by Bureau of Social Services' district annually.

(Com. Sub. for S. B. 330), Authorizing DOT to promulgate legislative rules.

(S. B. 427), Permitting WV Board of Medicine investigators to carry concealed weapon.

(S. B. 440), Establishing Uniform Commercial Real Estate Receivership Act.

(Com. Sub. for S. B. 443), Including police and firefighter as electors of trustees for certain pension funds.

(Com. Sub. for S. B. 466), Relating to limitations on civil actions or appeals brought by inmates.

(Com. Sub. for S. B. 470), Relating generally to health care decisions.

(Com. Sub. for S. B. 476), Relating to imposition of minimum severance tax on coal.

(S. B. 478), Relating to Neighborhood Investment Program.

(S. B. 492), Relating to electronic collection of tolls.

(Com. Sub. for S. B. 505), Updating laws on licensure and regulation of money transmitters.

(Com. Sub. for S. B. 508), Requiring certain attire for deer hunters with muzzleloaders.

(Com. Sub. for S. B. 522), Combining offices of WV State Americans with Disabilities Act and WV Equal Employment Opportunity.

(Com. Sub. for S. B. 528), Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund.

(S. B. 531), Increasing annual salaries of certain state employees.

(Com. Sub. for S. B. 535), Providing for revocation of school personnel certification or licensure in certain circumstances.

(S. B. 546), Expanding uses of fees paid by students at higher education institutions.

(Com. Sub. for S. B. 553), Relating to powers of WV Health Care Authority.

(S. B. 570), Establishing training for law-enforcement in handling individuals with Alzheimer's and dementias.

(Com. Sub. for S. B. 571), Declaring certain claims to be moral obligations of state.

(Com. Sub. for S. B. 575), Ensuring that imposition of certain sexual offenses apply to persons working in juvenile facilities.

(Com. Sub. for S. B. 584), Relating to WV Infrastructure and Jobs Development Council.

(Com. Sub. for S. B. 585), Creating administrative medicine license for physicians not practicing clinical medicine.

(S. B. 591), Relating to process for filling vacancies in state Legislature.

(Com. Sub. for S. B. 593), Allowing Marshall University's Forensic Analysis Laboratory access and participation in WV DNA database for certain purposes.

(Com. Sub. for S. B. 595), Relating to Dangerousness Assessment Advisory Board.

(S. B. 603), Prohibiting licensure and re-licensure in WV if applicant is prohibited from practicing in another jurisdiction.

(Com. Sub. for S. B. 616), Relating to confidentiality of court files and law-enforcement records of certain enumerated offenses.

(S. B. 624), Making supplementary appropriation to DHHR, Division of Health, Laboratory Services.

(Com. Sub. for S. B. 625), Making supplementary appropriation to DHHR, Division of Health, Vital Statistics Account.

(S. B. 633), Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund.

(S. B. 634), Making supplementary appropriation to DHHR, Division of Health – Hospital Services Revenue Account Special Fund Capital Improvement, Renovation and Operations.

(Com. Sub. for S. B. 641), Requiring Consolidated Public Retirement Board to set contributions to Deputy Sheriff's Retirement System.

(Com. Sub. for S. B. 643), Removing residency requirement of members appointed to county airport authority.

(Com. Sub. for S. B. 694), Relating to oil and gas conservation.

(Com. Sub. for S. B. 698), Relating to number and selection of members for Governor's Veterans Council.

(S. B. 715), Decreasing and increasing existing items of appropriations from State Fund, General Revenue.

(S. B. 716), Supplemental appropriation to DOE, WV BOE, Strategic Staff Development.

(S. B. 717), Supplemental appropriation to Miscellaneous Boards and Commissions, Board of Medicine, Medical Licensing Board.

(S. B. 718), Supplemental appropriation to Department of Administration, Travel Management, Aviation Fund.

(S. B. 719), Supplemental appropriation to DHS, Fire Commission, Fire Marshal Fees.

(S. B. 720), Supplementing and amending appropriations to Executive, Governor's Office, Civil Contingent Fund.

(S. B. 722), Expiring funds to DEP, Division of Environmental Protection, Reclamation of Abandoned and Dilapidated Property Program Fund.

(S. B. 723), Making supplementary appropriation to Department of Agriculture, WV Spay Neuter Assistance Fund.

(S. B. 724), Making supplementary appropriation to DHS, Division of Corrections and Rehabilitation, Regional Jail and Correctional Facility Authority.

And,

(S. B. 725), Supplementing and amending appropriations to DHS, WV State Police.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 17th day of March, 2022, presented to His Excellency, the Governor, for his action, the following bills,

signed by the President of the Senate and the Speaker of the House of Delegates:

(S. B. 1), Creating Mining Mutual Insurance Company.

(Com. Sub. for S. B. 138), Relating to Board of Medicine composition.

(Com. Sub. for S. B. 205), Expanding PEIA Finance Board membership.

(S. B. 228), Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV.

(Com. Sub. for S. B. 231), Relating generally to broadband connectivity.

(Com. Sub. for S. B. 232), Relating to punishment for third offense felony.

(Com. Sub. for S. B. 242), Restricting authority to prevent or limit owner's use of natural resources or real property in certain agricultural operations.

(Com. Sub. for S. B. 246), Requiring newly constructed public schools and public schools with major improvements to have water bottle filling stations.

(Com. Sub. for Com. Sub. for S. B. 247), Relating to certified community behavioral health clinics.

(Com. Sub. for S. B. 250), Budget Bill.

(Com. Sub. for S. B. 261), Requiring video cameras in certain special education classrooms.

(Com. Sub. for Com. Sub. for S. B. 262), Relating generally to financial institutions engaged in boycotts of energy companies.

(Com. Sub. for Com. Sub. for S. B. 264), Relating to conservation districts law of WV.

(Com. Sub. for S. B. 268), Creating exemption from compulsory school attendance for child who participates in learning pod or micro school.

(Com. Sub. for S. B. 334), Authorizing miscellaneous agencies and boards to promulgate rules.

(Com. Sub. for Com. Sub. for S. B. 434), Updating authority to airports for current operations.

(Com. Sub. for S. B. 438), Relating generally to WV Security for Public Deposits Act.

(Com. Sub. for Com. Sub. for S. B. 468), Creating Unborn Child with Down Syndrome Protection and Education Act.

(Com. Sub. for S. B. 518), Allowing nurses licensed in another state to practice in WV.

(S. B. 529), Encouraging additional computer science education in WV schools.

(Com. Sub. for S. B. 533), Relating to funding for health sciences and medical schools in state.

(Com. Sub. for S. B. 536), Relating generally to controlled substance criminal offenses.

(S. B. 548), Authorizing Workforce WV employers to obtain employment classifications and work locations.

(Com. Sub. for S. B. 552), Relating to tax sale process.

(Com. Sub. for S. B. 568), Relating to health insurance loss ratio information.

(Com. Sub. for S. B. 573), Providing system where magistrates shall preside in certain instances outside normal court hours.

(Com. Sub. for S. B. 606), Relating to WV Medical Practice Act.

(Com. Sub. for S. B. 609), Allowing DOH Commissioner to accept ownership of rented and leased equipment.

(Com. Sub. for Com. Sub. for S. B. 647), Prohibiting discrimination in organ donation process.

(Com. Sub. for S. B. 662), Relating to creation, expansion, and authority of resort area district.

(S. B. 686), Clarifying use of notes and bonds of WV Housing Development Fund.

(Com. Sub. for S. B. 704), Allowing parents, grandparents, and guardians to inspect instructional materials in classroom.

(S. B. 714), Relating to tie votes by Coal Mine Safety and Technical Review Committee.

(S. B. 729), Relating to funding for infrastructure and economic development projects in WV.

(S. B. 731), Making supplementary appropriation to Department of Tourism, Tourism Workforce Development Fund.

(S. B. 732), Making supplementary appropriation to Hospital Finance Authority, Hospital Finance Authority Fund.

(S. B. 733), Supplementing and amending appropriation to Executive, Governor's Office.

(H. B. 2631), Provide for WVDNR officers to be able to work "off duty".

(Com. Sub. for H. B. 3223), Prohibit state, county, and municipal governments from dedicating or naming any public structure for a public official who is holding office at the time.

(H. B. 4019), Relating to deadlines for public charter schools.

(Com. Sub. for H. B. 4050), Defining terms related to livestock trespassing.

(Com. Sub. for H. B. 4065), Allowing the Division of Natural Resources to teach hunter's safety courses in school.

(Com. Sub. for H. B. 4282), Relating to establishing next generation 911 services in this state.

(H. B. 4286), Relating to exempting persons employed as attorneys from the civil service system.

(Com. Sub. for H. B. 4295), To transfer the State Office of the National Flood Insurance Program from the Offices of the Insurance Commissioner to the Division of Emergency Management.

(Com. Sub. for H. B. 4297), To facilitate the sharing of information between the Department of Health and Human Resources and the State Auditor's office in order to investigate reports of financial abuse and neglect of a vulnerable adult.

(Com. Sub. for H. B. 4311), Creating criminal penalties for illegal voting activity.

(Com. Sub. for H. B. 4345), Relating to motor vehicle registration cards by establishing electronic or mobile registration cards.

(H. B. 4396), Reducing federal adjusted gross income relating to tolls for travel on West Virginia toll roads paid electronically.

(Com. Sub. for H. B. 4406), To establish the West Virginia Military Hall of Fame.

(Com. Sub. for H. B. 4408), Relating to contracts for construction of recreational facilities in state parks and forests.

(H. B. 4410), Specifying allocation, apportionment and treatment of income of flow-through entities.

(Com. Sub. for H. B. 4418), Relating to the Small Business Supplier Certification Assistance Program.

(Com. Sub. for H. B. 4420), To modify definitions of school bus operators.

(Com. Sub. for H. B. 4426), Repeal article 33-25G-1 *et seq.* creating provider sponsored networks.

(Com. Sub. for H. B. 4430), Relating to definitions of base salary and overtime for police and firemen pensions.

(Com. Sub. for H. B. 4451), Eliminating the requirement that otherwise qualified investment assets be located or installed at or within 2 miles of a preexisting manufacturing facility.

(Com. Sub. for H. B. 4461), Relating to the consolidation of all administrative fees collected by the agency into the existing "Tax Administration Services Fund".

(H. B. 4462), Relating to Deferred Retirement Option Plan evaluations.

(Com. Sub. for H. B. 4484), Declaring certain claims against agencies of the state to be moral obligations of the state.

(Com. Sub. for H. B. 4489), Require counties to post open positions on statewide job bank.

(Com. Sub. for H. B. 4491), To establish requirements for carbon dioxide sequestration.

(H. B. 4517), Relating to the repealing requirements to display video ratings.

(Com. Sub. for H. B. 4562), Relating generally to the suspension and dismissal of school personnel by board and the appeals process.

(H. B. 4578), Relating to authorizing the Superintendent of the State Police to administer the Handle with Care program.

(Com. Sub. for H. B. 4583), Clarifying the definition of incapacity so that incarceration in the penal system or detention

outside of the United States may not be inferred as resulting in a lack of capacity to execute a power of attorney.

(H. B. 4604), Relating to abolishing the Workforce Development Initiative Program Advisory Council.

(Com. Sub. for H. B. 4631), Establishing a bone marrow and peripheral blood stem donation awareness program.

(H. B. 4649), Transferring the operations of the West Virginia Children's Health Insurance Program to the Bureau for Medical Services.

(Com. Sub. for H. B. 4675), Relating to autonomous delivery vehicles.

(H. B. 4758), Relating to developing and maintaining a database to track reclamation liabilities in the West Virginia Department of Environmental Protection Special Reclamation Program.

(H. B. 4769), Eliminate the requirement to send recommended decisions by certified mail.

(Com. Sub. for H. B. 4785), Relating to judicial vacancies.

And,

(Com. Sub. for H. B. 4797), To create an EV Infrastructure Deployment Plan for West Virginia that describes how our state intends to use its share of NEVI Formula Program funds.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 18th day of March, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for Com. Sub. for S. B. 530), Encouraging public-private partnerships in transportation.

(Com. Sub. for S. B. 582), Creating WV Workforce Resiliency Act.

(Com. Sub. for S. B. 610), Relating to duties, powers and responsibilities of DOT Secretary.

(Com. Sub. for S. B. 611), Removing cap on bidder's contract bond.

(Com. Sub. for S. B. 656), Providing tax credit for certain corporations with child-care facilities for employees.

(S. B. 693), Clarifying meeting voting requirements for political party executive committees.

And,

(S. B. 726), Relating to pre-trial diversion agreements and deferred prosecution agreements.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Lindsay, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 18th day of March, 2022, presented to His Excellency, the Governor, for his action, the following bill,

signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for H. B. 4600), Making it a felony for a "Person in a Position of Trust" to assault, batter, or verbally abuse a child, or neglect to report abuse they witness.

Respectfully submitted,

Richard D. Lindsay,
Member, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 23rd day of March, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for S. B. 6), Establishing common law "veil piercing" claims not be used to impose personal liability.

(S. B. 253), Relating to voting precincts and redistricting.

(Com. Sub. for S. B. 312), Authorization for Department of Revenue to promulgate legislative rules.

(Com. Sub. for S. B. 424), Relating generally to 2022 Farm Bill.

(Com. Sub. for S. B. 441), Providing confidentiality of video and other records of correctional juvenile facilities.

(Com. Sub. for S. B. 463), Best Interests of Child Protection Act of 2022.

And,

(Com. Sub. for S. B. 487), Relating to Revenue Shortfall Reserve Fund and Revenue Shortfall Reserve Fund – Part B.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 24th day of March, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for H. B. 2177), Permitting the issuance of a state issued identification card without a photo on the card under certain conditions.

(H. B. 2300), Including Family Court Judges in the Judges' Retirement System.

(Com. Sub. for H. B. 2838), Authorize the ordering of restitution to the state for reimbursement of costs incurred for misuse of public funds, and to create the State Auditor's Public Integrity and Fraud Fund for use of said funds.

(H. B. 3073), Relating to the West Virginia Emergency School Food Act.

(H. B. 3082), Stabilizing funding sources for the DEP Division of Air Quality.

(Com. Sub. for H. B. 3231), Public Utilities not required to pay interest on security deposits.

(Com. Sub. for H. B. 4002), Creating the Certified Sites and Development Readiness Program.

(Com. Sub. for H. B. 4012), Prohibiting the showing of proof of a COVID-19 vaccination.

(Com. Sub. for H. B. 4021), Relating to the Medical Student Loan Program.

(Com. Sub. for H. B. 4059), Clarifying that new Department of Health and Human Resources' Deputy Commissioners are exempt from civil service.

(H. B. 4110), Relating to staffing levels at multi-county vocational centers.

(Com. Sub. for H. B. 4141), Authorizing the Governor's Committee on Crime, Delinquency and Corrections to promulgate a legislative rule relating to Law Enforcement Training and Certification Standards.

(Com. Sub. for H. B. 4242), Authorizing the Division of Labor to promulgate a legislative rule relating to Child Labor.

(Com. Sub. for H. B. 4285), Relating to real estate appraiser licensing board requirements.

(H. B. 4288), Relating to expanding the practice of auricular acudetox to professions approved by the acupuncturist board.

(H. B. 4291), Relating to authorizing legislative rules regarding higher education.

(H. B. 4307), Increase some benefits payable from Crime Victims Compensation Fund.

(H. B. 4331), West Virginia's Urban Mass Transportation Authority Act.

(Com. Sub. for H. B. 4336), Providing for the valuation of natural resources property.

(H. B. 4355), Relating to the disclosure by state institutions of higher education of certain information regarding textbooks and digital courseware and certain charges assessed for those items.

(Com. Sub. for H. B. 4373), To exclude fentanyl test strips from the definition of drug paraphernalia.

(Com. Sub. for H. B. 4380), Relating to transportation of athletic teams.

(H. B. 4419), Allowing candidate committees and campaign committees to make contributions to affiliated state party executive committees.

(H. B. 4433), Providing that retirement benefits are not subject to execution.

(H. B. 4438), Applying current requirements for certain voting systems to be independent and non-networked to all voting systems that seek certification in West Virginia.

(H. B. 4450), Removing the \$0.50 fee charged and deposited in the Combined Voter Registration and Driver's Licensing Fund for each driver's license issued by the Department of Motor Vehicles.

(H. B. 4463), To increase the compensation members of the State Athletic Commission may receive for their attendance and participation in the commission's public meetings.

(Com. Sub. for H. B. 4466), Relating to School Building Authority's review of school bond applications.

(Com. Sub. for H. B. 4488), Relating to coal mining and changing fees for permitting actions.

(H. B. 4496), Allowing interest and earnings on federal COVID-19 relief moneys to be retained in the funds or accounts where those moneys are invested.

(Com. Sub. for H. B. 4497), Extending the regional jail per diem through July 1, 2023.

(Com. Sub. for H. B. 4559), Providing for legislative rulemaking relating to the disposition of unidentified and

unclaimed remains in the possession of the Chief Medical Examiner.

(Com. Sub. for H. B. 4565), To exempt temporary employees and employees of the Higher Education Policy Commission from automatic enrollment into the state's 457 (b) plan.

(H. B. 4568), To allow phased rehabilitations of certified historic structures.

(Com. Sub. for H. B. 4570), To allow veterinary telehealth in West Virginia with out of state providers.

(Com. Sub. for H. B. 4608), To require the State Fire Commission to propose minimum standards for persons to be certified as probationary status volunteer firefighters.

(Com. Sub. for H. B. 4634), Relating to occupational licensing or other authorization to practice.

(Com. Sub. for H. B. 4636), Clarifying when business and occupation taxes owed to a city or municipality are considered to be remitted on time.

(H. B. 4642), Relating to pecuniary interests of county and district officers, teachers and school officials in contracts.

(Com. Sub. for H. B. 4644), Prohibiting the restriction, regulation, use or administration of lawn care and pest care products.

(H. B. 4647), Relating to the Board of Funeral Service Examiners.

(Com. Sub. for H. B. 4662), Relating to licensure of Head Start facilities in this state.

(Com. Sub. for H. B. 4667), Prohibition on county, city, or municipality restrictions on advanced air mobility aircraft.

(H. B. 4743), Relating to security and surveillance requirements of medical cannabis organization facilities.

(H. B. 4778), Permit banks to transact business with any one or more fiduciaries on multiple fiduciary accounts.

(H. B. 4827), Relating to the promotion and development of public-use vertiports.

And,

(H. B. 4847), Relating to missing persons generally.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 25th day of March, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for H. B. 2096), Reinstating the film investment tax credit.

(Com. Sub. for H. B. 2733), Relating to the establishment of a Combat Action Badge and Combat Action Ribbon special registration plates.

(H. B. 2817), Donated Drug Repository Program.

(Com. Sub. for H. B. 2910), To modify the allowable number of magistrate judges per county.

(Com. Sub. for H. B. 4001), Generally relating to broadband.

(Com. Sub. for H. B. 4003), Relating generally to commercial benefit of substances removed from waters of the state by the treatment of mine drainage.

(Com. Sub. for H. B. 4008), Relating to Higher Education Policy Commission funding formula.

(Com. Sub. for H. B. 4020), Relating to reorganizing the Department of Health and Human Resources.

(H. B. 4097), To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission.

(Com. Sub. for H. B. 4098), Relating to Geothermal Energy Development.

(Com. Sub. for H. B. 4112), Provide consumers a choice for pharmacy services.

(Com. Sub. for H. B. 4113), Public Health definitions and powers of secretary and commissioner.

(Com. Sub. for H. B. 4257), Require visitation immediately following a procedure in a health care facility.

(H. B. 4296), To revise outdated provisions within Chapter 23 of the West Virginia Code, which pertains to workers' compensation.

(Com. Sub. for H. B. 4324), To update collaborative pharmacy practice agreements.

(Com. Sub. for H. B. 4329), To clarify the definition of an "interested person" for purposes of the West Virginia Small Estate Act.

(Com. Sub. for H. B. 4333), Relating to the sunset of the Board of Hearing-Aid Dealers and Fitters.

(Com. Sub. for H. B. 4340), Relating to maximizing the opportunity to recover anatomical gifts for the purpose of transplantation, therapy, research, or education.

(Com. Sub. for H. B. 4353), Relating to On Cycle Elections - Voter Turnout Act.

(Com. Sub. for H. B. 4377), To update the involuntary commitment process.

(Com. Sub. for H. B. 4393), To increase the managed care tax if the managed care organization receives a rate increase.

(Com. Sub. for H. B. 4479), Establishing the Coalfield Communities Grant Facilitation Commission.

(Com. Sub. for H. B. 4492), Creating the Division of Multimodal Transportation.

(Com. Sub. for H. B. 4499), Relating to making the procurement process more efficient by modifying and updating outdated processes and requirements.

(Com. Sub. for H. B. 4502), Establishing the BUILD WV Act.

(Com. Sub. for H. B. 4511), To make numerous amendments to modernize and increase efficiencies in the administration of the West Virginia Unclaimed Property Act.

(H. B. 4535), Repeal section relating to school attendance and satisfactory academic progress as conditions of licensing for privilege of operation of motor vehicle.

(Com. Sub. for H. B. 4540), To update all retirement plans to comport with federal law.

(Com. Sub. for H. B. 4560), Relating generally to motor vehicle dealers, distributors, wholesalers and manufacturers.

(Com. Sub. for H. B. 4563), Provide for a license plate for auto mechanics.

(H. B. 4566), Creating the Economic Enhancement Grant Fund.

(Com. Sub. for H. B. 4567), Relating to business and occupation or privilege tax.

(H. B. 4571), Modifying foundation allowance to account for transportation by electric powered buses.

(Com. Sub. for H. B. 4596), Relating generally to additional persons qualifying for the provisions of the Law-Enforcement Officers Safety Act.

(Com. Sub. for H. B. 4629), Relating to procedures for certain actions against the state.

(Com. Sub. for H. B. 4668), Relating to air bag fraud.

(Com. Sub. for H. B. 4688), Relating to Emergency Medical Services Retirement System Act.

(Com. Sub. for H. B. 4712), Require the prompt enrollment in payment plans for costs, fines, forfeitures, restitution, or penalties in circuit court and magistrate court.

(Com. Sub. for H. B. 4756), Relating to authorizing municipalities to create pension funding programs to reduce the unfunded liability of certain pension and relief funds.

(Com. Sub. for H. B. 4779), Permit banks the discretion to choose whether to receive deposits from other banks, savings banks, or savings and loan associations when arranging for the re-deposits of county, municipal, and state funds.

(Com. Sub. for H. B. 4787), Creating the Highly Automated Motor Vehicle Act.

(Com. Sub. for H. B. 4826), Relating to e-sports.

(H. B. 4829), Modifying definitions of certain school cafeteria personnel.

And,

(H. B. 4848), Relating to nonintoxicating beer, wine and liquor licenses.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Executive Communications

The Clerk then presented the following communications from His Excellency, the Governor, showing the Governor's action on enrolled bills presented to him in post-session reports:



Jim Justice
Governor of West Virginia
March 15, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Five Hundred Fifteen (515), which was presented to me on March 12, 2022.

Senate Bill No. Five Hundred Seventeen (517), which was presented to me on March 12, 2022.

Senate Bill No. Five Hundred Twenty-Five (525), which was presented to me on March 12, 2022.

Senate Bill No. Five Hundred Twenty-Six (526), which was presented to me on March 12, 2022.

Senate Bill No. Five Hundred Twenty-Seven (527), which was presented to me on March 12, 2022.

Senate Bill No. Six Hundred Twenty-Six (626), which was presented to me on March 12, 2022.

You will note that I have approved these bills on March 15, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 15, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Six Hundred Twenty-Seven (627), which was presented to me on March 12, 2022.

Senate Bill No. Six Hundred Twenty-Eight (628), which was presented to me on March 12, 2022.

Senate Bill No. Six Hundred Twenty-Nine (629), which was presented to me on March 12, 2022.

Senate Bill No. Six Hundred Thirty (630), which was presented to me on March 12, 2022.

Senate Bill No. Six Hundred Thirty-Six (636), which was presented to me on March 12, 2022.

Senate Bill No. Six Hundred Thirty-Seven (637), which was presented to me on March 12, 2022.

You will note that I have approved these bills on March 15, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 18, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Five Hundred Twenty-Eight (528), which was presented to me on March 15, 2022.

Senate Bill No. Six Hundred Twenty-Four (624), which was presented to me on March 15, 2022.

Senate Bill No. Six Hundred Thirty-Three (633), which was presented to me on March 15, 2022.

Senate Bill No. Six Hundred Thirty-Four (634), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Fifteen (715), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Sixteen (716), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 18, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 18, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Seven Hundred Seventeen (717), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Eighteen (718), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Nineteen (719), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Twenty (720), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Twenty-Two (722), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Twenty-Three (723), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 18, 2022.

Sincerely,

A handwritten signature in black ink, reading "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 18, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Seven Hundred Twenty-Four (724), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Twenty-Five (725), which was presented to me on March 15, 2022.

Senate Bill No. Seven Hundred Thirty-One (731), which was presented to me on March 17, 2022.

Senate Bill No. Seven Hundred Thirty-Two (732), which was presented to me on March 17, 2022.

Senate Bill No. Seven Hundred Thirty-Three (733), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 18, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 21, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. One Hundred Seventy-Two (172), which was presented to me on March 15, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. Four Hundred Sixty-Eight (468), which was presented to me on March 17, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. Six Hundred Forty-Seven (647), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 21, 2022.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 23, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Twenty-Five (25), which was presented to me on 15, 2022.

Senate Bill No. One Hundred Thirty-Five (135), which was presented to me on March 15, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. One Hundred Eighty-One (181), which was presented to me on March 15, 2022.

Senate Bill No. Two Hundred Thirteen (213), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Two Hundred Forty-Five (245), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Three Hundred Thirty (330), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 23, 2022.

Sincerely

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 23, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Four Hundred Twenty-Seven (427), which was presented to me on March 15, 2022.

Senate Bill No. Four Hundred Forty (440), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Four Hundred Forty-Three (443), which was presented to me on March 15, 2022.

Senate Bill No. Four Hundred Forty-Eight (448), which was presented to me on March 9, 2022.

Committee Substitute for Senate Bill No. Four Hundred Sixty-Six (466), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Four Hundred Seventy (470), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 23, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 23, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Four Hundred Seventy-Eight (478), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Eight (508), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Twenty (520), which was presented to me on March 9, 2022.

Committee Substitute for Senate Bill No. Five Hundred Twenty-Two (522), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Twenty-Three (523), which was presented to me on March 9, 2022.

Committee Substitute for Senate Bill No. Five Hundred Twenty-Four (524), which was presented to me on March 9, 2022.

You will note that I have approved these bills on March 23, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 23, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Five Hundred Thirty-Five (535), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Thirty-Seven (537), which was presented to me on March 9, 2022.

Senate Bill No. Five Hundred Forty-Two (542), which was presented to me on March 9, 2022.

Senate Bill No. Five Hundred Forty-Six (546), which was presented to me on March 15, 2022.

Senate Bill No. Five Hundred Seventy (570), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Seventy-Five (575), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 23, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 23, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Five Hundred Eighty-Four (584), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Eighty-Five (585), which was presented to me on March 15, 2022.

Senate Bill No. Five Hundred Ninety-One (591), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Ninety-Three (593), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Five Hundred Ninety-Five (595), which was presented to me on March 15, 2022.

Senate Bill No. Five Hundred Ninety-Seven (597), which was presented to me on March 9, 2022.

You will note that I have approved these bills on March 23, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 23, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Five Hundred Ninety-Eight (598), which was presented to me on March 9, 2022.

Senate Bill No. Six Hundred Three (603), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Six Hundred Sixteen (616), which was presented to me on March 15, 2022.

Senate Bill No. Six Hundred Thirty-Eight (638), which was presented to me on March 9, 2022.

Committee Substitute for Senate Bill No. Six Hundred Forty-Three (643), which was presented to me on March 15, 2022.

Senate Bill No. Six Hundred Ninety-Three (693), which was presented to me on March 18, 2022.

Committee Substitute for Senate Bill No. Six Hundred Ninety-Eight (698), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 23, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk
State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia

March 25, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Two Hundred Sixty-One (261), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred (4600), which was presented to me on March 18, 2022.

You will note that I have approved these bills on March 25, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. One (1), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. One Hundred Thirty-Eight (138), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Two Hundred Five (205), which was presented to me on March 17, 2022.

Senate Bill No. Two Hundred Twenty-Eight (228), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Two Hundred Thirty-One (231), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Six (6), which was presented to me on March 23, 2022.

Senate Bill No. Two Hundred Fifty-Three (253), which was presented to me on March 23, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. Two Hundred Sixty-Four (264), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Four Hundred Twenty-Four (424), which was presented to me on March 23, 2022.

Committee Substitute for Senate Bill No. Four Hundred Forty-One (441), which was presented to me on March 23, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Two Hundred Thirty-Two (232), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Two Hundred Forty-Two (242), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Two Hundred Forty-Six (246), which was presented to me on March 17, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. Two Hundred Forty-Seven (247), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Two Hundred Seventy-Four (274), which was presented to me on March 15, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Five Hundred Eighteen (518), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Five Hundred Thirty-Six (536), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Six Hundred Six (606), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Six Hundred Sixty-Two (662), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,



Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Five Hundred Thirty-One (531), which was presented to me on March 15, 2022.

Senate Bill No. Five Hundred Forty-Eight (548), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Five Hundred Sixty-Eight (568), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Five Hundred Seventy-One (571), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Six Hundred Nine (609), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Two Thousand Ninety-Six (2096), which was presented to me on March 25, 2022.

House Bill No. Two Thousand Eight Hundred Seventeen (2817), which was presented to me on March 25, 2022.

House Bill No. Three Thousand Seventy-Three (3073), which was presented to me on March 24, 2022.

House Bill No. Three Thousand Eighty-Two (3082), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Twenty-One (4021), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Ninety-Eight (4098), which was presented to me on March 25, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Two Thousand One Hundred Seventy-Seven (2177), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Two Thousand Eight Hundred Thirty-Eight (2838), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Fifty (4050), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Sixty-Five (4065), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Two Hundred Ninety-Five (4295), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Forty-Five (4345), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Eight (4408), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk
State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand One Hundred Forty-One (4141), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Two Hundred Fifty-Seven (4257), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Twenty-Four (4324), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Seventy-Three (4373), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Eighty (4380), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Eighteen (4418), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature of Jim Justice in black ink, written over a white background.

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia
March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Four Hundred Twenty (4420), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Twenty-Six (4426), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Four Hundred Thirty-Eight (4438), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Four Hundred Sixty-Two (4462), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Four Hundred Sixty-Three (4463), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Eighty-Four (4484), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Four Hundred Ninety-Six (4496), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk
State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Four Hundred Thirty (4430), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Four Hundred Thirty-Three (4433), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Sixty-One (4461), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Sixty-Six (4466), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Seventy-Nine (4479), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Ninety-Seven (4497), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,



Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Four Hundred Ninety-Nine (4499), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Eleven (4511), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Sixty-Three (4563), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Sixty-Five (4565), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Five Hundred Sixty-Six (4566), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Seventy (4570), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

House Bill No. Four Thousand Five Hundred Seventy-One (4571), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Twenty-Nine (4629), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Six Hundred Forty-Two (4642), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Six Hundred Forty-Seven (4647), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Seven Hundred Forty-Three (4743), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Seven Hundred Seventy-Eight (4778), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Six Hundred Thirty-One (4631), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Six Hundred Forty-Nine (4649), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Seventy-Five (4675), which was presented to me on March 17, 2022.

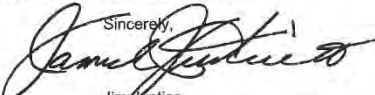
House Bill No. Four Thousand Seven Hundred Fifty-Eight (4758), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Seven Hundred Sixty-Nine (4769), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Seven Hundred Eighty-Five (4785), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Seven Hundred Ninety-Seven (4797), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk
State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia

March 28, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Seven Hundred Seventy-Nine (4779), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Eight Hundred Twenty-Seven (4827), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Eight Hundred Twenty-Nine (4829), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Eight Hundred Forty-Seven (4847), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 28, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Two Hundred Sixty-Eight (268), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Three Hundred Twelve (312), which was presented to me on March 23, 2022.

Committee Substitute for Senate Bill No. Three Hundred Thirty-Four (334), which was presented to me on March 17, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. Four Hundred Thirty-Four (434), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Four Hundred Thirty-Eight (438), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Four Hundred Sixty-Three (463), which was presented to me on March 23, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Four Hundred Nineteen (419), which was presented to me on March 9, 2022.

Senate Bill No. Four Hundred Ninety-Two (492), which was presented to me on March 15, 2022.

Senate Bill No. Four Hundred Ninety-Nine (499), which was presented to me on March 8, 2022.

Committee Substitute for Committee Substitute for Senate Bill No. Five Hundred Thirty (530), which was presented to me on March 18, 2022.

Committee Substitute for Senate Bill No. Five Hundred Fifty-Two (552), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Five Hundred Eighty-Two (582), which was presented to me on March 18, 2022.

Committee Substitute for Senate Bill No. Six Hundred Eleven (611), which was presented to me on March 18, 2022.

Senate Bill No. Seven Hundred Thirteen (713), which was presented to me on March 8, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Four Hundred Eighty-Seven (487), which was presented to me on March 23, 2022.

Committee Substitute for Senate Bill No. Five Hundred Five (505), which was presented to me on March 15, 2022.

Senate Bill No. Five Hundred Twenty-Nine (529), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Five Hundred Thirty-Three (533), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Five Hundred Fifty-Three (553), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Six Hundred Ten (610), which was presented to me on March 18, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Six Hundred Forty-One (641), which was presented to me on March 15, 2022.

Committee Substitute for Senate Bill No. Six Hundred Fifty (650), which was presented to me on March 9, 2022.

Committee Substitute for Senate Bill No. Six Hundred Fifty-Six (656), which was presented to me on March 18, 2022.

Senate Bill No. Six Hundred Eighty-Six (686), which was presented to me on March 17, 2022.

Committee Substitute for Senate Bill No. Seven Hundred Four (704), which was presented to me on March 17, 2022.

Senate Bill No. Seven Hundred Twenty-Six (726), which was presented to me on March 18, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for Senate Bill No. Six Hundred Ninety-Four (694), which was presented to me on March 15, 2022.

Committee Substitute for House Bill No. Four Thousand Fifty-Nine (4059), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Forty (4340), which was presented to me on March 25, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

House Bill No. Two Thousand Six Hundred Thirty-One (2631), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Three Thousand Two Hundred Twenty-Three (3223), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Two (4002), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Eight (4008), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Twelve (4012), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Nineteen (4019), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Two Thousand Seven Hundred Thirty-Three (2733), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Three Thousand Two Hundred Thirty-One (3231), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand One Hundred Twelve (4112), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand One Hundred Thirteen (4113), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Two Hundred Forty-Two (4242), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Two Hundred Eighty-Two (4282), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, reading "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Two Thousand Nine Hundred Ten (2910), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Two Hundred Ninety-Six (4296), which was presented to me on March 25, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Eighty-Four (4084), which was presented to me on March 9, 2022.

House Bill No. Four Thousand Ninety-Seven (4097), which was presented to me on March 25, 2022.

House Bill No. Four Thousand One Hundred Ten (4110), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand One Hundred Twenty-Six (4126), which was presented to me on March 9, 2022.

House Bill No. Four Thousand Two Hundred Eighty-Eight (4288), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Four Hundred Nineteen (4419), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Two Hundred Eighty-Five (4285), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Two Hundred Ninety-One (4291), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Two Hundred Ninety-Seven (4297), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Three Hundred Seven (4307), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Eleven (4311), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

House Bill No. Four Thousand Two Hundred Eighty-Six (4286), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Ninety-One (4491), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Fifty-Nine (4559), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Three Hundred Twenty-Nine (4329), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Three Hundred Thirty-One (4331), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Thirty-Three (4333), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Thirty-Six (4336), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Fifty-Three (4353), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Three Hundred Fifty-Five (4355), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Three Hundred Seventy-Seven (4377), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Three Hundred Ninety-Three (4393), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Three Hundred Ninety-Six (4396), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Six (4406), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Four Hundred Ten (4410), which was presented to me on March 17, 2022.

House Bill No. Four Thousand Four Hundred Fifty (4450), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Four Hundred Fifty-One (4451), which was presented to me on March 17, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Four Hundred Eighty-Nine (4489), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Two (4502), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Five Hundred Seventeen (4517), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Forty (4540), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Sixty (4560), which was presented to me on March 25, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Four Hundred Ninety-Two (4492), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Five Hundred Thirty-Five (4535), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Thirty-Six (4636), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Eighty-Eight (4688), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Seven Hundred Seventy-Three (4773), which was presented to me on March 9, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Five Hundred Sixty-Two (4562), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Sixty-Seven (4567), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Five Hundred Sixty-Eight (4568), which was presented to me on March 24, 2022.

House Bill No. Four Thousand Five Hundred Seventy-Eight (4578), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Eighty-Three (4583), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Five Hundred Ninety-Six (4596), which was presented to me on March 25, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

House Bill No. Four Thousand Six Hundred Four (4604), which was presented to me on March 17, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Eight (4608), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Thirty-Four (4634), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Forty-Four (4644), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Sixty-Two (4662), which was presented to me on March 24, 2022.

Committee Substitute for House Bill No. Four Thousand Six Hundred Sixty-Seven (4667), which was presented to me on March 24, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

March 30, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Committee Substitute for House Bill No. Four Thousand Six Hundred Sixty-Eight (4668), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Seven Hundred Twelve (4712), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Seven Hundred Fifty-Six (4756), which was presented to me on March 25, 2022.

Committee Substitute for House Bill No. Four Thousand Seven Hundred Eighty-Seven (4787), which was presented to me on March 25, 2022.

House Bill No. Four Thousand Eight Hundred Forty-Eight (4848), which was presented to me on March 25, 2022.

You will note that I have approved these bills on March 30, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

[CLERK'S NOTE: **Enr. Committee Substitute for Committee Substitute for Senate Bill 262, Enr. Committee Substitute for Senate Bill 476, Enr. Senate Bill 714, Enr. Committee Substitute for House Bill 4003, Enr. Committee Substitute for House Bill 4488, and Enr. Committee Substitute for House Bill 4826** became law without the Governor's signature on March 30, 2022, under the provisions of Section 14, Article VII of the Constitution of West Virginia.]



Jim Justice
Governor of West Virginia

March 18, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
Building 1, Suite 157-K
State Capitol
Charleston, West Virginia 25305

Re: Enrolled Committee Substitute for Senate Bill No. 250

Dear Secretary Warner:

Pursuant to the provisions of Section Fifty-One, Article VI of the Constitution of West Virginia, I hereby return Enrolled Committee Substitute for Senate Bill No. 250, passed March 12, 2022, approved with the following objection:

My objection is to item 407, in its entirety, on page 190, which states:

"407 - Department of Revenue

(WV Code Chapter 11)

Fund 0465 FY 2023 Org 0701

General Revenue Fund - Transfer - Surplus..... XXXXX \$265,000,000

The above appropriation for General Revenue Fund - Transfer - Surplus (fund 0465, appropriation #####) shall be credited to Fiscal Year 2023 General Revenue collections."

With the failure of the House Bill to eliminate the Personal Income Tax, HB 4007 and the passage of the Rainy Day Funds bill, SB 487, essentially eliminating the transfer of surpluses to the Rainy Day fund, there is absolutely no reason to set aside surplus revenues in a random agency without any general law purpose.

Further, it would set a bad precedent to set aside funds for a purpose that the Legislature rejected. It would also set bad precedent to appropriate funds to a fund for which there is no stated purpose, doing nothing to accomplish the intended goal but making the funds unavailable for an entire

OFFICE OF THE GOVERNOR

year. As a good steward of taxpayer dollars, I want to be as transparent as possible when it comes to how we are spending the taxpayers' money, let alone the surpluses we have been blessed with by making the right, thoughtful moves.

For the reasons stated herein, I have approved, subject to the above objections, Enrolled Committee Substitute for Senate Bill No. 250.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice", with a stylized flourish at the end.

Jim Justice
Governor

cc: The Hon. Roger Hanshaw
Speaker of the House of Delegates
The Hon. Craig Blair
President of the Senate

Veto Messages

Jim Justice
Governor of West Virginia

March 18, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
Building 1, Suite 157-K
State Capitol
Charleston, West Virginia 25305

Re: Enrolled Committee Substitute for Senate Bill No. 625

Dear Secretary Warner:

Pursuant to the provisions of Section Fifty-One, Article VI of the Constitution of West Virginia, I hereby return Enrolled Committee Substitute for Senate Bill No. 625, passed March 10, 2022, approved with the following objection:

My objection is on page 1, line 3, which states the appropriation code "01300" for the "Current Expenses" line item in the amount of \$800,000. The appropriation code for Current Expenses is not "01300"; therefore, I am striking "01300" in line 3.

For the reasons stated herein, I have approved, subject to the above objections, Enrolled Committee Substitute for Senate Bill No. 625.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

cc: The Hon. Roger Hanshaw
Speaker of the House of Delegates
The Hon. Craig Blair
President of the Senate



Jim Justice
Governor of West Virginia

March 29, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
State Capitol Complex
Building 1, Suite 157-K
Charleston, West Virginia 25305

Re: Enrolled Senate Bill 729

Dear Secretary Warner:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of the State of West Virginia, I hereby disapprove and return Enrolled Senate Bill 729. I completely support the concepts embodied by this legislation, including the creation of two new funds in the State Treasury known as the "Infrastructure Investment Reimbursement Fund" and the "Economic Development Project Fund," and the various requirements placed on use of the funds so they will be held until they can be used when truly needed, for high impact projects. Unfortunately, however, the bill contains a fatal technical flaw that renders me unable to sign it into law.

The title of the bill states, among other things, that the bill permits the Economic Development Authority to invest the moneys in the Economic Development Project Fund. The language providing investment and reinvestment authority was removed from the bill after origination, perhaps inadvertently in the last days of the Regular Session, but the title retains the reference. With the amount of money intended to go into this Fund, we must be certain to be able to invest these dollars and earn a return. The original intent of this bill was to create a self-sustaining fund available for investment in economic development. Since 2005, the interest earned on economic development loans has served as the primary source for further lending capacity. The ability to invest these funds is absolutely key in accomplishing the intent of the legislation. We must not let this money sit idly and forego investment earnings that will allow us to reinvest in even more opportunities for economic growth around this State.

For this reason, I must disapprove and return Enrolled Senate Bill 729, but I will work with leadership in both the House of Delegates and the Senate to arrange for a Special Session

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OFFICE OF THE GOVERNOR

within the next 30 days to revisit this important bill, addressing the concerns addressed in this letter. An unfortunate victim of this disapproval is the loss of the "Infrastructure Investment Reimbursement Fund," that will benefit our Department of Transportation and enable even more great work on the roads of this State. I will ask the Legislature to be sure to include this vital piece of the legislation to their work in the upcoming Special Session.

Finally, I will note that, because these are surplus dollars at issue, the subject transfer of monies will not occur until August at the earliest. In order to ensure the utmost confidence in this process, however, I am directing the Economic Development Authority to use any funds that may be transferred only in conformance with the intent of this legislation until the upcoming Special Session.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice", written in a cursive style.

Jim Justice
Governor

cc: The Honorable Craig Blair
President of the Senate

The Honorable Roger Hanshaw
Speaker of the House of Delegates



Jim Justice
Governor of West Virginia

March 30, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
State Capitol Complex
Building 1, Suite 157-K
Charleston, West Virginia 25305

Re: Enrolled Senate Bill 573

Dear Secretary Warner:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of the State of West Virginia, I hereby disapprove and return Enrolled Senate Bill 573. This bill requests the Chief Justice of the Supreme Court of Appeals to develop a system to rotate magistrates temporarily. I support this concept as it would work to increase efficiency in the magistrate court system throughout the State. Unfortunately, there is a Code conflict between the provisions of this bill and the provisions of Enrolled House Bill 2910, which latter bill is needed to create a more balanced magistrate system and provide a more feasible caseload for magistrates throughout the State.

Because the provisions of Enrolled Senate Bill 573 conflict with the provisions of another necessary law meant to provide a more permanent solution to the problem of large caseloads for our magistrates, I must disapprove and return Enrolled Senate Bill 573. I look forward to working with the leadership in both the House of Delegates and the Senate to reintroduce this legislation in the future, incorporating the changes made by Enrolled House Bill 2910, to ensure that once magistrates' caseloads are addressed, we can continue to increase the efficiency of our State's court system.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

cc: The Honorable Craig Blair
President of the Senate

The Honorable Roger Hanshaw
Speaker of the House of Delegates
State Capitol | 1900 Kanawha Blvd., East, Charleston, WV 25305 | (304) 558-2000



Jim Justice
Governor of West Virginia

March 30, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
State Capitol Complex
Building 1, Suite 157-K
Charleston, West Virginia 25305

Re: Enrolled House Bill 2300

Dear Secretary Warner:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of the State of West Virginia, I hereby disapprove and return Enrolled House Bill 2300. I completely support the concept embodied by this legislation, to include Family Court Judges in the Judges' Retirement System; however, the bill materially conflicts with an important piece of legislation that is required to update the various retirement systems throughout the State to ensure those systems comply with federal law.

Because this bill would undermine the vital updates to all retirement systems in our state provided for in Enrolled House Bill 4540, I unfortunately must disapprove and return Enrolled House Bill 2300. I look forward to working with Legislative leadership to reintroduce this legislation with the inclusion of those necessary changes made by Enrolled House Bill 4540. I fully support providing Family Court Judges with the opportunity to participate in the Judges' Retirement System and believe that we can work swiftly to accomplish this goal.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

cc: The Honorable Craig Blair
President of the Senate
The Honorable Roger Hanshaw
Speaker of the House of Delegates

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Jim Justice
Governor of West Virginia

March 30, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
State Capitol Complex
Building 1, Suite 157-K
Charleston, West Virginia 25305

Re: Enrolled Committee Substitute for House Bill 4001

Dear Secretary Warner:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of West Virginia, I hereby disapprove and return Enrolled Committee Substitute for House Bill 4001, which generally relates to broadband. Although I fully support the intent of this legislation and have worked tremendously to expand broadband access across the State, this bill contains fatal flaws and provisions which are prohibited by federal law.

For example, Enrolled Committee Substitute for House Bill 4001 establishes, within §31G-7-2, rate and billing regulations that are prohibited by the Federal Communications Act of 1934, 47 U.S.C. 151 *et seq.*, 47 U.S.C. § 542, and 47 C.F.R. § 54.712. If this law were to become effective, the bill would be subject to a federal court injunction, potentially delaying the deployment of vital broadband throughout this State.

Additional concerns have been expressed by many broadband providers of all sizes that do business in the State, from the West Virginia Office of Broadband, from members of the Broadband Enhancement Council, and from local government officials, all of whom have significant experience in broadband expansion projects around the State.

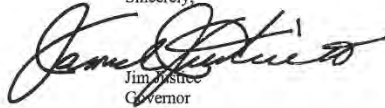
For these reasons, I must disapprove and return Enrolled Committee Substitute for House Bill 4001 as it was presented to me. I have directed the Department of Economic Development to work with Legislative leadership, the sponsors of this bill, and all interested and knowledgeable parties to revisit and perfect this important legislation. This group includes, but is not limited to,

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consumer advocates, the Public Service Commission, and the Broadband Enhancement Council. I will request the Legislature take up this important matter, with input from all interested parties, in the upcoming Special Session to make sure the deployment of broadband all over this State is as efficient and is as successful as possible.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice". The signature is fluid and cursive, with a large initial "J".Jim Justice
Governor

cc: The Honorable Craig P. Blair
President of the Senate
The Honorable Roger Hanshaw
Speaker of the House of Delegates



Jim Justice
Governor of West Virginia

March 30, 2022

VIA HAND DELIVERY

The Honorable Mac Warner
Secretary of State
State Capitol Complex
Building 1, Suite 157-K
Charleston, West Virginia 25305

Re: Enrolled House Bill 4020

Dear Secretary Warner:

Pursuant to the provisions of Section Fourteen, Article VII of the Constitution of the State of West Virginia, I hereby disapprove and return Enrolled House Bill 4020. The Department of Health and Human Resources (the "DHHR") works diligently every day to support the health and safety of all West Virginians across our State. There have been issues, however, within the DHHR for decades, and some of those issues are likely the result of the sheer size and diverse scope of the agency. While I certainly understand the motivation of this legislation, Enrolled House Bill 4020 as presented to me does not fully accomplish the expressed intent.

First, the bill was introduced to address the expansive size and scope of the DHHR. The statutory provisions relevant to the DHHR span many sections across various chapters and articles of the West Virginia Code. The bill intends in just eight pages and by amending just two sections of Code, however, to divide this complex organization that manages over \$7 billion dollars of State and Federal funds and employs thousands of individuals across the State. The bill as presented does not provide adequate direction on the many questions that must be addressed in this massive endeavor, including important questions regarding how the federal funds will flow to ensure we don't jeopardize significant federal funding. This bill also purports to divide the DHHR into two new agencies, effective January 1, 2023. Budgetary changes, however, may not be made effective until July 1, 2023, under the bill. It is unclear how the different effective dates could work in concert.

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For the above reasons, I must disapprove and return Enrolled House Bill 4020. I am committed, however, to address and correct the very real issues within DHHR. I am engaging national experts and industry leaders to coordinate and complete a top-to-bottom review of DHHR so that we may clearly identify the issues, bottlenecks, and inefficiencies in the agency in its current form. We will work to develop a plan to address any and all problems identified in an efficient and effective way—which may very well require a full reorganization of the agency—that will best serve the people of the State of West Virginia without any lapse in vital support or services. I look forward to working with the Legislature and interested parties in developing and implementing that plan.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice", with a stylized flourish at the end.

Jim Justice
Governor

cc: The Honorable Craig Blair
President of the Senate

The Honorable Roger Hanshaw
Speaker of the House of Delegates

ERRATA

On page 3029,

A message from the Clerk of the House of Delegates announced that that body had agreed to the appointment of a committee of conference of three from each house on the disagreeing votes of the two houses, as to

Eng. House Bill 4097, To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission.

The message further announced the appointment of the following conferees on the part of the House of Delegates:

Delegates Steele, Holstein, and Diserio.

We hereby certify that the foregoing Senate record of the proceedings of the regular sixty-day session of the Eighty-Fifth Legislature, 2022, is the Official Journal of the Senate for said session.

President of the Senate

Clerk of the Senate

Appendix — Remarks

Designating January 14, 2022, as Fairmont State University Day at Legislature

(Adoption of Senate Resolution 6)

REMARKS OF
HONORABLE
MIKE CAPUTO

Friday, January 14, 2022

SENATOR CAPUTO: Thank you, Mr. President.

I'll be very brief.

As I said in my introduction, we consider Fairmont State University the crown jewel of Marion County. That institution's been around a long time. We host students from all over the country and all over the world at times. But most of our students come from home in north central West Virginia where they want to stay home, they want to get a great education, and they want to be close to family . . . because that's what West Virginia's all about.

I encourage a "yes" vote on the resolution, Mr. President.

Thank you very much.

Designating January 14, 2022, as Fairmont State University Day at Legislature

(Adoption of Senate Resolution 6)

REMARKS OF
HONORABLE
RYAN W. WELD

Friday, January 14, 2022

SENATOR WELD: Thank you, Mr. President.

I'm going to join in . . . supporting this resolution with the Senator from Marion, the Senator from Mon. County.

I am a proud Falcon. I graduated in 2003. And I can say that, you know, a lot of people say, "Well, you know, every college could be the same, potentially, the same." But Fairmont State is not the same. You get to be a part of the Fairmont community. You get to be a part of north central West Virginia that truly embraces the students of Fairmont State . . . that loves to happen there and makes it a very special and unique experience.

And I can directly tie the experiences that I had there to being here today and the success that I've had after 2003 to my time at Fairmont and what I learned there and the people that I met there that gave me the confidence to move forward.

And so, I'm very grateful that they have strong leadership at the helm with Dr. Martin. I had the opportunity to meet with a lot of their student government today and I am very confident that the university is in just as strong hands as it was back then as it is now and, perhaps, actually stronger.

And so, I full-heartedly support this resolution.

Thank you, Mr. President.

REMARKS OF
HONORABLE
RON STOLLINGS

Monday, January 17, 2022

SENATOR STOLLINGS: Mr. President, it's with sadness and grief that I bring the news that our former senator and President *pro Tem*, the Senator from Harrison, Joe Minard, has expired in the past 12 hours.

He was a great man, a great teacher, a great mentor.

But he was awful lonely after his lovely wife Mary expired too. So

He had a lot to battle and he battled bravely.

I call on the members of the body for a short moment of silence for Senator "Papa" Joe Minard.

Thank you, Mr. President.

Designating January 18, 2022, as Hunger Free WV Day

(Adoption of Senate Resolution 7)

REMARKS OF
**HONORABLE
RICHARD D. LINDSAY II**

Tuesday, January 18, 2022

SENATOR LINDSAY: Yes, thank you, Mr. President.

This resolution, as the Clerk pointed out, designates January 17 [sic] as Hunger Free West Virginia Day.

As many of you know here in this body and throughout West Virginia food insecurity is a significant issue for our families. For example, one in seven West Virginians may not know where their next meal comes from or where it is. In fact, that number grows when you talk about children. One in five children in West Virginia deal with and suffer from food insecurity.

This issue has only been exasperated by the pandemic. Before the pandemic, 250,000 West Virginians struggled with food insecurity. Now more than 320,000 do. It impacts everyone. It impacts, like I said, West Virginia families, children, seniors, veterans.

Thankfully here in West Virginia we have two tremendous food banks that do tremendous work: Mountaineer Food Bank and Facing Hunger Foodbank in West Virginia. And through their efforts, they stabilize and work

with more than 600 community feeding partner programs throughout this state.

Mountaineer Food Bank is important in my district and in my area. For example, over the last year, they have provided over a million pounds of food in Kanawha County; 220,000 pounds of food in Roane; 170,000 pounds of food in Jackson—although Jackson gets assistance as well not just from Mountaineer Food Bank but Facing Hunger Foodbank—and in Clay, 340,000 pounds of food. Those numbers suggest and identify and make certain the great need we have in West Virginia and the efforts that are being made to address this need and issue of food insecurity.

And before I stop speaking, I have to recognize the efforts of our Governor Justice in putting forth millions of dollars to support these food banks and the communities they support.

So, I ask this body to support this resolution.

Thank you, Mr. President.

Uplifting faith and freedom in America

(Adoption of Senate Resolution 8)

REMARKS OF
**HONORABLE
MARK R. MAYNARD**

Tuesday, January 18, 2022

SENATOR MAYNARD: Thank you, Mr. President.

We're blessed in this state to have so many constituents that are religious based and faith based that we can take a stand for this. Many other states in the nation aren't that blessed. And we need to make a stand and we need to let the world know that West Virginia believes in faith-based values.

As Chairman of the Prayer Caucus, you know, it's a pleasure to be able to stand up for this right that was granted us in this nation when we were founded.

And I appreciate support on this and I think we really need to make more of a stand in this

state getting behind religious- and faith-based values.

Thank you, Mr. President.

REMARKS OF
HONORABLE
RYAN W. WELD

Tuesday, January 18, 2022

SENATOR WELD: Thank you, Mr. President.

As we all know here in the building on Sunday and Monday the state was hit with some pretty bad ice and snow storms and many people across this state are/were without power and still remain without power. But I wanted to personally thank everyone . . . you know, we've been in this building complaining that it's cold outside or at home complaining it's cold outside but throughout all of this AEP, FirstEnergy, our state's energy providers, have had people out all hours of the day and night working to make sure that we all get our power back.

So, I just wanted to take the time to thank those people who are out in the cold, the men and women of these companies, working to ensure that we all have power . . . and working day and night for West Virginians. So, thank you to all of them.

Thank you, Mr. President.

REMARKS OF
HONORABLE
STEPHEN BALDWIN

Tuesday, January 18, 2022

SENATOR BALDWIN: Thank you, Mr. President.

One of the questions folks often ask me back home—my fellow colleagues probably get this too—is how well do you all really get along up there in Charleston? Or maybe they might say how well do you all really not get along? And they're sort of surprised when I tell them that we do get along very well. On 95 percent of the

issues, we get along really well. We enjoy having lunch together, we enjoy building relationships with each other . . . we get along well. We've become friends. We've become colleagues.

One of the areas in which we sometimes do have differences of opinion is taxation. We think that we've come up with an idea that we can work with our friends and colleagues across the aisle on . . . that will bridge those differences and do something to help all West Virginians and provide a tax cut for everybody while times are good.

So, I just wanted to briefly say we've got a bill which we're planning to introduce today—and we'd be happy to have support, comments, feedback . . . work with our colleagues from across the aisle on making this better. It's a process that we're surely going to undergo for the next couple of weeks, or couple of months, but we would welcome our colleagues to join with us in this effort and, again, make it better. This is what we've come up with. It may not be the perfect idea, but it may be worth trying to perfect together.

So, the idea's really simple. It's cut the sales tax from 6 percent to 4.75 percent. And then you could cut it additionally over time if the state continues to go well, through triggers.

I think the appeal of it is, is that it's really simple. It's straightforward. And it impacts everybody in a positive way while doing so in a responsible manner in not taking too much from the budget at one time.

So, that's a quick overview. I'd be happy to have further conversation with folks about this as time goes by.

And, again, I appreciate all the opportunities we have to prove people wrong back home who say, "Aw, you all don't get along." We actually do get along pretty well and I think the more opportunities we can take to work together, the better. People expect it of us.

So, thank you, Mr. President. Appreciate it.

**Designating January 19, 2022, as WV
Tourism Day**

(Adoption of Senate Resolution 9)

REMARKS OF
HONORABLE
RYAN W. WELD

Wednesday, January 19, 2022

SENATOR WELD: Thank you, Mr. President.

You know, we oftentimes talk about—and a lot of talk last week especially—on bringing new industry here to West Virginia, bringing opportunities for people to come to this state and work in this state. And, you know, we already have one. We already have a tremendous industry here in this state. It doesn't need to be brought here. And it's our tourism industry.

You know, we have a tourism industry that . . . last year, 16 million overnight visitors came to the State of West Virginia . . . 16 million. I bet no other industry brought 16 million overnight visitors to this state. When they come here, travelers spend about \$4.8 billion every year in this state. That's about \$791 million for state and local taxes annually. And, more importantly, when we talk about job numbers, the tourism industry in the State of West Virginia employs 47,000 people . . . 47,000, Mr. President.

You know, last year across the country COVID really wreaked havoc on the tourism industry of every state in the country, but not in West Virginia. Absolutely not. In fact, 2021 saw the highest number of visitors to the State of West Virginia than we had previously ever seen. And so, we talk about weathering the storm of a depression or an economic impact, the tourism industry met the needs of everybody that wanted to get outside which was probably the best place to be during the pandemic.

A couple of other things, Mr. President, that show really that this is a shining spot for the state . . . our tourism industry. You know, there are trade organizations and publications that, every year, publish lists of where you should go. Where, if you're going to go on vacation, where you should travel. And West Virginia is on that list. Virtually every list: *Conde Nast*, Best Places to Go; *Lonely Planet*, Top Travel Region for 2022; *Time Magazine's* World's Greatest Places; *Frommer's*, Best Places to Go in 2022; *USA Today*, Top Ten Family Vacation Destinations.

So, West Virginia has truly made its mark and is getting recognition that we all know that it should have gotten a long time ago . . . but, finally, getting that recognition.

So, I want to thank everybody that works hard in the tourism industry to help bring these people to this state.

I urge adoption of the resolution and encourage you all to support it.

Thank you, Mr. President.

Recognizing contributions of aviation and aerospace in WV

(Adoption of Senate Resolution 11)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Thursday, January 20, 2022

SENATOR ROMANO: Thank you, Mr. President.

This is an annual recognition for us because aviation has contributed, and continues to contribute, so much to our state.

A hundred years ago, the Fokker Aircraft Plant in Marshall County was opened. And today, aviation and the aerospace industry is a major part of the diversified economy of West Virginia. With over 10,000 employees statewide and \$1.6 billion in economic output, we need to pay attention to that and this resolution helps us do that.

In north central West Virginia, a small repair facility was opened by Senator Robert C. Byrd 30 years ago with 25 employees. Today, over 2,000 employees work in north central West Virginia in the aviation repair industry and with hundreds of more jobs on the way that the President's been a big part of and everybody in here's been a big part of.

Our airports make West Virginia accessible to business and industry and we have to promote that. Promote what is being done here in West Virginia as far as regional airports go because

that's what makes business easy to do in West Virginia. And it also makes the world accessible to all West Virginians.

We owe our thanks to the West Virginia Aeronautics Commission and its current president, Rick Rock, who has done a tremendous job promoting West Virginia to the aeronautics industry all around this world. And as you can see with the schools in Huntington, down at Marshall, and the ones up in north central West Virginia, for a very small investment, we employ a lot of West Virginians.

We owe them our full support and I'm in full support of this resolution, Mr. President.

REMARKS OF
HONORABLE
RICHARD D. LINDSAY II

Thursday, January 20, 2022

SENATOR LINDSAY: Thank you, Mr. President.

I guess first what I should do is welcome the Senator from Jefferson back to this chamber. It's good to see you. I didn't have an opportunity to see you before we started here today.

On the Bluelist, it's been introduced, it's Senate Bill 457 (*Relating to reducing consumers sales and service tax*) which is a tax bill that reduces the sales tax from 6 percent to 4.75 percent for West Virginians. We did a press conference with the House Democrats a couple of days ago, so I'm sure most, if not all, folks in this chamber are aware of it.

I was in the hallway the other day, or yesterday rather, and I overheard someone say, you know, "I can't believe the Democrats are for a tax cut." And that's just ridiculous. Someone who says that either doesn't know what they're talking about or is trying to mislead whoever they're talking to. I mean, it was the Democrats, if memory serves me right, that eliminated the food tax in this state. And when I ran in 2018, I ran on the promise of reducing or eliminating the state tax on Social Security benefits. And I was happy to see. . . . And when I got here, I introduced a bill—I know it wasn't my bill that passed—we actually did that together. And I didn't look it up but I'm pretty sure that passed 34-0.

Now, the reason why I mention this is because we're going to go head long into this

debate about taxes, this tax versus that tax. And I hope and pray we don't waste any time on suggesting that one party or one group is for taxes or against taxes. I think we can safely say that all of us are for some tax cut or another. Now, there may be differences in how we go about it.

The benefit of what we introduced, Senate Bill 457, is . . . it's a tax cut for all West Virginians. The reason why we pursued that is because if you truly believe this state is prosperous, you must also acknowledge that it's not prosperous just because of the people in this room, or the people down the hall, or the folks on this campus. It's prosperous because of all West Virginians which includes stay-at-home moms that homeschool their children. It includes the working poor who may not have to pay taxes but nonetheless show up every day to do their job. It includes our state retirees who have served this state for decades and should receive some benefit for that service. More importantly, because we talk about foster care and we're all aware of the burden that our grandparents have taken in, to some degree, with having to raise their grandkids, they should get a benefit too. They're the reason why this state is prosperous.

And so, as we move forward in this session, again, I just ask that we stay away from the partisan potshots and whatever sounds good in a campaign ad and actually get the work of the people done. And I'm more than happy to assist the President and anyone in this chamber in that regard.

Thank you, Mr. President.

REMARKS OF
HONORABLE
MICHAEL A. WOELFEL

Monday, January 24, 2022

SENATOR WOELFEL: Thank you, Mr. President.

Today in the House, was introduced, House Bill 4015 (*Establishing the West Virginia Religious Freedom Restoration Act*). This is a recycled hate bill, generally known as "RFRA", which allows and encourages discrimination against people based on their sexual orientation.

Now, when we passed our current Constitution here in West Virginia in 1872, Article III makes it very clear that we each enjoy a fundamental

constitutional right to exercise our religious freedoms. And we do exercise those religious freedoms every day in this chamber when we pray. I personally have family members, grandchildren, that attend Catholic school where I pay tuition to make sure they exercise their right to freely exercise this religious right.

I remember when Indiana passed the RFRA, and I believe it was Governor Pence at that time, they had 60 conventions that were cancelled in that state, including the NCAA basketball tournament and other important events.

So, when we have legislation, and I believe in 2016 the RFRA law was defeated in this body by a vote of 7-26. I guess . . . Driving through Greenbrier County last weekend, I saw this sign that sums up my feelings the best, "No Hate in My Holler". "No Hate in My Holler".

So, I commend you, Mr. President, for the Nucor deal. I feel like you were a prime leader in that entire process and I very much and deeply appreciate it for the citizens of my community and for the state as a whole. And companies like Nucor do not favor discrimination. They don't locate in states where discrimination is allowed and where it's encouraged.

So, hopefully, we won't have to wrestle with that issue in this body. But, just a head's up, it's back on the horizon.

Thank you, Mr. President.

REMARKS OF
**HONORABLE
RYAN W. WELD**

Monday, January 24, 2022

SENATOR WELD: Thank you, Mr. President.

Just switch gears here for a second.

You know, we've talked about this before on the floor, and that less than one half of one percent of the whole population of the United States is currently a member of the United States military. However, I'm very proud to say . . . and I'm sure that the Senator from Wood would be very proud to say . . . that his son has recently graduated from Army basic combat training and is now infantry qualified in the United States Army and is going on to further training. And so, at a time when not many people in the United

States are stepping up to join the United States military, I'm very proud to say that the Senator from Wood's son recently did and I think that we're all very thankful for him doing so.

So, I just wanted to make that note.

Thank you, Mr. President.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
CHANDLER SWOPE**

Tuesday, January 25, 2022

SENATOR SWOPE: Thank you, Mr. President . . . to speak to the bill.

West Virginia currently has a bill that bans the use of nuclear power in West Virginia. I think it was passed in 1996.

The short title pretty much explains this bill. It simply repeals that ban.

That's pretty much it.

I'll answer questions but I urge passage of the bill.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
HANNAH N. GEFFERT**

Tuesday, January 25, 2022

SENATOR GEFFERT: Thank you, Mr. President.

In the interest of full disclosure, my father worked on the first nuclear power plant and, also, on the first nuclear submarine. He was also sent overseas to view what was going on in Russia and China with their nuclear plants.

My one concern is, do we have any plan on what we would do with the waste? This is a constant problem with nuclear power. I think it is a way to produce a lot of power at a cheaper rate. I'm not against nuclear power in any way but I am concerned. What are we going to do with the waste? Currently, a lot of waste is stored on site in nuclear power plants across the country in barrels . . . which does not seem like a wise way to go.

So, that is my question. Is there any plan on what we are going to do with the nuclear waste?

Thank you.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
MICHAEL A. WOELFEL**

Tuesday, January 25, 2022

SENATOR WOELFEL: Thank you . . . thank you, Mr. President.

As a response to the senator's good question, this is not our grandfather's nuclear facility.

I rise in support of the bill. It is an important economic development tool for us to have in the future.

We looked to Finland to see . . . who has made major strides in how to deal with nuclear waste. For example, one of the things that Finland has done, the Fins have done, is to burrow deep into the earth and, basically, dispose of some waste materials without transporting it across, for example, our interstates or railways. And that has been successful. So, they're not just stored aboveground as they were in the past.

This bill makes us a leader in terms of being, as you've said, all of the above in terms of our energy sources. I know that Nucor Corporation has asked about what our future plans may be and this would be a step, as they see it, in the right direction to allow nuclear energy as an energy source.

So, I don't know what the thinking was. I can guess what the thinking was in '96. But we can't afford to be protective of any industry at this point. We have to be attractive to manufacturing around the world and this will help us do that.

So, I urge passage.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
ERIC J. TARR**

Tuesday, January 25, 2022

SENATOR TARR: Thank you, Mr. President.

I rise in support of this bill.

You know, the Senator from Cabell made an excellent point that this is not what a lot of people think of when you think of nuclear power today . . . is not what it was yesterday. For those power companies are regulated, and which they all are, the federal regulations that come down on power production are immense. And we've seen that in West Virginia, certainly, because of the foot that's been on the throat of our power production here.

As we attract industry to West Virginia, that is the twenty-first century industry that's coming in . . . and I'll echo the Nucor part with that When companies are looking at West Virginia and they have a market globally that their selling a product to and they need to say their carbon footprint is at or near zero, that requires a diverse portfolio of energy. The technology with nuclear has come to the point to where it's near no waste. And it's small package plants that can be used on West Virginia's current infrastructure.

When we eliminate the ban on nuclear production, it does not mean that a nuclear plant starts tomorrow. But what it does allow is for planning for companies that may come into West Virginia, that are looking at West Virginia saying there is a diverse baseload energy that can supply our company, that we can go out to the world and say that we have the type of carbon footprint material that you're asking for without harming the current industry we have.

I strongly support this legislation.

Thank you, Mr. President.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
MICHAEL J. ROMANO**

Tuesday, January 25, 2022

SENATOR ROMANO: Thank you, Mr. President.

Mr. President, let me stand first of all and say that I have no type of cautionary word about nuclear power. I think nuclear power has probably become safe over the last few decades. It's not Three Mile Island. I mean, I think there's still some issues because it presents a great danger if it goes haywire.

My concern is that I don't think I received accurate answers in committee when this came before the Energy Committee—although I was supportive. We've eliminated, by this bill, the only section that provides any oversight of nuclear power through the Public Service Commission. And there's no other regulation even though that we were told there was regulation in other parts of the code that would govern anybody who wanted to establish a nuclear power plant. It's not in there.

Now, I've looked at other states that contemplate nuclear power in their state and they have a plethora of regulations, not necessarily governing what nuclear power does or doesn't, but who oversees it, who approves it,

how the Governor gets the plutonium to fire the reactor. We don't have any of that. I mean, are we serious about trying to attract nuclear power or are we just going to give somebody some acreage and tell them go build it?

I can't vote for this bill in this situation. I think it supplants our other fuel sources in this state for which we're famous and for which we do a great job producing. I think we ought to look at nuclear power but I think we ought to do it right. I mean all we've done is eliminate, by this bill, all of the sections that cover nuclear power in our code . . . unless somebody can speak differently. Unless somebody has some other information, I'll be glad to listen and ask some questions.

Thank you, Mr. President.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
TOM TAKUBO**

Tuesday, January 25, 2022

SENATOR TAKUBO: Thank you, Mr. President.

I just rise in support of the bill.

And I would just like to make one thing clear: All this bill does is simply says we're open to discussion. That's it. We're open to discussion. We're not closed minded. There would have to be a vast amount of discussions and planning. The legislatures in the future would certainly have ample time to look into this and work with partners to proceed with that planning to make sure this is in a very safe type of environment.

So, for those reasons, I think it's important for West Virginia to be looking forward to the future, looking forward to diversify, and simply say to the rest of the world we are open for discussion should this technology come to our mountain state.

Thank you, Mr. President.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
CHANDLER SWOPE**

Tuesday, January 25, 2022

SENATOR SWOPE: Thank you, Mr. President.

I think I can add some perspective to some of this current discussion.

The Public Service Commission testified that they already have authority over all forms of generation of electricity so there is regulatory oversight in place. And checking with counsel, there is another section, §16-27-1, that covers the disposal of radioactive material. So, there is current legislation that addresses those two issues.

Thank you.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
ROBERT L. KARNES**

Tuesday, January 25, 2022

SENATOR KARNES: Thank you, Mr. President.

You know, I just wanted to touch a moment on what the Senator from Harrison was talking about and just bring a little bit of a reality check to that. Even if we had no regulations, the federal government has literally thousands of people . . . when you want to stand up a nuclear-powered plant . . . that involve regulating the construction of it, you know, the building of it, all the way up through the operations of it, and everything else. And so, it's not as though this would be the wild

west of nuclear power with no regulation or oversight whatsoever. The NRC, that, you know, governs that literally has hundreds of people that all they do is exactly what you're talking about from the federal level.

And then as the Senator from Mercer County pointed out, we would look at all this stuff yet again if someone actually showed up with intent to build a nuclear plant in West Virginia. It's not like we would do nothing most likely. But even if we did nothing, there's hundreds of pages, perhaps thousands of pages, of regulations that they already have to comply with at the federal level.

So I think this is a good bill that just says, you know what, West Virginia is open for business in more ways than just one. This is just another thing that we're putting out there to say that we're bringing the whole state into the modern age and we want to embrace all the various options.

I'm a very strong coal guy. You know, I signed onto this bill as a sponsor because even as strong as I feel about supporting our coal industry and our natural gas industry, we've got to be open to every potential source of power in West Virginia. We've got, you know, an economy that needs help and this is just one small piece of doing that. There's a thousand other pieces we need to do.

I urge passage.

Repealing ban on construction of nuclear power plants

(Passage of Eng. Senate Bill 4)

REMARKS OF
**HONORABLE
ROBERT D. BEACH**

Tuesday, January 25, 2022

SENATOR BEACH: Thank you, Mr. President.

I hadn't planned to stand up and speak to this because here in just a moment I will be voting "no", but my reason is far different than jobs, or the safety of the product, or whatever. Mine is

simply because we no longer live in a kind world, folks. And, for me, it's a national security issue. If you look at the maps, there's only five states east of the Mississippi who do not have these facilities. I think those are safe states in my opinion. And I would like West Virginia to be, and continue to be, one of those safe states. Kentucky, our neighbor next door, is also one of those safe states who do not have one of these in operation.

Mine is, again, a plea for the safety of our public and for national security.

Thank you, Mr. President.

Creating Mining Mutual Insurance Company

(Passage of Eng. Senate Bill 1)

REMARKS OF HONORABLE CRAIG BLAIR

Wednesday, January 26, 2022

MR. PRESIDENT: Thank you, Mr. President.

I told my Finance Chair if he did a good enough job that I wouldn't come off the chair and talk about this. This is no disrespect; you did a great job of getting into the details of the bill and what's going on.

The reason I'm back here today now is to talk about why I sponsored this bill, why I believe that it's deserving of the Senate Bill 1 title on it. And I don't normally sponsor bills so, just a message to the rest of West Virginia, don't come asking me to sponsor bills. That is not my gameplan here.

But this bill—as I'm about to explain—how important it is to the State of West Virginia, how important it is to the mining industry in West Virginia.

Senate Bill 1 came about being . . . back in late August, September when I ended up getting a report from the Legislative Auditor saying that we had an \$8 billion potential liability. And that's what the report said. Now, I believe that

the liability is somewhere between \$1 and \$4 billion.

There's one bonding company that services roughly 13 states. And in those 13 states, they have 60 percent of the bond . . . reclamation bonds. And, if something would happen in one of these other states and it would blow up that bond company, then it puts the coal industry in the State of West Virginia at risk.

This bill will actually help protect West Virginia. It'd be like an insurance policy for our mining industry. By creating this mutual it will also protect our severance tax collections as well and our commitment to having a baseload energy supply in this state which coal provides.

If we wouldn't do this, then it's just a roulette wheel. We have no idea what's going to happen. But this provides a voluntary—it's not mandatory—ability for our mining industry to be able to purchase these reclamation bonds and to continue providing the vital baseload energy supply that coal does.

Another thing that makes me very, very comfortable with this is that—and I believe that it is going to be effective—is the gentleman that helped create the physicians' mutual and the same gentleman that helped create BrickStreet—which is now a national company that originated here in West Virginia—both of them were extremely successful. And when the state loaned them money, they paid it back. They paid it back in record time.

This bill's going to have a companion to it somewhere along the line here where it's going to end up \$50 million. And it's not going to come out of the Mine Reclamation Trust Fund.

So, I've read some reports out there in the national news and things like that where they don't understand what's going on. But I want the mine industry to know that the commitment there is voluntary and it's not going to come out of that fund. And that's important because I've read over and over where people have gotten it wrong . . . so, the press, if you're listening right now, it's not coming out of the fund. But we will find the \$50 million to be able to make this happen. It'll be a loan and I expect it to be paid back just like the other two mutuals that we created.

So, to the industry out there and the people of West Virginia, I just want them to know that we're trying to be proactive. It's a lot better

posture to be in a proactive position to be able to protect the interest of the state and keep the economic development that we have going on here, propelling it forward . . . but protecting what we have into the past.

So, Mr. President, I think I've cleared up everything from my standpoint on why this is the most important bill because if we were sitting here looking at a \$4 billion deficit, a \$2 billion deficit that we'd have to make right, that would set us back. It would set us back on the course that we've tried to . . . the course that we're trying to set ourselves on to becoming more than the forty-ninth or fiftieth state. But to be in one of the absolute best states there is in the Union. And we have the potential to do that.

Thank you, Mr. President.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

**REMARKS OF
HONORABLE
ERIC J. TARR**

Thursday, January 27, 2022

SENATOR TARR: Thank you, Mr. President.

In 2021, West Virginia was the second largest producer of coal in the country . . . over 82 million tons. This bill addresses financial institutions that have chosen to boycott the energy-producing states with regards to doing business in those states.

So, Mr. President, the purpose of this bill is to allow the State Treasurer to decline to do business with any financial institution that has a policy of boycotting doing business with the fossil fuel based energy companies.

This bill would require the Treasurer to prepare a list of financial institutions known as the "Restricted Financial Institution List". This would be a list of financial institutions the Treasurer has identified as maintaining a boycott of energy companies. A financial institution would be

included on the list unless the financial institution has an ordinary business purpose for the refusal to do business with an energy company.

In preparing the list, the Treasurer's permitted to consider publicly available information. This list is required to be updated at least annually but may be updated more frequently at the prerogative of the Treasurer. The list must also be posted on the Treasurer's webpage with copies provided to the Governor, Senate President, and the Speaker.

Once a financial institution is added to the list, the Treasurer will be required to place them on notice of their potential inability to enter into, or remain in, banking arrangements with the State of West Virginia. Upon receipt of this notice, the company may provide the Treasurer with information demonstrating that it is not engaged in a boycott or has ceased all such activity. If the Treasurer is satisfied that this is correct, the institution must be removed from the list.

In the bidding process, a financial institution may be disqualified by the Treasurer and the Treasurer may refuse to enter into a contract if they are on the restricted list.

The Treasurer may also require as a provision of any contract, a provision not to engage in an energy boycott.

Finally, the bill has a limitation of liability for public entities and officials in taking actions involved in complying with the newly created section.

Mr. President, I urge passage of the bill.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

**REMARKS OF
HONORABLE
ERIC NELSON, JR.**

Thursday, January 27, 2022

SENATOR NELSON: Thank you, Mr. President.

SB262, obviously, is a sincere effort to show our strength in what we care about in our energy sector in West Virginia whether it's coal or natural gas. But this bill comes to us with some financial consequences, or financial concerns, coming from the Treasurer. And, we heard in two committees that our State Treasurer manages over \$8 billion of short-term moneys that are the state's, state agencies, or other individuals. A big responsibility. We also heard from him that he has these funds deployed in as many as 30 institutions. And that the effect of this bill could potentially eliminate two of those 30. We also heard that, you know, he's primarily a deposit taker, a funds management person, and cash management; does not have any lending or capital deployment.

I come out of the financial industry. And I stand up with some concerns as it relates to . . . what does this . . . what kind of message does this potentially send out nationally and what not?

We have these national firms and we have many state firms that, basically, money comes in from the state and then they turn around and they either invest that money, even in these energy companies, or they put that money out in loans. And I think our biggest concern here as a legislative body and should always be is how can we improve capital needs in this state, not only for our energy sector, but all sectors? And especially as we look to diversify.

My caution is that the bill does allow the Treasurer to make this decision. And we do not know the future of that particular person or control. And I have a concern with that.

We have the concern of capital needs, again. And what does this send out as we are bringing in new companies as it relates to capital?

And, you know, there is a double-edged sword out there. We have certain New York firms and others that talk one thing as it relates to green energy or anything else, but it's quite interesting if one were to look at these investment companies and what makes up their investment portfolio. By gosh, it's a lot of energy. But, no, they don't talk about that in the executive chair. And I think that that's wrong. But they sure as heck put those dollars behind our energy companies which we all should be proud of.

I will be voting "no" against this. And it's more from a cautionary standpoint. The bill has

been improved in both the committees it went through. Because one of the things that was added in here is regular banking activities, or financial activities. You know, banks, through time, have different risk components and, at any one time, they may choose to not invest in a particular industry. This bill does not affect those type decisions, which is very good.

The other thing that was added to this bill that was very good is that it does not affect our Investment Management Board who manages over \$20 billion of our pension money and others—and they've done a wonderful job. This bill will not affect that because of the new additions.

I'm hopeful that there may be some new changes in the other body when it comes back, but, at this time, I will be "no".

But, thank you, Mr. President.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

**REMARKS OF
HONORABLE
OWENS BROWN**

Thursday, January 27, 2022

SENATOR BROWN: Thank you, Mr. President.

You know, my father was a coal miner. And I worked in the coal mine for a year myself. And, you know, I owe my survival, my living conditions, to the coal industry. See, I'm not against coal. I'll repeat this . . . I'm not against coal. But what I am against is bad laws. And Senate Bill 262 is a bad policy. It's not only about bad law, it's also about hypocrisy.

What about the individual freedom to boycott? What this bill does, it eliminates that freedom to boycott. What happened to that belief in the free market? What this bill does is it chooses winners and losers. What about that mantra that the Republican party's always saying, let the government get out of the way of

business? But I see this as the government getting in the way of business and picking and choosing. How far can a government intrude upon a private business? That's the question that must be answered.

And when I read this bill and read the language in this bill . . . this bill, by listing names in public, is a way of coercion of private businesses. There is no doubt about it. So, I guess if you do the right thing, then we'll take your name off. But, as long as you don't agree with us and do what we tell you to do, we'll leave your name on this list at the detriment, hoping at the detriment, of your business.

This bill is doing the same thing to private businesses as you said private businesses doing to the coal company.

This is a bad bill.

You know, this is a slippery slope that we're on. We don't know how this bill will be interpreted. From my understanding, when I read different laws, people always find loop holes in these laws to do something else.

In the words of one of your most famous and brightest stars, Sarah Palin, she said you cannot put lipstick on a pig. And this bill is a pig.

**Relating generally to financial institutions
engaged in boycotts of energy companies**

*(Passage of Eng. Com. Sub. for Com. Sub.
for Senate Bill 262)*

REMARKS OF
**HONORABLE
MARK R. MAYNARD**

Thursday, January 27, 2022

SENATOR MAYNARD: Thank you, Mr. President.

I'd like to rise in support of this bill.

It actually . . . it will put a statement out there. The financial institutions . . . I read where one is investing \$9 trillion. If we continue to allow these investment firms to dictate what industries

are okay and not okay, then we'll be answering to them.

And by passing this bill here, it makes a statement that West Virginia is not going to allow corporatism to be in our state and tell us what we can get behind and what we can't.

This state, if any, needs to get behind this bill and support our coal industry. They're struggling to receive financial means to do business besides all the other issues the coal industry has. And this is just one more way to help them out.

And, you know, would it be more politically correct not to pass this bill? Yes. But we need to be willing to make some moves and stand up for an industry that should not be boycotted.

Thank you, Mr. President.

**Relating generally to financial institutions
engaged in boycotts of energy companies**

*(Passage of Eng. Com. Sub. for Com. Sub.
for Senate Bill 262)*

REMARKS OF
**HONORABLE
RANDY E. SMITH**

Thursday, January 27, 2022

SENATOR SMITH: Thank you, Mr. President.

I stand in support of the bill. I didn't realize this bill was so important when I got it in my committee. But, you know, it was sent to my committee, single referenced, and I wanted, and I asked, that it be sent to another committee, Finance, so we could air it out and just explain exactly what it does. And, evidently, it didn't do much good because there's still a lot of fog in this bill you could say.

You know, all it is, is a statement. You know, whether you like fossil fuels or not . . . You know, it's been a whole part of my life, 43 years of my life and, you know, I'm for all energy, or whatever. And, all this is, is a statement. It does nothing. It does not restrict any business. It does not restrict a bank from, you know, investing in West Virginia. And our State Treasurer . . . he has the means now to do this if he wants to. All

this is, is a statement to a bully, and we all have bullies in our life, saying, listen, us and 16 other states are going to stick together and you can do this if you want to, but we're telling you, if you do this, then we can make a statement and we don't have to do business with you. If you go to a restaurant and get bad food, you have the right not to go back to that restaurant and get more bad food. Or, if you have a bank that messes up your bank statements all the time, you have the right to go to a different bank because they're not providing the service. You know, I know some banks just here recently with the pandemic, you know, I know people that have left banks because of policies with their banks. They have the right to do that. We still have the free market. That's what's great about this country. You can exercise your freedom most of the time and do what you feel is right with your beliefs.

Whether people like it or not, we're an energy state. We're an energy-producing state. We always have and we probably always will be one way or the other.

And this is just a statement for our companies in our state that we depend on tremendously. If you look at the revenue statements, we really like them this year. And it's just a statement saying, you know, we support you. You know, we're going to make a statement. You know, we're not crashing our financial world. All we're doing is making a statement with 16 other states. It says, you know, you guys can do this if you want to, but we don't have to use you if we don't want to. It doesn't say we will not use you. It just says we have the right not to use you.

So, with that being said, Mr. President, I believe we're overthinking this bill. You know, we got a lot these "the skies are falling bills". When we wake up, hopefully, in the morning, the sun will still come up. But we're letting our men and women in the energy sector know that we support them. And we're letting our energy companies know that we support them.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

REMARKS OF
HONORABLE
ROBERT L. KARNES

Thursday, January 27, 2022

SENATOR KARNES: Thank you, Mr. President.

You know, this is like the large version of this. And, yet, it's not really that hard to see that in the not too distant future we could have banks deciding that they're not going to loan money to a homeowner, or a potential homeowner, because they don't have solar panels on the roof. Or, we could have banks deciding that they no longer loan money to, you know, people to buy a car unless it's a hybrid or a battery-powered car. So, you know, you have to look at some of these things that are happening farther down range than merely what's happening today.

And, you know, Senator from Tucker was making, I think, a point in addition to that, that we need to consider. You know, these banks are making a policy decision. And they have the right to make a policy decision and say we're not going to do business with, or, we're not going to loan to, in many ways. They may have that right just as every single West Virginian has a right to make a policy decision and say I'm not going to do business with that bank or that financial institution because I don't like their policies.

But, at a certain point, that sort of percolates up through the body politic. And that's what we actually do here is we represent those individuals all across West Virginia and we broadly hear from our constituents that they support the coal industry, they support the natural gas industry. And so, they may make individual one-off statements to their bank why they're not going to do business there anymore but, what this really is, is a policy statement from the State of West Virginia that says we're not going to do business with you if you have a policy that we don't like. This isn't making them into some type of a criminal enterprise. It just simply says that if you want us a customer, then you have to be friendly to the things that we support. Our citizens do it every day in every decision that they make related to financial institutions as to whether or not they want to continue that relationship. And we've heard from enough of them to say that we would like to have a policy statement from our representatives in the Legislature that we don't want to do business with financial institutions that do not support the State of West Virginia and the industries that are critical to the State of West Virginia.

So I urge passage.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

**REMARKS OF
HONORABLE
RUIPIE PHILLIPS**

Thursday, January 27, 2022

SENATOR PHILLIPS: Thank you, Mr. President.

You know, my colleagues hit some very good points and probably stole a lot of my words I was going to say. But where does it stop? We going to be forced to buy electric cars against our will? We like gas and diesel vehicles.

You know, I spent eight years across the hall fighting for coal. This is my tenth year fighting for coal, fossil fuel. It's evident that the federal administration is against fossil fuel.

Texas has this bill . . . signed it into law last year. Has not changed a thing. There's 16 states total including us that is looking at similar legislation just like this drawing the line in the sand, saying, hey, we're taking our money and investing it in your firm, but you don't like where our money comes from.

If you vote against this bill, you're voting against the coal miner, you're voting against the guy in the gas fields, the pipe liner. I mean, I'm sorry, you're voting . . . my job, I sell electric motors, you're voting against my job.

I am here to protect West Virginia. Like my colleague said from Tucker, we are an energy state, fossil fuel. You going to give up on it? I think our revenues are showing tremendous gains. And at any time the federal government could just pull the plug on us and we're gone.

We should not invest our money in an institution that doesn't support what we do to get the money to them.

Ladies and gentlemen, I am the lead sponsor on this bill. And I'm proud to be the lead sponsor of it. And I encourage everybody to vote "yes".

Thank you.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

**REMARKS OF
HONORABLE
MIKE CAPUTO**

Thursday, January 27, 2022

SENATOR CAPUTO: Thank you, Mr. President.

I'm going to rise in support of this bill. I struggled with it and its constitutionality in the discussions I've had with many of my colleagues.

But I'm going to tell you what I like about this bill . . . the Treasurer himself, and many in leadership, have singled out a company called BlackRock. I don't know if any of you've ever heard of Warrior Met Coal, but Warrior Met Coal is a company in Alabama that 1,100 of my brothers and sisters work at and have been on strike for almost a year. BlackRock owns 13 percent of Warrior Met Coal and they refuse to bargain in good faith with the members of the union down there. All those guys want is what they had back in 2016. And they're making tons of money off the backs of hardworking people and BlackRock is at the table. Our members have been to New York protesting in front of BlackRock's offices and they're divesting in coal. But not only are they divesting in coal, they're divesting in hardworking American coal miners.

I'm for this bill, Mr. President. And I thank you for putting it on the agenda.

Relating generally to financial institutions engaged in boycotts of energy companies

(Passage of Eng. Com. Sub. for Com. Sub. for Senate Bill 262)

**REMARKS OF
HONORABLE
ERIC J. TARR**

Thursday, January 27, 2022

SENATOR TARR: Thank you, Mr. President.

You know, I think the members that have expressed caution around this bill know this, but I think that everybody in West Virginia who's paying attention should know this too. As Finance Chair of the Senate, I took extreme caution at first glance on this and was leery of what I saw because I didn't really understand what they were trying to do and exactly how they're going about it.

And so, as I started looking into the bill and realized that this does not affect our Investment Management Board, or BTI, is also known (Board of Treasury Investments), I knew that it wasn't going to have a fiscal impact on the state, for one, that was protected.

The second thing is, is looking at this is that there is a slippery slope. One of the senators mentioned that we have a slippery slope to worry about. The slippery slope is with the banks. It's not with the State of West Virginia because the Treasurer does not regulate banks. The Treasurer represents West Virginia as a market participant to do contracts with banks on where to put the money that your constituents pay in taxes to the State of West Virginia. There are banks that are taking action to go in and weaponize the earnings they make off your constituents' taxpayer dollars against them.

This is a bill to protect every West Virginian whether they work in the energy sector or not.

On any given year, severance tax is about eight and a half percent of our budget on average. This year, it's way more than that. And there's been other years, it's been way more than that. But it's about eight and a half percent of our budget.

This in no way is going in and telling a business that they cannot boycott the energy sector. They can absolutely, they can go right down the line and continue to boycott it. And that's the slippery slope that could happen. They can do that every day. But what we're going to say is, alright, if you're going to use the citizens of West Virginia's money against them, go do business somewhere else. It gives the Treasurer that authority.

Mr. President, I strongly urge passage of this bill.

REMARKS OF
HONORABLE
MICHAEL A. WOELFEL

Thursday, January 27, 2022

SENATOR WOELFEL: Thank you, Mr. President. Appreciate that.

I've noticed that we have been joined in the south gallery by a group of steelworkers from Huntington, West Virginia. So, it is my pleasure, on behalf of my Senior Senator from the Fifth, to tell us, tell everyone, a little bit about them. These folks work at a company called Special Metals, which formerly was known as INCO, which has been in Huntington for a hundred years.

One of its claims to fame is that the Manhattan Project had its roots at INCO, Special Metals, as a part of winning the second world war. Because it was in our facility that uranium-235 was, in fact, separated from raw nickel. And that led to the creation of the atomic bomb in a top secret project that ended the second world war.

These are the folks that are our little league coaches. They donate blood. They're carrying on food drives. They're the folks that are just the pillars of your community. Sadly, they are in a labor dispute that's gone on for more than a hundred days over health care.

Berkshire Hathaway owns Special Metals. And Berkshire Hathaway, of course, is Warren Buffett's baby.

So I thought the other day, Mr. President, who in the world can we find that will intervene on their behalf to end this labor stoppage? And I noticed yesterday we had what's been called as the most important man in America in our presence. Senator Joe Manchin representing each and every citizen of West Virginia and each and every one of those folks in the south gallery. So, I call upon Senator Joe Manchin to get in touch with Mr. Warren Buffett and resolve these health care issues and put these people back to work.

So, will you, ladies and gentlemen from Huntington, West Virginia, and its surrounding areas, stand and be welcomed by the Senate?

**REMARKS OF
HONORABLE
MIKE CAPUTO**

Thursday, January 27, 2022

SENATOR CAPUTO: Thank you very much, Mr. President.

I just want to reflect a little bit on what my friend from Cabell talked about. These steelworkers that have been struggling for a hundred days, hundred-plus days, in Huntington that do great work for the steel industry and are great American workers.... And it just . . . it just bothers me to no end, Mr. President, because I don't know how many people in here have ever been on strike. I have. Many, many times. I don't know how many people have led strikes. I have. Many, many times.

And, a strike is a situation that some folks on the other side like to think unions enjoy doing. I want to assure my colleagues in this body, someone who speaks from experience, someone who has led many strikes, and someone who's been on strike many times, that a strike is always . . . Mr. President, I repeat . . . always . . . the last resort.

You see, we don't go to the bargaining table and ask for a dollar if we know you only got a dime. We do great work in researching the companies that our members work for. And we try to bargain and negotiate in good faith. Because we know, Mr. President, that without the company, we don't have jobs. But without good workers, the company is not a profitable business.

So, I've always been bothered by the fact that we have to fight, and we have to struggle, and we have to be so divided when it comes time to negotiate a new contract. Because I know firsthand, I know firsthand, that we don't ask for things that are not due to us, and we don't ask for things that we don't deserve. And we don't like going to the bargaining table when the company proposes takebacks. We can usually get through a contract from A to X pretty easy, but when it gets to health care—what I call X, Y, and Z—that's where it gets tough.

Everybody in America knows we have problems with our health care system. But nobody wants to know how to fix it. And nobody

wants to help workers like these folks at Special Metals get a fair contract with health care so they can provide for their families.

As the Senator from Cabell said, these are little league coaches. These folks give blood. These are volunteers at the playground. These are members of the PTO. These aren't outlaws. These aren't bandits. These are our friends. These are our neighbors. These are the pillars of our community. And all they want's a fair shake. All they want's a fair shake.

I call on the corporate executives of Special Metals and the leadership of the United Steelworkers to get to the bargaining table, find common ground, find compromise.

Let's get these people back to work so they can provide for their families. They're not asking for the moon here, ladies and gentlemen, they're asking for what's due to them, they're asking for their fair share, and I believe they deserve it and I, once again, call on both parties to get to the bargaining table and don't leave the table until you get an agreement.

Thank you, Mr. President.

**REMARKS OF
HONORABLE
DAVE SYPOLT**

Thursday, January 27, 2022

SENATOR SYPOLT: Thank you, Mr. President.

Solemn occasion today. Zach is coming home. He will be escorted by the State Troopers and Marines to Kingwood this evening.

Zach Wayne Riffle was an 18-year-old. He enjoyed sports and played football and wrestled while attending Preston High School.

The public's invited to welcome his body of Private First Class Zachary Wayne Riffle who passed from a tactical vehicle rollover near Jacksonville, North Carolina. He was landing support specialist with Combat Logistics Battalion 24, Combat Logistics Regiment 2, Second Marine Logistics Group.

He will be returning home to Kingwood on Thursday, January 27. The flight will arrive in Pittsburgh at 7:25 p.m., then heading to Kingwood, driving past his parents' home at 329 East Main Street and his grandparents' home on Brown Avenue, then on to the Bolyard Funeral Home in Newburg. The family is asking residents to gather at the Buckwheat Festival Ground in honor of the fallen soldier.

Mr. President, may I ask for a moment of silence.

**REMARKS OF
HONORABLE
ROBERT D. BEACH**

Thursday, January 27, 2022

SENATOR BEACH: Mr. President, ladies and gentlemen, today is International Holocaust Day. That kind of escaped my radar. Typically, I would have had some remarks prepared to present here to the floor.

So, in lieu of my remarks, I ask for a moment of silence to recognize those six million lives that were lost during that time frame.

**REMARKS OF
HONORABLE
STEPHEN BALDWIN**

Tuesday, February 1, 2022

SENATOR BALDWIN: Thank you, Mr. President.

I just want to take a minute to say thank you. I think we forget to do that sometimes and I want to say thank you today.

I was talking to a buddy recently, over the weekend, who's in law enforcement and he said something that really made me stop and think for a moment. He said, "You know, telework doesn't exist in our world. We had to keep working and show up every day throughout the pandemic and we're still doing that each and every day." And I thought about that for a minute. That really made an impact on me.

If you look at the most recent data from the FBI, violence against law enforcement is up significantly over the last couple of years. Back in 2020 it was up about 30 percent. It was up 50 percent last year.

I think we are very fortunate to live in a state where the rate of crime is relatively low. At the same time, I think our law-enforcement officials face tremendous pressures each and every day.

And so . . . there's a handout that I placed on everyone's desk with a little bit more information I invite you to read when you have a chance.

You know, we know these issues very well. We know that pay lags. We know that lags at the state level, at the county sheriff's level, at the municipal trooper level. We know that the current workforce in law enforcement is aging with as much to a quarter, for example, of the State Police being eligible for retirement in the next five years. We know the work is dangerous. I shared those stats before.

I think we also, maybe, lose sight of how difficult the work is. And that's one reason I wanted to stand up and say thank you today.

The State Police monitors sex offenders. They run the forensic lab, which is a nationally accredited, respected lab. They're on call to deploy on a large scale in terms of if there's civil unrest or if there's a natural disaster, which, unfortunately, we face a number of natural disasters here in West Virginia. It's very difficult work.

So, Mr. President, I rise to say thank you. I know we all as a body are grateful for the work that our law-enforcement officials do. And there are members on both sides of the aisle who have good bills that try and do something about this. You know, we know we need to increase pay, and we know this is a nuance issue. It's a difficult issue because we can only effect trooper pay. There's also sheriff's deputy pay... municipal police pay. We need to do what we can. We need to be creative. For example, like when we were creative with the multiplier for troopers. We need to be creative with the multiplier for sheriff's deputies as well.

At the end of the day, and this is why I wanted to stand and say thank you, we know that none of these folks get in it for the money. Nobody gets into this kind of work because they want to become wealthy. It just doesn't work that way.

They get in it because of a sense of duty. And so, perhaps, the most important thing we can do is respect and appreciate that duty and find opportunities when we can to be supportive.

So, thank you, Mr. President.

REMARKS OF
HONORABLE
ROLLAN A. ROBERTS

Wednesday, February 2, 2022

SENATOR ROBERTS: Thank you, Mr. President.

On the members' desks we have a couple of pages of pictures there in honor of the Disability Advocacy Day. I wanted to highlight a particular individual who was a former member of the Fair Shake Network. And his name is Eddie Crook.

Eddie lived 40 years. His entire 40 years were that of a child and an adult disabled individual. You will see the picture that Eddie, during his junior years, was a member of the Boy Scouts. He had a dog named Franny and a chicken named Happy Feet. And Eddie was diagnosed with a severe disability very early in life. And his mother devoted 40 years of caring for him. And, as you can see by the pictures there that I've provided for you, he was able to get his high school diploma—some of you will recognize Dwight Dials. He graduated from Shady Spring High School. The lady that is there with him is his physical therapist who attended to be able to help him because he wanted to stand up when he received his high school diploma. And he was able to do such.

Eddie had a never give up attitude and that helped him accomplish many things in life. He loved to write, watch movies, make money, teach, and, most importantly, to be an advocate to others. Not only was he in the Boy Scouts, but he was in karate, took piano lessons as a young boy. Eddie was a teen columnist during his senior year for the *Register-Herald*. He was involved in Special Olympics and won six medals. At about the age of eight, Eddie became an entrepreneur where he began to rent his VHS tapes for money—our young people here don't know what those probably are. But he was an entrepreneur. And he would have yard sales every summer. He did all sorts of things. He started a business called Miracle Cousins and

they were involved in handling candy and bouncy ball vending machines in 16 locations in the Beckley and Princeton areas.

Eddie thoroughly enjoyed teaching abuse and neglect and consumer sensitivity where he taught people how it felt to be in a wheelchair. He was a founder and president for Consumer Connection which helps individuals with intellectual and developmental disabilities obtain items which they could not afford. He helped raise money for the Ronald McDonald House.

And Eddie was a champion in so many ways. He was a top salesman for Tupperware.

And, anyone who knew Eddie would know that his faith was first. One time he wrote a sermon about God on the mountain was the same God in the valley. He not only spoke about it, but he lived it.

His mother said that Eddie loved to dress in a suit and tie and would smile when someone would address him as Mr. Crook. He called himself a mighty warrior and always believed God had great things for him. He woke up every day and said, "I have a lot to do today." Had a great spirit. And, when you think about people who are disabled, remember, they are people too. Treat them with respect. Treat them with dignity. And they will appreciate how you treat them. No doubt about it.

Thank you, Mr. President.

REMARKS OF
HONORABLE
ERIC J. TARR

Wednesday, February 2, 2022

SENATOR TARR: Thank you, Mr. President.

Members, in your emails you'll see the numbers for January on revenue. You can go in there and find those and I just kind of want to review those a little bit here for . . .

January, we have a 134 percent improvement as far as revenues coming in over what the estimate was. Which brings us to the annual

surplus. We're at, so far, \$540,847,943. Now, this comes from several of our revenue sources.

But one of things I would . . . just remind the members that the will of the Legislature over the past few years has been by and large to take conservative fiscal policy. We've held a flat budget for three years. The Governor has seen fit to, this year, introduce a budget that is pretty near flat as well. What happens for every year that we hold that flat, that's around \$130 to \$136 million that we'll see in improvement in revenue over the expenses of the state.

So, as that's happened, there's other things that's gone along with that. In the interims, we had reports from Workforce and from West Virginia University talking about the surplus of jobs we now have in the state. For every one job available, it was reported in that interim Joint Finance Committee, that there are .7 people available that are of work age and work ability to fill those jobs. We now have economic growth in West Virginia like we have never seen, at least in my lifetime, for people who are coming here to bring their families here, businesses who are coming that will attract families here. We're seeing those announcements very frequently now. We know that there are many more businesses that are looking for places in West Virginia to do business. So, the prospect is good.

So, one of the things I would go over with you is that when you look at it month by month for this year, knowing that ARPA money has not yet been deployed throughout the state, knowing that the infrastructure bill money—which is another \$7 billion—has not been yet deployed throughout the state, CARES money did. And we had testimony in that Joint Finance Committee as well, that, there was a question asked directly, is this federal money coming in? And the answer from our Revenue Department said, no, and they went back through a thorough explanation of how this is coming in through the economic growth in West Virginia . . . because these numbers came in after what federal money had been out there was already deployed. Well after it. And that's why we know this is from economic growth from the Revenue Department stating that.

So, I just want to go over the surpluses, month to month, and what this looks like now for West Virginia starting in July of Fiscal Year 2022. In July, we had \$28 million surplus. In August, a \$29.8 million surplus. In September, an \$86.6 million surplus. In October, a \$38.7 million surplus. In November, an \$88 million

surplus. In December, a \$124 million surplus. In January, a \$146.9 million surplus. We have five months left in this fiscal year. And the trend is excellent if we're looking at the economics.

I'm going to challenge the Legislature that when you're looking at legislation to propose for the people of West Virginia, what should West Virginia look like in the future? What should West Virginia opportunity be for our children?

Many of us in this body have ran on job creation. You can find out probably for every 9.9 out of 10 campaigns you'll say you're there to create jobs. We now have a job surplus in West Virginia.

So, as we go through with this surplus, we can either be looked back upon in history as the ones who had the opportunity to create perpetual opportunity for the children of West Virginia, or, we can be looked at as the ones who wasted the opportunity.

So, I'm going to encourage you to look forward to as with a planning heart in mind for what that future of West Virginia should look like and how this money should be best used to perpetuate opportunity for the people of West Virginia so that economic growth, economic development, and prosperity is perpetual.

This is significant and it's historic. And it's only going to grow month by month through the rest of this fiscal year.

So, Mr. President, thank you for your leadership. I'm more than happy to get up and give these remarks today.

REMARKS OF
HONORABLE
RON STOLLINGS

Wednesday, February 2, 2022

SENATOR STOLLINGS: Thank you, Mr. President.

And, indeed this is good news that we have some surpluses. But, let's think back over the years how we got those surpluses.

We cut our agencies a dramatic amount of money over the past several years. I think the

people in the Finance Committee that was there listening to Secretary Crouch try to answer the questions about workforce and Child Protective Services and many other workforce areas, would absolutely look at that as a very daunting challenge. The fact that we can't pay our nurses at these health care facilities enough. The fact that our hospitals are on a thin edge. Some of them have closed due to the amount of Medicaid reimbursement. They were temporarily increased with some of the federal money but now they're back to the regular funding.

When we hear from our EMS people about Level Zero funding and workforce shortages place EMS response at risk in the mountain state, when they hear about all these surpluses And when our volunteer firemen who are having trouble recruiting and retaining volunteer firemen . . . I just want . . . I want them to understand that we have these surpluses and could do something for them if we would.

So, I think we have to think about how we use these surpluses. And think about all the . . . up to \$600 million cuts over the past several years to the DHHR and where that landed us. So And again, with the . . . you know, a lot of our societal issues, our workforce issues, the lack of wraparound service workers in our education system And, again, you know, areas of this state that are not doing well and whether or not we can beef up the infrastructure. When you think of the years that we cut the infrastructure line item for water and sewer in West Virginia

So, with these surpluses, I certainly hope that we . . . not just leave them flat and continue to have surpluses, but to spend these dollars wisely. To spend these dollars in these areas of great need such as EMS, volunteer fire department, Child Protective Services, child welfare, foster care.

I think it leaves a bad taste in the citizens of West Virginia's mouth when we talk about all these wonderful surpluses and then all these great needs that we have out there on the frontline.

Thank you.

REMARKS OF
HONORABLE
ERIC J. TARR

Wednesday, February 2, 2022

SENATOR TARR: Thank you, Mr. President.

You know, that bears a response; and there has been a response. And I think you're going to get to see in this discussion the significant juxtaposition of political philosophy and governance philosophy.

So, we had a budget hearing in Senate Finance the other day and me, being made very aware over the past few years and interims of the problems that were just mentioned throughout the state, things with our EMS workers, with nurses pay in our state hospitals, and the state hospital position itself, CPS workers, the children that are left abused and dead for the failures that have happened within West Virginia CPS problem. The stories have been horrific. So, in this situation it is incumbent upon, I believe, us, and certainly me as the Finance Chairman, to go in and look and see how is this money being spent to correct these problems? Thing is, it's just not money. And that's the issue and that's the juxtaposition between the philosophy of governance and how you fix these problems.

This is not a spending problem. It has been a leadership problem within DHHR. And that was borne out in that meeting. As we went through and looked at the efforts that were right at about \$400 million in expenditures since 2016-2017 into DHHR on contracts for efficiency to deliver the services and improve the services for those children that have been neglected, for the way that we're having to spend money on nursing contracts instead of employing nurses, on the vitality statistics, to even know how many people die in West Virginia a year Nearly, actually, it's a little over \$400 million. Up in smoke at this point where those systems have not been implemented. This has not been a spending problem. It has been a implementation problem. And that falls heavily within the leadership responsibility within DHHR. That was more than apparent and more than evident within DHHR.

So, I would ask you on the two different governance philosophies there, do you want to throw West Virginian's . . . another \$400, \$800 billion at a problem without leadership to fix it, or do we step up and say, demand, that this money be implemented and deployed as the Legislature willed it to be done? Sixty-seven months on the Integrated Eligibility System to be deployed . . . and it's still not deployed. It was supposed to have been deployed in 29 months

from the time it was procured . . . \$317 million contract in itself that handles case management throughout DHHR. And it's not implemented.

This is not throw more money at it and everybody gets better, Senator. This is a time for West Virginia to look at what it takes to get this implementation done.

So, the Committee on Finance, after hearing a two-hour and fifteen minute budget presentation from the Secretary of DHHR, found it appropriate to refer to the Joint Committee on Governance [sic] and Finance those issues that were brought to us for that committee to go in and hear reporting from the Secretary as well, and then find out what do we do to solve it. Because, apparently, all the spending, the hundreds of millions of dollars that have been deployed to get it done, hasn't been used to get it done.

Mr. President, what we've been doing will get us there. It bears out. It bears out in our pensions. It bears out in our unemployment rate. It bears out in our surplus. And it bears out in our economic future. Keep it up.

Thank you for your leadership.

REMARKS OF
HONORABLE
RICHARD D. LINDSAY II

Thursday, February 3, 2022

SENATOR LINDSAY: Yes. Thank you, Mr. President.

As everyone knows in this chamber and throughout this state February is Black History Month.

My youngest—who turns eight on Sunday—earlier this week asked me, he said, you know, "What is Black History Month?" And I gave a response that I think most people would give. I said, you know, "We celebrate a lot of African-Americans who have expanded rights in our country. I talked about Martin Luther King, Jr., and Rosa Parks, and leaders in both medicine and law, and Katherine Johnson. And then I left it. I left it alone and that was satisfactory for him.

But then I got to start to thinking, I said, "That may be an inaccurate, or incomplete response." So, I went back to him and I said, you know, "The more accurate or complete response is . . . because as a people, African-Americans in this country have persisted and overcome. They were enslaved for 250 years on this continent where they were sold in bondage, families broken up, born and bred for labor. The Civil War comes. Slavery is eliminated, eradicated. But for the next hundred years after that, the law of the land is separate and unequal. There is no guarantee of a right to vote. Lynchings are common in parts of our country. That's only changed in the last 60 or 70 years of our history. And so despite all those obstacles, despite everything that I just explained, as a people they persisted and overcame. They didn't say, 'Well, I'm going to leave this country.' They didn't say, 'I'm going to hide under a rock.' They didn't say, 'I'm going to accept the status quo.' That's why we celebrate Black History Month."

And then I got to thinking more. That persistence and overcoming, those are unique qualities to America. When you hear discussions about what makes America great, it are those characteristics and qualities. In different circumstances, and I would argue maybe not as much, obviously, not as much suffering over time, our founding fathers persisted and overcame against a world power at the time. Again, going back to the Civil War, Abraham Lincoln and the Union forces overcame division. They persisted. Women suffragettes, overcame and persisted. Our union laborers, overcame and persisted in order to get the workers' rights and protections that all of us, union or not, benefit from today.

So that's always good to understand and accept. That's what makes this country great. Their story, everyone's story, but the story of African-Americans in this country is our story. And we need to accept it and confront it. Our history may be messy—all histories are, sometimes of our own doing, sometimes of someone else's—but the theme is, the takeaway is, through their strength, they persisted and overcome. And that's why we celebrate Black History Month.

Thank you, Mr. President.

REMARKS OF
HONORABLE
OWENS BROWN

Thursday, February 3, 2022

SENATOR BROWN: Thank you, Mr. President.

You know, I realize that many of you do not understand the reason for Black History Month. It's pretty abstract to many people.

See, Black History Month is not just about the history of black people in America. Black history expands thousands of years and one of the best reference books on black history is the Bible. But that's a story for another time.

Black and white people in America have been in a symbiotic relationship and joined at the hip for 400 years. Black history is American history.

History is not just about places, times, and events. History is about raising our consciousness and understanding of where we came from and where we are going as a nation.

Black History Month is about the validation of all people in America. We can never move forward as a country if we are not cognitive as to what has brought us to this point in history. We cannot deny part of our 400 years' journey through history and expect to live as one people, under God, indivisible, with liberty and justice for all.

Black history is a strive towards a more perfect Union.

That's why we celebrate black history.

Thank you.

REMARKS OF
HONORABLE
AMY N. GRADY

Thursday, February 3, 2022

SENATOR GRADY: Thank you, Mr. President.

Today's Go Red for Women Day as I announced on the floor yesterday. And I see many of my colleagues and people in this Senate wearing red. Thank you so much for that.

But, Go Red for Women Day promotes health awareness and heart health in women.

I know I didn't know, and I know many people don't know, that heart disease is the number one killer in women. It actually kills more women yearly than all cancers combined.

So, I'm proud to be a champion of heart health in women and I would like to promote all women in attendance, watching, and listening to take control of your health by making sure you're monitoring your physical activity, monitor your stress levels and your sleep, and, also, make sure that you keep up with your healthy eating habits. Okay.

Thank you so much.

REMARKS OF
HONORABLE
RON STOLLINGS

Thursday, February 3, 2022

SENATOR STOLLINGS: Thank you, Mr. President.

I, too, am wearing red for women day.

As an internal medicine doctor and a . . . for 10 years I had added qualifications in gyneciatrics.

You know, for a long time, women are protected, relatively, because of the different hormones, they're protected. But once they reach a certain age, usually in their fifties, they quickly catch up with us male counterparts.

We as physicians know that their cardiac symptoms are a lot different than men's frequently. They don't have crushing chest pain when you walk up a hill. They may have dizziness or a feeling of feeling faint. And so, we have to be tuned in to their symptoms, more so.

We kind of joke around that, you know, women are kind of hard to figure out sometimes. And women indeed are when they present with certain cardiovascular symptoms.

This body has helped with preventing heart disease by expanding Medicaid to our poor people so that the expanded Medicaid population can have health care. We've passed out-of-pocket caps on insulin and things like that which helps them to be able to be more compliant with their medication.

We know that a high cholesterol level, high blood pressure, and tobacco use are the three major risk factors, as well as genetics. Diabetes factors in. So, there are bills here in this body that we can help.

We also know that the outcomes of health care really only has to do with about 20 percent of the health care system. Twenty percent. If there were no doctors, pharmacists, medications, hospitals, health outcomes would only be impacted 20 percent.

So, what makes those health outcomes? A lot of it is economy. So, if you can afford your medicine, if you can get an education, if you have a job, those are all things that help lower your risk of heart disease and health in general.

Many of our older women in West Virginia are retired school teachers. Haven't had any type of cost-of-living adjustment, maybe ever. And so now they are getting to the point where they're crunched from an economic standpoint.

So, I want this body, if we're going to talk about Go Red for Women, to think about how we can really help the women in West Virginia live longer and healthier lives. And some of that has to do with things we can do right here in this body.

I would remind folks that tobacco use is heavy among women. They're getting started in middle school, frequently, on vape. And we need to do something about that. And we can. Tobacco use in general is a \$1 billion cost to West Virginians every year.

Obesity is the number two killer and it has huge health care costs as well.

So, when we look at these bills and when we see these bills that are introduced, we ought to think about women and how we can help them live longer, healthier lives.

Thank you.

**Designating February 7, 2022, as
Sexual Violence Awareness Day in WV**

(Adoption of Senate Resolution 18)

REMARKS OF
**HONORABLE
RYAN W. WELD**

Monday, February 7, 2022

SENATOR WELD: Thank you, Mr. President.

The title of the resolution says it all.

As a former prosecutor, this is an offense and an issue that I'm all too familiar with here in the State of West Virginia: Crimes of sexual violence being perpetrated all across the state. And this isn't just a crime that particularly affects, or only affects, one gender. One in six women and one in 22 men in the State of West Virginia will be the victims of an attempted or completed forcible rape, Mr. President. And that's a very troubling statistic.

And, you know, today recognizes . . . in addition to, you know, the victims of these crimes it also recognizes the advocacy groups that work tirelessly on behalf of these victims because nothing was more frustrating to me as a prosecutor than when an individual who was a victim of one of these crimes was reluctant to come forward because they didn't want to be revictimized and have to relive their experience in the courtroom. And so the advocacy groups that work with them that ensure that they can come forward and face the individual that they are accusing who perpetrated this crime upon them is very important.

And, lastly, I want to add, Mr. President, that one of the things that I think will go a long way when it comes to these offenses is there is a lot of talk of a new lab here in the State of West Virginia. And as part of that would be the Crime Lab of the West Virginia State Police.

We've talked about it. I know that the Senator from Cabell has had several pieces of legislation over the years to expedite the processing of these sexual assault and rape kits, as they're known. And sometimes they get bogged down because we don't have the facilities to get them through

the system and expedited so that they can be used in the courtroom to help prosecute these offenders. So I think the discussions that we're having on that lab will go a long way in helping these people seek the justice that they do through the court system.

So, thank you, Mr. President.

I urge adoption of the resolution.

**Designating February 7, 2022, as
Sexual Violence Awareness Day in WV**

(Adoption of Senate Resolution 18)

REMARKS OF
**HONORABLE
MICHAEL A. WOELFEL**

Monday, February 7, 2022

SENATOR WOELFEL: Thank you, Mr. President.

Let me just echo those remarks and thank the Senator from Brooke and the Judiciary Chair for their leadership on these important issues.

West Virginia now sits at, really, the forefront of the country. I would argue that we're number one in the country in terms of how we treat and how we respect our victims of sexual abuse and sexual exploitation.

And the Senate as a whole has moved these bills through over the last four or five sessions. And it really has made a difference. I mean, not too long ago a woman would have to wait three or four years for the rape kit to be tested. Can you imagine the hell she's living in waiting for that case to go to trial, for that evidence to come in?

So, I know I get up and I get off on a rant and I get negative sometimes but the Senate has really shown great leadership in this area.

I endorse the resolution.

**Designating February 7, 2022, as
Sexual Violence Awareness Day in WV**

(Adoption of Senate Resolution 18)

REMARKS OF
**HONORABLE
MICHAEL J. MARONEY**

Monday, February 7, 2022

SENATOR MARONEY: Thank you, Mr. President.

I wasn't aware of this resolution but I will speak on it because last year we took a big step in funding some of these centers in each county that we have. These numbers will be close, they might not be exact because I haven't thought about it in a while, but basically, our nearest surrounding state, the lowest nearest surrounding state, gives \$3 million to their people for this cause. Back in . . . somewhere around 2012 or so . . . we were giving \$250,000 as a state to divide between 55 or 52—how many centers there were, I think some of them were joint counties, but it's close, somewhere near 50. It got cut to \$125,000 in some tough budget years.

Mr. President, when you were the Senate Finance Chair, you raised it back up to \$250,000, which was right where they were back in 2012. Last year we took a jump from \$250,000 to, I believe, \$875,000 for these centers, which was an enormous deal. Still not enough money for them but it's an enormous deal. If you can divide that number by 55 it's not a huge number but it's a step in the right direction.

You know, just for example, these are for the victims of this crime, this crime of, you know, sexual abuse type crimes that is, actually, I think the number one reason for incarceration in our state and which we spend over \$40 million a year on those that commit the crimes. And we were given . . . now we're up to \$875,000 for the victims. So still a big discrepancy, obviously, but we're heading in the right direction and I support the resolution.

REMARKS OF
HONORABLE
CRAIG BLAIR

Monday, February 7, 2022

MR. PRESIDENT: Thank you, Mr. President.

A couple things that I wanted to address here today.

First of all, I want to thank everybody for advancing the bills to third with right to amend. I think that, that is actually a very good way for us to conduct business. And the reason for that is, is that when we have a discussion about a bill and we're amending it and all, it folds right into the work that we're doing here so that when we go to vote for final passage that is right in our memories. We all know that we deal with a lot of different things throughout the days that we're here. And so . . . we did three of them today. And . . . I just got to thinking that is a really good thing to do. And it's a good time management so that we can get to work doing other things as well.

Now, two of those bills were Senate Bill 2 (*Relating to unemployment benefits program*) and Senate Bill 3 (*Requiring work search activities to qualify for unemployment benefits*). Tomorrow, they'll both be third with right to amend. There'll be amendments. I recognize that. And it's going to be busy. But I wanted to get ready . . . and that's the bad part about sitting up there at that podium, you don't get in the mix. The job is, is to facilitate the will of this body. But I want to be in the mix on this just a little bit and share my thoughts specifically. So that's why I'm using "Remarks by Members" today. It just sort of timed out perfect for it. And, so, I want to go there.

Look, I believe that Senate Bill 2 and 3 are actually economic development bills. Now, there's been concerns out here about these bills and I want to try to alleviate some of those concerns. At least attempt to.

Our state has just as good a workforce as any other state. We have been getting things right in this state over the last two decades. I believe I would argue that we've accelerated it here. But we wouldn't have been entertaining a Nucor or Procter & Gamble if it wouldn't have been the work done on fixing both our pension system and workers' comp. I know I sound like a broken

record because every time I pop up I talk about workers' comp . . . but we went from fiftieth to number one.

We can be that in every instance especially when it comes to job creation. Job creation in this state is something that is sorely needed in every county. And the more demand that you have on the workforce, the higher the wages will be for our workers. And if you don't have enough workers to fill the jobs, they will come from somewhere else.

I want that to happen. I think we want that to happen. We cannot afford to be a state that is losing population. We need to be a state that grows population. And there's two ways to do it. Well, actually, three: People quit dying. That's not going to happen. But making babies . . . that does it. And the other one . . . is migration. People migrating into our state.

Let's back to Senate Bill 2 now. Currently, you can draw up to 26 weeks on unemployment. This would change it so that it would be in a range from 12 to 20 weeks. Twelve being the lowest number of weeks that you could draw and the unemployment level would be at levels like we have right now. Twenty-six would be on the other end of the spectrum, obviously.

It's important to recognize that that's three months. The shortest one, 12 weeks, is three months. You lose your job, you have the ability for three months to find a job before you lose your unemployment benefits. It's worst case scenario. I've personally known and seen instances where people that got on unemployment, whether it's their fault, because you can actually quit your job and get unemployment in this state . . . but I've seen people that drew unemployment and didn't start looking for a job until it was the final weeks of being able to have unemployment, to receive that check.

So, my argument would be is does it make any difference whether it's three months or six months? It doesn't. The job availabilities, unless there's a dynamic change, in a three-month period is going to be exactly the same. It's not going to change. But Senate Bill 2 actually has the ability to change that dynamic and make it so there's more jobs here. How? I'm asking myself that question. How can that happen? Let's take a break before I answer that question and understand a couple things.

First of all, the average time on unemployment right now in this state was eight weeks, it has dropped down to six weeks. That doesn't See where I was going at on that three-month, 12-week period? The average time is six weeks. You still got six weeks to spare unless you're just not looking for a job.

Employers pay 100 percent of the premium. And we never want that to change. Back in the early 1990s the employees were paying towards their unemployment insurance. If we ever allow that to happen again, shame on us. And the reason for it is, it becomes an entitlement. And you have the use it or lose it mentality. Right now in this month our unemployment premiums are going to have . . . it's not going to happen this month, but I don't think it's . . . it's either the second quarter or the beginning of the third quarter, unemployment premiums are going to drop around 25 percent on the employers. It's also going to go from where they pay up to \$12,000 in wages to \$9,000 in wages. That means there's going to be a reduction there. So, I'm assuming, or guessing, but it's an educated guess, that it's going to be between 35 percent, give or take five percent, is what our employers in this state's going to see a reduction in their unemployment premiums.

We're still off balance with many other states, especially the growth-area states. Remember, we're looking for growth. Our topography is resistant, especially in a lot of areas of our state. And, as I . . . I'm going to add this to the Senator from Wyoming . . . and in some counties, it's got to do with who owns the land. So many of our counties are owned by one, two, three . . . let me back up . . . very few people. That's a better way of stating that.

We can't lose sight. The Center for West Virginia Budget and Policy was arguing that we shouldn't drop it down from 26 weeks to 12 to 20. I would argue against that. These people don't know what they're talking about. If that was the way it should work, then go from 26 weeks to 260 weeks. If that's what drives the economy, go the other way. We all know that that's ludicrous. That doesn't work. Going down to the 12 to 20 weeks versus the 26 weeks, we realize that it is going to keep more people into the workforce and it's going to make it so that there's going to be lower premiums paid by our employers where they're going to invest more in this state, the ones that are located here. But it's going to be another barrier down that we're in the mainstream to where when businesses like Nucor, like Procter & Gamble, like anybody,

like a small mom and pop business—that's what my business was, was a mom and pop, so I like when 70 percent of West Virginia is that—it allows us the ability to expand, grow It allows . . . to encourage other businesses to come into this state. Back to what I was talking about earlier. Greater demand on the workforce will migrate them here. And we need these businesses in many of these states.

So, this piece of legislation on Senate Bill 2 is a guardrail. And you're driving down the road, and you run off the road, you're able to correct and bring the vehicle back up on the road.

If what we've done here . . . I'm confident it will work, but I know that there's members in here that are not. That's what future legislatures are for, many of us will be here, some of us will not. But we'll be able to look at the situation and be able to adapt our policies on what we do. But at this given point and time, when less than 8,000 people are drawing an unemployment check in this state, this is absolutely the right time to do it. Absolutely the right time to do it.

Now to sweeten the pot a little bit is Senate Bill 3. It's the right thing to do, too. We've known lots of people out here that their unemployment check wasn't enough to sustain where they were at but, if they took a job somewhere, and it wasn't making quite what they were before, they turned the job down because of it.

Senate Bill 3 allows you to work a part-time job, not a full-time job, up to 30 hours a week. It allows you to do that. You're able to get your full unemployment check and go out and work the part-time job while seeking gainful employment. But we also know that part-time jobs turn into full-times in many instances. But it also goes one step further than that, too. It doesn't allow you to grow roots.

Whenever I first left as an employee and started my business, you know, I was worried about something. I was worried about I wouldn't have the self-motivation enough to do the job . . . that I wouldn't get off the couch and I'd be watching at that time Oprah and Donahue, that's been a long time ago. But, I was worried about that personally. And if you develop a sedentary lifestyle, you'll stay there. It's hard to change that. I was blessed though because I never realized it, the only time I ever stayed home and watched Oprah and Donahue was because I was sick. And I didn't realize that, but in my mind, I had to get that wrapped around it.

No, I was motivated to succeed. Most people are until there's no hope.

Going back to Senate Bills 2 and 3 together now. I'll roll the dice any day or bet on these two bills, especially when you factor them in with Amendment 1 passing and us getting rid of the personal property tax on equipment, machinery, automobiles, and inventory, of being an accelerant for job opportunities, to be able to keep our youth like that are paging for us today in West Virginia with gainful employment. And when those businesses move here, or expand here, or were thinking about leaving here, this is another tool in our tool basket that makes it work. Six hundred and eighty-eight pages of what we've done for business in the State of West Virginia over the last seven years. Senate Bills 2 and 3 will end up in that book. By the way, Nucor got this via text in pdf on first contact. It's a sales tool.

I'm proud of our state. I'm proud of our people in our state. Our people are hardworking people. They want to go to work. But making it so that your workforce can be absent when there are job opportunities

And we can go anywhere, any place, in this state and see "Help Wanted" signs, bonuses . . . and the wages are up. Most wages right now in this state are showing \$5 an hour over the state's minimum wage. Five dollars an hour above the minimum wage. My argument about demand on the workforce driving the wages up is evident by what we're dealing with here. But we want it to be evident three years from now, five years from now, 10 years from now, 20 years from now.

We cannot drive this vehicle, the ship of state, by looking at the hood ornament. We have to look out into the distance. Predict and adapt to the changing world that we live in. Senate Bills 2 and 3 do that. And they're beneficial to our people that are working in this state. It's beneficial to our employers in this state. It's beneficial to our taxpayers in this state. Everybody wins.

I won't be asking tomorrow, but I'm asking today, for each of you in here to consider. Now, I'm asking you to vote for Senate Bills 2 and 3. I've seen it in the past where it was told that the sky was going to fall. The sky is not going to fall, we prevent that. Every person in here cares about the worker in West Virginia. I know I do. I know you do. We're not in the business of hurting the workers or the businesses but we are in the business of changing the way things are

done in this state. And clinging to the past failures are going to get us nowhere. Having my eyes wide open moving forward into the future is what will propel our people to be in one of the absolute best states in the Union.

Dream big, ladies and gentlemen.

Thank you, Mr. President.

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Monday, February 7, 2022

SENATOR ROMANO: Thank you, Mr. President.

I'd like to take a moment to honor a West Virginia hero who passed over the weekend. L. J. "Joe" Trupo—many of you will remember from being in West Virginia like I have—was a lawman in this state for nearly 50 years. He served in the Marine Corps during World War II. We named a bridge for his older brother who served in World War II and was on many of the Pacific landings that helped us win against the Japanese.

Joe Trupo was a unique individual. In Braxton County—which was in my district up until the last redistricting—at one time when he was stationed there, they had put up a sign made of stone on the side of a hill that said "God save us from Trupo". That's the kind of guy he was. He just as soon take off his badge and put down his gun and have it out with a suspect than he would arrest him and bring him in. He was a unique individual.

Bigger than life. He would always tell you exactly what he thought and would never mince words, would never tell you something he didn't believe was absolutely true. And after a long life, a good life, he passed away on Saturday.

His son, Mike, is a 25-year veteran of the State Police force. He's retired. And his grandson works in my county now as a law-enforcement officer.

With your permission, Mr. President, I'd like to stand and have a moment of silence for L. J. "Joe" Trupo.

REMARKS OF
HONORABLE
STEPHEN BALDWIN

Monday, February 7, 2022

SENATOR BALDWIN: Thank you, Mr. President.

Related . . . I'd like to ask for a moment of silence for the family of one of our colleagues today. The Senator from Jefferson is gathering with her family after they've had a very difficult couple of weeks. And I know they are all in our hearts and minds today.

So, could the Senate please join in a moment of silence for the Senator from Jefferson and her family during their time of grief?

**Designating February 8, 2022, as Marshall
University Day**

(Adoption of Senate Resolution 20)

REMARKS OF
HONORABLE
ROBERT H. PLYMALE

Tuesday, February 8, 2022

SENATOR PLYMALE: Thank you, Mr. President.

And on behalf of all members of the body I would like to say how much I appreciate us recognizing schools and, particularly, Marshall University.

At this time I would like to make a few introductions . . . since they cannot be on the floor, I would like to make some introductions and have them stand.

This is a young man that I've had the privilege of working with recently in a committee that's on the Marshall campus. He is Mr. Marshall from Charleston, West Virginia, Zack Ihnat. He's double majoring in civil engineering and Spanish. Zack . . .

The second is Caroline Kinder. She is Miss Marshall from Barboursville majoring in secondary math education.

The third is Cameron Donohue, Student Government Senate *pro Tem* from Ironton, Ohio, pre-law majoring in political science.

And the fourth is Thomas Smith, the Student Government Treasurer and Finance Committee Chair from Huntington, West Virginia, double majoring in business management and entrepreneurship.

Another person I want to introduce is a person that I've known, you know, I say this in an affectionate way, . . . all of his life and most of mine, so it's one of those things that . . . he's a person, you know, I graduated the year before one of his brothers. We come from a community that is important of what's, talk about history, and what has been instilled in you. The Ceredo-Kenova area has been long known for having some very good football teams, basketball teams, the band that are second to none. But, unless you have the pillars of community that really instill the kinds of things that have made Brad Smith what he is today . . .

I wear on my lapel a pin with Marshall University. And I want to reflect back just a little bit about why this is so important. When I was sworn in on January 14, 1993, before this person passed away I met with him, Lefty Rollins. Lefty Rollins was in the House of Delegates. He was in the Senate. He was a great person. But the person that had more input on children's lives, and particularly people that went to Ceredo-Kenova Junior High and High School, was Marty Rollins. Marty gave me this pin because this is the pin that Lefty wore at the events when he was in the House of Delegates and here, given to him by Marshall University. Marty was the kind of person that everybody knew. She taught art and everybody knew who Marty was and she always made a point to know every student whether they had anything or they didn't have anything. She always did and she made a point. And she instilled some things that are in you today. Now, Marty and my mother were very, very good friends. And Marty actually attended the ceremony when I was sworn in, in 1993.

So, let me talk a little bit about Brad Smith and the importance of what that means to Marshall right now. You all know that I don't have as much green on because it would . . . I bleed green. So, if I bleed into this tie, it would just look terrible. You know, it does have green

in it. But, let me talk about Brad and what Brad has meant . . . what him coming back means to the State of West Virginia and the city.

I lived in Kenova when his father was the mayor. And knew the family very well. He always touts that he is from Kenova and knows, you know, makes sure that everybody in the globe knows where Kenova is. He spent, recently, an 11-year tenure as the CEO of Intuit. He was able to transform the company's business structure from a North American desktop software company to a global cloud-based platform with a portfolio that included TurboTax, QuickBooks, and Mint. This transformation was built on innovation and culture. And that culture is what embodies him from his upbringing and from his roots from West Virginia.

He succeeds Dr. Gilbert. I will tell you that I've known Brad a long, long time and it's probably one of the greatest privileges I've ever had to talk about Marshall hiring Brad Smith and introducing Brad Smith as the Marshall President.

But let me talk a couple things about Marshall. Marshall is focused on academic programs like aviation, cybersecurity, and especially agriculture, and they are going to be offering the in-demand careers of the future. They recently, a few years ago, were given the Research 2 category of institutions. That's putting you in the six percent portion of the universities in the United States. Those are big. But I can tell you in knowing Brad Smith the way I know Brad Smith, the future is so bright that it's going to be unbelievable. These kinds of things and these accolades and the accomplishments that Marshall has made will pale in comparison what will happen with Marshall under his leadership.

So I just say support this resolution and support this great university as they lead us into the new transformation in West Virginia.

Thank you.

REMARKS OF
HONORABLE
MICHAEL T. AZINGER

Wednesday, February 9, 2022

SENATOR AZINGER: Thank you, Mr. President.

Button my coat so my gut doesn't show in the pictures.

A spark of liberty was ignited in Wood County last night, Mr. President. I just want to commend the patriots in Wood County in the Greater Mid-Ohio Valley who pressured the Wood County Board of Education to vote for freedom. The Wood County Board of Education voted 3-2 to allow the parents to decide whether or not their children would wear a mask to school. They voted to reinstate the sovereign-loving authority of the parents over their God-given children as opposed to the state having sovereign power over the children. They readjusted everything to how it should be.

So, I just want to commend the patriots up there. Probably the MOVAC was involved. And, no doubt, freedom-loving parents were involved.

So, may liberty continue to destroy the imaginations of tyrants here and everywhere, Mr. President.

Thank you.

REMARKS OF
HONORABLE
RANDY E. SMITH

Wednesday, February 9, 2022

SENATOR SMITH: Thank you, Mr. President.

I just want to take a couple minutes here to sort of brag and complain at the same time. Many of you know being in Tucker County, I'm proud of the area up there. And many of you here throughout the year . . . I'll get text messages or phone calls from you where you're in Tucker County visiting telling me how beautiful it is. On the weekends, even when we're in session here on weekends, there a couple of weeks ago someone text me and wanted to know why the windmills wasn't turning up there. So . . .

But, we've really grown . . . grown in that area. Chelsea Ruby has done a wonderful job promoting tourism up there. I've got some numbers here. Last year, 2021, Canaan Valley Ski Resort sold 45,477 ski lift tickets. The tubing park was 27,049. I wasn't able to get the numbers for the Blackwater Sledding Park, but I'm sure it's around 20 some – 30 thousand. Timberline Mountain which has just been . . . a new company took over there . . . last year was their first season open after being bought out of bankruptcy. And they sold over 75,000 ski lift tickets just in Timberline last year.

We had over a million visitors in Tucker County last year. Of course, you know we have both state parks, Canaan Valley and Blackwater Falls state parks, up there. But with prosperity, sometimes brings misery and that's what I want to hit on briefly here.

In Tucker County we only have less than 7,000 citizens. Now keep this in mind, less than 7,000 citizens in the whole county. That's something like less than 17 people per square mile. And we have between the national forests, wildlife refuge, the state parks, county parks, city parks, Canaan Valley Institute, numerous nonprofits, own 48, almost 49, percent of the land in Tucker County. That's almost 50 percent of our land is owned by entities that pays no taxes at all. Zero taxes. So that leaves 50 percent of the land left to collect taxes. And on that, 9.22 percent is agriculture use so it's under agriculture, and farm-use nonagriculture is 5.33 percent, managed timber is 16.71 percent of our land is under timber management up there. So, that's a total of 31.2 percent is under reduced tax rate which leaves us with 19 percent of our land is actually taxed where people that pays full property tax or whatever on that.

And, you know, sometimes with prosperity comes misery, like I said.

For one example, Timberline has 370 homes in Timberline Resort there and only 50 out of 370 are permanent residents. The rest are rentals. Part time. So, you know, no one paying, you know, income tax or whatever.

And, you know, sometimes we're so busy patting ourself on the back of how good we've did or what we're doing that we're stomping other people in the stomach by doing it.

Now, I don't want to sound unappreciative because, like I said, we're booming up there. Most places in the state would like to have this

kind of prosperity. We have, you know, Corridor 48 that dumps right there between Thomas and Davis. We get the people out of D. C. and Virginia area, Baltimore area. From Thursday on up there you can't get through the streets of Thomas and Davis on the mountain because of that. You know, we have the Purple Fiddle and, you know, the state parks. There's all kinds of things.

But, with this being said, it puts a burden on the citizens of Tucker County because, like I said, we have less than 7,000 residents trying to pay for all this. We have to provide EMS. I have all the numbers that went to both ski resorts, the state parks, tourist-related accidents. That's pretty overwhelming on our EMS system over there. We're having problems with our water systems, our sewer systems. We're at full capacity . . . it can't add. We have people wanting to build but they can't hook to the sewer and water up there because it's, you know, it's an old mining and logging town, Thomas and Davis area up there, and the, you know, the infrastructure is out of date, needs updated. And, we're just full capacity. We have to provide law enforcement. I think we have either four or five deputies total for the whole county and we're taking . . . remember, that we're having over a million visitors a year. And it's putting a huge burden on our law enforcement. And try to find a place to park up there or even get through on, you know, the streets up there through not only summertime, wintertime, it's a year-round thing. So . . . And that's just, you know, naming a few of the problems we have.

Unlike most industries, you know, we just announced a new steel mill that brings good-paying jobs, this doesn't bring good-paying jobs to the area. So, we're not drawing in a lot of people to work there to pay into our tax base.

And, you know, it's good for the state what's happening up there. And, you know, sometimes it's not so good for Tucker County for what they are trying to do with limited resources. You know, some of the solutions I came up with because I wracked my brain on this because I brought this up. I met with my county commissioners that was down here yesterday. I meet with them all the time. I'm communicating because they're the ones that's trying to juggle this circus that we're starting to see.

You know, the state, like I said, they own a lot of land up there and pay zero tax on it. I know that's just the way it is but it doesn't help us out a whole lot and they just keep on adding more

land to it. And since these numbers on the percentage of land owned and there a lot of it that was under timber management has been donated to nonprofit groups that owns the land now and are doing things with it. So, what little tax was on that, we're losing the tax on that now.

I have a bill that's in the Government Organization Committee. In the state, a city is allowed to assess an amusement tax, I think up to two percent, and this bill just allows the county to do this. I was talking to a few staff members yesterday, talking about when they go to the beach, the one individual had just booked and was telling me all the fees and taxes that was on their condo and the vacation that they had booked at the beach. You know, we don't have a beach here but we do have mountains and, evidently, people are getting to like the mountains as well as they do the beach.

But, you know, going forward we're going to have the same problem in other counties with the new national park in Fayette County. I mean, they're going to start seeing the same growth with the same problems because, you know, like they say, you build it, they'll come. And they are definitely coming.

And I don't mean to seem ungrateful because I am so grateful that we're getting, you know, the attention that we're getting up there. And, you know, people are getting to see just what West Virginia is. But, I just ask the body, if you can't support these measures We're open for any kind of ideas that help us through this problem here because, like I said, only 19 percent of the citizens in Tucker County is paying most of the bills. They were just levied a couple of years ago with a \$50 EMS fee and all but one of the county commissioners that voted for that are gone and the third one is retiring this year because people are really upset because they feel that they're having to pay for everything, which they are. And, you know, I pay the \$50 too. I don't mind it. It's a small price to pay but when you're on a limited income, which that area you know is a lot of elderly people there, and a lot of, you know, like I said, not very many high-paying jobs.

But we really have a problem up there and it's getting close to crisis mode because of the growth. And I just ask the body if you have any ideas to help, you know, with what we can do or if, Mr. President, talk to the Governor's Office. You know, my suggestion was to set up a speed trap, but we don't want to do that. I mean, that's just how desperate we're getting, is because

we're looking for ways to provide service because, you know, the worst thing could happen is someone breaks a leg on a ski slope or worse and has to lay there for a couple hours until we can get EMS service to them. Or, you know, if they're in a car wreck and it takes, you know, hours to get a law-enforcement officer there or an ambulance, or whatever.

So, it is a problem and it just keeps on compounding. So I ask the body to help me try to solve this problem, get some relief, you know. If there's funding out there to help with the water and sewer because we have people that's wanting to build up there and it's hard to find land up there. One of the members here in the body, I'm not going to point him out because . . . but a good friend of mine says he's moving to Tucker County if he can find land or find a place to build up there. But, you know, so much of its under timber management and, you know, land's hard to get and when you do get it and you want to build, the hold up is not getting your home built, it's how are you going to hook up to sewer or water in that area.

So, Mr. President, I hate to linger this on but it's a real concern of mine and I would appreciate any help that you could give the citizens in Tucker County on helping solve this problem.

Thank you.

**REMARKS OF
HONORABLE
MICHAEL J. ROMANO**

Wednesday, February 9, 2022

SENATOR ROMANO: Thank you, Mr. President.

I feel compelled to rise and, first of all, I want to say that my colleague from Wood County is somebody I consider a friend and I love him. And his love for freedom I think is genuine.

You know, I heard him today stand up and applaud the ending of the mask mandate for children in school. Nobody likes masks. I don't like them. You know, we've made it a political issue. If you look around, most of us are wearing them; most of our friends on the other side of the aisle are not.

But, you know, masks don't protect me as much as they protect other people. I've been vaccinated, had my booster. I get COVID, it's very likely it's going to be mild for me. And I'm going to recover and come back and be fine like a lot of you all have.

But, you know, I've said here many times over eight years those who fail to know history are doomed to repeat it. And we forget because we're too young that around the turn of the century small pox was ravaging this country. Supreme Court ordered all children of school age had to have a vaccine. Supreme Court. There was anti-vax leagues just like there are today. Can't take the vaccine, it's dangerous, untested, all the same reasons that we hear today about this vaccine just on a little bit different basis. It's logical. You know, it appeals to people.

But, you know, wearing masks isn't necessarily for the person wearing the mask. It shows you really care about other people. People whose immune systems are compromised, who have co-morbidity issues, who have reached an age where they're susceptible to dying if they get COVID whether they're vaccinated or not.

My little brother has it. Maybe shouldn't say that but my little brother has it. He's had a couple heart attacks. I'm very concerned. Thank goodness he's been vaccinated. It's looks like he's going to pull out of it without any issues.

But I will tell you this. You wonder why countries that are in the Asian hemisphere don't have the same number of deaths and hospitalizations that we do. We don't hear about the same clogging of our hospitals and the same number of people who die. We're over 900,000 now, I think. I was reading a book—I like reading about history—and I was reading about pre-war Japan. And about how the military took over the government. And I flipped a page—because I like books more than I do computers—and there was a picture from 1922 of about 50 people getting off of one of their above-ground tram cars that you always see in the Tokyo movies. And about a third, maybe half, of them had little black masks on their face. And I was thinking to myself, is this small pox, what is this? So I did a little bit more digging. The Asian culture who cares about their neighbor, and their friends, and their family, more than they care about themselves sometimes, or their own discomfort, they put on a mask when they're sick, when they get a cold, when they get the flu, when they feel like they might give something

to somebody else. We can't do it to protect ourselves, Mr. President.

And the reality is that those kids who go to school transmit it to each other and probably won't cause themselves any damage, but they bring it home. They bring it home to their grandparents. They bring it home to their parents who might have an immunity issue or a co-morbidity issue that can kill them.

And we should set the example. And with all due respect to my friend who thinks this is about freedom, freedom's not about being able to hurt other people. It's about being able to care for your fellow American. It's about being able to do what's right. Sometimes you have to be instructed to do it, but that doesn't take away from your freedom. Our Constitution says for the common good of all Americans—I paraphrase there a little bit—but for the well-being and common good, that's taking care of the health of America.

I'm glad Wood County did what it did. Maybe it's what they want. They're elected officials, they'll see what happens next election. But sometimes, sometimes, you have to put others before yourself.

We say a prayer here every day. I often wonder if we listen to them because we talk about listening and helping and looking out for those that can't look after themselves. But we can't do this simple thing of wearing that little mask. We act like it's going to kill us. It will save lives.

Thank you, Mr. President.

REMARKS OF
HONORABLE
MICHAEL T. AZINGER

Wednesday, February 9, 2022

SENATOR AZINGER: Mr. President, I appreciate my buddy from Harrison's speech.

If we want to do a mask debate sometime here, that would be probably beneficial and I think that my side would not lose.

I do want to make one observation—that my buddy from Harrison did make his speech

without his mask on. And that's a common occurrence here in the capitol. So, I think that says what we understand viscerally about the mask.

And I'll leave it alone there, Mr. President.

Thank you.

REMARKS OF
HONORABLE
GLENN D. JEFFRIES

Friday, February 11, 2022

SENATOR JEFFRIES: Thank you, Mr. President.

I got to stand here today and talk about a couple of little things that . . . about wisdom. I looked it up and it said that wisdom is the ability to think, act utilizing knowledge, experience, understanding, common sense—one thing I talk about a lot is common sense—and insight.

Well, back on January 2 . . . I'm a big Kansas City Chief fan. I like Patrick Mahomes. I like how he maneuvers and how he can throw a football. But they got beat by the Bengals.

So, playoff comes around. Chiefs and the Bengals are playing again. What happens? Bengals beat them again.

So, I made a mistake by talking with my daughter-in-law and I said, "You know what?" I said, "If I had a Bengals tie, I would wear that to the Senate." Well lo and behold, I get what I ask for. I got the Bengals tie.

So, I got to stand up so she can see me and make sure I got that Bengals tie on.

Go Bengals!

REMARKS OF
HONORABLE
OWENS BROWN

Friday, February 11, 2022

SENATOR BROWN: Thank you, Mr. President.

Today is February 11. Eleventh day of Black History Month. Tomorrow, February 12, the NAACP will be celebrating the 123rd anniversary as their . . . when it was created in Harpers Ferry, West Virginia. So, West Virginia is part of the NAACP's history.

Also, many people might ask why Harpers Ferry? Well, Harpers Ferry is where John Brown, a great American, sacrificed his life to free four million people. And, unfortunately, we do not have a statue in West Virginia of John Brown. But I really . . . that's a story for another time.

I really want to talk about the NAACP. Why it was created. The platform in 1909 was to first have the Fourteenth Amendment enforced for free black people in America, which wasn't being enforced for 40 years. The second part of the platform was to make sure we have equal and fair education for all people in this country. And the third part of the platform was to make sure the ballot box . . . the ballot box . . . was for everybody in this country.

And, you know, for 123 years—we have about 1,700 NAACP branches—but there's not one recorded incidence of violence by the NAACP chapters in any state or city. And the thing is, you know, one time the NAACP was actually outlawed in some states . . . actually classified as a terrorist group.

But, over the years, the NAACP probably has been the most effective body outside of this government in getting legislation passed. The first big piece of legislation that was passed was the desegregation of the military in 1948 that was of the efforts of the NAACP. Then in 1954 *Brown v. Board of Education* that also ended separate but equal. Many people feel as though the 1954 *Brown v. Board of Education*, a Topeka, Kansas, case, was the first pillar of governmental discrimination to go down.

Then after 1954, in 1956, we had the Interstate Commerce Act emitting from the Montgomery bus boycott where Dr. King first came on the scene.

Then 1964 we had the Fair Labor Act, which was NAACP attorneys, in a bill.

Then in 1965 we have the Voting Rights Act which was pushed and sponsored by the NAACP.

Then 1968, we had the Fair Housing Act that was pushed by the NAACP.

What I'm saying is this: That many people probably don't know the work of the NAACP, but the NAACP is an integrated organization.

And West Virginia should be very proud that it was formed in this state. Actually, this state was born out of the Civil War. Americans in this state who refused to join the Confederacy and split off in 1863 and we should be commended as a people in this state for not joining the Confederacy and upholding of the Constitution of the United States.

REMARKS OF
HONORABLE
CHARLES S. TRUMP IV

Friday, February 11, 2022

SENATOR TRUMP: Thank you, Mr. President.

I'm so grateful for the remarks by the Senator from Ohio and the Junior Senator from the Sixteenth today. It's a nice segue. We won't be here tomorrow, Mr. President. We'll be home. It's Saturday, but it is February 12, as the Senator from Ohio mentioned, and we have a birthday we celebrate every year on February 12. And that is the birthday of our sixteenth president, the great emancipator, Abraham Lincoln. And so, I have just a little bit I want to say.

The Senator from Ohio correctly talked about the birth of West Virginia. And we celebrate June 20, 1863, as this state's birth. And we revere Lincoln because he's the author of our statehood. Not just the first Republican president of the United States, but the author of the Emancipation Proclamation, the author of our statehood. And it was less than two weeks . . . less than two weeks after our statehood that the conflagration erupted in that little town in Adams County, Pennsylvania . . . a little crossroads town called Gettysburg. First week of July, 1863.

And I like sometimes—I know maybe senators are tired of hearing me talk about it—but I like sometimes when we have conflict or trouble, we're struggling with issues, to think about that period of time. It always leaves me feeling how blessed we are now. You know, we have disagreements, we have arguments, but this is nothing, you know. The disagreements and arguments we have now are among people who love one another, treat each other as brothers and sisters, nothing like what happened in the middle of the nineteenth century in this country when this country went to war over many things with itself, many things. But, primarily . . . primarily, the issue of human slavery is what it was about.

And, you know, I think for a long time in the states of the former Confederacy, there's been an effort to rewrite some of that history, to convince people that it wasn't about that. But that's what it was about. And after those horrible three days, Mr. President, in Gettysburg . . . in Gettysburg that first week of July in 1863, where casualties were 51,000 people . . . casualties on both sides, 51,000 people. That's pretty close to the population of Jefferson County, or Putnam County. Both have populations in the fifty thousands, a little more. But, think about that. The enormity of the cost. Both sides . . . 51,000 casualties.

But, it was, Mr. President, the turning point . . . the turning point for the conflict. You know, from Gettysburg and beyond, it took a long time, it wasn't until, you know, 1865 when that conflict ended. And, as the Senator from Ohio pointed out, you know, there's plenty of work to do for centuries, more than a century afterward. Much of which was done by the NAACP. But, Gettysburg turned the course of the war.

In November of that year, President Lincoln was invited back . . . invited to Gettysburg, I won't say back. He wasn't there when the conflict happened, the battle. But he was invited to Gettysburg to render a remarks, an address, at the dedication of a cemetery for those who perished there.

And so, I'm going to leave this body, if I may, not with my words, but with the words of Abraham Lincoln in Gettysburg in November of 1863. And I hope we'll think about them. I hope we'll think about what they really mean over this weekend, particularly tomorrow when we celebrate and remember his birthday:

Four score and seven years ago our fathers brought forth on this continent a new nation,

conceived in Liberty, and dedicated to the proposition that all men are created equal.

Now we are engaged in a great civil war, testing whether that nation or any nation so conceived and so dedicated, can long endure. We are met on a great battle-field of that war. We have come to dedicate a portion of that field, as a resting place for those who gave their lives that the nation might live. It is altogether fitting and proper that we should do this.

But, in a larger sense, we cannot dedicate—we cannot consecrate—we cannot hallow—this ground. The brave men, living and dead, who struggled here, have consecrated it, far above our poor power to add or detract. The world will little note, nor long remember what we say here, but can never forget what they did here. It is for us the living, rather, to be dedicated here to the unfinished work which they have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us—that from these honored dead we take increased devotion to that cause for which they gave their last full measure of devotion—that we here highly resolve that these dead shall not have died in vain—that this nation shall have a new birth of freedom—and that this government of the people, by the people, for the people, shall not perish from the earth.

Let's have a nice weekend and remember Mr. Lincoln.

Thank you, Mr. President.

Supporting North Central WV aviation and aerospace industries

(Adoption of Senate Concurrent Resolution 46)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Tuesday, February 15, 2022

SENATOR ROMANO: Thank you, Mr. President.

Mr. President, I want to first of all commend you for preparation of this resolution. I've stood here many times, always with everybody's help

in this chamber, in promoting the aerospace industry that serves all of north central West Virginia. Where else will you find names like Mitsubishi Heavy Industries, Boeing, Aurora, Pratt Whitney, E.A.S.W., and many others who call north central West Virginia their home? All are in the midst of expansions. Over 2,000 jobs, employing West Virginians from 22 counties . . . are currently at work in our area up there with a thousand jobs. Now, let's say that all together . . . a thousand jobs on the horizon.

What we need are educated citizens who want to go to work there for lifetime jobs. Lifetime jobs. Not minimum wage jobs, not even double minimum wage jobs, but lifetime jobs. Good-paying jobs that allow them to provide a better life for themselves and their families and that allow their children to do even better.

This is the new industry of the future. This is an industry that doesn't require miles and miles of flat land. It fits in the footprint of West Virginia, Mr. President.

And this resolution honors all of those who help make that happen from the President of Mitsubishi, Hiroaki Yamamoto, all the way down to our Regional General Manager, Anthony Hinton. They are bringing jobs to West Virginia that help our children to graduate . . . with an eight-week course in some cases. They graduate on a Friday and a hundred percent of them go to work on a Monday. Where else does that happen?

And we've invested a few million dollars in clearing some land and making available to these companies the room that they need for expansion, that they want to do that, they're investing their money in to make happen.

Mr. President, again, I thank you for this resolution. It was your idea. I thank the body for everything they've done in my two terms here to make aerospace become a reality for the entire northern part and north central part of West Virginia.

For all the employees, I urge a "yes" vote, Mr. President.

**Designating month of February, 2022, as
Self-Care Awareness month**

(Adoption of Senate Resolution 26)

REMARKS OF
**HONORABLE
AMY N. GRADY**

Tuesday, February 15, 2022

SENATOR GRADY: Thank you, Mr. President.

Self-care is important in everybody's life.

So, why is it important? It can be summed up in a manner of ways but I sum them up in these things: Taking care of your physical health and body; taking care of your mind and thoughts; your emotional health; your spiritual health; and increasing your own well-being through self-care behaviors.

Mind, body, and soul . . . these are the three things that self-care is about and I encourage members of this body and everybody listening to take care of yourself and to promote self-care awareness.

Thank you so much.

**Recognizing WV Kids Cancer Crusaders on
International Childhood Cancer Awareness
Day**

(Adoption of Senate Resolution 27)

REMARKS OF
**HONORABLE
GLENN D. JEFFRIES**

Tuesday, February 15, 2022

SENATOR JEFFRIES: Thank you, Mr. President.

You know, every year we do a resolution for kids . . . Cancer Crusaders.

And I'd like to go back and just think about the day that I met them. And that was in 2017, my first term here at the Legislature.

We have a guest with us here today. Her name is Kelly Wymer. It was a wonderful and beautiful day that day . . . And I'll never forget about when Sandy Westfall . . . I was walking in and she grabbed ahold of me and pulled me . . . She said, "I got some people I want you to meet." And I got to meet Kelly and all the kids that were here. And it was a special day.

You know, a lot of these kids who are fighting . . . they're fighting for life. And fighting against childhood cancer.

And it was on that special day that . . . there was one child that I got to meet and her name was Ellie Washington. They called her the "Fighting Bean". Ellie . . . she lost her battle with cancer December 26, last year. Ellie and her family . . . they were always so kind to me. And I always will remember Ellie's sweet smile that she had.

You know, I think about that and I think about these kids that are battling just to be able to see their next birthday. She deserved a healthy childhood; she deserved to learn how to drive; to graduate; have a career; a family of her own one day. But that didn't happen.

Mr. President, each day in the United States 43 children are diagnosed with cancer. Sad part about it is one in five . . . one in five . . . will not survive.

Mr. President, we desperately need funding for research into these causes, age appropriate treatments for childhood cancer. Mr. President, we need it from the federal level.

I will say that in 2016 President Obama . . . he announced a cancer "moonshot" to accelerate the fight against cancer. 2019, President Trump pledged over \$500 million towards cancer research for the next 10 years. And then this year on February 2, President Biden announced the renewed commitment to the cancer "moonshot" including several grants for childhood cancer research.

Mr. President, this is not . . . this is nothing more . . . bipartisan support for our children with cancer and their families. Thanks to each of you for your support.

Mr. President, I urge passage of the resolution.

Thank you.

**REMARKS OF
HONORABLE
ROBERT L. KARNES**

Tuesday, February 15, 2022

SENATOR KARNES: Thank you, Mr. President.

You know, yesterday I stood up and talked about House Bill 4007 (*To reduce personal income tax rates*) and how important I believe that is that we get it here on the floor and get it down to the Governor's desk and all because I think this is one of the most transformational things we can do, starting the, you know, reduction and elimination of our state income tax.

But, that's actually not totally why I stood up today. The reason I stood up today is because shortly after I made those remarks, somebody else popped up and they spouted off correlation doesn't equal causation. And every time I hear that, it's always done by somebody who's sort of like a jack-in-the-box. They pop up and they put that out there and they sit back down and, man, they're proud, they just said one of the most profound things they could imagine mankind ever saying.

I wanted to explore that just a little bit. It kind of reminds me as a father of eight, the level of pride you see there about what they've done is like a two-month-old who's just filled a diaper. You know, they get very proud too. And for all the same reasons I think.

In this particular case, I want to explore this idea because so often I hear that said about correlation and causation and I think that what gets missed there is the idea, the understanding, the scientific thought that goes in behind why people do make the mistake of correlation and causation. And that is because science starts with correlation. You start by looking and seeing a correlation and then the curious mind wonders if maybe there's not a cause behind it. And so you explore it a little bit more. Now, for me personally, on this particular issue, you know, I listed off nine states that don't have an income

tax and how their economies outperform, and so on.

Well, I've lived in half of those states and I've done business in every single one of them. And so, for me, when I saw the correlation I didn't sit back down knowing that correlation doesn't equal causation. I got curious. Like, is there a reason why this is always true for these states, you know? Or is there an alternative reason? Lots of times we hear people say, "Well, West Virginia isn't Florida. We don't have beaches in West Virginia." But then I answer that question by saying, "Well, Nevada doesn't have beaches. South Dakota doesn't have beaches. Wyoming doesn't have beaches. So maybe beaches are not the answer." And they say, "You don't have the flat terrain of, you know, Texas, or whatever like that." And then I look around and I go, "But New Hampshire doesn't have flat terrain either. It's a mountainous state. It's got harsh winters, much like West Virginia and, yet, they perform very well. So, what you do whenever you see a correlation is you form a hypothesis and then you test that hypothesis against known data and then you can arrive at a conclusion.

You know, in 1901, there was a fellow that went out to Colorado Springs, Colorado. It was a dentist. And he noticed that everybody there that was born and raised in that area had brown teeth. And he thought, "Well that's interesting. You know, maybe there's something that's causing this. Maybe there's a causation of this brown teeth." And so he started exploring. But one of the other things he discovered is that they didn't have cavities. People that lived in that area didn't have cavities. So he began to wonder, "Wow, that's a very interesting thing." Obviously, because cavities are a big deal and he studied that issue and he even went to Arkansas later on because there was a similar phenomenon in Arkansas. And eventually what they discovered was that these places had fluoride in the water. See, he saw a correlation and instead of being intellectually lazy and sitting back down, proud as punch, he explored that correlation and he tried to find out what was happening there. And today, almost every major city in the United States has a fluoridated water system that helps protect our children from cavities because a guy in Colorado, a dentist in Colorado, decided to see if maybe there was some causation behind the correlation.

When we see people talking about giving their kids, you know, a calcium rich diet, we don't do that for no reason. We do it because somebody observed somewhere along the way

that a calcium rich diet created strong bones. But it wasn't just the calcium. You also have to have the Vitamin D, and you also have to have citric acid, and you also have to have outdoor exercise because the exercise also helps to strengthen the bones.

We study things. We look for correlations so that we can establish causations. It doesn't always work out that way.

I believe as the members of this body that were here in 2017 might recall when we were working on tax reform I had a stack of papers on my desk that was about a foot and a half high. You see I didn't just assume because there was a correlation that there was causation. I went and looked at studies all over the world. We're talking about from Harvard, and MIT, and Stanford, and the University of Chicago, the London School of Economics, as one particular senator may recall. It wasn't just that there was a correlation. There was an enormous amount of science was then conducted based on that correlation and most of that science came back and said income tax hurts your economy, reducing it and eliminating it helps your economy.

You know, at a certain point when that diaper is full with that two-year-old, a responsible party has to show up and clean up the mess. And I can tell you from experience sometimes it's touch and go whether the mess will be cleaned up before you run out of wipes. In my case it's not always the case, that I ran out of wipes sometimes before the mess was cleaned up.

But that's what we're here to do. We inherited an economy that was a mess in West Virginia in 2015. And we're cleaning that mess up. And maybe we'll run out of wipes before we get the mess cleaned up.

But this idea that you can't look at a correlation and assume that there might be something there, enough to investigate it. The idea that you just pop up and spout that off. If you have an alternative theory, if you can show some real science that says that there is no causation behind it, I'd be happy to hear it. But I've never seen any counterarguments related to the income tax.

Clearly, this has a massive effect on economic growth. We see it across the United States in states that have never implemented it, or have reversed their income tax.

And so, Mr. President, I just wanted to point out that sometimes correlation does equal causation and we have important work to do here and I think we should put a little bit more thought behind what we're doing.

Thank you, Mr. President.

REMARKS OF
**HONORABLE
RYAN W. WELD**

Tuesday, February 15, 2022

SENATOR WELD: Thank you, Mr. President.

No correlation or causation here.

I think a lot of us probably remember back in 2012 during a presidential debate between then-President Obama and candidate Mitt Romney. And then-candidate Mitt Romney said that the biggest threat to foreign policy, threat to the United States of America, was Russia. And in response to that, President Obama said, "Mitt, the eighties called, and they want their foreign policy back."

Well, Mr. President, currently one of the top-rated shows on Netflix is *Cobra Kai*, a new *Ghostbusters* movie recently came out, and the Russian bears once . . . threatening global security. And so I guess we have now gone back to the future.

Currently, I think a lot of us probably have seen on the news that there's a 100,000 troops, Russian troops, circling the eastern and southern portion of Ukraine. And there's another 30,000 Russian troops in Belarus currently conducting an exercise there that's soon to end. And there has been a lot of talk of war . . . of the Russians starting a war that they claim is necessary for their security. But in reality, Mr. President, it's just another crisis invented and caused by Vladimir Putin.

Back in 2008 I was a young First Lieutenant working the watch desk at Ramstein Air Force Base. It was a quiet Sunday morning. And, all of a sudden, things went pretty quickly . . . very quickly to a deteriorating situation when the Russians invaded the small nation of Georgia. They put everything they had in the air and a lot

of troops on the ground and started moving. I spent the next, probably, 36 hours at work briefing command staff, and working to deconflict air space so that we could fly Georgian troops that were in Iraq back to their country.

In 2014, Mr. President, the Russians then annexed the Crimean region of the Ukraine. The world had no response. The United States had no response to that aggression which they said they needed to undertake for Russian citizens in that part of Ukraine.

And so that brings us to the current problem that we're at where we have evacuated embassy staff. We've moved our embassy to the western part of the country. The United Kingdom has told its citizens that they need to evacuate; has also evacuated most of their embassy staff.

So, you're probably wondering why discuss this today? Why discuss the global events in another part of the world here on the Senate floor? And I'll tell you why. A lot of us come from communities, or represent communities, where there's a heavy immigrant population. I represent the Northern Panhandle. Wheeling had a strong German population. The city of Weirton had a strong Greek, Serbian population. They came and worked in the steel mill there. Wellsburg where I live has a very long history with Italian immigrants. A lot of my family has come from Italy. My stepfather's family, a lot of people in my town are descendants of those who came here from Italy. I, myself, am German-Irish. So, I finally figured out when I was about 12 why a lot of people called me Tom Hagen when I was growing up in Wellsburg.

And so, all those communities over the years have kind of seen it like the country as a whole dwindling at the amount of immigrants that come to the United States that came here for the American dream. That those who have been seeking to come here has slowed down.

However, recently, in Weirton, we had a young family from Ukraine that came here to see if they could find their part of the American dream. And I'm very, very fortunate that myself, my wife, have become very close friends with Vasyi, Natalia, their young daughter, Violetta—who was five when she came here, didn't speak any English, and now she has to translate sometimes for her parents—and their young daughter, Mikaella, who is an American citizen by virtue of being born here last year. And the past five years that he's been here he's worked

extremely hard. He started his own business. If it's broke, he can fix it. He does maintenance and home repair and does amazing work. And everybody in the city of Weirton knows how much of a hard worker he is and how much talent he has. And the city, it's been very impressive, to see the city, a city once full of immigrants, embrace a family of immigrants that have come here seeking the American dream.

And that I think, Mr. President, is what makes West Virginia special. And that's why I bring this all up. That's what makes West Virginia special is that a state and a nation that was once full of immigrants is, you know, that number has dwindled, but it is those seeking a better life have escaped the country that has been torn by warfare by Russia. They've come here and been accepted and embraced as part of our community.

And I think that is what makes West Virginia special is that by living here, they've been able to seek not only the American dream but also the West Virginian dream. And that's the dream that we all in here, all 34 of us, want to pursue. And we want to make sure that the West Virginia dream is something that we make happen every day here. That we work towards that goal of making the American dream able to happen right here at home.

And so I'm very proud to call those people friends and very proud of the life that they have been able to make here, but even more so, I'm very proud of our state and my community and how they've welcomed them and embraced them.

And so, I appreciate everybody's indulgence here for a couple of minutes.

And thank you, Mr. President.

**REMARKS OF
HONORABLE
BILL HAMILTON**

Tuesday, February 15, 2022

SENATOR HAMILTON: Mr. President, today I want to talk about a couple of topics. One's really close to my heart and I hope I can get through this.

It is reported in today's news that 500,000 Americans are expected to die of overdoses from present day 'til 2029. And they're going to die unless we intervene.

Interventions are imposed which could reduce the death numbers by as much as 40 percent. It's going to take intervention in our schools at an early age. It's going to take revenue to do this. Rehabilitation, not in our largest cities in West Virginia, but rehabilitation possibly on a county basis.

And when you do this, all drug and alcohol abusers will not take advantage of any programs because in their minds, no problem exists, "I've got a handle on this."

How well I know.

But we have another problem today that has overshadowed our overdose deaths. And that is COVID. Yesterday marked another milestone in West Virginia, unfortunately. We surpassed 6,000 deaths in the mountain state. We reached 1,000 COVID deaths on December 15, 2020. And in 13 1/2 months, we've added 5,023. And it's climbing.

Now, I'm not giving a speech about mandating masks or vaccines. When the Senate Clerk called me at the end of December and said you can either go to Morgantown or go to Charleston and get your vaccination if you want it, I said, "I'll be the first in line. I'll go to Morgantown."

But that's not what I want to talk about.

I'm acutely aware of this because I have family members and friends who are dealing with COVID and addiction. And it's the toughest problems they've ever faced, that they've ever tangled with.

Today is an important day in my life. Because on this day some 50 years ago, my son Shawn came into the world at 10:35. And the first time I met him, I knew I liked this guy. In fact, I loved him. And contrary to what other people have told me, when I spoke to him for the first time, he looked up at me and smiled. And everybody said it wasn't a smile, it was gas. No. It was a smile, I'm telling you.

But I soon learned that parenting is a full-time job. And one of my toughest jobs I've ever faced in my life. And parenting does not stop when your children leave home.

On June 3, 2020, my son became one of the 1,600 drug overdoses that were reported from April 2020 to April 2021. And when the trooper called my home—and I knew this trooper, and I won't repeat his name—but he asked a question. He said, "Are you the father of David Hamilton?" I said, "I'm the father of David Shawn Hamilton. What's he done this time?" And there was a long three second pause and it must have lasted 20 minutes because he finally came on and said, "Look, we found your son dead this morning."

Now, we're sitting right now on revenue surpluses that's the most we've ever had in the history of our state. And it's been reported that next year there's going to be close, maybe, to a billion dollars surplus. We've got to start talking about this drug abuse and substance abuse, whatever you want to call it, and we've got to start putting the revenue where it's going to work.

Law enforcement, doing a yeoman's job. But they can't do it all.

And I'm a firm believer that rehabilitation, although Shawn would not go. He said, "Well, I did my rehab when I was in" He was in prison two years. "I did my rehab in prison." But when he came out he got back in with the same friends and the same activity that he had before he was arrested.

It's time we put some money towards this problem.

Thank you.

**REMARKS OF
HONORABLE
ROBERT H. PLYMALE**

Wednesday, February 16, 2022

SENATOR PLYMALE: Thank you, Mr. President.

I would like to bring to everybody's attention the passing of someone that I had a great amount of respect for, who I worked with a lot, and that's Nancy Cartmill.

Nancy Cartmill died yesterday and she was a Cabell County Commissioner. She was also a

former mayor of Barboursville—the first woman mayor ever elected in Barboursville. She worked this body as a lobbyist for the Parent Teachers Association for 20 years. She worked for the assisted living.

She is just . . . was a remarkable person and one that we'll greatly miss in the Cabell and Wayne area.

I really looked at her as a very respected friend and one that I talked to on a, you know, regular basis about the issues.

But I would like if we could honor her for just a moment of silence.

Thank you.

REMARKS OF
**HONORABLE
RYAN W. WELD**

Wednesday, February 16, 2022

SENATOR WELD: I wanted to bring something to the body's attention that I was remiss to earlier this week.

And that is on Sunday my district had a state champion named in the sport of hockey when Wheeling Central defeated Wheeling Park 4-3. So, Central is now . . . they're the state champs in the sport of hockey, Mr. President.

And P.J. Ratcliffe's team came out on top on that Sunday game while the Superbowl was being played.

But I wanted to bring it to the body's attention for a particular reason, and that one of the members of that team is an All-State Forward by the name of Matthew who happens to be the son of the Senator from Marshall County. And so I know the senator has been doing a lot of driving back and forth to watch his son play in his senior year.

And so I want to bring that state championship to everybody's attention here.

So, thank you, Mr. President.

Establishing a memorial to child labor and child workers who died in the course of employment in this state

*(Passage of Eng. Com. Sub.
for House Bill 3312)*

REMARKS OF
**HONORABLE
MIKE CAPUTO**

Thursday, February 17, 2022

SENATOR CAPUTO: Thank you, Mr. President.

You know, I'm going to rise in support of this bill. And I certainly hope that the funding for this monument will be at least attempted, Mr. President, to come from private funds as we did so many other memorials such as the coal mine memorial here on the capitol grounds.

You know, there is no more appropriate place to put a memorial like this and to memorialize the loss of life than Marion County, West Virginia. Because, back in December of 1907, December 6, the largest industrial accident in the history of the United States happened at the Monongah No. 6 and No. 8 mines. You know, explosion ripped through those coal mines and rocked an entire community. And it's always noted that 361 were known dead. Now, let's think about that. Were known dead. Because back in those days, Mr. President, back in the coal camps . . . You know, coal camps were made up of many immigrants: Italian, Polish, Irish, African-American. Folks who came to West Virginia and weren't treated very well, and were living in coal camps, and weren't even allowed to communicate with each other. Because they were afraid if they communicated, they could get together and form a union and form a better way of life for themselves. So they kept them separated in these coal camps. So they didn't learn each other's language. But you know, when that mine exploded, they all died . . . regardless of where they came from, regardless of the language they spoke . . . they all died.

And I want to direct your attention back to the 361 known dead. There were many children in that coal mine that no one knew. They never accounted for the people that went into the mine back then. You see, you got paid by the ton back in those days, Mr. President. And you got cheated when they weighed your coal. They

took 30 percent off. They called it rock and refuse . . . that didn't count for coal. So you got cheated at the weigh scales. So, back in those days, to feed your family, you brought everybody in you could to help you load the coal so you'd get more tonnage. You made more money. You tried to provide a better way for your life. So, instead of little children going to school, instead of little children going to the playground, some as young as 10 years old were working in the coal mine. Now, I want you to think about that. Some as young as 10 years old were working in the coal mine. So when that mine exploded, we don't know how many people were in that mine. We can only account for 361 people.

And when you go to that graveyard in Monongah, they still kept those miners separated. There's a place where the Italians were buried. There's a place where the Polish were buried. There's a place where the African-Americans were buried. And then there's this big strip of ground, Mr. President, full of unknowns. Full of body parts. Full of people that couldn't be identified from that tragic day in 1907.

You know, this is something I wished we weren't doing, Mr. President. This is something I hope we never have to do again. Seems like every time there's a tragedy in the coalfields we all run together, we pass some safety laws, we dedicate them a memorial, and then we move on until the next time. I don't want to go to any more memorials, Mr. President. I've spoke at so many memorials in my career working for the union, I don't want to speak at any more.

And it's a shame that we even have to talk about this. But we do have to memorialize those lives. But this is also going to memorialize a part of history . . . where the union finally got in the contract where children could no longer work in the coal mines. We fought hard for that. It was a union that did that, Mr. President. So this, to me, doesn't only memorialize the loss of life, it memorializes the day we fought and we achieved victory so children never had to go back in those coal mines again.

So, I thank you, Mr. President, for that memorial. I thank the sponsor to this bill for recognizing the facts that I just laid out. Maybe that wasn't their intent, but that's what happened. And that's why children are no longer dying in the mines, Mr. President.

So, I'm going to ask my colleagues to support this. I'm going to work hard back in Marion

County trying to make this a reality. And I think we should work really hard to secure the funding because I think the very companies that cause these tragedies should pony up some money to help us build it.

So I hope I have your support on that, Mr. President. I hope I have the support of this body on that.

And I urge a "yea" vote on this memorial.

REMARKS OF
HONORABLE
OWENS BROWN

Friday, February 18, 2022

SENATOR BROWN: Thank you, Mr. President.

We're still celebrating Black History Month for a couple more weeks. And I feel as though that this is a good time to talk about black history.

And one of the things about black history is this: People don't realize that during slavery African-American slaves weren't allowed to read, or learn to read, and if they were . . . if they learned somehow to read, they were often . . . they were executed because there was that fear of knowledge that would set them free in their minds and to plan and to communicate.

At the end of the Civil War, Frederick Douglass, the great abolitionist, fought for equal access to schools. And . . . there was some. Then came 1896, *Ferguson v. Plessy* [sic], which brought in separate but equal. Which set back integration in the schools for 60 years until 1954 when *Brown v. the Board of Education of Topeka, Kansas*, which ended legalized discrimination.

But what happened during that time . . . that was a time of white flight. Many whites in the south, and some places in the north, didn't want their children to go to school with African-Americans. So, what did they do? They set out and start their own private schools, their own private schools.

You know, education to African-Americans has been very special. We've always cherished

education even though in some of the places in this country that . . . financing isn't equal in some of the places due to the tax base. But we still value education.

My father had an eighth-grade education when he fled the south in 1918 at the age of 15. But he educated himself to educate me.

What I'm saying is this: Some cases, or decisions, live in infamy. And May 17, 1954, is one of those dates. It changed the course of this nation. *Brown v. the Board of Education of Topeka, Kansas*, was the first pillar to fall, that began to unravel legalized segregation and this great American experiment with public schools has changed us for the best as a nation. And we should not go back and retrench ourselves in these little groups, especially at this time in history when we must all pull together facing an enemy out there and facing so many problems. You know, I have spoken earlier that we're all joined at the hip as one people. And by us separating ourselves and putting ourselves in these little different silos across the country and in this state, I don't think that's helpful.

You know, my wife taught for 25 years before she became ill. And she taught kindergarten kids. And they were always happy to come to school to see their friends . . . to see their friends. It didn't matter what color they were, or where they came from, or what economic status they were. But they were always happy. Kids like going to school. I enjoyed school.

You know, we're stuck in this here era of a culture war that's going on. We are in a culture war. And it's going to be detrimental. There will be no winners in this culture war. There will be victims and casualties. And I think the children will become a casualty of this culture war the way it's going.

You know, when you talk about critical race theory, which has never been there, what we're doing is playing a game and exploiting an idea that's not there. We see people benefitting politically by preaching something like critical race theory that's not true. But to me, this is exploitation of the children.

And, again, you know, people talk about our educational system, how bad it is. No. Our educational system isn't bad, it's just been . . . everybody's been saying it's bad, but it's not.

You know, a few years ago I met with a group of teachers from Japan out in Portland, Oregon. And it was interesting. They said, you know, we're trying to move toward your type of education because all our children . . . We don't get a chance to enjoy our children because they're in school all the time. Most of the year. We're, as Americans, we are moving towards their style of education.

The thing is if you take our top 20 percent of students in this country and compare them to the rest of the world, we are at the top of the world. It's just that in this country, we try to educate everybody. What brings our scores down . . . where other countries, only a select few are being educated.

But, again, you know, I just feel as though that this is a black history moment here in this state with what's been going on with this cultural war, and these books, and even with this here pods and micro-schools, and whatever. I feel as though that it could lead to resegregation of the school system in the State of West Virginia and other states that have these pods and micro-schools.

Thank you.

REMARKS OF
HONORABLE
PATRICIA PUERTAS RUCKER

Friday, February 18, 2022

SENATOR RUCKER: Thank you, Mr. President.

Just real brief, I was not expecting to make remarks today, but, you know, I am so excited about the potential and the possibilities that we are opening up in the State of West Virginia.

And it did not come up in the debate that we had earlier on the micro-school and learning pod bill. But the reality is, those who can afford a private education in the State of West Virginia, those who have a private school close to them, they have the choice to do that. And there are those who have excellent public schools that they have access to. But micro-schools is an option for those who may not have such great public schools or a private school that they can afford. And you know a group of parents, minorities, whoever, who feels they're not

getting an option can now find a solution, a way to possibly get the education that they feel their child would benefit the most from. And some of these students may, right now, not be getting that.

So I'm really excited about the future of West Virginia and the fact that we here have . . . are willing to try anything and everything to help our kids succeed. I think that that is truly a laudable goal and I'm grateful for the support.

REMARKS OF
HONORABLE
MICHAEL T. AZINGER

Friday, February 18, 2022

SENATOR AZINGER: Thank you, Mr. President.

Just a brief statement here. Just want to respond just briefly a few words, in response to the Senator from Ohio.

One of the . . . I'm a reader. I've got probably 1,200–1,300 books in my little library downstairs. I've been reading one to three books in perpetuity since I was 18 or 19. I know it doesn't show in my intelligence. No smart remarks there.

But one of the books I read in Bible College was a book called *Up from Slavery* by Booker T. Washington. It was one of the—I'm not saying this to be accepted or be politically correct—but it was one of the most profound books I've ever read. If you've not read the story of Booker T. Washington, then you're deprived of a fantastic story.

Booker T. Washington started a school called the Tuskegee Institute. And I would assume . . . presume to think that he wasn't worried about tons of regulations. He wasn't worried about miring it down in the bureaucracy that we see today that motivates many of us to go to private school, or home school, or these new micro-schools that are just rooted in freedom, allowing Americans to educate their kids the way they want to educate their kids. And that's what Booker T. Washington did.

I saw . . . I was reading just here before I stood up somebody wrote that he built that

school brick by brick by his hand. He was an American. He was a real American. And this was in 1881. And I dare say that if Booker T. Washington studied the philosophy of critical race theory, he would understand that it is a Marxist philosophy founded in the devil called Karl Marx and it is antithetical to our foundation, to our Declaration of Independence, and to our Constitution. And he would flee. He would burn that thing up. And that's what needs to be done with it.

And I appreciate the Senator from Ohio. He's an eloquent speaker.

And I'm not up to pick a fight but I want to make those two points about Booker T. Washington and just the evil of critical race theory that needs to be banned in every corner of our great nation.

Thank you, Mr. President.

REMARKS OF
HONORABLE
CRAIG BLAIR

Friday, February 18, 2022

MR. PRESIDENT: Thank you, Madam President.

I didn't expect to come down here. But I took it as a personal insult what was just said here. So, I want to give everybody a little history lesson on what took place. Because I've served since 2002. Eight years in the House of Delegates. Two years in the minority in this chamber. And the remainder of it being in the majority.

And what the Senator from Tucker said there was just mildly spoken. Kindly. I witnessed it. I had members tell me how things went on.

What took place in here this morning was is that we're trying to perfect a bill and get a piece of legislation out that satisfies the needs of the people of West Virginia. It may or may not come out of the Rules Committee. But I can tell you this much, there wasn't any dictating taking place at all.

And that's exactly why a recess was called to go back and have a conversation. The majority party. Have a conversation . . . what took place here.

I'm sorry that we stole a win from the minority. Because it wasn't a win. That's not the game that's being played here. The game that's being played is for the people of West Virginia. There wasn't anything done in this chamber that was outside the rules, or outside the integrity, which I take personally. So, to stand up here and make comments like that is wrong.

I will continue as long as I've got that chair to do exactly how I've been doing it. And that is trying to run a fair institution for the people of West Virginia . . . merit of the issue.

And I hope like . . . I hope that I don't come back here to this seat one more time this session for that. Because I have no regrets whatsoever for what we did in here today. That bill is still alive and if we can perfect it, we will. And if it cannot be perfected, it will not come back out of Rules. It's simple as that. And anybody that's got any suggestions on how to make it better, I'm all ears. And I think everybody in this chamber knows that that's my behavior and my style of leadership.

Thank you, Madam Chairman.

REMARKS OF
HONORABLE
HANNAH N. GEFFERT

Monday, February 21, 2022

SENATOR GEFFERT: Thank you, Mr. President.

Today is George Washington's birthday.

But I think it's important we also remember the ladies.

There are many people who will say that the winter that our troops spent at Valley Forge would have been a complete failure except for the courage of Martha Washington who stayed in Valley Forge.

I would also remind you that Abigail Adams, as we were writing our founding documents, said, "Please, remember the ladies."

So, I'm rising to say, please, remember the ladies in our Constitution . . . in our West Virginia Constitution. It was not until the 1950s that there was an amendment put in our Constitution for women to be allowed to serve on juries.

So, please, remember the ladies.

Thank you, Mr. President.

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Monday, February 21, 2022

SENATOR ROMANO: Thank you, Mr. President.

In the spirit of my friend from Randolph County, I'd like to just stand and remind the President that there's a couple of bills out there that benefit our local volunteer fire departments.

One from . . . senator across the aisle there which raises the surcharge on homeowner's insurance to one percent. That's a .45 percent increase. My understanding is that's \$5 on \$100,000 value of your home. I've also had a bill in doing the same thing for almost five years. I think we got it through one committee one time.

I just want you to realize that this is a time bomb, Mr. President, that is getting ready to explode. Our volunteer fire departments are struggling across the state. Volunteerism is down. The training has become onerous and expensive. And maintaining their equipment's become almost impossible.

Now, I think a lot of firemen, volunteer firemen . . . I can remember standing in my dad's store in the window, Nutter Fort Volunteer Fire Department was across the street. And when that siren would go off, men would come running out of their homes, getting dressed in their fire gear to go put out the fire.

Now, that's important if your house is on fire. But let me tell you why it's more important to us.

If these fire departments start closing down—and there's many of them tetter tottering on the edge—your homeowner's insurance, if you don't have a fire department, or you're not in a first due area, won't go up 10 percent, won't go up 50 percent, won't go up 100 percent, it will go up 400 percent, if you can get homeowner's coverage on your house. Think about that. Think about people whose mortgages will go into default, people who won't be able to get mortgages.

And we need to do something. And this is a small step.

I don't know what the opposition is. I hear it from the insurance industry. And their arguments just make no sense, Mr. President.

But these need to get on an agenda. And they need to get passed.

We also have a bill in here that creates a presumption of coverage for certain diseases, respiratory diseases that are suffered by our volunteer firemen who go into these burning homes and save our property and our loved ones. And, Mr. President, I'd ask that that be considered too.

But these bills shouldn't just languish. We need to address these issues head on. Maybe there's another answer. Let's get it out there and debate it and figure out what that answer is for the sake of all of our volunteer fire departments and the people they protect, who are us, Mr. President.

Thank you.

REMARKS OF
HONORABLE
RICHARD D. LINDSAY II

Monday, February 21, 2022

SENATOR LINDSAY: Yes, Mr. President.

I was not planning to speak, but today is Presidents Day. And I would never seek to replace the eloquence of the Judiciary Chairman, the Senator from Morgan, when he speaks of Lincoln. But, like him, I just marvel at the life of Abraham Lincoln. And there's so many lessons that can be gained if you read about them. I've

read about him more than I have any other figure. And I've reread books on him more than any other books I've reread.

One of the lessons of Lincoln is just his amazing capacity at forgiveness, forbearance. He was a magnanimous fellow.

I've never committed the Gettysburg Address to memory nor his Second Inaugural but everyone from this chamber, if they've not read it recently, should take the time to do so because one of the fascinating things about both speeches is he doesn't talk about, when he speaks of soldiers consecrating the ground, he doesn't speak of just Union soldiers, but Confederate soldiers as well.

When he talks in his Second Inaugural about binding of the wounds of the nation, he doesn't talk about just the Union soldiers, or the northern states. He talks about the entire United States of America. And that's amazing given the fact that Confederates were traders. They took up arms against the United States of America. And yet, through war, through everything, Lincoln always had that resolve to forgive.

Again, I ask you all to look back on the lessons of Lincoln on this day. This Presidents Day. Especially in light of Senate Bill 488 (*Eliminating restrictions on voting rights for formerly incarcerated individuals*) which has just been put into Rules and I hope will make a reappearance. Because that bill is a bipartisan bill and all it says is to those who've committed felonies and have served time, that you are automatically registered to vote once you finish your time.

The right to vote is very important. It's the freedom of expression. It's the greatest freedom of expression that we have. And just like Lincoln, I hope we can forgive those who've committed acts, served their time, and then welcome them back in the fold as we did with our Confederate brothers and sisters.

Thank you, Mr. President.

**Designating February 22, 2022, as Domestic
Violence Awareness Day in WV**

(Adoption of Senate Resolution 32)

REMARKS OF
HONORABLE
RYAN W. WELD

Tuesday, February 22, 2022

SENATOR WELD: Thank you, Mr. President.

You know, I introduced the people that are here earlier in the north gallery joining us for this resolution and I think that it's a very important resolution and one that, albeit, unfortunately, is necessary. I wish we didn't have to have this conversation every year.

As a prosecutor these were oftentimes the most difficult crimes that came to our office because they involved, you know, people who intimately knew one another. Oftentimes, someone who's the victim of a crime might not know the perpetrator. So it takes on a completely different characteristic at that point and time. But these crimes involve people who intimately know one another; who live with each other; who, more often than not, are married to one another. And that makes it difficult, oftentimes, for the victim to come forward and for the victim to stick with the story of what happened and their reluctance to move forward because of the ramifications that they're concerned about for them, for their children.

And so this resolution really recognizes the work of the individuals that we have in the north gallery that make the job of a prosecutor, that make the job of a law-enforcement officer who's involved with these crimes and trying to see them through, much easier. Because they let the people know who are the victims of these crimes that they're not alone, that they don't have to go through it alone, that they're doing the right thing in coming forward and living your life in fear in your own home is not a way to live.

And so, you know, I think it's very important that we recognize these efforts, that it's a statewide coalition to help these people who are victims of these crimes realize that, that they're not alone and that by coming forward, they're doing the right thing and making the right choice.

And so, for them, I feel that this is a resolution that is certainly needed. I wish it wasn't, but it is.

And so, I urge adoption.

Thank you, Mr. President.

Recognizing 150th Anniversary of Glenville State College

(Adoption of Senate Resolution 33)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Tuesday, February 22, 2022

SENATOR ROMANO: Thank you, Mr. President.

I don't know whether I should filibuster this for a little bit and let everybody get back from the House or not. I know there's a whole bunch of folks that wanted to stick around and see this.

It is certainly my honor and privilege to stand up in support of this resolution. I have represented Glenville State College through my entire Senate career. And it's certainly been an honor.

This is almost 150 years to the day of the creation of the Glenville State Normal School. I looked it up to make sure that it wasn't a psychiatric facility. It was a teaching school. That's what a normal school meant. And, having represented Glenville State, I'm well aware of its past and the struggles it's had, but this is about the future. Because the future of Glenville State College is bright today, Mr. President.

Today we confer upon Glenville State College university status. And that's a lot. That's a lot considering where Glenville State College was just a few years ago. They have new students, many of which are with us today. New programs in nursing, cyber security with the help of the Appalachian Regional Council. And they're increasing their enrollment. It's a great facility. It's a great institution.

Those efforts have been led by a wonderful board of governors, with Mike Rust as its chairman. He's done a tremendous job. Sandy Pettit is the Alumni Foundation. And perhaps one of the biggest changes that has been made at Glenville State College is a West Virginian is in charge, Mark Manchin. He's the not-so-new president. But since Mark Manchin has been

named as president, the school has been on an upward trajectory that should be a model for all of our small colleges and universities around the state.

I wish he was here because I want to talk about perhaps the most important person to Glenville State College. He's a regular citizen and he's done more than any other person to secure Glenville State University's future. He helped build the Waco Center with his own money. It's a state-of-the-art sports and multi-use facility. If you haven't been there, you should go down and take a look at it. He needed a little help from our former senator Doug Facemire, but he did the bulk of the work, and the hard work, on that facility. He's funded numerous other improvements, including scholarships for students. He's one of the finest men that I've ever known and I know many of you know him. And his name is Ike Morris.

Are any of the folks I've mentioned in the audience? I'd like them to stand. But, even if they're not here, I think everybody should give them a nice round of applause from the Senate.

You know, Mr. President, on this hundred and fiftieth anniversary of Glenville State University—it's one of our oldest institutions in the state—I want everybody in this body to remember that our small colleges and universities are the lifeblood of the community where they're located. We get a seven to one economic benefit for every dollar we spend on our colleges and universities. Where else do we get that kind of return? Seven to one. If we allow any of them to falter, those communities will die because they are the lifeblood of each of their communities.

Mr. President, I am proud and honored to stand on the hundred and fiftieth anniversary of Glenville State College, now Glenville State University, and I certainly urge a "yea" vote on this resolution.

Thank you, Mr. President.

Congratulating St. Marys High School golf team for winning 2021 Class A State Golf Championship

(Adoption of Senate Resolution 34)

REMARKS OF
**HONORABLE
DONNA J. BOLEY**

Tuesday, February 22, 2022

SENATOR BOLEY: Yes, Mr. President.

The golf team is in the gallery to my right.

The St. Marys golf team had an outstanding season on the links culminating in the Blue Devil's winning their third consecutive state championship (2019, '20, and '21).

The St. Marys golf team captured their most recent title by edging out runner-up Wheeling Central at Oglebay Resort's Speidel Course on October 6.

St. Marys' Brandon Lawhon finished the day with the lowest score of the tournament (+18), earning the Individual State Tournament Medalist. And Brandon Lawhon and Grant Barnhart earned 2021 All-State member recognition.

I'd like to call out their names and if they'd please stand: The coach is Catie Hamilton—would you stand Catie? Assistant coach, Blaze Armstrong. The members are: Grant Barnhart, Ethan Bennett, Brayden Hall, Brandon Lawhon, Preston Lawhon, Brady Rinard, Kenzie Armstrong, Tyson Kimball, and Trent Renner. And accompanying them is the parents of Grant, Lori and Mark Barnhart. If they would also stand.

Let's make them welcome and please support this resolution.

Recognizing Leadership Berkeley for its services, dedication, and commitment to Berkeley County

(Adoption of Senate Resolution 37)

REMARKS OF
**HONORABLE
HANNAH N. GEFFERT**

Tuesday, February 22, 2022

SENATOR GEFFERT: Thank you, Mr. President.

This is a wonderful organization where people from business, education, and local

government spend a year learning about not only their community, but the whole state. And they do this in order that they can be representatives back in their home community to really understand a larger vision of West Virginia. Not just local, but our entire state. They do this on their own time with the support and appreciation of their businesses.

It's a wonderful organization.

And I really appreciate that this resolution has been adopted.

Thank you.

**Supporting Bilateral Trade Agreement
between United States and Taiwan**

(Adoption of Senate Resolution 38)

REMARKS OF
**HONORABLE
CHARLES S. TRUMP IV**

Wednesday, February 23, 2022

SENATOR TRUMP: Thank you, Mr. President.

I rise in support of this resolution.

And let me begin these remarks, if I may, by just observing and noting what we all know. The world that we live in is fraught with dangers and enemies of freedom. And we watch on the news now as Russian troops menace the peaceful democratic Republic of Ukraine.

Think about . . . think about what it would be like to be among 23 million people in the Pacific, people who are committed to freedom, democratic government, fundamental human rights, that are stared at by 1.7 billion people under the authoritative rule of the People's Republic of China.

And that's what Taiwan is. Taiwan is that country. It is that free place in Asia where freedom prevails and that has enjoyed long friendship and support with the United States of America and, as this resolution would reaffirm if it's adopted, a very special relationship with the people of West Virginia. That's what this

resolution is about. Since 1980, it was in 1980 when the West Virginia Legislature first adopted a resolution providing for a special relationship, a sisterhood, with Taiwan. And that has endured ever since. You know, here we are, 42 years later, we're reaffirming it today, I hope.

We have enjoyed, because of that relationship, bilateral relations with Taiwan, cultural exchanges.

Mr. President, you yourself, I think, a few years ago, got to travel to Taiwan and meet and tour the land and see the people. They are so committed to freedom, free enterprise, industry. It is important, in my opinion, that we make statements like the one that I hope we will make in just a moment affirming, you know, our commitment in brotherhood and sisterhood with peoples who love freedom as we do. And that's what Taiwan is.

And so, Mr. President, you know, I should mention also, I forgot to mention this, this Legislature has acted recently to take steps to open a trade office there. And that will be something that inures to the benefit of all of West Virginia and Taiwan.

And so, I'm in favor, not only of this resolution, but the actions that we can take that we reaffirm our commitment to those freedom-loving people half a world away.

Mr. President, I urge adoption of the resolution.

REMARKS OF
**HONORABLE
RYAN W. WELD**

Wednesday, February 23, 2022

SENATOR WELD: Mr. President.

I wanted to . . . I'd be remiss if we didn't recognize that last night one of our own was given what I believe to be a major award in recognition of his skills and talents in his profession. And that was the Senior Senator from the Seventeenth. Our Majority Leader last night received an award of the West Virginia Executive Health Care Hall of Fame. This is an award that recognizes those in the health care industry who go above and beyond and have

made a significant contribution to our state's health care industry.

I think that it's no secret, anyone that's been in here, knows the hours that the Senior Senator from the Seventeenth puts into his profession. Coming in after, you know, being at the hospital for several hours, just to get here just in time for the floor. You know, being at the hospital late at night after we've been here all day and then looking through charts and making notes. And so I think we all know his dedication to the profession, his dedication to his patients. And I think that also spills over into the legislation that he fights for and that he supports here.

And so I wanted to recognize the Senior from the Seventeenth for this achievement last night.

Thank you, Mr. President.

REMARKS OF
HONORABLE
ROBERT L. KARNES

Wednesday, February 23, 2022

SENATOR KARNES: Thank you, Mr. President.

You know, the other day somebody was telling me out in the rotunda that Joe Biden is the first president in the history that can play hide and seek by himself. And that he usually wins.

It's interesting what you hear around this building.

And another story that I heard was that West Virginia is not allowed to cut income taxes because Joe Biden said so.

Now, it's true that the American Rescue Plan had a provision in it that restricted our ability to cut taxes but it's also true that that provision is blatantly unconstitutional. And not just because I say so but virtually every judge that has been asked this question and ruled on the merits has said so and the State of West Virginia is actually currently covered by just such a ruling by a federal judge out of Alabama named Scott Coogler, I believe is his name, and he ruled and issued a permanent injunction that the federal government is not allowed to use that provision against the State of West Virginia or any of the

other 12 states that are part of that particular suit. So we can kind of dispense with the idea that we're not allowed to cut taxes.

But what is a very real story, Mr. President, the people of West Virginia, some of the people in particular in West Virginia, have been just devastated by this two-year pandemic. And now they're being literally decimated, their buying-power at least is being decimated, by Biden's inflation that he's caused over the last year. They simply don't have as much money to spend to buy the things that they need in life, whether it's bread and milk, or gasoline to get to work, because of this current economy.

And it would be real shame, Mr. President, if we're going to allow real tax relief to die because people want to let it die.

What would be a real shame, Mr. President, is for people who do not want to give that tax relief to the State of West Virginia, to the people of West Virginia that are out there working Are we going to let that person or those people hide behind a guy who spends his days hiding behind the curtains in the Oval Office? I don't think we should. I mean, we need to get House Bill 4007 (*To reduce personal income tax rates*) out of the Finance Committee, onto this floor, onto the Governor's desk.

Let's give the tax relief to the people of the State of West Virginia that need it and let's do that as quickly as we possibly can, Mr. President.

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Wednesday, February 23, 2022

SENATOR ROMANO: Thank you, Mr. President.

You know, I've sat here quietly and listened to those ramblings from our friend from Randolph for several days now. And, you know, I was okay with it until we want to start making unfounded attacks. And I have to address those.

You know, inflation is a complicated issue. And in this case, we have a pandemic that has affected the entire world that, you know, again,

my friend from Randolph doesn't even fully believe in. Lack of masks and a lack of vaccinations by our population have helped propagate that and expand that pandemic to the point where it's, you know, really damaged our country. And the failure to have vaccines to the rest of the world which, you know, my friend from Kanawha has espoused the need for many times, has helped break down the supply chains that have been built up over a hundred years.

And the inflation issues that are hitting our country—and our citizens need to know this—is really out of control of the leaders of this world until we can get those supply chains re-established. And that's not going to happen until we end this pandemic. And that's not going to happen until we get people vaccinated and people wear masks instead of mesh covered face shields that allow us to infect each other. Now, thank goodness, it's gone down in this country. Thank goodness we can now stand next to each other because 90 percent of us are vaccinated without the fear of rekindling those vaccinations.

But don't blame it where no blame is. And don't use it to justify a bill that you want to promote. I mean, come on, let's speak the truth.

Maybe there's some real, you know, merit behind getting rid of income taxes. I don't know. I don't agree with that. I don't know how we're going to pay our bills if we do that. But maybe there's merit.

But let's stick to the facts. Let's not create fantasy and try to stir up political dislikes and likes in a way to try to promote our agendas.

Thank you, Mr. President.

**REMARKS OF
HONORABLE
AMY N. GRADY**

Wednesday, February 23, 2022

SENATOR GRADY: Thank you, Mr. President.

I want to piggyback on the comments made from the Senator from Brooke when we were congratulating our esteemed colleague, Senator Takubo, on his induction into the Health Care

Hall of Fame. But we also have our Sergeant at Arms, Dave Lavender, back here whose son, Chad Lavender, who happens to be my orthopedic surgeon, was also inducted into the Hall of Fame last night.

I wanted to give him a public congratulations as well.

**REMARKS OF
HONORABLE
RICHARD D. LINDSAY II**

Wednesday, February 23, 2022

SENATOR LINDSAY: Yes, Mr. President, if you and this chamber will indulge me . . .

A person very special to me and my family and her family, of course, has passed away. Her name was Leona Moss. Her and her family was as close to my family as you can be without being blood relatives.

And I would just like to read her obituary and say a couple of things.

Leona Moss, 91, of St. Albans went to be with the Lord February 20, 2022.

She was born on August 2, 1930, in Jenkins, Kentucky, daughter of Willie and Julia Powell White, who preceded her in death.

Leona was a 1947 graduate of Central High School in Appalachia.

She was a member and mother of Pilgrim House Missionary Baptist Church. She was active in women's ministries and on the usher board.

Leona was a founding member of the ladies club Socialites.

She was the former owner and operator with her husband of Gene's Motel in Jefferson.

Leona was a loving mom to her children and also very vital to helping raise other children in her community of which myself and my siblings were of.

She was well known for her cooking and helping out others.

She will be greatly missed by all who knew her.

She is survived by her loving husband of 73 years, Eugene Moss; and their four sons, Eugene Moss, William Moss, Jeffrey Moss, and Kevin Moss; and all of her grandchildren: Armon Moss, Quinton Moss, Gennea Moss, William Moss, Christopher Moss, Jazmine Moss—who I held as a baby—Courtney Goode, Haley Cherba; great-grandchildren: Kaiya Saadia Moss, Joshua Moss, Sophia Moss, Prince Moss, Drake Moss, Juliya Warwell, Tripp Cherba, Cole Cherba, Cade Cherba, and Chase Goode, and Lauren Goode.

I've known her, actually, I guess she was 45 years old—my age right now—when she first met me as a child.

And the three things I want to say about her, the three things about her that I think need to be expressed outside of the obituary I just read is that she was deeply religious, she was committed to family, and she liked to have fun.

You know, as a child, she would . . . Well, let me say this: My grandmother, who maybe harbored a prejudice or two, their relationship thawed over time over a liking of the same cigarettes and the same soap operas. And my grandfather and her . . . well, they would . . . they loved the idea of playing cards all night and an occasional scotch with milk—which I've never tried and I don't know if I ever will.

But all I remember as a child she would drag me and my siblings to Christmas parades with her best friend Mary and her grandchildren, all over the place. And that's why I like going to Christmas parades today.

And I just want to say those few words about her. She's a very important person and a great person to be remembered and thought of.

Thank you, Mr. President.

Affirming support for Ukrainian sovereignty

(Adoption of Senate Resolution 40)

REMARKS OF
HONORABLE
RICHARD D. LINDSAY II

Thursday, February 24, 2022

SENATOR LINDSAY: Yes sir. Thank you, Mr. President.

Senate Resolution 4 [sic] what it does and what it says is we're standing as a body in solidarity with the duly elected government of the Ukraine and the people of the Ukraine and also in condemnation of the Russian aggression and invasion of the Ukraine that just took place in the last 24 hours.

The Ukrainian people, close to 80 percent of the Ukrainian population, identify as Ukrainian. The Ukraine has enjoyed self-governance since its separation from the Soviet Union in August of 1991. The Ukraine country is overwhelmingly Christian.

And I believe it's important that we stand and make a statement in support of their sovereignty, their right of self-determination. The only crime that they have committed is the consideration of joining NATO and the EU. As I understand it and from reports, President Putin of Russia believed that . . . or, it's his goal to unite these former Soviet satellites. And we should stand in opposition. Uniformly and overwhelmingly in opposition to that.

As a personal note, my father's mother Erika Zebergs was Latvian. She was a refugee during World War II. The only peace she had as a child was the interval between World War I and World War II where they had their own government. When the Soviets came back through at World War II, they murdered all World War I veterans of Latvia.

So, that's what we're dealing with and I think we need to stand in opposition to it.

And I ask for the chamber's support.

Thank you.

Affirming support for Ukrainian sovereignty

(Adoption of Senate Resolution 40)

REMARKS OF
HONORABLE
RYAN W. WELD

Thursday, February 24, 2022

SENATOR WELD: Mr. President, I'm going to follow up on the very well put together and well thought out remarks by the Junior Senator from the Eighth.

I think everybody here last week heard me refer and talk about this very instance. Especially the comment that was made in the 2012 presidential debate by our former president Obama. But, particularly on those comments about the Ukrainian couple that I have become friends with, my wife and I have become friends with, who live in Weirton. And to follow on to the Junior Senator from the Eighth's comments, they came here because the Orthodox priest in Weirton comes from the same small town that they are from. And so when they said we want to move to the United States to escape what's coming in Ukraine and what has been going on since 2014, he said well come to Weirton where I live. So that's how they landed in West Virginia because they were following their faith.

And so, we are looking at a situation now, Mr. President, where the sovereignty of a separate nation is being invaded by somebody with malice aforethought who has been planning this in a long game but yet lying to the world on a grand stage that he had no intentions. And this is a self-created crisis by Mr. Putin.

And so, I wholeheartedly stand in support of this resolution and I hope, Mr. President, that our nation does as well. I think it's . . . very briefly . . . I think it's no surprise to anyone in here how I feel about the Biden administration and how they handled the exit from Afghanistan. A country that myself and thousands and thousands of other service members served in. And I have very little faith in the president when it comes to foreign policy.

But I will say this, the president's success in handling this matter is the success of the western world and the United States. And so I am praying for our president's success in handling this matter as well.

Thank you, Mr. President.

Affirming support for Ukrainian sovereignty

(Adoption of Senate Resolution 40)

REMARKS OF
**HONORABLE
DAVID STOVER**

Thursday, February 24, 2022

SENATOR STOVER: Thank you, Mr. President.

In 1968 as a young student I watched the Soviet tanks on television come across the border of Czechoslovakia and destroy Alexander Dubcek's Prague Spring. That was so emotional to me then that it still is today. They are doing it again.

We must stand with those who seek democracy.

Thank you.

Affirming support for Ukrainian sovereignty

(Adoption of Senate Resolution 40)

REMARKS OF
**HONORABLE
STEPHEN BALDWIN**

Thursday, February 24, 2022

SENATOR BALDWIN: Thank you, Mr. President.

I also wanted to briefly say, you know, it can be an awfully small world.

Right here in Charleston my stepbrother's wife, she lives here, she's Ukrainian. She works at the federal courthouse. She has a brilliant legal mind. She's serving this nation and this state right now as a Ukrainian.

Her family is still in the Ukraine. Her mother was being evacuated to safety earlier today. Her father serves in the Reserves and is now in the process of being called up to defend his homeland and his country.

This can be an awfully small world.

Our hearts, our prayers, our thoughts go out to all those who are in that situation right now. As the gentleman who prayed this morning said I cannot imagine what it is like to be in that situation.

But we can come together as a nation. We can come together as a Senate, as a people, and stand up for what's right. And so I greatly appreciate the Senate doing that today.

Thank you, Mr. President.

Affirming support for Ukrainian sovereignty

(Adoption of Senate Resolution 40)

REMARKS OF
HONORABLE
MICHAEL T. AZINGER

Thursday, February 24, 2022

SENATOR AZINGER: Thank you, Mr. President.

I just wanted to rise in support of this resolution. I appreciate it very much.

I think that all of America was shaken at least to some extent watching Putin who cut his teeth in the bowels of the communist KGB years ago which was a Marxist organization. And you're watching Marxism play out here again.

And Marxism slew its hundreds of millions in the twentieth century. Stalin slew probably 20 to 30 million, Mao probably a hundred million, Pol Pot, and so on, to where you have over a hundred million people slain, brutally starved to death by Marxist regimes in the twentieth century.

And we want to make sure in America, in the State of West Virginia, that we stand up and say that we are not a Marxist country and never will be. We are not a Marxist state and never will be. We will not teach Marxism in our public schools. We will teach the Constitution. We will teach the Declaration of Independence. We will teach that our nation was started as a Christian nation and grew exponentially to become the greatest nation in the world. Not because of the Marxism of Putin, but because of the principles

that were passed on from the beginning of our nation from Plymouth and Jamestown.

So, it's a scary thing watching what's going on but we know that God's in control either way. And we know that we must do our due diligence and stand up and say we are going to be everlastingly a constitutional republic under the grace of God.

Thank you, Mr. President.

**USMC SGTMAJ Herman H. Brawner
Memorial Bridge**

(Adoption of Senate Concurrent Resolution 34)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Thursday, February 24, 2022

SENATOR ROMANO: Thank you, Mr. President.

I hope you'll bear with me for a few seconds. This is . . . you know, we do a lot of bridges in here and they're always for people that are aptly entitled to the honor but this one to me is very, very special.

First of all, I'd like to thank my friend from Upshur. This is in his district and he was instrumental in getting this resolution through.

Herman Brawner and his wife, Fayma, are unique people. They adopted West Virginia after Herman's retirement from Louisiana-Pacific out in Oregon. They pulled out a map and they looked where they wanted to live and they moved down to Upshur County, bought a farm from the Jack's. It was the old Jack's farm. And they loved that farm. They loved West Virginia and lived here for many years.

And that's really the aftermath of Herman and Fayma's life. Herman entered World War II at 17. Was a Marine. Fought on the Saratoga.

During Korea, he was a sergeant. Was a Chosin Reservoir. Those that know your history will know about the Frozen Chosin.

And during Vietnam, he led a battalion into Hue City during the Tet Offensive.

He had nine Purple Hearts. That's a lot. He was wounded 13 times.

I met him through a case. He got rear-ended in a car wreck, suffered a subdural hematoma. Almost died. Insurance company played their usual games. After almost two years when the statute was up, they offered him \$2,500. Didn't work out real well for the insurance company.

But I just realized what a great man he was. And we were in his deposition, and he was just an unassuming guy. You would never know that he ever picked up a rifle or ever had to shoot anybody, ever had to send men to their death. Because he was just one of the most humble guys you could ever meet.

And so, you know, he woke up in Pittsburgh after brain surgery and the defense attorney said, "Well, how did you feel?" I can still remember Herman's smile and his response, "I didn't feel too bad." Defense attorney got a big smile on his face and so I got to recross examination and I said, "Mr. Brawner," I said, "You were in World War II?" "Yeah." I said, "Did you get wounded?" "Oh yeah." I said, "What was the worst wound you had?" He said, "Well, we were on a ship." And he said, "A kamikaze hit us and I got molten metal all up and down my back." I said, "Korea, that was pretty bad." He said, "Yeah." I said, "What was the worst wound you got in Korea?" He said, "We were out on patrol and some North Korean ambushed us and threw a grenade into my platoon." And he said, "I got shrapnel in the back of my leg." I said, "That's pretty bad." And I said, "What about Vietnam?" He said, "Well, I'm a little embarrassed about Vietnam." He said, "I stuck my head up when I shouldn't have and a sniper shot me right through the side of the neck." I said, "Boy, that's terrible." I said, "How did you feel after all those wounds?" He said, "Not too bad." So . . .

His wife was equally a hero. Because he was deployed so often and they moved around . . . all around the country, I mean all around the world, lived and did things you could never imagine . . . He gave me some photographs from the World War II era that were all different sizes—I'd never seen anything like it—of Chinese people when they went in to help save China from the Japanese.

And he ended his career as the head Noncom MP for the South Pacific. He traveled to

embassies, made sure they were doing their job all around the South Pacific.

His wife, in her own way, was a hero, too. No children. She's still alive . . . 97 years old. Still lives alone. Won't allow anybody to help her. She's, you know, been through all kinds of medical things, but you just can't stop her.

And she was a geranium expert. She cultivated some of the rarest strings of geraniums that the world had ever seen. People came from all around the world to buy just a little strip of it so they could grow the same thing. She judged the Queen's flower show in England, the LA flower show out in California—and they'd fly her out to do those things.

So, when they came to West Virginia they thought they had free gas on the farm. But it only went to the residence and she had this greenhouse that was about the size of this room. And she tended it every day. But it had to be heated, particularly, in the winter. So Herman bought her a wood burner that looked like a locomotive. And he would cut her 30 cords of wood every fall, by himself, so that she could heat that greenhouse the entire winter. And one year I started going down to help him and he gave me a little 16 inch chainsaw and I guess, as a former timber guy, he had one that looked like it could cut down an entire row of people all at one time. It was about that long. Like your fist, you know, really a big one. I was wore out after about two hours. He's like, "Sit down and rest. I'll finish it up." You know, he's 30 years older than I am and still wielding that chainsaw like it was a sword.

But they were great people. She still is a great person. And this bridge is so well deserved. And I'm so appreciative. And remember, they chose, out of all the places in the United States, to come here, Mr. President.

Thank you.

**REMARKS OF
HONORABLE
HANNAH N. GEFFERT**

Thursday, February 24, 2022

SENATOR GEFFERT: Thank you, Mr. President.

Again, I raise the issue of resolution 10 (*Equal Rights Amendment*) which has to do with amending our Constitution so it would read—this is Section 3, Part 1 which is our Bill of Rights—that men and women are equal before the law.

Our West Virginia Supreme Court has already decided that. All I'm asking is that our Constitution also reflects that.

Thank you, Mr. President.

REMARKS OF
**HONORABLE
OWENS BROWN**

Thursday, February 24, 2022

SENATOR BROWN: Thank you, Mr. President.

Today, you know, there is a shadow, really, hanging over the world.

The other night I was watching TV and the movie *Saving Private Ryan* was on. How many people have seen that? Yes. And it showed, you know, we talk about the greatest generation, and watching that film put you there. You know, the film was filmed in a specific way of actually . . . put people right in the action. And it was all these horrors that these men endured.

You know, I feel like these people of the greatest generation sacrificed a great deal, hundreds of thousands of Americans, to overturn an evil human being by the name of Adolf Hitler. And now we're facing another person who's following the same playbook that Adolf Hitler followed. Almost to the letter.

What bothers me . . . this greatest generation, some of these people would be turning over in their graves because we do have people in this country siding with Mr. Putin. We have an ex-president . . . goes down there and praises Mr. Putin. I know many of my fellow senators voted for this ex-president—whose name I won't mention—but I think it's time that you begin to reevaluate this individual. You know, how can any American, at this time, stand against this nation? This is a world war. This war involves us all.

We have . . . Our markets have begun to tank. We're vulnerable to cyberattacks. We will feel the impact of what's going on over in the Ukraine. This is not a war about killing people. It's a war about destroying economies.

We are the most powerful nation in the world. The Soviet Union's, or Russia's, economy is about one-tenth of our economy. They are a third-world country with nuclear weapons. They have nothing there. We could crush them militarily if we so desired. I've always heard that strength comes from . . . when you're powerful, you're stronger when you're not always using your strength to get your way.

So, I just hope that we begin to reevaluate our position as a nation. And I do believe, I heard someone say that January 6, what happened then, gave Mr. Putin the idea about this country is so divided that he can get away with things.

We have to get back to "We the People" again, especially in a time of war, because we are all going to be impacted by what's going on over there.

So, again, you know, we must take a really deep look at ourselves and talk to your fellow friends and relatives and try to make them understand that they will be impacted by this war also.

And I thank you, Mr. President.

REMARKS OF
**HONORABLE
MICHAEL T. AZINGER**

Thursday, February 24, 2022

SENATOR AZINGER: Thank you, Mr. President.

I just want to make the observation that Putin didn't invade Ukraine under the presidency of President Trump.

Thank you, Mr. President.

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Thursday, February 24, 2022

SENATOR ROMANO: Thank you, Mr. President.

I'd just like to add my thoughts, not on the latest political debate, but on what my friend from Berkeley got up and said.

You know, last year I asked for a resolution encouraging Congress to ratify the Equal Rights Amendment. It was kind of a nothing but we didn't take it up.

But I really don't understand the hesitation of my colleagues to make sure that women are explicitly mentioned in our Constitution. I think that's important. I don't know why it doesn't seem to be important or why it stokes fear among us because women aren't mentioned. When our constitutions were written, women were almost indentured servants. They couldn't own property. They couldn't vote. Couldn't serve on a grand jury.

You know, I read in the paper—I love reading the old history things—where the first woman doctor, you know, that was admitted to the university was in the twentieth century, even though there were great healers that were women. Women that were war heroes. Women that sacrificed their lives for our country. You know, to not be able to vote in this country until the early twentieth century is shocking to me. Shocking. Just because you're a woman.

All that we're seeking to do, and all that her resolution seeks to do, is to put women in the Constitution. The United States Supreme Court has recognized that women are equal to men in the eyes of the law. Why don't we? What's our hesitation? Are we worried about some abortion bill or some new finding? Well, that's already been decided. You're not going to lose any foothold or any argument when those bills come up and get passed. I mean, it is what it is. The Supreme Court has already ruled. Our Supreme Court's ruled.

Let's get this done. Let's make our Constitution fair. Equal for all citizens.

We get up here and we say it and we wear it on our sleeves. Let's actually do something

about it. Let's put women in the Constitution, Mr. President.

I urge that that resolution be put on an agenda and be put forth for a vote.

Thank you.

Relating to oil and gas conservation

(Eng. Com. Sub. for Senate Bill 694)

REMARKS OF
HONORABLE
MICHAEL A. WOELFEL

Friday, February 25, 2022

SENATOR WOELFEL: Thank you, Mr. President.

I likewise rise in support of the bill but for a slightly different reason.

One of my personal heroes, John McCain, once famously stated, "Russia is nothing more than a glorified gas station."

So I say let the gas from West Virginia flow and cut the pipelines out of Russia off.

Thank you, Mr. President.

REMARKS OF
HONORABLE
RUIPE PHILLIPS

Friday, February 25, 2022

SENATOR PHILLIPS: Thank you, Mr. President.

If you don't know where I'm from, I'm from Buffalo Creek. A holler in Logan County.

Tomorrow makes the fiftieth anniversary of the Buffalo Creek Disaster.

Population, a little over 5,000 . . . 125 was killed, 121 was injured, and over 4,000 was left homeless.

I'm proud of where I'm from.

And with it being the fiftieth anniversary tomorrow, I've got a memorial to go to, to . . . I guess you could say just . . . help the families that lost. And it's personal.

You know, I'm from a little town called Lundale. A little community. Had the most deaths out of the 125.

But, Mr. President, if everybody would honor and stand in a moment of silence.

Thank you.

**REMARKS OF
HONORABLE
RYAN W. WELD**

Friday, February 25, 2022

SENATOR WELD: Thank you, Mr. President.

You know, last week—and this is something that we had talked about yesterday, as well As many of you might remember when I discussed the Ukrainian family that moved to Weirton that my wife and I had become friends with . . . and have really been embraced by the community there

Obviously, it's been a very difficult past couple of days for them. And last night I received a call from Natalia. And she was very upset on the phone. And, as you can imagine, sounded very distressed.

And I think that sometimes they . . . you know, she knows that I'm here, and they know that I'm here, that I do something but not to the extent, perhaps. And she just plaintively asked if there's anything that I could do to help because her sister, her brother-in-law, and their two children are stuck in the Ukraine right now. They're still there. And she asked if I could help get answers as to how they could get out of there and into a foreign country and come to the United States.

And so, this morning, I spent my time here, very early, calling the embassies in Budapest, and Slovakia, and Poland trying to get answers as to how . . . if they can get there . . . how can they get a visa to come to the United States. And I haven't been able to get any answers. I talked to some people but I didn't talk to anybody that knew an answer.

And it's a different situation, but not wholly different, from the situation in Afghanistan when there were people that were innocent that were going to be slaughtered and killed as the Taliban took over who needed to get out. Some who had helped us during the war. Some who hadn't but were still good people.

And I'm afraid, Mr. President, everything that I've searched online, the conversations that I've had, that this administration doesn't have a plan to help these people who may want to come to the United States either. That have family here and want to get a nonimmigrant visa to come here to escape what's going on there. The people that I've talked to just didn't have any answers.

And I said yesterday here on the Senate floor that I'm praying for our president's success—because his success is the success of the western world and the United States—as he negotiates through this complex tragedy.

But my faith, Mr. President, is waning. Because I've thought a lot about this administration. I've thought a lot about the current president's time as the vice president in the Obama administration. When that administration's Secretary of State decided to hit the reset button with the Foreign Minister of Russia. A man who this morning I listened to on the news for a half hour lie through his teeth about militarism and Nazism. And that's why they were going into the Ukraine, to protect the people and hand them democracy. He lied the entire time. This is all nothing but the Russians' self-created crisis for their own ends.

And I thought about 2012 when then-President Obama said to then-President of Russia, Dmitry Medvedev, "Just give me 'til the election, I'll have a little bit more flexibility after that."

I'm worried, Mr. President, because our current president was the vice president through two terms of appeasement to Russia. Through the Crimean disaster of 2014, the Georgian disaster, actually, that happened right before the

administration, my apologies. And I'm concerned, Mr. President.

I want to leave the politics out of this but I'm just worried about this administration and what they're doing.

So, I'm going to continue to have faith in the president. It's waning. But I'm going to continue to pray for him, continue to have faith in him, because we need his success. We need to ensure that people who want to get out, are going to try to come to America because they have family here, can, so that they don't lose their lives to a blood-thirsty regime that's currently sweeping through their country.

Thank you, Mr. President.

**Relating generally to controlled substance
criminal offenses**

*(Adoption of Eng. Com. Sub.
for Senate Bill 536)*

**REMARKS OF
HONORABLE
RUPIE PHILLIPS**

Monday, February 28, 2022

SENATOR PHILLIPS: Thank you, Mr. President.

Guys, I'm tired of losing friends and family members.

This is our chance to cut the snake's head off and end it. It's only the first step. We've got many steps to do.

But you know Logan County has a program in place called PIECES. The surrounding counties, it's my understanding, don't have a program. But Logan County leads my surrounding counties in overdoses and deaths.

I'm tired of losing friends.

Please vote for this.

Thank you, Mr. President.

**Relating generally to controlled substance
criminal offenses**

*(Adoption of Eng. Com. Sub. for
Senate Bill 536)*

**REMARKS OF
HONORABLE
JACK DAVID WOODRUM**

Monday, February 28, 2022

SENATOR WOODRUM: Thank you, Mr. Chairman.

As many of you know in my other life I'm a funeral director. When I'm working, very few weeks go by that I don't see multiple fatalities related to this drug.

I want to bring your attention to the worst week I had. This was in a three-county area. There were 54 people that died with fentanyl-laced heroin overdoses. That's 54 people in three counties in southern West Virginia.

I just want to bring that to your attention and I urge passage.

**REMARKS OF
HONORABLE
OWENS BROWN**

Tuesday, March 1, 2022

SENATOR BROWN: Yes, thank you, Mr. President.

I left a calendar on your desks. It's a 2021 calendar but it's really a collector's item. And I had meant to bring this calendar during Black History Month but I had forgot them and left them at home. And my significant other, she brought them down with her last weekend.

Read through this and I think you will understand or learn about some history here that you probably didn't know. It's not here to make anyone feel bad but it's here just to basically inform people exactly what happened in our history and the histories that should not be

forgotten. You know, we will learn from our mistakes.

You know, I've read a lot of history. You know, I have a history minor, also. And I do read—I used to read a book a week for years on so many things. And what has happened is this, when I read stuff like this, I become more enlightened. I don't get angry. I don't feel any guilt. And I become enlightened about the knowledge that I learned about people because I know they're good people on all aspects of life and everybody here was not a part of this history. So, unfortunately, some people take some things so personally, whereas, I do not. Because I do understand that history is history. But we can learn from our mistakes in history and try to make a better future.

Again, you know, take this, read it, and appreciate the knowledge that's in it.

Thank you.

**REMARKS OF
HONORABLE
ROBERT D. BEACH**

Wednesday, March 2, 2022

SENATOR BEACH: Thank you, Mr. President.

You know, we pretty much blew by the merger bill, the so-called merger bill, just moments ago. And I chose not to speak because no one else did. Which kind of tells you where the votes were going to be when it was all said and done.

Now, I'm going to tell you the truth about a few things. This is not a merger bill. It's not a reconfiguration bill. It makes it a bill that eliminates the community college. And there's one piece of language in there that does so. It prohibits the school from having accreditation. And without accreditation, you're nothing. Your students don't have access to federal dollars. They're nothing. It means nothing.

We're giving up a community college in West Virginia right now that leads the way in economic dollars coming back into the community . . . at \$33 million. That leads all other community colleges.

We have 70 programs there at Pierpont Community College. Do you really think they're going to keep all 70 programs? Do you really think that? Do you really think that they're going to keep all the staff there that's needed to clean those buildings? No. Because it's going to be a duplication. They already have their own janitors, and people to clean the windows, and people to take out the trash. There's going to be jobs lost there. I suspect more than half will disappear. More than half. And that will be faculty and staff. And administration. You don't need a duplication of administration for sure.

But then you'd have 1,600 students who right now are scared to death.

And there's no one in this room right now, no one in this building, that's more intimate and has more intimate knowledge of Pierpont Community College than me. And did any one of you ask me a single question about the legislation? No. Did I lobby any one of you to stick with me on this vote? No. And the ones who stuck with me, thank you. The ones who sent prayers to me, and every student, and every faculty member, thank you. Thank you from my heart.

This bill, for me, is more personal than you'll ever know. More personal than you'll ever know. I've walked the hallways the last two weeks, especially when the bill started moving upstairs in Education, and the people in this room who started avoiding me, who wouldn't even look me in the eye . . . That's a loss of friendship there, folks. I mean, I've heard it a million times here on the floor how we're all good friends and we're all family.

Quite also, you've probably put my wife out of work. I make no bones about it. Everyone knows my wife's a faculty member at Pierpont. But not only do I represent her, I represent the 149 other families that are affected by this bill. I represent those 1,600 students as well. And they mean a lot to me. They mean a great deal to me. They're friends. I have dinner with these folks. I know them personally. I know their families. I know their children. I know where they go on vacation.

But I've got to go home and say that this bill may get out of here. Now it's one of those times where I'm going to say well, let's hope the House really does their job and looks at this piece of legislation.

Because, folks, you're not doing us You're going in the wrong direction. You're going in the wrong direction.

We have an opportunity here to really develop higher ed into something that maybe we've not seen yet in the 150 years of education here in the State of West Virginia.

Aviation, and aviation technology, and aviation maintenance are, in fact, just like the gentleman from Harrison has said, are the wave of the future. Well, we're not taking time to capture that situation here in West Virginia. We're sweeping it under the rug. And I like the gentleman's amendment back here from . . . in regards to protecting it for at least three years. That it has to stay. I think it's a fantastic Because I think there's going to be problems if this bill gets much further.

Now, I want to go back and talk about the MOU. I'm going to talk about a situation that was the catalyst that pushed this thing as quickly as it did since June of last year. An MOU was signed in this building with the assistance of the gentleman there at the front of the room. And at the time, I thought it was a very good thing. But, unfortunately, Pierpont did not have an attorney in the room with them at that time. And they felt pressured to sign the MOU. They didn't have an attorney there leading them through the process, helping them ask questions that needed to be asked. If I had been there, I probably would have told them not to sign it. Because two big commitments occurred there. That they'd have to pay an additional \$1.5 million every year for the next 11 years to Fairmont State. And, yes, that goes to the bond debt. And that's an agreement that was made long before this. But they refinanced after Fairmont State refinanced. And once they refinanced that \$1.5 million going to that bond debt, now means that little Pierpont Community College is carrying 40 percent of their bond debt. Now, come on. How can you even think that's fair? And the other point to be made in that MOU was the fact that Pierpont had agreed to move that maintenance program out of the building they're in. Because Fairmont State owns it. That was part of the agreement. Not knowing, not knowing at the time they were going to be told a week later there's no room at the inn for you. There's nowhere else at this airport where we can fit you in.

So, I thought, hey, I'm a good legislator, let's take advantage of this situation. Come to Morgantown. It's just 20 minutes in the opposite

direction from Fairmont State's campus. Come to Morgantown. That's where the wheels fell off the wagon. Because 12 hours later, after we sat in Morgantown, at the Morgantown Airport, and they agreed to a hangar space, a classroom space, the president of Pierpont gets a call from downstairs. Now, I'm not belittling the Governor one bit. He's just working with the information that was provided him. But he told me, you're not going anywhere. You have to stay on the campus. That was a violation of that MOU right there that started it all.

The second part of it was the fact that a new board was brought into place. A handpicked board. Two of those members are on this so-called letter of intent to merge. Two of those members are on this letter. They were handpicked. The whole thing was handpicked all along.

But it started with the Governor not allowing them. That opened the door. That opened the door.

Okay, so the MOU was violated there. Let's start tabling everything else that's supposed to occur in that MOU. And that's what happened for the next six months.

So it forced Pierpont into a situation where they're just sitting on their hands. Their board of governors is not taking action on what needs to be done. And then, of course, the Governor and the airport.

There's Again, you're missing an opportunity. You're missing an opportunity.

I pray that the House of Delegates can be convinced into working a different alternative with this piece of legislation. Because we are missing a huge opportunity. Something that will benefit West Virginia. Not just northern West Virginia. Not just Harrison County. It will benefit the entire state.

But we got to stop looking at just at the end of our nose, folks.

And I want to go into another thing—and it's brought up from time to time—that Pierpont didn't handle their funding or they can't pay their bills. Well, if you've been reading your e-mails, their CFO has given detailed information about where their dollars have gone since they left. He's not hidden anything. As a matter of fact, I commend the Education Chair for asking

additional questions to the CFO. And I see his reply come in with each question she posts.

Again, there's no one in this room that knows that campus more intimately than I do. And if I thought for a minute, if I thought for just one iota that Pierpont was doing something wrong, or that they couldn't pay their bills, or they weren't going to pay their bills, or they weren't going to stick with the obligations in that MOU, you know, folks, I would ask for an audit on them as well. I'd write a letter and send it down tomorrow. But that's not the case. They're an honest bunch of people.

You know, I can pick up the phone and call anyone at Pierpont and get answers to my questions. It's not always been the case with Fairmont State.

Now, another thing in this letter that you have on your desk is, well, it's lies. And here's why. The group of faculty that have been reviewing, and they've actually FOIA'd e-mails back two years . . . two full years . . . trying to determine where the conversation actually began for a merger and if it actually only occurred in the confines of a BOG meeting. Well, folks, it didn't. It actually happened in a conversation via e-mail, via conversations.

It wasn't until six months later that the issue was actually brought before the entire board of governors with Pierpont. So it was collusion there to do away with this small college. A small college that's doing big things.

You know, they only operate on \$8 million. They're one of the few campuses that I know that are actually, you know, making the payroll under the amount that we allocate them. Under the amount that we allocate them.

These programs are growing that they have. They grow more each year. And we just found out this week that the aircraft maintenance program—since we left here last year, was only at 90 students—they're now at a 130. They're breaking even. A few more students, they'll be making money in that program.

They can meet the job demands there. The thousand jobs that are supposed to come to that airport aren't going to be there tomorrow. It's going to be over a period of time. And I welcome those jobs to north central West Virginia because we know that that job will create another job, that will create a home purchase,

that will create a car purchase, dining out. It will be good for all of north central West Virginia.

But if you go back and tackle this legislation on the House side—and it would have been nice if we could have done it on this side—there's an opportunity for the entire State of West Virginia to grow within this industry.

Now, I'm going to finally say this much. And this is about, well, two things.

I've lost a lot of friends over this issue . . . in this chamber, and across the hallway, and back home. Friendships I'll never have again. It hurts. It hurts deeply. But, again, you know . . . I guess I can't turn that clock back. It's just not going to happen.

But, if you're going to call me your friend, be honest with me. Don't just use it as a platitude of some sort. Just use it in the most sincere way you can.

I was hoping to leave my final term here on a high note. But this is a low note. About as low as it gets. As low as it gets.

Thank you, Mr. President.

**REMARKS OF
HONORABLE
RYAN W. WELD**

Wednesday, March 2, 2022

SENATOR WELD: Thank you, Mr. President.

I don't think I can match the passion for the issue that the gentleman from Monongalia County has or the personal nature, or relationship, he has to the issue. I've had the pleasure of sitting next to him in Judiciary for the past six years now and I do consider him a friend.

And so, you know, I'm the lead sponsor of this bill. And you might think well why is the guy from Brooke County lead sponsor of this bill? I went to Fairmont State. I got there in 1999. In September or August of 1999. And I graduated in May of 2003. And so, for me, this bill has a . . . certainly not to the level of the Senator from Mon County, but, for me, it does

have a personal nature to it because outside of Brooke County where I was born and raised and where I continue to live now, I lived in north central West Virginia longer than any other place in the State of West Virginia. I've called Marion County home for those years I was at Fairmont. I thoroughly enjoyed my time there. I spent a lot of time in places like Yann's, 8th Street Confectionery. On Saturdays when I would have home swim meets, my parents would come down, my mother and stepfather, and we always went to Clarksburg or Bridgeport to eat, usually . . . the Red Caboose was always my stepfather's favorite place.

And so this bill is somewhat personal to me because north central West Virginia is important to me. And I sponsored this bill as a Fairmont State alum, it's very true, but as someone who cares for the area. And I did so because it started to become clear, from the information that I was given and from what I could discern, that I was concerned that Pierpont wasn't going to continue to be able to operate independently, that they weren't going to be able to continue to be a school. And there's disagreement on that. And I get it. And I respect everybody's opinion on this but that was what I could tell, Mr. President, that Pierpont wasn't going to be able to continue to operate.

Right now, Fairmont State has a—they call it the composite financial indicator—of 5.07. Mr. President, I can't really tell you exactly what that means but it's the highest amongst our four-year educational institutions in this state.

And on the other side of that, Pierpont's composite financial indicator was 2.96 and that was the lowest of our two-year institutions in this state.

And so, if this was ever going to happen, I think now would be the time when Fairmont State had the financial wherewithal to be able to do so. And it's very important when you're looking at bringing assets together, institutions together, debts together, that was a very important thing. And so, that was a big part of this.

Another big part is, is that, you know, Pierpont does have new board members. But those board members came in, I think they're members of the community. I know they're members of the community down there. And I think that they have the best interests of the community in mind. And they have been, you know, adamant, Mr. President, that this is

something that needs to happen. They had grave concerns about the school's financial position and their ability to continue on as an independent institution.

And so that's why I decided to be the lead sponsor of this bill and to help move it along. And I certainly appreciate the Senator from Monongalia's position. And I've tried to . . . you know, listen to everything that I could on all sides of this. But that is what led me to being the lead sponsor of this bill and presenting it on the floor here today, Mr. President, because, again, I care very deeply for that part of the state. The people there treated me wonderfully for four years and I hope that when I go back there they continue to do so. And that was the reason why and I think that's the reason I feel that this bill is necessary at this point. But that's just my opinion.

Thank you, Mr. President.

Memorializing life of Honorable Joseph Michael Minard

(Adoption of Senate Resolution 47)

**REMARKS OF
HONORABLE
MICHAEL J. ROMANO**

Thursday, March 3, 2022

SENATOR ROMANO: Thank you, Mr. President.

You know, the passing of Joe Minard makes you realize how quickly life goes by.

I've known Joe Minard my entire life. His boy Michael and I went to kindergarten together and we served as altar boys, although we went to separate high schools . . . Yeah, I was an altar boy.

And, you know, Joe was always one of those guys that you always looked up to. You know, as we get older, we start to realize the people who have an impact on our lives and the impact that they had. And Joe was one of those guys. One of those men. One of those people that you always wondered how you got to reach that level of authority, that level of influence. Everybody looked to Joe for answers.

I remember when he built the UpTowner Inn—none of you all remember this . . . a few of us might. But the UpTowner Inn was the first upscale hotel that Clarksburg, West Virginia, had had since the Waldo. And the Waldo was built in the 1900s. And it was neat. It was modern. It was sleek. They had great food. And Joe was the proprietor. And man, he ran that place so well. It was just great to go up there as a young guy, you know, maybe with a date, and you went into the restaurant and it was . . . it was neat. And you always wondered, "Joe's always doing all these neat things."

And, when I was in Washington with the SEC, Joe would call me all the time and have ideas and, you know, can you do anything on this? I kept going, "Joe, I'm just a lowly, you know, guy that works for the SEC." But he always had great ideas to help West Virginia.

And when I came back, Joe took me in. And some of you will remember these names. I know my friend from Morgan will. But I would get to have lunch two or three days a week at Minard's restaurant in the back room with Joe, and Senator Bill Sharpe, and Senator Gino Colombo, and Bernard Folio. And I would just sit there and take in all the stories, and all the things that they had done in their careers—and were doing at the time—they were young men, they were me . . . when I was having these lunches.

Joe's life always reminds me—will always remind me—about how little it matters what you do individually for credit. It's what the sum total of your life is.

They were great guys. Great men. We used to rib 'ol Sharpie, as they called him, every day because we could never get him to pay for lunch. And Joe loved that.

He would always tell a story about one time that Bill did buy lunch, he complained because there was an extra coke on there. And boy, it used to get 'ol Bill good.

And when I first started getting interested in the Legislature, he was the guy that got me interested. I would come down here and he would have a place in his office for me. They would flip me back and forth between Bill Sharpe's office and Joe Minard's because they both couldn't stand me for the entire day.

And Joe—and his family's here, they're not going to like this—but Joe and I would go down to Darrell Holmes' office, who was the Clerk,

and we'd smoke cigarettes in there. Because you could smoke. It was the only place in the whole capitol you could still smoke. And I knew he was always afraid Mary was going to get him if she caught him smoking.

You know, Joe loved his family more than anything. And he loved his wives, his first wife, his second wife, Mary, they meant the world to him. And his kids were always first.

But Joe loved public service. Joe knew that what he was doing wasn't going to make any difference as far as people remembering him. But he knew it would make a difference in the lives of people in Harrison County and people in West Virginia.

He loved people. He's an example to us all.

And, Mr. President, it's my honor and my privilege to stand in support of SR47.

Thank you, Sir.

Memorializing life of Honorable Joseph Michael Minard

(Adoption of Senate Resolution 47)

**REMARKS OF
HONORABLE
RON STOLLINGS**

Thursday, March 3, 2022

SENATOR STOLLINGS: Yes, thank you, Mr. President.

I also rise in support of this resolution.

One of the great things about being a senator is that you have these relationships with people all over the state. And so I would always look forward to getting together with Joe and Mary and, frequently, it was at the restaurant with Senator Williams, Senator Prezioso.

He was a big-time Mountaineer fan. And anytime I wasn't using those tickets I'd let him use those tickets. And he certainly enjoyed it. Sometimes we'd go to the games together.

He was so respected by people that worked with him that he taught how to be a chef. One of those guys was Rocco Muriale down at Rocco's in Ceredo-Kenova. I remember the Senior Senator from the Fifth, and Senator Prezioso, and Joe . . . we went to that restaurant during a session. And, when you go in there, go into the next room. There was a big picture of Joe Minard. And Rocco was just so thrilled to have him there. Of course he told us all these stories about how he learned how to cook at the apron of Papa Joe Minard. So, at age 14, he started working for Joe. And Joe told him, you know, "A lot of your friends are going to be out playing when you have to be in here working." And 'ol Rocco said, "Yeah, but, Mr. Minard, I like playing, too." He goes . . . And he reached over and had a hot fork and branded him. With a fork. He said, "Now you're branded." And Rocco said, "Yes. I was branded from that time on."

So, nothing but great memories for Joe. When he lost Mary in November, he, you know, I could almost tell he wasn't long for the world.

And . . . just, again, being able to be mentored by him in nearly every category of life has been a real honor for me. And this place is a better place. Harrison County, north central West Virginia, is a better place for us having crossed paths with Senator Joe Minard.

**Memorializing life of Honorable Joseph
Michael Minard**

(Adoption of Senate Resolution 47)

REMARKS OF
**HONORABLE
MIKE CAPUTO**

Thursday, March 3, 2022

SENATOR CAPUTO: Thank you, Mr. President.

Very briefly. I got elected to the House in 1996. And I didn't know many people over there and I knew even less over here on the Senate side. But, you know, I was over here just trying to meet a few folks. And I always knew of Joe Minard because you don't live in north central West Virginia and not know of Joe Minard or Minard's Spaghetti Inn because if anybody in your family says they're in the mood for Italian,

it's automatically Minard's. And that's where we always went.

But, I got to know Joe and he was really a hero of mine. I can't be as eloquent as my friend from Harrison, or my friend from Boone who got to actually serve with him. But I could come over here and Joe would always take the time, Papa Joe, would always take the time to talk to me and steer me as a young delegate who knew absolutely nothing about this process and how to get things done.

And, you know, we made friends very quickly. And I just enjoyed the conversations that we had. Sam and I became friends over the years. And that was through Papa Joe. That was the connection there.

So, I just couldn't go on through this resolution without at least saying what a mentor he has been to me, what a wonderful north central West Virginian this man is, and he has given so much back to the community.

We all know how demanding these jobs are. And he would leave his family for 60 days a year and come down here because of one reason: He wanted to leave something behind that made West Virginia a little better for us, for the folks coming up behind him. He cared that much about the state, and his family, and his community.

His service to West Virginia, Mr. President, is unprecedented. He is a legend. He is a legend. And I think we'll be reading about this man in West Virginia history books someday. Maybe not us, but our kids and our grandkids will.

I just want the family to know how much I truly loved Papa Joe and how much he truly meant to me in my early days of the Legislature.

Thank you, Mr. President.

**Memorializing life of Honorable Joseph
Michael Minard**

(Adoption of Senate Resolution 47)

REMARKS OF
**HONORABLE
ROBERT H. PLYMALE**

Thursday, March 3, 2022

SENATOR PLYMALE: Thank you.

I'd be remiss if I didn't get up and say something.

Joe and I got to serve twice in here, the first time, and then he got beat, and then he got to come back. And Joe was such a person that knew the process so well. And, much like the Senator from Marion was talking about, I came in here at 37 years old and didn't know anything. I know at 67 I probably don't know a whole lot either still. But, you know, 30 years ago And Joe was one of the first people that, you know, came and talked to you.

He understood the process but he also knew more about relationships. Relationships mattered to him on everything.

I'll go a little deeper in the trip we made to Ceredo to Rocco's restaurant. It's funny, you know how you can Rocco is a bigger than life guy. Wonderful friend of mine. But when Joe comes in, he looks at him and he says, "Hey, Rocky". No one calls him Rocky, but Joe did. Rocco's eye lit up and they started reminiscing. Joe went back into the kitchen and we didn't see him for 25-30 minutes. They started doing things and everything. But it was the most wonderful thing to experience how relationships that Rocco, at 14 years old, how he took him under his wing and, you know, Rocco's been highly successful in the restaurant in Ceredo.

But Joe was just a great, great person.

I recall the one time where Joe called me and, you know, sometimes you get into turmoil and different things going on and, when Senator Byrd had passed away and things were going on here and looking at changing the Senate, Joe was the Senate *pro Tem*, which would naturally go into that position And there was sort of a movement going on here that different people were making, and he looked at me, and he knew exactly what was going on. He said, "You know what they're doing to me." And they did.

But he was so astute and so knew . . . could see what was going on. Everybody respected him. When he would go into a room, and he would talk about things, and he was the first to teach me who to trust, who you knew on what committees were the ones that you could rely on to tell you something.

He was a marvelous man. He's a person that I think embodies what this Senate should be and should be what we try to emulate.

Memorializing Honorable Naomi "Sue" Cline, wife, mother, realtor, former member of WV Senate, and dedicated public servant

(Adoption of Senate Resolution 49)

REMARKS OF
**HONORABLE
ROLLAN A. ROBERTS**

Friday, March 4, 2022

SENATOR ROBERTS: Thank you, Mr. President.

When I began to embark on this journey toward the Senate, Sue Cline became a very good friend. Sue was one who actually told me about everything I needed to do because you never had to wonder what she was thinking. She would tell you.

And her heart was in the right place. She really was passionate about what she believed in and stood up for. And sometimes that was very boisterous and passionate but it was a real blessing.

And I'm thankful to be able to have known her, to have served with her for the two years that we were able to serve in this chamber together.

And I certainly do miss her in this place.

Memorializing Honorable Naomi "Sue" Cline, wife, mother, realtor, former member of WV Senate, and dedicated public servant

(Adoption of Senate Resolution 49)

REMARKS OF
**HONORABLE
MARK MAYNARD**

Friday, March 4, 2022

SENATOR MAYNARD: Sue was such a good soul.

She was genuine and when she was making decisions up here it was because of what she thought was right. She didn't think, gee, how many constituents will vote for me if I vote this way? She honestly tried to do what was right.

It was a pleasure to work with her and she'll be thoroughly missed.

Memorializing Honorable Naomi "Sue" Cline, wife, mother, realtor, former member of WV Senate, and dedicated public servant

(Adoption of Senate Resolution 49)

REMARKS OF
HONORABLE
DONNA J. BOLEY

Friday, March 4, 2022

SENATOR BOLEY: Thank you, Mr. President.

Sue and I became good friends when she came in the Senate. We had a lot in common. We had both lost our husbands to heart attacks. So we had that in common. We had our children in common and then our great-grandchildren.

You've all heard me talk about Ellie Mae. Well, she had her own Ellie Mae. She was about a month younger than mine. So we shared videos back and forth of our great-grandchildren. I think she had four great-grandchildren. And it wasn't unusual for me to be sending her videos and her sending me videos of her grandchildren.

The word passionate has been used to describe Sue and she was.

We shared a suite at the Residence Inn for the four years she was here. She would come in from Judiciary Committee some nights, she'd be so upset. She would stand there with tears in her eyes. She felt so passionate about a bill that was passing or wasn't passing. I think I knew as much about Judiciary than She was very

helpful in my understanding of what was going on in some of the other committees.

She loved all of you. She was someone that always looked for the best in everyone. I remember hearing from some of our doctors here in the Senate when I was having some problems a couple years ago. She was calling them, "Will you check on Donna? Would you let me know how Donna's doing?" And I really appreciated that.

I remember one day I wasn't able to come to work and she called, "How you doing?" "Oh, I'm fine. I'm fine." And she drove from Wyoming County up to check on me and then drove back to Wyoming County that night.

So, she's a person that I considered a real friend.

The last time I heard from her, text her, was on Christmas Eve, 2021. And I didn't hear from her after that.

We will all certainly miss her. She was a great state senator.

Memorializing Honorable Naomi "Sue" Cline, wife, mother, realtor, former member of WV Senate, and dedicated public servant

(Adoption of Senate Resolution 49)

REMARKS OF
HONORABLE
RYAN W. WELD

Friday, March 4, 2022

SENATOR WELD: Thank you, Mr. President.

In the first four years that I was here in the Senate, I had the pleasure of sharing an office with Sue. And when I say it was an honor and a pleasure, it really was. You probably couldn't have found two people that may have been different in this body. Me coming from the northern part of this state and Sue from the southern part of this state.

But, I got to know her very well. And I thought she was a tremendous woman and a tremendous representative of her people.

Sue had a mirror in her office that I would, most mornings, end up going in to check my tie and make sure that I had tied it straight and the knot was alright. And she would roll her eyes when I would go in every morning, "Why don't you just go buy one?" And so, when Sue left this Senate in 2020 I came down here right after for interims. And that mirror was in my office. And there was a note on the mirror. And you can hear Sue saying this, "Stay purdy. Thank you for being there for me. I will miss you." And I miss Sue. And I think we all in here do.

Sue loved Wyoming County. I've never met anybody that loved their individual county like Sue. Sue was Wyoming County to me. And I think the people there probably really respected her and loved the passion that she had for, not just Wyoming County, but southern West Virginia. She worked really hard here for them. Probably harder than anybody I've seen in this body. Up and down the halls in those heels that she wore. The meetings that she had. The binders of information that she had. The things that she was always working on.

So, I will miss Sue very much.

Thank you, Mr. President.

**Memorializing Honorable Naomi "Sue"
Cline, wife, mother, realtor, former member
of WV Senate, and dedicated public servant**

(Adoption of Senate Resolution 49)

**REMARKS OF
HONORABLE
RANDY E. SMITH**

Friday, March 4, 2022

SENATOR SMITH: Thank you, Mr. President.

I rise in support of the resolution.

Sue and I got to be pretty good friends. I think a lot of it was because . . . in a way, we acted a lot alike with our passion. And what I loved

about Sue was she had spunk. I mean that was the first thing I noticed about her.

She stood for what she believed in. And, like the gentleman said, she loved Wyoming County and all of southern West Virginia. She never backed down from anyone. That was the trait I really loved about her.

I remember one time when one of the controversial issues was going on down here and we was leaving Judiciary Committee—I served on Judiciary with her—and someone in the audience, as we was leaving, it was a packed committee room, yelled something pretty bad at her. And I had to grab Sue because she was going out in the audience after this person. And she was just shaking her fingers and saying, "You're just mean. You're mean." And I was saying, "Come on, Sue. Just calm down. Calm down." "No. I'm not letting them talk . . ."

But, I loved her spunk and her class. She had class. She would straighten up my tie and say, "Here, your tie's crooked. You've got to always look good. You've always got to look good." And Sue always looked good. She was always . . . she was really conscious about her appearance. And she was just a sweet lady.

And another thing that I really loved about her and noticed is her love for the Senator from Pleasants County. She loved Senator Boley like no other. I mean, she worried about her.

And she was just a good person. She had a good heart.

And my time down here in the Senate, like I said, I've never met anyone with the passion she had for her area and the love she had for people, and especially, her grandchildren. We talked about her grandchildren quite a bit.

When she didn't get to come back I truly missed her. We kept in touch. And I spoke to her often. And she was just a wonderful person. And, like I said, I'll never forget her spunk. I always liked her spunk because, if I was a drinker and wanted to go to a bar to fight, I would have took Sue Cline with me because she would back down from no one.

So, Mr. President, I urge adoption of the resolution.

REMARKS OF
HONORABLE
RYAN W. WELD

Friday, March 4, 2022

SENATOR WELD: Thank you, Mr. President.

I will be brief. I know we're all trying to get out of here.

I have some numbers that I want to discuss, none of which are 4007.

In light of the very eloquent prayer delivered by the Junior Senator from the Sixteenth today, the first number I have is 33,771, Mr. President.

On September 29 and September 30 of 1941, German soldiers rounded up 33,771 Ukrainian Jews and killed them all. Shot them all, mostly in the neck, and buried them in a mass grave, unmarked, in a ravine that is called the Babi Yar ravine in Ukraine. Over the years, that site . . . there was a memorial built there, and a museum to the Holocaust was built on that site. And on March 1 of this year that site was destroyed by a Russian rocket. And so we . . .

There was discussion earlier this week on a lot of historical events and there was some mention . . . I know there was a poem that was recited that has to do with the Holocaust. And so, I'm not sure what is worse, the Holocaust or a regime that right now is destroying memorials and monuments to the horrors of the Holocaust.

The next number that I want to mention, Mr. President, is 500,000 and that represents the number of barrels of oil each and every day the United States of America is currently purchasing from Russia . . . 500,000. Urals crude oil right now is selling at \$92 a barrel. Do the math. That's \$46 million. Forty-six million dollars this country is investing in funding to the Russian war machine.

Yesterday, there was an announcement, one of our senators, U.S. Senator Joe Manchin, introduced the "Ban Russian Energy Imports Act". That bill is currently sitting in Congress. Has 17 co-sponsors along with Senator Manchin. It's a very bipartisan bill. I think it's an even split of Republicans and Democrats that have co-sponsored this bill. But, in response to that, the Biden administration said, "We don't have a strategic interest in reducing the global

supply of energy. And that would raise prices at the gas pump for the American people." Think about that for one second, what that paragraph states: That they would rather continue to purchase Russian oil and fund the Russian war machine than potentially raise gas here at home by 10 cents, maybe 15 cents a gallon.

I can't remember if there's an election this November or not, but I'll have to look on the calendar, Mr. President. Because that might have something to do with it. Because no president ever wants to be responsible for a rise in gas prices. That's a kiss of death. And I think that's what we're being told when we say, "We don't have a strategic interest in reducing the global supply of energy."

And lastly, Mr. President, the last number I want to mention is zero. Zero. The number zero represents the number of changes that this administration has made to the visa policy regarding Ukrainians who have fled the country. The United Kingdom, if you have an immediate family member in that country, you're in. Come on. All of Europe, come as you are. If you're across the border and you've made it here, come as you are. The United States, no change. In fact, it took us until yesterday to not start shipping out people, Ukrainians that were living here who overstayed their visa. It took until yesterday to make the change to say we're not going to ship you back to a war-torn country at this point. So, while the rest of the world is saying you're welcome, come on in, you're fleeing a country that is currently being torn apart by a war where the Russians are currently bombing a nuclear power plant—last time I checked, that was probably a bad idea—the United States of America is saying fill out these forms and we'll give you a call. So zero change is made by this administration in dealing with the humanitarian crisis of this war.

Thank you, Mr. President.

REMARKS OF
HONORABLE
OWENS BROWN

Friday, March 4, 2022

SENATOR BROWN: Yes, you know, this war is very complicated.

And to simplify things as the good Senator from Brooke County has I think does a disservice to what's really happening. We don't act as quickly, maybe, as some other countries but you also have to remember this is a very divided political Congress. And, instead of supporting the President in these times of crisis, we want to try to tear down the President for political purposes.

I mean, I don't know what's going on but it's not as simplistic as the Senator from Brooke County has made. And it becomes political speech. And that's why we have such a difficult time in this country of coming together. We should be coming together and supporting this president.

I don't know why, you know, the 500,000 barrels of oil per day . . . there might be a reason, might be . . . I don't know. It just wouldn't be that simple to say no more. Other people do have to vote on that.

And I just feel as though we shouldn't be at each other at this time or trying to diminish the President. It's not the first time but it's become the constant theme here. And that bothers me at this time. I mean, it's a terrible thing that's happening. The President's trying to keep us out of the war. Trying to keep us out of the war. And you really don't know how close that is to us. You know, when I see people dying every evening on TV. You know, it's sort of abstract to us in a way because we feel safe over here. But we're not safe here. And we need to get ourselves together and start acting like one nation . . . [inaudible] . . . knock down each other in a bipartisan way.

Establishing a bone marrow and peripheral blood stem donation awareness program

*(Passage of Eng. Com. Sub.
for House Bill 4631)*

REMARKS OF
**HONORABLE
MICHAEL J. MARONEY**

Monday, March 7, 2022

SENATOR MARONEY: Thank you, Mr. President.

Mr. President, the purpose of this bill is to establish a bone marrow and peripheral blood stem donation awareness program. This bill directs the Department of Health and Human Services [sic] to create a website as a resource to inform and promote donation awareness. It provides for consultation with health care providers to promote awareness of the federal and any state resources available for such donations.

Mr. President, we heard testimony in committee from Delegate Walker. And this bill is for Delegate Walker whose son passed away and would have benefitted from such a donation. The testimony was amazing. And the inner strength that she showed during that testimony to try to help others from probably, in my opinion, the worst tragedy that could happen to a mother to me was beyond amazing.

It's a great idea and there's no question that Demetry Walker, the delegate's son that passed, will definitely save lives with this creation of the website.

I urge passage of this bill, Mr. President.

Establishing a bone marrow and peripheral blood stem donation awareness program

*(Passage of Eng. Com. Sub.
for House Bill 4631)*

REMARKS OF
**HONORABLE
CHARLES H. CLEMENTS**

Monday, March 7, 2022

SENATOR CLEMENTS: Thank you, Mr. President.

I rise in definite support of this bill. I was very fortunate in 2017 when I was diagnosed with multiple myeloma that I was caught early enough that they could use my stem cells to give me a bone marrow transplant.

But there were two floors of the cancer center in Columbus at Ohio State full of people who were having these transplants. Half of them were not fortunate enough to be able to use their own bone marrow, their own stem cells.

Therefore, it was important . . . just like we donate blood to the Red Cross. These are life-saving things that we can donate and make aware that it is important that those stem cells and the blood cancers and things can be overcome.

I urge passage of the bill.

Establishing a bone marrow and peripheral blood stem donation awareness program

*(Passage of Eng. Com. Sub.
for House Bill 4631)*

REMARKS OF
**HONORABLE
MIKE CAPUTO**

Monday, March 7, 2022

SENATOR CAPUTO: Thank you, Mr. President.

I can't be as articulate and pointed as my colleague from Wetzel, my colleague from Marshall was.

But, I know that Delegate Walker suffered a great loss when she lost her son. But she found some strength some way to try to do something to help others, and to help save lives, and, maybe, someday, prevent other families from going through what the Walker family went through.

So, kudos to you Mr. Chairman for putting this on the agenda.

And, Mr. President, I urge adoption of this bill.

Establishing the Coalfield Communities Grant Facilitation Commission

*(Passage of Eng. Com. Sub.
for House Bill 4479)*

REMARKS OF
**HONORABLE
RON STOLLINGS**

Tuesday, March 8, 2022

SENATOR STOLLINGS: Thank you, Mr. President.

I rise in support of this legislation.

You know, the southwest coalfields have taken it on the chin over the past several years and this federal infrastructure, American Rescue Plan, is made, it's for, coalfield communities and also power plant communities that have been highly impacted. And, believe me, the counties that I represent have truly been highly impacted . . . losing over half their tax base over the years.

Sadly, with that, you don't have a lot of grant writers in that area. And the ability for the county commissions and the economic development authority directors to apply for some of these very complex grants is real.

In fact, the first round of the power grants from the ARC, I was shocked that no grant money came in to what I would call traditional coal country. Not one. Not one penny. And certainly in the traditional areas as far as infrastructure goes.

Well, I later found out that there was no application. We did not apply for that first round of funding.

So, this will go a long way in my opinion to help put monies where it's absolutely needed, where it would absolutely have the biggest impact, and absolutely keep this area from becoming a net loss to the West Virginia tax base and could turn it into a net gain.

We lost the Corridor G Regional Economic Development Authority Board of Directors; went belly-up due to lack of funding about three or four years ago. And that would have been also a critical area because all these federal grants require that we have multi-county use, systemic use for the area to allow the whole area to pull itself up.

So, this Coalfield Communities Grant Facilitation Commission, I think, really has the potential to really make big differences, certainly in an area that has a legacy of giving so much over the many years.

So, I urge adoption.

REMARKS OF
HONORABLE
STEPHEN BALDWIN

Tuesday, March 8, 2022

SENATOR BALDWIN: Thank you, Mr. President.

You know, none of us ever come here for ourselves. We come here to this body to help serve our neighbors back home, our friends, family, our loved ones, our neighbors. We come here to help people. And sometimes we have different ideas about how to do that. But I think we can all agree that we're here to help our most vulnerable among us. And I'm specifically talking about abused and neglected kids, foster kids.

House Bill 4344 (*Relating to foster care*), the foster care bill, came to us from over at the House. It passed 99-1. It's a product of the bipartisan Child Well-Being Caucus and also the Children and Families Interim Committee.

We have the Commissioner for the Bureau for Social Services who's been on record for a couple of months saying that this is important. He taped a show right out here on Friday that went out through West Virginia Public Broadcasting saying how important this bill was to help fill vacancies, to help with recruitment and retention issues, to help make more data publicly available so that we can have better policy as a result of having that data out there.

We've heard from foster, adoptive, and kinship placement parents and agencies that think that data is going to help us be able to enact better policy as a Legislature.

The other good thing about that data is it helps hold an agency accountable that I think we can all agree is a bear right now.

If you just look at the numbers, we've got over 6,000 kids in foster care in the State of West Virginia today. There are 71 percent more kids in state custody today than there were a decade ago. Seventy-one percent more kids in state custody today than there were a decade ago.

We've got hundreds of vacant positions all across this state. I think the statewide number's about 27 percent if memory serves me. In my home county of Greenbrier over 70 percent of the child protective services positions are

vacant. Over 70 percent are vacant . . . the people that we charge with taking care of our most vulnerable kids.

We've got a chance to do something about it. A substantial chance to do something about it. We can't let that opportunity pass us by.

The House passed 4344 99-1. I hope we have the opportunity to take that legislation up as well.

Thank you, Mr. President.

REMARKS OF
HONORABLE
OWENS BROWN

Tuesday, March 8, 2022

SENATOR BROWN: Thank you, Mr. President.

I don't know if many of you know that this is the International Day of the Woman. Across the world women are being celebrated.

And we have a number of women in this chamber and they should be celebrated too. I think we should stand up and give them a standing ovation for this day. All the men . . .

And it's very significant. You know, I was watching TV and I was looking at, I guess, the Russian Parliament. There is not a single . . . I didn't see any women in that Parliament. Are there women in the Russian Parliament?

And from all of my studies and looking at social change, women have been at the forefront of change. And when you have a balanced number of women in our government you see policies come out differently.

Right now we have less than 12 percent of the people in this chamber are women but we have 50.5 percent of women in the State of West Virginia make up the population.

And I just often imagine how different things might have been, or would be, if we had a more balanced Senate or more balanced governing bodies across this state and across the nation.

And, you know, it just makes me think because some of our greatest resources, you know, have been . . . over the years . . . just think how things could have been different if we wouldn't have suppressed a lot of women over the years. Even today, you know, there's still a glass ceiling in this country and across the world.

It has been proven when you have a balanced number of women in your government, they function better. And the economics function better. And countries are less violent also when women are given equality in these other nations.

But again, you know, we should be celebrating this day, International Day of the Woman. And my hats are off to all of the women here.

Thank you.

REMARKS OF
**HONORABLE
RYAN W. WELD**

Tuesday, March 8, 2022

SENATOR WELD: Thank you, Mr. President.

I think you might remember last week I talked about 500,000 barrels of oil that were being purchased by the United States that were coming from Russia here on the Senate floor.

Well, we may have a wider audience than we believe, Mr. President, because just today, our esteemed president, President Joe Biden, announced that we were no longer going to be purchasing barrels of oil from the Russian Federation. And so, while I am well aware that I am but the lowly Majority Whip for the West Virginia State Senate, I think it's very important that we do all that we can to hold our leaders accountable in times of war and in times of peace . . . to always make sure that they do the right thing.

And so I was very glad to see that President Biden made that announcement today and I think that will stop a huge transfer in wealth from the United States of America to Russia to be used for their offensive military campaign in Ukraine; but also really do a lot to hurt the

Russian economy, bring them to their knees, and help bring an end to this whole thing.

Thank you, Mr. President.

**Designating month of February as National
Cancer Prevention Month at Legislature**

(Adoption of Senate Resolution 51)

REMARKS OF
**HONORABLE
RON STOLLINGS**

Wednesday, March 9, 2022

SENATOR STOLLINGS: Thank you, Mr. President.

Though we may be a little bit late by a week or so National Cancer Prevention Month is February.

And we all know that detecting cancer early is crucial. That the survival rate if you detect it . . . the five-year survival rate . . . if you detect cancer in Stage I is 90 percent compared to 20 percent if it has metastasized and become Stage IV.

Now, we have cancer screening tests for five cancers: Colorectal, prostate, breast, lung, cervical. But we now have unbelievable new technologies that puts us on the cutting edge of being able to detect these cancers much earlier.

And so, there is bipartisan support in Congress to have Medicare cover these screening tests—they're blood tests—so that we can diagnose these patients a lot sooner and get them a better survival rate.

So, I urge adoption of the resolution.

**Designating month of February as National
Cancer Prevention Month at Legislature**

(Adoption of Senate Resolution 51)

REMARKS OF
HONORABLE
TOM TAKUBO

Wednesday, March 9, 2022

SENATOR TAKUBO: Thank you, Mr. President.

I'd be remiss if I didn't talk about one of those screening tests which would be that for lung cancer.

And just so the body knows, you know, just a few years ago . . . Lung cancer remains the single number one cancer killer in both men and women in West Virginia. Smoking being the big cause of that.

You know, a few years ago, a large study was done, the NLST, which showed that if you had smoked 30 years or more and was 55 years or older then you should get a screening CAT scan. And that one study reduced cancer death by 20 percent.

Now, that's pretty amazing when you think about 1950 the overall survival for cancer was eight percent. It was pretty dire. And then you speed all the way up to 2013, the survival rate was only 15 percent. So, in 60 plus years we hadn't even doubled the survival for lung cancer.

In the past couple of years, however—this has been so successful—that the age has been reduced to 50 years of age and if you smoked 20 years or more. Now, that's 20 pack years. Meaning one pack a day for 20 years or 2 packs a day for 10 years. But it's a tremendous reduction in death.

Now, some of the genetic techniques that are coming along . . . the screening test with CAT scan catches a cancer when it's very tiny. When it's tiny, your odds of survival go up dramatically.

Now, to put this to you a different way, these individuals who have smoked that have hit the age of 50 and smoked 20 years or more, they are at a one in five chance of developing lung cancer. Compare that to somebody who never smoked, it's one in 90. Big difference.

So, the CT scan works. However, the new genetic tests that what this resolution talks about is picking it up way sooner than that. So,

imagine a snake when it sheds its skin, this will pick up actual DNA. Now, this isn't cancer cells that have spread throughout the body but just the DNA of those cells that let you know that it's in there. And not just for lung cancer but many other cancers. And so, this is a huge step forward.

In fact, many patients, when we're treating them with cancer now, because of the therapies, the techniques, the diagnostics, the first thing they want to know is, "Well, am I terminal? And how much time have I got?" We don't even know how to answer that anymore. Which is a great thing. And I hope it's one of those things that we can say, you know, "Don't worry about it. We'll fix this."

But I strongly urge the adoption of the resolution and glad to make the body aware of a few health facts.

Reinstating the film investment tax credit

*(Passage of Eng. Com. Sub.
for House Bill 2096)*

REMARKS OF
HONORABLE
ROBERT L. KARNES

Wednesday, March 9, 2022

SENATOR KARNES: Thank you, Mr. President.

You know, I'm all about economic development and this is legislation that I might under some circumstances be very supportive of. But, I've got a concern. And the concern is that the people of Hollywood, California, can make the agenda on the Finance Committee but the people of Ravenswood can't make that agenda.

I have a problem that Bette Midler qualifies for millions of dollars in tax credits but Betty Shamblin in Putnam County qualifies for nothing.

When Michael Moore comes to West Virginia to do his much anticipated biopic of former senator Richie Ojeda down in Logan County, the people of West Virginia are going

to foot the bill for that, but the people of Logan County couldn't even make the foot of the agenda.

Mr. President, Gavin Newsom's people are getting a little bit of almost heaven with this bill but God's people are basically told to go to hell.

So, even though this is something under certain circumstances I could support, when the people of West Virginia are left hanging out to dry, it's not something I'm going to support.

I'm a "no".

Require visitation immediately following a procedure in a health care facility

*(Passage of Eng. Com. Sub.
for House Bill 4257)*

**REMARKS OF
HONORABLE
PATRICIA PUERTAS RUCKER**

Wednesday, March 9, 2022

SENATOR RUCKER: Thank you, Mr. President.

I was not planning on speaking today on this bill but I feel called to do so.

Many of you know the experience that I had that delayed me coming to the session when it began in January.

Unfortunately, both my father and my husband got sick, and were very sick, and I had the very important responsibility of trying to advocate and make sure that they got appropriate care.

I must tell you that without the advocacy there's a very good chance that I would have lost my husband and, unfortunately, I did end up losing my father.

You know, when we think about the bills that we're passing and they all affect everybody in some small way, I cannot imagine anything more powerful than knowing that we can change someone's regret. Being with your loved one when they're suffering makes a huge difference

in whether they recover or not. And for the person who has to live with the fact that they lost their loved one, knowing that you were there, knowing that you did everything you could just makes a huge difference.

I also am very thankful for the work of the Health Chair that he did in putting another bill into this bill to make certain that clergy are also allowed to be there to give last rites if needed, to pray with the person who is sick. So, I want to thank him for his work and I want to thank all of those who supported this legislation, the amendment, and I, of course, am very much in support.

**REMARKS OF
HONORABLE
CHARLES S. TRUMP IV**

Thursday, March 10, 2022

SENATOR TRUMP: Thank you, Mr. President.

I just thought we ought to take a moment and mark something that happened today for what I believe is the fourth year in a row.

Now, I've never served on a Finance Committee in either house of the Legislature but I do know this. I do know that crafting a budget is hard. And there have been years where it dragged on way beyond the end of the regular session. Many of us here will remember a year when we went almost to June 30 . . . to June almost But I believe, if I'm not mistaken, this is the fourth year in a row. I heard the Senate Finance Chair say that his expectation was that the House was going to concur in that final amendment and accept it. And, if that's true, that means the Budget Bill is put to bed. And we are on Day 58.

So, Mr. President, in my memory, this started four years ago under your leadership when you were serving as the Finance Chair, and now the last two years with the Senator from Putnam County.

And so I just want to offer my congratulations and thanks to the members of the Finance Committee and its leadership, the chairman and the vice chairman, the members from both parties. It will go unnoticed, I'm sure, but by your efficiency and work you've saved the

taxpayers of this state tens of thousands of dollars that it would cost if we had to go into extended or special session to put a budget to bed.

So, congratulations for that work again.

REMARKS OF
HONORABLE
CHARLES H. CLEMENTS

Thursday, March 10, 2022

SENATOR CLEMENTS: Thank you, Mr. Chairman.

I know that tomorrow on Hoppy's show he calls it "Steam Release Friday". Well, I want to do it tonight because we got a busy calendar tomorrow. And I want to talk for a few seconds about House Bill 4336 (*Providing for the valuation of natural resources property*), the natural gas valuation bill.

In the early part of the last century coal was king in West Virginia. The mines provided work for the people of this state as well as tax money to keep our governments functional. I don't know how the coal reserves were valued. But since the state government was mostly controlled by legislators from the coal area, I'm sure they had a principal input into the taxes and the regulations affecting the coal industry.

It's unfortunate the only benefit that most of the people that lived in that area received was a job. When the mines closed, they left with little or nothing.

Coal is making a comeback in some areas. But mechanization and new mining techniques have reduced the number of people working. Local governments have also suffered because of the loss of revenue from property taxes. Hopefully, the area can recover as it is repurposed for other industry.

Let's fast forward to this century. New technology in the form of hydraulic fracturing has led the ability to develop the natural gas fields which before were not economically suitable for development. West Virginia was blessed to be at the southern edge of the Marcellus judicata shale formation as well as others.

I remember seeing strange equipment moving through the area, pounding on the ground to map the shale formations many thousand feet below. These mappings showed an abundance of shale formations throughout the area.

And one of the big blessings was that this is wet gas. This means it contains natural gas liquids such as ethane, propane, butane, among others. These liquids when separated from the gas are valuable and can either be sold as is or processed into other chemicals such as ethylene.

One of the things that separates the natural gas development from the coal area is that the gas was owned by the local people. Many people have leased these minerals to be developed and have been paid large sums of money in the form of lease payments and/or royalties.

There are growing pains with this development. Our primary roads are clogged with oversized trucks. Our rural roads are showing the effects of many overweight trucks. Many of the roads have been improved by the gas developers but many remain in poor condition.

I don't want to sound ungrateful for what we have been able to do since the gas developers came into the area because this development has brought much wealth to the area. But what if someone didn't want to lease. What if one of the heirs can't be located? In 2018 the co-tenancy rule was negotiated between surface owners, mineral owners, and developers. This allowed the development to continue when circumstances would otherwise have stopped it. Please note that this was a negotiated law involving those who were affected by the law.

We're on the verge of passing of one prized piece of legislation desired by the gas industry, Senate Bill 649 [sic], the so-called forced-pooling bill. This bill was also a negotiated bill. It involved the industry, it involved the farm bureau, the mineral owners, and the surface owners. All were at the table when an agreement was reached.

Today we're facing another issue with respect to our natural gas industry. Before the industry came to West Virginia, I'm sure they did their due diligence and understood the tax laws in our state. For some reason, the industry feels that our property tax laws are unfair. The Supreme Court did rule that the formula computing present value was unconstitutional because it limited

expenses to a monetary cap or a percent cap. One was okay, but not both.

Prior to the 2021 legislative session a group of delegates along with representatives of the industry met to formulate what I consider to be a very industry-friendly piece of legislation to replace the present-value formula that was declared unconstitutional. I attended one of those meetings along with the Tax Department. And I expressed my opposition to the proposed legislation because of the economic damage to the counties within the gas district. When the legislation came to this Senate, it was amended and reluctantly accepted by the House. The legislation required the Tax Department to write a legislative rule to calculate the present value formula. The Tax Department rule, however, was rejected by the Rule-Making Review Committee because they felt they had gone beyond the scope of the legislation.

House Bill 4336 is the latest version of the valuation bill. The effects of this bill on the valuations and, therefore, on the property taxes is very uncertain due to the legislation.

All affected parties agreed to the co-tenancy legislation. Don't fool yourself, this is basically an industry bill.

While I want to support the gas development it is not right to portray this as an agreed-upon bill involving the parties affected. Local school boards and county commissions of the affected counties were not deeply involved in these negotiations. There was some input in the final drafting of the bill and for that I am grateful.

As I stated earlier when coal was king, the area was well-represented in the Legislature. They had the numbers to greatly influence the way coal reserves were taxed. Unfortunately, the area of gas development is very rural and lacks the population to have a large representation in this Legislature.

I did some research on the affects at the counties effected by this legislation and found the following: The sponsors of this legislation live in counties which will absorb 1.96 percent of the loss of revenue to the counties. Doddridge, Marshall, Ohio, Ritchie, Tyler, and Wetzel counties will have to absorb 78.63 percent of the loss. Doddridge County alone will lose well over \$10 million this year in property taxes.

One of the individual sponsors of this bill became very upset of the windfall the county had received. Well, let me tell you about that county. They have now one of the best school systems in West Virginia. And to think that before the gas industry moved in, they were lucky to pay their bills. Now, once again I repeat, don't sound ungrateful because they've really changed the economy. But now in that county every student has access to high-speed internet. Their test scores are among the best in this state. They have new schools. Their athletic facilities are among the best in this state. They have great teachers. And students are eager to attend school.

House Bill 4336 changes the valuation formula from the rule rejected by the Rule-Making Review Committee. A new calculation will be required by the legislation. The people in the Tax Department do feel that next year there will be increases for counties due to higher gas prices. However, one of the biggest problems we have in dealing with this issue is the lack of data which we may not have until next year at this time.

So the purpose of all this that I give in the background I am reluctantly asking you to pass House Bill 4336. As the failure of this bill may create a harder financial burden on the counties than the proposed legislation.

I would appreciate your consideration tomorrow. This bill will be on third reading.

Thank you, Mr. President.

**Congratulating Bridgeport High School
baseball team for winning 2021 Class AAA
state championship**

(Adoption of Senate Resolution 55)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Friday, March 11, 2022

SENATOR ROMANO: Thank you, Mr. President.

You know, this is the end of a long session, and this is a fitting end to this session.

You know, back in '15 I stood here and brought before this body a resolution that recognized Harrison County as the County of Champions. In that year the Robert C. Byrd High School cheerleaders had won the state championship; Bridgeport High School had won the state championship, including three consecutive championships, in football; Bridgeport High School baseball team had won two consecutive championships; Bridgeport High School tennis team had won the state championship; and it goes on and on.

Well, I get to follow that up this year, Mr. President, with really an astonishing accomplishment. And I want everybody to think about this. Everybody who played sports, who was ever into any competitive activity, knows how hard it is to win a championship. So many things have to go right. You have to have your players healthy, you have to be in the right frame of mind, you have to play grueling games that sometimes come down to the last play.

Well, this year, Mr. President, Bridgeport High School won the 2021 State Class AAA Championship. Now why is that significant? We congratulate teams all the time that win state championships. That's because this is Bridgeport High School's eighth consecutive state baseball championship. Eighth consecutive. They won seven at the AA level. Would have won an eighth, Mr. President, most likely, except for COVID it was cancelled. And by one student, they got pushed into Class AAA. One student. The smallest AAA school in the entire state. Everybody said that's it for state championships for Bridgeport. Not only did they go on to have a tremendous 34-4 season in AAA, but they beat the Hurricane Redskins who were the perennial champions of AAA baseball. And it was an unbelievable game. Down 3-1, they came back to score runs in four consecutive innings to win that championship.

I think that this is a special resolution because it's so unique to win that many consecutive championships in anything, whether it be little league or Babe Ruth, let alone AAA baseball.

And their coach, Robert Shields, is a winner, Mr. President. He has taken every team, sometimes with talent that is not at the absolute top, and he's turned those teams into champions.

And, Mr. President, I urge a "yea" vote on this resolution in recognition of that unbelievable accomplishment of eight straight consecutive baseball championships including the last one at AAA, Mr. President.

**Congratulating Point Pleasant High School
Black Knights wrestling team for winning
2022 Class AA state championship**

(Adoption of Senate Resolution 57)

REMARKS OF
**HONORABLE
AMY N. GRADY**

Friday, March 11, 2022

SENATOR GRADY: Thank you, Mr. President.

I will really be brief this time since I gave a lot of the introduction in the beginning.

But, to recognize these young men and their coaches again: They're 2022 AA state champions. This is their fourth consecutive state championship, their seventh state championship under this coaching team. They outscored the state runner-up, Fairmont Senior—I'm not sure whose district that is—but state runner-up, 233 points to 116.5 points. That's nearly double.

USA Wrestling magazine has ranked Point Pleasant High School as forty-eighth strongest wrestling team in the nation.

And I'm proud of my friend, Coach Bonecutter, and his assistant coaches because I watched day in, day out how much heart and soul he puts into this team. He doesn't just focus on the wrestling aspect of it but he teaches them a lot about life and I think every young man up there in that gallery will agree to that, that they put a lot of time into them and they've really created a West Virginia wrestling dynasty.

So, I'm going to ask for the "yeas" and "nays". And, please adopt this.

Thank you.

REMARKS OF
HONORABLE
ROBERT H. PLYMALE

Friday, March 11, 2022

SENATOR PLYMALE: Thank you, Mr. President.

I just wanted to take a point of personal privilege here to acknowledge my brother.

My brother will, tomorrow, be inducted into the West Virginia Soccer Hall of Fame and I wanted just . . . I'll be very brief—Jeff Johnson loves it when we say that.

In 1978 and prior to that, my brother was an exchange student in Denmark. And he learned to play soccer. He came back and he started doing soccer, and playing soccer, and teach soccer, everywhere. Started the Wayne County Youth Soccer League. Was at Marshall and played on the Club Team. But he is, tomorrow, getting inducted into the Soccer Hall of Fame.

And I wanted to publicly recognize my brother. There's only two of us, thank goodness, I know you're all happy about that. But, my brother really deserves this and I really appreciate the acknowledgement from the West Virginia Soccer Association.

And, congratulations to my brother, Tom.

**Urging President to expedite entrance of
Ukrainian refugees into US**

(Adoption of Senate Resolution 58)

REMARKS OF
HONORABLE
CHARLES S. TRUMP IV

Saturday, March 12, 2022

SENATOR TRUMP: Thank you, Mr. President.

Very briefly, you know, yesterday in a moving remarks in the rotunda, the Governor talked about the terrors and horrors of the war in Ukraine, the aggression against the Ukrainian

people. And I have to credit the Vice Chair of Judiciary, the Senator from Brooke, for the idea behind this.

This resolution, Mr. President, says that the United States stands with the people of Ukraine, that West Virginia stands with the people of Ukraine, and that the horrors of . . . acknowledges the horrors of Russia's war of aggression against the Ukraine causing hundreds and thousands of Ukrainian citizens to be displaced from their homes. And this resolution, if adopted, it says the citizens of West Virginia are ready, willing, and able to do their part in this humanitarian crisis for the people of Ukraine. And be it resolved, we're asking the President of the United States to act with all possible dispatch to make available to Ukrainian refugees entrance to the United States of America. And we're saying that the President of the United States, we want him to understand that the citizens of West Virginia are ready, willing, and able to welcome hundreds of thousands of Ukrainians to the State of West Virginia as new residents of the mountain state. And the resolution, if adopted, would be sent to the President of the United States and our congressional delegation.

Mr. President, I urge adoption.

**Urging President to expedite entrance of
Ukrainian refugees into US**

(Adoption of Senate Resolution 58)

REMARKS OF
HONORABLE
MARK R. MAYNARD

Saturday, March 12, 2022

SENATOR MAYNARD: Thank you, Mr. President.

I rise in support of this resolution. I have a friend of a friend that was actually in Ukraine trapped during all of this. And they were very scared and asked if I could do anything. So I contacted my congressional delegation and their staff in D.C. and found out a lot about the situation. Each one of them . . . Some gave me a link for them to register on. Some gave me a phone number. But the State Department had teams set up on the Ukrainian border and it was

a way of like locating these people that were there trapped and wanted out.

So this is just another way to take care of those people, Mr. President.

I urge adoption.

**Urging President to expedite entrance of
Ukrainian refugees into US**

(Adoption of Senate Resolution 58)

REMARKS OF
**HONORABLE
RYAN W. WELD**

Saturday, March 12, 2022

SENATOR WELD: Mr. President

The latest numbers as of yesterday were that 2.6 million people have had to flee Ukraine as a result of the war that is occurring there right now. Vladimir Putin's naked war of aggression that is completely of his own doing.

And I've also talked on the floor of how my wife and I became friends with a Ukrainian family that moved here about five years ago and just how well they've integrated into the city of Weirton and the State of West Virginia and have really become a part of the community.

And thinking about that and thinking of if we attracted more people like that from Ukraine, what that would do to West Virginia and how that would make us better as a state. Because I think that those who have been forced and displaced from their homes because of the war there, they would have so much to give and we would have so much to gain from having them here.

And I think it's very important to send that message that West Virginia is open and would welcome those who wanted to call West Virginia their home just as my friends did several years ago.

And so I think it's a very important resolution for us to put out into the world and say that West Virginia would be a place that would welcome you.

Thank you, Mr. President.

**Urging President to expedite entrance of
Ukrainian refugees into US**

(Adoption of Senate Resolution 58)

REMARKS OF
**HONORABLE
MICHAEL J. ROMANO**

Saturday, March 12, 2022

SENATOR ROMANO: Thank you, Mr. President.

You know, West Virginia should be open to all peoples. And I think we are. And this resolution, you know, has a lot of visual importance to show that West Virginia is open to all people but, particularly, when they need it the most, when they have no place else to go.

And, you know, I've stood up here many times and said those who fail to know history are doomed to repeat it. And take a second and think about our failures in the past that during World War II when Adolf Hitler first began to push Jews out of Germany and then out of the occupied territories. We refused to take them in. Many in the United States said we didn't want them. Or, when Vietnam crashed and people were up in arms about Vietnamese coming here. Not too long ago, the Afghans when the Taliban took over Afghanistan. Our failures to step up and to be the country of immigrants that we are None of us came from here. I don't care if you think your family's been here for 200 years plus, none of us came from here. We all immigrated here. And that's what makes our country great. Because if you go the Ukraine, they're all Ukrainians. If you go to Germany, they're all Germans. If you go to France, the vast majority of them are French. Only in America do we all come from somewhere else.

And you got to think about that. Why we, despite all of our flaws, all of our arguing internally, we're the greatest country on earth because our door is always open to your tired and your poor. And that's what makes us great.

Mr. President, I just read all the updates on Ukraine and what those folks are going through.

That's a first-class country where their people were living great lives. It's not some war-torn place that we can just forget about. They lived a good life until the Russians invaded them. And this is a great resolution for our state to show them that we would like to have them here.

I'm a "yes" vote, Mr. President, and I urge everybody else.

**Urging President to expedite entrance of
Ukrainian refugees into US**

(Adoption of Senate Resolution 58)

**REMARKS OF
HONORABLE
STEPHEN BALDWIN**

Saturday, March 12, 2022

SENATOR BALDWIN: Thank you, Mr. President.

I'd like to share just quickly a word of scripture. This comes from Leviticus. "Alien" in Hebrew means immigrant.

"The alien who resides with you shall be to you as the citizen among you. You shall love the alien as yourself, for you were aliens in the land of Egypt; I am the LORD your God."

West Virginia in my experience is the most hospitable place I have ever been. The alien, the immigrant, the stranger, we welcome with open arms. We give you the shirt off our back, we welcome you to sit on the porch, we invite you to dinner, we give you a place to stay for the night. This is a place of hospitality. And that's why I'm so proud to stand with my colleagues in support of this resolution tonight for our Ukrainian brothers and sisters who need us right now, who need our hospitality.

I urge adoption.

Thank you, Mr. President.

**REMARKS OF
HONORABLE
MICHAEL J. ROMANO**

Saturday, March 12, 2022

SENATOR ROMANO: Well, Mr. President, this is where I start filibustering. So Everybody just sit back. No, I

I just want to say that I want to thank everybody. That was very unexpected. I should have expected it, I mean, it's my last night, but . . . it was very unexpected. And I noticed a trend about talking and, you know, irritating people when they first met me. But I can, I can live with that.

I want to tell you that, you know, these eight years have gone by really fast. And it's really amazing when I sit back and think of all the people that I've served with. And I mean there were so many people that were so much better than me and so much more important to this state. And a lot of you missed a lot of them. You know, my buddy, Doug Facemire, who sat there for so long. And, you know, Herbie Snyder. And Ron Miller. And Bill Laird. And I could go down the list. I mean, Mike Hall. And, you know, my buddy, Kenny Mann. And Roman, sat there for so many years. And Doc was here when I got here. And, you know, what a . . . just so many great people. Corey. And, you know, President Cole, was a great guy to start out with. He was new when I got here. And then Mitch was up there. And, you know, what a joy it was to have Mitch. And, you know, sometimes you've got to watch what you wish for, now . . . no, Craig's been great too. Craig's my friend. And, I've been so proud to serve with all of you.

But, you know, I just want you to know that, you know, I consider everybody in here, you know, my close friend. We're brothers and sisters.

I told somebody today, I think it was you, Senator Nelson, that, you know, we're in a fraternity that most adults never get to belong to again because, you know, we just happen to be in the same place at the same moment in time, being a part of history. And, you know, how fortunate are we to live together for 60 days? I mean, I know we hate it sometimes. And sometimes we lament it and we're away from our families, and away from our work, and away from our homes, but it's really neat to come here. You know, look where we're at. It's such a unique opportunity, such a unique experience for all of us. And I've loved every minute of that.

And, you know, the only thing I will say to all of you, all my friends, is continue to treat

each other with civility and respect because when we lose that, we quit benefitting the state, we quit benefitting ourselves, and we most of all, quit benefitting each other.

I would not be able to survive this place if I didn't have all of you. And all of you drive me crazy at different moments and times—some of you a little more than others—but I love all of you.

And the fact that we're here in this moment, in this place truly means we're blessed.

And I just want to remind you to always, always remember that none of us know it all. And none of us have ever really had to suffer and go without anything. And you got to remember those people and help lift them up. That's what we need to do is help lift those people up that can't lift themselves up. That's our job. That's what we're put on earth for.

And you've heard me say it a thousand times, whether you live to be eight or 88, life's short and it doesn't make a damn bit of difference what you do here for yourself, but it can make a real difference for the people who benefit from what we do. As long as we remember that little notion that we're not making a name for ourself, that the love of money and power isn't going to get us into heaven, and it sure isn't going to go with us when we die

You're all my friends. Mr. President, you've been my friend since I got here. I look around. You know, Ryan, I've had such a great time dealing with all of you, and debating all of you.

And Mikey, you know, there's nobody I love more than Mikey. He's the exact opposite of me.

And I'm going to make it down for an interim but I'm going to miss this.

And Senator Trump, you are my very good friend.

And all of my brothers over here on my side of the caucus, I tell everybody I had—when Facemire got beat—had to find a replacement. And I looked and looked and found Mikey Caputo and he just came up about six inches short.

But again, I consider all of you my friends, consider you my brothers and my sisters. And I just looked back here. I forgot about . . . I have

no more respect for anybody than Bill Hamilton. And I have no more respect for anybody than I do all of you.

Thank you. I've enjoyed my stay.

REMARKS OF
HONORABLE
DAVE SYPOLT

Saturday, March 12, 2022

SENATOR SYPOLT: Thank you, Mr. President.

I'm a little bit surprised. I mean, I knew there would probably be a resolution tonight but what I didn't realize was that the Delegate from the Fifty-Second would stand behind me. It kind of chokes me up actually. And I'll tell you, she's always there. She always has my back. And I wouldn't be here if it wasn't for her and I know that. I thank you.

I have actually some prepared remarks, things I jotted down, but I'm not going to talk about any of those. If we have time after business tonight, maybe I'll request the chance to speak to the Senate one more time.

But I just wanted to make sure that everyone knew that I love you very much and this is family, this is really more than family.

And, God bless you all.

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HISTORY OF BILLS AND RESOLUTIONS CONSIDERED BY SENATE

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SENATE BILLS PASSED LEGISLATURE

1. By Sen. Blair (Mr. President), Baldwin, Jeffries, Stollings, Hamilton, Lindsay, Woodrum, Plymale and Takubo - **Creating Mining Mutual Insurance Company** - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 157, Acts, Regular Session, 2022
4. By Sen. Takubo, Nelson, Jeffries, Lindsay, Woelfel, Woodrum, Karnes, Plymale and Roberts - **Repealing ban on construction of nuclear power plants** - Passed 1/31/2022 - To Governor 02/02/2022 - Approved by Governor 02/08/2022 - Chapter 53, Acts, Regular Session, 2022
- *6. By Sen. Trump, Nelson, Takubo and Azinger - **Establishing common law “veil piercing” claims not be used to impose personal liability** - Passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 176, Acts, Regular Session, 2022
8. By Sen. Grady, Lindsay, Jeffries and Phillips - **Relating generally to state’s savings and investment programs** - Passed 1/24/2022; Effective from passage - To Governor 01/28/2022 - Approved by Governor 02/02/2022 - Chapter 234, Acts, Regular Session, 2022
- *25. By Sen. Takubo and Maroney - **Updating provisions of Medical Professional Liability Act** - Passed 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 1, Acts, Regular Session, 2022
135. By Sen. Weld, Lindsay, Jeffries and Stollings - **Relating to acquisition and disposition of property by urban development authority** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 221, Acts, Regular Session, 2022
- *138. By Sen. Takubo - **Relating to Board of Medicine composition** - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 196, Acts, Regular Session, 2022
172. By Sen. Trump, Lindsay, Jeffries, Phillips, Caputo and Stollings - **Increasing compensation of elected county officials** - Passed 3/11/2022 - To Governor 3/15/2022 - Approved by Governor 3/21/2022 - Chapter 64, Acts, Regular Session, 2022
- *181. By Sen. Woodrum, Baldwin, Lindsay, Stollings, Weld and Jeffries - **Creating Core Behavioral Health Crisis Services System** - Passed 3/8/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 222, Acts, Regular Session, 2022

191. By Sen. Stover, Lindsay, Baldwin, Jeffries and Phillips - **Allowing poll workers to work full and half days** - Passed 1/25/2022; Effective from passage - To Governor 01/28/2022 - Approved by Governor 02/02/2022 - Chapter 108, Acts, Regular Session, 2022
- *205. By Sen. Maroney, Stollings, Lindsay, Nelson, Jeffries and Plymale - **Expanding PEIA Finance Board membership** - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 134, Acts, Regular Session, 2022
213. By Sen. Takubo, Baldwin, Lindsay and Plymale - **Establishing licensed professional counseling compact** - Passed 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 197, Acts, Regular Session, 2022
- *221. By Sen. Takubo and Plymale - **Establishing occupational therapy compact** (original similar to HB4731) - Passed 2/25/2022 - To Governor 3/2/2022 - Approved by Governor 3/8/2022 - Chapter 198, Acts, Regular Session, 2022
228. By Sen. Rucker, Baldwin, Lindsay, Jeffries, Phillips, Romano, Caputo and Stollings - **Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV** (original similar to SB208) - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 147, Acts, Regular Session, 2022
- *231. By Sen. Tarr, Romano, Lindsay, Baldwin, Plymale, Jeffries, Stollings and Woelfel - **Relating generally to broadband connectivity** - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 48, Acts, Regular Session, 2022
- *232. By Sen. Trump - **Relating to punishment for third offense felony** - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 79, Acts, Regular Session, 2022
- *242. By Sen. Sypolt - **Restricting authority to prevent or limit owner's use of natural resources or real property in certain agricultural operations** - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 5, Acts, Regular Session, 2022
244. By Sen. Trump and Woelfel - **Relating to appointment of judges to Intermediate Court of Appeals** - Passed 2/1/2022; Effective from passage - To Governor 02/03/2022 - Approved by Governor 02/09/2022 - Chapter 74, Acts, Regular Session, 2022
- *245. By Sen. Trump and Woelfel - **Revising wage payment and collection** - Passed 3/11/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 162, Acts, Regular Session, 2022
- *246. By Sen. Grady, Lindsay, Roberts, Phillips, Woodrum and Martin - **Requiring newly constructed public schools and public schools with major improvements to have water bottle filling stations** - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 94, Acts, Regular Session, 2022

- *247. By Sen. Weld, Sypolt, Grady, Smith, Stollings, Maroney, Baldwin, Romano, Lindsay, Woelfel, Takubo, Plymale and Jeffries - **Relating to certified community behavioral health clinics** (original similar to HB4374) - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 154, Acts, Regular Session, 2022
- *250. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Budget Bill** - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor with deletions 3/18/2022 - Chapter 11, Acts, Regular Session, 2022
253. By Sen. Trump, Jeffries, Baldwin, Woodrum, Stollings, Hamilton and Phillips - **Relating to voting precincts and redistricting** - Passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 109, Acts, Regular Session, 2022
- *261. By Sen. Nelson, Phillips, Rucker, Roberts, Lindsay, Jeffries and Grady - **Requiring video cameras in certain special education classrooms** - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/25/2022 - Chapter 95, Acts, Regular Session, 2022
- *262. By Sen. Phillips, Grady, Martin, Maynard, Karnes, Hamilton and Woodrum - **Relating generally to financial institutions engaged in boycotts of energy companies** (original similar to HB4618) - Passed 3/12/2022 - To Governor 3/17/2022 - Became law without Governor's signature 3/30/2022 - Chapter 235, Acts, Regular Session, 2022
- *264. By Sen. Trump, Hamilton and Stollings - **Relating to conservation districts law of WV** (original similar to HB4302) - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 6, Acts, Regular Session, 2022
- *268. By Sen. Grady, Rucker, Smith and Roberts - **Creating exemption from compulsory school attendance for child who participates in learning pod or micro school** - Passed 3/14/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 96, Acts, Regular Session, 2022
- *274. By Sen. Trump and Woelfel - **Requiring secretary of DHHR to allocate CPS workers by Bureau of Social Services' district annually** - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/28/22 - Chapter 155, Acts, Regular Session, 2022
- *279. By Sen. Sypolt - **Authorizing DEP to promulgate legislative rules** (original similar to HB4118) - Passed 2/11/2022; Effective from passage - To Governor 2/16/2022 - Approved by Governor 2/21/2022 - Chapter 168, Acts, Regular Session, 2022
- *312. By Sen. Sypolt - **Authorization for Department of Revenue to promulgate legislative rules** (original similar to HB4151) - Passed 3/12/2022; Effective July 1, 2022 - To Governor 3/23/2022 - Approved by Governor 3/30/2022 - Chapter 169, Acts, Regular Session, 2022

- *330. By Sen. Sypolt - **Authorizing DOT to promulgate legislative rules** (original similar to HB4169) - Passed 3/8/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 170, Acts, Regular Session, 2022
- *334. By Sen. Sypolt - **Authorizing miscellaneous agencies and boards to promulgate rules** (original similar to HB4173) - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 171, Acts, Regular Session, 2022
- *419. By Sen. Weld, Woelfel, Lindsay, Romano, Stollings and Plymale - **Establishing pilot project to evaluate impact of certain post-substance use disorder residential treatments** - Passed 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/30/2022 - Chapter 156, Acts, Regular Session, 2022
- *424. By Sen. Sypolt, Baldwin, Karnes, Phillips, Smith, Woodrum, Hamilton, Martin, Lindsay, Jeffries, Romano, Clements, Maroney and Rucker - **Relating generally to 2022 Farm Bill** (original similar to HB4332, HB4554) - Passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 7, Acts, Regular Session, 2022
427. By Sen. Takubo, Lindsay, Phillips, Baldwin, Maynard and Romano - **Permitting WV Board of Medicine investigators to carry concealed weapon** - Passed 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 199, Acts, Regular Session, 2022
- *434. By Sen. Nelson, Jeffries, Takubo, Swope and Lindsay - **Updating authority to airports for current operations** (original similar to HB4592) - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 42, Acts, Regular Session, 2022
435. By Sen. Trump, Baldwin, Romano and Caputo - **Awarding service weapon to retiree from Division of Protective Services** (original similar to HB4534) - Passed 2/7/2022; Effective from passage - To Governor 2/10/2022 - Approved by Governor 2/16/2022 - Chapter 242, Acts, Regular Session, 2022
436. By Sen. Trump - **Correcting code citation for authority of State Fire Marshal** (original similar to HB4368) - Passed 2/9/2022 - To Governor 2/14/2022 - Approved by Governor 2/18/2022 - Chapter 192, Acts, Regular Session, 2022
- *437. By Sen. Trump, Lindsay, Stollings, Clements and Romano - **Providing for early discharge of parolees** - Passed 2/7/2022; Effective from passage - To Governor 2/10/2022 - Approved by Governor 2/16/2022 - Chapter 84, Acts, Regular Session, 2022
- *438. By Sen. Nelson and Trump - **Relating generally to WV Security for Public Deposits Act** (original similar to HB4271) - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 236, Acts, Regular Session, 2022

440. By Sen. Woodrum and Trump - **Establishing Uniform Commercial Real Estate Receivership Act** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 2, Acts, Regular Session, 2022
- *441. By Sen. Trump - **Providing confidentiality of video and other records of correctional juvenile facilities** - Passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 61, Acts, Regular Session, 2022
- *443. By Sen. Nelson, Clements, Trump, Plymale and Hamilton - **Including police and firefighter as electors of trustees for certain pension funds** (original similar to HB4431, HB4539) - Passed 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 65, Acts, Regular Session, 2022
- *445. By Sen. Nelson, Clements, Trump and Plymale - **Modifying police and firemen's pension plans for trustees** (original similar to HB4432) - Passed 2/18/2022 - To Governor 2/23/2022 - Approved by Governor 3/1/2022 - Chapter 66, Acts, Regular Session, 2022
448. By Sen. Trump - **Developing policies and procedures for Statewide Interoperability Executive Committee** (original similar to HB4370) - Passed 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 243, Acts, Regular Session, 2022
- *449. By Sen. Trump and Woelfel - **Relating to Nonviolent Offense Parole Program** (original similar to HB4506) - Passed 2/7/2022; Effective from passage - To Governor 2/10/2022 - Approved by Governor 2/16/2022 - Chapter 85, Acts, Regular Session, 2022
450. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Updating definitions of WV Personal Income Tax Act** (original similar to HB4323) - Passed 2/14/2022; Effective from passage - To Governor 2/16/2022 - Approved by Governor 2/21/2022 - Chapter 266, Acts, Regular Session, 2022
451. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Updating definitions of WV Corporation Net Income Tax Act** (original similar to HB4322) - Passed 2/11/2022; Effective from passage - To Governor 2/16/2022 - Approved by Governor 2/21/2022 - Chapter 267, Acts, Regular Session, 2022
- *452. By Sen. Woodrum, Trump, Woelfel, Grady, Lindsay and Romano - **Permitting civil remedies for unauthorized disclosure of intimate images** (original similar to HB4603) - Passed 2/25/2022 - To Governor 3/2/2022 - Approved by Governor 3/8/2022 - Chapter 3, Acts, Regular Session, 2022
- *463. By Sen. Smith, Rucker, Grady, Sypolt, Maynard, Azinger, Phillips, Takubo, Woodrum, Tarr and Roberts - **Best Interests of Child Protection Act of 2022** (original similar to HB4316) - Passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/30/2022 - Chapter 88, Acts, Regular Session, 2022
- *466. By Sen. Trump and Weld - **Relating to limitations on civil actions or appeals brought by inmates** - Passed 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 62, Acts, Regular Session, 2022

- *468. By Sen. Rucker, Boley, Grady, Karnes, Maynard, Phillips, Roberts, Smith, Stover, Sypolt, Tarr, Woodrum, Clements, Martin, Maroney and Azinger - **Creating Unborn Child with Down Syndrome Protection and Education Act** (original similar to HB4337) - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/21/2022 - Chapter 223, Acts, Regular Session, 2022
- *470. By Sen. Maroney, Roberts, Takubo, Stollings, Woodrum, Phillips and Rucker - **Relating generally to health care decisions** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 224, Acts, Regular Session, 2022
- *476. By Sen. Tarr - **Relating to imposition of minimum severance tax on coal** (original similar to HB4411) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Became law without Governor's signature 3/30/2022 - Chapter 268, Acts, Regular Session, 2022
478. By Sen. Tarr - **Relating to Neighborhood Investment Program** (original similar to HB4544) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 269, Acts, Regular Session, 2022
- *487. By Sen. Tarr, Clements, Roberts, Hamilton, Plymale and Jeffries - **Relating to Revenue Shortfall Reserve Fund and Revenue Shortfall Reserve Fund – Part B** - Passed 3/12/2022; Effective from passage - To Governor 3/23/2022 - Approved by Governor 3/30/2022 - Chapter 237, Acts, Regular Session, 2022
492. By Sen. Azinger, Boley and Clements - **Relating to electronic collection of tolls** - Passed 3/11/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 257, Acts, Regular Session, 2022
499. By Sen. Rucker, Plymale and Stollings - **Authorizing legislative rules for School Building Authority** - Passed 3/3/2022; Effective from passage - To Governor 3/8/2022 - Approved by Governor 3/30/2022 - Chapter 97, Acts, Regular Session, 2022
- *505. By Sen. Azinger and Nelson - **Updating laws on licensure and regulation of money transmitters** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 181, Acts, Regular Session, 2022
- *508. By Sen. Hamilton, Stover, Martin, Sypolt, Lindsay and Beach - **Requiring certain attire for deer hunters with muzzleloaders** (original similar to HB4486) - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 193, Acts, Regular Session, 2022
- *515. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations of public moneys to Department of Administration, Public Defender Services** (original similar to HB4530) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 12, Acts, Regular Session, 2022
517. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Expiring funds from unappropriated balance in State Excess Lottery Revenue Fund** (original similar to HB4525) - Passed 3/7/2022; Effective from

passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 13, Acts, Regular Session, 2022

- *518. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Allowing nurses licensed in another state to practice in WV** (original similar to HB4495) - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 200, Acts, Regular Session, 2022
- *520. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Increasing financial penalties for ransomware attacks** (original similar to HB4498) - Passed 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 80, Acts, Regular Session, 2022
- *522. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Combining offices of WV State Americans with Disabilities Act and WV Equal Employment Opportunity** (original similar to HB4500) - Passed 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 135, Acts, Regular Session, 2022
- *523. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Transferring oversight of Jobs Investment Trust Fund to WV Economic Development Authority** (original similar to HB4501) - Passed 3/7/2022 - Effective ninety days from passage - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 238, Acts, Regular Session, 2022
- *524. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Placing duties and functions of certain boards and commissions under Department of Arts, Culture, and History** (original similar to HB4504) - Passed 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 136, Acts, Regular Session, 2022
- 525. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Expiring funds from unappropriated balance in Lottery Net Profits** (original similar to HB4526) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 14, Acts, Regular Session, 2022
- 526. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Commerce, Office of Secretary** (original similar to HB4527) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 15, Acts, Regular Session, 2022
- 527. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Administration, Office of Technology** (original similar to HB4528) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 16, Acts, Regular Session, 2022
- *528. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund** (original similar to HB4529) - Passed 3/11/2022;

Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 17, Acts, Regular Session, 2022

529. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Encouraging additional computer science education in WV schools** (original similar to HB4532) - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 98, Acts, Regular Session, 2022
- *530. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Encouraging public-private partnerships in transportation** (original similar to HB4531) - Passed 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 258, Acts, Regular Session, 2022
531. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Increasing annual salaries of certain state employees** (original similar to HB4533) - Passed 3/10/2022; Effective July 1, 2022 - To Governor 3/15/2022 - Approved by Governor 3/28/22 - Chapter 216, Acts, Regular Session, 2022
- *533. By Sen. Tarr, Baldwin, Roberts, Hamilton, Jeffries, Martin, Plymale and Nelson - **Relating to funding for health sciences and medical schools in state** - Passed 3/12/2022; Effective ninety days from passage - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 270, Acts, Regular Session, 2022
- *535. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Providing for revocation of school personnel certification or licensure in certain circumstances** (original similar to HB4503) - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 261, Acts, Regular Session, 2022
- *536. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating generally to controlled substance criminal offenses** (original similar to HB4493) - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 58, Acts, Regular Session, 2022
- *537. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Providing additional firefighters and security guards for National Guard** (original similar to HB4494) - Passed 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 244, Acts, Regular Session, 2022
542. By Sen. Maynard, Swope, Sypolt, Roberts and Plymale - **Transferring Broadband Enhancement Council from Department of Commerce to Department of Economic Development** (original similar to HB4478) - Passed 3/7/2022; Effective from passage - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 49, Acts, Regular Session, 2022
546. By Sen. Tarr, Roberts, Plymale and Nelson - **Expanding uses of fees paid by students at higher education institutions** - Passed 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 148, Acts, Regular Session, 2022
548. By Sen. Roberts and Tarr - **Authorizing Workforce WV employers to obtain employment classifications and work locations** - Passed 3/12/2022 - To

Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 163, Acts, Regular Session, 2022

- *552. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to tax sale process** (original similar to HB4524) - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 271, Acts, Regular Session, 2022
- *553. By Sen. Sypolt, Azinger, Clements, Grady, Hamilton, Karnes, Martin, Maynard, Phillips, Roberts, Smith, Stover, Swope, Takubo, Tarr, Trump, Weld, Woodrum, Rucker and Nelson - **Relating to powers of WV Health Care Authority** - Passed 3/9/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 225, Acts, Regular Session, 2022
- *568. By Sen. Roberts - **Relating to health insurance loss ratio information** - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 158, Acts, Regular Session, 2022
- 570. By Sen. Stollings, Takubo, Baldwin, Beach, Boley, Brown, Caputo, Clements, Grady, Jeffries, Karnes, Lindsay, Maynard, Phillips, Plymale, Roberts, Smith, Stover, Sypolt, Tarr, Trump, Weld, Woelfel, Woodrum, Hamilton, Swope and Nelson - **Establishing training for law-enforcement in handling individuals with Alzheimer's and dementias** (original similar to HB4521) - Passed 3/11/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 201, Acts, Regular Session, 2022
- *571. By Sen. Tarr, Sypolt, Stollings and Jeffries - **Declaring certain claims to be moral obligations of state** - Passed 3/11/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/28/22 - Chapter 51, Acts, Regular Session, 2022
- *573. By Sen. Trump and Weld - **Providing system where magistrates shall preside in certain instances outside normal court hours** - Passed 3/11/2022 - To Governor 3/17/2022 - Vetoed by Governor 3/30/2022
- *575. By Sen. Trump, Woelfel and Grady - **Ensuring that imposition of certain sexual offenses apply to persons working in juvenile facilities** - Passed 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 81, Acts, Regular Session, 2022
- *582. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Creating WV Workforce Resiliency Act** (original similar to HB4574) - Passed 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 164, Acts, Regular Session, 2022
- *584. By Sen. Jeffries, Lindsay, Baldwin, Stollings, Grady and Hamilton - **Relating to WV Infrastructure and Jobs Development Council** (original similar to HB4755) - Passed 3/11/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 89, Acts, Regular Session, 2022
- *585. By Sen. Takubo and Stollings - **Creating administrative medicine license for physicians not practicing clinical medicine** - Passed 3/10/2022 - To Governor

3/15/2022 - Approved by Governor 3/23/2022 - Chapter 202, Acts, Regular Session, 2022

591. By Sen. Trump - **Relating to process for filling vacancies in state Legislature** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 110, Acts, Regular Session, 2022
- *593. By Sen. Plymale, Woelfel, Hamilton, Rucker, Woodrum, Takubo and Beach - **Allowing Marshall University's Forensic Analysis Laboratory access and participation in WV DNA database for certain purposes** (original similar to HB4666) - Passed 3/8/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 245, Acts, Regular Session, 2022
- *595. By Sen. Trump - **Relating to Dangerousness Assessment Advisory Board** - Passed 3/9/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 137, Acts, Regular Session, 2022
597. By Sen. Nelson - **Relating to PSC underground facilities damage prevention and one-call system** - Passed 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 251, Acts, Regular Session, 2022
- *598. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Establishing partnerships and aid for at-risk veterans to combat suicide** (original similar to HB4606) - Passed 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 283, Acts, Regular Session, 2022
603. By Sen. Takubo - **Prohibiting licensure and re-licensure in WV if applicant is prohibited from practicing in another jurisdiction** - Passed 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 203, Acts, Regular Session, 2022
- *606. By Sen. Weld, Woelfel, Takubo, Stollings and Plymale - **Relating to WV Medical Practice Act** - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 204, Acts, Regular Session, 2022
- *609. By Sen. Clements and Jeffries - **Allowing DOH Commissioner to accept ownership of rented and leased equipment** (original similar to HB4061) - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 259, Acts, Regular Session, 2022
- *610. By Sen. Clements - **Relating to duties, powers and responsibilities of DOT Secretary** (original similar to HB4063) - Passed 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 138, Acts, Regular Session, 2022
- *611. By Sen. Clements - **Removing cap on bidder's contract bond** (original similar to HB4068) - Passed 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 260, Acts, Regular Session, 2022
- *616. By Sen. Weld - **Relating to confidentiality of court files and law-enforcement records of certain enumerated offenses** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 86, Acts, Regular Session, 2022

624. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHHR, Division of Health, Laboratory Services** (original similar to HB4752) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 18, Acts, Regular Session, 2022
- *625. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHHR, Division of Health, Vital Statistics Account** (original similar to HB4738) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor with deletions 3/18/2022 - Chapter 19, Acts, Regular Session, 2022
626. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing, amending, and increasing existing items of appropriation from State Road Fund to DOT, DMV** (original similar to HB4719) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 20, Acts, Regular Session, 2022
627. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing, amending, and increasing existing item of appropriation from State Road Fund to DOT, DOH** (original similar to HB4739) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 21, Acts, Regular Session, 2022
628. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Commerce, DNR** (original similar to HB4740) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 22, Acts, Regular Session, 2022
629. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Education, WV BOE, Vocational Division** (original similar to HB4714) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 23, Acts, Regular Session, 2022
630. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Higher Education Policy Commission, Administration – Control Account** (original similar to HB4721) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 24, Acts, Regular Session, 2022
633. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund** (original similar to HB4715) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 25, Acts, Regular Session, 2022
634. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHHR, Division of Health – Hospital Services Revenue Account Special Fund Capital Improvement, Renovation and Operations** (original similar to HB4716) - Passed 3/10/2022;

Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 26, Acts, Regular Session, 2022

636. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Revenue, Office of Tax Appeals** (original similar to HB4717) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 27, Acts, Regular Session, 2022
637. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Executive, Governor's Office – Civil Contingent Fund** (original similar to HB4720) - Passed 3/7/2022; Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 28, Acts, Regular Session, 2022
638. By Sen. Nelson - **Changing hearing and notice provisions for failing or distressed public utilities** - Passed 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 252, Acts, Regular Session, 2022
639. By Sen. Nelson - **Providing 45-day waiting period on rate increases when water and sewer services are purchased from municipality** (original similar to HB4691) - Passed 2/28/2022 - To Governor 3/3/2022 - Approved by Governor 3/9/2022 - Chapter 67, Acts, Regular Session, 2022
- *641. By Sen. Nelson - **Requiring Consolidated Public Retirement Board to set contributions to Deputy Sheriff's Retirement System** - Passed 3/11/2022; Effective ninety days from passage - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 68, Acts, Regular Session, 2022
- *643. By Sen. Swope and Trump - **Removing residency requirement of members appointed to county airport authority** - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 43, Acts, Regular Session, 2022
- *647. By Sen. Grady, Azinger, Boley, Clements, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, Hamilton, Nelson and Lindsay - **Prohibiting discrimination in organ donation process** - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/21/2022 - Chapter 226, Acts, Regular Session, 2022
- *650. By Sen. Nelson - **Eliminating number of royalty owners required for utilization by operator for lawful use and development by co-tenants** - Passed 3/5/2022 - To Governor 3/9/2022 - Approved by Governor 3/30/2022 - Chapter 179, Acts, Regular Session, 2022
- *656. By Sen. Takubo, Boley, Hamilton, Nelson, Phillips, Stollings, Swope, Sypolt, Trump, Woodrum, Jeffries, Lindsay, Baldwin, Plymale and Weld - **Providing tax credit for certain corporations with child-care facilities for employees** (original similar to HB4760) - Passed 3/12/2022; Effective July 1, 2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 272, Acts, Regular Session, 2022

- *662. By Sen. Hamilton - **Relating to creation, expansion, and authority of resort area district** - Passed 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 90, Acts, Regular Session, 2022
686. By Sen. Trump and Nelson - **Clarifying use of notes and bonds of WV Housing Development Fund** - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 239, Acts, Regular Session, 2022
693. By Sen. Tarr and Woodrum - **Clarifying meeting voting requirements for political party executive committees** - Passed 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/23/2022 - Chapter 111, Acts, Regular Session, 2022
- *694. By Sen. Tarr and Nelson - **Relating to oil and gas conservation** - Passed 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 121, Acts, Regular Session, 2022
- *698. By Sen. Weld, Lindsay and Hamilton - **Relating to number and selection of members for Governor's Veterans Council** - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 284, Acts, Regular Session, 2022
- *704. By Sen. Grady, Rucker, Karnes, Sypolt, Tarr, Roberts, Smith, Maroney and Martin - **Allowing parents, grandparents, and guardians to inspect instructional materials in classroom** - Passed 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 99, Acts, Regular Session, 2022
713. By Sen. Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Nelson, Romano, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Removing statutory limit for Environmental Laboratory Certification Fund** - Passed 3/3/2022; Effective from passage - To Governor 3/8/2022 - Approved by Governor 3/30/2022 - Chapter 122, Acts, Regular Session, 2022
714. By Sen. Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Nelson, Romano, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Relating to tie votes by Coal Mine Safety and Technical Review Committee** - Passed 3/11/2022; Effective from passage - To Governor 3/17/2022 - Became law without Governor's signature 3/30/2022 - Chapter 180, Acts, Regular Session, 2022
715. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Decreasing and increasing existing items of appropriations from State Fund, General Revenue** (original similar to HB4836) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 29, Acts, Regular Session, 2022
716. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to DOE, WV BOE, Strategic Staff Development** (original similar to HB4839) - Passed 3/10/2022; Effective from

passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 30, Acts, Regular Session, 2022

717. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to Miscellaneous Boards and Commissions, Board of Medicine, Medical Licensing Board** (original similar to HB4832) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 31, Acts, Regular Session, 2022
718. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to Department of Administration, Travel Management, Aviation Fund** (original similar to HB4831) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 32, Acts, Regular Session, 2022
719. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to DHS, Fire Commission, Fire Marshal Fees** (original similar to HB4838) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 33, Acts, Regular Session, 2022
720. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Executive, Governor's Office, Civil Contingent Fund** (original similar to HB4837) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 34, Acts, Regular Session, 2022
722. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Expiring funds to DEP, Division of Environmental Protection, Reclamation of Abandoned and Dilapidated Property Program Fund** (original similar to HB4833) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 35, Acts, Regular Session, 2022
723. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to Department of Agriculture, WV Spay Neuter Assistance Fund** (original similar to HB4835) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 36, Acts, Regular Session, 2022
724. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHS, Division of Corrections and Rehabilitation, Regional Jail and Correctional Facility Authority** (original similar to HB4834) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 37, Acts, Regular Session, 2022
725. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to DHS, WV State Police** (original similar to HB4830) - Passed 3/10/2022; Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 38, Acts, Regular Session, 2022

726. By Sen. Azinger, Caputo, Grady, Karnes, Lindsay, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel and Trump (Originating in Senate Judiciary) - **Relating to pre-trial diversion agreements and deferred prosecution agreements** - Passed 3/12/2022; Effective from passage - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 87, Acts, Regular Session, 2022
729. By Sen. Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings and Swope (Originating in Senate Finance) - **Relating to funding for infrastructure and economic development projects in WV** - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Vetoed by Governor 3/29/22
731. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to Department of Tourism, Tourism Workforce Development Fund** (original similar to HB4851) - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/18/2022 - Chapter 39, Acts, Regular Session, 2022
732. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to Hospital Finance Authority, Hospital Finance Authority Fund** (original similar to HB4852) - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/18/2022 - Chapter 40, Acts, Regular Session, 2022
733. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriation to Executive, Governor's Office** (original similar to HB4850) - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/18/2022 - Chapter 41, Acts, Regular Session, 2022

SENATE CONCURRENT RESOLUTIONS ADOPTED BY LEGISLATURE

1. By Sen. Baldwin, Jeffries, Lindsay and Stollings - **US Army PFC Billy Keith Ford Memorial Bridge** - Adopted 3/3/2022
3. By Sen. Phillips, Jeffries, Stollings and Lindsay - **USMC CAPT Dempsey Stowers Memorial Bridge** - Adopted 3/3/2022
4. By Sen. Phillips, Stollings, Jeffries and Lindsay - **US Army SP4 Warner Ray Osborne Memorial Bridge** - Adopted 3/12/2022
- *5. By Sen. Azinger, Stollings, Lindsay and Jeffries - **US Marine Corps CPL James "Bud" Cox Memorial Bridge** - Adopted 3/3/2022
6. By Sen. Phillips, Caputo, Stollings, Jeffries, Lindsay, Romano, Smith and Woelfel - **Holden 22 Coal Miners Memorial Bridge** - Adopted 2/28/2022
9. By Sen. Plymale, Woelfel, Jeffries, Stollings, Beach and Maynard - **Haynie Family Veterans Memorial Bridge** - Adopted 3/3/2022

10. By Sen. Roberts - **US Air Force TSGT Franklin A. Bradford Bridge** - Adopted 3/12/2022
- *11. By Sen. Roberts, Baldwin, Stollings, Maynard and Jeffries - **Dennis E. Davis Veterans Nursing Home** - Adopted 3/4/2022
12. By Sen. Roberts - **Raymond Jarrell, Jr., Memorial Road** - Adopted 3/12/2022
- *13. By Sen. Stover, Grady, Maynard, Phillips, Roberts, Sypolt, Woodrum, Martin, Stollings and Jeffries - **US Army PFC Joseph Stanley McKinney Memorial Bridge** - Adopted 3/4/2022
14. By Sen. Takubo, Lindsay, Stollings and Jeffries - **US Army SSGT Elson M Kuhn Memorial Bridge** - Adopted 3/12/2022
15. By Sen. Takubo, Lindsay, Stollings, Jeffries and Maynard - **US Army PVT Shirley E. Bailey Memorial Bridge** - Adopted 2/28/2022
- *16. By Sen. Nelson, Grady, Jeffries, Lindsay, Takubo and Stollings - **William Gregory "Greg" White, P.E., Memorial Bridge** - Adopted 3/12/2022
- *17. By Sen. Trump, Blair (Mr. President), Rucker, Geffert, Stollings, Jeffries and Plymale - **US Air Force SSGT Logan A. Young Memorial Bridge** - Adopted 2/28/2022
- *18. By Sen. Stollings, Phillips, Jeffries and Lindsay - **US Army SSGT Fred E. Duty Memorial Highway** - Adopted 3/12/2022
19. By Sen. Stollings and Phillips - **US Army PVT Thomas D. Beckett, Sr., Memorial Bridge** - Adopted 3/12/2022
20. By Sen. Stollings and Phillips - **US Air Force LT COL Robert J. Hill Memorial Road** - Adopted 3/12/2022
21. By Sen. Jeffries, Lindsay, Stollings and Tarr - **Putnam County Veterans Memorial Bridge** - Adopted 2/28/2022
22. By Sen. Grady and Stollings - **US Army PFC Clifford O. Eckard Memorial Bridge** - Adopted 3/12/2022
23. By Sen. Stollings and Phillips - **USMC CPL Guy Maywood Edwards Memorial Bridge** - Adopted 3/4/2022
- *24. By Sen. Stollings and Phillips - **USMC CPL Roger Lee Boothe Memorial Road** - Adopted 3/12/2022
25. By Sen. Weld, Lindsay and Jeffries - **Firefighter Marvin Layton Hughes Memorial Bridge** - Adopted 3/12/2022
26. By Sen. Smith, Sypolt, Jeffries and Lindsay - **US Army TEC5 William "Bill" Thurman King Memorial Bridge** - Adopted 3/12/2022

- *27. By Sen. Smith, Sypolt and Jeffries - **US Army TSGT Harold William Schmidle Memorial Bridge** - Adopted 2/28/2022
- *28. By Sen. Woodrum, Boley, Karnes, Maynard, Phillips, Sypolt, Takubo, Tarr, Weld, Jeffries, Smith and Stollings - **US Army PVT Garland Lee Loudermilk Memorial Bridge** - Adopted 3/3/2022
- *29. By Sen. Jeffries, Stollings, Woodrum, Lindsay and Phillips - **Nitro WW I Memorial Bridge** - Adopted 3/9/2022
- *30. By Sen. Baldwin, Woodrum, Jeffries, Phillips, Woelfel and Lindsay - **McClintic Family Veterans Memorial Bridge** - Adopted 3/12/2022
- 32. By Sen. Maynard, Stollings, Woelfel, Jeffries, Phillips and Lindsay - **Curtis "Pap" and Millie "Mammie" Asbury Memorial Bridge** - Adopted 3/12/2022
- *33. By Sen. Lindsay, Jeffries, Nelson, Takubo, Stollings and Phillips - **US Army SGT Lewis M. "Mike" Totten Memorial Bridge** - Adopted 3/12/2022
- 34. By Sen. Hamilton, Lindsay, Romano and Karnes - **USMC SGTMAJ Herman H. Brawner Memorial Bridge** - Adopted 2/28/2022
- 36. By Sen. Romano, Jeffries, Caputo and Lindsay - **USMC CPL Harry Edward Dean, Jr., Memorial Bridge** - Adopted 3/12/2022
- 37. By Sen. Romano, Jeffries, Caputo and Lindsay - **Harrison County Veterans Memorial Bridge** - Adopted 3/9/2022
- *38. By Sen. Romano, Jeffries and Caputo - **Cox Brothers' Veteran Memorial Bridge** - Adopted 3/9/2022
- *39. By Sen. Romano, Jeffries, Caputo and Lindsay - **Walker Brothers' Veteran Memorial Bridge** - Adopted 3/12/2022
- *40. By Sen. Romano, Jeffries, Caputo and Lindsay - **Frye Brothers' Veterans Memorial Bridge** - Adopted 3/12/2022
- 41. By Sen. Romano, Jeffries, Caputo and Lindsay - **Henry Preston Hickman Memorial Bridge** - Adopted 3/12/2022
- *42. By Sen. Romano, Jeffries, Caputo and Lindsay - **USMC SSGT Herbert "Herbie" D. Barnes Memorial Bridge** - Adopted 3/12/2022
- *45. By Sen. Baldwin - **US Army CPL John D. Doyle, Sr. Memorial Road** - Adopted 3/9/2022
- 46. By Sen. Blair (Mr. President), Phillips, Caputo, Hamilton, Romano, Martin, Jeffries and Rucker - **Supporting North Central WV aviation and aerospace industries** - Adopted 2/28/2022
- 48. By Sen. Stover, Roberts, Jeffries and Lindsay - **US Army PFC Ronald Lee Berry Memorial Bridge** - Adopted 3/12/2022

49. By Sen. Woelfel, Jeffries, Hamilton, Woodrum, Grady, Beach, Phillips, Lindsay, Caputo and Smith - **Establishing Honor Guard in each National Guard unit** - Adopted 3/12/2022
- *50. By Sen. Baldwin and Woodrum - **US Army T/5 John William (J.W.) Cruse Jr. Memorial Bridge** - Adopted 3/12/2022
51. By Sen. Grady and Lindsay - **Deputy Kenneth "Kenny" Ward Love, Sheriff Elvin Eugene "Pete" Wedge, and Jailer Ernest Ray "Ernie" Hesson Memorial Bridge** - Adopted 3/12/2022
55. By Sen. Smith, Phillips, Clements, Jeffries, Martin, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Respectfully urging current presidential administration to open federal lease sales onshore and offshore** - Adopted 3/12/2022

HOUSE BILLS PASSED LEGISLATURE

- *2096. By Del. Graves, Barrett, Hanna, Skaff, Lovejoy, Martin, Thompson and Wamsley - **Reinstating the film investment tax credit** - Passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 273, Acts, Regular Session, 2022
- *2177. By Del. Phillips, Hott, McGeehan and Hansen - **Permitting the issuance of a state issued identification card without a photo on the card under certain conditions** - Passed 3/9/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 182, Acts, Regular Session, 2022
2300. By Del. Foster, Fast, Lovejoy and Hott - **Including Family Court Judges in the Judges' Retirement System** - Passed 3/12/2022 - To Governor 3/24/22 - Vetoed by Governor 3/30/22
2325. By Del. Foster - **Removing the requirement of continuing education for barbers and cosmetologists** - Passed 2/8/2022 - To Governor 2/15/22 - Approved by Governor 2/21/22 - Chapter 205, Acts, Regular Session, 2022
2631. By Del. Hott, Kelly, D., Graves, Ward, B., Westfall, Dean, Paynter, Hamrick, Phillips, Mandt and Pritt - **Provide for WVDNR officers to be able to work "off duty"** - Passed 3/11/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 217, Acts, Regular Session, 2022
- *2733. By Del. Longanacre, Wamsley, Nestor, Mandt, Dean, Phillips, Conley, Mallow, Forsht, Ferrell and Hamrick - **Relating to the establishment of a Combat Action Badge and Combat Action Ribbon special registration plates** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 183, Acts, Regular Session, 2022
2817. By Del. Graves, Pack and Tully - **Donated Drug Repository Program** - Passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 59, Acts, Regular Session, 2022

- *2838. By Del. Westfall and Queen - **Authorize the ordering of restitution to the state for reimbursement of costs incurred for misuse of public funds, and to create the State Auditor's Public Integrity and Fraud Fund for use of said funds** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 240, Acts, Regular Session, 2022
- *2910. By Del. Foster, Kimble, Haynes, Wamsley, Kessinger, Espinosa, Kimes, Hardy and Crouse - **To modify the allowable number of magistrate judges per county** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 75, Acts, Regular Session, 2022
3073. By Del. Worrell, Lovejoy, Rowan, Rohrbach, Rowe, Hansen, Brown, Young, Wamsley, Hanna and Kessinger - **Relating to the West Virginia Emergency School Food Act** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 100, Acts, Regular Session, 2022
3082. By Del. Anderson, Kelly, J., Espinosa and Riley - **Stabilizing funding sources for the DEP Division of Air Quality** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 123, Acts, Regular Session, 2022
- *3220. By Del. Pack, Keaton, Mallow, Conley, Forsht, Longanacre, Haynes, Kimble, Burkhammer and Hanna - **Restrictions on Taxpayer funded lobbying** - Passed 2/21/2022; Effective July 1, 2022 - To Governor 2/24/22 - Approved by Governor 3/2/22 - Chapter 177, Acts, Regular Session, 2022
- *3223. By Del. Pack, Mandt and Crouse - **Prohibit state, county, and municipal governments from dedicating or naming any public structure for a public official who is holding office at the time** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 215, Acts, Regular Session, 2022
- *3231. By Del. Conley and Riley - **Public Utilities not required to pay interest on security deposits** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 253, Acts, Regular Session, 2022
3303. By Del. Kelly, D., Boggs, Capito, Fast, Westfall and Pack, L. - **Relating to clarifying the process of filling vacancies on ballots** - Passed 2/25/2022; Effective from passage - To Governor 3/2/22 - Approved by Governor 3/2/22 - Chapter 112, Acts, Regular Session, 2022
- *3312. By Del. Steele and Mallow - **Establishing a memorial to child labor and child workers who died in the course of employment in this state** - Passed 2/17/2022 - To Governor 2/22/22 - Approved by Governor 2/28/22 - Chapter 165, Acts, Regular Session, 2022
- *4001. By Del. Linville, Pack, Holstein, Toney, Mallow, Hamrick, Barnhart, Worrell, Kimble, Rowan and Nestor - **Generally relating to broadband** - Passed 3/12/2022 - To Governor 3/25/22 - Vetoed by Governor 3/30/22
- *4002. By Del. Riley, Wamsley, Cooper, Queen, Storch, Barrett, Hamrick, Worrell, Kimes, Smith and Espinosa - **Creating the Certified Sites and Development Readiness Program** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 91, Acts, Regular Session, 2022

- *4003. By Del. Keaton, Barrett, Hanshaw (Mr. Speaker), Summers, Espinosa, Riley, Howell, Burkhammer, Clark, Pack and Maynor - **Relating generally to commercial benefit of substances removed from waters of the state by the treatment of mine drainage** (original similar to SB458) - Passed 3/10/2022 - To Governor 3/25/22 - Became law without Governor's signature 3/30/22 - Chapter 124, Acts, Regular Session, 2022
- *4008. By Del. Ellington, Statler, Criss, Householder, Smith, Gearheart, Espinosa, Hanna, Horst, Bridges and Rohrbach - **Relating to Higher Education Policy Commission funding formula** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 149, Acts, Regular Session, 2022
- *4012. By Del. Horst, Jeffries, J., Steele, Conley, Crouse, Maynor, Ward, G., Worrell, Foster, Dean and Nestor - **Prohibiting the showing of proof of a COVID-19 vaccination** - Passed 3/12/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 227, Acts, Regular Session, 2022
4019. By Del. Ellington, Clark and Longanacre (Originating in House Education) - **Relating to deadlines for public charter schools** - Passed 3/8/2022; Effective from passage - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 101, Acts, Regular Session, 2022
- *4020. By Del. Rohrbach, Zukoff, Honaker, Walker, Griffith, Miller, Forsht and Longanacre (Originating in House Health and Human Resources) - **Relating to reorganizing the Department of Health and Human Resources** - Passed 3/12/2022 - To Governor 3/25/22 - Vetoed by Governor 3/30/22
- *4021. By Del. Horst, Clark, Tully, Toney, Longanacre, Thompson, Doyle, Bridges, Evans, Walker and Mazzocchi (Originating in House Education) - **Relating to the Medical Student Loan Program** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 150, Acts, Regular Session, 2022
4024. By Del. Espinosa, Steele, Foster, Clark, Maynor, Ellington and Young - **Creating a cosmetology apprentice program that allows companies to train employees for practical real-world experience** - Passed 2/14/2022 - To Governor 2/17/22 - Approved by Governor 2/23/22 - Chapter 206, Acts, Regular Session, 2022
4048. By Del. Horst, Householder, Howell, Linville, Fast, Ward, B., Dean, Kimble, McGeehan, Barrett and Steele - **WV Keep, Bear and Drive with Arms Act** (original similar to SB469) - Passed 2/23/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 286, Acts, Regular Session, 2022
- *4050. By Del. Summers and Hanshaw (Mr. Speaker) - **Defining terms related to livestock trespassing** - Passed 3/11/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 8, Acts, Regular Session, 2022
- *4059. By Del. Rohrbach, Jeffries, D., Summers, Pack, Ward, G., Worrell, Rowan, Forsht, Mallow and Jennings - **Clarifying that new Department of Health and Human Resources' Deputy Commissioners are exempt from civil service** -

Passed 3/12/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 218, Acts, Regular Session, 2022

4060. By Del. Rohrbach, Summers, Reed, Tully, Pack, Ward, G., Bates, Worrell, Rowan, Forsht and Jennings - **Repealing outdated sections of code relating to health** - Passed 2/21/2022 - To Governor 2/24/22 - Approved by Governor 3/2/22 - Chapter 54, Acts, Regular Session, 2022
- *4062. By Del. Criss and Booth - **Removing the residency requirement for the Commissioner of the Division of Highways** - Passed 2/10/2022 - To Governor 2/15/22 - Approved by Governor 2/21/22 - Chapter 139, Acts, Regular Session, 2022
- *4065. By Del. Booth, Smith, Phillips, Barnhart, Wamsley, Worrell, Howell, Dean, Bridges, Summers and Paynter - **Allowing the Division of Natural Resources to teach hunter's safety courses in school** - Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 102, Acts, Regular Session, 2022
- *4067. By Del. Summers, Steele and Foster - **To make certain agency reports electronic or eliminating certain agency reports altogether** - Passed 2/10/2022; Effective from passage - To Governor 2/17/22 - Approved by Governor 2/23/22 - Chapter 140, Acts, Regular Session, 2022
- *4074. By Del. Clark, Hanna, Householder, Thompson, Espinosa, Keaton, Haynes, Mandt, Hardy, Crouse and Pinson - **Require schools provide eating disorder and self-harm training for teacher and students** - Passed 2/11/2022 - To Governor 2/15/22 - Approved by Governor 2/21/22 - Chapter 103, Acts, Regular Session, 2022
- *4084. By Del. Zatezalo, Anderson, Kelly, J., Reynolds, Howell, Miller, Forsht, Keaton, Mandt, Evans and Young - **Relating to advanced recycling** - Passed 3/3/2022 - To Governor 3/9/22 - Approved by Governor 3/30/22 - Chapter 125, Acts, Regular Session, 2022
4097. By Del. Holstein, Steele, Summers, Maynard, Barnhart, Wamsley, Keaton and Mandt - **To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission.** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 113, Acts, Regular Session, 2022
- *4098. By Del. Anderson, Kelly, J., Steele, Boggs, Pethel, Burkhammer, Riley, Statler, Westfall, Wamsley and Reynolds - **Relating to Geothermal Energy Development** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 126, Acts, Regular Session, 2022
4110. By Del. Toney, Hanshaw (Mr. Speaker), Paynter, Dean, Ferrell, Statler, Cooper, Ellington and Booth - **Relating to staffing levels at multi-county vocational centers** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 104, Acts, Regular Session, 2022
- *4112. By Del. Rohrbach, Jeffries, D., Tully, Pack, Ward, G., Bates, Worrell, Rowan, Forsht, Mallow and Jennings - **Provide consumers a choice for pharmacy**

services - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 159, Acts, Regular Session, 2022

- *4113. By Del. Rohrbach, Summers, Jeffries, D., Tully, Ward, G., Bates, Reed, Worrell, Rowan and Mallow - **Public Health definitions and powers of secretary and commissioner** - Passed 3/10/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 228, Acts, Regular Session, 2022
- *4114. By Del. Foster - **Authorizing certain agencies of the Department of Administration to promulgate legislative rules** (original similar to SB275) - Passed 2/18/2022; Effective from passage - To Governor 2/24/22 - Approved by Governor 3/2/22 - Chapter 172, Acts, Regular Session, 2022
- *4126. By Del. Foster - **Authorizing certain agencies of the Department of Health and Human Resources to promulgate legislative rules** (original similar to SB287) - Passed 3/3/2022; Effective from passage - To Governor 3/9/22 - Approved by Governor 3/30/22 - Chapter 173, Acts, Regular Session, 2022
- *4141. By Del. Foster - **Authorizing the Governor's Committee on Crime, Delinquency and Corrections to promulgate a legislative rule relating to Law Enforcement Training and Certification Standards** (original similar to SB302) - Passed 3/9/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 174, Acts, Regular Session, 2022
- *4242. By Del. Foster - **Authorizing the Division of Labor to promulgate a legislative rule relating to Child Labor** (original similar to SB403) - Passed 3/8/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 175, Acts, Regular Session, 2022
- *4257. By Del. Jeffries, D., Summers, Rohrbach, Tully, Ward, G., Bates, Jennings, Worrell, Rowan, Forsht and Mallow - **Require visitation immediately following a procedure in a health care facility** - Passed 3/10/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 229, Acts, Regular Session, 2022
4264. By Del. Boggs, Queen, Westfall, Hanshaw (Mr. Speaker), Pethel, Evans, Kelly, J. and Kimble - **Change designation of Glenville State College to "Glenville State University"** - Passed 2/22/2022; Effective from passage - To Governor 2/22/22 - Approved by Governor 2/23/22 - Chapter 151, Acts, Regular Session, 2022
- *4276. By Del. Rohrbach, Reed, Summers, Tully, Jeffries, D., Pack, Ward, G., Bates, Jennings, Worrell and Rowan - **WVU to create a Parkinson's disease registry** - Passed 2/15/2022; Effective from passage - To Governor 2/17/22 - Approved by Governor 2/23/22 - Chapter 230, Acts, Regular Session, 2022
- *4282. By Del. Steele and Wamsley - **Relating to establishing next generation 911 services in this state** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 246, Acts, Regular Session, 2022

- *4285. By Del. Steele, Foster and Booth - **Relating to real estate appraiser licensing board requirements** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 207, Acts, Regular Session, 2022
4286. By Del. Steele and Foster - **Relating to exempting persons employed as attorneys from the civil service system** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 219, Acts, Regular Session, 2022
4288. By Del. Steele, Foster, Rohrbach, Jeffries, D., Wamsley, Pushkin and Fleischauer - **Relating to expanding the practice of auricular acudetox to professions approved by the acupuncturist board** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 208, Acts, Regular Session, 2022
4291. By Del. Ellington - **Relating to authorizing legislative rules regarding higher education** - Passed 3/7/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 152, Acts, Regular Session, 2022
- *4295. By Del. Westfall, Espinosa and Hott - **To transfer the State Office of the National Flood Insurance Program from the Offices of the Insurance Commissioner to the Division of Emergency Management** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 160, Acts, Regular Session, 2022
4296. By Del. Westfall - **To revise outdated provisions within Chapter 23 of the West Virginia Code, which pertains to workers' compensation** - Passed 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 287, Acts, Regular Session, 2022
- *4297. By Del. Westfall and Pack - **To facilitate the sharing of information between the Department of Health and Human Resources and the State Auditor's office in order to investigate reports of financial abuse and neglect of a vulnerable adult** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 141, Acts, Regular Session, 2022
4299. By Del. Holstein, Horst, Sypolt, Hanna, Linville, Wamsley, Keaton, Kimble, Pack, Summers and Tully - **To prohibit the intentional interference with election processes and creating associated criminal penalties** - Passed 2/24/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 114, Acts, Regular Session, 2022
4301. By Del. Rohrbach - **Reforming membership requirements of Huntington Park and Recreation District Board** - Passed 2/14/2022; Effective from passage - To Governor 2/15/22 - Approved by Governor 2/16/22 - Chapter 288, Acts, Regular Session, 2022
4307. By Del. Capito, Garcia, Pinson, Pushkin and Lovejoy - **Increase some benefits payable from Crime Victims Compensation Fund** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 77, Acts, Regular Session, 2022

4308. By Del. Capito, Zukoff, Fluharty, Garcia, Kimble, Lovejoy and Pushkin - **Authorizing disclosure of juvenile information to Crime Victims Compensation Fund for investigation and award of benefits** - Passed 2/21/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 78, Acts, Regular Session, 2022
- *4311. By Del. Holstein, Bridges, Pritt, Kimble, Pack, Summers, Tully, Conley, Ward, G., Barnhart and Keaton - **Creating criminal penalties for illegal voting activity** - Passed 3/11/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 115, Acts, Regular Session, 2022
4312. By Del. Holstein, Hanna, Bridges, Tully, Barnhart, Maynor, Honaker, Crouse and Ward, B. - **Extending the option of electronic absentee ballot transmission to first responders in certain emergency circumstances** - Passed 2/24/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 116, Acts, Regular Session, 2022
- *4324. By Del. Rohrbach - **To update collaborative pharmacy practice agreements** - Passed 3/8/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 209, Acts, Regular Session, 2022
- *4329. By Del. Criss - **To clarify the definition of an “interested person” for purposes of the West Virginia Small Estate Act** - Passed 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 131, Acts, Regular Session, 2022
4331. By Del. Criss, Rohrbach, Pack, Riley, Queen, Storch and Capito - **West Virginia’s Urban Mass Transportation Authority Act** - Passed 3/11/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 166, Acts, Regular Session, 2022
- *4333. By Del. Steele and Foster - **Relating to the sunset of the Board of Hearing-Aid Dealers and Fitters** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 210, Acts, Regular Session, 2022
- *4336. By Del. Graves, Foster, Steele, Burkhammer, Clark, Bridges, Criss, Anderson, Kelly, J., Barrett and Householder - **Providing for the valuation of natural resources property** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 274, Acts, Regular Session, 2022
- *4340. By Del. Rohrbach, Jeffries, D., Summers, Reed, Tully, Pack, Ward, G., Bates, Worrell, Rowan and Jennings - **Relating to maximizing the opportunity to recover anatomical gifts for the purpose of transplantation, therapy, research, or education** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 231, Acts, Regular Session, 2022
- *4345. By Del. Linville, Young and Hamrick - **Relating to motor vehicle registration cards by establishing electronic or mobile registration cards** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 184, Acts, Regular Session, 2022
- *4353. By Del. Smith, Summers, Mallow, Ellington, Steele, Hardy, Phillips, Sypolt, Howell, Fast and Martin - **Relating to On Cycle Elections - Voter Turnout**

Act - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22
- Chapter 117, Acts, Regular Session, 2022

4355. By Del. Linville, Ellington, Keaton, Haynes, Kimble, Hanna, Maynard and Wamsley - **Relating to the disclosure by state institutions of higher education of certain information regarding textbooks and digital courseware and certain charges assessed for those items** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 153, Acts, Regular Session, 2022
- *4369. By Del. Rohrbach, Reed, Summers, Tully, Jeffries, D., Pack, Ward, G., Bates, Jennings, Worrell and Forsht - **Update the telepsychology compact** - Passed 2/22/2022; Effective from passage - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 211, Acts, Regular Session, 2022
- *4373. By Del. Rohrbach, Reed, Worrell, Bates, Tully, Ward, G., Miller, Criss and Mandt - **To exclude fentanyl test strips from the definition of drug paraphernalia** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 60, Acts, Regular Session, 2022
- *4377. By Del. Rohrbach, Jeffries, D., Pack, Reed, Worrell, Bates, Rowan, Ward, G., Miller, Criss and Pinson - **To update the involuntary commitment process** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 178, Acts, Regular Session, 2022
- *4380. By Del. Barrett, Ellington, Statler, Kessinger, Reynolds, Dean, Maynor, Clark and Espinosa - **Relating to transportation of athletic teams** - Passed 3/10/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 105, Acts, Regular Session, 2022
- *4393. By Del. Rohrbach, Reed, Worrell, Bates, Miller and Criss - **To increase the managed care tax if the managed care organization receives a rate increase** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 275, Acts, Regular Session, 2022
4396. By Del. Householder and Criss - **Reducing federal adjusted gross income relating to tolls for travel on West Virginia toll roads paid electronically** (original similar to SB474) - Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 55, Acts, Regular Session, 2022
- *4406. By Del. Conley, Cooper, Longanacre, Barnhart, Kelly, J., Anderson, Toney, McGeehan, Reynolds, Mandt and Linville - **To establish the West Virginia Military Hall of Fame** - Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 285, Acts, Regular Session, 2022
- *4408. By Del. Dean, Paynter, Phillips, Jeffries, J., Cooper, Miller and Ferrell - **Relating to contracts for construction of recreational facilities in state parks and forests** (original similar to SB485) - Passed 3/12/2022; Effective from passage - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 194, Acts, Regular Session, 2022
4410. By Del. Householder and Criss - **Specifying allocation, apportionment and treatment of income of flow-through entities** (original similar to SB479) -

Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 276, Acts, Regular Session, 2022

- *4418. By Del. Linville, Steele, Rohrbach, Lovejoy, Hornbuckle, Booth, Worrell, Griffith and Mandt - **Relating to the Small Business Supplier Certification Assistance Program** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 92, Acts, Regular Session, 2022

- 4419. By Del. Pritt, Phillips, Holstein, Keaton, Pinson, Clark, Barrett, Hanna, Reed and Haynes - **Allowing candidate committees and campaign committees to make contributions to affiliated state party executive committees** (original similar to SB665) - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 118, Acts, Regular Session, 2022

- *4420. By Del. Toney, Rohrbach, Rowan, Paynter and Dean - **To modify definitions of school bus operators.** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 262, Acts, Regular Session, 2022

- *4426. By Del. Westfall, Jeffries, D., Criss, Espinosa and Hott - **Repeal article 33-25G-1 et seq. creating provider sponsored networks** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 56, Acts, Regular Session, 2022

- *4430. By Del. Storch, Gearheart, Evans, Anderson and Pethtel - **Relating to definitions of base salary and overtime for police and firemen pensions** (original similar to SB446) - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 69, Acts, Regular Session, 2022

- 4433. By Del. Storch, Gearheart, Evans, Anderson, Bates and Pethtel - **Providing that retirement benefits are not subject to execution** (original similar to SB444) - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 70, Acts, Regular Session, 2022

- 4438. By Del. Espinosa, Holstein, Barrett, Criss, Westfall, Clark, Householder, Summers, Hardy, Kimble and Fast - **Applying current requirements for certain voting systems to be independent and non-networked to all voting systems that seek certification in West Virginia.** - Passed 3/9/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 119, Acts, Regular Session, 2022

- 4450. By Del. Espinosa, Holstein, Barrett, Criss, Westfall, Clark, Householder, Hardy, Hamrick and Hott - **Removing the \$0.50 fee charged and deposited in the Combined Voter Registration and Driver's Licensing Fund for each driver's license issued by the Department of Motor Vehicles** - Passed 3/12/2022; Effective July 1, 2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 132, Acts, Regular Session, 2022

- *4451. By Del. Householder and Criss - **Eliminating the requirement that otherwise qualified investment assets be located or installed at or within 2 miles of a preexisting manufacturing facility** (original similar to SB497) - Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 277, Acts, Regular Session, 2022

- *4461. By Del. Householder and Criss - **Relating to the consolidation of all administrative fees collected by the agency into the existing "Tax Administration Services Fund"** (original similar to SB475) - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 278, Acts, Regular Session, 2022
4462. By Del. Storch, Pethtel, Evans, Anderson, Bates, Graves and Espinosa - **Relating to Deferred Retirement Option Plan evaluations** (original similar to SB532) - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 71, Acts, Regular Session, 2022
4463. By Del. Crouse, Clark, Steele, Howell, Mazzocchi, Householder and Jeffries, D. - **To increase the compensation members of the State Athletic Commission may receive for their attendance and participation in the commission's public meetings.** - Passed 3/12/2022; Effective July 1, 2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 142, Acts, Regular Session, 2022
- *4466. By Del. Barnhart, Martin, Ferrell, Ward, G., Wamsley, Statler, Kelly, J., Anderson, Ellington, Smith and Clark - **Relating to School Building Authority's review of school bond applications** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 106, Acts, Regular Session, 2022
- *4479. By Del. Dean, Evans, Mazzocchi, Haynes, Holstein, Paynter, Zukoff, Brown, Reynolds, Bridges and Hansen - **Establishing the Coalfield Communities Grant Facilitation Commission** - Passed 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 143, Acts, Regular Session, 2022
- *4484. By Del. Householder, Gearheart, Storch, Rowan, Riley, Espinosa, Criss, Williams, Rowe, Graves and Ellington - **Declaring certain claims against agencies of the state to be moral obligations of the state** - Passed 3/7/2022; Effective from passage - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 52, Acts, Regular Session, 2022
- *4488. By Del. Anderson, Kelly, J., Hansen and Young - **Relating to coal mining and changing fees for permitting actions** (original similar to SB462) - Passed 3/11/2022 - To Governor 3/24/22 - Became law without Governor's signature 3/30/22 - Chapter 127, Acts, Regular Session, 2022
- *4489. By Del. Linville, Hornbuckle and Lovejoy - **Require counties to post open positions on statewide job bank** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 263, Acts, Regular Session, 2022
- *4491. By Del. Anderson, Kelly, J., Ferrell, Hansen, Wamsley, Holstein, Clark, Hott and Young - **To establish requirements for carbon dioxide sequestration** (original similar to SB622) - Passed 3/1/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 128, Acts, Regular Session, 2022
- *4492. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Creating the Division of Multimodal Transportation** (original similar to SB539) - Passed 3/12/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 144, Acts, Regular Session, 2022

4496. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Allowing interest and earnings on federal COVID-19 relief moneys to be retained in the funds or accounts where those moneys are invested** (original similar to SB544) - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 241, Acts, Regular Session, 2022
- *4497. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Extending the regional jail per diem through July 1, 2023** (original similar to SB519) - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 63, Acts, Regular Session, 2022
- *4499. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to making the procurement process more efficient by modifying and updating outdated processes and requirements** (original similar to SB521) - Passed 3/9/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 145, Acts, Regular Session, 2022
- *4502. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Establishing the BUILD WV Act** (original similar to SB538) - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 93, Acts, Regular Session, 2022
- *4511. By Del. Linville, Howell, Hanshaw (Mr. Speaker), Graves, Summers, Espinosa, Householder, Steele and Hamrick - **To make numerous amendments to modernize and increase efficiencies in the administration of the West Virginia Unclaimed Property Act** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 282, Acts, Regular Session, 2022
4517. By Del. Steele, Foster and Kessinger - **Relating to the repealing requirements to display video ratings** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 57, Acts, Regular Session, 2022
4535. By Del. Summers, Foster, Paynter, Thompson, Honaker and Crouse - **Repeal section relating to school attendance and satisfactory academic progress as conditions of licensing for privilege of operation of motor vehicle** - Passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 185, Acts, Regular Session, 2022
- *4540. By Del. Storch, Evans, Bates, Anderson, Pethtel and Gearheart - **To update all retirement plans to comport with federal law** - Passed 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 256, Acts, Regular Session, 2022
- *4559. By Del. Hanshaw (Mr. Speaker), Steele and Lovejoy - **Providing for legislative rulemaking relating to the disposition of unidentified and unclaimed remains in the possession of the Chief Medical Examiner** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 146, Acts, Regular Session, 2022
- *4560. By Del. Criss, Householder, Queen, Barrett, Skaff, Riley, Bates, Westfall and Lovejoy - **Relating generally to motor vehicle dealers, distributors,**

- wholesalers and manufacturers** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 186, Acts, Regular Session, 2022
- *4562. By Del. Kessinger, Burkhammer, Maynor, Keaton and Pinson - **Relating generally to the suspension and dismissal of school personnel by board and the appeals process** - Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 264, Acts, Regular Session, 2022
- *4563. By Del. Ellington, Howell, Hamrick, Statler, Householder, Smith, Gearheart, Toney, Rohrbach, Steele and Foster - **Provide for a license plate for auto mechanics** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 187, Acts, Regular Session, 2022
- *4565. By Del. Statler, Ellington, Summers, Ward, G., Toney and Queen - **To exempt temporary employees and employees of the Higher Education Policy Commission from automatic enrollment into the state's 457 (b) plan** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 220, Acts, Regular Session, 2022
4566. By Del. Hanshaw (Mr. Speaker), McGeehan, Steele, Rohrbach, Anderson, Kelly, J., Toney, Kelly, D., Hott and Hamrick - **Creating the Economic Enhancement Grant Fund** - Passed 3/12/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 129, Acts, Regular Session, 2022
- *4567. By Del. Steele, Foster, Householder, Criss, Kimes, Hanshaw (Mr. Speaker), Kessinger, Hardy, Barrett, Hott and Ellington - **Relating to business and occupation or privilege tax** - Passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 279, Acts, Regular Session, 2022
4568. By Del. Barrett, Householder, Storch, Criss, Espinosa, Linville, Ellington, Rowan, Riley, Graves and Hardy - **To allow phased rehabilitations of certified historic structures** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 280, Acts, Regular Session, 2022
- *4570. By Del. Hamrick, Howell, Paynter, Dean and Pack - **To allow veterinary telehealth in West Virginia with out of state providers** - Passed 3/10/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 212, Acts, Regular Session, 2022
4571. By Del. Hamrick, Hanshaw (Mr. Speaker), Toney, Ellington, Statler, Pack, Smith and Maynor - **Modifying foundation allowance to account for transportation by electric powered buses** - Passed 3/12/2022; Effective July 1, 2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 107, Acts, Regular Session, 2022
4578. By Del. Capito, Pushkin, Pack, Pinson, Zukoff and Garcia - **Relating to authorizing the Superintendent of the State Police to administer the Handle with Care program** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 247, Acts, Regular Session, 2022
- *4583. By Del. Criss - **Clarifying the definition of incapacity so that incarceration in the penal system or detention outside of the United States may not be**

inferred as resulting in a lack of capacity to execute a power of attorney - Passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 195, Acts, Regular Session, 2022

- *4596. By Del. Barrett, Haynes, Fast, Barnhart, Holstein, Hanna, Dean, Phillips, Paynter, Bridges and McGeehan - **Relating generally to additional persons qualifying for the provisions of the Law-Enforcement Officers Safety Act** - Passed 3/9/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 248, Acts, Regular Session, 2022
- *4600. By Del. Mazzocchi, Ellington, Kimble, Bridges, Maynor, Kessinger, Toney, Ferrell, Longanacre, Holstein and Capito - **Making it a felony for a “Person in a Position of Trust” to assault, batter, or verbally abuse a child, or neglect to report abuse they witness** (original similar to HB4556) - Passed 3/12/2022 - To Governor 3/18/22 - Approved by Governor 3/25/22 - Chapter 82, Acts, Regular Session, 2022
4604. By Del. Ellington, Statler, Smith, Mazzocchi, Longanacre, Hanna, Tully, Maynor and Hamrick - **Relating to abolishing the Workforce Development Initiative Program Advisory Council** - Passed 3/10/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 167, Acts, Regular Session, 2022
- *4608. By Del. Statler, Riley, Maynard, Hardy, Paynter, Jennings, Honaker, Maynor, Phillips, Queen and Pack - **To require the State Fire Commission to propose minimum standards for persons to be certified as probationary status volunteer firefighters** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 249, Acts, Regular Session, 2022
- *4629. By Del. Steele, Hanshaw (Mr. Speaker), Summers, Espinosa, Ellington, Householder, Foster, Jeffries, D., Barrett, Maynor and Criss - **Relating to procedures for certain actions against the state** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 4, Acts, Regular Session, 2022
- *4631. By Del. Walker and Rohrbach - **Establishing a bone marrow and peripheral blood stem donation awareness program** - Passed 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 232, Acts, Regular Session, 2022
- *4634. By Del. Espinosa, Foster, Steele, Martin, Jennings, Horst, Burkhammer, Holstein and Howell - **Relating to occupational licensing or other authorization to practice** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 213, Acts, Regular Session, 2022
- *4636. By Del. Pack, Graves, Householder, Criss, Steele, Foster, Kimes, Westfall, Queen and Fast - **Clarifying when business and occupation taxes owed to a city or municipality are considered to be remitted on time** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 281, Acts, Regular Session, 2022
4642. By Del. Steele - **Relating to pecuniary interests of county and district officers, teachers and school officials in contracts** (original similar to

- HB4365) - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 83, Acts, Regular Session, 2022
- *4644. By Del. Foster, Kimes and Steele - **Prohibiting the restriction, regulation, use or administration of lawn care and pest care products** - Passed 3/10/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 9, Acts, Regular Session, 2022
4647. By Del. Steele and Foster - **Relating to the Board of Funeral Service Examiners** - Passed 3/9/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 214, Acts, Regular Session, 2022
4649. By Del. Rohrbach - **Transferring the operations of the West Virginia Children's Health Insurance Program to the Bureau for Medical Services** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 161, Acts, Regular Session, 2022
- *4662. By Del. Steele, Crouse, Tully and Dean - **Relating to licensure of Head Start facilities in this state** (original similar to SB661) - Passed 3/12/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 50, Acts, Regular Session, 2022
- *4667. By Del. Howell, Hanshaw (Mr. Speaker), Summers and Fast - **Prohibition on county, city, or municipality restrictions on advanced air mobility aircraft** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 44, Acts, Regular Session, 2022
- *4668. By Del. Capito and Fast - **Relating to air bag fraud** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 188, Acts, Regular Session, 2022
- *4675. By Del. Riley, Linville, Booth, Reed, Barrett, Espinosa, Criss, Hardy, Fast, Keaton and Pack - **Relating to autonomous delivery vehicles** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 189, Acts, Regular Session, 2022
- *4688. By Del. Barrett, Hardy, Storch, Graves, Householder, Criss and Hott - **Relating to Emergency Medical Services Retirement System Act** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 72, Acts, Regular Session, 2022
- *4712. By Del. Kelly, D. and Fast - **Require the prompt enrollment in payment plans for costs, fines, forfeitures, restitution, or penalties in circuit court and magistrate court** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 76, Acts, Regular Session, 2022
4743. By Del. Westfall, Barrett, Householder, Capito, Steele, Pack, Queen, Bates, Storch, Skaff and Statler - **Relating to security and surveillance requirements of medical cannabis organization facilities** - Passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 233, Acts, Regular Session, 2022

- *4756. By Del. Storch - **Relating to authorizing municipalities to create pension funding programs to reduce the unfunded liability of certain pension and relief funds** - Passed 3/12/2022; Effective from passage - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 73, Acts, Regular Session, 2022
4758. By Del. Anderson, Cooper, Zatezalo, Kelly, J., Westfall and Ferrell - **Relating to developing and maintaining a database to track reclamation liabilities in the West Virginia Department of Environmental Protection Special Reclamation Program** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 130, Acts, Regular Session, 2022
4769. By Del. Capito - **Eliminate the requirement to send recommended decisions by certified mail** (original similar to SB640) - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 254, Acts, Regular Session, 2022
4773. By Del. Steele, Pushkin and Pack - **Adoption of the FCC customer service and technical standards and requiring certain cable operators to operate an in-state customer call center** - Passed 3/2/2022 - To Governor 3/9/22 - Approved by Governor 3/30/22 - Chapter 255, Acts, Regular Session, 2022
4778. By Del. Criss - **Permit banks to transact business with any one or more fiduciaries on multiple fiduciary accounts** - Passed 3/10/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 46, Acts, Regular Session, 2022
- *4779. By Del. Criss - **Permit banks the discretion to choose whether to receive deposits from other banks, savings banks, or savings and loan associations when arranging for the re-deposits of county, municipal, and state funds** - Passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 47, Acts, Regular Session, 2022
- *4785. By Del. Steele, Householder, Criss, Westfall, Riley, Pinson, Keaton, Burkhammer, Foster and Queen - **Relating to judicial vacancies** - Passed 3/9/2022; Effective from passage - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 120, Acts, Regular Session, 2022
- *4787. By Del. Capito, Linville, Fast and Pack - **Creating the Highly Automated Motor Vehicle Act** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 190, Acts, Regular Session, 2022
- *4797. By Del. Toney, Booth, Hansen and Hamrick - **To create an EV Infrastructure Deployment Plan for West Virginia that describes how our state intends to use its share of NEVI Formula Program funds.** - Passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 191, Acts, Regular Session, 2022
- *4826. By Del. Capito, Queen, Westfall, Fluharty, Riley, Linville and Nestor (Originating in House Judiciary) - **Relating to e-sports** - Passed 3/12/2022 - To Governor 3/25/22 - Became law without Governor's signature 3/30/22 - Chapter 133, Acts, Regular Session, 2022

4827. By Del. Howell, Riley, Ward, B. and Hamrick (Originating in House Select Committee on Tourism and Economic Diversification) - **Relating to the promotion and development of public-use vertiports** - Passed 3/12/2022; Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 45, Acts, Regular Session, 2022
4829. By Del. Toney, Doyle, Horst, Clark, Hornbuckle, Walker, Bridges, Evans, Griffith, Thompson and Ferrell (Originating in House Education) - **Modifying definitions of certain school cafeteria personnel** - Passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 265, Acts, Regular Session, 2022
4847. By Del. Capito, Graves, Westfall, Fast, Pushkin, Lovejoy, Pack, Zukoff, Haynes, Pritt and Fluharty (Originating in House Judiciary) - **Relating to missing persons generally** - Passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 250, Acts, Regular Session, 2022
4848. By Del. Steele, Dean, Smith and Young (Originating in House Government Organization) - **Relating to nonintoxicating beer, wine and liquor licenses** - Passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 10, Acts, Regular Session, 2022

HOUSE JOINT RESOLUTIONS ADOPTED BY LEGISLATURE

102. By Del. Espinosa, Tully, Ward, G., Maynor, Crouse, Clark, Linville, Barnhart, Barrett, Hanna and Kimble - **Clarifying that the policy-making and rule-making authority of the State Board of Education is subject to legislative review, approval, amendment, or rejection** - Adopted 3/3/2022

HOUSE CONCURRENT RESOLUTIONS ADOPTED BY LEGISLATURE

1. By Del. Holstein - **Alex Perdue Memorial Bridge**. - Adopted 3/10/2022
4. By Del. Mazzocchi and Bridges - **John B. Short Memorial Bridge** (original similar to SCR2) - Adopted 3/11/2022
5. By Del. Nestor, Jennings, Hott, Pritt, Kimes, Smith, Reynolds, Conley, Jeffries, D., Kelly, J. and McGeehan - **James “Big Jim” Shaffer Memorial Bridge** (original similar to SCR7) - Adopted 3/10/2022
6. By Del. Cooper - **Elmer Galford Memorial Road** - Adopted 3/10/2022
7. By Del. Holstein - **Daniel Edward Kolhton “Red” Haney Memorial Bridge** - Adopted 3/11/2022
8. By Del. Cooper, Smith, Haynes, Toney and Maynor - **U.S. Army Private Elmo Davis Memorial Road** - Adopted 3/11/2022

10. By Del. Reynolds, Conley, Barnhart, Jeffries, D., Foster, Ferrell, Jennings, Smith, Mallow, Horst and Haynes - **Lance CPL Leonard Joe Zelaski Memorial Bridge** - Adopted 3/10/2022
13. By Del. Fast - **The Doctor Enrique Aguilar Memorial Bridge** - Adopted 3/9/2022
14. By Del. Howell, Linville, Ward, B., Maynor, Haynes, Martin, Hott, Tully, Barrett, Hamrick and Maynard - **Colonel Ronald John "Ron" Chiccehitto Memorial Road** - Adopted 3/11/2022
15. By Del. Westfall, Pinson, Wamsley and Booth - **Thomas Brothers Memorial Bridge** - Adopted 3/3/2022
16. By Del. Ward, G., Kimble, Mallow and Garcia - **World War II Veterans Toothman Brothers Memorial Bridge** - Adopted 3/3/2022
17. By Del. Westfall - **Daniel Okey Cunningham Memorial Bridge** - Adopted 3/9/2022
23. By Del. Pinson, Kessinger, Maynor, Burkhammer and Pack - **Requesting the Division of Highways to place at least 10 additional signs along highways entering West Virginia honoring fallen veterans and Gold Star Families** - Adopted 3/3/2022
25. By Del. Rowe - **SP5 Terry Lee McClanahan Memorial Bridge.** - Adopted 3/11/2022
26. By Del. Rowe, Barach, Pushkin, Skaff, Dean, Pack, Pritt, Capito, Graves, Ferrell and Young - **Charleston Police Officer Cassie Johnson - Fallen Heroes Memorial Bridge.** - Adopted 3/11/2022
27. By Del. Hanshaw (Mr. Speaker) - **Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor.** - Adopted 1/27/2022
28. By Del. Boggs and Westfall - **Cpt. Billy Jake Smith Memorial Bridge** - Adopted 2/24/2022
30. By Del. Maynard and Linville - **U.S. Army Pvt. Dallis H. Johnson WWII Memorial Bridge.** - Adopted 2/25/2022
31. By Del. Keaton, Barnhart, Booth, Burkhammer, Clark, Conley, Crouse, Dean, Ferrell, Forsht, Hamrick, Hanna, Hardy, Holstein, Honaker, Horst, Jeffries, J., Kimble, Kimes, Longanacre, Mallow, Mandt, Mazzocchi, McGeehan, Miller, Paynter, Pinson, Pritt, Smith, Summers, Sypolt, Tully, Ward, B., Ward, G., Zatezalo and Hanshaw (Mr. Speaker) - **Applying to the Congress of the United States to call a convention of states** - Adopted 3/4/2022
34. By Del. Boggs - **U.S. Navy Seaman 1st Class Byrne Lee Singleton Memorial Bridge.** - Adopted 3/3/2022
35. By Del. Boggs - **David Allen Drake, Sr. Memorial Bridge** - Adopted 3/9/2022

36. By Del. Boggs - **John Calvin “J.C.” Baker Memorial Bridge.** - Adopted 3/9/2022
37. By Del. Boggs - **U.S. Army Corporal Charles William “Bill” Knight Memorial Bridge** - Adopted 3/3/2022
38. By Del. Bridges, Smith, Holstein, Horst, Maynard, Dean, Paynter, Mazzocchi, Hanna, Wamsley and Longanacre - **“Dale Shaheen and George H. Hooker Memorial Bridge.”** - Adopted 3/11/2022
39. By Del. Nestor, Hott, Pritt, Kimes, Rohrbach, Jeffries, D., Conley, Ferrell, Jennings and Jeffries, J. - **PFC Donald L. Stuckey Memorial Bridge** - Adopted 3/11/2022
40. By Del. Linville - **USMC Cpl Guy Maywood Edwards Memorial Bridge.** - Adopted 3/3/2022
45. By Del. Evans - **U.S. Army SP4 Dennis Harvey Roberts Memorial Bridge** - Adopted 3/3/2022
46. By Del. Cooper, Toney, Haynes, Dean, Barrett, Paynter, Zatezalo, Reynolds and Rowan - **U.S. Navy Seaman Donald Homer Wheeler Memorial Bridge** - Adopted 3/3/2022
47. By Del. Booth, Barnhart, Barrett, Bates, Bridges, Capito, Clark, Criss, Dean, Forsht, Griffith, Hanna, Hardy, Haynes, Holstein, Honaker, Horst, Jeffries, J., Jennings, Kessinger, Linville, Lovejoy, Mallow, Mandt, Martin, Maynard, Nestor, Paynter, Pethtel, Queen, Reed, Reynolds, Riley, Rohrbach, Smith, Statler, Steele, Toney, Wamsley, Ward, G. and Westfall - **U.S. Army CPL Billy Earl Duty Memorial Bridge** - Adopted 3/3/2022
48. By Del. Haynes, Kessinger, Fast, Booth and Ward, G. - **WVSP Sergeant John S. Syner Memorial Road** - Adopted 3/10/2022
49. By Del. Haynes - **Charles M. “Charlie” Biggs Memorial Highway** - Adopted 3/10/2022
52. By Del. Diserio, Queen, Westfall, Storch, McGeehan, Capito, Anderson and Linville - **U.S. Army SGT Roy E. Givens Memorial Road** - Adopted 3/10/2022
56. By Del. Hanshaw (Mr. Speaker) - **Roy Lee Shamblin Memorial Bridge.** - Adopted 3/11/2022
59. By Del. Hott, Rowan, Howell, Ward, B., Jennings, Pritt, Kimes, Jeffries, D., Ferrell, Reynolds and Conley - **“Warrant Officer James G. Bosley Memorial Bridge.”** - Adopted 2/25/2022
60. By Del. Westfall - **Fire Chief Lee Thomas Bridge** - Adopted 3/11/2022
61. By Del. Gearheart, Ellington, Maynor and Smith - **Timothy Wayne Farley Memorial Bridge** - Adopted 3/9/2022

63. By Del. Young, Skaff, Pack and Capito - **U.S. Army MSGT Donald Lewis Coen Memorial Bridge** - Adopted 3/3/2022
65. By Del. Sypolt, Anderson, Barach, Barnhart, Barrett, Bates, Boggs, Booth, Bridges, Burkhammer, Capito, Conley, Cooper, Criss, Crouse, Dean, Diserio, Doyle, Ellington, Espinosa, Evans, Fast, Ferrell, Fleischauer, Fluharty, Forsht, Foster, Garcia, Gearheart, Graves, Griffith, Hamrick, Hanna, Hansen, Hanshaw (Mr. Speaker), Hardy, Haynes, Holstein, Honaker, Hornbuckle, Hott, Householder, Howell, Jeffries, D., Jeffries, J., Jennings, Keaton, Kelly, D., Kelly, J., Kessinger, Kimble, Kimes, Linville, Longanacre, Lovejoy, Mallow, Mandt, Martin, Maynard, Maynor, Mazzocchi, McGeehan, Miller, Nestor, Pack, Paynter, Pethtel, Phillips, Pinson, Pritt, Pushkin, Queen, Reed, Reynolds, Riley, Rohrbach, Rowan, Rowe, Skaff, Smith, Statler, Steele, Storch, Summers, Thompson, Toney, Tully, Walker, Wamsley, Ward, B., Ward, G., Westfall, Williams, Worrell, Young, Zatezalo, Zukoff, Clark and Horst - **U.S. Army Major Jesse A. Jennings Memorial Bridge** - Adopted 3/3/2022
70. By Del. Thompson, Nestor, Fluharty, Skaff, Griffith, Walker, Young, Garcia, Diserio, Zukoff and Pushkin - **Calvin H. Shifflett Memorial Bridge** - Adopted 3/12/2022
72. By Del. Boggs - **U.S. Army SP5 Dana V. Perkins Memorial Bridge** - Adopted 3/3/2022
73. By Del. Pinson - **Halstead Brothers WWII Veterans Memorial Bridge** - Adopted 3/3/2022
74. By Del. Burkhammer - **Judge Les Fury Memorial Bridge** - Adopted 3/11/2022
76. By Del. Linville and Maynard - **U. S. Navy BM1 Farris Burton Memorial Bridge** - Adopted 3/3/2022
79. By Del. Pinson and Hanshaw (Mr. Speaker) - **A resolution to designate February 21st as the official start day to National FFA Week in West Virginia.** - Adopted 2/22/2022
81. By Del. Skaff, Barach, Barnhart, Bates, Booth, Crouse, Diserio, Doyle, Evans, Fleischauer, Fluharty, Forsht, Garcia, Gearheart, Griffith, Honaker, Hornbuckle, Longanacre, Mallow, Mandt, Martin, Miller, Pushkin, Queen, Reed, Riley, Rowan, Smith, Thompson, Walker, Wamsley, Westfall, Williams, Worrell, Young, Zatezalo and Zukoff - **U.S. Army Chief Warrant Officer Milford Arnold Cunningham Memorial Bridge** - Adopted 3/3/2022
82. By Del. Brown, Lovejoy and Dean - **Alleen Ledson Memorial Bridge** - Adopted 3/9/2022
83. By Del. Maynard - **U.S. Army SGT Charles L. Toppings Memorial Road.** - Adopted 3/11/2022
89. By Del. Bates - **Hajash Brothers Memorial Bridge** - Adopted 3/11/2022

90. By Del. Rowe - **U.S. Army PVT Robert (Bob) Mullins Sr. Memorial Bridge** - Adopted 3/10/2022
95. By Del. Pushkin, Jeffries, D., Rowe and Barach - **Clemmer Brothers WWII Veterans Memorial Bridge** - Adopted 3/10/2022
96. By Del. Skaff, Pack, Rowe, Young, Barach and Pushkin - **U. S. Air Force Captain Perry Thomas Rose Memorial Road** - Adopted 3/10/2022

SENATE BILLS VETOED BY GOVERNOR

- *573. By Sen. Trump and Weld - **Providing system where magistrates shall preside in certain instances outside normal court hours** - Passed 3/11/2022 - To Governor 3/17/2022 - Vetoed by Governor 3/30/2022
729. By Sen. Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings and Swope (Originating in Senate Finance) - **Relating to funding for infrastructure and economic development projects in WV** - Passed 3/12/2022; Effective from passage - To Governor 3/17/2022 - Vetoed by Governor 3/29/22

HOUSE BILLS VETOED BY GOVERNOR

2300. By Del. Foster, Fast, Lovejoy and Hott - **Including Family Court Judges in the Judges' Retirement System** - Passed 3/12/2022 - To Governor 3/24/22 - Vetoed by Governor 3/30/22
- *4001. By Del. Linville, Pack, Holstein, Toney, Mallow, Hamrick, Barnhart, Worrell, Kimble, Rowan and Nestor - **Generally relating to broadband** - Passed 3/12/2022 - To Governor 3/25/22 - Vetoed by Governor 3/30/22
- *4020. By Del. Rohrbach, Zukoff, Honaker, Walker, Griffith, Miller, Forsht and Longanacre (Originating in House Health and Human Resources) - **Relating to reorganizing the Department of Health and Human Resources** - Passed 3/12/2022 - To Governor 3/25/22 - Vetoed by Governor 3/30/22

ALL SENATE BILLS INTRODUCED

1. By Sen. Blair (Mr. President), Baldwin, Jeffries, Stollings, Hamilton, Lindsay, Woodrum, Plymale and Takubo - **Creating Mining Mutual Insurance Company** - Introduced 1/12/2022 - To Finance - Passed Senate 1/26/2022 - Effective from passage - To House 1/27/2022 - To Energy and Manufacturing then Finance - To House Finance - Amended - Passed House 3/11/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 157, Acts, Regular Session, 2022
- *2. By Sen. Takubo - **Relating to unemployment benefits program** (original similar to HB4009) - Introduced 1/12/2022 - To Judiciary - Com. sub. reported

2/2/2022 - Passed Senate 2/8/2022 - Effective January 1, 2023 - To House 2/9/2022 - To Finance - Amended - On 3rd reading, House Calendar 3/12/2022

- *3. By Sen. Takubo, Nelson and Martin - **Requiring work search activities to qualify for unemployment benefits** (original similar to HB4018) - Introduced 1/12/2022 - To Finance - Com. sub. reported 2/2/2022 - Passed Senate 2/8/2022 - To House 2/9/2022 - To Finance
4. By Sen. Takubo, Nelson, Jeffries, Lindsay, Woelfel, Woodrum, Karnes, Plymale and Roberts - **Repealing ban on construction of nuclear power plants** - Introduced 1/12/2022 - To Economic Development - Passed Senate 1/25/2022 - To House 1/26/2022 - Reference dispensed - Passed House 1/31/2022 - To Governor 02/02/2022 - Approved by Governor 02/08/2022 - Chapter 53, Acts, Regular Session, 2022
- *5. By Sen. Swope, Nelson, Baldwin, Jeffries, Phillips, Hamilton, Lindsay, Woodrum, Stollings, Plymale, Roberts, Takubo and Caputo - **Creating WV Unmanned Aircraft Systems Advisory Council** - Introduced 1/12/2022 - To Economic Development - Com. sub. reported 1/27/2022 - Amended - Passed Senate 2/1/2022 - To House 2/2/2022 - To Government Organization - Amended - Passed House 3/10/2022 - Title amended - Effective from passage
- *6. By Sen. Trump, Nelson, Takubo and Azinger - **Establishing common law “veil piercing” claims not be used to impose personal liability** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/3/2022 - Amended - Passed Senate with amended title 2/10/2022 - To House 2/11/2022 - To Judiciary - Amended - Amended - Passed House 3/10/2022 - Senate amended House amendment and passed 3/12/2022 - House concurred in Senate title amendment 3/12/2022 - Passed House 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 176, Acts, Regular Session, 2022
- *7. By Sen. Azinger, Trump and Swope - **Relating to damages for medical monitoring** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/1/2022 - Passed Senate 2/7/2022 - To House 2/8/2022 - To Judiciary - On 2nd reading, House Calendar 3/12/2022
8. By Sen. Grady, Lindsay, Jeffries and Phillips - **Relating generally to state’s savings and investment programs** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - Effective from passage - To House 1/12/2022 - To Government Organization - Amended - Passed House 1/21/2022 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 1/24/2022 - Effective from passage - To Governor 01/28/2022 - Approved by Governor 02/02/2022 - Chapter 234, Acts, Regular Session, 2022
9. By Sen. Romano, Lindsay, Jeffries, Stollings, Phillips and Caputo - **Providing continued eligibility for developmental disability services to dependents of military members** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - Senate reconsidered and passed bill 1/12/2022 - To House 1/17/2022 - To Veterans' Affairs and Homeland Security then Health and Human Resources - To House Health and Human Resources 2/2/2022

10. By Sen. Sypolt, Lindsay, Jeffries, Stollings, Phillips and Beach - **Relating to WVU Rifle Team electronic application donation program** (original similar to HB4605) - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Finance - To House Finance - Amended - Passed House 3/11/2022
11. By Sen. Lindsay, Jeffries, Caputo, Romano, Stollings, Woelfel, Trump, Takubo and Hamilton - **Including family court judges in Judges' Retirement System** - Introduced 1/12/2022 - To Judiciary then Finance - To Finance 2/17/2022
12. By Sen. Lindsay, Jeffries and Caputo - **Creating Patient Safety and Transparency Act** - Introduced 1/12/2022 - To Health and Human Resources
13. By Sen. Jeffries, Stollings and Lindsay - **Eliminating suspension of driver's license for failure to pay court fines and costs** - Introduced 1/12/2022 - To Judiciary
14. By Sen. Woelfel, Lindsay and Roberts - **Providing for private, parochial, or church schools to enter into agreements with public schools to permit student participation in athletic or other extracurricular activities** - Introduced 1/12/2022 - To Education then Finance
15. By Sen. Caputo and Romano - **Legalizing cannabis production, sales, and adult consumption** - Introduced 1/12/2022 - To Judiciary then Finance
16. By Sen. Romano, Baldwin, Jeffries, Caputo, Geffert and Woelfel - **Allowing voters who register in person with county clerk to vote during early in-person voting** - Introduced 1/12/2022 - To Judiciary
17. By Sen. Romano, Baldwin, Jeffries, Lindsay, Caputo, Geffert, Stollings, Woelfel, Grady and Takubo - **Establishing Summer Feeding for All Program** - Introduced 1/12/2022 - To Education then Finance
18. By Sen. Romano, Jeffries, Lindsay, Caputo, Geffert, Woelfel, Stollings and Brown - **Providing pay raises to teachers** - Introduced 1/12/2022 - To Education then Finance
19. By Sen. Romano, Baldwin, Lindsay, Caputo, Plymale and Brown - **Repealing additional registration fees for alternative fuel vehicles** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
20. By Sen. Romano, Jeffries, Lindsay, Caputo, Geffert, Stollings and Brown - **Creating online voters' guide** - Introduced 1/12/2022 - To Government Organization then Judiciary
- *21. By Sen. Clements, Martin, Roberts, Rucker, Grady, Karnes and Plymale - **Relating to school aid formula and minimum student enrollment** - Introduced 1/12/2022 - To Education then Finance - Com. sub. reported 2/11/2022 - To Finance 2/11/2022
22. By Sen. Roberts, Trump, Sypolt, Phillips and Lindsay - **Relating to exempting certain organizations from property taxation** - Introduced 1/12/2022 -

Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Education then Finance - To House Finance 3/1/2022

23. By Sen. Rucker, Azinger, Boley, Grady, Karnes, Maynard, Phillips, Smith, Sypolt, Woodrum, Roberts and Martin - **Prohibiting mandatory COVID-19 vaccinations for WV residents** - Introduced 1/12/2022 - To Health and Human Resources
24. By Sen. Karnes, Smith and Rucker - **Establishing WV Freedom of Conscience Protection Act** - Introduced 1/12/2022 - To Judiciary
- *25. By Sen. Takubo and Maroney - **Updating provisions of Medical Professional Liability Act** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/8/2022 - Passed Senate 2/11/2022 - To House 2/14/2022 - To Judiciary - Passed House 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 1, Acts, Regular Session, 2022
26. By Sen. Hamilton, Woodrum and Martin - **Relating generally to licenses to sell paraphernalia for use with controlled substances** - Introduced 1/12/2022 - To Judiciary then Finance
27. By Sen. Nelson, Jeffries and Baldwin - **Establishing WV business growth in low-income communities tax credit** - Introduced 1/12/2022 - To Finance
28. By Sen. Trump, Roberts and Maroney - **Allowing Tax Commissioner to process certain early refunds** - Introduced 1/12/2022 - To Finance
- *29. By Sen. Swope, Jeffries, Woodrum, Takubo and Nelson - **Providing fee for processing of criminal bonds** - Introduced 1/12/2022 - To Judiciary then Finance - Com. sub. reported 2/25/2022 - On 2nd reading to Finance 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary then Finance - To House Finance 3/8/2022
30. By Sen. Clements - **Relating to interest rate in condemnation proceedings** - Introduced 1/12/2022 - To Judiciary then Finance
31. By Sen. Smith - **Redirecting excise tax revenue on bottled soft drinks from WVU to counties for law-enforcement support** - Introduced 1/12/2022 - To Finance
32. By Sen. Woelfel, Caputo, Stollings, Romano, Hamilton and Brown - **Permitting medical marijuana be prescribed in edible form** (original similar to HB4744) - Introduced 1/12/2022 - To Health and Human Resources
- *33. By Sen. Jeffries, Caputo, Lindsay, Woelfel, Stollings, Romano, Hamilton and Rucker - **Protecting consumers against businesses using automatic renewals without consent** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/10/2022 - Passed Senate 2/15/2022 - To House 2/15/2022 - To Judiciary
34. By Sen. Rucker, Smith, Hamilton and Maroney - **Relating to residency requirements for voter registration** - Introduced 1/12/2022 - To Judiciary

- *35. By Sen. Rucker - **Adding grievance and appellate procedures for individuals participating in DMV Safety and Treatment Program** - Introduced 1/12/2022 - To Judiciary then Finance - Com. sub. reported 1/19/2022 - To Finance 1/19/2022
36. By Sen. Rucker, Karnes and Smith - **Requiring notice be sent to owners of record before real property can be sold due to nonpayment of taxes** - Introduced 1/12/2022 - To Government Organization
37. By Sen. Rucker - **Removing Hepatitis B vaccine from list of compulsory immunizations** - Introduced 1/12/2022 - To Health and Human Resources
38. By Sen. Beach - **Relating to menstrual product package labeling** - Introduced 1/12/2022 - To Health and Human Resources
39. By Sen. Takubo and Maroney - **Updating certain provisions of Medical Professional Liability Act** - Introduced 1/12/2022 - To Judiciary
40. By Sen. Stollings, Lindsay, Jeffries, Caputo, Grady, Phillips, Romano and Beach - **Prohibiting insurance coverage from requiring prior authorization for tests to stage cancer** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Health and Human Resources then Finance
41. By Sen. Karnes - **Allowing certain schools with enrollment of 25 or fewer students to operate as nonpublic micro-school** - Introduced 1/12/2022 - To Education
42. By Sen. Karnes - **Authorizing public retirement system participants to receive cash value of retirement benefits in lieu of regular payments** - Introduced 1/12/2022 - To Pensions then Finance
43. By Sen. Karnes - **Allowing parents to decline required medication administered to newborns** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary
- *44. By Sen. Hamilton and Lindsay - **Requiring State Fire Commission propose rules for sprinkler protection for certain new buildings** - Introduced 1/12/2022 - To Government Organization - Com. sub. reported 1/19/2022 - Passed Senate 1/24/2022 - To House 1/25/2022 - To Fire Departments and Emergency Medical Services then Government Organization
45. By Sen. Karnes - **Prohibiting certain divisive acts from school curriculum, state agencies, and any groups receiving state funding** - Introduced 1/12/2022 - To Education then Judiciary
46. By Sen. Nelson, Jeffries, Romano, Lindsay, Woelfel, Baldwin, Takubo, Stollings, Smith, Maroney and Brown - **Exempting Social Security benefits from personal income tax** - Introduced 1/12/2022 - To Finance
47. By Sen. Hamilton and Azinger - **Creating crime for being under influence of controlled substance unless specifically prescribed** - Introduced 1/12/2022 - To Judiciary

48. By Sen. Clements, Jeffries, Stollings, Phillips, Baldwin, Smith and Maroney - **Exempting DOH from Purchasing Division procedures** - Introduced 1/12/2022 - To Government Organization
49. By Sen. Caputo, Lindsay and Romano - **Establishing program to pay monthly allotment to certain veterans** - Introduced 1/12/2022 - To Military then Finance
50. By Sen. Woodrum and Jeffries - **Authorizing counties to impose county sales and use tax up to one percent under certain circumstances** - Introduced 1/12/2022 - To Government Organization then Finance
- *51. By Sen. Rucker, Baldwin, Lindsay, Woelfel, Stollings, Takubo, Romano, Maroney, Caputo and Weld - **Relating to WV Film Industry Investment Act** - Introduced 1/12/2022 - To Economic Development then Finance - Com. sub. reported 1/21/2022 - To Finance 1/21/2022
52. By Sen. Phillips, Karnes, Smith, Azinger and Maynard - **Prohibiting county airport authorities from adopting rules prohibiting possession of firearms in public areas** - Introduced 1/12/2022 - To Judiciary
53. By Sen. Hamilton, Baldwin, Grady, Romano, Lindsay, Stollings, Smith and Brown - **Requiring one-year residency within district or county to fill vacancy in Legislature** - Introduced 1/12/2022 - To Judiciary
54. By Sen. Hamilton, Baldwin, Lindsay, Romano, Woelfel and Stollings - **Requiring PACs disclose contributors' names and addresses to Secretary of State** - Introduced 1/12/2022 - To Judiciary
55. By Sen. Hamilton and Baldwin - **Relating generally to adoption records** - Introduced 1/12/2022 - To Health and Human Resources
56. By Sen. Smith, Jeffries, Lindsay, Stollings, Romano and Brown - **Creating Orphan Oil and Gas Well Prevention Act** - Introduced 1/12/2022 - To Energy, Industry, and Mining
57. By Sen. Smith, Grady and Karnes - **Relating to maintenance and repair of roads and highways** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
58. By Sen. Caputo and Lindsay - **Requiring certain movie theaters to provide open captioning during certain showings** - Introduced 1/12/2022 - To Economic Development then Judiciary
59. By Sen. Jeffries, Baldwin, Lindsay and Stollings - **Establishing Community Health Equity Initiative Demonstration Project** - Introduced 1/12/2022 - To Health and Human Resources then Finance
60. By Sen. Beach and Lindsay - **Allowing BOE create and provide course in family and consumer sciences in secondary schools** - Introduced 1/12/2022 - To Education - Passed Senate 1/24/2022 - To House 1/25/2022 - To Education

61. By Sen. Karnes - **Establishing contribution holiday for certain public retirement plans** - Introduced 1/12/2022 - To Pensions then Finance
62. By Sen. Smith - **Relating to use of aftermarket crash parts by repair shops** - Introduced 1/12/2022 - To Transportation and Infrastructure
63. By Sen. Smith and Phillips - **Relating to wind power projects taxation at real property rates** - Introduced 1/12/2022 - To Finance
- *64. By Sen. Smith, Sypolt, Woodrum, Hamilton, Romano and Nelson - **Allowing county commissions to impose amusement tax** (original similar to HB4513) - Introduced 1/12/2022 - To Government Organization then Finance - Com. sub. reported 2/18/2022 - To Finance 2/18/2022 - Passed Senate 3/1/2022 - Effective July 1, 2023 - To House 3/2/2022 - To Finance
65. By Sen. Smith, Jeffries, Beach, Stollings, Lindsay and Takubo - **Protecting albino deer** - Introduced 1/12/2022 - To Natural Resources
66. By Sen. Karnes - **Establishing 80 miles per hour speed limit on state highways** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
67. By Sen. Karnes and Martin - **Relating to advertisements by political candidates** - Introduced 1/12/2022 - To Judiciary
68. By Sen. Karnes - **Limiting DEP employees from entering private lands for environmental protection purposes only** - Introduced 1/12/2022 - To Judiciary
69. By Sen. Clements - **Relating to costs and interest in eminent domain condemnation proceedings** - Introduced 1/12/2022 - To Judiciary then Finance
70. By Sen. Smith, Caputo, Stover, Hamilton, Stollings, Takubo, Beach and Brown - **Relating to time limitation for filing occupational pneumoconiosis claims** - Introduced 1/12/2022 - To Banking and Insurance
- *71. By Sen. Swope - **Prohibiting political subdivisions from enacting certain ordinances, regulations, local policies, or other legal requirements** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/23/2022 - Amended - Passed Senate with amended title 2/28/2022 - To House 3/1/2022 - To Judiciary - On 2nd reading, House Calendar 3/12/2022
72. By Sen. Swope - **Requiring certain documents that contain wage records be considered confidential** - Introduced 1/12/2022 - To Workforce
73. By Sen. Nelson, Jeffries, Lindsay and Baldwin - **Providing new graduates of in-state or out-of-state higher educational institution or trade school certain tax credits** (original similar to SB201) - Introduced 1/12/2022 - To Finance
74. By Sen. Hamilton - **Relating to spousal support enforcement** - Introduced 1/12/2022 - To Judiciary then Finance

75. By Sen. Hamilton and Karnes - **Requiring certain municipalities pay for incarceration of inmates** - Introduced 1/12/2022 - To Government Organization
76. By Sen. Phillips, Stollings, Lindsay, Baldwin, Woelfel, Smith and Maroney - **Mandating coverage for medical care of State Police officers injured in line of duty** - Introduced 1/12/2022 - To Government Organization then Finance
77. By Sen. Stollings, Lindsay, Jeffries, Caputo, Beach, Phillips and Grady - **Allowing certain veterans park free at metered parking in any state municipality** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Veterans' Affairs and Homeland Security then Government Organization - To House Government Organization 1/25/2022
78. By Sen. Woelfel, Jeffries, Caputo, Beach, Lindsay and Romano - **Requiring hospitals to staff qualified personnel to perform sexual assault forensic exams** - Introduced 1/12/2022 - To Health and Human Resources
79. By Sen. Stollings, Jeffries, Lindsay, Caputo, Beach and Woelfel - **Authorizing tax credit for business entities which invest in certain fresh food retailers** - Introduced 1/12/2022 - To Finance
80. By Sen. Caputo, Lindsay, Beach and Romano - **Increasing required medical coverage for autism spectrum disorders** - Introduced 1/12/2022 - To Banking and Insurance then Finance
81. By Sen. Caputo, Lindsay, Beach, Geffert and Romano - **Repealing WV Workplace Freedom Act** - Introduced 1/12/2022 - To Workforce then Judiciary
82. By Sen. Phillips - **Requiring DHHR secretary appoint director of Office of Emergency Medical Services** - Introduced 1/12/2022 - To Health and Human Resources then Finance
83. By Sen. Stollings, Lindsay, Caputo, Romano, Takubo, Beach and Brown - **Relating generally to occupational pneumoconiosis** (original similar to HB4598) - Introduced 1/12/2022 - To Banking and Insurance then Finance
84. By Sen. Woelfel, Beach and Romano - **Calculating retirement benefits for certain legislative members under WV Public Employees Retirement Act** - Introduced 1/12/2022 - To Pensions
85. By Sen. Woelfel, Lindsay, Caputo, Romano and Stollings - **Changing simple possession of marijuana from misdemeanor crime to civil violation** - Introduced 1/12/2022 - To Judiciary
- *86. By Sen. Woelfel, Grady, Lindsay, Caputo, Romano, Baldwin, Woodrum and Hamilton - **Creating criminal offense of sexual extortion** - Introduced 1/12/2022 - To Judiciary then Finance - Com. sub. reported 2/11/2022 - To Finance 2/11/2022 - Passed Senate with amended title 2/16/2022 - To House 2/17/2022 - To Judiciary

87. By Sen. Phillips and Martin - **Creating Campus Self Defense Act** - Introduced 1/12/2022 - To Judiciary
88. By Sen. Phillips and Nelson - **Amending definition of "aboveground storage tank"** (original similar to HB4083) - Introduced 1/12/2022 - To Judiciary
89. By Sen. Romano, Lindsay, Caputo, Stollings and Woelfel - **Relating to surcharge on fire and casualty insurance policies for funding volunteer fire departments** - Introduced 1/12/2022 - To Banking and Insurance then Finance
90. By Sen. Romano, Lindsay, Caputo and Woelfel - **Limiting penalty for possession of marijuana to no more than \$1,000 without confinement** - Introduced 1/12/2022 - To Judiciary
91. By Sen. Rucker, Phillips and Grady - **Creating "Choose Life" special registration plate supporting adoption** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 3/1/2022
92. By Sen. Smith, Takubo and Maroney - **Requiring probationers who served 10 or more years to participate in work release program** - Introduced 1/12/2022 - To Judiciary
93. By Sen. Smith - **Requiring DHHR file petition to terminate parental rights under certain circumstances** - Introduced 1/12/2022 - To Judiciary then Finance
94. By Sen. Smith - **Creating Fetal Heartbeat Act** (original similar to SB212) - Introduced 1/12/2022 - To Health and Human Resources then Judiciary
95. By Sen. Smith - **Relating to long-term care and substance abuse treatment** - Introduced 1/12/2022 - To Health and Human Resources then Finance
- *96. By Sen. Smith, Martin, Romano, Rucker, Caputo, Lindsay and Woodrum - **Requiring disclaimers on third-party, nongovernment solicitations mailed or otherwise provided to businesses** - Introduced 1/12/2022 - To Judiciary then Finance - Com. sub. reported 2/25/2022 - On 2nd reading to Finance 2/25/2022
97. By Sen. Hamilton, Jeffries, Lindsay, Beach, Baldwin and Stollings - **Prohibiting gender-based price discrimination** - Introduced 1/12/2022 - To Judiciary
98. By Sen. Hamilton, Lindsay, Jeffries, Caputo, Stollings, Phillips, Grady and Beach - **Creating nonresident three-day fishing license** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 3/2/2022

99. By Sen. Hamilton, Jeffries and Lindsay - **Continuing authority to index license and stamp fees** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Government Organization
- *100. By Sen. Nelson - **Establishing secondary location for racetrack video lottery terminals** - Introduced 1/12/2022 - To Finance - Com. sub. reported 2/24/2022 - Amended - Passed Senate with amended title 3/1/2022 - To House 3/2/2022 - To Judiciary then Finance
101. By Sen. Nelson, Baldwin and Lindsay - **Relating generally to payment of salary or wages under Parental Leave Act** - Introduced 1/12/2022 - To Finance
102. By Sen. Clements, Jeffries, Phillips and Lindsay - **Permitting DOH commissioner to make money transfers within State Road Fund** - Introduced 1/12/2022 - To Finance
103. By Sen. Caputo, Lindsay and Beach - **Creating Closed Captioning Act** - Introduced 1/12/2022 - To Government Organization
104. By Sen. Clements, Jeffries and Lindsay - **Creating annual adjustment to motor fuel excise tax** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
- *105. By Sen. Clements, Jeffries, Beach and Lindsay - **Returning refundable exemption for road construction contractors to State Road Fund** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance - Com. sub. reported 1/19/2022 - To Finance 1/19/2022
106. By Sen. Stollings, Baldwin, Jeffries, Lindsay, Romano, Caputo, Beach and Brown - **Creating WV Black Lung Program** - Introduced 1/12/2022 - To Banking and Insurance then Finance
107. By Sen. Romano, Baldwin, Lindsay and Woelfel - **Requiring certain disclosures of election expenditures** - Introduced 1/12/2022 - To Judiciary
108. By Sen. Caputo, Baldwin, Jeffries, Lindsay, Geffert, Beach and Romano - **Reestablishing prevailing wage for certain state government contracts** - Introduced 1/12/2022 - To Government Organization then Finance
109. By Sen. Smith - **Transferring child welfare enforcement responsibilities to State Police** - Introduced 1/12/2022 - To Health and Human Resources then Finance
110. By Sen. Swope - **Creating Local Government Labor and Consumer Marketing Regulatory Limitation Act** - Introduced 1/12/2022 - To Judiciary
111. By Sen. Trump, Lindsay, Woelfel and Takubo - **Increasing minimum salaries for Bureau for Child Support Enforcement attorneys** - Introduced 1/12/2022 - To Health and Human Resources then Finance - To Finance 1/28/2022

112. By Sen. Trump - **Establishing common law corporate "veil piercing" claims not be used to impose personal liability regarding limited liability company** - Introduced 1/12/2022 - To Judiciary - To Judiciary
113. By Sen. Trump and Woodrum - **Relating to treatment of persistent symptoms of hypothyroidism** - Introduced 1/12/2022 - To Health and Human Resources
114. By Sen. Hamilton, Baldwin and Lindsay - **Relating generally to Electronic Telecommunication Open Infrastructure Act** - Introduced 1/12/2022 - To Government Organization then Finance
115. By Sen. Karnes - **Allowing grocery stores to sell certain amount of WV-made wine without license** - Introduced 1/12/2022 - To Judiciary
116. By Sen. Karnes and Phillips - **Relating to outdoor advertising regulated by DOH** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
117. By Sen. Smith and Phillips - **Assessing wildlife impact fee on wind power projects** - Introduced 1/12/2022 - To Natural Resources then Finance
118. By Sen. Sypolt, Baldwin, Lindsay and Smith - **Creating WV Farm Fresh Dairy Act** - Introduced 1/12/2022 - To Agriculture and Rural Development then Finance
119. By Sen. Smith - **Relating to nonferrous metal sales and transportation to secondary recycler** - Introduced 1/12/2022 - To Energy, Industry, and Mining then Finance
120. By Sen. Takubo, Baldwin, Phillips, Nelson, Lindsay, Plymale, Woodrum and Maroney - **Establishing tax credit for certain physicians who locate to practice in WV** - Introduced 1/12/2022 - To Health and Human Resources then Finance - To Finance 1/28/2022
121. By Sen. Sypolt, Lindsay, Jeffries and Stollings - **Prohibiting person criminally responsible for another's death to participate in burial arrangements** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Judiciary
122. By Sen. Takubo, Stollings, Beach, Lindsay, Romano and Maroney - **Creating Tobacco Cessation Initiative Program special revenue account** - Introduced 1/12/2022 - To Health and Human Resources then Finance
123. By Sen. Takubo, Stollings and Lindsay - **Exempting certain physicians from specified traffic laws when responding to emergencies** - Introduced 1/12/2022 - To Transportation and Infrastructure
124. By Sen. Sypolt and Stollings - **Exempting certain vehicles from ad valorem taxation when used for public purpose** - Introduced 1/12/2022 - To Finance

125. By Sen. Sypolt, Karnes and Smith - **Requiring all local special levies be held on regularly scheduled statewide election ballot** - Introduced 1/12/2022 - To Judiciary
- *126. By Sen. Sypolt, Karnes, Rucker, Maynard and Baldwin - **Expanding types of agricultural operations that are protected from nuisance and other legal actions** - Introduced 1/12/2022 - To Agriculture and Rural Development then Judiciary - Com. sub. reported 1/27/2022 - To Judiciary 1/27/2022
127. By Sen. Sypolt, Jeffries, Phillips, Lindsay and Karnes - **Allowing certain motorcycle operators to ride without helmet** - Introduced 1/12/2022 - To Transportation and Infrastructure
128. By Sen. Boley, Baldwin and Romano - **Prohibiting certain insurance companies from raising rates for policies that allow nursing home care** - Introduced 1/12/2022 - To Banking and Insurance
129. By Sen. Martin and Stollings - **Making it unlawful for public utility to prohibit customers from hiring contractors to construct, install, or maintain connections to public utility** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 3/1/2022
130. By Sen. Grady and Lindsay - **Providing protection for property owner when someone visiting private cemetery causes damage to property** - Introduced 1/12/2022 - To Judiciary
131. By Sen. Grady, Baldwin, Stollings, Romano, Beach, Phillips, Hamilton, Lindsay, Karnes, Takubo and Smith - **Establishing Chuck Yeager Mountain State Medal of Excellence** - Introduced 1/12/2022 - To Government Organization
132. By Sen. Rucker, Roberts, Smith, Sypolt, Swope and Karnes - **Requiring municipalities that impose one percent sales tax must reduce and remove B&O tax in five years** - Introduced 1/12/2022 - To Government Organization then Finance
133. By Sen. Weld, Romano, Beach, Woelfel, Takubo, Stollings, Maroney and Caputo - **Including certain types of cancers for which rebuttable presumption of injury exists for firefighters** - Introduced 1/12/2022 - To Banking and Insurance then Finance
134. By Sen. Weld, Lindsay, Grady, Takubo and Maroney - **Creating felony offense of aggravated cruelty to animals** - Introduced 1/12/2022 - To Judiciary
135. By Sen. Weld, Lindsay, Jeffries and Stollings - **Relating to acquisition and disposition of property by urban development authority** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 221, Acts, Regular Session, 2022

136. By Sen. Weld, Lindsay, Jeffries, Phillips, Caputo and Stollings - **Updating language regarding Fairmont State alumni license plates** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Technology and Infrastructure then Government Organization
- *137. By Sen. Weld, Woodrum, Woelfel and Romano - **Requiring persons convicted of certain felonies on or after March 8, 1995, provide DNA samples** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - To House 2/23/2022 - To Judiciary
- *138. By Sen. Takubo - **Relating to Board of Medicine composition** - Introduced 1/12/2022 - To Health and Human Resources - Com. sub. reported 1/28/2022 - Amended - Passed Senate 2/2/2022 - To House 2/3/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 196, Acts, Regular Session, 2022
139. By Sen. Takubo, Jeffries, Stollings, Lindsay, Woodrum, Woelfel, Grady, Plymale and Maroney - **Prohibiting smoking in vehicle when minor 16 or younger is present** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary - To Judiciary 1/28/2022
140. By Sen. Weld, Romano, Lindsay, Woelfel and Maroney - **Allowing state and federal criminal history record check of each adult living in residence when minor child is placed there due to emergency** - Introduced 1/12/2022 - To Health and Human Resources
141. By Sen. Weld, Lindsay and Jeffries - **Modifying requirement that racetrack participate in WV Thoroughbred Development Fund by certain date** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Finance
142. By Sen. Smith, Sypolt, Romano, Phillips, Lindsay, Woodrum, Woelfel and Grady - **Requiring payment of increased costs to volunteer fire departments and EMS units imposed by legislative rules** - Introduced 1/12/2022 - To Government Organization then Finance
143. By Sen. Sypolt, Smith, Jeffries, Romano, Lindsay and Maroney - **Relating to tax credit for disabled veterans for lifetime hunting, trapping, and fishing license** - Introduced 1/12/2022 - To Natural Resources then Finance
144. By Sen. Lindsay, Baldwin, Jeffries, Romano, Woelfel and Smith - **Creating personal income tax credit for volunteer firefighters** - Introduced 1/12/2022 - To Finance
145. By Sen. Weld, Romano, Lindsay and Maroney - **Exempting certain persons from hunting, trapping, and fishing license fees** - Introduced 1/12/2022 - To Natural Resources then Finance
- *146. By Sen. Weld and Rucker - **Relating to interpretations of school laws** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/11/2022 - Passed Senate 2/16/2022 - To House 2/17/2022 - To Judiciary

147. By Sen. Baldwin, Jeffries, Lindsay and Beach - **Adjusting distance from polling place certain election-related activity is prohibited** - Introduced 1/12/2022 - To Judiciary
148. By Sen. Baldwin, Lindsay and Caputo - **Prohibiting racial discrimination based on certain hair textures and hairstyles** - Introduced 1/12/2022 - To Workforce then Judiciary
149. By Sen. Baldwin, Jeffries, Lindsay, Caputo, Stollings and Woelfel - **Exempting firearm safe storage products from consumers sales tax** (original similar to HB4616) - Introduced 1/12/2022 - To Finance
150. By Sen. Baldwin, Lindsay, Caputo and Romano - **Requiring wholesale drug distributors to report certain information to WV Board of Pharmacy** - Introduced 1/12/2022 - To Health and Human Resources then Government Organization
- *151. By Sen. Phillips, Lindsay and Jeffries - **Creating license plate recognizing linemen** (original similar to SB 192) - Introduced 1/12/2022 - To Transportation and Infrastructure - Com. sub. reported 1/26/2022 - Passed Senate 1/31/2022 - To House 2/1/2022 - To Technology and Infrastructure then Government Organization
152. By Sen. Baldwin, Jeffries, Lindsay, Beach and Romano - **Exempting nonprofit corporations from property tax for certain agricultural and industrial fairs and expositions** - Introduced 1/12/2022 - To Agriculture and Rural Development then Finance
153. By Sen. Baldwin, Beach and Lindsay - **Changing determination of compensation paid to landowner when eminent domain used for pipeline** - Introduced 1/12/2022 - To Energy, Industry, and Mining then Judiciary
154. By Sen. Baldwin, Lindsay, Stollings and Takubo - **Creating Emergency Medical Services Personnel Loan Forgiveness Program** - Introduced 1/12/2022 - To Education then Finance
155. By Sen. Baldwin, Lindsay and Stollings - **Creating tax credit for persons who successfully complete firearms safety course** - Introduced 1/12/2022 - To Finance
156. By Sen. Takubo, Lindsay, Stollings and Beach - **Prohibiting unlawful discriminatory practices covered by Human Rights Act and Fair Housing Act** - Introduced 1/12/2022 - To Judiciary
157. By Sen. Karnes and Martin - **Repealing article relating to mandatory motor vehicle state inspections** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
158. By Sen. Karnes - **Collecting and analyzing statistical information pertaining to terminating pregnancies under Medicaid Program** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary

159. By Sen. Karnes, Martin and Smith - **Providing procedure for WV to select delegates to Article V Convention** - Introduced 1/12/2022 - To Judiciary
160. By Sen. Karnes - **Prohibiting abortion coverage in certain qualified health care plans** - Introduced 1/12/2022 - To Health and Human Resources then Finance
161. By Sen. Jeffries and Lindsay - **Prohibiting Natural Resources Commission from establishing bag limit for antlered deer** - Introduced 1/12/2022 - To Natural Resources
162. By Sen. Baldwin and Lindsay - **Relating to mobility impairment identifying documents** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
163. By Sen. Baldwin, Lindsay, Caputo, Beach and Romano - **Permitting certain veterans to hunt, trap, or fish in state without license** - Introduced 1/12/2022 - To Natural Resources then Finance
164. By Sen. Baldwin, Lindsay, Caputo, Stollings and Romano - **Exempting emergency vehicles and private ambulances from paying tolls or other charges** (original similar to HB4109) - Introduced 1/12/2022 - To Natural Resources then Finance - To Transportation and Infrastructure 1/25/2022
165. By Sen. Baldwin, Caputo and Lindsay - **Authorizing transfer of accrued personal leave of former county board of education employee when subsequently employed by state agency** - Introduced 1/12/2022 - To Government Organization then Finance
166. By Sen. Baldwin, Lindsay, Romano, Woelfel and Stollings - **Creating position of homeless education coordinator in certain counties** - Introduced 1/12/2022 - To Education then Finance
167. By Sen. Baldwin, Lindsay, Stollings and Romano - **Implementing trauma-informed practices in schools** - Introduced 1/12/2022 - To Education
168. By Sen. Baldwin, Lindsay, Caputo, Woelfel, Stollings and Romano - **Establishing vocational-technical programs in middle schools** - Introduced 1/12/2022 - To Education then Finance
169. By Sen. Baldwin, Caputo, Geffert, Lindsay, Woelfel, Stollings and Romano - **Prohibiting insurers from denying coverage as result of pre-existing condition** - Introduced 1/12/2022 - To Banking and Insurance then Judiciary
170. By Sen. Baldwin, Lindsay, Jeffries, Caputo, Stollings, Phillips and Grady - **Providing WV veterans discounts on fees and charges at state parks** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Finance - To House Finance 3/2/2022
171. By Sen. Azinger and Phillips - **Relating to tax exemption for child support due** - Introduced 1/12/2022 - To Finance

172. By Sen. Trump, Lindsay, Jeffries, Phillips, Caputo and Stollings - **Increasing compensation of elected county officials** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Government Organization then Finance - To House Finance - Amended - Amended - Passed House 3/10/2022 - Title amended - Senate concurred in House amendments and passed bill 3/11/2022 - To Governor 3/15/2022 - Approved by Governor 3/21/2022 - Chapter 64, Acts, Regular Session, 2022
173. By Sen. Karnes and Phillips - **Restricting participation in State Teachers Retirement System by members who serve as officer in professional teaching association** - Introduced 1/12/2022 - To Pensions
174. By Sen. Lindsay, Baldwin, Jeffries, Caputo, Stollings and Romano - **Designating DHHR social workers to promote school attendance and performance** - Introduced 1/12/2022 - To Education then Finance
175. By Sen. Baldwin, Jeffries, Lindsay, Caputo, Stollings, Woelfel and Romano - **Ensuring coverage for residents with pre-existing conditions** - Introduced 1/12/2022 - To Banking and Insurance then Judiciary
176. By Sen. Baldwin, Jeffries, Lindsay, Caputo and Stollings - **Relating to insurance coverage for insulin** - Introduced 1/12/2022 - To Banking and Insurance then Finance
177. By Sen. Baldwin, Jeffries, Lindsay, Caputo, Beach and Stollings - **Adding certain cancers as rebuttable presumption for certain injuries and diseases for professional firefighters** - Introduced 1/12/2022 - To Banking and Insurance then Finance
178. By Sen. Baldwin, Jeffries, Lindsay and Stollings - **Relating to vocational and technical education programs** - Introduced 1/12/2022 - To Education then Finance
179. By Sen. Baldwin, Jeffries, Caputo, Beach and Lindsay - **Authorizing small private employers to buy-in to PEIA** - Introduced 1/12/2022 - To Banking and Insurance then Finance
180. By Sen. Trump and Woelfel - **Removing requirement that determination of medical stability be found prior to admission to mental health facility** - Introduced 1/12/2022 - To Health and Human Resources
- *181. By Sen. Woodrum, Baldwin, Lindsay, Stollings, Weld and Jeffries - **Creating Core Behavioral Health Crisis Services System** - Introduced 1/12/2022 - To Health and Human Resources then Finance - Com. sub. reported 2/2/2022 - To Finance 2/2/2022 - Com. sub. for com. sub. reported 2/25/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - Effective from passage - To House 3/2/2022 - To Health and Human Resources - Passed House 3/8/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 222, Acts, Regular Session, 2022

182. By Sen. Azinger, Phillips, Karnes, Grady and Smith - **Prohibiting teaching of divisive acts and critical race theory in public schools** - Introduced 1/12/2022 - To Education then Judiciary
183. By Sen. Baldwin and Lindsay - **Relating to wholesale importation of prescription drugs** - Introduced 1/12/2022 - To Health and Human Resources then Finance
184. By Sen. Baldwin, Lindsay, Stollings and Plymale - **Implementing Business PROMISE+ Scholarship** - Introduced 1/12/2022 - To Education then Finance
185. By Sen. Jeffries - **Clarifying municipal B&O taxation where business activity occurs in multiple locations** - Introduced 1/12/2022 - To Finance
186. By Sen. Jeffries, Lindsay and Stollings - **Creating Small Business and Minority Populations Economic and Workforce Development Taskforce** - Introduced 1/12/2022 - To Workforce then Finance
187. By Sen. Martin, Phillips and Karnes - **Creating Natural Resources Anti-Commandeering Act** - Introduced 1/12/2022 - To Natural Resources then Judiciary
188. By Sen. Jeffries, Baldwin, Lindsay, Caputo and Woelfel - **Creating WV Children's Vision Act** - Introduced 1/12/2022 - To Education then Finance
189. By Sen. Martin, Phillips, Woodrum, Karnes and Smith - **Prohibiting insurance discrimination against firearms manufacturers** - Introduced 1/12/2022 - To Judiciary
190. By Sen. Martin, Phillips, Woodrum, Karnes and Smith - **Declaring sale and manufacture of firearms an essential business during declared emergency** - Introduced 1/12/2022 - To Judiciary
191. By Sen. Stover, Lindsay, Baldwin, Jeffries and Phillips - **Allowing poll workers to work full and half days** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Judiciary - Passed House 1/25/2022 - Effective from passage - Senate concurred in House changed effective date 1/25/2022 - Effective from passage - To Governor 01/28/2022 - Approved by Governor 02/02/2022 - Chapter 108, Acts, Regular Session, 2022
- *192. By Sen. Grady, Baldwin, Lindsay, Phillips, Woodrum, Karnes and Jeffries - **Establishing Civil Air Patrol license plate** (original similar to SB 151) - Introduced 1/12/2022 - To Transportation and Infrastructure - Com. sub. reported 1/26/2022 - Passed Senate 1/31/2022 - To House 2/1/2022 - To Technology and Infrastructure then Government Organization
193. By Sen. Martin and Karnes - **Prohibiting charging fee for parking in accessible parking space bearing international symbol of access** - Introduced 1/12/2022 - To Transportation and Infrastructure then Finance
194. By Sen. Baldwin, Lindsay, Caputo and Stollings - **Establishing Promise for All Scholarship Program** - Introduced 1/12/2022 - To Education then Finance

195. By Sen. Baldwin, Lindsay, Caputo, Stollings and Woelfel - **Expanding early childhood education programs to three-year-old children** (original similar to HB4732) - Introduced 1/12/2022 - To Education then Finance
196. By Sen. Baldwin, Lindsay and Caputo - **Prohibiting certain misleading pharmaceutical advertising practices** - Introduced 1/12/2022 - To Judiciary
197. By Sen. Baldwin, Jeffries, Lindsay, Phillips, Hamilton, Woelfel and Grady - **Drug testing of legislators** - Introduced 1/12/2022 - To Judiciary
198. By Sen. Baldwin, Lindsay, Caputo and Stollings - **Creating Stay in State tax credit** - Introduced 1/12/2022 - To Finance
199. By Sen. Plymale, Baldwin, Jeffries, Lindsay, Caputo, Woelfel, Stollings and Romano - **Creating Multiphase Procurement for Broadband Projects Act** - Introduced 1/12/2022 - To Government Organization
200. By Sen. Lindsay and Caputo - **Relating generally to modernization of procedures for voting in public elections** - Introduced 1/12/2022 - To Judiciary then Finance
201. By Sen. Baldwin, Lindsay and Caputo - **Providing tax credit to new graduates of in-state or out-of-state higher educational institution, community or technical college, or trade school** (original similar to SB73) - Introduced 1/12/2022 - To Education then Finance
202. By Sen. Jeffries and Lindsay - **Regulating pawnbrokers** - Introduced 1/12/2022 - To Government Organization then Judiciary
203. By Sen. Maroney, Romano, Lindsay, Stollings and Martin - **Relating to non-competive covenants between certain health care practitioners** - Introduced 1/12/2022 - To Health and Human Resources
204. By Sen. Maroney, Stollings and Woelfel - **Relating to PEIA inpatient rates** - Introduced 1/12/2022 - To Banking and Insurance then Finance
- *205. By Sen. Maroney, Stollings, Lindsay, Nelson, Jeffries and Plymale - **Expanding PEIA Finance Board membership** - Introduced 1/12/2022 - To Government Organization - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Government Organization - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 134, Acts, Regular Session, 2022
206. By Sen. Baldwin, Lindsay, Caputo, Romano and Jeffries - **Establishing Minority Health Advisory Team** - Introduced 1/12/2022 - To Health and Human Resources then Finance
207. By Sen. Baldwin, Lindsay, Caputo, Woelfel, Romano and Jeffries - **Providing earned income tax credit against personal income tax** - Introduced 1/12/2022 - To Finance

208. By Sen. Baldwin, Lindsay and Caputo - **Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV** (original similar to SB228) - Introduced 1/12/2022 - To Education then Finance
209. By Sen. Azinger - **Creating Timber Co-tenancy Modernization and Majority Protection Act and Unknown and Unlocatable Timber Interest Owners Act** - Introduced 1/12/2022 - To Judiciary then Finance
210. By Sen. Azinger - **Relating to measures Governor may make during state of emergency** - Introduced 1/12/2022 - To Government Organization then Judiciary
211. By Sen. Azinger - **Relating to damages for medical monitoring** - Introduced 1/12/2022 - To Judiciary
212. By Sen. Azinger - **Creating Fetal Heartbeat Act** (original similar to HB4049, SB94) - Introduced 1/12/2022 - To Health and Human Resources then Judiciary
213. By Sen. Takubo, Baldwin, Lindsay and Plymale - **Establishing licensed professional counseling compact** - Introduced 1/12/2022 - To Health and Human Resources - Rereferred to Health and Human Resources on 2nd reading 1/24/2022 - Amended - Passed Senate 2/18/2022 - To House 2/21/2022 - To Health and Human Resources then Government Organization - To House Government Organization - Passed House 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 197, Acts, Regular Session, 2022
214. By Sen. Takubo, Baldwin, Lindsay and Woodrum - **Updating telepsychology compact** - Introduced 1/12/2022 - To Health and Human Resources - Rereferred to Health and Human Resources on 2nd reading 1/24/2022
215. By Sen. Baldwin, Lindsay, Caputo and Woelfel - **Creating tax credit for individuals who purchase firearm safety equipment** - Introduced 1/12/2022 - To Finance
- *216. By Sen. Azinger, Roberts, Maynard and Rucker - **Creating Student Journalist Press Freedom Restoration Act** - Introduced 1/12/2022 - To Education then Judiciary - Com. sub. reported 2/7/2022 - To Judiciary 2/7/2022 - Com. sub. for com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Education then Finance - To House Judiciary 3/1/2022
217. By Sen. Maynard - **Allowing private schools option of making vaccinations required for enrollment** - Introduced 1/12/2022 - To Health and Human Resources then Education
218. By Sen. Maynard and Rucker - **Requiring parental notification of school-based dispensing of contraceptives to minors** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary
- *219. By Sen. Grady, Lindsay, Plymale, Stollings, Rucker, Jeffries, Smith and Maroney - **Relating to nutrition and exercise education** - Introduced

- 1/12/2022 - To Education then Finance - Com. sub. reported 1/26/2022 - To Finance 1/26/2022
220. By Sen. Maynard - **Require parental notification of minors being prescribed contraceptives** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary
- *221. By Sen. Takubo and Plymale - **Establishing occupational therapy compact** (original similar to HB4731) - Introduced 1/12/2022 - To Health and Human Resources - Com. sub. reported 1/20/2022 - Rereferred to Health and Human Resources on 2nd reading 1/24/2022 - Rev. com. sub. reported 2/16/2022 - Amended - Passed Senate 2/21/2022 - To House 2/22/2022 - Reference dispensed - Passed House 2/25/2022 - To Governor 3/2/2022 - Approved by Governor 3/8/2022 - Chapter 198, Acts, Regular Session, 2022
222. By Sen. Rucker - **Relating generally to in-field master's degree** - Introduced 1/12/2022 - To Education then Finance
- *223. By Sen. Trump - **Relating to procedure to settle decedents' estates** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary
224. By Sen. Trump, Lindsay, Woelfel and Caputo - **Setting age of consent for marriage at 18** (original similar to HB4435) - Introduced 1/12/2022 - To Judiciary
225. By Sen. Trump and Takubo - **Establishing requirements for order for payment of medical monitoring expenses** - Introduced 1/12/2022 - To Judiciary
- *226. By Sen. Roberts - **Allowing substitute teachers who suspect unfair exclusion from certain assignments to request explanation from certain school officials** - Introduced 1/12/2022 - To Education - Com. sub. reported 2/17/2022 - Referred to Rules on 2nd reading 2/21/2022
- *227. By Sen. Rucker - **Requiring county boards of education and county superintendents to comply with instructions of State Board of Education** - Introduced 1/12/2022 - To Education - Com. sub. reported 1/28/2022 - Rereferred to Education on 3rd reading 2/3/2022
228. By Sen. Rucker, Baldwin, Lindsay, Jeffries, Phillips, Romano, Caputo and Stollings - **Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV** (original similar to SB208) - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Education then Finance - To House Finance - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 147, Acts, Regular Session, 2022
- *229. By Sen. Rucker, Baldwin and Grady - **Requiring impact statement in certain instances of school closing or consolidation** - Introduced 1/12/2022 - To Education then Finance - Com. sub. reported 1/19/2022 - 2nd reference

dispensed - Passed Senate 1/24/2022 - To House 1/25/2022 - To Education then Finance - To House Finance 2/21/2022

- *230. By Sen. Rucker and Karnes - **Relating generally to public employees grievance procedure** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/18/2022 - Amended on 3rd reading - Passed Senate 2/24/2022 - To House 2/25/2022 - To Judiciary - Amended - Amended - House rejected 3/11/2022
- *231. By Sen. Tarr, Romano, Lindsay, Baldwin, Plymale, Jeffries, Stollings and Woelfel - **Relating generally to broadband connectivity** - Introduced 1/12/2022 - To Economic Development - Com. sub. reported 2/2/2022 - Passed Senate 2/8/2022 - To House 3/2/2022 - To Judiciary - Passed House 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 48, Acts, Regular Session, 2022
- *232. By Sen. Trump - **Relating to punishment for third offense felony** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/24/2022 - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 79, Acts, Regular Session, 2022
233. By Sen. Romano, Baldwin, Lindsay, Caputo, Jeffries, Woelfel and Stollings - **Providing \$1,000 cost-of-living adjustment to certain PERS and State Teachers Retirement System retirees** (original similar to HB4650) - Introduced 1/12/2022 - To Pensions then Finance
234. By Sen. Romano, Lindsay, Caputo and Stollings - **Creating surcharge on fire and casualty insurance policies to help municipalities and counties with certain fire-related cleanup and demolition** - Introduced 1/12/2022 - To Banking and Insurance then Finance
235. By Sen. Romano and Lindsay - **Creating Corporate Anti-Subsidy Act** - Introduced 1/12/2022 - To Economic Development then Judiciary
236. By Sen. Romano and Lindsay - **Requiring all eligible voters to vote in general election** - Introduced 1/12/2022 - To Judiciary
237. By Sen. Lindsay - **Creating litigation practice license for social workers** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary
238. By Sen. Stollings, Jeffries, Caputo, Lindsay, Baldwin and Woelfel - **Requiring health insurance coverage for persons with diabetes** - Introduced 1/12/2022 - To Banking and Insurance then Finance
239. By Sen. Beach and Lindsay - **Requiring contractors provide county boards of education number of units constructed prior to issuing permit** - Introduced 1/12/2022 - To Workforce then Education
240. By Sen. Caputo, Lindsay, Geffert, Beach and Romano - **Permitting all registered voters to vote by absentee ballot** - Introduced 1/12/2022 - To Judiciary then Finance

241. By Sen. Romano - **Modifying procedure certain public agencies use to procure architectural and engineering services contracts** - Introduced 1/12/2022 - To Government Organization
- *242. By Sen. Sypolt - **Restricting authority to prevent or limit owner's use of natural resources or real property in certain agricultural operations** - Introduced 1/12/2022 - To Agriculture and Rural Development - Com. sub. reported 2/3/2022 - Passed Senate 2/9/2022 - To House 2/10/2022 - To Judiciary - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 5, Acts, Regular Session, 2022
243. By Sen. Hamilton, Stover, Baldwin, Caputo, Lindsay, Romano and Woelfel - **Granting all public employees 10 percent per year permanent pay increase** - Introduced 1/12/2022 - To Government Organization then Finance
244. By Sen. Trump and Woelfel - **Relating to appointment of judges to Intermediate Court of Appeals** - Introduced 1/12/2022 - To Judiciary - Amended - Passed Senate 1/20/2022 - Effective from passage - To House 1/21/2022 - To Judiciary - Passed House 2/1/2022 - Effective from passage - To Governor 02/03/2022 - Approved by Governor 02/09/2022 - Chapter 74, Acts, Regular Session, 2022
- *245. By Sen. Trump and Woelfel - **Revising wage payment and collection** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/3/2022 - Passed Senate 2/9/2022 - To House 2/10/2022 - To Judiciary - Amended - Passed House 3/10/2022 - Senate concurred in House amendments and passed bill 3/11/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 162, Acts, Regular Session, 2022
- *246. By Sen. Grady, Lindsay, Roberts, Phillips, Woodrum and Martin - **Requiring newly constructed public schools and public schools with major improvements to have water bottle filling stations** - Introduced 1/12/2022 - To Education - Com. sub. reported 1/24/2022 - Passed Senate 1/28/2022 - To House 1/31/2022 - To Education then Finance - To House Finance - Amended - Passed House 3/11/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 94, Acts, Regular Session, 2022
- *247. By Sen. Weld, Sypolt, Grady, Smith, Stollings, Maroney, Baldwin, Romano, Lindsay, Woelfel, Takubo, Plymale and Jeffries - **Relating to certified community behavioral health clinics** (original similar to HB4374) - Introduced 1/12/2022 - To Health and Human Resources then Finance - Com. sub. reported 2/2/2022 - To Finance 2/2/2022 - Com. sub. for com. sub. reported 2/15/2022 - Passed Senate 2/18/2022 - To House 2/21/2022 - To Health and Human Resources then Finance - To House Finance - Passed House 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 154, Acts, Regular Session, 2022
248. By Sen. Phillips, Grady, Hamilton and Romano - **Creating Patrolman Cassie Marie Johnson Memorial Act** - Introduced 1/12/2022 - To Judiciary then Finance

249. By Sen. Phillips, Stollings, Lindsay, Caputo and Baldwin - **Permitting special registration plates for persons with certain medical conditions** - Introduced 1/12/2022 - To Transportation and Infrastructure then Health and Human Resources
- *250. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Budget Bill** - Introduced 1/12/2022 - To Finance 1/12/2022 - Com. sub. reported 3/1/2022 - Passed Senate 3/4/2022 - Effective from passage - To House 3/5/2022 - Reference dispensed - Amendment pending - Amended - Passed House 3/8/2022 - Effective from passage - Senate amended House amendment and passed 3/10/2022 - Effective from passage - Unfinished Business, Special Calendar 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor with deletions 3/18/2022 - Chapter 11, Acts, Regular Session, 2022
251. By Sen. Roberts - **Relating to unemployment compensation records** - Introduced 1/13/2022 - To Judiciary then Finance
252. By Sen. Trump, Woodrum, Plymale and Swope - **Relating generally to workers' compensation** - Introduced 1/13/2022 - To Judiciary
253. By Sen. Trump, Jeffries, Baldwin, Woodrum, Stollings, Hamilton and Phillips - **Relating to voting precincts and redistricting** - Introduced 1/13/2022 - To Judiciary - Passed Senate with amended title 1/21/2022 - To House 1/24/2022 - To Government Organization - Amended - Passed House 3/10/2022 - Title amended - Senate amended House amendment and passed 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 109, Acts, Regular Session, 2022
254. By Sen. Trump and Rucker - **Relating to crime of vehicular homicide** - Introduced 1/13/2022 - To Judiciary then Finance
255. By Sen. Phillips, Grady, Martin, Maynard, Smith and Woodrum - **Relating to state contracts with and investments in certain companies that boycott energy companies** - Introduced 1/13/2022 - To Energy, Industry, and Mining
256. By Sen. Lindsay, Beach and Caputo - **Prohibiting civil rights violations based on disability, gender identity, or sexual orientation** - Introduced 1/13/2022 - To Judiciary
257. By Sen. Lindsay, Beach, Caputo, Woelfel, Romano, Stollings and Baldwin - **Increasing salaries for WV State Police** - Introduced 1/13/2022 - To Government Organization then Finance
258. By Sen. Caputo - **Prohibiting legislators and part-time public officials from having interest in public contracts under certain circumstances** - Introduced 1/13/2022 - To Government Organization
259. By Sen. Lindsay - **Removing requirement of imminent lawless action to prerequisite for crime of intimidation** - Introduced 1/13/2022 - To Judiciary

260. By Sen. Lindsay, Woelfel and Baldwin - **Mandating extended supervision for defendants convicted of stalking and related felonious acts** - Introduced 1/13/2022 - To Judiciary
- *261. By Sen. Nelson, Phillips, Rucker, Roberts, Lindsay, Jeffries and Grady - **Requiring video cameras in certain special education classrooms** - Introduced 1/13/2022 - To Education - Com. sub. reported 1/26/2022 - Passed Senate 1/31/2022 - Effective from passage - To House 2/1/2022 - To Education then Finance - To House Finance - Amended - Passed House 3/10/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/25/2022 - Chapter 95, Acts, Regular Session, 2022
- *262. By Sen. Phillips, Grady, Martin, Maynard, Karnes, Hamilton and Woodrum - **Relating generally to financial institutions engaged in boycotts of energy companies** (original similar to HB4618) - Introduced 1/13/2022 - To Energy, Industry, and Mining - Com. sub. reported 1/19/2022 - Referred to Finance 1/19/2022 - Com. sub. for com. sub. reported 1/24/2022 - Passed Senate 1/27/2022 - To House 2/3/2022 - To Banking and Insurance then Finance - To House Finance - Amended - Passed House 3/11/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Became law without Governor's signature 3/30/2022 - Chapter 235, Acts, Regular Session, 2022
263. By Sen. Roberts, Woodrum and Maroney - **Providing greater access to CDL examiners** - Introduced 1/13/2022 - To Transportation and Infrastructure then Finance
- *264. By Sen. Trump, Hamilton and Stollings - **Relating to conservation districts law of WV** (original similar to HB4302) - Introduced 1/13/2022 - To Natural Resources then Government Organization - Com. sub. reported 1/27/2022 - To Government Organization 1/27/2022 - Com. sub. for com. sub. reported 2/2/2022 - Passed Senate 2/8/2022 - To House 2/9/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 6, Acts, Regular Session, 2022
265. By Sen. Weld, Lindsay, Nelson and Maroney - **Exempting certain irrevocable trusts from personal income tax** - Introduced 1/13/2022 - To Finance
- *266. By Sen. Rucker, Woodrum, Clements, Smith, Maroney and Romano - **Adding definition of "ammunition" for purposes of obtaining state license to carry concealed deadly weapon** (original similar to HB4086) - Introduced 1/13/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Judiciary
- *267. By Sen. Weld and Grady - **Relating to transportation of students in county board owned and insured vehicles** - Introduced 1/13/2022 - To Education - Com. sub. reported 1/28/2022 - Amended - Referred to Rules on 3rd reading 2/2/2022
- *268. By Sen. Grady, Rucker, Smith and Roberts - **Creating exemption from compulsory school attendance for child who participates in learning pod or**

- micro school** - Introduced 1/14/2022 - To Education - Com. sub. reported 2/15/2022 - Amended - Passed Senate 2/18/2022 - To House 2/21/2022 - To Education - Amended - Passed House 3/11/2022 - Title amended - Senate concurred in House amendments and passed bill 3/14/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 96, Acts, Regular Session, 2022
269. By Sen. Stollings, Baldwin, Woelfel, Jeffries, Lindsay, Caputo and Romano - **Youth Mental Health Protection Act** - Introduced 1/14/2022 - To Health and Human Resources then Judiciary
- *270. By Sen. Nelson, Hamilton, Maroney, Jeffries, Lindsay, Romano and Rucker - **Relating to employment benefits for public safety personnel** - Introduced 1/14/2022 - To Pensions then Finance - Com. sub. reported 1/27/2022 - To Finance 1/27/2022
271. By Sen. Rucker and Roberts - **Relating to administration of anesthetics** - Introduced 1/14/2022 - To Health and Human Resources then Finance
272. By Sen. Rucker, Grady, Woodrum and Maynard - **Relating to certain medical criteria as condition of employment** - Introduced 1/14/2022 - To Workforce then Judiciary
273. By Sen. Trump and Woelfel - **Relating to number of state troopers in county** - Introduced 1/14/2022 - To Government Organization
- *274. By Sen. Trump and Woelfel - **Requiring secretary of DHHR to allocate CPS workers by Bureau of Social Services' district annually** - Introduced 1/14/2022 - To Health and Human Resources - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - Effective from passage - To House 2/22/2022 - To Health and Human Resources - Amended - Passed House 3/8/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/28/22 - Chapter 155, Acts, Regular Session, 2022
275. By Sen. Sybolt - **Ethics Commission rule relating to use of office for private gain, including nepotism** (original similar to HB4114) - Introduced 1/17/2022 - To Judiciary
276. By Sen. Sybolt - **Division of Personnel rule relating to Administrative Rule of the WV Division of Personnel** (original similar to HB4115) - Introduced 1/17/2022 - To Judiciary
277. By Sen. Sybolt - **Office of Technology rule relating to Chief Information Officer review** (original similar to HB4116) - Introduced 1/17/2022 - To Judiciary
278. By Sen. Sybolt - **Office of Technology rule relating to cyber reporting** (original similar to HB4117) - Introduced 1/17/2022 - To Judiciary
- *279. By Sen. Sybolt - **Authorizing DEP to promulgate legislative rules** (original similar to HB4118) - Introduced 1/17/2022 - To Judiciary - Com. sub. reported 1/26/2022 - Passed Senate 1/31/2022 - Effective from passage - To House

2/1/2022 - To Judiciary - Passed House 2/11/2022 - Effective from passage - To Governor 2/16/2022 - Approved by Governor 2/21/2022 - Chapter 168, Acts, Regular Session, 2022

280. By Sen. Sypolt - **DEP rule relating to standards of performance for new stationary sources** (original similar to HB4119) - Introduced 1/17/2022 - To Judiciary
281. By Sen. Sypolt - **DEP rule relating to control of air pollution from combustion of solid waste** (original similar to HB4120) - Introduced 1/17/2022 - To Judiciary
282. By Sen. Sypolt - **DEP rule relating to emission standards for hazardous air pollutants** (original similar to HB4121) - Introduced 1/17/2022 - To Judiciary
283. By Sen. Sypolt - **DEP rule relating to requirements for management of coal combustion residuals** (original similar to HB4122) - Introduced 1/17/2022 - To Judiciary
284. By Sen. Sypolt - **DEP rule relating to requirements governing water quality standards** (original similar to HB4123) - Introduced 1/17/2022 - To Judiciary
285. By Sen. Sypolt - **DEP rule relating to underground injection control** (original similar to HB4124) - Introduced 1/17/2022 - To Judiciary
286. By Sen. Sypolt - **DEP rule relating to administrative proceedings and civil penalty assessment** (original similar to HB4125) - Introduced 1/17/2022 - To Judiciary
287. By Sen. Sypolt - **DHHR rule relating to methods and standards for chemical tests for intoxication** (original similar to HB4126) - Introduced 1/17/2022 - To Judiciary
288. By Sen. Sypolt - **DHHR rule relating to hospital licensure** (original similar to HB4127) - Introduced 1/17/2022 - To Judiciary
289. By Sen. Sypolt - **DHHR rule relating to childhood lead screening** (original similar to HB4128) - Introduced 1/17/2022 - To Judiciary
290. By Sen. Sypolt - **DHHR rule relating to food manufacturing facilities** (original similar to HB4129) - Introduced 1/17/2022 - To Judiciary
291. By Sen. Sypolt - **DHHR rule relating to sewage treatment and collection system design standards** (original similar to HB4130) - Introduced 1/17/2022 - To Judiciary
292. By Sen. Sypolt - **DHHR rule relating to emergency medical services** (original similar to HB4131) - Introduced 1/17/2022 - To Judiciary
293. By Sen. Sypolt - **DHHR rule relating to clinical laboratory practitioner licensure and certification** (original similar to HB4132) - Introduced 1/17/2022 - To Judiciary

294. By Sen. Sypolt - **DHHR rule relating to clandestine drug laboratory remediation** (original similar to HB4133) - Introduced 1/17/2022 - To Judiciary
295. By Sen. Sypolt - **DHHR rule relating to maternal risk screening** (original similar to HB4134) - Introduced 1/17/2022 - To Judiciary
296. By Sen. Sypolt - **DHHR rule relating to expedited partner therapy** (original similar to HB4135) - Introduced 1/17/2022 - To Judiciary
297. By Sen. Sypolt - **Health Care Authority rule relating to certificate of need** (original similar to HB4136) - Introduced 1/17/2022 - To Judiciary
298. By Sen. Sypolt - **DHHR rule relating to medication-assisted treatment, opioid treatment programs** (original similar to HB4137) - Introduced 1/17/2022 - To Judiciary
299. By Sen. Sypolt - **DHHR rule relating to syringe services program licensure** (original similar to HB4138) - Introduced 1/17/2022 - To Judiciary
300. By Sen. Sypolt - **DHHR and Insurance Commissioner rule relating to all payer claims database, data submission requirements** (original similar to HB4139) - Introduced 1/17/2022 - To Judiciary
301. By Sen. Sypolt - **DHHR and Insurance Commissioner rule relating to all-payer claims database program's privacy and security rule** (original similar to HB4140) - Introduced 1/17/2022 - To Judiciary
302. By Sen. Sypolt - **Governor's Committee on Crime, Delinquency, and Correction rule relating to law-enforcement training and certification standards** (original similar to HB4141) - Introduced 1/17/2022 - To Judiciary
303. By Sen. Sypolt - **Fire Commission rule relating to Fire Code** (original similar to HB4142) - Introduced 1/17/2022 - To Judiciary
304. By Sen. Sypolt - **Fire Commission rule relating to State Building Code** (original similar to HB4143) - Introduced 1/17/2022 - To Judiciary
305. By Sen. Sypolt - **Fire Commission rule relating to Volunteer Fire Department Equipment and Training Grant funding disbursement** (original similar to HB4144) - Introduced 1/17/2022 - To Judiciary
306. By Sen. Sypolt - **Fire Commission rule relating to specialized membership** (original similar to HB4145) - Introduced 1/17/2022 - To Judiciary
307. By Sen. Sypolt - **Fire Commission rule relating to junior firefighters** (original similar to HB4146) - Introduced 1/17/2022 - To Judiciary
308. By Sen. Sypolt - **Fire Commission rule relating to certification of fire chiefs** (original similar to HB4147) - Introduced 1/17/2022 - To Judiciary

309. By Sen. Sypolt - **Fire Commission rule relating to use of aqueous film-forming foam for fire training program purposes** (original similar to HB4148) - Introduced 1/17/2022 - To Judiciary
310. By Sen. Sypolt - **Fire Marshal rule relating to regulation of fireworks and related explosive materials** (original similar to HB4149) - Introduced 1/17/2022 - To Judiciary
311. By Sen. Sypolt - **State Police rule relating to career progression** (original similar to HB4150) - Introduced 1/17/2022 - To Judiciary
- *312. By Sen. Sypolt - **Authorization for Department of Revenue to promulgate legislative rules** (original similar to HB4151) - Introduced 1/17/2022 - To Judiciary - Com. sub. reported 2/7/2022 - Passed Senate 2/10/2022 - Effective from passage - To House 2/11/2022 - To Government Organization - Amended - Passed House 3/11/2022 - Title amended - Effective July 1, 2022 - Senate amended House amendment and passed 3/12/2022 - Effective July 1, 2022 - House concurred in Senate amendment and passed 3/12/2022 - Effective July 1, 2022 - To Governor 3/23/2022 - Approved by Governor 3/30/2022 - Chapter 169, Acts, Regular Session, 2022
313. By Sen. Sypolt - **Alcohol Beverage Control Commission rule relating to nonintoxicating beer licensing and operations procedures** (original similar to HB4152) - Introduced 1/17/2022 - To Judiciary
314. By Sen. Sypolt - **Insurance Commissioner rule relating to continuing education for individual insurance producers and individual insurance adjusters** (original similar to HB4153) - Introduced 1/17/2022 - To Judiciary
315. By Sen. Sypolt - **Insurance Commissioner rule relating to adoption of valuation manual** (original similar to HB4154) - Introduced 1/17/2022 - To Judiciary
316. By Sen. Sypolt - **Insurance Commissioner rule relating to pharmacy auditing entities and pharmacy benefit managers** (original similar to HB4155) - Introduced 1/17/2022 - To Judiciary
317. By Sen. Sypolt - **Insurance Commissioner rule relating to term and universal life insurance reserve financing** (original similar to HB4156) - Introduced 1/17/2022 - To Judiciary
318. By Sen. Sypolt - **Insurance Commissioner rule relating to bail bondsmen in criminal cases** (original similar to HB4157) - Introduced 1/17/2022 - To Judiciary
319. By Sen. Sypolt - **Lottery Commission rule relating to WV Lottery state lottery rules** (original similar to HB4158) - Introduced 1/17/2022 - To Judiciary
320. By Sen. Sypolt - **Lottery Commission rule relating to WV Lottery limited video lottery rule** (original similar to HB4159) - Introduced 1/17/2022 - To Judiciary

321. By Sen. Sypolt - **Racing Commission rule relating to thoroughbred racing** (original similar to HB4160) - Introduced 1/17/2022 - To Judiciary
322. By Sen. Sypolt - **Racing Commission rule relating to pari-mutuel wagering** (original similar to HB4161) - Introduced 1/17/2022 - To Judiciary
323. By Sen. Sypolt - **Tax Department rule relating to valuation of producing and reserve oil, natural gas liquids, and natural gas for ad valorem property tax purposes** (original similar to HB4162) - Introduced 1/17/2022 - To Judiciary
324. By Sen. Sypolt - **Tax Department rule relating to WV tax credit for federal excise tax imposed upon small arms and ammunition manufacturers** (original similar to HB4163) - Introduced 1/17/2022 - To Judiciary
325. By Sen. Sypolt - **Tax Department rule relating to the sales tax holiday** (original similar to HB4164) - Introduced 1/17/2022 - To Judiciary
326. By Sen. Sypolt - **Tax Department rule relating to exemption for repair, remodeling, and maintenance of aircraft** (original similar to HB4165) - Introduced 1/17/2022 - To Judiciary
327. By Sen. Sypolt - **Tax Department rule relating to vendor absorption or assumption of sales and use tax** (original similar to HB4166) - Introduced 1/17/2022 - To Judiciary
328. By Sen. Sypolt - **Tax Department rule relating to online bingo and raffles** (original similar to HB4167) - Introduced 1/17/2022 - To Judiciary
329. By Sen. Sypolt - **Tax Department rule relating to Corporation Net Income Tax** (original similar to HB4168) - Introduced 1/17/2022 - To Judiciary
- *330. By Sen. Sypolt - **Authorizing DOT to promulgate legislative rules** (original similar to HB4169) - Introduced 1/17/2022 - To Judiciary - Com. sub. reported 2/10/2022 - Passed Senate 2/15/2022 - Effective from passage - To House 2/15/2022 - To Government Organization - Passed House 3/8/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 170, Acts, Regular Session, 2022
331. By Sen. Sypolt - **DMV rule relating to dealer licensing** (original similar to HB4170) - Introduced 1/17/2022 - To Judiciary
332. By Sen. Sypolt - **DMV rule relating to collection of tax on sale of a vehicle** (original similar to HB4171) - Introduced 1/17/2022 - To Judiciary
333. By Sen. Sypolt - **DOT rule relating to employment procedures** (original similar to HB4172) - Introduced 1/17/2022 - To Judiciary
- *334. By Sen. Sypolt - **Authorizing miscellaneous agencies and boards to promulgate rules** (original similar to HB4173) - Introduced 1/17/2022 - To Judiciary - Com. sub. reported 1/21/2022 - Amended - Passed Senate 1/26/2022 - Effective from passage - To House 1/27/2022 - To Government Organization - To House Government Organization 3/8/2022 - Amended - Passed House

3/11/2022 - Title amended - Effective from passage - Senate refused to concur in House amendment 3/12/2022 - House refused to recede and requested conference 3/12/2022 - To conference 3/12/2022 - Senate adopted conference report and passed bill 3/12/2022 - Effective from passage - House adopted conference report and passed bill 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 171, Acts, Regular Session, 2022

335. By Sen. Sypolt - **Department of Agriculture rule relating to commercial feed** (original similar to HB4174) - Introduced 1/17/2022 - To Judiciary
336. By Sen. Sypolt - **Department of Agriculture rule relating to enrichment of flour and bread law regulations** (original similar to HB4175) - Introduced 1/17/2022 - To Judiciary
337. By Sen. Sypolt - **Department of Agriculture rule relating to fruits and vegetables certification of potatoes for seedling purposes** (original similar to HB4176) - Introduced 1/17/2022 - To Judiciary
338. By Sen. Sypolt - **Department of Agriculture rule relating to Fresh Food Act** (original similar to HB4177) - Introduced 1/17/2022 - To Judiciary
339. By Sen. Sypolt - **Department of Agriculture rule relating to auctioneers** (original similar to HB4178) - Introduced 1/17/2022 - To Judiciary
340. By Sen. Sypolt - **Department of Agriculture rule relating to hemp products** (original similar to HB4179) - Introduced 1/17/2022 - To Judiciary
341. By Sen. Sypolt - **Commissioner of Agriculture rule relating to livestock care standards** (original similar to HB4180) - Introduced 1/17/2022 - To Judiciary
342. By Sen. Sypolt - **Department of Agriculture rule relating to Rural Rehabilitation Program** (original similar to HB4181) - Introduced 1/17/2022 - To Judiciary
343. By Sen. Sypolt - **Department of Agriculture rule relating to Farm-to-Food Bank Tax Credit** (original similar to HB4182) - Introduced 1/17/2022 - To Judiciary
344. By Sen. Sypolt - **Department of Agriculture rule relating to farmers markets** (original similar to HB4183) - Introduced 1/17/2022 - To Judiciary
345. By Sen. Sypolt - **Department of Agriculture rule relating to seed certification** (original similar to HB4184) - Introduced 1/17/2022 - To Judiciary
346. By Sen. Sypolt - **Auditor rule relating to procedure for local levying bodies to apply for permission to extend time to meet as levying body** (original similar to HB4185) - Introduced 1/17/2022 - To Judiciary
347. By Sen. Sypolt - **Auditor rule relating to accountability requirements for state funds and grants** (original similar to HB4186) - Introduced 1/17/2022 - To Judiciary

348. By Sen. Sypolt - **Board Chiropractic Examiners rule relating to chiropractic telehealth practice** (original similar to HB4187) - Introduced 1/17/2022 - To Judiciary
349. By Sen. Sypolt - **Contractor Licensing Board rule relating to Contractor Licensing Act** (original similar to HB4188) - Introduced 1/17/2022 - To Judiciary
350. By Sen. Sypolt - **Board of Examiners in Counseling rule relating to licensing rule** (original similar to HB4189) - Introduced 1/17/2022 - To Judiciary
351. By Sen. Sypolt - **Board of Examiners in Counseling rule relating to licensed professional counselors fees rule** (original similar to HB4190) - Introduced 1/17/2022 - To Judiciary
352. By Sen. Sypolt - **Board of Examiners in Counseling rule relating to marriage and family therapist licensing rule** (original similar to HB4191) - Introduced 1/17/2022 - To Judiciary
353. By Sen. Sypolt - **Board of Examiners in Counseling rule relating to marriage and family therapist fees rule** (original similar to HB4192) - Introduced 1/17/2022 - To Judiciary
354. By Sen. Sypolt - **Dangerous Wild Animal Board rule relating to dangerous wild animal** (original similar to HB4193) - Introduced 1/17/2022 - To Judiciary
355. By Sen. Sypolt - **Board of Dentistry rule relating to WV Board of Dentistry** (original similar to HB4194) - Introduced 1/17/2022 - To Judiciary
356. By Sen. Sypolt - **Board of Dentistry rule relating to formation and approval of professional limited liability companies** (original similar to HB4195) - Introduced 1/17/2022 - To Judiciary
357. By Sen. Sypolt - **Board of Dentistry rule relating to formation and approval of dental corporation and dental practice ownership** (original similar to HB4196) - Introduced 1/17/2022 - To Judiciary
358. By Sen. Sypolt - **Board of Dentistry rule relating to continuing education requirements** (original similar to HB4197) - Introduced 1/17/2022 - To Judiciary
359. By Sen. Sypolt - **Board of Dentistry rule relating to administration of anesthesia by dentists** (original similar to HB4198) - Introduced 1/17/2022 - To Judiciary
360. By Sen. Sypolt - **Board of Dentistry rule relating to expanded duties of dental hygienists and dental assistants** (original similar to HB4199) - Introduced 1/17/2022 - To Judiciary
361. By Sen. Sypolt - **Board of Dentistry rule relating to teledentistry** (original similar to HB4200) - Introduced 1/17/2022 - To Judiciary

362. By Sen. Sypolt - **WV Board of Funeral Service Examiners rule relating to fee schedule** (original similar to HB4201) - Introduced 1/17/2022 - To Judiciary
363. By Sen. Sypolt - **Massage Therapy Board rule relating to general provisions** (original similar to HB4202) - Introduced 1/17/2022 - To Judiciary
364. By Sen. Sypolt - **Board of Medicine rule relating to licensing and disciplinary procedures: physicians, podiatric physicians, and surgeons** (original similar to HB4203) - Introduced 1/17/2022 - To Judiciary
365. By Sen. Sypolt - **Board of Medicine rule relating to licensure, practice requirements, disciplinary and complaint procedures, continuing education, and physician assistants** (original similar to HB4204) - Introduced 1/17/2022 - To Judiciary
366. By Sen. Sypolt - **Board of Medicine rule relating to dispensing of prescription drugs by practitioners** (original similar to HB4205) - Introduced 1/17/2022 - To Judiciary
367. By Sen. Sypolt - **Board of Medicine rule relating to continuing education for physicians and podiatric physicians** (original similar to HB4206) - Introduced 1/17/2022 - To Judiciary
368. By Sen. Sypolt - **Board of Medicine rule relating to practitioner requirements for accessing WV Controlled Substances Monitoring Program Database** (original similar to HB4207) - Introduced 1/17/2022 - To Judiciary
369. By Sen. Sypolt - **Board of Medicine rule relating to establishment and regulation of limited license to practice medicine and surgery at certain state veterans nursing home facilities** (original similar to HB4208) - Introduced 1/17/2022 - To Judiciary
370. By Sen. Sypolt - **Board of Medicine rule relating to registration to practice during declared state of emergency** (original similar to HB4209) - Introduced 1/17/2022 - To Judiciary
- *371. By Sen. Sypolt - **Authorizing miscellaneous boards and agencies to promulgate legislative rules** (original similar to HB4210) - Introduced 1/17/2022 - To Judiciary - Com. sub. reported 2/14/2022 - Amended on 3rd reading - Passed Senate 2/24/2022 - Effective from passage - To House 2/25/2022 - To Government Organization
372. By Sen. Sypolt - **Board of Osteopathic Medicine rule relating to licensing procedures for osteopathic physicians** (original similar to HB4211) - Introduced 1/17/2022 - To Judiciary
373. By Sen. Sypolt - **Board of Osteopathic Medicine rule relating to osteopathic physician assistants** (original similar to HB4212) - Introduced 1/17/2022 - To Judiciary

374. By Sen. Sypolt - **Board of Osteopathic Medicine rule relating to practitioner requirements for controlled substances licensure and accessing WV Controlled Substances Monitoring Program Database** (original similar to HB4213) - Introduced 1/17/2022 - To Judiciary
375. By Sen. Sypolt - **Board of Osteopathic Medicine rule relating to telehealth practice and interstate telehealth registration for osteopathic physicians and physician assistants** (original similar to HB4214) - Introduced 1/17/2022 - To Judiciary
376. By Sen. Sypolt - **Board of Pharmacy rule relating to licensure and practice of pharmacist care** (original similar to HB4215) - Introduced 1/17/2022 - To Judiciary
377. By Sen. Sypolt - **Board of Pharmacy rule relating to Controlled Substances Monitoring Program** (original similar to HB4216) - Introduced 1/17/2022 - To Judiciary
378. By Sen. Sypolt - **Board of Pharmacy rule relating to regulations governing pharmacists** (original similar to HB4217) - Introduced 1/17/2022 - To Judiciary
379. By Sen. Sypolt - **PSC rule relating to occupancy of customer-provided conduit** (original similar to HB4218) - Introduced 1/17/2022 - To Judiciary
380. By Sen. Sypolt - **Real Estate Appraiser Licensing and Certification Board rule relating to requirements for licensure and certification** (original similar to HB4219) - Introduced 1/17/2022 - To Judiciary
381. By Sen. Sypolt - **Real Estate Appraiser Licensing and Certification Board rule relating to renewal of licensure or certification** (original similar to HB4220) - Introduced 1/17/2022 - To Judiciary
382. By Sen. Sypolt - **Real Estate Appraiser Licensing and Certification Board rule relating to renewal of appraisal management companies** (original similar to HB4221) - Introduced 1/17/2022 - To Judiciary
383. By Sen. Sypolt - **Board of Registered Professional Nurses rule relating to limited prescriptive authority for nurses in advanced practice** (original similar to HB4222) - Introduced 1/17/2022 - To Judiciary
384. By Sen. Sypolt - **Board of Registered Professional Nurses rule relating to telehealth practice** (original similar to HB4223) - Introduced 1/17/2022 - To Judiciary
385. By Sen. Sypolt - **Secretary of State rule relating to voter registration at DMV** (original similar to HB4224) - Introduced 1/17/2022 - To Judiciary
386. By Sen. Sypolt - **Secretary of State rule relating to voter registration list maintenance by Secretary of State** (original similar to HB4225) - Introduced 1/17/2022 - To Judiciary

387. By Sen. Sypolt - **Secretary of State rule relating to Combined Voter Registration and Driver Licensing Fund** (original similar to HB4226) - Introduced 1/17/2022 - To Judiciary
388. By Sen. Sypolt - **Secretary of State rule relating to use of digital signatures** (original similar to HB4227) - Introduced 1/17/2022 - To Judiciary
389. By Sen. Sypolt - **Secretary of State rule relating to regulation of political party headquarters finances** (original similar to HB4228) - Introduced 1/17/2022 - To Judiciary
390. By Sen. Sypolt - **Secretary of State rule relating to standards and guidelines for electronic notarization, remote online notarization, and remote ink notarization** (original similar to HB4229) - Introduced 1/17/2022 - To Judiciary
391. By Sen. Sypolt - **Secretary of State rule relating to real property electronic recording standards and regulations** (original similar to HB4230) - Introduced 1/17/2022 - To Judiciary
392. By Sen. Sypolt - **Board of Social Work Examiners rule relating to qualifications for profession of social work** (original similar to HB4231) - Introduced 1/17/2022 - To Judiciary
393. By Sen. Sypolt - **Social Work Examiners rule relating to continuing education for social workers and providers** (original similar to HB4232) - Introduced 1/17/2022 - To Judiciary
394. By Sen. Sypolt - **Board of Speech-Language Pathology and Audiology rule relating to licensure of speech-pathology and audiology** (original similar to HB4233) - Introduced 1/17/2022 - To Judiciary
395. By Sen. Sypolt - **Treasurer rule relating to Substitute Checks, Exceptional Items Fund** (original similar to HB4234) - Introduced 1/17/2022 - To Judiciary
396. By Sen. Sypolt - **Treasurer rule relating to procedures for deposit of moneys with State Treasurer's Office by state agencies** (original similar to HB4235) - Introduced 1/17/2022 - To Judiciary
397. By Sen. Sypolt - **Treasurer rule relating to selection of state depositories for disbursement accounts through competitive bidding** (original similar to HB4236) - Introduced 1/17/2022 - To Judiciary
398. By Sen. Sypolt - **Treasurer rule relating to selection of state depositories for receipt accounts** (original similar to HB4237) - Introduced 1/17/2022 - To Judiciary
399. By Sen. Sypolt - **Treasurer rule relating to procedures for processing payments from State Treasury** (original similar to HB4238) - Introduced 1/17/2022 - To Judiciary
400. By Sen. Sypolt - **Treasurer rule relating to reporting debt** (original similar to HB4239) - Introduced 1/17/2022 - To Judiciary

401. By Sen. Sypolt - **Treasurer rule relating to procedures for fees in collections by charge, credit, or debit card or by electronic payment** (original similar to HB4240) - Introduced 1/17/2022 - To Judiciary
402. By Sen. Sypolt - **Treasurer rule relating to procedures for providing services to political subdivisions** (original similar to HB4241) - Introduced 1/17/2022 - To Judiciary
403. By Sen. Sypolt - **Division of Labor rule relating to child labor** (original similar to HB4242) - Introduced 1/17/2022 - To Judiciary
404. By Sen. Sypolt - **Office of Miners' Health, Safety and Training rule relating to governing safety of those employed in and around surface mines in WV** (original similar to HB4243) - Introduced 1/17/2022 - To Judiciary
405. By Sen. Sypolt - **Office of Miners' Health, Safety, and Training rule relating to governing first-aid training of shaft and slope employees** (original similar to HB4244) - Introduced 1/17/2022 - To Judiciary
406. By Sen. Sypolt - **Office of Miners' Health, Safety, and Training rule relating to substance abuse screening, standards, and procedures** (original similar to HB4245) - Introduced 1/17/2022 - To Judiciary
407. By Sen. Sypolt - **DNR rule relating to revocation of hunting and fishing licenses** (original similar to HB4246) - Introduced 1/17/2022 - To Judiciary
408. By Sen. Sypolt - **DNR rule relating to special motorboating regulations** (original similar to HB4247) - Introduced 1/17/2022 - To Judiciary
409. By Sen. Sypolt - **DNR rule relating to public shooting ranges** (original similar to HB4248) - Introduced 1/17/2022 - To Judiciary
410. By Sen. Sypolt - **DNR rule relating to general hunting** (original similar to HB4249) - Introduced 1/17/2022 - To Judiciary
411. By Sen. Sypolt - **DNR rule relating to commercial sale of wildlife** (original similar to HB4250) - Introduced 1/17/2022 - To Judiciary
412. By Sen. Sypolt - **DNR rule relating to lifetime hunting, trapping, and fishing licenses** (original similar to HB4251) - Introduced 1/17/2022 - To Judiciary
- *413. By Sen. Hamilton, Beach, Boley, Clements, Grady, Jeffries, Karnes, Lindsay, Nelson, Roberts, Stollings, Stover, Trump, Weld, Woelfel, Baldwin, Phillips, Plymale, Martin, Romano, Rucker, Takubo, Smith and Woodrum - **Clarifying crime of harassment to include stalking** - Introduced 1/18/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary
414. By Sen. Sypolt - **Creating special revenue account for statewide records management program** (original similar to HB4318) - Introduced 1/18/2022 - To Finance - Passed Senate 2/21/2022 - To House 2/22/2022 - To Finance

- *415. By Sen. Tarr, Stollings and Nelson - **Capping severance tax collections in general revenue at specified percentage** - Introduced 1/18/2022 - To Finance - Com. sub. reported 2/11/2022 - Passed Senate 2/16/2022 - Effective from passage - To House 2/17/2022 - To Finance
416. By Sen. Grady, Roberts, Karnes, Sypolt, Phillips, Tarr and Woodrum - **Forbidding excessive government limitations on exercise of religion** - Introduced 1/18/2022 - To Judiciary
- *417. By Sen. Sypolt, Brown, Hamilton, Martin, Maynard, Stollings, Stover, Woelfel, Lindsay, Caputo and Romano - **Relating to authorized expenditures of revenues from certain state funds for fire departments** (original similar to HB4101) - Introduced 1/18/2022 - To Government Organization then Finance - Com. sub. reported 1/21/2022 - 2nd reference dispensed - Passed Senate 1/26/2022 - To House 1/27/2022 - To Finance
418. By Sen. Weld and Maroney - **Removing PEIA exemption from provisions of chapters 5 and 33 of code** - Introduced 1/18/2022 - To Banking and Insurance
- *419. By Sen. Weld, Woelfel, Lindsay, Romano, Stollings and Plymale - **Establishing pilot project to evaluate impact of certain post-substance use disorder residential treatments** - Introduced 1/18/2022 - To Health and Human Resources - Com. sub. reported 2/7/2022 - Passed Senate 2/10/2022 - To House 2/11/2022 - To Prevention and Treatment of Substance Abuse then Health and Human Resources - To House Health and Human Resources - Amended - Passed House 3/3/2022 - Senate concurred in House amendments and passed bill 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/30/2022 - Chapter 156, Acts, Regular Session, 2022
- *420. By Sen. Sypolt, Brown, Hamilton, Martin, Maynard, Stollings, Stover, Roberts, Baldwin, Phillips, Jeffries, Woelfel, Lindsay, Romano, Smith, Maroney, Nelson, Caputo and Woodrum - **Relating to distribution of certain taxes and surcharges to benefit volunteer and part-volunteer fire departments** (original similar to HB4279) - Introduced 1/18/2022 - To Government Organization - Com. sub. reported 2/23/2022 - Passed Senate 2/28/2022 - Effective July 1, 2022 - To House 3/1/2022 - To Finance
421. By Sen. Trump, Baldwin, Woelfel, Plymale, Nelson, Jeffries and Lindsay - **Creating Paid Parental Leave Pilot Program** (original similar to HB4637) - Introduced 1/18/2022 - To Judiciary then Finance
- *422. By Sen. Rucker, Romano, Baldwin and Woodrum - **Relating to DNA data maintained for law-enforcement purposes** - Introduced 1/18/2022 - To Judiciary - Com. sub. reported 2/28/2022 - On 2nd reading to Finance 2/28/2022
- *423. By Sen. Sypolt, Clements, Baldwin, Martin and Smith - **Establishing limited exemption to photo ID requirements** - Introduced 1/18/2022 - To Transportation and Infrastructure then Judiciary - Com. sub. reported 1/26/2022 - To Judiciary 1/26/2022
- *424. By Sen. Sypolt, Baldwin, Karnes, Phillips, Smith, Woodrum, Hamilton, Martin, Lindsay, Jeffries, Romano, Clements, Maroney and Rucker - **Relating generally to 2022 Farm Bill** (original similar to HB4332, HB4554) -

Introduced 1/18/2022 - To Agriculture and Rural Development then Finance - Com. sub. reported 2/24/2022 - 2nd reference dispensed - Passed Senate with amended title 3/1/2022 - To House 3/2/2022 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 3/11/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 7, Acts, Regular Session, 2022

425. By Sen. Lindsay, Caputo, Jeffries, Stollings, Beach, Woelfel, Romano and Takubo - **Requiring free feminine hygiene products be provided to female prisoners** - Introduced 1/18/2022 - To Judiciary then Finance
426. By Sen. Takubo - **Increasing rate of taxation on cigarettes and tobacco-related products** - Introduced 1/19/2022 - To Finance
427. By Sen. Takubo, Lindsay, Phillips, Baldwin, Maynard and Romano - **Permitting WV Board of Medicine investigators to carry concealed weapon** - Introduced 1/19/2022 - To Judiciary - Passed Senate 1/26/2022 - To House 1/27/2022 - To Judiciary - Passed House 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 199, Acts, Regular Session, 2022
428. By Sen. Geffert, Lindsay, Stollings, Beach and Romano - **Relating generally to minimum wage** - Introduced 1/19/2022 - To Workforce then Finance
429. By Sen. Sypolt - **Increasing exclusion from state personal income tax for members of PERS** - Introduced 1/19/2022 - To Finance
- *430. By Sen. Grady, Clements, Phillips, Roberts, Stover, Stollings and Maroney - **Modifying witness fee rate paid by state to match federal court system** - Introduced 1/19/2022 - To Judiciary - Com. sub. reported 2/21/2022 - On 2nd reading to Finance 2/22/2022
- *431. By Sen. Weld - **Relating generally to Uniform Controlled Substances Act** - Introduced 1/19/2022 - To Judiciary - Com. sub. reported 1/25/2022 - Amended - Passed Senate 1/28/2022 - To House 1/31/2022 - To Prevention and Treatment of Substance Abuse then Judiciary - To House Judiciary 2/17/2022
432. By Sen. Nelson, Clements, Martin, Stollings, Grady, Romano, Baldwin, Sypolt, Phillips, Hamilton, Jeffries, Takubo, Swope, Brown, Maroney, Smith and Lindsay - **Providing one-time bonus for Public Employees Retirement System and State Teachers Retirement System** (original similar to HB4536) - Introduced 1/19/2022 - To Finance
- *433. By Sen. Nelson - **Relating to municipal fire departments** - Introduced 1/19/2022 - To Government Organization then Judiciary - Com. sub. reported 1/26/2022 - To Judiciary 1/26/2022
- *434. By Sen. Nelson, Jeffries, Takubo, Swope and Lindsay - **Updating authority to airports for current operations** (original similar to HB4592) - Introduced 1/19/2022 - To Government Organization then Judiciary - Com. sub. reported 2/23/2022 - To Judiciary 2/23/2022 - Com. sub. for com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary - Passed

House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 42, Acts, Regular Session, 2022

435. By Sen. Trump, Baldwin, Romano and Caputo - **Awarding service weapon to retiree from Division of Protective Services** (original similar to HB4534) - Introduced 1/19/2022 - To Judiciary - Passed Senate 1/28/2022 - Effective from passage - To House 1/31/2022 - To Judiciary - Passed House 2/7/2022 - Effective from passage - To Governor 2/10/2022 - Approved by Governor 2/16/2022 - Chapter 242, Acts, Regular Session, 2022
436. By Sen. Trump - **Correcting code citation for authority of State Fire Marshal** (original similar to HB4368) - Introduced 1/19/2022 - To Government Organization - Passed Senate 1/26/2022 - To House 1/27/2022 - To Government Organization - Passed House 2/9/2022 - To Governor 2/14/2022 - Approved by Governor 2/18/2022 - Chapter 192, Acts, Regular Session, 2022
- *437. By Sen. Trump, Lindsay, Stollings, Clements and Romano - **Providing for early discharge of parolees** - Introduced 1/19/2022 - To Judiciary - Com. sub. reported 1/24/2022 - Passed Senate 1/27/2022 - Effective from passage - To House 1/31/2022 - To Judiciary - Passed House 2/7/2022 - Effective from passage - To Governor 2/10/2022 - Approved by Governor 2/16/2022 - Chapter 84, Acts, Regular Session, 2022
- *438. By Sen. Nelson and Trump - **Relating generally to WV Security for Public Deposits Act** (original similar to HB4271) - Introduced 1/20/2022 - To Banking and Insurance then Finance - Com. sub. reported 2/8/2022 - 2nd reference dispensed - Referred to Rules on 1st reading 2/9/2022 - Passed Senate 2/18/2022 - To House 2/21/2022 - To Finance - Amended - Passed House 3/11/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 236, Acts, Regular Session, 2022
- *439. By Sen. Woodrum, Trump and Lindsay - **Adopting Revised Uniform Athlete Agents Act of 2015** - Introduced 1/20/2022 - To Judiciary - Com. sub. reported 1/27/2022 - Passed Senate 2/1/2022 - To House 2/2/2022 - To Judiciary
440. By Sen. Woodrum and Trump - **Establishing Uniform Commercial Real Estate Receivership Act** - Introduced 1/20/2022 - To Judiciary - Passed Senate 2/1/2022 - To House 2/2/2022 - To Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 2, Acts, Regular Session, 2022
- *441. By Sen. Trump - **Providing confidentiality of video and other records of correctional juvenile facilities** - Introduced 1/20/2022 - To Judiciary - Com. sub. reported 1/26/2022 - Amended - Passed Senate 1/31/2022 - To House 2/1/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/28/22 - Chapter 61, Acts, Regular Session, 2022
442. By Sen. Nelson, Clements, Trump, Plymale and Hamilton - **Relating to WV Public Employee Retirement System** - Introduced 1/20/2022 - To Pensions then Finance - To Finance 1/27/2022 - Passed Senate 2/16/2022 - To House

2/17/2022 - To Pensions and Retirement then Finance - To House Finance - Amended - Passed House 3/11/2022

- *443. By Sen. Nelson, Clements, Trump, Plymale and Hamilton - **Including police and firefighter as electors of trustees for certain pension funds** (original similar to HB4431, HB4539) - Introduced 1/20/2022 - To Pensions then Finance - To Finance 1/27/2022 - Com. sub. reported 2/11/2022 - Passed Senate 2/16/2022 - To House 2/17/2022 - To Pensions and Retirement then Finance - To House Finance - Passed House 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 65, Acts, Regular Session, 2022
444. By Sen. Nelson, Clements, Trump, Plymale and Maroney - **Providing that retirement benefits are not subject to execution** (original similar to HB4433) - Introduced 1/20/2022 - To Pensions then Judiciary
- *445. By Sen. Nelson, Clements, Trump and Plymale - **Modifying police and firemen's pension plans for trustees** (original similar to HB4432) - Introduced 1/20/2022 - To Pensions - Com. sub. reported 2/3/2022 - Passed Senate 2/9/2022 - To House 2/10/2022 - To Finance - Passed House 2/18/2022 - To Governor 2/23/2022 - Approved by Governor 3/1/2022 - Chapter 66, Acts, Regular Session, 2022
446. By Sen. Nelson, Clements, Trump and Plymale - **Updating definitions for police and firemen's pensions** (original similar to HB4430) - Introduced 1/20/2022 - To Pensions then Finance
447. By Sen. Caputo, Lindsay, Stollings, Baldwin and Romano - **Creating personal income tax credit for nurses in WV** - Introduced 1/20/2022 - To Health and Human Resources then Finance
448. By Sen. Trump - **Developing policies and procedures for Statewide Interoperability Executive Committee** (original similar to HB4370) - Introduced 1/20/2022 - To Government Organization then Finance - To Finance 1/26/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - Reference dispensed - Amended - Passed House 3/4/2022 - Title amended - Senate concurred in House amendments and passed bill 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 243, Acts, Regular Session, 2022
- *449. By Sen. Trump and Woelfel - **Relating to Nonviolent Offense Parole Program** (original similar to HB4506) - Introduced 1/20/2022 - To Judiciary - Com. sub. reported 1/25/2022 - Passed Senate 1/28/2022 - Effective from passage - To House 1/31/2022 - To Judiciary - Passed House 2/7/2022 - Effective from passage - To Governor 2/10/2022 - Approved by Governor 2/16/2022 - Chapter 85, Acts, Regular Session, 2022
450. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Updating definitions of WV Personal Income Tax Act** (original similar to HB4323) - Introduced 1/20/2022 - To Finance - Passed Senate 2/1/2022 - Effective from passage - To House 2/2/2022 - To Finance - Amended - Passed House 2/11/2022 - Effective from passage - Senate concurred in House amendments and passed bill 2/14/2022 - Effective from passage - To Governor

2/16/2022 - Approved by Governor 2/21/2022 - Chapter 266, Acts, Regular Session, 2022

451. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Updating definitions of WV Corporation Net Income Tax Act** (original similar to HB4322) - Introduced 1/20/2022 - To Finance - Passed Senate 2/1/2022 - Effective from passage - To House 2/2/2022 - To Finance - Passed House 2/11/2022 - Effective from passage - To Governor 2/16/2022 - Approved by Governor 2/21/2022 - Chapter 267, Acts, Regular Session, 2022
- *452. By Sen. Woodrum, Trump, Woelfel, Grady, Lindsay and Romano - **Permitting civil remedies for unauthorized disclosure of intimate images** (original similar to HB4603) - Introduced 1/20/2022 - To Judiciary - Com. sub. reported 1/27/2022 - Passed Senate 2/1/2022 - To House 2/2/2022 - To Judiciary - Passed House 2/25/2022 - To Governor 3/2/2022 - Approved by Governor 3/8/2022 - Chapter 3, Acts, Regular Session, 2022
- *453. By Sen. Woodrum and Trump - **Establishing uniform requirements for restrictive employment agreements** - Introduced 1/20/2022 - To Judiciary - Com. sub. reported 1/27/2022 - Referred to Rules on 3rd reading 2/1/2022
454. By Sen. Caputo, Lindsay and Stollings - **Relating to re-employment after retirement by public employees** - Introduced 1/20/2022 - To Pensions then Finance
455. By Sen. Takubo - **Increasing vehicle registration fees** - Introduced 1/20/2022 - To Transportation and Infrastructure then Finance
456. By Sen. Beach, Caputo and Rucker - **Requiring county boards of education to develop seizure action plans** - Introduced 1/20/2022 - To Health and Human Resources then Education - To Education 2/18/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Health and Human Resources then Education
457. By Sen. Baldwin, Caputo, Lindsay, Stollings, Woelfel, Beach and Romano - **Relating to reducing consumers sales and service tax** (original similar to HB4398) - Introduced 1/20/2022 - To Finance
- *458. By Sen. Smith, Jeffries and Hamilton - **Establishing legal right to title of substances derived from drainage on mined lands** (original similar to HB4003) - Introduced 1/20/2022 - To Natural Resources then Judiciary - Com. sub. reported 2/1/2022 - To Judiciary 2/1/2022
459. By Sen. Weld, Woelfel, Trump, Baldwin and Woodrum - **Modifying definition of "sexual contact"** - Introduced 1/21/2022 - To Judiciary
460. By Sen. Sypolt and Smith - **Relating generally to air pollution control** - Introduced 1/21/2022 - To Finance
- *461. By Sen. Phillips and Smith - **Removing statutory limit for Environmental Laboratory Certification Fund** (original similar to HB4482) - Introduced 1/21/2022 - To Energy, Industry, and Mining then Finance - Com. sub. reported 1/26/2022 - To Finance 1/26/2022

462. By Sen. Phillips and Smith - **Changing fees for permitting actions related to coal mining** (original similar to HB4488) - Introduced 1/21/2022 - To Energy, Industry, and Mining then Finance - To Finance 1/26/2022
- *463. By Sen. Smith, Rucker, Grady, Sypolt, Maynard, Azinger, Phillips, Takubo, Woodrum, Tarr and Roberts - **Best Interests of Child Protection Act of 2022** (original similar to HB4316) - Introduced 1/21/2022 - To Judiciary - Com. sub. reported 2/21/2022 - Passed Senate 2/24/2022 - To House 2/24/2022 - To Judiciary - Amended - Passed House 3/11/2022 - Senate amended House amendment and passed 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/23/2022 - Approved by Governor 3/30/2022 - Chapter 88, Acts, Regular Session, 2022
464. By Sen. Geffert, Baldwin, Beach, Brown, Hamilton, Jeffries, Lindsay, Stollings, Woelfel and Plymale - **Including independent contractors within definition of employee** - Introduced 1/21/2022 - To Workforce then Judiciary
465. By Sen. Clements, Swope, Roberts, Romano and Jeffries - **Removing residency requirement for DOH Commissioner** - Introduced 1/24/2022 - To Transportation and Infrastructure
- *466. By Sen. Trump and Weld - **Relating to limitations on civil actions or appeals brought by inmates** - Introduced 1/24/2022 - To Judiciary - Com. sub. reported 2/23/2022 - Passed Senate 2/28/2022 - To House 3/1/2022 - To Judiciary - Passed House 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 62, Acts, Regular Session, 2022
- *467. By Sen. Maynard and Phillips - **Creating WV Motorsports Entertainment Complex Investment Act** - Introduced 1/24/2022 - To Education then Finance - Com. sub. reported 2/18/2022 - To Finance 2/18/2022
- *468. By Sen. Rucker, Boley, Grady, Karnes, Maynard, Phillips, Roberts, Smith, Stover, Sypolt, Tarr, Woodrum, Clements, Martin, Maroney and Azinger - **Creating Unborn Child with Down Syndrome Protection and Education Act** (original similar to HB4337) - Introduced 1/24/2022 - To Health and Human Resources then Finance - Com. sub. reported 2/23/2022 - To Finance 2/23/2022 - Com. sub. for com. sub. reported 2/25/2022 - Amended - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Judiciary - Amendment pending - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/21/2022 - Chapter 223, Acts, Regular Session, 2022
469. By Sen. Grady, Clements, Karnes, Phillips, Roberts, Rucker, Stover, Sypolt, Woodrum, Hamilton, Romano, Martin, Woelfel, Smith and Maroney - **Clarifying persons may lawfully possess loaded rifles and shotguns in vehicles in certain instances** (original similar to HB4048) - Introduced 1/24/2022 - To Judiciary
- *470. By Sen. Maroney, Roberts, Takubo, Stollings, Woodrum, Phillips and Rucker - **Relating generally to health care decisions** - Introduced 1/24/2022 - To Health and Human Resources then Judiciary - Com. sub. reported 1/28/2022 -

To Judiciary 1/28/2022 - Passed Senate with amended title 2/23/2022 - To House 2/24/2022 - To Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 224, Acts, Regular Session, 2022

471. By Sen. Maroney - **Relating generally to public health** (original similar to HB4303) - Introduced 1/24/2022 - To Health and Human Resources
- *472. By Sen. Trump and Weld - **Relating to access to juvenile records by certain employees of Division of Corrections and Rehabilitation** (original similar to HB4541) - Introduced 1/24/2022 - To Judiciary - Com. sub. reported 2/3/2022 - Passed Senate 2/9/2022 - To House 2/10/2022 - To Judiciary
473. By Sen. Beach, Lindsay and Caputo - **Creating Katherine Johnson and Dorothy Vaughan Fair Pay Act** - Introduced 1/24/2022 - To Government Organization then Judiciary
474. By Sen. Tarr - **Repealing tax credit for purchase of EZ-Pass through WV Parkways Authority** (original similar to HB4396) - Introduced 1/24/2022 - To Finance
475. By Sen. Tarr - **Consolidating administrative fees collected into Tax Administration Services Fund** (original similar to HB4461) - Introduced 1/24/2022 - To Finance
- *476. By Sen. Tarr - **Relating to imposition of minimum severance tax on coal** (original similar to HB4411) - Introduced 1/24/2022 - To Energy, Industry, and Mining then Finance - Com. sub. reported 1/28/2022 - To Finance 1/28/2022 - Passed Senate 2/14/2022 - Effective from passage - To House 2/15/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Became law without Governor's signature 3/30/2022 - Chapter 268, Acts, Regular Session, 2022
477. By Sen. Takubo, Baldwin, Grady, Nelson, Phillips, Romano, Smith, Stollings, Swope, Sypolt, Hamilton, Lindsay, Weld, Plymale and Jeffries - **Requiring Higher Education Policy Commission to create and administer PROMISE Plus Program** - Introduced 1/24/2022 - To Education then Finance
478. By Sen. Tarr - **Relating to Neighborhood Investment Program** (original similar to HB4544) - Introduced 1/25/2022 - To Finance - Passed Senate 2/14/2022 - Effective from passage - To House 2/15/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 269, Acts, Regular Session, 2022
479. By Sen. Tarr - **Specifying allocation and apportionment of income of flow-through entities** (original similar to HB4410) - Introduced 1/25/2022 - To Finance
480. By Sen. Smith, Phillips and Clements - **Relating to DEP Office of Oil and Gas** - Introduced 1/25/2022 - To Energy, Industry, and Mining then Finance - 2nd reference dispensed - Passed Senate 2/21/2022 - To House 2/22/2022 - To Finance

- *481. By Sen. Smith, Phillips, Caputo, Stollings, Lindsay, Woodrum, Jeffries and Hamilton - **Relating to Adopt-A-Stream Program** - Introduced 1/25/2022 - To Natural Resources - Com. sub. reported 2/1/2022 - Passed Senate 2/7/2022 - To House 2/8/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 3/2/2022
482. By Sen. Smith and Clements - **Relating to State Road Fund** - Introduced 1/25/2022 - To Transportation and Infrastructure then Finance
483. By Sen. Baldwin, Romano, Woelfel and Caputo - **Creating Wholesale Prescription Drug Importation Program** - Introduced 1/25/2022 - To Health and Human Resources then Finance
484. By Sen. Trump - **Clarifying American Law Institute restatement of law when inconsistent with WV law in civil cases** - Introduced 1/25/2022 - To Judiciary
- *485. By Sen. Sypolt and Smith - **Authorizing DNR to enter certain third-party contracts** (original similar to HB4408) - Introduced 1/25/2022 - To Natural Resources then Finance - Com. sub. reported 2/23/2022 - To Finance 2/23/2022
- *486. By Sen. Plymale, Woelfel, Caputo and Lindsay - **Allowing PERS retirees to designate special needs trust as beneficiary** (original similar to HB4676) - Introduced 1/25/2022 - To Pensions - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - To House 2/23/2022 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 3/11/2022 - Title amended
- *487. By Sen. Tarr, Clements, Roberts, Hamilton, Plymale and Jeffries - **Relating to Revenue Shortfall Reserve Fund and Revenue Shortfall Reserve Fund – Part B** - Introduced 1/26/2022 - To Finance - Com. sub. reported 2/3/2022 - Passed Senate 2/9/2022 - Effective from passage - To House 2/10/2022 - To Finance - Amended - Passed House 3/10/2022 - Title amended - Effective from passage - Senate amended House amendment and passed 3/11/2022 - Effective from passage - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - To Governor 3/23/2022 - Approved by Governor 3/30/2022 - Chapter 237, Acts, Regular Session, 2022
- *488. By Sen. Hamilton, Brown, Caputo, Grady, Plymale, Romano, Stover, Woelfel, Baldwin, Lindsay, Stollings, Takubo and Beach - **Eliminating restrictions on voting rights for formerly incarcerated individuals** (original similar to HB4543) - Introduced 1/26/2022 - To Judiciary - Com. sub. reported 2/17/2022 - Referred to Rules on 2nd reading 2/21/2022
- *489. By Sen. Woodrum, Baldwin, Stollings, Phillips, Beach, Jeffries and Nelson - **Clarifying amount of deputy sheriff annual salary increase** - Introduced 1/26/2022 - To Government Organization - Com. sub. reported 2/16/2022 - Amended on 3rd reading - Passed Senate 2/25/2022 - To House 2/28/2022 - To Finance
490. By Sen. Lindsay, Baldwin, Grady, Stollings, Woelfel and Beach - **Expanding online privacy protection for minors** - Introduced 1/26/2022 - To Judiciary

491. By Sen. Lindsay and Stollings - **Establishing Family and Medical Leave Insurance Benefits Act** (original similar to HB4434) - Introduced 1/26/2022 - To Banking and Insurance then Finance
492. By Sen. Azinger, Boley and Clements - **Relating to electronic collection of tolls** - Introduced 1/26/2022 - To Government Organization - Passed Senate 2/2/2022 - Effective from passage - To House 2/3/2022 - To Government Organization - Amended - Passed House 3/10/2022 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 3/11/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 257, Acts, Regular Session, 2022
493. By Sen. Roberts, Azinger, Boley, Grady, Karnes, Maynard, Phillips, Smith, Sypolt, Tarr, Trump, Woodrum, Takubo and Martin - **Requiring county BOE make meetings available to public in-person and through internet** - Introduced 1/27/2022 - To Education - Passed Senate 2/8/2022 - Effective July 1, 2022 - To House 2/9/2022 - To Education then Judiciary - To House Judiciary - Committee amendment rejected - Amended - Passed House 3/10/2022 - Title amended - Effective July 1, 2022 - Senate amended House amendment and passed 3/12/2022 - Effective July 1, 2022
- *494. By Sen. Plymale, Stollings, Woelfel, Baldwin, Caputo, Lindsay, Romano, Beach and Jeffries - **Creating Broadband Carrier Neutral and Open Access Infrastructure Development Fund** - Introduced 1/27/2022 - To Finance - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Finance
495. By Sen. Azinger - **Requiring graduating high school seniors to pledge oath to Constitution** - Introduced 1/27/2022 - To Education
496. By Sen. Swope, Stollings and Smith - **Allowing Water Development Authority make loans or grants from Infrastructure Fund** - Introduced 1/27/2022 - To Finance
- *497. By Sen. Swope and Sypolt - **Relating to method for appraising qualified capital additions to manufacturing facilities** (original similar to HB4451) - Introduced 1/28/2022 - To Energy, Industry, and Mining then Finance - Com. sub. reported 2/2/2022 - To Finance 2/2/2022
- *498. By Sen. Rucker, Azinger, Sypolt, Karnes and Maynard - **Creating Anti-Racism Act of 2022** - Introduced 1/28/2022 - To Education - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - Shall Senate message be rejected - To Education then Judiciary - To House Judiciary - Ruling sustained - Amended - Passed House 3/11/2022 - Title amended
499. By Sen. Rucker, Plymale and Stollings - **Authorizing legislative rules for School Building Authority** - Introduced 1/28/2022 - To Education - Passed Senate 2/8/2022 - Effective from passage - To House 2/9/2022 - To Education - Passed House 3/3/2022 - Effective from passage - To Governor 3/8/2022 - Approved by Governor 3/30/2022 - Chapter 97, Acts, Regular Session, 2022
500. By Sen. Weld and Lindsay - **Regulating land installment contracts for sale of real estate** - Introduced 1/28/2022 - To Judiciary

- *501. By Sen. Swope and Sypolt - **Eliminating requirement on apprenticeship tax credit for certain tax years** (original similar to HB4465) - Introduced 1/28/2022 - To Workforce then Finance - Com. sub. reported 2/7/2022 - To Finance 2/7/2022
502. By Sen. Hamilton, Stover, Lindsay, Jeffries and Woelfel - **Including license classes to bear damage stamp for hunting license** (original similar to HB4464) - Introduced 1/28/2022 - To Natural Resources then Finance
503. By Sen. Grady, Takubo, Roberts and Rucker - **Allowing members of Teachers Retirement System apply leave for retirement benefits** - Introduced 1/28/2022 - To Pensions then Finance
504. By Sen. Tarr - **Providing statutory framework for treatment of digital assets** (original similar to HB4010) - Introduced 1/28/2022 - To Finance
- *505. By Sen. Azinger and Nelson - **Updating laws on licensure and regulation of money transmitters** - Introduced 1/28/2022 - To Banking and Insurance - Com. sub. reported 2/8/2022 - Amended - Passed Senate 2/11/2022 - To House 2/14/2022 - To Banking and Insurance then Judiciary - To House Judiciary - Passed House 3/8/2022 - Title amended - Senate concurred in House amendments and passed bill 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 181, Acts, Regular Session, 2022
- *506. By Sen. Swope and Sypolt - **Authorizing manufacturing investment tax credit and property tax adjustment credit against personal income tax** (original similar to HB4460) - Introduced 1/31/2022 - To Energy, Industry, and Mining then Finance - Com. sub. reported 2/8/2022 - To Finance 2/8/2022
507. By Sen. Swope and Sypolt - **Authorizing consumers sales and service and use tax exemptions for certain qualified purchases** (original similar to HB4470) - Introduced 1/31/2022 - To Finance
- *508. By Sen. Hamilton, Stover, Martin, Sypolt, Lindsay and Beach - **Requiring certain attire for deer hunters with muzzleloaders** (original similar to HB4486) - Introduced 1/31/2022 - To Natural Resources - Com. sub. reported 2/9/2022 - Passed Senate 2/14/2022 - To House 2/15/2022 - To Agriculture and Natural Resources then Judiciary - To House Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 193, Acts, Regular Session, 2022
- *509. By Sen. Rucker - **Relating to county BOE employee personal leave** - Introduced 1/31/2022 - To Education - Com. sub. reported 2/9/2022 - Amended - Amended on 3rd reading - Passed Senate with amended title 2/14/2022 - Effective July 1, 2023 - To House 2/15/2022 - To Education then Finance
510. By Sen. Jeffries, Stollings, Baldwin and Lindsay - **Increasing cap to annual spending made on pre-application process to project sponsors** - Introduced 1/31/2022 - To Finance

511. By Sen. Azinger - **Prohibiting insurers deny prescription drugs for addiction treatment in certain circumstances** - Introduced 1/31/2022 - To Banking and Insurance then Health and Human Resources
512. By Sen. Phillips, Grady, Roberts, Stollings, Sypolt, Woelfel, Lindsay and Plymale - **Restoring Retiree Health Benefit Trust for hires prior to July 1, 2010** - Introduced 1/31/2022 - To Banking and Insurance then Finance
513. By Sen. Phillips, Grady, Stollings, Sypolt, Woelfel, Woodrum, Lindsay, Baldwin, Romano, Smith, Plymale and Caputo - **Creating Fire Service Recruitment and Retention Grant** - Introduced 1/31/2022 - To Government Organization then Finance
514. By Sen. Smith - **Relating to use of force in defense of self, real, and personal property** (original similar to HB4053) - Introduced 1/31/2022 - To Judiciary
- *515. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations of public moneys to Department of Administration, Public Defender Services** (original similar to HB4530) - Introduced 2/1/2022 - To Finance - Com. sub. reported 2/8/2022 - Passed Senate 2/11/2022 - Effective from passage - To House 2/14/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 12, Acts, Regular Session, 2022
516. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations for various agencies** (original similar to HB4523) - Introduced 2/1/2022 - To Finance
517. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Expiring funds from unappropriated balance in State Excess Lottery Revenue Fund** (original similar to HB4525) - Introduced 2/1/2022 - To Finance - Passed Senate 2/11/2022 - Effective from passage - To House 2/14/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 13, Acts, Regular Session, 2022
- *518. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Allowing nurses licensed in another state to practice in WV** (original similar to HB4495) - Introduced 2/1/2022 - To Health and Human Resources - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Health and Human Resources - Amended - Passed House 3/10/2022 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 200, Acts, Regular Session, 2022
519. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating generally to Regional Jail and Correctional Facility Authority** (original similar to HB4497) - Introduced 2/1/2022 - To Government Organization then Finance
- *520. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Increasing financial penalties for ransomware attacks** (original similar to

HB4498) - Introduced 2/1/2022 - To Judiciary - Com. sub. reported 2/8/2022 - Passed Senate 2/11/2022 - To House 2/14/2022 - To Judiciary - Passed House 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 80, Acts, Regular Session, 2022

521. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Updating and modifying operations of Purchasing Division** (original similar to HB4499) - Introduced 2/1/2022 - To Government Organization
- *522. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Combining offices of WV State Americans with Disabilities Act and WV Equal Employment Opportunity** (original similar to HB4500) - Introduced 2/1/2022 - To Government Organization then Finance - Com. sub. reported 2/11/2022 - To Finance 2/11/2022 - Passed Senate 2/28/2022 - To House 3/1/2022 - To Government Organization - Passed House 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 135, Acts, Regular Session, 2022
- *523. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Transferring oversight of Jobs Investment Trust Fund to WV Economic Development Authority** (original similar to HB4501) - Introduced 2/1/2022 - To Economic Development then Finance - Com. sub. reported 2/17/2022 - 2nd reference dispensed - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Government Organization - Amended - Passed House 3/4/2022 - Senate concurred in House amendments and passed bill 3/7/2022 - Effective ninety days from passage - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 238, Acts, Regular Session, 2022
- *524. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Placing duties and functions of certain boards and commissions under Department of Arts, Culture, and History** (original similar to HB4504) - Introduced 2/1/2022 - To Government Organization - Com. sub. reported 2/11/2022 - Passed Senate 2/16/2022 - To House 2/17/2022 - To Government Organization - Amended - Passed House 3/5/2022 - Senate concurred in House amendments and passed bill 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 136, Acts, Regular Session, 2022
525. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Expiring funds from unappropriated balance in Lottery Net Profits** (original similar to HB4526) - Introduced 2/1/2022 - To Finance - Passed Senate 2/11/2022 - Effective from passage - To House 2/14/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 14, Acts, Regular Session, 2022
526. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Commerce, Office of Secretary** (original similar to HB4527) - Introduced 2/1/2022 - To Finance - Passed Senate 2/14/2022 - Effective from passage - To House 2/15/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 15, Acts, Regular Session, 2022

527. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Administration, Office of Technology** (original similar to HB4528) - Introduced 2/1/2022 - To Finance - Passed Senate 2/14/2022 - Effective from passage - To House 2/15/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 16, Acts, Regular Session, 2022
- *528. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund** (original similar to HB4529) - Introduced 2/1/2022 - To Finance - Com. sub. reported 2/9/2022 - Passed Senate 2/14/2022 - Effective from passage - To House 2/15/2022 - To Finance - Amended - Passed House 3/10/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/11/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 17, Acts, Regular Session, 2022
529. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Encouraging additional computer science education in WV schools** (original similar to HB4532) - Introduced 2/1/2022 - To Education - Passed Senate 2/21/2022 - To House 2/22/2022 - To Education then Finance - To House Finance - Amended - Amended - Passed House 3/10/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 98, Acts, Regular Session, 2022
- *530. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Encouraging public-private partnerships in transportation** (original similar to HB4531) - Introduced 2/1/2022 - To Government Organization then Finance - Com. sub. reported 2/16/2022 - To Finance 2/16/2022 - Com. sub. for com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Government Organization - Amended - Passed House 3/11/2022 - Senate amended House amendment and passed 3/12/2022 - House concurred in Senate title amendment 3/12/2022 - Passed House 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 258, Acts, Regular Session, 2022
531. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Increasing annual salaries of certain state employees** (original similar to HB4533) - Introduced 2/1/2022 - To Finance - Passed Senate 2/15/2022 - Effective July 1, 2022 - To House 2/15/2022 - To Finance - Amended - Passed House 3/7/2022 - Effective July 1, 2022 - Senate concurred in House amendments and passed bill 3/10/2022 - Effective July 1, 2022 - To Governor 3/15/2022 - Approved by Governor 3/28/22 - Chapter 216, Acts, Regular Session, 2022
532. By Sen. Nelson, Azinger, Clements, Lindsay, Trump, Stollings, Jeffries, Phillips and Plymale - **Requiring reports to Joint Committee on Pensions and Retirement every five years on deferred retirement option plans** (original similar to HB4462) - Introduced 2/1/2022 - To Pensions then Finance - 2nd reference dispensed - Passed Senate 2/15/2022 - To House 2/15/2022 - To Pensions and Retirement then Finance

- *533. By Sen. Tarr, Baldwin, Roberts, Hamilton, Jeffries, Martin, Plymale and Nelson - **Relating to funding for health sciences and medical schools in state** - Introduced 2/1/2022 - To Finance - Com. sub. reported 2/7/2022 - Passed Senate 2/10/2022 - Effective July 1, 2022 - To House 2/11/2022 - To Finance - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - Effective July 1, 2022 - Effective ninety days from passage - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 270, Acts, Regular Session, 2022
- *534. By Sen. Azinger - **Clarifying that secondary source on insurance is not controlling authority** (original similar to HB4413) - Introduced 2/1/2022 - To Judiciary - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Judiciary
- *535. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Providing for revocation of school personnel certification or licensure in certain circumstances** (original similar to HB4503) - Introduced 2/1/2022 - To Judiciary - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - To House 2/23/2022 - To Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 261, Acts, Regular Session, 2022
- *536. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating generally to controlled substance criminal offenses** (original similar to HB4493) - Introduced 2/1/2022 - To Judiciary then Finance - Com. sub. reported 2/16/2022 - To Finance 2/16/2022 - Passed Senate 2/28/2022 - To House 3/1/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 58, Acts, Regular Session, 2022
- *537. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Providing additional firefighters and security guards for National Guard** (original similar to HB4494) - Introduced 2/1/2022 - To Government Organization - Com. sub. reported 2/9/2022 - Passed Senate 2/14/2022 - To House 2/15/2022 - To Government Organization - Passed House 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 244, Acts, Regular Session, 2022
538. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Establishing BUILD WV Act** (original similar to HB4502) - Introduced 2/1/2022 - To Economic Development then Finance
539. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Creating Division of Multimodal Transportation** (original similar to HB4492) - Introduced 2/1/2022 - To Government Organization
540. By Sen. Nelson, Woodrum, Jeffries, Lindsay and Phillips - **Allowing municipal fire departments provide retirees with service weapon in certain circumstances** - Introduced 2/1/2022 - To Judiciary - Passed Senate 2/10/2022 - Effective from passage - To House 2/11/2022 - To Judiciary

541. By Sen. Azinger - **Requiring homeschooled child's academic assessment be submitted by certain date** - Introduced 2/1/2022 - To Education - Passed Senate 2/21/2022 - To House 2/22/2022 - To Education
542. By Sen. Maynard, Swope, Sypolt, Roberts and Plymale - **Transferring Broadband Enhancement Council from Department of Commerce to Department of Economic Development** (original similar to HB4478) - Introduced 2/1/2022 - To Government Organization - Passed Senate 2/16/2022 - Effective from passage - To House 2/17/2022 - To Government Organization - Amended - Passed House 3/4/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/7/2022 - Effective from passage - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 49, Acts, Regular Session, 2022
- *543. By Sen. Roberts, Tarr, Woodrum, Baldwin, Smith and Jeffries - **Creating Unemployment Compensation Insurance Fraud Unit within Workforce WV** - Introduced 2/1/2022 - To Judiciary then Finance - Com. sub. reported 2/8/2022 - To Finance 2/8/2022 - Passed Senate 2/18/2022 - To House 2/21/2022 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 3/10/2022 - Title amended - Senate amended House amendment and passed 3/12/2022
544. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Allowing interest or earnings on federal COVID-19 relief money be retained in certain funds** (original similar to HB4496) - Introduced 2/1/2022 - To Finance
545. By Sen. Romano - **Creating Corporate Anti-Subsidy Act** - Introduced 2/1/2022 - To Economic Development then Finance
546. By Sen. Tarr, Roberts, Plymale and Nelson - **Expanding uses of fees paid by students at higher education institutions** - Introduced 2/1/2022 - To Finance - Passed Senate 2/10/2022 - To House 2/11/2022 - To Finance - Passed House 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 148, Acts, Regular Session, 2022
547. By Sen. Nelson - **Updating definition of "electioneering communication"** - Introduced 2/1/2022 - To Judiciary
548. By Sen. Roberts and Tarr - **Authorizing Workforce WV employers to obtain employment classifications and work locations** - Introduced 2/1/2022 - To Workforce - Passed Senate 2/22/2022 - To House 2/23/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 163, Acts, Regular Session, 2022
549. By Sen. Nelson and Phillips - **Updating provisions of certain retirement and pension benefits** - Introduced 2/1/2022 - To Pensions then Finance
- *550. By Sen. Tarr - **Relating to funding for higher education institutions** - Introduced 2/1/2022 - To Finance - Com. sub. reported 2/7/2022 - Passed Senate

2/10/2022 - To House 2/11/2022 - To Finance - On 2nd reading, House Calendar 3/12/2022

551. By Sen. Beach - **Preserving patient's right to abortion** (original similar to HB4382) - Introduced 2/1/2022 - To Health and Human Resources
- *552. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to tax sale process** (original similar to HB4524) - Introduced 2/1/2022 - To Finance - Com. sub. reported 2/25/2022 - Referred to Judiciary 2/25/2022 - Amended - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 271, Acts, Regular Session, 2022
- *553. By Sen. Sypolt, Azinger, Clements, Grady, Hamilton, Karnes, Martin, Maynard, Phillips, Roberts, Smith, Stover, Swope, Takubo, Tarr, Trump, Weld, Woodrum, Rucker and Nelson - **Relating to powers of WV Health Care Authority** - Introduced 2/1/2022 - To Government Organization then Finance - Com. sub. reported 2/18/2022 - 2nd reference dispensed - Passed Senate 2/23/2022 - To House 2/24/2022 - To Health and Human Resources - Passed House 3/8/2022 - Effective from passage - Senate concurred in House changed effective date 3/9/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 225, Acts, Regular Session, 2022
- *554. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Transferring functions of WV Solid Waste Management Board to DEP** (original similar to HB4505) - Introduced 2/2/2022 - To Natural Resources then Finance - Com. sub. reported 2/16/2022 - To Finance 2/16/2022
555. By Sen. Karnes, Azinger, Boley, Clements, Grady, Hamilton, Martin, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo and Woodrum - **Relating to financial institutions engaged in boycotts of firearms companies** - Introduced 2/2/2022 - To Judiciary then Finance
556. By Sen. Romano, Caputo, Jeffries, Martin, Trump, Stollings and Woodrum - **Removing outdated reference to federal officers' peace-keeping authority** - Introduced 2/2/2022 - To Judiciary - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Judiciary
557. By Sen. Woodrum, Azinger, Beach, Boley, Caputo, Clements, Geffert, Grady, Hamilton, Karnes, Martin, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Stover, Woelfel, Baldwin, Trump and Smith - **Extending current cap on per diem rate paid by counties and municipalities to house inmates** (original similar to HB4490) - Introduced 2/2/2022 - To Finance
- *558. By Sen. Trump, Woelfel, Caputo and Phillips - **Increasing members of WV Parole Board** (original similar to HB4542) - Introduced 2/2/2022 - To Judiciary - Com. sub. reported 2/25/2022 - On 2nd reading to Finance 2/28/2022
559. By Sen. Takubo, Stollings, Woelfel, Caputo, Baldwin and Lindsay - **Creating Oral Health and Cancer Rights Act** - Introduced 2/2/2022 - To Health and Human Resources

- *560. By Sen. Maynard, Stollings and Woodrum - **Defining Class 2 e-bikes** - Introduced 2/2/2022 - To Transportation and Infrastructure - Com. sub. reported 2/9/2022 - Passed Senate 2/14/2022 - To House 2/15/2022 - To Judiciary
561. By Sen. Trump and Rucker - **Increasing number of magistrate judges in Berkeley County** - Introduced 2/2/2022 - To Judiciary - Referred to Finance 2/10/2022
- *562. By Sen. Maynard, Woodrum and Rucker - **Creating Adopt-A-Trail volunteer programs for public land under DNR jurisdiction** - Introduced 2/2/2022 - To Natural Resources then Finance - Com. sub. reported 2/23/2022 - To Finance 2/23/2022
563. By Sen. Maynard - **Authorizing dispersed camping on state properties under DNR jurisdiction** - Introduced 2/2/2022 - To Natural Resources then Finance
564. By Sen. Maynard and Stollings - **Mapping of public roads** - Introduced 2/2/2022 - To Transportation and Infrastructure then Finance
565. By Sen. Maynard - **Establishing resident and nonresident wildlife viewing stamps** - Introduced 2/2/2022 - To Natural Resources then Finance
566. By Sen. Maynard - **Requiring Department of Commerce to develop plan for adventure travel recreation promotion in WV** - Introduced 2/2/2022 - To Economic Development then Finance
567. By Sen. Maynard - **Exempting unmined rare earth metals and elements from taxation in WV** (original similar to HB4075) - Introduced 2/2/2022 - To Finance
- *568. By Sen. Roberts - **Relating to health insurance loss ratio information** - Introduced 2/2/2022 - To Banking and Insurance - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 158, Acts, Regular Session, 2022
569. By Sen. Trump, Baldwin and Woodrum - **Relating to confidentiality of court files and law-enforcement records for certain offenses** - Introduced 2/2/2022 - To Judiciary
570. By Sen. Stollings, Takubo, Baldwin, Beach, Boley, Brown, Caputo, Clements, Grady, Jeffries, Karnes, Lindsay, Maynard, Phillips, Plymale, Roberts, Smith, Stover, Sypolt, Tarr, Trump, Weld, Woelfel, Woodrum, Hamilton, Swope and Nelson - **Establishing training for law-enforcement in handling individuals with Alzheimer's and dementias** (original similar to HB4521) - Introduced 2/3/2022 - To Government Organization - Passed Senate 2/16/2022 - To House 2/17/2022 - To Judiciary - Amended - Passed House 3/10/2022 - Senate concurred in House amendments and passed bill 3/11/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 201, Acts, Regular Session, 2022

- *571. By Sen. Tarr, Sypolt, Stollings and Jeffries - **Declaring certain claims to be moral obligations of state** - Introduced 2/3/2022 - To Finance - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - Effective from passage - To House 2/22/2022 - To Finance - Amended - Passed House 3/10/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/11/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/28/22 - Chapter 51, Acts, Regular Session, 2022
572. By Sen. Takubo - **Excluding certain sums from compensatory damage awards for medical expenses** - Introduced 2/3/2022 - To Judiciary
- *573. By Sen. Trump and Weld - **Providing system where magistrates shall preside in certain instances outside normal court hours** - Introduced 2/3/2022 - To Judiciary - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Judiciary - Passed House 3/11/2022 - To Governor 3/17/2022 - Vetoes by Governor 3/30/2022
- *574. By Sen. Maroney, Nelson, Takubo and Weld - **Relating to WV PEIA** - Introduced 2/3/2022 - To Health and Human Resources - Com. sub. reported 2/11/2022 - Amended - Rejected by Senate 2/18/2022 - Senate reconsidered action - Referred to Rules on 3rd reading 2/18/2022 - Amended on 3rd reading - Passed Senate with amended title 3/2/2022 - Effective July 1, 2023 - To House 3/3/2022 - To Finance - On 2nd reading, House Calendar 3/12/2022
- *575. By Sen. Trump, Woelfel and Grady - **Ensuring that imposition of certain sexual offenses apply to persons working in juvenile facilities** - Introduced 2/3/2022 - To Judiciary - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Judiciary - Passed House 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 81, Acts, Regular Session, 2022
576. By Sen. Maynard, Grady, Sypolt, Martin, Phillips and Woodrum - **Relating to unemployment insurance and COVID-19 vaccination requirement** - Introduced 2/3/2022 - To Judiciary - Passed Senate 2/10/2022 - To House 2/11/2022 - To Judiciary
577. By Sen. Weld, Romano, Stollings, Lindsay, Baldwin, Grady and Caputo - **Waiving fees for emergency responders disabled in line of duty for hunting, trapping, and fishing licenses** - Introduced 2/3/2022 - To Natural Resources then Finance
578. By Sen. Maynard and Grady - **Relating to employers' liability for mandated COVID-19 vaccine** - Introduced 2/3/2022 - To Judiciary then Finance
579. By Sen. Maynard and Woodrum - **Defining standards for outfitters and guides and commercial jeep tours** - Introduced 2/3/2022 - To Economic Development then Finance
580. By Sen. Maynard - **Creating WV Livestock Activities Liability Limitation Act** - Introduced 2/3/2022 - To Agriculture and Rural Development then Judiciary

581. By Sen. Maynard - **Providing immunity from civil liability for certain persons associated with sports exposition venue** - Introduced 2/7/2022 - To Judiciary
- *582. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Creating WV Workforce Resiliency Act** (original similar to HB4574) - Introduced 2/7/2022 - To Workforce then Finance - Com. sub. reported 2/17/2022 - To Finance 2/17/2022 - Amended on 3rd reading - Passed Senate with amended title 2/28/2022 - To House 3/1/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 164, Acts, Regular Session, 2022
583. By Sen. Maynard - **Permitting registered business organizations to voluntarily submit public phone number to Secretary of State** - Introduced 2/7/2022 - To Judiciary
- *584. By Sen. Jeffries, Lindsay, Baldwin, Stollings, Grady and Hamilton - **Relating to WV Infrastructure and Jobs Development Council** (original similar to HB4755) - Introduced 2/7/2022 - To Finance - Com. sub. reported 2/15/2022 - Passed Senate 2/18/2022 - To House 2/21/2022 - To Finance - Amended - Passed House 3/10/2022 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 3/11/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 89, Acts, Regular Session, 2022
- *585. By Sen. Takubo and Stollings - **Creating administrative medicine license for physicians not practicing clinical medicine** - Introduced 2/7/2022 - To Health and Human Resources - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - To House 2/23/2022 - To Health and Human Resources - Passed House 3/10/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 202, Acts, Regular Session, 2022
- *586. By Sen. Weld - **Relating to athletic eligibility of transfer students** - Introduced 2/7/2022 - To Education - Com. sub. reported 2/18/2022 - Amended - Passed Senate with amended title 2/23/2022 - To House 2/24/2022 - To Education
587. By Sen. Azinger - **Providing tip line to report teaching of critical race theory** - Introduced 2/7/2022 - To Education
- *588. By Sen. Trump, Lindsay, Baldwin, Stollings, Plymale and Woodrum - **Relating to WV Rails to Trails Program** - Introduced 2/7/2022 - To Judiciary - Com. sub. reported 2/22/2022 - Passed Senate 2/25/2022 - To House 2/25/2022 - To Government Organization - Amended - Passed House 3/12/2022
589. By Sen. Weld and Grady - **Defining area of critical need and shortage for substitute bus operators** - Introduced 2/7/2022 - To Education - Referred to Finance 2/16/2022
- *590. By Sen. Woelfel, Lindsay, Beach and Plymale - **Clarifying that tenancy includes persons who reside in sober living home** - Introduced 2/7/2022 - To

- Judiciary - Com. sub. reported 2/24/2022 - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Title amended
591. By Sen. Trump - **Relating to process for filling vacancies in state Legislature** - Introduced 2/7/2022 - To Judiciary - Passed Senate 2/16/2022 - To House 2/17/2022 - To Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 110, Acts, Regular Session, 2022
592. By Sen. Maynard, Phillips, Tarr and Rucker - **Clarifying period Attorney General may seek civil penalty for violations of Consumer Credit and Protection Act** - Introduced 2/8/2022 - To Judiciary
- *593. By Sen. Plymale, Woelfel, Hamilton, Rucker, Woodrum, Takubo and Beach - **Allowing Marshall University's Forensic Analysis Laboratory access and participation in WV DNA database for certain purposes** (original similar to HB4666) - Introduced 2/8/2022 - To Education then Judiciary - To Judiciary 2/9/2022 - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - Effective from passage - To House 2/22/2022 - To Judiciary - Passed House 3/8/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 245, Acts, Regular Session, 2022
594. By Sen. Lindsay and Woelfel - **Providing enhanced retirement benefits for 911 staff as members within PERS** (original similar to HB4477) - Introduced 2/8/2022 - To Pensions then Finance
- *595. By Sen. Trump - **Relating to Dangerousness Assessment Advisory Board** - Introduced 2/8/2022 - To Judiciary - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - Effective from passage - To House 2/22/2022 - To Judiciary - Passed House 3/9/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 137, Acts, Regular Session, 2022
596. By Sen. Nelson and Martin - **Exempting capital gains from personal and corporate taxation** - Introduced 2/8/2022 - To Finance
597. By Sen. Nelson - **Relating to PSC underground facilities damage prevention and one-call system** - Introduced 2/8/2022 - To Economic Development - Passed Senate 2/22/2022 - To House 2/23/2022 - To Government Organization - Passed House 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 251, Acts, Regular Session, 2022
- *598. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Establishing partnerships and aid for at-risk veterans to combat suicide** (original similar to HB4606) - Introduced 2/9/2022 - To Military - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Government Organization - Passed House 3/4/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 283, Acts, Regular Session, 2022
599. By Sen. Maynard and Rucker - **Relating to patient's rights and informed consent for vaccinations** - Introduced 2/9/2022 - To Health and Human Resources then Judiciary
600. By Sen. Maynard - **Limiting liability of landowners when land is used for noncommercial recreational purposes** - Introduced 2/9/2022 - To Judiciary

601. By Sen. Maynard - **WV Human Life Protection Act** - Introduced 2/9/2022 - To Health and Human Resources then Judiciary
602. By Sen. Maynard and Rucker - **Protecting certain motorsports venues from nuisance claims** - Introduced 2/9/2022 - To Judiciary
603. By Sen. Takubo - **Prohibiting licensure and re-licensure in WV if applicant is prohibited from practicing in another jurisdiction** - Introduced 2/9/2022 - To Health and Human Resources - Amended - Passed Senate 2/28/2022 - To House 3/1/2022 - To Health and Human Resources - Passed House 3/8/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 203, Acts, Regular Session, 2022
604. By Sen. Phillips, Azinger, Boley, Clements, Grady, Karnes, Maynard, Roberts, Stover, Sypolt, Tarr, Woodrum, Rucker, Plymale, Martin and Smith - **Providing compensation to victims of abusive lawsuits** (original similar to HB4701) - Introduced 2/9/2022 - To Judiciary
605. By Sen. Phillips, Azinger, Grady, Karnes, Martin, Maynard, Roberts, Stover, Sypolt, Woodrum, Rucker and Smith - **Permitting pharmacists to dispense ivermectin by means of standing order** (original similar to HB4455, HB4697) - Introduced 2/9/2022 - To Health and Human Resources
- *606. By Sen. Weld, Woelfel, Takubo, Stollings and Plymale - **Relating to WV Medical Practice Act** - Introduced 2/9/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 204, Acts, Regular Session, 2022
607. By Sen. Sypolt, Plymale, Takubo and Maroney - **Requiring PEIA reimbursement rates be no less than Medicare** - Introduced 2/9/2022 - To Finance
- *608. By Sen. Hamilton, Karnes, Martin and Romano - **Relating to assessment and taxation of real property occupied by certain family members** - Introduced 2/10/2022 - To Government Organization then Finance - Com. sub. reported 2/28/2022 - On 2nd reading to Finance 2/28/2022
- *609. By Sen. Clements and Jeffries - **Allowing DOH Commissioner to accept ownership of rented and leased equipment** (original similar to HB4061) - Introduced 2/10/2022 - To Transportation and Infrastructure then Finance - Com. sub. reported 2/16/2022 - 2nd reference dispensed - Passed Senate 2/21/2022 - To House 2/22/2022 - To Government Organization - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 259, Acts, Regular Session, 2022
- *610. By Sen. Clements - **Relating to duties, powers and responsibilities of DOT Secretary** (original similar to HB4063) - Introduced 2/10/2022 - To Transportation and Infrastructure then Judiciary - Com. sub. reported 2/23/2022 - To Judiciary 2/23/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary - Passed House 3/12/2022 - To

Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 138, Acts, Regular Session, 2022

- *611. By Sen. Clements - **Removing cap on bidder's contract bond** (original similar to HB4068) - Introduced 2/10/2022 - To Transportation and Infrastructure - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 260, Acts, Regular Session, 2022

- 612. By Sen. Brown and Weld - **Relating to pension obligation bonds for municipalities** - Introduced 2/10/2022 - To Pensions

- *613. By Sen. Smith, Phillips, Stollings and Lindsay - **Establishing reliable funding for DEP Office of Oil and Gas** - Introduced 2/10/2022 - To Energy, Industry, and Mining then Finance - Com. sub. reported 2/25/2022 - On 2nd reading to Finance 2/25/2022

- 614. By Sen. Rucker, Boley, Clements, Grady, Karnes, Maynard, Phillips, Roberts, Smith, Stover, Sypolt, Takubo, Tarr, Weld, Woodrum, Lindsay, Baldwin, Romano, Martin and Maroney - **Requiring health care facilities to ensure patients have adequate access to clergy** - Introduced 2/10/2022 - To Health and Human Resources

- 615. By Sen. Rucker - **Requiring certain health insurance providers cover treatment for certain pediatric autoimmune neuropsychiatric disorders** - Introduced 2/10/2022 - To Banking and Insurance then Finance

- *616. By Sen. Weld - **Relating to confidentiality of court files and law-enforcement records of certain enumerated offenses** - Introduced 2/10/2022 - To Judiciary - Com. sub. reported 2/22/2022 - Passed Senate 2/25/2022 - To House 2/25/2022 - To Judiciary - Passed House 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 86, Acts, Regular Session, 2022

- 617. By Sen. Maynard - **Relating to qualifications for members of boards, commissions, and other entities** - Introduced 2/11/2022 - To Government Organization - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Title amended

- 618. By Sen. Maynard, Caputo and Stover - **Relating to zoning requirements for exempt wholesale generators** (original similar to HB4553) - Introduced 2/11/2022 - To Government Organization

- 619. By Sen. Maynard, Baldwin, Stollings, Lindsay and Woodrum - **Relating to rulemaking for unidentified and unclaimed remains in possession of Chief Medical Examiner** - Introduced 2/11/2022 - To Government Organization - Passed Senate 2/23/2022 - To House 2/24/2022 - To Government Organization

620. By Sen. Stollings, Caputo and Lindsay - **Increasing maximum dental coverage for Medicaid recipients** - Introduced 2/11/2022 - To Health and Human Resources then Finance
621. By Sen. Baldwin, Beach, Caputo, Geffert, Jeffries, Lindsay, Plymale, Romano, Stollings and Woelfel - **Relating to funds for operations of jails** - Introduced 2/11/2022 - To Finance
- *622. By Sen. Smith, Phillips, Jeffries, Nelson and Caputo - **Establishing requirements for carbon dioxide sequestration** (original similar to HB4491) - Introduced 2/14/2022 - To Energy, Industry, and Mining - Com. sub. reported 2/21/2022 - Referred to Rules on 3rd reading 2/25/2022
623. By Sen. Baldwin, Beach, Brown, Caputo, Geffert, Hamilton, Jeffries, Lindsay, Maroney, Romano, Stollings, Takubo, Weld and Woelfel - **Relating to State Living Donor Protection Act** - Introduced 2/14/2022 - To Banking and Insurance
624. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHHR, Division of Health, Laboratory Services** (original similar to HB4752) - Introduced 2/14/2022 - To Finance - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 18, Acts, Regular Session, 2022
- *625. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHHR, Division of Health, Vital Statistics Account** (original similar to HB4738) - Introduced 2/14/2022 - To Finance - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor with deletions 3/18/2022 - Chapter 19, Acts, Regular Session, 2022
626. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing, amending, and increasing existing items of appropriation from State Road Fund to DOT, DMV** (original similar to HB4719) - Introduced 2/14/2022 - To Finance - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 20, Acts, Regular Session, 2022
627. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing, amending, and increasing existing item of appropriation from State Road Fund to DOT, DOH** (original similar to HB4739) - Introduced 2/14/2022 - To Finance - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 21, Acts, Regular Session, 2022
628. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Commerce, DNR** (original similar to HB4740) - Introduced 2/14/2022 - To

Finance - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 22, Acts, Regular Session, 2022

629. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Education, WV BOE, Vocational Division** (original similar to HB4714) - Introduced 2/14/2022 - To Finance - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 23, Acts, Regular Session, 2022
630. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Higher Education Policy Commission, Administration – Control Account** (original similar to HB4721) - Introduced 2/14/2022 - To Finance - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 24, Acts, Regular Session, 2022
631. By Sen. Rucker and Roberts - **Allowing WV Professional Charter School Board to vote for its executive director and other employees to participate in Teachers' Retirement System** - Introduced 2/14/2022 - To Pensions
- *632. By Sen. Tarr and Phillips - **Making Office of Emergency Medical Services independent office within Executive Branch** - Introduced 2/14/2022 - To Government Organization - Com. sub. reported 2/28/2022 - Amended - Passed Senate with amended title 3/2/2022 - Effective July 1, 2022 - To House 3/8/2022 - To Health and Human Resources
633. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund** (original similar to HB4715) - Introduced 2/14/2022 - To Finance - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 25, Acts, Regular Session, 2022
634. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHHR, Division of Health – Hospital Services Revenue Account Special Fund Capital Improvement, Renovation and Operations** (original similar to HB4716) - Introduced 2/14/2022 - To Finance - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 26, Acts, Regular Session, 2022
635. By Sen. Takubo - **Relating to Tobacco Products Excise Tax Act** - Introduced 2/15/2022 - To Health and Human Resources then Finance
636. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Department of Revenue,**

- Office of Tax Appeals** (original similar to HB4717) - Introduced 2/15/2022 - To Finance - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 27, Acts, Regular Session, 2022
637. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Executive, Governor's Office – Civil Contingent Fund** (original similar to HB4720) - Introduced 2/15/2022 - To Finance - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Finance - Passed House 3/7/2022 - Effective from passage - To Governor 3/12/2022 - Approved by Governor 3/15/2022 - Chapter 28, Acts, Regular Session, 2022
638. By Sen. Nelson - **Changing hearing and notice provisions for failing or distressed public utilities** - Introduced 2/15/2022 - To Government Organization - Passed Senate 2/28/2022 - To House 3/1/2022 - Reference dispensed - Amended - Passed House 3/4/2022 - Senate concurred in House amendments and passed bill 3/7/2022 - To Governor 3/9/2022 - Approved by Governor 3/23/2022 - Chapter 252, Acts, Regular Session, 2022
639. By Sen. Nelson - **Providing 45-day waiting period on rate increases when water and sewer services are purchased from municipality** (original similar to HB4691) - Introduced 2/15/2022 - To Government Organization - Passed Senate 2/23/2022 - To House 2/24/2022 - Reference dispensed - Passed House 2/28/2022 - To Governor 3/3/2022 - Approved by Governor 3/9/2022 - Chapter 67, Acts, Regular Session, 2022
640. By Sen. Nelson - **Eliminating requirement of PSC to send certain recommended decisions by certified mail** (original similar to HB4769) - Introduced 2/15/2022 - To Government Organization - Passed Senate 2/24/2022 - To House 2/24/2022 - To Government Organization
- *641. By Sen. Nelson - **Requiring Consolidated Public Retirement Board to set contributions to Deputy Sheriff's Retirement System** - Introduced 2/15/2022 - To Pensions - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - Effective July 1, 2023 - To House 2/23/2022 - To Pensions and Retirement then Finance - To House Finance - Amended - Passed House 3/10/2022 - Title amended - Senate concurred in House amendments and passed bill 3/11/2022 - Effective July 1, 2023 - Effective ninety days from passage - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 68, Acts, Regular Session, 2022
642. By Sen. Nelson - **Establishing WV Public Safety Employees Retirement System** - Introduced 2/15/2022 - To Pensions then Finance
- *643. By Sen. Swope and Trump - **Removing residency requirement of members appointed to county airport authority** - Introduced 2/15/2022 - To Economic Development - Com. sub. reported 2/18/2022 - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Government Organization - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 43, Acts, Regular Session, 2022

644. By Sen. Rucker - **Creating Charter Schools Stimulus Fund** - Introduced 2/15/2022 - To Education then Finance - To Finance 2/23/2022
- *645. By Sen. Karnes, Maynard, Phillips and Hamilton - **Regulating private schools for students with disabilities** - Introduced 2/15/2022 - To Education then Finance - Com. sub. reported 2/28/2022 - 2nd reference dispensed - Passed Senate 3/2/2022 - To House 3/3/2022 - To Education
646. By Sen. Beach, Stollings, Woelfel, Caputo and Lindsay - **Requiring each county BOE to provide free feminine hygiene products in grades six through 12** - Introduced 2/15/2022 - To Education then Finance
- *647. By Sen. Grady, Azinger, Boley, Clements, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, Hamilton, Nelson and Lindsay - **Prohibiting discrimination in organ donation process** - Introduced 2/16/2022 - To Health and Human Resources then Judiciary - Com. sub. reported 2/23/2022 - To Judiciary 2/23/2022 - Com. sub. for com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Health and Human Resources then Judiciary - To House Judiciary - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/21/2022 - Chapter 226, Acts, Regular Session, 2022
- *648. By Sen. Nelson and Phillips - **Relating to Cable Television Systems Act** - Introduced 2/16/2022 - To Government Organization - Com. sub. reported 2/23/2022 - Referred to Rules on 3rd reading 3/2/2022
- *649. By Sen. Nelson - **Requiring communication providers providing service or obtaining WV area codes to register with PSC** - Introduced 2/16/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Government Organization
- *650. By Sen. Nelson - **Eliminating number of royalty owners required for utilization by operator for lawful use and development by co-tenants** - Introduced 2/16/2022 - To Energy, Industry, and Mining - Com. sub. reported 2/18/2022 - Passed Senate with amended title 2/23/2022 - To House 2/24/2022 - To Energy and Manufacturing - Passed House 3/5/2022 - To Governor 3/9/2022 - Approved by Governor 3/30/2022 - Chapter 179, Acts, Regular Session, 2022
651. By Sen. Grady, Azinger, Plymale, Karnes and Rucker - **Allowing county BOE participating in operation of multicounty vocational center to withdraw** - Introduced 2/16/2022 - To Education - Passed Senate 2/23/2022 - To House 2/24/2022 - To Education
- *652. By Sen. Woodrum, Boley, Clements, Grady, Karnes, Phillips, Roberts, Stover, Sypolt, Trump, Martin, Hamilton, Smith and Rucker - **Requiring hospitals to receive patients transported to them by EMS providers** - Introduced 2/16/2022 - To Health and Human Resources - Com. sub. reported 2/25/2022 - Referred to Rules on 2nd reading 3/1/2022
- *653. By Sen. Weld, Caputo and Romano - **Relating to public higher education governance** (original similar to HB4723) - Introduced 2/16/2022 - To

Education - Com. sub. reported 2/25/2022 - Amended - Passed Senate with amended title 3/2/2022 - Effective from passage - To House 3/3/2022 - To Education - Amended - Passed House 3/12/2022 - Title amended - Effective from passage

- *654. By Sen. Roberts - **Creating exceptions to WV Invests Grant eligibility requirement** - Introduced 2/16/2022 - To Education - Com. sub. reported 2/23/2022 - Referred to Finance 2/23/2022
- *655. By Sen. Takubo, Hamilton, Maynard, Phillips, Smith, Stollings, Tarr, Weld, Lindsay, Maroney, Roberts and Woodrum - **Authorizing tactical medical professional to carry firearm with specific training requirements** - Introduced 2/16/2022 - To Health and Human Resources - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary
- *656. By Sen. Takubo, Boley, Hamilton, Nelson, Phillips, Stollings, Swope, Sypolt, Trump, Woodrum, Jeffries, Lindsay, Baldwin, Plymale and Weld - **Providing tax credit for certain corporations with child-care facilities for employees** (original similar to HB4760) - Introduced 2/16/2022 - To Finance - Com. sub. reported 2/25/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - Effective July 1, 2022 - To House 3/2/2022 - To Finance - Amended - Passed House 3/12/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - Effective ninety days from passage - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 272, Acts, Regular Session, 2022
657. By Sen. Trump and Woelfel - **Relating to tax on medical cannabis** - Introduced 2/16/2022 - To Finance
658. By Sen. Rucker - **Providing for salary supplement and expense reimbursements for licensed school psychologist** - Introduced 2/16/2022 - To Education then Finance - To Finance 2/23/2022
- *659. By Sen. Trump, Caputo and Maroney - **Relating to nonintoxicating beer, wine, and liquor licenses and requirements** - Introduced 2/16/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Government Organization - On 2nd reading, House Calendar 3/11/2022 - On 2nd reading, House Calendar 3/12/2022
660. By Sen. Azinger, Caputo, Karnes, Lindsay, Maynard, Romano, Takubo, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Setting forth standard of care requirements for telehealth practice** - Introduced 2/16/2022 - Referred to Rules on 3rd reading 2/24/2022
661. By Sen. Woodrum, Sypolt and Grady - **Relating to licensure of Head Start facilities in WV** (original similar to HB4662) - Introduced 2/17/2022 - To Health and Human Resources
- *662. By Sen. Hamilton - **Relating to creation, expansion, and authority of resort area district** - Introduced 2/17/2022 - To Economic Development - Com. sub. reported 2/24/2022 - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary - Passed House 3/11/2022 - To Governor 3/17/2022 - Approved by Governor 3/28/22 - Chapter 90, Acts, Regular Session, 2022

663. By Sen. Caputo, Beach, Baldwin and Lindsay - **Requiring medical insurance providers to include infertility services in their policies** - Introduced 2/17/2022 - To Health and Human Resources then Finance
664. By Sen. Nelson - **Relating to retirement system for judges of courts of record** - Introduced 2/17/2022 - To Pensions
665. By Sen. Woodrum - **Allowing candidate and campaign committees to make contributions to affiliated state party executive committees** (original similar to HB4419) - Introduced 2/17/2022 - To Judiciary
666. By Sen. Woodrum - **Adding Kratom and Delta-8 THC to list of Schedule 1 controlled substances** - Introduced 2/17/2022 - To Health and Human Resources
667. By Sen. Plymale, Stollings, Baldwin, Lindsay and Caputo - **Creating Broadband Middle Mile Fund** - Introduced 2/17/2022 - To Finance
- *668. By Sen. Trump and Lindsay - **Clarifying eligibility for probation and parole conditions for sex offenses** - Introduced 2/17/2022 - To Judiciary - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary - On 2nd reading, House Calendar 3/12/2022
669. By Sen. Nelson, Clements, Azinger, Lindsay, Plymale and Karnes (Originating in Senate Pensions) - **Relating to contribution levels of certain judges who participate in retirement system** - Introduced 2/17/2022 - Amended - Passed Senate with amended title 2/22/2022 - Effective July 1, 2023 - To House 2/23/2022 - To Pensions and Retirement then Finance - To House Finance 3/1/2022
670. By Sen. Nelson, Clements, Azinger, Karnes, Lindsay and Plymale (Originating in Senate Pensions) - **Permitting newly hired 911 personnel to participate in Emergency Medical Services Retirement System** - Introduced 2/17/2022 - Amended - Passed Senate with amended title 2/22/2022 - To House 2/23/2022 - To Pensions and Retirement then Finance - To House Finance 3/1/2022
- *671. By Sen. Trump and Woelfel - **Modernizing regulation of car-sharing services in WV** - Introduced 2/18/2022 - To Banking and Insurance then Judiciary - Com. sub. reported 2/25/2022 - On 2nd reading to Judiciary 2/25/2022 - Amended - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Judiciary
672. By Sen. Weld, Maroney, Stollings, Caputo, Phillips, Grady, Lindsay, Smith and Hamilton - **Exempting certain military veterans and their dependents from payment of tuition and fees** - Introduced 2/18/2022 - To Military then Finance - To Finance 2/23/2022
673. By Sen. Karnes, Stollings and Baldwin - **Relating to Farm-to-Food Bank Tax Credit** (original similar to HB4027) - Introduced 2/18/2022 - To Finance

674. By Sen. Roberts - **Providing for no more than two licensed medical cannabis testing laboratories in state** (original similar to HB4627) - Introduced 2/18/2022 - To Health and Human Resources
675. By Sen. Trump and Lindsay - **Establishing program to certify interpreters for court proceedings** - Introduced 2/18/2022 - To Judiciary
676. By Sen. Roberts and Rucker - **Relating to use of personal leave days by teachers** - Introduced 2/18/2022 - To Education - Referred to Finance 2/23/2022
677. By Sen. Stollings - **Relating to funding for supplementing PEIA reimbursements up to Medicare rate** - Introduced 2/18/2022 - To Finance
678. By Sen. Phillips and Smith - **Establishing tax credit for road infrastructure improvement projects and coal production processing facilities** - Introduced 2/18/2022 - To Finance
679. By Sen. Woodrum, Grady, Phillips, Roberts, Stover and Sypolt - **Requiring health care providers and law-enforcement officers to notify DMV when licensee is incapable of operating motor vehicle** - Introduced 2/18/2022 - To Judiciary then Finance
680. By Sen. Trump, Hamilton and Baldwin - **Adding Division of Corrections and Rehabilitation employees to Survivor Benefits Act** - Introduced 2/18/2022 - To Finance - Amended - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Finance
681. By Sen. Maynard - **Relating generally to WV Real Estate License Act** - Introduced 2/18/2022 - To Government Organization
682. By Sen. Maynard, Woodrum and Woelfel - **Limiting liability of persons making land available for public trail use** - Introduced 2/18/2022 - To Judiciary
683. By Sen. Azinger - **Permitting regulated consumer lenders to conduct business other than making loans with approval by Division of Financial Institutions** - Introduced 2/18/2022 - To Banking and Insurance
684. By Sen. Maynard, Martin, Woodrum, Rucker and Smith - **Creating WV Monument and Memorial Protection Act of 2022** - Introduced 2/18/2022 - To Judiciary
685. By Sen. Maynard, Swope, Brown, Lindsay, Martin, Nelson, Smith, Stover and Woodrum (Originating in Senate Government Organization) - **Relating to WV Real Estate License Act** - Introduced 2/18/2022 - Passed Senate 2/23/2022 - To House 2/24/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Title amended
686. By Sen. Trump and Nelson - **Clarifying use of notes and bonds of WV Housing Development Fund** - Introduced 2/21/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/1/2022 - Effective from passage - To House 3/2/2022 - To Finance - Amended - Passed House 3/12/2022 - Title

amended - Effective from passage - Senate concurred in House amendments and passed bill 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 239, Acts, Regular Session, 2022

687. By Sen. Nelson and Rucker - **Relating to meetings among county boards of education** - Introduced 2/21/2022 - To Education - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Education
688. By Sen. Takubo - **Creating Affordable Medicaid Buy-in Program** - Introduced 2/21/2022 - To Banking and Insurance then Finance
689. By Sen. Smith and Phillips - **Relating to tie votes by Board of Coal Mine Health and Safety** - Introduced 2/21/2022 - To Energy, Industry, and Mining
690. By Sen. Baldwin, Jeffries and Lindsay - **Relating to redefining school zone** - Introduced 2/21/2022 - To Education
691. By Sen. Lindsay, Jeffries and Woelfel - **Establishing Student Basic Needs Campus Initiative** (original similar to HB4705) - Introduced 2/21/2022 - To Education then Finance
692. By Sen. Baldwin, Rucker, Lindsay, Stollings, Woelfel and Caputo - **Requiring DHHR to report child abuse and neglect to county community services manager** - Introduced 2/21/2022 - To Health and Human Resources
693. By Sen. Tarr and Woodrum - **Clarifying meeting voting requirements for political party executive committees** - Introduced 2/21/2022 - To Judiciary - Constitutional rule suspended - Passed Senate with amended title 3/1/2022 - To House 3/2/2022 - To Judiciary - Passed House 3/12/2022 - To Governor 3/18/2022 - Approved by Governor 3/23/2022 - Chapter 111, Acts, Regular Session, 2022
- *694. By Sen. Tarr and Nelson - **Relating to oil and gas conservation** - Introduced 2/21/2022 - To Finance - Com. sub. reported 2/23/2022 - Amended - Constitutional rule suspended - Passed Senate 2/25/2022 - To House 3/1/2022 - To Energy and Manufacturing then Judiciary - To House Judiciary - Amended - Passed House 3/9/2022 - Title amended - Title amendment rejected - Senate concurred in House amendments and passed bill 3/9/2022 - To Governor 3/15/2022 - Approved by Governor 3/30/2022 - Chapter 121, Acts, Regular Session, 2022
695. By Sen. Takubo - **Clarifying period Attorney General may seek civil penalty for violations of Consumer Credit and Protection Act** - Introduced 2/21/2022 - To Judiciary
696. By Sen. Karnes and Sypolt - **Relating to funding for public libraries** - Introduced 2/21/2022 - To Finance
- *697. By Sen. Trump, Woelfel and Phillips - **Modifying and clarifying elements of kidnapping and unlawful restraint** - Introduced 2/21/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary

- *698. By Sen. Weld, Lindsay and Hamilton - **Relating to number and selection of members for Governor's Veterans Council** - Introduced 2/21/2022 - To Military - Com. sub. reported 2/23/2022 - Passed Senate 2/28/2022 - Effective from passage - To House 3/1/2022 - To Government Organization - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/23/2022 - Chapter 284, Acts, Regular Session, 2022
699. By Sen. Maroney and Romano - **Defining practice of dentistry** - Introduced 2/21/2022 - To Health and Human Resources
700. By Sen. Clements - **Relating to eligibility of SNAP benefits** - Introduced 2/21/2022 - To Workforce
- *701. By Sen. Weld, Romano, Maroney, Caputo, Grady and Smith - **Including children and spouses of deceased active-duty officers in eligibility for War Orphan Education Program** - Introduced 2/21/2022 - To Military - Com. sub. reported 2/23/2022 - Passed Senate 2/28/2022 - To House 3/1/2022 - To Education
702. By Sen. Takubo - **Relating generally to certificate of need** - Introduced 2/21/2022 - To Health and Human Resources
703. By Sen. Trump, Weld and Phillips - **Relating to controlled substances schedule** - Introduced 2/21/2022 - To Health and Human Resources - Passed Senate 3/2/2022 - To House 3/3/2022 - To Health and Human Resources then Judiciary - To House Judiciary 3/4/2022
- *704. By Sen. Grady, Rucker, Karnes, Sypolt, Tarr, Roberts, Smith, Maroney and Martin - **Allowing parents, grandparents, and guardians to inspect instructional materials in classroom** - Introduced 2/21/2022 - To Education - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Education - Amended - Passed House 3/10/2022 - Title amended - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/17/2022 - Approved by Governor 3/30/2022 - Chapter 99, Acts, Regular Session, 2022
705. By Sen. Baldwin - **Creating WV Native American Tribes Unique Recognition, Authentication, and Listing Act** - Introduced 2/21/2022 - To Government Organization
706. By Sen. Plymale and Stollings - **Relating to PEIA reimbursement of inpatient hospital rates** - Introduced 2/21/2022 - To Health and Human Resources
707. By Sen. Roberts and Grady - **Providing minimum experience requirement for director of services class title involving school transportation** - Introduced 2/21/2022 - To Education
708. By Sen. Clements, Nelson, Smith, Swope and Maroney - **Relating to cost of relocating public utility facilities for highway construction projects** - Introduced 2/21/2022 - To Transportation and Infrastructure then Finance

709. By Sen. Lindsay - **Authorizing Secretary of DHHR to designate positions as critical needs** - Introduced 2/21/2022 - To Health and Human Resources then Finance
710. By Sen. Tarr, Rucker, Sypolt, Karnes and Roberts - **Relating to exemptions from COVID-19 immunization** - Introduced 2/21/2022 - To Finance
711. By Sen. Rucker - **Establishing alternative educational opportunities for elective course credit** - Introduced 2/21/2022 - To Education - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Education - Amended - Passed House 3/12/2022 - Title amended
712. By Sen. Azinger - **Strengthening regulation of medication-assisted treatment programs** - Introduced 2/21/2022 - To Health and Human Resources
713. By Sen. Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Nelson, Romano, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Removing statutory limit for Environmental Laboratory Certification Fund** - Introduced 2/23/2022 - Passed Senate 2/28/2022 - Effective from passage - To House 3/1/2022 - Reference dispensed - Passed House 3/3/2022 - Effective from passage - To Governor 3/8/2022 - Approved by Governor 3/30/2022 - Chapter 122, Acts, Regular Session, 2022
714. By Sen. Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Nelson, Romano, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Relating to tie votes by Coal Mine Safety and Technical Review Committee** - Introduced 2/23/2022 - Passed Senate 2/28/2022 - Effective from passage - To House 3/1/2022 - To Government Organization - Passed House 3/11/2022 - Effective from passage - To Governor 3/17/2022 - Became law without Governor's signature 3/30/2022 - Chapter 180, Acts, Regular Session, 2022
715. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Decreasing and increasing existing items of appropriations from State Fund, General Revenue** (original similar to HB4836) - Introduced 2/24/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 29, Acts, Regular Session, 2022
716. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to DOE, WV BOE, Strategic Staff Development** (original similar to HB4839) - Introduced 2/24/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 30, Acts, Regular Session, 2022
717. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to Miscellaneous Boards and Commissions, Board of Medicine, Medical Licensing Board** (original similar to HB4832) - Introduced 2/24/2022 - To Finance - Constitutional rule suspended - Passed

Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 31, Acts, Regular Session, 2022

718. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to Department of Administration, Travel Management, Aviation Fund** (original similar to HB4831) - Introduced 2/24/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 32, Acts, Regular Session, 2022
719. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplemental appropriation to DHS, Fire Commission, Fire Marshal Fees** (original similar to HB4838) - Introduced 2/24/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 33, Acts, Regular Session, 2022
720. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to Executive, Governor's Office, Civil Contingent Fund** (original similar to HB4837) - Introduced 2/24/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 34, Acts, Regular Session, 2022
721. By Sen. Swope, Martin, Brown, Hamilton, Jeffries, Roberts, Romano, Tarr, Woelfel and Woodrum (Originating in Senate Economic Development) - **Relating to municipalities required to be represented on county authority boards** - Introduced 2/24/2022 - Passed Senate with amended title 3/1/2022 - Effective from passage - To House 3/2/2022 - To Government Organization
722. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Expiring funds to DEP, Division of Environmental Protection, Reclamation of Abandoned and Dilapidated Property Program Fund** (original similar to HB4833) - Introduced 2/25/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 35, Acts, Regular Session, 2022
723. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to Department of Agriculture, WV Spay Neuter Assistance Fund** (original similar to HB4835) - Introduced 2/25/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 36, Acts, Regular Session, 2022
724. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to DHS, Division of Corrections and**

Rehabilitation, Regional Jail and Correctional Facility Authority (original similar to HB4834) - Introduced 2/25/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 37, Acts, Regular Session, 2022

725. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriations to DHS, WV State Police** (original similar to HB4830) - Introduced 2/25/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/3/2022 - Effective from passage - To House 3/4/2022 - To Finance - Passed House 3/10/2022 - Effective from passage - To Governor 3/15/2022 - Approved by Governor 3/18/2022 - Chapter 38, Acts, Regular Session, 2022
726. By Sen. Azinger, Caputo, Grady, Karnes, Lindsay, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel and Trump (Originating in Senate Judiciary) - **Relating to pre-trial diversion agreements and deferred prosecution agreements** - Introduced 2/28/2022 - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - Effective ninety days from passage - To Governor 3/18/2022 - Approved by Governor 3/30/2022 - Chapter 87, Acts, Regular Session, 2022
727. By Sen. Azinger, Beach, Caputo, Grady, Karnes, Lindsay, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, Woodrum and Trump (Originating in Senate Judiciary) - **Directing ABC Administration discontinue purchase of alcoholic liquors from Russian Federation** - Introduced 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - Effective from passage - To House 3/2/2022 - To Judiciary
728. By Sen. Azinger, Beach, Caputo, Grady, Karnes, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requiring registered sex offenders pay annual fee** - Introduced 2/28/2022 - Amended - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Judiciary - On 1st reading, House Calendar 3/12/2022
729. By Sen. Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings and Swope (Originating in Senate Finance) - **Relating to funding for infrastructure and economic development projects in WV** - Introduced 2/28/2022 - Passed Senate with amended title 3/2/2022 - Effective from passage - To House 3/3/2022 - To Finance - Amended - Passed House 3/11/2022 - Effective from passage - Senate concurred in House amendments and passed bill 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Vetoed by Governor 3/29/22
730. By Sen. Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings and Swope (Originating in Senate Finance) - **Divesting state-managed funds from companies engaged with Russia or Russian energy** - Introduced 2/28/2022 - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Finance

731. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to Department of Tourism, Tourism Workforce Development Fund** (original similar to HB4851) - Introduced 3/4/2022 - To Finance - Passed Senate 3/11/2022 - Effective from passage - To House 3/12/2022 - Reference dispensed - Passed House 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/18/2022 - Chapter 39, Acts, Regular Session, 2022
732. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Making supplementary appropriation to Hospital Finance Authority, Hospital Finance Authority Fund** (original similar to HB4852) - Introduced 3/4/2022 - To Finance - Passed Senate 3/11/2022 - Effective from passage - To House 3/12/2022 - Reference dispensed - Passed House 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/18/2022 - Chapter 40, Acts, Regular Session, 2022
733. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing and amending appropriation to Executive, Governor's Office** (original similar to HB4850) - Introduced 3/4/2022 - To Finance - Passed Senate 3/11/2022 - Effective from passage - To House 3/12/2022 - Reference dispensed - Passed House 3/12/2022 - Effective from passage - To Governor 3/17/2022 - Approved by Governor 3/18/2022 - Chapter 41, Acts, Regular Session, 2022

ALL SENATE JOINT RESOLUTIONS OFFERED

1. By Sen. Tarr, Phillips, Smith, Roberts, Rucker, Romano, Woodrum and Maroney - **Protection of the Right to Bear Arms Amendment** - Introduced 1/12/2022 - To Judiciary then Finance
2. By Sen. Sypolt, Baldwin, Smith, Woodrum, Plymale, Stollings and Maroney - **Protection of Electronic Communication and Data Amendment** - Introduced 1/12/2022 - To Judiciary then Finance
3. By Sen. Sypolt, Baldwin, Phillips, Smith, Lindsay, Woelfel, Jeffries, Hamilton, Nelson, Romano, Martin, Plymale, Stollings, Maroney and Caputo - **Homestead Exemption Increase Amendment** - Introduced 1/12/2022 - To Judiciary then Finance
4. By Sen. Sypolt, Baldwin, Beach, Phillips, Smith, Lindsay, Jeffries, Karnes, Hamilton, Woelfel, Romano, Martin, Rucker, Woodrum, Takubo, Roberts, Plymale and Maroney - **Right to Farm Amendment** - Introduced 1/12/2022 - To Judiciary then Finance
5. By Sen. Nelson, Baldwin, Lindsay, Martin, Karnes, Romano, Woelfel and Smith - **Limiting the Terms of Members of the House of Delegates and Senate Amendment** - Introduced 1/12/2022 - To Judiciary then Finance
6. By Sen. Karnes, Sypolt, Smith, Hamilton, Romano, Martin, Rucker, Woodrum, Roberts and Maroney - **Right to Farm and Ranch Amendment** - Introduced 1/12/2022 - To Judiciary then Finance

7. By Sen. Smith, Sypolt, Phillips, Hamilton, Romano, Stollings, Plymale, Grady and Maroney - **Disabled Veterans' Exemption from Ad Valorem Property Taxation Amendment** - Introduced 1/12/2022 - To Judiciary then Finance
8. By Sen. Weld, Romano, Lindsay, Smith, Woelfel, Jeffries, Nelson, Karnes and Plymale - **Constitutional Officer Term Limit Amendment** (original similar to HJR104) - Introduced 1/12/2022 - To Judiciary then Finance
9. By Sen. Smith, Clements, Grady, Karnes, Martin, Phillips, Sypolt, Weld, Plymale, Stollings, Hamilton, Baldwin, Maroney, Lindsay and Romano - **Disabled Veterans' Exemption from Ad Valorem Property Taxation Amendment** - Introduced 2/15/2022 - To Judiciary then Finance - To Finance 2/24/2022
10. By Sen. Geffert, Stollings, Caputo and Lindsay - **Equal Rights Amendment** - Introduced 2/16/2022 - To Judiciary then Finance
11. By Sen. Jeffries, Lindsay and Baldwin - **Fair County Commissioner Representation Amendment** - Introduced 2/17/2022 - To Judiciary then Finance
12. By Sen. Jeffries, Lindsay and Baldwin - **Fair School Board Representation Amendment** - Introduced 2/17/2022 - To Judiciary then Finance
13. By Sen. Lindsay - **State Minimum Wage amendment** - Introduced 2/21/2022 - To Judiciary then Finance

ALL SENATE CONCURRENT RESOLUTIONS OFFERED

1. By Sen. Baldwin, Jeffries, Lindsay and Stollings - **US Army PFC Billy Keith Ford Memorial Bridge** - Introduced 1/12/2022 - To Transportation and Infrastructure - Adopted by Senate 1/20/2022 - To House 1/21/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 3/3/2022
2. By Sen. Phillips, Jeffries, Stollings, Lindsay and Caputo - **John B. Short Memorial Bridge** - Introduced 1/12/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
3. By Sen. Phillips, Jeffries, Stollings and Lindsay - **USMC CAPT Dempsey Stowers Memorial Bridge** - Introduced 1/12/2022 - To Transportation and Infrastructure - Adopted by Senate 1/20/2022 - To House 1/21/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 3/3/2022
4. By Sen. Phillips, Stollings, Jeffries and Lindsay - **US Army SP4 Warner Ray Osborne Memorial Bridge** - Introduced 1/12/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
- *5. By Sen. Azinger, Stollings, Lindsay and Jeffries - **US Marine Corps CPL James "Bud" Cox Memorial Bridge** - Introduced 1/12/2022 - To

Transportation and Infrastructure - Com. sub. reported 1/19/2022 - Adopted by Senate 1/20/2022 - To House 1/21/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 3/3/2022

6. By Sen. Phillips, Caputo, Stollings, Jeffries, Lindsay, Romano, Smith and Woelfel - **Holden 22 Coal Miners Memorial Bridge** - Introduced 1/12/2022 - To Transportation and Infrastructure - Adopted by Senate 1/20/2022 - To House 1/21/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/28/2022
7. By Sen. Hamilton, Jeffries, Romano, Lindsay and Martin - **James "Big Jim" Shaffer Memorial Bridge** - Introduced 1/12/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
8. By Sen. Phillips, Stollings, Jeffries, Beach and Lindsay - **US Army SGT Charles L. Toppings Memorial Road** - Introduced 1/13/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
9. By Sen. Plymale, Woelfel, Jeffries, Stollings, Beach and Maynard - **Haynie Family Veterans Memorial Bridge** - Introduced 1/13/2022 - To Transportation and Infrastructure - Adopted by Senate 1/27/2022 - To House 1/31/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 3/3/2022
10. By Sen. Roberts - **US Air Force TSGT Franklin A. Bradford Bridge** - Introduced 1/13/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
- *11. By Sen. Roberts, Baldwin, Stollings, Maynard and Jeffries - **Dennis E. Davis Veterans Nursing Home** - Introduced 1/13/2022 - To Transportation and Infrastructure - Com. sub. reported 1/26/2022 - Adopted by Senate 1/27/2022 - To House 1/31/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 3/4/2022
12. By Sen. Roberts - **Raymond Jarrell, Jr., Memorial Road** - Introduced 1/13/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
- *13. By Sen. Stover, Grady, Maynard, Phillips, Roberts, Sypolt, Woodrum, Martin, Stollings and Jeffries - **US Army PFC Joseph Stanley McKinney Memorial Bridge** - Introduced 1/19/2022 - To Transportation and Infrastructure - Com. sub. reported 1/26/2022 - Adopted by Senate 1/27/2022 - To House 1/31/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 3/4/2022
14. By Sen. Takubo, Lindsay, Stollings and Jeffries - **US Army SSGT Elson M Kuhn Memorial Bridge** - Introduced 1/19/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022

15. By Sen. Takubo, Lindsay, Stollings, Jeffries and Maynard - **US Army PVT Shirley E. Bailey Memorial Bridge** - Introduced 1/19/2022 - To Transportation and Infrastructure - Adopted by Senate 1/27/2022 - To House 1/31/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/28/2022
- *16. By Sen. Nelson, Grady, Jeffries, Lindsay, Takubo and Stollings - **William Gregory "Greg" White, P.E., Memorial Bridge** - Introduced 1/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
- *17. By Sen. Trump, Blair (Mr. President), Rucker, Geffert, Stollings, Jeffries and Plymale - **US Air Force SSGT Logan A. Young Memorial Bridge** - Introduced 1/21/2022 - To Transportation and Infrastructure - Com. sub. reported 2/2/2022 - Adopted by Senate 2/3/2022 - To House 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/28/2022
- *18. By Sen. Stollings, Phillips, Jeffries and Lindsay - **US Army SSGT Fred E. Duty Memorial Highway** - Introduced 1/24/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
19. By Sen. Stollings and Phillips - **US Army PVT Thomas D. Beckett, Sr., Memorial Bridge** - Introduced 1/25/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
20. By Sen. Stollings and Phillips - **US Air Force LT COL Robert J. Hill Memorial Road** - Introduced 1/25/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
21. By Sen. Jeffries, Lindsay, Stollings and Tarr - **Putnam County Veterans Memorial Bridge** - Introduced 1/25/2022 - To Transportation and Infrastructure - Adopted by Senate 2/3/2022 - To House 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/28/2022
22. By Sen. Grady and Stollings - **US Army PFC Clifford O. Eckard Memorial Bridge** - Introduced 1/26/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
23. By Sen. Stollings and Phillips - **USMC CPL Guy Maywood Edwards Memorial Bridge** - Introduced 1/26/2022 - To Transportation and Infrastructure - Adopted by Senate 2/3/2022 - To House 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 3/4/2022

- *24. By Sen. Stollings and Phillips - **USMC CPL Roger Lee Boothe Memorial Road** - Introduced 1/26/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
25. By Sen. Weld, Lindsay and Jeffries - **Firefighter Marvin Layton Hughes Memorial Bridge** - Introduced 1/28/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
26. By Sen. Smith, Sypolt, Jeffries and Lindsay - **US Army TEC5 William "Bill" Thurman King Memorial Bridge** - Introduced 1/31/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
- *27. By Sen. Smith, Sypolt and Jeffries - **US Army TSGT Harold William Schmidle Memorial Bridge** - Introduced 2/1/2022 - To Transportation and Infrastructure - Com. sub. reported 2/16/2022 - Adopted by Senate 2/17/2022 - To House 2/18/2022 - To Rules - To House Rules 2/18/2022 - Adopted by House 2/28/2022
- *28. By Sen. Woodrum, Boley, Karnes, Maynard, Phillips, Sypolt, Takubo, Tarr, Weld, Jeffries, Smith and Stollings - **US Army PVT Garland Lee Loudermilk Memorial Bridge** - Introduced 2/1/2022 - To Transportation and Infrastructure - Com. sub. reported 2/9/2022 - Adopted by Senate 2/10/2022 - To House 2/11/2022 - To Technology and Infrastructure then Rules - To House Rules 3/1/2022 - Adopted by House 3/3/2022
- *29. By Sen. Jeffries, Stollings, Woodrum, Lindsay and Phillips - **Nitro WW I Memorial Bridge** - Introduced 2/2/2022 - To Transportation and Infrastructure - Com. sub. reported 2/9/2022 - Adopted by Senate 2/10/2022 - To House 2/11/2022 - To Technology and Infrastructure then Rules - To House Rules 3/1/2022 - Adopted by House 3/9/2022
- *30. By Sen. Baldwin, Woodrum, Jeffries, Phillips, Woelfel and Lindsay - **McClintic Family Veterans Memorial Bridge** - Introduced 2/2/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
31. By Sen. Maynard, Stollings, Jeffries, Phillips and Lindsay - **US Navy HM3 Roy Elmer "Doody" Moon Bridge** - Introduced 2/2/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
32. By Sen. Maynard, Stollings, Woelfel, Jeffries, Phillips and Lindsay - **Curtis "Pap" and Millie "Mammie" Asbury Memorial Bridge** - Introduced 2/2/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022

- *33. By Sen. Lindsay, Jeffries, Nelson, Takubo, Stollings and Phillips - **US Army SGT Lewis M. "Mike" Totten Memorial Bridge** - Introduced 2/3/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
34. By Sen. Hamilton, Lindsay, Romano and Karnes - **USMC SGTMAJ Herman H. Brawner Memorial Bridge** - Introduced 2/3/2022 - To Transportation and Infrastructure - Adopted by Senate 2/24/2022 - To House 2/24/2022 - To Rules - To House Rules 2/24/2022 - Adopted by House 2/28/2022
35. By Sen. Maynard, Woelfel, Jeffries, Phillips, Stollings and Lindsay - **Ira "Noon" Copley and Marie Copley Memorial Bridge** - Introduced 2/3/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
36. By Sen. Romano, Jeffries, Caputo and Lindsay - **USMC CPL Harry Edward Dean, Jr., Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
37. By Sen. Romano, Jeffries, Caputo and Lindsay - **Harrison County Veterans Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Adopted by Senate 2/24/2022 - To House 2/24/2022 - To Rules - To House Rules 2/24/2022 - Adopted by House 3/9/2022
- *38. By Sen. Romano, Jeffries and Caputo - **Cox Brothers' Veteran Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Com. sub. reported 2/16/2022 - Adopted by Senate 2/17/2022 - To House 2/18/2022 - To Rules - To House Rules 2/18/2022 - Adopted by House 3/9/2022
- *39. By Sen. Romano, Jeffries, Caputo and Lindsay - **Walker Brothers' Veteran Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
- *40. By Sen. Romano, Jeffries, Caputo and Lindsay - **Frye Brothers' Veterans Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
41. By Sen. Romano, Jeffries, Caputo and Lindsay - **Henry Preston Hickman Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
- *42. By Sen. Romano, Jeffries, Caputo and Lindsay - **USMC SSGT Herbert "Herbie" D. Barnes Memorial Bridge** - Introduced 2/7/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022

43. By Sen. Romano and Martin - **US Navy S1 Paul McCue Bridge** - Introduced 2/8/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
44. By Sen. Boley, Rucker, Azinger, Blair (Mr. President), Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld and Woodrum - **Clarifying 1972 Equal Rights Amendment** - Introduced 2/10/2022 - Committee reference dispensed - Adopted by Senate 2/11/2022 - Motion to reject Senate message not adopted - To House 2/14/2022 - To Rules - To House Rules 2/14/2022
- *45. By Sen. Baldwin - **US Army CPL John D. Doyle, Sr. Memorial Road** - Introduced 2/14/2022 - To Transportation and Infrastructure - Com. sub. reported 2/23/2022 - Adopted by Senate 2/24/2022 - To House 2/24/2022 - To Rules - To House Rules 2/24/2022 - Adopted by House 3/9/2022
46. By Sen. Blair (Mr. President), Phillips, Caputo, Hamilton, Romano, Martin, Jeffries and Rucker - **Supporting North Central WV aviation and aerospace industries** - Introduced 2/14/2022 - Committee reference dispensed - Adopted by Senate 2/15/2022 - To House 2/15/2022 - To Rules - To House Rules 2/15/2022 - Adopted by House 2/28/2022
47. By Sen. Grady, Jeffries and Lindsay - **Fire Chief Lee Thomas Memorial Bridge** (original similar to HCR60) - Introduced 2/16/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
48. By Sen. Stover, Roberts, Jeffries and Lindsay - **US Army PFC Ronald Lee Berry Memorial Bridge** - Introduced 2/17/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022 - To House 3/5/2022 - To Rules - To House Rules 3/5/2022 - Adopted by House 3/12/2022
49. By Sen. Woelfel, Jeffries, Hamilton, Woodrum, Grady, Beach, Phillips, Lindsay, Caputo and Smith - **Establishing Honor Guard in each National Guard unit** - Introduced 2/18/2022 - To Military - Adopted by Senate 3/3/2022 - To House 3/4/2022 - To Rules - To House Rules 3/4/2022 - Adopted by House 3/12/2022
- *50. By Sen. Baldwin and Woodrum - **US Army T/5 John William (J.W.) Cruse Jr. Memorial Bridge** - Introduced 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Com. sub. reported 3/10/2022 - Adopted by Senate 3/10/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
51. By Sen. Grady and Lindsay - **Deputy Kenneth "Kenny" Ward Love, Sheriff Elvin Eugene "Pete" Wedge, and Jailer Ernest Ray "Ernie" Hesson Memorial Bridge** - Introduced 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022 - To House 3/11/2022 - To Rules - To House Rules 3/11/2022 - Adopted by House 3/12/2022
52. By Sen. Sypolt, Woodrum, Grady, Martin, Maynard, Rucker, Smith, Baldwin and Geffert (Originating in Senate Agriculture and Rural Development) -

Requesting study on establishing accredited school of veterinary medicine in WV - Introduced 2/24/2022 - Adopted by Senate 2/25/2022 - To House 2/25/2022 - To Rules - To House Rules 2/25/2022

53. By Sen. Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Romano, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Requesting Office of Miners' Health, Safety, and Training study need for health, safety, and training division in energy producing facilities** - Introduced 2/25/2022 - Adopted by Senate 2/28/2022 - To House 3/1/2022 - To Energy and Manufacturing then Rules - To House Energy and Manufacturing 3/1/2022
54. By Sen. Azinger, Beach, Caputo, Grady, Karnes, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting study of tolling statute of limitations on civil actions for Consumer Credit and Protection Act** - Introduced 2/28/2022 - Adopted by Senate 3/1/2022 - To House 3/2/2022 - To Judiciary then Rules - To House Judiciary 3/2/2022
55. By Sen. Smith, Phillips, Clements, Jeffries, Martin, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Respectfully urging current presidential administration to open federal lease sales onshore and offshore** - Introduced 3/4/2022 - Adopted by Senate 3/7/2022 - To House 3/8/2022 - To Rules - To House Rules 3/8/2022 - Adopted by House 3/12/2022
56. By Sen. Azinger, Caputo, Grady, Karnes, Maynard, Phillips, Rucker, Smith, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting Joint Committee on Government and Finance study effect of Kenney v. Liston** - Introduced 3/8/2022 - Adopted by Senate 3/8/2022 - To House 3/8/2022 - To Rules - To House Rules 3/8/2022
57. By Sen. Maroney, Grady, Weld, Rucker, Azinger, Stover, Woodrum, Takubo, Stollings, Plymale, Roberts, Geffert and Lindsay (Originating in Senate Health and Human Resources) - **Requesting WV Insurance Commission study options for coverage and cost of dental procedures that result from cancer related dental and oral health procedures** - Introduced 3/8/2022 - Adopted by Senate 3/8/2022 - To House 3/8/2022 - To Rules - To House Rules 3/8/2022
58. By Sen. Caputo, Grady, Karnes, Phillips, Romano, Smith, Stover, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting Joint Committee on Government and Finance study common law cause of action for public nuisance** - Introduced 3/9/2022 - Adopted by Senate 3/9/2022 - To House 3/10/2022 - To Rules - To House Rules 3/10/2022
59. By Sen. Jeffries, Clements, Boley, Karnes, Maynard and Roberts (Originating in Senate Transportation and Infrastructure) - **Respectfully urging executive branches of US government and State of WV to provide adequate staffing for governmental agencies involved in infrastructure projects** - Introduced 3/9/2022 - Adopted by Senate 3/9/2022 - To House 3/10/2022 - To Rules - To House Rules 3/10/2022
60. By Sen. Karnes, Jeffries, Clements, Boley, Maynard and Roberts (Originating in Senate Transportation and Infrastructure) - **Requesting Joint Committee on**

Government and Finance study outdoor advertising and propose updates to state's outdoor advertising laws and regulations - Introduced 3/9/2022 - Adopted by Senate 3/9/2022 - To House 3/10/2022 - To Rules - To House Rules 3/10/2022

61. By Sen. Rucker, Stollings and Baldwin - **Requesting Joint Committee on Government and Finance study how public libraries are funded and supported** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022
62. By Sen. Maroney, Grady, Weld, Rucker, Azinger, Stover, Woodrum, Takubo, Stollings, Plymale, Roberts, Geffert and Lindsay (Originating in Senate Health and Human Resources) - **Requesting Joint Legislative Oversight Commission on State Water Resources study and evaluate quality of water services in WV** - Introduced 3/11/2022 - Referred to Rules 3/12/2022
63. By Sen. Maynard, Swope, Brown, Martin, Nelson, Smith, Stover and Woodrum (Originating in Senate Government Organization) - **Requesting Committee on Government Organization study potential economic benefits and regulatory challenges associated with certain outdoor recreational opportunities** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022
64. By Sen. Rucker, Roberts, Azinger, Beach, Clements, Geffert, Grady, Karnes, Plymale, Romano, Stollings and Tarr (Originating in Senate Education) - **Requesting Joint Committee on Government and Finance study effectiveness of Local School Improvement Councils** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022
65. By Sen. Azinger, Grady, Romano, Rucker, Smith, Stover, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting Joint Committee on Government and Finance study WV Consumer Credit and Protection Act** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022

ALL SENATE RESOLUTIONS OFFERED

1. By Sen. Weld - **Notifying House of Delegates Senate has assembled** - Introduced 1/12/2022 - Committee reference dispensed - Adopted 1/12/2022
2. By Sen. Weld - **Notifying Governor Legislature has assembled** - Introduced 1/12/2022 - Committee reference dispensed - Adopted 1/12/2022
3. By Sen. Tarr - **Authorizing appointment of Senate employees** - Introduced 1/12/2022 - Committee reference dispensed - Adopted 1/12/2022
4. By Sen. Hamilton, Karnes, Baldwin, Romano, Stollings, Phillips, Lindsay, Jeffries, Woodrum, Woelfel, Martin and Plymale - **Urging US Army Corps of Engineers study clean energy production at Summersville dam** - Introduced 1/12/2022 - To Transportation and Infrastructure - Adopted 2/3/2022

5. By Sen. Baldwin, Roberts, Beach, Caputo, Woelfel, Plymale, Stollings, Lindsay, Jeffries, Brown, Romano, Smith, Sypolt and Swope - **Designating January 12, 2022, Prevention Day at Legislature** - Introduced 1/12/2022 - Committee reference dispensed - Adopted 1/12/2022
6. By Sen. Caputo, Weld, Jeffries, Lindsay, Baldwin, Stollings and Beach - **Designating January 14, 2022, as Fairmont State University Day at Legislature** - Introduced 1/13/2022 - Committee reference dispensed - Adopted 1/14/2022
7. By Sen. Lindsay, Hamilton, Caputo, Baldwin, Stollings and Jeffries - **Designating January 18, 2022, as Hunger Free WV Day** - Introduced 1/17/2022 - Committee reference dispensed - Adopted 1/18/2022
8. By Sen. Maynard, Hamilton, Baldwin and Roberts - **Uplifting faith and freedom in America** - Introduced 1/17/2022 - Committee reference dispensed - Adopted 1/18/2022
9. By Sen. Weld, Trump, Roberts, Hamilton, Baldwin, Caputo, Jeffries, Stollings, Plymale, Nelson and Lindsay - **Designating January 19, 2022, as WV Tourism Day** - Introduced 1/18/2022 - Committee reference dispensed - Adopted 1/19/2022
10. By Sen. Tarr, Weld, Woodrum and Takubo - **Adopting special rule of order relating to COVID-19 pandemic** - Introduced 1/18/2022 - Committee reference dispensed - Adopted 1/18/2022
11. By Sen. Romano, Caputo and Baldwin - **Recognizing contributions of aviation and aerospace in WV** - Introduced 1/19/2022 - Committee reference dispensed - Adopted 1/20/2022
12. By Sen. Rucker, Baldwin and Smith - **Designating January 22, 2022, as Day of Tears in WV** - Introduced 1/20/2022 - Committee reference dispensed - Adopted 1/21/2022
13. By Sen. Beach, Caputo, Clements, Maroney, Smith, Sypolt, Roberts, Hamilton, Takubo, Stollings and Romano - **Designating January 25, 2022, as West Virginia University Day** - Introduced 1/24/2022 - Committee reference dispensed - Adopted 1/25/2022
14. By Sen. Nelson, Takubo, Jeffries, Lindsay and Phillips - **Congratulating George Washington High School Patriots golf team for winning 2021 Class AAA State Championship** - Introduced 1/25/2022 - Committee reference dispensed - Adopted 1/26/2022
15. By Sen. Grady, Stollings, Takubo, Baldwin, Lindsay, Romano, Hamilton and Phillips - **Designating January 28, 2022, as Women's and Girls' Day** - Introduced 1/27/2022 - Committee reference dispensed - Adopted 1/28/2022
16. By Sen. Roberts and Stollings - **Designating February 2, 2022, Jan Lilly-Stewart Disability Advocacy Day** - Introduced 2/1/2022 - Committee reference dispensed - Adopted 2/2/2022

17. By Sen. Sypolt, Smith, Jeffries and Hamilton - **Designating February 3, 2022, as Preston County Day** - Introduced 2/2/2022 - Committee reference dispensed - Adopted 2/3/2022
18. By Sen. Weld, Woelfel, Stollings, Jeffries, Lindsay, Baldwin and Hamilton - **Designating February 7, 2022, as Sexual Violence Awareness Day in WV** - Introduced 2/3/2022 - Committee reference dispensed - Adopted 2/7/2022
19. By Sen. Clements, Jeffries, Lindsay, Stollings and Maroney - **Congratulating Ritchie County High School Rebels football team for winning WV 2021 Class A State Football Championship** - Introduced 2/7/2022 - Committee reference dispensed - Adopted 2/8/2022
20. By Sen. Plymale, Romano, Jeffries, Baldwin, Lindsay, Stollings, Woelfel, Maroney and Hamilton - **Designating February 8, 2022, as Marshall University Day** - Introduced 2/7/2022 - Committee reference dispensed - Adopted 2/8/2022
21. By Sen. Weld, Brown, Maroney, Clements, Lindsay, Romano, Jeffries, Baldwin, Stollings and Hamilton - **Congratulating Jeff and Janet Allen for winning Conservation Farm of Year Award** - Introduced 2/7/2022 - Committee reference dispensed - Adopted 2/8/2022
22. By Sen. Blair (Mr. President), Lindsay, Jeffries, Hamilton, Stollings and Rucker - **Commemorating 250th anniversary of Berkeley County** - Introduced 2/8/2022 - Referred to Rules 2/11/2022 - Adopted 2/28/2022
23. By Sen. Baldwin, Lindsay, Jeffries, Hamilton, Caputo, Stollings, Martin and Rucker - **Recognizing Youth Leadership Association Youth in Government** - Introduced 2/8/2022 - Committee reference dispensed - Adopted 2/9/2022
24. By Sen. Baldwin, Woodrum, Lindsay and Jeffries - **Recognizing Greenbrier East High School InvenTeam** - Introduced 2/8/2022 - Committee reference dispensed - Adopted 2/9/2022
25. By Sen. Maroney, Woelfel, Smith, Stollings, Hamilton, Plymale, Baldwin, Caputo and Jeffries - **Designating February 14, 2022, as National Donor Day** - Introduced 2/11/2022 - Committee reference dispensed - Adopted 2/14/2022
26. By Sen. Grady, Lindsay and Jeffries - **Designating month of February, 2022, as Self-Care Awareness month** - Introduced 2/14/2022 - Committee reference dispensed - Adopted 2/15/2022
27. By Sen. Jeffries, Baldwin, Lindsay, Stollings, Caputo, Hamilton and Romano - **Recognizing WV Kids Cancer Crusaders on International Childhood Cancer Awareness Day** - Introduced 2/14/2022 - Committee reference dispensed - Adopted 2/15/2022
28. By Sen. Takubo, Plymale, Stollings, Baldwin, Jeffries, Hamilton, Lindsay and Roberts - **Designating February 16, 2022, as WV Rural Health Workforce Day at Legislature** - Introduced 2/15/2022 - Committee reference dispensed - Adopted 2/16/2022

29. By Sen. Jeffries, Lindsay, Stollings, Rucker and Baldwin - **Designating February 16, 2022, as WV State University Day** - Introduced 2/15/2022 - Committee reference dispensed - Adopted 2/16/2022
30. By Sen. Clements, Stollings, Plymale, Jeffries, Hamilton, Smith and Baldwin - **Designating February 17, 2022, as Corrections Day** - Introduced 2/16/2022 - Committee reference dispensed - Adopted 2/17/2022
31. By Sen. Smith, Jeffries, Hamilton, Woodrum, Stollings, Caputo, Baldwin, Phillips and Lindsay - **Designating February 21, 2022, as Pancreatic Cancer Awareness Day** - Introduced 2/18/2022 - Committee reference dispensed - Adopted 2/21/2022
32. By Sen. Weld, Stollings, Lindsay, Rucker and Caputo - **Designating February 22, 2022, as Domestic Violence Awareness Day in WV** - Introduced 2/21/2022 - Committee reference dispensed - Adopted 2/22/2022
33. By Sen. Stover, Romano, Martin, Sypolt, Rucker, Lindsay and Caputo - **Recognizing 150th Anniversary of Glenville State College** - Introduced 2/21/2022 - Committee reference dispensed - Adopted 2/22/2022
34. By Sen. Boley and Lindsay - **Congratulating St. Marys High School golf team for winning 2021 Class A State Golf Championship** - Introduced 2/21/2022 - Committee reference dispensed - Adopted 2/22/2022
35. By Sen. Maynard and Lindsay - **Congratulating Tug Valley High School Lady Panthers for winning 2021 Class A State Championship in Girls Basketball** - Introduced 2/21/2022 - Adopted 3/9/2022
36. By Sen. Maynard and Lindsay - **Recognizing Tug Valley Cheerleaders for winning 2021 Class A State Championship** - Introduced 2/21/2022 - Adopted 3/9/2022
37. By Sen. Geffert, Lindsay and Rucker - **Recognizing Leadership Berkeley for its services, dedication, and commitment to Berkeley County** - Introduced 2/21/2022 - Committee reference dispensed - Adopted 2/22/2022
38. By Sen. Blair (Mr. President), Jeffries, Lindsay, Baldwin, Stollings, Rucker and Phillips - **Supporting Bilateral Trade Agreement between United States and Taiwan** - Introduced 2/22/2022 - Committee reference dispensed - Adopted 2/23/2022
39. By Sen. Lindsay, Jeffries and Stollings - **Recognizing Emergency Conservation Act** - Introduced 2/22/2022 - Committee reference dispensed - Adopted 2/23/2022
40. By Sen. Lindsay, Hamilton, Stollings, Baldwin, Plymale, Romano, Beach and Jeffries - **Affirming support for Ukrainian sovereignty** - Introduced 2/24/2022 - Committee reference dispensed - Adopted 2/24/2022
41. By Sen. Romano, Lindsay, Stollings, Hamilton and Baldwin - **Designating February 28, 2022, as Recovery Community Day** - Introduced 2/25/2022 - Committee reference dispensed - Adopted 2/28/2022

42. By Sen. Lindsay, Stollings, Hamilton and Baldwin - **Recognizing 911 public safety telecommunicators as true "first responders"** - Introduced 2/25/2022 - Committee reference dispensed - Adopted 2/28/2022
43. By Sen. Takubo, Caputo, Rucker, Lindsay, Jeffries and Stollings - **Recognizing WV respiratory therapists during month of March** - Introduced 2/28/2022 - Committee reference dispensed - Adopted 3/1/2022
44. By Sen. Geffert, Rucker and Lindsay - **Recognizing Leadership Jefferson** - Introduced 2/28/2022 - Committee reference dispensed - Adopted 3/1/2022
45. By Sen. Takubo, Baldwin, Caputo, Rucker, Lindsay, Jeffries and Stollings - **Designating month of March as American Red Cross month** - Introduced 2/28/2022 - Committee reference dispensed - Adopted 3/1/2022
46. By Sen. Jeffries, Stollings, Caputo, Hamilton and Rucker - **Designating March 2, 2022, as Disability Employment State Use Program Day** - Introduced 3/1/2022 - Committee reference dispensed - Adopted 3/2/2022
47. By Sen. Romano, Martin, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel and Woodrum - **Memorializing life of Honorable Joseph Michael Minard** - Introduced 3/2/2022 - Committee reference dispensed - Adopted 3/3/2022
48. By Sen. Nelson, Takubo, Stollings, Lindsay and Jeffries - **Congratulating George Washington High School Patriots girls' swim team for winning 2022 State Championship** - Introduced 3/3/2022 - Committee reference dispensed - Adopted 3/4/2022
49. By Sen. Roberts, Stover, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel and Woodrum - **Memorializing Honorable Naomi "Sue" Cline, wife, mother, realtor, former member of WV Senate, and dedicated public servant** - Introduced 3/3/2022 - Committee reference dispensed - Adopted 3/4/2022
50. By Sen. Lindsay, Stollings, Rucker and Hamilton - **Designating March 7, 2022, as WV Library Day at Legislature** - Introduced 3/4/2022 - Committee reference dispensed - Adopted 3/7/2022
51. By Sen. Stollings and Takubo - **Designating month of February as National Cancer Prevention Month at Legislature** - Introduced 3/8/2022 - Committee reference dispensed - Adopted 3/9/2022
52. By Sen. Phillips, Stollings, Grady, Stover, Smith and Rucker - **Highlighting West Virginia's once-in-a-lifetime opportunity to strengthen national security and energy independence and supply world energy markets** - Introduced 3/9/2022 - Committee reference dispensed - Adopted 3/11/2022

53. By Sen. Takubo, Stollings, Jeffries, Phillips and Baldwin - **Designating March 10, 2022, as World Kidney Day at Legislature** - Introduced 3/9/2022 - Committee reference dispensed - Adopted 3/10/2022
54. By Sen. Caputo, Beach, Clements, Maroney, Stollings, Jeffries and Phillips - **Congratulating Fairmont Senior High School Polar Bears football team for winning 2021 Class AA state championship** - Introduced 3/9/2022 - Committee reference dispensed - Adopted 3/10/2022
55. By Sen. Romano, Stollings, Jeffries, Hamilton, Phillips and Martin - **Congratulating Bridgeport High School baseball team for winning 2021 Class AAA state championship** - Introduced 3/9/2022 - Committee reference dispensed - Adopted 3/11/2022
56. By Sen. Baldwin, Phillips, Stollings, Lindsay, Rucker and Jeffries - **Recognizing James Monroe High School Mavericks Youth Leadership Association students for their participation in Harvard University Model United Nations Conference** - Introduced 3/10/2022 - Committee reference dispensed - Adopted 3/11/2022
57. By Sen. Grady, Phillips, Lindsay and Jeffries - **Congratulating Point Pleasant High School Black Knights wrestling team for winning 2022 Class AA state championship** - Introduced 3/10/2022 - Committee reference dispensed - Adopted 3/11/2022
58. By Sen. Trump, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Weld, Woelfel and Woodrum - **Urging President to expedite entrance of Ukranian refugees into US** - Introduced 3/12/2022 - Committee reference dispensed - Adopted 3/12/2022
59. By Sen. Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel and Woodrum - **Recognizing dedicated public service of Honorable Michael J. Romano** - Introduced 3/12/2022 - Committee reference dispensed - Adopted 3/12/2022
60. By Sen. Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Takubo, Tarr, Trump, Weld, Woelfel and Woodrum - **Recognizing dedicated public service of Honorable Dave Sypolt** - Introduced 3/12/2022 - Committee reference dispensed - Adopted 3/12/2022

SENATE BILLS COMMUNICATED TO HOUSE

- *2. By Sen. Takubo - **Relating to unemployment benefits program** (original similar to HB4009) - Introduced 1/12/2022 - To Judiciary - Com. sub. reported

2/2/2022 - Passed Senate 2/8/2022 - Effective January 1, 2023 - To House 2/9/2022 - To Finance - Amended - On 3rd reading, House Calendar 3/12/2022

- *3. By Sen. Takubo, Nelson and Martin - **Requiring work search activities to qualify for unemployment benefits** (original similar to HB4018) - Introduced 1/12/2022 - To Finance - Com. sub. reported 2/2/2022 - Passed Senate 2/8/2022 - To House 2/9/2022 - To Finance
- *5. By Sen. Swope, Nelson, Baldwin, Jeffries, Phillips, Hamilton, Lindsay, Woodrum, Stollings, Plymale, Roberts, Takubo and Caputo - **Creating WV Unmanned Aircraft Systems Advisory Council** - Introduced 1/12/2022 - To Economic Development - Com. sub. reported 1/27/2022 - Amended - Passed Senate 2/1/2022 - To House 2/2/2022 - To Government Organization - Amended - Passed House 3/10/2022 - Title amended - Effective from passage
- *7. By Sen. Azinger, Trump and Swope - **Relating to damages for medical monitoring** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/1/2022 - Passed Senate 2/7/2022 - To House 2/8/2022 - To Judiciary - On 2nd reading, House Calendar 3/12/2022
- 9. By Sen. Romano, Lindsay, Jeffries, Stollings, Phillips and Caputo - **Providing continued eligibility for developmental disability services to dependents of military members** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - Senate reconsidered and passed bill 1/12/2022 - To House 1/17/2022 - To Veterans' Affairs and Homeland Security then Health and Human Resources - To House Health and Human Resources 2/2/2022
- 10. By Sen. Sypolt, Lindsay, Jeffries, Stollings, Phillips and Beach - **Relating to WVU Rifle Team electronic application donation program** (original similar to HB4605) - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Finance - To House Finance - Amended - Passed House 3/11/2022
- 22. By Sen. Roberts, Trump, Sypolt, Phillips and Lindsay - **Relating to exempting certain organizations from property taxation** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Education then Finance - To House Finance 3/1/2022
- *29. By Sen. Swope, Jeffries, Woodrum, Takubo and Nelson - **Providing fee for processing of criminal bonds** - Introduced 1/12/2022 - To Judiciary then Finance - Com. sub. reported 2/25/2022 - On 2nd reading to Finance 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary then Finance - To House Finance 3/8/2022
- *33. By Sen. Jeffries, Caputo, Lindsay, Woelfel, Stollings, Romano, Hamilton and Rucker - **Protecting consumers against businesses using automatic renewals without consent** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/10/2022 - Passed Senate 2/15/2022 - To House 2/15/2022 - To Judiciary

40. By Sen. Stollings, Lindsay, Jeffries, Caputo, Grady, Phillips, Romano and Beach - **Prohibiting insurance coverage from requiring prior authorization for tests to stage cancer** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Health and Human Resources then Finance
- *44. By Sen. Hamilton and Lindsay - **Requiring State Fire Commission propose rules for sprinkler protection for certain new buildings** - Introduced 1/12/2022 - To Government Organization - Com. sub. reported 1/19/2022 - Passed Senate 1/24/2022 - To House 1/25/2022 - To Fire Departments and Emergency Medical Services then Government Organization
60. By Sen. Beach and Lindsay - **Allowing BOE create and provide course in family and consumer sciences in secondary schools** - Introduced 1/12/2022 - To Education - Passed Senate 1/24/2022 - To House 1/25/2022 - To Education
- *64. By Sen. Smith, Sypolt, Woodrum, Hamilton, Romano and Nelson - **Allowing county commissions to impose amusement tax** (original similar to HB4513) - Introduced 1/12/2022 - To Government Organization then Finance - Com. sub. reported 2/18/2022 - To Finance 2/18/2022 - Passed Senate 3/1/2022 - Effective July 1, 2023 - To House 3/2/2022 - To Finance
- *71. By Sen. Swope - **Prohibiting political subdivisions from enacting certain ordinances, regulations, local policies, or other legal requirements** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/23/2022 - Amended - Passed Senate with amended title 2/28/2022 - To House 3/1/2022 - To Judiciary - On 2nd reading, House Calendar 3/12/2022
77. By Sen. Stollings, Lindsay, Jeffries, Caputo, Beach, Phillips and Grady - **Allowing certain veterans park free at metered parking in any state municipality** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Veterans' Affairs and Homeland Security then Government Organization - To House Government Organization 1/25/2022
- *86. By Sen. Woelfel, Grady, Lindsay, Caputo, Romano, Baldwin, Woodrum and Hamilton - **Creating criminal offense of sexual extortion** - Introduced 1/12/2022 - To Judiciary then Finance - Com. sub. reported 2/11/2022 - To Finance 2/11/2022 - Passed Senate with amended title 2/16/2022 - To House 2/17/2022 - To Judiciary
91. By Sen. Rucker, Phillips and Grady - **Creating "Choose Life" special registration plate supporting adoption** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 3/1/2022
98. By Sen. Hamilton, Lindsay, Jeffries, Caputo, Stollings, Phillips, Grady and Beach - **Creating nonresident three-day fishing license** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 3/2/2022

99. By Sen. Hamilton, Jeffries and Lindsay - **Continuing authority to index license and stamp fees** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Government Organization
- *100. By Sen. Nelson - **Establishing secondary location for racetrack video lottery terminals** - Introduced 1/12/2022 - To Finance - Com. sub. reported 2/24/2022 - Amended - Passed Senate with amended title 3/1/2022 - To House 3/2/2022 - To Judiciary then Finance
121. By Sen. Sypolt, Lindsay, Jeffries and Stollings - **Prohibiting person criminally responsible for another's death to participate in burial arrangements** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Judiciary
129. By Sen. Martin and Stollings - **Making it unlawful for public utility to prohibit customers from hiring contractors to construct, install, or maintain connections to public utility** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 3/1/2022
136. By Sen. Weld, Lindsay, Jeffries, Phillips, Caputo and Stollings - **Updating language regarding Fairmont State alumni license plates** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Technology and Infrastructure then Government Organization
- *137. By Sen. Weld, Woodrum, Woelfel and Romano - **Requiring persons convicted of certain felonies on or after March 8, 1995, provide DNA samples** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - To House 2/23/2022 - To Judiciary
141. By Sen. Weld, Lindsay and Jeffries - **Modifying requirement that racetrack participate in WV Thoroughbred Development Fund by certain date** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Finance
- *146. By Sen. Weld and Rucker - **Relating to interpretations of school laws** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/11/2022 - Passed Senate 2/16/2022 - To House 2/17/2022 - To Judiciary
- *151. By Sen. Phillips, Lindsay and Jeffries - **Creating license plate recognizing linemen** (original similar to SB 192) - Introduced 1/12/2022 - To Transportation and Infrastructure - Com. sub. reported 1/26/2022 - Passed Senate 1/31/2022 - To House 2/1/2022 - To Technology and Infrastructure then Government Organization
170. By Sen. Baldwin, Lindsay, Jeffries, Caputo, Stollings, Phillips and Grady - **Providing WV veterans discounts on fees and charges at state parks** - Introduced 1/12/2022 - Committee reference dispensed - Constitutional rule

suspended - Passed Senate 1/12/2022 - To House 1/17/2022 - To Agriculture and Natural Resources then Finance - To House Finance 3/2/2022

- *192. By Sen. Grady, Baldwin, Lindsay, Phillips, Woodrum, Karnes and Jeffries - **Establishing Civil Air Patrol license plate** (original similar to SB 151) - Introduced 1/12/2022 - To Transportation and Infrastructure - Com. sub. reported 1/26/2022 - Passed Senate 1/31/2022 - To House 2/1/2022 - To Technology and Infrastructure then Government Organization
- *216. By Sen. Azinger, Roberts, Maynard and Rucker - **Creating Student Journalist Press Freedom Restoration Act** - Introduced 1/12/2022 - To Education then Judiciary - Com. sub. reported 2/7/2022 - To Judiciary 2/7/2022 - Com. sub. for com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - Effective from passage - To House 2/23/2022 - To Education then Finance - To House Judiciary 3/1/2022
- *223. By Sen. Trump - **Relating to procedure to settle decedents' estates** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary
- *229. By Sen. Rucker, Baldwin and Grady - **Requiring impact statement in certain instances of school closing or consolidation** - Introduced 1/12/2022 - To Education then Finance - Com. sub. reported 1/19/2022 - 2nd reference dispensed - Passed Senate 1/24/2022 - To House 1/25/2022 - To Education then Finance - To House Finance 2/21/2022
- *230. By Sen. Rucker and Karnes - **Relating generally to public employees grievance procedure** - Introduced 1/12/2022 - To Judiciary - Com. sub. reported 2/18/2022 - Amended on 3rd reading - Passed Senate 2/24/2022 - To House 2/25/2022 - To Judiciary - Amended - Amended - House rejected 3/11/2022
- *266. By Sen. Rucker, Woodrum, Clements, Smith, Maroney and Romano - **Adding definition of "ammunition" for purposes of obtaining state license to carry concealed deadly weapon** (original similar to HB4086) - Introduced 1/13/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Judiciary
- *371. By Sen. Sypolt - **Authorizing miscellaneous boards and agencies to promulgate legislative rules** (original similar to HB4210) - Introduced 1/17/2022 - To Judiciary - Com. sub. reported 2/14/2022 - Amended on 3rd reading - Passed Senate 2/24/2022 - Effective from passage - To House 2/25/2022 - To Government Organization
- *413. By Sen. Hamilton, Beach, Boley, Clements, Grady, Jeffries, Karnes, Lindsay, Nelson, Roberts, Stollings, Stover, Trump, Weld, Woelfel, Baldwin, Phillips, Plymale, Martin, Romano, Rucker, Takubo, Smith and Woodrum - **Clarifying crime of harassment to include stalking** - Introduced 1/18/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary

414. By Sen. Sypolt - **Creating special revenue account for statewide records management program** (original similar to HB4318) - Introduced 1/18/2022 - To Finance - Passed Senate 2/21/2022 - To House 2/22/2022 - To Finance
- *415. By Sen. Tarr, Stollings and Nelson - **Capping severance tax collections in general revenue at specified percentage** - Introduced 1/18/2022 - To Finance - Com. sub. reported 2/11/2022 - Passed Senate 2/16/2022 - Effective from passage - To House 2/17/2022 - To Finance
- *417. By Sen. Sypolt, Brown, Hamilton, Martin, Maynard, Stollings, Stover, Woelfel, Lindsay, Caputo and Romano - **Relating to authorized expenditures of revenues from certain state funds for fire departments** (original similar to HB4101) - Introduced 1/18/2022 - To Government Organization then Finance - Com. sub. reported 1/21/2022 - 2nd reference dispensed - Passed Senate 1/26/2022 - To House 1/27/2022 - To Finance
- *420. By Sen. Sypolt, Brown, Hamilton, Martin, Maynard, Stollings, Stover, Roberts, Baldwin, Phillips, Jeffries, Woelfel, Lindsay, Romano, Smith, Maroney, Nelson, Caputo and Woodrum - **Relating to distribution of certain taxes and surcharges to benefit volunteer and part-volunteer fire departments** (original similar to HB4279) - Introduced 1/18/2022 - To Government Organization - Com. sub. reported 2/23/2022 - Passed Senate 2/28/2022 - Effective July 1, 2022 - To House 3/1/2022 - To Finance
- *431. By Sen. Weld - **Relating generally to Uniform Controlled Substances Act** - Introduced 1/19/2022 - To Judiciary - Com. sub. reported 1/25/2022 - Amended - Passed Senate 1/28/2022 - To House 1/31/2022 - To Prevention and Treatment of Substance Abuse then Judiciary - To House Judiciary 2/17/2022
- *439. By Sen. Woodrum, Trump and Lindsay - **Adopting Revised Uniform Athlete Agents Act of 2015** - Introduced 1/20/2022 - To Judiciary - Com. sub. reported 1/27/2022 - Passed Senate 2/1/2022 - To House 2/2/2022 - To Judiciary
442. By Sen. Nelson, Clements, Trump, Plymale and Hamilton - **Relating to WV Public Employee Retirement System** - Introduced 1/20/2022 - To Pensions then Finance - To Finance 1/27/2022 - Passed Senate 2/16/2022 - To House 2/17/2022 - To Pensions and Retirement then Finance - To House Finance - Amended - Passed House 3/11/2022
456. By Sen. Beach, Caputo and Rucker - **Requiring county boards of education to develop seizure action plans** - Introduced 1/20/2022 - To Health and Human Resources then Education - To Education 2/18/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Health and Human Resources then Education
- *472. By Sen. Trump and Weld - **Relating to access to juvenile records by certain employees of Division of Corrections and Rehabilitation** (original similar to HB4541) - Introduced 1/24/2022 - To Judiciary - Com. sub. reported 2/3/2022 - Passed Senate 2/9/2022 - To House 2/10/2022 - To Judiciary
480. By Sen. Smith, Phillips and Clements - **Relating to DEP Office of Oil and Gas** - Introduced 1/25/2022 - To Energy, Industry, and Mining then Finance - 2nd

- reference dispensed - Passed Senate 2/21/2022 - To House 2/22/2022 - To Finance
- *481. By Sen. Smith, Phillips, Caputo, Stollings, Lindsay, Woodrum, Jeffries and Hamilton - **Relating to Adopt-A-Stream Program** - Introduced 1/25/2022 - To Natural Resources - Com. sub. reported 2/1/2022 - Passed Senate 2/7/2022 - To House 2/8/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 3/2/2022
- *486. By Sen. Plymale, Woelfel, Caputo and Lindsay - **Allowing PERS retirees to designate special needs trust as beneficiary** (original similar to HB4676) - Introduced 1/25/2022 - To Pensions - Com. sub. reported 2/17/2022 - Passed Senate 2/22/2022 - To House 2/23/2022 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 3/11/2022 - Title amended
- *489. By Sen. Woodrum, Baldwin, Stollings, Phillips, Beach, Jeffries and Nelson - **Clarifying amount of deputy sheriff annual salary increase** - Introduced 1/26/2022 - To Government Organization - Com. sub. reported 2/16/2022 - Amended on 3rd reading - Passed Senate 2/25/2022 - To House 2/28/2022 - To Finance
493. By Sen. Roberts, Azinger, Boley, Grady, Karnes, Maynard, Phillips, Smith, Sypolt, Tarr, Trump, Woodrum, Takubo and Martin - **Requiring county BOE make meetings available to public in-person and through internet** - Introduced 1/27/2022 - To Education - Passed Senate 2/8/2022 - Effective July 1, 2022 - To House 2/9/2022 - To Education then Judiciary - To House Judiciary - Committee amendment rejected - Amended - Passed House 3/10/2022 - Title amended - Effective July 1, 2022 - Senate amended House amendment and passed 3/12/2022 - Effective July 1, 2022
- *494. By Sen. Plymale, Stollings, Woelfel, Baldwin, Caputo, Lindsay, Romano, Beach and Jeffries - **Creating Broadband Carrier Neutral and Open Access Infrastructure Development Fund** - Introduced 1/27/2022 - To Finance - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Finance
- *498. By Sen. Rucker, Azinger, Sypolt, Karnes and Maynard - **Creating Anti-Racism Act of 2022** - Introduced 1/28/2022 - To Education - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - Shall Senate message be rejected - To Education then Judiciary - To House Judiciary - Ruling sustained - Amended - Passed House 3/11/2022 - Title amended
- *509. By Sen. Rucker - **Relating to county BOE employee personal leave** - Introduced 1/31/2022 - To Education - Com. sub. reported 2/9/2022 - Amended - Amended on 3rd reading - Passed Senate with amended title 2/14/2022 - Effective July 1, 2023 - To House 2/15/2022 - To Education then Finance
532. By Sen. Nelson, Azinger, Clements, Lindsay, Trump, Stollings, Jeffries, Phillips and Plymale - **Requiring reports to Joint Committee on Pensions and Retirement every five years on deferred retirement option plans** (original similar to HB4462) - Introduced 2/1/2022 - To Pensions then Finance - 2nd reference dispensed - Passed Senate 2/15/2022 - To House 2/15/2022 - To Pensions and Retirement then Finance

- *534. By Sen. Azinger - **Clarifying that secondary source on insurance is not controlling authority** (original similar to HB4413) - Introduced 2/1/2022 - To Judiciary - Com. sub. reported 2/16/2022 - Passed Senate 2/21/2022 - To House 2/22/2022 - To Judiciary
540. By Sen. Nelson, Woodrum, Jeffries, Lindsay and Phillips - **Allowing municipal fire departments provide retirees with service weapon in certain circumstances** - Introduced 2/1/2022 - To Judiciary - Passed Senate 2/10/2022 - Effective from passage - To House 2/11/2022 - To Judiciary
541. By Sen. Azinger - **Requiring homeschooled child's academic assessment be submitted by certain date** - Introduced 2/1/2022 - To Education - Passed Senate 2/21/2022 - To House 2/22/2022 - To Education
- *543. By Sen. Roberts, Tarr, Woodrum, Baldwin, Smith and Jeffries - **Creating Unemployment Compensation Insurance Fraud Unit within Workforce WV** - Introduced 2/1/2022 - To Judiciary then Finance - Com. sub. reported 2/8/2022 - To Finance 2/8/2022 - Passed Senate 2/18/2022 - To House 2/21/2022 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 3/10/2022 - Title amended - Senate amended House amendment and passed 3/12/2022
- *550. By Sen. Tarr - **Relating to funding for higher education institutions** - Introduced 2/1/2022 - To Finance - Com. sub. reported 2/7/2022 - Passed Senate 2/10/2022 - To House 2/11/2022 - To Finance - On 2nd reading, House Calendar 3/12/2022
556. By Sen. Romano, Caputo, Jeffries, Martin, Trump, Stollings and Woodrum - **Removing outdated reference to federal officers' peace-keeping authority** - Introduced 2/2/2022 - To Judiciary - Passed Senate 2/23/2022 - Effective from passage - To House 2/24/2022 - To Judiciary
- *560. By Sen. Maynard, Stollings and Woodrum - **Defining Class 2 e-bikes** - Introduced 2/2/2022 - To Transportation and Infrastructure - Com. sub. reported 2/9/2022 - Passed Senate 2/14/2022 - To House 2/15/2022 - To Judiciary
- *574. By Sen. Maroney, Nelson, Takubo and Weld - **Relating to WV PEIA** - Introduced 2/3/2022 - To Health and Human Resources - Com. sub. reported 2/11/2022 - Amended - Rejected by Senate 2/18/2022 - Senate reconsidered action - Referred to Rules on 3rd reading 2/18/2022 - Amended on 3rd reading - Passed Senate with amended title 3/2/2022 - Effective July 1, 2023 - To House 3/3/2022 - To Finance - On 2nd reading, House Calendar 3/12/2022
576. By Sen. Maynard, Grady, Sypolt, Martin, Phillips and Woodrum - **Relating to unemployment insurance and COVID-19 vaccination requirement** - Introduced 2/3/2022 - To Judiciary - Passed Senate 2/10/2022 - To House 2/11/2022 - To Judiciary
- *586. By Sen. Weld - **Relating to athletic eligibility of transfer students** - Introduced 2/7/2022 - To Education - Com. sub. reported 2/18/2022 - Amended - Passed Senate with amended title 2/23/2022 - To House 2/24/2022 - To Education

- *588. By Sen. Trump, Lindsay, Baldwin, Stollings, Plymale and Woodrum - **Relating to WV Rails to Trails Program** - Introduced 2/7/2022 - To Judiciary - Com. sub. reported 2/22/2022 - Passed Senate 2/25/2022 - To House 2/25/2022 - To Government Organization - Amended - Passed House 3/12/2022
- *590. By Sen. Woelfel, Lindsay, Beach and Plymale - **Clarifying that tenancy includes persons who reside in sober living home** - Introduced 2/7/2022 - To Judiciary - Com. sub. reported 2/24/2022 - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary - Amended - Passed House 3/12/2022 - Title amended
617. By Sen. Maynard - **Relating to qualifications for members of boards, commissions, and other entities** - Introduced 2/11/2022 - To Government Organization - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Title amended
619. By Sen. Maynard, Baldwin, Stollings, Lindsay and Woodrum - **Relating to rulemaking for unidentified and unclaimed remains in possession of Chief Medical Examiner** - Introduced 2/11/2022 - To Government Organization - Passed Senate 2/23/2022 - To House 2/24/2022 - To Government Organization
- *632. By Sen. Tarr and Phillips - **Making Office of Emergency Medical Services independent office within Executive Branch** - Introduced 2/14/2022 - To Government Organization - Com. sub. reported 2/28/2022 - Amended - Passed Senate with amended title 3/2/2022 - Effective July 1, 2022 - To House 3/8/2022 - To Health and Human Resources
640. By Sen. Nelson - **Eliminating requirement of PSC to send certain recommended decisions by certified mail** (original similar to HB4769) - Introduced 2/15/2022 - To Government Organization - Passed Senate 2/24/2022 - To House 2/24/2022 - To Government Organization
- *645. By Sen. Karnes, Maynard, Phillips and Hamilton - **Regulating private schools for students with disabilities** - Introduced 2/15/2022 - To Education then Finance - Com. sub. reported 2/28/2022 - 2nd reference dispensed - Passed Senate 3/2/2022 - To House 3/3/2022 - To Education
- *649. By Sen. Nelson - **Requiring communication providers providing service or obtaining WV area codes to register with PSC** - Introduced 2/16/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Government Organization
651. By Sen. Grady, Azinger, Plymale, Karnes and Rucker - **Allowing county BOE participating in operation of multicounty vocational center to withdraw** - Introduced 2/16/2022 - To Education - Passed Senate 2/23/2022 - To House 2/24/2022 - To Education
- *653. By Sen. Weld, Caputo and Romano - **Relating to public higher education governance** (original similar to HB4723) - Introduced 2/16/2022 - To Education - Com. sub. reported 2/25/2022 - Amended - Passed Senate with amended title 3/2/2022 - Effective from passage - To House 3/3/2022 - To

Education - Amended - Passed House 3/12/2022 - Title amended - Effective from passage

- *655. By Sen. Takubo, Hamilton, Maynard, Phillips, Smith, Stollings, Tarr, Weld, Lindsay, Maroney, Roberts and Woodrum - **Authorizing tactical medical professional to carry firearm with specific training requirements** - Introduced 2/16/2022 - To Health and Human Resources - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary
- *659. By Sen. Trump, Caputo and Maroney - **Relating to nonintoxicating beer, wine, and liquor licenses and requirements** - Introduced 2/16/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Government Organization - On 2nd reading, House Calendar 3/11/2022 - On 2nd reading, House Calendar 3/12/2022
- *668. By Sen. Trump and Lindsay - **Clarifying eligibility for probation and parole conditions for sex offenses** - Introduced 2/17/2022 - To Judiciary - Com. sub. reported 2/25/2022 - Passed Senate 3/2/2022 - To House 3/3/2022 - To Judiciary - On 2nd reading, House Calendar 3/12/2022
669. By Sen. Nelson, Clements, Azinger, Lindsay, Plymale and Karnes (Originating in Senate Pensions) - **Relating to contribution levels of certain judges who participate in retirement system** - Introduced 2/17/2022 - Amended - Passed Senate with amended title 2/22/2022 - Effective July 1, 2023 - To House 2/23/2022 - To Pensions and Retirement then Finance - To House Finance 3/1/2022
670. By Sen. Nelson, Clements, Azinger, Karnes, Lindsay and Plymale (Originating in Senate Pensions) - **Permitting newly hired 911 personnel to participate in Emergency Medical Services Retirement System** - Introduced 2/17/2022 - Amended - Passed Senate with amended title 2/22/2022 - To House 2/23/2022 - To Pensions and Retirement then Finance - To House Finance 3/1/2022
- *671. By Sen. Trump and Woelfel - **Modernizing regulation of car-sharing services in WV** - Introduced 2/18/2022 - To Banking and Insurance then Judiciary - Com. sub. reported 2/25/2022 - On 2nd reading to Judiciary 2/25/2022 - Amended - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Judiciary
680. By Sen. Trump, Hamilton and Baldwin - **Adding Division of Corrections and Rehabilitation employees to Survivor Benefits Act** - Introduced 2/18/2022 - To Finance - Amended - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Finance
685. By Sen. Maynard, Swope, Brown, Lindsay, Martin, Nelson, Smith, Stover and Woodrum (Originating in Senate Government Organization) - **Relating to WV Real Estate License Act** - Introduced 2/18/2022 - Passed Senate 2/23/2022 - To House 2/24/2022 - To Government Organization - Amended - Passed House 3/12/2022 - Title amended
687. By Sen. Nelson and Rucker - **Relating to meetings among county boards of education** - Introduced 2/21/2022 - To Education - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Education

- *697. By Sen. Trump, Woelfel and Phillips - **Modifying and clarifying elements of kidnapping and unlawful restraint** - Introduced 2/21/2022 - To Judiciary - Com. sub. reported 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - To House 3/2/2022 - To Judiciary
- *701. By Sen. Weld, Romano, Maroney, Caputo, Grady and Smith - **Including children and spouses of deceased active-duty officers in eligibility for War Orphan Education Program** - Introduced 2/21/2022 - To Military - Com. sub. reported 2/23/2022 - Passed Senate 2/28/2022 - To House 3/1/2022 - To Education
703. By Sen. Trump, Weld and Phillips - **Relating to controlled substances schedule** - Introduced 2/21/2022 - To Health and Human Resources - Passed Senate 3/2/2022 - To House 3/3/2022 - To Health and Human Resources then Judiciary - To House Judiciary 3/4/2022
711. By Sen. Rucker - **Establishing alternative educational opportunities for elective course credit** - Introduced 2/21/2022 - To Education - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Education - Amended - Passed House 3/12/2022 - Title amended
721. By Sen. Swope, Martin, Brown, Hamilton, Jeffries, Roberts, Romano, Tarr, Woelfel and Woodrum (Originating in Senate Economic Development) - **Relating to municipalities required to be represented on county authority boards** - Introduced 2/24/2022 - Passed Senate with amended title 3/1/2022 - Effective from passage - To House 3/2/2022 - To Government Organization
727. By Sen. Azinger, Beach, Caputo, Grady, Karnes, Lindsay, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, Woodrum and Trump (Originating in Senate Judiciary) - **Directing ABC Administration discontinue purchase of alcoholic liquors from Russian Federation** - Introduced 2/28/2022 - Constitutional rule suspended - Passed Senate 3/1/2022 - Effective from passage - To House 3/2/2022 - To Judiciary
728. By Sen. Azinger, Beach, Caputo, Grady, Karnes, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requiring registered sex offenders pay annual fee** - Introduced 2/28/2022 - Amended - Passed Senate with amended title 3/2/2022 - To House 3/3/2022 - To Judiciary - On 1st reading, House Calendar 3/12/2022
730. By Sen. Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings and Swope (Originating in Senate Finance) - **Divesting state-managed funds from companies engaged with Russia or Russian energy** - Introduced 2/28/2022 - Passed Senate 3/2/2022 - Effective from passage - To House 3/3/2022 - To Finance

SENATE CONCURRENT RESOLUTIONS COMMUNICATED TO HOUSE

44. By Sen. Boley, Rucker, Azinger, Blair (Mr. President), Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld and Woodrum -

- Clarifying 1972 Equal Rights Amendment** - Introduced 2/10/2022 - Committee reference dispensed - Adopted by Senate 2/11/2022 - Motion to reject Senate message not adopted - To House 2/14/2022 - To Rules - To House Rules 2/14/2022
52. By Sen. Sypolt, Woodrum, Grady, Martin, Maynard, Rucker, Smith, Baldwin and Geffert (Originating in Senate Agriculture and Rural Development) - **Requesting study on establishing accredited school of veterinary medicine in WV** - Introduced 2/24/2022 - Adopted by Senate 2/25/2022 - To House 2/25/2022 - To Rules - To House Rules 2/25/2022
53. By Sen. Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Romano, Swope and Sypolt (Originating in Senate Energy, Industry, and Mining) - **Requesting Office of Miners' Health, Safety, and Training study need for health, safety, and training division in energy producing facilities** - Introduced 2/25/2022 - Adopted by Senate 2/28/2022 - To House 3/1/2022 - To Energy and Manufacturing then Rules - To House Energy and Manufacturing 3/1/2022
54. By Sen. Azinger, Beach, Caputo, Grady, Karnes, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting study of tolling statute of limitations on civil actions for Consumer Credit and Protection Act** - Introduced 2/28/2022 - Adopted by Senate 3/1/2022 - To House 3/2/2022 - To Judiciary then Rules - To House Judiciary 3/2/2022
56. By Sen. Azinger, Caputo, Grady, Karnes, Maynard, Phillips, Rucker, Smith, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting Joint Committee on Government and Finance study effect of Kenney v. Liston** - Introduced 3/8/2022 - Adopted by Senate 3/8/2022 - To House 3/8/2022 - To Rules - To House Rules 3/8/2022
57. By Sen. Maroney, Grady, Weld, Rucker, Azinger, Stover, Woodrum, Takubo, Stollings, Plymale, Roberts, Geffert and Lindsay (Originating in Senate Health and Human Resources) - **Requesting WV Insurance Commission study options for coverage and cost of dental procedures that result from cancer related dental and oral health procedures** - Introduced 3/8/2022 - Adopted by Senate 3/8/2022 - To House 3/8/2022 - To Rules - To House Rules 3/8/2022
58. By Sen. Caputo, Grady, Karnes, Phillips, Romano, Smith, Stover, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting Joint Committee on Government and Finance study common law cause of action for public nuisance** - Introduced 3/9/2022 - Adopted by Senate 3/9/2022 - To House 3/10/2022 - To Rules - To House Rules 3/10/2022
59. By Sen. Jeffries, Clements, Boley, Karnes, Maynard and Roberts (Originating in Senate Transportation and Infrastructure) - **Respectfully urging executive branches of US government and State of WV to provide adequate staffing for governmental agencies involved in infrastructure projects** - Introduced 3/9/2022 - Adopted by Senate 3/9/2022 - To House 3/10/2022 - To Rules - To House Rules 3/10/2022

60. By Sen. Karnes, Jeffries, Clements, Boley, Maynard and Roberts (Originating in Senate Transportation and Infrastructure) - **Requesting Joint Committee on Government and Finance study outdoor advertising and propose updates to state's outdoor advertising laws and regulations** - Introduced 3/9/2022 - Adopted by Senate 3/9/2022 - To House 3/10/2022 - To Rules - To House Rules 3/10/2022
61. By Sen. Rucker, Stollings and Baldwin - **Requesting Joint Committee on Government and Finance study how public libraries are funded and supported** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022
63. By Sen. Maynard, Swope, Brown, Martin, Nelson, Smith, Stover and Woodrum (Originating in Senate Government Organization) - **Requesting Committee on Government Organization study potential economic benefits and regulatory challenges associated with certain outdoor recreational opportunities** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022
64. By Sen. Rucker, Roberts, Azinger, Beach, Clements, Geffert, Grady, Karnes, Plymale, Romano, Stollings and Tarr (Originating in Senate Education) - **Requesting Joint Committee on Government and Finance study effectiveness of Local School Improvement Councils** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022
65. By Sen. Azinger, Grady, Romano, Rucker, Smith, Stover, Weld, Woodrum and Trump (Originating in Senate Judiciary) - **Requesting Joint Committee on Government and Finance study WV Consumer Credit and Protection Act** - Introduced 3/10/2022 - Adopted by Senate 3/11/2022 - To House 3/12/2022 - To Rules - To House Rules 3/12/2022

HOUSE BILLS COMMUNICATED TO SENATE

- *2096. By Del. Graves, Barrett, Hanna, Skaff, Lovejoy, Martin, Thompson and Wamsley - **Reinstating the film investment tax credit** - Introduced 1/12/2022 - To Finance - Amended - Passed House 2/22/2022 - To Senate 2/23/2022 - To Finance - Amended - Passed Senate with amended title 3/9/2022 - House concurred in Senate amendment and passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 273, Acts, Regular Session, 2022
- *2177. By Del. Phillips, Hott, McGeehan and Hansen - **Permitting the issuance of a state issued identification card without a photo on the card under certain conditions** - Introduced 1/12/2022 - To Government Organization - Passed House 1/25/2022 - To Senate 1/26/2022 - To Judiciary - Amended - Passed Senate with amended title 3/8/2022 - Effective from passage - House concurred in Senate amendment and passed 3/9/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 182, Acts, Regular Session, 2022
- *2184. By Del. Rohrbach, Pack and Pinson - **Increasing the penalties for exposure of governmental representatives to fentanyl or any other harmful drug** -

Introduced 1/12/2022 - To Judiciary - Amended - Passed House 1/24/2022 - To Senate 1/25/2022 - To Judiciary

- *2257. By Del. Steele, Pinson and Pack, L. - **Relating to extended supervision for certain drug offenders** - Introduced 1/12/2022 - To Judiciary - Amended - Passed House 2/14/2022 - To Senate 2/15/2022 - To Judiciary
2300. By Del. Foster, Fast, Lovejoy and Hott - **Including Family Court Judges in the Judges' Retirement System** - Introduced 1/12/2022 - To Pensions and Retirement then Finance - To House Finance 2/15/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary then Finance - To Judiciary 3/3/2022 - To Finance 3/4/2022 - Amended - Passed Senate with amended title 3/12/2022 - House refused to concur and requested Senate to recede 3/12/2022 - Senate receded and passed 3/12/2022 - To Governor 3/24/22 - Vetoed by Governor 3/30/22
2325. By Del. Foster - **Removing the requirement of continuing education for barbers and cosmetologists** - Introduced 1/12/2022 - To Government Organization - Passed House 1/25/2022 - To Senate 1/26/2022 - To Government Organization - Passed Senate 2/8/2022 - To Governor 2/15/22 - Approved by Governor 2/21/22 - Chapter 205, Acts, Regular Session, 2022
2562. By Del. Hott, Jeffries, D. and Kelly, D. - **Relating to litter control** - Introduced 1/12/2022 - To Judiciary - Amended - Passed House 1/28/2022 - To Senate 1/31/2022 - To Judiciary
- *2598. By Del. Kelly, J., Anderson, Mandt, Horst, Barnhart, Conley, Cooper, Zatezalo, Queen and Rohrbach - **Modifying the inspection requirements and the definition of an above ground storage tank** - Introduced 1/12/2022 - To Energy and Manufacturing then Health and Human Resources - 2nd reference dispensed - Amended - Passed House 2/15/2022 - Title amended - To Senate 2/16/2022 - To Energy, Industry, and Mining
2631. By Del. Hott, Kelly, D., Graves, Ward, B., Westfall, Dean, Paynter, Hamrick, Phillips, Mandt and Pritt - **Provide for WVDNR officers to be able to work "off duty"** - Introduced 1/12/2022 - To Agriculture and Natural Resources then Judiciary - To House Judiciary 1/19/2022 - Passed House 1/31/2022 - To Senate 2/1/2022 - To Natural Resources then Judiciary - To Natural Resources 2/1/2022 - To Judiciary 2/8/2022 - Passed Senate with amended title 3/10/2022 - House concurred in Senate title amendment 3/11/2022 - Passed House 3/11/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 217, Acts, Regular Session, 2022
- *2733. By Del. Longanacre, Wamsley, Nestor, Mandt, Dean, Phillips, Conley, Mallow, Forsht, Ferrell and Hamrick - **Relating to the establishment of a Combat Action Badge and Combat Action Ribbon special registration plates** - Introduced 1/12/2022 - To Veterans' Affairs and Homeland Security then Government Organization - To House Government Organization 2/2/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Transportation and Infrastructure then Finance - To Transportation and Infrastructure 3/2/2022 - 2nd reference dispensed - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To

Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 183, Acts, Regular Session, 2022

2751. By Del. Westfall, Hott and Martin - **Modernize the process for dissolution of municipal corporations in this State** - Introduced 1/12/2022 - To Political Subdivisions then Judiciary - To House Judiciary 2/17/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary
- *2798. By Del. Boggs, Hanshaw (Mr. Speaker), Hornbuckle, Rohrbach, Rowan, Zukoff, Sypolt, Paynter, Walker, Kelly, J. and Haynes - **Relating to requiring the Health Department to mandate mucopolysaccharidosis type 1 (MPS1) test for newborn babies, to be known as Embie's Law** - Introduced 1/12/2022 - To Senior, Children, and Family Issues then Health and Human Resources - To House Health and Human Resources 1/21/2022 - Passed House 2/21/2022 - To Senate 2/22/2022 - To Health and Human Resources - Referred to Finance on 2nd reading 3/9/2022
2817. By Del. Graves, Pack and Tully - **Donated Drug Repository Program** - Introduced 1/12/2022 - To Health and Human Resources - Passed House 1/31/2022 - To Senate 2/1/2022 - To Health and Human Resources - Amended - Passed Senate with amended title 3/7/2022 - House concurred in Senate amend with amend, passed bill 3/9/2022 - Senate concurred in House amendments and passed bill 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 59, Acts, Regular Session, 2022
- *2838. By Del. Westfall and Queen - **Authorize the ordering of restitution to the state for reimbursement of costs incurred for misuse of public funds, and to create the State Auditor's Public Integrity and Fraud Fund for use of said funds** - Introduced 1/12/2022 - To Judiciary then Finance - To House Finance 1/31/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary then Finance - To Judiciary 3/2/2022 - To Finance 3/4/2022 - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 240, Acts, Regular Session, 2022
- *2910. By Del. Foster, Kimble, Haynes, Wamsley, Kessinger, Espinosa, Kimes, Hardy and Crouse - **To modify the allowable number of magistrate judges per county** - Introduced 1/12/2022 - To Judiciary - Motion to divide question adopted - Amended - Passed House 3/2/2022 - House further considered bill - Title amended - To Senate 3/3/2022 - To Government Organization then Judiciary - To Government Organization 3/3/2022 - To Judiciary 3/7/2022 - Amended - Passed Senate with amended title 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 75, Acts, Regular Session, 2022
- *2972. By Del. Smith, Westfall, Steele, Zatezalo, Martin, Householder, Ellington and Pushkin - **Allowing a person to manufacture a stated amount of alcoholic liquor for personal consumption** - Introduced 1/12/2022 - To Judiciary - Passed House 1/24/2022 - To Senate 1/25/2022 - To Judiciary
- *3036. By Del. Steele and Foster - **Sunsetting the Board of Sanitarians** - Introduced 1/12/2022 - To Government Organization - Passed House 2/9/2022 - To Senate 2/10/2022 - To Government Organization

3073. By Del. Worrell, Lovejoy, Rowan, Rohrbach, Rowe, Hansen, Brown, Young, Wamsley, Hanna and Kessinger - **Relating to the West Virginia Emergency School Food Act** - Introduced 1/12/2022 - To Education then Finance - To House Finance 2/22/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Education - Amended - Passed Senate with amended title 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 100, Acts, Regular Session, 2022
3082. By Del. Anderson, Kelly, J., Espinosa and Riley - **Stabilizing funding sources for the DEP Division of Air Quality** - Introduced 1/12/2022 - To Finance - Passed House 2/23/2022 - Title amended - To Senate 2/24/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 123, Acts, Regular Session, 2022
- *3122. By Del. Riley and Rowe - **Relating to the establishment and operation of regional water, wastewater and stormwater authorities** - Introduced 1/12/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 1/25/2022 - Passed House 2/21/2022 - To Senate 2/22/2022 - To Government Organization
- *3220. By Del. Pack, Keaton, Mallow, Conley, Forsht, Longanacre, Haynes, Kimble, Burkhammer and Hanna - **Restrictions on Taxpayer funded lobbying** - Introduced 1/12/2022 - To Government Organization - Passed House 1/25/2022 - To Senate 1/26/2022 - To Government Organization - Amended - Passed Senate with amended title 2/10/2022 - Effective July 1, 2022 - House concurred in Senate amendment and passed 2/21/2022 - Effective July 1, 2022 - To Governor 2/24/22 - Approved by Governor 3/2/22 - Chapter 177, Acts, Regular Session, 2022
- *3223. By Del. Pack, Mandt and Crouse - **Prohibit state, county, and municipal governments from dedicating or naming any public structure for a public official who is holding office at the time** - Introduced 1/12/2022 - To Government Organization - Passed House 2/22/2022 - To Senate 2/23/2022 - To Government Organization - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 215, Acts, Regular Session, 2022
- *3231. By Del. Conley and Riley - **Public Utilities not required to pay interest on security deposits** - Introduced 1/12/2022 - To Judiciary - Passed House 1/25/2022 - To Senate 1/26/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 253, Acts, Regular Session, 2022
3303. By Del. Kelly, D., Boggs, Capito, Fast, Westfall and Pack, L. - **Relating to clarifying the process of filling vacancies on ballots** - Introduced 1/12/2022 - To Judiciary - Passed House 1/24/2022 - To Senate 1/25/2022 - To Judiciary - Amended - Passed Senate with amended title 2/22/2022 - Effective from passage - House concurred in Senate amend with amend, passed bill 2/24/2022 - Effective from passage - Senate concurred in House amendments and passed bill 2/25/2022 - Effective from passage - To Governor 3/2/22 - Approved by Governor 3/2/22 - Chapter 112, Acts, Regular Session, 2022
- *3312. By Del. Steele and Mallow - **Establishing a memorial to child labor and child workers who died in the course of employment in this state** - Introduced

1/12/2022 - To Government Organization - Passed House 1/25/2022 - To Senate 1/26/2022 - To Government Organization - Passed Senate 2/17/2022 - To Governor 2/22/22 - Approved by Governor 2/28/22 - Chapter 165, Acts, Regular Session, 2022

- *4001. By Del. Linville, Pack, Holstein, Toney, Mallow, Hamrick, Barnhart, Worrell, Kimble, Rowan and Nestor - **Generally relating to broadband** - Introduced 1/13/2022 - To Technology and Infrastructure then Finance - To House Finance 2/11/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Economic Development then Finance - To Economic Development 3/3/2022 - Referred to Finance on 2nd reading 3/9/2022 - Amended - Passed Senate 3/12/2022 - House concurred in Senate amend with amend, passed bill 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/25/22 - Vetoed by Governor 3/30/22
- *4002. By Del. Riley, Wamsley, Cooper, Queen, Storch, Barrett, Hamrick, Worrell, Kimes, Smith and Espinosa - **Creating the Certified Sites and Development Readiness Program** - Introduced 1/13/2022 - To Energy and Manufacturing then Finance - To House Finance 1/21/2022 - Passed House 2/16/2022 - To Senate 2/17/2022 - To Economic Development - Referred to Finance 2/24/2022 - Passed Senate 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 91, Acts, Regular Session, 2022
- *4003. By Del. Keaton, Barrett, Hanshaw (Mr. Speaker), Summers, Espinosa, Riley, Howell, Burkhammer, Clark, Pack and Maynor - **Relating generally to commercial benefit of substances removed from waters of the state by the treatment of mine drainage** (original similar to SB458) - Introduced 1/13/2022 - To Energy and Manufacturing then Judiciary - To House Judiciary 1/28/2022 - Passed House 2/7/2022 - To Senate 2/8/2022 - To Energy, Industry, and Mining - Amended - Passed Senate 3/8/2022 - House concurred in Senate amend with title amend, passed 3/9/2022 - Senate concurred in House title amendment 3/10/2022 - Passed Senate 3/10/2022 - To Governor 3/25/22 - Became law without Governor's signature 3/30/22 - Chapter 124, Acts, Regular Session, 2022
- *4004. By Del. Rowan, Crouse, Dean, Kimes, Ward, G., Maynor, Worrell, Hanna, Barrett, Conley and Horst - **Relating to limiting an abortion to fifteen weeks' gestation** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary - To House Judiciary 1/14/2022 - Passed House 2/15/2022 - To Senate 2/16/2022 - To Health and Human Resources then Judiciary - To Health and Human Resources 2/16/2022 - 2nd reference dispensed - On 2nd reading 3/12/2022
- *4005. By Del. Tully, Dean, Worrell, Longanacre, Toney, Crouse, Burkhammer, Conley, Jeffries, D., Mazzocchi and Mallow - **Relating to fetal body parts** - Introduced 1/12/2022 - To Health and Human Resources then Judiciary - To House Judiciary 1/14/2022 - Amended - Passed House 2/15/2022 - To Senate 2/16/2022 - To Health and Human Resources then Judiciary - To Health and Human Resources 2/16/2022 - Referred to Judiciary on 2nd reading 3/9/2022
4007. By Del. Householder, Summers, Espinosa, Linville, Criss, Graves, Riley, Rowan, Gearheart, Hott and Ellington - **To reduce personal income tax rates**

- Introduced 2/3/2022 - To Finance - Passed House 2/11/2022 - To Senate 2/14/2022 - To Finance
- *4008. By Del. Ellington, Statler, Criss, Householder, Smith, Gearheart, Espinosa, Hanna, Horst, Bridges and Rohrbach - **Relating to Higher Education Policy Commission funding formula** - Introduced 1/24/2022 - To Education then Finance - To House Finance 1/27/2022 - Passed House 2/16/2022 - To Senate 2/17/2022 - To Education then Finance - To Education 2/17/2022 - To Finance 3/3/2022 - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 149, Acts, Regular Session, 2022
- *4012. By Del. Horst, Jeffries, J., Steele, Conley, Crouse, Maynor, Ward, G., Worrell, Foster, Dean and Nestor - **Prohibiting the showing of proof of a COVID-19 vaccination** - Introduced 1/24/2022 - To Health and Human Resources then Judiciary - To House Judiciary 2/7/2022 - Amended - Passed House 3/1/2022 - To Senate 3/2/2022 - To Health and Human Resources then Judiciary - To Health and Human Resources 3/2/2022 - Referred to Judiciary on 2nd reading 3/9/2022 - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - Senate concurred in House changed effective date 3/12/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 227, Acts, Regular Session, 2022
4019. By Del. Ellington, Clark and Longanacre (Originating in House Education) - **Relating to deadlines for public charter schools** - Introduced 2/17/2022 - Passed House 2/22/2022 - Effective from passage - To Senate 2/23/2022 - To Education - Passed Senate 3/8/2022 - Effective from passage - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 101, Acts, Regular Session, 2022
- *4020. By Del. Rohrbach, Zukoff, Honaker, Walker, Griffith, Miller, Forsht and Longanacre (Originating in House Health and Human Resources) - **Relating to reorganizing the Department of Health and Human Resources** - Introduced 2/16/2022 - To House Finance 2/16/2022 - Amended - Passed House 3/2/2022 - To Senate 3/3/2022 - To Finance - Passed Senate 3/11/2022 - Senate reconsidered action - Amended - Passed Senate 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Vetoed by Governor 3/30/22
- *4021. By Del. Horst, Clark, Tully, Toney, Longanacre, Thompson, Doyle, Bridges, Evans, Walker and Mazzocchi (Originating in House Education) - **Relating to the Medical Student Loan Program** - Introduced 2/17/2022 - To House Finance 2/17/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Education - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 150, Acts, Regular Session, 2022
4024. By Del. Espinosa, Steele, Foster, Clark, Maynor, Ellington and Young - **Creating a cosmetology apprentice program that allows companies to train employees for practical real-world experience** - Introduced 1/12/2022 - To Workforce Development then Government Organization - To House Government Organization 1/20/2022 - Passed House 1/28/2022 - To Senate 1/31/2022 - To Government Organization - Passed Senate 2/14/2022 - To

Governor 2/17/22 - Approved by Governor 2/23/22 - Chapter 206, Acts, Regular Session, 2022

- *4025. By Del. Anderson, Kelly, J., Zatezalo, Pethtel, Riley, Boggs, Bridges, Evans, Maynard, Paynter and Burkhammer - **Providing exemption to severance tax for severing rare earth elements and other critical minerals** - Introduced 1/12/2022 - To Energy and Manufacturing then Finance - To House Finance 1/28/2022 - Amended - Passed House 2/17/2022 - To Senate 2/18/2022 - To Finance - Amended - Passed Senate with amended title 3/12/2022 - House refused to concur and requested Senate to recede 3/12/2022
- *4032. By Del. Smith, Steele, Brown, Lovejoy, McGeehan, Rowan, Ellington, Skaff, Hanshaw (Mr. Speaker), Capito and Garcia - **Modifying the criminal penalties imposed on a parent, guardian or custodian for child abuse** - Introduced 1/12/2022 - To Judiciary - Passed House 2/10/2022 - To Senate 2/11/2022 - To Judiciary
4048. By Del. Horst, Householder, Howell, Linville, Fast, Ward, B., Dean, Kimble, McGeehan, Barrett and Steele - **WV Keep, Bear and Drive with Arms Act** (original similar to SB469) - Introduced 1/12/2022 - To Agriculture and Natural Resources then Judiciary - To House Judiciary 1/19/2022 - Passed House 1/31/2022 - To Senate 2/1/2022 - To Judiciary - Amended - Passed Senate with amended title 2/18/2022 - House concurred in Senate amendment and passed 2/23/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 286, Acts, Regular Session, 2022
- *4050. By Del. Summers and Hanshaw (Mr. Speaker) - **Defining terms related to livestock trespassing** - Introduced 1/12/2022 - To Agriculture and Natural Resources then Judiciary - To House Judiciary 2/9/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Agriculture and Rural Development - Amended - Passed Senate 3/10/2022 - House concurred in Senate amendment and passed 3/11/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 8, Acts, Regular Session, 2022
- *4059. By Del. Rohrbach, Jeffries, D., Summers, Pack, Ward, G., Worrell, Rowan, Forsht, Mallow and Jennings - **Clarifying that new Department of Health and Human Resources' Deputy Commissioners are exempt from civil service** - Introduced 1/12/2022 - To Health and Human Resources - Passed House 1/19/2022 - Effective from passage - To Senate 1/20/2022 - To Health and Human Resources - Amended - Passed Senate with amended title 3/11/2022 - Effective from passage - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 218, Acts, Regular Session, 2022
4060. By Del. Rohrbach, Summers, Reed, Tully, Pack, Ward, G., Bates, Worrell, Rowan, Forsht and Jennings - **Repealing outdated sections of code relating to health** - Introduced 1/12/2022 - To Health and Human Resources - Passed House 1/19/2022 - To Senate 1/20/2022 - To Health and Human Resources - Passed Senate 2/21/2022 - To Governor 2/24/22 - Approved by Governor 3/2/22 - Chapter 54, Acts, Regular Session, 2022
- *4062. By Del. Criss and Booth - **Removing the residency requirement for the Commissioner of the Division of Highways** - Introduced 1/13/2022 - To

Government Organization - Passed House 1/25/2022 - To Senate 1/26/2022 - To Transportation and Infrastructure - Amended - Passed Senate with amended title 2/8/2022 - House concurred in Senate amendment and passed 2/10/2022 - To Governor 2/15/22 - Approved by Governor 2/21/22 - Chapter 139, Acts, Regular Session, 2022

4064. By Del. Hanna, Jeffries, J., Keaton, Maynor, Pinson, Linville and Hamrick - **Allowing antique car license plates for cars over 10,000lbs** - Introduced 1/13/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 2/1/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Government Organization then Finance - To Government Organization 3/2/2022 - To Finance 3/7/2022
- *4065. By Del. Booth, Smith, Phillips, Barnhart, Wamsley, Worrell, Howell, Dean, Bridges, Summers and Paynter - **Allowing the Division of Natural Resources to teach hunter's safety courses in school** - Introduced 1/13/2022 - To Education - Passed House 1/25/2022 - To Senate 1/26/2022 - To Education - Amended - Passed Senate with amended title 3/7/2022 - House concurred in Senate amendment and passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 102, Acts, Regular Session, 2022
- *4067. By Del. Summers, Steele and Foster - **To make certain agency reports electronic or eliminating certain agency reports altogether** - Introduced 1/13/2022 - To Government Organization - Passed House 1/21/2022 - Title amended - Effective from passage - To Senate 1/24/2022 - To Government Organization - Amended - Passed Senate with amended title 2/3/2022 - Effective from passage - House concurred in Senate amend with amend, passed bill 2/9/2022 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 2/10/2022 - Effective from passage - To Governor 2/17/22 - Approved by Governor 2/23/22 - Chapter 140, Acts, Regular Session, 2022
- *4071. By Del. Maynor, Steele, Honaker, Smith, Tully, Kessinger, Ward, B., Foster, Ellington, Keaton and Gearheart - **Mask and Quarantine Option For Parents and Faculty** - Introduced 1/13/2022 - To Education then Judiciary - To House Judiciary 1/20/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Education then Judiciary - To Education 3/2/2022 - To Judiciary 3/8/2022
- *4074. By Del. Clark, Hanna, Householder, Thompson, Espinosa, Keaton, Haynes, Mandt, Hardy, Crouse and Pinson - **Require schools provide eating disorder and self-harm training for teacher and students** - Introduced 1/13/2022 - To Education - Passed House 1/25/2022 - To Senate 1/26/2022 - To Education then Finance - To Education 1/26/2022 - 2nd reference dispensed - Amended - Passed Senate with amended title 2/10/2022 - House concurred in Senate amendment and passed 2/11/2022 - To Governor 2/15/22 - Approved by Governor 2/21/22 - Chapter 103, Acts, Regular Session, 2022
- *4077. By Del. Howell, Maynor, Haynes, Martin, Tully, Hamrick, Maynard, Paynter, Ferrell, Zatezalo and Jeffries, D. - **Provide certain classes of property protections from creditor collections** - Introduced 1/13/2022 - To Judiciary - Passed House 2/18/2022 - To Senate 2/21/2022 - To Judiciary

- *4084. By Del. Zatezalo, Anderson, Kelly, J., Reynolds, Howell, Miller, Forsht, Keaton, Mandt, Evans and Young - **Relating to advanced recycling** - Introduced 1/14/2022 - To Small Business, Entrepreneurship and Economic Development then Energy and Manufacturing - To House Energy and Manufacturing 1/27/2022 - Passed House 2/8/2022 - To Senate 2/9/2022 - To Economic Development - Amended - Passed Senate 3/1/2022 - House concurred in Senate amendment and passed 3/3/2022 - To Governor 3/9/22 - Approved by Governor 3/30/22 - Chapter 125, Acts, Regular Session, 2022
- *4087. By Del. Nestor, Jennings, Horst, Zatezalo, Reynolds, Reed, Booth, Haynes and Mandt - **Allowing variance in state fire code for certain buildings used solely for emergency equipment storage** - Introduced 1/14/2022 - To Fire Departments and Emergency Medical Services then Government Organization - To House Government Organization 2/3/2022 - Passed House 2/21/2022 - To Senate 2/22/2022 - To Government Organization - Amended on 3rd reading - Passed Senate 3/11/2022 - Title amended - House refused to concur and requested Senate to recede 3/12/2022
4097. By Del. Holstein, Steele, Summers, Maynard, Barnhart, Wamsley, Keaton and Mandt - **To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission.** - Introduced 1/17/2022 - To Judiciary - Passed House 1/31/2022 - To Senate 2/1/2022 - To Judiciary - Amended - Passed Senate with amended title 2/15/2022 - House refused to concur and requested Senate to recede 3/9/2022 - Senate refused to recede and requested conference 3/10/2022 - To conference 3/11/2022 - House adopted conference report and passed bill 3/12/2022 - Senate adopted conference report and passed bill 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 113, Acts, Regular Session, 2022
- *4098. By Del. Anderson, Kelly, J., Steele, Boggs, Pethel, Burkhammer, Riley, Statler, Westfall, Wamsley and Reynolds - **Relating to Geothermal Energy Development** - Introduced 1/17/2022 - To Energy and Manufacturing then Judiciary - To House Judiciary 1/27/2022 - Passed House 2/10/2022 - To Senate 2/11/2022 - To Energy, Industry, and Mining then Judiciary - To Energy, Industry, and Mining 2/11/2022 - To Judiciary 3/4/2022 - Amended - Passed Senate 3/11/2022 - Title amended - House concurred in Senate amend with amend, passed bill 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 126, Acts, Regular Session, 2022
- *4105. By Del. Toney, Rowan, Paynter, Booth, Dean, Ferrell, Cooper and Ellington - **Relating to service employees with National Association for Pupil Transportation Certifications** - Introduced 1/17/2022 - To Education - Amended - Passed House 2/24/2022 - To Senate 2/25/2022 - To Education - Referred to Rules on 3rd reading 3/12/2022
4110. By Del. Toney, Hanshaw (Mr. Speaker), Paynter, Dean, Ferrell, Statler, Cooper, Ellington and Booth - **Relating to staffing levels at multi-county vocational centers** - Introduced 1/17/2022 - To Education - Passed House 2/1/2022 - To Senate 2/2/2022 - To Education - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 104, Acts, Regular Session, 2022

- *4111. By Del. Rohrbach, Jeffries, D., Summers, Reed, Ward, G., Bates, Rowan, Forsht, Mallow and Worrell - **Relating to the prescriptive authority of advance practice registered nurses** - Introduced 1/17/2022 - To Health and Human Resources then Judiciary - To House Judiciary 1/19/2022 - Passed House 2/7/2022 - To Senate 2/8/2022 - To Health and Human Resources then Judiciary - To Health and Human Resources 2/8/2022 - To Judiciary 2/18/2022 - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amend with amend, passed bill 3/12/2022 - Title amended
- *4112. By Del. Rohrbach, Jeffries, D., Tully, Pack, Ward, G., Bates, Worrell, Rowan, Forsht, Mallow and Jennings - **Provide consumers a choice for pharmacy services** - Introduced 1/17/2022 - To Health and Human Resources - Passed House 1/25/2022 - To Senate 1/26/2022 - To Health and Human Resources - Amended - Passed Senate 3/11/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 159, Acts, Regular Session, 2022
- *4113. By Del. Rohrbach, Summers, Jeffries, D., Tully, Ward, G., Bates, Reed, Worrell, Rowan and Mallow - **Public Health definitions and powers of secretary and commissioner** - Introduced 1/17/2022 - To Health and Human Resources - Passed House 1/25/2022 - Effective from passage - To Senate 1/26/2022 - To Health and Human Resources - Amended - Passed Senate 3/9/2022 - Effective from passage - House concurred in Senate amendment and passed 3/10/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 228, Acts, Regular Session, 2022
- *4114. By Del. Foster - **Authorizing certain agencies of the Department of Administration to promulgate legislative rules** (original similar to SB275) - Introduced 1/18/2022 - To Judiciary - Passed House 2/11/2022 - Effective from passage - To Senate 2/14/2022 - To Judiciary - Passed Senate 2/18/2022 - Effective from passage - To Governor 2/24/22 - Approved by Governor 3/2/22 - Chapter 172, Acts, Regular Session, 2022
- *4126. By Del. Foster - **Authorizing certain agencies of the Department of Health and Human Resources to promulgate legislative rules** (original similar to SB287) - Introduced 1/18/2022 - To Health and Human Resources then Judiciary - To House Judiciary 2/2/2022 - Passed House 2/15/2022 - Effective from passage - To Senate 2/16/2022 - To Judiciary - Amended - Passed Senate 2/28/2022 - Effective from passage - House concurred in Senate amendment and passed 3/3/2022 - Effective from passage - To Governor 3/9/22 - Approved by Governor 3/30/22 - Chapter 173, Acts, Regular Session, 2022
- *4141. By Del. Foster - **Authorizing the Governor's Committee on Crime, Delinquency and Corrections to promulgate a legislative rule relating to Law Enforcement Training and Certification Standards** (original similar to SB302) - Introduced 1/18/2022 - To Veterans' Affairs and Homeland Security then Government Organization - To House Government Organization 2/8/2022 - Passed House 2/18/2022 - Effective from passage - To Senate 2/21/2022 - To Judiciary - Passed Senate with amended title 3/8/2022 - Effective from passage - House concurred in Senate title amendment 3/9/2022 - Passed House 3/9/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 174, Acts, Regular Session, 2022

- *4242. By Del. Foster - **Authorizing the Division of Labor to promulgate a legislative rule relating to Child Labor** (original similar to SB403) - Introduced 1/18/2022 - To Workforce Development then Government Organization - To House Government Organization 2/3/2022 - Passed House 2/18/2022 - Effective from passage - To Senate 2/21/2022 - To Judiciary - Passed Senate 3/8/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 175, Acts, Regular Session, 2022
- *4252. By Del. Rohrbach, Summers, Tully, Jeffries, D., Ward, G., Bates, Jennings, Worrell, Rowan, Forsht and Fleischauer - **To reduce copy cap on insulin and devices** - Introduced 1/18/2022 - To Health and Human Resources - Passed House 1/26/2022 - To Senate 1/27/2022 - To Health and Human Resources - Referred to Finance 3/2/2022 - Amended - Passed Senate 3/17/2022 - Title amended
- *4257. By Del. Jeffries, D., Summers, Rohrbach, Tully, Ward, G., Bates, Jennings, Worrell, Rowan, Forsht and Mallow - **Require visitation immediately following a procedure in a health care facility** - Introduced 1/19/2022 - To Health and Human Resources - Passed House 1/31/2022 - Effective from passage - To Senate 2/1/2022 - To Health and Human Resources - Amended - Passed Senate 3/9/2022 - Title amended - Effective from passage - House concurred in Senate amendment and passed 3/10/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 229, Acts, Regular Session, 2022
- *4259. By Del. Hanshaw (Mr. Speaker) and Skaff - **Creating the West Virginia Small Business Jumpstart Act** - Introduced 1/19/2022 - To Finance - Passed House 2/16/2022 - Effective from passage - To Senate 2/17/2022 - To Finance
- *4262. By Del. Steele and Foster - **Relating to licensure for polygraph examiners** - Introduced 1/19/2022 - To Government Organization - Amended - Passed House 2/22/2022 - Title amended - To Senate 2/23/2022 - To Government Organization
- *4263. By Del. Rohrbach, Reed, Tully, Pack, Ward, G., Bates, Jeffries, D., Rowan, Forsht and Mallow - **Prohibit the practice of white bagging** - Introduced 1/19/2022 - To Health and Human Resources - Passed House 1/31/2022 - To Senate 2/1/2022 - To Health and Human Resources
4264. By Del. Boggs, Queen, Westfall, Hanshaw (Mr. Speaker), Pethtel, Evans, Kelly, J. and Kimble - **Change designation of Glenville State College to "Glenville State University"** - Introduced 1/19/2022 - To Education - Passed House 2/22/2022 - Effective from passage - To Senate 2/22/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 2/22/2022 - Effective from passage - To Governor 2/22/22 - Approved by Governor 2/23/22 - Chapter 151, Acts, Regular Session, 2022
- *4276. By Del. Rohrbach, Reed, Summers, Tully, Jeffries, D., Pack, Ward, G., Bates, Jennings, Worrell and Rowan - **WVU to create a Parkinson's disease registry** - Introduced 1/19/2022 - To Health and Human Resources - Passed House 1/26/2022 - Effective from passage - To Senate 1/27/2022 - To Health and Human Resources - Amended - Passed Senate with amended title 2/10/2022 -

Effective from passage - House concurred in Senate amendment and passed 2/15/2022 - Effective from passage - To Governor 2/17/22 - Approved by Governor 2/23/22 - Chapter 230, Acts, Regular Session, 2022

- *4282. By Del. Steele and Wamsley - **Relating to establishing next generation 911 services in this state** - Introduced 1/19/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 2/8/2022 - Passed House 2/21/2022 - To Senate 2/22/2022 - To Government Organization - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 246, Acts, Regular Session, 2022
- *4285. By Del. Steele, Foster and Booth - **Relating to real estate appraiser licensing board requirements** - Introduced 1/19/2022 - To Government Organization then Judiciary - 2nd reference dispensed - Passed House 3/1/2022 - To Senate 3/2/2022 - To Government Organization - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 207, Acts, Regular Session, 2022
4286. By Del. Steele and Foster - **Relating to exempting persons employed as attorneys from the civil service system** - Introduced 1/19/2022 - To Government Organization - Passed House 2/1/2022 - To Senate 2/2/2022 - To Government Organization - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 219, Acts, Regular Session, 2022
4288. By Del. Steele, Foster, Rohrbach, Jeffries, D., Wamsley, Pushkin and Fleischauer - **Relating to expanding the practice of auricular acudetox to professions approved by the acupuncturist board** - Introduced 1/19/2022 - To Health and Human Resources then Government Organization - To House Government Organization 1/21/2022 - Passed House 1/28/2022 - To Senate 1/31/2022 - To Health and Human Resources then Government Organization - To Health and Human Resources 1/31/2022 - To Government Organization 3/2/2022 - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 208, Acts, Regular Session, 2022
4291. By Del. Ellington - **Relating to authorizing legislative rules regarding higher education** - Introduced 1/20/2022 - To Education - Passed House 1/28/2022 - To Senate 1/31/2022 - To Education - Passed Senate 3/7/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 152, Acts, Regular Session, 2022
- *4293. By Del. Maynard, Howell, Holstein, Linville, Householder, Steele, Anderson, Hott, Keaton, Dean and Bridges - **Prohibiting mass mailing of absentee ballots** - Introduced 1/20/2022 - To Judiciary - Amended - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary
- *4295. By Del. Westfall, Espinosa and Hott - **To transfer the State Office of the National Flood Insurance Program from the Offices of the Insurance Commissioner to the Division of Emergency Management** - Introduced 1/20/2022 - To Banking and Insurance then Veterans' Affairs and Homeland Security then Government Organization - To House Veterans' Affairs and Homeland Security 1/27/2022 - To House Government Organization 2/2/2022 - Passed House 2/11/2022 - To Senate 2/14/2022 - To Banking and Insurance

then Government Organization - To Banking and Insurance 2/14/2022 - To Government Organization 2/22/2022 - Amended - Constitutional rule suspended - Passed Senate 3/7/2022 - Title amended - House concurred in Senate amendment and passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 160, Acts, Regular Session, 2022

4296. By Del. Westfall - **To revise outdated provisions within Chapter 23 of the West Virginia Code, which pertains to workers' compensation** - Introduced 1/20/2022 - To Judiciary - Passed House 2/7/2022 - To Senate 2/8/2022 - To Judiciary - Passed Senate 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 287, Acts, Regular Session, 2022

*4297. By Del. Westfall and Pack - **To facilitate the sharing of information between the Department of Health and Human Resources and the State Auditor's office in order to investigate reports of financial abuse and neglect of a vulnerable adult** - Introduced 1/20/2022 - To Government Organization then Judiciary - To House Judiciary 1/27/2022 - Passed House 2/10/2022 - To Senate 2/11/2022 - To Judiciary - Constitutional rule suspended - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 141, Acts, Regular Session, 2022

4299. By Del. Holstein, Horst, Sypolt, Hanna, Linville, Wamsley, Keaton, Kimble, Pack, Summers and Tully - **To prohibit the intentional interference with election processes and creating associated criminal penalties** - Introduced 1/20/2022 - To Judiciary - Amended - Passed House 1/31/2022 - To Senate 2/1/2022 - To Judiciary - Amended - Passed Senate with amended title 2/18/2022 - House concurred in Senate amendment and passed 2/24/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 114, Acts, Regular Session, 2022

4301. By Del. Rohrbach - **Reforming membership requirements of Huntington Park and Recreation District Board** - Introduced 1/20/2022 - To Government Organization - Passed House 1/28/2022 - To Senate 1/31/2022 - To Judiciary - Amended - Passed Senate with amended title 2/8/2022 - Effective from passage - House concurred in Senate amendment and passed 2/10/2022 - Effective from passage - Title amended - Effective from passage - Senate refused to concur in House amendment 2/14/2022 - House receded 2/14/2022 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 2/14/2022 - Effective from passage - To Governor 2/15/22 - Approved by Governor 2/16/22 - Chapter 288, Acts, Regular Session, 2022

4307. By Del. Capito, Garcia, Pinson, Pushkin and Lovejoy - **Increase some benefits payable from Crime Victims Compensation Fund** - Introduced 1/20/2022 - To Judiciary then Finance - To House Finance 1/25/2022 - Passed House 2/15/2022 - To Senate 2/16/2022 - To Judiciary then Finance - To Judiciary 2/16/2022 - To Finance 2/23/2022 - Passed Senate with amended title 3/12/2022 - House concurred in Senate title amendment 3/12/2022 - Passed House 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 77, Acts, Regular Session, 2022

4308. By Del. Capito, Zukoff, Fluharty, Garcia, Kimble, Lovejoy and Pushkin - **Authorizing disclosure of juvenile information to Crime Victims Compensation Fund for investigation and award of benefits** - Introduced

1/20/2022 - To Judiciary - Passed House 1/28/2022 - To Senate 1/31/2022 - To Judiciary - Amended - Passed Senate 2/17/2022 - Title amended - House concurred in Senate amendment and passed 2/21/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 78, Acts, Regular Session, 2022

- *4311. By Del. Holstein, Bridges, Pritt, Kimble, Pack, Summers, Tully, Conley, Ward, G., Barnhart and Keaton - **Creating criminal penalties for illegal voting activity** - Introduced 1/21/2022 - To Judiciary - Passed House 2/3/2022 - To Senate 2/7/2022 - To Judiciary - Amended - Passed Senate with amended title 3/10/2022 - House concurred in Senate amendment and passed 3/11/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 115, Acts, Regular Session, 2022
4312. By Del. Holstein, Hanna, Bridges, Tully, Barnhart, Maynor, Honaker, Crouse and Ward, B. - **Extending the option of electronic absentee ballot transmission to first responders in certain emergency circumstances** - Introduced 1/21/2022 - To Judiciary - Passed House 2/1/2022 - To Senate 2/2/2022 - To Judiciary - Amended - Passed Senate with amended title 2/15/2022 - House concurred in Senate amendment and passed 2/24/2022 - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 116, Acts, Regular Session, 2022
- *4317. By Del. Burkhammer, Pinson, Mazzocchi, Tully, Pack, Jeffries, D., Keaton, Hanna, Ellington, Graves and Mandt - **Relating to health insurance for living organ donors** - Introduced 1/21/2022 - To Health and Human Resources then Finance - 2nd reference dispensed - Passed House 3/1/2022 - To Senate 3/2/2022 - To Banking and Insurance then Finance - To Banking and Insurance 3/2/2022
- *4320. By Del. Crouse, Keaton, Maynor, Horst, Pinson, Longanacre, Hanna, Worrell, Pritt, Mazzocchi and Honaker - **Relating to natural immunity or antibodies to any illness to be treated as equal or better to vaccine induced immunity** - Introduced 1/21/2022 - To Health and Human Resources - Passed House 3/2/2022 - To Senate 3/3/2022 - To Government Organization then Health and Human Resources - To Government Organization 3/3/2022
- *4324. By Del. Rohrbach - **To update collaborative pharmacy practice agreements** - Introduced 1/21/2022 - To Health and Human Resources - Passed House 1/31/2022 - Effective from passage - To Senate 2/1/2022 - To Health and Human Resources - Amended - Passed Senate with amended title 3/7/2022 - Effective from passage - House concurred in Senate amendment and passed 3/8/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 209, Acts, Regular Session, 2022
- *4329. By Del. Criss - **To clarify the definition of an “interested person” for purposes of the West Virginia Small Estate Act** - Introduced 1/21/2022 - To Judiciary - Passed House 2/17/2022 - To Senate 2/18/2022 - To Judiciary - Passed Senate 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 131, Acts, Regular Session, 2022
4331. By Del. Criss, Rohrbach, Pack, Riley, Queen, Storch and Capito - **West Virginia’s Urban Mass Transportation Authority Act** - Introduced 1/21/2022 - To Judiciary - Amended - Passed House 2/25/2022 - Effective from

passage - To Senate 2/28/2022 - To Judiciary - Amended - Passed Senate with amended title 3/10/2022 - Effective from passage - House concurred in Senate amendment and passed 3/11/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 166, Acts, Regular Session, 2022

- *4333. By Del. Steele and Foster - **Relating to the sunset of the Board of Hearing-Aid Dealers and Fitters** - Introduced 1/21/2022 - To Government Organization - Passed House 2/1/2022 - To Senate 2/2/2022 - To Government Organization - Amended - Passed Senate with amended title 2/18/2022 - House refused to concur and requested Senate to recede 2/25/2022 - Senate refused to recede and requested conference 3/7/2022 - To conference 3/8/2022 - House adopted conference report and passed bill 3/12/2022 - Senate adopted conference report and passed bill 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 210, Acts, Regular Session, 2022
- *4336. By Del. Graves, Foster, Steele, Burkhammer, Clark, Bridges, Criss, Anderson, Kelly, J., Barrett and Householder - **Providing for the valuation of natural resources property** - Introduced 1/21/2022 - To Finance - Passed House 3/2/2022 - To Senate 3/3/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 274, Acts, Regular Session, 2022
4338. By Del. Gearheart, Smith, Zatezalo, Hamrick and Foster - **Reducing annual permit fee for each video lottery terminal owned or leased by a limited video lottery licensee** - Introduced 1/21/2022 - To Finance - Passed House 2/18/2022 - House further considered bill - Effect May 1, 2022 - To Senate 2/21/2022 - To Finance
- *4340. By Del. Rohrbach, Jeffries, D., Summers, Reed, Tully, Pack, Ward, G., Bates, Worrell, Rowan and Jennings - **Relating to maximizing the opportunity to recover anatomical gifts for the purpose of transplantation, therapy, research, or education** - Introduced 1/21/2022 - To Health and Human Resources then Judiciary - To House Judiciary 1/26/2022 - Passed House 2/18/2022 - To Senate 2/21/2022 - To Health and Human Resources then Judiciary - To Health and Human Resources 2/21/2022 - Referred to Judiciary on 2nd reading 3/8/2022 - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 231, Acts, Regular Session, 2022
- *4344. By Del. Rohrbach, Reed, Summers, Jeffries, D., Tully, Bates, Worrell, Rowan, Forsht, Pinson and Pack - **Relating to foster care** - Introduced 1/24/2022 - To Health and Human Resources then Finance - To House Finance 2/10/2022 - Amended - Passed House 2/23/2022 - To Senate 2/24/2022 - To Health and Human Resources then Finance - To Health and Human Resources 2/24/2022 - To Finance 3/4/2022 - Amended - Passed Senate 3/17/2022 - Title amended
- *4345. By Del. Linville, Young and Hamrick - **Relating to motor vehicle registration cards by establishing electronic or mobile registration cards** - Introduced 1/24/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 2/15/2022 - Passed House 2/23/2022 - To Senate 2/24/2022 - To Transportation and Infrastructure - Passed Senate

3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 184, Acts, Regular Session, 2022

- *4348. By Del. Reed, Martin, Westfall, Booth, Worrell, Riley, Pack, Mallow, Mandt, Queen and Rowan - **Relating to Pharmacy Technicians** - Introduced 1/24/2022 - To Health and Human Resources - Passed House 2/21/2022 - To Senate 2/22/2022 - To Health and Human Resources
- *4351. By Del. Tully, Summers, Haynes, Ward, B., Hott, Dean, Jeffries, D., Fast, Linville, Pinson and Worrell - **Relating to the implementation of an acuity-based patient classification system** - Introduced 1/24/2022 - To Health and Human Resources then Judiciary - 2nd reference dispensed - Passed House 2/16/2022 - To Senate 2/17/2022 - To Health and Human Resources then Judiciary - To Health and Human Resources 2/17/2022 - Referred to Judiciary on 2nd reading 3/9/2022
4352. By Del. Criss, Householder and Espinosa - **Decreasing federal taxable income** - Introduced 1/24/2022 - To Finance - Passed House 2/16/2022 - To Senate 2/17/2022 - To Finance
- *4353. By Del. Smith, Summers, Mallow, Ellington, Steele, Hardy, Phillips, Sypolt, Howell, Fast and Martin - **Relating to On Cycle Elections - Voter Turnout Act** - Introduced 1/24/2022 - To Political Subdivisions then Judiciary - To House Judiciary 2/3/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 117, Acts, Regular Session, 2022
4355. By Del. Linville, Ellington, Keaton, Haynes, Kimble, Hanna, Maynard and Wamsley - **Relating to the disclosure by state institutions of higher education of certain information regarding textbooks and digital courseware and certain charges assessed for those items** - Introduced 1/24/2022 - To Education - Passed House 2/9/2022 - Title amended - To Senate 2/10/2022 - To Education - Amended - Passed Senate 3/11/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 153, Acts, Regular Session, 2022
- *4360. By Del. Graves, Smith, Worrell, Honaker, Longanacre, Wamsley, Storch, Haynes, Summers, Ellington and Hanshaw (Mr. Speaker) - **Relating to WV Invests Grant Program community service requirements** - Introduced 1/24/2022 - To Education - Passed House 2/1/2022 - To Senate 2/2/2022 - To Education
- *4369. By Del. Rohrbach, Reed, Summers, Tully, Jeffries, D., Pack, Ward, G., Bates, Jennings, Worrell and Forsht - **Update the telepsychology compact** - Introduced 1/25/2022 - To Health and Human Resources - Passed House 2/8/2022 - Effective from passage - To Senate 2/9/2022 - To Health and Human Resources - Passed Senate 2/21/2022 - Senate reconsidered action - Effective from passage - To Governor 3/3/22 - Approved by Governor 3/9/22 - Chapter 211, Acts, Regular Session, 2022

- *4373. By Del. Rohrbach, Reed, Worrell, Bates, Tully, Ward, G., Miller, Criss and Mandt - **To exclude fentanyl test strips from the definition of drug paraphernalia** - Introduced 1/25/2022 - To Health and Human Resources then Judiciary - To House Judiciary 2/7/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 60, Acts, Regular Session, 2022
- *4377. By Del. Rohrbach, Jeffries, D., Pack, Reed, Worrell, Bates, Rowan, Ward, G., Miller, Criss and Pinson - **To update the involuntary commitment process** - Introduced 1/25/2022 - To Health and Human Resources then Judiciary - To House Judiciary 2/16/2022 - Amended - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 178, Acts, Regular Session, 2022
- *4380. By Del. Barrett, Ellington, Statler, Kessinger, Reynolds, Dean, Maynor, Clark and Espinosa - **Relating to transportation of athletic teams** - Introduced 1/25/2022 - To Education - Passed House 2/9/2022 - Title amended - To Senate 2/10/2022 - To Education - Amended - Passed Senate with amended title 3/7/2022 - House concurred in Senate amendment 3/9/2022 - Passed House 3/9/2022 - Effective from passage - Senate concurred in House changed effective date 3/10/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 105, Acts, Regular Session, 2022
- *4389. By Del. Ellington, Toney, Longanacre, Tully, Horst, Jennings and Maynor - **Relating to repealing school innovation zones provisions superseded by Innovation in Education Act** - Introduced 1/25/2022 - To Education - Passed House 2/9/2022 - To Senate 2/10/2022 - To Education - Amended - Passed Senate with amended title 3/11/2022 - House refused to concur and requested Senate to recede 3/12/2022 - Senate refused to recede and requested conference 3/12/2022
4391. By Del. Ellington, Tully, Longanacre, Toney, Horst, Hornbuckle, Mazzocchi, Kimble and Maynor - **Relating generally to school nurses** - Introduced 1/25/2022 - To Education then Finance - To House Finance 2/1/2022 - Passed House 2/23/2022 - Title amended - To Senate 2/24/2022 - To Education then Finance - To Education 2/24/2022
- *4393. By Del. Rohrbach, Reed, Worrell, Bates, Miller and Criss - **To increase the managed care tax if the managed care organization receives a rate increase** - Introduced 1/25/2022 - To Health and Human Resources then Finance - To House Finance 2/10/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Health and Human Resources then Finance - To Health and Human Resources 3/2/2022 - Referred to Finance on 2nd reading 3/8/2022 - Passed Senate 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 275, Acts, Regular Session, 2022
4396. By Del. Householder and Criss - **Reducing federal adjusted gross income relating to tolls for travel on West Virginia toll roads paid electronically** (original similar to SB474) - Introduced 1/26/2022 - To Finance - Passed House

2/15/2022 - To Senate 2/16/2022 - To Finance - Passed Senate 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 55, Acts, Regular Session, 2022

- *4406. By Del. Conley, Cooper, Longanacre, Barnhart, Kelly, J., Anderson, Toney, McGeehan, Reynolds, Mandt and Linville - **To establish the West Virginia Military Hall of Fame** - Introduced 1/26/2022 - To Veterans' Affairs and Homeland Security then Government Organization - To House Government Organization 2/8/2022 - Amended - Passed House 2/18/2022 - To Senate 2/21/2022 - To Military then Government Organization - To Military 2/21/2022 - 2nd reference dispensed - Amended - Constitutional rule suspended - Passed Senate 3/7/2022 - House concurred in Senate amendment and passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 285, Acts, Regular Session, 2022
- *4408. By Del. Dean, Paynter, Phillips, Jeffries, J., Cooper, Miller and Ferrell - **Relating to contracts for construction of recreational facilities in state parks and forests** (original similar to SB485) - Introduced 1/26/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 2/17/2022 - Passed House 2/28/2022 - Effective from passage - To Senate 3/1/2022 - To Finance - Amended - Passed Senate with amended title 3/12/2022 - Effective from passage - House concurred in Senate amendment 3/12/2022 - Passed House 3/12/2022 - Effective from passage - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 194, Acts, Regular Session, 2022
4410. By Del. Householder and Criss - **Specifying allocation, apportionment and treatment of income of flow-through entities** (original similar to SB479) - Introduced 1/26/2022 - To Finance - Passed House 2/15/2022 - To Senate 2/16/2022 - To Finance - Passed Senate 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 276, Acts, Regular Session, 2022
- *4418. By Del. Linville, Steele, Rohrbach, Lovejoy, Hornbuckle, Booth, Worrell, Griffith and Mandt - **Relating to the Small Business Supplier Certification Assistance Program** - Introduced 1/27/2022 - To Small Business, Entrepreneurship and Economic Development then Government Organization - To House Government Organization 2/3/2022 - Passed House 2/21/2022 - To Senate 2/22/2022 - To Economic Development - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 92, Acts, Regular Session, 2022
4419. By Del. Pritt, Phillips, Holstein, Keaton, Pinson, Clark, Barrett, Hanna, Reed and Haynes - **Allowing candidate committees and campaign committees to make contributions to affiliated state party executive committees** (original similar to SB665) - Introduced 1/27/2022 - To Judiciary - Amended - Passed House 2/28/2022 - To Senate 3/1/2022 - To Judiciary - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 118, Acts, Regular Session, 2022
- *4420. By Del. Toney, Rohrbach, Rowan, Paynter and Dean - **To modify definitions of school bus operators.** - Introduced 1/27/2022 - To Education - Passed House 2/11/2022 - To Senate 2/14/2022 - To Education - Passed Senate 3/8/2022 - To

Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 262, Acts, Regular Session, 2022

- *4426. By Del. Westfall, Jeffries, D., Criss, Espinosa and Hott - **Repeal article 33-25G-1 et seq. creating provider sponsored networks** - Introduced 1/31/2022 - To Banking and Insurance then Health and Human Resources - To House Health and Human Resources 2/2/2022 - Passed House 2/16/2022 - To Senate 2/17/2022 - To Banking and Insurance then Health and Human Resources - To Banking and Insurance 2/17/2022 - To Health and Human Resources 2/28/2022 - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 56, Acts, Regular Session, 2022
- *4430. By Del. Storch, Gearheart, Evans, Anderson and Pethtel - **Relating to definitions of base salary and overtime for police and firemen pensions** (original similar to SB446) - Introduced 1/31/2022 - To Pensions and Retirement then Finance - To House Finance 2/8/2022 - Passed House 2/18/2022 - To Senate 2/21/2022 - To Pensions then Finance - To Pensions 2/21/2022 - 2nd reference dispensed - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 69, Acts, Regular Session, 2022
4433. By Del. Storch, Gearheart, Evans, Anderson, Bates and Pethtel - **Providing that retirement benefits are not subject to execution** (original similar to SB444) - Introduced 1/31/2022 - To Pensions and Retirement then Finance - To House Finance 2/8/2022 - Passed House 2/18/2022 - Title amended - To Senate 2/21/2022 - To Pensions then Judiciary - To Pensions 2/21/2022 - To Judiciary 3/3/2022 - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 70, Acts, Regular Session, 2022
4438. By Del. Espinosa, Holstein, Barrett, Criss, Westfall, Clark, Householder, Summers, Hardy, Kimble and Fast - **Applying current requirements for certain voting systems to be independent and non-networked to all voting systems that seek certification in West Virginia.** - Introduced 1/31/2022 - To Judiciary - Passed House 2/11/2022 - To Senate 2/14/2022 - To Judiciary - Passed Senate with amended title 3/8/2022 - House concurred in Senate title amendment 3/9/2022 - Passed House 3/9/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 119, Acts, Regular Session, 2022
- *4439. By Del. Cooper, Dean, Paynter, Zatezalo and Toney - **Creating a special revenue account known as the Military Authority Reimbursable Expenditure Fund** - Introduced 1/31/2022 - To Veterans' Affairs and Homeland Security then Finance - To House Finance 2/16/2022 - Passed House 3/2/2022 - Effective from passage - To Senate 3/3/2022 - To Finance - Amended - Passed Senate 3/17/2022 - Effective from passage - Title amended
- *4441. By Del. Horst, Summers, Riley, Espinosa, Rowan, Maynard, Young, Skaff, Phillips, Dean and Bridges - **Creating a Class M air rifle stamp** - Introduced 1/31/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 2/17/2022 - Passed House 3/1/2022 - Effective from passage - To Senate 3/2/2022 - To Agriculture and Rural Development then Finance - To Agriculture and Rural Development 3/2/2022 - 2nd reference dispensed - Amended - Passed Senate 3/10/2022 -

Effective from passage - House concurred in Senate amend with title amend, passed 3/11/2022 - Effective from passage

4450. By Del. Espinosa, Holstein, Barrett, Criss, Westfall, Clark, Householder, Hardy, Hamrick and Hott - **Removing the \$0.50 fee charged and deposited in the Combined Voter Registration and Driver's Licensing Fund for each driver's license issued by the Department of Motor Vehicles** - Introduced 1/31/2022 - To Finance - Passed House 3/1/2022 - Effective July 1, 2022 - To Senate 3/2/2022 - To Finance - Passed Senate 3/12/2022 - Effective July 1, 2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 132, Acts, Regular Session, 2022
- *4451. By Del. Householder and Criss - **Eliminating the requirement that otherwise qualified investment assets be located or installed at or within 2 miles of a preexisting manufacturing facility** (original similar to SB497) - Introduced 1/31/2022 - To Finance - Passed House 2/16/2022 - To Senate 2/17/2022 - To Finance - Passed Senate 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 277, Acts, Regular Session, 2022
4460. By Del. Householder and Criss - **Relating to authorizing application of the manufacturing investment tax credit and the manufacturing property tax adjustment credit against personal income tax** (original similar to SB506) - Introduced 1/31/2022 - To Finance - Passed House 2/16/2022 - To Senate 2/17/2022 - To Finance
- *4461. By Del. Householder and Criss - **Relating to the consolidation of all administrative fees collected by the agency into the existing "Tax Administration Services Fund"** (original similar to SB475) - Introduced 1/31/2022 - To Finance - Passed House 2/15/2022 - To Senate 2/16/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 278, Acts, Regular Session, 2022
4462. By Del. Storch, Pethtel, Evans, Anderson, Bates, Graves and Espinosa - **Relating to Deferred Retirement Option Plan evaluations** (original similar to SB532) - Introduced 1/31/2022 - To Pensions and Retirement then Finance - To House Finance 2/8/2022 - Passed House 2/23/2022 - To Senate 2/24/2022 - On 2nd reading to Pensions then Finance 2/24/2022 - To Pensions 2/24/2022 - 2nd reference dispensed - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 71, Acts, Regular Session, 2022
4463. By Del. Crouse, Clark, Steele, Howell, Mazzocchi, Householder and Jeffries, D. - **To increase the compensation members of the State Athletic Commission may receive for their attendance and participation in the commission's public meetings.** - Introduced 1/31/2022 - To Government Organization then Finance - To House Finance 2/17/2022 - Passed House 3/2/2022 - Effective July 1, 2022 - To Senate 3/3/2022 - To Government Organization then Finance - To Government Organization 3/3/2022 - To Finance 3/7/2022 - Passed Senate 3/12/2022 - Effective July 1, 2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 142, Acts, Regular Session, 2022

- *4465. By Del. Householder and Criss - **Relating to the tax credit for apprenticeship training** (original similar to SB501) - Introduced 1/31/2022 - To Finance - Passed House 2/16/2022 - To Senate 2/17/2022 - To Finance
- *4466. By Del. Barnhart, Martin, Ferrell, Ward, G., Wamsley, Statler, Kelly, J., Anderson, Ellington, Smith and Clark - **Relating to School Building Authority's review of school bond applications** - Introduced 1/31/2022 - To Education then Finance - To House Finance 2/8/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Education then Finance - To Education 3/2/2022 - 2nd reference dispensed - Amended - Passed Senate with amended title 3/10/2022 - House concurred in Senate amendment and passed 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 106, Acts, Regular Session, 2022
- *4467. By Del. Hanshaw (Mr. Speaker), Summers, Toney, Rowan, Cooper, Anderson, Jennings, Queen, Young, Tully and Clark - **Requiring early childhood classroom assistant teacher in certain grade levels and enrollment levels in said grade levels** - Introduced 1/31/2022 - To Education then Finance - To House Finance 2/3/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Education then Finance - To Education 3/3/2022 - To Finance 3/7/2022
- *4470. By Del. Householder and Criss - **Relating to consumers sales and service tax and use tax exemption for certain goods to be incorporated into a qualified, new or expanded warehouse or distribution facility** (original similar to SB507) - Introduced 1/31/2022 - To Finance - Passed House 2/16/2022 - To Senate 2/17/2022 - To Finance
- *4479. By Del. Dean, Evans, Mazzocchi, Haynes, Holstein, Paynter, Zukoff, Brown, Reynolds, Bridges and Hansen - **Establishing the Coalfield Communities Grant Facilitation Commission** - Introduced 2/1/2022 - To Select Committee on Coalfield Communities then Finance - To House Finance 2/3/2022 - Passed House 2/23/2022 - To Senate 2/24/2022 - To Economic Development then Finance - To Economic Development 2/24/2022 - 2nd reference dispensed - Amended - Passed Senate with amended title 3/8/2022 - House concurred in Senate amendment and passed 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 143, Acts, Regular Session, 2022
- *4484. By Del. Householder, Gearheart, Storch, Rowan, Riley, Espinosa, Criss, Williams, Rowe, Graves and Ellington - **Declaring certain claims against agencies of the state to be moral obligations of the state** - Introduced 2/1/2022 - To Finance - Passed House 2/15/2022 - Effective from passage - To Senate 2/16/2022 - To Finance - Constitutional rule suspended - Passed Senate 3/7/2022 - Effective from passage - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 52, Acts, Regular Session, 2022
- *4488. By Del. Anderson, Kelly, J., Hansen and Young - **Relating to coal mining and changing fees for permitting actions** (original similar to SB462) - Introduced 2/1/2022 - To Energy and Manufacturing then Finance - 2nd reference dispensed - Passed House 2/21/2022 - To Senate 2/22/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Became law without Governor's signature 3/30/22 - Chapter 127, Acts, Regular Session, 2022

- *4489. By Del. Linville, Hornbuckle and Lovejoy - **Require counties to post open positions on statewide job bank** - Introduced 2/1/2022 - To Education - Passed House 2/16/2022 - To Senate 2/17/2022 - To Education - Amended - Passed Senate with amended title 3/7/2022 - House concurred in Senate amendment and passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 263, Acts, Regular Session, 2022
- *4491. By Del. Anderson, Kelly, J., Ferrell, Hansen, Wamsley, Holstein, Clark, Hott and Young - **To establish requirements for carbon dioxide sequestration** (original similar to SB622) - Introduced 2/1/2022 - To Energy and Manufacturing then Judiciary - To House Judiciary 2/16/2022 - Passed House 2/24/2022 - To Senate 2/25/2022 - Committee reference dispensed - Passed Senate 3/1/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 128, Acts, Regular Session, 2022
- *4492. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Creating the Division of Multimodal Transportation** (original similar to SB539) - Introduced 2/2/2022 - To Government Organization - Passed House 2/25/2022 - To Senate 2/28/2022 - To Government Organization - Amended - Passed Senate 3/11/2022 - Effective from passage - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 144, Acts, Regular Session, 2022
4496. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Allowing interest and earnings on federal COVID-19 relief moneys to be retained in the funds or accounts where those moneys are invested** (original similar to SB544) - Introduced 2/2/2022 - To Finance - Passed House 2/23/2022 - To Senate 2/24/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 241, Acts, Regular Session, 2022
- *4497. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Extending the regional jail per diem through July 1, 2023** (original similar to SB519) - Introduced 2/2/2022 - To Select Committee on Jails and Prisons then Finance - To House Finance 2/15/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 63, Acts, Regular Session, 2022
- *4499. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to making the procurement process more efficient by modifying and updating outdated processes and requirements** (original similar to SB521) - Introduced 2/2/2022 - To Government Organization then Judiciary - To House Judiciary 2/22/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Government Organization - Passed Senate with amended title 3/8/2022 - Effective from passage - House concurred in Senate title amendment 3/9/2022 - Passed House 3/9/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 145, Acts, Regular Session, 2022
- *4502. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Establishing the BUILD WV Act** (original similar to SB538) - Introduced 2/2/2022 - To Small Business, Entrepreneurship and Economic Development then Finance - To House Finance 2/10/2022 - Amended - Passed House

3/1/2022 - To Senate 3/2/2022 - To Finance - Amended - Passed Senate with amended title 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 93, Acts, Regular Session, 2022

- *4510. By Del. Jennings, Ellington, Sypolt and Statler - **To provide that third grade students be competent in reading and math before moving on to fourth grade** - Introduced 2/2/2022 - To Education - Passed House 2/28/2022 - Effective July 1, 2022 - To Senate 3/1/2022 - To Education - Referred to Finance on 2nd reading 3/8/2022
- *4511. By Del. Linville, Howell, Hanshaw (Mr. Speaker), Graves, Summers, Espinosa, Householder, Steele and Hamrick - **To make numerous amendments to modernize and increase efficiencies in the administration of the West Virginia Unclaimed Property Act** - Introduced 2/2/2022 - To Government Organization then Judiciary - To House Judiciary 2/17/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 282, Acts, Regular Session, 2022
- *4516. By Del. Kimble, Jeffries, D., Holstein, Barnhart, Maynard, Ward, G., Hanna, Mazzocchi, Rohrbach and Martin - **To require medication-assisted treatment programs to have written policies concerning community relations** - Introduced 2/2/2022 - To Political Subdivisions then Health and Human Resources - To House Health and Human Resources 2/17/2022 - Passed House 2/28/2022 - To Senate 3/1/2022 - To Health and Human Resources
4517. By Del. Steele, Foster and Kessinger - **Relating to the repealing requirements to display video ratings** - Introduced 2/2/2022 - To Government Organization - Passed House 2/11/2022 - To Senate 2/14/2022 - To Government Organization - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 57, Acts, Regular Session, 2022
4522. By Del. Capito, Fluharty, Garcia, Kelly, D., Nestor, Pack, Pritt, Pushkin and Queen (Originating in House Judiciary) - **Relating to the expungement of criminal records** - Introduced 2/7/2022 - Passed House 2/10/2022 - To Senate 2/11/2022 - To Judiciary - Amended - Passed Senate with amended title 3/12/2022
4535. By Del. Summers, Foster, Paynter, Thompson, Honaker and Crouse - **Repeal section relating to school attendance and satisfactory academic progress as conditions of licensing for privilege of operation of motor vehicle** - Introduced 2/3/2022 - To Government Organization - Passed House 2/14/2022 - To Senate 2/14/2022 - To Education - Amended - Passed Senate 3/9/2022 - Title amended - House concurred in Senate amendment and passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 185, Acts, Regular Session, 2022
- *4540. By Del. Storch, Evans, Bates, Anderson, Pethtel and Gearheart - **To update all retirement plans to comport with federal law** - Introduced 2/3/2022 - To Pensions and Retirement then Finance - To House Finance 2/15/2022 - Passed House 2/28/2022 - To Senate 3/1/2022 - To Pensions then Finance - To Pensions

3/1/2022 - 2nd reference dispensed - Passed Senate 3/10/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 256, Acts, Regular Session, 2022

- *4553. By Del. Clark, Haynes, Anderson, Espinosa, Barrett and Riley - **To clarify the application of zoning requirements to exempt wholesale generators** (original similar to SB618) - Introduced 2/3/2022 - To Judiciary - Amended - Passed House 3/1/2022 - To Senate 3/2/2022 - To Energy, Industry, and Mining
- *4559. By Del. Hanshaw (Mr. Speaker), Steele and Lovejoy - **Providing for legislative rulemaking relating to the disposition of unidentified and unclaimed remains in the possession of the Chief Medical Examiner** - Introduced 2/7/2022 - To Judiciary - Amended - Passed House 2/21/2022 - Title amended - To Senate 2/22/2022 - To Government Organization - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 146, Acts, Regular Session, 2022
- *4560. By Del. Criss, Householder, Queen, Barrett, Skaff, Riley, Bates, Westfall and Lovejoy - **Relating generally to motor vehicle dealers, distributors, wholesalers and manufacturers** - Introduced 2/7/2022 - To Judiciary - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Amended - Passed Senate with amended title 3/10/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 186, Acts, Regular Session, 2022
- *4562. By Del. Kessinger, Burkhammer, Maynor, Keaton and Pinson - **Relating generally to the suspension and dismissal of school personnel by board and the appeals process** - Introduced 2/7/2022 - To Judiciary - Passed House 2/17/2022 - To Senate 2/18/2022 - To Education - Passed Senate with amended title 3/8/2022 - House concurred in Senate title amendment 3/9/2022 - Passed House 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 264, Acts, Regular Session, 2022
- *4563. By Del. Ellington, Howell, Hamrick, Statler, Householder, Smith, Gearheart, Toney, Rohrbach, Steele and Foster - **Provide for a license plate for auto mechanics** - Introduced 2/7/2022 - To Technology and Infrastructure then Government Organization - To House Government Organization 2/15/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Transportation and Infrastructure then Finance - To Transportation and Infrastructure 3/2/2022 - 2nd reference dispensed - Passed Senate with amended title 3/11/2022 - House concurred in Senate title amendment 3/12/2022 - Passed House 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 187, Acts, Regular Session, 2022
- *4565. By Del. Statler, Ellington, Summers, Ward, G., Toney and Queen - **To exempt temporary employees and employees of the Higher Education Policy Commission from automatic enrollment into the state's 457 (b) plan** - Introduced 2/7/2022 - To Education then Finance - To House Finance 2/10/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Education - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 220, Acts, Regular Session, 2022

4566. By Del. Hanshaw (Mr. Speaker), McGeehan, Steele, Rohrbach, Anderson, Kelly, J., Toney, Kelly, D., Hott and Hamrick - **Creating the Economic Enhancement Grant Fund** - Introduced 2/7/2022 - To Finance - Amended - Passed House 2/22/2022 - Title amended - To Senate 2/23/2022 - To Finance - Passed Senate 3/11/2022 - Effective from passage - House concurred in Senate effective date 3/12/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 129, Acts, Regular Session, 2022
- *4567. By Del. Steele, Foster, Householder, Criss, Kimes, Hanshaw (Mr. Speaker), Kessinger, Hardy, Barrett, Hott and Ellington - **Relating to business and occupation or privilege tax** - Introduced 2/7/2022 - To Finance - Passed House 2/22/2022 - To Senate 2/23/2022 - To Finance - Amended - Passed Senate 3/9/2022 - Title amended - House concurred in Senate amendment and passed 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 279, Acts, Regular Session, 2022
4568. By Del. Barrett, Householder, Storch, Criss, Espinosa, Linville, Ellington, Rowan, Riley, Graves and Hardy - **To allow phased rehabilitations of certified historic structures** - Introduced 2/7/2022 - To Finance - Amended - Passed House 2/18/2022 - Title amended - To Senate 2/21/2022 - To Finance - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 280, Acts, Regular Session, 2022
- *4570. By Del. Hamrick, Howell, Paynter, Dean and Pack - **To allow veterinary telehealth in West Virginia with out of state providers** - Introduced 2/8/2022 - To Agriculture and Natural Resources then Government Organization - To House Government Organization 2/17/2022 - Amended - Passed House 3/1/2022 - To Senate 3/2/2022 - To Agriculture and Rural Development then Finance - To Agriculture and Rural Development 3/2/2022 - 2nd reference dispensed - Passed Senate 3/10/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 212, Acts, Regular Session, 2022
4571. By Del. Hamrick, Hanshaw (Mr. Speaker), Toney, Ellington, Statler, Pack, Smith and Maynor - **Modifying foundation allowance to account for transportation by electric powered buses** - Introduced 2/8/2022 - To Education then Finance - To House Finance 2/18/2022 - Passed House 3/2/2022 - Effective July 1, 2022 - To Senate 3/3/2022 - To Education then Finance - To Education 3/3/2022 - To Finance 3/7/2022 - Passed Senate with amended title 3/12/2022 - Effective July 1, 2022 - House concurred in Senate title amendment 3/12/2022 - Passed House 3/12/2022 - Effective July 1, 2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 107, Acts, Regular Session, 2022
4578. By Del. Capito, Pushkin, Pack, Pinson, Zukoff and Garcia - **Relating to authorizing the Superintendent of the State Police to administer the Handle with Care program** - Introduced 2/8/2022 - To Judiciary - Passed House 2/17/2022 - To Senate 2/18/2022 - To Judiciary - Constitutional rule suspended - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 247, Acts, Regular Session, 2022
- *4580. By Del. Graves, Toney, Clark, Ferrell, Barnhart, Nestor and Espinosa - **To authorize retired bus operators to work in areas of critical need** - Introduced 2/8/2022 - To Education then Finance - To House Finance 2/18/2022

- Passed House 3/2/2022 - To Senate 3/3/2022 - To Education then Finance - To Education 3/3/2022 - To Finance 3/7/2022

- *4583. By Del. Criss - **Clarifying the definition of incapacity so that incarceration in the penal system or detention outside of the United States may not be inferred as resulting in a lack of capacity to execute a power of attorney** - Introduced 2/8/2022 - To Judiciary - Passed House 2/18/2022 - To Senate 2/21/2022 - To Judiciary - Amended - Passed Senate with amended title 3/8/2022 - House concurred in Senate amendment and passed 3/9/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 195, Acts, Regular Session, 2022
- *4585. By Del. Steele and Rohrbach - **Relating to controlled substance monitoring; and removing a dispensing prohibition** - Introduced 2/9/2022 - To Health and Human Resources - Passed House 2/21/2022 - To Senate 2/22/2022 - To Health and Human Resources
4591. By Del. Hardy, Barrett, Haynes, Kessinger, Householder, Forsht, Bates, Foster and Hanna - **Relating to accelerating the conversion of the state excise tax on the privilege of transferring real property into a county excise tax** - Introduced 2/9/2022 - To Finance - Passed House 2/22/2022 - To Senate 2/23/2022 - To Finance
- *4596. By Del. Barrett, Haynes, Fast, Barnhart, Holstein, Hanna, Dean, Phillips, Paynter, Bridges and McGeehan - **Relating generally to additional persons qualifying for the provisions of the Law-Enforcement Officers Safety Act** - Introduced 2/9/2022 - To Judiciary - Passed House 2/21/2022 - To Senate 2/22/2022 - To Judiciary - Amended - Passed Senate with amended title 3/8/2022 - House concurred in Senate amendment and passed 3/9/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 248, Acts, Regular Session, 2022
- *4600. By Del. Mazzocchi, Ellington, Kimble, Bridges, Maynor, Kessinger, Toney, Ferrell, Longanacre, Holstein and Capito - **Making it a felony for a “Person in a Position of Trust” to assault, batter, or verbally abuse a child, or neglect to report abuse they witness** (original similar to HB4556) - Introduced 2/9/2022 - To Judiciary - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Amended - Passed Senate 3/17/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/18/22 - Approved by Governor 3/25/22 - Chapter 82, Acts, Regular Session, 2022
4604. By Del. Ellington, Statler, Smith, Mazzocchi, Longanacre, Hanna, Tully, Maynor and Hamrick - **Relating to abolishing the Workforce Development Initiative Program Advisory Council** - Introduced 2/9/2022 - To Finance - Passed House 2/22/2022 - To Senate 2/23/2022 - To Education - Passed Senate with amended title 3/8/2022 - House concurred in Senate title amendment 3/10/2022 - Passed House 3/10/2022 - To Governor 3/17/22 - Approved by Governor 3/30/22 - Chapter 167, Acts, Regular Session, 2022
4606. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Authorizing programs to assist at-risk veterans and their families with existing resources to combat suicide** (original similar to SB598) - Introduced

2/10/2022 - To Government Organization - Passed House 2/22/2022 - To Senate
2/23/2022 - To Military then Finance - To Military 2/23/2022

- *4607. By Del. Jennings and Rohrbach - **To remove opioid treatment programs from requiring a certificate of need** - Introduced 2/10/2022 - To Health and Human Resources - Passed House 2/23/2022 - To Senate 2/24/2022 - To Health and Human Resources
- *4608. By Del. Statler, Riley, Maynard, Hardy, Paynter, Jennings, Honaker, Maynor, Phillips, Queen and Pack - **To require the State Fire Commission to propose minimum standards for persons to be certified as probationary status volunteer firefighters** - Introduced 2/10/2022 - To Fire Departments and Emergency Medical Services then Government Organization - To House Government Organization 2/17/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Government Organization - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 249, Acts, Regular Session, 2022
4612. By Del. Storch, Criss, Householder, Statler, Riley, Westfall, Wamsley, Jennings, Kelly, D. and Pethtel - **Decreasing the time period of eligibility for nonduty disability from ten to five or more years of service for Municipal Police Officers and Firefighters Retirement** - Introduced 2/10/2022 - To Pensions and Retirement then Finance - To House Finance 2/15/2022 - Passed House 2/28/2022 - To Senate 3/1/2022 - To Pensions then Finance - To Pensions 3/1/2022
- *4613. By Del. Storch, Gearheart, Householder, Criss, Statler, Westfall, Riley, Wamsley, Jennings, Kelly, D. and Pethtel - **Relating to increasing the multiplier for use in determining accrued benefit in the West Virginia Municipal Police Officers and Firefighters Retirement System.** - Introduced 2/10/2022 - To Pensions and Retirement then Finance - To House Finance 2/15/2022 - Passed House 2/28/2022 - To Senate 3/1/2022 - To Pensions then Finance - To Pensions 3/1/2022 - To Finance 3/7/2022 - Amended - Passed Senate 3/12/2022 - House concurred in Senate amend with title amend, passed 3/12/2022
- *4614. By Del. Storch, Gearheart, Criss, Householder, Statler, Westfall, Riley, Wamsley, Jennings, Kelly, D. and Pethtel - **Providing optional retirement service credit for unused accrued annual or sick leave days for municipal police and firefighters** - Introduced 2/10/2022 - To Pensions and Retirement then Finance - To House Finance 2/15/2022 - Passed House 2/28/2022 - To Senate 3/1/2022 - To Pensions then Finance - To Pensions 3/1/2022
- *4616. By Del. Linville, Householder, Kimble, Keaton, Booth, Mallow, Barnhart, Maynard, Howell, Maynor and Wamsley - **Remove sales tax on gun safes and certain firearm safety devices** (original similar to SB149) - Introduced 2/10/2022 - To Finance - Passed House 3/1/2022 - To Senate 3/2/2022 - To Finance
4627. By Del. Steele - **To provide for no more than two licensed laboratories for medical cannabis testing in this state** (original similar to SB674) - Introduced 2/10/2022 - To Judiciary - Amended - Passed House 2/24/2022 - Title amended - To Senate 2/25/2022 - To Health and Human Resources - Amended - Passed

Senate 3/12/2022 - House concurred in Senate amend with title amend, passed 3/12/2022

- *4629. By Del. Steele, Hanshaw (Mr. Speaker), Summers, Espinosa, Ellington, Householder, Foster, Jeffries, D., Barrett, Maynor and Criss - **Relating to procedures for certain actions against the state** - Introduced 2/10/2022 - To Judiciary - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 4, Acts, Regular Session, 2022
- *4631. By Del. Walker and Rohrbach - **Establishing a bone marrow and peripheral blood stem donation awareness program** - Introduced 2/10/2022 - To Health and Human Resources - Passed House 2/21/2022 - To Senate 2/22/2022 - To Health and Human Resources - Passed Senate 3/7/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 232, Acts, Regular Session, 2022
- *4634. By Del. Espinosa, Foster, Steele, Martin, Jennings, Horst, Burkhammer, Holstein and Howell - **Relating to occupational licensing or other authorization to practice** - Introduced 2/10/2022 - To Government Organization - Passed House 2/25/2022 - To Senate 2/28/2022 - To Government Organization - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 213, Acts, Regular Session, 2022
- *4636. By Del. Pack, Graves, Householder, Criss, Steele, Foster, Kimes, Westfall, Queen and Fast - **Clarifying when business and occupation taxes owed to a city or municipality are considered to be remitted on time** - Introduced 2/11/2022 - To Judiciary - Passed House 2/23/2022 - To Senate 2/25/2022 - To Judiciary - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 281, Acts, Regular Session, 2022
4642. By Del. Steele - **Relating to pecuniary interests of county and district officers, teachers and school officials in contracts** (original similar to HB4365) - Introduced 2/11/2022 - To Government Organization - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Rereferred to Judiciary on 2nd reading 3/10/2022 - Amended - Passed Senate with amended title 3/12/2022 - Previous Question - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 83, Acts, Regular Session, 2022
4643. By Del. Barrett - **Exempting certain health services from certificate of need** - Introduced 2/11/2022 - To Health and Human Resources - Amendment withdrawn - Passed House 2/23/2022 - To Senate 2/24/2022 - To Health and Human Resources
- *4644. By Del. Foster, Kimes and Steele - **Prohibiting the restriction, regulation, use or administration of lawn care and pest care products** - Introduced 2/11/2022 - To Government Organization - Passed House 2/22/2022 - To Senate 2/23/2022 - To Agriculture and Rural Development - Passed Senate 3/10/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 9, Acts, Regular Session, 2022

4647. By Del. Steele and Foster - **Relating to the Board of Funeral Service Examiners** - Introduced 2/11/2022 - To Health and Human Resources then Government Organization - To House Government Organization 2/18/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Government Organization - Amended - Passed Senate 3/8/2022 - House concurred in Senate amendment and passed 3/9/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 214, Acts, Regular Session, 2022
4649. By Del. Rohrbach - **Transferring the operations of the West Virginia Children's Health Insurance Program to the Bureau for Medical Services** - Introduced 2/11/2022 - To Health and Human Resources - Passed House 2/21/2022 - To Senate 2/22/2022 - To Health and Human Resources - Amended - Passed Senate 3/7/2022 - House concurred in Senate amendment and passed 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 161, Acts, Regular Session, 2022
- *4657. By Del. Howell, Hanshaw (Mr. Speaker), Hamrick, Keaton, Linville, Barnhart, Householder, Criss, Clark and Holstein - **Creating the Critical Mineral Investment Tax Credit Act of 2022** (original similar to HB4088) - Introduced 2/11/2022 - To Select Committee on Tourism and Economic Diversification then Finance - To House Finance 2/15/2022 - Passed House 2/28/2022 - To Senate 3/1/2022 - To Finance
- *4660. By Del. Rohrbach - **Establishing the status of beds when an intermediate care facility for individuals with intellectual disabilities closes** - Introduced 2/14/2022 - To Health and Human Resources - Amended - Passed House 2/28/2022 - Effective from passage - To Senate 3/1/2022 - To Health and Human Resources
- *4662. By Del. Steele, Crouse, Tully and Dean - **Relating to licensure of Head Start facilities in this state** (original similar to SB661) - Introduced 2/14/2022 - To Health and Human Resources - Passed House 2/28/2022 - Effective from passage - To Senate 3/1/2022 - To Health and Human Resources - Amended - Passed Senate with amended title 3/11/2022 - Effective from passage - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 50, Acts, Regular Session, 2022
- *4667. By Del. Howell, Hanshaw (Mr. Speaker), Summers and Fast - **Prohibition on county, city, or municipality restrictions on advanced air mobility aircraft** - Introduced 2/14/2022 - To Judiciary - Passed House 2/23/2022 - To Senate 2/24/2022 - To Economic Development then Judiciary - To Economic Development 2/24/2022 - To Judiciary 3/3/2022 - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/30/22 - Chapter 44, Acts, Regular Session, 2022
- *4668. By Del. Capito and Fast - **Relating to air bag fraud** - Introduced 2/14/2022 - To Judiciary - Passed House 2/23/2022 - To Senate 2/24/2022 - To Judiciary - Amended - Passed Senate 3/12/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 188, Acts, Regular Session, 2022

- *4675. By Del. Riley, Linville, Booth, Reed, Barrett, Espinosa, Criss, Hardy, Fast, Keaton and Pack - **Relating to autonomous delivery vehicles** - Introduced 2/14/2022 - To Technology and Infrastructure then Judiciary - To House Judiciary 2/18/2022 - Passed House 2/25/2022 - To Senate 2/28/2022 - To Economic Development - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 189, Acts, Regular Session, 2022
- *4688. By Del. Barrett, Hardy, Storch, Graves, Householder, Criss and Hott - **Relating to Emergency Medical Services Retirement System Act** - Introduced 2/15/2022 - To Finance - Passed House 3/1/2022 - To Senate 3/2/2022 - To Finance - Amended - Passed Senate with amended title 3/12/2022 - House concurred in Senate amend with title amend, passed 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 72, Acts, Regular Session, 2022
- *4692. By Del. Householder - **To revise the West Virginia Tax Increment Financing Act** - Introduced 2/15/2022 - To Finance - Passed House 3/1/2022 - Effective from passage - To Senate 3/2/2022 - To Finance
- *4712. By Del. Kelly, D. and Fast - **Require the prompt enrollment in payment plans for costs, fines, forfeitures, restitution, or penalties in circuit court and magistrate court** - Introduced 2/15/2022 - To Judiciary - Passed House 2/24/2022 - To Senate 2/25/2022 - To Judiciary - Amended - Passed Senate 3/10/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 76, Acts, Regular Session, 2022
4743. By Del. Westfall, Barrett, Householder, Capito, Steele, Pack, Queen, Bates, Storch, Skaff and Statler - **Relating to security and surveillance requirements of medical cannabis organization facilities** - Introduced 2/15/2022 - To Judiciary - Passed House 2/25/2022 - To Senate 2/28/2022 - To Health and Human Resources - Passed Senate 3/11/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 233, Acts, Regular Session, 2022
- *4756. By Del. Storch - **Relating to authorizing municipalities to create pension funding programs to reduce the unfunded liability of certain pension and relief funds** - Introduced 2/15/2022 - To Finance - Passed House 3/1/2022 - Effective from passage - To Senate 3/2/2022 - To Pensions then Finance - To Pensions 3/2/2022 - To Finance 3/7/2022 - Passed Senate 3/12/2022 - Effective from passage - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 73, Acts, Regular Session, 2022
4758. By Del. Anderson, Cooper, Zatezalo, Kelly, J., Westfall and Ferrell - **Relating to developing and maintaining a database to track reclamation liabilities in the West Virginia Department of Environmental Protection Special Reclamation Program** - Introduced 2/15/2022 - To Energy and Manufacturing - Passed House 2/23/2022 - To Senate 2/24/2022 - To Energy, Industry, and Mining - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 130, Acts, Regular Session, 2022

- *4768. By Del. Capito - **Relating to change hearing location and customer notice provisions** - Introduced 2/15/2022 - To Government Organization - Passed House 2/23/2022 - To Senate 2/24/2022 - To Government Organization
4769. By Del. Capito - **Eliminate the requirement to send recommended decisions by certified mail** (original similar to SB640) - Introduced 2/15/2022 - To Government Organization - Passed House 2/23/2022 - To Senate 2/24/2022 - To Government Organization - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 254, Acts, Regular Session, 2022
4773. By Del. Steele, Pushkin and Pack - **Adoption of the FCC customer service and technical standards and requiring certain cable operators to operate an in-state customer call center** - Introduced 2/15/2022 - To Judiciary - Passed House 2/25/2022 - To Senate 2/28/2022 - Committee reference dispensed - Passed Senate 3/2/2022 - To Governor 3/9/22 - Approved by Governor 3/30/22 - Chapter 255, Acts, Regular Session, 2022
4778. By Del. Criss - **Permit banks to transact business with any one or more fiduciaries on multiple fiduciary accounts** - Introduced 2/15/2022 - To Judiciary - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Passed Senate 3/10/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 46, Acts, Regular Session, 2022
- *4779. By Del. Criss - **Permit banks the discretion to choose whether to receive deposits from other banks, savings banks, or savings and loan associations when arranging for the re-deposits of county, municipal, and state funds** - Introduced 2/15/2022 - To Judiciary - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Passed Senate with amended title 3/10/2022 - House concurred in Senate title amendment 3/11/2022 - Passed House 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 47, Acts, Regular Session, 2022
- *4785. By Del. Steele, Householder, Criss, Westfall, Riley, Pinson, Keaton, Burkhammer, Foster and Queen - **Relating to judicial vacancies** - Introduced 2/15/2022 - To Judiciary - Passed House 2/23/2022 - Effective from passage - To Senate 2/24/2022 - To Judiciary - Passed Senate with amended title 3/8/2022 - Effective from passage - House concurred in Senate title amendment 3/9/2022 - Passed House 3/9/2022 - Effective from passage - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 120, Acts, Regular Session, 2022
- *4787. By Del. Capito, Linville, Fast and Pack - **Creating the Highly Automated Motor Vehicle Act** - Introduced 2/15/2022 - To Judiciary - Passed House 3/1/2022 - To Senate 3/2/2022 - To Judiciary - Amended - Passed Senate with amended title 3/11/2022 - House concurred in Senate amend with amend, passed bill 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 190, Acts, Regular Session, 2022
- *4794. By Del. Foster, Hamrick and Jeffries, J. - **Requiring counties provide fiscal information for State Auditor's WV Checkbook website** - Introduced 2/15/2022 - To Government Organization - Passed House 3/1/2022 - To Senate 3/2/2022 - To Finance

- *4797. By Del. Toney, Booth, Hansen and Hamrick - **To create an EV Infrastructure Deployment Plan for West Virginia that describes how our state intends to use its share of NEVI Formula Program funds.** - Introduced 2/15/2022 - To Government Organization - Amended - Passed House 2/23/2022 - Title amended - To Senate 2/24/2022 - To Economic Development - Passed Senate 3/8/2022 - To Governor 3/17/22 - Approved by Governor 3/28/22 - Chapter 191, Acts, Regular Session, 2022
- *4826. By Del. Capito, Queen, Westfall, Fluharty, Riley, Linville and Nestor (Originating in House Judiciary) - **Relating to e-sports** - Introduced 2/18/2022 - To House Finance 2/18/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate 3/11/2022 - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/25/22 - Became law without Governor's signature 3/30/22 - Chapter 133, Acts, Regular Session, 2022
4827. By Del. Howell, Riley, Ward, B. and Hamrick (Originating in House Select Committee on Tourism and Economic Diversification) - **Relating to the promotion and development of public-use vertiports** - Introduced 2/18/2022 - To House Judiciary 2/18/2022 - Passed House 2/28/2022 - Effective from passage - To Senate 3/1/2022 - To Economic Development then Judiciary - To Economic Development 3/1/2022 - Referred to Judiciary on 2nd reading 3/9/2022 - Amended - Passed Senate with amended title 3/12/2022 - Effective from passage - House concurred in Senate amendment and passed 3/12/2022 - Effective from passage - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 45, Acts, Regular Session, 2022
4829. By Del. Toney, Doyle, Horst, Clark, Hornbuckle, Walker, Bridges, Evans, Griffith, Thompson and Ferrell (Originating in House Education) - **Modifying definitions of certain school cafeteria personnel** - Introduced 2/24/2022 - Passed House 3/1/2022 - To Senate 3/2/2022 - To Education - Passed Senate 3/11/2022 - To Governor 3/25/22 - Approved by Governor 3/28/22 - Chapter 265, Acts, Regular Session, 2022
4842. By Del. Capito, Pack, Westfall and Kelly, D. (Originating in House Judiciary) - **Relating to obscene matter to minors** - Introduced 2/25/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate 3/10/2022 - Title amended - House concurred in Senate amend with amend, passed bill 3/12/2022 - Title amended - Senate refused to concur in House amendment 3/12/2022
4844. By Del. Clark, Ellington, Ferrell, Longanacre, Thompson, Bridges, Mazzocchi, Horst, Maynor, Jennings and Hanna (Originating in House Education) - **Relating to public school personnel** - Introduced 2/25/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Education then Finance - To Education 3/3/2022
4845. By Del. Hanna, Clark, Horst, Mazzocchi, Kimble, Keaton, Haynes, Hamrick, Mallow, Longanacre and Martin (Originating in House Education) - **Establishing the Katherine Johnson Academy** - Introduced 2/25/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Education then Finance - To Education 3/3/2022 - To Finance 3/8/2022 - Amended - Passed Senate with amended title 3/12/2022

4846. By Del. Fast, Pack, Haynes, Keaton, Kimble and Ward, B. (Originating in House Judiciary) - **Relating to flying under the influence and other aviation offenses** - Introduced 2/25/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Rereferred to Judiciary on 2nd reading 3/10/2022 - Amended - Passed Senate with amended title 3/12/2022
4847. By Del. Capito, Graves, Westfall, Fast, Pushkin, Lovejoy, Pack, Zukoff, Haynes, Pritt and Fluharty (Originating in House Judiciary) - **Relating to missing persons generally** - Introduced 2/25/2022 - Amended - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate 3/12/2022 - Title amended - House concurred in Senate amendment and passed 3/12/2022 - To Governor 3/24/22 - Approved by Governor 3/28/22 - Chapter 250, Acts, Regular Session, 2022
4848. By Del. Steele, Dean, Smith and Young (Originating in House Government Organization) - **Relating to nonintoxicating beer, wine and liquor licenses** - Introduced 2/25/2022 - Amended - Passed House 3/2/2022 - Title amended - To Senate 3/3/2022 - To Judiciary - Amended - Passed Senate 3/11/2022 - Title amended - House concurred in Senate amend with amend, passed bill 3/12/2022 - Senate concurred in House amendments and passed bill 3/12/2022 - To Governor 3/25/22 - Approved by Governor 3/30/22 - Chapter 10, Acts, Regular Session, 2022
4849. By Del. Westfall, Pack, Lovejoy and Brown (Originating in House Judiciary) - **Relating to bankruptcy** - Introduced 2/25/2022 - Passed House 3/2/2022 - To Senate 3/3/2022 - To Judiciary

HOUSE JOINT RESOLUTIONS ADOPTED BY HOUSE AND COMMUNICATED TO SENATE

102. By Del. Espinosa, Tully, Ward, G., Maynor, Crouse, Clark, Linville, Barnhart, Barrett, Hanna and Kimble - **Clarifying that the policy-making and rule-making authority of the State Board of Education is subject to legislative review, approval, amendment, or rejection** - Introduced 1/13/2022 - To Education then Judiciary - To House Judiciary 1/20/2022 - Adopted by House 2/22/2022 - To Senate 2/23/2022 - Committee reference dispensed - Amended - Adopted by Senate 2/28/2022 - House concurred in Senate amendment and adopted 3/3/2022
104. By Del. Foster, Steele, Jeffries, J., Ward, G., Clark, Wamsley, Haynes, Booth, Kimble, Mazzocchi and Keaton - **Providing Term Limits for certain Constitutional Officers** (original similar to SJR8) - Introduced 1/21/2022 - To Judiciary - Adopted by House 3/2/2022 - To Senate 3/3/2022 - To Judiciary - Amended - Adopted by Senate with amended title 3/12/2022

HOUSE CONCURRENT RESOLUTIONS COMMUNICATED TO SENATE

1. By Del. Holstein - **Alex Perdue Memorial Bridge**. - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 -

Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022

4. By Del. Mazzocchi and Bridges - **John B. Short Memorial Bridge** (original similar to SCR2) - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
5. By Del. Nestor, Jennings, Hott, Pritt, Kimes, Smith, Reynolds, Conley, Jeffries, D., Kelly, J. and McGeehan - **James “Big Jim” Shaffer Memorial Bridge** (original similar to SCR7) - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 3/1/2022 - Adopted by House 3/3/2022 - To Senate 3/4/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Adopted by Senate 3/10/2022
6. By Del. Cooper - **Elmer Galford Memorial Road** - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022
7. By Del. Holstein - **Daniel Edward Kolhton “Red” Haney Memorial Bridge** - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
8. By Del. Cooper, Smith, Haynes, Toney and Maynor - **U.S. Army Private Elmo Davis Memorial Road** - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
9. By Del. Holstein - **U.S. Army SSG James C. Vickers Silver Star Highway** - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
10. By Del. Reynolds, Conley, Barnhart, Jeffries, D., Foster, Ferrell, Jennings, Smith, Mallow, Horst and Haynes - **Lance CPL Leonard Joe Zelaski Memorial Bridge** - Introduced 1/12/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022
13. By Del. Fast - **The Doctor Enrique Aguilar Memorial Bridge** - Introduced 1/13/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022

14. By Del. Howell, Linville, Ward, B., Maynor, Haynes, Martin, Hott, Tully, Barrett, Hamrick and Maynard - **Colonel Ronald John "Ron" Chiccehitto Memorial Road** - Introduced 1/13/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
15. By Del. Westfall, Pinson, Wamsley and Booth - **Thomas Brothers Memorial Bridge** - Introduced 1/17/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/14/2022 - To Senate 2/15/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
16. By Del. Ward, G., Kimble, Mallow and Garcia - **World War II Veterans Toothman Brothers Memorial Bridge** - Introduced 1/17/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
17. By Del. Westfall - **Daniel Okey Cunningham Memorial Bridge** - Introduced 1/17/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022
23. By Del. Pinson, Kessinger, Maynor, Burkhammer and Pack - **Requesting the Division of Highways to place at least 10 additional signs along highways entering West Virginia honoring fallen veterans and Gold Star Families** - Introduced 1/21/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/11/2022 - To Senate 2/14/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
25. By Del. Rowe - **SP5 Terry Lee McClanahan Memorial Bridge.** - Introduced 1/25/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/9/2022 - House concurred in Senate amendment and adopted 3/11/2022
26. By Del. Rowe, Barach, Pushkin, Skaff, Dean, Pack, Pritt, Capito, Graves, Ferrell and Young - **Charleston Police Officer Cassie Johnson - Fallen Heroes Memorial Bridge.** - Introduced 1/25/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/9/2022 - House concurred in Senate amendment and adopted 3/11/2022
27. By Del. Hanshaw (Mr. Speaker) - **Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor.** - Introduced 1/26/2022 - Reference dispensed - Adopted by House 1/26/2022 - To Senate 1/27/2022 - Committee reference dispensed - Adopted by Senate 1/27/2022

28. By Del. Boggs and Westfall - **Cpt. Billy Jake Smith Memorial Bridge** - Introduced 1/26/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Adopted by Senate 2/24/2022
30. By Del. Maynard and Linville - **U.S. Army Pvt. Dallis H. Johnson WWII Memorial Bridge**. - Introduced 1/27/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Amended - Adopted by Senate 2/24/2022 - House concurred in Senate amendment and adopted 2/25/2022
31. By Del. Keaton, Barnhart, Booth, Burkhammer, Clark, Conley, Crouse, Dean, Ferrell, Forsht, Hamrick, Hanna, Hardy, Holstein, Honaker, Horst, Jeffries, J., Kimble, Kimes, Longanacre, Mallow, Mandt, Mazzocchi, McGeehan, Miller, Paynter, Pinson, Pritt, Smith, Summers, Sypolt, Tully, Ward, B., Ward, G., Zatezalo and Hanshaw (Mr. Speaker) - **Applying to the Congress of the United States to call a convention of states** - Introduced 1/27/2022 - To Judiciary then Rules - To House Rules 3/1/2022 - Motion for previous question rejected - Adopted by House 3/4/2022 - To Senate 3/4/2022 - Committee reference dispensed - Adopted by Senate 3/4/2022
34. By Del. Boggs - **U.S. Navy Seaman 1st Class Byrne Lee Singleton Memorial Bridge**. - Introduced 1/28/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
35. By Del. Boggs - **David Allen Drake, Sr. Memorial Bridge** - Introduced 1/28/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022
36. By Del. Boggs - **John Calvin “J.C.” Baker Memorial Bridge**. - Introduced 1/28/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022
37. By Del. Boggs - **U.S. Army Corporal Charles William “Bill” Knight Memorial Bridge** - Introduced 1/28/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
38. By Del. Bridges, Smith, Holstein, Horst, Maynard, Dean, Paynter, Mazzocchi, Hanna, Wamsley and Longanacre - **“Dale Shaheen and George H. Hooker Memorial Bridge.”** - Introduced 1/28/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/9/2022 - House concurred in Senate amendment and adopted 3/11/2022

39. By Del. Nestor, Hott, Pritt, Kimes, Rohrbach, Jeffries, D., Conley, Ferrell, Jennings and Jeffries, J. - **PFC Donald L. Stuckey Memorial Bridge** - Introduced 2/1/2022 - To Technology and Infrastructure then Rules - To House Rules 3/1/2022 - Adopted by House 3/3/2022 - To Senate 3/4/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
40. By Del. Linville - **USMC Cpl Guy Maywood Edwards Memorial Bridge**. - Introduced 2/1/2022 - To Technology and Infrastructure then Rules - To House Rules 2/8/2022 - Adopted by House 2/10/2022 - To Senate 2/11/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
45. By Del. Evans - **U.S. Army SP4 Dennis Harvey Roberts Memorial Bridge** - Introduced 2/3/2022 - To Technology and Infrastructure then Rules - To House Rules 2/15/2022 - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
46. By Del. Cooper, Toney, Haynes, Dean, Barrett, Paynter, Zatezalo, Reynolds and Rowan - **U.S. Navy Seaman Donald Homer Wheeler Memorial Bridge** - Introduced 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
47. By Del. Booth, Barnhart, Barrett, Bates, Bridges, Capito, Clark, Criss, Dean, Forsht, Griffith, Hanna, Hardy, Haynes, Holstein, Honaker, Horst, Jeffries, J., Jennings, Kessinger, Linville, Lovejoy, Mallow, Mandt, Martin, Maynard, Nestor, Paynter, Pethtel, Queen, Reed, Reynolds, Riley, Rohrbach, Smith, Statler, Steele, Toney, Wamsley, Ward, G. and Westfall - **U.S. Army CPL Billy Earl Duty Memorial Bridge** - Introduced 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
48. By Del. Haynes, Kessinger, Fast, Booth and Ward, G. - **WVSP Sergeant John S. Syner Memorial Road** - Introduced 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022
49. By Del. Haynes - **Charles M. "Charlie" Biggs Memorial Highway** - Introduced 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022
50. By Del. Haynes - **John Ellison Road** - Introduced 2/7/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022

52. By Del. Diserio, Queen, Westfall, Storch, McGeehan, Capito, Anderson and Linville - **U.S. Army SGT Roy E. Givens Memorial Road** - Introduced 2/8/2022 - To Technology and Infrastructure then Rules - To House Rules 2/11/2022 - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/10/2022
54. By Del. Barrett - **Mayor George Karos Bridge** - Introduced 2/9/2022 - To Technology and Infrastructure then Rules - To House Rules 2/15/2022 - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
56. By Del. Hanshaw (Mr. Speaker) - **Roy Lee Shamblin Memorial Bridge.** - Introduced 2/9/2022 - To Technology and Infrastructure then Rules - To House Rules 3/1/2022 - Adopted by House 3/3/2022 - To Senate 3/4/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
58. By Del. Capito, Burkhammer, Fast, Hornbuckle, Storch, Summers, Rohrbach, Jeffries, D., Skaff, Lovejoy and Queen - **February 14 as National Donor Day** - Introduced 2/10/2022 - To Rules - Adopted by House 2/14/2022 - To Senate 2/15/2022 - To Rules
59. By Del. Hott, Rowan, Howell, Ward, B., Jennings, Pritt, Kimes, Jeffries, D., Ferrell, Reynolds and Conley - **"Warrant Officer James G. Bosley Memorial Bridge."** - Introduced 2/10/2022 - To Rules - Adopted by House 2/14/2022 - To Senate 2/15/2022 - To Transportation and Infrastructure - Amended - Adopted by Senate 2/24/2022 - House concurred in Senate amendment and adopted 2/25/2022
60. By Del. Westfall - **Fire Chief Lee Thomas Bridge** - Introduced 2/10/2022 - To Rules - Adopted by House 2/14/2022 - To Senate 2/15/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
61. By Del. Gearheart, Ellington, Maynor and Smith - **Timothy Wayne Farley Memorial Bridge** - Introduced 2/11/2022 - To Rules - Adopted by House 2/16/2022 - To Senate 2/17/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022
62. By Del. Toney and Bates - **Raymond Jarrell, Jr., Memorial Road** (original similar to SCR12) - Introduced 2/14/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
63. By Del. Young, Skaff, Pack and Capito - **U.S. Army MSGT Donald Lewis Coen Memorial Bridge** - Introduced 2/14/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022

64. By Del. Hansen, Fleischauer, Walker, Statler and Williams - **Robin W. Ames Memorial Road** - Introduced 2/14/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
65. By Del. Sypolt, Anderson, Barach, Barnhart, Barrett, Bates, Boggs, Booth, Bridges, Burkhammer, Capito, Conley, Cooper, Criss, Crouse, Dean, Diserio, Doyle, Ellington, Espinosa, Evans, Fast, Ferrell, Fleischauer, Fluharty, Forsht, Foster, Garcia, Gearheart, Graves, Griffith, Hamrick, Hanna, Hansen, Hanshaw (Mr. Speaker), Hardy, Haynes, Holstein, Honaker, Hornbuckle, Hott, Householder, Howell, Jeffries, D., Jeffries, J., Jennings, Keaton, Kelly, D., Kelly, J., Kessinger, Kimble, Kimes, Linville, Longanacre, Lovejoy, Mallow, Mandt, Martin, Maynard, Maynor, Mazzocchi, McGeehan, Miller, Nestor, Pack, Paynter, Pethel, Phillips, Pinson, Pritt, Pushkin, Queen, Reed, Reynolds, Riley, Rohrbach, Rowan, Rowe, Skaff, Smith, Statler, Steele, Storch, Summers, Thompson, Toney, Tully, Walker, Wamsley, Ward, B., Ward, G., Westfall, Williams, Worrell, Young, Zatezalo, Zukoff, Clark and Horst - **U.S. Army Major Jesse A. Jennings Memorial Bridge** - Introduced 2/14/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
68. By Del. Hamrick, Hanshaw (Mr. Speaker), Barach, Boggs, Clark, Dean, Doyle, Ellington, Evans, Ferrell, Griffith, Hanna, Howell, Kimble, Longanacre, Lovejoy, Mallow, Maynor, Mazzocchi, Pack, Pushkin, Skaff, Smith, Storch, Sypolt, Thompson, Toney and Walker - **Requesting that a formal feasibility study be conducted on the viability of establishing an accredited school of veterinary medicine in West Virginia** - Introduced 2/15/2022 - To Education then Rules - To House Rules 2/24/2022 - Adopted by House 3/12/2022
70. By Del. Thompson, Nestor, Fluharty, Skaff, Griffith, Walker, Young, Garcia, Diserio, Zukoff and Pushkin - **Calvin H. Shifflett Memorial Bridge** - Introduced 2/15/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/9/2022 - House concurred in Senate amendment and adopted 3/12/2022
71. By Del. Fluharty, Barach, Barnhart, Bates, Booth, Brown, Conley, Crouse, Diserio, Doyle, Evans, Ferrell, Fleischauer, Forsht, Garcia, Griffith, Hansen, Honaker, Hornbuckle, Jennings, Longanacre, Lovejoy, Mallow, Mandt, Martin, Maynor, Miller, Nestor, Pritt, Reed, Rowan, Rowe, Skaff, Storch, Thompson, Walker, Wamsley, Westfall, Williams, Worrell, Young, Zatezalo and Zukoff - **White Angel Falls waterfall** - Introduced 2/15/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
72. By Del. Boggs - **U.S. Army SP5 Dana V. Perkins Memorial Bridge** - Introduced 2/15/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
73. By Del. Pinson - **Halstead Brothers WWII Veterans Memorial Bridge** - Introduced 2/15/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022

74. By Del. Burkhammer - **Judge Les Fury Memorial Bridge** - Introduced 2/15/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/9/2022 - House concurred in Senate amendment and adopted 3/11/2022
75. By Del. Burkhammer - **Pastor Glenn F. Lough Memorial Bridge** - Introduced 2/15/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
76. By Del. Linville and Maynard - **U. S. Navy BM1 Farris Burton Memorial Bridge** - Introduced 2/16/2022 - To Rules - Adopted by House 2/18/2022 - To Senate 2/21/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
79. By Del. Pinson and Hanshaw (Mr. Speaker) - **A resolution to designate February 21st as the official start day to National FFA Week in West Virginia.** - Introduced 2/17/2022 - To Rules - Adopted by House 2/21/2022 - To Senate 2/22/2022 - Committee reference dispensed - Adopted by Senate 2/22/2022
81. By Del. Skaff, Barach, Barnhart, Bates, Booth, Crouse, Diserio, Doyle, Evans, Fleischauer, Fluharty, Forsht, Garcia, Gearheart, Griffith, Honaker, Hornbuckle, Longanacre, Mallow, Mandt, Martin, Miller, Pushkin, Queen, Reed, Riley, Rowan, Smith, Thompson, Walker, Wamsley, Westfall, Williams, Worrell, Young, Zatezalo and Zukoff - **U.S. Army Chief Warrant Officer Milford Arnold Cunningham Memorial Bridge** - Introduced 2/17/2022 - To Rules - Adopted by House 2/23/2022 - To Senate 2/24/2022 - To Transportation and Infrastructure - Adopted by Senate 3/3/2022
82. By Del. Brown, Lovejoy and Dean - **Allen Ledson Memorial Bridge** - Introduced 2/17/2022 - To Rules - Adopted by House 2/24/2022 - To Senate 2/25/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Adopted by Senate 3/9/2022
83. By Del. Maynard - **U.S. Army SGT Charles L. Toppings Memorial Road.** - Introduced 2/18/2022 - To Rules - Adopted by House 2/23/2022 - To Senate 2/24/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022 - Amended - Adopted by Senate 3/9/2022 - House concurred in Senate amendment and adopted 3/11/2022
84. By Del. Booth, Martin, Nestor, Mallow, Griffith, Sypolt, Barnhart, Mandt and Linville - **U. S. Navy, Water Tender 3rd Class, V-6, Lewis Glenn Mills Memorial Boulevard** - Introduced 2/18/2022 - To Rules - Adopted by House 2/23/2022 - To Senate 2/24/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
85. By Del. Maynard - **McClintic Family Bridge** - Introduced 2/21/2022 - To Rules - Adopted by House 2/24/2022 - To Senate 2/25/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
87. By Del. Hanna and Booth - **Joseph Allen Wyatt, Fire Chief of Cowen VFD Memorial Intersection** - Introduced 2/21/2022 - To Rules - Adopted by House

- 2/23/2022 - To Senate 2/24/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
88. By Del. Paynter, Toney, Steele, Bridges, Mazzocchi, Gearheart, Smith, Dean, Kessinger, Fast and Cooper - **Lewis Joseph D'Antoni Memorial Road** - Introduced 2/22/2022 - To Rules - Adopted by House 2/24/2022 - To Senate 2/25/2022 - To Transportation and Infrastructure - Referred to Rules 3/3/2022
89. By Del. Bates - **Hajash Brothers Memorial Bridge** - Introduced 2/23/2022 - To Rules - Adopted by House 2/28/2022 - To Senate 3/1/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Amended - Adopted by Senate 3/10/2022 - House concurred in Senate amendment and adopted 3/11/2022
90. By Del. Rowe - **U.S. Army PVT Robert (Bob) Mullins Sr. Memorial Bridge** - Introduced 2/24/2022 - To Rules - Adopted by House 2/28/2022 - To Senate 3/1/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Adopted by Senate 3/10/2022
92. By Del. Skaff, Hanshaw (Mr. Speaker), Dean, Bates, Longanacre, Clark, Toney, Thompson, Bridges, Horst, Evans, Hornbuckle and Ferrell (Originating in House Education) - **Mental health study for students in higher education institutions** - Introduced 2/25/2022 - To House Rules 2/25/2022 - Adopted by House 3/3/2022 - To Senate 3/4/2022 - To Education
95. By Del. Pushkin, Jeffries, D., Rowe and Barach - **Clemmer Brothers WWII Veterans Memorial Bridge** - Introduced 3/2/2022 - To Technology and Infrastructure then Rules - To House Rules 3/2/2022 - Adopted by House 3/4/2022 - To Senate 3/7/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Adopted by Senate 3/10/2022
96. By Del. Skaff, Pack, Rowe, Young, Barach and Pushkin - **U. S. Air Force Captain Perry Thomas Rose Memorial Road** - Introduced 3/2/2022 - To Rules - Adopted by House 3/4/2022 - To Senate 3/7/2022 - To Transportation and Infrastructure - Referred to Rules 3/9/2022 - Adopted by Senate 3/10/2022
97. By Del. Keaton - **U.S. Army Air Corps Private Albert J. Sutphin Memorial Highway** - Introduced 3/4/2022 - To Rules - Adopted by House 3/9/2022 - To Senate 3/10/2022 - To Transportation and Infrastructure
99. By Del. Skaff, Young, Dean and Barach - **Lt. Col. Mitchell M. Mickel Memorial Bridge** - Introduced 3/7/2022 - To Rules - Adopted by House 3/9/2022 - To Senate 3/10/2022 - To Transportation and Infrastructure
101. By Del. Rohrbach - **Urging Congress to pass "Share the Savings" legislation.** - Introduced 3/9/2022 - To Rules - Adopted by House 3/12/2022
104. By Del. Howell (Originating in House Select Committee on Tourism and Economic Diversification) - **Requesting the Joint Committee on Government and Finance study the fiscal feasibility of eliminating the motor fuel excise tax** - Introduced 3/11/2022 - To House Rules 3/11/2022 - Adopted by House 3/12/2022

105. By Del. Howell (Originating in House Select Committee on Tourism and Economic Diversification) - **Requesting the Joint Committee on Government and Finance study economic policy strategies and incentives for drawing into West Virginia employers employing 50 persons or less located in high tax, high regulation, anti-competitive locations out of state** - Introduced 3/11/2022 - To House Rules 3/11/2022 - Adopted by House 3/12/2022
106. By Del. Howell (Originating in House Select Committee on Tourism and Economic Diversification) - **Requesting the Joint Committee on Government and Finance study economic policy strategies and incentives for building Intrastate pipelines** - Introduced 3/11/2022 - To House Rules 3/11/2022 - Adopted by House 3/12/2022
107. By Del. Howell (Originating in House Select Committee on Tourism and Economic Diversification) - **Requesting the Joint Committee on Government and Finance study ways that allow the West Virginia Economic Development Authority (“EDA”) to target companies and have them move to West Virginia without having to go through the Legislative process** - Introduced 3/11/2022 - To House Rules 3/11/2022 - Adopted by House 3/12/2022
108. By Del. Howell (Originating in House Select Committee on Tourism and Economic Diversification) - **Requesting the Joint Committee on Government and Finance study the possibility of combining certain programs related to the West Virginia Department of Health and Human Resources (“DHHR”), Workforce West Virginia, and the West Virginia Community and Technical College System** - Introduced 3/11/2022 - To House Rules 3/11/2022 - Adopted by House 3/12/2022

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- 697. Modifying and clarifying elements of kidnapping and unlawful restraint
- 703. Relating to controlled substances schedule

- 726. Relating to pre-trial diversion agreements and deferred prosecution agreements
- 728. Requiring registered sex offenders pay annual fee

DOMESTIC RELATIONS

- 55. Relating generally to adoption records
- 74. Relating to spousal support enforcement
- 140. Allowing state and federal criminal history record check of each adult living in residence when minor child is placed there due to emergency
- 171. Relating to tax exemption for child support due
- 224. Setting age of consent for marriage at 18
- 463. Best Interests of Child Protection Act of 2022

ECONOMIC DEVELOPMENT

- 5. Creating WV Unmanned Aircraft Systems Advisory Council
- 131. Establishing Chuck Yeager Mountain State Medal of Excellence
- 185. Clarifying municipal B&O taxation where business activity occurs in multiple locations
- 186. Creating Small Business and Minority Populations Economic and Workforce Development Taskforce
- 199. Creating Multiphase Procurement for Broadband Projects Act
- 231. Relating generally to broadband connectivity
- 467. Creating WV Motorsports Entertainment Complex Investment Act
- 485. Authorizing DNR to enter certain third-party contracts
- 494. Creating Broadband Carrier Neutral and Open Access Infrastructure Development Fund
- 510. Increasing cap to annual spending made on pre-application process to project sponsors
- 542. Transferring Broadband Enhancement Council from Department of Commerce to Department of Economic Development
- 562. Creating Adopt-A-Trail volunteer programs for public land under DNR jurisdiction
- 563. Authorizing dispersed camping on state properties under DNR jurisdiction
- 564. Mapping of public roads
- 566. Requiring Department of Commerce to develop plan for adventure travel recreation promotion in WV
- 584. Relating to WV Infrastructure and Jobs Development Council
- 588. Relating to WV Rails to Trails Program
- 602. Protecting certain motorsports venues from nuisance claims
- 618. Relating to zoning requirements for exempt wholesale generators
- 682. Limiting liability of persons making land available for public trail use
- 721. Relating to municipalities required to be represented on county authority boards
- 729. Relating to funding for infrastructure and economic development projects in WV

EDUCATION (HIGHER)

- 87. Creating Campus Self Defense Act
- 184. Implementing Business PROMISE+ Scholarship
- 194. Establishing Promise for All Scholarship Program

- 198. Creating Stay in State tax credit
- 201. Providing tax credit to new graduates of in-state or out-of-state higher educational institution, community or technical college, or trade school
- 208. Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV
- 216. Creating Student Journalist Press Freedom Restoration Act
- 222. Relating generally to in-field master's degree
- 228. Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV
- 477. Requiring Higher Education Policy Commission to create and administer PROMISE Plus Program
- 498. Creating Anti-Racism Act of 2022
- 546. Expanding uses of fees paid by students at higher education institutions
- 550. Relating to funding for higher education institutions
- 593. Allowing Marshall University's Forensic Analysis Laboratory access and participation in WV DNA database for certain purposes
- 653. Relating to public higher education governance
- 654. Creating exceptions to WV Invests Grant eligibility requirement
- 672. Exempting certain military veterans and their dependents from payment of tuition and fees
- 691. Establishing Student Basic Needs Campus Initiative
- 701. Including children and spouses of deceased active-duty officers in eligibility for War Orphan Education Program

EDUCATION (K12)

- 14. Providing for private, parochial, or church schools to enter into agreements with public schools to permit student participation in athletic or other extracurricular activities
- 17. Establishing Summer Feeding for All Program
- 18. Providing pay raises to teachers
- 21. Relating to school aid formula and minimum student enrollment
- 41. Allowing certain schools with enrollment of 25 or fewer students to operate as nonpublic micro-school
- 60. Allowing BOE create and provide course in family and consumer sciences in secondary schools
- 146. Relating to interpretations of school laws
- 166. Creating position of homeless education coordinator in certain counties
- 167. Implementing trauma-informed practices in schools
- 168. Establishing vocational-technical programs in middle schools
- 173. Restricting participation in State Teachers Retirement System by members who serve as officer in professional teaching association
- 174. Designating DHHR social workers to promote school attendance and performance
- 178. Relating to vocational and technical education programs
- 182. Prohibiting teaching of divisive acts and critical race theory in public schools
- 188. Creating WV Children's Vision Act
- 195. Expanding early childhood education programs to three-year-old children
- 216. Creating Student Journalist Press Freedom Restoration Act

- 217. Allowing private schools option of making vaccinations required for enrollment
- 218. Requiring parental notification of school-based dispensing of contraceptives to minors
- 219. Relating to nutrition and exercise education
- 226. Allowing substitute teachers who suspect unfair exclusion from certain assignments to request explanation from certain school officials
- 227. Requiring county boards of education and county superintendents to comply with instructions of State Board of Education
- 229. Requiring impact statement in certain instances of school closing or consolidation
- 243. Granting all public employees 10 percent per year permanent pay increase
- 246. Requiring newly constructed public schools and public schools with major improvements to have water bottle filling stations
- 261. Requiring video cameras in certain special education classrooms
- 267. Relating to transportation of students in county board owned and insured vehicles
- 268. Creating exemption from compulsory school attendance for child who participates in learning pod or micro school
- 456. Requiring county boards of education to develop seizure action plans
- 493. Requiring county BOE make meetings available to public in-person and through internet
- 495. Requiring graduating high school seniors to pledge oath to Constitution
- 498. Creating Anti-Racism Act of 2022
- 499. Authorizing legislative rules for School Building Authority
- 509. Relating to county BOE employee personal leave
- 541. Requiring homeschooled child's academic assessment be submitted by certain date
- 586. Relating to athletic eligibility of transfer students
- 587. Providing tip line to report teaching of critical race theory
- 589. Defining area of critical need and shortage for substitute bus operators
- 631. Allowing WV Professional Charter School Board to vote for its executive director and other employees to participate in Teachers' Retirement System
- 644. Creating Charter Schools Stimulus Fund
- 645. Regulating private schools for students with disabilities
- 646. Requiring each county BOE to provide free feminine hygiene products in grades six through 12
- 651. Allowing county BOE participating in operation of multicounty vocational center to withdraw
- 658. Providing for salary supplement and expense reimbursements for licensed school psychologist
- 676. Relating to use of personal leave days by teachers
- 687. Relating to meetings among county boards of education
- 696. Relating to funding for public libraries
- 704. Allowing parents, grandparents, and guardians to inspect instructional materials in classroom
- 707. Providing minimum experience requirement for director of services class title involving school transportation

711. Establishing alternative educational opportunities for elective course credit

ELECTIONS

16. Allowing voters who register in person with county clerk to vote during early in-person voting
20. Creating online voters' guide
34. Relating to residency requirements for voter registration
53. Requiring one-year residency within district or county to fill vacancy in Legislature
54. Requiring PACs disclose contributors' names and addresses to Secretary of State
67. Relating to advertisements by political candidates
96. Requiring disclaimers on third-party, nongovernment solicitations mailed or otherwise provided to businesses
107. Requiring certain disclosures of election expenditures
125. Requiring all local special levies be held on regularly scheduled statewide election ballot
147. Adjusting distance from polling place certain election-related activity is prohibited
191. Allowing poll workers to work full and half days
200. Relating generally to modernization of procedures for voting in public elections
236. Requiring all eligible voters to vote in general election
240. Permitting all registered voters to vote by absentee ballot
253. Relating to voting precincts and redistricting
423. Establishing limited exemption to photo ID requirements
547. Updating definition of "electioneering communication"
693. Clarifying meeting voting requirements for political party executive committees

ENERGY

4. Repealing ban on construction of nuclear power plants
187. Creating Natural Resources Anti-Commandeering Act
689. Relating to tie votes by Board of Coal Mine Health and Safety
714. Relating to tie votes by Coal Mine Safety and Technical Review Committee
730. Divesting state-managed funds from companies engaged with Russia or Russian energy

ENVIRONMENT

68. Limiting DEP employees from entering private lands for environmental protection purposes only
88. Amending definition of "aboveground storage tank"
119. Relating to nonferrous metal sales and transportation to secondary recycler
458. Establishing legal right to title of substances derived from drainage on mined lands
460. Relating generally to air pollution control

- 461. Removing statutory limit for Environmental Laboratory Certification Fund
- 462. Changing fees for permitting actions related to coal mining
- 480. Relating to DEP Office of Oil and Gas
- 481. Relating to Adopt-A-Stream Program
- 622. Establishing requirements for carbon dioxide sequestration
- 713. Removing statutory limit for Environmental Laboratory Certification Fund

ESTATES AND TRUSTS

- 121. Prohibiting person criminally responsible for another's death to participate in burial arrangements
- 223. Relating to procedure to settle decedents' estates

ETHICS

- 258. Prohibiting legislators and part-time public officials from having interest in public contracts under certain circumstances

FINANCE AND ADMINISTRATION

- 8. Relating generally to state's savings and investment programs
- 48. Exempting DOH from Purchasing Division procedures
- 241. Modifying procedure certain public agencies use to procure architectural and engineering services contracts
- 255. Relating to state contracts with and investments in certain companies that boycott energy companies
- 262. Relating generally to financial institutions engaged in boycotts of energy companies
- 438. Relating generally to WV Security for Public Deposits Act
- 487. Relating to Revenue Shortfall Reserve Fund and Revenue Shortfall Reserve Fund – Part B
- 505. Updating laws on licensure and regulation of money transmitters
- 545. Creating Corporate Anti-Subsidy Act
- 555. Relating to financial institutions engaged in boycotts of firearms companies
- 667. Creating Broadband Middle Mile Fund
- 684. Creating WV Monument and Memorial Protection Act of 2022

GOVERNOR—BILLS REQUESTED BY

- 250. Budget Bill
- 450. Updating definitions of WV Personal Income Tax Act
- 451. Updating definitions of WV Corporation Net Income Tax Act
- 515. Supplementing and amending appropriations of public moneys to Department of Administration, Public Defender Services
- 516. Supplementing and amending appropriations for various agencies
- 517. Expiring funds from unappropriated balance in State Excess Lottery Revenue Fund
- 518. Allowing nurses licensed in another state to practice in WV
- 519. Relating generally to Regional Jail and Correctional Facility Authority
- 520. Increasing financial penalties for ransomware attacks
- 521. Updating and modifying operations of Purchasing Division

522. Combining offices of WV State Americans with Disabilities Act and WV Equal Employment Opportunity
523. Transferring oversight of Jobs Investment Trust Fund to WV Economic Development Authority
524. Placing duties and functions of certain boards and commissions under Department of Arts, Culture, and History
525. Expiring funds from unappropriated balance in Lottery Net Profits
526. Supplementing and amending appropriations to Department of Commerce, Office of Secretary
527. Supplementing and amending appropriations to Department of Administration, Office of Technology
528. Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund
529. Encouraging additional computer science education in WV schools
530. Encouraging public-private partnerships in transportation
531. Increasing annual salaries of certain state employees
535. Providing for revocation of school personnel certification or licensure in certain circumstances
536. Relating generally to controlled substance criminal offenses
537. Providing additional firefighters and security guards for National Guard
538. Establishing BUILD WV Act
539. Creating Division of Multimodal Transportation
544. Allowing interest or earnings on federal COVID-19 relief money be retained in certain funds
552. Relating to tax sale process
554. Transferring functions of WV Solid Waste Management Board to DEP
582. Creating WV Workforce Resiliency Act
598. Establishing partnerships and aid for at-risk veterans to combat suicide
624. Making supplementary appropriation to DHHR, Division of Health, Laboratory Services
625. Making supplementary appropriation to DHHR, Division of Health, Vital Statistics Account
626. Supplementing, amending, and increasing existing items of appropriation from State Road Fund to DOT, DMV
627. Supplementing, amending, and increasing existing item of appropriation from State Road Fund to DOT, DOH
628. Supplementing and amending appropriations to Department of Commerce, DNR
629. Supplementing and amending appropriations to Department of Education, WV BOE, Vocational Division
630. Supplementing and amending appropriations to Higher Education Policy Commission, Administration – Control Account
633. Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund
634. Making supplementary appropriation to DHHR, Division of Health – Hospital Services Revenue Account Special Fund Capital Improvement, Renovation and Operations
636. Supplementing and amending appropriations to Department of Revenue, Office of Tax Appeals

- 637. Supplementing and amending appropriations to Executive, Governor's Office – Civil Contingent Fund
- 715. Decreasing and increasing existing items of appropriations from State Fund, General Revenue
- 716. Supplemental appropriation to DOE, WV BOE, Strategic Staff Development
- 717. Supplemental appropriation to Miscellaneous Boards and Commissions, Board of Medicine, Medical Licensing Board
- 718. Supplemental appropriation to Department of Administration, Travel Management, Aviation Fund
- 719. Supplemental appropriation to DHS, Fire Commission, Fire Marshal Fees
- 720. Supplementing and amending appropriations to Executive, Governor's Office, Civil Contingent Fund
- 722. Expiring funds to DEP, Division of Environmental Protection, Reclamation of Abandoned and Dilapidated Property Program Fund
- 723. Making supplementary appropriation to Department of Agriculture, WV Spay Neuter Assistance Fund
- 724. Making supplementary appropriation to DHS, Division of Corrections and Rehabilitation, Regional Jail and Correctional Facility Authority
- 725. Supplementing and amending appropriations to DHS, WV State Police
- 731. Making supplementary appropriation to Department of Tourism, Tourism Workforce Development Fund
- 732. Making supplementary appropriation to Hospital Finance Authority, Hospital Finance Authority Fund
- 733. Supplementing and amending appropriation to Executive, Governor's Office

HEALTH

- 12. Creating Patient Safety and Transparency Act
- 23. Prohibiting mandatory COVID-19 vaccinations for WV residents
- 25. Updating provisions of Medical Professional Liability Act
- 32. Permitting medical marijuana be prescribed in edible form
- 37. Removing Hepatitis B vaccine from list of compulsory immunizations
- 38. Relating to menstrual product package labeling
- 39. Updating certain provisions of Medical Professional Liability Act
- 43. Allowing parents to decline required medication administered to newborns
- 59. Establishing Community Health Equity Initiative Demonstration Project
- 93. Requiring DHHR file petition to terminate parental rights under certain circumstances
- 94. Creating Fetal Heartbeat Act
- 95. Relating to long-term care and substance abuse treatment
- 106. Creating WV Black Lung Program
- 113. Relating to treatment of persistent symptoms of hypothyroidism
- 122. Creating Tobacco Cessation Initiative Program special revenue account
- 128. Prohibiting certain insurance companies from raising rates for policies that allow nursing home care
- 135. Relating to acquisition and disposition of property by urban development authority
- 139. Prohibiting smoking in vehicle when minor 16 or younger is present

154. Creating Emergency Medical Services Personnel Loan Forgiveness Program
158. Collecting and analyzing statistical information pertaining to terminating pregnancies under Medicaid Program
180. Removing requirement that determination of medical stability be found prior to admission to mental health facility
181. Creating Core Behavioral Health Crisis Services System
183. Relating to wholesale importation of prescription drugs
188. Creating WV Children's Vision Act
203. Relating to non-compete covenants between certain health care practitioners
206. Establishing Minority Health Advisory Team
212. Creating Fetal Heartbeat Act
217. Allowing private schools option of making vaccinations required for enrollment
220. Require parental notification of minors being prescribed contraceptives
238. Requiring health insurance coverage for persons with diabetes
247. Relating to certified community behavioral health clinics
269. Youth Mental Health Protection Act
272. Relating to certain medical criteria as condition of employment
419. Establishing pilot project to evaluate impact of certain post-substance use disorder residential treatments
470. Relating generally to health care decisions
471. Relating generally to public health
483. Creating Wholesale Prescription Drug Importation Program
491. Establishing Family and Medical Leave Insurance Benefits Act
551. Preserving patient's right to abortion
553. Relating to powers of WV Health Care Authority
559. Creating Oral Health and Cancer Rights Act
570. Establishing training for law-enforcement in handling individuals with Alzheimer's and dementias
574. Relating to WV PEIA
578. Relating to employers' liability for mandated COVID-19 vaccine
585. Creating administrative medicine license for physicians not practicing clinical medicine
599. Relating to patient's rights and informed consent for vaccinations
601. WV Human Life Protection Act
603. Prohibiting licensure and re-licensure in WV if applicant is prohibited from practicing in another jurisdiction
605. Permitting pharmacists to dispense ivermectin by means of standing order
607. Requiring PEIA reimbursement rates be no less than Medicare
614. Requiring health care facilities to ensure patients have adequate access to clergy
632. Making Office of Emergency Medical Services independent office within Executive Branch
647. Prohibiting discrimination in organ donation process
652. Requiring hospitals to receive patients transported to them by EMS providers
657. Relating to tax on medical cannabis
660. Setting forth standard of care requirements for telehealth practice

- 674. Providing for no more than two licensed medical cannabis testing laboratories in state
- 679. Requiring health care providers and law-enforcement officers to notify DMV when licensee is incapable of operating motor vehicle
- 692. Requiring DHHR to report child abuse and neglect to county community services manager
- 700. Relating to eligibility of SNAP benefits
- 702. Relating generally to certificate of need
- 709. Authorizing Secretary of DHHR to designate positions as critical needs
- 710. Relating to exemptions from COVID-19 immunization
- 712. Strengthening regulation of medication-assisted treatment programs

HUMAN RIGHTS

- 24. Establishing WV Freedom of Conscience Protection Act
- 45. Prohibiting certain divisive acts from school curriculum, state agencies, and any groups receiving state funding
- 58. Requiring certain movie theaters to provide open captioning during certain showings
- 148. Prohibiting racial discrimination based on certain hair textures and hairstyles
- 156. Prohibiting unlawful discriminatory practices covered by Human Rights Act and Fair Housing Act
- 216. Creating Student Journalist Press Freedom Restoration Act
- 256. Prohibiting civil rights violations based on disability, gender identity, or sexual orientation
- 416. Forbidding excessive government limitations on exercise of religion
- 468. Creating Unborn Child with Down Syndrome Protection and Education Act
- 705. Creating WV Native American Tribes Unique Recognition, Authentication, and Listing Act

HUMAN SERVICES

- 9. Providing continued eligibility for developmental disability services to dependents of military members
- 93. Requiring DHHR file petition to terminate parental rights under certain circumstances
- 103. Creating Closed Captioning Act
- 111. Increasing minimum salaries for Bureau for Child Support Enforcement attorneys
- 174. Designating DHHR social workers to promote school attendance and performance
- 183. Relating to wholesale importation of prescription drugs
- 237. Creating litigation practice license for social workers
- 419. Establishing pilot project to evaluate impact of certain post-substance use disorder residential treatments
- 661. Relating to licensure of Head Start facilities in WV

INSURANCE

- 40. Prohibiting insurance coverage from requiring prior authorization for tests to stage cancer

- 62. Relating to use of aftermarket crash parts by repair shops
- 80. Increasing required medical coverage for autism spectrum disorders
- 89. Relating to surcharge on fire and casualty insurance policies for funding volunteer fire departments
- 128. Prohibiting certain insurance companies from raising rates for policies that allow nursing home care
- 160. Prohibiting abortion coverage in certain qualified health care plans
- 169. Prohibiting insurers from denying coverage as result of pre-existing condition
- 175. Ensuring coverage for residents with pre-existing conditions
- 176. Relating to insurance coverage for insulin
- 179. Authorizing small private employers to buy-in to PEIA
- 189. Prohibiting insurance discrimination against firearms manufacturers
- 204. Relating to PEIA inpatient rates
- 205. Expanding PEIA Finance Board membership
- 234. Creating surcharge on fire and casualty insurance policies to help municipalities and counties with certain fire-related cleanup and demolition
- 238. Requiring health insurance coverage for persons with diabetes
- 418. Removing PEIA exemption from provisions of chapters 5 and 33 of code
- 430. Modifying witness fee rate paid by state to match federal court system
- 491. Establishing Family and Medical Leave Insurance Benefits Act
- 511. Prohibiting insurers deny prescription drugs for addiction treatment in certain circumstances
- 534. Clarifying that secondary source on insurance is not controlling authority
- 559. Creating Oral Health and Cancer Rights Act
- 568. Relating to health insurance loss ratio information
- 615. Requiring certain health insurance providers cover treatment for certain pediatric autoimmune neuropsychiatric disorders
- 620. Increasing maximum dental coverage for Medicaid recipients
- 623. Relating to State Living Donor Protection Act
- 663. Requiring medical insurance providers to include infertility services in their policies
- 688. Creating Affordable Medicaid Buy-in Program
- 706. Relating to PEIA reimbursement of inpatient hospital rates

JUVENILES

- 109. Transferring child welfare enforcement responsibilities to State Police
- 139. Prohibiting smoking in vehicle when minor 16 or younger is present
- 220. Require parental notification of minors being prescribed contraceptives
- 224. Setting age of consent for marriage at 18
- 269. Youth Mental Health Protection Act
- 274. Requiring secretary of DHHR to allocate CPS workers by Bureau of Social Services' district annually

LABOR

- 71. Prohibiting political subdivisions from enacting certain ordinances, regulations, local policies, or other legal requirements
- 72. Requiring certain documents that contain wage records be considered confidential

- 81. Repealing WV Workplace Freedom Act
- 99. Continuing authority to index license and stamp fees
- 101. Relating generally to payment of salary or wages under Parental Leave Act
- 108. Reestablishing prevailing wage for certain state government contracts
- 110. Creating Local Government Labor and Consumer Marketing Regulatory Limitation Act
- 239. Requiring contractors provide county boards of education number of units constructed prior to issuing permit
- 245. Revising wage payment and collection
- 421. Creating Paid Parental Leave Pilot Program
- 428. Relating generally to minimum wage
- 464. Including independent contractors within definition of employee

LEGAL GAMING

- 141. Modifying requirement that racetrack participate in WV Thoroughbred Development Fund by certain date

LEGISLATURE

- 84. Calculating retirement benefits for certain legislative members under WV Public Employees Retirement Act
- 159. Providing procedure for WV to select delegates to Article V Convention
- 197. Drug testing of legislators
- 210. Relating to measures Governor may make during state of emergency
- 571. Declaring certain claims to be moral obligations of state
- 591. Relating to process for filling vacancies in state Legislature

LEGISLATURE—RULE MAKING

- 275. Ethics Commission rule relating to use of office for private gain, including nepotism
- 276. Division of Personnel rule relating to Administrative Rule of the WV Division of Personnel
- 277. Office of Technology rule relating to Chief Information Officer review
- 278. Office of Technology rule relating to cyber reporting
- 279. Authorizing DEP to promulgate legislative rules
- 280. DEP rule relating to standards of performance for new stationary sources
- 281. DEP rule relating to control of air pollution from combustion of solid waste
- 282. DEP rule relating to emission standards for hazardous air pollutants
- 283. DEP rule relating to requirements for management of coal combustion residuals
- 284. DEP rule relating to requirements governing water quality standards
- 285. DEP rule relating to underground injection control
- 286. DEP rule relating to administrative proceedings and civil penalty assessment
- 287. DHHR rule relating to methods and standards for chemical tests for intoxication
- 288. DHHR rule relating to hospital licensure
- 289. DHHR rule relating to childhood lead screening
- 290. DHHR rule relating to food manufacturing facilities

291. DHHR rule relating to sewage treatment and collection system design standards
292. DHHR rule relating to emergency medical services
293. DHHR rule relating to clinical laboratory practitioner licensure and certification
294. DHHR rule relating to clandestine drug laboratory remediation
295. DHHR rule relating to maternal risk screening
296. DHHR rule relating to expedited partner therapy
297. Health Care Authority rule relating to certificate of need
298. DHHR rule relating to medication-assisted treatment, opioid treatment programs
299. DHHR rule relating to syringe services program licensure
300. DHHR and Insurance Commissioner rule relating to all payer claims database, data submission requirements
301. DHHR and Insurance Commissioner rule relating to all-payer claims database program's privacy and security rule
302. Governor's Committee on Crime, Delinquency, and Correction rule relating to law-enforcement training and certification standards
303. Fire Commission rule relating to Fire Code
304. Fire Commission rule relating to State Building Code
305. Fire Commission rule relating to Volunteer Fire Department Equipment and Training Grant funding disbursement
306. Fire Commission rule relating to specialized membership
307. Fire Commission rule relating to junior firefighters
308. Fire Commission rule relating to certification of fire chiefs
309. Fire Commission rule relating to use of aqueous film-forming foam for fire training program purposes
310. Fire Marshal rule relating to regulation of fireworks and related explosive materials
311. State Police rule relating to career progression
312. Authorization for Department of Revenue to promulgate legislative rules
313. Alcohol Beverage Control Commission rule relating to nonintoxicating beer licensing and operations procedures
314. Insurance Commissioner rule relating to continuing education for individual insurance producers and individual insurance adjusters
315. Insurance Commissioner rule relating to adoption of valuation manual
316. Insurance Commissioner rule relating to pharmacy auditing entities and pharmacy benefit managers
317. Insurance Commissioner rule relating to term and universal life insurance reserve financing
318. Insurance Commissioner rule relating to bail bondsmen in criminal cases
319. Lottery Commission rule relating to WV Lottery state lottery rules
320. Lottery Commission rule relating to WV Lottery limited video lottery rule
321. Racing Commission rule relating to thoroughbred racing
322. Racing Commission rule relating to pari-mutuel wagering
323. Tax Department rule relating to valuation of producing and reserve oil, natural gas liquids, and natural gas for ad valorem property tax purposes
324. Tax Department rule relating to WV tax credit for federal excise tax imposed upon small arms and ammunition manufacturers
325. Tax Department rule relating to the sales tax holiday

326. Tax Department rule relating to exemption for repair, remodeling, and maintenance of aircraft
327. Tax Department rule relating to vendor absorption or assumption of sales and use tax
328. Tax Department rule relating to online bingo and raffles
329. Tax Department rule relating to Corporation Net Income Tax
330. Authorizing DOT to promulgate legislative rules
331. DMV rule relating to dealer licensing
332. DMV rule relating to collection of tax on sale of a vehicle
333. DOT rule relating to employment procedures
334. Authorizing miscellaneous agencies and boards to promulgate rules
335. Department of Agriculture rule relating to commercial feed
336. Department of Agriculture rule relating to enrichment of flour and bread law regulations
337. Department of Agriculture rule relating to fruits and vegetables certification of potatoes for seedling purposes
338. Department of Agriculture rule relating to Fresh Food Act
339. Department of Agriculture rule relating to auctioneers
340. Department of Agriculture rule relating to hemp products
341. Commissioner of Agriculture rule relating to livestock care standards
342. Department of Agriculture rule relating to Rural Rehabilitation Program
343. Department of Agriculture rule relating to Farm-to-Food Bank Tax Credit
344. Department of Agriculture rule relating to farmers markets
345. Department of Agriculture rule relating to seed certification
346. Auditor rule relating to procedure for local levying bodies to apply for permission to extend time to meet as levying body
347. Auditor rule relating to accountability requirements for state funds and grants
348. Board Chiropractic Examiners rule relating to chiropractic telehealth practice
349. Contractor Licensing Board rule relating to Contractor Licensing Act
350. Board of Examiners in Counseling rule relating to licensing rule
351. Board of Examiners in Counseling rule relating to licensed professional counselors fees rule
352. Board of Examiners in Counseling rule relating to marriage and family therapist licensing rule
353. Board of Examiners in Counseling rule relating to marriage and family therapist fees rule
354. Dangerous Wild Animal Board rule relating to dangerous wild animal
355. Board of Dentistry rule relating to WV Board of Dentistry
356. Board of Dentistry rule relating to formation and approval of professional limited liability companies
357. Board of Dentistry rule relating to formation and approval of dental corporation and dental practice ownership
358. Board of Dentistry rule relating to continuing education requirements
359. Board of Dentistry rule relating to administration of anesthesia by dentists
360. Board of Dentistry rule relating to expanded duties of dental hygienists and dental assistants
361. Board of Dentistry rule relating to teledentistry
362. WV Board of Funeral Service Examiners rule relating to fee schedule

363. Massage Therapy Board rule relating to general provisions
364. Board of Medicine rule relating to licensing and disciplinary procedures: physicians, podiatric physicians, and surgeons
365. Board of Medicine rule relating to licensure, practice requirements, disciplinary and complaint procedures, continuing education, and physician assistants
366. Board of Medicine rule relating to dispensing of prescription drugs by practitioners
367. Board of Medicine rule relating to continuing education for physicians and podiatric physicians
368. Board of Medicine rule relating to practitioner requirements for accessing WV Controlled Substances Monitoring Program Database
369. Board of Medicine rule relating to establishment and regulation of limited license to practice medicine and surgery at certain state veterans nursing home facilities
370. Board of Medicine rule relating to registration to practice during declared state of emergency
371. Authorizing miscellaneous boards and agencies to promulgate legislative rules
372. Board of Osteopathic Medicine rule relating to licensing procedures for osteopathic physicians
373. Board of Osteopathic Medicine rule relating to osteopathic physician assistants
374. Board of Osteopathic Medicine rule relating to practitioner requirements for controlled substances licensure and accessing WV Controlled Substances Monitoring Program Database
375. Board of Osteopathic Medicine rule relating to telehealth practice and interstate telehealth registration for osteopathic physicians and physician assistants
376. Board of Pharmacy rule relating to licensure and practice of pharmacist care
377. Board of Pharmacy rule relating to Controlled Substances Monitoring Program
378. Board of Pharmacy rule relating to regulations governing pharmacists
379. PSC rule relating to occupancy of customer-provided conduit
380. Real Estate Appraiser Licensing and Certification Board rule relating to requirements for licensure and certification
381. Real Estate Appraiser Licensing and Certification Board rule relating to renewal of licensure or certification
382. Real Estate Appraiser Licensing and Certification Board rule relating to renewal of appraisal management companies
383. Board of Registered Professional Nurses rule relating to limited prescriptive authority for nurses in advanced practice
384. Board of Registered Professional Nurses rule relating to telehealth practice
385. Secretary of State rule relating to voter registration at DMV
386. Secretary of State rule relating to voter registration list maintenance by Secretary of State
387. Secretary of State rule relating to Combined Voter Registration and Driver Licensing Fund

- 388. Secretary of State rule relating to use of digital signatures
- 389. Secretary of State rule relating to regulation of political party headquarters finances
- 390. Secretary of State rule relating to standards and guidelines for electronic notarization, remote online notarization, and remote ink notarization
- 391. Secretary of State rule relating to real property electronic recording standards and regulations
- 392. Board of Social Work Examiners rule relating to qualifications for profession of social work
- 393. Social Work Examiners rule relating to continuing education for social workers and providers
- 394. Board of Speech-Language Pathology and Audiology rule relating to licensure of speech-pathology and audiology
- 395. Treasurer rule relating to Substitute Checks, Exceptional Items Fund
- 396. Treasurer rule relating to procedures for deposit of moneys with State Treasurer's Office by state agencies
- 397. Treasurer rule relating to selection of state depositories for disbursement accounts through competitive bidding
- 398. Treasurer rule relating to selection of state depositories for receipt accounts
- 399. Treasurer rule relating to procedures for processing payments from State Treasury
- 400. Treasurer rule relating to reporting debt
- 401. Treasurer rule relating to procedures for fees in collections by charge, credit, or debit card or by electronic payment
- 402. Treasurer rule relating to procedures for providing services to political subdivisions
- 403. Division of Labor rule relating to child labor
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| bills introduced (by request) | 16, 71, 82, 92, 107, 141-142, 158-166, 172-177, 213, 214, 219, 251, 270, 281, 289-290, 360, 380-381, 395, 418, 439, 456, 483, 510, 557, 563, 580, 617-618, 630, 659, 757, 768-769, 779, 887, 928, 978-979, 993, 1001, 1034, 1104, 1150-1151, 1211, 1261, 1338 |
| Pledge of Allegiance led by | 342 |
| remarks by (ordered printed in appendix) | 211, (224), (269), 359, 438, (580), (1033), (1150), (1177) |
| removal of sponsorship | 172, 417, 455, 1260 |
| reports by, as Member of Joint Committee on Enrolled Bills | 3746 |
| resolutions offered (by request) | 130, 166, 177, 206, 213, 252, 270, 281, 355, 396, 440, 456, 567-569, 581, 618, 660, 697-698, 822, 837, 928, 979, 1002, 1034, 1049, 1104, 1151-1152, 1174, 1244, 1338, 1433, 1442, 1586, 1626, 1665, 3197, 3564-3568 |
| yeas and nays demanded by | 876, 970, 1435 |

MARONEY, MICHAEL J., a Senator from the 2nd District:

| | |
|-------------------------------------|--|
| bills introduced (by request) | 94, 110, 213, 329-330, 565, 658-659, 779, 927-928, 978-979, 995, 1034, 1104, 1151 |
| leave of absence granted to | 211, 249 |
| main motion | 1777 |

| | |
|--|---|
| Pledge of Allegiance led by | 1152 |
| proxy voting | 361, 397, 420 |
| remarks by (ordered printed in appendix) | (612), (1717), 2743 |
| reports by, as Chair of Committee on Health and Human Resources..... | 230, 254, 517, 586, 592, 754, 845-847, 866, 867, 903, 935, 941, 1116, 1119, 1121, 1223, 1237, 1436-1437, 1438, 1439, 1440, 1622, 1623, 1700, 1896, 1899, 1900, 1901, 1902, 1906, 1925-1926, 1927, 2109, 2721 |
| resolutions offered (by request) | 335, 610, 660, 725, 757, 979, 1442, 1586, 1932, 3564-3568 |
| withdraws (committee) amendment | (1972), (2951), (3159), (3163), (3167), (3179), (3196), (3509), (3510) |

MARTIN, PATRICK S., a Senator from the 12th District:

| | |
|--|---|
| bills introduced (by request) | 17, 63, 86-89, 141, 176, 249-251, 270, 347, 393, 395, 418, 445, 497, 527-528, 556-557, 618, 677, 697, 723, 743, 867, 887, 928, 1034, 1261 |
| main motion | 955 |
| Pledge of Allegiance led by | 769 |
| remarks by (ordered printed in appendix) | 886 |
| removal of sponsorship | 417 |
| resolutions offered (by request) | 251, 270, 395-396, 631, 697, 725, 820, 837, 1008, 1442, 1586, 2987, 3564-3568 |
| withdraws (committee) amendment | 1809 |

MAYNARD, MARK R., a Senator from the 6th District:

| | |
|--|--|
| bills introduced (by request) | 21, 98-100, 141, 176, 217, 328-329, 341, 417, 439, 492, 497, 529-531, 563, 565-566, 592-593, 630, 675-677, 724, 755-756, 867, 871, 887, 945-946, 978, 1433, 1560 |
| excused from voting | 882 |
| Pledge of Allegiance led by | 440 |
| prayer by | 419 |
| remarks by (ordered printed in appendix) | (224), (413), 1210, (1628), 1789, (3566) |
| reports by, as Chair of Committee on Government Organization | 228, 277, 279, 372, 373, 426, 444, 519, 525, 591, 667, 673, 751-753, 777, 849, 851, 866, 932, 937, 949, 1114-1115, 1120, 1220, 1232, 1328-1329, 1330-1331, 1438, 1615, 1617, 1618, 1619, 1620, 1783-1784, 1899, 1900-1901, 1903, 1904, 1905, 2722 |
| reports by, as Chair of Joint Committee on Enrolled Bills | 420, 515, 583, 717, 775, 810, 845, 932, 1112, 1161, 1434, 1577, 1607, 1792, 1924, 3037, 3735- 3745, 3747-3752 |
| resolutions offered (by request) | 207, 239, 395, 498, 539-540, 572, 725, 1010-1011, 1442, 1586, 3564-3568 |

NELSON, ERIC JR., a Senator from the 17th District:

| | |
|--|--|
| appointed to select committee to notify House of Delegates | |
| Senate has assembled and organized (S. R. 1) | 2 |
| bills introduced (by request) | 22, 30, 40, 51-52, 143, 158, 160-161, 169, 177, 214, 237, 251, 255, 258-259, 332, 483, 491, 493-494, 528, 556, 565, 631, 659, 742, 768, 807, 816-817, 868, 871, 907, 978-979, 992, 1000, 1150, 1211, 1261, 1560 |

| | |
|---|---|
| Pledge of Allegiance led by | 808 |
| remarks by (ordered printed in appendix) | (413) |
| removal of sponsorship | 1665 |
| reports by, as Chair of Committee on Pensions | 402, 406, 561, 720, 898, 905, 910-911, 1580, 1581, 1787, 1788 |
| resolutions offered (by request) | 113, 252, 281, 355, 567, 725, 1442, 1585-1586, 1586, 3564-3568 |
| withdraws (committee) amendment | (3479) |

PHILLIPS, RUPIE, a Senator from the 7th District:

appointed to select committee to notify House of Delegates

| | |
|--|---|
| Senate has assembled and organized (S. R. 1) | 2 |
| bills introduced (by request), | 21, 32, 41, 43, 45, 65, 73, 110-111, 141, 143, 158-165, 218, 236, 251, 270, 280, 329, 332, 346, 407, 418, 439, 446, 497, 509, 527-528, 557, 563, 580, 618, 630, 659, 677, 724, 837, 867, 869, 871, 887, 943-944, 993, 1034, 1104, 1150 |
| birthday noted | 927 |
| Pledge of Allegiance led by | 980 |
| remarks by (ordered printed in appendix) | (413), (1260), (1282), 1315 |
| removal of sponsorship | 157, 556, 1210 |
| reports by, as Vice Chair of Committee on Energy, Industry, and Mining | 625 |
| resolutions offered (by request) | 116-119, 122, 145, 166-167, 239, 333, 395-396, 419, 440, 498, 581, 618, 725, 820, 837, 1034, 1152, 1442, 1586, 1929, 2743-2744, 3197, 3564-3568 |
| voting sentiment | 2987 |
| yeas and nays demanded by | 1628 |

PLYMALE, ROBERT H., a Senator from the 5th District:

| | |
|---|--|
| addressed the Senate | 2784 |
| appointed to conference committee as to Eng. Com. Sub. for House Bill 4333 | 1698 |
| appointed to select committee to escort Governor to joint assembly (H. C. R. 27) | 399 |
| appointed to select committee to notify Governor Legislature has assembled and organized (S. R. 2) | 3 |
| bills introduced (by request) | 19, 65, 91, 249-251, 270, 288-289, 341, 348, 380, 394, 407, 438, 455, 528, 556-557, 563, 617-618, 630, 742- 743, 768, 807, 908, 927, 979, 1000, 1261, 1338 |
| excused from voting | 2815 |
| leave of absence granted to | 211, 249 |
| main motion | 882 |
| objection to unanimous consent | 1326 |
| Pledge of Allegiance led by | 213 |
| proxy vote | 253, 271 |
| remarks by (ordered printed in appendix) | (638), 767, (886), (1589), (2784) |
| removal of sponsorship | 697 |
| resolutions offered (by request) | 130, 147, 252, 456, 609, 808, 887, 928, 1174, 1442, 1586, 3564-3568 |
| withdraws (committee) amendment | 766 |
| yeas and nays demanded by | 793, 1448, 1935 |

ROBERTS, ROLLAN A., a Senator from the 9th District:

| | |
|---|---|
| appointed to select committee to notify Governor | |
| Legislature has assembled and organized (S. R. 2) | 3 |
| bills introduced (by request) | 159, 165, 176, 213, 214, 225, 236, 251, 269, 329, 360, 407, 418, 446, 456, 492, 494, 497, 527-528, 531, 556-557, 563, 580, 630, 677, 724, 837, 867, 869, 871, 942-944, 1000, 1104, 1261 |
| Pledge of Allegiance led by | 888 |
| prayer by | 139 |
| remarks by (ordered printed in appendix) | (556), (1628) |
| removal of sponsorship | 225, 768 |
| reports by, as Vice Chair of Committee on Education | 228, 230, 367-369, 375, 422, 520, 522, 583, 591 |
| reports by, as Chair of Committee on the Workforce | 587, 901-902 |
| resolutions offered (by request) | 149-153, 226, 239, 252, 360, 456, 725, 887, 909, 1442, 1586, 3564-3568 |

ROMANO, MICHAEL J., a Senator from the 12th District:

| | |
|--|---|
| addressed the Senate | 3568 |
| bills introduced (by request) | 13, 18-19, 45-46, 53, 106-108, 158-165, 332, 341, 380, 393-395, 439, 455, 493, 510, 528, 566, 757, 769, 779, 869, 978, 1104, 1338 |
| excused from voting | 2787 |
| leave of absence granted to | 157, 172, 211, 225 |
| Pledge of Allegiance led by | 619 |
| remarks by (ordered printed in appendix) | (267), (617), (697), (825), 978, (1033), (1052), (1150), (1178), (1210), 1210, (1589), (2780), (3566), (3568) |
| removal of sponsorship | 359, 393, 438, 617 |
| resolutions offered (by request) | 130, 166-167, 244, 395-396, 440, 569, 596-606, 631, 660, 837, 1008, 1174, 1242, 1261, 1442, 1586, 3564, 3568 |
| yeas and nays demanded by | 824, 954, 1052, 1589, 2779, 3565, 3734 |

RUCKER, PATRICIA PUERTAS, a Senator from the 16th District:

| | |
|--|---|
| appointed to conference committee as to Eng. Com. Sub. for Senate Bill 334 | 3114 |
| appointed to conference committee as to Eng. Com. Sub. for House Bill 4389 | 3210 |
| bills introduced (by request) | 19, 21, 25-26, 31, 46, 65, 101-105, 143, 145, 168, 170, 217, 288-289, 360, 417-418, 426-427, 445, 697, 724, 742-743, 781, 818, 837, 867, 872, 978, 1001, 1034, 1104, 1211, 1261, 1338, 1433 |
| leave of absence granted to | 157, 172, 211, 225 |
| Pledge of Allegiance led by | 1211 |
| point of order raised by | 651 |
| prayer by | 511 |
| presided as President | 978, 1206 |
| proxy voting | 397, 441, 457, 511, 558, 582 |
| remarks by (ordered printed in appendix) | (978), 1432, (1973) |
| reports by, as Chair of Committee on Education | 325, 666, 669, 748, 812, 850, 858, 898, 937, 940, 1121, 1122-1123, 1124, 1152, 1221, 1232, 1237, 1266, 1271, 1327, 1437, 1439, 1441, 1616, 1617, 1618, 1785-1786, 1787, 1795, 1796, 1902, 2724, 2729 |
| resolutions offered (by request) | 264, 283, 360, 418, 697, 725, 887, 1008, 1433, 1442, 1560, 1586, 1789, 2112, 2987, 3197, 3564-3568 |
| withdraws (committee) amendment | (1819), (1969), (2953), (3484) |

SMITH, RANDY E., a Senator from the 14th District:

| | |
|---|---|
| bills introduced (by request) | 21, 23, 33, 36, 38, 47-48, 54, 57-58, 65, 71, 110, 141, 159, 213, 218, 264, 279-280, 288, 329, 346, 395, 407, 438-439, 447, 497, 510, 527, 563, 724, 768, 778, 867, 871, 928, 993, 1000, 1034, 1103-1104, 1151 |
| birthday noted | 1561 |
| leave of absence granted to | 211 |
| petitions presented by | 170 |
| Pledge of Allegiance led by | 396 |
| proxy voting | 511, 559, 582 |
| remarks by (ordered printed in appendix) | (697), 978, 1315, (1628), 1789 |
| removal of sponsorship | 509 |
| reports by, as Chair of Committee on Energy, Industry, and Mining | 231, 374, 425, 521, 848, 940, 990, 1126-1127, 1221, 1238, 1615, 1619, 1662, 1664 |
| resolutions offered (by request) | 114, 130, 166, 290, 335, 447, 497, 510, 542, 557, 725, 808, 820, 928, 947, 1442, 1560, 1586, 2743, 3564-3568 |
| withdraws (committee) amendment | (2793) |

STOLLINGS, RON, a Senator from the 7th District:

| | |
|--|---|
| bills introduced (by request) | 27, 41, 43-44, 53, 107, 110-111, 157-165, 169, 173, 176, 211-213, 214, 217, 251, 269-270, 281, 289-290, 332, 340, 360, 394-395, 417-418, 428, 439, 510, 528, 557, 563, 580-581, 617-618, 659, 677, 757, 768-769, 779, 808, 871, 887, 943, 979, 1034, 1104 |
| Pledge of Allegiance led by | 167, 1790 |
| remarks by (ordered printed in appendix) | (211), (556), (580), 978, (1589), (1817), (1937) |
| removal of sponsorship | 417, 580, 742, 1103, 1210 |
| resolutions offered (by request) | 119, 122, 130, 145, 166-167, 177, 213, 226, 252, 270, 333, 341, 348-350, 360, 383-384, 395-396, 418, 440, 557- 558, 581, 618, 660, 697, 808, 837, 887, 928, 1034, 1104, 1152, 1174, 1338, 1433, 1442, 1560, 1586, 1665, 1789, 1797, 2743-2744, 3197, 3564-3568 |

STOVER, DAVID, a Senator from the 9th District:

| | |
|--|---|
| bills introduced (by request) | 88, 109, 212, 214, 217, 236, 329, 347, 380, 445, 497, 527-528, 563, 677, 724, 756, 867, 869, 944 |
| Pledge of Allegiance led by | 1105 |
| remarks by (ordered printed in appendix) | (1177) |
| removal of sponsorship | 509 |
| resolutions offered (by request) | 239, 725, 909, 1008, 1442, 1586, 2743, 3564-3568 |

SWOPE, CHANDLER, a Senator from the 6th District:

| | |
|---|---|
| bills introduced (by request) | 9, 23, 38-39, 55, 158, 162, 328, 332, 426, 428, 444-445, 492, 497, 527, 557, 659, 818, 871, 1000, 1150, 1210 |
| Pledge of Allegiance led by | 581 |
| remarks by (ordered printed in appendix) | (357) |
| reports by, as Chair of Committee on Economic Development | 253, 272, 399, 519, 900, 903, 939, 1166, 1171-1172, 1177, 1579, 1582, 1584, 1973 |
| resolutions offered (by request) | 167, 725, 1442, 1586, 3564-3568 |
| withdraws (committee) amendment | (3453), (3456) |

SYPOLT, DAVE, a Senator from the 14th District:

| | |
|--|---|
| addressed the Senate | 3570 |
| appointed to conference committee as to Eng. Com. Sub. for Senate Bill 334 ... | 3114 |
| appointed to select committee to notify Governor | |
| Legislature has assembled and organized (S. R. 2) | 3 |
| bills introduced (by request) | 15, 21, 58-60, 62-63, 65, 71, 108, 110, 159-160, 162, 178-206, 215-218, 236, 279, 329, 332, 347, 407, 418, 426, 428, 439, 444-446, 492, 497, 509, 527, 557, 563-564, 618, 677-678, 724, 867, 869, 871, 944, 1034, 1104, 1560 |
| main motion | 3578 |
| petitions presented by | 265 |
| Pledge of Allegiance led by | 419, 1666 |
| presided as President | 616, 1449 |
| remarks by (ordered printed in appendix) | (416), 696, 807, (3570) |
| reports by, as Chair of Committee on Agriculture and Rural Development | 400, 560, 1163, 1168, 1702, 1703-1705 |
| resolutions offered (by request) | 112-113, 166-167, 239, 335, 447, 497-498, 542, 725, 1008, 1442, 1586, 3564-3566 |
| voting sentiment | 3197 |

TAKUBO, TOM, a Senator from the 17th District:

| | |
|--|--|
| addressed the Senate | 3209 |
| appointed to conference committee as to Eng. Com. Sub. for House Bill 4333 | 1698 |
| appointed to select committee to escort Governor to joint assembly (H. C. R. 27) | 399 |
| appointed to standing committees | 1789 |
| bills introduced (by request) | 8-9, 21, 26, 60-62, 69, 75, 97-98, 100, 235, 263, 288-289, 332, 417-418, 439, 455-456, 497, 527, 529, 557, 563-565, 594, 677, 724, 768-769, 779, 816, 837, 867, 871, 992, 994, 996, 1150 |
| main motion | 1249, 1326, 3048 |
| Pledge of Allegiance led by | 227, 2744 |
| remarks by (ordered printed in appendix) | (357), 359, 978, 1210, (1937) |
| removal from committee | 1735 |
| resolutions offered (by request) | 221, 240-241, 281, 355, 360, 440, 456, 498, 567, 725, 1272, 1275, 1442, 1585-1586, 1931, 3564-3568 |
| withdraws (committee) amendment | (3559) |
| yeas and nays demanded by | 290 |

TARR, ERIC J., a Senator from the 4th District:

| | |
|--|---|
| bills introduced (by request) | 105, 215, 329, 331-332, 345-346, 380, 407, 428, 483, 492-495, 497, 557, 563-564, 630, 677, 724, 750, 782, 867, 871, 994, 1001, 1104 |
| leave of absence granted to | 172 |
| main motion | 3728, 3730, 3734 |
| Pledge of Allegiance led by | 139, 2988 |
| point of order raised by | 828 |
| presided as President | 3342 |
| remarks by (ordered printed in appendix) | 132, (357), 393, (413), (556), 617, 696 |
| reports by, as Chair of Committee on Finance | 271, 326, 406, |

| | |
|--|--|
| 516, 562, 588, 589, 626-627, 667, 720, 749, 811, 813, 847, 849, 855, 904-905, 938, 1118, 1124, 1161-1162, 1220, 1221, 1222, 1224-1225, 1234, 1325, 1332, 1334-1336, 1346, 1434, 1621, 1624-1625, 1793-1794, 1897, 1898, 2102-2103, 2104-2105, 2106-2107, 2108, 2110-2111, 2730, 2732 | |
| resolutions offered (by request) | 112, 221, 498, 557, 725, 1442, 1586, 3564-3568 |
| withdraws (committee) amendment | (1937), (2915), (3340), (3524) |

TRUMP, CHARLES S. IV, a Senator from the 15th District:

| | |
|--|---|
| bills introduced (by request) | 9-10, 19, 23, 55-56, 80, 84, 101-102, 105, 109, 140-141, 144, 170, 211, 214, 217, 238, 258, 260-261, 289, 328, 330, 341, 347, 483, 497, 528-529, 532, 563-565, 580, 594-595, 630, 867, 869, 871-872, 875, 887, 908, 942, 945, 992, 995-996 |
| leave of absence granted to | 211, 225 |
| Pledge of Allegiance led by | 1 |
| presided as President | 957 |
| proxy vote | 253, 271 |
| remarks by (ordered printed in appendix) | (357), (767), (1131), 1907, (2743), (3566) |
| reports by, as Chair of Committee on the Judiciary | 168, 344-345, 370, 372, 402-405, 443, 460, 515, 526, 559, 560, 562, 585, 589, 590, 622, 627-628, 718-719, 721-722, 749, 754, 776, 777, 814-815, 852-853, 856-857, 859, 896-897, 899, 901, 906, 934, 936, 988, 1045, 1113, 1129-1130, 1163, 1165, 1167, 1218-1219, 1228, 1235, 1237, 1262-1266, 1268-1269, 1271, 1325, 1332-1334, 1336, 1408, 1577-1578, 1581, 1583, 1584, 1622, 1623, 1664, 1699, 1701, 1702-1703, 1705-1706, 1784, 1795-1796, 1797, 1890, 1904, 1905, 1906, 1926, 2082-2083, 2104, 2106, 2108, 2110, 2727-2729, 2731, 2732-2736, 2985-2986 |
| resolutions offered (by request) | 220, 283, 725, 1442, 1586, 3564-3568 |
| withdraws (committee) amendment | (922), (2128), (2154), (2901), (3120), (3180), (3214), (3287), (3290), (3320), (3357) |
| yeas and nays demanded by | 3567 |

WELD, RYAN W., a Senator from the 1st District:

| | |
|--|---|
| appointed to conference committee as to Eng. House Bill 4097 | 2693 |
| appointed to conference committee as to Eng. Com. Sub. for House Bill 4389 | 3210 |
| bills introduced (by request) | 65-69, 72, 110, 145, 214, 237, 279, 328, 330, 395, 427, 497, 556, 563-566, 594, 677, 724-725, 779, 867, 869, 871, 886, 942, 995-996, 1261 |
| main motion | 111 |
| Pledge of Allegiance led by | 361 |
| point of order raised by | 545 |
| prayer by | 271 |
| presided as President | 388, 644, 1398, 2084 |
| remarks by (ordered printed in appendix) | (172), (225), (246), (330), (612), (836), (886), (1051), (1150), (1177), (1260), (1560), (1628), (1665), (1907), (3566) |
| reports by, as Vice Chair of Committee on the Judiciary | 214, 227, 273, 278, 328 |
| reports by, as Chair of Committee on Military | 859, 1123, 1125, 1436, 1579 |
| resolutions offered (by request) | 2, 3, 114, 155, 220-221, 431, 498, 573, 610, 725, 820, 1006, 1442, 1586, 3564-3568 |
| withdraws (committee) amendment | (3453), (3456) |

WOELFEL, MICHAEL A., a Senator from the 5th District:

| | |
|--|--|
| addressed the Senate | 1735 |
| appointed to conference committee as to Eng. House Bill 4097 | 2693 |
| bills introduced (by request) | 17, 23, 42, 44-45, 172-176, 213, 214, 250-251, 269, 281, 289-290, 348, 380, 395, 417-418, 439, 446, 510, 528, 563, 580, 595, 618, 677, 697, 757, 837, 887, 1034, 1103-1104 |
| leave of absence granted to | 211 |
| objection to unanimous consent | 545 |
| Pledge of Allegiance led by | 1339 |
| point of order raised by | 2984 |
| remarks by (ordered printed in appendix) | (330), (357), 359, (415), (612), 807, 1103, (1253) |
| removal of sponsorship | 269, 556 |
| resolutions offered (by request) | 130, 147, 177, 251, 270, 395, 510, 581, 618, 660, 808, 946, 1442, 1586, 3564-3568 |
| yeas and nays demanded by | 3333 |

WOODRUM, JACK, a Senator from the 10th District:

| | |
|--|---|
| appointed to conference committee as to Eng. Com. Sub. for House Bill 4333 | 1698 |
| bills introduced (by request) | 21, 31, 84, 172-176, 218, 225, 251, 256-257, 262, 329, 340, 341, 380, 407, 438-439, 446, 455, 497, 509, 527- 528, 557, 563, 580, 658-659, 677, 697, 742-743, 867, 869, 871, 906, 908, 944, 979, 1034, 1150, 1261, 1338 |
| Pledge of Allegiance led by | 457, 511 |
| presiding as President | 1906 |
| remarks by (ordered printed in appendix) | (1282) |
| removal of sponsorship | 249, 359, 1432 |
| resolutions offered (by request) | 221, 239, 252, 439-440, 498, 534, 581, 698, 725, 1034, 1442, 1586, 3564-3568 |

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| 1 - | By Senators Blair (Mr. President), Baldwin, Jeffries, Stollings, Hamilton, Lindsay, Woodrum, Plymale, and Takubo: Creating Mining Mutual Insurance Company | 7 | 272 | 2989 | 388, 2989 | 2988 | 8, 157, 172, 288, 339, 357, 388, 768, 2990, 3740, 3770 |
| *2 - | By Senator Takubo: Relating to unemployment benefits program | 8 | 515 | | 644 | | 8, 158, 172, 579, 614, 639, 641-645 |
| *3 - | By Senators Takubo, Nelson, and Martin: Requiring work search activities to qualify for unemployment benefits | 8 | 516 | | 641 | | 9, 158, 455, 556, 579, 614, 617, 639-641 |
| 4 - | By Senators Takubo, Nelson, Jeffries, Lindsay, Woelfel, Woodrum, Karnes, Plymale, and Roberts: Repealing ban on construction of nuclear power plants | 9 | 254 | | 357 | 457 | 9, 158, 172, 225, 249, 269, 288, 338, 357, 515, 663 |
| *5 - | By Senators Swope, Nelson, Baldwin, Jeffries, Phillips, Hamilton, Lindsay, Woodrum, Stollings, Plymale, Roberts, Takubo, and Caputo: Creating WV Unmanned Aircraft Systems Advisory Council | 9 | 399 | 453 | 502 | | 9, 158, 173, 249, 269, 288, 359, 437, 453, 503 |
| *6 - | By Senators Trump, Nelson, Takubo, and Azinger: Establishing common law "veil piercing" claims not be used to impose personal liability | 9 | 559 | 683-686, 729, 2990-2991 | 728, 2992 | 2990, 3570 | 10, 158, 288, 438, 616, 656, 686, 729, 2992, 3747, 3771 |
| *7 - | By Senators Azinger, Trump, and Swope: Relating to damages for medical monitoring | 10 | 460 | | 613 | | 10, 158, 555, 578, 613 |
| 8 - | By Senators Grady, Lindsay, Jeffries, and Phillips: Relating generally to state's savings and investment programs | 10 | | | 12 | 291 | 13, 158, 420, 514 |
| 9 - | By Senators Romano, Lindsay, Jeffries, Stollings, Phillips, and Caputo: Providing continued eligibility for developmental disability services to dependents of military members | 13 | | | 14 | | 15, 158 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|----------------------------------|
| 10 - | By Senators Sypolt, Lindsay, Jeffries, Stollings, Phillips, and Beach: Relating to WVU Rifle Team electronic application donation program | 15 | | | 16 | | 16, 158 |
| 11 - | By Senators Lindsay, Jeffries, Caputo, Romano, Stollings, Woelfel, Trump, Takubo, and Hamilton: Including family court judges in Judges' Retirement System | 16 | 896 | | | | 16, 158, 173, 211, 288, 359, 896 |
| 12 - | By Senators Lindsay, Jeffries, and Caputo: Creating Patient Safety and Transparency Act | 16 | | | | | 16, 158 |
| 13 - | By Senators Jeffries, Stollings, and Lindsay: Eliminating suspension of driver's license for failure to pay court fines and costs | 16 | | | | | 17, 158, 173 |
| 14 - | By Senators Woelfel, Lindsay, and Roberts: Providing for private, parochial, or church schools to enter into agreements with public schools to permit student participation in athletic or other extracurricular activities | 17 | | | | | 17, 173, 225 |
| 15 - | By Senators Caputo and Romano: Legalizing cannabis production, sales, and adult consumption | 17 | | | | | 18, 158 |
| 16 - | By Senators Romano, Baldwin, Jeffries, Caputo, Geffert, and Woelfel: Allowing voters who register in person with county clerk to vote during early in-person voting | 18 | | | | | 18, 158, 173 |
| 17 - | By Senators Romano, Baldwin, Jeffries, Lindsay, Caputo, Geffert, Stollings, Woelfel, Grady, and Takubo: Establishing Summer Feeding for All Program | 18 | | | | | 18, 158, 173, 249, 288 |
| 18 - | By Senators Romano, Jeffries, Lindsay, Caputo, Geffert, Woelfel, Stollings, and Brown: Providing pay raises to teachers | 18 | | | | | 18, 158, 173, 340, 886 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
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| 19 - | By Senators Romano, Baldwin, Lindsay, Caputo, Plymale, and Brown: Repealing additional registration fees for alternative fuel vehicles | 19 | | | | | 19, 158, 807, 886 |
| 20 - | By Senators Romano, Jeffries, Lindsay, Caputo, Geffert, Stollings, and Brown: Creating online voters' guide | 19 | | | | | 19, 158, 340, 886 |
| *21 - | By Senators Clements, Martin, Roberts, Rucker, Grady, Karnes, and Plymale: Relating to school aid formula and minimum student enrollment | 19 | 748 | | | | 19, 159, 249, 748 |
| 22 - | By Senators Roberts, Trump, Sypolt, Phillips, and Lindsay: Relating to exempting certain organizations from property taxation | 19 | | | 20 | | 21, 159 |
| 23 - | By Senators Rucker, Azinger, Boley, Grady, Karnes, Maynard, Phillips, Smith, Sypolt, Woodrum, Roberts, and Martin: Prohibiting mandatory COVID-19 vaccinations for WV residents | 21 | | | | | 21, 159, 393 |
| 24 - | By Senators Karnes, Smith, and Rucker: Establishing WV Freedom of Conscience Protection Act | 21 | | | | | 21, 159, 288 |
| *25 - | By Senators Takubo and Maroney: Updating provisions of Medical Professional Liability Act | 21 | 622 | | 759 | 2745 | 22, 159, 658, 695, 740, 742, 759, 3735, 3763 |
| 26 - | By Senators Hamilton, Woodrum, and Martin: Relating generally to licenses to sell paraphernalia for use with controlled substances | 22 | | | | | 22, 225, 249 |
| 27 - | By Senators Nelson, Jeffries, and Baldwin: Establishing WV business growth in low-income communities tax credit | 22 | | | | | 22, 159, 211 |
| 28 - | By Senators Trump, Roberts, and Maroney: Allowing Tax Commissioner to process certain early refunds | 23 | | | | | 23, 159, 658 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|---|
| *29 - | By Senators Swope, Jeffries, Woodrum, Takubo, and Nelson: Providing fee for processing of criminal bonds | 23 | 1218, 1325 | | 1446 | | 23, 159, 173, 455, 978, 1218, 1402, 1446 |
| 30 - | By Senator Clements: Relating to interest rate in condemnation proceedings | 23 | | | | | 23 |
| 31 - | By Senator Smith: Redirecting excise tax revenue on bottled soft drinks from WVU to counties for law-enforcement support | 23 | | | | | 23 |
| 32 - | By Senators Woelfel, Caputo, Stollings, Romano, Hamilton, and Brown: Permitting medical marijuana be prescribed in edible form | 23 | | | | | 24, 159, 211, 393, 617, 886 |
| *33 - | By Senators Jeffries, Caputo, Lindsay, Woelfel, Stollings, Romano, Hamilton, and Rucker: Protecting consumers against businesses using automatic renewals without consent | 24 | 718 | | 826 | | 25, 159, 173, 211, 393, 617, 742, 767, 801, 827 |
| 34 - | By Senators Rucker, Smith, Hamilton, and Maroney: Relating to residency requirements for voter registration | 25 | | | | | 25, 438, 617, 658 |
| *35 - | By Senator Rucker: Adding grievance and appellate procedures for individuals participating in DMV Safety and Treatment Program | 25 | 227 | | | | 26, 228 |
| 36 - | By Senators Rucker, Karnes, and Smith: Requiring notice be sent to owners of record before real property can be sold due to nonpayment of taxes | 26 | | | | | 26, 249, 288 |
| 37 - | By Senator Rucker: Removing Hepatitis B vaccine from list of compulsory immunizations | 26 | | | | | 26 |
| 38 - | By Senator Beach: Relating to menstrual product package labeling | 26 | | | | | 26 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|--|
| 39 - | By Senators Takubo and Maroney: Updating certain provisions of Medical Professional Liability Act | 26 | | | | | 26, 658 |
| 40 - | By Senators Stollings, Lindsay, Jeffries, Caputo, Grady, Phillips, Romano, and Beach: Prohibiting insurance coverage from requiring prior authorization for tests to stage cancer | 27 | | | 28 | | 28, 159 |
| 41 - | By Senator Karnes: Allowing certain schools with enrollment of 25 or fewer students to operate as nonpublic micro-school | 28 | | | | | 28, 159, 249 |
| 42 - | By Senator Karnes: Authorizing public retirement system participants to receive cash value of retirement benefits in lieu of regular payments | 29 | | | | | 29 |
| 43 - | By Senator Karnes: Allowing parents to decline required medication administered to newborns | 29 | | | | | 29 |
| *44 - | By Senators Hamilton and Lindsay: Requiring State Fire Commission propose rules for sprinkler protection for certain new buildings | 29 | 228 | | 337 | | 29, 159, 268, 287, 337 |
| 45 - | By Senator Karnes: Prohibiting certain divisive acts from school curriculum, state agencies, and any groups receiving state funding | 30 | | | | | 30 |
| 46 - | By Senators Nelson, Jeffries, Romano, Lindsay, Woelfel, Baldwin, Takubo, Stollings, Smith, Maroney, and Brown: Exempting Social Security benefits from personal income tax | 30 | | | | | 30, 159, 173, 211, 288, 340, 438, 658, 886 |
| 47 - | By Senators Hamilton and Azinger: Creating crime for being under influence of controlled substance unless specifically prescribed | 30 | | | | | 30, 509 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|---|
| 48 - | By Senators Clements, Jeffries, Stollings, Phillips, Baldwin, Smith, and Maroney: Exempting DOH from Purchasing Division procedures | 30 | | | | | 31, 159, 211, 438, 658 |
| 49 - | By Senators Caputo, Lindsay, and Romano: Establishing program to pay monthly allotment to certain veterans | 31 | | | | | 31, 159 |
| 50 - | By Senators Woodrum and Jeffries: Authorizing counties to impose county sales and use tax up to one percent under certain circumstances | 31 | | | | | 31, 159 |
| *51 - | By Senators Rucker, Baldwin, Lindsay, Woelfel, Stollings, Takubo, Romano, Maroney, Caputo, and Weld: Relating to WV Film Industry Investment Act | 31 | 272 | | | | 32, 159, 173, 269, 273, 288, 393, 658, 742, 886 |
| 52 - | By Senators Phillips, Karnes, Smith, Azinger, and Maynard: Prohibiting county airport authorities from adopting rules prohibiting possession of firearms in public areas | 32 | | | | | 32, 250, 288, 438, 1433 |
| 53 - | By Senators Hamilton, Baldwin, Grady, Romano, Lindsay, Stollings, Smith, and Brown: Requiring one-year residency within district or county to fill vacancy in Legislature | 32 | | | | | 32, 159, 173, 269, 288, 886 |
| 54 - | By Senators Hamilton, Baldwin, Lindsay, Romano, Woelfel, and Stollings: Requiring PACs disclose contributors' names and addresses to Secretary of State | 32 | | | | | 32, 159, 173, 269 |
| 55 - | By Senators Hamilton and Baldwin: Relating generally to adoption records | 32 | | | | | 33, 212 |
| 56 - | By Senators Smith, Jeffries, Lindsay, Stollings, Romano, and Brown: Creating Orphan Oil and Gas Well Prevention Act | 33 | | | | | 33, 159, 173, 269, 393, 887 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|---|
| 57 - | By Senators Smith, Grady, and Karnes: Relating to maintenance and repair of roads and highways | 33 | | | | | 34, 159, 250 |
| 58 - | By Senators Caputo and Lindsay: Requiring certain movie theaters to provide open captioning during certain showings | 34 | | | | | 34, 160 |
| 59 - | By Senators Jeffries, Baldwin, Lindsay, and Stollings: Establishing Community Health Equity Initiative Demonstration Project | 35 | | | | | 35, 160, 269 |
| 60 - | By Senators Beach and Lindsay: Allowing BOE create and provide course in family and consumer sciences in secondary schools | 35 | 229 | | 337 | | 35, 173, 268, 287, 338 |
| 61 - | By Senator Karnes: Establishing contribution holiday for certain public retirement plans | 35 | | | | | 36 |
| 62 - | By Senator Smith: Relating to use of aftermarket crash parts by repair shops | 36 | | | | | 36 |
| 63 - | By Senators Smith and Phillips: Relating to wind power projects taxation at real property rates | 36 | | | | | 36, 160 |
| *64 - | By Senators Smith, Sypolt, Woodrum, Hamilton, Romano, and Nelson: Allowing county commissions to impose amusement tax | 36 | 932, 1162 | | 1351 | | 36, 160, 173, 212, 393, 742, 933, 1259, 1302, 1350-1351 |
| 65 - | By Senators Smith, Jeffries, Beach, Stollings, Lindsay, and Takubo: Protecting albino deer | 36 | | | | | 37, 160, 173, 288 |
| 66 - | By Senator Karnes: Establishing 80 miles per hour speed limit on state highways | 37 | | | | | 37 |
| 67 - | By Senators Karnes and Martin: Relating to advertisements by political candidates | 37 | | | | | 37, 250 |
| 68 - | By Senator Karnes: Limiting DEP employees from entering private lands for environmental protection purposes only | 37 | | | | | 37 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|---------------------------------------|
| 69 - | By Senator Clements: Relating to costs and interest in eminent domain condemnation proceedings | 37 | | | | | 38 |
| 70 - | By Senators Smith, Caputo, Stover, Hamilton, Stollings, Takubo, Beach, and Brown: Relating to time limitation for filing occupational pneumoconiosis claims | 38 | | | | | 38, 173, 212, 250, 269, 288, 509, 658 |
| *71 - | By Senator Swope: Prohibiting political subdivisions from enacting certain ordinances, regulations, local policies, or other legal requirements | 38 | 1113 | 1278 | 1278 | | 39, 1208, 1250, 1279 |
| 72 - | By Senator Swope: Requiring certain documents that contain wage records be considered confidential | 39 | | | | | 40 |
| 73 - | By Senators Nelson, Jeffries, Lindsay, and Baldwin: Providing new graduates of in-state or out-of-state higher educational institution or trade school certain tax credits | 40 | | | | | 40, 160, 173, 212 |
| 74 - | By Senator Hamilton: Relating to spousal support enforcement | 40 | | | | | 41 |
| 75 - | By Senators Hamilton and Karnes: Requiring certain municipalities pay for incarceration of inmates | 41 | | | | | 41, 250 |
| 76 - | By Senators Phillips, Stollings, Lindsay, Baldwin, Woelfel, Smith, and Maroney: Mandating coverage for medical care of State Police officers injured in line of duty | 41 | | | | | 41, 160, 173, 212, 250, 438, 658 |
| 77 - | By Senators Stollings, Lindsay, Jeffries, Caputo, Beach, Phillips, and Grady: Allowing certain veterans park free at metered parking in any state municipality | 41 | | | 42 | | 42, 160 |
| 78 - | By Senators Woelfel, Jeffries, Caputo, Beach, Lindsay, and Romano: Requiring hospitals to staff qualified personnel to perform sexual assault forensic exams | 42 | | | | | 43, 160, 173, 393 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|--|
| 79 - | By Senators Stollings, Jeffries, Lindsay, Caputo, Beach, and Woelfel: Authorizing tax credit for business entities which invest in certain fresh food retailers | 43 | | | | | 43, 160, 173 |
| 80 - | By Senators Caputo, Lindsay, Beach, and Romano: Increasing required medical coverage for autism spectrum disorders | 43 | | | | | 43, 160 |
| 81 - | By Senators Caputo, Lindsay, Beach, Geffert, and Romano: Repealing WV Workplace Freedom Act | 43 | | | | | 43, 160 |
| 82 - | By Senator Phillips: Requiring DHHR secretary appoint director of Office of Emergency Medical Services | 43 | | | | | 44 |
| 83 - | By Senators Stollings, Lindsay, Caputo, Romano, Takubo, Beach, and Brown: Relating generally to occupational pneumoconiosis | 44 | | | | | 44, 160, 289, 509, 658 |
| 84 - | By Senators Woelfel, Beach, and Romano: Calculating retirement benefits for certain legislative members under WV Public Employees Retirement Act | 44 | | | | | 44, 160 |
| 85 - | By Senators Woelfel, Lindsay, Caputo, Romano, and Stollings: Changing simple possession of marijuana from misdemeanor crime to civil violation | 44 | | | | | 44, 160, 212 |
| *86 - | By Senators Woelfel, Grady, Lindsay, Caputo, Romano, Baldwin, Woodrum, and Hamilton: Creating criminal offense of sexual extortion | 45 | 443, 749 | 878 | 877 | | 45, 160, 444, 455, 658, 804, 807, 834, 878 |
| 87 - | By Senators Phillips and Martin: Creating Campus Self Defense Act | 45 | | | | | 45, 250 |
| 88 - | By Senators Phillips and Nelson: Amending definition of "aboveground storage tank" | 45 | | | | | 45, 160 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|----------------------|
| 89 - | By Senators Romano, Lindsay, Caputo, Stollings, and Woelfel: Relating to surcharge on fire and casualty insurance policies for funding volunteer fire departments | 45 | | | | | 46, 160, 174 |
| 90 - | By Senators Romano, Lindsay, Caputo, and Woelfel: Limiting penalty for possession of marijuana to no more than \$1,000 without confinement | 46 | | | | | 46, 160, 174 |
| 91 - | By Senators Rucker, Phillips, and Grady: Creating "Choose Life" special registration plate supporting adoption | 46 | | | 47 | | 47, 160 |
| 92 - | By Senators Smith, Takubo, and Maroney: Requiring probationers who served 10 or more years to participate in work release program | 47 | | | | | 47, 289, 658 |
| 93 - | By Senator Smith: Requiring DHHR file petition to terminate parental rights under certain circumstances | 47 | | | | | 47 |
| 94 - | By Senator Smith: Creating Fetal Heartbeat Act | 48 | | | | | 48 |
| 95 - | By Senator Smith: Relating to long-term care and substance abuse treatment | 48 | | | | | 48 |
| *96 - | By Senators Smith, Martin, Romano, Rucker, Caputo, Lindsay, and Woodrum: Requiring disclaimers on third-party, nongovernment solicitations mailed or otherwise provided to businesses | 48 | 1219 | | | | 49, 1219, 1261, 1338 |
| 97 - | By Senators Hamilton, Jeffries, Lindsay, Beach, Baldwin, and Stollings: Prohibiting gender-based price discrimination | 49 | | | | | 49, 160, 212, 580 |
| 98 - | By Senators Hamilton, Lindsay, Jeffries, Caputo, Stollings, Phillips, Grady, and Beach: Creating nonresident three-day fishing license | 49 | | | 50 | | 50, 161 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|------------------------|
| 99 - | By Senators Hamilton, Jeffries, and Lindsay: Continuing authority to index license and stamp fees | 50 | | | 51 | | 51, 161 |
| *100 - | By Senator Nelson: Establishing secondary location for racetrack video lottery terminals | 51 | 1162 | 1352-1379 | 1379 | | 52, 1259, 1302, 1380 |
| 101 - | By Senators Nelson, Baldwin, and Lindsay: Relating generally to payment of salary or wages under Parental Leave Act | 52 | | | | | 52, 161 |
| 102 - | By Senators Clements, Jeffries, Phillips, and Lindsay: Permitting DOH commissioner to make money transfers within State Road Fund | 52 | | | | | 52, 161, 174 |
| 103 - | By Senators Caputo, Lindsay, and Beach: Creating Closed Captioning Act | 52 | | | | | 52, 161 |
| 104 - | By Senators Clements, Jeffries, and Lindsay: Creating annual adjustment to motor fuel excise tax | 52 | | | | | 53, 161, 174 |
| *105 - | By Senators Clements, Jeffries, Beach, and Lindsay: Returning refundable exemption for road construction contractors to State Road Fund | 53 | 229 | | | | 53, 161, 174, 230 |
| 106 - | By Senators Stollings, Baldwin, Jeffries, Lindsay, Romano, Caputo, Beach, and Brown: Creating WV Black Lung Program | 53 | | | | | 53, 161, 289, 509, 658 |
| 107 - | By Senators Romano, Baldwin, Lindsay, and Woelfel: Requiring certain disclosures of election expenditures | 53 | | | | | 54, 161, 174 |
| 108 - | By Senators Caputo, Baldwin, Jeffries, Lindsay, Geffert, Beach, and Romano: Reestablishing prevailing wage for certain state government contracts | 54 | | | | | 54, 161 |
| 109 - | By Senator Smith: Transferring child welfare enforcement responsibilities to State Police | 54 | | | | | 55 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|-----------------------------|
| 110 - | By Senator Swope: Creating Local Government Labor and Consumer Marketing Regulatory Limitation Act | 55 | | | | | 55 |
| 111 - | By Senators Trump, Lindsay, Woelfel, and Takubo: Increasing minimum salaries for Bureau for Child Support Enforcement attorneys | 55 | 421 | | | | 55, 174, 421, 837 |
| 112 - | By Senator Trump: Establishing common law corporate "veil piercing" claims not be used to impose personal liability regarding limited liability company | 55 | | | | | 56 |
| 113 - | By Senators Trump and Woodrum: Relating to treatment of persistent symptoms of hypothyroidism | 56 | | | | | 56, 225 |
| 114 - | By Senators Hamilton, Baldwin, and Lindsay: Relating generally to Electronic Telecommunication Open Infrastructure Act | 56 | | | | | 57, 161, 174 |
| 115 - | By Senator Karnes: Allowing grocery stores to sell certain amount of WV-made wine without license | 57 | | | | | 57 |
| 116 - | By Senators Karnes and Phillips: Relating to outdoor advertising regulated by DOH | 57 | | | | | 57, 161 |
| 117 - | By Senators Smith and Phillips: Assessing wildlife impact fee on wind power projects | 57 | | | | | 57, 161 |
| 118 - | By Senators Sypolt, Baldwin, Lindsay, and Smith: Creating WV Farm Fresh Dairy Act | 58 | | | | | 58, 161, 174, 438 |
| 119 - | By Senator Smith: Relating to nonferrous metal sales and transportation to secondary recycler | 58 | | | | | 60 |
| 120 - | By Senators Takubo, Baldwin, Phillips, Nelson, Lindsay, Plymale, Woodrum, and Maroney: Establishing tax credit for certain physicians who locate to practice in WV | 60 | 421 | | | | 60, 161, 174, 421, 438, 658 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|------------------------|
| 121 - | By Senators Sypolt, Lindsay, Jeffries, and Stollings: Prohibiting person criminally responsible for another's death to participate in burial arrangements | 60 | | | 61 | | 61, 161 |
| 122 - | By Senators Takubo, Stollings, Beach, Lindsay, Romano, and Maroney: Creating Tobacco Cessation Initiative Program special revenue account | 61 | | | | | 62, 161, 174, 393, 658 |
| 123 - | By Senators Takubo, Stollings, and Lindsay: Exempting certain physicians from specified traffic laws when responding to emergencies | 62 | | | | | 62, 161, 174 |
| 124 - | By Senators Sypolt and Stollings: Exempting certain vehicles from ad valorem taxation when used for public purpose | 62 | | | | | 62, 161 |
| 125 - | By Senators Sypolt, Karnes, and Smith: Requiring all local special levies be held on regularly scheduled statewide election ballot | 62 | | | | | 62, 250, 438 |
| *126 - | By Senators Sypolt, Karnes, Rucker, Maynard, and Baldwin: Expanding types of agricultural operations that are protected from nuisance and other legal actions | 62 | 400 | | | | 63, 250, 401, 417 |
| 127 - | By Senators Sypolt, Jeffries, Phillips, Lindsay, and Karnes: Allowing certain motorcycle operators to ride without helmet | 63 | | | | | 63, 161, 174, 250 |
| 128 - | By Senators Boley, Baldwin, and Romano: Prohibiting certain insurance companies from raising rates for policies that allow nursing home care | 63 | | | | | 63, 212, 393 |
| 129 - | By Senators Martin and Stollings: Making it unlawful for public utility to prohibit customers from hiring contractors to construct, install, or maintain connections to public utility | 63 | | | 64 | | 65, 161 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|----------------|---------------|--------------|-------------------------------------|
| 130 - | By Senators Grady and Lindsay: Providing protection for property owner when someone visiting private cemetery causes damage to property | 65 | | | | | 65, 162, 174 |
| 131 - | By Senators Grady, Baldwin, Stollings, Romano, Beach, Phillips, Hamilton, Lindsay, Karnes, Takubo, and Smith: Establishing Chuck Yeager Mountain State Medal of Excellence | 65 | | | | | 65, 162, 174, 225, 250, 289, 438 |
| 132 - | By Senators Rucker, Roberts, Smith, Sypolt, Swope, and Karnes: Requiring municipalities that impose one percent sales tax must reduce and remove B&O tax in five years | 65 | | | | | 65, 157, 162, 225, 250, 359, 509 |
| 133 - | By Senators Weld, Romano, Beach, Woelfel, Takubo, Stollings, Maroney, and Caputo: Including certain types of cancers for which rebuttable presumption of injury exists for firefighters | 65 | | | | | 66, 162, 174, 289, 580, 658, 768 |
| 134 - | By Senators Weld, Lindsay, Grady, Takubo, and Maroney: Creating felony offense of aggravated cruelty to animals | 66 | | | | | 66, 174, 212, 249, 417, 658 |
| 135 - | By Senators Weld, Lindsay, Jeffries, and Stollings: Relating to acquisition and disposition of property by urban development authority | 66 | | | 67 | 2090 | 66, 162, 3735, 3763 |
| 136 - | By Senators Weld, Lindsay, Jeffries, Phillips, Caputo, and Stollings: Updating language regarding Fairmont State alumni license plates | 67 | | | 68 | | 68, 162 |
| *137 - | By Senators Weld, Woodrum, Woelfel, and Romano: Requiring persons convicted of certain felonies on or after March 8, 1995, provide DNA samples | 68 | 897 | | 1053 | | 69, 174, 976, 978, 1028, 1054 |
| *138 - | By Senator Takubo: Relating to Board of Medicine composition | 69 | 421 | 507, 3554-3556 | 544, 3556 | 3554 | 69, 454, 507, 544, 3556, 3740, 3770 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|----------------------------------|
| 139 - | By Senators Takubo, Jeffries, Stollings, Lindsay, Woodrum, Woelfel, Grady, Plymale, and Maroney: Prohibiting smoking in vehicle when minor 16 or younger is present | 69 | 422 | | | | 69, 162, 174, 212, 422, 438, 658 |
| 140 - | By Senators Weld, Romano, Lindsay, Woelfel, and Maroney: Allowing state and federal criminal history record check of each adult living in residence when minor child is placed there due to emergency | 69 | | | | | 69, 162, 174, 658 |
| 141 - | By Senators Weld, Lindsay, and Jeffries: Modifying requirement that racetrack participate in WV Thoroughbred Development Fund by certain date | 69 | | | 70 | | 70, 162 |
| 142 - | By Senators Smith, Sypolt, Romano, Phillips, Lindsay, Woodrum, Woelfel, and Grady: Requiring payment of increased costs to volunteer fire departments and EMS units imposed by legislative rules | 71 | | | | | 71, 162, 174, 225 |
| 143 - | By Senators Sypolt, Smith, Jeffries, Romano, Lindsay, and Maroney: Relating to tax credit for disabled veterans for lifetime hunting, trapping, and fishing license | 71 | | | | | 71, 162, 174, 658 |
| 144 - | By Senators Lindsay, Baldwin, Jeffries, Romano, Woelfel, and Smith: Creating personal income tax credit for volunteer firefighters | 71 | | | | | 72, 162, 175, 768 |
| 145 - | By Senators Weld, Romano, Lindsay, and Maroney: Exempting certain persons from hunting, trapping, and fishing license fees | 72 | | | | | 72, 162, 175, 659 |
| *146 - | By Senators Weld and Rucker: Relating to interpretations of school laws | 72 | 749 | | 878 | | 72, 289, 804, 834, 878 |
| 147 - | By Senators Baldwin, Jeffries, Lindsay, and Beach: Adjusting distance from polling place certain election-related activity is prohibited | 72 | | | | | 72, 162 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|-----------------------------|
| 148 - | By Senators Baldwin, Lindsay, and Caputo: Prohibiting racial discrimination based on certain hair textures and hairstyles | 73 | | | | | 73, 162 |
| 149 - | By Senators Baldwin, Jeffries, Lindsay, Caputo, Stollings, and Woelfel: Exempting firearm safe storage products from consumers sales tax | 73 | | | | | 73, 162, 175 |
| 150 - | By Senators Baldwin, Lindsay, Caputo, and Romano: Requiring wholesale drug distributors to report certain information to WV Board of Pharmacy | 73 | | | | | 73, 162, 393 |
| *151 - | By Senators Phillips, Lindsay, and Jeffries: Creating license plate recognizing linemen | 73 | 366 | | 449 | | 73, 175, 393, 416, 436, 449 |
| 152 - | By Senators Baldwin, Jeffries, Lindsay, Beach, and Romano: Exempting nonprofit corporations from property tax for certain agricultural and industrial fairs and expositions | 73 | | | | | 74, 162, 393 |
| 153 - | By Senators Baldwin, Beach, and Lindsay: Changing determination of compensation paid to landowner when eminent domain used for pipeline | 74 | | | | | 74, 162, 175 |
| 154 - | By Senators Baldwin, Lindsay, Stollings, and Takubo: Creating Emergency Medical Services Personnel Loan Forgiveness Program | 74 | | | | | 74, 162, 417 |
| 155 - | By Senators Baldwin, Lindsay, and Stollings: Creating tax credit for persons who successfully complete firearms safety course | 74 | | | | | 74, 162 |
| 156 - | By Senators Takubo, Lindsay, Stollings, and Beach: Prohibiting unlawful discriminatory practices covered by Human Rights Act and Fair Housing Act | 75 | | | | | 75, 162 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|------------------------|
| 157 - | By Senators Karnes and Martin: Repealing article relating to mandatory motor vehicle state inspections | 75 | | | | | 75, 250 |
| 158 - | By Senator Karnes: Collecting and analyzing statistical information pertaining to terminating pregnancies under Medicaid Program | 75 | | | | | 75 |
| 159 - | By Senators Karnes, Martin, and Smith: Providing procedure for WV to select delegates to Article V Convention | 75 | | | | | 76, 250, 438 |
| 160 - | By Senator Karnes: Prohibiting abortion coverage in certain qualified health care plans | 76 | | | | | 76, 163, 172 |
| 161 - | By Senators Jeffries and Lindsay: Prohibiting Natural Resources Commission from establishing bag limit for antlered deer | 76 | | | | | 76, 175 |
| 162 - | By Senators Baldwin and Lindsay: Relating to mobility impairment identifying documents | 76 | | | | | 77, 163 |
| 163 - | By Senators Baldwin, Lindsay, Caputo, Beach, and Romano: Permitting certain veterans to hunt, trap, or fish in state without license | 77 | | | | | 77, 163 |
| 164 - | By Senators Baldwin, Lindsay, Caputo, Stollings, and Romano: Exempting emergency vehicles and private ambulances from paying tolls or other charges | 77 | 343 | | | | 77, 163, 212, 344, 393 |
| 165 - | By Senators Baldwin, Caputo, and Lindsay: Authorizing transfer of accrued personal leave of former county board of education employee when subsequently employed by state agency | 77 | | | | | 77, 163, 175 |
| 166 - | By Senators Baldwin, Lindsay, Romano, Woelfel, and Stollings: Creating position of homeless education coordinator in certain counties | 77 | | | | | 77, 163, 175 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|---------------------------|
| 167 - | By Senators Baldwin, Lindsay, Stollings, and Romano: Implementing trauma-informed practices in schools | 78 | | | | | 78, 163, 212, 394 |
| 168 - | By Senators Baldwin, Lindsay, Caputo, Woelfel, Stollings, and Romano: Establishing vocational-technical programs in middle schools | 78 | | | | | 78, 163, 175, 212, 394 |
| 169 - | By Senators Baldwin, Caputo, Geffert, Lindsay, Woelfel, Stollings, and Romano: Prohibiting insurers from denying coverage as result of pre-existing condition | 78 | | | | | 78, 163, 175, 212, 394 |
| 170 - | By Senators Baldwin, Lindsay, Jeffries, Caputo, Stollings, Phillips, and Grady: Providing WV veterans discounts on fees and charges at state parks | 78 | | | 79 | | 80, 163 |
| 171 - | By Senators Azinger and Phillips: Relating to tax exemption for child support due | 80 | | | | | 80, 163 |
| 172 - | By Senators Trump, Lindsay, Jeffries, Phillips, Caputo, and Stollings: Increasing compensation of elected county officials | 80 | | 2785-2787 | 81, 2787 | 2785 | 80, 163, 2787, 3735, 3762 |
| 173 - | By Senators Karnes and Phillips: Restricting participation in State Teachers Retirement System by members who serve as officer in professional teaching association | 81 | | | | | 82, 163 |
| 174 - | By Senators Lindsay, Baldwin, Jeffries, Caputo, Stollings, and Romano: Designating DHHR social workers to promote school attendance and performance | 82 | | | | | 82, 163, 394 |
| 175 - | By Senators Baldwin, Jeffries, Lindsay, Caputo, Stollings, Woelfel, and Romano: Ensuring coverage for residents with pre-existing conditions | 82 | | | | | 82, 163, 175, 394 |
| 176 - | By Senators Baldwin, Jeffries, Lindsay, Caputo, and Stollings: Relating to insurance coverage for insulin | 82 | | | | | 82, 163 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|---------|---|------------|-------------------------|---------|---------------|--------------|--|
| 177 - | By Senators Baldwin, Jeffries, Lindsay, Caputo, Beach, and Stollings: Adding certain cancers as rebuttable presumption for certain injuries and diseases for professional firefighters | 82 | | | | | 83, 163, 212 |
| 178 - | By Senators Baldwin, Jeffries, Lindsay, and Stollings: Relating to vocational and technical education programs | 83 | | | | | 83, 163, 212 |
| 179 - | By Senators Baldwin, Jeffries, Caputo, Beach, and Lindsay: Authorizing small private employers to buy-in to PEIA | 84 | | | | | 84, 164, 175 |
| 180 - | By Senators Trump and Woelfel: Removing requirement that determination of medical stability be found prior to admission to mental health facility | 84 | | | | | 84, 175 |
| **181 - | By Senators Woodrum, Baldwin, Lindsay, Stollings, Weld, and Jeffries: Creating Core Behavioral Health Crisis Services System | 84 | 517, 1220 | | 1403 | 1908 | 85, 164, 175, 212, 519, 556, 1312, 1338, 1402-1404, 3735, 3763 |
| 182 - | By Senators Azinger, Phillips, Karnes, Grady, and Smith: Prohibiting teaching of divisive acts and critical race theory in public schools | 85 | | | | | 85, 164, 250, 417, 439 |
| 183 - | By Senators Baldwin and Lindsay: Relating to wholesale importation of prescription drugs | 85 | | | | | 85, 164 |
| 184 - | By Senators Baldwin, Lindsay, Stollings, and Plymale: Implementing Business PROMISE+ Scholarship | 85 | | | | | 86, 164, 212, 556 |
| 185 - | By Senator Jeffries: Clarifying municipal B&O taxation where business activity occurs in multiple locations | 86 | | | | | 86 |
| 186 - | By Senators Jeffries, Lindsay, and Stollings: Creating Small Business and Minority Populations Economic and Workforce Development Taskforce | 86 | | | | | 86, 164, 212 |

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| 187 - | By Senators Martin, Phillips, and Karnes: Creating Natural Resources Anti-Commandeering Act | 86 | | | | | 87, 164, 250 |
| 188 - | By Senators Jeffries, Baldwin, Lindsay, Caputo, and Woelfel: Creating WV Children's Vision Act | 87 | | | | | 87, 164, 269 |
| 189 - | By Senators Martin, Phillips, Woodrum, Karnes, and Smith: Prohibiting insurance discrimination against firearms manufacturers | 87 | | | | | 87, 164, 175, 250, 439 |
| 190 - | By Senators Martin, Phillips, Woodrum, Karnes, and Smith: Declaring sale and manufacture of firearms an essential business during declared emergency | 88 | | | | | 88, 164, 175, 250, 439 |
| 191 - | By Senators Stover, Lindsay, Baldwin, Jeffries, and Phillips: Allowing poll workers to work full and half days | 88 | | | 89 | 362 | 89, 164, 362, 420, 514 |
| *192 - | By Senators Grady, Baldwin, Lindsay, Phillips, Woodrum, Karnes, and Jeffries: Establishing Civil Air Patrol license plate | 89 | 367 | | 449 | | 89, 164, 175, 250, 393, 394, 416, 436, 450 |
| 193 - | By Senators Martin and Karnes: Prohibiting charging fee for parking in accessible parking space bearing international symbol of access | 89 | | | | | 90, 250 |
| 194 - | By Senators Baldwin, Lindsay, Caputo, and Stollings: Establishing Promise for All Scholarship Program | 90 | | | | | 90, 164 |
| 195 - | By Senators Baldwin, Lindsay, Caputo, Stollings, and Woelfel: Expanding early childhood education programs to three-year-old children | 90 | | | | | 90, 164, 269 |
| 196 - | By Senators Baldwin, Lindsay, and Caputo: Prohibiting certain misleading pharmaceutical advertising practices | 91 | | | | | 91, 164 |
| 197 - | By Senators Baldwin, Jeffries, Lindsay, Phillips, Hamilton, Woelfel, and Grady: Drug testing of legislators | 91 | | | | | 91, 164, 175 |

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| 198 - | By Senators Baldwin, Lindsay, Caputo, and Stollings: Creating Stay in State tax credit | 91 | | | | | 91, 164, 212 |
| 199 - | By Senators Plymale, Baldwin, Jeffries, Lindsay, Caputo, Woelfel, Stollings, and Romano: Creating Multiphase Procurement for Broadband Projects Act | 91 | | | | | 92, 164, 175, 212, 394 |
| 200 - | By Senators Lindsay and Caputo: Relating generally to modernization of procedures for voting in public elections | 92 | | | | | 93, 164 |
| 201 - | By Senators Baldwin, Lindsay, and Caputo: Providing tax credit to new graduates of in-state or out-of-state higher educational institution, community or technical college, or trade school | 93 | | | | | 93, 164 |
| 202 - | By Senators Jeffries and Lindsay: Regulating pawnbrokers | 93 | | | | | 93, 164 |
| 203 - | By Senators Maroney, Romano, Lindsay, Stollings, and Martin: Relating to non-compete covenants between certain health care practitioners | 94 | | | | | 94, 165, 175, 212, 250 |
| 204 - | By Senators Maroney, Stollings, and Woelfel: Relating to PEIA inpatient rates | 94 | | | | | 94, 165, 175 |
| *205 - | By Senators Maroney, Stollings, Lindsay, Nelson, Jeffries, and Plymale: Expanding PEIA Finance Board membership | 94 | 1220 | | 1446 | 2992 | 94, 165, 175, 1261, 1313, 1338, 1404, 1446, 3740, 3770 |
| 206 - | By Senators Baldwin, Lindsay, Caputo, Romano, and Jeffries: Establishing Minority Health Advisory Team | 94 | | | | | 95, 165, 394, 417 |
| 207 - | By Senators Baldwin, Lindsay, Caputo, Woelfel, Romano, and Jeffries: Providing earned income tax credit against personal income tax | 95 | | | | | 95, 165, 176, 394, 417 |

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| 208 - | By Senators Baldwin, Lindsay, and Caputo: Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV | 95 | | | | | 95, 165 |
| 209 - | By Senator Azinger: Creating Timber Co-tenancy Modernization and Majority Protection Act and Unlocatable Timber Interest Owners Act | 95 | | | | | 96 |
| 210 - | By Senator Azinger: Relating to measures Governor may make during state of emergency | 96 | | | | | 97 |
| 211 - | By Senator Azinger: Relating to damages for medical monitoring | 97 | | | | | 97 |
| 212 - | By Senator Azinger: Creating Fetal Heartbeat Act | 97 | | | | | 97 |
| 213 - | By Senators Takubo, Baldwin, Lindsay, and Plymale: Establishing licensed professional counseling compact | 97 | 230 | 950 | 951 | 1908 | 98, 165, 176, 250, 268, 287, 339, 845, 923, 951, 3736, 3763 |
| 214 - | By Senators Takubo, Baldwin, Lindsay, and Woodrum: Updating telepsychology compact | 98 | 230 | | | | 98, 165, 251, 268, 287, 339 |
| 215 - | By Senators Baldwin, Lindsay, Caputo, and Woelfel: Creating tax credit for individuals who purchase firearm safety equipment | 98 | | | | | 98, 165, 176 |
| **216 - | By Senators Azinger, Roberts, Maynard, and Rucker: Creating Student Journalist Press Freedom Restoration Act | 98 | 583, 897 | | 1054 | | 98, 556, 976, 978, 1028, 1055 |
| 217 - | By Senator Maynard: Allowing private schools option of making vaccinations required for enrollment | 98 | | | | | 99, 165, 225 |
| 218 - | By Senators Maynard and Rucker: Requiring parental notification of school-based dispensing of contraceptives to minors | 99 | | | | | 99, 417 |

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| *219 - | By Senators Grady, Lindsay, Plymale, Stollings, Rucker, Jeffries, Smith, and Maroney: Relating to nutrition and exercise education | 99 | 367 | | | | 100, 176, 225, 369, 394, 417, 439, 659 |
| 220 - | By Senator Maynard: Require parental notification of minors being prescribed contraceptives | 100 | | | | | 100 |
| 221 - | By Senators Takubo and Plymale: Establishing occupational therapy compact | 100 | 254 | 972 | 1014 | 1315 | 100, 251, 288, 339, 846, 925, 973, 1015, 1434, 1889 |
| 222 - | By Senator Rucker: Relating generally to in-field master's degree | 101 | | | | | 101 |
| *223 - | By Senator Trump: Relating to procedure to settle decedents' estates | 101 | 1262 | | 1405 | | 101, 1262, 1404-1405 |
| 224 - | By Senators Trump, Lindsay, Woelfel, and Caputo: Setting age of consent for marriage at 18 | 101 | | | | | 102, 176, 269 |
| 225 - | By Senators Trump and Takubo: Establishing requirements for order for payment of medical monitoring expenses | 102 | | | | | 102, 417 |
| *226 - | By Senator Roberts: Allowing substitute teachers who suspect unfair exclusion from certain assignments to request explanation from certain school officials | 102 | 898 | | | | 102, 976, 1028 |
| *227 - | By Senator Rucker: Requiring county boards of education and county superintendents to comply with instructions of State Board of Education | 102 | 422 | | | | 103, 455, 507, 544-545, 577 |
| 228 - | By Senators Rucker, Baldwin, Lindsay, Jeffries, Phillips, Romano, Caputo, and Stollings: Providing tuition and fee waivers at state higher education institutions for volunteers who have completed service in AmeriCorps programs in WV | 103 | | | 104 | 2992 | 104, 165, 3740, 3770 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
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| *229 - | By Senators Rucker, Baldwin, and Grady: Requiring impact statement in certain instances of school closing or consolidation | 104 | 230 | | 338 | | 104, 176, 225, 231, 268, 287, 338 |
| *230 - | By Senators Rucker and Karnes: Relating generally to public employees grievance procedure | 105 | 934 | 1182 | 1182 | | 105, 1032, 1033, 1100, 1132, 1183 |
| *231 - | By Senators Tarr, Romano, Lindsay, Baldwin, Plymale, Jeffries, Stollings, and Woelfel: Relating generally to broadband connectivity | 105 | 519 | | 645 | 3375 | 105, 165, 176, 270, 417, 579, 614, 645, 3740, 3770 |
| *232 - | By Senator Trump: Relating to punishment for third offense felony | 105 | 1163 | | 1380 | 2992 | 105, 1259, 1302, 1380, 3740, 3772 |
| 233 - | By Senators Romano, Baldwin, Lindsay, Caputo, Jeffries, Woelfel, and Stollings: Providing \$1,000 cost-of-living adjustment to certain PERS and State Teachers Retirement System retirees | 106 | | | | | 106, 165, 417, 887 |
| 234 - | By Senators Romano, Lindsay, Caputo, and Stollings: Creating surcharge on fire and casualty insurance policies to help municipalities and counties with certain fire-related cleanup and demolition | 106 | | | | | 106, 165, 213 |
| 235 - | By Senators Romano and Lindsay: Creating Corporate Anti-Subsidy Act | 106 | | | | | 107, 165 |
| 236 - | By Senators Romano and Lindsay: Requiring all eligible voters to vote in general election | 107 | | | | | 107, 165 |
| 237 - | By Senator Lindsay: Creating litigation practice license for social workers | 107 | | | | | 107 |
| 238 - | By Senators Stollings, Jeffries, Caputo, Lindsay, Baldwin, and Woelfel: Requiring health insurance coverage for persons with diabetes | 107 | | | | | 107, 165, 176, 417 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
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| 239 - | By Senators Beach and Lindsay: Requiring contractors provide county boards of education number of units constructed prior to issuing permit | 108 | | | | | 108, 176 |
| 240 - | By Senators Caputo, Lindsay, Geffert, Beach, and Romano: Permitting all registered voters to vote by absentee ballot | 108 | | | | | 108, 165, 394 |
| 241 - | By Senator Romano: Modifying procedure certain public agencies use to procure architectural and engineering services contracts | 108 | | | | | 108, 165, 172 |
| *242 - | By Senator Sypolt: Restricting authority to prevent or limit owner's use of natural resources or real property in certain agricultural operations | 108 | 560 | | 679 | 2993 | 109, 418, 455, 616, 656, 680, 3740, 3772 |
| 243 - | By Senators Hamilton, Stover, Baldwin, Caputo, Lindsay, Romano, and Woelfel: Granting all public employees 10 percent per year permanent pay increase | 109 | | | | | 109, 165, 176, 394, 418 |
| 244 - | By Senators Trump and Woelfel: Relating to appointment of judges to Intermediate Court of Appeals | 109 | 168 | 246-248 | 267 | 511 | 109, 176, 211, 224, 248, 268, 583, 664 |
| *245 - | By Senators Trump and Woelfel: Revising wage payment and collection | 109 | 560 | 2746 | 680, 2747 | 2746 | 109, 418, 616, 656, 680, 2747, 3736, 3763 |
| *246 - | By Senators Grady, Lindsay, Roberts, Phillips, Woodrum, and Martin: Requiring newly constructed public schools and public schools with major improvements to have water bottle filling stations | 110 | 325 | 3557-3558 | 433, 3558 | 3557 | 110, 165, 251, 359, 392, 412, 433, 3558, 3740, 3772 |
| **247 - | By Senators Weld, Sypolt, Grady, Smith, Stollings, Maroney, Baldwin, Romano, Lindsay, Woelfel, Takubo, Plymale, and Jeffries: Relating to certified community behavioral health clinics | 110 | 518, 811 | | 951 | 3375 | 110, 165, 176, 251, 418, 519, 557, 885, 887, 923, 952, 3740, 3772 |
| 248 - | By Senators Phillips, Grady, Hamilton, and Romano: Creating Patrolman Cassie Marie Johnson Memorial Act | 110 | | | | | 111, 166, 225, 394 |

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| 249 - | By Senators Phillips, Stollings, Lindsay, Caputo, and Baldwin: Permitting special registration plates for persons with certain medical conditions | 111 | | | | | 111, 166, 176 |
| *250 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Budget Bill | 139 | 1346 | 2496-2692 | 1629, 2692 | 2302, 3114 | 1559, 1590, 1629, 2302-2693, 3740, 3802 |
| 251 - | By Senator Roberts: Relating to unemployment compensation records | 140 | | | | | 140 |
| 252 - | By Senators Trump, Woodrum, Plymale, and Swope: Relating generally to workers' compensation | 140 | | | | | 140, 659, 927, 1210 |
| 253 - | By Senators Trump, Jeffries, Baldwin, Woodrum, Stollings, Hamilton, and Phillips: Relating to voting precincts and redistricting | 140 | 214 | 286, 2998-3002 | 285, 3003 | 2993, 3570 | 141, 176, 225, 249, 251, 268, 286, 2993-3003, 3747, 3771 |
| 254 - | By Senators Trump and Rucker: Relating to crime of vehicular homicide | 141 | | | | | 141, 360 |
| 255 - | By Senators Phillips, Grady, Martin, Maynard, Smith, and Woodrum: Relating to state contracts with and investments in certain companies that boycott energy companies | 141 | | | | | 141, 176 |
| 256 - | By Senators Lindsay, Beach, and Caputo: Prohibiting civil rights violations based on disability, gender identity, or sexual orientation | 141 | | | | | 142, 176 |
| 257 - | By Senators Lindsay, Beach, Caputo, Woelfel, Romano, Stollings, and Baldwin: Increasing salaries for WV State Police | 142 | | | | | 142, 176, 394, 455 |
| 258 - | By Senator Caputo: Prohibiting legislators and part-time public officials from having interest in public contracts under certain circumstances | 142 | | | | | 142, 172, 176, 269 |

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| 259 - | By Senator Lindsay: Removing requirement of imminent lawless action to prerequisite for crime of intimidation | 142 | | | | | 142 |
| 260 - | By Senators Lindsay, Woelfel, and Baldwin: Mandating extended supervision for defendants convicted of stalking and related felonious acts | 142 | | | | | 143, 176, 659 |
| *261 - | By Senators Nelson, Phillips, Rucker, Roberts, Lindsay, Jeffries, and Grady: Requiring video cameras in certain special education classrooms | 143 | 369 | 3003 | 450, 3004 | 3003 | 143, 176, 226, 416, 436, 450-451, 3004, 3740, 3769 |
| **262 - | By Senators Phillips, Grady, Martin, Maynard, Karnes, Hamilton, and Woodrum: Relating generally to financial institutions engaged in boycotts of energy companies | 143 | 231, 326 | 3050-3055 | 412, 3056 | 3050 | 144, 176, 232, 251, 359, 392, 413, 3056, 3740, 3802 |
| 263 - | By Senators Roberts, Woodrum, and Maroney: Providing greater access to CDL examiners | 144 | | | | | 144, 176, 927 |
| **264 - | By Senators Trump, Hamilton, and Stollings: Relating to conservation districts law of WV | 144 | 401, 520 | | 646 | 3004 | 145, 340, 360, 402, 579, 614, 646, 3740, 3771 |
| 265 - | By Senators Weld, Lindsay, Nelson, and Maroney: Exempting certain irrevocable trusts from personal income tax | 145 | | | | | 145, 177, 659 |
| *266 - | By Senators Rucker, Woodrum, Clements, Smith, Maroney, and Romano: Adding definition of "ammunition" for purposes of obtaining state license to carry concealed deadly weapon | 145 | 1263 | | 1447 | | 145, 340, 439, 927, 1264, 1338, 1405, 1447 |
| *267 - | By Senators Weld and Grady: Relating to transportation of students in county board owned and insured vehicles | 145 | 423 | 508 | | | 145, 226, 455, 507-508, 545 |

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|--------|---|------------|-------------------------|--------------------------|---------------|--------------|--|
| *268 - | By Senators Grady, Rucker, Smith, and Roberts: Creating exemption from compulsory school attendance for child who participates in learning pod or micro school | 168 | 812 | 952, 953, 954, 3729-3730 | 955, 3731 | 3729 | 169, 213, 885, 923, 952-955, 3729-3731, 3741, 3784 |
| 269 - | By Senators Stollings, Baldwin, Woelfel, Jeffries, Lindsay, Caputo, and Romano: Youth Mental Health Protection Act | 169 | | | | | 169, 394 |
| *270 - | By Senators Nelson, Hamilton, Maroney, Jeffries, Lindsay, Romano, and Rucker: Relating to employment benefits for public safety personnel | 169 | 402 | | | | 169, 213, 226, 251, 394, 403, 418 |
| 271 - | By Senators Rucker and Roberts: Relating to administration of anesthetics | 170 | | | | | 170, 213 |
| 272 - | By Senators Rucker, Grady, Woodrum, and Maynard: Relating to certain medical criteria as condition of employment | 170 | | | | | 170, 340, 439 |
| 273 - | By Senators Trump and Woelfel: Relating to number of state troopers in county | 170 | | | | | 170, 213, 249, 418 |
| *274 - | By Senators Trump and Woelfel: Requiring secretary of DHHR to allocate CPS workers by Bureau of Social Services' district annually | 170 | 847 | 2091 | 1015, 2091 | 2091 | 170, 213, 249, 418, 926, 973, 1016, 2092, 3736, 3772 |
| 275 - | By Senator Sypolt: Ethics Commission rule relating to use of office for private gain, including nepotism | 178 | | | | | 178 |
| 276 - | By Senator Sypolt: Division of Personnel rule relating to Administrative Rule of the WV Division of Personnel | 178 | | | | | 179 |
| 277 - | By Senator Sypolt: Office of Technology rule relating to Chief Information Officer review | 179 | | | | | 179 |
| 278 - | By Senator Sypolt: Office of Technology rule relating to cyber reporting | 179 | | | | | 179 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|-----------------------------------|
| *279 - | By Senator Sypolt: Authorizing DEP to promulgate legislative rules | 179 | 370 | | 451 | 770 | 179, 416, 436, 451-452, 845, 1043 |
| 280 - | By Senator Sypolt: DEP rule relating to standards of performance for new stationary sources | 179 | | | | | 179, 370 |
| 281 - | By Senator Sypolt: DEP rule relating to control of air pollution from combustion of solid waste | 179 | | | | | 180, 370 |
| 282 - | By Senator Sypolt: DEP rule relating to emission standards for hazardous air pollutants | 180 | | | | | 180, 370 |
| 283 - | By Senator Sypolt: DEP rule relating to requirements for management of coal combustion residuals | 180 | | | | | 180, 370 |
| 284 - | By Senator Sypolt: DEP rule relating to requirements governing water quality standards | 180 | | | | | 180, 370 |
| 285 - | By Senator Sypolt: DEP rule relating to underground injection control | 180 | | | | | 180, 370 |
| 286 - | By Senator Sypolt: DEP rule relating to administrative proceedings and civil penalty assessment | 180 | | | | | 181, 370 |
| 287 - | By Senator Sypolt: DHHR rule relating to methods and standards for chemical tests for intoxication | 181 | | | | | 181 |
| 288 - | By Senator Sypolt: DHHR rule relating to hospital licensure | 181 | | | | | 181 |
| 289 - | By Senator Sypolt: DHHR rule relating to childhood lead screening | 181 | | | | | 181 |
| 290 - | By Senator Sypolt: DHHR rule relating to food manufacturing facilities | 181 | | | | | 181 |
| 291 - | By Senator Sypolt: DHHR rule relating to sewage treatment and collection system design standards | 181 | | | | | 182 |

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| 292 - | By Senator Sypolt: DHHR rule relating to emergency medical services | 182 | | | | | 182, 455 |
| 293 - | By Senator Sypolt: DHHR rule relating to clinical laboratory practitioner licensure and certification | 182 | | | | | 182 |
| 294 - | By Senator Sypolt: DHHR rule relating to clandestine drug laboratory remediation | 182 | | | | | 182 |
| 295 - | By Senator Sypolt: DHHR rule relating to maternal risk screening | 182 | | | | | 182 |
| 296 - | By Senator Sypolt: DHHR rule relating to expedited partner therapy | 182 | | | | | 183 |
| 297 - | By Senator Sypolt: Health Care Authority rule relating to certificate of need | 183 | | | | | 183 |
| 298 - | By Senator Sypolt: DHHR rule relating to medication-assisted treatment, opioid treatment programs | 183 | | | | | 183 |
| 299 - | By Senator Sypolt: DHHR rule relating to syringe services program licensure | 183 | | | | | 183 |
| 300 - | By Senator Sypolt: DHHR and Insurance Commissioner rule relating to all payer claims database, data submission requirements | 183 | | | | | 183 |
| 301 - | By Senator Sypolt: DHHR and Insurance Commissioner rule relating to all-payer claims database program's privacy and security rule | 183 | | | | | 184 |
| 302 - | By Senator Sypolt: Governor's Committee on Crime, Delinquency, and Correction rule relating to law-enforcement training and certification standards | 184 | | | | | 184 |
| 303 - | By Senator Sypolt: Fire Commission rule relating to Fire Code | 184 | | | | | 184 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
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| 304 - | By Senator Sypolt: Fire Commission rule relating to State Building Code | 184 | | | | | 184 |
| 305 - | By Senator Sypolt: Fire Commission rule relating to Volunteer Fire Department Equipment and Training Grant funding disbursement | 184 | | | | | 184 |
| 306 - | By Senator Sypolt: Fire Commission rule relating to specialized membership | 184 | | | | | 185 |
| 307 - | By Senator Sypolt: Fire Commission rule relating to junior firefighters | 185 | | | | | 185 |
| 308 - | By Senator Sypolt: Fire Commission rule relating to certification of fire chiefs | 185 | | | | | 185 |
| 309 - | By Senator Sypolt: Fire Commission rule relating to use of aqueous film-forming foam for fire training program purposes | 185 | | | | | 185 |
| 310 - | By Senator Sypolt: Fire Marshal rule relating to regulation of fireworks and related explosive materials | 185 | | | | | 185 |
| 311 - | By Senator Sypolt: State Police rule relating to career progression | 185 | | | | | 186 |
| *312 - | By Senator Sypolt: Authorization for Department of Revenue to promulgate legislative rules | 186 | 585 | 3005-3018 | 730, 3018 | 3005, 3570 | 186, 657, 687, 730, 3019, 3747, 3784 |
| 313 - | By Senator Sypolt: Alcohol Beverage Control Commission rule relating to nonintoxicating beer licensing and operations procedures | 186 | | | | | 186, 585 |
| 314 - | By Senator Sypolt: Insurance Commissioner rule relating to continuing education for individual insurance producers and individual insurance adjusters | 186 | | | | | 186, 585 |
| 315 - | By Senator Sypolt: Insurance Commissioner rule relating to adoption of valuation manual | 186 | | | | | 186, 585 |

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| 316 - | By Senator Sypolt: Insurance Commissioner rule relating to pharmacy auditing entities and pharmacy benefit managers | 186 | | | | | 187, 585 |
| 317 - | By Senator Sypolt: Insurance Commissioner rule relating to term and universal life insurance reserve financing | 187 | | | | | 187, 585 |
| 318 - | By Senator Sypolt: Insurance Commissioner rule relating to bail bondsmen in criminal cases | 187 | | | | | 187, 585 |
| 319 - | By Senator Sypolt: Lottery Commission rule relating to WV Lottery state lottery rules | 187 | | | | | 187, 585 |
| 320 - | By Senator Sypolt: Lottery Commission rule relating to WV Lottery limited video lottery rule | 187 | | | | | 187, 585 |
| 321 - | By Senator Sypolt: Racing Commission rule relating to thoroughbred racing | 187 | | | | | 188, 585 |
| 322 - | By Senator Sypolt: Racing Commission rule relating to pari-mutuel wagering | 188 | | | | | 188, 585 |
| 323 - | By Senator Sypolt: Tax Department rule relating to valuation of producing and reserve oil, natural gas liquids, and natural gas for ad valorem property tax purposes | 188 | | | | | 188 |
| 324 - | By Senator Sypolt: Tax Department rule relating to WV tax credit for federal excise tax imposed upon small arms and ammunition manufacturers | 188 | | | | | 188, 585 |
| 325 - | By Senator Sypolt: Tax Department rule relating to the sales tax holiday | 188 | | | | | 188, 585 |
| 326 - | By Senator Sypolt: Tax Department rule relating to exemption for repair, remodeling, and maintenance of aircraft | 188 | | | | | 189, 585 |
| 327 - | By Senator Sypolt: Tax Department rule relating to vendor absorption or assumption of sales and use tax | 189 | | | | | 189, 585 |

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| 328 - | By Senator Sypolt: Tax Department rule relating to online bingo and raffles | 189 | | | | | 189, 585 |
| 329 - | By Senator Sypolt: Tax Department rule relating to Corporation Net Income Tax | 189 | | | | | 189, 585 |
| *330 - | By Senator Sypolt: Authorizing DOT to promulgate legislative rules | 189 | 719 | | 827 | 1908 | 189, 767, 802, 828, 3736, 3763 |
| 331 - | By Senator Sypolt: DMV rule relating to dealer licensing | 189 | | | | | 190, 719 |
| 332 - | By Senator Sypolt: DMV rule relating to collection of tax on sale of a vehicle | 190 | | | | | 190, 719 |
| 333 - | By Senator Sypolt: DOT rule relating to employment procedures | 190 | | | | | 190, 719 |
| *334 - | By Senator Sypolt: Authorizing miscellaneous agencies and boards to promulgate rules | 190 | 273 | 358, 3572-3578 | 389, 3578 | 3056, 3722 | 190, 339, 358, 389-390, 3056-3095, 3114, 3343, 3572-3579, 3741, 3784 |
| 335 - | By Senator Sypolt: Department of Agriculture rule relating to commercial feed | 190 | | | | | 190, 273 |
| 336 - | By Senator Sypolt: Department of Agriculture rule relating to enrichment of flour and bread law regulations | 190 | | | | | 191, 273 |
| 337 - | By Senator Sypolt: Department of Agriculture rule relating to fruits and vegetables certification of potatoes for seedling purposes | 191 | | | | | 191, 273 |
| 338 - | By Senator Sypolt: Department of Agriculture rule relating to Fresh Food Act | 191 | | | | | 191, 273 |
| 339 - | By Senator Sypolt: Department of Agriculture rule relating to auctioneers | 191 | | | | | 191, 273 |
| 340 - | By Senator Sypolt: Department of Agriculture rule relating to hemp products | 191 | | | | | 191, 273 |

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| 341 - | By Senator Sypolt: Commissioner of Agriculture rule relating to livestock care standards | 191 | | | | | 192, 273 |
| 342 - | By Senator Sypolt: Department of Agriculture rule relating to Rural Rehabilitation Program | 192 | | | | | 192, 273 |
| 343 - | By Senator Sypolt: Department of Agriculture rule relating to Farm-to-Food Bank Tax Credit | 192 | | | | | 192, 273 |
| 344 - | By Senator Sypolt: Department of Agriculture rule relating to farmers markets | 192 | | | | | 192, 273 |
| 345 - | By Senator Sypolt: Department of Agriculture rule relating to seed certification | 192 | | | | | 192, 273 |
| 346 - | By Senator Sypolt: Auditor rule relating to procedure for local levying bodies to apply for permission to extend time to meet as levying body | 192 | | | | | 193, 273 |
| 347 - | By Senator Sypolt: Auditor rule relating to accountability requirements for state funds and grants | 193 | | | | | 193, 273 |
| 348 - | By Senator Sypolt: Board Chiropractic Examiners rule relating to chiropractic telehealth practice | 193 | | | | | 193, 273 |
| 349 - | By Senator Sypolt: Contractor Licensing Board rule relating to Contractor Licensing Act | 193 | | | | | 193, 273 |
| 350 - | By Senator Sypolt: Board of Examiners in Counseling rule relating to licensing rule | 193 | | | | | 193, 273 |
| 351 - | By Senator Sypolt: Board of Examiners in Counseling rule relating to licensed professional counselors fees rule | 193 | | | | | 194, 273 |
| 352 - | By Senator Sypolt: Board of Examiners in Counseling rule relating to marriage and family therapist licensing rule | 194 | | | | | 194, 273 |

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| 353 - | By Senator Sypolt: Board of Examiners in Counseling rule relating to marriage and family therapist fees rule | 194 | | | | | 194, 273 |
| 354 - | By Senator Sypolt: Dangerous Wild Animal Board rule relating to dangerous wild animal | 194 | | | | | 194, 273 |
| 355 - | By Senator Sypolt: Board of Dentistry rule relating to WV Board of Dentistry | 194 | | | | | 194, 273 |
| 356 - | By Senator Sypolt: Board of Dentistry rule relating to formation and approval of professional limited liability companies | 194 | | | | | 195, 273 |
| 357 - | By Senator Sypolt: Board of Dentistry rule relating to formation and approval of dental corporation and dental practice ownership | 195 | | | | | 195, 273 |
| 358 - | By Senator Sypolt: Board of Dentistry rule relating to continuing education requirements | 195 | | | | | 195, 273 |
| 359 - | By Senator Sypolt: Board of Dentistry rule relating to administration of anesthesia by dentists | 195 | | | | | 195, 273 |
| 360 - | By Senator Sypolt: Board of Dentistry rule relating to expanded duties of dental hygienists and dental assistants | 195 | | | | | 195, 273 |
| 361 - | By Senator Sypolt: Board of Dentistry rule relating to teledentistry | 195 | | | | | 196, 273 |
| 362 - | By Senator Sypolt: WV Board of Funeral Service Examiners rule relating to fee schedule | 196 | | | | | 196, 273 |
| 363 - | By Senator Sypolt: Massage Therapy Board rule relating to general provisions | 196 | | | | | 196, 273 |
| 364 - | By Senator Sypolt: Board of Medicine rule relating to licensing and disciplinary procedures: physicians, podiatric physicians, and surgeons | 196 | | | | | 196, 273 |

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| 365 - | By Senator Sypolt: Board of Medicine rule relating to licensure, practice requirements, disciplinary and complaint procedures, continuing education, and physician assistants | 196 | | | | | 196, 273 |
| 366 - | By Senator Sypolt: Board of Medicine rule relating to dispensing of prescription drugs by practitioners | 196 | | | | | 197, 273 |
| 367 - | By Senator Sypolt: Board of Medicine rule relating to continuing education for physicians and podiatric physicians | 197 | | | | | 197, 273 |
| 368 - | By Senator Sypolt: Board of Medicine rule relating to practitioner requirements for accessing WV Controlled Substances Monitoring Program Database | 197 | | | | | 197, 273 |
| 369 - | By Senator Sypolt: Board of Medicine rule relating to establishment and regulation of limited license to practice medicine and surgery at certain state veterans nursing home facilities | 197 | | | | | 197, 273 |
| 370 - | By Senator Sypolt: Board of Medicine rule relating to registration to practice during declared state of emergency | 197 | | | | | 197, 273 |
| *371 - | By Senator Sypolt: Authorizing miscellaneous boards and agencies to promulgate legislative rules | 197 | 776 | 1183-1184 | 1184 | | 198, 776, 836, 884, 913, 955, 1016, 1055, 1132, 1185 |
| 372 - | By Senator Sypolt: Board of Osteopathic Medicine rule relating to licensing procedures for osteopathic physicians | 198 | | | | | 198, 273 |
| 373 - | By Senator Sypolt: Board of Osteopathic Medicine rule relating to osteopathic physician assistants | 198 | | | | | 198, 273 |
| 374 - | By Senator Sypolt: Board of Osteopathic Medicine rule relating to practitioner requirements for controlled substances licensure and accessing WV Controlled Substances Monitoring Program Database | 198 | | | | | 198, 273 |

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| 375 - | By Senator Sypolt: Board of Osteopathic Medicine rule relating to telehealth practice and interstate telehealth registration for osteopathic physicians and physician assistants | 198 | | | | | 198, 776 |
| 376 - | By Senator Sypolt: Board of Pharmacy rule relating to licensure and practice of pharmacist care | 199 | | | | | 199, 273 |
| 377 - | By Senator Sypolt: Board of Pharmacy rule relating to Controlled Substances Monitoring Program | 199 | | | | | 199, 273 |
| 378 - | By Senator Sypolt: Board of Pharmacy rule relating to regulations governing pharmacists | 199 | | | | | 199, 273 |
| 379 - | By Senator Sypolt: PSC rule relating to occupancy of customer-provided conduit | 199 | | | | | 199, 273 |
| 380 - | By Senator Sypolt: Real Estate Appraiser Licensing and Certification Board rule relating to requirements for licensure and certification | 199 | | | | | 199, 273 |
| 381 - | By Senator Sypolt: Real Estate Appraiser Licensing and Certification Board rule relating to renewal of licensure or certification | 200 | | | | | 200, 273 |
| 382 - | By Senator Sypolt: Real Estate Appraiser Licensing and Certification Board rule relating to renewal of appraisal management companies | 200 | | | | | 200, 273 |
| 383 - | By Senator Sypolt: Board of Registered Professional Nurses rule relating to limited prescriptive authority for nurses in advanced practice | 200 | | | | | 200, 273 |
| 384 - | By Senator Sypolt: Board of Registered Professional Nurses rule relating to telehealth practice | 200 | | | | | 200, 776 |
| 385 - | By Senator Sypolt: Secretary of State rule relating to voter registration at DMV | 200 | | | | | 201, 273 |

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| 386 - | By Senator Sypolt: Secretary of State rule relating to voter registration list maintenance by Secretary of State | 201 | | | | | 201, 273 |
| 387 - | By Senator Sypolt: Secretary of State rule relating to Combined Voter Registration and Driver Licensing Fund | 201 | | | | | 201, 273 |
| 388 - | By Senator Sypolt: Secretary of State rule relating to use of digital signatures | 201 | | | | | 201, 273 |
| 389 - | By Senator Sypolt: Secretary of State rule relating to regulation of political party headquarters finances | 201 | | | | | 201, 273 |
| 390 - | By Senator Sypolt: Secretary of State rule relating to standards and guidelines for electronic notarization, remote online notarization, and remote ink notarization | 201 | | | | | 202, 273 |
| 391 - | By Senator Sypolt: Secretary of State rule relating to real property electronic recording standards and regulations | 202 | | | | | 202, 273 |
| 392 - | By Senator Sypolt: Board of Social Work Examiners rule relating to qualifications for profession of social work | 202 | | | | | 202, 273 |
| 393 - | By Senator Sypolt: Social Work Examiners rule relating to continuing education for social workers and providers | 202 | | | | | 202, 273 |
| 394 - | By Senator Sypolt: Board of Speech-Language Pathology and Audiology rule relating to licensure of speech-pathology and audiology | 202 | | | | | 202, 273 |
| 395 - | By Senator Sypolt: Treasurer rule relating to Substitute Checks, Exceptional Items Fund | 202 | | | | | 203, 273 |
| 396 - | By Senator Sypolt: Treasurer rule relating to procedures for deposit of moneys with State Treasurer's Office by state agencies | 203 | | | | | 203, 273 |

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| 397 - | By Senator Sypolt: Treasurer rule relating to selection of state depositories for disbursement accounts through competitive bidding | 203 | | | | | 203, 273 |
| 398 - | By Senator Sypolt: Treasurer rule relating to selection of state depositories for receipt accounts | 203 | | | | | 203, 273 |
| 399 - | By Senator Sypolt: Treasurer rule relating to procedures for processing payments from State Treasury | 203 | | | | | 203, 273 |
| 400 - | By Senator Sypolt: Treasurer rule relating to reporting debt | 203 | | | | | 204, 273 |
| 401 - | By Senator Sypolt: Treasurer rule relating to procedures for fees in collections by charge, credit, or debit card or by electronic payment | 204 | | | | | 204, 273 |
| 402 - | By Senator Sypolt: Treasurer rule relating to procedures for providing services to political subdivisions | 204 | | | | | 204, 273 |
| 403 - | By Senator Sypolt: Division of Labor rule relating to child labor | 204 | | | | | 204 |
| 404 - | By Senator Sypolt: Office of Miners' Health, Safety and Training rule relating to governing safety of those employed in and around surface mines in WV | 204 | | | | | 204 |
| 405 - | By Senator Sypolt: Office of Miners' Health, Safety, and Training rule relating to governing first-aid training of shaft and slope employees | 204 | | | | | 205 |
| 406 - | By Senator Sypolt: Office of Miners' Health, Safety, and Training rule relating to substance abuse screening, standards, and procedures | 205 | | | | | 205 |
| 407 - | By Senator Sypolt: DNR rule relating to revocation of hunting and fishing licenses | 205 | | | | | 205 |

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| 408 - | By Senator Sypolt: DNR rule relating to special motorboating regulations | 205 | | | | | 205 |
| 409 - | By Senator Sypolt: DNR rule relating to public shooting ranges | 205 | | | | | 205 |
| 410 - | By Senator Sypolt: DNR rule relating to general hunting | 205 | | | | | 206 |
| 411 - | By Senator Sypolt: DNR rule relating to commercial sale of wildlife | 206 | | | | | 206 |
| 412 - | By Senator Sypolt: DNR rule relating to lifetime hunting, trapping, and fishing licenses | 206 | | | | | 206 |
| *413 - | By Senators Hamilton, Beach, Boley, Clements, Grady, Jeffries, Karnes, Lindsay, Nelson, Roberts, Stollings, Stover, Trump, Weld, Woelfel, Baldwin, Phillips, Plymale, Martin, Romano, Rucker, Takubo, Smith, and Woodrum: Clarifying crime of harassment to include stalking | 214 | 1263 | | 1406 | | 215, 251, 394, 418, 768, 1264, 1338, 1405-1406 |
| 414 - | By Senator Sypolt: Creating special revenue account for statewide records management program | 215 | 848 | | 1016 | | 215, 926, 973, 1016 |
| *415 - | By Senators Tarr, Stollings, and Nelson: Capping severance tax collections in general revenue at specified percentage | 215 | 750 | | 879 | | 215, 768, 805, 807, 834, 879 |
| 416 - | By Senators Grady, Roberts, Karnes, Sypolt, Phillips, Tarr, and Woodrum: Forbidding excessive government limitations on exercise of religion | 215 | | | | | 215, 251, 360, 509, 557, 697 |
| *417 - | By Senators Sypolt, Brown, Hamilton, Martin, Maynard, Stollings, Stover, Woelfel, Lindsay, Caputo, and Romano: Relating to authorized expenditures of revenues from certain state funds for fire departments | 216 | 278 | | 390 | | 216, 251, 278, 289, 339, 341, 358, 390 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
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| 418 - | By Senators Weld and Maroney: Removing PEIA exemption from provisions of chapters 5 and 33 of code | 216 | | | | | 216, 659 |
| *419 - | By Senators Weld, Woelfel, Lindsay, Romano, Stollings, and Plymale: Establishing pilot project to evaluate impact of certain post-substance use disorder residential treatments | 216 | 586 | 1666-1667 | 731, 1667 | 1666 | 216, 251, 341, 617, 657, 687, 731, 1667, 1924, 3785 |
| *420 - | By Senators Sypolt, Brown, Hamilton, Martin, Maynard, Stollings, Stover, Roberts, Baldwin, Phillips, Jeffries, Woelfel, Lindsay, Romano, Smith, Maroney, Nelson, Caputo, and Woodrum: Relating to distribution of certain taxes and surcharges to benefit volunteer and part-volunteer fire departments | 217 | 1114 | | 1280 | | 217, 251, 341, 439, 659, 1150, 1208, 1250, 1279-1280 |
| 421 - | By Senators Trump, Baldwin, Woelfel, Plymale, Nelson, Jeffries, and Lindsay: Creating Paid Parental Leave Pilot Program | 217 | | | | | 217, 251, 289, 768 |
| *422 - | By Senators Rucker, Romano, Baldwin, and Woodrum: Relating to DNA data maintained for law-enforcement purposes | 217 | 1264 | | | | 218, 341, 659, 1265 |
| *423 - | By Senators Sypolt, Clements, Baldwin, Martin, and Smith: Establishing limited exemption to photo ID requirements | 218 | 372 | | | | 218, 251, 373, 439 |
| *424 - | By Senators Sypolt, Baldwin, Karnes, Phillips, Smith, Woodrum, Hamilton, Martin, Lindsay, Jeffries, Romano, Clements, Maroney, and Rucker: Relating generally to 2022 Farm Bill | 218 | 1163 | 1396-1398, 3019-3021 | 1396, 3021 | 3019 | 219, 251, 289, 341, 928, 1165, 1211, 1259, 1302, 1380-1398, 3021, 3747, 3771 |
| 425 - | By Senators Lindsay, Caputo, Jeffries, Stollings, Beach, Woelfel, Romano, and Takubo: Requiring free feminine hygiene products be provided to female prisoners | 219 | | | | | 220, 251, 341, 439 |
| 426 - | By Senator Takubo: Increasing rate of taxation on cigarettes and tobacco-related products | 235 | | | | | 235, 270, 580 |

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|---------|---|------------|-------------------------|---------|---------------|--------------|---|
| 427 - | By Senators Takubo, Lindsay, Phillips, Baldwin, Maynard, and Romano: Permitting WV Board of Medicine investigators to carry concealed weapon | 235 | 278 | | 391 | 1908 | 236, 270, 340, 341, 358, 391, 3736, 3764 |
| 428 - | By Senators Geffert, Lindsay, Stollings, Beach, and Romano: Relating generally to minimum wage | 236 | | | | | 236, 270, 341 |
| 429 - | By Senator Sypolt: Increasing exclusion from state personal income tax for members of PERS | 236 | | | | | 236 |
| *430 - | By Senators Grady, Clements, Phillips, Roberts, Stover, Stollings, and Maroney: Modifying witness fee rate paid by state to match federal court system | 236 | 988 | | | | 236, 270, 928, 1103 |
| *431 - | By Senator Weld: Relating generally to Uniform Controlled Substances Act | 237 | 344 | 414-415 | 434 | | 237, 392, 415, 434 |
| 432 - | By Senators Nelson, Clements, Martin, Stollings, Grady, Romano, Baldwin, Sypolt, Phillips, Hamilton, Jeffries, Takubo, Swope, Brown, Maroney, Smith, and Lindsay: Providing one-time bonus for Public Employees Retirement System and State Teachers Retirement System | 237 | | | | | 237, 270, 394, 418, 509, 557, 659, 768, 1150 |
| *433 - | By Senator Nelson: Relating to municipal fire departments | 237 | 372 | | | | 237, 372 |
| **434 - | By Senators Nelson, Jeffries, Takubo, Swope, and Lindsay: Updating authority to airports for current operations | 237 | 1115, 1325 | | 1449 | 3021 | 238, 1034, 1116, 1150, 1325-1327, 1409, 1432, 1447-1449, 3741, 3784 |
| 435 - | By Senators Trump, Baldwin, Romano, and Caputo: Awarding service weapon to retiree from Division of Protective Services | 238 | 345 | | 434 | 619 | 238, 270, 341, 392, 394, 415, 434-435, 717, 843 |
| 436 - | By Senator Trump: Correcting code citation for authority of State Fire Marshal | 238 | 279 | | 391 | 699 | 238, 340, 358, 392, 776, 931 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|----------------|---------------|--------------|---|
| *437 - | By Senators Trump, Lindsay, Stollings, Clements, and Romano: Providing for early discharge of parolees | 238 | 327 | | 413 | 620 | 239, 270, 341, 359, 392, 414, 717, 843 |
| *438 - | By Senators Nelson and Trump: Relating generally to WV Security for Public Deposits Act | 255 | 623, 848 | 3022 | 956, 3023 | 3021 | 256, 289, 624, 695, 848, 924, 956, 3023, 3741, 3784 |
| *439 - | By Senators Woodrum, Trump, and Lindsay: Adopting Revised Uniform Athlete Agents Act of 2015 | 256 | 403 | | 503 | | 257, 289, 437, 439, 453, 503 |
| 440 - | By Senators Woodrum and Trump: Establishing Uniform Commercial Real Estate Receivership Act | 257 | 405 | | 503 | 2092 | 258, 289, 437, 454, 504, 3736, 3764 |
| *441 - | By Senator Trump: Providing confidentiality of video and other records of correctional juvenile facilities | 258 | 373 | 437, 3696-3698 | 452, 3698 | 3696 | 258, 416, 436-437, 453, 3699, 3747, 3771 |
| 442 - | By Senators Nelson, Clements, Trump, Plymale, and Hamilton: Relating to WV Public Employee Retirement System | 258 | 406, 749 | | 880 | | 259, 289, 406, 805, 807, 834, 880 |
| *443 - | By Senators Nelson, Clements, Trump, Plymale, and Hamilton: Including police and firefighter as electors of trustees for certain pension funds | 259 | 406, 751 | | 880 | 2747 | 259, 289, 406, 805, 807, 835, 881, 3736, 3764 |
| 444 - | By Senators Nelson, Clements, Trump, Plymale, and Maroney: Providing that retirement benefits are not subject to execution | 259 | | | | | 259, 289, 928 |
| *445 - | By Senators Nelson, Clements, Trump, and Plymale: Modifying police and firemen's pension plans for trustees | 259 | 561 | | 681 | 980 | 259, 289, 616, 656, 681, 1112, 1407 |
| 446 - | By Senators Nelson, Clements, Trump, and Plymale: Updating definitions for police and firemen's pensions | 259 | | | | | 259, 289 |
| 447 - | By Senators Caputo, Lindsay, Stollings, Baldwin, and Romano: Creating personal income tax credit for nurses in WV | 260 | | | | | 260, 289, 394 |
| 448 - | By Senator Trump: Developing policies and procedures for Statewide Interoperability Executive Committee | 260 | 373, 1221 | 1668-1671 | 1409, 1671 | 1667 | 261, 374, 1313, 1409-1410, 1671, 3764 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
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| *449 - | By Senators Trump and Woelfel: Relating to Nonviolent Offense Parole Program | 261 | 344 | | 435 | 620 | 261, 289, 392, 415, 435-436, 717, 843 |
| 450 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Updating definitions of WV Personal Income Tax Act | 261 | 406 | 770 | 504, 770 | 770 | 261, 437, 454, 505, 771, 845, 1043 |
| 451 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Updating definitions of WV Corporation Net Income Tax Act | 261 | 406 | | 505 | 771 | 261, 437, 454, 506, 845, 1043 |
| *452 - | By Senators Woodrum, Trump, Woelfel, Grady, Lindsay, and Romano: Permitting civil remedies for unauthorized disclosure of intimate images | 262 | 404 | | 506 | 1316 | 262, 289, 418, 437, 439, 454, 506, 1434, 1889 |
| *453 - | By Senators Woodrum and Trump: Establishing uniform requirements for restrictive employment agreements | 262 | 404 | | | | 262, 289, 438, 454, 507 |
| 454 - | By Senators Caputo, Lindsay, and Stollings: Relating to re-employment after retirement by public employees | 263 | | | | | 263, 289 |
| 455 - | By Senator Takubo: Increasing vehicle registration fees | 263 | | | | | 263 |
| 456 - | By Senators Beach, Caputo, and Rucker: Requiring county boards of education to develop seizure action plans | 263 | 935, 1222 | | 1410 | | 263, 290, 935, 1034, 1313, 1410-1411 |
| 457 - | By Senators Baldwin, Caputo, Lindsay, Stollings, Woelfel, Beach, and Romano: Relating to reducing consumers sales and service tax | 263 | | | | | 264, 290, 341, 394 |
| *458 - | By Senators Smith, Jeffries, and Hamilton: Establishing legal right to title of substances derived from drainage on mined lands | 264 | 461 | | | | 264, 461, 509, 557 |
| 459 - | By Senators Weld, Woelfel, Trump, Baldwin, and Woodrum: Modifying definition of "sexual contact" | 279 | | | | | 279, 341, 659 |

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| 460 - | By Senators Sypolt and Smith: Relating generally to air pollution control | 279 | | | | | 280 |
| *461 - | By Senators Phillips and Smith: Removing statutory limit for Environmental Laboratory Certification Fund | 280 | 374 | | | | 280, 374 |
| 462 - | By Senators Phillips and Smith: Changing fees for permitting actions related to coal mining | 280 | 375 | | | | 280, 375 |
| *463 - | By Senators Smith, Rucker, Grady, Sypolt, Maynard, Azinger, Phillips, Takubo, Woodrum, Tarr, and Roberts: Best Interests of Child Protection Act of 2022 | 280 | 988 | 3397-3419 | 1206, 3419 | 3375, 3570 | 281, 360, 439, 455, 509, 557, 1103, 1149, 1185-1206, 3375-3419, 3747, 3784 |
| 464 - | By Senators Geffert, Baldwin, Beach, Brown, Hamilton, Jeffries, Lindsay, Stollings, Woelfel, and Plymale: Including independent contractors within definition of employee | 281 | | | | | 281, 340, 341, 359 |
| 465 - | By Senators Clements, Swope, Roberts, Romano, and Jeffries: Removing residency requirement for DOH Commissioner | 328 | | | | | 328, 360, 394, 509 |
| *466 - | By Senators Trump and Weld: Relating to limitations on civil actions or appeals brought by inmates | 328 | 1113 | | 1281 | 1908 | 328, 1208, 1250, 1281, 3736, 3764 |
| *467 - | By Senators Maynard and Phillips: Creating WV Motorsports Entertainment Complex Investment Act | 328 | 375, 935 | | | | 328, 375, 439, 936 |
| **468 - | By Senators Rucker, Boley, Grady, Karnes, Maynard, Phillips, Roberts, Smith, Stover, Sypolt, Tarr, Woodrum, Clements, Martin, Maroney, and Azinger: Creating Unborn Child with Down Syndrome Protection and Education Act | 329 | 1116, 1222 | 1547-1553, 1554, 3724-3728 | 1553, 3728 | 3724 | 329, 360, 395, 928, 1117, 1150, 1313, 1411, 1449, 1554, 3728, 3741, 3762 |
| 469 - | By Senators Grady, Clements, Karnes, Phillips, Roberts, Rucker, Stover, Sypolt, Woodrum, Hamilton, Romano, Martin, Woelfel, Smith, and Maroney: Clarifying persons may lawfully possess loaded rifles and shotguns in vehicles in certain instances | 329 | | | | | 329, 360, 395, 418, 439, 928 |

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|--------|--|------------|-------------------------|---------|---------------|--------------|--|
| *470 - | By Senators Maroney, Roberts, Takubo, Stollings, Woodrum, Phillips, and Rucker: Relating generally to health care decisions | 329 | 424, 936 | 1133 | 1133 | 2092 | 330, 418, 425, 439, 455, 659, 1032, 1034, 1100, 1133, 3736, 3764 |
| 471 - | By Senator Maroney: Relating generally to public health | 330 | | | | | 330 |
| *472 - | By Senators Trump and Weld: Relating to access to juvenile records by certain employees of Division of Corrections and Rehabilitation | 330 | 562 | | 681 | | 331, 616, 656, 682 |
| 473 - | By Senators Beach, Lindsay, and Caputo: Creating Katherine Johnson and Dorothy Vaughan Fair Pay Act | 331 | | | | | 331, 360 |
| 474 - | By Senator Tarr: Repealing tax credit for purchase of EZ-Pass through WV Parkways Authority | 331 | | | | | 331 |
| 475 - | By Senator Tarr: Consolidating administrative fees collected into Tax Administration Services Fund | 331 | | | | | 332 |
| *476 - | By Senator Tarr: Relating to imposition of minimum severance tax on coal | 332 | 425 | | 790 | 2747 | 332, 426, 665, 741, 764, 791, 3736, 3802 |
| 477 - | By Senators Takubo, Baldwin, Grady, Nelson, Phillips, Romano, Smith, Stollings, Swope, Sypolt, Hamilton, Lindsay, Weld, Plymale, and Jeffries: Requiring Higher Education Policy Commission to create and administer PROMISE Plus Program | 332 | | | | | 333, 360, 395, 455, 509 |
| 478 - | By Senator Tarr: Relating to Neighborhood Investment Program | 345 | 665 | | 791 | 2747 | 345, 741, 764, 792, 3736, 3765 |
| 479 - | By Senator Tarr: Specifying allocation and apportionment of income of flow-through entities | 346 | | | | | 346 |
| 480 - | By Senators Smith, Phillips, and Clements: Relating to DEP Office of Oil and Gas | 346 | 848 | | 1017 | | 346, 395, 849, 926, 973, 1017 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|---|
| *481 - | By Senators Smith, Phillips, Caputo, Stollings, Lindsay, Woodrum, Jeffries, and Hamilton: Relating to Adopt-A-Stream Program | 346 | 462 | | 613 | | 346, 395, 418, 439, 510, 555, 557, 578, 613 |
| 482 - | By Senators Smith and Clements: Relating to State Road Fund | 346 | | | | | 347, 395 |
| 483 - | By Senators Baldwin, Romano, Woelfel, and Caputo: Creating Wholesale Prescription Drug Importation Program | 347 | | | | | 347, 395, 417 |
| 484 - | By Senator Trump: Clarifying American Law Institute restatement of law when inconsistent with WV law in civil cases | 347 | | | | | 347, 557, 886 |
| *485 - | By Senators Sypolt and Smith: Authorizing DNR to enter certain third-party contracts | 347 | 1117 | | | | 347, 395, 417, 438, 455, 509 |
| *486 - | By Senators Plymale, Woelfel, Caputo, and Lindsay: Allowing PERS retirees to designate special needs trust as beneficiary | 348 | 899 | | 1056 | | 348, 395, 928, 976, 1029, 1056 |
| *487 - | By Senators Tarr, Clements, Roberts, Hamilton, Plymale, and Jeffries: Relating to Revenue Shortfall Reserve Fund and Revenue Shortfall Reserve Fund – Part B | 380 | 563 | 2752-2757 | 682, 2757 | 2747, 3571 | 380, 418, 580, 616, 617, 656, 683, 2747-2758, 3748, 3786 |
| *488 - | By Senators Hamilton, Brown, Caputo, Grady, Plymale, Romano, Stover, Woelfel, Baldwin, Lindsay, Stollings, Takubo, and Beach: Eliminating restrictions on voting rights for formerly incarcerated individuals | 380 | 899 | | | | 380, 418, 439, 456, 509, 557, 976, 1029 |
| *489 - | By Senators Woodrum, Baldwin, Stollings, Phillips, Beach, Jeffries, and Nelson: Clarifying amount of deputy sheriff annual salary increase | 380 | 849 | 1246 | 1247 | | 380, 418, 510, 697, 926, 928, 973, 1017, 1056, 1134, 1206, 1247 |
| 490 - | By Senators Lindsay, Baldwin, Grady, Stollings, Woelfel, and Beach: Expanding online privacy protection for minors | 380 | | | | | 381, 418, 510 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|--|
| 491 - | By Senators Lindsay and Stollings: Establishing Family and Medical Leave Insurance Benefits Act | 381 | | | | | 382, 418 |
| 492 - | By Senators Azinger, Boley, and Clements: Relating to electronic collection of tolls | 382 | 426 | 2758 | 545, 2759 | 2758 | 382, 418, 508, 546, 2759, 3736, 3785 |
| 493 - | By Senators Roberts, Azinger, Boley, Grady, Karnes, Maynard, Phillips, Smith, Sypolt, Tarr, Trump, Woodrum, Takubo, and Martin: Requiring county BOE make meetings available to public in-person and through internet | 407 | 520 | 3420-3424 | 651, 3425 | 3419 | 407, 439, 557, 579, 615, 646-652, 3425 |
| *494 - | By Senators Plymale, Stollings, Woelfel, Baldwin, Caputo, Lindsay, Romano, Beach, and Jeffries: Creating Broadband Carrier Neutral and Open Access Infrastructure Development Fund | 407 | 850 | | 1018 | | 408, 439, 510, 926, 928, 973, 1018 |
| 495 - | By Senator Azinger: Requiring graduating high school seniors to pledge oath to Constitution | 408 | | | | | 408 |
| 496 - | By Senators Swope, Stollings, and Smith: Allowing Water Development Authority make loans or grants from Infrastructure Fund | 408 | | | | | 408, 439, 1411 |
| *497 - | By Senators Swope and Sypolt: Relating to method for appraising qualified capital additions to manufacturing facilities | 426 | 521 | | | | 426, 521 |
| *498 - | By Senators Rucker, Azinger, Sypolt, Karnes, and Maynard: Creating Anti-Racism Act of 2022 | 426 | 1327 | 3732-3734 | 1450 | 3731 | 427, 1328, 1449-1452, 1560, 1924 |
| 499 - | By Senators Rucker, Plymale, and Stollings: Authorizing legislative rules for School Building Authority | 427 | 522 | | 652 | 1658 | 427, 557, 579, 615, 653, 1793, 3785 |
| 500 - | By Senators Weld and Lindsay: Regulating land installment contracts for sale of real estate | 427 | | | | | 427, 617 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------------|---------------|--------------|---|
| *501 - | By Senators Swope and Sypolt: Eliminating requirement on apprenticeship tax credit for certain tax years | 428 | 587 | | | | 428, 588 |
| 502 - | By Senators Hamilton, Stover, Lindsay, Jeffries, and Woelfel: Including license classes to bear damage stamp for hunting license | 428 | | | | | 428, 456, 510 |
| 503 - | By Senators Grady, Takubo, Roberts, and Rucker: Allowing members of Teachers Retirement System apply leave for retirement benefits | 428 | | | | | 428, 456, 837 |
| 504 - | By Senator Tarr: Providing statutory framework for treatment of digital assets | 428 | | | | | 430 |
| *505 - | By Senators Azinger and Nelson: Updating laws on licensure and regulation of money transmitters | 430 | 625 | 740, 1909 | 760, 1910 | 1908 | 431, 659, 696, 740, 760, 1910, 3736, 3786 |
| *506 - | By Senators Swope and Sypolt: Authorizing manufacturing investment tax credit and property tax adjustment credit against personal income tax | 444 | 626 | | | | 445, 626 |
| 507 - | By Senators Swope and Sypolt: Authorizing consumers sales and service and use tax exemptions for certain qualified purchases | 445 | | | | | 445 |
| *508 - | By Senators Hamilton, Stover, Martin, Sypolt, Lindsay, and Beach: Requiring certain attire for deer hunters with muzzleloaders | 445 | 665 | | 794 | 2092 | 445, 510, 665, 741, 765, 794, 3736, 3765 |
| *509 - | By Senator Rucker: Relating to county BOE employee personal leave | 445 | 666 | 765, 795, 796 | 795 | | 445, 666, 741, 765, 796 |
| 510 - | By Senators Jeffries, Stollings, Baldwin, and Lindsay: Increasing cap to annual spending made on pre-application process to project sponsors | 445 | | | | | 446, 510 |
| 511 - | By Senator Azinger: Prohibiting insurers deny prescription drugs for addiction treatment in certain circumstances | 446 | | | | | 446 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------|---------------|--------------|---|
| 512 - | By Senators Phillips, Grady, Roberts, Stollings, Sypolt, Woelfel, Lindsay, and Plymale: Restoring Retiree Health Benefit Trust for hires prior to July 1, 2010 | 446 | | | | | 446, 510, 557 |
| 513 - | By Senators Phillips, Grady, Stollings, Sypolt, Woelfel, Woodrum, Lindsay, Baldwin, Romano, Smith, Plymale, and Caputo: Creating Fire Service Recruitment and Retention Grant | 446 | | | | | 447, 510, 556, 557, 768 |
| 514 - | By Senator Smith: Relating to use of force in defense of self, real, and personal property | 447 | | | | | 447 |
| *515 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations of public moneys to Department of Administration, Public Defender Services | 462 | 626 | | 761 | 1790 | 463, 696, 741, 761, 3037, 3757 |
| 516 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations for various agencies | 473 | | | | | 476 |
| 517 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Expiring funds from unappropriated balance in State Excess Lottery Revenue Fund | 477 | 627 | | 762 | 1790 | 477, 696, 741, 762, 3037, 3757 |
| *518 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Allowing nurses licensed in another state to practice in WV | 477 | 1223 | 3096-3112 | 1453, 3113 | 3095 | 477, 1313, 1411, 1453, 3113, 3741, 3773 |
| 519 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating generally to Regional Jail and Correctional Facility Authority | 477 | | | | | 477 |
| *520 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Increasing financial penalties for ransomware attacks | 478 | 628 | | 763 | 1671 | 478, 696, 741, 763, 1924, 3765 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------|---------------|--------------|---|
| 521 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Updating and modifying operations of Purchasing Division | 478 | | | | | 479 |
| *522 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Combining offices of WV State Americans with Disabilities Act and WV Equal Employment Opportunity | 479 | 751, 1119 | | 1281 | 1910 | 479, 752, 1209, 1250, 1281, 3737, 3765 |
| *523 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Transferring oversight of Jobs Investment Trust Fund to WV Economic Development Authority | 479 | 900 | 1672-1691 | 1056, 1691 | 1672 | 480, 900, 976, 1029, 1057, 1691, 1924, 3765 |
| *524 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Placing duties and functions of certain boards and commissions under Department of Arts, Culture, and History | 480 | 752 | 1692 | 881, 1693 | 1692 | 480, 805, 835, 881, 1693, 1924, 3765 |
| 525 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Expiring funds from unappropriated balance in Lottery Net Profits | 480 | 627 | | 763 | 1791 | 480, 696, 741, 764, 3037, 3757 |
| 526 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Department of Commerce, Office of Secretary | 481 | 665 | | 797 | 1791 | 481, 741, 765, 797, 3037, 3757 |
| 527 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Department of Administration, Office of Technology | 481 | 665 | | 798 | 1791 | 481, 742, 765, 798, 3037, 3757 |
| *528 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund | 481 | 667 | 2769 | 799, 2761 | 2759 | 481, 742, 765, 799, 2761, 3737, 3759 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|---------|--|------------|-------------------------|-----------|---------------|--------------|--|
| 529 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Encouraging additional computer science education in WV schools | 482 | 667, 850 | 3024-3025 | 1018, 3025 | 3024 | 482, 926, 974, 1019, 3741, 3786 |
| **530 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Encouraging public-private partnerships in transportation | 482 | 851, 1224 | 3322-3323 | 1454, 3323 | 3321, 3571 | 483, 852, 1313, 1411, 1454, 3323, 3746, 3785 |
| 531 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Increasing annual salaries of certain state employees | 483 | 720 | 2298-2301 | 830, 2301 | 2298 | 483, 767, 802, 828-831, 2302, 3737, 3774 |
| 532 - | By Senators Nelson, Azinger, Clements, Lindsay, Trump, Stollings, Jeffries, Phillips, and Plymale: Requiring reports to Joint Committee on Pensions and Retirement every five years on deferred retirement option plans | 483 | 721 | | 831 | | 483, 557, 721, 767, 802, 832 |
| *533 - | By Senators Tarr, Baldwin, Roberts, Hamilton, Jeffries, Martin, Plymale, and Nelson: Relating to funding for health sciences and medical schools in state | 483 | 588 | 3525-3527 | 732, 3528 | 3525 | 484, 557, 580, 618, 657, 659, 687, 732, 3528, 3741, 3786 |
| *534 - | By Senator Azinger: Clarifying that secondary source on insurance is not controlling authority | 484 | 852 | | 1019 | | 484, 926, 974, 1019 |
| *535 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Providing for revocation of school personnel certification or licensure in certain circumstances | 484 | 901 | | 1057 | 2092 | 484, 976, 1029, 1057, 3737, 3766 |
| *536 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating generally to controlled substance criminal offenses | 484 | 853, 1119 | 3683-3690 | 1282, 3690 | 3683 | 485, 853, 1209, 1250, 1282, 3690, 3741, 3773 |
| *537 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Providing additional firefighters and security guards for National Guard | 485 | 667 | | 800 | 1693 | 485, 742, 766, 800, 1924, 3766 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------|---------------|--------------|---|
| 538 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Establishing BUILD WV Act | 485 | | | | | 486 |
| 539 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Creating Division of Multimodal Transportation | 486 | | | | | 491 |
| 540 - | By Senators Nelson, Woodrum, Jeffries, Lindsay, and Phillips: Allowing municipal fire departments provide retirees with service weapon in certain circumstances | 491 | 589 | | 732 | | 491, 557, 657, 687, 733 |
| 541 - | By Senator Azinger: Requiring homeschooled child's academic assessment be submitted by certain date | 492 | 850 | | 1019 | | 492, 926, 974, 1020 |
| 542 - | By Senators Maynard, Swope, Sypolt, Roberts, and Plymale: Transferring Broadband Enhancement Council from Department of Commerce to Department of Economic Development | 492 | 753 | 1693 | 882, 1694 | 1693 | 492, 557, 805, 835, 883, 1694, 1924, 3766 |
| *543 - | By Senators Roberts, Tarr, Woodrum, Baldwin, Smith, and Jeffries: Creating Unemployment Compensation Insurance Fraud Unit within Workforce WV | 492 | 628, 813 | 3426-3451 | 957, 3452 | 3425 | 492, 557, 629, 768, 885, 887, 924, 957, 3425-3452 |
| 544 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Allowing interest or earnings on federal COVID-19 relief money be retained in certain funds | 492 | | | | | 493 |
| 545 - | By Senator Romano: Creating Corporate Anti-Subsidy Act | 493 | | | | | 493 |
| 546 - | By Senators Tarr, Roberts, Plymale, and Nelson: Expanding uses of fees paid by students at higher education institutions | 493 | 589 | | 733 | 2761 | 493, 580, 618, 657, 659, 687, 734, 3737, 3766 |
| 547 - | By Senator Nelson: Updating definition of "electioneering communication" | 493 | | | | | 493 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------------------------------|---------------|--------------|--|
| 548 - | By Senators Roberts and Tarr: Authorizing Workforce WV employers to obtain employment classifications and work locations | 494 | 902 | 3699-3702 | 1058, 3703 | 3699 | 494, 976, 1029, 1058, 3703, 3741, 3774 |
| 549 - | By Senators Nelson and Phillips: Updating provisions of certain retirement and pension benefits | 494 | | | | | 494, 557 |
| *550 - | By Senator Tarr: Relating to funding for higher education institutions | 495 | 590 | | 504, 735 | | 495, 505, 657, 687, 735 |
| 551 - | By Senator Beach: Preserving patient's right to abortion | 495 | | | | | 495 |
| *552 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating to tax sale process | 495 | 1226, 1408 | 1454-1500, 1501-1503, 3679-3682 | 1501, 3682 | 3679 | 497, 1227, 1408, 1503, 3682, 3741, 3785 |
| *553 - | By Senators Sypolt, Azinger, Clements, Grady, Hamilton, Karnes, Martin, Maynard, Phillips, Roberts, Smith, Stover, Swope, Takubo, Tarr, Trump, Weld, Woodrum, Rucker, and Nelson: Relating to powers of WV Health Care Authority | 497 | 933 | | 1134 | 1910 | 497, 933, 978, 1032, 1100, 1134, 1910-1911, 3737, 3786 |
| *554 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Transferring functions of WV Solid Waste Management Board to DEP | 527 | 854 | | | | 527, 854 |
| 555 - | By Senators Karnes, Azinger, Boley, Clements, Grady, Hamilton, Martin, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo, and Woodrum: Relating to financial institutions engaged in boycotts of firearms companies | 527 | | | | | 528 |
| 556 - | By Senators Romano, Caputo, Jeffries, Martin, Trump, Stollings, and Woodrum: Removing outdated reference to federal officers' peace-keeping authority | 528 | 937 | | 1135 | | 528, 580, 1032, 1100, 1135 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|---------------------------|
| 557 - | By Senators Woodrum, Azinger, Beach, Boley, Caputo, Clements, Geffert, Grady, Hamilton, Karnes, Martin, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Stover, Woelfel, Baldwin, Trump, and Smith: Extending current cap on per diem rate paid by counties and municipalities to house inmates | 528 | | | | | 528, 580, 768 |
| *558 - | By Senators Trump, Woelfel, Caputo, and Phillips: Increasing members of WV Parole Board | 528 | 1228 | | | | 529, 580, 1314 |
| 559 - | By Senators Takubo, Stollings, Woelfel, Caputo, Baldwin, and Lindsay: Creating Oral Health and Cancer Rights Act | 529 | | | | | 529, 580 |
| *560 - | By Senators Maynard, Stollings, and Woodrum: Defining Class 2 e-bikes | 529 | 668 | | 800 | | 529, 580, 742, 766, 801 |
| 561 - | By Senators Trump and Rucker: Increasing number of magistrate judges in Berkeley County | 529 | 721 | | | | 529, 721, 742 |
| *562 - | By Senators Maynard, Woodrum, and Rucker: Creating Adopt-A-Trail volunteer programs for public land under DNR jurisdiction | 529 | 1118 | | | | 530, 580, 837, 1103, 1118 |
| 563 - | By Senator Maynard: Authorizing dispersed camping on state properties under DNR jurisdiction | 530 | | | | | 530 |
| 564 - | By Senators Maynard and Stollings: Mapping of public roads | 530 | | | | | 530, 581 |
| 565 - | By Senator Maynard: Establishing resident and nonresident wildlife viewing stamps | 530 | | | | | 531 |
| 566 - | By Senator Maynard: Requiring Department of Commerce to develop plan for adventure travel recreation promotion in WV | 531 | | | | | 531 |
| 567 - | By Senator Maynard: Exempting unmined rare earth metals and elements from taxation in WV | 531 | | | | | 531 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|----------------------|---------------|--------------|--|
| *568 - | By Senator Roberts: Relating to health insurance loss ratio information | 531 | 855 | 3529-3530 | 1020, 3531 | 3528 | 531, 926, 974, 1020, 3531, 3741, 3774 |
| 569 - | By Senators Trump, Baldwin, and Woodrum: Relating to confidentiality of court files and law-enforcement records for certain offenses | 532 | | | | | 532, 659 |
| 570 - | By Senators Stollings, Takubo, Baldwin, Beach, Boley, Brown, Caputo, Clements, Grady, Jeffries, Karnes, Lindsay, Maynard, Phillips, Plymale, Roberts, Smith, Stover, Sypolt, Tarr, Trump, Weld, Woelfel, Woodrum, Hamilton, Swope, and Nelson: Establishing training for law-enforcement in handling individuals with Alzheimer's and dementias | 563 | 753 | 2762-2766 | 883, 2767 | 2762 | 564, 618, 659, 768, 805, 835, 883, 2767, 3737, 3766 |
| *571 - | By Senators Tarr, Sypolt, Stollings, and Jeffries: Declaring certain claims to be moral obligations of state | 564 | 855 | 2767-2768 | 1021, 2768 | 2767 | 564, 618, 926, 928, 974, 1021, 2769, 3737, 3774 |
| 572 - | By Senator Takubo: Excluding certain sums from compensatory damage awards for medical expenses | 564 | | | | | 564 |
| *573 - | By Senators Trump and Weld: Providing system where magistrates shall preside in certain instances outside normal court hours | 564 | 856 | | 1022 | 3025 | 565, 926, 974, 1022, 3741, 3807 |
| *574 - | By Senators Maroney, Nelson, Takubo, and Weld: Relating to WV PEIA | 565 | 754, 1228 | 957, 1229-1230, 1504 | 1504 | | 565, 618, 697, 805, 835, 884, 913, 972, 1229-1231, 1282, 1398, 1503-1505 |
| *575 - | By Senators Trump, Woelfel, and Grady: Ensuring that imposition of certain sexual offenses apply to persons working in juvenile facilities | 565 | 857 | | 1022 | 1911 | 565, 618, 697, 926, 974, 1022, 3737, 3766 |
| 576 - | By Senators Maynard, Grady, Sypolt, Martin, Phillips, and Woodrum: Relating to unemployment insurance and COVID-19 vaccination requirement | 565 | 590 | | 735 | | 566, 618, 657, 659, 688, 736 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------------------|---------------|--------------|---|
| 577 - | By Senators Weld, Romano, Stollings, Lindsay, Baldwin, Grady, and Caputo: Waiving fees for emergency responders disabled in line of duty for hunting, trapping, and fishing licenses | 566 | | | | | 566, 618 |
| 578 - | By Senators Maynard and Grady: Relating to employers' liability for mandated COVID-19 vaccine | 566 | | | | | 566, 618 |
| 579 - | By Senators Maynard and Woodrum: Defining standards for outfitters and guides and commercial jeep tours | 566 | | | | | 566, 659 |
| 580 - | By Senator Maynard: Creating WV Livestock Activities Liability Limitation Act | 566 | | | | | 567 |
| 581 - | By Senator Maynard: Providing immunity from civil liability for certain persons associated with sports exposition venue | 592 | | | | | 593 |
| *582 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Creating WV Workforce Resiliency Act | 593 | 902, 1119 | 1283-1290, 1291, 3695 | 1291, 3696 | 3695 | 593, 903, 1209, 1251, 1291, 3746, 3785 |
| 583 - | By Senator Maynard: Permitting registered business organizations to voluntarily submit public phone number to Secretary of State | 593 | | | | | 593 |
| *584 - | By Senators Jeffries, Lindsay, Baldwin, Stollings, Grady, and Hamilton: Relating to WV Infrastructure and Jobs Development Council | 593 | 813 | 2769 | 959, 2770 | 2769 | 593, 659, 807, 885, 887, 924, 959, 2771, 3737, 3767 |
| *585 - | By Senators Takubo and Stollings: Creating administrative medicine license for physicians not practicing clinical medicine | 594 | 903 | | 1059 | 2771 | 594, 659, 977, 1030, 1059, 3737, 3767 |
| *586 - | By Senator Weld: Relating to athletic eligibility of transfer students | 594 | 937 | 1135-1136, 1137 | 1137 | | 594, 1032, 1101, 1137 |
| 587 - | By Senator Azinger: Providing tip line to report teaching of critical race theory | 594 | | | | | 594 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|--|
| *588 - | By Senators Trump, Lindsay, Baldwin, Stollings, Plymale, and Woodrum: Relating to WV Rails to Trails Program | 594 | 1045 | | 1248 | | 594, 659, 742, 1149, 1208, 1248 |
| 589 - | By Senators Weld and Grady: Defining area of critical need and shortage for substitute bus operators | 594 | 858 | | | | 595, 807, 859 |
| *590 - | By Senators Woelfel, Lindsay, Beach, and Plymale: Clarifying that tenancy includes persons who reside in sober living home | 595 | 1166 | | 1399 | | 595, 659, 742, 1259, 1302, 1398-1399 |
| 591 - | By Senator Trump: Relating to process for filling vacancies in state Legislature | 595 | 754 | | 884 | 2093 | 596, 805, 835, 884, 3737, 3767 |
| 592 - | By Senators Maynard, Phillips, Tarr, and Rucker: Clarifying period Attorney General may seek civil penalty for violations of Consumer Credit and Protection Act | 630 | | | | | 630, 697, 768 |
| *593 - | By Senators Plymale, Woelfel, Hamilton, Rucker, Woodrum, Takubo, and Beach: Allowing Marshall University's Forensic Analysis Laboratory access and participation in WV DNA database for certain purposes | 630 | 669, 859 | | 1023 | 1911 | 630, 669, 697, 743, 768, 887, 926, 975, 1024, 3737, 3767 |
| 594 - | By Senators Lindsay and Woelfel: Providing enhanced retirement benefits for 911 staff as members within PERS | 630 | | | | | 630, 697 |
| *595 - | By Senator Trump: Relating to Dangerousness Assessment Advisory Board | 630 | 858 | | 1024 | 2093 | 631, 927, 975, 1025, 3738, 3767 |
| 596 - | By Senators Nelson and Martin: Exempting capital gains from personal and corporate taxation | 631 | | | | | 631, 697 |
| 597 - | By Senator Nelson: Relating to PSC underground facilities damage prevention and one-call system | 631 | 904 | | 1059 | 1694 | 631, 977, 1030, 1059, 1924, 3767 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|--|
| *598 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Establishing partnerships and aid for at-risk veterans to combat suicide | 674 | 859 | | 1025 | 1694 | 675, 927, 975, 1025, 1924, 3768 |
| 599 - | By Senators Maynard and Rucker: Relating to patient's rights and informed consent for vaccinations | 675 | | | | | 675, 743 |
| 600 - | By Senator Maynard: Limiting liability of landowners when land is used for noncommercial recreational purposes | 675 | | | | | 676 |
| 601 - | By Senator Maynard: WV Human Life Protection Act | 676 | | | | | 676 |
| 602 - | By Senators Maynard and Rucker: Protecting certain motorsports venues from nuisance claims | 676 | | | | | 677, 1034 |
| 603 - | By Senator Takubo: Prohibiting licensure and re-licensure in WV if applicant is prohibited from practicing in another jurisdiction | 677 | 1119 | 1251 | 1292 | 1911 | 677, 1209, 1251, 1292, 3738, 3768 |
| 604 - | By Senators Phillips, Azinger, Boley, Clements, Grady, Kames, Maynard, Roberts, Stover, Sypolt, Tarr, Woodrum, Rucker, Plymale, Martin, and Smith: Providing compensation to victims of abusive lawsuits | 677 | | | | | 677, 743, 768 |
| 605 - | By Senators Phillips, Azinger, Grady, Kames, Martin, Maynard, Roberts, Stover, Sypolt, Woodrum, Rucker, and Smith: Permitting pharmacists to dispense ivermectin by means of standing order | 677 | | | | | 677, 743, 768 |
| *606 - | By Senators Weld, Woelfel, Takubo, Stollings, and Plymale: Relating to WV Medical Practice Act | 677 | 1265 | | 1505 | 3025 | 678, 743, 1266, 1411, 1505, 3741, 3773 |
| 607 - | By Senators Sypolt, Plymale, Takubo, and Maroney: Requiring PEIA reimbursement rates be no less than Medicare | 678 | | | | | 678, 743, 769, 978 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|---|
| *608 - | By Senators Hamilton, Karnes, Martin, and Romano: Relating to assessment and taxation of real property occupied by certain family members | 723 | 1328 | | | | 723, 769, 1329 |
| *609 - | By Senators Clements and Jeffries: Allowing DOH Commissioner to accept ownership of rented and leased equipment | 723 | 860 | | 1026 | 3026 | 723, 861, 887, 927, 975, 1026, 3742, 3774 |
| *610 - | By Senator Clements: Relating to duties, powers and responsibilities of DOT Secretary | 723 | 1120, 1266 | | 1413 | 3452 | 723, 1120, 1266, 1413, 3746, 3786 |
| *611 - | By Senator Clements: Removing cap on bidder's contract bond | 723 | 861 | 3703-3705 | 1026, 3705 | 3703 | 723, 927, 975, 1026, 3706, 3746, 3785 |
| 612 - | By Senators Brown and Weld: Relating to pension obligation bonds for municipalities | 724 | | | | | 724 |
| *613 - | By Senators Smith, Phillips, Stollings, and Lindsay: Establishing reliable funding for DEP Office of Oil and Gas | 724 | 1231 | | | | 724, 769, 978, 1231 |
| 614 - | By Senators Rucker, Boley, Clements, Grady, Karnes, Maynard, Phillips, Roberts, Smith, Stover, Sypolt, Takubo, Tarr, Weld, Woodrum, Lindsay, Baldwin, Romano, Martin, and Maroney: Requiring health care facilities to ensure patients have adequate access to clergy | 724 | | | | | 724, 769, 887, 978 |
| 615 - | By Senator Rucker: Requiring certain health insurance providers cover treatment for certain pediatric autoimmune neuropsychiatric disorders | 724 | | | | | 725 |
| *616 - | By Senator Weld: Relating to confidentiality of court files and law-enforcement records of certain enumerated offenses | 725 | 1046 | | 1248 | 2093 | 725, 1149, 1208, 1248, 3738, 3768 |
| 617 - | By Senator Maynard: Relating to qualifications for members of boards, commissions, and other entities | 755 | 1232 | | 1414 | | 756, 1314, 1413-1414 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|---------------|--------------|---------------------------------------|
| 618 - | By Senators Maynard, Caputo, and Stover: Relating to zoning requirements for exempt wholesale generators | 756 | | | | | 756 |
| 619 - | By Senators Maynard, Baldwin, Stollings, Lindsay, and Woodrum: Relating to rulemaking for unidentified and unclaimed remains in possession of Chief Medical Examiner | 756 | 938 | | 1138 | | 757, 808, 979, 1032, 1101, 1138 |
| 620 - | By Senators Stollings, Caputo, and Lindsay: Increasing maximum dental coverage for Medicaid recipients | 757 | | | | | 757, 808, 979 |
| 621 - | By Senators Baldwin, Beach, Caputo, Geffert, Jeffries, Lindsay, Plymale, Romano, Stollings, and Woelfel: Relating to funds for operations of jails | 757 | | | | | 757, 1150 |
| *622 - | By Senators Smith, Phillips, Jeffries, Nelson, and Caputo: Establishing requirements for carbon dioxide sequestration | 778 | 990 | | | | 779, 837, 979, 1103, 1149, 1207, 1249 |
| 623 - | By Senators Baldwin, Beach, Brown, Caputo, Geffert, Hamilton, Jeffries, Lindsay, Maroney, Romano, Stollings, Takubo, Weld, and Woelfel: Relating to State Living Donor Protection Act | 779 | | | | | 779, 837 |
| 624 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to DHHR, Division of Health, Laboratory Services | 779 | 904 | | 1060 | 2771 | 780, 977, 1030, 1060, 3738, 3759 |
| *625 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to DHHR, Division of Health, Vital Statistics Account | 780 | 905 | | 1061 | 2771 | 780, 977, 1030, 1061, 3738, 3804 |
| 626 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing, amending, and increasing existing items of appropriation from State Road Fund to DOT, DMV | 780 | 904 | | 1062 | 1791 | 780, 977, 1030, 1062, 3037, 3757 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|--|
| 627 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing, amending, and increasing existing item of appropriation from State Road Fund to DOT, DOH | 780 | 904 | | 1063 | 1791 | 780, 977, 1030, 1063, 3038, 3758 |
| 628 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Department of Commerce, DNR | 781 | 938 | | 1138 | 1791 | 781, 1032, 1101, 1139, 3038, 3758 |
| 629 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Department of Education, WV BOE, Vocational Division | 781 | 938 | | 1139 | 1792 | 781, 1032, 1101, 1140, 3038, 3758 |
| 630 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Higher Education Policy Commission, Administration – Control Account | 781 | 939 | | 1140 | 1792 | 781, 1032, 1101, 1140-1141, 3038, 3758 |
| 631 - | By Senators Rucker and Roberts: Allowing WV Professional Charter School Board to vote for its executive director and other employees to participate in Teachers' Retirement System | 781 | | | | | 782, 837 |
| *632 - | By Senators Tarr and Phillips: Making Office of Emergency Medical Services independent office within Executive Branch | 782 | 1329 | 1505-1507 | 1507 | | 782, 837, 1330, 1414, 1508 |
| 633 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to DHHR, Consolidated Medical Services Fund | 783 | 939 | | 1141 | 2771 | 783, 1032, 1101, 1142, 3738, 3759 |
| 634 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to DHHR, Division of Health – Hospital Services Revenue Account Special Fund Capital Improvement, Renovation and Operations | 783 | 904 | | 1064 | 2771 | 783, 977, 1030, 1064, 3738, 3759 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------------|---------------|--------------|--|
| 635 - | By Senator Takubo: Relating to Tobacco Products Excise Tax Act | 816 | | | | | 816 |
| 636 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Department of Revenue, Office of Tax Appeals | 816 | 939 | | 1143 | 1792 | 816, 1032, 1101, 1143, 3038, 3758 |
| 637 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Executive, Governor's Office – Civil Contingent Fund | 816 | 939 | | 1144 | 1792 | 816, 1032, 1102, 1144, 3038, 3758 |
| 638 - | By Senator Nelson: Changing hearing and notice provisions for failing or distressed public utilities | 816 | 1120 | 1695- 1696 | 1292, 1697 | 1695 | 817, 1209, 1251, 1292, 1697, 1925, 3768 |
| 639 - | By Senator Nelson: Providing 45-day waiting period on rate increases when water and sewer services are purchased from municipality | 817 | 938 | | 1145 | 1339 | 817, 1033, 1102, 1145, 1577, 2100 |
| 640 - | By Senator Nelson: Eliminating requirement of PSC to send certain recommended decisions by certified mail | 817 | 938 | | 1207 | | 817, 1033, 1102, 1145, 1207 |
| *641 - | By Senator Nelson: Requiring Consolidated Public Retirement Board to set contributions to Deputy Sheriff's Retirement System | 817 | 905 | 2772 | 1065, 2773 | 2772 | 817, 977, 1031, 1065, 2773, 3738, 3787 |
| 642 - | By Senator Nelson: Establishing WV Public Safety Employees Retirement System | 817 | | | | | 818 |
| *643 - | By Senators Swope and Trump: Removing residency requirement of members appointed to county airport authority | 818 | 939 | | 1146 | 2773 | 818, 887, 1033, 1102, 1146, 3738, 3768 |
| 644 - | By Senator Rucker: Creating Charter Schools Stimulus Fund | 818 | 1121 | | | | 818, 1121 |
| *645 - | By Senators Karnes, Maynard, Phillips, and Hamilton: Regulating private schools for students with disabilities | 819 | 1267 | | 1509 | | 820, 887, 1150, 1268, 1414, 1509 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|---------|---|------------|-------------------------|-----------------|---------------|--------------|---|
| 646 - | By Senators Beach, Stollings, Woelfel, Caputo, and Lindsay: Requiring each county BOE to provide free feminine hygiene products in grades six through 12 | 820 | | | | | 820, 887, 979 |
| **647 - | By Senators Grady, Azinger, Boley, Clements, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, Hamilton, Nelson, and Lindsay: Prohibiting discrimination in organ donation process | 868 | 1121, 1268 | | 1414 | 3026 | 868, 928, 1122, 1150, 1211, 1269, 1414-1415, 3742, 3762 |
| *648 - | By Senators Nelson and Phillips: Relating to Cable Television Systems Act | 868 | 1115 | | | | 868, 1150, 1209, 1251, 1293, 1399, 1509 |
| *649 - | By Senator Nelson: Requiring communication providers providing service or obtaining WV area codes to register with PSC | 868 | 1330 | | 1510 | | 868, 1331, 1415, 1510 |
| *650 - | By Senator Nelson: Eliminating number of royalty owners required for utilization by operator for lawful use and development by co-tenants | 868 | 940 | 1147 | 1147 | 1697 | 868, 1033, 1102, 1147, 1925, 3787 |
| 651 - | By Senators Grady, Azinger, Plymale, Karnes, and Rucker: Allowing county BOE participating in operation of multicounty vocational center to withdraw | 869 | 941 | | 1147 | | 869, 979, 1033, 1034, 1102, 1148 |
| *652 - | By Senators Woodrum, Boley, Clements, Grady, Karnes, Phillips, Roberts, Stover, Sypolt, Trump, Martin, Hamilton, Smith, and Rucker: Requiring hospitals to receive patients transported to them by EMS providers | 869 | 1223 | | | | 869, 928, 1261, 1314, 1415 |
| *653 - | By Senators Weld, Caputo, and Romano: Relating to public higher education governance | 869 | 1232 | 1555, 1556-1558 | 1556 | | 871, 979, 1260, 1314, 1416, 1510, 1558 |
| *654 - | By Senator Roberts: Creating exceptions to WV Invests Grant eligibility requirement | 871 | 1122 | | | | 871, 1123 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------|---------------|--------------|--|
| *655 - | By Senators Takubo, Hamilton, Maynard, Phillips, Smith, Stollings, Tarr, Weld, Lindsay, Maroney, Roberts, and Woodrum: Authorizing tactical medical professional to carry firearm with specific training requirements | 871 | 1224 | | 1511 | | 871, 979, 1261, 1314, 1416, 1511 |
| *656 - | By Senators Takubo, Boley, Hamilton, Nelson, Phillips, Stollings, Swope, Sypolt, Trump, Woodrum, Jeffries, Lindsay, Baldwin, Plymale, and Weld: Providing tax credit for certain corporations with child-care facilities for employees | 871 | 1234 | 3531-3545 | 1417, 3546 | 3531 | 872, 1211, 1261, 1314, 1416-1417, 3546, 3746, 3787 |
| 657 - | By Senators Trump and Woelfel: Relating to tax on medical cannabis | 872 | | | | | 872, 1103 |
| 658 - | By Senator Rucker: Providing for salary supplement and expense reimbursements for licensed school psychologist | 872 | 1123 | | | | 872, 1123 |
| *659 - | By Senators Trump, Caputo, and Maroney: Relating to nonintoxicating beer, wine, and liquor licenses and requirements | 872 | 1269 | | 1511 | | 873, 928, 979, 1271, 1417, 1512 |
| 660 - | By Senators Azinger, Caputo, Karnes, Lindsay, Maynard, Romano, Takubo, Weld, Woodrum, and Trump (originating in Senate Judiciary): Setting forth standard of care requirements for telehealth practice | | 876 | | | | 876, 927, 975, 1027, 1066, 1148, 1207 |
| 661 - | By Senators Woodrum, Sypolt, and Grady: Relating to licensure of Head Start facilities in WV | 906 | | | | | 906, 1034 |
| *662 - | By Senator Hamilton: Relating to creation, expansion, and authority of resort area district | 907 | 1166 | | 1400 | 3026 | 907, 1259, 1302, 1400, 3742, 3773 |
| 663 - | By Senators Caputo, Beach, Baldwin, and Lindsay: Requiring medical insurance providers to include infertility services in their policies | 907 | | | | | 907, 979 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------------|---------------|--------------|-----------------------------|
| 664 - | By Senator Nelson: Relating to retirement system for judges of courts of record | 907 | | | | | 907 |
| 665 - | By Senator Woodrum: Allowing candidate and campaign committees to make contributions to affiliated state party executive committees | 908 | | | | | 908 |
| 666 - | By Senator Woodrum: Adding Kratom and Delta-8 THC to list of Schedule 1 controlled substances | 908 | | | | | 908 |
| 667 - | By Senators Plymale, Stollings, Baldwin, Lindsay, and Caputo: Creating Broadband Middle Mile Fund | 908 | | | | | 908, 979 |
| *668 - | By Senators Trump and Lindsay: Clarifying eligibility for probation and parole conditions for sex offenses | 908 | 1235 | | 1530 | | 908, 1261, 1314, 1417, 1530 |
| 669 - | By Senators Nelson, Clements, Azinger, Lindsay, Plymale, and Karnes (originating in Senate Pensions): Relating to contribution levels of certain judges who participate in retirement system | | 910 | 1066-1076, 1077 | 1076 | | 977, 1031, 1077 |
| 670 - | By Senators Nelson, Clements, Azinger, Karnes, Lindsay, and Plymale (originating in Senate Pensions): Permitting newly hired 911 personnel to participate in Emergency Medical Services Retirement System | | 911 | 1077-1090, 1091 | 1091 | | 977, 1031, 1091 |
| *671 - | By Senators Trump and Woelfel: Modernizing regulation of car-sharing services in WV | 942 | 1236, 1331 | 1418-1425, 1531 | 1531 | | 942, 1034, 1236, 1425, 1531 |
| 672 - | By Senators Weld, Maroney, Stollings, Caputo, Phillips, Grady, Lindsay, Smith, and Hamilton: Exempting certain military veterans and their dependents from payment of tuition and fees | 942 | 1123 | | | | 942, 1034, 1124, 1151 |
| 673 - | By Senators Karnes, Stollings, and Baldwin: Relating to Farm-to-Food Bank Tax Credit | 942 | | | | | 942, 1034 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|-----------------------------------|
| 674 - | By Senator Roberts: Providing for no more than two licensed medical cannabis testing laboratories in state | 942 | | | | | 942 |
| 675 - | By Senators Trump and Lindsay: Establishing program to certify interpreters for court proceedings | 942 | | | | | 943, 1034 |
| 676 - | By Senators Roberts and Rucker: Relating to use of personal leave days by teachers | 943 | 1124 | | | | 943, 1034, 1124 |
| 677 - | By Senator Stollings: Relating to funding for supplementing PEIA reimbursements up to Medicare rate | 943 | | | | | 943 |
| 678 - | By Senators Phillips and Smith: Establishing tax credit for road infrastructure improvement projects and coal production processing facilities | 943 | | | | | 944, 1034 |
| 679 - | By Senators Woodrum, Grady, Phillips, Roberts, Stover, and Sypolt: Requiring health care providers and law-enforcement officers to notify DMV when licensee is incapable of operating motor vehicle | 944 | | | | | 945 |
| 680 - | By Senators Trump, Hamilton, and Baldwin: Adding Division of Corrections and Rehabilitation employees to Survivor Benefits Act | 945 | 1221 | 1531-1535 | 1535 | | 945, 1261, 1315, 1338, 1426, 1536 |
| 681 - | By Senator Maynard: Relating generally to WV Real Estate License Act | 945 | | | | | 945 |
| 682 - | By Senators Maynard, Woodrum, and Woelfel: Limiting liability of persons making land available for public trail use | 945 | | | | | 945, 1034 |
| 683 - | By Senator Azinger: Permitting regulated consumer lenders to conduct business other than making loans with approval by Division of Financial Institutions | 946 | | | | | 946 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------------|---------------|--------------|---|
| 684 - | By Senators Maynard, Martin, Woodrum, Rucker, and Smith: Creating WV Monument and Memorial Protection Act of 2022 | 946 | | | | | 946, 1034, 1103 |
| 685 - | By Senators Maynard, Swope, Brown, Lindsay, Martin, Nelson, Smith, Stover, and Woodrum (originating in Senate Government Organization): Relating to WV Real Estate License Act | | 949 | | 1148 | 3690 | 1033, 1102, 1149, 3690-3693 |
| 686 - | By Senators Trump and Nelson: Clarifying use of notes and bonds of WV Housing Development Fund | 992 | 1332 | 3693 | 1426, 3694 | 3693 | 992, 1332, 1426-1427, 1560, 3694-3695, 3742, 3787 |
| 687 - | By Senators Nelson and Rucker: Relating to meetings among county boards of education | 992 | 1271 | 1536 | 1536 | | 992, 1271, 1427, 1433, 1537 |
| 688 - | By Senator Takubo: Creating Affordable Medicaid Buy-in Program | 992 | | | | | 993 |
| 689 - | By Senators Smith and Phillips: Relating to tie votes by Board of Coal Mine Health and Safety | 993 | | | | | 993 |
| 690 - | By Senators Baldwin, Jeffries, and Lindsay: Relating to redefining school zone | 993 | | | | | 993, 1104, 1151 |
| 691 - | By Senators Lindsay, Jeffries, and Woelfel: Establishing Student Basic Needs Campus Initiative | 993 | | | | | 993, 1104 |
| 692 - | By Senators Baldwin, Rucker, Lindsay, Stollings, Woelfel, and Caputo: Requiring DHHR to report child abuse and neglect to county community services manager | 994 | | | | | 994, 1104, 1151 |
| 693 - | By Senators Tarr and Woodrum: Clarifying meeting voting requirements for political party executive committees | 994 | 1237 | 1428 | 1428 | 3452 | 994, 1261, 1315, 1427-1428, 3746, 3768 |
| *694 - | By Senators Tarr and Nelson: Relating to oil and gas conservation | 994 | 1124 | 1252, 1975-2018 | 1253, 2019 | 1974 | 994, 1209, 1211, 1252-1253, 2019, 3738, 3788 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|-----------|---------------|--------------|---|
| 695 - | By Senator Takubo: Clarifying period Attorney General may seek civil penalty for violations of Consumer Credit and Protection Act | 994 | | | | | 994 |
| 696 - | By Senators Karnes and Sypolt: Relating to funding for public libraries | 995 | | | | | 995, 1104 |
| *697 - | By Senators Trump, Woelfel, and Phillips: Modifying and clarifying elements of kidnapping and unlawful restraint | 995 | 1332 | | 1429 | | 995, 1104, 1333, 1428-1429 |
| *698 - | By Senators Weld, Lindsay, and Hamilton: Relating to number and selection of members for Governor's Veterans Council | 995 | 1125 | | 1293 | 2774 | 995, 1151, 1209, 1254, 1294, 3738, 3768 |
| 699 - | By Senators Maroney and Romano: Defining practice of dentistry | 995 | | | | | 996, 1104, 1210 |
| 700 - | By Senator Clements: Relating to eligibility of SNAP benefits | 996 | | | | | 996, 1104, 1210 |
| *701 - | By Senators Weld, Romano, Maroney, Caputo, Grady, and Smith: Including children and spouses of deceased active-duty officers in eligibility for War Orphan Education Program | 996 | 1126 | | 1294 | | 996, 1104, 1151, 1209, 1254, 1294 |
| 702 - | By Senator Takubo: Relating generally to certificate of need | 996 | | | | | 996 |
| 703 - | By Senators Trump, Weld, and Phillips: Relating to controlled substances schedule | 996 | 1237 | | 1538 | | 999, 1104, 1315, 1429, 1538 |
| *704 - | By Senators Grady, Rucker, Karnes, Sypolt, Tarr, Roberts, Smith, Maroney, and Martin: Allowing parents, grandparents, and guardians to inspect instructional materials in classroom | 999 | 1238 | 3026-3028 | 1538, 3029 | 3026 | 999, 1104, 1151, 1261, 1315, 1430, 1539, 3029, 3742, 3787 |
| 705 - | By Senator Baldwin: Creating WV Native American Tribes Unique Recognition, Authentication, and Listing Act | 999 | | | | | 1000 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------------|---------------|--------------|------------------------------|
| 706 - | By Senators Plymale and Stollings: Relating to PEIA reimbursement of inpatient hospital rates | 1000 | | | | | 1000, 1104 |
| 707 - | By Senators Roberts and Grady: Providing minimum experience requirement for director of services class title involving school transportation | 1000 | | | | | 1000 |
| 708 - | By Senators Clements, Nelson, Smith, Swope, and Maroney: Relating to cost of relocating public utility facilities for highway construction projects | 1000 | | | | | 1001, 1104 |
| 709 - | By Senator Lindsay: Authorizing Secretary of DHHR to designate positions as critical needs | 1001 | | | | | 1001 |
| 710 - | By Senators Tarr, Rucker, Sypolt, Karnes, and Roberts: Relating to exemptions from COVID-19 immunization | 1001 | | | | | 1001, 1104 |
| 711 - | By Senator Rucker: Establishing alternative educational opportunities for elective course credit | 1001 | 1271 | 1539, 3713-3714 | 1539 | 3712 | 1002, 1271, 1430, 1540 |
| 712 - | By Senator Azinger: Strengthening regulation of medication-assisted treatment programs | 1002 | | | | | 1002 |
| 713 - | By Senators Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Nelson, Romano, Swope, and Sypolt (originating in Senate Energy, Industry, and Mining): Removing statutory limit for Environmental Laboratory Certification Fund | | 1126 | | 1295 | 1659 | 1209, 1254, 1295, 1793, 3785 |
| 714 - | By Senators Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Nelson, Romano, Swope, and Sypolt (originating in Senate Energy, Industry, and Mining): Relating to tie votes by Coal Mine Safety and Technical Review Committee | | 1127 | | 1296 | 3029 | 1209, 1254, 1296, 3742, 3802 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|-----------------------------|
| 715 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Decreasing and increasing existing items of appropriations from State Fund, General Revenue | 1173 | 1435 | | 1591 | 2774 | 1173, 1590-1591, 3738, 3759 |
| 716 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplemental appropriation to DOE, WV BOE, Strategic Staff Development | 1173 | 1435 | | 1592 | 2774 | 1173, 1591-1593, 3738, 3759 |
| 717 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplemental appropriation to Miscellaneous Boards and Commissions, Board of Medicine, Medical Licensing Board | 1173 | 1435 | | 1594 | 2774 | 1173, 1593-1594, 3739, 3760 |
| 718 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplemental appropriation to Department of Administration, Travel Management, Aviation Fund | 1173 | 1435 | | 1595 | 2774 | 1174, 1594-1596, 3739, 3760 |
| 719 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplemental appropriation to DHS, Fire Commission, Fire Marshal Fees | 1174 | 1435 | | 1597 | 2775 | 1174, 1596-1597, 3739, 3760 |
| 720 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to Executive, Governor's Office, Civil Contingent Fund | 1174 | 1435 | | 1598 | 2775 | 1174, 1597-1599, 3739, 3760 |
| 721 - | By Senators Swope, Martin, Brown, Hamilton, Jeffries, Roberts, Romano, Tarr, Woelfel, and Woodrum (originating in Senate Economic Development): Relating to municipalities required to be represented on county authority boards | | 1177 | 1400 | 1400 | | 1260, 1303, 1401 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------|---------------|--------------|------------------------------------|
| 722 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Expiring funds to DEP, Division of Environmental Protection, Reclamation of Abandoned and Dilapidated Property Program Fund | 1241 | 1435 | | 1600 | 2775 | 1241, 1599-1600, 3739, 3760 |
| 723 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to Department of Agriculture, WV Spay Neuter Assistance Fund | 1241 | 1435 | | 1601 | 2775 | 1242, 1600-1602, 3739, 3760 |
| 724 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to DHS, Division of Corrections and Rehabilitation, Regional Jail and Correctional Facility Authority | 1242 | 1435 | | 1603 | 2775 | 1242, 1602-1603, 3739, 3761 |
| 725 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriations to DHS, WV State Police | 1242 | 1435 | | 1604 | 2775 | 1603-1605, 3739, 3761 |
| 726 - | By Senators Azinger, Caputo, Grady, Karnes, Lindsay, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, and Trump (originating in Senate Judiciary): Relating to pre-trial diversion agreements and deferred prosecution agreements | | 1271 | 3706-3712 | 1559, 3712 | 3706 | 1272, 1430, 1540, 1559, 3746, 3787 |
| 727 - | By Senators Azinger, Beach, Caputo, Grady, Karnes, Lindsay, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, Woodrum, and Trump (originating in Senate Judiciary): Directing ABC Administration discontinue purchase of alcoholic liquors from Russian Federation | | 1333 | | 1431 | | 1334, 1430-1431 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|-----------------|---------------|--------------|------------------------------------|
| 728 - | By Senators Azinger, Beach, Caputo, Grady, Karnes, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woodrum, and Trump (originating in Senate Judiciary): Requiring registered sex offenders pay annual fee | | 1334 | 1541-1542, 1543 | 1543 | | 1334, 1432, 1543 |
| 729 - | By Senators Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings, and Swope (originating in Senate Finance): Relating to funding for infrastructure and economic development projects in WV | | 1335 | 1544, 3546-3553 | 1544, 3553 | 3546 | 1335, 1432, 1545, 3554, 3742, 3805 |
| 730 - | By Senators Tarr, Sypolt, Baldwin, Brown, Clements, Geffert, Hamilton, Jeffries, Maroney, Martin, Nelson, Plymale, Roberts, Stollings, and Swope (originating in Senate Finance): Divesting state-managed funds from companies engaged with Russia or Russian energy | | 1336 | | 1546 | | 1336, 1432, 1546 |
| 731 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to Department of Tourism, Tourism Workforce Development Fund | 1635 | 1793 | | 2782 | 3114 | 1635, 2075, 2155, 2782, 3742, 3761 |
| 732 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Making supplementary appropriation to Hospital Finance Authority, Hospital Finance Authority Fund | 1636 | 1793 | | 2783 | 3114 | 1636, 2075, 2155, 2783, 3742, 3761 |
| 733 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Supplementing and amending appropriation to Executive, Governor's Office | 1636 | 1793 | | 2784 | 3115 | 1636, 2075, 2155, 2784, 3742, 3761 |

| Number | TITLE OF SENATE JOINT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|-------------------|------------------|--|
| 1 - | By Senators Tarr, Phillips, Smith, Roberts, Rucker, Romano, Woodrum, and Maroney: Protection of the Right to Bear Arms Amendment | 112 | | | | | 112, 166, 226, 360, 395, 439, 510, 556, 979 |
| 2 - | By Senators Sypolt, Baldwin, Smith, Woodrum, Plymale, Stollings, and Maroney: Protection of Electronic Communication and Data Amendment | 112 | | | | | 113, 166, 440, 456, 808, 979 |
| 3 - | By Senators Sypolt, Baldwin, Phillips, Smith, Lindsay, Woelfel, Jeffries, Hamilton, Nelson, Romano, Martin, Plymale, Stollings, Maroney, and Caputo: Homestead Exemption Increase Amendment | 113 | | | | | 113, 166, 177, 226, 395, 456, 808, 979, 1560 |
| 4 - | By Senators Sypolt, Baldwin, Beach, Phillips, Smith, Lindsay, Jeffries, Karnes, Hamilton, Woelfel, Romano, Martin, Rucker, Woodrum, Takubo, Roberts, Plymale, and Maroney: Right to Farm Amendment | 113 | | | | | 113, 166, 177, 226, 395, 418, 440, 456, 979 |
| 5 - | By Senators Nelson, Baldwin, Lindsay, Martin, Karnes, Romano, Woelfel, and Smith: Limiting the Terms of Members of the House of Delegates and Senate Amendment | 113 | | | | | 113, 166, 360, 395, 510 |
| 6 - | By Senators Karnes, Sypolt, Smith, Hamilton, Romano, Martin, Rucker, Woodrum, Roberts, and Maroney: Right to Farm and Ranch Amendment | 113 | | | | | 114, 166, 395, 418, 440, 456, 979 |
| 7 - | By Senators Smith, Sypolt, Phillips, Hamilton, Romano, Stollings, Plymale, Grady, and Maroney: Disabled Veterans' Exemption from Ad Valorem Property Taxation Amendment | 114 | | | | | 114, 166, 177, 395, 456, 808, 979 |
| 8 - | By Senators Weld, Romano, Lindsay, Smith, Woelfel, Jeffries, Nelson, Karnes, and Plymale: Constitutional Officer Term Limit Amendment | 114 | | | | | 114, 166, 177, 226, 360, 456 |

| Number | TITLE OF SENATE JOINT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|------------------|---------------------------------|
| 9 - | By Senators Smith, Clements, Grady, Karnes, Martin, Phillips, Sypolt, Weld, Plymale, Stollings, Hamilton, Baldwin, Maroney, Lindsay, and Romano: Disabled Veterans' Exemption from Ad Valorem Property Taxation Amendment | 820 | 1167 | | | | 820, 887, 979, 1151, 1167, 1261 |
| 10 - | By Senators Geffert, Stollings, Caputo, and Lindsay: Equal Rights Amendment | 873 | | | | | 873, 928 |
| 11 - | By Senators Jeffries, Lindsay, and Baldwin: Fair County Commissioner Representation Amendment | 909 | | | | | 909, 979 |
| 12 - | By Senators Jeffries, Lindsay, and Baldwin: Fair School Board Representation Amendment | 909 | | | | | 909, 979 |
| 13 - | By Senator Lindsay: State Minimum Wage amendment | 1002 | | | | | 1002 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|---|------------|----------------------------|---------|----------------------|---------------------|-------------------------------------|
| 1 - | By Senators Baldwin, Jeffries, Lindsay, and Stollings: US Army PFC Billy Keith Ford Memorial Bridge | 114 | 232 | | 265 | 1659 | 116, 156, 166, 265 |
| 2 - | By Senators Phillips, Jeffries, Stollings, Lindsay, and Caputo: John B. Short Memorial Bridge | 116 | 1608 | | | | 117, 156, 166, 177, 1151, 1612 |
| 3 - | By Senators Phillips, Jeffries, Stollings, and Lindsay: USMC CAPT Dempsey Stowers Memorial Bridge | 117 | 232 | | 265 | 1659 | 119, 156, 166, 177, 265 |
| 4 - | By Senators Phillips, Stollings, Jeffries, and Lindsay: US Army SP4 Warner Ray Osborne Memorial Bridge | 119 | 1613 | | 1615 | 3210 | 120, 156, 166, 1615 |
| *5 - | By Senators Azinger, Stollings, Lindsay, and Jeffries: US Marine Corps CPL James "Bud" Cox Memorial Bridge | 120 | 233 | | 265 | 1659 | 122, 156-157, 166, 177, 226, 266 |
| 6 - | By Senators Phillips, Caputo, Stollings, Jeffries, Lindsay, Romano, Smith, and Woelfel: Holden 22 Coal Miners Memorial Bridge | 122 | 233 | | 266 | 1339 | 125, 157, 166, 266, 270 |
| 7 - | By Senators Hamilton, Jeffries, Romano, Lindsay, and Martin: James "Big Jim" Shaffer Memorial Bridge | 125 | 1608 | | | | 127, 157, 166, 177, 395, 1612 |
| 8 - | By Senators Phillips, Stollings, Jeffries, Beach, and Lindsay: US Army SGT Charles L. Toppings Memorial Road | 145 | 1608 | | | | 147, 171, 177, 1151, 1612 |
| 9 - | By Senators Plymale, Woelfel, Jeffries, Stollings, Beach, and Maynard: Haynie Family Veterans Memorial Bridge | 147 | 376 | | 410 | 1659 | 149, 171, 177, 395, 410 |
| 10 - | By Senator Roberts: US Air Force TSGT Franklin A. Bradford Bridge | 149 | 1613 | | 1615 | 3210 | 151, 171, 1615 |
| *11 - | By Senators Roberts, Baldwin, Stollings, Maynard, and Jeffries: Dennis E. Davis Veterans Nursing Home | 151 | 376 | | 410 | 1697 | 153, 171, 177, 395, 410 |
| 12 - | By Senator Roberts: Raymond Jarrell, Jr., Memorial Road | 153 | 1608, 2700 | | 2701 | 3210 | 155, 171, 1612, 2701 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|---|------------|----------------------------|---------|----------------------|---------------------|---------------------------------|
| *13 - | By Senators Stover, Grady, Maynard, Phillips, Roberts, Sypolt, Woodrum, Martin, Stollings, and Jeffries: US Army PFC Joseph Stanley McKinney Memorial Bridge | 239 | 378 | | 411 | 1697 | 240, 266, 270, 395, 411 |
| 14 - | By Senators Takubo, Lindsay, Stollings, and Jeffries: US Army SSGT Elson M Kuhn Memorial Bridge | 240 | 1613 | | 1615 | 3211 | 241, 266, 270, 290, 1615 |
| 15 - | By Senators Takubo, Lindsay, Stollings, Jeffries, and Maynard: US Army PVT Shirley E. Bailey Memorial Bridge | 241 | 376 | | 411 | 1340 | 244, 266, 270, 290, 395, 411 |
| *16 - | By Senators Nelson, Grady, Jeffries, Lindsay, Takubo, and Stollings: William Gregory "Greg" White, P.E., Memorial Bridge | 281 | 1608, 2701 | | 2721 | 3211 | 283, 336, 341, 1612, 2721 |
| *17 - | By Senators Trump, Blair (Mr. President), Rucker, Geffert, Stollings, Jeffries, and Plymale: US Air Force SSGT Logan A. Young Memorial Bridge | 283 | 522 | | 575 | 1340 | 285, 336, 341, 456, 575 |
| *18 - | By Senators Stollings, Phillips, Jeffries, and Lindsay: US Army SSGT Fred E. Duty Memorial Highway | 333 | 1609, 2703 | | 2721 | 3211 | 335, 356, 360, 1151, 1612, 2721 |
| 19 - | By Senators Stollings and Phillips: US Army PVT Thomas D. Beckett, Sr., Memorial Bridge | 348 | 1613 | | 1615 | 3211 | 350, 387, 395, 1615 |
| 20 - | By Senators Stollings and Phillips: US Air Force LT COL Robert J. Hill Memorial Road | 350 | 1609, 2700 | | 2701 | 3211 | 353, 387, 396, 1612, 2701 |
| 21 - | By Senators Jeffries, Lindsay, Stollings, and Tarr: Putnam County Veterans Memorial Bridge | 353 | 525 | | 575 | 1340 | 355, 387, 396, 557, 575 |
| 22 - | By Senators Grady and Stollings: US Army PFC Clifford O. Eckard Memorial Bridge | 382 | 1613 | | 1615 | 3211 | 383, 411, 418, 1615 |
| 23 - | By Senators Stollings and Phillips: USMC CPL Guy Maywood Edwards Memorial Bridge | 383 | 525 | | 575 | 1698 | 384, 411, 419, 575 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|--|------------|----------------------------|---------|----------------------|---------------------|------------------------------------|
| *24 - | By Senators Stollings and Phillips: USMC CPL Roger Lee Boothe Memorial Road | 384 | 1609, 2705 | | 2721 | 3211 | 386, 412, 419, 1612, 2721 |
| 25 - | By Senators Weld, Lindsay, and Jeffries: Firefighter Marvin Layton Hughes Memorial Bridge | 431 | 1609, 2081 | | 2082 | 3212 | 432, 448, 456, 1612, 2082 |
| 26 - | By Senators Smith, Sypolt, Jeffries, and Lindsay: US Army TEC5 William "Bill" Thurman King Memorial Bridge | 447 | 1613 | | 1615 | 3212 | 448, 502, 510, 1151, 1615 |
| *27 - | By Senators Smith, Sypolt, and Jeffries: US Army TSGT Harold William Schmidle Memorial Bridge | 497 | 862 | | 912 | 1340 | 498, 543, 557, 912 |
| *28 - | By Senators Woodrum, Boley, Karnes, Maynard, Phillips, Sypolt, Takubo, Tarr, Weld, Jeffries, Smith, and Stollings: US Army PVT Garland Lee Loudermilk Memorial Bridge | 498 | 669, 1127 | | 727 | 1659 | 500, 543, 557, 728 |
| *29 - | By Senators Jeffries, Stollings, Woodrum, Lindsay, and Phillips: Nitro WW I Memorial Bridge | 532 | 671 | | 728 | 2093 | 534, 575, 581, 728 |
| *30 - | By Senators Baldwin, Woodrum, Jeffries, Phillips, Woelfel, and Lindsay: McClintic Family Veterans Memorial Bridge | 534 | 1609, 2707 | | 2721 | 3212 | 539, 576, 581, 1151, 1612, 2721 |
| 31 - | By Senators Maynard, Stollings, Jeffries, Phillips, and Lindsay: US Navy HM3 Roy Elmer "Doody" Moon Bridge | 539 | 1609 | | | | 540, 576, 581, 1151, 1612 |
| 32 - | By Senators Maynard, Stollings, Woelfel, Jeffries, Phillips, and Lindsay: Curtis "Pap" and Millie "Mammie" Asbury Memorial Bridge | 540 | 1609 | 2081 | 2082 | 3212 | 542, 576, 581, 1151, 1612, 2082 |
| *33 - | By Senators Lindsay, Jeffries, Nelson, Takubo, Stollings, and Phillips: US Army SGT Lewis M. "Mike" Totten Memorial Bridge | 567 | 1609, 2710 | | 2721 | 3212 | 569, 611, 618, 1612, 2721 |
| 34 - | By Senators Hamilton, Lindsay, Romano, and Karnes: USMC SGTMAJ Herman H. Brawner Memorial Bridge | 569 | 1127 | | 1178 | 1340 | 571, 612, 1151, 1178 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|--|------------|----------------------------|---------|----------------------|---------------------|---------------------------------|
| 35 - | By Senators Maynard, Woelfel, Jeffries, Phillips, Stollings, and Lindsay: Ira "Noon" Copley and Marie Copley Memorial Bridge | 572 | 1609 | | | | 573, 612, 618, 1151, 1612 |
| 36 - | By Senators Romano, Jeffries, Caputo, and Lindsay: USMC CPL Harry Edward Dean, Jr., Memorial Bridge | 596 | 1613 | | 1615 | 3212 | 597, 637, 660, 1151, 1615 |
| 37 - | By Senators Romano, Jeffries, Caputo, and Lindsay: Harrison County Veterans Memorial Bridge | 597 | 1127 | | 1178 | 2093 | 598, 637, 660, 1151, 1178 |
| *38 - | By Senators Romano, Jeffries, and Caputo: Cox Brothers' Veteran Memorial Bridge | 598 | 864 | | 912 | 2093 | 600, 637, 660, 912 |
| *39 - | By Senators Romano, Jeffries, Caputo, and Lindsay: Walker Brothers' Veteran Memorial Bridge | 600 | 1609, 2713 | | 2721 | 3212 | 602, 637, 660, 1151, 1612, 2721 |
| *40 - | By Senators Romano, Jeffries, Caputo, and Lindsay: Frye Brothers' Veterans Memorial Bridge | 602 | 1609, 2714 | | 2721 | 3213 | 604, 637, 660, 1151, 1612, 2721 |
| 41 - | By Senators Romano, Jeffries, Caputo, and Lindsay: Henry Preston Hickman Memorial Bridge | 605 | 1609 | 2081 | 2082 | 3213 | 606, 637, 660, 1151, 1612, 2082 |
| *42 - | By Senators Romano, Jeffries, Caputo, and Lindsay: USMC SSGT Herbert "Herbie" D. Barnes Memorial Bridge | 606 | 1609, 2717 | | 2721 | 3213 | 608, 638, 660, 1151, 1612, 2721 |
| 43 - | By Senators Romano and Martin: US Navy S1 Paul McCue Bridge | 631 | 1609 | | | | 633, 678, 1612 |
| 44 - | By Senators Boley, Rucker, Azinger, Blair (Mr. President), Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, and Woodrum: Clarifying 1972 Equal Rights Amendment | 725 | | | 758 | | 727, 759 |
| *45 - | By Senator Baldwin: US Army CPL John D. Doyle, Sr. Memorial Road | 783 | 1128 | | 1179 | 2094 | 785, 824, 1179 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|-------------------|------------------|------------------------------|
| 46 - | By Senators Blair (Mr. President), Phillips, Caputo, Hamilton, Romano, Martin, Jeffries, and Rucker: Supporting North Central WV aviation and aerospace industries | 785 | | | 824 | 1340 | 787, 825, 837, 887 |
| 47 - | By Senators Grady, Jeffries, and Lindsay: Fire Chief Lee Thomas Memorial Bridge | 873 | 1610 | | | | 874, 912, 928, 1152, 1612 |
| 48 - | By Senators Stover, Roberts, Jeffries, and Lindsay: US Army PFC Ronald Lee Berry Memorial Bridge | 909 | 1613 | | 1615 | 3213 | 910, 950, 979, 1152, 1615 |
| 49 - | By Senators Woelfel, Jeffries, Hamilton, Woodrum, Grady, Beach, Phillips, Lindsay, Caputo, and Smith: Establishing Honor Guard in each National Guard unit | 946 | 1436 | | 1588 | 3213 | 947, 1014, 1034, 1560, 1588 |
| *50 - | By Senators Baldwin and Woodrum: US Army T/5 John William (J.W.) Cruse Jr. Memorial Bridge | 1002 | 1610, 2719 | | 2721 | 3213 | 1004, 1051, 1612, 2721 |
| 51 - | By Senators Grady and Lindsay: Deputy Kenneth "Kenny" Ward Love, Sheriff Elvin Eugene "Pete" Wedge, and Jailer Ernest Ray "Ernie" Hesson Memorial Bridge | 1004 | 1610 | 2081 | 2082 | 3213 | 1006, 1051, 1104, 1612, 2082 |
| 52 - | By Senators Sypolt, Woodrum, Grady, Martin, Maynard, Rucker, Smith, Baldwin, and Geffert (originating in Senate Agriculture and Rural Development): Requesting study on establishing accredited school of veterinary medicine in WV | | 1168 | | 1246 | | 1246 |
| 53 - | By Senators Smith, Phillips, Brown, Caputo, Clements, Hamilton, Jeffries, Romano, Swope, and Sypolt (originating in Senate Energy, Industry, and Mining): Requesting Office of Miners' Health, Safety, and Training study need for health, safety, and training division in energy producing facilities | | 1239 | | 1276 | | 1276, 1665 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|------------------|-------------------|
| 54 - | By Senators Azinger, Beach, Caputo, Grady, Karnes, Maynard, Phillips, Romano, Rucker, Smith, Stover, Takubo, Weld, Woelfel, Woodrum, and Trump (originating in Senate Judiciary): Requesting study of tolling statute of limitations on civil actions for Consumer Credit and Protection Act | | 1336 | | 1348 | | 1348 |
| 55 - | By Senators Smith, Phillips, Clements, Jeffries, Martin, Swope, and Sypolt (originating in Senate Energy, Industry, and Mining): Respectfully urging current presidential administration to open federal lease sales onshore and offshore | | 1662 | | 1707 | 3214 | 1707 |
| 56 - | By Senators Azinger, Caputo, Grady, Karnes, Maynard, Phillips, Rucker, Smith, Weld, Woodrum, and Trump (originating in Senate Judiciary): Requesting Joint Committee on Government and Finance study effect of Kenney v. Liston | | 1699 | | 1799 | | 1799 |
| 57 - | By Senators Maroney, Grady, Weld, Rucker, Azinger, Stover, Woodrum, Takubo, Stollings, Plymale, Roberts, Geffert, and Lindsay (originating in Senate Health and Human Resources): Requesting WV Insurance Commission study options for coverage and cost of dental procedures that result from cancer related dental and oral health procedures | | 1700 | | 1799 | | 1799 |
| 58 - | By Senators Caputo, Grady, Karnes, Phillips, Romano, Smith, Stover, Weld, Woodrum, and Trump (originating in Senate Judiciary): Requesting Joint Committee on Government and Finance study common law cause of action for public nuisance | | 1890 | | 1935 | | 1935 |
| 59 - | By Senators Jeffries, Clements, Boley, Karnes, Maynard, and Roberts: Respectfully urging executive branches of US government and State of WV to provide adequate staffing for governmental agencies involved in infrastructure projects | | 1891 | | 1936 | | 1936 |

| Number | TITLE OF SENATE CONCURRENT RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | Adopted by House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|-------------------|------------------|-------------------|
| 60 - | By Senators Karnes, Jeffries, Clements, Boley, Maynard, and Roberts (originating in Senate Transportation and Infrastructure): Requesting Joint Committee on Government and Finance study outdoor advertising and propose updates to state's outdoor advertising laws and regulations | | 1893 | | 1936 | | 1936 |
| 61 - | By Senators Rucker, Stollings, and Baldwin: Requesting Joint Committee on Government and Finance study how public libraries are funded and supported | 2112 | | | 2778 | | 2113, 2778, 3197 |
| 62 - | By Senators Maroney, Grady, Weld, Rucker, Azinger, Stover, Woodrum, Takubo, Stollings, Plymale, Roberts, Geffert, and Lindsay (originating in Senate Health and Human Resources): Requesting Joint Legislative Oversight Commission on State Water Resources study and evaluate quality of water services in WV | | 2721 | | | | 2778, 3120 |
| 63 - | By Senators Maynard, Swope, Brown, Martin, Nelson, Smith, Stover, and Woodrum (originating in Senate Government Organization): Requesting Committee on Government Organization study potential economic benefits and regulatory challenges associated with certain outdoor recreational opportunities | | 2722 | | 2778 | | 2778 |
| 64 - | By Senators Rucker, Roberts, Azinger, Beach, Clements, Geffert, Grady, Karnes, Plymale, Romano, Stollings, and Tarr (originating in Senate Education): Requesting Joint Committee on Government and Finance study effectiveness of Local School Improvement Councils | | 2724 | | 2779 | | 2779 |
| 65 - | By Senators Azinger, Grady, Romano, Rucker, Smith, Stover, Weld, Woodrum, and Trump (originating in Senate Judiciary): Requesting Joint Committee on Government and Finance study WV Consumer Credit and Protection Act | | 2727 | | 2779 | | 2779 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|---|
| 1 - | By Senator Weld: Notifying House of Delegates Senate has assembled | 2 | | | 2 | 2 |
| 2 - | By Senator Weld: Notifying Governor Legislature has assembled | 2 | | | 3 | 3 |
| 3 - | By Senator Tarr: Authorizing appointment of Senate employees | 3 | | | 7 | 7, 251 |
| 4 - | By Senators Hamilton, Karnes, Baldwin, Romano, Stollings, Phillips, Lindsay, Jeffries, Woodrum, Woelfel, Martin, and Plymale: Urging US Army Corps of Engineers study clean energy production at Summersville dam | 127 | 525 | | 576 | 130, 157, 167, 177, 226, 251, 252, 270, 396, 456 |
| 5 - | By Senators Baldwin, Roberts, Beach, Caputo, Woelfel, Plymale, Stollings, Lindsay, Jeffries, Brown, Romano, Smith, Sypolt, and Swope: Designating January 12, 2022, Prevention Day at Legislature | 130 | | | 131 | 131, 167, 251 |
| 6 - | By Senators Caputo, Weld, Jeffries, Lindsay, Baldwin, Stollings, and Beach: Designating January 14, 2022, as Fairmont State University Day at Legislature | 155 | | | 172 | 156, 172, 213, 251 |
| 7 - | By Senators Lindsay, Hamilton, Caputo, Baldwin, Stollings, and Jeffries: Designating January 18, 2022, as Hunger Free WV Day | 206 | | | 224 | 207, 224, 226 |
| 8 - | By Senators Maynard, Hamilton, Baldwin, and Roberts: Uplifting faith and freedom in America | 207 | | | 224 | 210, 224, 226, 252 |
| 9 - | By Senators Weld, Trump, Roberts, Hamilton, Baldwin, Caputo, Jeffries, Stollings, Plymale, Nelson, and Lindsay: Designating January 19, 2022, as WV Tourism Day | 220 | | | 246 | 221, 246, 252 |
| 10 - | By Senators Tarr, Weld, Woodrum, and Takubo: Adopting special rule of order relating to COVID-19 pandemic | 221 | | | 223 | |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|-------------------|
| 11 - | By Senators Romano, Caputo, and Baldwin: Recognizing contributions of aviation and aerospace in WV | 244 | | | 267 | 246, 267, 270 |
| 12 - | By Senators Rucker, Baldwin, and Smith: Designating January 22, 2022, as Day of Tears in WV | 264 | | | 285 | 264, 290 |
| 13 - | By Senators Beach, Caputo, Clements, Maroney, Smith, Sypolt, Roberts, Hamilton, Takubo, Stollings, and Romano: Designating January 25, 2022, as West Virginia University Day | 335 | | | 356 | 336, 360, 396 |
| 14 - | By Senators Nelson, Takubo, Jeffries, Lindsay, and Phillips: Congratulating George Washington High School Patriots golf team for winning 2021 Class AAA State Championship | 355 | | | 387 | 356, 396 |
| 15 - | By Senators Grady, Stollings, Takubo, Baldwin, Lindsay, Romano, Hamilton, and Phillips: Designating January 28, 2022, as Women's and Girls' Day | 408 | | | 432 | 410, 440 |
| 16 - | By Senators Roberts and Stollings: Designating February 2, 2022, Jan Lilly-Stewart Disability Advocacy Day | 500 | | | 544 | 502, 558 |
| 17 - | By Senators Sypolt, Smith, Jeffries, and Hamilton: Designating February 3, 2022, as Preston County Day | 542 | | | 576 | 543, 581 |
| 18 - | By Senators Weld, Woelfel, Stollings, Jeffries, Lindsay, Baldwin, and Hamilton: Designating February 7, 2022, as Sexual Violence Awareness Day in WV | 573 | | | 612 | 574, 612, 618 |
| 19 - | By Senators Clements, Jeffries, Lindsay, Stollings, and Maroney: Congratulating Ritchie County High School Rebels football team for winning WV 2021 Class A State Football Championship | 608 | | | 638 | 609, 660 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|-------------------|-------------------------|
| 20 - | By Senators Plymale, Romano, Jeffries, Baldwin, Lindsay, Stollings, Woelfel, Maroney, and Hamilton: Designating February 8, 2022, as Marshall University Day | 609 | | | 638 | 610, 638, 660, 697 |
| 21 - | By Senators Weld, Brown, Maroney, Clements, Lindsay, Romano, Jeffries, Baldwin, Stollings, and Hamilton: Congratulating Jeff and Janet Allen for winning Conservation Farm of Year Award | 610 | | | 638 | 611, 660, 697 |
| 22 - | By Senators Blair (Mr. President), Lindsay, Jeffries, Hamilton, Stollings, and Rucker: Commemorating 250th anniversary of Berkeley County | 633 | 1241 | | 1277 | 634, 678, 697, 728, 759 |
| 23 - | By Senators Baldwin, Lindsay, Jeffries, Hamilton, Caputo, Stollings, Martin, and Rucker: Recognizing Youth Leadership Association Youth in Government | 634 | | | 678 | 635, 697 |
| 24 - | By Senators Baldwin, Woodrum, Lindsay, and Jeffries: Recognizing Greenbrier East High School InvenTeam | 635 | | | 679 | 636, 698 |
| 25 - | By Senators Maroney, Woelfel, Smith, Stollings, Hamilton, Plymale, Baldwin, Caputo, and Jeffries: Designating February 14, 2022, as National Donor Day | 757 | | | 790 | 758, 808 |
| 26 - | By Senators Grady, Lindsay, and Jeffries: Designating month of February, 2022, as Self-Care Awareness month | 787 | | | 825 | 788, 825, 837 |
| 27 - | By Senators Jeffries, Baldwin, Lindsay, Stollings, Caputo, Hamilton, and Romano: Recognizing WV Kids Cancer Crusaders on International Childhood Cancer Awareness Day | 788 | | | 826 | 790, 826, 837 |
| 28 - | By Senators Takubo, Plymale, Stollings, Baldwin, Jeffries, Hamilton, Lindsay, and Roberts: Designating February 16, 2022, as WV Rural Health Workforce Day at Legislature | 820 | | | 876 | 822, 887 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|------------------------|
| 29 - | By Senators Jeffries, Lindsay, Stollings, Rucker, and Baldwin: Designating February 16, 2022, as WV State University Day | 822 | | | 877 | 824, 887 |
| 30 - | By Senators Clements, Stollings, Plymale, Jeffries, Hamilton, Smith, and Baldwin: Designating February 17, 2022, as Corrections Day | 874 | | | 912 | 875, 928 |
| 31 - | By Senators Smith, Jeffries, Hamilton, Woodrum, Stollings, Caputo, Baldwin, Phillips, and Lindsay: Designating February 21, 2022, as Pancreatic Cancer Awareness Day | 947 | | | 1014 | 949, 1034 |
| 32 - | By Senators Weld, Stollings, Lindsay, Rucker, and Caputo: Designating February 22, 2022, as Domestic Violence Awareness Day in WV | 1006 | | | 1051 | 1008, 1051, 1104, 1152 |
| 33 - | By Senators Stover, Romano, Martin, Sypolt, Rucker, Lindsay, and Caputo: Recognizing 150th Anniversary of Glenville State College | 1008 | | | 1052 | 1009, 1052, 1152 |
| 34 - | By Senators Boley and Lindsay: Congratulating St. Marys High School golf team for winning 2021 Class A State Golf Championship | 1009 | | | 1052 | 1010, 1052, 1104 |
| 35 - | By Senators Maynard and Lindsay: Congratulating Tug Valley High School Lady Panthers for winning 2021 Class A State Championship in Girls Basketball | 1010 | 1895 | | 1936 | 1011, 1053, 1152 |
| 36 - | By Senators Maynard and Lindsay: Recognizing Tug Valley Cheerleaders for winning 2021 Class A State Championship | 1012 | 1895 | | 1936 | 1012, 1053, 1152 |
| 37 - | By Senators Geffert, Lindsay, and Rucker: Recognizing Leadership Berkeley for its services, dedication, and commitment to Berkeley County | 1012 | | | 1053 | 1014, 1053, 1152 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|-------------------|
| 38 - | By Senators Blair (Mr. President), Jeffries, Lindsay, Baldwin, Stollings, Rucker, and Phillips: Supporting Bilateral Trade Agreement between United States and Taiwan | 1047 | | | 1131 | 1049, 1131, 1152 |
| 39 - | By Senators Lindsay, Jeffries, and Stollings: Recognizing Emergency Conservation Act | 1049 | | | 1132 | 1051, 1152 |
| 40 - | By Senators Lindsay, Hamilton, Stollings, Baldwin, Plymale, Romano, Beach, and Jeffries: Affirming support for Ukrainian sovereignty | 1174 | | | 1176 | 1176-1177 |
| 41 - | By Senators Romano, Lindsay, Stollings, Hamilton, and Baldwin: Designating February 28, 2022, as Recovery Community Day | 1242 | | | 1277 | 1244, 1338, 1433 |
| 42 - | By Senators Lindsay, Stollings, Hamilton, and Baldwin: Recognizing 911 public safety telecommunicators as true "first responders" | 1244 | | | 1277 | 1245, 1338, 1433 |
| 43 - | By Senators Takubo, Caputo, Rucker, Lindsay, Jeffries, and Stollings: Recognizing WV respiratory therapists during month of March | 1273 | | | 1349 | 1273, 1433 |
| 44 - | By Senators Geffert, Rucker, and Lindsay: Recognizing Leadership Jefferson | 1274 | | | 1349 | 1275, 1433 |
| 45 - | By Senators Takubo, Baldwin, Caputo, Rucker, Lindsay, Jeffries, and Stollings: Designating month of March as American Red Cross month | 1275 | | | 1350 | 1276, 1433 |
| 46 - | By Senators Jeffries, Stollings, Caputo, Hamilton, and Rucker: Designating March 2, 2022, as Disability Employment State Use Program Day | 1347 | | | 1445 | 1348, 1560 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|------------------------|
| 47 - | By Senators Romano, Martin, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, and Woodrum: Memorializing life of Honorable Joseph Michael Minard | 1442 | | | 1589 | 1444, 1589 |
| 48 - | By Senators Nelson, Takubo, Stollings, Lindsay, and Jeffries: Congratulating George Washington High School Patriots girls' swim team for winning 2022 State Championship | 1585 | | | 1628 | 1586, 1665 |
| 49 - | By Senators Roberts, Stover, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Romano, Rucker, Smith, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, and Woodrum: Memorializing Honorable Naomi "Sue" Cline, wife, mother, realtor, former member of WV Senate, and dedicated public servant | 1587 | | | 1628 | 1588, 1628 |
| 50 - | By Senators Lindsay, Stollings, Rucker, and Hamilton: Designating March 7, 2022, as WV Library Day at Legislature | 1626 | | | 1707 | 1627, 1789 |
| 51 - | By Senators Stollings and Takubo: Designating month of February as National Cancer Prevention Month at Legislature | 1797 | | | 1937 | 1799, 1937 |
| 52 - | By Senators Phillips, Stollings, Grady, Stover, Smith, and Rucker: Highlighting West Virginia's once-in-a-lifetime opportunity to strengthen national security and energy independence and supply world energy markets | 1929 | | | 2779 | 1931, 2116, 2743, 2987 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|------------------------------|
| 53 - | By Senators Takubo, Stollings, Jeffries, Phillips, and Baldwin: Designating March 10, 2022, as World Kidney Day at Legislature | 1931 | | | 2116 | 1932, 2743 |
| 54 - | By Senators Caputo, Beach, Clements, Maroney, Stollings, Jeffries, and Phillips: Congratulating Fairmont Senior High School Polar Bears football team for winning 2021 Class AA state championship | 1932 | | | 2090 | 1933, 2744 |
| 55 - | By Senators Romano, Stollings, Jeffries, Hamilton, Phillips, and Martin: Congratulating Bridgeport High School baseball team for winning 2021 Class AAA state championship | 1933 | | | 2780 | 1935, 2116, 2744, 2780, 2987 |
| 56 - | By Senators Baldwin, Phillips, Stollings, Lindsay, Rucker, and Jeffries: Recognizing James Monroe High School Mavericks Youth Leadership Association students for their participation in Harvard University Model United Nations Conference | 2113 | | | 2780 | 2114, 3197 |
| 57 - | By Senators Grady, Phillips, Lindsay, and Jeffries: Congratulating Point Pleasant High School Black Knights wrestling team for winning 2022 Class AA state championship | 2115 | | | 2781 | 2116, 2781, 3197 |
| 58 - | By Senators Trump, Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Weld, Woelfel, and Woodrum: Urging President to expedite entrance of Ukrainian refugees into US | 3564 | | | 3566 | 3566 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|-------------------|-------------------|
| 59 - | By Senators Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, and Woodrum: Recognizing dedicated public service of Honorable Michael J. Romano | 3566 | | | 3567 | 3568 |
| 60 - | By Senators Blair (Mr. President), Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Takubo, Tarr, Trump, Weld, Woelfel, and Woodrum: Recognizing dedicated public service of Honorable Dave Sypolt | 3568 | | | 3569 | 3570 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------------|---------------|-------------------|--|
| *2096 - | By Delegates Graves, Barrett, Hanna, Skaff, Lovejoy, Martin, Thompson, and Wamsley: Reinstating the film investment tax credit | 1105 | 1621 | 1937-1950, 1951 | 1950 | 3029 | 1106, 1779, 1842, 1951, 3752, 3775 |
| *2177 - | By Delegates Phillips, Hott, McGeehan, and Hansen: Permitting the issuance of a state issued identification card without a photo on the card under certain conditions | 362 | 1578 | 1718-1724, 1800 | 1800 | 2094 | 363, 1656, 1724, 1801, 3748, 3776 |
| *2184 - | By Delegates Rohrbach, Pack, and Pinson: Increasing the penalties for exposure of governmental representatives to fentanyl or any other harmful drug | 342 | | | | | 342 |
| *2257 - | By Delegates Steele, Pinson, and L. Pack: Relating to extended supervision for certain drug offenders | 809 | | | | | 809 |
| 2300 - | By Delegates Foster, Fast, Lovejoy, and Hott: Including Family Court Judges in the Judges' Retirement System | 1561 | 1664, 2102 | 3121-3132, 3133, 3719 | 3133, 3719 | | 1561, 1664, 2102, 2903, 3133, 3719, 3748, 3808 |
| 2325 - | By Delegate Foster: Removing the requirement of continuing education for barbers and cosmetologists | 363 | 525 | | 653 | | 363, 579, 615, 653, 811, 1044 |
| 2562 - | By Delegates Hott, D. Jeffries, and D. Kelly: Relating to litter control | 441 | | | | | 441 |
| *2598 - | By Delegates J. Kelly, Anderson, Mandt, Horst, Barnhart, Conley, Cooper, Zatezalo, Queen, and Rohrbach: Modifying the inspection requirements and the definition of an above ground storage tank | 838 | | | | | 839 |
| 2631 - | By Delegates Hott, D. Kelly, Graves, B. Ward, Westfall, Dean, Paynter, Hamrick, Phillips, Mandt, and Pritt: Provide for WVDNR officers to be able to work "off duty" | 457 | 629, 1702 | 2117 | 2117 | 3029 | 458, 629, 1885, 2019, 2118, 3742, |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------------------|---------------|-------------------|--|
| *2733 - | By Delegates Longanacre, Wamsley, Nestor, Mandt, Dean, Phillips, Conley, Mallow, Forsht, Ferrell, and Hamrick: Relating to the establishment of a Combat Action Badge and Combat Action Ribbon special registration plates | 1512 | 1896 | 2155-2194, 2788 | 2788 | 3115 | 1512, 1896, 2075, 2194, 2788, 3752, 3790 |
| 2751 - | By Delegates Westfall, Hott, and Martin: Modernize the process for dissolution of municipal corporations in this State | 1562 | | | | | 1562 |
| *2798 - | By Delegates Boggs, Hanshaw (Mr. Speaker), Hornbuckle, Rohrbach, Rowan, Zukoff, Sypolt, Paynter, Walker, J. Kelly, and Haynes: Relating to requiring the Health Department to mandate mucopolysaccharidosis type 1 (MPS1) test for newborn babies, to be known as Embie's Law | 1035 | 1896 | | | | 1035, 2076 |
| 2817 - | By Delegates Graves, Pack, and Tully: Donated Drug Repository Program | 458 | 1436 | 1630-1631, 1777, 1778, 2776 | 1778, 2777 | 2776 | 458, 1605, 1631, 1708, 1777-1778, 2777, 3752, 3775 |
| *2838 - | By Delegates Westfall and Queen: Authorize the ordering of restitution to the state for reimbursement of costs incurred for misuse of public funds, and to create the State Auditor's Public Integrity and Fraud Fund for use of said funds | 1512 | 1622, 1897 | | 2789 | | 1513, 1622, 2076, 2194, 2789, 3748, 3776 |
| *2910 - | By Delegates Foster, Kimble, Haynes, Wamsley, Kessinger, Espinosa, Kimes, Hardy, and Crouse: To modify the allowable number of magistrate judges per county | 1562 | 1783, 2729 | 3133-3140, 3141 | 3141 | 3571 | 1563, 1784, 2729, 2904, 3142, 3752, 3791 |
| *2972 - | By Delegates Smith, Westfall, Steele, Zatezalo, Martin, Householder, Ellington, and Pushkin: Allowing a person to manufacture a stated amount of alcoholic liquor for personal consumption | 343 | | | | | 343 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|----------------------------|---------------|-------------------|--|
| *3036 - | By Delegates Steele and Foster: Sunsetting the Board of Sanitarians | 699 | | | | | 699 |
| 3073 - | By Delegates Worrell, Lovejoy, Rowan, Rohrbach, Rowe, Hansen, Brown, Young, Wamsley, Hanna, and Kessinger: Relating to the West Virginia Emergency School Food Act | 1563 | 2729 | 3142-3144, 3145 | 3145 | 3722 | 1563, 2730, 2904, 3146, 3748, 3775 |
| 3082 - | By Delegates Anderson, J. Kelly, Espinosa, and Riley: Stabilizing funding sources for the DEP Division of Air Quality | 1153 | 1897 | | 2789 | | 1153, 2076, 2194, 2789, 3748, 3775 |
| *3122 - | By Delegates Riley and Rowe: Relating to the establishment and operation of regional water, wastewater and stormwater authorities | 1035 | | | | | 1036 |
| *3220 - | By Delegates Pack, Keaton, Mallow, Conley, Forsht, Longanacre, Haynes, Kimble, Burkhammer, and Hanna: Restrictions on Taxpayer funded lobbying | 363 | 591 | 688-689, 736 | 736 | 1036 | 363, 657, 689, 737, 1161, 1528 |
| *3223 - | By Delegates Pack, Mandt, and Crouse: Prohibit state, county, and municipal governments from dedicating or naming any public structure for a public official who is holding office at the time | 1106 | 1613 | | 1801 | | 1106, 1656, 1724, 1801, 3742, 3789 |
| *3231 - | By Delegates Conley and Riley: Public Utilities not required to pay interest on security deposits | 363 | 1794 | | 2790 | | 363, 2076, 2194, 2790, 3748, 3790 |
| 3303 - | By Delegates D. Kelly, Boggs, Capito, Fast, Westfall, and L. Pack: Relating to clarifying the process of filling vacancies on ballots | 343 | 906 | 1092-1096, 1097, 1212-1213 | 1097, 1213 | 1212 | 343, 977, 1031, 1098, 1214, 1434, 1529 |
| *3312 - | By Delegates Steele and Mallow: Establishing a memorial to child labor and child workers who died in the course of employment in this state | 364 | 777 | | 913 | | 364, 836, 885, 914, 1112, 1324 |
| *4001 - | By Delegates Linville, Pack, Holstein, Toney, Mallow, Hamrick, Barnhart, Worrell, Kimble, Rowan, and Nestor: Generally relating to broadband | 1563 | 1973, 2730 | 3146-3157, 3714-3718 | 3157, 3718 | 3714 | 1564, 1973, 2904, 3157, 3719, 3752, 3809 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| *4002 - | By Delegates Riley, Wamsley, Cooper, Queen, Storch, Barrett, Hamrick, Worrell, Kimes, Smith, and Espinosa: Creating the Certified Sites and Development Readiness Program | 888 | 1172, 2102 | | 3158 | | 889, 1172, 2103, 2905, 3158, 3748, 3789 |
| *4003 - | By Delegates Keaton, Barrett, Hanshaw (Mr. Speaker), Summers, Espinosa, Riley, Howell, Burkhammer, Clark, Pack, and Maynor: Relating generally to commercial benefit of substances removed from waters of the state by the treatment of mine drainage | 620 | 1615 | 1724-1726, 2094 | 1802, 2096 | 2094 | 621, 1656, 1726, 1802, 2096, 3753, 3802 |
| *4004 - | By Delegates Rowan, Crouse, Dean, Kimes, G. Ward, Maynor, Worrell, Hanna, Barrett, Conley, and Horst: Relating to limiting an abortion to fifteen weeks' gestation | 839 | 2985 | | | | 839, 2985 |
| *4005 - | By Delegates Tully, Dean, Worrell, Longanacre, Toney, Crouse, Burkhammer, Conley, D. Jeffries, Mazzocchi, and Mallow: Relating to fetal body parts | 839 | 1925 | | | | 839, 1926 |
| 4007 - | By Delegates Householder, Summers, Espinosa, Linville, Criss, Graves, Riley, Rowan, Gearheart, Hott, and Ellington: To reduce personal income tax rates | 772 | | | | | 772 |
| *4008 - | By Delegates Ellington, Statler, Criss, Householder, Smith, Gearheart, Espinosa, Hanna, Horst, Bridges, and Rohrbach: Relating to Higher Education Policy Commission funding formula | 889 | 1616, 1794 | 2195-2199, 2913 | 2913 | 3563 | 889, 1616, 2076, 2199, 2790, 2914, 3753, 3789 |
| *4012 - | By Delegates Horst, J. Jeffries, Steele, Conley, Crouse, Maynor, G. Ward, Worrell, Foster, Dean, and Nestor: Prohibiting the showing of proof of a COVID-19 vaccination | 1513 | 1926, 2731 | 3159-3162, 3163 | 3163 | 3720 | 1513, 1926, 2905, 3720, 3749, 3789 |
| 4019 - | By Delegates Ellington, Clark, and Longanacre (originating in House Education): Relating to deadlines for public charter schools | 1106 | 1616 | | 1802 | | 1106, 1656, 1726, 1803, 3742, 3789 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|--------------|---------------|-------------------|---|
| *4020 - | By Delegates Rohrbach, Zukoff, Honaker, Walker, Griffith, Miller, Forsht, and Longanacre (originating in House Health and Human Resources): Relating to reorganizing the Department of Health and Human Resources | 1564 | 1898 | 3049 | 2915, 3049 | 3563 | 1564, 1899, 2019, 2118, 2791, 2915, 3048-3049, 3753, 3811 |
| *4021 - | By Delegates Horst, Clark, Tully, Toney, Longanacre, Thompson, Doyle, Bridges, Evans, Walker, and Mazzocchi (originating in House Education): Relating to the Medical Student Loan Program | 1564 | 1897 | | 2791 | | 1565, 2076, 2199, 2791, 3749, 3775 |
| 4024 - | By Delegates Espinosa, Steele, Foster, Clark, Maynor, Ellington, and Young: Creating a cosmetology apprentice program that allows companies to train employees for practical real-world experience | 441 | 674 | | 801 | | 441, 742, 766, 801, 932, 1110 |
| *4025 - | By Delegates Anderson, J. Kelly, Zatezalo, Pethel, Riley, Boggs, Bridges, Evans, Maynard, Paynter, and Burkhammer: Providing exemption to severance tax for severing rare earth elements and other critical minerals | 929 | 2103 | 3164-3166 | 3166 | | 930, 2104, 2905, 3167 |
| *4032 - | By Delegates Smith, Steele, Brown, Lovejoy, McGeehan, Rowan, Ellington, Skaff, Hanshaw (Mr. Speaker), Capito, and Garcia: Modifying the criminal penalties imposed on a parent, guardian or custodian for child abuse | 744 | | | | | 744 |
| 4048 - | By Delegates Horst, Householder, Howell, Linville, Fast, B. Ward, Dean, Kimble, McGeehan, Barrett, and Steele: WV Keep, Bear and Drive with Arms Act | 458 | 814 | 959-964, 965 | 964 | 1153 | 458, 885, 924, 965, 1607, 2101 |
| *4050 - | By Delegates Summers and Hanshaw (Mr. Speaker): Defining terms related to livestock trespassing | 1565 | 1702 | 2019-2020 | 2118 | 3029 | 1565, 1885, 2020, 2118, 3742, 3776 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------------|---------------|-------------------|------------------------------------|
| *4059 - | By Delegates Rohrbach, D. Jeffries, Summers, Pack, G. Ward, Worrell, Rowan, Forsht, Mallow, and Jennings (originating in House Health and Human Resources): Clarifying that new Department of Health and Human Resources' Deputy Commissioners are exempt from civil service | 253 | 1899 | 2200, 2792 | 2792 | 3115 | 253, 2077, 2200, 2792, 3749, 3788 |
| 4060 - | By Delegates Rohrbach, Summers, Reed, Tully, Pack, G. Ward, Bates, Worrell, Rowan, Forsht, and Jennings (originating in House Health and Human Resources): Repealing outdated sections of code relating to health | 253 | 866 | | 1027 | | 253, 927, 975, 1027, 1161, 1528 |
| *4062 - | By Delegates Criss and Booth: Removing the residency requirement for the Commissioner of the Division of Highways | 364 | 526 | 615, 654 | 654 | 744 | 364, 579, 615, 654, 811, 1044 |
| 4064 - | By Delegates Hanna, J. Jeffries, Keaton, Maynor, Pinson, Linville, and Hamrick: Allowing antique car license plates for cars over 10,000lbs | 1513 | 1784 | | | | 1513, 1784 |
| *4065 - | By Delegates Booth, Smith, Phillips, Barnhart, Wamsley, Worrell, Howell, Dean, Bridges, Summers, and Paynter: Allowing the Division of Natural Resources to teach hunter's safety courses in school | 365 | 1437 | 1631-1633, 1708 | 1708 | 2096 | 365, 1605, 1633, 1708, 3743, 3776 |
| *4067 - | By Delegates Summers, Steele, and Foster: To make certain agency reports electronic or eliminating certain agency reports altogether | 324 | 444 | 546-555, 577, 700-714 | 577, 715 | 700 | 325, 508, 555, 578, 715, 932, 1110 |
| *4071 - | By Delegates Maynor, Steele, Honaker, Smith, Tully, Kessinger, B. Ward, Foster, Ellington, Keaton, and Gearheart: Mask and Quarantine Option For Parents and Faculty | 1513 | 1795 | | | | 1514, 1795 |
| *4074 - | By Delegates Clark, Hanna, Householder, Thompson, Espinosa, Keaton, Haynes, Mandt, Hardy, Crouse, and Pinson: Require schools provide eating disorder and self-harm training for teacher and students | 365 | | 689-691, 738 | 737 | 772 | 365, 657, 691, 738, 811, 1044 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-------------------------|---------------|-------------------|--|
| *4077 - | By Delegates Howell, Maynor, Haynes, Martin, Tully, Hamrick, Maynard, Paynter, Ferrell, Zatezalo, and D. Jeffries: Provide certain classes of property protections from creditor collections | 981 | | | | | 981 |
| *4084 - | By Delegates Zatezalo, Anderson, J. Kelly, Reynolds, Howell, Miller, Forsht, Keaton, Mandt, Evans, and Young: Relating to advanced recycling | 661 | 1172 | 1303-1312 | 1402 | 1660 | 662, 1260, 1312, 1402, 1925, 3792 |
| *4087 - | By Delegates Nestor, Jennings, Horst, Zatezalo, Reynolds, Reed, Booth, Haynes, and Mandt: Allowing variance in state fire code for certain buildings used solely for emergency equipment storage | 1036 | 1899 | 2916-2933 | 2933 | | 1036, 2077, 2200, 2793, 2934 |
| 4097 - | By Delegates Holstein, Steele, Summers, Maynard, Barnhart, Wamsley, Keaton, and Mandt: To prohibit nonpublic funding sources for election administration and related expenses without prior written approval by the State Election Commission | 458 | 722 | 802-804, 832, 3579-3580 | 832, 3580 | 3579 | 459, 767, 804, 833, 2693, 3158, 3580, 3753, 3792, 3813 |
| *4098 - | By Delegates Anderson, J. Kelly, Steele, Boggs, Pethel, Burkhammer, Riley, Statler, Westfall, Wamsley, and Reynolds: Relating to Geothermal Energy Development | 744 | 1664, 1927 | 2793-2798, 2799, 3589 | 2799, 3590 | 3589 | 745, 1665, 1927, 2200, 2800, 3590, 3753, 3775 |
| *4105 - | By Delegates Toney, Rowan, Paynter, Booth, Dean, Ferrell, Cooper, and Ellington: Relating to service employees with National Association for Pupil Transportation Certifications | 1214 | | | | | 1214, 2905, 3167, 3507-3508 |
| 4110 - | By Delegates Toney, Hanshaw (Mr. Speaker), Paynter, Dean, Ferrell, Statler, Cooper, Ellington, and Booth: Relating to staffing levels at multi-county vocational centers | 512 | 1898 | | 2800 | | 512, 2077, 2201, 2800, 3749, 3792 |
| *4111 - | By Delegates Rohrbach, D. Jeffries, Summers, Reed, G. Ward, Bates, Rowan, Forsht, Mallow, and Worrell: Relating to the prescriptive authority of advance practice registered nurses | 621 | 941, 2104 | 3167-3179, 3180 | 3179 | | 621, 941, 2104, 2906, 3180 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------|---------------|-------------------|--|
| *4112 - | By Delegates Rohrbach, D. Jeffries, Tully, Pack, G. Ward, Bates, Worrell, Rowan, Forsht, Mallow, and Jennings: Provide consumers a choice for pharmacy services | 365 | 1900 | 2935-2951, 2952 | 2951 | 3115 | 366, 2077, 2201, 2800, 2952, 3753, 3790 |
| *4113 - | By Delegates Rohrbach, Summers, D. Jeffries, Tully, G. Ward, Bates, Reed, Worrell, Rowan, and Mallow: Public Health definitions and powers of secretary and commissioner | 366 | 1622 | 1843-1876 | 1952 | 2777 | 366, 1779, 1876, 1952, 3753, 3790 |
| *4114 - | By Delegate Foster: Authorizing certain agencies of the Department of Administration to promulgate legislative rules | 772 | 815 | | 965 | | 773, 885, 924, 966, 1161, 1528 |
| *4126 - | By Delegate Foster: Authorizing certain agencies of the Department of Health and Human Resources to promulgate legislative rules | 840 | 1130 | 1254-1259 | 1297 | 1660 | 841, 1209, 1259, 1297, 1925, 3792 |
| *4141 - | By Delegate Foster: Authorizing the Governor's Committee on Crime, Delinquency and Corrections to promulgate a legislative rule relating to Law Enforcement Training and Certification Standards | 981 | 1578 | 1804 | 1803 | 2096 | 981, 1656, 1726, 1805, 3749, 3777 |
| *4242 - | By Delegate Foster: Authorizing the Division of Labor to promulgate a legislative rule relating to Child Labor | 982 | 1578 | | 1805 | | 982, 1656, 1727, 1806, 3749, 3790 |
| *4252 - | By Delegates Rohrbach, Summers, Tully, D. Jeffries, G. Ward, Bates, Jennings, Worrell, Rowan, Forsht, and Fleischauer: To reduce copay cap on insulin and devices | 397 | 1437, 2104 | 3181-3195, 3196 | 3196 | | 397, 1437, 2105, 2906, 3197 |
| *4257 - | By Delegates D. Jeffries, Summers, Rohrbach, Tully, G. Ward, Bates, Jennings, Worrell, Rowan, Forsht, and Mallow (originating in House Health and Human Resources): Require visitation immediately following a procedure in a health care facility | 459 | 1623 | 1877-1880, 1972 | 1972 | 2777 | 459, 1779, 1880, 1952, 1971-1972, 3753, 3777 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| *4259 - | By Hanshaw (Mr. Speaker) and Delegate Skaff: Creating the West Virginia Small Business Jumpstart Act | 890 | | | | | 890 |
| *4262 - | By Delegates Steele and Foster: Relating to licensure for polygraph examiners | 1106 | | | | | 1107 |
| *4263 - | By Delegates Rohrbach, Reed, Tully, Pack, G. Ward, Bates, D. Jeffries, Rowan, Forsht, and Mallow: Prohibit the practice of white bagging | 459 | | | | | 459 |
| 4264 - | By Delegates Boggs, Queen, Westfall, Hanshaw (Mr. Speaker), Pethel, Evans, J. Kelly, and Kimble: Change designation of Glenville State College to "Glenville State University" | 1098 | | | 1099 | | 1098-1100, 1111-1112 |
| *4276 - | By Delegates Rohrbach, Reed, Summers, Tully, D. Jeffries, Pack, G. Ward, Bates, Jennings, Worrell, and Rowan: WVU to create a Parkinson's disease registry | 397 | 592 | 691-695, 739 | 739 | 841 | 398, 657, 695, 740, 932, 1110 |
| *4282 - | By Delegates Steele and Wamsley: Relating to establishing next generation 911 services in this state | 1036 | 1438 | | 1709 | | 1037, 1605, 1633, 1709, 3743, 3790 |
| *4285 - | By Delegates Steele, Foster, and Booth: Relating to real estate appraiser licensing board requirements | 1514 | 1900 | 2201-2204, 2801 | 2801 | 3115 | 1514, 2077, 2204, 2802, 3749, 3793 |
| 4286 - | By Delegates Steele and Foster: Relating to exempting persons employed as attorneys from the civil service system | 512 | 1438 | | 1710 | | 512, 1605, 1634, 1710, 3743, 3794 |
| 4288 - | By Delegates Steele, Foster, Rohrbach, D. Jeffries, Wamsley, Pushkin, and Fleischauer: Relating to expanding the practice of auricular acudetox to professions approved by the acupuncturist board | 442 | 1439, 1901 | | 2953 | | 442, 1439, 2077, 2204, 2802, 2953, 3749, 3792 |
| 4291 - | By Delegate Ellington: Relating to authorizing legislative rules regarding higher education | 442 | | | 1710 | | 442, 1439, 1605, 1634, 1710, 3749, 3793 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| *4293 - | By Delegates Maynard, Howell, Holstein, Linville, Householder, Steele, Anderson, Hott, Keaton, Dean, and Bridges: Prohibiting mass mailing of absentee ballots | 1565 | | | | | 1566 |
| *4295 - | By Delegates Westfall, Espinosa, and Hott: To transfer the State Office of the National Flood Insurance Program from the Offices of the Insurance Commissioner to the Division of Emergency Management | 773 | 1046, 1617 | 1727-1733, 1734 | 1734 | 1911 | 774, 1656, 1735, 3743, 3776 |
| 4296 - | By Delegate Westfall: To revise outdated provisions within Chapter 23 of the West Virginia Code, which pertains to workers' compensation | 621 | 1702 | | 2119 | | 622, 1886, 2021, 2119, 3753, 3791 |
| *4297 - | By Delegates Westfall and Pack: To facilitate the sharing of information between the Department of Health and Human Resources and the State Auditor's office in order to investigate reports of financial abuse and neglect of a vulnerable adult | 745 | 1623 | | 1780 | | 745, 1779-1780, 3743, 3793 |
| 4299 - | By Delegates Holstein, Horst, Sypolt, Hanna, Linville, Wamsley, Keaton, Kimble, Pack, Summers, and Tully: To prohibit the intentional interference with election processes and creating associated criminal penalties | 459 | 815 | 925, 967 | 966 | 1214 | 460, 886, 925, 967, 1607, 2101 |
| 4301 - | By Delegate Rohrbach: Reforming membership requirements of Huntington Park and Recreation District Board | 442 | 526 | 615, 655, 806 | 654, 806 | 792, 805 | 442, 579, 616, 655, 792-794, 807, 811, 844 |
| 4307 - | By Delegates Capito, Garcia, Pinson, Pushkin, and Lovejoy: Increase some benefits payable from Crime Victims Compensation Fund | 841 | 1130, 2105 | 3198 | 3198 | 3722 | 841, 1130, 1608, 2105, 2906, 3198, 3749, 3793 |
| 4308 - | By Delegates Capito, Zukoff, Fluharty, Garcia, Kimble, Lovejoy, and Pushkin: Authorizing disclosure of juvenile information to Crime Victims Compensation Fund for investigation and award of benefits | 443 | 777 | 914-921, 922 | 921 | 1037 | 443, 836, 885, 923, 2101 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-------------------------|---------------|-------------------|--|
| *4311 - | By Delegates Holstein, Bridges, Pritt, Kimble, Pack, Summers, Tully, Conley, G. Ward, Barnhart, and Keaton: Creating criminal penalties for illegal voting activity | 582 | 1703 | 2021-2022, 2120 | 2120 | 3029 | 582, 1886, 2022, 2120, 3743, 3793 |
| 4312 - | By Delegates Holstein, Hanna, Bridges, Tully, Barnhart, Maynor, Honaker, Crouse, and B. Ward: Extending the option of electronic absentee ballot transmission to first responders in certain emergency circumstances | 512 | 722 | 804, 834 | 833 | 1215 | 512, 767, 804, 834, 1608, 2101 |
| *4317 - | By Delegates Burkhammer, Pinson, Mazzocchi, Tully, Pack, D. Jeffries, Keaton, Hanna, Ellington, Graves, and Mandt: Relating to health insurance for living organ donors | 1514 | | | | | 1515 |
| *4320 - | By Delegates Crouse, Keaton, Maynor, Horst, Pinson, Longanacre, Hanna, Worrell, Pritt, Mazzocchi, and Honaker: Relating to natural immunity or antibodies to any illness to be treated as equal or better to vaccine induced immunity | 1566 | | | | | 1566 |
| *4324 - | By Delegate Rohrbach (originating in House Health and Human Resources): To update collaborative pharmacy practice agreements | 460 | | 1634-1652, 1711 | 1711 | 1912 | 460, 1440, 1606, 1652, 1712, 3753, 3777 |
| *4329 - | By Delegate Criss: To clarify the definition of an "interested person" for purposes of the West Virginia Small Estate Act | 930 | 1785 | | 2121 | | 930, 1886, 2022, 2121, 3753, 3795 |
| 4331 - | By Delegates Criss, Rohrbach, Pack, Riley, Queen, Storch, and Capito: West Virginia's Urban Mass Transportation Authority Act | 1316 | 1703 | 2022-2023, 2121 | 2121 | 3030 | 1316, 1886, 2023, 2122, 3749, 3795 |
| *4333 - | By Delegates Steele and Foster: Relating to the sunset of the Board of Hearing-Aid Dealers and Fitters | 512 | 866 | 967-970, 971, 3581-3588 | 971, 3589 | 3581 | 513, 867, 925, 967-972, 1698, 1912, 2126, 3589, 3753, 3795 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|--|
| *4336 - | By Delegates Graves, Foster, Steele, Burkhammer, Clark, Bridges, Criss, Anderson, J. Kelly, Barrett, and Householder: Providing for the valuation of natural resources property | 1566 | 1897 | | 2803 | | 1567, 2077, 2205, 2803, 3749, 3795 |
| 4338 - | By Delegates Gearheart, Smith, Zatezalo, Hamrick, and Foster: Reducing annual permit fee for each video lottery terminal owned or leased by a limited video lottery licensee | 982 | | | | | 983 |
| *4340 - | By Delegates Rohrbach, D. Jeffries, Summers, Reed, Tully, Pack, G. Ward, Bates, Worrell, Rowan, and Jennings: Relating to maximizing the opportunity to recover anatomical gifts for the purpose of transplantation, therapy, research, or education | 983 | 1901, 2731 | 3508, 3509 | 3509 | 3571 | 983, 1902, 2906, 3198-3209, 3509, 3754, 3788 |
| *4344 - | By Delegates Rohrbach, Reed, Summers, D. Jeffries, Tully, Bates, Worrell, Rowan, Forsht, Pinson, and Pack: Relating to foster care | 1154 | 1623, 2732 | 3510-3523, 3524 | 3524 | | 1155, 2732, 2907, 3214, 3525 |
| *4345 - | By Delegates Linville, Young, and Hamrick: Relating to motor vehicle registration cards by establishing electronic or mobile registration cards | 1155 | | | 1712 | | 1155, 1606, 1652, 1712, 3743, 3776 |
| *4348 - | By Delegates Reed, Martin, Westfall, Booth, Worrell, Riley, Pack, Mallow, Mandt, Queen, and Rowan: Relating to Pharmacy Technicians | 1037 | 1440 | | | | 1037 |
| *4351 - | By Delegates Tully, Summers, Haynes, B. Ward, Hott, Dean, D. Jeffries, Fast, Linville, Pinson, and Worrell: Relating to the implementation of an acuity-based patient classification system | 891 | 1927 | | | | 891, 1927 |
| 4352 - | By Delegates Criss, Householder, and Espinosa: Decreasing federal taxable income | 891 | | | | | 891 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|----------------------|---------------|-------------------|--|
| *4353 - | By Delegates Smith, Summers, Mallow, Ellington, Steele, Hardy, Phillips, Sypolt, Howell, Fast, and Martin: Relating to On Cycle Elections - Voter Turnout Act | 1567 | 2732 | 3215-3287, 3288-3290 | 3287 | 3722 | 1568, 2733, 2907, 3290, 3754, 3795 |
| 4355 - | By Delegates Linville, Ellington, Keaton, Haynes, Kimble, Hanna, Maynard, and Wamsley: Relating to the disclosure by state institutions of higher education of certain information regarding textbooks and digital courseware and certain charges assessed for those items | 716 | 1902 | 2953-2961 | 2961-2963 | 3116 | 716, 2078, 2205, 2803, 2963, 3749, 3795 |
| *4360 - | By Delegates Graves, Smith, Worrell, Honaker, Longanacre, Wamsley, Storch, Haynes, Summers, Ellington, and Hanshaw (Mr. Speaker): Relating to WV Invests Grant Program community service requirements | 513 | | | | | 513 |
| *4369 - | By Delegates Rohrbach, Reed, Summers, Tully, D. Jeffries, Pack, G. Ward, Bates, Jennings, Worrell, and Forsht: Update the telepsychology compact | 662 | 867 | | 1028 | | 662, 927, 976, 1028, 1041-1042, 1608, 2101 |
| *4373 - | By Delegates Rohrbach, Reed, Worrell, Bates, Tully, G. Ward, Miller, Criss, and Mandt: To exclude fentanyl test strips from the definition of drug paraphernalia | 1568 | 2083 | 2205-2211, 2804 | 2804 | 3116 | 1568, 2083, 2211, 2804, 3750, 3777 |
| *4377 - | By Delegates Rohrbach, D. Jeffries, Pack, Reed, Worrell, Bates, Rowan, G. Ward, Miller, Criss, and Pinson: To update the involuntary commitment process | 1515 | 2106 | 3320, 3321 | 3320 | 3571 | 1515, 2106, 2907, 3321, 3754, 3796 |
| *4380 - | By Delegates Barrett, Ellington, Statler, Kessinger, Reynolds, Dean, Maynor, Clark, and Espinosa: Relating to transportation of athletic teams | 716 | 1437 | 1653, 1713 | 1713 | 2096 | 716, 1606, 1653, 1713, 2096-2097, 3750, 3777 |
| *4389 - | By Delegates Ellington, Toney, Longanacre, Tully, Horst, Jennings, and Maynor: Relating to repealing school innovation zones provisions superseded by Innovation in Education Act | 716 | 1898 | 2804-2805, 2806 | 2806 | | 717, 2078, 2211, 2806, 3210 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| 4391 - | By Delegates Ellington, Tully, Longanacre, Toney, Horst, Hornbuckle, Mazzocchi, Kimble, and Maynor: Relating generally to school nurses | 1155 | | | | | 1155 |
| *4393 - | By Delegates Rohrbach, Reed, Worrell, Bates, Miller, and Criss: To increase the managed care tax if the managed care organization receives a rate increase | 1515 | 1902, 2106 | | 3327 | | 1515, 1903, 2907, 3327, 3754, 3796 |
| 4396 - | By Delegates Householder and Criss: Reducing federal adjusted gross income relating to tolls for travel on West Virginia toll roads paid electronically | 841 | 1624 | | 1953 | | 841, 1780, 1880, 1953, 3743, 3796 |
| *4406 - | By Delegates Conley, Cooper, Longanacre, Barnhart, J. Kelly, Anderson, Toney, McGeehan, Reynolds, Mandt, and Linville: To establish the West Virginia Military Hall of Fame | 983 | 1579 | 1736-1738 | 1739 | 2097 | 984, 1579, 1656, 1739, 3743, 3796 |
| *4408 - | By Delegates Dean, Paynter, Phillips, J. Jeffries, Cooper, Miller, and Ferrell: Relating to contracts for construction of recreational facilities in state parks and forests | 1340 | 2107 | 3327-3333, 3334 | 3334 | 3723 | 1341, 2107, 2908, 3334-3335, 3743, 3776 |
| 4410 - | By Delegates Householder and Criss: Specifying allocation, apportionment and treatment of income of flow-through entities | 842 | 1624 | | 1954 | | 842, 1780, 1880, 1954, 3743, 3796 |
| *4418 - | By Delegates Linville, Steele, Rohrbach, Lovejoy, Hornbuckle, Booth, Worrell, Griffith, and Mandt: Relating to the Small Business Supplier Certification Assistance Program | 1037 | 1579 | | 1806 | | 1038, 1656, 1739, 1806, 3743, 3777 |
| 4419 - | By Delegates Pritt, Phillips, Holstein, Keaton, Pinson, Clark, Barrett, Hanna, Reed, and Haynes: Allowing candidate committees and campaign committees to make contributions to affiliated state party executive committees | 1341 | 1795 | 2212-2214, 2807 | 2807 | 3116 | 1341, 2078, 2214, 2807, 3750, 3792 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| *4420 - | By Delegates Toney, Rohrbach, Rowan, Paynter, and Dean: To modify definitions of school bus operators | 774 | 1617 | | 1807 | | 774, 1656, 1739, 1807, 3744, 3778 |
| *4426 - | By Delegates Westfall, D. Jeffries, Criss, Espinosa, and Hott: Repeal article 33-25G-1 et seq. creating provider sponsored networks | 891 | 1272, 1440 | | 1714 | | 891, 1272, 1606, 1654, 1714, 3744, 3778 |
| *4430 - | By Delegates Storch, Gearheart, Evans, Anderson, and Pethtel: Relating to definitions of base salary and overtime for police and firemen pensions | 984 | 1580 | | 1807 | | 984, 1580, 1656, 1739, 1808, 3744, 3779 |
| 4433 - | By Delegates Storch, Gearheart, Evans, Anderson, Bates, and Pethtel: Providing that retirement benefits are not subject to execution | 984 | 1581, 2083 | | 2808 | | 984, 1581, 2084, 2214, 2808, 3750, 3779 |
| 4438 - | By Delegates Espinosa, Holstein, Barrett, Criss, Westfall, Clark, Householder, Summers, Hardy, Kimble, and Fast: Applying current requirements for certain voting systems to be independent and non-networked to all voting systems that seek certification in West Virginia | 774 | 1581 | 1808 | 1808 | 2097 | 774, 1657, 1739, 1808, 3750, 3778 |
| *4439 - | By Delegates Cooper, Dean, Paynter, Zatezalo, and Toney: Creating a special revenue account known as the Military Authority Reimbursable Expenditure Fund | 1568 | 2107 | 3335-3339, 3340 | 3340 | | 1569, 2107, 2908, 3340-3341 |
| *4441 - | By Delegates Horst, Summers, Riley, Espinosa, Rowan, Maynard, Young, Skaff, Phillips, Dean, and Bridges: Creating a Class M air rifle stamp | 1516 | 1704 | 2023-2024 | 2122 | | 1516, 1704, 1886, 2024, 2123 |
| 4450 - | By Delegates Espinosa, Holstein, Barrett, Criss, Westfall, Clark, Householder, Hardy, Hamrick, and Hott: Removing the \$0.50 fee charged and deposited in the Combined Voter Registration and Driver's Licensing Fund for each driver's license issued by the Department of Motor Vehicles | 1516 | 2103 | | 3341 | | 1516, 2104, 2908, 3342, 3750, 3796 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|------------|---------------|-------------------|--|
| *4451 - | By Delegates Householder and Criss: Eliminating the requirement that otherwise qualified investment assets be located or installed at or within 2 miles of a preexisting manufacturing facility | 892 | 1624 | | 1954 | | 892, 1780, 1880, 1954, 3744, 3796 |
| 4460 - | By Delegates Householder and Criss: Relating to authorizing application of the manufacturing investment tax credit and the manufacturing property tax adjustment credit against personal income tax | 892 | | | | | 892 |
| *4461 - | By Delegates Householder and Criss: Relating to the consolidation of all administrative fees collected by the agency into the existing "Tax Administration Services Fund" | 842 | 1624 | | 1781 | | 842, 1781, 3744, 3779 |
| 4462 - | By Delegates Storch, Pethtel, Evans, Anderson, Bates, Graves, and Espinosa: Relating to Deferred Retirement Option Plan evaluations | 1155 | 1581 | | 1714 | | 1156, 1582, 1654, 1714, 3744, 3778 |
| 4463 - | By Delegates Crouse, Clark, Steele, Howell, Mazzocchi, Householder, and D. Jeffries: To increase the compensation members of the State Athletic Commission may receive for their attendance and participation in the commission's public meetings | 1569 | 1784, 2103 | | 3343 | | 1569, 1784, 2104, 2909, 3343, 3750, 3778 |
| *4465 - | By Delegates Householder and Criss: Relating to the tax credit for apprenticeship training | 892 | | | | | 892 |
| *4466 - | By Delegates Barnhart, Martin, Ferrell, G. Ward, Wamsley, Statler, J. Kelly, Anderson, Ellington, Smith, and Clark: Relating to School Building Authority's review of school bond applications | 1516 | 1785 | 2025, 2123 | 2123 | 3030 | 1517, 1785, 1886, 2025, 2124, 3750, 3779 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|--|
| *4467 - | By Hanshaw (Mr. Speaker), Delegates Summers, Toney, Rowan, Cooper, Anderson, Jennings, Queen, Young, Tully, and Clark: Requiring early childhood classroom assistant teacher in certain grade levels and enrollment levels in said grade levels | 1569 | 1786 | | | | 1569, 1786 |
| *4470 - | By Delegates Householder and Criss: Relating to consumers sales and service tax and use tax exemption for certain goods to be incorporated into a qualified, new or expanded warehouse or distribution facility | 893 | | | | | 893 |
| *4479 - | By Delegates Dean, Evans, Mazzocchi, Haynes, Holstein, Paynter, Zukoff, Brown, Reynolds, Bridges, and Hansen: Establishing the Coalfield Communities Grant Facilitation Commission | 1156 | 1582 | 1809-1815, 1816 | 1816 | 2777 | 1156, 1582, 1585, 1657, 1739, 1817, 3754, 3779 |
| *4484 - | By Delegates Householder, Gearheart, Storch, Rowan, Riley, Espinosa, Criss, Williams, Rowe, Graves, and Ellington: Declaring certain claims against agencies of the state to be moral obligations of the state | 842 | 1624 | | 1782 | | 842, 1782-1783, 3744, 3778 |
| *4488 - | By Delegates Anderson, J. Kelly, Hansen, and Young: Relating to coal mining and changing fees for permitting actions | 1038 | 1794 | | 2809 | | 1038, 2078, 2215, 2809, 3750, 3802 |
| *4489 - | By Delegates Linville, Hornbuckle, and Lovejoy: Require counties to post open positions on statewide job bank | 893 | 1438 | 1654, 1715 | 1715 | 1912 | 893, 1606, 1654, 1715, 3744, 3797 |
| *4491 - | By Delegates Anderson, J. Kelly, Ferrell, Hansen, Wamsley, Holstein, Clark, Hott, and Young: To establish requirements for carbon dioxide sequestration | 1215 | | | 1402 | | 1216, 1312, 1402, 3744, 3794 |
| *4492 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Creating the Division of Multimodal Transportation | 1316 | 1903 | 2215-2257 | 2809 | 3563 | 1321, 2078, 2258, 2810, 3754, 3798 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|--|
| 4496 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Allowing interest and earnings on federal COVID-19 relief moneys to be retained in the funds or accounts where those moneys are invested | 1156 | 1794 | | 2811 | | 1157, 2078, 2258, 2811, 3750, 3778 |
| *4497 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Extending the regional jail per diem through July 1, 2023 | 1569 | 1897 | | 2811 | | 1569, 2079, 2258, 2811, 3750, 3779 |
| *4499 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Relating to making the procurement process more efficient by modifying and updating outdated processes and requirements | 1517 | 1618 | 1817 | 1817 | 2097 | 1518, 1657, 1740, 1819-1833, 3754, 3780 |
| *4502 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Establishing the BUILD WV Act | 1518 | 2107 | 3344-3345, 3346 | 3346 | 3572 | 1518, 2108, 2909, 3346, 3754, 3797 |
| *4510 - | By Delegates Jennings, Ellington, Sybolt, and Statler: To provide that third grade students be competent in reading and math before moving on to fourth grade | 1341 | 1786 | | | | 1342, 1887 |
| *4511 - | By Delegates Linville, Howell, Hanshaw (Mr. Speaker), Graves, Summers, Espinosa, Householder, Steele, and Hamrick: To make numerous amendments to modernize and increase efficiencies in the administration of the West Virginia Unclaimed Property Act | 1519 | 2083 | 2258-2273, 2963 | 2963 | 3116 | 1520, 2083, 2273, 2811, 2964, 3754, 3780 |
| *4516 - | By Delegates Kimble, D. Jeffries, Holstein, Barnhart, Maynard, G. Ward, Hanna, Mazzocchi, Rohrbach, and Martin: To require medication-assisted treatment programs to have written policies concerning community relations | 1342 | | | | | 1342 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------|---------------|-------------------|--|
| 4517 - | By Delegates Steele, Foster, and Kessinger: Relating to the repealing requirements to display video ratings | 775 | 1438 | | 1716 | | 775, 1606, 1654, 1716, 3744, 3797 |
| 4522 - | By Delegates Capito, Fluharty, Garcia, D. Kelly, Nestor, Pack, Pritt, Pushkin, and Queen (originating in House Judiciary): Relating to the expungement of criminal records | 745 | 2108 | 3347-3349, 3350 | 3349 | | 746, 2108, 2909, 3350 |
| 4535 - | By Delegates Summers, Foster, Paynter, Thompson, Honaker, and Crouse: Repeal section relating to school attendance and satisfactory academic progress as conditions of licensing for privilege of operation of motor vehicle | 775 | 1441 | 1955-1968, 1969 | 1969 | 3030 | 775, 1607, 1654, 1716, 1954-1970, 3754, 3798 |
| *4540 - | By Delegates Storch, Evans, Bates, Anderson, Pethtel, and Gearheart: To update all retirement plans to comport with federal law | 1342 | 1787 | | 2124 | | 1343, 1787, 1887, 2026, 2125, 3754, 3797 |
| *4553 - | By Delegates Clark, Haynes, Anderson, Espinosa, Barrett, and Riley: To clarify the application of zoning requirements to exempt wholesale generators | 1520 | | | | | 1520 |
| *4559 - | By Hanshaw (Mr. Speaker), Delegates Steele, and Lovejoy: Providing for legislative rulemaking relating to the disposition of unidentified and unclaimed remains in the possession of the Chief Medical Examiner | 1038 | 1903 | | 2812 | | 1039, 2079, 2273, 2812, 3750, 3794 |
| *4560 - | By Delegates Criss, Householder, Queen, Barrett, Skaff, Riley, Bates, Westfall, and Lovejoy: Relating generally to motor vehicle dealers, distributors, wholesalers and manufacturers | 1520 | 1904 | 2026-2071, 2125 | 2125 | 3563 | 1521, 1904, 2071, 2126, 3754, 3797 |
| *4562 - | By Delegates Kessinger, Burkhammer, Maynor, Keaton, and Pinson: Relating generally to the suspension and dismissal of school personnel by board and the appeals process | 930 | 1618 | 1833 | 1833 | 2098 | 930, 1657, 1740, 1834, 3744, 3799 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|--|
| *4563 - | By Delegates Ellington, Howell, Hamrick, Statler, Householder, Smith, Gearheart, Toney, Rohrbach, Steele, and Foster: Provide for a license plate for auto mechanics | 1521 | 1896 | 2813 | 2813 | 3116 | 1521, 1896, 2079, 2273, 2813, 3754, 3780 |
| *4565 - | By Delegates Statler, Ellington, Summers, G. Ward, Toney, and Queen: To exempt temporary employees and employees of the Higher Education Policy Commission from automatic enrollment into the state's 457 (b) plan | 1570 | 1898 | | 2814 | | 1570, 2079, 2273, 2814, 3751, 3780 |
| 4566 - | By Hanshaw (Mr. Speaker), Delegates McGeehan, Steele, Rohrbach, Anderson, J. Kelly, Toney, D. Kelly, Hott, and Hamrick: Creating the Economic Enhancement Grant Fund | 1107 | 1794 | | 2814 | | 1107, 2079, 2273, 2815, 3755, 3780 |
| *4567 - | By Delegates Steele, Foster, Householder, Criss, Kimes, Hanshaw (Mr. Speaker), Kessinger, Hardy, Barrett, Hott, and Ellington: Relating to business and occupation or privilege tax | 1107 | 1625 | 1881-1885, 1970 | 1970 | 3030 | 1107, 1783, 1885, 1971, 3755, 3799 |
| 4568 - | By Delegates Barrett, Householder, Storch, Criss, Espinosa, Linville, Ellington, Rowan, Riley, Graves, and Hardy: To allow phased rehabilitations of certified historic structures | 984 | 1794 | | 2816 | | 985, 2079, 2274, 2815-2816, 3744, 3751, 3799 |
| *4570 - | By Delegates Hamrick, Howell, Paynter, Dean, and Pack: To allow veterinary telehealth in West Virginia with out of state providers | 1521 | 1704 | | 2127 | | 1522, 1704, 1887, 2071, 2127, 3751, 3780 |
| 4571 - | By Delegates Hamrick, Hanshaw (Mr. Speaker), Toney, Ellington, Statler, Pack, Smith, and Maynor: Modifying foundation allowance to account for transportation by electric powered buses | 1570 | 1787, 2109 | 3351 | 3350 | 3572 | 1570, 1788, 2109, 2909, 3351, 3755, 3781 |
| 4578 - | By Delegates Capito, Pushkin, Pack, Pinson, Zukoff, and Garcia: Relating to authorizing the Superintendent of the State Police to administer the Handle with Care program | 930 | 1583 | | 1741 | | 931, 1657, 1740-1741, 3799 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------|---------------|-------------------|------------------------------------|
| *4580 - | By Delegates Graves, Toney, Clark, Ferrell, Barnhart, Nestor, and Espinosa: To authorize retired bus operators to work in areas of critical need | 1570 | 1785 | | | | 1571, 1785 |
| *4583 - | By Delegate Criss: Clarifying the definition of incapacity so that incarceration in the penal system or detention outside of the United States may not be inferred as resulting in a lack of capacity to execute a power of attorney | 985 | 1583 | 1741-1742, 1835 | 1834 | 2098 | 985, 1657, 1742, 1835, 3744, 3799 |
| *4585 - | By Delegates Steele and Rohrbach: Relating to controlled substance monitoring; and removing a dispensing prohibition | 1039 | | | | | 1039 |
| 4591 - | By Delegates Hardy, Barrett, Haynes, Kessinger, Householder, Forsht, Bates, Foster, and Hanna: Relating to accelerating the conversion of the state excise tax on the privilege of transferring real property into a county excise tax | 1108 | | | | | 1108 |
| *4596 - | By Delegates Barrett, Haynes, Fast, Barnhart, Holstein, Hanna, Dean, Phillips, Paynter, Bridges, and McGeehan: Relating generally to additional persons qualifying for the provisions of the Law-Enforcement Officers Safety Act | 1039 | 1584 | 1742-1763, 1835 | 1835 | 2098 | 1040, 1657, 1763, 1836, 3755, 3799 |
| *4600 - | By Delegates Mazzocchi, Ellington, Kimble, Bridges, Maynor, Kessinger, Toney, Ferrell, Longanacre, Holstein, and Capito: Making it a felony for a "Person in a Position of Trust" to assault, batter, or verbally abuse a child, or neglect to report abuse they witness | 1522 | 2733 | 3352-3357 | 3357 | 3723 | 1522, 2733, 2910, 3358, 3747, 3769 |
| 4604 - | By Delegates Ellington, Statler, Smith, Mazzocchi, Longanacre, Hanna, Tully, Maynor, and Hamrick: Relating to abolishing the Workforce Development Initiative Program Advisory Council | 1108 | 1619 | 1837 | 1837 | 2777 | 1108, 1657, 1763, 1837, 3745, 3800 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------|---------------|-------------------|------------------------------------|
| 4606 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Authorizing programs to assist at-risk veterans and their families with existing resources to combat suicide | 1108 | | | | | 1108 |
| *4607 - | By Delegates Jennings and Rohrbach: To remove opioid treatment programs from requiring a certificate of need | 1157 | 2109 | | | | 1157, 2110, 2910, 3358, 3558 |
| *4608 - | By Delegates Statler, Riley, Maynard, Hardy, Paynter, Jennings, Honaker, Maynor, Phillips, Queen, and Pack: To require the State Fire Commission to propose minimum standards for persons to be certified as probationary status volunteer firefighters | 1522 | 1904 | | 2816 | | 1522, 2080, 2274, 2816, 3751, 3800 |
| 4612 - | By Delegates Storch, Criss, Householder, Statler, Riley, Westfall, Wamsley, Jennings, D. Kelly, and Pethtel: Decreasing the time period of eligibility for nonduty disability from ten to five or more years of service for Municipal Police Officers and Firefighters Retirement | 1343 | | | | | 1343 |
| *4613 - | By Delegates Storch, Gearheart, Householder, Criss, Statler, Westfall, Riley, Wamsley, Jennings, D. Kelly, and Pethtel: Relating to increasing the multiplier for use in determining accrued benefit in the West Virginia Municipal Police Officers and Firefighters Retirement System | 1343 | 1788, 2103 | 3359-3367 | 3367 | | 1343, 1788, 2104, 2910, 3367 |
| *4614 - | By Delegates Storch, Gearheart, Criss, Householder, Statler, Westfall, Riley, Wamsley, Jennings, D. Kelly, and Pethtel: Providing optional retirement service credit for unused accrued annual or sick leave days for municipal police and firefighters | 1344 | | | | | 1344 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| *4616 - | By Delegates Linville, Householder, Kimble, Keaton, Booth, Mallow, Barnhart, Maynard, Howell, Maynor, and Wamsley: Remove sales tax on gun safes and certain firearm safety devices | 1523 | | | | | 1523 |
| 4627 - | By Delegate Steele: To provide for no more than two licensed laboratories for medical cannabis testing in this state | 1217 | 2109 | 3368 | 3369 | | 1217, 2110, 2910, 3369 |
| *4629 - | By Delegates Steele, Hanshaw (Mr. Speaker), Summers, Espinosa, Ellington, Householder, Foster, D. Jeffries, Barrett, Maynor, and Criss: Relating to procedures for certain actions against the state | 1571 | 1905 | 2274-2277, 2817 | 2817 | 3563 | 1571, 2080, 2277, 2818, 3755, 3781 |
| *4631 - | By Delegates Walker and Rohrbach: Establishing a bone marrow and peripheral blood stem donation awareness program | 1040 | 1441 | | 1717 | | 1040, 1607, 1655, 1717, 3745, 3782 |
| *4634 - | By Delegates Espinosa, Foster, Steele, Martin, Jennings, Horst, Burkhammer, Holstein, and Howell: Relating to occupational licensing or other authorization to practice | 1321 | 1905 | | 2968 | | 1322, 2080, 2277, 2818, 2965-2968, 3751, 3800 |
| *4636 - | By Delegates Pack, Graves, Householder, Criss, Steele, Foster, Kimes, Westfall, Queen, and Fast: Clarifying when business and occupation taxes owed to a city or municipality are considered to be remitted on time | 1157 | 1796 | 2278-2284, 2968 | 2968 | 3117 | 1157, 2080, 2284, 2818, 2969, 3751, 3798 |
| 4642 - | By Delegate Steele: Relating to pecuniary interests of county and district officers, teachers and school officials in contracts | 1523 | 2734, 2986 | 3369-3374 | 3374 | 3723 | 1523, 2080, 2734, 2986, 3375, 3751, 3781 |
| 4643 - | By Delegate Barrett: Exempting certain health services from certificate of need | 1158 | | | | | 1158 |
| *4644 - | By Delegates Foster, Kimes, and Steele: Prohibiting the restriction, regulation, use or administration of lawn care and pest care products | 1109 | 1705 | | 2128 | | 1109, 1887, 2071, 2128, 3751, 3800 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|---|------------------------|-------------------------|-----------------------|---------------|-------------------|--|
| 4647 - | By Delegates Steele and Foster: Relating to the Board of Funeral Service Examiners | 1523 | 1619 | 1763-1776 | 1837 | 2098 | 1524, 1657, 1776, 1838, 3751, 3781 |
| 4649 - | By Delegate Rohrbach: Transferring the operations of the West Virginia Children's Health Insurance Program to the Bureau for Medical Services | 1040 | 1436 | 1655 | 1718 | 1912 | 1041, 1607, 1655, 1718, 3745, 3782 |
| *4657 - | By Delegates Howell, Hanshaw (Mr. Speaker), Hamrick, Keaton, Linville, Barnhart, Householder, Criss, Clark, and Holstein: Creating the Critical Mineral Investment Tax Credit Act of 2022 | 1344 | | | | | 1345 |
| *4660 - | By Delegate Rohrbach: Establishing the status of beds when an intermediate care facility for individuals with intellectual disabilities closes | 1345 | | | | | 1345 |
| *4662 - | By Delegates Steele, Crouse, Tully, and Dean: Relating to licensure of Head Start facilities in this state | 1345 | 1899 | 2284-2285, 2970 | 2970 | 3117 | 1345, 2285, 2818, 2970, 3751, 3800 |
| *4667 - | By Delegates Howell, Hanshaw (Mr. Speaker), Summers, and Fast: Prohibition on county, city, or municipality restrictions on advanced air mobility aircraft | 1158 | 1584, 2734 | 3453-3455, 3456 | 3456 | 3723 | 1158, 1584, 2735, 2911, 3457, 3751, 3800 |
| *4668 - | By Delegates Capito and Fast: Relating to air bag fraud | 1158 | 2110 | 3457-3460 | 3460 | 3723 | 1158, 2110, 2911, 3460, 3755, 3801 |
| *4675 - | By Delegates Riley, Linville, Booth, Reed, Barrett, Espinosa, Criss, Hardy, Fast, Keaton, and Pack: Relating to autonomous delivery vehicles | 1322 | 1580 | | 1838 | | 1322, 1657, 1776, 1838, 3745, 3782 |
| *4688 - | By Delegates Barrett, Hardy, Storch, Graves, Householder, Criss, and Hott: Relating to Emergency Medical Services Retirement System Act | 1524 | 2103 | 3461-3478, 3479, 3721 | 3479, 3722 | 3720 | 1524, 2104, 2911, 3479, 3722, 3755, 3798 |
| *4692 - | By Delegate Householder: To revise the West Virginia Tax Increment Financing Act | 1524 | | | | | 1524 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------|---------------|-------------------|---|
| *4712 - | By Delegates D. Kelly and Fast: Require the prompt enrollment in payment plans for costs, fines, forfeitures, restitution, or penalties in circuit court and magistrate court | 1217 | 1705 | 2128-2150, 2151 | 2151 | 3117 | 1217, 1887, 2071, 2151, 3755, 3801 |
| 4743 - | By Delegates Westfall, Barrett, Householder, Capito, Steele, Pack, Queen, Bates, Storch, Skaff, and Statler: Relating to security and surveillance requirements of medical cannabis organization facilities | 1322 | 1906 | | 2819 | | 1323, 2080, 2285, 2819, 3751, 3781 |
| *4756 - | By Delegate Storch: Relating to authorizing municipalities to create pension funding programs to reduce the unfunded liability of certain pension and relief funds | 1525 | 1788, 2110 | | 3480 | | 1526, 1789, 2111, 2911, 3479-3480, 3755, 3801 |
| 4758 - | By Delegates Anderson, Cooper, Zatezalo, J. Kelly, Westfall, and Ferrell: Relating to developing and maintaining a database to track reclamation liabilities in the West Virginia Department of Environmental Protection Special Reclamation Program | 1158 | 1619 | | 1839 | | 1159, 1657, 1776, 1839, 3745, 3782 |
| *4768 - | By Delegate Capito: Relating to change hearing location and customer notice provisions | 1159 | | | | | 1159 |
| 4769 - | By Delegate Capito: Eliminate the requirement to send recommended decisions by certified mail | 1159 | 1620 | | 1839 | | 1159, 1658, 1776, 1839, 3745, 3782 |
| 4773 - | By Delegates Steele, Pushkin, and Pack: Adoption of the FCC customer service and technical standards and requiring certain cable operators to operate an in-state customer call center | 1323 | | | 1547 | | 1323, 1432, 1547, 1925, 3798 |
| 4778 - | By Delegate Criss: Permit banks to transact business with any one or more fiduciaries on multiple fiduciary accounts | 1526 | 1706 | | 2152 | | 1526, 1887, 2071, 2152, 3752, 3781 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|---------|--|------------------------|-------------------------|-----------------------|---------------|-------------------|---|
| *4779 - | By Delegate Criss: Permit banks the discretion to choose whether to receive deposits from other banks, savings banks, or savings and loan associations when arranging for the re-deposits of county, municipal, and state funds | 1526 | 1706 | 2153 | 2153 | 3030 | 1526, 1888, 2072, 2152-2153, 3755, 3783 |
| *4785 - | By Delegates Steele, Householder, Criss, Westfall, Riley, Pinson, Keaton, Burkhammer, Foster, and Queen: Relating to judicial vacancies | 1159 | 1585 | 1840 | 1840 | 2098 | 1160, 1658, 1777, 1841, 3745, 3782 |
| *4787 - | By Delegates Capito, Linville, Fast, and Pack: Creating the Highly Automated Motor Vehicle Act | 1526 | 1906 | 2285-2293, 2820, 3591 | 2820, 3591 | 3590 | 1527, 2081, 2293, 2820, 3591, 3755, 3801 |
| *4794 - | By Delegates Foster, Hamrick, and J. Jeffries: Requiring counties provide fiscal information for State Auditor's WV Checkbook website | 1527 | | | | | 1527 |
| *4797 - | By Delegates Toney, Booth, Hansen, and Hamrick: To create an EV Infrastructure Deployment Plan for West Virginia that describes how our state intends to use its share of NEVI Formula Program funds | 1160 | 1580 | | 1842 | | 1160, 1658, 1777, 1842, 3745, 3782 |
| *4826 - | By Delegates Capito, Queen, Westfall, Fluharty, Riley, Linville, and Nestor (originating in House Judiciary): Relating to e-sports | 1571 | 1906 | 2293-2297 | 2821 | 3564 | 1571, 2081, 2298, 2821, 3755, 3802 |
| 4827 - | By Delegates Howell, Riley, B. Ward, and Hamrick (originating in House Select Committee on Tourism and Economic Diversification): Relating to the promotion and development of public-use vertiports | 1346 | 1974, 2735 | 3481-3482, 3483 | 3483 | 3723 | 1346, 1974, 2912, 3483-3484, 3752, 3783 |
| 4829 - | By Delegates Toney, Doyle, Horst, Clark, Hornbuckle, Walker, Bridges, Evans, Griffith, Thompson, and Ferrell (originating in House Education): Modifying definitions of certain school cafeteria personnel | 1527 | 1898 | | 2984 | | 1527, 2081, 2298, 2821, 2971-2984, 3756, 3783 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|--------|--|------------------------|-------------------------|----------------------------|---------------|-------------------|--|
| 4842 - | By Delegates Capito, Pack, Westfall, and D. Kelly (originating in House Judiciary): Relating to obscene matter to minors | 1572 | 1706 | 2072-2075, 2154 | 2154 | 3324 | 1572, 1888, 2075, 2154, 3324-3326 |
| 4844 - | By Delegates Clark, Ellington, Ferrell, Longanacre, Thompson, Bridges, Mazzocchi, Horst, Maynor, Jennings, and Hanna (originating in House Education): Relating to public school personnel | 1572 | | | | | 1572 |
| 4845 - | By Delegates Hanna, Clark, Horst, Mazzocchi, Kimble, Keaton, Haynes, Hamrick, Mallow, Longanacre, and Martin (originating in House Education): Establishing the Katherine Johnson Academy | 1573 | 1796, 2111 | 3484-3494, 3495 | 3495 | | 1574, 1796, 2111, 2912, 3496 |
| 4846 - | By Delegates Fast, Pack, Haynes, Keaton, Kimble, and B. Ward (originating in House Judiciary): Relating to flying under the influence and other aviation offenses | 1574 | 2735, 2986 | 3496-3506, 3506 | 3506 | | 1574, 2736, 2987, 3507 |
| 4847 - | By Delegates Capito, Graves, Westfall, Fast, Pushkin, Lovejoy, Pack, Zukoff, Haynes, Pritt, and Fluharty (originating in House Judiciary): Relating to missing persons generally | 1574 | 2736 | 3039-3047, 3048 | 3048 | 3564 | 1574, 2736, 2912, 3048, 3752, 3783 |
| 4848 - | By Delegates Steele, Dean, Smith, and Young (originating in House Government Organization): Relating to nonintoxicating beer, wine and liquor licenses | 1575 | 1797 | 2821-2901, 2902, 3592-3678 | 2901, 3679 | 3591 | 1576, 2081, 2298, 2903, 3679, 3756, 3801 |
| 4849 - | By Delegates Westfall, Pack, Lovejoy, and Brown (originating in House Judiciary): Relating to bankruptcy | 1576 | | | | | 1576 |

| Number | TITLE OF HOUSE JOINT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|-----------------|-------------------|--------------------|-----------------------------|
| 102 - | By Delegates Espinosa, Tully, G. Ward, Maynor, Crouse, Clark, Linville, Barnhart, Barrett, Hanna, and Kimble: Clarifying that the policy-making and rule-making authority of the State Board of Education is subject to legislative review, approval, amendment, or rejection | 1109 | | 1298-1299 | 1299 | 1660 | 1109, 1208, 1249, 1298-1301 |
| 104 - | By Delegates Foster, Steele, J. Jeffries, G. Ward, Clark, Wamsley, Haynes, Booth, Kimble, Mazzocchi, and Keaton: Providing Term Limits for certain Constitutional Officers | 1577 | 2736 | 3559-3560, 3561 | 3561 | | 1577, 2737, 2912, 3559-3563 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|---------------|-------------------|--------------------|-------------------|
| 1 - | By Delegate Holstein: Alex Perdue Memorial Bridge | 893 | 1610, 2700 | | 2701 | | 896, 1612, 2701 |
| 4 - | By Delegates Mazzocchi and Bridges: John B. Short Memorial Bridge | 893 | 1610, 2737 | 2738- 2739 | 2743 | 3031 | 896, 1612, 2743 |
| 5 - | By Delegates Nestor, Jennings, Hott, Pritt, Kimes, Smith, Reynolds, Conley, D. Jeffries, J. Kelly, and McGeehan: James "Big Jim" Shaffer Memorial Bridge | 1661 | 1928, 2700 | | 2701 | | 1661, 1929, 2701 |
| 6 - | By Delegate Cooper: Elmer Galford Memorial Road | 746 | 1610, 2700 | | 2701 | | 748, 1612, 2701 |
| 7 - | By Delegate Holstein: Daniel Edward Kolhton "Red" Haney Memorial Bridge | 893 | 1610, 2737 | 2739- 2740 | 2743 | 3031 | 896, 1612, 2743 |
| 8 - | By Delegates Cooper, Smith, Haynes, Toney, and Maynor: U.S. Army Private Elmo Davis Memorial Road | 746 | 1610, 2737 | 2740 | 2743 | 3031 | 748, 1612, 2743 |
| 9 - | By Delegate Holstein: U.S. Army SSG James C. Vickers Silver Star Highway | 894 | 1610 | | | | 896, 1612 |
| 10 - | By Delegates Reynolds, Conley, Barnhart, D. Jeffries, Foster, Ferrell, Jennings, Smith, Mallow, Horst, and Haynes: Lance CPL Leonard Joe Zelaski Memorial Bridge | 746 | 1610 2700 | | 2701 | | 748, 1612, 2701 |
| 13 - | By Delegate Fast: The Doctor Enrique Aguilar Memorial Bridge | 894 | 1610, 2082 | | 2082 | | 896, 1612, 2082 |
| 14 - | By Delegates Howell, Linville, B. Ward, Maynor, Haynes, Martin, Hott, Tully, Barrett, Hamrick, and Maynard: Colonel Ronald John "Ron" Chiccehitto Memorial Road | 894 | 1610, 2737 | 2740 | 2743 | 3031 | 896, 1612, 2743 |
| 15 - | By Delegates Westfall, Pinson, Wamsley, and Booth: Thomas Brothers Memorial Bridge | 809 | 1613 | | 1615 | | 809, 1615 |
| 16 - | By Delegates G. Ward, Kimble, Mallow, and Garcia: World War II Veterans Toothman Brothers Memorial Bridge | 746 | 1613 | | 1615 | | 748, 1615 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|---------------------------|----------------------------|---------------|----------------------|-----------------------|----------------------|
| 17 - | By Delegate Westfall: Daniel Okey Cunningham Memorial Bridge | 747 | 1610, 2082 | | 2082 | | 748, 1612, 2082 |
| 23 - | By Delegates Pinson, Kessinger, Maynor, Burkhammer, and Pack: Requesting the Division of Highways to place at least 10 additional signs along highways entering West Virginia honoring fallen veterans and Gold Star Families | 775 | 1441 | | 1590 | | 775, 1590 |
| 25 - | By Delegate Rowe: SP5 Terry Lee McClanahan Memorial Bridge | 894 | 1610, 2084 | 2085 | 2088 | 3031 | 896, 1612, 2089 |
| 26 - | By Delegates Rowe, Barach, Pushkin, Skaff, Dean, Pack, Pritt, Capito, Graves, Ferrell, and Young: Charleston Police Officer Cassie Johnson - Fallen Heroes Memorial Bridge | 894 | 1611, 2084 | 2086 | 2088 | 3031 | 896, 1612, 2089 |
| 27 - | By Hanshaw (Mr. Speaker): Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor | 398 | | | 398 | | 399 |
| 28 - | By Delegates Boggs and Westfall: Cpt. Billy Jake Smith Memorial Bridge | 747 | | | 1179 | | 748, 1179 |
| 30 - | By Delegates Maynard and Linville: U.S. Army Pvt. Dallis H. Johnson WWII Memorial Bridge | 747 | 1131 | 1171- 1180 | 1180 | 1323 | 748, 1180 |
| 31 - | By Delegates Keaton, Barnhart, Booth, Burkhammer, Clark, Conley, Crouse, Dean, Ferrell, Forsht, Hamrick, Hanna, Hardy, Holstein, Honaker, Horst, J. Jeffries, Kimble, Kimes, Longanacre, Mallow, Mandt, Mazzocchi, McGeehan, Miller, Paynter, Pinson, Pritt, Smith, Summers, Sypolt, Tully, B. Ward, G. Ward, Zatezalo, and Hanshaw (Mr. Speaker): Applying to the Congress of the United States to call a convention of states | 1660 | | | 1660 | | 1660 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|---------------|-------------------|--------------------|-------------------|
| 34 - | By Delegate Boggs: U.S. Navy Seaman 1st Class Byrne Lee Singleton Memorial Bridge | 747 | 1613 | | 1615 | | 748, 1615 |
| 35 - | By Delegate Boggs: David Allen Drake, Sr. Memorial Bridge | 985 | 1611, 2082 | | 2082 | | 988, 1612, 2082 |
| 36 - | By Delegate Boggs: John Calvin "J.C." Baker Memorial Bridge | 894 | 1611, 2082 | | 2082 | | 896, 1612, 2082 |
| 37 - | By Delegate Boggs: U.S. Army Corporal Charles William "Bill" Knight Memorial Bridge | 747 | 1614 | | 1615 | | 748, 1615 |
| 38 - | By Delegates Bridges, Smith, Holstein, Horst, Maynard, Dean, Paynter, Mazzocchi, Hanna, Wamsley, and Longanacre: "Dale Shaheen and George H. Hooker Memorial Bridge" | 747 | 1611, 2084 | 2086- 2087 | 2088 | 3032 | 748, 1612, 2089 |
| 39 - | By Delegates Nestor, Hott, Pritt, Kimes, Rohrbach, D. Jeffries, Conley, Ferrell, Jennings, and J. Jeffries: PFC Donald L. Stuckey Memorial Bridge | 1661 | 1928, 2737 | 2740- 2741 | 2743 | 3032 | 1661, 1929, 2743 |
| 40 - | By Delegate Linville: USMC Cpl Guy Maywood Edwards Memorial Bridge | 748 | 1614 | | 1615 | | 748, 1615 |
| 45 - | By Delegate Evans: U.S. Army SP4 Dennis Harvey Roberts Memorial Bridge | 985 | 1614 | | 1615 | | 985, 1615 |
| 46 - | By Delegates Cooper, Toney, Haynes, Dean, Barrett, Paynter, Zatezalo, Reynolds, and Rowan: U.S. Navy Seaman Donald Homer Wheeler Memorial Bridge | 895 | 1614 | | 1615 | | 896, 1615 |
| 47 - | By Delegates Booth, Barnhart, Barrett, Bates, Bridges, Capito, Clark, Criss, Dean, Forsht, Griffith, Hanna, Hardy, Haynes, Holstein, Honaker, Horst, J. Jeffries, Jennings, Kessinger, Linville, Lovejoy, Mallow, Mandt, Martin, Maynard, Nestor, Paynter, Pethel, Queen, Reed, Reynolds, Riley, Rohrbach, Smith, Statler, Steele, Toney, Wamsley, G. Ward, and Westfall: U.S. Army CPL Billy Earl Duty Memorial Bridge | 895 | 1614 | | 1615 | | 896, 1615 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|-----------|-------------------|--------------------|-------------------|
| 48 - | By Delegates Haynes, Kessinger, Fast, Booth, and G. Ward: WVSP Sergeant John S. Syner Memorial Road | 895 | 1611, 2700 | | 2701 | | 896, 1612, 2701 |
| 49 - | By Delegate Haynes: Charles M. "Charlie" Biggs Memorial Highway | 895 | 1611 2700 | | 2701 | | 896, 1612, 2701 |
| 50 - | By Delegate Haynes: John Ellison Road | 895 | 1611 | | | | 896, 1612 |
| 52 - | By Delegates Diserio, Queen, Westfall, Storch, McGeehan, Capito, Anderson, and Linville: U.S. Army SGT Roy E. Givens Memorial Road | 895 | 1611, 2700 | | 2701 | | 896, 1612, 2701 |
| 54 - | By Delegate Barrett: Mayor George Karos Bridge | 986 | 1611 | | | | 988, 1612 |
| 56 - | By Hanshaw (Mr. Speaker): Roy Lee Shamblin Memorial Bridge | 1661 | 1928, 2737 | 2741 | 2743 | 3032 | 1661, 1929, 2743 |
| 58 - | By Delegates Capito, Burkhammer, Fast, Hornbuckle, Storch, Summers, Rohrbach, D. Jeffries, Skaff, Lovejoy, and Queen: February 14 as National Donor Day | 810 | | | | | 810 |
| 59 - | By Delegates Hott, Rowan, Howell, B. Ward, Jennings, Pritt, Kimes, D. Jeffries, Ferrell, Reynolds, and Conley: 'Warrant Officer James G. Bosley Memorial Bridge' | 810 | 1131 | 1180-1181 | 1181 | 1323 | 810, 1181 |
| 60 - | By Delegate Westfall: Fire Chief Lee Thomas Bridge | 810 | 1611, 2738 | 2742 | 2743 | 3032 | 810, 1612, 2743 |
| 61 - | By Delegates Gearheart, Ellington, Maynor, and Smith: Timothy Wayne Farley Memorial Bridge | 896 | 1611, 2082 | | 2082 | | 896, 1612, 2082 |
| 62 - | By Delegates Toney and Bates: Raymond Jarrell, Jr., Memorial Road | 986 | 1611 | | | | 988, 1612 |
| 63 - | By Delegates Young, Skaff, Pack, and Capito: U.S. Army MSGT Donald Lewis Coen Memorial Bridge | 986 | 1614 | | 1615 | | 988, 1615 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|---------|-------------------|--------------------|-------------------|
| 64 - | By Delegates Hansen, Fleischauer, Walker, Statler, and Williams: Robin W. Ames Memorial Road | 986 | 1611 | | | | 988, 1612 |
| 65 - | By Delegates Sypolt, Anderson, Barach, Barnhart, Barrett, Bates, Boggs, Booth, Bridges, Burkhammer, Capito, Conley, Cooper, Criss, Crouse, Dean, Diserio, Doyle, Ellington, Espinosa, Evans, Fast, Ferrell, Fleischauer, Fluharty, Forsht, Foster, Garcia, Gearheart, Graves, Griffith, Hamrick, Hanna, Hansen, Hanshaw (Mr. Speaker), Hardy, Haynes, Holstein, Honaker, Hornbuckle, Hott, Householder, Howell, D. Jeffries, J. Jeffries, Jennings, Keaton, D. Kelly, J. Kelly, Kessinger, Kimble, Kimes, Linville, Longanacre, Lovejoy, Mallow, Mandt, Martin, Maynard, Maynor, Mazzocchi, McGeehan, Miller, Nestor, Pack, Paynter, Pethel, Phillips, Pinson, Pritt, Pushkin, Queen, Reed, Reynolds, Riley, Rohrbach, Rowan, Rowe, Skaff, Smith, Statler, Steele, Storch, Summers, Thompson, Toney, Tully, Walker, Wamsley, B. Ward, G. Ward, Westfall, Williams, Worrell, Young, Zatezalo, Zukoff, Clark, and Horst: U.S. Army Major Jesse A. Jennings Memorial Bridge | 986 | 1614 | | 1615 | | 988, 1615 |
| 70 - | By Delegates Thompson, Nestor, Fluharty, Skaff, Griffith, Walker, Young, Garcia, Diserio, Zukoff, and Pushkin: Calvin H. Shifflett Memorial Bridge | 986 | 1611, 2084 | 2087 | 2088 | 3214 | 988, 1612, 2089 |
| 71 - | By Delegates Fluharty, Barach, Barnhart, Bates, Booth, Brown, Conley, Crouse, Diserio, Doyle, Evans, Ferrell, Fleischauer, Forsht, Garcia, Griffith, Hansen, Honaker, Hornbuckle, Jennings, Longanacre, Lovejoy, Mallow, Mandt, Martin, Maynor, Miller, Nestor, Pritt, Reed, Rowan, Rowe, Skaff, Storch, Thompson, Walker, Wamsley, Westfall, Williams, Worrell, Young, Zatezalo, and Zukoff: White Angel Falls waterfall | 987 | 1612 | | | | 988, 1612 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|-----------|-------------------|--------------------|-------------------|
| 72 - | By Delegate Boggs: U.S. Army SP5 Dana V. Perkins Memorial Bridge | 987 | 1614 | | 1615 | | 988, 1615 |
| 73 - | By Delegate Pinson: Halstead Brothers WWII Veterans Memorial Bridge | 987 | 1614 | | 1615 | | 988, 1615 |
| 74 - | By Delegate Burkhammer: Judge Les Fury Memorial Bridge | 987 | 1612, 2084 | 2087-2088 | 2088 | 3032 | 988, 1612, 2089 |
| 75 - | By Delegate Burkhammer: Pastor Glenn F. Lough Memorial Bridge | 987 | 1612 | | | | 988, 1612 |
| 76 - | By Delegates Linville and Maynard: U. S. Navy BM1 Farris Burton Memorial Bridge | 987 | 1614 | | 1615 | | 988, 1615 |
| 79 - | By Delegates Pinson and Hanshaw (Mr. Speaker): A resolution to designate February 21st as the official start day to National FFA Week in West Virginia | 1041 | | | 1041 | | 1041 |
| 81 - | By Delegates Skaff, Barach, Barnhart, Bates, Booth, Crouse, Diserio, Doyle, Evans, Fleischauer, Fluharty, Forsht, Garcia, Gearheart, Griffith, Honaker, Hornbuckle, Longanacre, Mallow, Mandt, Martin, Miller, Pushkin, Queen, Reed, Riley, Rowan, Smith, Thompson, Walker, Wamsley, Westfall, Williams, Worrell, Young, Zatezalo, and Zukoff: U.S. Army Chief Warrant Officer Milford Arnold Cunningham Memorial Bridge | 1160 | 1614 | | 1615 | | 1161, 1615 |
| 82 - | By Delegates Brown, Lovejoy, and Dean: Alleen Ledson Memorial Bridge | 1217 | 1612, 2082 | | 2082 | | 1218, 1612, 2082 |
| 83 - | By Delegate Maynard: U.S. Army SGT Charles L. Toppings Memorial Road | 1160 | 1612, 2088 | 2088 | 2088 | 3032 | 1161, 1612, 2089 |
| 84 - | By Delegates Booth, Martin, Nestor, Mallow, Griffith, Sypolt, Barnhart, Mandt, and Linville: U. S. Navy, Water Tender 3rd Class, V-6, Lewis Glenn Mills Memorial Boulevard | 1160 | 1612 | | | | 1161, 1612 |

| Number | TITLE OF HOUSE CONCURRENT RESOLUTIONS | Communicated to Senate | Reported from Committee | Amended | Adopted by Senate | Readopted by House | OTHER PROCEEDINGS |
|--------|--|---------------------------|----------------------------|---------------|----------------------|-----------------------|----------------------|
| 85 - | By Delegate Maynard: McClintic Family Bridge | 1217 | 1612 | | | | 1218, 1612 |
| 87 - | By Delegates Hanna and Booth: Joseph Allen Wyatt, Fire Chief of Cowen VFD Memorial Intersection | 1161 | 1612 | | | | 1161, 1612 |
| 88 - | By Delegates Paynter, Toney, Steele, Bridges, Mazzocchi, Gearheart, Smith, Dean, Kessinger, Fast, and Cooper: Lewis Joseph D'Antoni Memorial Road | 1217 | 1612 | | | | 1218, 1612 |
| 89 - | By Delegate Bates: Hajash Brothers Memorial Bridge | 1346 | 1928, 2738 | 2742- 2743 | 2743 | 3033 | 1346, 1929, 2743 |
| 90 - | By Delegate Rowe: U.S. Army PVT Robert (Bob) Mullins Sr. Memorial Bridge | 1346 | 1928, 2700 | | 2701 | | 1346, 1929, 2701 |
| 92 - | By Delegates Skaff, Hanshaw (Mr. Speaker), Dean, Bates, Longanacre, Clark, Toney, Thompson, Bridges, Horst, Evans, Hornbuckle, and Ferrell (originating in House Education): Mental health study for students in higher education institutions | 1662 | | | | | 1662 |
| 95 - | By Delegates Pushkin, D. Jeffries, Rowe, and Barach: Clemmer Brothers WWII Veterans Memorial Bridge | 1698 | 1928, 2701 | | 2701 | | 1698, 1929, 2701 |
| 96 - | By Delegates Skaff, Pack, Rowe, Young, Barach, and Pushkin: U. S. Air Force Captain Perry Thomas Rose Memorial Road | 1699 | 1928, 2701 | | 2701 | | 1699, 1929, 2701 |
| 97 - | By Delegate Keaton: U.S. Army Air Corps Private Albert J. Sutphin Memorial Highway | 2099 | | | | | 2099 |
| 99 - | By Delegates Skaff, Young, Dean, and Barach: Lt. Col. Mitchell M. Mickel Memorial Bridge | 2099 | | | | | 2099 |

JOURNAL
of
THE SENATE
State of West Virginia

EIGHTY-FIFTH LEGISLATURE

Second Extraordinary Session, 2022

April 25-26, 2022



NOTE: The proceedings of the Second Extraordinary Session of the West Virginia Legislature in the year 2022 (convened by the Governor on April 25 and adjourned *sine die* on April 26) are shown hereinafter.

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE
SECOND EXTRAORDINARY SESSION, 2022

MONDAY, APRIL 25, 2022

Pursuant to the proclamation of His Excellency, the Governor, the Honorable Jim Justice, dated the twenty-second day of April, 2022, convening the eighty-fifth Legislature of West Virginia in extraordinary session today (Monday, April 25, 2022), under the provisions of section seven, article seven of the Constitution of West Virginia, the Senate assembled in its chamber in the state capitol in the City of Charleston at 12:30 p.m., and was called to order by its President, the Honorable Craig Blair.

Prayer was offered by David Lavender, Senate Sergeant at Arms, Hurricane, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Charles S. Trump IV, a senator from the fifteenth district.

On the call of the roll, the following answered to their names:

Senators Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President).

Thirty-two members having answered to their names, the President declared the presence of a quorum.

Executive Communications

Senator Blair (Mr. President) laid before the Senate the following proclamation from His Excellency, the Governor, convening the Legislature in extraordinary session, which was read by the Clerk:

STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

Charleston

A PROCLAMATION

By the Governor

I, **JIM JUSTICE**, by virtue of the authority vested in the Governor by Section 7, Article VII, of the Constitution of West Virginia, do hereby call the West Virginia Legislature to convene in Extraordinary Session at 12:00 PM on Monday, April 25, 2022, in its chambers in the State Capitol, the City of Charleston, for the limited purpose of considering and acting upon only the following matters:

FIRST: To repeal §31-15-20 of the Code of West Virginia, 1931, as amended; to amend and reenact §12-6C-11 of said code by striking the entirety of subsection (a) and inserting therein a new subsection (g) to provide that, notwithstanding any other provision of the code to the contrary, the West Virginia Economic Development Authority shall pay to the West Virginia Board of Treasury Investments the entire outstanding balance of the revolving loan authorized by this section within 30 days of the deposit of sufficient funds for such repayment in the Economic Development Project Fund created in §31-15-23a of this code, and that, upon repayment of the outstanding loan balance, the revolving loan authorized by this section shall terminate and no additional loan moneys shall be made available to the West Virginia Economic Development Authority pursuant to this section; to amend said code by adding thereto a new section, designated §12-6C-11b, to provide that (a) the West Virginia Board of Treasury Investments shall make available to the Department of Transportation, subject to a liquidity determination, a revolving loan of up to \$200 million from the Consolidated Fund for the purposes authorized by this section, and that the loan moneys requested and authorized pursuant to subsection (b) of this section shall be deposited in a special revenue fund, to be known as the Infrastructure Investment Reimbursement Fund, that (b) the Board of Treasury Investments shall make the loan moneys authorized by this section available upon receipt of the following: (1) a written request by the Secretary of the Department of Transportation that the board deposit a specific amount of loan moneys, subject to the limitations provided in this section, into the Infrastructure Investment Reimbursement Fund, (2) a written statement by the Secretary of the Department of Transportation

certifying that the department will use the loan moneys for expenditures meeting the requirements of subsection (c) of this section, and (3) copies of any available documents demonstrating that the planned expenditures of loan moneys meet the requirements of subsection (c) of this section, including but not limited to any agreement or contract entered into by the Department of Transportation and the federal government, that (c) the Secretary of the Department of Transportation may authorize expenditures from the Infrastructure Investment Reimbursement Fund that qualify for cost reimbursement according to an agreement with the federal government pursuant to the Infrastructure Investment and Jobs Act, Public Law 117-58, 135 Stat. 443 (2021), that (d) upon receiving moneys from the federal government to reimburse for expenditures as authorized by subsection (c) of this section from the Infrastructure Investment Reimbursement Fund, the Secretary of the Department of Transportation shall immediately reimburse the Infrastructure Investment Reimbursement Fund from said reimbursed moneys from the federal government, that (e) any balance remaining in the fund at the end of each fiscal year shall be transferred to the Consolidated Fund, and if, at any time during a fiscal year, the secretary determines that the balance in the fund exceeds the amount required for expenditures authorized in subsection (c) of this section, the secretary shall provide notice of said determination to the Board of Treasury Investments and the excess balance of the fund shall be transferred to the Consolidated Fund, that (f) the secretary shall prepare and submit a quarterly report to the Joint Committee on Government and Finance, the Board of Treasury Investments, and the Governor which shall include, at a minimum: (1) the aggregate outstanding amount of the loan authorized by this section and (2) for each project for which loan moneys were expended, the status of the project, the estimated completion date of the project, the amount of loan moneys expended for the project, the amount of federal reimbursement moneys received for the project, and the remaining amount of federal reimbursement moneys projected to be received for the project, that (g) upon request of the Board of Treasury Investments, the secretary shall provide the board with the opportunity to inspect and copy any records in the custody of the Department related to any transaction involving the Infrastructure Investment Reimbursement Fund, and records to be made available pursuant to this subsection include, but are not limited to, accounting records, contracts or agreements, audit reports, and transaction records, and that (h) the provisions of this section shall cease to have effect after June 30, 2027, unless reauthorized by the West Virginia Legislature, and the Secretary of the Department of Transportation must reimburse the Infrastructure

Investment Reimbursement Fund 100% of the amount of any expenditures from the Infrastructure Investment Reimbursement Fund by such date; and to amend said code by adding thereto a new section, designated §31-15-23a, to provide that (a) for the purposes of this section, the term "high impact development project" means a project meeting the following criteria, according to a resolution adopted by the authority: (1) the Governor has requested, in writing, that the project be approved for financing by the authority in an amount of \$50 million or greater, (2) the industrial development agency or enterprise undertaking the project will privately invest an amount of \$50 million or greater in the project, and (3) the project meets or exceeds the loan per job ratio criteria for high-impact development projects that may be established, in consultation with the Secretary of the Department of Economic Development, by the board of directors, that (b) there is hereby created a special revenue fund in the State Treasury known as the Economic Development Project Fund, and the fund shall consist of all moneys appropriated to the authority during the regular session of the Legislature, 2022, from available revenue surplus funds, transfers from the Industrial Development Loans fund, gifts, grants, contributions, any earnings or interest accruing to said fund, and any other moneys appropriated to said fund by the Legislature, and the authority may invest and reinvest moneys in the fund with the West Virginia Investment Management Board or the Board of Treasury Investments, that (c) the authority may transfer funds in the Industrial Development Loans fund to the Economic Development Project Fund created by this section and any loan repayments or other amounts that would otherwise have been paid into the Industrial Development Loans fund may be paid into the Economic Development Project Fund created by this section, that (d) in addition to any powers granted to the authority under any other section of this code, the authority may finance any high impact development project under this section by offering incentives for business formation or expansion to industrial development agencies or enterprises in this state in the form of loans, grants, or other offers of financial assistance or aid upon such terms as the Governor may request and the authority shall deem appropriate, that (e) the authority may use moneys in the Economic Development Project Fund to offer incentives for business formation or expansion and provide assistance with site development or other concerns to industrial development agencies or enterprises according to the requirements of this article, provided, that a minimum of \$200 million in the fund may only be used to finance high impact development projects, that (f) the authority shall keep itemized records of all fund transactions and agreements entered into in furtherance of Economic Development Project Fund expenditures, and

in administering the fund, the authority shall adopt appropriate accounting practices and internal controls, including but not limited to, strict compliance with the requirements of §5A-8-9 of this code, and fund transactions shall be subject to an annual audit by an independent firm of certified public accountants, that (g) the authority shall prepare and submit to the Joint Committee on Government and Finance and the Governor an annual report addressing the status of each project with outstanding financing issued pursuant to this section, and the report shall, at a minimum, provide project-specific data addressing: (1) the outstanding amount of authority financing for each project, (2) the total amount of private investment in each project, (3) the number of jobs created by each project since the project's inception, and (4) the number of jobs maintained by each project, and that (h) except for the records and audit required under subsection (f) of this section and the annual reports required under subsection (g) of this section, any documentary material, data, or other writing made or received by the authority relating to high impact development projects under this section, shall be exempt from §29B-1-1 *et seq.* of this code: provided, that any agreement or resolution entered into or signed by the authority which obligates public funds for any high-impact development project shall be subject to inspection and copying pursuant to §29B-1-1 *et seq.* of this code as of the date the agreement or resolution is entered into, signed, or otherwise made public.

SECOND: To amend and reenact §18B-1-1f of the Code of West Virginia, 1931, as amended, as contained in Chapter 149, Acts of the Legislature, Regular Session, 2022, and to amend and reenact §18B-1-2 of said code, relating to reclassifying Bluefield State College as a statutorily exempt school.

THIRD: To amend and reenact §5-10-14 and §5-10-30 of the Code of West Virginia, 1931, as amended, all relating to service credit, retroactive provisions, and the refund of accumulated contributions for certain members of the West Virginia Public Employees Retirement System.

FOURTH: To amend and reenact §5-10-2 of the Code of West Virginia, 1931, as amended, as contained in Chapter 256, Acts of the Legislature, Regular Session, 2022, and to amend and reenact §5-10-24 of said code, all relating to the Public Employees Retirement System to designate an irrevocable special needs trust as beneficiary; defining terms; and providing for

substitution of irrevocable special needs trust as beneficiary post retirement in certain circumstances.

FIFTH: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §21A-10-23, relating to authorizing the Commissioner of Workforce West Virginia to create an Unemployment Compensation Insurance Fraud Unit; establishing training and experience requirements; specifying duties; granting certain authorities necessary to conduct investigations into alleged unemployment insurance fraud; authorizing certain personnel to operate a state vehicle and carry a firearm; establishing training requirements for carrying a firearm; and exempting the Unemployment Compensation Fraud Unit from the requirements of the Freedom of Information Act and the Open Government Proceedings Act, and creating certain immunities for acts of an investigator employed by the unit.

SIXTH: To amend and reenact §5-6-11a of the Code of West Virginia, 1931, as amended; to amend and reenact §5-11-5 of said code; to amend and reenact §5A-8-15 of said code; to amend and reenact §5B-21-7 of said code; to amend and reenact §6C-3-1 of said code; to amend and reenact §11-13J-4a of said code; to amend and reenact §16-4C-5 of said code; to amend and reenact §17-4A-3 of said code; to amend and reenact §17-16A-3 of said code; to amend and reenact §17-16C-4 of said code; to amend and reenact §18-2-1 of said code; to amend and reenact §18-11-1 of said code; to amend and reenact §18B-1B-2 of said code; to amend and reenact §22C-3-4 of said code; to amend and reenact §29-21-3b of said code; to amend §29-22-4 of said code; to amend and reenact §30-38-6 of said code; and to amend and reenact §30-42-4 of said code, all relating to qualifications for members of boards, commissions, and other entities; reducing number of members of board of directors of nonprofit corporation operating and maintaining Clay Center for the Arts; revising qualifications for members of Human Rights Commission; establishing qualifications for members of Records Management and Preservation Board; revising qualifications for membership on Tourism Advisory Council; updating number of members of Public Employees Grievance Board who may be appointed from each congressional district; revising number of members of Neighborhood Investment Program Advisory Board from each congressional district; revising number of members of Emergency Medical Services Advisory Council appointed from any one congressional district; revising membership of Complete Streets Advisory Board; establishing number of appointed members of Parkways Authority and

recognizing reduction in number of congressional districts; establishing qualifications for appointed members of Public Transit Advisory Council; revising qualifications for appointment to West Virginia Board of Education; revising requirements for appointed members of Board of Governors; altering composition of Higher Education Policy Commission; making technical changes to qualifications for appointment to Solid Waste Management Board; modifying membership of Indigent Defense Commission; providing for qualifications for appointment to State Lottery Commission; revising qualifications for appointment to Real Estate Appraiser Licensing and Certification Board; and revising qualifications for appointment to Contractor Licensing Board.

SEVENTH: To amend and reenact §30-40-4 of the Code of West Virginia, 1931, as amended, relating to West Virginia Real Estate License Act; amending definitions; permitting a salesperson to designate an entity to receive compensation.

EIGHTH: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §20-2-33c, relating to West Virginia University Rifle Team electronic application donation program; including solicitation for voluntary donation to West Virginia University Rifle Team on electronic application for hunting or fishing license; providing opportunity to designate donation in any amount; creating special account; establishing funding sources; specifying terms for expenditures; authorizing disbursements and administrative fee; and requiring annual reports for two years.

NINTH: To amend and reenact §18-2-7f of the Code of West Virginia, 1931, as amended, relating to establishing alternative educational opportunities for elective course credit; requiring the state board to establish, develop, and maintain a program whereby students can earn elective course credit for extended learning opportunities that take place outside of the traditional classroom setting; specifying minimum entities eligible to provide extended learning opportunity programs; requiring individuals or entities seeking certification as an eligible extended learning opportunity program to successfully complete an application process; imposing requirements on extended learning opportunity providers pertaining to compliance with applicable federal and state health and safety laws and regulations, compliance with standards and safeguards provided by the West Virginia Board of Education, background checks for key personnel or instructional staff, and proof of insurance; addressing the denial of a program application; providing for monitoring,

evaluation, and inspection of approved programs; allowing extension of approval or disqualification for violation of state law or state board policies; allowing appeal of disqualification; requiring the county boards of education to adopt an alternative educational opportunities policy that facilitates implementation and participation; requiring parental or legal guardian approval for participation of student under 18; allowing students transferring schools to request acceptance of elective course credits awarded for program completion; addressing transportation to and from an approved program; allowing auditing of approved programs at any time and disqualification for not meeting certain provisions; and requiring report to the Legislative Oversight Commission on Education Accountability with respect to the implementation of extended learning opportunity programs.

TENTH: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §20-2-5k relating to permitting the use of air rifles when hunting; permitting a person use an air rifle to hunt when properly authorized to hunt under an existing stamp; setting forth criteria for when an air rifle may be used to hunt game in this state; setting caliber limits for air rifles when hunting certain types of game; and providing limitations on air rifle use.

ELEVENTH: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new article designated §17C-25-1, §17C-25-2, §17C-25-3, §17C-25-4, §17C-25-5, §17C-25-6, §17C-25-7, §17C-25-8, §17C-25-9, §17C-25-10, and §17C-25-11, all relating to flying under the influence and other aviation offenses; prohibiting operation of aircraft while under the influence of alcohol, controlled substances, or drugs; defining terms; providing a person operating an aircraft while under the influence is guilty of a misdemeanor and establishing criminal penalties therefor; providing that injury of another person while operating an aircraft while under the influence is a felony and establishing criminal penalties therefor; providing a person who knowingly allows another person to operate his or her aircraft while under the influence is guilty of a misdemeanor and establishing criminal penalties therefor; providing increased criminal penalties for subsequent offenses; providing for inclusion of previous offenses when determining number of offenses; providing that it is not a defense that the person was legally allowed to use alcohol, controlled substances, or drugs; requiring clerk of court to notify federal aviation administration of a conviction; providing for implied consent to testing; providing for preliminary analysis of breath

to determine its alcohol concentration; providing for secondary testing and interpretation of such tests; providing person may demand additional testing; providing standards for blood withdrawal; allowing test results to be used in civil and criminal proceedings; allowing person to demand testing within two hours of arrest; providing for fee for withdrawing a blood sample or administering a urine test; providing that the unauthorized taking of an aircraft is a felony and establishing criminal penalties therefor; requiring federal licensure to operate an aircraft and that evidence of licensure be in the person's personal possession and in the aircraft; providing criminal penalties; and requiring state law enforcement officers to collaborate in enforcing aeronautics laws.

TWELFTH: To amend and reenact §51-9-1a of the Code of West Virginia, 1931, as amended, as contained in Chapter 256, Acts of the Legislature, Regular Session, 2022, relating to including family court judges in the Judges' Retirement System.

THIRTEENTH: To amend and reenact §16A-7-4 of the Code of West Virginia, 1931, as amended, relating to providing for no more than two licensed laboratories for medical cannabis testing in this state; providing that this limitation shall terminate on January 1, 2025; prohibiting conspiracy by the two certified laboratories to fix prices; and providing that the two laboratories at all times must adhere to the laws, regulations, policies, and guidance regulating medical cannabis programs in the State of West Virginia.

FOURTEENTH: To amend and reenact §30-3E-3 of the Code of West Virginia, 1931, as amended; and to amend and reenact §30-7-15a of said code, all relating to prescriptive authority; eliminating certain legislative rulemaking authority concerning the prescriptive authority of a physician assistant; providing for prescriptive authority of physician assistants; eliminating certain discretionary authority of the Board of Nursing; eliminating certain legislative rulemaking authority of the Board of Nursing with respect to prescriptive authority of an advanced practice registered nurse; eliminating certain emergency rulemaking authority of the Board of Nursing; eliminating requirements regarding list of advanced practice registered nurses with prescriptive authority; and providing for prescriptive authority of advanced practice registered nurses.

FIFTEENTH: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §15-1J-6; to amend and reenact §18-19-2 of said code; and to amend and reenact §36-8-13 of said code, as contained in Chapter 282, Acts of the Legislature, Regular Session, 2022, all relating generally to state military and service member programs;

creating a special revenue account known as the Military Authority Reimbursable Expenditure Fund; establishing the fund; providing that the Adjutant General shall administer the fund; authorizing the Adjutant General to invest moneys in the fund; setting forth the permissible contents of the fund; authorizing the Adjutant General to make certain expenditures from the fund; requiring the Adjutant General to reimburse the fund after receiving federal reimbursement moneys; providing that moneys in the fund will revert to the Unclaimed Property Fund at the end of each fiscal year; expanding eligibility of an active-duty service member's child or spouse for certain benefits; and authorizing transfers up to a certain amount from the Unclaimed Property Trust Fund to the Military Authority Reimbursable Expenditure Fund.

SIXTEENTH: To amend and reenact §8-22A-2 of the Code of West Virginia, 1931, as amended, as contained in Chapter 256, Acts of the Legislature, Regular Session, 2022, relating to the West Virginia Municipal Police Officers and Firefighters Retirement System; and increasing the multiplier for use in determining accrued benefit.

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IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.



By the Governor

DONE at the Capitol in the City of Charleston, State of West Virginia, this Twenty-Second day of April, in the Year of our Lord, Two Thousand Twenty-Two, and in the One Hundred Fifty-Ninth year of the State.

GOVERNOR

SECRETARY OF STATE

Senator Blair (Mr. President) then laid before the Senate the following supplement to the proclamation dated April 22, 2022, from His Excellency, the Governor, which was read by the Clerk:

STATE OF WEST VIRGINIA
EXECUTIVE DEPARTMENT

Charleston

A PROCLAMATION

By the Governor

I, **JIM JUSTICE**, by virtue of the authority vested in the Governor by Section 7, Article VII, of the Constitution of West Virginia, do hereby **AMEND** the proclamation dated April 22, 2022, calling the West Virginia Legislature to convene in Extraordinary Session on Monday, April 25, 2022, in its chambers in the State Capitol, the City of Charleston, by adding to the list of matters for consideration and action the following item number seventeen:

SEVENTEENTH: To expire funds to the balance of Miscellaneous Boards and Commissions, Water Development Authority, West Virginia Economic Enhancement Grant Fund, fund 3382, fiscal year 2022, organization 0316, in the amount of \$250,000,000, from the Executive, Governor's Office, Coronavirus State Fiscal Recovery Fund, fund 8823, fiscal year 2022, organization 0100, by supplementing and amending the appropriations for the fiscal year ending June 30, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.



By the

DONE at the Capitol in the City of Charleston, State of West Virginia, this Twenty-Fifth day of April, in the Year of our Lord, Two Thousand Twenty-Two, and in the One Hundred Fifty-Ninth year of the State.

Jim Justice
GOVERNOR

Mac Warner
SECRETARY OF STATE

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 201—Raising a committee to inform the House of Delegates the Senate has assembled in extraordinary session.

Resolved by the Senate:

That a committee of three be appointed by the President to inform the House of Delegates that the Senate has assembled in extraordinary session, with a quorum present, and is ready to proceed with the business for which the extraordinary session was called by His Excellency, the Governor.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Whereupon, the President appointed as members of such committee the following:

Senators Grady, Smith, and Brown.

Subsequently, Senator Grady, from the committee to notify the House of Delegates the Senate has assembled in extraordinary session, and is ready to proceed with the business of the session, announced that the committee had discharged its duties.

A message from the House of Delegates, by

Delegates Barrett, Bates, and Lovejoy, announced that the House of Delegates has assembled in extraordinary session, with a quorum present, and is ready to proceed with the business stated in the proclamation convening the Legislature.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 202—Raising a committee to wait upon the Governor.

Resolved by the Senate:

That a committee of three on the part of the Senate, to join with a similar committee on the part of the House of Delegates, be appointed by the President to notify His Excellency, the Governor, that at his call the Legislature has assembled in extraordinary session, with a quorum of each house present; and is ready to receive any communication or message he may be pleased to present under section seven, article seven of the Constitution of West Virginia, which provides that no business except that stated in his proclamation be considered.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Whereupon, the President appointed as members of such committee the following:

Senators Swope, Maynard, and Geffert.

A message from the House of Delegates, by

Delegates Queen, Sypolt, and Pethel, announced that the Speaker had appointed them a committee of three to join with a similar committee on the part of the Senate to wait upon the Governor, under the provisions of Senate Resolution 202. Senate and House members of this select committee then proceeded to the executive offices.

Subsequently, Senator Swope reported that the joint Senate and House committee had performed the duty assigned to it.

The Senate proceeded to the sixth order of business.

The following bills were introduced and read by their titles:

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2001—A Bill to repeal §31-15-20 of the Code of West Virginia, 1931, as amended; to amend and reenact §12-6C-11

of said code; to amend said code by adding thereto a new section, designated §12-6C-11b; and to amend said code by adding thereto a new section, designated §31-15-23a, all relating generally to funding for infrastructure and economic development projects in the state; discontinuing the revolving loan from the Board of Treasury Investments to the Economic Development Authority upon the authority's receipt of an appropriation by the Legislature; requiring the Board of Treasury Investments to make a revolving loan available to the Department of Transportation; establishing a special revenue fund to receive loan moneys; permitting the Secretary of Transportation to make certain expenditures of loan moneys; requiring the secretary to reimburse the fund upon receipt of federal reimbursement moneys; providing when moneys in the fund will revert to the Consolidated Fund; establishing reporting requirements related to the fund; allowing the Board of Treasury Investments to inspect records related to the fund; providing a sunset date of June 30, 2027, for the revolving loan available to the Department of Transportation; defining terms; establishing a special revenue fund to receive moneys appropriated to the Economic Development Authority; allowing the authority to invest the moneys in the fund; providing that a certain amount of moneys in the fund be used for high impact economic development projects; establishing accounting and auditing standards related to the fund; and establishing project status reporting requirements related to the fund, and providing that documents and materials related to high impact economic development projects are exempt from certain provisions of the code, except that certain required records and reports and final agreements or resolutions of the authority are not exempt from certain provisions of the code.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2001 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2001) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 2001) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2002—A Bill to amend and reenact §18B-1-1f of the Code of West Virginia, 1931, as amended, as contained in Chapter 149, Acts of the Legislature, Regular Session, 2022, and to amend and reenact §18B-1-2 of said code, all relating to reclassifying Bluefield State College as a statutorily exempt school.

Referred to the Committee on Rules.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2003—A Bill to amend and reenact §5-10-14 and §5-10-30 of the Code of West Virginia, 1931, as amended, all relating to service credit, retroactive provisions, and the refund of accumulated contributions for certain members of the West Virginia Public Employees Retirement System.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings,

Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2003 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2003) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2004—A Bill to amend and reenact §5-10-2 of the Code of West Virginia, 1931, as amended, as contained in Chapter 256, Acts of the Legislature, Regular Session, 2022; and to amend and reenact §5-10-24 of said code, all relating to the Public Employees Retirement System; allowing retirants in the Public Employees Retirement System to designate an irrevocable special needs trust as beneficiary; defining terms; and providing for

substitution of irrevocable special needs trust as beneficiary post retirement in certain circumstances.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2004 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2004) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2005—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §21A-10-23, relating to authorizing the Commissioner of Workforce West Virginia to create an Unemployment Compensation Insurance Fraud Unit; establishing training and experience requirements; specifying duties; granting certain authorities necessary to conduct investigations into alleged unemployment insurance fraud; authorizing certain personnel to operate a state vehicle and carry a firearm; establishing training requirements for carrying a firearm; exempting the Unemployment Compensation Fraud Unit from the requirements of the Freedom of Information Act and the Open Government Proceedings Act; and creating certain immunities for acts of an investigator employed by the unit.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2005 was then read a third time and put upon its passage.

Pending discussion,

The question being "Shall Engrossed Senate Bill 2005 pass?"

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2005) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2006—A Bill to amend and reenact §5-6-11a of the Code of West Virginia, 1931, as amended; to amend and reenact §5-11-5 of said code; to amend and reenact §5A-8-15 of said code; to amend and reenact §5B-2I-7 of said code; to amend and reenact §6C-3-1 of said code; to amend and reenact §11-13J-4a of said code; to amend and reenact §16-4C-5 of said code; to amend and reenact §17-4A-3 of said code; to amend and reenact §17-16A-3 of said code; to amend and reenact §17-16C-4 of said code; to amend

and reenact §18-2-1 of said code; to amend and reenact §18-11-1 of said code; to amend and reenact §18B-1B-2 of said code; to amend and reenact §22C-3-4 of said code; to amend and reenact §29-21-3b of said code; to amend §29-22-4 of said code; to amend and reenact §30-38-6 of said code; and to amend and reenact §30-42-4 of said code, all relating to qualifications for members of boards, commissions, and other entities; reducing the number of members of board of directors of the nonprofit corporation operating and maintaining the Clay Center for the Arts; revising qualifications for members of the Human Rights Commission; establishing qualifications for members of the Records Management and Preservation Board; revising qualifications for membership on the Tourism Advisory Council; updating number of members of the Public Employees Grievance Board who may be appointed from each congressional district; revising the number of members of the Neighborhood Investment Program Advisory Board from each congressional district; revising the number of members of the Emergency Medical Services Advisory Council appointed from any one congressional district; revising membership of the Complete Streets Advisory Board; establishing number of appointed members of the Parkways Authority and recognizing the reduction in the number of congressional districts; establishing qualifications for appointed members of the Public Transit Advisory Council; revising qualifications for the appointment to the West Virginia Board of Education; revising the requirements for appointed members of West Virginia University Board of Governors; altering the composition of the Higher Education Policy Commission; making technical changes to qualifications for appointment to Solid Waste Management Board; modifying the membership of the Indigent Defense Commission; providing for qualifications for the appointment to the State Lottery Commission; revising qualifications for appointment to the Real Estate Appraiser Licensing and Certification Board; and revising qualifications for appointment to the Contractor Licensing Board.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2006 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2006) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2007—A Bill to amend and reenact §30-40-4 of the Code of West Virginia, 1931, as amended, relating to West Virginia Real Estate License Act; amending definitions; and permitting a salesperson to designate an entity to receive compensation.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2007 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2007) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2008—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §20-2-33c, relating to West Virginia University Rifle Team Electronic Application Donation Program; including solicitation for voluntary donation to West Virginia University Rifle Team on electronic application for hunting or fishing license; providing opportunity to designate donation in any amount; creating special account; establishing funding sources; specifying terms for expenditures; authorizing disbursements and administrative fee; and requiring annual reports for two years.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2008 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2008) passed with its title.

Senator Takubo moved that the bill take effect July 1, 2022.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 2008) takes effect July 1, 2022.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2009—A Bill to amend and reenact §18-2-7f of the Code of West Virginia, 1931, as amended, relating to establishing alternative educational opportunities for elective course credit; requiring the state board to establish, develop, and maintain a program whereby students can earn elective course credit for extended learning opportunities that take place outside of the traditional classroom setting; specifying minimum entities eligible to provide extended learning opportunity programs; requiring individuals or entities seeking certification as an eligible extended learning opportunity program to successfully complete an application process; imposing requirements on extended learning opportunity providers pertaining to compliance with applicable federal and state health and safety laws and regulations, compliance with standards and safeguards provided by the West Virginia Board of Education, background checks for key personnel or instructional staff, and proof of insurance; addressing the denial of a program application; providing for monitoring, evaluation, and inspection of approved programs; allowing extension of approval or disqualification for violation of state law or state board policies; allowing appeal of disqualification; requiring the county boards of education to adopt an alternative educational opportunities policy that facilitates implementation and participation; requiring parental or legal guardian approval for participation of student under 18 years of age; allowing students transferring schools to request acceptance of elective course credits awarded for program completion; addressing transportation to and from an approved program; allowing auditing of approved programs at any time and disqualification for not meeting certain provisions; and requiring report to the Legislative Oversight Commission on Education Accountability with respect to the implementation of extended learning opportunity programs.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2009 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2009) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings, and Woelfel:

Senate Bill 2010—A Bill to amend and reenact §5-16-7g of the Code of West Virginia, 1931, as amended; and to amend and reenact §33-59-1 of said code, all relating to health care; reducing copayments; adding coverage for devices under specified insurance plans including the Public Employees Insurance Agency; and permitting testing equipment to be purchased without a prescription under specified insurance plans.

Referred to the Committee on Rules.

By Senators Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings, and Woelfel:

Senate Bill 2011—A Bill to amend and reenact §29-3E-7 of the Code of West Virginia, 1931, as amended; and to amend and reenact §33-3-14d and §33-3-33 of said code, all relating generally to the distribution of certain taxes and surcharges to benefit volunteer and part-volunteer fire departments; defining terms; providing the method of allocation and distribution for proceeds of the fireworks safety fee deposited in the Fire Protection Fund; eliminating obsolete language; increasing certain policy surcharge; establishing effective date for policy surcharge increase; requiring the State Fire Marshal provide certain information to the State Treasurer; and clarifying the requirements for distribution of funds in the Fire Protection Fund.

Referred to the Committee on Rules.

By Senators Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings, and Woelfel:

Senate Bill 2012—A Bill to repeal §49-2-125 of the Code of West Virginia, 1931, as amended; to amend and reenact §49-1-203 of said code; to amend and reenact §49-2-111a, §49-2-111c, and §49-2-809 of said code; to amend said code by adding thereto two new sections, designated §49-2-111d and §49-2-111e; to amend and reenact §49-4-405, §49-4-501, and §49-4-601 of said code; to amend and reenact §49-5-101 of said code; and to amend and reenact §49-9-101, §49-9-103, §49-9-105, §49-9-106, and §49-9-107 of said code, all relating to foster care; creating new

definitions; deleting outdated language; requiring Bureau for Social Services to issue a request for proposal to incorporate into its PATH system a matching database, and to create a dashboard database; requiring study of centralized intake; requiring that any report by a physician mandatory reporter shall be automatically considered accepted by centralized intake and a referral for investigation made; requiring circuit courts to enable multidisciplinary treatment team to meet monthly; including managed care case coordinator in multidisciplinary treatment team; allowing department to hire counsel; requiring sheriff's office to serve notice of hearing without additional compensation; permitting child agency or facility to disclose confidential information in certain circumstances; requiring foster care ombudsman to make recommendations in accordance with the Foster Child Bill of Rights and the Foster and Kinship Parent Bill of Rights; authorizing ombudsman to have access to kinship family; exempting foster care ombudsman from testifying about official duties; making ombudsman's records confidential and not admissible in evidence; removing circumstance for authorizing disclosure of confidential matters; making investigation of complaint confidential except when imminent risk of harm reported to foster care ombudsman; and requiring ombudsman to maintain confidentiality with respect to all matters and exceptions.

Referred to the Committee on Rules.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 2013—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article designated §17C-25-1, §17C-25-2, §17C-25-3, §17C-25-4, §17C-25-5, §17C-25-6, §17C-25-7, §17C-25-8, §17C-25-9, §17C-25-10, and §17C-25-11, all relating to flying under the influence and other aviation offenses; prohibiting operation of aircraft while under the influence of alcohol, controlled substances, or drugs; defining terms; providing that a person operating an aircraft while under the influence is guilty of a misdemeanor and establishing criminal penalties therefor; providing that injury of another person while operating an aircraft while under the influence is a felony and

establishing criminal penalties therefor; providing a person who knowingly allows another person to operate his or her aircraft while under the influence is guilty of a misdemeanor and establishing criminal penalties therefor; providing increased criminal penalties for subsequent offenses; providing for inclusion of previous offenses when determining number of offenses; providing that it is not a defense that the person was legally allowed to use alcohol, controlled substances, or drugs; requiring clerk of court to notify federal aviation administration of a conviction; providing for implied consent to testing; providing for preliminary analysis of breath to determine its alcohol concentration; providing for secondary testing and interpretation of such tests; providing person may demand additional testing; providing standards for blood withdrawal; allowing test results to be used in civil and criminal proceedings; allowing person to demand testing within two hours of arrest; providing for fee for withdrawing a blood sample or administering a urine test; providing that the unauthorized taking of an aircraft is a felony and establishing criminal penalties therefor; requiring federal licensure to operate an aircraft and that evidence of licensure be in the person's personal possession and in the aircraft; providing criminal penalties; and requiring state law enforcement officers to collaborate in enforcing aeronautics laws.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 2013 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 2013) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 2013) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

On motion of Senator Takubo, at 1:21 p.m., the Senate recessed.

The Senate reconvened at 1:51 p.m. and, without objection, returned to the third order of business.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 210—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §20-2-5k relating to permitting the use of air rifles when hunting; permitting a person use an air rifle to hunt when properly authorized to hunt under an existing stamp; setting forth criteria for when an air rifle may be used to hunt game in this state; setting caliber limits for air rifles when hunting certain types of game; and providing limitations on air rifle use.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to third reading.

Engrossed House Bill 210 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 210) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 210) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. House Bill 212—A Bill to amend and reenact §51-9-1a of the Code of West Virginia, 1931, as amended, as contained in Chapter 256, Acts of the Legislature, Regular Session, 2022, relating to including family court judges in the Judges' Retirement System.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to third reading.

Engrossed House Bill 212 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 212) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 214—A Bill to amend and reenact §30-3E-3 of the Code of West Virginia, 1931, as amended; and to amend and reenact §30-7-15a of said code, all relating to prescriptive authority; eliminating certain legislative rulemaking authority concerning the prescriptive authority of a physician assistant; providing for prescriptive authority of physician assistants; eliminating certain discretionary authority of the Board of Nursing; eliminating certain legislative rulemaking authority of the Board of Nursing with respect to prescriptive authority of an advanced practice registered nurse; eliminating certain emergency rulemaking authority of the Board of Nursing; eliminating requirements regarding list of advanced practice registered nurses with prescriptive authority; and providing for prescriptive authority of advanced practice registered nurses.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings,

Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to third reading.

Engrossed House Bill 214 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 214) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 214) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 215—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §15-1J-6; to amend and reenact §18-19-2 of said code; and to amend and reenact §36-8-13 of said code, as contained in Chapter 282, Acts of the Legislature, Regular Session 2022; all relating generally to state military and service member programs; creating a special revenue account known as the Military Authority Reimbursable Expenditure Fund; establishing the fund; providing that the Adjutant General shall administer the fund; authorizing the Adjutant General to invest moneys in the fund; setting forth the permissible contents of the fund; authorizing the Adjutant General to make certain expenditures from the fund; requiring the Adjutant General to reimburse the fund after receiving federal reimbursement moneys; providing that moneys in the fund will revert to the Unclaimed Property Fund at the end of each fiscal year; expanding eligibility of an active-duty service member's child or spouse for certain benefits; and authorizing transfers up to a certain amount from the Unclaimed Property Trust Fund to the Military Authority Reimbursable Expenditure Fund.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to third reading.

Engrossed House Bill 215 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 215) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 215) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect January 1, 2023, and requested the concurrence of the Senate in the passage of

Eng. House Bill 216—A Bill to amend and reenact §8-22A-2 of the Code of West Virginia, 1931, as amended, as contained in Chapter 256, Acts of the Legislature, Regular Session, 2022, relating to the West Virginia Municipal Police Officers and Firefighters Retirement System; and increasing the multiplier for use in determining accrued benefit.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to third reading.

Engrossed House Bill 216 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 216) passed with its title.

Senator Takubo moved that the bill take effect January 1, 2023.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 216) takes effect January 1, 2023.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 217—A Bill expiring funds to the balance of Miscellaneous Boards and Commissions, Water Development Authority, West Virginia Economic Enhancement Grant Fund, fund 3382, fiscal year 2022, organization 0316, in the amount of \$250,000,000, from the Executive, Governor's Office, Coronavirus State Fiscal Recovery Fund, fund 8823, fiscal year 2022, organization 0100, by supplementing and amending the appropriations for the fiscal year ending June 30, 2022.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

The bill was read a second time and ordered to third reading.

Engrossed House Bill 217 was then read a third time and put upon its passage.

Pending discussion,

The question being "Shall Engrossed House Bill 217 pass?"

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson,

Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 217) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 217) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill 2003, Relating to service credit, retroactive provisions, and refund of accumulated contributions for certain members of PERS.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill 2004, Allowing retirants in PERS to designate irrevocable special needs trust as beneficiary.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill 2005, Authorizing Commissioner of Workforce West Virginia to create Unemployment Compensation Insurance Fraud Unit.

A message from the Clerk of the House of Delegates announced the amendment by that body, passage as amended, with its House of Delegates amended title, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Senate Bill 2006, Relating to qualifications for members of boards, commissions, and other entities.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

On pages 29, 30, and 31, section 1, line 1, by striking line 1 through line 48;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill 2006—A Bill to amend and reenact §5-6-11a of the Code of West Virginia, 1931, as amended; to amend and reenact §5-11-5 of said code; to amend and reenact §5A-8-15 of said code; to amend and reenact §5B-2I-7 of said code; to amend and reenact §6C-3-1 of said code; to amend and reenact §11-13J-4a of said code; to amend and reenact §16-4C-5 of said code; to amend and reenact §17-4A-3 of said code; to amend and reenact §17-16A-3 of said code; to amend and reenact §17-16C-4 of said

code; to amend and reenact §18-2-1 of said code; to amend and reenact §18B-1B-2 of said code; to amend and reenact §22C-3-4 of said code; to amend and reenact §29-21-3b of said code; to amend §29-22-4 of said code; to amend and reenact §30-38-6 of said code; and to amend and reenact §30-42-4 of said code, all relating to qualifications for members of boards, commissions, and other entities; reducing the number of members of board of directors of the nonprofit corporation operating and maintaining the Clay Center for the Arts; revising qualifications for members of the Human Rights Commission; establishing qualifications for members of the Records Management and Preservation Board; revising qualifications for membership on the Tourism Advisory Council; updating number of members of the Public Employees Grievance Board who may be appointed from each congressional district; revising the number of members of the Neighborhood Investment Program Advisory Board from each congressional district; revising the number of members of the Emergency Medical Services Advisory Council appointed from any one congressional district; revising membership of the Complete Streets Advisory Board; establishing number of appointed members of the Parkways Authority and recognizing the reduction in the number of congressional districts; establishing qualifications for appointed members of the Public Transit Advisory Council; revising qualifications for the appointment to the West Virginia Board of Education; revising the requirements for appointed members of Board of Governors; altering the composition of the Higher Education Policy Commission; making technical changes to qualifications for appointment to Solid Waste Management Board; modifying the membership of the Indigent Defense Commission; providing for qualifications for the appointment to the State Lottery Commission; revising qualifications for appointment to the Real Estate Appraiser Licensing and Certification Board; and revising qualifications for appointment to the Contractor.

On motion of Senator Takubo, the following amendment to the House of Delegates amendments to the bill (Eng. S. B. 2006) was reported by the Clerk and adopted:

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill 2006—A Bill to amend and reenact §5-6-11a of the Code of West Virginia, 1931, as amended; to amend and reenact §5-11-5 of said code; to amend and reenact §5A-8-15 of said code; to amend and reenact §5B-2I-7 of said code; to amend and reenact §6C-3-1 of said code; to amend and reenact §11-13J-4a of said code; to amend and reenact §16-4C-5 of said code; to amend and reenact §17-4A-3 of said code; to amend and reenact §17-16A-3 of said code; to amend and reenact §17-16C-4 of said code; to amend and reenact §18-2-1 of said code; to amend and reenact §18B-1B-2 of said code; to amend and reenact §22C-3-4 of said code; to amend and reenact §29-21-3b of said code; to amend §29-22-4 of said code; to amend and reenact §30-38-6 of said code; and to amend and reenact §30-42-4 of said code, all relating to qualifications for members of boards, commissions, and other entities; reducing the number of members of board of directors of the nonprofit corporation operating and maintaining the Clay Center for the Arts; revising qualifications for members of the Human Rights Commission; establishing qualifications for members of the Records Management and Preservation Board; revising qualifications for membership on the Tourism Advisory Council; updating number of members of the Public Employees Grievance Board who may be appointed from each congressional district; revising the number of members of the Neighborhood Investment Program Advisory Board from each congressional district; revising the number of members of the Emergency Medical Services Advisory Council appointed from any one congressional district; revising membership of the Complete Streets Advisory Board; establishing number of appointed members of the Parkways Authority and recognizing the reduction in the number of congressional districts; establishing qualifications for appointed members of the Public Transit Advisory Council; revising qualifications for the appointment to the West Virginia Board of Education; altering the composition of the Higher Education Policy Commission; making technical changes to qualifications for appointment to Solid Waste Management Board; modifying the membership of the Indigent Defense Commission;

providing for qualifications for the appointment to the State Lottery Commission; revising qualifications for appointment to the Real Estate Appraiser Licensing and Certification Board; and revising qualifications for appointment to the Contractor Licensing Board.

On motion of Senator Takubo, the Senate concurred in the House of Delegates amendments, as amended.

Engrossed Senate Bill 2006, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Maroney—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 2006) passed with its Senate amended title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill 2007, Relating to WV Real Estate License Act.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage, to take effect July 1, 2022, of

Eng. Senate Bill 2008, Relating to WVU Rifle Team Electronic Application Donation Program.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill 2009, Establishing alternative educational opportunities for elective course credit.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage, to take effect from passage, of

Eng. Senate Bill 2013, Relating to flying under influence and other aviation offenses.

On motion of Senator Takubo, at 2:16 p.m., the Senate adjourned until tomorrow, Tuesday, April 26, 2022, at 8 a.m.

TUESDAY, APRIL 26, 2022

The Senate met at 8:53 a.m.

(Senator Blair, Mr. President, in the Chair.)

Prayer was offered by the Honorable Rollan A. Roberts, a senator from the ninth district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Stephen Baldwin, a senator from the tenth district.

Pending the reading of the Journal of Monday, April 25, 2022,

At the request of Senator Sypolt, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Clerk presented the following communications from various state agencies as required by the provisions of law:

Administration, Department of (State Building Commission Fund) (§5-6-1)

Legislative Claims Commission (Annual Report) (§14-2-25)

Legislative Claims Commission (Crime Victims Compensation Fund) (§14-2A-21)

Medicine, Board of (§30-1-12)

Protective Services, Division of (Monthly Incident Report) (§15-2D-3)

Tax and Revenue, Department of (Revised School Education Levy Report) (§11-1C-5)

The Senate proceeded to the third order of business.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendment to the House of Delegates amendments to, and the passage as amended, with its Senate amended title, of

Eng. Senate Bill 2006, Relating to qualifications for members of boards, commissions, and other entities.

Executive Communications

Senator Blair (Mr. President) laid before the Senate the following communication from His Excellency, the Governor, consisting of executive nominations for appointees:



Jim Justice
Governor of West Virginia

April 26, 2022

Senate Executive Message No. 1
Second Extraordinary Session 2022

TO: The Honorable Members of the
West Virginia Senate

Ladies and Gentlemen:

I respectfully submit the following nominations for your advice and consent:

1. For Member, Board of Coal Mine Health and Safety, Terry Osborne, Morgantown, Monongalia County, for the term ending June 30, 2023.
2. For Member, Workforce Development Board, Cassandra Phelps, Culloden, Cabell County, for the term ending June 30, 2022.
3. For Member, Workforce Development Board, Pisnu Bua-lam, Nitro, Kanawha County, for the term ending June 30, 2023.
4. For Member, West Virginia Investment Management Board of Trustees, Byrd E. White III, Beaver, Raleigh County, for the term ending January 31, 2027.
5. For Member, West Virginia Records Management and Preservation Board, Kristie G. Tenney, Buckhannon, Upshur County, to serve at the will and pleasure of the Governor.
6. For Member, West Virginia Board of Social Work Examiners, Felicia Wooten Williams, Athens, Mercer County, for the term ending June 30, 2025.
7. For Member, West Virginia Board of Social Work Examiners, Katherine Shelek-Furbee, Bethany, Brooke County, for the term ending June 30, 2025.
8. For Member, West Virginia Board of Social Work Examiners, Stephanie Cline Thornton, Ravenswood, Jackson County, for the term ending June 30, 2025.
9. For Member, Workforce Development Board, Sandy Hamilton, Martinsburg, Berkeley County, for the term ending June 30, 2022.
10. For Member, Workforce Development Board, Sean J. Sawyer, Independence, Preston County, for the term ending June 30, 2022.

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OFFICE OF THE GOVERNOR

11. For Member, West Virginia Records Management and Preservation Board, Joseph N. Geiger, Jr., Huntington, Cabell County, to serve at the will and pleasure of the Governor.
12. For Member, West Virginia Board of Respiratory Care, Rayan E. Ihle, South Charleston, Kanawha County, for the term ending June 30, 2025.
13. For Member, West Virginia Board of Respiratory Care, Barbara H. Folden, Mullens, Wyoming County, for the term ending June 30, 2022.
14. For Member, West Virginia Board of Respiratory Care, Christopher Henderson, Scott Depot, Putnam County, for the term ending June 30, 2023.
15. For Member, West Virginia Board of Respiratory Care, Clinton T. Taylor, Charleston, Kanawha County, for the term ending June 30, 2025.
16. For Member, Air Quality Board, Connie L. Stewart, Milton, Cabell County, for the term ending June 30, 2026.
17. For Member, Board of Directors of the West Virginia United Health System, Michael Edmond, Morgantown, Monongalia County, for the term ending June 30, 2026.
18. For Member, Board of Directors of the West Virginia United Health System, Steven J. Meurer, Elmhurst, Illinois, for the term ending June 30, 2024.
19. For Member, Statewide Independent Living Council, Cindy Tucker, Lewisburg, Greenbrier County, for the term ending June 30, 2024.
20. For Member, Board of Accountancy, Keith D. Fisher, Charleston, Kanawha County, for the term ending June 30, 2022.
21. For Member, West Virginia Intermediate Court of Appeals, Charles O. Lorensen, Charleston, Kanawha County, for the term ending December 31, 2028.

Notice of these appointments was previously provided to the appropriate legislative staff at the time the appointments were made.

Sincerely,



Jim Justice
Governor

JCJ: mtp

cc: Clerk of the Senate
Assistant Clerk of the Senate
Senate Confirmations Chair

Which communication was received.

At the request of Senator Boley, and by unanimous consent, the nominations hereinbefore reported were taken up for immediate consideration.

Thereupon, Senator Blair (Mr. President) laid before the Senate the following executive message:

Senate Executive Message 1, dated April 26, 2022 (*shown in the Senate Journal of today, immediately hereinbefore reported*).

Senator Boley then moved that the Senate advise and consent to all of the executive nominations referred to in Senate Executive Message 1.

The question being on the adoption of Senator Boley's aforestated motion,

The roll was then taken; and

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—32.

The nays were: None.

Absent: Maroney and Woelfel—2.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared Senator Boley's motion had prevailed and that all the executive nominations referred to in Senate Executive Message 1 had been confirmed.

Consideration of executive nominations having been concluded,

The Senate proceeded to the twelfth order of business.

Remarks were made by Senators Plymale and Romano.

Thereafter, at the request of Senator Beach, and by unanimous consent, the remarks by Senator Plymale were ordered printed in the Appendix to the Journal.

At the request of Senator Caputo, unanimous consent being granted, the remarks by Senator Romano were ordered printed in the Appendix to the Journal.

Without objection, the Senate returned to the third order of business.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage, to take effect from passage, of

Eng. Senate Bill 2001, Relating generally to funding for infrastructure and economic development projects in state.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following pre-adjournalment resolution from the floor:

Senate Resolution 203—Raising a committee to notify the House of Delegates the Senate is ready to adjourn *sine die*.

Resolved by the Senate:

That the President be authorized to appoint a committee of three to notify the House of Delegates that the Senate has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Senator Blair (Mr. President), under the provisions of the foregoing resolution, appointed the following committee to notify the House of Delegates of impending Senate adjournment:

Senators Azinger, Martin, and Caputo.

Subsequently, Senator Azinger reported that the duties assigned by Senate Resolution 203 had been performed.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 204—Raising a committee to notify His Excellency, the Governor, that the Legislature is ready to adjourn *sine die*.

Resolved by the Senate:

That the President be authorized to appoint a committee of three to join with a similar committee of the House of Delegates to notify His Excellency, the Governor, that the Legislature has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Under the provisions of the foregoing resolution, Senator Blair (Mr. President) appointed the following committee to notify His Excellency, the Governor, that the Senate was ready to adjourn:

Senators Sypolt, Phillips, and Jeffries.

Senators Sypolt, Phillips, and Jeffries, comprising the Senate committee, proceeded to the executive offices to notify His Excellency, the Governor, of imminent adjournment of this extraordinary session of the Legislature.

Subsequently, Senator Sypolt, from the joint select committee to notify His Excellency, the Governor, that the Legislature had completed the business of this extraordinary session and was ready to adjourn *sine die*, returned to the chamber and was recognized by the President. Senator Sypolt then reported this mission accomplished.

At the request of Senator Maynard, unanimous consent being granted, the Joint Committee on Enrolled Bills was granted permission, after it has examined, found truly enrolled and presented to His Excellency, the Governor, for his action, bills passed but not presented to him prior to adjournment of this second extraordinary session of the eighty-fifth Legislature in the year two thousand twenty-two, to file its reports with the Clerk and that the same be included in the Journal of the last day of the session; and also, that any communications from His Excellency, the Governor, as to his action on bills after adjournment of the session, be included in the Journal.

In accordance with the foregoing unanimous consent agreement, the following report of the Joint Committee on Enrolled Bills was filed as follows:

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 27th day of April, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(S. B. 2001), Relating generally to funding for infrastructure and economic development projects in state.

(S. B. 2003), Relating to service credit, retroactive provisions, and refund of accumulated contributions for certain members of PERS.

(S. B. 2004), Allowing retirants in PERS to designate irrevocable special needs trust as beneficiary.

(S. B. 2005), Authorizing Commissioner of Workforce West Virginia to create Unemployment Compensation Insurance Fraud Unit.

(S. B. 2006), Relating to qualifications for members of boards, commissions, and other entities.

(S. B. 2007), Relating to WV Real Estate License Act.

(S. B. 2008), Relating to WVU Rifle Team Electronic Application Donation Program.

(S. B. 2009), Establishing alternative educational opportunities for elective course credit.

(S. B. 2013), Relating to flying under influence and other aviation offenses.

(H. B. 210), Relating to permitting the use of air rifles when hunting.

(H. B. 212), Relating to including family court judges in the Judges' Retirement System.

(H. B. 214), Relating to prescriptive authority.

(H. B. 215), Creating a special revenue account known as the Military Authority Reimbursable Expenditure Fund.

(H. B. 216), Relating to increasing the multiplier for use in determining accrued benefit in the West Virginia Municipal Police Officers and Firefighters Retirement System.

And,

(H. B. 217), Expiring funds to the balance of Miscellaneous Boards and Commissions, Water Development Authority, West Virginia Economic Enhancement Grant Fund.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Executive Communications

Under authorization of Senate approval therefor in prior proceedings today, to include in this day's Journal communications showing the Governor's action on enrolled bills presented to him in post-session reports, the following is inserted hereinafter:

The Clerk then presented the following communications from His Excellency, the Governor, regarding bills approved by him:



Jim Justice
Governor of West Virginia

May 2, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, is the following bill:

House Bill No. Two Hundred Seventeen (217), which was presented to me on April 27, 2022.

You will note that I have approved this bill on May 2, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
May 3, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Two Thousand One (2001), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Three (2003), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Four (2004), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Five (2005), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Six (2006), which was presented to me on April 27, 2022.

You will note that I have approved these bills on May 3, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh
cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
May 3, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Two Thousand Seven (2007), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Eight (2008), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Nine (2009), which was presented to me on April 27, 2022.

Senate Bill No. Two Thousand Thirteen (2013), which was presented to me on April 27, 2022.

You will note that I have approved these bills on May 3, 2022.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia
May 3, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

House Bill No. Two Hundred Ten (210), which was presented to me on April 27, 2022.

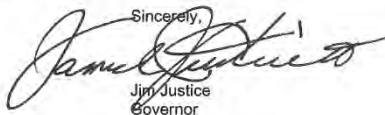
House Bill No. Two Hundred Twelve (212), which was presented to me on April 27, 2022.

House Bill No. Two Hundred Fourteen (214), which was presented to me on April 27, 2022.

House Bill No. Two Hundred Fifteen (215), which was presented to me on April 27, 2022.

House Bill No. Two Hundred Sixteen (216), which was presented to me on April 27, 2022.

You will note that I have approved these bills on May 3, 2022.

Sincerely,

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

On motion of Senator Takubo, at 9:06 a.m., the second extraordinary session of the Senate in the year two thousand twenty-two adjourned *sine die*.

We hereby certify that the foregoing Senate record of the proceedings of the Second Extraordinary Session of the Eighty-Fifth Legislature, 2022, is the Official Journal of the Senate for said session.

President of the Senate

Clerk of the Senate

Appendix — Remarks

REMARKS OF
HONORABLE
ROBERT H. PLYMALE

Tuesday, April 26, 2022

SENATOR PLYMALE: Thank you, Mr. President.

Members of the body, just bear with me a little bit; there's some things I'd like to talk about.

As one of only five state legislatures across the country that are members of the FCC Intergovernmental Agency Advisory Panel, and one appointed under President Trump and former FCC Chairman Pai, I'd like to discuss for a moment how important having five full commissioners of the FCC actually is.

The broadband money in the infrastructure bill relies upon mapping, maps that we know are wrong at the FCC. It is important that we have a deciding vote and someone who understands what we have managed to do here in West Virginia . . . and that's fixing the maps. And, therefore, that we can support additional building of broadband. The maps are the key. The FCC maps are wrong. What we've done in West Virginia tells the true story.

Gigi Sohn understands that. She has been willing to share her talent with West Virginia long before Joe Biden became president. She is supported by folks across the aisle from the top people at Newsmax and One America News to nearly every democratic U.S. senator and many labor organizations. And why is that? She wants to get the work done.

More than \$60 billion hangs in the balance, hundreds of millions here in the State of West Virginia. If we want the billion-dollar broadband plan to become two billion-dollar broadband plan, we need a strong, competent FCC. We need certainty in West Virginia.

One other thing that I'll say is Jessica Rosenworcel who is the FCC chair has strong ties to West Virginia having worked for Senator

Rockefeller. She was strongly supported. We need another ally that understands what's happening in West Virginia to be able to get where we need to.

Should having cellular coverage or satellite internet make an area ineligible for broadband expansion? It could if the FCC maps aren't fixed.

So, let's go back to 2008. A great opportunity to get fiber on the poles was lost. Let's not do it again.

Mr. President, I ask my colleagues to join me in calling on the U.S. senators to cut through the noise of high-powered lobbyists employed by Comcast. Remember Comcast is NBC, MSNBC, Universal, AT&T is CNN, and Verizon is Yahoo and AOL. Let's not be lost on the fact that these are conglomerates. These are the people that are holding this up.

I urge that we take action.

Thank you, Mr. President.

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Tuesday, April 26, 2022

SENATOR ROMANO: Thank you, Mr. President.

I want to be very brief. And I know we considered some legislation this particular interims. And, you know, it was important stuff but, you know, the Democrat caucus asked for several bills to be considered including ones capping insulin cost, take a look at foster care, and the gas tax, which I think the majority would want to consider for the next interims which is going to be a few more days.

Most important to me, Mr. President, is the volunteer fire departments. And maybe it's because I see the big picture. And I know you all

do. I've told you dozens of times up here. We've had a bill before us for seven years to increase the surcharge, put a little more money in the volunteer fire department's pockets who are out there, you know, not only protecting us but having to raise their own money to operate their units.

That really needs to be done. Not just for volunteer fire departments but I want to tell you there's a crisis that's looming. And we have a bunch of them. We can go down to Regional Jails and we can go to all the big problems we're facing for our state. And we're trying to face it together. But we can do something about volunteer fire departments. And they're starting to close.

My friend who's not here today, but my friend just told me about another volunteer fire department that closed down on the Logan border. And when the fire department leaves the area in which your house is located your homeowners insurance isn't going up double, it's going up four and five times. Imagine that. I hate paying that homeowners insurance. It's like a tax. And to go up four and five times would be difficult for me. And I'm lucky. I make a good living. Some people don't. And if it leaves under the right circumstances where nobody can get to you, you can't get homeowners insurance. That means you can't get a mortgage on your house. That means you can't buy a house in that area. It would have serious repercussions throughout this state, Mr. President.

And I ask that you, please, put that and those other important issues on the agenda for the next interims where we're going to have a special session, Sir.

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HISTORY OF BILLS AND RESOLUTIONS CONSIDERED BY SENATE

SENATE BILLS PASSED LEGISLATURE

2001. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating generally to funding for infrastructure and economic development projects in state** - Passed 4/26/2022; Effective from passage - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 3, Acts, 2nd Extraordinary Session, 2022
2003. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to service credit, retroactive provisions, and refund of accumulated contributions for certain members of PERS** (original similar to HB203) - Passed 4/25/2022 - To Governor 04/27/2022 - Approved by Governor 5/3/2022 - Chapter 13, Acts, 2nd Extraordinary Session, 2022
2004. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Allowing retirants in PERS to designate irrevocable special needs trust as beneficiary** (original similar to HB204) - Passed 4/25/2022 - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 14, Acts, 2nd Extraordinary Session, 2022
2005. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Authorizing Commissioner of Workforce West Virginia to create Unemployment Compensation Insurance Fraud Unit** (original similar to HB205) - Passed 4/25/2022 - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 15, Acts, 2nd Extraordinary Session, 2022
2006. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to qualifications for members of boards, commissions, and other entities** (original similar to HB206) - Passed 4/25/2022 - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 5, Acts, 2nd Extraordinary Session, 2022
2007. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to WV Real Estate License Act** (original similar to HB207) - Passed 4/25/2022 - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 8, Acts, 2nd Extraordinary Session, 2022
2008. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to WVU Rifle Team Electronic Application Donation Program** (original similar to HB208) - Passed 4/25/2022; Effective July 1, 2022 - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 10, Acts, 2nd Extraordinary Session, 2022
2009. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Establishing alternative educational opportunities for elective course credit** - Passed 4/25/2022 - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 4, Acts, 2nd Extraordinary Session, 2022

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HOUSE BILLS PASSED LEGISLATURE

210. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to permitting the use of air rifles when hunting** - Passed 4/25/2022; Effective from passage - To Governor 4/27/22 - Approved by Governor 5/3/22 - Chapter 6, Acts, 2nd Extraordinary Session, 2022
212. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to including family court judges in the Judges' Retirement System** - Passed 4/25/2022 - To Governor 4/27/22 - Approved by Governor 5/3/22 - Chapter 11, Acts, 2nd Extraordinary Session, 2022
214. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to prescriptive authority** - Passed 4/25/2022; Effective from passage - To Governor 4/27/22 - Approved by Governor 5/3/22 - Chapter 7, Acts, 2nd Extraordinary Session, 2022
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217. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Expiring funds to the balance of Miscellaneous Boards and Commissions, Water Development Authority, West Virginia Economic Enhancement Grant Fund** - Passed 4/25/2022; Effective from passage - To Governor 4/27/22 - Approved by Governor 5/2/22 - Chapter 1, Acts, 2nd Extraordinary Session, 2022

ALL SENATE BILLS INTRODUCED

2001. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating generally to funding for infrastructure and economic development projects in state** - Introduced 4/25/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 4/25/2022 - Effective from passage - To House 4/25/2022 - To Finance - Constitutional Rule rejected -

- Passed House 4/26/2022 - Effective from passage - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 3, Acts, 2nd Extraordinary Session, 2022
2002. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Reclassifying Bluefield State College as statutorily exempt school** - Introduced 4/25/2022 - To Rules
2003. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to service credit, retroactive provisions, and refund of accumulated contributions for certain members of PERS** (original similar to HB203) - Introduced 4/25/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 4/25/2022 - To House 4/25/2022 - Reference dispensed - Passed House 4/25/2022 - To Governor 04/27/2022 - Approved by Governor 5/3/2022 - Chapter 13, Acts, 2nd Extraordinary Session, 2022
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2010. By Sen. Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings and Woelfel - **Reducing copay cap on insulin and devices** - Introduced 4/25/2022 - To Rules
2011. By Sen. Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings and Woelfel - **Relating to distribution of certain taxes and surcharges to benefit volunteer and part-volunteer fire departments** - Introduced 4/25/2022 - To Rules
2012. By Sen. Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings and Woelfel - **Relating to foster care** - Introduced 4/25/2022 - To Rules
2013. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Relating to flying under influence and other aviation offenses** (original similar to HB211) - Introduced 4/25/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 4/25/2022 - Effective from passage - To House 4/25/2022 - Reference dispensed - Passed House 4/25/2022 - Effective from passage - To Governor 4/27/2022 - Approved by Governor 5/3/2022 - Chapter 2, Acts, 2nd Extraordinary Session, 2022

ALL SENATE RESOLUTIONS OFFERED

201. By Sen. Takubo - **Notifying House of Delegates Senate has assembled in extraordinary session** - Introduced 4/25/2022 - Committee reference dispensed - Adopted 4/25/2022
202. By Sen. Takubo - **Notifying Governor Legislature has assembled in extraordinary session** - Introduced 4/25/2022 - Committee reference dispensed - Adopted 4/25/2022
203. By Sen. Takubo - **Notifying House of Delegates Senate is ready to adjourn sine die** - Introduced 4/26/2022 - Committee reference dispensed - Adopted 4/26/2022
204. By Sen. Takubo - **Notifying Governor Legislature is ready to adjourn sine die** - Introduced 4/26/2022 - Committee reference dispensed - Adopted 4/26/2022

HOUSE BILLS COMMUNICATED TO SENATE

210. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to permitting the use of air rifles when hunting** - Introduced 4/25/2022 - Reference dispensed - Passed House 4/25/2022 - Effective from passage - To Senate 4/25/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 4/25/2022 - Effective from passage - To Governor 4/27/22 - Approved by Governor 5/3/22 - Chapter 6, Acts, 2nd Extraordinary Session, 2022
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| supplement to proclamation convening second extraordinary session of 2022 | 12 |
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| ordered printed in appendix, remarks | 53 |
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| | |
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| PLEDGE OF ALLEGIANCE | 1, 48 |
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| PRESIDENT OF THE SENATE (Craig Blair): | |
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| bills introduced by request of executive | 14-27 |
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| laid Governor's proclamation convening | |
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| second extraordinary session of 2022 before Senate | 12 |
| presided as president | 48 |
| REPORTS: | |
| Administration, Department of (State Building Commission Fund) | 49 |
| Legislative Claims Commission (Annual Report) | 49 |
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| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|-------------------|
| 2001 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating generally to funding for infrastructure and economic development projects in state | 14 | | | 16 | 53 | 15-17, 55, 58 |
| 2002 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Reclassifying Bluefield State College as statutorily exempt school | 17 | | | | | 17 |
| 2003 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating to service credit, retroactive provisions, and refund of accumulated contributions for certain members of PERS | 17 | | | 18 | 43 | 17-18, 55, 58 |
| 2004 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Allowing retirants in PERS to designate irrevocable special needs trust as beneficiary | 18 | | | 20 | 44 | 18-20, 55, 58 |
| 2005 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Authorizing Commissioner of Workforce West Virginia to create Unemployment Compensation Insurance Fraud Unit | 20 | | | 21 | 44 | 20-21, 55, 58 |
| 2006 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating to qualifications for members of boards, commissions, and other entities | 21 | | 44-47 | 23, 47 | 44, 49 | 22-23, 55, 58 |
| 2007 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating to WV Real Estate License Act | 24 | | | 25 | 47 | 24-25, 47, 55, 59 |
| 2008 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating to WVU Rifle Team Electronic Application Donation Program | 25 | | | 26 | 47 | 25-26, 56, 59 |

| Number | TITLE OF SENATE BILLS | Introduced | Reported from Committee | Amended | Passed Senate | Passed House | OTHER PROCEEDINGS |
|--------|---|------------|-------------------------|---------|---------------|--------------|-------------------|
| 2009 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Establishing alternative educational opportunities for elective course credit | 27 | | | 28 | 48 | 27-28, 56, 59 |
| 2010 - | By Senators Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings, and Woelfel: Reducing copay cap on insulin and devices | 29 | | | | | 29 |
| 2011 - | By Senators Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings, and Woelfel: Relating to distribution of certain taxes and surcharges to benefit volunteer and part-volunteer fire departments | 29 | | | | | 29 |
| 2012 - | By Senators Baldwin, Caputo, Geffert, Lindsay, Romano, Stollings, and Woelfel: Relating to foster care | 29 | | | | | 30 |
| 2013 - | By Senators Blair (Mr. President) and Baldwin [By Request of the Executive]: Relating to flying under influence and other aviation offenses | 30 | | | 32 | 48 | 31-32, 56, 59 |

| Number | TITLE OF SENATE RESOLUTIONS | Introduced | Reported from Committee | Amended | Adopted by Senate | OTHER PROCEEDINGS |
|--------|--|------------|-------------------------|---------|-------------------|-------------------|
| 201 - | By Senator Takubo: Notifying House of Delegates Senate has assembled in extraordinary session | 13 | | | 13 | 13 |
| 202 - | By Senator Takubo: Notifying Governor Legislature has assembled in extraordinary session | 13 | | | 14 | 14 |
| 203 - | By Senator Takubo: Notifying House of Delegates Senate is ready to adjourn <i>sine die</i> | 53 | | | 53 | 54 |
| 204 - | By Senator Takubo: Notifying Governor Legislature is ready to adjourn <i>sine die</i> | 54 | | | 54 | 54 |

| Number | TITLE OF HOUSE BILLS | Communicated to Senate | Reported from Committee | Amended | Passed Senate | Repassed by House | OTHER PROCEEDINGS |
|--------|---|------------------------|-------------------------|---------|---------------|-------------------|-------------------|
| 210 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Relating to permitting the use of air rifles when hunting | 33 | | | 34 | | 33-34, 56, 57, 60 |
| 212 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Relating to including family court judges in the Judges' Retirement System | 35 | | | 36 | | 35-36, 56, 60 |
| 214 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Relating to prescriptive authority | 36 | | | 37 | | 36-38, 56, 60 |
| 215 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Creating a special revenue account known as the Military Authority Reimbursable Expenditure Fund | 38 | | | 39 | | 38-40, 56, 60 |
| 216 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Relating to increasing the multiplier for use in determining accrued benefit in the West Virginia Municipal Police Officers and Firefighters Retirement System | 40 | | | 41 | | 40-41, 56, 60 |
| 217 - | By Hanshaw (Mr. Speaker) and Delegate Skaff [By Request of the Executive]: Expiring funds to the balance of Miscellaneous Boards and Commissions, Water Development Authority, West Virginia Economic Enhancement Grant Fund | 42 | | | 43 | | 42-43, 56 |

JOURNAL of THE SENATE State of West Virginia

EIGHTY-FIFTH LEGISLATURE

Third Extraordinary Session, 2022

July 25 - September 13, 2022



NOTE: The proceedings of the Third Extraordinary Session of the West Virginia Legislature in the year 2022 (convened by the Governor on July 25 and adjourned *sine die* on September 13) are shown hereinafter.

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE
THIRD EXTRAORDINARY SESSION, 2022

MONDAY, JULY 25, 2022

Pursuant to the proclamation of His Excellency, the Governor, the Honorable Jim Justice, dated the twentieth day of July, 2022, convening the eighty-fifth Legislature of West Virginia in extraordinary session today (Monday, July 25, 2022), under the provisions of section seven, article seven of the Constitution of West Virginia, the Senate assembled in its chamber in the state capitol in the City of Charleston at 12 Noon, and was called to order by its President, the Honorable Craig Blair.

Prayer was offered by the Honorable Stephen Baldwin, a senator from the tenth district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Mark R. Maynard, a senator from the sixth district.

On the call of the roll, the following answered to their names:

Senators Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President).

Thirty-two members having answered to their names, the President declared the presence of a quorum.

Executive Communications

Senator Blair (Mr. President) laid before the Senate the following proclamation from His Excellency, the Governor, convening the Legislature in extraordinary session, which was read by the Clerk:

STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

Charleston

A PROCLAMATION

By the Governor

I, **JIM JUSTICE**, by virtue of the authority vested in the Governor by Section 7, Article VII, of the Constitution of West Virginia, do hereby call the West Virginia Legislature to convene in Extraordinary Session at Noon on Monday, July 25, 2022, in its chambers in the State Capitol, the City of Charleston, for the limited purpose of considering and acting upon only the following matters:

FIRST: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated Chapter 11, Article 21, Section 4g, to provide that (a) the tax imposed by Chapter 11, Article 21, Section 3 of the code on the West Virginia taxable income of every individual (except married individuals filing separate returns), every individual who is a head of a household in the determination of his or her federal income tax for the taxable year, every husband and wife who file a joint return under Chapter 11, Article 21 of the code, every individual who is entitled to file his or her federal income tax return for the taxable year as a surviving spouse, and every estate and trust shall be determined in accordance with the following table:

| If the West Virginia taxable income is: | The tax is: |
|---|---|
| Not over \$10,000 | 2.0% of the taxable income |
| Over \$10,000 but not over \$25,000 | \$200 plus 3.7% of excess over \$10,000 |
| Over \$25,000 but not over \$40,000 | \$755 plus 4.2% of excess over \$25,000 |
| Over \$40,000 but not over \$60,000 | \$1,385 plus 5.5% of excess over \$40,000 |
| Over \$60,000 | \$2,485 plus 5.98% of excess over \$60,000; |

(b) in the case of husband and wife filing separate returns under Chapter 11, Article 21 of the code for the taxable year, the tax imposed by Chapter 11, Article 21, Section 3 of the code on the West Virginia taxable income of each spouse shall be determined in accordance with the

following table:

| If the West Virginia taxable income is: | The tax is: |
|--|---|
| Not over \$5,000 | 2.0% of the taxable income |
| Over \$5,000 but not over \$12,500 | \$100 plus 3.7% of excess over \$5,000 |
| Over \$12,500 but not over \$20,000 | \$377.50 plus 4.2% of excess over \$12,500 |
| Over \$20,000 but not over \$30,000 | \$692.50 plus 5.5% of excess over \$20,000 |
| Over \$30,000 | \$1,242.50 plus 5.98% of excess over \$30,000; |

(c) notwithstanding anything in the code to the contrary, whenever the words "six and one-half percent" appear in Chapter 11, Article 21 of the code, these words shall mean 5.98% ; and

(d) the provisions of this new Chapter 11, Article 21, Section 4g of the code shall be applicable in determining the rates of tax imposed by Chapter 11, Article 21 of the code and shall apply retroactively for all taxable years beginning on and after January 1, 2022, and shall be in lieu of the rates of tax specified in Chapter 11, Article 21, Section 4e of the code; and

SECOND: To authorize and appropriate public funds sufficient to pay for the Extraordinary Session, as necessary.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.



By the Governor

DONE at the Capitol in the City of Charleston, State of West Virginia, this Twentieth Day of July, in the Year of our Lord, Two Thousand Twenty-Two, and in the One Hundred Sixtieth Year of the State.

James Justice
GOVERNOR

Mrs. Warner
SECRETARY OF STATE

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 301—Raising a committee to notify the House of Delegates the Senate has assembled in extraordinary session.

Resolved by the Senate:

That a committee of three be appointed by the President to notify the House of Delegates that the Senate has assembled in extraordinary session, with a quorum present, and is ready to proceed with the business for which the extraordinary session was called by His Excellency, the Governor.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Whereupon, the President appointed as members of such committee the following:

Senators Sypolt, Martin, and Geffert.

Subsequently, Senator Sypolt, from the committee to notify the House of Delegates the Senate has assembled in extraordinary session, and is ready to proceed with the business of the session, announced that the committee had discharged its duties.

A message from the House of Delegates, by

Delegates Queen, Barrett, and Boggs, announced that the House of Delegates has assembled in extraordinary session, with a quorum present, and is ready to proceed with the business stated in the proclamation convening the Legislature.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 302—Raising a committee to notify the Governor the Legislature has assembled in extraordinary session.

Resolved by the Senate:

That a committee of three on the part of the Senate, to join with a similar committee on the part of the House of Delegates, be appointed by the President to notify His Excellency, the Governor, that at his call the Legislature has assembled in extraordinary session, with a quorum of each house present; and is ready to receive any communication or message he may be pleased to present under section seven, article seven of the Constitution of West Virginia, which provides that no business except that stated in his proclamation be considered.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Whereupon, the President appointed as members of such committee the following:

Senators Nelson, Phillips, and Romano.

A message from the House of Delegates, by

Delegates Kimble, Rowan, and Pethtel, announced that the Speaker had appointed them a committee of three to join with a similar committee on the part of the Senate to wait upon the Governor, under the provisions of Senate Resolution 302. Senate and House members of this select committee then proceeded to the executive offices.

Subsequently, Senator Nelson reported that the joint Senate and House committee had performed the duty assigned to it.

The Senate proceeded to the third order of business.

Senator Blair (Mr. President) laid before the Senate the following communication from His Excellency, the Governor, consisting of executive nominations for appointees:



Jim Justice
Governor of West Virginia

July 25, 2022

Senate Executive Message 1
Third Extraordinary Session 2022

TO: The Honorable Members of the
West Virginia Senate

Ladies and Gentlemen:

I respectfully submit the following nominations for your advice and consent:

1. For Member, Workers' Compensation Board of Review, Ted A. White, Charleston, Kanawha County, for the term ending December 31, 2025.
2. For Member, Workers' Compensation Board of Review, Allen R. Prunty, South Charleston, Kanawha County, for the term ending December 31, 2027.
3. For Member, Veterans' Council, Jeffrey T. Elkins, Davisville, Wood County, for the term ending June 30, 2024.
4. For Member, West Virginia Massage Therapy Licensure Board, Kevin Osborne, Charleston, Kanawha County, for the term ending June 30, 2023.
5. For Member, West Virginia Emergency Medical Services Advisory Council, Samantha Richards, Martinsburg, Berkeley County, for the term ending June 30, 2024.
6. For Member, Commission to Advance NG911 in West Virginia, Michael W. Mayhorn II, Madison, Boone County, to serve at the will and pleasure of the Governor.
7. For Member, Commission to Advance NG911 in West Virginia, Mikyle White, Buffalo, Putnam County, to serve at the will and pleasure of the Governor.
8. For Member, Commission to Advance NG911 in West Virginia, Kelly D. Banton, Ronceverte, Greenbrier County, to serve at the will and pleasure of the Governor.

OFFICE OF THE GOVERNOR

9. For Member, Commission to Advance NG911 in West Virginia, Gary A. Wine, Hedgesville, Berkeley County, to serve at the will and pleasure of the Governor.
10. For Member, Athletic Commission, John P. Stevens, Beckley, Raleigh County, for the term ending June 30, 2023.
11. For Member, West Virginia Board of Hearing Aid Dealers, Amanda E. Bonner, Barboursville, Cabell County, for the term ending June 30, 2023.
12. For State Workforce Resiliency Officer, Lorrie Smith, Gassaway, Braxton County, to serve at the will and pleasure of the Governor.
13. For Member, West Virginia University Board of Governors, Susan Lavenski, Hurricane, Putnam County, for the term ending June 30, 2026.
14. For Member, West Virginia Board of Architects, Jan L. Fox, South Charleston, Kanawha County, for the term ending June 30, 2027.
15. For Member, West Virginia Board of Architects, Adam R. Krason, Charleston, Kanawha County, for the term ending June 30, 2027.
16. For Member, West Virginia Board of Architects, Edsel Smith, Jane Lew, Lewis County, for the term ending June 30, 2027.
17. For Member, Statewide Independent Living Council, Elliott H. Birkhead, Charleston, Kanawha County, for the term ending June 30, 2025.
18. For Member, Statewide Independent Living Council, Pisu Bua-lam, Scott Depot, Putnam County, for the term ending June 30, 2025.
19. For Member, Statewide Independent Living Council, Ardella Cottrill, Fairmont, Marion County, for the term ending June 30, 2025.
20. For Member, Statewide Independent Living Council, Alisa Lively, Buckhannon, Upshur County, for the term ending June 30, 2025.
21. For Member, Statewide Independent Living Council, Jennifer McGinley, Morgantown, Monongalia County, for the term ending June 30, 2025.
22. For Member, Statewide Independent Living Council, Becky Spaulding, Poca, Putnam County, for the term ending June 30, 2025.
23. For Member, Statewide Independent Living Council, Sigal Kuhl, Charleston, Kanawha County, for the term ending June 30, 2025.

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24. For Member, Livestock Care Standards Board, Joe Hatton, Morgantown, Monongalia County, for the term ending June 30, 2027.
25. For Member, Livestock Care Standards Board, James L. Maxwell, Charleston, Kanawha County, for the term ending June 30, 2027.
26. For Member, Livestock Care Standards Board, John R. Wilson, Lewisburg, Greenbrier County, for the term ending June 30, 2025.
27. For Member, Livestock Care Standards Board, Darrell W. Donahue, Morgantown, Monongalia County, for the term ending June 30, 2026.
28. For Member, Livestock Care Standards Board, Dale Walker, Fort Seybert, Pendleton County, for the term ending June 30, 2026.
29. For Member, Livestock Care Standards Board, Robert Stenger, Lost Creek, Harrison County, for the term ending June 30, 2023.
30. For Member, Livestock Care Standards Board, Michael R. Morris, Morgantown, Monongalia County, for the term ending June 30, 2026.
31. For Member, Livestock Care Standards Board, Greg C. Mitchell, Upper Track, Pendleton County, for the term ending June 30, 2025.
32. For Member, Livestock Care Standards Board, The Honorable John R. Pitsenbarger, Nallen, Nicholas County, for the term ending June 30, 2024.
33. For Member, Bluefield State College Board of Governors, Michael R. Hastings, Bluefield, Mercer County, for the term ending June 30, 2026.
34. For Member, Bluefield State College Board of Governors, Randall D. Price, Princeton, Mercer County, for the term ending June 30, 2026.
35. For Member, Bluefield State College Board of Governors, Joseph Shannon Remines, Bluefield, Virginia, for the term ending June 30, 2026.
36. For Member, Bluefield State College Board of Governors, Darrin Martin, Bluefield, Virginia, for the term ending June 30, 2026.
37. For Member, Board of Accountancy, Keith D. Fisher, Charleston, Kanawha County, for the term ending June 30, 2025.
38. For Member, Board of Accountancy, Virginia C. Slack, Elkview, Kanawha County, for the term ending June 30, 2025.

OFFICE OF THE GOVERNOR

39. For Member, Board of Accountancy, Richard A. Hudson, Vienna, Wood County, for the term ending June 30, 2025.
40. For Member, Board of Accountancy, Jason P. Staats, Hurricane, Putnam County, for the term ending June 30, 2025.
41. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Aaron B. Topping, Proctorville, Ohio, for the term ending January 31, 2023.
42. For Member, West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners, Victoria L. Novick, Glen Dale, Marshall County, for the term ending June 30, 2025.
43. For Member, West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners, Kristi Barnett, Given, Jackson County, for the term ending June 30, 2025.
44. For Member, West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners, James Brian Martin, Hurricane, Putnam County, for the term ending June 30, 2025.
45. For Member, Educational Broadcasting Authority, Carol Rotruck, Morgantown, Monongalia County, for the term ending June 30, 2029.
46. For Member, Educational Broadcasting Authority, William H. File III, Beckley, Raleigh County, for the term ending June 30, 2023.
47. For Member, West Virginia Board of Acupuncture, Barbara Bayes, Charleston, Kanawha County, for the term ending June 30, 2025.
48. For Member, West Virginia Parole Board, Jack G. Roop, Beckley, Raleigh County, for the term ending June 30, 2028.
49. For Member, West Virginia University - Parkersburg Board of Governors, Ami L. Shaver, Vienna, Wood County, for the term ending June 30, 2026.
50. For Member, West Virginia University - Parkersburg Board of Governors, Stephanie McCoy, Cottageville, Jackson County, for the term ending June 30, 2026.
51. For Member, West Virginia University - Parkersburg Board of Governors, Blaine C. Hess, Ripley, Jackson County, for the term ending June 30, 2026.
52. For Member, West Virginia University - Parkersburg Board of Governors, Savannah R. Morgan, Parkersburg, Wood County, for the term ending June 30, 2024.

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53. For Member, West Liberty University Board of Governors, Richard A. Lucas, Wheeling, Ohio County, for the term ending June 30, 2026.
54. For Member, Glenville State University Board of Governors, Mary Katherine Butler, Normantown, Gilmer County, for the term ending June 30, 2026.
55. For Member, Fairmont State University Board of Governors, Kevin W. Rogers, Fairmont, Marion County, for the term ending June 30, 2026.
56. For Member, Public Employees Insurance Agency Finance Board, Geoffrey S. Christian, Charleston, Kanawha County, for the term ending June 30, 2025.
57. For Member, Public Employees Insurance Agency Finance Board, Damita Johnson, Oak Hill, Fayette County, for the term ending June 30, 2025.
58. For Member, Public Employees Insurance Agency Finance Board, Amanda D. Meadows, Scott Depot, Putnam County, for the term ending June 30, 2024.
59. For Member, Public Employees Insurance Agency Finance Board, Michael T. Cook, Charleston, Kanawha County, for the term ending June 30, 2026.
60. For Member, Commission on the Arts, Charles T. Mathena, Princeton, Mercer County, for the term ending June 30, 2025.
61. For Member, Commission on the Arts, Matthew E. Umstead, Martinsburg, Berkeley County, for the term ending June 30, 2025.
62. For Member, Commission on the Arts, Michael Knepper, Inwood, Berkeley County, for the term ending June 30, 2025.
63. For Member, Commission on the Arts, Peter A. Chirico, Huntington, Cabell County, for the term ending June 30, 2025.
64. For Member, West Virginia Archives and History Commission, Thomas S. Bailey, St. Albans, Kanawha County, for the term ending June 30, 2025.
65. For Member, West Virginia Archives and History Commission, Darlene Hassler, Shenandoah Junction, Jefferson County, for the term ending June 30, 2025.
66. For Member, West Virginia Archives and History Commission, Laura L. Carroll, Wheeling, Ohio County, for the term ending June 30, 2025.
67. For Member, West Virginia Archives and History Commission, John Gavin Hale, Belington, Barbour County, for the term ending June 30, 2023.

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68. For Member, West Virginia Archives and History Commission, Rodney Montague, Princeton, Mercer County, for the term ending June 30, 2024.
69. For Member, Statewide Independent Living Council, Vicki L. Shaffer, Tunnelton, Preston County, for the term ending June 30, 2025.
70. For Member, Board of Examiners in Counseling, James J. Culpepper, Sr., Morgantown, Monongalia County, for the term ending June 30, 2027.
71. For Member, Fire Commission, Edward J. George, Charleston, Kanawha County, for the term ending June 30, 2027.
72. For Member, Capitol Building Commission, Jenelle Armstrong, Charleston, Kanawha County, for the term ending June 30, 2026.
73. For Member, Capitol Building Commission, Michael L. Price, Wheeling, Ohio County, for the term ending June 30, 2026.
74. For Member, Capitol Building Commission, David M. Marshall, Charleston, Kanawha County, for the term ending June 30, 2026.
75. For Member, Capitol Building Commission, Wilson R. Harvey, Morgantown, Monongalia County, for the term ending June 30, 2026.
76. For Member, West Virginia Board of Registered Nurses, Tata M. Hulsey, Morgantown, Monongalia County, for the term ending June 30, 2026.
77. For Member, West Virginia Board of Registered Nurses, Teresa Ritchie, Big Springs, Calhoun County, for the term ending June 30, 2026.
78. For Member, West Virginia Board of Registered Nurses, Wanda Marks, Hurricane, Putnam County, for the term ending June 30, 2026.
79. For Member, West Virginia Board of Registered Nurses, Chad T. Callen, Morgantown, Monongalia County, for the term ending June 30, 2026.
80. For Member, West Virginia Board of Registered Nurses, Leslie D. Perine, Bridgeport, Harrison County, for the term ending June 30, 2025.
81. For Member, West Virginia Board of Registered Nurses, Jason S. Vanhooose, Culloden, Cabell County, for the term ending June 30, 2025.
82. For Member, West Virginia Board of Registered Nurses, Cathy Childers, Ona, Cabell County, for the term ending June 30, 2025.

OFFICE OF THE GOVERNOR

83. For Member, Consolidated Public Retirement Board, Larry W. Cole, Prociuous, Clay County, for the term ending June 30, 2027.
84. For Member, Consolidated Public Retirement Board, C. Jeffrey Vallet, Chapmanville, Logan County, for the term ending June 30, 2027.
85. For Member, Consolidated Public Retirement Board, William A. Barker, Jr., West Columbia, Mason County, for the term ending June 30, 2027.
86. For Member, Consolidated Public Retirement Board, Beth K. Morgan, Princeton, Mercer County, for the term ending June 30, 2027.
87. For Member, Consolidated Public Retirement Board, Joseph G. Bunn, Charleston, Kanawha County, for the term ending June 30, 2027.
88. For Member, Consolidated Public Retirement Board, Dominique N. Ranieri, Charleston, Kanawha County, for the term ending June 30, 2025.
89. For Member, West Virginia Parkways Authority, Thomas T. Joyce, Parkersburg, Wood County, for the term ending June 30, 2025.
90. For Member, West Virginia Board of Dentistry, David G. Edwards, Wellsburg, Brooke County, for the term ending June 30, 2027.
91. For Member, West Virginia Board of Dentistry, Kimberly A. Lowe, Beckley, Raleigh County, for the term ending June 30, 2026.
92. For Member, West Virginia Board of Dentistry, Gina Sharps, Bridgeport, Harrison County, for the term ending June 30, 2027.
93. For Member, Marshall University Board of Governors, James C. Smith, Sunny Isles Beach, Florida, for the term ending June 30, 2026.
94. For Member, Southern West Virginia Community and Technical College Board of Governors, Josh Stowers, Alum Creek, Lincoln County, for the term ending June 30, 2026.
95. For Member, West Virginia Records Management and Preservation Board, Sonja K. Embrey, Augusta, Hampshire County, to serve at the will and pleasure of the Governor.
96. For Member, West Virginia Records Management and Preservation Board, Benjamin N. Hatfield, Beaver, Raleigh County, to serve at the will and pleasure of the Governor.
97. For Member, West Virginia Library Commission, Debra K. Sullivan, Charleston, Kanawha County, for the term ending June 30, 2024.

OFFICE OF THE GOVERNOR

98. For Member, West Virginia Library Commission, Charles Morris, Williamstown, Wood County, for the term ending June 30, 2024.
99. For Member, West Virginia Library Commission, Chris Rockenstein, Scott Depot, Putnam County, for the term ending June 30, 2025.
100. For Member, West Virginia Library Commission, Robbie N. Skinner, Buckhannon, Upshur County, for the term ending June 30, 2025.
101. For Member, West Virginia Library Commission, Beth L. Hammers, Barboursville, Cabell County, for the term ending June 30, 2026.
102. For Member, West Virginia Library Commission, Caterina Abraham, Triadelphia, Ohio County, for the term ending June 30, 2026.

Notice of these appointments was previously provided to the appropriate legislative staff at the time the appointments were made.

Sincerely,



Jim Justice
Governor

JCJ: mrp

cc: Clerk of the Senate
Assistant Clerk of the Senate
Senate Confirmations Chair

Which communication was received.

At the request of Senator Boley, and by unanimous consent, the nominations hereinbefore reported were taken up for immediate consideration.

Thereupon, Senator Blair (Mr. President) laid before the Senate the following executive message:

Senate Executive Message 1, dated July 25, 2022 (*shown in the Senate Journal of today, immediately hereinbefore reported*).

Senator Boley then moved that the Senate advise and consent to all of the executive nominations referred to in Senate Executive Message 1.

The question being on the adoption of Senator Boley's aforestated motion,

The roll was then taken; and

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—32.

The nays were: None.

Absent: Maroney and Smith—2.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared Senator Boley's motion had prevailed and that all the executive nominations referred to in Senate Executive Message 1 had been confirmed.

Consideration of executive nominations having been concluded,

On motion of Senator Takubo, at 12:11 p.m., the Senate recessed until 3:45 p.m. today.

The Senate reconvened at 3:54 p.m. and resumed business under the third order.

Senator Blair (Mr. President) laid before the Senate the following supplement to the proclamation dated July 20, 2022, from His Excellency, the Governor, which was read by the Clerk:

STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

Charleston

A PROCLAMATION

By the Governor

I, **JIM JUSTICE**, by virtue of the authority vested in the Governor by Section 7, Article VII, of the Constitution of West Virginia, do hereby **AMEND** the proclamation dated July 20, 2022, calling the West Virginia Legislature to convene in Extraordinary Session on Monday, July 25, 2022, in its chambers in the State Capitol, the City of Charleston, by adding item three, as follows:

THIRD: To clarify and modernize the abortion-related laws currently existing as part of the West Virginia Code, to ensure a coherent, comprehensive framework governing abortions and attendant family services and support to expecting mothers to provide the citizens of this State more certainty in the application of such laws.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

DONE at the Capitol in the City of Charleston, State of West Virginia, this Twenty-Fifth Day of July, in the Year of our Lord, Two Thousand Twenty-Two, and in the One Hundred Sixtieth Year of the State.



GOVERNOR



By the Governor



SECRETARY OF STATE

Pending announcement of a meeting of a standing committee of the Senate,

On motion of Senator Takubo, at 3:56 p.m., the Senate adjourned until tomorrow, Tuesday, July 26, 2022, at 10 a.m.

TUESDAY, JULY 26, 2022

The Senate met at 10:03 a.m.

(Senator Sypolt in the Chair.)

Prayer was offered by the Honorable Mark R. Maynard, a senator from the sixth district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Robert D. Beach, a senator from the thirteenth district.

Pending the reading of the Journal of Monday, July 25, 2022,

At the request of Senator Hamilton, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

Pending announcement of majority and minority party caucuses,

On motion of Senator Takubo, at 10:06 a.m., the Senate recessed until 1:45 p.m. today.

The Senate reconvened at 1:48 p.m.

(Senator Blair, Mr. President, in the Chair.)

The Senate proceeded to the fourth order of business.

Senator Tarr, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Senate Bill 3001 (originating in the Committee on Finance)—
A Bill to amend the code of West Virginia, 1931, by adding thereto a new section, designated §5-16-7h; to amend and reenact §11-21-10a of said code; to amend said code by adding there a new section, designated §16-5K-7; to amend and reenact §16-58-3, §16-58-4, and §16-58-6 of said code; to amend said code by adding thereto a new section, designated §16-58-7; to amend said code by adding thereto a new section, designated §33-15-4x; to amend said code by adding thereto a new section, designated §33-16-3ww; to amend said code by adding thereto a new section, designated §33-24-7x; to amend said code by adding thereto a new section, designated §33-24-8u; and to amend said code by adding thereto a new section, designated §33-25A-8x, all relating to family planning services; requiring insurance coverage for specified sterilization procedures; providing a one-time tax credit for adoption expenses; providing for early intervention services for newly adopted newborn children; eliminating barriers to contraceptives; requiring the state health officer to prescribe self-administered hormonal contraceptive on statewide basis; providing civil immunity to the state health officer; requiring local boards of health provide hormonal and non-hormonal contraceptives free of charge; establishing a special revenue account; setting out purpose of the account; providing for rulemaking; and making technical corrections.

And reports the same back with the recommendation that it do pass.

Respectfully submitted,

Eric J. Tarr,
Chair.

At the request of Senator Takubo, unanimous consent being granted, the bill (S. B. 3001) contained in the preceding report from the Committee on Finance was taken up for immediate consideration, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Phillips, Plymale, Roberts, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—28.

The nays were: None.

Absent: Maynard, Nelson, Romano, Rucker, Smith, and Woelfel—6.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 3001 was then read a third time and put upon its passage.

Pending discussion,

The question being "Shall Engrossed Senate Bill 3001 pass?"

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Phillips, Plymale, Roberts, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—28.

The nays were: None.

Absent: Maynard, Nelson, Romano, Rucker, Smith, and Woelfel—6.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 3001) passed with its title.

Senator Takubo moved that the bill take effect July 1, 2023.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney, Martin, Phillips, Plymale, Roberts, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—28.

The nays were: None.

Absent: Maynard, Nelson, Romano, Rucker, Smith, and Woelfel—6.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 3001) takes effect July 1, 2023.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Takubo, at 1:55 p.m., the Senate adjourned until tomorrow, Wednesday, July 27, 2022, at 2 p.m.

WEDNESDAY, JULY 27, 2022

The Senate met at 2 p.m.

(Senator Grady in the Chair.)

Prayer was offered by the Honorable Bill Hamilton, a senator from the eleventh district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Mike Caputo, a senator from the thirteenth district.

Pending the reading of the Journal of Tuesday, July 26, 2022,

At the request of Senator Lindsay, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

On motion of Senator Takubo, at 2:03 p.m., the Senate recessed until fifteen minutes after adjournment of the House of Delegates floor session.

The Senate reconvened at 4:44 p.m.

(Senator Blair, Mr. President, in the Chair.)

The Senate proceeded to the third order of business.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 302—A Bill to amend and reenact §9-2-11 of the code of West Virginia, 1931, as amended; to amend and reenact §16-2F-9 of said code; of said code; to amend and reenact §16-2I-9 of said code; to amend and reenact §16-2O-1 of said code; to amend and reenact §16-2P-1 of said code; to amend and reenact §16-2Q-1 of said code; to amend said code by adding thereto a new article designated, §16-2R-1, §16-2R-2, §16-2R-3, §16-2R-4, §16-2R-5, 16-2R-6 and §16-2R-7; to amend and reenact §30-1-26 of said code; to amend and reenact §33-42-8 of said code; to amend and reenact §61-2-8 of said code; all relating to abortion.

Senator Takubo requested unanimous consent that the bill be taken up for immediate consideration.

Which consent was not granted, Senator Baldwin objecting.

Following discussion and a point of inquiry to the President, with resultant response thereto,

Senator Baldwin moved that the bill (Eng. H. B. 302) be referred to the Committee on the Judiciary.

Following a point of inquiry to the President, with resultant response thereto,

The question being on the adoption of Senator Baldwin's aforestated motion, and on this question, Senator Baldwin demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, Plymale, Romano, Stollings, and Woelfel—11.

The nays were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Martin, Phillips, Roberts, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—18.

Absent: Maroney, Maynard, Nelson, Rucker, and Smith—5.

So, a majority of those present and voting not having voted in the affirmative, the President declared Senator Baldwin's aforestated motion had not prevailed.

Thereafter, on motion of Senator Takubo, the bill (Eng. H. B. 302) was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, at 4:48 p.m., the Senate adjourned until tomorrow, Thursday, July 28, 2022, at 9 a.m.

THURSDAY, JULY 28, 2022

The Senate met at 9:06 a.m.

(Senator Blair, Mr. President, in the Chair.)

Prayer was offered by the Honorable Michael T. Azinger, a senator from the third district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Stephen Baldwin, a senator from the tenth district.

Pending the reading of the Journal of Wednesday, July 27, 2022,

At the request of Senator Stover, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Senate proceeded to the second order of business and the introduction of guests.

The Senate then proceeded to the ninth order of business.

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

On second reading, coming up in regular order, was read a second time.

At the request of Senator Takubo, and by unanimous consent, the bill was advanced to third reading with the right for amendments to be considered on that reading.

The Senate proceeded to the twelfth order of business.

Remarks were made by Senators Stollings and Caputo.

Senator Takubo then moved that the Senate adjourn until tomorrow, Friday, July 29, 2022, at 1 p.m.

The question being on the adoption of Senator Takubo's motion, and on this question, Senator Takubo demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Beach, Boley, Brown, Clements, Grady, Hamilton, Karnes, Martin, Phillips, Plymale, Roberts, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—22.

The nays were: Baldwin, Caputo, Lindsay, and Romano—4.

Absent: Geffert, Jeffries, Maroney, Maynard, Nelson, Rucker, Smith, and Woelfel—8.

So, a majority of those present and voting having voted in the affirmative, the President declared Senator Takubo's motion had prevailed.

In accordance with the foregoing motion, at 9:19 a.m., the Senate adjourned until tomorrow, Friday, July 29, 2022, at 1 p.m.

FRIDAY, JULY 29, 2022

The Senate met at 1:02 p.m.

(Senator Blair, Mr. President, in the Chair.)

On motion of Senator Takubo, at 1:03 p.m., the Senate recessed until 2:30 p.m. today.

The Senate reconvened at 2:49 p.m.

Prayer was offered by the Honorable Ryan W. Weld, a senator from the first district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Michael A. Woelfel, a senator from the fifth district.

Pending the reading of the Journal of Thursday, July 28, 2022,

At the request of Senator Swope, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Clerk presented the following communications from various state agencies as required by the provisions of law:

Administration, Department of (State Building Commission Fund) (§5-6-1)

Deaf and Hard-of-Hearing, Commission for the (§5-14-9)

Environmental Protection, Department of (Oil and Gas Abandoned Well Plugging Fund) (§22-6-29a)

Environmental Protection, Department of (Oil and Gas Reclamation Fund) (§22-6-29)

Forestry, Division of (Outdoor Heritage Conservation Fund) (§5B-2G-6)

Miners' Health, Safety, and Training, Office of (§22A-1-4)

Municipal Bond Commission (§13-3-15)

Occupational Therapy, Board of (§30-1-12)

Tax Department, State (Innovative Mine Safety Technology Tax Credit Review and Accountability Report) (§11-13BB-11)

Treasurer, Office of the (Debt Position Quarterly Report) (§12-6A-6)

The Senate proceeded to the sixth order of business.

At the request of Senator Takubo, unanimous consent being granted, Senators Blair (Mr. President), Tarr, Roberts, Clements, Hamilton, Sypolt, Boley, Woodrum, Takubo, Maroney, Weld, Grady, Stover, Rucker, Karnes, Smith, Azinger, Maynard, Swope, Phillips, Trump, Martin, and Plymale offered the following resolution from the floor:

Senate Resolution 303—Resolution for meaningful tax reform and relief.

Whereas, One of the top priorities of the West Virginia Senate has been, remains, and continues to be growing West Virginia's economy and facilitating a prosperous and opportunity filled environment for West Virginia families; and

Whereas, The personal property tax on business inventory and equipment, as well as personal motor vehicles, is a regressive tax that hampers West Virginia's ability to realize its economic potential; and

Whereas, The West Virginia Legislature on April 10, 2021, passed House Joint Resolution 3, Property Tax Modernization Amendment, also known as the "Amendment Two. Property Tax Modernization Amendment"; and

Whereas, Ratification of the Property Tax Modernization Amendment would give the Legislature the authority to exempt certain classes of personal property from taxation. Specifically, passage of Amendment Two would allow for the elimination of personal property tax on the following six categories of personal property: machinery and equipment, furniture and fixtures, leasehold investments, computer equipment, inventory, and motor vehicles; and

Whereas, On November 8, 2022, the citizens of West Virginia will have the opportunity to approve or disapprove the Property Tax Modernization Amendment; and

Whereas, The relief estimated to be provided to the taxpayers of West Virginia and businesses choosing to do business in West Virginia is estimated to be approximately \$500 million if the personal property tax is eliminated as authorized by the Property Tax Modernization Amendment; and

Whereas, The Legislature has prepared for the passage of the Property Tax Modernization Amendment by deliberately and methodically passing a flat line state budget for four consecutive years; and

Whereas, The Senate understands and shares the desire to provide immediate financial relief to West Virginia citizens. To that end, the Senate also supports establishing an immediate process to refund to taxpayers the amount of personal property tax attributable to the taxpayer's motor vehicle on their 2020 personal property tax ticket; and

Whereas, the taxpayers of West Virginia have communicated to the Senate their support for elimination of what is often referred to as the '13th car payment' as authorized by the Property Tax Modernization Amendment; and

Whereas, West Virginia business owners have voiced their support for elimination of the personal property tax as authorized by the Property Tax Modernization Amendment; and

Whereas, The Senate also strongly supports the long term, maintainable plan for providing meaningful personal income tax relief. By enacting a formula for personal income tax reduction based upon increased economic activity, West Virginia will be on a path for sustainable tax relief; and

Whereas, While committed to a plan for income tax relief, the Senate does not believe that reducing the average West Virginia taxpayer's monthly income tax liability by \$20 will be an economic driver nor provide meaningful relief to the taxpayer; and

Whereas, The Senate is committed to obligations in statute and base budget backfill to all counties for revenue replacement in perpetuity that is above and beyond the personal property taxes to be eliminated; and

Whereas, The Senate is committed to including often overlooked retirees in the financial relief provided. The Senate strongly supports adoption of the plan developed by the Joint Committee on Pensions and Retirement that provides financial relief to retirees who receive less than \$1,000 per month.

Resolved by the Senate:

The Senate recognizes that the citizens of this State will have the opportunity to vote for or against the passage of the Property Tax Modernization Amendment authorizing the elimination of the personal property tax in November; and, be it

Further resolved, That the Senate intends to carry out the will of the voters if the Property Tax Modernization Amendment is ratified; and, be it

Further resolved, That the Senate is committed to carrying out the other initiatives outlined in this resolution as part of a comprehensive plan to spur economic growth and facilitate a

prosperous and opportunity filled environment for West Virginia families.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration and reference to a committee dispensed with.

Following extended discussion,

(Senator Weld in the Chair.)

Following extended discussion,

(Senator Blair, Mr. President, in the Chair.)

Following discussion,

The question being on the adoption of the resolution, and on this question, Senator Tarr demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—30.

The nays were: None.

Absent: Azinger, Jeffries, Lindsay, and Nelson—4.

So, a majority of those present and voting having voted in the affirmative, the President declared the resolution (S. R. 303) adopted.

Thereafter, at the request of Senator Takubo, and by unanimous consent, the remarks by Senators Tarr, Trump, Weld, Swope, Blair (Mr. President), Karnes, Woodrum, and Baldwin regarding the adoption of Senate Resolution 303 were ordered printed in the Appendix to the Journal.

At the request of Senator Caputo, unanimous consent being granted, the remarks by Senator Romano regarding the adoption of

Senate Resolution 303 were ordered printed in the Appendix to the Journal.

The Senate proceeded to the eighth order of business.

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

On third reading, coming up in regular order, with the right having been granted on yesterday, Thursday, July 28, 2022, for amendments to be received on third reading, was read a third time.

On motions of Senators Boley, Grady, Phillips, Roberts, Swope, Tarr, and Woodrum, the following amendment to the bill was reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 9. HUMAN SERVICES.

ARTICLE 2. COMMISSIONER OF HUMAN SERVICES; POWERS, DUTIES AND RESPONSIBILITIES GENERALLY.

§9-2-11. Limitation on use of funds.

~~(a) No funds from the Medicaid program accounts may be used to pay for the performance of an abortion by surgical or chemical means unless the abortion is permitted by §16-2R-3 of this code.~~

~~(1) On the basis of the physician's best clinical judgment, there is:~~

~~(i) A medical emergency that so complicates a pregnancy as to necessitate an immediate abortion to avert the death of the mother or for which a delay will create grave peril of irreversible loss of major bodily function or an equivalent injury to the mother; *Provided*, That an independent physician concurs with the physician's clinical judgment; or~~

~~(ii) Clear clinical medical evidence that the fetus has severe congenital defects or terminal disease or is not expected to be delivered; or~~

~~(2) The individual is a victim of incest or the individual is a victim of rape when the rape is reported to a law enforcement agency.~~

~~(b) The Legislature intends that the state's Medicaid program not provide coverage for abortion on demand and that abortion services be provided only as expressly provided for in this section.~~

CHAPTER 16. PUBLIC HEALTH.

ARTICLE 2F. PARENTAL NOTIFICATION OF ABORTIONS PERFORMED ON UNEMANCIPATED MINORS.

§16-2F-9. Severability.

~~The provisions of subsection (cc), section ten, article two, chapter two of this code shall apply to the provisions of this article to the same extent as if said subsection were set forth in extenso herein.~~

Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 *et seq.* or §61-2-8 of this code is judicially determined to be unconstitutional.

ARTICLE 2I. WOMEN'S RIGHT TO KNOW ACT.

§16-2I-9. Severability.

~~If any one or more provision, section, subsection, sentence, clause, phrase or word of this article or the application thereof to any person or circumstance is found to be unconstitutional, the same is hereby declared to be severable and the balance of this article shall remain effective notwithstanding such unconstitutionality. The Legislature hereby declares that it would have passed this article, and each provision, section, subsection,~~

~~sentence, clause, phrase or word thereof, irrespective of the fact that any one or more provision, section, subsection, sentence, clause, phrase or word be declared unconstitutional.~~

Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 *et seq.* or §61-2-8 of this code is judicially determined to be unconstitutional.

ARTICLE 2M. THE PAIN-CAPABLE UNBORN CHILD PROTECTION ACT.

§16-2M-7. Severability.

~~If any one or more provisions, sections, subsections, sentences, clauses, phrases or words of this article or the application thereof to any person or circumstance is found to be unconstitutional or temporarily or permanently restrained or enjoined by judicial order, or both, the same is declared to be severable and the balance of this article shall remain effective notwithstanding such judicial decision, including for all other applications of each of the provisions, sections, subsections, sentences, clauses, phrases or words of this article: *Provided*, That whenever any judicial decision is stayed, dissolved, or otherwise ceases to have effect, such provisions shall have full force and effect.~~

Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 *et seq.* or §61-2-8 of this code is judicially determined to be unconstitutional.

ARTICLE 20. UNBORN CHILD PROTECTION FROM DISMEMBERMENT ABORTION ACT.

§16-20-1. Unborn Child Protection from Dismemberment Abortion Act.

(a) *Definitions.* — For purposes of this section:

(1) "Abortion" means the same as that term is defined in section two, article two-f, chapter sixteen of this code.

(2) "Attempt to perform an abortion" means the same as that term is defined in section two, article two-m, chapter sixteen of this code.

(3) "Dismemberment abortion" means, with the purpose of causing the death of an unborn child, purposely to dismember a living unborn child and extract him or her one piece at a time from the uterus through use of clamps, grasping forceps, tongs, scissors or similar instruments that, through the convergence of two rigid levers, slice, crush or grasp a portion of the unborn child's body to cut or rip it off. The term "dismemberment abortion" includes an abortion in which a dismemberment abortion is performed to cause the death of an unborn child but suction is subsequently used to extract fetal parts after the death of the unborn child. The term "dismemberment abortion" does not include an abortion which uses suction to dismember the body of the unborn child by sucking fetal parts into a collection container, an abortion following fetal demise which uses a suction curette, suction curettage or forceps to dismember the body of a dead unborn child, or when forceps are used following an induced fetal demise by other means.

(4) "Medical emergency" means the same as that term is defined in section two, article two-m, chapter sixteen of this code.

(5) "Physician" means the same as that term is defined in section two, article two-m, chapter sixteen of this code.

(6) "Reasonable medical judgement" means the same as that term is defined in section two, article two-M, chapter sixteen of this code.

(7) "Woman" means a female human being whether or not she has reached the age of majority.

(b) *Prohibition.* —

No person may perform, or attempt to perform, a dismemberment abortion as defined in this section, unless in reasonable medical judgment the woman has a condition that, on the basis of reasonable medical judgment, so complicates her medical condition as to necessitate the abortion of her pregnancy

to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function, not including psychological or emotional conditions. No condition may be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which she intends to result in her death or in substantial and irreversible physical impairment of a major bodily function.

(c) *Enforcement.* —

(1) Any physician or other licensed medical practitioner who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have acted outside the scope of practice permitted by law or otherwise in breach of the standard of care owed to patients, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(2) Any person, not subject to subdivision (1) of this subsection, who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have engaged in the unauthorized practice of medicine in violation of section thirteen, article three, chapter thirty of this code, and, upon conviction, subject to the penalties contained in that section.

(3) In addition to the penalties set forth in subdivisions (1) and (2) of this section, a patient may seek any remedy otherwise available to such patient by applicable law.

(4) No penalty may be assessed against any patient upon whom an abortion is performed or induced or attempted to be performed or induced.

(d) *Miscellaneous Provisions.* —

(1) This section does not prevent an abortion by any other method for any reason including rape and incest.

(2) Nothing in this section may be construed as creating or recognizing a right to abortion, nor a right to a particular method of abortion.

(e) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. or §61-2-8 of this code is judicially determined to be unconstitutional.

ARTICLE 2P. BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT.

§16-2P-1. Born-Alive Abortion Survivors Protection Act.

(a) *Definitions.* — For purposes of this section:

(1) "Abortion" has the same meaning as that set forth in §16-2F-2 of this code.

(2) "Attempt to perform an abortion" has the same meaning as that set forth in §16-2M-2 of this code.

(3) "Born alive" means the complete expulsion or extraction from its mother of the fetus, at any stage of development, who after such expulsion or extraction breathes or has a beating heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, regardless of whether the umbilical cord has been cut, and regardless of whether the expulsion or extraction occurs as a result of natural or induced labor, cesarean section, or induced abortion.

(4) "Fetus" has the same meaning as that set forth in §16-2M-2 of this code.

(5) "Licensed Medical Professional" means a person licensed under Chapter 30 of this code practicing within his or her scope of practice.

(6) "Physician" has the same meaning as set forth in §16-2M-2 of this code.

(7) "Reasonable medical judgment" has the same meaning as set forth in §16-2M-2 of this code.

(b) *Prohibition.* —

(1) If a physician performs or attempts to perform an abortion that results in a child being born alive the physician shall:

(A) Exercise the same degree of reasonable medical judgment to preserve the life and health of the child as a physician would render to any other child born alive at the same gestational age; and

(B) Ensure that the child born alive is immediately transported and admitted to a hospital.

(2) A person who has knowledge of a failure to comply with the requirements of this subsection shall report the failure to the applicable licensing board.

(c) *Enforcement.* —

(1) Any physician or other licensed medical professional who knowingly and willingly violates subsection (b) of this section is considered to have breached the standard of care owed to patients, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(2) Any person, not subject to subdivision (1) of this subsection, who knowingly and willfully violates subsection (b) of this section is guilty of the unauthorized practice of medicine in violation of §30-3-13 of this code, and, upon conviction thereof, is subject to the penalties contained in that section.

(3) In addition to the penalties set forth in this section, a patient may seek any remedy otherwise available to the patient by applicable law.

(4) No penalty may be assessed against any patient upon whom an abortion is performed or attempted to be performed.

(d) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. or §61-2-8 of this code is judicially determined to be unconstitutional.

**ARTICLE 2Q. UNBORN CHILD WITH A DISABILITY
PROTECTION AND EDUCATION ACT.**

**§16-2Q-1. Abortion may not be performed because of a
disability, except in a medical emergency.**

(a) As used in this article:

"Abortion" means the same as that term is defined in §16-2F-2 of this code.

"Attempt to perform or induce an abortion" means the same as that term is defined in §16-2M-2 of this code.

"Because of a disability" means on account of the presence or presumed presence of a disability or diagnosis in a fetus including, but not limited to, chromosomal disorders or morphological malformations occurring as the result of atypical gene expressions.

"Commissioner" means the Commissioner of the Bureau for Public Health.

"Licensed medical professional" means a person licensed under Chapter 30 of this code practicing within his or her scope of practice.

"Medical emergency" means the same as that term is defined in §16-2I-1 of this code.

"Nonmedically viable fetus" means the same as that term is defined in §16-2M-2 of this code.

"Reasonable medical judgment" means the same as that term is defined in §16-2M-2 of this code.

(b) Except in a medical emergency or a nonmedically viable fetus, a licensed medical professional may not perform or attempt to perform or induce an abortion, unless the patient acknowledges that the abortion is not being sought because of a disability. The licensed medical professional shall document these facts in the patient's chart and report such with the commissioner.

(c) Except in a medical emergency or a nonmedically viable fetus, a licensed medical professional may not intentionally perform or attempt to perform or induce an abortion of a fetus, if the abortion is being sought because of a disability.

(d) (1) If a licensed medical professional performs or induces an abortion on a fetus, the licensed medical professional shall, within 15 days of the procedure, cause to be filed with the commissioner, on a form supplied by the commissioner, a report containing the following information:

(A) Date the abortion was performed;

(B) Specific method of abortion used;

(C) A statement from the patient confirming that the reason for the abortion was not because of a disability;

(D) Probable health consequences of the abortion to the patient;

(E) Whether a medical emergency existed; and

(F) Whether the fetus was a nonmedically viable fetus.

(2) The licensed medical professional shall sign the form as his or her attestation under oath that the information stated is true and correct to the best of his or her knowledge.

(3) Reports required and submitted under this section may not contain the name of the patient upon whom the abortion was performed or any other information or identifiers that would make it possible to identify, in any manner or under any circumstances, a woman who obtained or sought to obtain an abortion.

(g) A licensed medical professional that administers, or causes to be administered, a test for a disability or diagnosis to a fetus shall provide the patient with educational information made available by the bureau as provided in this section, within a reasonable time, if the test result confirms the presence of a disability.

(h) The Bureau for Public Health shall make the following available through the bureau's publicly accessible internet website:

(1) Up-to-date, evidence-based information about any in-utero disability or diagnosis that has been peer reviewed by medical experts and any national disability rights organizations. The information provided shall include the following:

(A) Physical, developmental, educational, and psychosocial outcomes;

(B) Life expectancy;

(C) Clinical course;

(D) Intellectual and functional development;

(E) Treatment options; and

(F) Any other information the bureau deems necessary;

(2) Contact information regarding first call programs and support services, including the following:

(A) Information hotlines specific to any in-utero fetal disabilities or conditions;

(B) Relevant resource centers or clearinghouses;

(C) Information about adoption specific to disabilities;

(D) National and local disability rights organizations; and

(E) Education and support programs.

(i) The information provided in accordance with this section shall conform to the applicable standard or standards provided in the Enhanced National Standards for Culturally and Linguistically Appropriate Services in Health and Health Care as adopted by the United States Department of Health and Human Services and published in the Federal Register on September 24, 2013.

(j) A licensed medical professional who intentionally or recklessly performs or induces an abortion in violation of this section is considered to have acted outside the scope of practice

permitted by law or otherwise in breach of the standard of care owed to a patient, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(k) A person, not subject to subsection (f) of this section, who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have engaged in the unauthorized practice of medicine in violation of §30-3-13 of this code, and upon conviction, subject to the penalties contained in that section.

(l) A penalty may not be assessed against any patient upon whom an abortion is performed or induced or attempted to be performed or induced.

(m) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. or §61-2-8 of this code is judicially determined to be unconstitutional.

ARTICLE 2R. UNBORN CHILD PROTECTION ACT.

§16-2R-1. Legislative findings.

The Legislature finds that the State of West Virginia has a legitimate interest in protecting unborn lives and prohibiting abortions in West Virginia except in the circumstances set forth in this article.

§16-2R-2. Definitions.

The definitions set forth in this section are controlling for purposes of this article and §61-2-8 of this code, irrespective of terms used in medical coding, notations, or billing documents. For purposes of this article:

"Abortion" means the use of any instrument, medicine, drug, or any other substance or device with intent to terminate the pregnancy of a patient known to be pregnant and with intent to cause the death and expulsion or removal of an embryo or a fetus.

This term does not include the terms "intrauterine fetal demise" or "stillbirth" or "miscarriage" as defined in this section.

"Attempt to perform or induce an abortion" means an act or the omission of an act that, under the circumstances as the person so acting or omitting to act believes them to be, constitutes a substantial step in a course of conduct intended to culminate in an abortion.

"Born alive" means the complete expulsion or extraction of the fetus, at any stage of development, who after such expulsion or extraction breathes or has a beating heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, regardless of whether the umbilical cord has been cut, and regardless of whether the expulsion or extraction occurs as a result of natural or induced labor, cesarean section, or induced abortion.

"Commissioner" means the Commissioner of the Bureau for Public Health of the West Virginia Department of Health and Human Resources.

"Contraception" or "contraceptive" means the prevention of pregnancy by interfering with the process of ovulation, fertilization, or implantation.

"Ectopic" means a fertilized egg which is developing outside the uterus, or a fertilized egg is developing within parts of the uterus where it cannot be viable, including a cervical, cornual, or cesarean section scar implantations.

"Embryo" means the developing human from the time of fertilization until the end of the eighth week of gestation.

"Fertilization" means the fusion of a human spermatozoon with a human ovum.

"Fetal tissue research" means tissue or cells obtained from a dead embryo or fetus after a miscarriage, abortion, or intrauterine fetal demise.

"Fetus" means the developing human in the postembryonic period from nine weeks after fertilization until birth.

"Licensed medical professional" means a person licensed under §30-3-1 *et seq.*, §30-3E-1 *et seq.*, §30-7-1 *et seq.*, §30-7A-1 *et seq.*, §30-14-1 *et seq.*, or §30-15-1 *et seq.* of this code.

"Implantation" means when a fertilized egg has attached to the lining of the wall of the uterus.

"Intrauterine fetal demise" or "stillbirth" means the unintended or spontaneous loss of a fetus after the 19th week of pregnancy. This term includes the medical terms "spontaneous abortion," "missed abortion," and "incomplete abortion".

"In vitro fertilization" means a procedure or procedures intended to improve fertility or prevent genetic problems and assist with conception.

"Medical emergency" means a condition or circumstance that so complicates the medical condition of a patient as to necessitate an abortion to avert serious risk of the patient's death or serious risk of substantial life-threatening physical impairment of a major bodily function, not including psychological or emotional conditions. This term includes a circumstance in which it is necessary to terminate a pregnancy of one or more fetuses to preserve the life of another fetus or fetuses. A condition is not deemed a medical emergency if based on a claim or diagnosis that the patient intends or may engage in conduct which results in the patient's death or in substantial and irreversible physical impairment of a major bodily function.

"Miscarriage" means the unintended or spontaneous loss of an embryo or a fetus before the 20th week of pregnancy. This term includes the medical terms "spontaneous abortion," "missed abortion," and "incomplete abortion".

"Nonviable" means an embryo or a fetus has a lethal anomaly which renders it incompatible with life outside of the uterus.

"Partial-birth abortion" means an abortion performed on a live fetus after partial vaginal delivery.

"Pregnancy" means the period of gestation after which a fertilized egg has implanted in the wall of a uterus.

"Reasonable medical judgment" means a medical judgment that would be made by a licensed medical professional who is knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved.

"Unemancipated minor" means a person younger than 18 years of age who is not, or has not been, married or judicially emancipated.

§16-2R-3. Prohibition to perform an abortion.

(a) An abortion may not be performed or induced or be attempted to be performed or induced unless in the reasonable medical judgment of a licensed medical professional:

(1) The embryo or fetus is nonviable;

(2) The pregnancy is ectopic; or

(3) A medical emergency exists.

(b) The prohibition set forth in subsection (a) of this section shall not apply to an adult within the first 8 weeks of pregnancy if the pregnancy is the result of sexual assault, as defined in §61-8B-1 *et seq.* of this code, or incest, as defined in §61-8-12 of this code, and at least 48 hours prior to the abortion the patient has:

(1) Reported the sexual assault or incest to a law enforcement agency; or

(2) Obtained medical treatment for the sexual assault or incest or any injury related to the sexual assault or incest from a licensed medical professional or a facility licensed by the Office of Health Facility Licensure and Certification of the West Virginia Department of Health and Human Resources: *Provided*, That the licensed medical professional or facility which performed or

provided such medical treatment may not perform or provide the abortion arising from such sexual assault or incest.

(c) The prohibition set forth in subsection (a) of this section shall not apply to a minor or an incompetent or incapacitated adult within the first 14 weeks of pregnancy if the pregnancy is the result of sexual assault, as defined in §61-8B-1 et seq. of this code, or incest, as defined in §61-8-12 of this code, and at least 48 hours prior to the abortion the patient has:

(1) Reported the sexual assault or incest to a law enforcement agency or other government agency legally authorized to act on reports of child abuse or abuse of incompetent or incapacitated adults; or

(2) Obtained medical treatment for the sexual assault or incest or any injury related to the sexual assault or incest from a licensed medical professional or a facility licensed by the Office of Health Facility Licensure and Certification of the West Virginia Department of Health and Human Resources: *Provided*, That the licensed medical professional or facility which performed or provided such medical treatment may not perform or provide the abortion arising from such sexual assault or incest:

(d) In all cases where a report of sexual assault or incest against a minor is made pursuant this subsection (c), the agency or person to whom the report is made shall report the sexual assault or incest to the Child Abuse and Neglect Investigations Unit of the West Virginia State Police.

(e) An abortion performed pursuant to this section may not use the partial birth abortion procedure.

§16-2R-4. Not considered an abortion.

(a) Abortion does not include:

(1) A miscarriage;

(2) An intrauterine fetal demise or stillbirth;

(3) The use of existing established cell lines derived from aborted human embryos or fetuses;

(4) Medical treatment provided to a patient by a licensed medical professional that results in the accidental or unintentional injury or death of an embryo or a fetus;

(5) In vitro fertilization;

(6) Human fetal tissue research, when performed in accordance with Sections 498A and 498B of the PHS Act (42 U.S.C. 289g-1 and 289g-2) and 45 C.F.R. 46.204 and 46.206; or

(7) The prescription, sale, transfer, or use of contraceptive devices, instruments, medicines, or drugs.

(b) This article does not prevent the prescription, sale, or transfer of intrauterine contraceptive devices, other contraceptive devices, or other generally medically accepted contraceptive devices, instruments, medicines, or drugs for a patient who is not known to be pregnant and for whom the contraceptive devices, instruments, medicines, or drugs are prescribed, sold, or transferred solely for contraceptive purposes and not for the purpose of inducing or causing the termination of a known pregnancy.

§16-2R-5. Requirements when an abortion is performed on an unemancipated minor.

(a) If an abortion is performed on an unemancipated minor under the circumstances set forth in §16-2R-3(a) of this code, the licensed medical professional or his or her agent shall provide notice to the parent, guardian, or custodian of the unemancipated minor within 48 hours after the abortion is performed:

(1) Directly, in person, or by telephone to the parent, guardian, or custodian of the unemancipated minor; or

(2) By certified mail addressed to the parent, guardian, or custodian of the unemancipated minor at their usual place of residence, return receipt requested. The delivery shall be sent restricted delivery assuring that the letter is delivered only to the

addressee. Time of delivery shall be deemed occur at 12:00 p.m. on the next day on which regular mail delivery takes place.

(b) If an abortion is performed on an unemancipated minor under the circumstances set forth in §16-2R-3(c) of this code, the licensed medical professional may not perform an abortion until notice of the pending abortion as required by this section is complete.

(1) A licensed medical professional or his or her agent may personally give notice directly, in person, or by telephone to the parent, guardian, or custodian of the unemancipated minor. Upon delivery of the notice, 48 hours shall pass until the abortion may be performed.

(2) A licensed medical professional or his or her agent may provide notice by certified mail addressed to the parent, guardian, or custodian of the unemancipated minor at their usual place of residence, return receipt requested. The delivery shall be sent restricted delivery assuring that the letter is delivered only to the addressee. Time of delivery shall be deemed to occur at 12:00 p.m. on the next day on which regular mail delivery takes place. Forty-eight hours shall pass from the date and time of presumed delivery until the abortion may be performed.

(4) Notice may be waived if the person entitled to notice certifies in writing that he or she has been notified. Notice is waived if the certified mail is refused.

(5) An unemancipated minor who objects to the notice being given to a parent, guardian, or custodian may petition for a waiver of the notice to the circuit court of the county in which the unemancipated minor resides. The petition shall be filed under seal.

(6) The petition is not required to be in any specific form and shall be sufficient if it fairly sets forth the facts and circumstances of the matter, but at a minimum shall contain the following information:

(A) The age and educational level of the unemancipated minor:

(B) The county in which the unemancipated minor resides; and

(C) A brief statement of the unemancipated minor's reason or reasons for the desired waiver of notification of the parent, guardian, or custodian of such unemancipated minor.

(7) A petition may not be dismissed nor may any hearing thereon be refused because of any actual or perceived defect in the form of the petition.

(8) The Supreme Court of Appeals is requested to prepare suggested form petitions and accompanying instructions and shall make the same available to the clerks of the circuit courts. The clerks shall make the form petitions and instructions available in the clerk's office.

(9) The proceedings held pursuant to this subsection shall be confidential and the court shall conduct the proceedings in camera. The court shall inform the unemancipated minor of her right to be represented by counsel. If the unemancipated minor desires the services of an attorney, an attorney shall be appointed to represent her, if the unemancipated minor advises the court under oath or affidavit that she is financially unable to retain counsel.

(10) The court shall conduct a hearing upon the petition forthwith, but may not exceed the next succeeding judicial day. The court shall render its decision immediately and enter its written order not later than 24 hours. All testimony, documents, evidence, petition, orders entered thereon and all records relating to the matter shall be sealed by the clerk and shall not be opened to any person except upon order of the court upon a showing of good cause.

(11) Notice as required by this subsection (b) shall be ordered waived by the court if the court finds either:

(A) That the unemancipated minor is sufficiently mature and informed to make the decision to proceed with the abortion independently and without the notification or involvement of her parent, guardian, or custodian; or

(B) That notification to the person or persons to whom notification would otherwise be required would not be in the best interest of the unemancipated minor.

(12) A confidential appeal to the Supreme Court of Appeals shall be available to any unemancipated minor to whom a court denies a petition under this subsection. An order authorizing an abortion without notification is not appealable.

(13) Filing fees are not required in any proceeding under this subsection.

§16-2R-6. Reporting by licensed medical professionals regarding abortion.

Any abortion performed or induced in this state is subject to the reporting requirements of §16-5-22.

§16-2R-7. Licensure revocation.

(a) A licensed medical professional who violates the provisions of §16-2R-3 of this code is considered to have acted outside the scope of practice permitted by law or otherwise in breach of the standard of care owed to a patient, and is subject to discipline from the applicable licensure board for that conduct, including but not limited to loss of professional license to practice.

(b) A licensed medical professional charged with a violation of §61-2-8 of this code may seek a hearing before his or her licensure board on the issue of whether the action or actions of the licensed medical professional were permissible under this article. The findings of the licensure board are admissible at the trial of the licensed medical professional. Upon motion by the defendant, the court shall delay the beginning of the trial to permit the licensure board to hold a hearing and issue its findings.

(c) A licensed medical professional who is convicted of a violation of §61-2-8 of this code shall have his or her license revoked.

§16-2R-8. Protection of aborted fetuses born alive.

(a) Whenever a licensed medical professional performs or induces, or attempts to perform or induce an abortion and the child is born alive, the licensed medical professional shall:

(1) Exercise the same degree of reasonable medical judgment to preserve the life and health of the child in the same manner as the licensed medical professional would render to any child alive at birth of the same gestational age;

(2) Ensure that the child is immediately transported and admitted to an appropriate medical facility.

(b) Any licensed medical professional who knowingly and willfully violates subsection (a) of this section shall be considered to have breached the standard of care owed to patients and is subject to discipline from the appropriate licensure board for such conduct, including but not limited to loss of professional license to practice.

(c) Any person, not subject to subsection (a) of this section, who knowingly and willfully violates subsection (a) of this section is guilty of the unauthorized practice of medicine in violation of §30-3-13 of this code and, upon conviction thereof, is subject to the penalties contained in that section: *Provided*, That the provisions of this subsection (c) enacted during the third extraordinary session of the Legislature, 2022, shall be effective 90 days from passage.

(d) In addition to the penalties referenced in this section, a patient may seek any remedy otherwise available to the patient by applicable law.

(e) This section shall not be construed to subject any patient upon whom an abortion is performed or induced or attempted to be performed or induced to a criminal penalty for any violation of this section as a principal, accessory or accomplice, conspirator, or aider and abettor.

§16-2R-9. Severability.

If any provision of §16-2R-1 et seq. or §61-2-8 of this code is judicially determined to be unconstitutional, this entire article shall be of no force and effect and the provisions of §16-2F-1 et seq., §16-2I-1 et seq., §16-2M-1 et seq., §16-2O-1, §16-2P-1, §16-2Q-1, and §33-42-8 of this code shall become immediately effective.

ARTICLE 5. VITAL STATISTICS.**§16-5-22. Reports of ~~induced termination of pregnancy~~ abortions.**

(a) Each ~~induced termination of pregnancy~~ abortion, as defined in §16-2R-2 of this code, which occurs in this state, regardless of the length of gestation, shall be reported to the section of vital statistics registration no later than the tenth day of the month following the month the procedure was performed by the person in charge of the institution in which the ~~induced termination of pregnancy~~ abortion was performed. If the ~~induced termination of pregnancy~~ abortion was performed outside an institution, it shall be reported by the ~~attending physician~~ licensed medical professional, as defined in §16-2R-2 of this code, who performed the abortion. The State Registrar shall prepare a form or provide a suitable electronic process for the transmission of the reports from the institution or physician to the section of vital statistics. Information to be collected shall include:

- (1) The gestational age of the fetus;
- (2) The state and county of residence of the ~~woman~~ patient;
- (3) The age of the ~~woman~~ patient;
- (4) The type of medical or surgical procedure performed;
- (5) The method of payment for the procedure;
- (6) Whether birth defects were known, and if so, what birth defects; ~~and~~
- (7) The date the abortion was performed;

(8) The exception contained in §16-2R-3 of this code under which the abortion was performed; and

(9) Related information as required by the commissioner, other applicable sections of this code, or by the legislative rule: Provided, That:

(A) No personal identifiers, including, but not limited to, name, street address, city, zip code, or social security number, will be collected; and

(B) Individual records may only be released for research purposes as approved by the state Registrar and may be released in a format designed to further protect the confidentiality of the woman as the state Registrar deems necessary.

(b) An analysis of the compiled information relating to induced terminations of pregnancy shall be included in the annual report of vital statistics.

CHAPTER 30. PROFESSIONS AND OCCUPATIONS.

ARTICLE 1. GENERAL PROVISIONS APPLICABLE TO ALL STATE BOARDS OF EXAMINATION OR REGISTRATION REFERRED TO IN CHAPTER.

§30-1-26. Telehealth practice.

(a) For the purposes of this section:

"Abortifacient" means any chemical or drug prescribed or dispensed with the intent of causing an abortion.

"Established patient" means a patient who has received professional services, face-to-face, from the physician, qualified health care professional, or another physician or qualified health care professional of the exact same specialty and subspecialty who belongs to the same group practice, within the past three years.

"Health care practitioner" means a person authorized to practice under §30-3-1 *et seq.*, §30-3E-1 *et seq.*, §30-4-1 *et seq.*, §30-5-1 *et seq.*, §30-7-1 *et seq.*, §30-7A-1 *et seq.*, §30-8-1 *et seq.*,

§30-10-1 *et seq.*, §30-14-1 *et seq.*, §30-16-1 *et seq.*, §30-20-1 *et seq.*, §30-20A-1 *et seq.*, §30-21-1 *et seq.*, §30-23-1 *et seq.*, §30-26-1 *et seq.*, §30-28-1 *et seq.*, §30-30-1 *et seq.*, §30-31-1 *et seq.*, §30-32-1 *et seq.*, §30-34-1 *et seq.*, §30-35-1 *et seq.*, §30-36-1 *et seq.*, §30-37-1 *et seq.* and any other person licensed under this chapter that provides health care services.

"Interstate telehealth services" means the provision of telehealth services to a patient located in West Virginia by a health care practitioner located in any other state or commonwealth of the United States.

"Registration" means an authorization to practice a health profession regulated by §30-1-1 *et seq.* of this code for the limited purpose of providing interstate telehealth services within the registrant's scope of practice.

"Telehealth services" means the use of synchronous or asynchronous telecommunications technology or audio only telephone calls by a health care practitioner to provide health care services, including, but not limited to, assessment, diagnosis, consultation, treatment, and monitoring of a patient; transfer of medical data; patient and professional health-related education; public health services; and health administration. The term does not include internet questionnaires, e-mail messages, or facsimile transmissions.

(b) Unless provided for by statute or legislative rule, a health care board, referred to in §30-1-1 *et seq.* of this code, shall propose an emergency rule for legislative approval in accordance with the provisions of §29A-3-15 *et seq.* of this code to regulate telehealth practice by a telehealth practitioner. The proposed rule shall consist of the following:

(1) The practice of the health care service occurs where the patient is located at the time the telehealth services are provided;

(2) The health care practitioner who practices telehealth shall be:

(A) Licensed in good standing in all states in which he or she is licensed and not currently under investigation or subject to an administrative complaint; and

(B) Registered as an interstate telehealth practitioner with the appropriate board in West Virginia;

(3) When the health care practitioner-patient relationship is established;

(4) The standard of care for the provision of telehealth services. The standard of care shall require that with respect to the established patient, the patient shall visit an in-person health care practitioner within 12 months of using the initial telemedicine service or the telemedicine service shall no longer be available to the patient until an in-person visit is obtained. This requirement may be suspended, in the discretion of the health care practitioner, on a case-by-case basis, and it does not to the following services: acute inpatient care, post-operative follow-up checks, behavioral medicine, addiction medicine, or palliative care;

(5) A prohibition of prescribing any controlled substance listed in Schedule II of the Uniform Controlled Substance Act, unless authorized by another section: *Provided*, That the prescribing limitations contained in this section do not apply to a physician or a member of the same group practice with an established patient;

(6) Establish the conduct of a registrant for which discipline may be imposed by the board of registration;

(7) Establish a fee, not to exceed the amount to be paid by a licensee, to be paid by the interstate telehealth practitioner registered in the state;

(8) A reference to the Board's discipline process; and

(9) A prohibition of prescribing or dispensing an abortifacient.

(c) A registration issued pursuant to the provisions of or the requirements of this section does not authorize a health care

professional to practice from a physical location within this state without first obtaining appropriate licensure.

(d) By registering to provide interstate telehealth services to patients in this state, a health care practitioner is subject to:

(1) The laws regarding the profession in this state, including the state judicial system and all professional conduct rules and standards incorporated into the health care practitioner's practice act and the legislative rules of registering board; and

(2) The jurisdiction of the board with which he or she registers to provide interstate telehealth services, including such board's complaint, investigation, and hearing process.

(e) A health care professional who registers to provide interstate telehealth services pursuant to the provisions of or the requirements of this section shall immediately notify the board where he or she is registered in West Virginia and of any restrictions placed on the individual's license to practice in any state or jurisdiction.

(f) A person currently licensed in this state is not subject to registration but shall practice telehealth in accordance with the provisions of this section and the rules promulgated thereunder.

CHAPTER 33. INSURANCE.

ARTICLE 42. WOMEN'S ACCESS TO HEALTH CARE ACT.

§33-42-8. Partial-birth abortions prohibited; criminal penalties; exceptions; hearings by state Board of Medicine.

(a) Any person who knowingly performs a partial-birth abortion and thereby kills a human fetus is guilty of a felony and, shall be fined not less than \$10,000, nor more than \$50,000, or imprisoned not more than two years, or both fined and imprisoned. This section does not apply to a partial-birth abortion that is necessary to save the life of a mother when her life is endangered by a physical disorder, illness or injury.

(b) A physician charged pursuant to this section may seek a hearing before the West Virginia Board of Medicine on the issue of whether the physician's act was necessary to save the life of a mother pursuant to the provisions of subsection (a) of this section. The findings of the Board of Medicine are admissible on this issue at the trial of the physician. Upon a motion by the defendant, the court shall delay the beginning of trial for not more than thirty days to permit the Board of Medicine hearing to take place.

(c) No woman may be prosecuted under the provisions of this section for having a partial-birth abortion, nor may she be prosecuted for conspiring to violate the provisions of this section.

(d) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. or §61-2-8 of this code is judicially determined to be unconstitutional.

CHAPTER 61. CRIMES AND THEIR PUNISHMENT.

ARTICLE 2. CRIMES AGAINST THE PERSON.

§61-2-8. Abortion; penalty.

~~Any person who shall administer to, or cause to be taken by, a woman, any drug or other thing, or use any means, with intent to destroy her unborn child, or to produce abortion or miscarriage, and shall thereby destroy such child, or produce such abortion or miscarriage, shall be guilty of a felony, and, upon conviction, shall be confined in the penitentiary not less than three nor more than ten years; and if such woman die by reason of such abortion performed upon her, such person shall be guilty of murder. No person, by reason of any act mentioned in this section, shall be punishable where such act is done in good faith, with the intention of saving the life of such woman or child.~~

(a) A person who knowingly and willfully performs, induces, or attempts to perform or induce an abortion, with the intent to violate the provisions of §16-2R-3 of this code, is guilty of a felony.

(b) Except as provided in subsection (c) of this section, a person convicted of a violation of subsection (a) of this section shall upon conviction be imprisoned in a state correctional facility for not less than three nor more than 10 years.

(c) Notwithstanding the provisions of subsection (b) of this section, if the violation of subsection (a) of this section causes the death of a patient, the person, upon conviction thereof, shall be imprisoned in a state correctional facility for not less than 10 nor more than 40 years. A person imprisoned pursuant to this subsection is not eligible for parole prior to having served a minimum of 10 years.

(d) This section shall not be construed to subject any patient upon whom an abortion is performed or induced or attempted to be performed or induced to a criminal penalty for any violation of this section as a principal, accessory or accomplice, conspirator, or aider and abettor.

(e) The amendments to this section enacted during the third extraordinary session of the Legislature, 2022, shall be effective 90 days from passage.

On motions of Senators Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, Stollings, Romano, and Woelfel, the following amendments to the amendment offered by Senators Boley, et al., to the bill (Eng. H. B. 302) were reported by the Clerk and considered simultaneously:

On page thirteen, section three, subsection (b), line ten, by striking out all of subdivision (1) and inserting in lieu thereof a new subdivision (1), to read as follows:

"(1) Persons mandated to report, as defined by West Virginia Code §49-2-803; or";

And,

On page thirteen, section three, subsection (c), line twenty-one, by striking out all of subdivision (1) and inserting in lieu thereof a new subdivision (1), to read as follows:

"(1) Persons mandated to report child abuse and neglect or abuse of incompetent or incapacitated adults, as defined by §49-2-803 of the West Virginia Code; or".

Following extended discussion,

At the request of Senator Baldwin, unanimous consent being granted, Senator Baldwin's request that the amendments offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill be considered simultaneously was withdrawn.

Whereupon, the question now being on the adoption of the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., on page thirteen, section three, subsection (b), line ten, by striking out all of subdivision (1) and inserting in lieu thereof a new subdivision (1), to read as follows:

"(1) Persons mandated to report, as defined by West Virginia Code §49-2-803; or".

Following discussion,

The question being on the adoption of the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Baldwin demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Geffert, Maroney, Plymale, Romano, Stollings, Weld, and Woelfel—11.

The nays were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woodrum, and Blair (Mr. President)—20.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting not having voted in the affirmative, the President declared the amendment offered by

Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill rejected.

On motion of Senator Trump, the Senate reconsidered its action by which immediately hereinbefore it rejected the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill.

The vote thereon having been reconsidered,

The question again being on the adoption of the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill.

Following discussion,

The question being on the adoption of the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Caputo demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Geffert, Plymale, Romano, Stollings, and Woelfel—9.

The nays were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—22.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting not having voted in the affirmative, the President declared the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill rejected.

On motions of Senators Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, Stollings, Romano, and Woelfel, the following amendment to the amendment offered by Senators Boley, et al., to the bill (Eng. H. B. 302) was next reported by the Clerk:

On page thirteen, section three, subsection (c), line twenty-one, by striking out all of subdivision (1) and inserting in lieu thereof a new subdivision (1), to read as follows:

"(1) Persons mandated to report child abuse and neglect or abuse of incompetent or incapacitated adults, as defined by §49-2-803 of the West Virginia Code; or".

Following extended discussion,

The question being on the adoption of the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Caputo demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Clements, Geffert, Hamilton, Maroney, Plymale, Romano, Stollings, Stover, Swope, Takubo, Trump, Weld, and Woelfel—17.

The nays were: Azinger, Boley, Grady, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Sypolt, Tarr, Woodrum, and Blair (Mr. President)—14.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting having voted in the affirmative, the President declared the amendment offered by Senators Baldwin, et al., to the amendment offered by Senators Boley, et al., to the bill adopted.

On motions of Senators Romano, Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, and Stollings, the following amendment to the amendment offered by Senators Boley, et al., to the bill (Eng. H. B. 302) was next reported by the Clerk:

On page thirteen, section three, by striking out all of section three and inserting in lieu thereof a new section three, to read:

§16-2R-3. Prohibition to perform an abortion.

(a) An abortion may not be performed or induced or be attempted to be performed or induced unless in the reasonable medical judgement of a licensed medical professional:

(1) The embryo or fetus is nonviable;

(2) The pregnancy is ectopic;

(3) A medical emergency exists;

(4) There exists a pregnancy that is the result of sexual assault, as defined in §61-8B-1 *et seq.* of this code, within the first 22 weeks or pregnancy;

(5) There exists a pregnancy that is the result of incest, as defined in §61-8-12 of this code, within the first 22 weeks or pregnancy.

Following discussion,

At the request of Senator Trump, and by unanimous consent, further consideration of the pending amendment offered by Senators Romano, et al., to the amendment offered by Senators Boley, et al., was deferred until the conclusion of further amendments now lodged with the Clerk.

On motions of Senators Stollings, Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, and Romano, the following amendment to the amendment offered by Senators Boley, et al., to the bill (Eng. H. B. 302) was next reported by the Clerk:

On page twelve, section two, line forty-one, by striking out the word "not".

Following discussion,

The question being on the adoption of the amendment offered by Senators Stollings, et al., to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Stollings demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Geffert, Plymale, Romano, and Stollings—8.

The nays were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Phillips, Roberts, Rucker,

Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—22.

Absent: Jeffries, Lindsay, Nelson, and Woelfel—4.

So, a majority of those present and voting not having voted in the affirmative, the President declared the amendment offered by Senators Stollings, et al., to the amendment offered by Senators Boley, et al., to the bill rejected.

On motion of Senator Maroney, the following amendment to the amendment offered by Senators Boley, et al., to the bill (Eng. H. B. 302) was next reported by the Clerk:

On page 13, section 3, line 7, by striking out "8" and inserting in lieu thereof "10".

Following discussion and a point of inquiry to the President, with resultant response thereto,

The question being on the adoption of Senator Maroney's amendment to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Caputo demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Clements, Geffert, Maroney, Plymale, Romano, Stollings, Swope, Takubo, Trump, Weld, and Woelfel—15.

The nays were: Azinger, Boley, Grady, Hamilton, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Stover, Sypolt, Tarr, Woodrum, and Blair (Mr. President)—16.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting not having voted in the affirmative, the President declared Senator Maroney's amendment to the amendment offered by Senators Boley, et al., to the bill rejected.

On motions of Senators Takubo and Maroney, the following amendments to the amendment offered by Senators Boley, et al., to

the bill (Eng. H. B. 302) were next reported by the Clerk and considered simultaneously:

On page 2, article 2F, section 9, lines 5 and 6, by striking out the words "or §61-2-8";

On page 2, article 2I, section 9, lines 9 and 10, by striking out the words "or §61-2-8";

On page 3, section 7, lines 10 and 11, by striking out the words "or §61-2-8";

On page 5, article 2O, section 1, line 56, by striking out the words "or §61-2-8";

On page 7, article 2P, section 1, line 40, by striking out the words "or §61-2-8";

On page 10, article 2Q, section 1, line 81, by striking out the words "or §61-2-8";

On page 10, section 2, lines 1 and 2, by striking out the words "and §61-2-8";

On pages 17 and 18, by striking out all of section 7 and inserting in lieu thereof a new section 7, to read as follows:

§16-2R-7. Licensure revocation.

A licensed medical professional who violates the provisions of §16-2R-3 of this code is considered to have acted outside the scope of practice permitted by law or otherwise in breach of the standard of care owed to a patient, and is subject to discipline from the applicable licensure board for that conduct, including but not limited to loss of professional license to practice.;

On page 19, section 9, line 1, by striking out the words "or §61-2-8";

On page 24, article 42, section 8, line 16, by striking out the words "or §61-2-8";

And,

On pages 24 and 25, article 2, by striking out all of section 8 and inserting in lieu thereof a new section 8, to read as follows:

§61-2-8 Abortion; penalty.

[Repealed.]

Following extended discussion,

Senator Romano arose to a point of order stating that under Rule 8 of the Rules of the Senate, which states in part "Every member desiring to speak shall . . . [avoid] all indecorous or disrespectful language", Senator Rucker's use of the term "murder" was indecorous.

Which point of order, the President ruled not well taken.

(Senator Tarr in the Chair.)

Following discussion,

(Senator Blair, Mr. President, in the Chair.)

Following discussion,

The question being on the adoption of the amendments offered by Senators Takubo and Maroney to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Stollings demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Clements, Geffert, Hamilton, Maroney, Plymale, Romano, Stollings, Stover, Swope, Takubo, Trump, Weld, Woelfel, and Woodrum—18.

The nays were: Azinger, Boley, Grady, Karnes, Martin, Maynard, Phillips, Roberts, Rucker, Smith, Sypolt, Tarr, and Blair (Mr. President)—13.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting having voted in the affirmative, the President declared the amendments offered by Senators Takubo and Maroney to the amendment offered by Senators Boley, et al., to the bill adopted.

On motion of Senator Tarr, the following amendment to the amendment offered by Senators Boley, et al., to the bill (Eng. H. B. 302) was next reported by the Clerk:

On page 18, section 7, after line 12, by adding thereto a new section, designated section 7a, to read as follows:

§16-2R-7a. Abortion Assessment Advisory Board.

(a)(1) There is hereby created the Abortion Assessment Advisory Board. The Board shall consist of the following persons:

(A) A person licensed to practice pursuant to §30-3-1 et seq. of this code with training and experience in obstetrics and gynecology.

(B) A person licensed to practice pursuant to §30-14-1 et seq. of this code with training and experience in obstetrics and gynecology.

(C) A person licensed to practice pursuant to §30-15-1 et seq. of this code with training and experience in obstetrics and gynecology.

(2) The members of the board also along with alternate members shall be appointed by the board of each respective professional board.

(b) The purpose of this board is to provide a licensed medical professional an opinion, upon his or her request, as to the necessity and advisability of performing an abortion in a situation involving a pregnant, unemancipated minor, under 23 gestational weeks, due to exceptional medical risk.

(c)(1) An opinion of the board which approves the abortion under review shall create an irrebuttable presumption that the

abortion is necessary and appropriate and acts as a complete bar to any legal action, including but not limited to a criminal action, challenging the need or appropriateness of the procedure.

(2) Should medical necessity require the performance of an abortion before a requested opinion can be provided an opinion provided after the abortion shall have the same force and effect of one provided prior thereto.

(d) The Board is authorized to meet telephonically or by other electronic means and verbal approval for the abortion shall suffice: *Provided*, That a written approval is executed within three business days of the verbal approval.

(e) A decision of the board shall be by majority vote.

(f) In performing duties under this section, the board shall have access to all medical records available.

(g) Each member of the board whose regular salary is not paid by the State of West Virginia shall be paid the same compensation and expense reimbursement that is paid to members of the Legislature for their interim duties as recommended by the Citizens Legislative Compensation Commission and authorized by law for each day or portion thereof engaged in the discharge of official duties. Reimbursement for expenses shall not be made, except upon an itemized account, properly certified by members of the board. All reimbursement for expenses shall be paid out of the State Treasury upon a requisition upon the State Auditor.

(h) A board member shall recuse himself or herself if the board member has previously evaluated or treated the patient.

(i) The members of the board are immune from suit or liability, either personally or in their official capacity, for any claim for damage to, or loss of, property or person injury or other civil liability caused or arising out of any actual or alleged act, error, or omission that occurred within the scope of their board duties or responsibilities: *Provided*, That nothing in this subsection shall be construed to protect to protect any person from suit and/or liability

for any damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of that person.

(j) A board member is not subject to a subpoena to appear at a judicial hearing by virtue of being a member of the board or fulfilling his or her duties under this section.

Following discussion,

(Senator Woodrum in the Chair.)

Following discussion,

(Senator Blair, Mr. President, in the Chair.)

Following discussion and a point of inquiry to the President, with resultant response thereto,

Senator Tarr's foregoing amendment to the amendment offered by Senators Boley, et al., to the bill was withdrawn.

Following discussion and a point of inquiry to the President, with resultant response thereto,

Consideration of further amendments having been concluded, the Senate returned to the consideration of the amendment offered by Senators Romano, et al., to the amendment offered by Senators Boley, et al., to the bill (*shown in the Senate Journal of today, pages 23 and 24*).

The question being on the adoption of the amendment offered by Senators Romano, et al., to the amendment offered by Senators Boley, et al., to the bill.

At the request of Senator Romano, and by unanimous consent, the amendment offered by Senators Romano, et al., to the amendment offered by Senators Boley, et al., to the bill was withdrawn.

On motions of Senators Romano, Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, and Stollings, the following amendments to the amendment offered by Senators Boley, et al., to

the bill (Eng. H. B. 302) were next reported by the Clerk and considered simultaneously:

On page thirteen, section three, line seven, by striking out "8" and inserting in lieu thereof "22";

And,

On page thirteen, section three, line eighteen, by striking out "14" and inserting in lieu thereof "22".

Following discussion,

The question being on the adoption of the amendments offered by Senators Romano, et al., to the amendment offered by Senators Boley, et al., to the bill, and on this question, Senator Romano demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Geffert, Romano, and Stollings—7.

The nays were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Phillips, Plymale, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—24.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting not having voted in the affirmative, the President declared the amendments offered by Senators Romano, et al., to the amendment offered by Senators Boley, et al., to the bill rejected.

On motion of Senator Takubo, at 7:36 p.m., the Senate recessed.

The Senate reconvened at 8:10 p.m. and resumed consideration of

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

The question now being on the adoption of the amendment offered by Senators Boley, et al., as amended.

Following discussion,

The question being on the adoption of the amendment offered by Senators Boley, et al., as amended, and on this question, Senator Baldwin demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Boley, Brown, Caputo, Clements, Geffert, Hamilton, Maroney, Phillips, Plymale, Romano, Stollings, Stover, Swope, Takubo, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—21.

The nays were: Azinger, Grady, Karnes, Martin, Maynard, Roberts, Rucker, Smith, Sypolt, and Tarr—10.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of those present and voting having voted in the affirmative, the President declared the amendment offered by Senators Boley, et al., as amended, to the bill adopted.

Engrossed House Bill 302, as just amended, was then put upon its passage.

Pending extended discussion,

(Senator Phillips in the Chair.)

Pending discussion,

(Senator Blair, Mr. President, in the Chair.)

Pending discussion,

The question being "Shall Engrossed House Bill 302 pass?"

On the passage of the bill, the yeas were: Azinger, Boley, Clements, Geffert, Grady, Hamilton, Maroney, Martin, Maynard, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—22.

The nays were: Baldwin, Beach, Brown, Caputo, Karnes, Plymale, Romano, Rucker, and Stollings—9.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 302) passed.

On motion of Senator Boley, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. House Bill 302—A Bill to repeal §61-2-8 of the code of West Virginia, 1931, as amended; to amend and reenact §9-2-11 of said code; to amend and reenact §16-2F-9 of said code; to amend and reenact §16-2I-9 of said code; to amend and reenact §16-2M-7 of said code; to amend and reenact §16-2O-1 of said code; to amend and reenact §16-2P-1 of said code; to amend and reenact §16-2Q-1 of said code; to amend said code by adding thereto a new article designated §16-2R-1, §16-2R-2, §16-2R-3, §16-2R-4, §16-2R-5, 16-2R-6, §16-2R-7, §16-2R-8, and §16-2R-9; to amend and reenact §16-5-22 of this code; to amend and reenact §30-1-26 of said code; to amend and reenact §33-42-8 of said code, all relating to abortion; clarifying that Medicaid funds may not be used to pay for abortions not authorized by statute; declaring certain provisions are of no force or effect unless any provision of §16-2R-1 *et seq.* is judicially determined to be unconstitutional; creating the Unborn Child Protection Act; setting forth legislative findings; defining terms; clarifying effect of definitions in Unborn Child Protection Act; prohibiting abortions; providing circumstances in which an abortion may be performed or induced; requiring reporting of sexual assault or incest against a minor to West Virginia State Police Child Abuse and Neglect Investigations Unit; prohibiting partial birth abortion procedure; clarifying what is not considered an abortion; clarifying that contraceptives are not prohibited; setting forth notice requirements when an abortion is performed on an unemancipated minor; setting forth notice requirements when an abortion is to be performed on an unemancipated minor; authorizing judicially approved waiver of notice to parent, guardian, or custodian; requesting Supreme Court of Appeals to

prepare forms; authorizing appointment of counsel for unemancipated minor and providing for confidentiality of proceedings; setting forth criteria for waiver of notice; authorizing appeal to Supreme Court of Appeals of denial of waiver of authorization for unemancipated minor to proceed with abortion without notification; providing for waiver of filing fees in proceedings seeking waiver of notice to proceed with abortion on unemancipated minor; clarifying that any abortion performed or induced in this state shall comply with vital statistics reporting requirements; declaring that a licensed medical professional who performs an unauthorized abortion is subject to discipline by applicable licensure board; requiring licensed medical professional to take certain actions with respect to child born alive during abortion; declaring that a licensed medical professional who knowingly and willfully violates requirements regarding a child born alive during an abortion is subject to discipline by applicable licensure board; declaring that a person other than a licensed medical professional who knowingly and willfully violates requirements regarding a child born alive during an abortion is guilty of offense of unauthorized practice of medicine and establishing penalties therefor; providing that if any provision of §16-2R-3 is judicially determined to be unconstitutional, Unborn Child Protection Act is of no force and effect and provisions relating to parental notification of abortions performed on unemancipated minors, Women's Right to Know Act, The Pain-Capable Unborn Child Protection Act, The Unborn Child Protection from Dismemberment Abortion Act, Born-Alive Abortion Survivors Protection Act, Unique Child With a Disability Protection and Education Act, and Women's Access to Health Care Act become immediately effective; requiring reporting of all abortions occurring in this state to the section of vital registration of the Department of Health and Human Resources and setting forth information to be collected; and requiring proposed legislative rule regulating telehealth practice by a telehealth practitioner to include a prohibition on prescribing or dispensing an abortifacient via telehealth.

On motion of Senator Geffert, the Senate reconsidered the vote by which in earlier proceedings today it passed

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

The vote thereon having been reconsidered,

The question again being on the passage of the bill, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Maroney, Martin, Maynard, Phillips, Roberts, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—21.

The nays were: Baldwin, Beach, Brown, Caputo, Geffert, Karnes, Plymale, Romano, Rucker, and Stollings—10.

Absent: Jeffries, Lindsay, and Nelson—3.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 302) passed.

On motion of Senator Boley, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. House Bill 302—A Bill to repeal §61-2-8 of the code of West Virginia, 1931, as amended; to amend and reenact §9-2-11 of said code; to amend and reenact §16-2F-9 of said code; to amend and reenact §16-2I-9 of said code; to amend and reenact §16-2M-7 of said code; to amend and reenact §16-2O-1 of said code; to amend and reenact §16-2P-1 of said code; to amend and reenact §16-2Q-1 of said code; to amend said code by adding thereto a new article designated §16-2R-1, §16-2R-2, §16-2R-3, §16-2R-4, §16-2R-5, §16-2R-6, §16-2R-7, §16-2R-8, and §16-2R-9; to amend and reenact §16-5-22 of this code; to amend and reenact §30-1-26 of said code; to amend and reenact §33-42-8 of said code, all relating to abortion; clarifying that Medicaid funds may not be used to pay for abortions not authorized by statute; declaring certain provisions are of no force or effect unless any provision of §16-2R-1 *et seq.* is judicially determined to be unconstitutional; creating the Unborn Child Protection Act; setting forth legislative findings; defining terms; clarifying effect of definitions in Unborn Child Protection Act; prohibiting abortions; providing circumstances in which an

abortion may be performed or induced; requiring reporting of sexual assault or incest against a minor to West Virginia State Police Child Abuse and Neglect Investigations Unit; prohibiting partial birth abortion procedure; clarifying what is not considered an abortion; clarifying that contraceptives are not prohibited; setting forth notice requirements when an abortion is performed on an unemancipated minor; setting forth notice requirements when an abortion is to be performed on an unemancipated minor; authorizing judicially approved waiver of notice to parent, guardian, or custodian; requesting Supreme Court of Appeals to prepare forms; authorizing appointment of counsel for unemancipated minor and providing for confidentiality of proceedings; setting forth criteria for waiver of notice; authorizing appeal to Supreme Court of Appeals of denial of waiver of authorization for unemancipated minor to proceed with abortion without notification; providing for waiver of filing fees in proceedings seeking waiver of notice to proceed with abortion on unemancipated minor; clarifying that any abortion performed or induced in this state shall comply with vital statistics reporting requirements; declaring that a licensed medical professional who performs an unauthorized abortion is subject to discipline by applicable licensure board; requiring licensed medical professional to take certain actions with respect to child born alive during abortion; declaring that a licensed medical professional who knowingly and willfully violates requirements regarding a child born alive during an abortion is subject to discipline by applicable licensure board; declaring that a person other than a licensed medical professional who knowingly and willfully violates requirements regarding a child born alive during an abortion is guilty of offense of unauthorized practice of medicine and establishing penalties therefor; providing that if any provision of §16-2R-3 is judicially determined to be unconstitutional, Unborn Child Protection Act is of no force and effect and provisions relating to parental notification of abortions performed on unemancipated minors, Women's Right to Know Act, The Pain-Capable Unborn Child Protection Act, The Unborn Child Protection from Dismemberment Abortion Act, Born-Alive

Abortion Survivors Protection Act, Unique Child With a Disability Protection and Education Act, and Women's Access to Health Care Act become immediately effective; requiring reporting of all abortions occurring in this state to the section of vital registration of the Department of Health and Human Resources and setting forth information to be collected; and requiring proposed legislative rule regulating telehealth practice by a telehealth practitioner to include a prohibition on prescribing or dispensing an abortifacient via telehealth.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Maroney, Martin, Maynard, Phillips, Plymale, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—23.

The nays were: Baldwin, Beach, Brown, Caputo, Geffert, Karnes, Romano, and Stollings—8.

Absent: Jeffries, Lindsay, and Nelson—3.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 302) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Thereafter, at the request of Senator Takubo, and by unanimous consent, the remarks by Senators Caputo, Smith, Woodrum, Grady, Roberts, Azinger, Karnes, Romano, Rucker, Geffert, and Brown regarding the passage of Engrossed House Bill 302 were ordered printed in the Appendix to the Journal.

On motion of Senator Takubo, at 9:30 p.m., the Senate recessed.

The Senate reconvened at 10:06 p.m. and again proceeded to the sixth order of business.

At the request of Senator Takubo, unanimous consent being granted, Senator Takubo offered the following resolution from the floor:

Senate Concurrent Resolution 301—Authorizing adjournments of the Senate and House of Delegates.

Resolved by the Legislature of West Virginia:

That during this Third Extraordinary Session of the Eighty-Fifth Legislature, both the Senate and House of Delegates are hereby authorized to adjourn, as needed, for more than three days, pursuant to Section 23, Article VI of the Constitution of the State of West Virginia.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration and reference to a committee dispensed with.

Following a point of inquiry to the President, with resultant response thereto,

The question being on the adoption of the resolution, the same was put and prevailed.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the adoption of

Senate Concurrent Resolution 301, Authorizing adjournments of Senate and House of Delegates.

On motion of Senator Takubo, under the provisions of Senate Concurrent Resolution 301, at 10:08 p.m., the Senate adjourned until called back into session by the Presiding Officer.

TUESDAY, SEPTEMBER 13, 2022

Pursuant to the call of the President of the Senate, under the authority of Senate Concurrent Resolution 301, adopted July 29, 2022, the Senate reassembled in extraordinary session in its chamber in the state capitol in the City of Charleston, at 12:16 p.m., and was called to order by its President, the Honorable Craig Blair.

Prayer was offered by the Honorable Rollan A. Roberts, a senator from the ninth district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable David Stover, a senator from the ninth district.

Pending the reading of the Journal of Friday, July 29, 2022,

At the request of Senator Brown, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Senate proceeded to the second order of business and the introduction of guests.

The Clerk presented the following communications from various state agencies as required by the provisions of law:

Environmental Protection, Department of (Oil and Gas Operating Permit and Processing Fund) (§22-6-29)

Health and Human Resources, Department of (Rare Disease Advisory Council) (§16-5CC-3)

Medical Imaging and Radiation Therapy Technology Board of Examiners (§30-1-12)

Treasury Investments, Board of (Audited Financial Statements) (§12-6C-15)

The Senate proceeded to the third order of business.

A message from the Clerk of the House of Delegates announced that that body had refused to concur in the Senate amendments to, and requested the appointment of a committee of conference of five on the disagreeing votes of the two houses, as to

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

On motion of Senator Takubo, the bill was taken up for immediate consideration.

On further motion of Senator Takubo, the Senate reconsidered its action by which on July 29, 2022, it passed Engrossed House Bill 302.

The vote thereon having been reconsidered,

At the request of Senator Takubo, unanimous consent was granted to offer an amendment to the bill on third reading.

Thereupon, on motion of Senator Takubo, the following amendment to the bill was reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

CHAPTER 9. HUMAN SERVICES.

ARTICLE 2. COMMISSIONER OF HUMAN SERVICES; POWERS, DUTIES AND RESPONSIBILITIES GENERALLY.

§9-2-11. Limitation on use of funds.

~~(a)~~ No funds from the Medicaid program accounts may be used to pay for the performance of an abortion ~~by surgical or chemical means~~ unless the abortion is permitted by §16-2R-3 of this code.

~~(1) On the basis of the physician's best clinical judgment, there is:~~

~~(i) A medical emergency that so complicates a pregnancy as to necessitate an immediate abortion to avert the death of the mother~~

~~or for which a delay will create grave peril of irreversible loss of major bodily function or an equivalent injury to the mother: *Provided*, That an independent physician concurs with the physician's clinical judgment; or~~

~~(ii) Clear clinical medical evidence that the fetus has severe congenital defects or terminal disease or is not expected to be delivered; or~~

~~(2) The individual is a victim of incest or the individual is a victim of rape when the rape is reported to a law enforcement agency.~~

~~(b) The Legislature intends that the state's Medicaid program not provide coverage for abortion on demand and that abortion services be provided only as expressly provided for in this section.~~

CHAPTER 16. PUBLIC HEALTH.

ARTICLE 2F. PARENTAL NOTIFICATION OF ABORTIONS PERFORMED ON UNEMANCIPATED MINORS.

§16-2F-9. Severability.

~~The provisions of subsection (ee), section ten, article two, chapter two of this code shall apply to the provisions of this article to the same extent as if said subsection were set forth in extenso herein.~~

Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 *et seq.* of this code is judicially determined to be unconstitutional.

ARTICLE 2I. WOMEN'S RIGHT TO KNOW ACT.

§16-2I-9. Severability.

~~If any one or more provision, section, subsection, sentence, clause, phrase or word of this article or the application thereof to any person or circumstance is found to be unconstitutional, the same is hereby declared to be severable and the balance of this~~

~~article shall remain effective notwithstanding such unconstitutionality. The Legislature hereby declares that it would have passed this article, and each provision, section, subsection, sentence, clause, phrase or word thereof, irrespective of the fact that any one or more provision, section, subsection, sentence, clause, phrase or word be declared unconstitutional.~~

Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. of this code is judicially determined to be unconstitutional.

ARTICLE 2M. THE PAIN-CAPABLE UNBORN CHILD PROTECTION ACT.

§16-2M-7. Severability.

~~If any one or more provisions, sections, subsections, sentences, clauses, phrases or words of this article or the application thereof to any person or circumstance is found to be unconstitutional or temporarily or permanently restrained or enjoined by judicial order, or both, the same is declared to be severable and the balance of this article shall remain effective notwithstanding such judicial decision, including for all other applications of each of the provisions, sections, subsections, sentences, clauses, phrases or words of this article: *Provided*, That whenever any judicial decision is stayed, dissolved, or otherwise ceases to have effect, such provisions shall have full force and effect.~~

Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. of this code is judicially determined to be unconstitutional.

ARTICLE 20. UNBORN CHILD PROTECTION FROM DISMEMBERMENT ABORTION ACT.

§16-20-1. Unborn Child Protection from Dismemberment Abortion Act.

(a) *Definitions.* — For purposes of this section:

(1) "Abortion" means the same as that term is defined in section two, article two-f, chapter sixteen of this code.

(2) "Attempt to perform an abortion" means the same as that term is defined in section two, article two-m, chapter sixteen of this code.

(3) "Dismemberment abortion" means, with the purpose of causing the death of an unborn child, purposely to dismember a living unborn child and extract him or her one piece at a time from the uterus through use of clamps, grasping forceps, tongs, scissors or similar instruments that, through the convergence of two rigid levers, slice, crush or grasp a portion of the unborn child's body to cut or rip it off. The term "dismemberment abortion" includes an abortion in which a dismemberment abortion is performed to cause the death of an unborn child but suction is subsequently used to extract fetal parts after the death of the unborn child. The term "dismemberment abortion" does not include an abortion which uses suction to dismember the body of the unborn child by sucking fetal parts into a collection container, an abortion following fetal demise which uses a suction curette, suction curettage or forceps to dismember the body of a dead unborn child, or when forceps are used following an induced fetal demise by other means.

(4) "Medical emergency" means the same as that term is defined in section two, article two-m, chapter sixteen of this code.

(5) "Physician" means the same as that term is defined in section two, article two-m, chapter sixteen of this code.

(6) "Reasonable medical judgement" means the same as that term is defined in section two, article two-M, chapter sixteen of this code.

(7) "Woman" means a female human being whether or not she has reached the age of majority.

(b) *Prohibition.* —

No person may perform, or attempt to perform, a dismemberment abortion as defined in this section, unless in

reasonable medical judgment the woman has a condition that, on the basis of reasonable medical judgment, so complicates her medical condition as to necessitate the abortion of her pregnancy to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function, not including psychological or emotional conditions. No condition may be deemed a medical emergency if based on a claim or diagnosis that the woman will engage in conduct which she intends to result in her death or in substantial and irreversible physical impairment of a major bodily function.

(c) *Enforcement.* —

(1) Any physician or other licensed medical practitioner who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have acted outside the scope of practice permitted by law or otherwise in breach of the standard of care owed to patients, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(2) Any person, not subject to subdivision (1) of this subsection, who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have engaged in the unauthorized practice of medicine in violation of section thirteen, article three, chapter thirty of this code, and, upon conviction, subject to the penalties contained in that section.

(3) In addition to the penalties set forth in subdivisions (1) and (2) of this section, a patient may seek any remedy otherwise available to such patient by applicable law.

(4) No penalty may be assessed against any patient upon whom an abortion is performed or induced or attempted to be performed or induced.

(d) *Miscellaneous Provisions.* —

(1) This section does not prevent an abortion by any other method for any reason including rape and incest.

(2) Nothing in this section may be construed as creating or recognizing a right to abortion, nor a right to a particular method of abortion.

(e) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. of this code is judicially determined to be unconstitutional.

ARTICLE 2P. BORN-ALIVE ABORTION SURVIVORS PROTECTION ACT.

§16-2P-1. Born-Alive Abortion Survivors Protection Act.

(a) *Definitions.* — For purposes of this section:

(1) "Abortion" has the same meaning as that set forth in §16-2F-2 of this code.

(2) "Attempt to perform an abortion" has the same meaning as that set forth in §16-2M-2 of this code.

(3) "Born alive" means the complete expulsion or extraction from its mother of the fetus, at any stage of development, who after such expulsion or extraction breathes or has a beating heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, regardless of whether the umbilical cord has been cut, and regardless of whether the expulsion or extraction occurs as a result of natural or induced labor, cesarean section, or induced abortion.

(4) "Fetus" has the same meaning as that set forth in §16-2M-2 of this code.

(5) "Licensed Medical Professional" means a person licensed under Chapter 30 of this code practicing within his or her scope of practice.

(6) "Physician" has the same meaning as set forth in §16-2M-2 of this code.

(7) "Reasonable medical judgment" has the same meaning as set forth in §16-2M-2 of this code.

(b) *Prohibition.* —

(1) If a physician performs or attempts to perform an abortion that results in a child being born alive the physician shall:

(A) Exercise the same degree of reasonable medical judgment to preserve the life and health of the child as a physician would render to any other child born alive at the same gestational age; and

(B) Ensure that the child born alive is immediately transported and admitted to a hospital.

(2) A person who has knowledge of a failure to comply with the requirements of this subsection shall report the failure to the applicable licensing board.

(c) *Enforcement.* —

(1) Any physician or other licensed medical professional who knowingly and willingly violates subsection (b) of this section is considered to have breached the standard of care owed to patients, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(2) Any person, not subject to subdivision (1) of this subsection, who knowingly and willfully violates subsection (b) of this section is guilty of the unauthorized practice of medicine in violation of §30-3-13 of this code, and, upon conviction thereof, is subject to the penalties contained in that section.

(3) In addition to the penalties set forth in this section, a patient may seek any remedy otherwise available to the patient by applicable law.

(4) No penalty may be assessed against any patient upon whom an abortion is performed or attempted to be performed.

(d) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is

of no force or effect unless any provision of §16-2R-1 *et seq.* of this code is judicially determined to be unconstitutional.

ARTICLE 2Q. UNBORN CHILD WITH A DISABILITY PROTECTION AND EDUCATION ACT.

§16-2Q-1. Abortion may not be performed because of a disability, except in a medical emergency.

(a) As used in this article:

"Abortion" means the same as that term is defined in §16-2F-2 of this code.

"Attempt to perform or induce an abortion" means the same as that term is defined in §16-2M-2 of this code.

"Because of a disability" means on account of the presence or presumed presence of a disability or diagnosis in a fetus including, but not limited to, chromosomal disorders or morphological malformations occurring as the result of atypical gene expressions.

"Commissioner" means the Commissioner of the Bureau for Public Health.

"Licensed medical professional" means a person licensed under Chapter 30 of this code practicing within his or her scope of practice.

"Medical emergency" means the same as that term is defined in §16-2I-1 of this code.

"Nonmedically viable fetus" means the same as that term is defined in §16-2M-2 of this code.

"Reasonable medical judgment" means the same as that term is defined in §16-2M-2 of this code.

(b) Except in a medical emergency or a nonmedically viable fetus, a licensed medical professional may not perform or attempt to perform or induce an abortion, unless the patient acknowledges that the abortion is not being sought because of a disability. The

licensed medical professional shall document these facts in the patient's chart and report such with the commissioner.

(c) Except in a medical emergency or a nonmedically viable fetus, a licensed medical professional may not intentionally perform or attempt to perform or induce an abortion of a fetus, if the abortion is being sought because of a disability.

(d) (1) If a licensed medical professional performs or induces an abortion on a fetus, the licensed medical professional shall, within 15 days of the procedure, cause to be filed with the commissioner, on a form supplied by the commissioner, a report containing the following information:

(A) Date the abortion was performed;

(B) Specific method of abortion used;

(C) A statement from the patient confirming that the reason for the abortion was not because of a disability;

(D) Probable health consequences of the abortion to the patient;

(E) Whether a medical emergency existed; and

(F) Whether the fetus was a nonmedically viable fetus.

(2) The licensed medical professional shall sign the form as his or her attestation under oath that the information stated is true and correct to the best of his or her knowledge.

(3) Reports required and submitted under this section may not contain the name of the patient upon whom the abortion was performed or any other information or identifiers that would make it possible to identify, in any manner or under any circumstances, a woman who obtained or sought to obtain an abortion.

(g) A licensed medical professional that administers, or causes to be administered, a test for a disability or diagnosis to a fetus shall provide the patient with educational information made available by the bureau as provided in this section, within a reasonable time, if the test result confirms the presence of a disability.

(h) The Bureau for Public Health shall make the following available through the bureau's publicly accessible internet website:

(1) Up-to-date, evidence-based information about any in-utero disability or diagnosis that has been peer reviewed by medical experts and any national disability rights organizations. The information provided shall include the following:

(A) Physical, developmental, educational, and psychosocial outcomes;

(B) Life expectancy;

(C) Clinical course;

(D) Intellectual and functional development;

(E) Treatment options; and

(F) Any other information the bureau deems necessary;

(2) Contact information regarding first call programs and support services, including the following:

(A) Information hotlines specific to any in-utero fetal disabilities or conditions;

(B) Relevant resource centers or clearinghouses;

(C) Information about adoption specific to disabilities;

(D) National and local disability rights organizations; and

(E) Education and support programs.

(i) The information provided in accordance with this section shall conform to the applicable standard or standards provided in the Enhanced National Standards for Culturally and Linguistically Appropriate Services in Health and Health Care as adopted by the United States Department of Health and Human Services and published in the Federal Register on September 24, 2013.

(j) A licensed medical professional who intentionally or recklessly performs or induces an abortion in violation of this section is considered to have acted outside the scope of practice permitted by law or otherwise in breach of the standard of care owed to a patient, and is subject to discipline from the applicable licensure board for that conduct, including, but not limited to, loss of professional license to practice.

(k) A person, not subject to subsection (f) of this section, who intentionally or recklessly performs or induces an abortion in violation of this article is considered to have engaged in the unauthorized practice of medicine in violation of §30-3-13 of this code, and upon conviction, subject to the penalties contained in that section.

(l) A penalty may not be assessed against any patient upon whom an abortion is performed or induced or attempted to be performed or induced.

(m) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. of this code is judicially determined to be unconstitutional.

ARTICLE 2R. UNBORN CHILD PROTECTION ACT.

§16-2R-1. Legislative findings.

The Legislature finds that the State of West Virginia has a legitimate interest in protecting unborn lives and prohibiting abortions in West Virginia except in the circumstances set forth in this article.

§16-2R-2. Definitions.

The definitions set forth in this section are controlling for purposes of this article and of this code, irrespective of terms used in medical coding, notations, or billing documents. For purposes of this article:

"Abortion" means the use of any instrument, medicine, drug, or any other substance or device with intent to terminate the pregnancy of a patient known to be pregnant and with intent to cause the death and expulsion or removal of an embryo or a fetus. This term does not include the terms "intrauterine fetal demise" or "stillbirth" or "miscarriage" as defined in this section.

"Attempt to perform or induce an abortion" means an act or the omission of an act that, under the circumstances as the person so acting or omitting to act believes them to be, constitutes a substantial step in a course of conduct intended to culminate in an abortion.

"Born alive" means the complete expulsion or extraction of the fetus, at any stage of development, who after such expulsion or extraction breathes or has a beating heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, regardless of whether the umbilical cord has been cut, and regardless of whether the expulsion or extraction occurs as a result of natural or induced labor, cesarean section, or induced abortion.

"Commissioner" means the Commissioner of the Bureau for Public Health of the West Virginia Department of Health and Human Resources.

"Contraception" or "contraceptive" means the prevention of pregnancy by interfering with the process of ovulation, fertilization, or implantation.

"Ectopic" means a fertilized egg which is developing outside the uterus, or a fertilized egg is developing within parts of the uterus where it cannot be viable, including a cervical, cornual, or cesarean section scar implantations.

"Embryo" means the developing human from the time of fertilization until the end of the eighth week of gestation.

"Fertilization" means the fusion of a human spermatozoon with a human ovum.

"Fetal tissue research" means tissue or cells obtained from a dead embryo or fetus after a miscarriage, abortion, or intrauterine fetal demise.

"Fetus" means the developing human in the postembryonic period from nine weeks after fertilization until birth.

"Licensed medical professional" means a person licensed under §30-3-1 *et seq.*, or §30-14-1 *et seq.*, of this code and has admitting privileges at a hospital licensed by the Office of Health Facility Licensure and Certification of the West Virginia Department of Health and Human Resources.

"Implantation" means when a fertilized egg has attached to the lining of the wall of the uterus.

"Intrauterine fetal demise" or "stillbirth" means the unintended or spontaneous loss of a fetus after the 19th week of pregnancy.

"In vitro fertilization" means a procedure or procedures intended to improve fertility or prevent genetic problems and assist with conception.

"Medical emergency" means a condition or circumstance that so complicates the medical condition of a patient as to necessitate an abortion to avert serious risk of the patient's death or serious risk of substantial life-threatening physical impairment of a major bodily function, not including psychological or emotional conditions. This term includes a circumstance in which it is necessary to terminate a pregnancy of one or more fetuses to preserve the life of another fetus or fetuses. A condition is not deemed a medical emergency if based on a claim or diagnosis that the patient intends or may engage in conduct which results in the patient's death or in substantial and irreversible physical impairment of a major bodily function.

"Miscarriage" means the unintended or spontaneous loss of an embryo or a fetus before the 20th week of pregnancy. This term includes the medical terms "spontaneous abortion," "missed abortion," and "incomplete abortion".

"Nonviable" means an embryo or a fetus has a lethal anomaly which renders it incompatible with life outside of the uterus.

"Partial-birth abortion" means an abortion performed on a live fetus after partial vaginal delivery.

"Pregnancy" means the period of gestation after which a fertilized egg has implanted in the wall of a uterus.

"Reasonable medical judgment" means a medical judgment that would be made by a licensed medical professional who is knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved.

"Unemancipated minor" means a person younger than 18 years of age who is not, or has not been, married or judicially emancipated.

§16-2R-3. Prohibition to perform an abortion.

(a) An abortion may not be performed or induced or be attempted to be performed or induced unless in the reasonable medical judgment of a licensed medical professional:

(1) The embryo or fetus is nonviable;

(2) The pregnancy is ectopic; or

(3) A medical emergency exists.

(b) The prohibition set forth in subsection (a) of this section shall not apply to an adult within the first 8 weeks of pregnancy if the pregnancy is the result of sexual assault, as defined in §61-8B-1 et seq. of this code, or incest, as defined in §61-8-12 of this code, and at least 48 hours prior to the abortion the patient has reported the sexual assault or incest to a law enforcement agency having jurisdiction to investigate the complaint and provided the report to the licensed medical professional performing the abortion.

(c) The prohibition set forth in subsection (a) of this section shall not apply to a minor or an incompetent or incapacitated adult within the first 14 weeks of pregnancy if the pregnancy is the result

of sexual assault, as defined in §61-8B-1 et seq. of this code, or incest, as defined in §61-8-12 of this code, and at least 48 hours prior to the abortion the patient has:

(1) A report of the sexual assault or incest has been made to law enforcement having jurisdiction to investigate the complaint;
or

(2) The patient has obtained medical treatment for the sexual assault or incest or any injury related to the sexual assault or incest from a licensed medical professional or in a hospital, as defined in §16-5B-1 of this code, which is licensed by the Office of Health Facility Licensure and Certification of the West Virginia Department of Health and Human Resources: *Provided*, That the licensed medical professional or hospital, as defined in §16-5B-1 of this code, which is licensed by the Office of Health Facility Licensure and Certification of the West Virginia Department of Health and Human Resources, and which performed or provided such medical treatment may not perform or provide the abortion arising from such sexual assault or incest.

(d) In all cases where a report of sexual assault or incest against a minor is made pursuant this subsection (c), the agency or person to whom the report is made shall report the sexual assault or incest to the Child Abuse and Neglect Investigations Unit of the West Virginia State Police within 48 hours.

(e) An abortion performed pursuant to this section may not use the partial birth abortion procedure.

(f) A surgical abortion performed or induced or attempted to be performed or induced pursuant to this section shall be in a hospital, as defined in §16-5B-1 of this code, which is licensed by the Office of Health Facility Licensure and Certification of the West Virginia Department of Health and Human Resources.

§16-2R-4. Not considered an abortion.

(a) Abortion does not include:

(1) A miscarriage;

(2) An intrauterine fetal demise or stillbirth;

(3) The use of existing established cell lines derived from aborted human embryos or fetuses;

(4) Medical treatment provided to a patient by a licensed medical professional that results in the accidental or unintentional injury or death of an embryo or a fetus;

(5) In vitro fertilization;

(6) Human fetal tissue research, when performed in accordance with Sections 498A and 498B of the PHS Act (42 U.S.C. 289g-1 and 289g-2) and 45 C.F.R. 46.204 and 46.206; or

(7) The prescription, sale, transfer, or use of contraceptive devices, instruments, medicines, or drugs.

(b) This article does not prevent the prescription, sale, or transfer of intrauterine contraceptive devices, other contraceptive devices, or other generally medically accepted contraceptive devices, instruments, medicines, or drugs for a patient who is not known to be pregnant and for whom the contraceptive devices, instruments, medicines, or drugs are prescribed, sold, or transferred solely for contraceptive purposes and not for the purpose of inducing or causing the termination of a known pregnancy.

§16-2R-5. Requirements when an abortion is performed on an unemancipated minor.

(a) If an abortion is performed on an unemancipated minor under the circumstances set forth in §16-2R-3(a) of this code, the licensed medical professional or his or her agent shall provide notice to the parent, guardian, or custodian of the unemancipated minor within 48 hours after the abortion is performed:

(1) Directly, in person, or by telephone to the parent, guardian, or custodian of the unemancipated minor; or

(2) By certified mail addressed to the parent, guardian, or custodian of the unemancipated minor at their usual place of

residence, return receipt requested. The delivery shall be sent restricted delivery assuring that the letter is delivered only to the addressee. Time of delivery shall be deemed occur at 12:00 p.m. on the next day on which regular mail delivery takes place.

(b) If an abortion is performed on an unemancipated minor under the circumstances set forth in §16-2R-3(c) of this code, the licensed medical professional may not perform an abortion until notice of the pending abortion as required by this section is complete.

(1) A licensed medical professional or his or her agent may personally give notice directly, in person, or by telephone to the parent, guardian, or custodian of the unemancipated minor. Upon delivery of the notice, 48 hours shall pass until the abortion may be performed.

(2) A licensed medical professional or his or her agent may provide notice by certified mail addressed to the parent, guardian, or custodian of the unemancipated minor at their usual place of residence, return receipt requested. The delivery shall be sent restricted delivery assuring that the letter is delivered only to the addressee. Time of delivery shall be deemed to occur at 12:00 p.m. on the next day on which regular mail delivery takes place. Forty-eight hours shall pass from the date and time of presumed delivery until the abortion may be performed.

(3) Notice may be waived if the person entitled to notice certifies in writing that he or she has been notified. Notice is waived if the certified mail is refused.

(4) An unemancipated minor who objects to the notice being given to a parent, guardian, or custodian may petition for a waiver of the notice to the circuit court of the county in which the unemancipated minor resides. The petition shall be filed under seal.

(5) The petition is not required to be in any specific form and shall be sufficient if it fairly sets forth the facts and circumstances of the matter, but at a minimum shall contain the following information:

(A) The age and educational level of the unemancipated minor;

(B) The county in which the unemancipated minor resides; and

(C) A brief statement of the unemancipated minor's reason or reasons for the desired waiver of notification of the parent, guardian, or custodian of such unemancipated minor.

(6) A petition may not be dismissed nor may any hearing thereon be refused because of any actual or perceived defect in the form of the petition.

(7) The Supreme Court of Appeals is requested to prepare suggested form petitions and accompanying instructions and shall make the same available to the clerks of the circuit courts. The clerks shall make the form petitions and instructions available in the clerk's office.

(8) The proceedings held pursuant to this subsection shall be confidential and the court shall conduct the proceedings in camera. The court shall inform the unemancipated minor of her right to be represented by counsel. If the unemancipated minor desires the services of an attorney, an attorney shall be appointed to represent her, if the unemancipated minor advises the court under oath or affidavit that she is financially unable to retain counsel.

(9) The court shall conduct a hearing upon the petition forthwith, but may not exceed the next succeeding judicial day. The court shall render its decision immediately and enter its written order not later than 24 hours. All testimony, documents, evidence, petition, orders entered thereon and all records relating to the matter shall be sealed by the clerk and shall not be opened to any person except upon order of the court upon a showing of good cause.

(10) Notice as required by this subsection (b) shall be ordered waived by the court if the court finds either:

(A) That the unemancipated minor is sufficiently mature and informed to make the decision to proceed with the abortion

independently and without the notification or involvement of her parent, guardian, or custodian; or

(B) That notification to the person or persons to whom notification would otherwise be required would not be in the best interest of the unemancipated minor.

(11) A confidential appeal to the Supreme Court of Appeals shall be available to any unemancipated minor to whom a court denies a petition under this subsection. An order authorizing an abortion without notification is not appealable.

(12) Filing fees are not required in any proceeding under this subsection.

§16-2R-6. Reporting by licensed medical professionals regarding abortion.

Any abortion performed or induced in this state is subject to the reporting requirements of §16-5-22.

§16-2R-7. Licensure action.

A licensed medical professional who knowingly and willfully performs, induces, or attempts to perform or induce an abortion, with the intent to violate the provisions of §16-2R-3 of this code, is subject to disciplinary action by his or her applicable licensing board. If the licensing board finds that the licensed medical professional has knowingly and willfully performed, induced, or attempted to perform or induce an abortion, with the intent to violate the provisions of §16-2R-3 of this code, the licensing board shall revoke medical professional's license.

§16-2R-8. Protection of aborted fetuses born alive.

(a) Whenever a licensed medical professional performs or induces, or attempts to perform or induce an abortion and the child is born alive, the licensed medical professional shall:

(1) Exercise the same degree of reasonable medical judgment to preserve the life and health of the child in the same manner as

the licensed medical professional would render to any child alive at birth of the same gestational age;

(2) Ensure that the child is immediately transported and admitted to an appropriate medical facility.

(b) Any licensed medical professional who knowingly and willfully violates subsection (a) of this section shall be considered to have breached the standard of care owed to patients and is subject to discipline from the appropriate licensure board for such conduct, including but not limited to loss of professional license to practice.

(c) Any person, not subject to subsection (a) of this section, who knowingly and willfully violates subsection (a) of this section is guilty of the unauthorized practice of medicine in violation of §30-3-13 of this code and, upon conviction thereof, is subject to the penalties contained in that section: *Provided*, That the provisions of this subsection (c) enacted during the third extraordinary session of the Legislature, 2022, shall be effective 90 days from passage.

(d) In addition to the penalties referenced in this section, a patient may seek any remedy otherwise available to the patient by applicable law.

(e) This section shall not be construed to subject any patient upon whom an abortion is performed or induced or attempted to be performed or induced to a criminal penalty for any violation of this section as a principal, accessory or accomplice, conspirator, or aider and abettor.

§16-2R-9. Severability.

If any provision of §16-2R-1 *et seq.* of this code is judicially determined to be unconstitutional, this entire article shall be of no force and effect and the provisions of §16-2F-1 *et seq.*, §16-2I-1 *et seq.*, §16-2M-1 *et seq.*, §16-2O-1, §16-2P-1, §16-2Q-1, and §33-42-8 of this code shall become immediately effective.

ARTICLE 5. VITAL STATISTICS.**§16-5-22. Reports of ~~induced termination of pregnancy abortions.~~**

(a) Each ~~induced termination of pregnancy abortion, as defined in §16-2R-2 of this code, which occurs in this state, regardless of the length of gestation,~~ shall be reported to the section of vital statistics registration no later than the tenth day of the month following the month the procedure was performed by the person in charge of the institution hospital in which the ~~induced termination of pregnancy abortion~~ was performed. ~~If induced termination of pregnancy was performed outside an institution, it shall be reported by the attending physician.~~ The State Registrar shall prepare a form or provide a suitable electronic process for the transmission of the reports from the institution or physician to the section of vital statistics registration. Information to be collected shall include:

- (1) The gestational age of the fetus;
- (2) The state and county of residence of the ~~woman~~ patient;
- (3) The age of the ~~woman~~ patient;
- (4) The type of medical or surgical procedure performed;
- (5) The method of payment for the procedure;
- (6) Whether birth defects were known, and if so, what birth defects; ~~and~~
- (7) The date the abortion was performed;
- (8) The exception contained in §16-2R-3 of this code under which the abortion was performed;
- (9) The name of the licensed medical professional who performed the abortion; and
- (10) Related information as required by the commissioner, other applicable sections of this code, or by the legislative rule: *Provided, That:*

(A) No personal identifiers, including, but not limited to, name, street address, city, zip code, or social security number, will be collected; and

(B) Individual records may only be released for research purposes as approved by the state Registrar and may be released in a format designed to further protect the confidentiality of the woman as the state Registrar deems necessary.

(b) An analysis of the compiled information relating to induced terminations of pregnancy shall be included in the annual report of vital statistics.

(c) An electronic report of the compiled information under this section shall be provided to the licensing boards of the licensed medical professionals, as defined in §16-2R-2 of this code, and the Legislative Oversight Commission on Health and Human Resources Accountability on a quarterly basis.

CHAPTER 30. PROFESSIONS AND OCCUPATIONS.

ARTICLE 1. GENERAL PROVISIONS APPLICABLE TO ALL STATE BOARDS OF EXAMINATION OR REGISTRATION REFERRED TO IN CHAPTER.

§30-1-26. Telehealth practice.

(a) For the purposes of this section:

"Abortifacient" means any chemical or drug prescribed or dispensed with the intent of causing an abortion.

"Established patient" means a patient who has received professional services, face-to-face, from the physician, qualified health care professional, or another physician or qualified health care professional of the exact same specialty and subspecialty who belongs to the same group practice, within the past three years.

"Health care practitioner" means a person authorized to practice under §30-3-1 *et seq.*, §30-3E-1 *et seq.*, §30-4-1 *et seq.*, §30-5-1 *et seq.*, §30-7-1 *et seq.*, §30-7A-1 *et seq.*, §30-8-1 *et seq.*,

§30-10-1 *et seq.*, §30-14-1 *et seq.*, §30-16-1 *et seq.*, §30-20-1 *et seq.*, §30-20A-1 *et seq.*, §30-21-1 *et seq.*, §30-23-1 *et seq.*, §30-26-1 *et seq.*, §30-28-1 *et seq.*, §30-30-1 *et seq.*, §30-31-1 *et seq.*, §30-32-1 *et seq.*, §30-34-1 *et seq.*, §30-35-1 *et seq.*, §30-36-1 *et seq.*, §30-37-1 *et seq.* and any other person licensed under this chapter that provides health care services.

"Interstate telehealth services" means the provision of telehealth services to a patient located in West Virginia by a health care practitioner located in any other state or commonwealth of the United States.

"Registration" means an authorization to practice a health profession regulated by §30-1-1 *et seq.* of this code for the limited purpose of providing interstate telehealth services within the registrant's scope of practice.

"Telehealth services" means the use of synchronous or asynchronous telecommunications technology or audio only telephone calls by a health care practitioner to provide health care services, including, but not limited to, assessment, diagnosis, consultation, treatment, and monitoring of a patient; transfer of medical data; patient and professional health-related education; public health services; and health administration. The term does not include internet questionnaires, e-mail messages, or facsimile transmissions.

(b) Unless provided for by statute or legislative rule, a health care board, referred to in §30-1-1 *et seq.* of this code, shall propose an emergency rule for legislative approval in accordance with the provisions of §29A-3-15 *et seq.* of this code to regulate telehealth practice by a telehealth practitioner. The proposed rule shall consist of the following:

(1) The practice of the health care service occurs where the patient is located at the time the telehealth services are provided;

(2) The health care practitioner who practices telehealth shall be:

(A) Licensed in good standing in all states in which he or she is licensed and not currently under investigation or subject to an administrative complaint; and

(B) Registered as an interstate telehealth practitioner with the appropriate board in West Virginia;

(3) When the health care practitioner-patient relationship is established;

(4) The standard of care for the provision of telehealth services. The standard of care shall require that with respect to the established patient, the patient shall visit an in-person health care practitioner within 12 months of using the initial telemedicine service or the telemedicine service shall no longer be available to the patient until an in-person visit is obtained. This requirement may be suspended, in the discretion of the health care practitioner, on a case-by-case basis, and it does not to the following services: acute inpatient care, post-operative follow-up checks, behavioral medicine, addiction medicine, or palliative care;

(5) A prohibition of prescribing any controlled substance listed in Schedule II of the Uniform Controlled Substance Act, unless authorized by another section: *Provided*, That the prescribing limitations contained in this section do not apply to a physician or a member of the same group practice with an established patient;

(6) Establish the conduct of a registrant for which discipline may be imposed by the board of registration;

(7) Establish a fee, not to exceed the amount to be paid by a licensee, to be paid by the interstate telehealth practitioner registered in the state;

(8) A reference to the Board's discipline process; and

(9) A prohibition of prescribing or dispensing an abortifacient.

(c) A registration issued pursuant to the provisions of or the requirements of this section does not authorize a health care

professional to practice from a physical location within this state without first obtaining appropriate licensure.

(d) By registering to provide interstate telehealth services to patients in this state, a health care practitioner is subject to:

(1) The laws regarding the profession in this state, including the state judicial system and all professional conduct rules and standards incorporated into the health care practitioner's practice act and the legislative rules of registering board; and

(2) The jurisdiction of the board with which he or she registers to provide interstate telehealth services, including such board's complaint, investigation, and hearing process.

(e) A health care professional who registers to provide interstate telehealth services pursuant to the provisions of or the requirements of this section shall immediately notify the board where he or she is registered in West Virginia and of any restrictions placed on the individual's license to practice in any state or jurisdiction.

(f) A person currently licensed in this state is not subject to registration but shall practice telehealth in accordance with the provisions of this section and the rules promulgated thereunder.

CHAPTER 33. INSURANCE.

ARTICLE 42. WOMEN'S ACCESS TO HEALTH CARE ACT.

§33-42-8. Partial-birth abortions prohibited; criminal penalties; exceptions; hearings by state Board of Medicine.

(a) Any person who knowingly performs a partial-birth abortion and thereby kills a human fetus is guilty of a felony and, shall be fined not less than \$10,000, nor more than \$50,000, or imprisoned not more than two years, or both fined and imprisoned. This section does not apply to a partial-birth abortion that is necessary to save the life of a mother when her life is endangered by a physical disorder, illness or injury.

(b) A physician charged pursuant to this section may seek a hearing before the West Virginia Board of Medicine on the issue of whether the physician's act was necessary to save the life of a mother pursuant to the provisions of subsection (a) of this section. The findings of the Board of Medicine are admissible on this issue at the trial of the physician. Upon a motion by the defendant, the court shall delay the beginning of trial for not more than thirty days to permit the Board of Medicine hearing to take place.

(c) No woman may be prosecuted under the provisions of this section for having a partial-birth abortion, nor may she be prosecuted for conspiring to violate the provisions of this section.

(d) Effective from the reenactment of this section during the third extraordinary session of the Legislature, 2022, this article is of no force or effect unless any provision of §16-2R-1 et seq. of this code is judicially determined to be unconstitutional.

CHAPTER 61. CRIMES AND THEIR PUNISHMENT.

ARTICLE 2. CRIMES AGAINST THE PERSON.

§61-2-8. Abortion; penalty.

~~Any person who shall administer to, or cause to be taken by, a woman, any drug or other thing, or use any means, with intent to destroy her unborn child, or to produce abortion or miscarriage, and shall thereby destroy such child, or produce such abortion or miscarriage, shall be guilty of a felony, and, upon conviction, shall be confined in the penitentiary not less than three nor more than ten years; and if such woman die by reason of such abortion performed upon her, such person shall be guilty of murder. No person, by reason of any act mentioned in this section, shall be punishable where such act is done in good faith, with the intention of saving the life of such woman or child.~~

(a) Any person other than a licensed medical professional, as defined in §16-2R-2 of this code, who knowingly and willfully performs, induces, or attempts to perform or induce an abortion, as defined in §16-2R-2 of this code, is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional

facility for a determinate sentence of not less than three nor more than 10 years.

(b) A person who was formerly a licensed medical professional, as defined in §16-2R-2 of this code and whose license has been revoked pursuant to the provisions of §16-2R-7 of this code, and who knowingly and willfully performs, induces, or attempts to perform or induce a subsequent abortion, is guilty of a felony and, upon conviction thereof, shall be imprisoned in a state correctional facility for a determinate sentence of not less than three nor more than 10 years.

(c) This section shall not be construed to subject any pregnant female upon whom an abortion is performed or induced or attempted to be performed or induced to a criminal penalty for any violation of this section as a principal, accessory, accomplice, conspirator, or aider and abettor.

(d) The amendments to this section enacted during the third extraordinary session of the Legislature, 2022, shall be effective 90 days from passage.

Following extended discussion and a point of inquiry to the President, with resultant response thereto,

(Senator Tarr in the Chair.)

Following discussion,

(Senator Blair, Mr. President, in the Chair.)

On motion of Senator Takubo, at 12:49 p.m., the Senate recessed.

The Senate reconvened at 1:31 p.m. today and resumed consideration of

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

The question being on the adoption of Senator Takubo's amendment to the bill (*shown in the Senate Journal of today, pages 74 through 100, inclusive*).

On motion of Senator Takubo, the following amendments to Senator Takubo's amendment to the bill were reported by the Clerk, considered simultaneously, and adopted:

On page 12, section 2, line 31, after the word "code" by inserting a period and striking the remainder of the sentence;

On page 14, section 3, after line 35, by inserting a new subsection, designated subsection (g), to read as follows:

(g) An abortion performed or induced or attempted to be performed or induced shall be performed by a licensed medical professional who has West Virginia hospital privileges.;

On page 20, section 22, line 18, after the word "performed;" by inserting the word "and";

And,

On page 20, section 22, line 19, by striking out subdivision (9) in its entirety and renumbering the remaining subdivision.

The question now being on the adoption of Senator Takubo's amendment to the bill, as amended, the same was put and prevailed.

Engrossed House Bill 302, as just amended, was then put upon its passage.

Pending extended discussion,

On the passage of the bill, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Jeffries, Karnes, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Takubo, Trump, Woelfel, Woodrum, and Blair (Mr. President)—22.

The nays were: Baldwin, Beach, Brown, Geffert, Lindsay, Stollings, and Tarr—7.

Absent: Caputo, Maroney, Plymale, Romano, and Weld—5.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. H. B. 302) passed.

On motion of Senator Takubo, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. House Bill 302—A Bill to amend and reenact §9-2-11 of the Code of West Virginia, 1931, as amended; to amend and reenact §16-2F-9 of said code; to amend and reenact §16-2I-9 of said code; to amend and reenact §16-2M-7 of said code; to amend and reenact §16-2O-1 of said code; to amend and reenact §16-2P-1 of said code; to amend and reenact §16-2Q-1 of said code; to amend said code by adding thereto a new article, designated §16-2R-1, §16-2R-2, §16-2R-3, §16-2R-4, §16-2R-5, 16-2R-6, §16-2R-7, §16-2R-8, and §16-2R-9; to amend and reenact §16-5-22 of said code; to amend and reenact §30-1-26 of said code; to amend and reenact §33-42-8 of said code; and to amend and reenact §61-2-8 of said code, all relating to abortion; clarifying that Medicaid funds may not be used to pay for abortions not authorized by statute; declaring certain provisions of abortion-related code are of no force or effect unless any provision of the Unborn Child Protection Act is judicially determined to be unconstitutional; creating the Unborn Child Protection Act; setting forth legislative findings; defining terms; clarifying effect of definitions in Unborn Child Protection Act; prohibiting abortions generally; providing circumstances in which an abortion may be performed or induced including certain medical conditions, medical emergency, rape and incest; establishing predicate requirements before abortion based on rape or incest may be performed; requiring reporting of sexual assault or incest against a minor to West Virginia State Police Child Abuse and Neglect Investigations Unit; prohibiting partial birth abortion procedure; limiting where surgical abortions may be performed; requiring that a licensed medical professional have hospital privileges to perform an abortion; clarifying what is not considered an abortion; clarifying that contraceptives are not prohibited; setting forth notice requirements when an abortion is to be performed on an unemancipated minor; authorizing judicially approved waiver of notice to parent, guardian, or custodian;

requesting Supreme Court of Appeals to prepare waiver related forms; authorizing appointment of counsel for unemancipated minor and providing for confidentiality of proceedings; setting forth criteria for waiver of notice; authorizing appeal to Supreme Court of Appeals of denial of waiver of authorization for unemancipated minor to proceed with abortion without notification; providing for waiver of filing fees in proceedings seeking waiver of notice to proceed with abortion on unemancipated minor; clarifying that any abortion performed or induced in this state shall comply with vital statistics reporting requirements; declaring that a licensed medical professional who performs an unauthorized abortion is subject to discipline by applicable licensure board; requiring licensed medical professional to take certain actions with respect to child born alive during abortion; declaring that a licensed medical professional who knowingly and willfully violates requirements regarding a child born alive during an abortion is subject to discipline by applicable licensure board; declaring that a person other than a licensed medical professional who knowingly and willfully violates requirements regarding a child born alive during an abortion is guilty of offense of unauthorized practice of medicine and establishing penalties therefor; providing that if any provision of the Unborn Child Protection Act is judicially determined to be unconstitutional, the Unborn Child Protection Act is of no force and effect and provisions relating to parental notification of abortions performed on unemancipated minors, Women's Right to Know Act, The Pain-Capable Unborn Child Protection Act, The Unborn Child Protection from Dismemberment Abortion Act, Born-Alive Abortion Survivors Protection Act, Unique Child With a Disability Protection and Education Act, and Women's Access to Health Care Act become immediately effective; requiring reporting of all abortions occurring in this state to the section of vital registration of the Department of Health and Human Resources and setting forth information to be collected; requiring the Department of Health and Human Resources provide routine reports detailing abortions performed to certain licensing boards and the Legislative Oversight Commission on Health and Human Resources Accountability; requiring proposed legislative rule regulating telehealth practice by a telehealth practitioner to include a

prohibition on prescribing or dispensing an abortifacient via telehealth; establishing the criminal offense of performing or inducing, or attempting to perform or induce, an illegal abortion and creating penalties therefor.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Jeffries, Karnes, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—24.

The nays were: Baldwin, Beach, Brown, Geffert, and Lindsay—5.

Absent: Caputo, Maroney, Plymale, Romano, and Weld—5.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 302) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

Thereafter, at the request of Senator Takubo, unanimous consent being granted, the remarks by Senators Stollings, Tarr, Karnes, Geffert, Lindsay, Woelfel, Roberts, Baldwin, Brown, Beach, and Jeffries regarding the passage of Engrossed House Bill 302 were ordered printed in the Appendix to the Journal.

At the request of Senator Trump, unanimous consent being granted, the Senate returned to the second order of business and the introduction of guests.

At the request of Senator Takubo, and by unanimous consent, Senator Blair (Mr. President) offered the following resolution from the floor:

Senate Resolution 304—Creating a Select Committee on Alternative Educational Opportunities for the Eighty-Fifth Legislature.

Resolved by the Senate:

That for the Eighty-Fifth Legislature there is hereby created a Select Committee on Alternative Educational Opportunities. This committee shall consist of seven members appointed by the Presiding Officer. Notwithstanding the provisions of any Senate rule to the contrary, this Select Committee shall receive testimony, consider legislative proposals, and recommend action to the President of the Senate regarding new alternative educational opportunities and improvements and necessary modifications to existing alternative educational opportunities available to West Virginia students: *Provided*, That reference of a bill to the Select Committee on Alternative Educational Opportunities does not preclude a standing committee of the Senate from consideration of legislation addressing the same subject within its jurisdiction. The rules of the Senate governing standing committees shall govern the actions and proceedings of this committee insofar as applicable; and, be it

Further Resolved, That the Senate hereby authorizes the Select Committee on Alternative Educational Opportunities to meet and be paid during interims between regular sessions of the Legislature; and, be it

Further Resolved, That the Senate hereby authorizes the Select Committee on Alternative Educational Opportunities to meet at other times to be determined by the chair, subject to approval of the Presiding Officer; and be it

Further Resolved, That the purpose of any such meetings would relate to gathering information regarding matters relating to alternative educational opportunities; and, be it

Further Resolved, That the members and staff of such committee are hereby authorized to receive payment of travel and interim expenses and other compensation as provided by law.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following pre-adjournalment resolution from the floor:

Senate Resolution 305—Raising a committee to notify the House of Delegates the Senate is ready to adjourn *sine die*.

Resolved by the Senate:

That the President be authorized to appoint a committee of three to notify the House of Delegates that the Senate has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Senator Blair (Mr. President), under the provisions of the foregoing resolution, appointed the following committee to notify the House of Delegates of impending Senate adjournment:

Senators Smith, Nelson, and Beach.

Subsequently, Senator Smith reported that the duties assigned by Senate Resolution 305 had been performed.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 306—Raising a committee to notify His Excellency, the Governor, that the Legislature is ready to adjourn *sine die*.

Resolved by the Senate:

That the President be authorized to appoint a committee of three to join with a similar committee of the House of Delegates to

notify His Excellency, the Governor, that the Legislature has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Under the provisions of the foregoing resolution, Senator Blair (Mr. President) appointed the following committee to notify His Excellency, the Governor, that the Senate was ready to adjourn:

Senators Phillips, Rucker, and Woelfel.

Senators Phillips, Rucker, and Woelfel, comprising the Senate committee, then proceeded to the executive offices to notify His Excellency, the Governor, of imminent adjournment of this extraordinary session of the Legislature.

Subsequently, Senator Phillips, from the joint select committee to notify His Excellency, the Governor, that the Legislature had completed the business of this extraordinary session and was ready to adjourn *sine die*, returned to the chamber and was recognized by the President. Senator Phillips then reported this mission accomplished.

Without objection, the Senate returned to the third order of business.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amendments to, and the passage as amended with its Senate amended title, to take effect from passage, of

Eng. House Bill 302, Clarifying West Virginia's abortion laws.

At the request of Senator Maynard, unanimous consent being granted, the Joint Committee on Enrolled Bills was granted permission, after it has examined, found truly enrolled and presented to His Excellency, the Governor, for his action, bills passed but not presented to him prior to adjournment of this third extraordinary session of the eighty-fifth Legislature in the year two

thousand twenty-two, to file its reports with the Clerk and that the same be included in the Journal of the last day of the session; and also, that any communications from His Excellency, the Governor, as to his action on bills after adjournment of the session, be included in the Journal.

In accordance with the foregoing unanimous consent agreement, the following report of the Joint Committee on Enrolled Bills was filed as follows:

Senator Roberts, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 14th day of September, 2022, presented to His Excellency, the Governor, for his action, the following bill, signed by the President of the Senate and the Speaker of the House of Delegates:

(H. B. 302), Clarifying West Virginia's abortion laws.

Respectfully submitted,

Rollan A. Roberts,
Vice Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Executive Communications

Under authorization of Senate approval therefor in prior proceedings today, to include in this day's Journal communications showing the Governor's action on enrolled bills presented to him in post-session reports, the following is inserted hereinafter:

The Clerk then presented the following communication from His Excellency, the Governor, regarding bills approved by him:



Jim Justice
Governor of West Virginia

September 16, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, is the following bill:

House Bill No. Three Hundred Two (302), which was presented to me on September 14, 2022.

You will note that I have approved this bill on September 16, 2022.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

On motion of Senator Takubo, at 2:32 p.m., the third extraordinary session of the Senate in the year two thousand twenty-two adjourned *sine die*.

We hereby certify that the foregoing Senate record of the proceedings of the Third Extraordinary Session of the Eighty-Fifth Legislature, 2022, is the Official Journal of the Senate for said session.

President of the Senate

Clerk of the Senate

Appendix — Remarks

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
HONORABLE
ERIC J. TARR

Friday, July 29, 2022

SENATOR TARR: Thank you, Mr. President.

I rise in support of the resolution.

I want to go through and explain for the body, and for you, actually what the resolution addresses. And . . . related to its title up there . . . is meaningful tax reform and relief for the people of West Virginia.

We really didn't get to consider this this session as a bill because the call that we're under right now introduced a bill just on income tax. And it was very specific. The four corners of that call were just the bill itself that the Governor gave us which was a 10 percent income tax cut. And had we had the opportunity, as requested multiple times ahead of this session, to speak with the Governor, we would have had a chance to introduce this to him before we were actually called in. And . . . and got that notification with the rest of the state on the news.

So, I want to go over what the Senate has been working on, really, for years. And it started back, this resolution, in 2018 when Governor Justice came out in the State of the State address and said, "Just cut taxes and win." And what it was is it placed . . . it was a resolution, a joint resolution . . . to put onto the ballot for the people of West Virginia to decide whether or not they want the tax on personal property eliminated.

This is what this does, too. In November, Amendment 2 on the ballot will give the people of West Virginia the opportunity to decide whether or not they want to eliminate the personal property tax on their vehicles, and on

machinery equipment, inventory, leasehold improvements, furniture and fixtures, and computers. Six out of the 77 species of personal property.

So, I want to go through and explain actually how that happens, how the revenue is replaced to the counties, and then how that we, as a legislative body, how do we go back and, as the Governor's office and the House, and make sure that we've got the money to make sure that all the things that that income that would come into those counties that it serves, that we go back and backfill that. And we do it in a responsible, meaningful, and long-term manner that also improves the situation of the counties in West Virginia and significantly drives economic development in West Virginia because, if we eliminate just two of these taxes, which are the machinery equipment and then the inventory, we're going to be: (1) We'll be the eighth state to have neither a tax on equipment nor inventory . . . and two of those states border us, Ohio and Pennsylvania

So, on your desks, the members in the body and, Mr. President, you may have one up there as well, there's a book—and it looks like this—and it's on your desk. And on the screens before you, what will come up and as we start to go through, I'm going to explain exactly what's in this book.

And, as you go through your book, you're going to see in there there's definitions for "machinery equipment" and goes right down through the other classes of taxation. It also defines "total assessment" and a proposed revenue replacement. And that when you flip the page on that book, it goes through and defines three scenarios by which counties would get backfill for having lost this revenue source by these taxes being eliminated that I listed before.

Of those three scenarios—and I'll get into that here in just a little bit with AR—but those three different scenarios contemplate that the very least a county would be backfilled is a million dollars more per year than their 2021 assessment. And then it also contemplates that if that's not enough to get up to their jail bill side of it, then we'll at least go to what their 2021 jail

bill was. So, the way this is, these three scenarios, and I'll get into what they actually are here in just a second, all those three, no county gets less than a million dollars a year more than their 2021 assessments. Every county has enough to cover their jail bills as they were billed in 2021, above and beyond their 2021 assessment. And then some even have more based on the formula that's used to arrive at these numbers.

So, as you get into your book—and I'm going to have my policy analyst here kind of go ahead and slide up to a page on the book of the county here . . . this clicker doesn't seem to be working . . . here we go . . .

So, I'm going to give you a scenario here. This is . . . and in your book, you can flip to Lewis County . . . This is Lewis County. And if you look up at the . . . I'm going to get it here on the book so I can see it better . . . Lewis County, you'll see a green number up there and that shows . . . that's the proposed net annual increase above and beyond their 2021 assessments. So their 2021 assessments, for instance, for Lewis County—is in the bottom left-hand corner—and they were \$3,071,686.07. Now, it's important that you understand what that means. That assessment is the bill they sent out. They sent those bills out to get paid back. That is the highest possible amount they could collect for what they billed, Mr. President. It's not what they actually collected.

So, we're going to go and say . . . and these numbers were given us by the Association of Counties, and they were verified by the Department of Revenue. There were just a few conflicts as testified in Joint Finance when we had Dave Hardy and Mark Muchow there in the same committee meeting on June 12 with the Association of Counties and their assessor going through and comparing those numbers. And so, in that comparison, there's only a few counties that were different, they weren't terribly different, so we went with the highest figure and said that's what we feel like what we would have to backfill.

So, what you'll see on your page there for Lewis County, they're going to get another \$2 million and change more a year. When you come down to the graph, or that little spreadsheet there that's below that, titled "County Personal Property Assessments", and you'll see some things highlighted in yellow. This contemplates one of the scenarios for backfill. What it is, it takes the last five years, 2017-2021, and then if

you'd just take that first column "Machinery and Equipment" . . . We looked for every species of that personal property that was in there and said, "Okay. Of those five years, let's go to the year that was the absolute best on that species of property. Let's plug that number in." We go to the next species, go to those five years, pick it out, picked out the highest number. So all those yellow spots, that represents the highest number of those five years. And then we total all that. That total, if it's more than a million dollars, and more than the jail bill, that's what they're getting backfilled with. Perpetually. That's the third scenario that I didn't talk about a second ago.

If you'll notice here, there's a lot of different things in here, and Lewis County really gives a good example, but one of the things as you go through this book, you're going to notice trend lines that go up, trend lines that go down, trend lines that are flat for these counties on what those assessments were.

We used the past five years because we were in effort to keep this below \$600 million per year when we start. And we want to keep it below \$600 million because we've been preparing for this for years. To be specific, four years.

Remember I said in 2018 . . . when we get into 2022 . . . we start, well, how are we going to do this? This Legislature, many of the people in this room and the people across the hall, have had the discipline for four years to hold a flat budget. So, what does that mean? Every year we hold a flat budget, revenue climbs on an average of \$147,700,000 for that year. That's about a three-percent growth. That's just the way things trend. Budget tends to trend the same way. So they're parallel lines if you would chase them. So, when you start holding a flat budget year after year, every year you hold a flat budget, you're not spending that \$147 million that everything went up but the revenue still climbs. You get to year two, you stack it. You get to year three, you stack it. So what happens? By four years of holding a flat budget, you're at about \$590 million that you have to go in and do something with your budget if you wanted to bring it back just to where you would have been at a normal trend line if you had not held a flat budget. So it's kind of like putting things away and you're saving it for that really big day to do something right. That's what holding a flat budget has done. And it's pretty near a miracle. I think I'd be hard pressed to find another state that's ever done that.

So, on your . . . Here in Lewis County when you look in the graph you're going to see a couple of things. One, it's going to show what their actual regional jail invoices were for 2021. It's also going to show a line, it's a gray line, that gray flat line is the level at which that county's going to be backfilled. That blue line underneath of it with the dot are the assessments for each year. And one of the things you'll notice on these is you'll see, on this one especially, it trends down. So, if you want to go in and extrapolate what Lewis County can expect at the next several years, probably the next five years out here or more, doing what we're doing right now, you can see they're going to get further, and further, and further down on what they actually draw in in revenue in Lewis County.

So what happens with this bill once we go in and we honor this resolution . . . which the Legislature, and the sponsors of this, and the people are going to vote for this resolution . . . are going to say that we are resolved to do meaningful tax reform and tax relief for the people of West Virginia.

Well, for Lewis County alone, the taxes here that are cut for the people of Lewis County just based on their 2021 assessments, are \$3 million. A little over \$3 million. They're backfilled at \$5,241,000. Over \$2 million a year that they go back in. And the people of Lewis County that own vehicles, that have . . . and the small businesses, and other businesses that have machinery, equipment, inventory, furniture, fixtures, leasehold improvements, and computers are getting a tax cut of \$3 million and change. Now that adds up across the state.

So, the other thing you'll notice on these, like in Lewis County, that blue line goes up and down a little bit. It's a downhill roller coaster. Go down to Camden Park, jump on one of the rollercoasters, get up to the top of the hill and you're descending, and it's a thrill ride going down but it's not if that's your revenue cycle and you're Lewis County. But it's thrilling when you start to go back up for Lewis County. And that's what that looks like. That little bump up, oh [inaudible], we're going the right way, and they go back down again.

If you were to extrapolate this line out seven years, 40 counties are downhill trend line that look almost like Lewis County, the one you're looking at right now. And then you got 10 counties that are flat. And then you have five counties that trend up.

Now, it's not the case in this book because we did just five years. And the reason we just did five years is because we were trying to hold a \$600 million ceiling.

So, if you use these formulas, and we went back seven years, we'd blow budget. We'd go way beyond because we also want to be able to start working on the personal income tax off of economic growth without ever raising a tax on the people of West Virginia.

And this resolution, and a bill that we have drafted that we could have run if the Governor would have opened this call, if the Governor would have listened to us and actually would have talked to us about this plan when we were calling him almost a month ago, then we would have been able to go in and show how you can really do meaningful tax reform for the people of West Virginia.

So, with just doing five years, it kept the budget but it really doesn't tell the whole story in this book because the last couple of years have trended up so hard with things that have come in that have just been out of the ordinary—and I'll show you the slide that demonstrates that in a second—that it skews that trend line. And it brings them all up just a little bit so it makes it look like a little better than they are. So . . .

So now we'll go on and show another example. So, we'll go to McDowell County. And we were talking about that rollercoaster ride. So the first thing you're going to hear . . . you're going to see McDowell County's a million-dollar county. McDowell was trending up and if you just would have took them from 2018 up through 2000, then McDowell County looks like, man, they're doing alright. Right? But you also got to see once they hit . . . going over to 2020 and down to 2021, it dropped off the face of the earth. That's a rollercoaster ride that's hard to go in and budget for, for a county for the services of government. To pay for the sheriff's office, to pay for the people that are employed in that county, to pay for the services that the people need and want in that county.

So, how does McDowell County end up? Well, if you go based off their 2021 assessments, when . . . [inaudible] we went back through and backfilled all those numbers, taking the highest out of the highest year for each class of property . . . they were less than a million dollars. So we brought them up. And brought them up to that million-dollar floor.

Now the thing is I want you to look at on this trend up, if you follow that trend line relative to the flat line above it, lay a piece of paper on that trend line on your book, and see where it actually meets the flatline across the top. You're going to run out to almost the other page on the other side of your book. Every year, there's a million dollars better than they've had, every year, every year, every year, before they ever get to a spot to where it just would have been even.

The people of McDowell County get a tax cut of \$4 million, actually, about \$4.355 a year, and so on. You can go through this whole book this way.

So then, if you go to the back of the book—we're going to go . . . go ahead and go back for just a second . . . Remember I was telling you the last couple of years really skewed the trend line . . . This is how we pay for it. It says right there at the top of the slide, "How to Replace County Revenue Without a Tax Increase". It actually more than replaces the county revenue.

What that orange line shows you is the change in revenue from year to year. So when you see it go up, revenue went up relative to what it was last year. When you see the blue line, and that line, that's the change in the budget from year to year.

Holding a flat budget has trended our budget line down. The revenue skews way up as you see. And that division between those two trend lines, right in the middle of that, is \$147,700,000 a year. That when you stack it, it gives us the ability to go back and give a tax cut to the people of West Virginia and treat every small business owner that you know, when you think of your Main Street businesses, and every other small business owner you know that has equipment and inventory and all those things we talked about . . . that is their personal income because the average small business owner makes \$60,000 a year . . . and small businesses make up 98, actually, almost 99, percent of business in West Virginia and they employ half the people . . .

So, what do we do in West Virginia when we try to attract somebody to West Virginia? When we try to attract somebody to West Virginia that's a really big employer like ROCKWOOL, like Clorox, like Nucor, like Procter & Gamble, you know what we do? One of things when we're competing with Ohio and Pennsylvania to get them here, we cut these taxes. We go in and, especially for them . . . And I'm not opposed to

that. We want the jobs here. It pays way beyond it. It's absolutely worth it. We bring them in here and we say, "You know what? You don't have to pay taxes on vehicles, you don't have to pay it on equipment, you don't have to pay it on inventory, you don't have to pay it on machinery, you don't have to pay . . .", right down the line, the stuff we said. They get the special tax cut.

We can do it for every neighbor you have that has this little small business. It can be a business they have in their house. It can be the restaurant they run on the corner which just mom and dad. It could be the ones that have 200 employees. And they're right here from West Virginia, started it from the ground up, and been there generational.

Everybody's on the same playing ground at that point. Because why? Because we know that's how you get business in West Virginia.

So, go to the next one. This really demonstrates what happens. This goes back to 2000 and then goes all the way up through here, just to extrapolate now through 2028. All the way to the left, it starts over at that blue line and it comes all the way up to the vertical black line, that blue line is our budget each year. So as we go up, that's the change as we go through in the budget. Enacted budget versus collections.

Now, when we hit that black line what I want to show you is what happens. If you see that line, if you were drop a trend on it, it trends up and it trends up at about three percent. Once you hit that black line and we go to flat budget, if you were to follow that trend line, you would see where the blue line picks up again in the middle of that green and hash mark, that's where we would be. If we didn't do a flat budget, that's where the budget would be if you followed it.

Now, since we held a flat budget and revenue continued on its trend line—and the trend line for that revenue is right at the top of the green, you can draw it all the way back to the point of that blue line—and that revenue piece, when it's over there, it always maintains just a little tiny space between the budget and between the actual collections. You go flat, the revenue stayed the same, that green space, when you hit 2022 right there, that represents \$1.32 billion. Everybody in this room knows what the surplus is right now, Mr. President . . . \$1.32 billion. Remember I said we had extraordinary years? Of that \$590 million . . . I take that back, so we haven't even got to that spot yet, that's the next year, that represents three years of holding a flat budget.

We're going into our fourth year. So when we go into our fourth year is when we actually hit the \$590, which is when this bill contemplates.

So, that \$590 of that is from where everybody in this room has exercised fiscal discipline. And now it's time to turn it into economic growth and relief for the people of West Virginia.

When you go through and you look at the line that's hash marked out there, if we continue to have a flat line budget, let's say [inaudible] that's a I don't think that's going to happen. You're not going to get flat line budgets all the way out to 2028. I think we all know that.

But what I wanted to show you is what that means. If you go out all the way to the end of that and all the way up to that green line, look how much money's there, all flat line budgets. There's incentive to control spending. And there's incentive for economic development. And that economic development brings improved revenue through every other revenue stream that comes into West Virginia for the services of government. Roads, all those type things.

So, in doing that, we'll get into the second half of this bill and it's a lot shorter. And I'm going to go over some supportive things for this.

The second half of this bill said we're also going to start triggers for bringing down the income tax. So there's nine states in the country that have no income tax. Of those nine states, one state has eliminated its income tax. The rest of them just never had it. That one state is Alaska. Alaska was able to go in and eliminate their income tax.

Those states have population growth trends that are off the charts. And so when you go into those We put triggers into this bill that every time off this economic growth that we are absolutely going to see, and are seeing, every time that the sales tax collections increase five percent over what its percentage was of the previous enacted budget, we go in and dollar for dollar and knock down the income tax. We don't have to raise the sales tax to do that. We're already seeing those trends up. Just last year it was 7.69 percent more.

So there's other things we did supporting this. Had we been able during this session to go beyond the four corners of the call to do a 10 percent income tax cut—which by the way is about \$9 a paycheck if you get paid twice a

month, it's about a little less than 20 bucks a month is about what that would have been—absolutely no economic growth from it. And would have never helped our seniors because we've already phased out, the people who would have qualified for anything in that, we've already phased out the income tax of seniors.

So how do we take care of seniors with this? Well: (1) Seniors have vehicles; (2) is we got another bill, I'll go over in a second, with this resolution. But the vehicle side of it we also said we're going to go back and do a refund for the taxes you paid on your vehicles in '21 from your 2020 ticket. That's about \$140 million. One-time payment out of current excess revenues. Here's your thirteenth car payment back.

The other thing that we have in there is we had a bill for our retirees. From our current excess revenues—and I have to give really, really, really big props to our Pensions Committee for figuring this out, they've been working on it for a couple of years—is without increasing our unfunded liability, taking \$26.5 billion from our current excess revenues, we can go in and do a one-time \$1,500 payment to our seniors that are below \$1,000 a month, 70 years old, 20 years of service.

We can also go in and do for a COLA for those that have 25 years of service . . . we can go in, if they're making less than \$1,000 a month, bring them up to \$1,000 a month. Right now they're at \$750. That is meaningful to the public employees . . . the public employees and the teachers that retired 20 and 25 years ago that this economy doesn't even reflect, it was never contemplated we would be in this kind of growth for those people when they were putting in their retirement.

That was a supporting bill for this, Mr. President.

So, you all, I want to get just a little bit of a comparison of what we just did, what I just explained to you, relative to the personal income tax.

Remember I told you there's now \$590 million to work with. And I just wonder . . . Mr. President, our Governor's a bright guy. And, and . . . he's a bright guy, he really is. So I wonder if he contemplated He has \$1.32 billion in surplus. He'll have it this year, and then he'll have it his next year coming forward as well in his last two years as Governor. What if there was no way in the world the Senate was going to

waste \$254 million? We come in and did a 10 percent tax cut and did \$254 million, you know what you can't do? You can't do this because our window is \$590 million. So just what if, what if the next press conference that comes out of that Governor's office, he comes out and says, "You know what? I tried people. I tried. I tried. I tried for West Virginia. I went and tried to give it to you and that doggone Senate, they didn't let it happen for you." And then he's going to say that you guys didn't vote for a tax cut. That's what . . . I just wonder. You know, maybe that's not the case. But, I'll tell you what, it saves an awful lot of money to pass out from the Governor's office.

So, that's one thing. The other thing is I do believe that we can just cut taxes and win. And I just showed exactly how we do it. I show how we bring counties . . . and this body, all the sponsors of this resolution, all the work that went into this for months, and months, and months, rather than an impromptu idea that comes out that we have now.

I know that Babydog, as she's walking out of that Governor's office, and smelling that pile, it's not her pile.

We can do meaningful tax reform, Mr. President. I'm resolved to get it done and I strongly support this resolution.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
**HONORABLE
 CHARLES S. TRUMP IV**
 AND
**HONORABLE
 ERIC J. TARR**

Friday, July 29, 2022

SENATOR TRUMP: If the distinguished Finance Chair would yield?

MR. PRESIDENT: Will the senator yield? Senator yields.

SENATOR TRUMP: Thank you for yielding.

I want to preface a couple questions if I may with high compliments to you, the President, and members of this body who've been working on this for a long time.

But I don't want to miss the opportunity to make sure that people are aware and reminded of a couple of things.

And one is, you know, this is really topical and timely because just two weeks ago the sheriffs in all 55 counties of West Virginia sent out all the personal property tax bills to every citizen of this state for their trucks, cars—every business in this state, for their machinery, equipment, and inventory. And, if I'm understanding correctly, and I think I am—and I want the viewers and listeners we have to understand as well—what you just outlined is a plan that would eliminate those taxes completely.

SENATOR TARR: That is correct. It would.

SENATOR TRUMP: And, as I understand this plan, the plan . . . because the money that's collected from those taxes doesn't come to Charleston to the state legislature, it goes to county commissions, municipalities, and school boards, primarily, right?

SENATOR TARR: That's correct.

SENATOR TRUMP: And what you've outlined is a plan that . . . where we're going to take state dollars and not only replace the money, make sure they have at least what they had, but backfill it even to a higher level.

SENATOR TARR: To the tune of about \$58 million more per year statewide than what their 2021 assessments were.

SENATOR TRUMP: And it's your belief—I know it's the President's belief—that that can be done without jeopardizing the fiscal stability of the state.

SENATOR TARR: Absolutely not.

SENATOR TRUMP: Okay.

Just one final question and I hope every listener and viewer will hold this thought: All of this is contingent upon the citizens of West Virginia ratifying the amendment—I think it's number two, Amendment No. 2, that is on the ballot. It's one of four constitutional

amendments we've laid before them for their consideration this November. Is that correct?

SENATOR TARR: That is correct.

In order for us to be able to even contemplate what I just showed you as a legislative body, the Constitution has to be amended to allow the Legislature to exempt from taxation these six species of personal property.

SENATOR TRUMP: Thank you, very much, sir.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
**HONORABLE
RYAN W. WELD**
AND
**HONORABLE
ERIC J. TARR**

Friday, July 29, 2022

SENATOR WELD: Mr. Chairman, would the gentleman continue to yield?

MR. PRESIDENT: Will the senator yield? Senator yields.

SENATOR WELD: Thank you, Mr. President.

Mr. Chairman, thank you for your presentation and thank you for the work that you've put into it, and your staff, some of whom is sitting here with you.

Like my esteemed colleague here, I'm on Judiciary; I'm not the Finance guy.

So, I want If you could, can you walk back through—there was the last chart . . . or . . . in the page here in the book that talks about the growth . . . actually, it's the second to last—on how we're going to repay this? That's it right there. So how this will be paid for through the years Because I was a little I was trying to follow but

SENATOR TARR: Sure.

So the way that this is paid for through the years is that we have a natural growth of revenue. And normally you have a natural growth of budget. Normally, those two lines are parallel and normally the revenue's a little bit higher. It's about \$147,700,000 a year higher than in the budget we enact. So, those two lines trend parallel. Then what happens is, when we start holding a flat line budget, the budget we enact, they're no longer parallel. The budget line flattens out but the revenue continues to climb.

SENATOR WELD: Okay.

SENATOR TARR: And for each successive year, you take \$147,700,000 and you multiply it for every year you hold a flat budget. Four times. \$147,700,000 is right at about \$590 million.

SENATOR WELD: And so this costs less than \$590?

SENATOR TARR: It costs less than \$590. This actually costs \$558 million.

SENATOR WELD: Okay.

Has there been talk of creating like . . . you know, we have the Rainy Day Fund, the Revenue Shortfall Fund?

SENATOR TARR: Great point. Great point.

SENATOR WELD: And so has there been discussion of creating a reserve account that we would put overage into, surplus into, to ensure that we have the ability to pay the counties back?

SENATOR TARR: It's funny you should ask, senator. We have a slide right here. I completely forgot to mention that as I was going through. And it's important to know. So, if you're county that . . . , say Brooke County, senator . . . if they have a concern about what if, what if we have a terrible year? We go through and the economy tanks. Well, this doesn't work off surplus, first of all. What it works off of is base budget. Our base budget moves back up. And when you cut a budget what happens is you go in and cut a \$5 billion budget by two percent, you cut across-the-board. That's the way it happens. You get across-the-board cut. And then so everybody who has those bullets of funds which would just be a block grant that would go to counties, get cut about two percent. So, across-the-board of all that \$558 million, you'd have a million-dollar cut, okay, on a two-percent cut.

Now, if you go in and look at . . . Well, let's don't let that happen. Even so, even if you didn't have a Rainy Day Fund, there are millions, upon millions, upon millions, upon millions more than they would have had before that.

But we do have a bill drawn up and that bill says what we would do is take from current excess revenue, put into the Rainy Day Fund, for the counties, \$100 million. And then have a revenue stream that we've developed as well that anytime that Rainy Day Fund drops below \$100 million, it gets refilled back in. And should the counties—thank you, Mr. President—should the counties actually get to where there is a revenue shortfall for one of those budget years, then the first thing that does, that \$100 million goes over and feeds into it.

SENATOR WELD: Okay.

Thank you very much.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
HONORABLE
RYAN W. WELD

Friday, July 29, 2022

SENATOR WELD: Thank you.

I stand in full support of this resolution. And, again, I think that explanation on a couple of my questions and clarifications . . . we heard from the Finance Chairman.

I represent the first district, Mr. President, which is a lot of the Northern Panhandle. All of Hancock, all of Brooke, all of Ohio, and most of Marshall counties. And so what we have on either side of the district that I share with the Senator from Ohio County are two states that don't have this tax. This inventory and equipment tax.

And so I think that because we have a solid plan to backfill the counties that I represent, with the revenue that they would lose from the exemption of these certain types of taxes, that is the reason I fully support this.

And I'll give as an example that taxation policy effects behavior is, you know, downtown Wheeling used to have a number of car dealerships, auto dealerships. And, over the years, they have all moved—I believe all of them—out to an area called The Highlands which is right off of I-70 out in an unincorporated area of the county. And they did so, I believe, large in part, because there's no B&O tax there. And so, when those dealerships were located in the city of Wheeling, they had to pay a B&O tax because of the business they conducted there. And so, now, as a result of being out in the county and at The Highlands, they don't have to pay that tax. And I think that their moves were, by and large, largely part of, because of that tax. And that tax policy affected their behavior.

And so I think that because of that, what we've seen there, that if this tax is no longer levied on the businesses that wish to look at West Virginia and they'll want to move here from across the river from Ohio, from Pennsylvania, they'll say, "I don't have to pay that tax there either. And there are a lot of other things that have created a much better business climate in the State of West Virginia, so, therefore, I'm ready to move to West Virginia."

And so I stand in full support of this resolution. And it is my hope that the voters of the State of West Virginia, when they head to the ballots this November, will choose "yes" for Amendment 2.

Thank you, Mr. President.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Friday, July 29, 2022

SENATOR ROMANO: Thank you, Mr. Chairman.

I don't mean to take away from the time on the more critical issues we're taking up today but

I have to speak to the resolution. And, believe it or not, I say vote for it.

And I tell you why: It's a good plan. It's a good plan to reimburse the counties for the money we're going to take away from them with Amendment 2. But it has two fatal flaws. And I've spoken to the chairman of Finance on these two fatal flaws. And I've heard his assurances but . . .

The first one is—and I've learned this in the eight short years I've been here—is good times don't last forever. And there's going to come a time like we had back in '14 and '15 when there's not enough money in the budget. When we can't pave the potholes. When we can't provide the money to employ the people that we need to employ to run our government.

Second fatal flaw is whoever's here in the future—and it isn't going to be us, that's one other immutable fact—the counties are going to be at the mercy of the Legislature. And that's a loss of local control. That's why the Constitution protected their revenue stream that couldn't be touched by us. And we're trying to talk our citizens into giving that up.

Now, I want to be clear that I was all for getting rid of business personal property taxes and motor vehicle personal property taxes because they're gross taxes. You have to pay them whether you make a profit or not. But we could have been smart. And I asked the majority many, many times to let me be a part of being smart because we could have replaced it with a net income tax on the people who are benefitting from this. And if we had a surplus, we could have rebated some of their taxes if we wanted to do it that way.

But to take away the revenue streams of the counties is going against what I've heard my friends across the aisle preach many times: Local control, give them local control. This is putting control in Charleston of every county in this state. And if the good times end, and they will—I'm willing to bet every penny I got on that right now—they will end, that will be the first money that will go . . . the money to the counties.

And let's just be honest. We've got some ticking time bombs in this state. Big ones. PEIA, I heard on the committee the other day, \$107 million in the hole. That's not one year, that's going to grow exponentially year after year as we move forward.

Our jail system is in disarray. It's overcrowded. One regional jail has a 60 percent vacancy rate in its guards. Now, imagine if you're a prisoner in a jail with 60 percent vacancy rate in the guards. Imagine if you're one of the 40 percent of guards that still work there. That's going to continue year after year after year and grow and become a festering time bomb that's going to explode in this state eventually. Maybe on our watch. Maybe on somebody else's.

But the bottom line is that we're taking away the revenue stream of our counties. And if we can replace it as the Finance chair just went through, that's great. It's better than what they've got. There's no doubt about it. There's no doubt it's a plan that is going to make the counties whole. The question is: Is it for one year, five years, ten years? I don't care what number you put on it. Eventually it's going to disappear. Eventually we're going to make these counties come down here and beg to replace that money, or the alternative, which is much worse, is we're going to see real estate taxes shoot through the roof because that will be the only way they can replace that revenue. The one's that can. Some of them are already topped out. Some of them are already almost bankrupt. They're teetering on the edge even though they've got the highest assessment rates that they can have, levy rates, under the Constitution.

So, Mr. President, you know, we've got to vote for the resolution. If the amendment passes, and people will be convinced, get rid of your motor vehicle tax, I think it was \$30 million, give \$210 million back to the businesses every year in this state, they'll spend millions to get that passed and people will be fooled by it. And they'll vote it. But as soon as the tide turns against us, and we've been living somewhat on borrowed time, we've had a flat budget for years, since we came in here, Mr. President, haven't raised the budget a penny, or very few pennies, certainly underinflation. We've not filled the spots in our various agencies: The guards in our prisons, the folks who man all of the agencies that help bring services to all of our people. And all that's going to come to a head. And we've had such a huge influx of federal money—I think it was just discussed—how much money our Governor's sitting on that we've received from the generous federal government—which has added to our debt, our federal debt. Which scares me every day when I think about it.

I'll just add one more thing, Mr. President, that in 1996 we had a \$500 billion surplus in the

federal government. Today, we lose trillions every year. The difference is the federal government can print money and add to our debt in order to pay its bills. West Virginia cannot.

Thank you, Mr. President.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
**HONORABLE
CHANDLER SWOPE**

Friday, July 29, 2022

SENATOR SWOPE: Thank you, Mr. President.

I got a couple of issues on this resolution I'd like to point out.

First, we just heard that counties might not be able to trust the Legislature to replace their revenues. I happen to live in a county. All 134 of our legislators live in a county. I don't know one who's interested in committing political suicide by cutting the budget to my home counties. So, I believe that legislators can be trusted to continue funding counties at an adequate level.

The other thing I'd like to point out—it may not be too obvious—I think it's obvious to the average citizen—very few don't have a car—everybody knows how much they'll save by not having to pay property tax on their cars.

But what might not be so obvious is something that I've had to deal with for many, many years. I've worked for many years in Mercer County with Economic Development trying to bring businesses into West Virginia. And what I've learned is that businesses who are looking to relocate have a checklist of things they look for to get better conditions than maybe where they're coming from. And various taxes are on that list. Typically, the equipment and inventory tax is in the top 10 of those lists. Meaning that's a very important issue to nearly all businesses. And I've got a 40-year history of working with businesses who go down that

checklist until they hit equipment and inventory tax and they say thank you and goodbye.

There are only a few states in the entire nation that have that tax and we're one of them. And, even though you can't prove how many people didn't come here because of that tax, I can assure you that's a significant number. There are dozens that I know of personally.

And I believe that the job growth that will come from eliminating this tax is going to be a very significant issue. Perhaps even more significant than the tax savings the citizens have on their personal property, mainly, automobiles.

I just wanted to point that out because the average person hasn't seen that side of the economic development issue.

Thank you, Mr. President.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
**HONORABLE
CRAIG BLAIR**

Friday, July 29, 2022

MR. PRESIDENT: Thank you, Mr. President.

I've got some comments I'd like to add to this.

First of all, the PILOT agreements, and this is what the Finance Chairman was talking about earlier, where we in this state And I'm supportive of PILOT agreements. PILOT agreements make it so that they don't pay the personal property tax in a given area. And so . . . I'm going to read off some:

Argos, it's a \$1 billion company. The duration of the PILOT agreement is 25 years and it started in 2007;

Macy's, \$150 million. That's a 15-year duration;

Procter & Gamble, \$500 million in personal property tax;

Ecolab, \$24 million;

Let me back up, Procter & Gamble was a 20-year exemption of it;

Clorox, 10-year exemption on \$100 million;

Torch, \$100 million for 15 years.

Now, I've just heard recently out of the Governor's office that reducing the personal property taxes won't bring jobs to the State of West Virginia. I just demonstrated where they did. I just demonstrated in one county where they did.

Let me explain to you ladies and gentlemen that we don't have the resources to cut the personal income tax in half. It's impossible to hold a flat-line budget for another five years. I'm with my good friend from Harrison here that thinks that we can't hold a flat-line budget for that period of time . . . 100 percent.

But we did it for four years. And we know four years actually takes care of being able to fund what we're talking about to keep the counties whole with at least a million dollars more in taking care of the regional jails which has been a problem for a long time.

Now, I'm not concerned about any future Legislature not willing to actually stay good to that commitment because I can demonstrate another time where the Legislature has been extremely good to the commitment. And that is, is when our retirement systems were six percent funded back in 1992. And we have stayed the course from 1992 forward. And they're due . . . the pensions are due to be 100 percent funded in 2034. It extracts \$400 million out of our general revenue budget a year.

If you follow the trend lines that are in your book on the escalator, and what it takes is two sheets of paper, and you will find out that all of them in the book on the five-year number, none of them come in the next five to six years, most of them don't come in the next 10 years but, if you went back seven years and used that trend line where 40 of the 55 counties are declining, they never get there.

Our goal, if we're successful, is that, yes, the trend lines will collide together, there will be prosperity in each county. And if there is, you win. You win by this way: Real estate property taxes. It's been said out there that this will increase your real estate property taxes, that this

is how we're trying to do this. False. Here's how your real estate property taxes will go up. If you're in a county like Mason County, senator, real estate values are going to go up. That means if you had a \$150,000 home and it turns into a \$250,000 home, you are \$100,000 greater in your asset and, yes, you're going to pay a little bit more real estate tax. But that's the only way. But that means that you're going to be living in the land of prosperity. That's our goal.

We can't have the have and have nots in this state. We cannot stay the same paths that we have historically done because it has historically failed us.

We can afford to do this today. And I applaud the Governor for putting his plan on the call because what it has done is given us an opportunity, like right now and over the next couple of months, to be able to go out and work with our counties, let the people know what's going on. And this is not etched in stone.

Do we think something's perfect? No. Nothing's perfect that we do here. And it won't be perfect five years from now. That's why we come back every year, to keep things tuned up and moving along . . . precisely. And we're getting that. We're getting it done well. We've reached out to the counties and working with them.

The best thing that we could have happen in this state is population growth. Now, you remember right? I got laughed at by the liberal press a year and nine months ago whenever I took the chair as the Senate President and I said my goal was to have 400,000 people move to the State of West Virginia in the next 10 years. Ladies and gentlemen, this past year was the first year more people moved into our state than moved out. We're still declining in population because more people are passing than are being born. But—this is a small "but", not a big "but"—the more jobs you have here The two most mobile things in our economy is labor and capital. And if jobs move here, along with the other work that we've done . . . which I don't have my big, thick book here, but you guys have all been part of it, bill after bill after bill after bill, 600 pages—nope, that's just this year's session, the one is that thick—but it's been We've been working towards this day for the people of West Virginia.

But to get back on topic for myself, and that is if jobs are here, that 400,000 people are here right now. It's called our students. Our students .

. . . Our students that graduate from our universities, our students that graduate from our community and technical colleges, and our students that graduate from our high schools . . . if they have gainful employment in this state, our number one export will cease. It will be . . . Our number one export for nobody that knows this is our youth.

That's what everybody wants. We can accomplish this goal. And then more people in the workforce means greater amount of people paying personal income tax. And the more people in that pool allows you to reduce the personal income tax. Never hurting a county, never hurting a board of education, never hurting a family.

We've got it right. I apologize that some people don't understand this process. But I assure you, by the time that we get to November 8, with the help of the members in this body and those outside the body, the people are going to understand that this is our best path forward. And it didn't have anything to do with the federal dollars coming in. That's an overstatement. It had little to do with the federal dollars coming in because where our excess revenues are at is the \$441, I believe, million from our flat-line budget for this past year for \$1.3 billion. And then severance tax was almost \$400 million. And then the personal property tax increase was \$400 million. And there was a little bit more for the corporate net because, guess what ladies and gentlemen, businesses are making money. We've lowered the corporate net, eliminated the business franchise, and the corporations are making more money. Businesses are making more money.

This makes it work. And being a business is not an evil word. The fact of the matter is, is what gives most people jobs. For over half of my life business gave me a job, and an opportunity to learn more, and an opportunity to raise a family.

These are important things that, even in my area in Berkeley County, I watched them leave: DuPont, 3M, Coming. They left. They left because they were taxed and litigated out of this state.

We've turned the corner and we're heading in the right direction. But we need to press the accelerator and not have a fear of the future.

I'm going to close with this: And that is, is the shortfall. Never have we needed to cut more than

10 percent of our budget. In this plan with the Rainy Day Fund built into that, that will have 10 percent built into it.

And you have to remember that when we took over and we got the silver platter served up to us by the Governor . . . it's the same man that wanted to increase . . . have the largest tax increase on the people in the State of West Virginia in the history of this state . . . over \$500 million of tax increases. And guess who said "no"? We did. We said "no" to that plan and we're saying "no" to his plan today. Because we understand that we have the power of the purse and we care about the people of West Virginia . . . not this generation, but the next generation, and the next generation.

Thank you very much for your time and listening to me on this but it's probably the most passionate thing that I have to deal with because virtually all problems get solved in this state if you have job opportunities, economic opportunities. And our people have been missing those for generations.

Thank you, ladies and gentlemen. Thank you, Mr. President.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF HONORABLE ROBERT L. KARNES

Friday, July 29, 2022

SENATOR KARNES: Thank you, Mr. President.

I'll try to be as brief and concise as all of our other members have been; keep it short.

You know, somebody asked me a little while ago why I signed onto this resolution. And the answer to that question is actually pretty simple: I'm for tax cuts. I'm always for tax cuts. And so, even though I'm a hundred percent confident that the income tax is the best path forward—reducing the personal income tax will produce the most growth, virtually all the data out there shows that—hey, I'm for cutting any tax, you

know, on any given day. And there's other stuff that's in this resolution—which, of course, is a nonbinding resolution—related to some promised help for our retirees, and so on. They need that help I think, especially retirees that have been out there for a while.

But I'd like to point out a couple of things and the Senator from Harrison County touched on a couple . . . and he's actually got more direct experience at this than I do, being a former county commissioner and having to deal with budgets at that level. You know, when we look at this book and we talk about \$550 or \$590 million, that's a . . . as I understand it, that's flat out into the future. And that's really a good thing because if it grew, if it had some kind of a cost-of-living adjustment, you know, 10 years from now it would be a billion dollars, and 20 years from now it would be \$2 billion. And, originally, that's what I thought was going to happen there and I thought, "Wow, that's going to consume the whole budget." But no, it's actually flat. And so that's a good thing. But what's not so good . . . That's good for us I should say.

What's not so good is for the counties, you know . . . Every county in here is going to get a big pile of extra cash this year. And what's sort of left out of that \$550 million, which includes that huge pile of extra cash that the counties get, is that that's based on the best available data starting in, I believe, 2017 and running up through 2021. Which, just in the last year and a half, that \$550 million is already become worth, in terms of actual spending power, about \$480 - \$490 million. It's already lost 10 percent of its value because of this massive inflationary cycle that we have going on which shows no signs of ending. And so, by next year, that \$550 million is probably going to be worth around \$400 million. And that's just the beginning because, again, this goes out forever. We've promised to make them whole forever in everything.

And, again, I love tax cuts and everything but that as a replacement, within the next 10 years, is going to become a very small part of what the county has to spend in terms of actual buying power. Because 10 years from now that \$550 million is probably going to spend like \$200 million today. That's what's real.

And these counties out there have no real alternatives in the way they can raise revenue. They don't have a sales tax at the county level. They don't have an income tax at the county level. They have property taxes and a couple of things around the edges and that's about all they

can do . . . you know, fire fees and things like that.

And so, this is going to sink counties. And I know we're hearing about all the growth and everything but the reality is there are 10 states that don't have this tax. And seven of those states are in the bottom 10 states in terms of economic growth. Doesn't mean you can't come up with anecdotal stories where they do have growth. And I think that in some small areas you'll see growth. You know, we'll see growth much like we currently have in Mason County . . . although we managed to get that Nucor deal with the tax as it currently is because we have all these work-arounds already in place for major, you know, improvements like that. But, counties that I represent, Webster County is not getting a Nucor. Okay. They're just not. They don't have any major roads coming in and out of there. They're not going to get a Nucor into Webster County. And so, Mason County may do awesome with this plan. Webster County is going to continue to die on the vine with this plan.

That's before we get to another point that the Senator from Harrison made. And that is . . . we can remember, everybody in this room, I think—with the possible exception of the Senator from Lewis—is old enough to remember when this state could not pay its bills. We had to borrow money to make payroll. We had to borrow money to make basic payments on things that were required. And the idea that, well, you know what . . . a Legislature is never going to be that unresponsive to the counties. Okay. It's never going to happen. You know, the Senate President, the Senator from Berkeley, intimated to us that that would never happen because look at what we did with the pension fund. Right? It was . . . I mean, we literally had them funded at less than 10 percent at one point for several of those funds and we made a long-term commitment. And, frankly, many members of the minority party made a long-term commitment, that when Republicans took control of this body, we maintained that commitment. And now those funds are getting fully funded and very close to fully funded and it only took thirty-some, well, thirty-plus years to get to that point. Thirty-year commitment that had to made, but, the legislators can always be trusted to do the right thing? If legislators could always be trusted to do the right thing how did we ever get to where our retirement funds were as low as seven percent funded? How did that ever happen? I mean, legislators can always be trusted. Right? No, I don't think so. And I don't think that people out there should think so. And

I don't think that you should look at this book and think my county's going to get so much money when you know that inflation is going to eat this up within the next decade and make it really an insignificant amount of money. And it's flat.

And what we're going to have in 10 years is counties down here on a regular basis, fully justified, begging for money. So it's probably not going to stay flat. Ten years from now, those counties, 55 counties are going to be down here with their hand out legitimately saying we can't make payroll. I've got counties in my district that have two, a sheriff and a deputy, just . . . that's all they can afford, a sheriff and a deputy. Where are they going to be 10 years from now when this money has become worth so much less that we're going to, you know, put all this largess on them?

So, you know, cut taxes? Sure. Give retirees, especially the ones that have been retired for a long time and they're getting that absolute minimum . . . it's a great idea. A lot of good stuff in this resolution. The reality is we have a bill in this chamber right now that can do a \$250 million tax cut today for the citizens of West . . . This is not happening today. It's probably not going to happen for a while. I mean we know it really can't even happen until after November. The election has to happen and it may or may not pass. But, today, based on the numbers that came out of the House, 90 percent of the members of the House voted for a 10 percent income tax cut. That's a \$250 million tax cut. It was bipartisan. Ninety percent voted for it. And if we had those kinds of numbers here today, we could put that bill right down here on the floor, we could waive the rules on reading, constitutionally, because 90 percent's an adequate number for that, and today we could deliver a \$250 million tax cut to the people of West Virginia.

So, I'm going to vote for this because it's a tax cut. Of course I'm going to vote for it. But let's think about what we're doing long term, too.

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
HONORABLE
JACK DAVID WOODRUM

Friday, July 29, 2022

SENATOR WOODRUM: Thank you, Mr. President.

Two years ago today I was a county commissioner. I was working on some of the numbers for this proposal trying to get the numbers with the state and with the counties to where we were all on the same page. I can tell you right now the counties I've asked, the majority of counties in the State of West Virginia are in declining revenue. That's not going to get any better.

This project right here does a couple of important things that have been described here tonight. But one thing it does, it takes the revenue to the highest point it's been in the last five years and it makes it steady. Which is better than going downhill. And that's where we're at.

It provides an additional \$1 million which is going to help offset the burden of the regional jail costs.

You can't get a better deal for counties right now and I don't see problems with this proposal as it's set forth.

There are some things that need tweaked on it. We know what they are. We know there's going to be some counties that are going to enjoy increasing revenues, primarily from oil and gas in my opinion. And we're going to find a mechanism to fix that.

But I would encourage everyone to vote on this resolution, vote "yes".

Relating to meaningful tax reform and relief

(Adoption of Senate Resolution 303)

REMARKS OF
HONORABLE
STEPHEN BALDWIN

Friday, July 29, 2022

SENATOR BALDWIN: Thank you, Mr. President.

I'm going to sound like a broken record. You've all heard me say this a lot over the last couple of months but people need help right now. People need help right now.

And I very much appreciate the work of the Finance Chairman and the Finance staff who I know have spent an inordinate amount of time on this. It shows. It's good work. I appreciate it. I appreciate the Governor's interest in tax relief. I appreciate the House's interest in tax relief.

The fact of the matter is we were called here for a special session to provide tax relief to people and we're going to go home without providing tax relief to people when we have a \$1.3 billion surplus.

People need help right now. It's not going to happen this session. That's evident. That's evident. But it is incumbent upon us to provide it. People need help right now and we're sitting on a \$1.3 billion surplus. We have the ability to help folks. People need help right now. We can still do it. I realize it's not going to happen today but I certainly hope we can come together and be respectful of one another.

You know, everybody thinks my idea's the best idea. I get it. That's how it works around here. But maybe we can all come together and find a way to help people who need that help right now.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

**REMARKS OF
HONORABLE
MIKE CAPUTO**

Friday, July 29, 2022

SENATOR CAPUTO: Thank you very much, Mr. President.

I know it's been a long day. There's a few things I have to do here . . . some promises I made to some constituents back home.

I got a letter this morning from a constituent of the Senator from Monongalia and myself by the name of Ash Orr. And Ash came down here for the public hearing in the House of Delegates but was only given 45 seconds. So she . . . they . . . didn't have much time to express what they wanted to before the body. So Ash asked me if I would read their statement. And I'm going to do that today:

My name is Ash Orr and I'm a constituent from Monongalia County.

I started my period in the fourth grade. I was nine.

At the age of nine I was watching cartoons with my father on the weekend eating sugary cereal in my Power Rangers pajamas. At nine I was a child.

By the time I turned 10, I had been sexually assaulted two times. No one knew about the assaults other than myself and the individual who assaulted me.

I was ashamed and I was scared. For days I sat in my room surrounded by my mother's pregnancy books that I had been sneaking out of her small library.

At the age of 10 I was sitting cross-legged on my bed checking my stomach to see if there was any swelling. At the age of 10 I was filling my journal with fears of being pregnant and scared to tell my family what had happened to me.

A few weeks after the last assault I noticed I hadn't started my period. I vividly remember going into the bathroom and stealing one of my mother's pregnancy tests she kept under the sink.

At the age of 10 I was now hiding in the bathroom and taking a pregnancy test. At the age of 10 a piece of plastic and a small test strip was going to determine my future. The moment the test turned negative I knew I had been spared. This time, at the age of 10, still covered in bug bites and sporting skinned knees, I was a child and a sexual assault survivor.

Today, I am 32 years old. I am the survivor of multiple assaults. I have survived domestic abuse and violence. I have survived all my worst days even when I didn't think it was possible to keep pushing through. I am one of the lucky ones where there are so many others who were not given this same opportunity.

I'm not sharing my story for pity. I do not want to be told how I should have handled this trauma. What I want is for you all to put yourself in my shoes and I want you to imagine being a 10-year-old hiding in the bathroom and taking a pregnancy test, checking in with yourself, acknowledge the discomfort and fear you're feeling, acknowledge that this is the hell you are willing to place a child.

Now I want you to try rationalizing how that's even remotely acceptable for a child who has just survived sexual assault to carry a child. No child deserves to go through this pain, fear, and isolation.

I am pleading with you to protect those of us with a uterus.

Ash Orr

Pretty touching. It's pretty touching. And it's a shame that they drove down here from Morgantown and she might have got . . . they may have gotten through one paragraph of that story because the leadership in the House of Delegates chose to give everyone 45 seconds.

Then we get to the Senate, Mr. President, Ash couldn't come down here and testify because you and your leadership team chose not to send this bill to a committee against our objections.

Emotions are running high, Mr. President. They're running extremely high. You had to clear the galleries today because of the emotions in the galleries.

There was remarks made from this Senate floor that in my opinion were both hurtful and disgusting. And there was labeling done . . . accusing women of using abortion for birth control. There were statements made that doctors would lie just to profit from an abortion. There were statements made that women would just lie so they could terminate a pregnancy. Like this is just an everyday thing that happens.

This is the most difficult time any pregnant person would ever have to face. And no one is going to lie as a form of birth control. I don't buy it. No one's going to convince me of that. I think it's total b-s. And I think it's disgusting that leaders of this state would make such statements.

We talked about the exceptions in this bill. I don't know that there's much exceptions here. I think it's more about smoke and mirrors. Eight weeks for an adult who has been sexually abused

when we know how traumatic of an experience that is. And 14 weeks for a child or a mentally incapacitated person. That, to me, Mr. President, is scary.

My Senior Senator from Monongalia talked about someone on the spectrum. And I went down and I whispered in his ear. And I wasn't going to bring this up but it just is eating at me. I have a family friend, one of my best friends, guy I worked with my whole career, who has a child who is severally mentally challenged. She's probably in her early thirties. She's a very, very big girl. Very, very big girl. And she's nonverbal, Mr. President. If she was assaulted by a slimy relative or a slimy neighbor, I guarantee you her parents wouldn't know about that within that 14 weeks. And I guaran-damn-tee to you she couldn't tell anybody because she can't talk. And we think that's okay that that family who had to raise that child from birth and give their whole life to that child should be faced with another child coming from that mentally challenged daughter?

I'm sorry. You call me a baby killer all you want. But there are exceptions. Everything is not black and white. Everything is not black and white. We don't know what the circumstances of that family are when they make the toughest damn decision they're ever going to have to make in their life. We don't know that. We shouldn't judge that. And for those of you in here that think you're holier than thou, there's one person who will judge that. And it's not anybody in this chamber, it's not anybody in that chamber across the hall, and it's not the guy downstairs. So if you truly believe, let's leave that judgement up to the higher being.

I'm not only a "no", Mr. President, I'm a "hell no".

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
RANDY E. SMITH

Friday, July 29, 2022

SENATOR SMITH: Thank you, Mr. President.

I've sat here and listened to this debate tonight and it's . . . like the gentleman said, it's a very passionate, passionate subject. And something I'm very passionate about.

I never thought 10 years ago when I decided to run for the Legislature and the House of Delegates that it would come to the day where I had to sit and listen to debate when it's okay, when it's legal, when it's right, to stop a baby's life.

I'm sorry, Mr. President, but it's just not in my heart. I can't comprehend. I've got two children and eight beautiful grandchildren. Four of those grandchildren are adopted. And two of them came very close of not being able to come into this world. Two of them. And every time I look at those two children I could cry about how close it came for them to not having a life. They are so full of joy, so full of life.

And I'm sorry, Mr. President, I know everyone's got their own opinion, they know how they . . . you know, what's right. You know, this person's right, that person's right. But I can tell you one thing we don't have the right to do and that's to say when these babies are trashed just to get rid of or when they can live. That's not up to us. That's the God Almighty up there. And nobody in this chamber will ever change my opinion on that. You can call me a religious fanatic, you can call me anything you want to, but you know what? I've got a heart. I've got compassion. These are babies we're talking about.

The same people that wants to do away with these babies . . . just unwanted or somebody don't want them or there's something might be wrong or this . . . they come up with all kinds of justifications . . . are the same people that will defend a man when he rapes and kills a woman who has two or three children and they're left motherless. He wants to rehab that gentleman. Totally against capital punishment. If it was up to me, they'd hang high. That's what you call murder.

These children are innocent. Innocent. And there's nobody in this body, not one person in this body is going to convince me that we have a right to take these babies life. This is one thing I stand strong on.

We're not God Almighty, like I said. We shouldn't be in here . . . I can't believe we're even discussing when it's okay to kill a baby. My God, people, listen to what we're saying. When

is it okay to kill a baby? And you can say what . . . You can call it a fetus, you can call it whatever you want to, but . . . Most of you have seen a mother, or a father, or a grandparent the first time that baby kicks. They get so excited. It's a live human being. I don't care, you can call it whatever you want to, a mass, or whatever, by God, I'm going to call it a baby. That's what it is. It's a child. It's a child of God. And we should be doing everything in our power to protect these because they don't have a voice.

Mr. President, it's a sad day not only in the country but in the State of West Virginia. I mean, this stuff, it . . . in my lifetime I never thought I'd ever have to experience. And I'm telling you, Mr. President, this eats at my heart dearly. And I'm sorry. I'm very passionate about this. You know, I'm sorry about the babies that are born that can't talk or can't function but I know many, many . . . and every one of us in here knows many a parents that have these special need children and there's not a one of them would give that baby up because once they've got that baby in their arms, it's a whole different attitude. You love that child, you protect that child, and you take care of that child until the day you die or the day they do . . . die.

And my mother, I can remember her telling me—I've lost a brother and a sister—and she told me before she died that the worst day in a parent's life is when you outlive your child. Because that's love. That's motherly love for that child.

And, Mr. President, I'm sorry I'm so passionate about this but I am. No one will change my mind. You can call me whatever you want to. I don't care. I'm a protector of the unborn and I'll be a protector of the unborn until the very day I die.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
JACK DAVID WOODRUM

Friday, July 29, 2022

SENATOR WOODRUM: Thank you, Mr. President.

You know one thing's laid heavily on mind ever since we've been in Charleston. And I've heard a lot of great arguments from a variety of people. Great opinions. Many of which I agree with.

I don't believe this is a perfect bill in any shape or form. But we will have time to come back and work on this bill again.

While we've been here, every day we've been here since Monday, babies have been aborted just down the street from this capitol. Those babies will not have another chance.

We have a chance to work on the bill. This bill, in my opinion, will stop abortion in this state until we have an opportunity to come back and improve it.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
**HONORABLE
AMY N. GRADY**

Friday, July 29, 2022

SENATOR GRADY: Thank you, Mr. President.

I wanted to state that I preferred a bill with no exceptions for rape and incest. That's my personal belief. I believe that life begins at conception.

I purposely sought out women who had been raped, and conceived at rape, to talk to them about exceptions. Some of the conversations happened accidentally. They just kind of fell in my lap as they came to me to share their stories. And their stories are traumatic. And they're awful. And their experiences are awful with the rape and the sexual assault.

But there was one thing that was the same in every conversation I had. When I asked them the

question, "If you had to do it over again, would you abort the baby?" Not a single one of those women said yes. In fact, every single woman said, "I wouldn't change that for a thing. That baby's a blessing in my life. My child is a blessing in my life. I would never." So, that stood out to me. I thought these are women who've gone through the most traumatic experiences and they wouldn't change giving birth to a baby that was half their rapist's, but 50 percent of theirs. They love that child.

Some of those babies have grown up into doctors. There were two women I talked to who had doctors . . . saving lives.

And it brings me to killing an innocent human being for the crime of another. It's not right. These babies are human just like the Senator from Tucker said. These are human beings we're talking about.

I said I believe that life begins at conception. And while I prefer to save all the unborn children . . . because I feel that God intends for every life to have a fighting chance regardless of how that life was conceived.

I spoke to a dear friend the other night because I was feeling really conflicted about this. And she put it in a good perspective for me. She gave me an analogy. She said, "Amy, if you're standing outside of a house that's on fire and you know 100 children are in there, and you can only go in there and save 98 of them, or you can stand outside and watch it burn and they all die, what would you do? I know what you would do." And I said, "I know what I would do, too." She said, "98 out of 100. You'd be considering that a victory."

So, Mr. President, I'm conceding my no exceptions. I'm going to vote for this bill because, in my opinion, 98 percent is a win.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
**HONORABLE
ROLLAN A. ROBERTS**

Friday, July 29, 2022

SENATOR ROBERTS: Thank you, Mr. President.

I, too, entered into all of this process earlier this week that was thrust upon us in a way that I wanted to help be a voice for those who could not speak for themselves.

Over 63 million babies have been aborted. They didn't have a chance. And we are at a time in history right now that we could have made a chance. And I can't, I can't, even voice how disappointed I am in my colleagues for not being able to do better.

This is a day in which we have spent hours and days supposedly agreeing, and discussing, and changing, and shifting, only to get on the floor and make it meaningless. I can only hope that our colleagues across the way will be able to somehow incorporate some of the great things that we had in our amendment that were not in the bill sent over to us. And somehow we can make this better.

I will support this bill because I don't want any more babies than have to be according to what this is. People talk about blood on your hands . . . I wanted no exceptions because I wanted no blood on my hands.

I've tried to vote, and stand, and discuss with integrity. And, unfortunately, not everybody is of that same mind.

I will support this bill, but I'm not happy with the way all of this played out. And I think it's a very sad day in some ways because I don't think any of us are going to feel when we leave this chamber that we won.

Thank God for the measure of what we have in the hundred delegates that sent us something because we couldn't even get anything better put together.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
MICHAEL T. AZINGER

Friday, July 29, 2022

SENATOR AZINGER: Thank you, Mr. President.

I'll be brief.

I think every pro-lifer will remember where they were on June 24. June 24 was the day that most of us thought would never happen. And *Roe v. Wade* was overturned.

I was at a conference of Christian legislators in Branson, Missouri. And as providence would have it, one of the people that was there with me was a gal named Janet Porter who was being honored that day, June 24, for her work with the heartbeat bill which she wrote and she's helped pass in many states.

And we were at the College of the Ozarks. And after breakfast we were ushered into an auditorium beside the little cafeteria, kind of a room, big, [inaudible] beautiful room, rustic school, beautiful. We're all going inside and as we went in, many people were up on the stage already. And a man named Jason Rapert, who was the first state senator in the country to pass the heartbeat bill, is the leader of this whole group. And he got up and went to the podium and he said *Roe v. Wade* has been overturned. And tears came down my eyes.

That whole day I couldn't believe it. I kept having to pinch myself. And I was born in '65. I was eight years old. When *Roe v. Wade* was overturned . . . and all throughout the day, I just . . . could not help but weep.

And then I started checking my phone and I saw West Virginia's only abortion clinic shut down. I showed it to Janet Porter, West Virginia's only abortion . . . there are no abortions for the first time in how many years . . . since '75 probably . . . there are no abortions taking place in West Virginia. Rape, incest, or whatever, however they were conceived, there's none, Mr. President. I couldn't believe it.

1849, when this law of abortion was passed, the law gives us a peek into another culture. That culture said that we believe that babies matter, that babies are innocent, that babies are defenseless, that babies are made by God.

Did you know that at conception, it's been proven scientifically, at conception there's a spark of light? Spark of light. "Get your hands

off my creation" is what I believe what God said. A spark of light at conception when life begins.

How do we presume that we have the authority to shove God's hands out of the way and take that baby's life? How do we do that? In our arrogance, in our self-righteousness, in our defiance of God Almighty, we do that. I'm not casting spurs, pointing fingers, I've been plenty of that in all my days. But we have got to at some point in West Virginia stand up for babies and protect them and say that we believe that God created babies at conception and we will protect that until they mess up.

So, there's been a lot of babies killed since *Roe* as the Senator from Raleigh said . . . 63 million. A nation that kills 63 million babies is not the same after that as they were before that. A nation that kills 63 million babies is going to come staggering out of that five decades and have not the moral compass that they used to have because we had to fight God. We've taken God out of our culture. We've taken God out of our schools. And here we are. We can't even decide for ourselves when life begins. And, if life begins at a certain spot, it is our obligation to protect it. So, we've decided to do that to a point.

I'm not scorning everybody. I'm certainly Look, I'm not anybody and I'm no better than anybody else but Lord knows . . . God knows I believe in life. God knows it.

I put a post on Facebook and I'm going to finish with this—Romano taught me how to cry. I appreciate that, Mikey. Psalm 102:18 says—I saw this reading my Bible one day about a week or two ago—listen to this: And the people which shall be created shall praise the Lord. He didn't say the people that are living now, he said the people that shall be created shall praise the Lord.

So, I hope we can do . . . come back and do better. I know a lot of people worked hard on this and so on.

I'm going to vote "yes" on it. That said, I do hope we come back and fix some things. I do hope we come back and just be more faithful to God and his Word and so on.

So, that's all.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF HONORABLE ROBERT L. KARNES

Friday, July 29, 2022

SENATOR KARNES: Thank you, Mr. President.

You know, we hear around here a lot that making legislation is like making sausage. And I'm going to tell you, this right here is not the kind of sausage that you want to use for your biscuits and gravy. This is a rancid sausage that's maggot filled, very little meat in this sausage . . . a lot of teeth and toenails, maybe. This is not a pro-life bill; this is a pro-abortion bill.

And I know a lot of people are voting for it on the pro-life side of, not just this side, but this caucus, in the hopes that it's going to be fixed by the House. But we're going to get stuck with whatever the House comes back with, with the very same people who've been hiding behind *Roe v. Wade* for years, and even decades. I'm pro-life they say, but today, they showed what they really are.

And so, whatever the House comes back with, it's not going to pass this body if it's got any real teeth in it. If it's actually good sausage, it will never pass this body because we have people in here that don't actually believe what they say.

This was not done by the minority party. They don't matter. They're going to matter even less next year. This was done by this party.

Now, maybe I'll prove wrong. Maybe the House will fix it up. And maybe somebody will feel guilty about what they've done. Because here's what's going to happen: Tens of thousands of babies have been murdered right here in the shadow of this capitol by this clinic that we think we're shutting down. But the amendments that have been added into this, might slow it down a little. But we made sure that the doors were really wide open. And so, thousands more are going to die over there if this bill is even remotely like what we're really going to see as a final product. That's what's really going to happen.

In the House, maybe they come back with something nice. But, they're probably not going to. And if they do, it won't pass this body. And that's a real shame.

Those babies have been crying out for justice, or at least mercy, and they found none.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
MICHAEL J. ROMANO

Friday, July 29, 2022

SENATOR ROMANO: Thank you, Mr. President.

You know, I've been in here for a good while; it seems like a long time. And we've had a lot of bills concerning abortion come up and they're always heated debates. And the reason they're heated debates is because everybody's got strongly held beliefs. We've heard religion quoted several times. And that makes it a tough issue because people feel so strongly.

The Senator from Jefferson believes that life begins at conception. That's her deeply held religious belief. She has the freedom to believe that.

My friend from Tucker, my good friend, believes strongly that once there's conception there's life and he's going to defend it.

I read an article by a Jewish rabbi in the *Gazette*—I don't know how many of you saw that. Jewish people believe that life begins when there's a birth. And that's when they believe life begins.

I'm Catholic. I believe that life begins at conception. And you know what? The Baptists believe that every life, every fetus that doesn't come to being born and is terminated somewhere along the line goes immediately to Heaven. And they celebrate that.

And you know what really bothers me is the hypocrisy of this body. How many times have I

heard my friend from Wood yell, "Freedom. It's about freedom"? When everyone of you [inaudible] nobody is going to impose the obligation to abort a fetus. You know why? Because we have the freedom to believe in what we believe. That's what America's about.

But what we're about to do is take away the freedom of the people who don't believe like us. Now, we can argue about when it's a baby, and when it's a fetus, and I think the gentleman from Tucker said a clump of cells. But that's individual choice to deal with, with your maker and your own feelings of what's right and what's wrong . . . not to be imposed by the government, which is about what we're going to do. That's our freedom. Other's beliefs should not be forced on other people just because one group happens to be in charge.

Now we're about to force our individual beliefs, the majority's beliefs, on those who do not believe like us. The very people who champion freedom at every opportunity when they want a bill passed. I guess that's what they believe . . . that freedom is whatever they believe. That's their freedom. That's not my freedom.

And don't fool yourself. I heard my friend from Randolph say this is an abortion rights bill. You know, lawyers have a term called "illusory". We use it when insurance companies tell you they're going to cover you for everything and then when you go to look for coverage, they pull the rug out from under you and there's really no coverage there. That's called illusory coverage.

Well, these exceptions are illusory. And the one's that bother me most are the illusory exceptions for rape and incest . . . crimes committed against women who had no choice, who had no say.

And there's no doubt if that fetus is brought to term there will be a child. But who wants that child? Some people may. That's their choice. They don't have to abort that fetus. They don't have to abort that pregnancy if they don't want to. But for the women that can't stand in their heart, in their minds, to care for that child, and to raise that child, they should have that choice. But we've done it in an illusory fashion that gives them such a short window that there is no exception for rape or incest.

Now, we'll go out and tell everybody the opposite. I'm sure in the papers tomorrow all of

you will be quoted saying there's exceptions for rape and incest in here. And it will be hard for people to understand that six weeks isn't close, and for a minor child—what is it now . . . fourteen weeks—is even less.

We don't care about the children who are born. We only care about the unborn pregnancies, pregnancies that haven't come to term. We allow our children to die and suffer under malnutrition. We have a lack of health care for the majority of our citizens. West Virginia's the worst. We're the worst. We don't even take care of the pregnant mothers. Education's in shambles.

This bill's tough. My religion tells me to vote "yes". My belief in freedom tells me that this bill is wrong to force my beliefs on other citizens.

As I've said many times, if hypocrisy was fuel, this body, led by you, would have solved the energy crisis years ago because this is the opposite of freedom. This is imposing the government's will on people who believe differently.

I'm afraid I'm a "no" vote, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF HONORABLE PATRICIA PUERTAS RUCKER

Friday, July 29, 2022

SENATOR RUCKER: Thank you, Mr. President.

I was not going to be speaking again, but I felt like I needed to at this juncton.

Freedom ends when your freedom starts interfering with someone else's.

And we have a set of rules and laws that govern human behavior because we're not angels, because we're not perfect. Because we understand that just because I do have freedom and I have freewill—God has granted us freewill—it does not mean that freewill allows

me to take your things. It doesn't allow me to just take whatever I want. It doesn't allow me to destroy things I don't want to see there. It does not allow me to hurt you.

So, my freedom ends once it starts interfering with yours.

And these individuals' freedom to make decisions for themselves is absolutely important but it is in the state's interest—and at least it has been in West Virginia's history, it has been in our state code since the founding of our state—that that individual's life, once they're conceived, they have a freedom that we need to protect. And they have a right to make their choices.

I remember—I think it was my first session, but it might be my second session—we had my fellow colleague, the Senior Senator of the Sixteenth, when he was here, read from a book. A book from Dr. Seuss. I don't know if that comes back to any of the members that were here. And the line that I remember and will always remember is: A person is a person no matter how small.

And he was reading from that book to urge us to remember that every single individual deserves respect, deserves to be protected, and their interests that cared about. And I have remembered that image and that . . . what he read . . . all those years . . . because he was right. And it is absolutely true.

When we are facing the hard decisions that we have to face here, we have to consider laws are going to be directing people towards making a decision in one side or another. We punish individuals who are hurting others, who we feel are doing things that are a danger to others. And we put guides, parameters, and sometimes criminal penalties, sometimes civil penalties, and then we also try to encourage people to act a certain way and be a certain way with the things that we pass.

I have admired the fact that in the last week we have been making attempts to do more for the mothers and the young people of our state. But in the last six years I have been here, we have been putting more money into DHHR, into wrap-around services. We have increased the mental health services in our schools. We have put incredible investments in our education. We have literally shown over and over and over again that we are trying to fix the many, many issues that we face in this state.

And, you know, I don't play blame game. Some people do. I don't. It doesn't really matter how or why it has happened. What we are facing now is a need as a body to take care of our citizens in every way possible. But that includes all our citizens. That includes the ones who deserve a right to have a life, to have a choice.

And . . . I don't know—like I have said before—I can't really in good conscience feel good about this bill that we have said, you know, we want to protect life, but we're going to put parameters as to which ones can be sacrificed. I just But I will tell you that I know and respect that we are all trying to do the best that we can.

And I just have to point out that it is an unfair charge to say that we are taking away someone's freedom. We are not. You have a freedom to make your choices but that freedom also includes that new individual that you might have had a chance to now raise.

So, I thank you for this opportunity. And I just have to say that it is . . . if I decide to vote for this legislation, it is with the hope that the other side will be able to, you know, improve upon it. But I'm not sure that I'll be able to.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
HANNAH N. GEFFERT

Friday, July 29, 2022

SENATOR GEFFERT: Thank you, Mr. President.

I didn't want to make this personal but I can't help it.

I have seven children. Some of them I made, some of them I found along the way.

When I was pregnant at 40 it was advised that: (1) Maternal death is greater at my age and perhaps it would be better for me to have an

abortion. And I said, "Absolutely not." Matter of fact, I didn't even have an amniocentesis because I was also told that could hurt the baby. That was my choice.

I did notice when we were talking about COVID there were a number of people here who chose not to get vaccinated, who chose not to wear a mask. That was your choice.

And, yet, when we talk about children I think we have to understand that what this really is, is no abortion for poor women. Women who have money will find a way to go out of state. They will find some place to go where they can have an abortion if they choose to. It is not something I would ever choose to do. But I think we have to recognize that what we're really saying is poor women in this state are not going to have a choice. They're not. Because they can't afford to go anywhere else.

I think that my colleague from the sixteenth made some very good points about what we've tried to do for the young people in this state. Tried to put money into education. Put money into all kinds of things to make their lives better.

But one of the things I fear is going to happen is we're going to lose some of the best and the brightest of our young people because they're leaving this state because they feel like their freedoms are being restricted to make choices about their own lives.

It is really important that we don't just think about this in terms of our middle class or, some of you, wealthy lifestyles. Not everyone is in the same positions we are. We are among the most fortunate people in this state. But think about our poor women who don't have any choices. They don't have a choice to necessarily have child care. We all know how expensive child care is. They can't afford that. They can't necessarily even afford prenatal care. Yes, we have Medicare. Yes, we have Medicaid and all that stuff, but the reality is there are a lot of our women who don't even seek medical help.

So, I would just ask you to think as your thinking about this, don't think about your own situation. Think about the situation of our women who are in the most difficult situations. And if it was your daughter . . . if it was your daughter, you'd probably help them with some money. But think about the women who have no choice, who have nobody to help them, who are all alone, whose fathers

I would like to see a companion bill or mandatory vasectomies for any man who doesn't want to support their children. Do I have any support for that? Don't see. . . . Thank you, a few of you. . . . Let's do something about that.

But I think we need to think about what the reality is of so many of our women in this state who do not even have the option of being able to raise their children so that they can buy them clothes, and food, and shelter. And maybe they have three or four children already.

And yet, when we had the COVID thing, my body, my choice, I'm not wearing a mask, I'm not getting vaccinated. . . . That ain't nothing. That was nothing. And yet, we're going to tell the women of this state we here in this assembly who have the most incredibly fortunate situations in our lives are making decisions for women who don't have our choices.

As I said, an abortion is something I would never have. But I'm not going to make that decision for other people whose faith may be different from mine, whose circumstances may be different from mine. I think we need. . . .

If we really respect freedom—which I know a lot of people in this body do—then we should trust our women to make good choices that suit their lives and we should try and do as much as we can to make the situation of the people in this state such that they will want to bring children in this world, that they will feel like they can do that and survive.

So, please think about the women who are not situated the way most of the people in this room are.

Some of my colleagues know this is a very difficult position for me because my faith is that life does begin with that breath of life.

And so, I hope we will make the decision not just for ourselves but for all the women of our state.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF HONORABLE OWENS BROWN

Friday, July 29, 2022

SENATOR BROWN: Thank you, Mr. President.

You know, I've been here for a few months and my background is a little different.

You know, I keep hearing people talk about their religion and their faith. But to me, the decision is between that woman and God, not the woman and this Senate.

As a man, I am pro-choice. I have no other way to be. As a man, I cannot have a child. So I don't know how I would react if I were pregnant and did not really want to have this baby. And none of you over on that aisle. . . . you can cry, you can weep. . . . you can say I'll do this, I can do that. . . . but you don't know because you don't have to experience it. It's easy for you to say this is what I'll do but you don't know because you're not in that situation. Why should 30 men in this room make the decision for 500,000 child-bearing women? Thirty men making that decision.

You know, I keep hearing on the national news this is a war against women. And in many ways, it is.

You all, rape is defined as the unlawful activity, and usually includes intercourse, carried out forcefully or under a threat of injury against the person's will. See rape is not just about sex. It's about control and dominance over an individual who the rapist perceives to be weaker and incapable of defending themselves. Rape as sex is not relevant in this discussion.

The salient points are control and dominance, not against the person's will, but against a group of people's will. House Bill 302 is a document that goes against the will of a certain group of people that's different than the enforcers and creators of this bill. The threat of injury to the woman is to imprison her if she does not submit to the will of a group of men who constructed this anti-abortion legislation.

Theoretically, how can you have equal justice under the law if the law only applies to one specific group of people? Think about that. This law separates only our people. So if the law

cannot be applied equally across the board then it should not be a law.

Not since slavery have laws been created to control and go against the will of a people who are forced into bondage for 246 years. During slavery, black people did not have control over their bodies based on laws created by a group of white males who raped them of their humanity. Today, in 2022, the same thing is happening to women. This time it's not about race, it's about gender. Women in the United States are being regulated to second-class citizens. This anti-abortion bill is raping the women in West Virginia of their rights to control their own bodies.

These anti-abortion laws are mainly passed in male-dominated states. And here are the facts that prove that. Here are the bottom 10 states who have the least amount of females in their legislature and have restricted the rights of women to have an abortion: West Virginia has 13.4 percent women in their legislature and we are contemplating on having a more stringent ban on abortions; Mississippi has 14.9 percent of women in their state legislature and they have banned abortion in Mississippi; Tennessee has 15.2 percent of women in their legislature and they're banning abortion; Alabama, 16.4 percent; South Carolina, 17.1 percent; Wyoming, 17.8 percent; Louisiana, 19.4 percent; Oklahoma, 20.8 percent; North Dakota, 22 percent; and Arkansas, 23 percent. All those states there are going to . . . or trying to . . . are banning abortion and making it impossible for women to have an abortion if they wanted one.

The next group of states . . . they have a significant number of women in their legislatures . . . allows women's freedom of choice. Nevada has 58.7 percent women in their legislature. It's the only state in the country that has the majority women. And abortion is allowed . . . or choice is allowed . . . in Nevada. Colorado has 45 percent women in their legislature and it's allowed. Oregon has 44.4 percent. Rhode Island has 44.2 percent. Maryland has 43.6 percent. Maine has 43.5 percent. New Mexico has 42.9 percent. Washington has 42.2 percent. Vermont has 41.7 percent. All those states that have a significant number of women in the legislature allow abortion, or freedom of choice. So, what does that tell you? It tells you there is a war on women.

Why is those states with less than 40 percent of women in their legislature trying to ban abortion? You see the contrast.

See, what's happening . . . men are creating these anti-abortion laws in states where men hold supermajorities in the legislature. They are using these anti-abortion laws to force their will on women in order to control their lives. HB302 will have a detrimental effect upon society and slow down the progress of women. There has been positive impacts on women since the 1973 ruling on *Roe v. Wade* that made abortion legal.

But let's go back to 1970. Three years before *Roe*. In that year, the average age at first marriage for a woman in the U. S. was under 21. Twenty-five percent of the women in high school graduated, age 18-24, enrolled in college. About eight percent of adult women had completed four years of college. This was 1970 . . . only eight percent of the women had completed college.

Today, roughly two generations after *Roe v. Wade*, women are postponing marriage; marrying for the first time at about age 27, on the average; 17 percent over the age 25 have never been married. Some may suggest that 25 percent of today's young adults may never get married. Moreover, the majority of the college students are now women and participate in the paid labor force. It has become an expected part of many women's lives.

Those were the positive impacts.

But the negative impacts of passing this bill is this: The effects on teenage pregnancy, for example, has on a woman's education, 30 percent of all teenage girls who drop out of school cite pregnancy and parenthood as the key reason. Only 40 percent of teen mothers finish high school. Fewer than two percent finish college by the age of 30. Education achievement in turn effects lifetime income of teen mothers. Two thirds of families started by teens are poor and nearly one in four will depend on welfare within three years of a child's birth. Many children will not escape this cycle of poverty. Only two thirds of the children born to teen mothers earn a high school diploma compared to 81 percent of their peers with older parents.

We should not be here in this chamber discussing . . . or making a law for people that really . . . to control people. It's a lot bigger than this particular law. Where will it stop?

I know some people may truly believe in what they're saying. But until the men, I'm going to point at the men, until you walk in these ladies' shoes I don't think you have the right to stand there and make laws to control them because that's what it's all about . . . is this control over women. Because in the last election 68 percent of eligible women voted compared to 63 percent of the men.

If you look at . . . things are changing, you're trying to hold on to power. And the change is coming very rapidly and you're doing everything and this particular bill in West Virginia will be more detrimental to the state. This bill will be very detrimental to the state.

Who's going to take care of these children? You don't want to take care of these children. This state's already has a budget crunch. There's not enough money.

You see, this was tried one time in Romania in the 1990s under a prime minister who was a dictator by the name of Ceausescu. He tried to repopulate his country and his population by forcing women to become pregnant and have children. And what it did, it filled up the orphanages, and it also . . . many women sought abortions outside of the hospital.

Again, you know, I am voting against House Bill 302 because I don't feel as though I have the right to make that decision for a woman. And I don't think any of you men have that right either.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
RON STOLLINGS

Tuesday, September 13, 2022

SENATOR STOLLINGS: Thank you, Mr. President.

I'm not sure who all . . . which OB-GYN physicians . . . have reached out to the Majority Leader, or . . . or anyone else. But the ones that

reached out to me are academic physicians. They teach med students and residents. They do not do abortions . . . elective abortions . . . yet, they're very concerned about this . . . the unintended consequences.

As we all know it is hard to recruit obstetrics-gynecology to West Virginia. We have what we call "maternity deserts". So . . .

And then I've had these same people say basically, in very frank terms, that this bill, where they could lose their license if they misinterpret a medical emergency . . . Here we are describing, from this gallery, what a medical emergency is to an obstetrician-gynecologist who's, you know, many times, fellowship trained. I'm not sure that we can define what a medical emergency is, folks. And that's a concern.

These hardworking obstetric-gynecologists in West Virginia, many of them are over 60 years old. Nearly half are over 60 years old. They're concerned about being able to recruit young OB-GYN doctors to West Virginia.

I've even had one husband and wife team tell me that this bill passes, where they could lose their license for misinterpreting a medical emergency, as soon as their youngest daughter is out of high school, they're hitting the trail. Just now when we are bringing in Nucor, and bringing in many jobs, good-paying jobs, manufacturing jobs, SunPark in Boone County, for example, at Hobet, we're now sending the wrong message to them as far as whether or not they'll be able to have obstetrics-gynecology care.

So, it's not the people that want to have an elective abortion that I worry about. It's the ones who want to have wonderful pre-natal care, to have that safe delivery, and to raise that child. But when we're poking OB-gynecology doctors in the eye, it sends the wrong message.

Women should not be on death's door before they can receive the treatment of choice. A lot of this stuff is not intended but can result in real . . . again, loss of license, sanctioned, and a lot of the docs just merely won't take the risk. It creates causes of action. It creates causes of action that they don't have right now.

So . . . again, it's hard to . . . when I think of the unintended consequences that this bill brings forth, it's hard for me to vote "yes" on this because I have listened to the specialists that are

going to be impacted by this. I have listened to the families who want to have a nice, healthy delivery.

I want you to consider this.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF HONORABLE ERIC J. TARR

Tuesday, September 13, 2022

SENATOR TARR: Thank you, Mr. President.

Since Before *Roe v. Wade*, until *Roe v. Wade*, the law of the land in West Virginia was that abortion was illegal except to save the life of a mother. That's the law that's still on the books and it's still in the courts.

Roe v. Wade came along and tied the hands of the states across the country. But it also, I think, gave people room to save face on the protection of life. So what we've seen with legislation in West Virginia since *Roe v. Wade* has been legislation that pushes where an abortion can be performed without losing a federal challenge . . . closer, and closer, and closer to conception. But, there's always been this safety net that you're not going to get there because federal law's going to knock it down.

With *Dobbs* that decision has been reversed. It's back now in the hands of the state. And what that means to us as legislators is that it's our duty now, as legislators, to decide at what age should you execute a child for the crime of their father.

So, as we go into this legislation, I'm torn. We're still operating as though we're under *Roe v. Wade*. We're pushing it, pushing it, pushing it, and pushing it, but not so far that we actually push it to conception. And we're doing it at the cost of innocent lives.

And I've heard the arguments that if we can just get the abortion clinic closed And I

agree, this bill does that. This bill will save a lot of lives in West Virginia. Between now and next session when we get started, if we'd waited then, I'm confident that this bill shuts down the abortion clinic. I'm confident that it's going to reduce the abortions.

But I'm also torn and disappointed that my vote now is to decide when do you execute an innocent. That's really the decision we have before us now. It's not how close can we push it . . . because we can take it all the way. And we're not doing that. If life is sacred, when does it become sacred?

So, my vote is a vote that I can go to bed and know that I'm at peace with God. My vote, and the way that I'll . . . in the future . . . as long as I get the honor to serve here as a senator . . . I will push this to conception as hard as I can for the innocent life. This bill doesn't do that. It stops short.

And we have people that I know that are voting their conscience and it's the way to measurin' every individual. I'm not holding that against any individual here because this bill will pass. It will save lives. But it does it at the sacrifice of others.

And, you know, I've heard arguments if you got a burning building and you can save almost all the children but not all of them, would you do it? I'd burn in the building.

You know, West Virginians for Life, they're going to . . . they're going to score this vote. And when they score it, when I vote "no" on this bill, they'll score that vote "no" as a vote against life. They've got it wrong. West Virginians for Life is stopping at eight and 14 weeks.

I'm astounded that we have to have this debate.

So, I thank God for the children that are going to be saved with this. I pray to God for forgiveness for the ones we don't when we could have.

I urge a "no" vote.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
ROBERT L. KARNES

Tuesday, September 13, 2022

SENATOR KARNES: Thank you, Mr. President.

When this bill last left the Senate when we were previously in, I voted against it. I think I was one of maybe only two people on this side of the aisle to vote against this bill and for a lot of the reasons that the Senator from the Fourth just espoused. To me, voting for something that actually legalized abortion, first, in and of itself was wrong. But the second thing was that I believed that the bill would not do what was the stated goal which was to close down the abortion clinic here in town. And I think that was the right vote to make at that time.

I think today, I'm going to be voting differently and I would like to explain a little bit of why because some of the changes that have been made to this bill, I believe, will make that change. And that is by requiring only medical doctors and osteopathic doctors to be able to prescribe, to be able to perform the abortions, and to require the admitting privileges at a local hospital . . . I believe that maneuver more than anything else that we've done is what's going to shut down the abortion clinic here in West Virginia. And it's the only one we have. And so, I believe that it is going to save a lot of babies. I do agree that this is not the right line to draw. Eight and 14 weeks is not the right line to draw because that's an eight-week innocent life, and a 14-week innocent life that it has no guilt implied or imputed to them that we're going to allow to be killed but because of the way this bill is shaped, I think in most cases, even they will be protected.

I think that there are other things that we should have had in this bill. One of which I feel very strongly about: We should be requiring, to the greatest extent possible, the collection of DNA evidence. As you well know, I've talked about that a lot. I think it's not a heavy lift but, if we're going to allow someone who's been raped to have an abortion, we have on hand the genetic evidence that will be the product of that abortion to convict that person in court who committed that rape or that crime of incest. By not having that in this bill I think we failed in one regard to stop future acts of rape because we would be

able to put those people behind bars if we collected that evidence.

I think that there are a number of other things that should be in here that could make this stronger. I've been told that that particular piece I just mentioned is something that a lot of people intend to come back and work on in January. I wish we didn't have to do it that way.

I want to thank the Majority Leader because he was, in large part, a piece of making sure that that prescribing authority was limited the way it was. And I think that, again, that's actually where the teeth are coming in this bill.

So, I'm going to vote for this today. Not as an overwhelming cheer that this is the greatest thing we could possibly have done, because it's not. But it is going to shut down that abortion clinic. Of that I feel certain. And that's why I have changed from not being able to support the previous work that we did to being able to support this piece of work.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
HANNAH N. GEFFERT
AND
HONORABLE
CHARLES S. TRUMP IV

Tuesday, September 13, 2022

SENATOR GEFFERT: Judiciary Chair a question . . .

MR. PRESIDENT: Senator from Morgan yield? Senator yields.

SENATOR GEFFERT: Thank you. Will the senator yield for a question?

SENATOR TRUMP: Certainly.

SENATOR GEFFERT: Thank you.

I got a question from home from nurses who are asking if they assist in abortions, will they lose their license and, potentially, go to jail?

Thank you.

SENATOR TRUMP: So, to the gentlelady from Berkeley, the licensure action addressed in the bill is in section seven of article two-r. And it says, "A licensed medical professional who knowingly and willfully performs, induces, or attempts to perform or induce an abortion, with the intent to violate the provisions of [section three of the] code, is subject to disciplinary action by his or her applicable licensing board."

So, I believe that someone You know, we define . . . the bill defines "licensed medical professional" and so . . . let's go to the definition. That's in section two. And I don't know if that was changed from the last time we were here but On page 11, "licensed medical professional" means, "[A] person licensed under §30-3-1 *et seq.*, or §30-14-1 *et seq.*" And I believe those are solely—let me doublecheck—but I think they're medical doctors and osteopaths for sure . . . §30-3 and §30-14. Now, I don't want to give you an incorrect answer, I'm going to rely on staff counsel here to tell me

There were previous versions where that possibility extended to other medical providers but, under this, it's medical doctors and osteopaths.

SENATOR GEFFERT: Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
RICHARD D. LINDSAY II

Tuesday, September 13, 2022

SENATOR LINDSAY: First, I want to say, you know, in talking to a number of folks across Kanawha County and surrounding areas about this particular issue, there are good folks on both sides of the issue. I think that when politics gets injected, that's when it turns ugly. And I think that's where we lose an opportunity to actually

get something done that would protect all life. That's why

One reason why I object to this bill is because I believe it should be up to the people of West Virginia to make this decision. This is a decision on health care. And it's a decision that is the most intimate, the most personal . . . I can't think of anything else that is even more intimate than this when you talk about reproductive care. That's a private issue. And I think that we would learn a lot if West Virginians were allowed to go in the voting booth and make that personal decision in private about what they truly believe.

The second reason is my objection to the exceptions as outlined in this bill, I don't believe them to be for rape and incest true exceptions. They're more illusory than anything else. And that's based upon facts. We all love facts. Don't we?

According to the Department of Justice, 65 percent of rapes go unreported . . . 65 percent . . . two-thirds.

When you look at state statistics, 65, or right at . . . it's just under a hair 65, around 65 percent of rapes are committed against children. Most of them fall around the age of 15. And those rapes take place 70 percent of time in the home.

So, that gives you . . . when you take those statistics and you put it into context, you understand why rapes go unreported in West Virginia. You may understand why, for example, the exception for rape in this particular bill, eight weeks for minors [sic], 14 weeks for adults [sic], is not an exception at all.

Speaking of eight weeks, you know, we had the benefit 45 days ago when this bill was taken up or considered, there were no committee hearings and there have been no committee hearings since on this bill here in the Senate. No OB-GYNs have been asked any questions on the public record. But we had an opportunity to talk to OB-GYNs in our caucus. And every one of them to a T said this is a bad bill. This does not protect the health care of women.

We talk about life, the passage of this bill . . . I don't mean to be hyperbolic . . . but the sisters and daughters of West Virginia will die because they're going to have a physician who may lose their license And I'll tell you right now because I have personal experience—not with being a physician but knowing what happens to physicians who lose their license—they lose

their insurance and they're unemployable. And so, while we talk about intent that will hang over the head of a physician when they have to make a knee-jerk or last-second decision.

There's a reason why legislators don't have a say when it comes to the standard of care. It's because we are not, save for a few, in this body, physicians. I can't think of a realm of care provided to the public where the Legislature can tell a doctor you can't do this, or under only these exceptions. We don't need physicians to reach for the code book when they should be reaching for the American College of Obstetrics and Gynecology text book, or the Physician's Desk Reference. Everyone in this room would want their doctor to reach for those things and not for the code section.

And so I think we are going into an area where maybe we don't know what we're talking about. And I know I would feel safer if the people of West Virginia were able to make this decision.

And so for those reasons, Mr. President, I urge a "no" vote on this bill.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
MICHAEL A. WOELFEL

Tuesday, September 13, 2022

SENATOR WOELFEL: Thank you, Mr. President.

I'll be brief.

A great statesman, and a great Republican, President Abraham Lincoln, told us democracy is the government "of the people, by the people, and for the people."

And President Lincoln also told us, and I quote, "What I want to get done is what the people desire to have done"

Now, Mr. President, you and I and many of my colleagues that I respect across the aisle here, voted March 6, 2018, voted together, you and I and many of our Republican colleagues, voted to put on a ballot a constitutional amendment to let the people of West Virginia decide this issue. And on November 6, 2018, the people of West Virginia spoke. And they decided that there is no constitutional right within our State Constitution to an abortion. Well, that was before *Roe v. Wade* had been set aside by the *Dobbs* decision.

So, what I say to everyone is this: We trust our people to elect our Governor, to elect each and every one of us in this chamber, we should trust our people, Mr. President, to vote on this issue.

And I think we really missed the boat. We are really missing the boat here by denying our people, the citizens and residents of West Virginia, to decide this important issue.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
HONORABLE
ROLLAN A. ROBERTS

Tuesday, September 13, 2022

SENATOR ROBERTS: Thank you, Mr. President.

There are some statistics that I'd like to say also.

It's amazing to me that people talk about the loss of life that will occur because of the action that we're about to take.

I will tell you about loss of life that's been going on for 49 years to the tune of some 63 million abortions. That's loss of life.

And when I vote for this bill, I will vote for it knowing that I'm not getting the whole loaf . . . all of what I want. But I'm going to get as much as I possibly can be and I've talked as much as I can and tried to influence as much as possible in

the direction that I believe. Therefore, when I vote for this amendment, this bill, then I will be voting with a clear conscience. I believe I will be voting with true compassion and with conviction. And I urge my fellow senators to do the same.

Thank you.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
**HONORABLE
STEPHEN BALDWIN**

Tuesday, September 13, 2022

SENATOR BALDWIN: Thank you, Mr. President.

I serve five counties. Only two of them have OB-GYNs. Just two of my five counties. And lots of folks in my five counties come here to Charleston for that maternal care. Other folks who are close to the Virginia border go out of state for that care because they can't get it in my district. Right now, only two out of five.

Maternal health is already . . . already bad here. I fear that it's going to get worse.

One of the docs that I met with in preparation for the special session, previous one, at least we knew we were going to be dealing with abortion, said something that really stuck with me. He asked me a question that I couldn't answer. He said, "What happens to me when my patient is in a gray area and I've got to do something? I've got act. Do I risk doing nothing and being sued or do I risk providing care and losing my license? What am I supposed to do?" And I didn't have an answer for him.

There's been a lot of talk about exceptions that are in the bill. Whether or not there'd be exceptions in the bill. What those exceptions are. I think the exceptions that are in the bill at this point are marketing. The only medical emergencies that are allowed are the ones that politicians say are allowed. I'm not a doctor. Why do I have a say in that? I don't know, I didn't go to medical school.

The standards that are set by the current rape and incest exceptions are so high that they can't be met frequently. They can't be met hardly at all. And I know these instances happen rarely but they are important. And so, if you set a standard that can't be met, then what's the point of having an exception unless it's just there for marketing, because people want exceptions?

My grandpa was an OB-GYN. He was a pretty conservative guy. He delivered thousands of kids in Greenbrier County and I think he would be highly offended at a bunch of politicians telling him how to practice medicine.

People have told me that getting up and asking questions about this bill and voting against this bill is political suicide. So be it. I could care less what any political organization grades me.

I have personal and religious beliefs about this issue. I've baptized and buried children. But at the end of the day I recognize that I don't know it all.

My job is to do the best thing possible for my people back home. And to me in this instance, the best thing possible is that we shouldn't be making these decisions. Politicians should not be making these private, personal, immensely difficult decisions for patients.

I have personal beliefs. I have religious beliefs. However, my rights end where my neighbors' begin. My personal beliefs end where a mother's health begins. And I just don't think that we should be interfering in circumstances that we cannot and will not ever understand.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws

(Passage of Eng. House Bill 302)

REMARKS OF
**HONORABLE
OWENS BROWN**

Tuesday, September 13, 2022

SENATOR BROWN: Thank you, Mr. President.

As I have stated before I am pro-choice. Period.

You know, I keep hearing about laws. I know the Senator from the Fourth was talking about the law. When this country, at one time, they had a fugitive slave law, which was a law that was immoral. They had Jim Crow laws. These were laws that suppressed people. In South Africa they had laws to suppress people.

So, when you talk about laws, you know, all laws aren't good laws and made by men.

I do not want another man making the decision on my wife's health or her life, or another woman. If we're all supposed to be equal people here, then how can another human being make a decision about the life of another human being?

When I look across the room and around the room, what do I see? A bunch of middle aged, and some elderly men—oh well, I'm one of the elderly, so . . .—but anyway, also, middle income men. See, when you reach a certain status in life, you can think more idealistic about things. But when you're younger and you're struggling through life, the same things that you are thinking about, idealistic about now, it would be more pragmatic about life in general. Be more pragmatic if my wife, or my girlfriend, whoever should carry this baby to term if I'm not financially secure to take care of this child.

Look around you. Look out in that hallway. What do you see? You see young women. And we're here making a decision for all these young women because you're never going have to ever face this issue yourself. You're beyond . . . Most of us are probably beyond having children, most of you have grandchildren. And I know you say you love your grandchildren but . . . one thing about grandchildren, you don't have to have them all the time. Everybody says, "Yeah, they can come and visit and I love it", but you're not going to have them every moment of the day or taking care of them.

It's, to me, an arrogance when people can put their beliefs up over other individuals' beliefs. I believe my thinking and my morality is as strong as your morality and your thinking.

Again, I do not want another man or woman telling my wife what she should do in questions about her health and I don't think you would want that either.

Where will it stop?

I don't know why this is even part of a law that needs to be made.

Again, as I stated before, this is between God and that woman and not God and this Senate.

These are very complicated issues that we're dealing with. Why is it so complicated? Because it should not be here in a Senate or in a Legislature dealing with this issue.

The compact that people made in this country with the government is to deal commerce, laws, to for . . . roads, for things of that nature, buildings, certain things. But it wasn't to make laws over people.

And I guess the question is a philosophical question: How can you make a law that only applies to one segment of society? That was the same way laws were made over one segment of society during slavery, separating two people. Men cannot have children, so how can you have equal justice under law that . . . if the law would never apply to you? So, to me, that's somewhat irrational in many ways to be able to apply a law that will never apply to you. Like I said, it's easy for you to sit there and do that because you will never have to face the consequences of your actions.

If you're so . . . want to do this, the next time you know of a young lady, one of these people who will vote for this law, you go up to her and tell her you can't have an abortion, as an individual. Don't hide behind the laws here. I think it's a coward's way of doing it basically: Hiding behind the laws in this chamber. You, as an individual, go up to a young lady and tell her you cannot have this child because I don't believe it's right [sic]. Have any of you ever done that or will you continue to hide behind this law?

And again, I do not want you in my bedroom, or telling my wife or my daughter what she should do with her life. And that's what it comes down to. It's not about governing, basically, when one segment of society can tell another segment of society what to do, it's about ruling. There's governing and ruling. Governing and ruling. And this is what a totalitarian society does, pick out one segment of society and rules over them.

And again, I am pro-choice. I've always been pro-choice. And I have the courage to say it.

Clarifying West Virginia's abortion laws*(Passage of Eng. House Bill 302)*

REMARKS OF
HONORABLE
ROBERT D. BEACH

Tuesday, September 13, 2022

SENATOR BEACH: Thank you, Mr. President.

Mr. President, I was kind of reluctant to stand up and speak to this legislation simply because I learned a lesson a long time ago: You don't stand on the rail when the train's coming at you. And that train is coming at us pretty quickly.

I realize there's differences between us but I respect each and every one of you for those differences. You are important to me on many levels and while we disagree on maybe five percent of the pieces of legislation that comes through here, 95 percent of what we do here we are in full cooperation with each other.

But I just want to make a few observations. Obviously, one of those that you're aware of, I'm 63 years old and I'm a male. And to my knowledge there's not a law on the books that prevents me from doing anything to my body. Nothing.

I also know that here in the State of West Virginia while we may think this bill is going to reduce abortion rates, what it's not going to do . . . well, it's going to increase I should say . . . are unsafe abortions here in the State of West Virginia, putting the woman at risk.

There are many things that we can discuss on this issue but . . . I think the one thing that comes to my mind just this morning, just a few hours ago, an observation in regards to all of us coming together mostly over at the Cultural Center to recognize the world's largest corporation coming into the State of West Virginia to do business here.

Now, in 2015 and 2016 Democrats were getting their butts kicked around because it was: You've been in charge for 80 years, what are you doing? Population's running out of this state rapidly.

Well, today we came together, along with our colleague from the eighth, to welcome this corporation to the State of West Virginia, who's going to invest \$500 million. And I heard the theme throughout every speech that was given at the podium, including yourself, Mr. President, that we're trying to do away with that red-neck image here in the State of West Virginia. This is a place to come and do business. But here we are on the front porch putting our hand out to shake their hand, welcome them to West Virginia, and going out the back door we still have a piece of legislation like this that does not welcome young people in the State of West Virginia. Does not bid them to stay here nor welcomes new population to come to West Virginia.

And I find that disturbing, very disturbing, that it would be such a contrast from three hours ago to right now to what we're doing to the people of West Virginia and the potential people who could move here for quality work, who we're taking rights away from them that they should have to protect their own bodies, to guard their own health care. That's not the message I want to send.

You know, this is my last few months here in the State of West Virginia, as far as here in the Senate. And I'd like to leave here on a positive note but this bill is not a positive note.

Thank you, Mr. President.

Clarifying West Virginia's abortion laws*(Passage of Eng. House Bill 302)*

REMARKS OF
HONORABLE
GLENN D. JEFFRIES
AND
HONORABLE
CHARLES S. TRUMP IV

Tuesday, September 13, 2022

SENATOR JEFFRIES: Yes, thank you, Mr. President.

I wasn't going to get up and say anything but this has been on my mind for quite a while.

When I . . . and I'm going to ask the senator, the Judiciary Chair, if he would yield, if he may?

MR. PRESIDENT: Senator from Morgan yield? Senator from Morgan yields.

SENATOR TRUMP: Yes.

SENATOR JEFFRIES: Thank you, senator.

You and I have already had this discussion and I just want the people in this body to be able to think about this also. And I've spoke with the Senator from Cabell about this.

And I look at law and I look at it that it is something that we enact no matter how we feel, our personal feelings, that law was based upon action. And there can be inaction that would come with it also. There could be detrimental actions that could come with it.

So, I look at what we have before us right now and, senator, what I want to ask you is that, if this would not pass, then could it possibly, the Supreme Court, take up the decision on the injunction, and if that was done, it would take it back to the old law that's currently on the books that the senator was talking about?

SENATOR TRUMP: So, I will couch my answer in this term. You know, I try never to predict what the Legislature will do or what a court will do because you never know for sure. There is a court case that's pending now in which at least one circuit judge of this state has issued an injunction on enforcement of the statute that, as others have mentioned, has been on our books in one form or another in chapter 61, I think it's article two, section eight . . . predates the statehood of West Virginia. It was actually a Virginia statute from 1849 and it's been on our books. It's been in stasis almost 50 years now, since 1973. Since the *Roe v. Wade* decision. That law which is a current statute on our books makes it a felony for anyone to perform an abortion except to save the life of the mother. There's no exception in that for the mother herself, the woman herself.

We had a question earlier about . . . can other medical professionals lose their license. That statute isn't really nuanced at all in a way that addresses can you prosecute a nurse who's assisting in that?

So, this is a long way to try to get to an answer to your question. As I understand it, the ruling that's been issued by the Circuit Court of

Kanawha County enjoining the enforcement of that statute is in the appellate process right now. And, ultimately, our State Supreme Court of Appeals is the highest, you know, authority . . . judicial authority in this state, may eventually decide that question as to whether or not the injunction stays or is to be dissolved, and telling us the current level of vitality, if you will, in that statute that's on our books, been there for over a century and a half in one form or another.

I don't know how that turns out. You know, I know that one of the issues that was raised in that litigation is that since the decision in *Roe v. Wade*, the Legislature of West Virginia, this Legislature has passed a number of different bills that relate to abortion, restrictions on the termination of pregnancies. Many of us were here five years ago . . . we passed a bill, I think, that said there could not be any abortion performed after 20 weeks. I'm saying that's within the last five years.

One of the issues that the judiciary is going to have to grapple with, and I guess Judge Tabit did in Kanawha County, or was it Judge . . . ? It was one of the circuit judges in Kanawha County, I'm not sure which . . . it was Judge Salango. But, you have a statute on the one hand that's a 150 years old that says no abortions, it's a felony. You have other enactments of the Legislature that followed *Roe v. Wade* that say you can only have an abortion if the gestational age of the fetus or embryo is under 20 weeks, or, it prohibits it over 20 weeks. And by implication, perhaps, permits them under 20 weeks. There are lots of legal issues and I am absolutely incompetent to predict how that litigation turns out.

So, to your question I think if this bill is enacted, that which is before us now, it changes that landscape. It probably—and I'm saying probably, you won't hear me use words that have a degree of certainty in them—but I think it probably renders that litigation moot because we would be changing the statute, not just that statute, we'd be enacting other statutes that all address the same question. Now that doesn't mean there won't be court challenges to what gets enacted here today. We've seen lots of enactments of the Legislature get challenged in the judicial branch of the government but Let me go back to your specific question which was is it possible, is it possible that what we end up with, if we don't do anything now, is the law as it has existed in that statute §61-2-8 now, I have to say the answer to that is yes. That is possible. That is a possibility. I'm not saying it's

a probability. Again, I disclaim all predictive power over what courts will decide when they grapple with a question but it certainly is a possibility.

SENATOR JEFFRIES: Thank you, Mr. Chairman.

And that's . . . that's how I have to look at this law: If it doesn't pass, what could happen? And what's before us right now, if it doesn't pass, then it could very well go back to what the law is in place. So . . . I ask that this body consider that.

Thank you.

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301. By Sen. Takubo - **Authorizing adjournments of Senate and House of Delegates** - Adopted 7/29/2022

HOUSE BILLS PASSED LEGISLATURE

302. By Del. Jeffries, Jennings, Dean, Honaker, Ward, G., Rowan, Worrell, Mallow, Forsht and Miller (Originating in House Health and Human Resources) - **Clarifying West Virginia's abortion laws** - Passed 9/13/2022; Effective from passage - To Governor 9/14/2022 - Approved by Governor 9/16/2022 - Chapter 1, Acts, 3rd Extraordinary Session, 2022

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3001. By Sen. Tarr, Baldwin, Boley, Brown, Clements, Geffert, Hamilton, Jeffries, Martin, Plymale, Stollings, Swope, Sypolt and Takubo (Originating in Senate Finance) - **Relating to family planning services** - Introduced 7/26/2022 - Constitutional rule suspended - Passed Senate 7/26/2022 - Effective July 1, 2023 - To House 7/27/2022 - Reference dispensed - Amended - Passed House 7/29/2022 - Title amended - Effect January 1, 2023 - House reconsidered effective date - Amended - Read 3rd time 7/29/2022 - Passed House 7/29/2022 - Title amended

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301. By Sen. Takubo - **Authorizing adjournments of Senate and House of Delegates** - Introduced 7/29/2022 - Committee reference dispensed - Adopted by Senate 7/29/2022 - To House 7/29/2022 - Reference dispensed - Adopted by House 7/29/2022

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301. By Sen. Takubo - **Notifying House of Delegates Senate has assembled in extraordinary session** - Introduced 7/25/2022 - Committee reference dispensed - Adopted 7/25/2022
302. By Sen. Takubo - **Notifying Governor Legislature has assembled in extraordinary session** - Introduced 7/25/2022 - Committee reference dispensed - Adopted 7/25/2022

303. By Sen. Blair (Mr. President), Tarr, Roberts, Clements, Hamilton, Sypolt, Boley, Woodrum, Takubo, Maroney, Weld, Grady, Stover, Rucker, Karnes, Smith, Azinger, Maynard, Swope, Phillips, Trump, Martin and Plymale - **Relating to meaningful tax reform and relief** - Introduced 7/29/2022 - Committee reference dispensed - Adopted 7/29/2022
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306. By Sen. Takubo - **Notifying Governor Legislature is ready to adjourn sine die** - Introduced 9/13/2022 - Committee reference dispensed - Adopted 9/13/2022

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301. By Del. Hanshaw (Mr. Speaker) and Skaff [By Request of the Executive] - **Relating to reducing the personal income tax** (original similar to SB3001) - Introduced 7/25/2022 - To Finance - To House Finance 7/25/2022 - advanced to 3rd reading with amendments pending and right to amend adopted - Motion to postpone rejected - Motion to refer bill to committee on Government Organization rejected - Passed House 7/28/2022 - Effective from passage
302. By Del. Jeffries, Jennings, Dean, Honaker, Ward, G., Rowan, Worrell, Mallow, Forsht and Miller (Originating in House Health and Human Resources) - **Clarifying West Virginia's abortion laws** - Introduced 7/25/2022 - To House Judiciary 7/25/2022 - Amended - Amended - Amended - Amended - Passed House 7/27/2022 - Title amended - Effective from passage - To Senate 7/27/2022 - Committee reference dispensed - Amended - Passed Senate with amended title 7/29/2022 - Senate reconsidered and passed bill with amended title 7/29/2022 - Effective from passage - House refused to concur and requested conference - Senate reconsidered passage of bill - Amended - Passed Senate with amended title 9/13/2022 - Effective from passage - Motion to amend Senate amendment - House concurred in Senate amendment 9/13/2022 - Passed House 9/13/2022 - Effective from passage - To Governor 9/14/2022 - Approved by Governor 9/16/2022 - Chapter 1, Acts, 3rd Extraordinary Session, 2022

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JOURNAL of THE SENATE State of West Virginia

EIGHTY-FIFTH LEGISLATURE

Fourth Extraordinary Session, 2022

September 12, 2022



NOTE: The proceedings of the Fourth Extraordinary Session of the West Virginia Legislature in the year 2022 (convened by the Governor and adjourned *sine die* on September 12) are shown hereinafter.

Members of the Senate, officers, and standing committee membership lists precede the Official Fourth Extraordinary Session Journal.

SENATE OF WEST VIRGINIA
MEMBERS, OFFICERS, AND STANDING COMMITTEES

FOURTH EXTRAORDINARY SESSION, 2022

OFFICERS

President: Craig Blair, (R), Martinsburg
President pro Tempore: Donna J. Boley, (R), St. Marys
Clerk: Lee Cassis, Charleston
Sergeant at Arms: David Lavender, Hurricane
Doorkeeper: Jeffrey L. Branham, Cross Lanes

| District | Name | Address |
|-----------------|-------------------------------------|------------------|
| First | ² Owens Brown, (D) | Wheeling |
| | *Ryan W. Weld, (R) | Wellsburg |
| Second | Charles H. Clements, (R) | New Martinsville |
| | *Michael J. Maroney, (R) | Glen Dale |
| Third | Michael T. Azinger, (R) | Vienna |
| | *Donna J. Boley, (R) | St. Marys |
| Fourth | *Amy N. Grady, (R) | Leon |
| | Eric J. Tarr, (R) | Scott Depot |
| Fifth | *Robert H. Plymale, (D) | Huntington |
| | Michael A. Woelfel, (D) | Huntington |
| Sixth | Mark R. Maynard, (R) | Wayne |
| | *Chandler Swope, (R) | Bluefield |
| Seventh | *Rupie Phillips, (R) | Lorado |
| | Ron D. Stollings, (D) | Madison |
| Eighth | *Glenn D. Jeffries, (D) | Red House |
| | Richard D. Lindsay II, (D) | Charleston |
| Ninth | Rollan A. Roberts, (R) | Beaver |
| | *David Stover, (R) | Mullens |
| Tenth | Stephen Baldwin, (D) | Ronceverte |
| | *Jack David Woodrum, (R) | Hinton |
| Eleventh | Bill Hamilton, (R) | Buckhannon |
| | *Robert L. Karnes, (R) | Helvetia |
| Twelfth | *Patrick S. Martin, (R) | Jane Lew |
| | Michael J. Romano, (D) | Clarksburg |
| Thirteenth | Robert D. Beach, (D) | Morgantown |
| | *Mike Caputo, (D) | Rivesville |
| Fourteenth | *Randy E. Smith, (R) | Thomas |
| | Dave Sypolt, (R) | Kingwood |
| Fifteenth | *Craig Blair, (R) | Martinsburg |
| | Charles S. Trump IV, (R) | Berkeley Springs |
| Sixteenth | ¹ Hannah N. Geffert, (D) | Martinsburg |
| | *Patricia Puertas Rucker, (R) | Harpers Ferry |
| Seventeenth | *Eric Nelson, Jr., (R) | Charleston |
| | Tom Takubo, (R) | Charleston |

*Elected in 2020 to full four-year term.

¹ Appointed September 29, 2021, to unexpired term of John R. Unger II, who resigned September 11, 2021.

² Appointed October 7, 2021, to unexpired term of William J. Ihlenfeld II, who resigned October 5, 2021.

Democrats 11
 Republicans 23
 Total 34

SENATE COMMITTEES

STANDING AND SELECT COMMITTEES OF THE SENATE

2022

AGRICULTURE AND RURAL DEVELOPMENT

Senators Sypolt (*Chair*), Woodrum (*Vice Chair*), Grady, Martin, Maynard, Roberts, Rucker, Smith, Baldwin, Beach, and Geffert.

BANKING AND INSURANCE

Senators Azinger (*Chair*), Clements (*Vice Chair*), Boley, Hamilton, Karnes, Nelson, Rucker, Swope, Weld, Beach, Brown, Romano, and Woelfel.

CONFIRMATIONS

Senators Boley (*Chair*), Takubo (*Vice Chair*), Azinger, Rucker, Tarr, Weld, Baldwin, Plymale, and Stollings.

ECONOMIC DEVELOPMENT

Senators Swope (*Chair*), Martin (*Vice Chair*), Azinger, Hamilton, Nelson, Roberts, Stover, Tarr, Woodrum, Brown, Jeffries, Romano, Stollings, and Woelfel.

EDUCATION

Senators Grady (*Chair*), Roberts (*Vice Chair*), Azinger, Boley, Clements, Karnes, Tarr, Trump, Beach, Geffert, Plymale, Romano, Stollings, and (*Vacancy*).

ENERGY, INDUSTRY, AND MINING

Senators Smith (*Chair*), Phillips (*Vice Chair*), Boley, Clements, Hamilton, Martin, Nelson, Swope, Sypolt, Brown, Caputo, Jeffries, and Romano.

ENROLLED BILLS

Senators Maynard (*Chair*), Roberts (*Vice Chair*), Tarr, Lindsay, and Woelfel.

SENATE COMMITTEES

FINANCE

Senators Tarr (*Chair*), Sypolt (*Vice Chair*), Boley, Clements, Hamilton, Maroney, Martin, Nelson, Roberts, Swope, Takubo, Baldwin, Brown, Geffert, Jeffries, Plymale, and Stollings.

GOVERNMENT ORGANIZATION

Senators Maynard (*Chair*), Swope (*Vice Chair*), Maroney, Martin, Nelson, Smith, Stover, Sypolt, Woodrum, Brown, Caputo, Jeffries, Lindsay, and Woelfel.

HEALTH AND HUMAN RESOURCES

Senators Maroney (*Chair*), Grady (*Vice Chair*), Azinger, Roberts, Rucker, Stover, Takubo, Weld, Woodrum, Geffert, Lindsay, Plymale, and Stollings.

INTERSTATE COOPERATION

Senators Woodrum (*Chair*), Stover (*Vice Chair*), Karnes, Maynard, Trump, Brown, and Romano.

JUDICIARY

Senators Trump (*Chair*), Weld (*Vice Chair*), Azinger, Grady, Karnes, Maynard, Phillips, Rucker, Smith, Stover, Takubo, Woodrum, Beach, Caputo, Lindsay, Romano, and Woelfel.

MILITARY

Senators Weld (*Chair*), Phillips (*Vice Chair*), Grady, Hamilton, Maroney, Smith, Caputo, Lindsay, and Romano.

NATURAL RESOURCES

Senators Hamilton (*Chair*), Stover (*Vice Chair*), Grady, Phillips, Roberts, Rucker, Smith, Sypolt, Woodrum, Beach, Jeffries, Stollings, and Woelfel.

PENSIONS

Senators Nelson (*Chair*), Clements (*Vice Chair*), Azinger, Karnes, Trump, Lindsay, and Plymale.

SENATE COMMITTEES

SELECT COMMITTEE ON REDISTRICTING

Senators Trump (*Chair*), Sypolt (*Vice Chair*), Phillips, Swope, Tarr, Weld, Caputo, Jeffries, and Woelfel.

RULES

Senators Blair (*Chair*), Takubo (*Vice Chair*), Azinger, Boley, Maroney, Tarr, Trump, Weld, Baldwin, Plymale, and Stollings.

TRANSPORTATION AND INFRASTRUCTURE

Senators Clements (*Chair*), Swope (*Vice Chair*), Boley, Karnes, Maynard, Roberts, Beach, Jeffries, and Plymale.

WORKFORCE

Senators Roberts (*Chair*), Nelson (*Vice Chair*), Maroney, Martin, Phillips, Smith, Tarr, Weld, Caputo, Geffert, and Jeffries.

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE
FOURTH EXTRAORDINARY SESSION, 2022

MONDAY, SEPTEMBER 12, 2022

Pursuant to the proclamation of His Excellency, the Governor, the Honorable Jim Justice, dated the tenth day of September, 2022, convening the eighty-fifth Legislature of West Virginia in extraordinary session today (Monday, September 12, 2022), under the provisions of section seven, article seven of the Constitution of West Virginia, the Senate assembled in its chamber in the state capitol in the City of Charleston at 1:46 p.m., and was called to order by its President, the Honorable Craig Blair.

Prayer was offered by David Lavender, Senate Sergeant at Arms, Hurricane, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Richard D. Lindsay II, a senator from the eighth district.

On the call of the roll, the following answered to their names:

Senators Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President).

Twenty-nine members having answered to their names, the President declared the presence of a quorum.

Executive Communications

Senator Blair (Mr. President) laid before the Senate the following proclamation from His Excellency, the Governor, convening the Legislature in extraordinary session, which was read by the Clerk:

STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

Charleston

A PROCLAMATION

By the Governor

I, **JIM JUSTICE**, by virtue of the authority vested in the Governor by Section 7, Article VII, of the Constitution of West Virginia, do hereby call the West Virginia Legislature to convene in Extraordinary Session at 1:30 PM on Monday, September 12, 2022, in its chambers in the State Capitol, the City of Charleston, for the limited purpose of considering and acting upon only the following matters:

FIRST: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated § 5B-2-21, to provide that (a) the Certified Industrial Business Expansion Development Program is hereby created and is to be administered as a program within the Department of Economic Development to encourage the continued development, construction, operation, maintenance and expansion in West Virginia of high impact industrial plants and facilities, in certain circumstances where the availability of electricity generated from renewable sources is demonstrated to be necessary, and that in order to effectuate the purposes of this section, the Department of Economic Development or any agency, division, or subdivision thereof, may promulgate procedural rules, interpretive rules, and any legislative rules, including emergency rules, or any combination thereof in accordance with §29A-3-1 *et seq.* of this code, that (b) the Secretary of the Department of Economic Development may identify and certify high impact industrial business development districts in this state upon a finding that the following requirements are met: (1) certification of the high impact industrial business development district and location of new or expanded businesses within the district will have a significant and positive economic impact on the state, (2) certification of the high impact industrial business development district is necessary to attract at least two businesses to locate or expand in this state, and (3) the area to be certified as a high impact industrial business development district shall be no greater than 2,250 acres and must be located on land sold or leased by the state, its agencies, or political subdivisions as defined in § 29-12A-3(c) of this code with a purpose of creating a high impact

industrial business development district or on land that has been previously used for coal mining operations in the state, that the Secretary of the Department of Economic Development may not certify more than two high impact industrial business development districts, and a designation made pursuant to this section by the Secretary as to the certification of a high impact industrial business development district is final, that (c) within a high impact industrial business development district, any person, firm, corporation or entity seeking to provide electric service through the generation of renewable sources of electricity to businesses locating within the certified high impact industrial business development district may: (1) not be subject to the jurisdiction of the Public Service Commission with respect to rates, obtaining a certificate of convenience and necessity, conditions of service or complaints pursuant to Chapter 24 of this code, (2) not be subject to the net metering and interconnection standards as set forth in § 24-2F-8 of this code, (3) elect to qualify as an exempt wholesale generator under federal law for purposes of furnishing electric service through the generation of renewable sources to a utility or regional transmission organization without being subject to the Public Service Commission's siting certificate requirements as set forth in §§ 24-2-1(d), 24-2-11c, or 24-2-1o of this code, (4) provide any such electric service to businesses making a capital investment in a new or expanded industrial facility located within the certified high impact industrial business development district, and (5) not provide any such electric service for purposes of encouraging businesses already receiving electric service from a regulated utility in this state to relocate to the certified high impact industrial business development district, that (d) in order to take advantage of the provisions of this section, an industrial plant or facility choosing to locate and operate within a high impact industrial business development district must constitute new electric generating load, that any owner or tenant of an industrial plant or facility that has not previously received electric service from a regulated public electric utility located within this state, or who is making a capital investment in an expanded industrial facility that is above and beyond any regulated electric service it currently receives within the state, shall be considered eligible new electric generating load, that electric service to any such industrial plant or facility shall be considered new electric generating load regardless of whether or not a person or entity previously received service from a public electric utility at or near the same location prior to the certification of the high impact industrial business development district, that an eligible industrial plant or facility choosing to locate and operate within a high impact industrial business development district is not required to connect with and use any public electric utility: *provided*, that any plant or facility choosing to do so may participate

in net metering with a public electric utility without being subject to the net metering and interconnection standards set forth in § 24-2F-8 of this code; and *provided further*, that any such connection with and use of a public electric utility for purposes of the initial construction and development within the high impact industrial business development district shall not impact an industrial plant or facility's status as new electric generating load in order to take advantage of the provisions of this section, that (e) in furtherance of the creation of a high impact industrial business development district, the Public Service Commission may establish special electric utility rates for an eligible retail electric customer within the high impact industrial business development district if: (1) service to the eligible retail electric customer does not impose an unreasonable burden upon the regulated electric public utility or its customers and (2) the Commission determines that any such special rates are necessary or appropriate to facilitate the expansion of business operations within the high impact industrial business development district, and that (f) the provisions of this section shall expire on June 30, 2028: *provided*, That the expiration of this section shall not affect any high impact industrial business development district previously approved by the Secretary; and

SECOND: To supplement and amend Chapter 11, Acts of the Legislature, Regular Session 2022, known as the budget bill, by making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, in the amount of \$150,000,000, to the Department of Transportation, Division of Highways, fund 0620, fiscal year 2023, organization 0803, for the fiscal year ending June 30, 2023; and

THIRD: To supplement, amend, and increase existing items of appropriation from the State Road Fund to the Department of Transportation, Division of Highways, fund 9017, fiscal year 2023, organization 0803, for the fiscal year ending June 30, 2023.

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IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.



By the Governor

DONE at the Capitol in the City of Charleston, State of West Virginia, this Tenth Day of September, in the Year of our Lord, Two Thousand Twenty-Two, and in the One Hundred Sixtieth Year of the State.

James I. Gooden
GOVERNOR

Mr. Warner
SECRETARY OF STATE

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 401—Raising a committee to notify the House of Delegates the Senate has assembled in extraordinary session.

Resolved by the Senate:

That a committee of three be appointed by the President to notify the House of Delegates that the Senate has assembled in extraordinary session, with a quorum present, and is ready to proceed with the business for which the extraordinary session was called by His Excellency, the Governor.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Whereupon, the President appointed as members of such committee the following:

Senators Smith, Nelson, and Beach.

Subsequently, Senator Smith, from the committee to notify the House of Delegates the Senate has assembled in extraordinary session, and is ready to proceed with the business of the session, announced that the committee had discharged its duties.

A message from the House of Delegates, by

Delegates Queen, Barrett, and Boggs, announced that the House of Delegates has assembled in extraordinary session, with a quorum present, and is ready to proceed with the business stated in the proclamation convening the Legislature.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 402—Raising a committee to notify the Governor the Legislature has assembled in extraordinary session.

Resolved by the Senate:

That a committee of three on the part of the Senate, to join with a similar committee on the part of the House of Delegates, be appointed by the President to notify His Excellency, the Governor, that at his call the Legislature has assembled in extraordinary session, with a quorum of each house present; and is ready to receive any communication or message he may be pleased to present under section seven, article seven of the Constitution of West Virginia, which provides that no business except that stated in his proclamation be considered.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Whereupon, the President appointed as members of such committee the following:

Senators Phillips, Rucker, and Plymale.

A message from the House of Delegates, by

Delegates Graves, Rowan, and Pethtel, announced that the Speaker had appointed them a committee of three to join with a similar committee on the part of the Senate to wait upon the Governor, under the provisions of Senate Resolution 402. Senate and House members of this select committee then proceeded to the executive offices.

Subsequently, Senator Phillips reported that the joint Senate and House committee had performed the duty assigned to it.

The Senate proceeded to the third order of business.

Senator Blair (Mr. President) laid before the Senate the following communication from His Excellency, the Governor, consisting of executive nominations for appointees:



Jim Justice
Governor of West Virginia

September 12, 2022

Senate Executive Message 1
Fourth Extraordinary Session 2022

TO: The Honorable Members of the
West Virginia Senate

Ladies and Gentlemen:

I respectfully submit the following nominations for your advice and consent:

1. For Member, West Virginia State Board of Registration for Professional Engineers, Larry C. Nottingham, Duck, Clay County, for the term ending June 30, 2027.
2. For Member, West Virginia Emergency Medical Services Advisory Council, Chad Lindsay, Fort Ashby, Mineral County, for the term ending June 30, 2024.
3. For Member, West Virginia Emergency Medical Services Advisory Council, Samantha Stamper, Charleston, Kanawha County, for the term ending June 30, 2025.
4. For Member, West Virginia Emergency Medical Services Advisory Council, Thomas E. Hayes, Frankford, Greenbrier County, for the term ending June 30, 2025.
5. For Member, West Virginia Emergency Medical Services Advisory Council, John R. Smoot, Hurricane, Putnam County, for the term ending June 30, 2025.
6. For Member, West Virginia Emergency Medical Services Advisory Council, Steven A. Schetrom II, Baker, Hardy County, for the term ending June 30, 2025.
7. For Member, West Virginia Board of Treasury Investments, Patrick M. Smith, South Charleston, Kanawha County, for the term ending June 30, 2025.

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8. Member, West Virginia Board of Dentistry, Terry L. Coatney, Vienna, Wood County, for the term ending June 30, 2027.
9. For Member, Bridge Valley Community and Technical College Board of Governors, James Perry III, Scott Depot, Putnam County, for the term ending June 30, 2024.
10. For Member, Marshall University Board of Governors, William A. Smith, Sr., Huntington, Cabell County, for the term ending June 30, 2026.
11. For Member, Marshall University Board of Governors, Geoffrey S. Sheils, Huntington, Cabell County, for the term ending June 30, 2026.
12. For Member, Water Development Board, Michael L. Clowser, Charleston, Kanawha County, for the term ending June 30, 2028.
13. For Member, Glenville State University Board of Governors, Daniel A. Durbin, Prospect, Kentucky, for the term ending June 30, 2026.
14. For Member, Marshall University Board of Governors, Ginny T. Lee, Palo Alto, California, for the term ending June 30, 2023.
15. For Member, Board of Veterinary Medicine, Amy Meadows, Lewisburg, Greenbrier County, for the term ending June 30, 2026.
16. For Member, Board of Veterinary Medicine, Kay Walter Gilpin, Martinsburg, Berkeley County, for the term ending June 30, 2026.
17. For Member, Board of Veterinary Medicine, Donna Y. Piercy, Lewisburg, Greenbrier County, for the term ending June 30, 2025.
18. For Member, West Virginia School of Osteopathic Medicine Board of Governors, Michael A. Muscari, Pineville, Wyoming County, for the term ending June 30, 2026.
19. For Member, Marshall University Board of Governors, Kipp Bodnar, Waban, Massachusetts, for the term ending June 30, 2023.
20. For Member, West Virginia Board of Education, Christopher A. Stansbury, Charleston, Kanawha County, for the term ending November 4, 2028.

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21. For Member, West Virginia Board of Education, Victor L. Gabriel, Bridgeport, Harrison County, for the term ending November 4, 2030.

Notice of these appointments was previously provided to the appropriate legislative staff at the time the appointments were made.

Sincerely,



James Justice
Justice
Governor

JCJ: mrp

cc: Clerk of the Senate
Assistant Clerk of the Senate
Senate Confirmations Chair

Which communication was received.

At the request of Senator Boley, and by unanimous consent, the nominations hereinbefore reported were taken up for immediate consideration.

Thereupon, Senator Blair (Mr. President) laid before the Senate the following executive message:

Senate Executive Message 1, dated September 12, 2022 (*shown in the Senate Journal of today, immediately hereinbefore reported*).

Senator Boley then moved that the Senate advise and consent to all of the executive nominations referred to in Senate Executive Message 1.

The question being on the adoption of Senator Boley's aforestated motion,

The roll was then taken; and

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared Senator Boley's motion had prevailed and that all the executive nominations referred to in Senate Executive Message 1 had been confirmed.

Consideration of executive nominations having been concluded,

The following communication from His Excellency, the Governor, was reported by the Clerk:



Jim Justice
Governor of West Virginia

September 12, 2022

SENATE EXECUTIVE MESSAGE NO. 2
2022 4th EXTRAORDINARY SESSION

The Honorable Craig Blair
President, West Virginia Senate
Building 1, Room M-229
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305

Dear President Blair:

The following amends and replaces the "General Revenue Fund – Statement of Revenues, Expenditures, and Changes in Cash Balance" which I submitted to you on January 12, 2022 as part of my Budget Document for the fiscal year ending June 30, 2023:

General Revenue Fund
Statement of Revenues, Expenditures, and Changes in Cash Balance
(Nearest Dollar)

| | |
|--|----------------------|
| Actual Beginning Cash Balance July 1, 2022 | \$ 1,994,018,233 |
| Less: 31 Day Disbursements (July 1, 2022 - July 31, 2022) | (52,861,583) |
| Plus: Prior Year Reimbursements (July 1, 2022 - July 31, 2022) | 137,305 |
| Less: Prior Year Appropriations Forwarded | (597,407,798) |
| Less: Cash Balance - Adjustments and Accruals | <u>(451,758)</u> |
| Accumulated Surplus from FY 2022 @ July 31, 2022 | \$ 1,343,434,399 |
| Less: Transfer to Revenue Shortfall Reserve Fund (Statutory) | (0) |
| Less: FY 2023 Surplus Appropriation in FY 2023 Budget Bill | (793,370,787) |
| Less: FY 2023 Recommended Surplus Supplemental Appropriation to the Division of Highways (2022 4 th EX) | <u>(150,000,000)</u> |
| Estimated Unappropriated Surplus Balance @ June 30, 2023 | \$400,063,612 |

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The Honorable Craig Blair
 SENATE EXECUTIVE MESSAGE NO. 2
 2022 4th EXTRAORDINARY SESSION
 Page 2

September 12, 2022

| | |
|--|----------------------|
| Plus: FY 2023 Revenue Estimate (<i>as revised</i>) | \$4,636,024,000 |
| Less: FY 2023 Appropriations (FY 2023 Budget Bill) (2022 Regular Session) | (4,635,701,389) |
| Total Estimated Unappropriated Balance @ June 30, 2023 | <u>\$322.611</u> |
| Estimated Unappropriated Balance from FY 2023 Activity @ September 12, 2022 | <u>\$400,386,223</u> |

The following amends and replaces the FY 2023 Official Estimate – State Road Fund – Statement of Revenues by Source which I submitted to you on January 12, 2022 as part of my Budget Document for the fiscal year ending June 30, 2023:

State Road Fund
 Statement of Revenues by Source
 (Expressed in Thousands)

| Source of Revenue | FY 2023 Official Estimate Revised |
|--|---|
| Gasoline and Motor Carrier Road Tax | \$ 430,000 |
| Registration Fees | 174,000 |
| Registration Fee: Highway Litter Control | 1,700 |
| Sales (Privilege) Tax | 300,000 |
| Miscellaneous Income ¹ | 200,000 |
| Federal Reimbursement | <u>490,000</u> |
| Total | \$ 1,595,700 |

¹ Recommended Supplemental Appropriation of \$150,000,000 for maintenance and equipment

State Road fund
 Statement of Revenues, Expenditures, and Changes in Cash Balance
 (Nearest Dollar)

| | |
|--|--------------------|
| Cash and Investment Balance July 1, 2022 | \$ 128,465,074 |
| Plus: Revenue Estimate – FY 2023 | \$1,445,700,000 |
| Plus: FY 2023 Revision to Revenue Estimate (2022 4 th Extraordinary Session) | <u>150,000,000</u> |

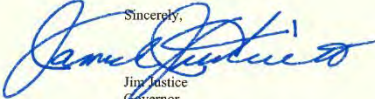
OFFICE OF THE GOVERNOR

The Honorable Craig Blair
SENATE EXECUTIVE MESSAGE NO. 2
2022 4th EXTRAORDINARY SESSION
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| | |
|---|----------------------|
| Total Estimated Receipts and Balance: | \$1,724,165,074 |
| Less: FY 2023 Appropriations (FY 2021 Budget Bill) – Division of Highways | (\$1,428,674,537) |
| Less: FY 2023 Appropriations (FY 2023 Budget Bill) – Division of Motor Vehicles | (63,147,244) |
| Less: Claims Against the State Road Fund (FY 2023 Budget Bill) | (433,232) |
| Less: Recommended Surplus Supplemental Appropriation – (FY 2022 4 th Extraordinary Session) Division of Highways | <u>(150,000,000)</u> |
| Estimated Unappropriated Balance @ June 30, 2023 | \$81,910,061 |

Thank you for your cooperation in this matter.

Sincerely,

Jim Justice
Governor

Which communication was received and referred to the Committee on Finance.

The Senate proceeded to the sixth order of business.

The following bills were introduced and read by their titles:

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 4001—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §5B-2-21, relating to the establishment of the Certified Industrial Business Expansion Development Program; granting authority to the Department of Economic Development to administer the Certified Industrial Business Expansion Development Program; authorizing rule-making; establishing procedures for certifying high impact industrial business development districts; limiting the number of districts that can be certified by the Department of Economic Development; setting forth requirements for providing electric service within a certified high impact industrial business development district; exempting any such projects from Public Service Commission requirements if certain conditions are met; limiting the eligible electric customers able to take advantage of a certified high impact industrial business development district; authorizing the Public Service Commission to establish special rates for a certified high impact industrial business development district in certain circumstances; and setting forth an expiration date for the program.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries,

Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

The bill (S. B. 4001) was then read a second time.

On motion of Senator Tarr, the following amendment to the bill was reported by the Clerk and adopted:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

ARTICLE 2. DEPARTMENT OF ECONOMIC DEVELOPMENT.

§5B-2-21. Certified Industrial Business Expansion Development Program.

(a) Program established. – The Certified Industrial Business Expansion Development Program is hereby created and is to be administered as a program within the Department of Economic Development to encourage the continued development, construction, operation, maintenance and expansion in West Virginia of high impact industrial plants and facilities, in certain circumstances where the availability of electricity generated from renewable sources is demonstrated to be necessary. In order to effectuate the purposes of this section, the Department of Economic Development or any agency, division, or subdivision thereof, may propose for promulgation of legislative rules, including emergency rules, in accordance with §29A-3-1 et seq. of this code.

(b) District certification. – The Secretary of the Department of Economic Development may identify and certify high impact industrial business development districts in this state upon a finding that the following requirements are met:

(1) Certification of the high impact industrial business development district and location of new or expanded businesses within the district will have a significant and positive economic impact on the state;

(2) Certification of the high impact industrial business development district is necessary to attract at least two businesses to locate or expand in this state;

(3) The area to be certified as a high impact industrial business development district shall be no greater than 2,250 acres and must be located on land sold or leased by the state, its agencies, or political subdivisions as defined in §29-12A-3(c) of this code with a purpose of creating a high impact industrial business development district or on land that has been previously used for coal mining operations in the state; and

(4) The electricity generated from renewable sources within the district will be used within the district or delivered to the wholesale market.

The Secretary of the Department of Economic Development may not certify more than two high impact industrial business development districts. A designation made pursuant to this section by the Secretary as to the certification of a high impact industrial business development district is final.

(c) *Providing electric service within a certified high impact industrial business development district.* – Within a high impact industrial business development district, any person, firm, corporation or entity seeking to provide electric service through the generation of renewable sources from within the high impact industrial business development district of electricity to businesses locating within the certified high impact industrial business development district may:

(1) Not be subject to the jurisdiction of the Public Service Commission with respect to rates, obtaining a certificate of convenience and necessity, conditions of service or complaints pursuant to Chapter 24 of this code;

(2) Not be subject to the net metering and interconnection standards as set forth in § 24-2F-8 of this code;

(3) Elect to qualify as an exempt wholesale generator under federal law for purposes of furnishing electric service through the generation of renewable sources to a utility or regional transmission organization without being subject to the Public Service Commission's siting certificate requirements as set forth in §§ 24-2-1(d), 24-2-11c, or 24-2-1o of this code;

(4) Provide any such electric service to businesses making a capital investment in a new or expanded industrial facility located within the certified high impact industrial business development district; and

(5) Not provide any such electric service for purposes of encouraging businesses already receiving electric service from a regulated utility in this state to relocate to the certified high impact industrial business development district.

(d) *Eligible electric retail customers.* – In order to take advantage of the provisions of this section, an industrial plant or facility choosing to locate and operate within a high impact industrial business development district must constitute new electric generating load. Any owner or tenant of an industrial plant or facility that has not previously received electric service from a regulated public electric utility located within this state, or who is making a capital investment in a new industrial facility within the district shall be considered eligible new electric generating load. Electric service to any such industrial plant or facility shall be considered new electric generating load so long as any customer making a new capital investment within the district does not decrease the load of an existing facility outside the district in this state in conjunction with the new capital investment within the district, and regardless of whether or not a person or entity previously received service from a public electric utility at or near the same location prior to the certification of the high impact industrial business development district.

An eligible industrial plant or facility choosing to locate and operate within a high impact industrial business development district is not required to connect with and use any public electric utility: *Provided*, That any plant or facility choosing to do so may participate in net metering with a public electric utility without being subject to the net metering and interconnection standards set forth in §24-2F-8 of this code; and *Provided further*, That any such connection with and use of a public electric utility for purposes of the initial construction and development within the high impact industrial business development district shall not impact an industrial plant or facility's status as new electric generating load in order to take advantage of the provisions of this section.

(e) *Special rates.* – In furtherance of the creation of a high impact industrial business development district, the Public Service Commission may approve special electric utility rates for an eligible electric retail electric customer within the high impact industrial business development district. An eligible retail electric customer seeking to apply for a special rate shall first enter into negotiations with the utility that provides it with electric power, regarding the terms and conditions of a mutually agreeable special rate. If the negotiations result in an agreement between the eligible retail electric customer and the utility, the eligible retail electric customer and the utility shall make a joint filing with the Public Service Commission seeking approval of the proposed special rate. If the negotiations are unsuccessful, the eligible retail electric customer may file a petition with the Public Service Commission to consider establishing a special rate. The Public Service Commission shall have the authority to establish a special rate upon the filing of either a joint filing or a petition pursuant to this section.

(f) The provisions of this section shall expire on June 30, 2028: *Provided*, That the expiration of this section shall not affect any high impact industrial business development district previously approved by the Secretary.

The bill (S. B. 4001), as amended, was ordered to engrossment and third reading.

Engrossed Senate Bill 4001 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—28.

The nays were: Phillips—1.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 4001) passed.

On motion of Senator Tarr, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. Senate Bill 4001—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §5B-2-21, relating to the establishment of the Certified Industrial Business Expansion Development Program; granting authority to the Department of Economic Development to administer the Certified Industrial Business Expansion Development Program; authorizing rule-making authority; establishing procedures for certifying high impact industrial business development districts; limiting the number of districts that can be certified by the Department of Economic Development; setting forth requirements for providing electric service within a certified high impact industrial business development district; exempting any such projects from Public Service Commission requirements if certain conditions are met; limiting the eligible electric customers able to take advantage of a certified high impact industrial business development district; authorizing the Public Service Commission to approve special rates for a certified high impact industrial business development district in certain circumstances; authorizing the Public Service Commission to approve or establish special rates for a certified high impact

industrial business development district in certain circumstances; and setting forth an expiration date for the program.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—28.

The nays were: Phillips—1.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 4001) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 4002—A Bill making a supplementary appropriation by adding a new item of appropriation and increasing the expenditure of public moneys out of the State Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Department of Transportation, Division of Highways, fund 0620, fiscal year 2023, organization 0803, by supplementing and amending Chapter 11, Acts of the Legislature, Regular Session, 2022, known as the budget bill for the fiscal year ending June 30, 2023.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 4002 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 4002) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 4002) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

By Senators Blair (Mr. President) and Baldwin (By Request of the Executive):

Senate Bill 4003—A Bill supplementing, amending and increasing existing items of appropriation from the State Road Fund to the Department of Transportation, Division of Highways, fund 9017, fiscal year 2023, organization 0803, for the fiscal year ending June 30, 2023.

At the request of Senator Takubo, unanimous consent being granted, the bill was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, the constitutional rule requiring a bill to be read on three separate days was suspended by a vote of four fifths of the members present, taken by yeas and nays.

On suspending the constitutional rule, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

The bill was read a second time and ordered to engrossment and third reading.

Engrossed Senate Bill 4003 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 4003) passed with its title.

Senator Takubo moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Brown, Clements, Geffert, Grady, Jeffries, Karnes, Lindsay, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Woelfel, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Caputo, Hamilton, Maroney, Romano, and Weld—5.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. 4003) takes effect from passage.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

On motion of Senator Takubo, at 2:10 p.m., the Senate recessed until 4:30 p.m. today.

The Senate reconvened at 4:50 p.m.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following pre-adjourning resolution from the floor:

Senate Resolution 403—Raising a committee to notify the House of Delegates the Senate is ready to adjourn *sine die*.

Resolved by the Senate:

That the President be authorized to appoint a committee of three to notify the House of Delegates that the Senate has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Senator Blair (Mr. President), under the provisions of the foregoing resolution, appointed the following committee to notify the House of Delegates of impending Senate adjourning:

Senators Smith, Nelson, and Beach.

Subsequently, Senator Smith reported that the duties assigned by Senate Resolution 403 had been performed.

At the request of Senator Takubo, and by unanimous consent, Senator Takubo offered the following resolution from the floor:

Senate Resolution 404—Raising a committee to notify His Excellency, the Governor, that the Legislature is ready to adjourn *sine die*.

Resolved by the Senate:

That the President be authorized to appoint a committee of three to join with a similar committee of the House of Delegates to notify His Excellency, the Governor, that the Legislature has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

Under the provisions of the foregoing resolution, Senator Blair (Mr. President) appointed the following committee to notify His Excellency, the Governor, that the Senate was ready to adjourn:

Senators Phillips, Rucker, and Plymale.

Senators Phillips, Rucker, and Plymale, comprising the Senate committee, then proceeded to the executive offices to notify His Excellency, the Governor, of imminent adjournment of this extraordinary session of the Legislature.

Subsequently, Senator Phillips, from the joint select committee to notify His Excellency, the Governor, that the Legislature had completed the business of this extraordinary session and was ready to adjourn *sine die*, returned to the chamber and was recognized by the President. Senator Phillips then reported this mission accomplished.

The Senate proceeded to the thirteenth order of business.

Senator Blair (Mr. President) announced the replacement of Senator Rucker as Chair of the Committee on Education with Senator Grady; and the removal of Senator Rucker from the Committee on Education.

Without objection, the Senate returned to the third order of business.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage, to take effect from passage, of

Eng. Senate Bill 4001, Establishing Certified Industrial Business Expansion Development Program.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage, to take effect from passage, of

Eng. Senate Bill 4002, Supplementary appropriation to DOT, Division of Highways.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage, to take effect from passage, of

Eng. Senate Bill 4003, Supplementing items of appropriation from State Road Fund to DOT, Division of Highways.

At the request of Senator Maynard, unanimous consent being granted, the Joint Committee on Enrolled Bills was granted permission, after it has examined, found truly enrolled and presented to His Excellency, the Governor, for his action, bills passed but not presented to him prior to adjournment of this fourth extraordinary session of the eighty-fifth Legislature in the year two thousand twenty-two, to file its reports with the Clerk and that the same be included in the Journal of the last day of the session; and also, that any communications from His Excellency, the Governor, as to his action on bills after adjournment of the session, be included in the Journal.

In accordance with the foregoing unanimous consent agreement, the following report of the Joint Committee on Enrolled Bills was filed as follows:

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 13th day of September, 2022, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(S. B. 4001), Establishing Certified Industrial Business Expansion Development Program.

(S. B. 4002), Supplementary appropriation to DOT, Division of Highways.

And,

(S. B. 4003), Supplementing items of appropriation from State Road Fund to DOT, Division of Highways.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Executive Communications

Under authorization of Senate approval therefor in prior proceedings today, to include in this day's Journal communications showing the Governor's action on enrolled bills presented to him in post-session reports, the following is inserted hereinafter:

The Clerk then presented the following communication from His Excellency, the Governor, regarding bills approved by him:



Jim Justice
Governor of West Virginia
September 13, 2022

The Honorable Mac Warner
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Secretary Warner:

Enclosed for filing in your office, pursuant to the provisions of law, are the following bills:

Senate Bill No. Four Thousand One (4001), which was presented to me on September 13, 2022.

Senate Bill No. Four Thousand Two (4002), which was presented to me on September 13, 2022.

Senate Bill No. Four Thousand Three (4003), which was presented to me on September 13, 2022.

You will note that I have approved these bills on September 13, 2022.

Sincerely,

A handwritten signature in blue ink that reads "Jim Justice".

Jim Justice
Governor

JJ/mh

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

On motion of Senator Takubo, at 4:53 p.m., the fourth extraordinary session of the Senate in the year two thousand twenty-two adjourned *sine die*.

We hereby certify that the foregoing Senate record of the proceedings of the Fourth Extraordinary Session of the Eighty-Fifth Legislature, 2022, is the Official Journal of the Senate for said session.

President of the Senate

Clerk of the Senate

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SENATE BILLS PASSED LEGISLATURE

4001. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Establishing Certified Industrial Business Expansion Development Program** (original similar to HB401) - Passed 9/12/2022; Effective from passage - To Governor 9/13/2022 - Approved by Governor 9/13/2022 - Chapter 3, Acts, 4th Extraordinary Session, 2022
4002. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementary appropriation to DOT, Division of Highways** (original similar to HB402) - Passed 9/12/2022; Effective from passage - To Governor 9/13/2022 - Approved by Governor 9/13/2022 - Chapter 1, Acts, 4th Extraordinary Session, 2022
4003. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing items of appropriation from State Road Fund to DOT, Division of Highways** (original similar to HB403) - Passed 9/12/2022; Effective from passage - To Governor 9/13/2022 - Approved by Governor 9/13/2022 - Chapter 2, Acts, 4th Extraordinary Session, 2022

ALL SENATE BILLS INTRODUCED

4001. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Establishing Certified Industrial Business Expansion Development Program** (original similar to HB401) - Introduced 9/12/2022 - Committee reference dispensed - Constitutional rule suspended - Amended - Passed Senate with amended title 9/12/2022 - Effective from passage - To House 9/12/2022 - To Judiciary - Passed House 9/12/2022 - Effective from passage - To Governor 9/13/2022 - Approved by Governor 9/13/2022 - Chapter 3, Acts, 4th Extraordinary Session, 2022
4002. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementary appropriation to DOT, Division of Highways** (original similar to HB402) - Introduced 9/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 9/12/2022 - Effective from passage - To House 9/12/2022 - To Finance - Passed House 9/12/2022 - Effective from passage - To Governor 9/13/2022 - Approved by Governor 9/13/2022 - Chapter 1, Acts, 4th Extraordinary Session, 2022
4003. By Sen. Blair (Mr. President) and Baldwin [By Request of the Executive] - **Supplementing items of appropriation from State Road Fund to DOT, Division of Highways** (original similar to HB403) - Introduced 9/12/2022 - Committee reference dispensed - Constitutional rule suspended - Passed Senate 9/12/2022 - Effective from passage - To House 9/12/2022 - To Finance - Passed House 9/12/2022 - Effective from passage - To Governor 9/13/2022 - Approved by Governor 9/13/2022 - Chapter 2, Acts, 4th Extraordinary Session, 2022

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401. By Sen. Takubo - **Notifying House of Delegates Senate has assembled in extraordinary session** - Introduced 9/12/2022 - Committee reference dispensed - Adopted 9/12/2022
402. By Sen. Takubo - **Notifying Governor Legislature has assembled in extraordinary session** - Introduced 9/12/2022 - Committee reference dispensed - Adopted 9/12/2022
403. By Sen. Takubo - **Notifying House of Delegates Senate is ready to adjourn sine die** - Introduced 9/12/2022 - Committee reference dispensed - Adopted 9/12/2022
404. By Sen. Takubo - **Notifying Governor Legislature is ready to adjourn sine die** - Introduced 9/12/2022 - Committee reference dispensed - Adopted 9/12/2022

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