

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Engrossed

Committee Substitute

for

Senate Bill 225

BY SENATOR TARR

[Originating in the Committee on Finance; reported

February 21, 2024]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,
2 designated §12-3-21, relating to establishing the revocation of authority for spending by
3 an agency in support of a challenge to West Virginia law; and providing for exceptions.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. LIMITATIONS ON AGENCY SPENDING.

§12-3-21. Limitation on agencies' use of funding.

1 Notwithstanding any provision to the contrary, there is no spending authority for any
2 political subdivision or state agency for the purposes of challenging a West Virginia state law:
3 Provided, That the provisions of this section shall not apply to the Attorney General of West
4 Virginia who may, from time to time, have reason to challenge any and all laws of the State of
5 West Virginia: Provided, however, That the provisions of this section shall not apply to the
6 Governor, Secretary of State, State Treasurer, State Auditor, the Commissioner of Agriculture, or
7 other constitutionally elected officers when challenging a West Virginia state law directly related
8 to the constitutional duties and functions of their respective offices.