

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE
REGULAR SESSION, 2022
SEVENTEENTH DAY

Charleston, West Virginia, Friday, January 28, 2022

The Senate met at 9:01 a.m.

(Senator Blair, Mr. President, 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 Dave Sypolt, a senator from the fourteenth district.

Pending the reading of the Journal of Thursday, January 27, 2022,

At the request of Senator Azinger, 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.

Senator Blair (Mr. President) announced that, under the provisions of Senate Resolution 10 (*Adopting special rule of order relating to COVID-19 pandemic*) adopted January 18, 2022, the following senator had been approved to vote by proxy:

Senator Maroney, and that Senator Takubo had been designated to vote on his behalf.

The Senate proceeded to the fourth order of business.

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 28th day of January, 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. 8), Relating generally to state's savings and investment programs.

And,

(S. B. 191), Allowing poll workers to work full and half days.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.

Dean Jeffries,
Chair, House Committee.

Senator Grady, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 111, Increasing minimum salaries for Bureau for Child Support Enforcement attorneys.

And,

Senate Bill 120, Establishing tax credit for certain physicians who locate to practice in WV.

And reports the same back with the recommendation that they each do pass; but under the original double committee references first be referred to the Committee on Finance.

Respectfully submitted,

Amy N. Grady,
Vice Chair.

The bills, under the original double committee references, were then referred to the Committee on Finance.

Senator Grady, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 138, Relating to Board of Medicine composition.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 138 (originating in the Committee on Health and Human Resources)—A Bill to amend and reenact §30-3-5 of the Code of West Virginia, 1931, as amended, relating to West Virginia Board of Medicine composition; decreasing the number of board members; and removing a podiatric position from the board.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Amy N. Grady,
Vice Chair.

Senator Grady, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 139, Prohibiting smoking in vehicle when minor 16 or younger is present.

And reports the same back with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on the Judiciary.

Respectfully submitted,

Amy N. Grady,
Vice Chair.

The bill, under the original double committee reference, was then referred to the Committee on the Judiciary.

Senator Roberts, from the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration

Senate Bill 227, Requiring county boards of education and county superintendents to comply with instructions of State Board of Education.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 227 (originating in the Committee on Education)—A Bill to amend and reenact §18-9B-17, §18-9B-18, and §18-9B-19 of the Code of West Virginia, 1931, as amended, all relating to requiring county boards of education and county superintendents to comply with the instructions of the State Board of Education; expanding remedies that may be used to enforce certain orders of the State Superintendent of Schools when a county board of education fails or refuses to comply; expanding circumstances under which the state superintendent can withhold payment of state aid from a county board; allowing, under certain circumstances of noncompliance with state law or state board policy, the state superintendent to require certain actions during the periods of noncompliance; and requiring the state superintendent to report certain actions of enforcement against a county board to the state board at its next meeting.

And,

Senate Bill 267, Relating to transportation of students in county board owned and insured vehicles.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 267 (originating in the Committee on Education)—A Bill to amend and reenact §18-5-13 of the Code of West Virginia, 1931, as amended, relating to the transportation of students; increasing the seating capacity of county board-owned vehicles that professional employees can be certified to drive to transport students for school-sponsored

activities; requiring the vehicles to be insured; allowing service personnel to be certified to drive the vehicles; allowing more than one of these vehicles to be used for a school sponsored activity; allowing students to be transported to a school-sponsored activity in a county-owned or leased vehicle that does not meet school bus or public transit ratings if the seating capacity of the vehicle is less than 16 passengers including the driver; increasing the number of students that can be transported by a parent in a privately owned vehicle; and allowing a guardian or other adult approved in writing by the parent to transport students in a privately owned vehicle.

With the recommendation that the two committee substitutes do pass.

Respectfully submitted,

Rollan A. Roberts,
Vice Chair.

Senator Grady, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 470, Relating generally to health care decisions.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 470 (originating in the Committee on Health and Human Resources)—A Bill to amend and reenact §16-30-3, §16-30-4, §16-30-5, §16-30-10, §16-30-13, §16-30-19, §16-30-21, and §16-30-25 of the Code of West Virginia, 1931, as amended; and to amend and reenact §16-30C-5 of said code, all relating to health care decisions; defining terms; renaming the physician orders for scope of treatment as portable orders for scope of treatment and indicating that advanced practice registered nurses and physician assistants may complete them within their scope of practice; revising forms of a living will, medical power of attorney, and combined medical power of attorney and living will; providing clarifying language regarding the effect of signing a living will on the availability of medically-administered food and fluids; requiring oral food and fluids be provided as desired and tolerated; providing reciprocity for portable orders for scope of treatment or similar medical orders validly executed in another state; providing that forms executed prior to effective date of this bill remain in full force and effect; and providing for effective date.

With the recommendation that the committee substitute do pass; but under the original double committee reference first be referred to the Committee on the Judiciary.

Respectfully submitted,

Amy N. Grady,
Vice Chair.

The bill (Com. Sub. for S. B. 470), under the original double committee reference, was then referred to the Committee on the Judiciary.

Senator Smith, from the Committee on Energy, Industry, and Mining, submitted the following report, which was received:

Your Committee on Energy, Industry, and Mining has had under consideration

Senate Bill 476, Relating to imposition of minimum severance tax on coal.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 476 (originating in the Committee on Energy, Industry, and Mining)—A Bill to amend and reenact §11-12B-3 of the Code of West Virginia, 1931, as amended, relating to the imposition of the minimum severance tax on coal; and making technical corrections to the code.

With the recommendation that the committee substitute do pass; but under the original double committee reference first be referred to the Committee on Finance.

Respectfully submitted,

Randy E. Smith,
Chair.

The bill (Com. Sub. for S. B. 476), under the original double committee reference, was then referred to the Committee on Finance.

Senator Maynard, from the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration

Senate Bill 492, Relating to electronic collection of tolls.

And reports the same back with the recommendation that it do pass.

Respectfully submitted,

Mark R. Maynard,
Chair.

The Senate proceeded to the sixth order of business.

At the request of Senator Takubo, unanimous consent being granted, the following bills were considered introduced, read by their titles, and referred to the appropriate committees:

By Senators Swope and Sypolt:

Senate Bill 497—A Bill to amend and reenact §11-6F-6 of the Code of West Virginia, 1931, as amended, all relating to the special method for appraising qualified capital additions to manufacturing facilities; eliminating the requirement that otherwise qualified investment assets be located or installed at or within two miles of a pre-existing manufacturing facility; and specifying effective date.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Rucker:

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; and to amend said code by adding thereto a new section, designated §18B-14-4, all relating to prohibiting a school district, a public charter school, the West Virginia Board of Education, the West Virginia Department of Education, a state institution of higher education, or any employee of the aforementioned entities from providing instruction in, requiring instruction in, making part of a course, or requiring a statement or affirmation by an employee of certain specified concepts; allowing discussion of the prohibited concepts in theory as part of state institution of higher education academic course if discussion of alternative theories are also included in the course; defining terms; and allowing any student or employee aggrieved by a violation of the sections prohibiting the certain specified concepts to bring an action against the school district, public charter school, West Virginia Board of Education, West Virginia Department of Education, state institution of higher education, or any employee of the aforementioned entities acting in their official capacities, alleged to be responsible for the alleged violation.

Referred to the Committee on Education.

By Senator Rucker:

Senate Bill 499—A Bill to amend and reenact §18-9D-21 of the Code of West Virginia, 1931, as amended, relating to authorizing legislative rules for the School Building Authority regarding Funding School Building Authority Projects.

Referred to the Committee on Education.

By Senator Weld:

Senate Bill 500—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §37-16-1, §37-16-2, §37-16-3, §37-16-4, §37-16-5, §37-16-6, §37-16-7, §37-16-8, and §37-16-9, all relating to real property conveyed by land installment agreement; providing definitions; laying out land installment contract requirements; providing for vendor requirements; providing for the condition of forfeiture, notice of default, and right to cure; defining the effect of vendor's default on lien on property; spelling out contrary provisions; defining interest; providing for remedies; and clarifying the Truth in Lending Act.

Referred to the Committee on the Judiciary.

By Senators Swope and Sypolt:

Senate Bill 501—A Bill to amend and reenact §11-13W-1 of the Code of West Virginia, 1931, as amended, all relating to the tax credit for apprenticeship training; eliminating the requirement that the credit base be limited to wages paid to apprentices in the construction trades, specifying effective date; and making stylistic changes.

Referred to the Committee on the Workforce; and then to the Committee on Finance.

By Senators Hamilton and Stover:

Senate Bill 502—A Bill to amend and reenact §20-2-44b of the Code of West Virginia, 1931, as amended, relating to the bear damage stamp; including additional license classes with which the stamp may be used; specifying when additional stamps are required; and providing limitations when a seasonal bag limit is reached.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 503—A Bill to amend and reenact §5-16-13 of the Code of West Virginia, 1931, as amended, relating to allowing a person who first becomes a member of the Teachers Retirement System on or after July 1, 2015, to apply his or her accrued annual and sick leave, on the basis of one day's retirement service credit for each one-day of accrued annual and sick leave, toward an increase in his or her retirement benefits with those days constituting additional credited service in computation of the benefits under the Teachers Retirement System.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 504—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §7-1-3tt; to amend said code by adding there to a new section, designated §8-12-5h; to amend and reenact §24-3-5 of said code; to amend and reenact §31D-1-125, §31D-1-150, §31D-1-151, and §31D-1-152 of said code; to amend said code by adding thereto a new section, designated §31D-6-605; to amend and reenact §31D-6-625 of said code; to amend and reenact §31D-7-720 of said code; to amend and reenact §31D-7-724 of said code; to amend and reenact §31D-7-730 of said code; to amend and reenact §31D-16-1601 and §31D-16-1603 of said code; to amend said code by adding thereto a new section, designated §31D-16-1607; to amend and reenact §31E-1-150 and §31E-1-151 of said code; to amend and reenact §31E-15-1501, and §31E-15-1503 of said code; to amend said code by adding thereto a new section, designated §31E-15-1507; to amend said code by adding thereto a new chapter, designated §31I-1-101, §31I-1-102, §31I-2-201, §31I-2-202, §31I-2-203, §31I-2-204, §31I-2-205, and §31I-2-206; to amend and reenact §32-4-401 and §32-4-402 of said code; to amend and reenact §32A-2-1, §32A-2-3, and §32A-2-22 of said code; to amend said code by adding thereto a new article, designated §39A-4-101, §39A-4-102, §39A-4-103, §39A-4-201, §39A-4-202, §39A-4-203, §39A-4-204, and §39A-4-205; to amend and reenact §46A-6-102 of said code; to amend and reenact §47-9-1 of said code; to amend said code by adding thereto a new section, designated §47-9-59a; to amend and reenact §47B-1-1 of said code; and to amend said code by adding thereto a new section, designated §47B-11-6, all relating to digital assets; recognizing virtual currency; prohibiting taxation of virtual currency by counties and municipalities; defining terms; prohibiting public utilities from charging fees or infringing upon the use of energy used in mining of digital or virtual currency; setting out duties of the Secretary of State; providing for the development of a blockchain filing system; providing for rulemaking; providing for notice requirements; setting out various effective dates; providing for use of blockchain by corporations and corporate shareholders; allowing for corporate shares may be issued by certificate tokens; providing for elements for use of data address in shareholder meetings and voting; providing for network signatures in corporate voting; allowing for corporate, nonprofit corporate, partnerships, limited partnerships, recordkeeping on an information storage device; providing for conversion of electronic records to writing; providing for admissibility of records as evidence; creating the Digital Assets Act; providing for a short title, setting our legislative findings; creating blockchain enabled institutions; providing blockchain institutions shall be established as a business corporation; setting powers and duties of blockchain institutions; providing for applicability of federal and state law; providing for required disclosures of blockchain institutions; providing for continuing jurisdiction of blockchain institutions during liquidation or conservatorship; making the Consumer Credit Protection Act applicable to blockchain institutions; providing for voluntary dissolution of blockchain institutions; providing for exemptions from securities regulations in certain circumstances; exempting virtual currency from regulation as checks and money order sales, money transmission services, transportation, and current exchange; creating the Utility Token Act; providing for legislative findings; defining terms; classifying blockchain tokens as intangible personal property; setting out requirements for a blockchain token facilitator; making willful failure

to comply with the act an unlawful trade practice; allowing referral for investigation and prosecution by Secretary of State; providing for classification of digital assets as intangible personal property in certain circumstance; providing for procedure for perfection of security interest in digital assets; allowing state chartered banks to provide custodial service of digital assets; setting out duties of a bank to act as a qualified custodian; requiring banks to have an independent accountant conduct an examination consistent with federal law; providing that digital assets held in custody are not depositor liabilities or assets of a bank; establishing nature of relationship between the customer and a bank in custodial arrangements; allowing rulemaking of the banking commissioner; providing for jurisdiction of courts with respect to digital assets; and making the Consumer Credit Protection Act applicable to custodial arrangements.

Referred to the Committee on Finance.

By Senator Azinger:

Senate Bill 505—A Bill to amend and reenact §32A-2-1, §32A-2-2, §32A-2-3, §32A-2-4, §32A-2-8, §32A-2-10, §32A-2-11, §32A-2-13, §32A-2-24, and §32A-2-25 of the Code of West Virginia, as amended; and to amend said code by adding two new sections thereto, designated §32A-2-8a and §32A-2-8b, all relating to the licensure and regulation of money transmitters; updating definitions; eliminating outdated provisions; clarifying the financial institution exemption; permitting the Commissioner of Financial Institutions to participate in the multistate licensing and examination process and to conduct examinations; updating net worth requirements to use a sliding scale; providing information requirements for a change in control and updating the change in control process; specifying requirements for individuals in control of a licensee or applicant; requiring permissible investments to match outstanding obligations; and updating the due process procedure to eliminate the two-step process for revocations and suspensions while preserving the order and hearing requirement.

Referred to the Committee on Banking and Insurance.

Senator Weld offered the following resolution:

Senate Concurrent Resolution 25—Requesting the Division of Highways name bridge number 35-43-0.01 (35A054), 40.04402, -80.55134, locally known as Middle Creek School Bridge, carrying County Route 43 over Middle Wheeling Creek in Ohio County, the "Firefighter Marvin Layton Hughes Memorial Bridge".

Whereas, Marvin Layton Hughes was born on October 12, 1924, in Dallas, Marshall County, West Virginia; and

Whereas, Marvin Layton Hughes took a job at the railroad during World War II getting coal to steel mills for the war effort. He later worked for years as a security guard at the Division of Highways in Triadelphia, West Virginia; and

Whereas, Marvin Layton Hughes was known in Dallas, West Virginia as the "unofficial mayor" and served as a member of the Dallas Volunteer Fire Department for 44 years prior to his death on July 27, 1998; and

Whereas, M Marvin Layton Hughes loved serving his community and walked the roads picking up trash to better serve his community; and

Whereas, Marvin Layton Hughes raised two daughters who followed his example of community service and are part of the Dallas Volunteer Fire Department; and

Whereas, It is fitting that an enduring memorial be established to commemorate Marvin Layton Hughes and his contributions to our state and country; therefore, be it

Resolved by the Legislature of West Virginia:

That the Division of Highways is hereby requested to name bridge number 35-43-0.01 (35A054), 40.04402, - 80.55134, locally known as Middle Creek School Bridge, carrying County Route 43 over Middle Wheeling Creek in Ohio County, the "Firefighter Marvin Layton Hughes Memorial Bridge"; and, be it

Further Resolved, That the Division of Highways is hereby requested to have made and be placed signs identifying the bridge as the "Firefighter Marvin Layton Hughes Memorial Bridge"; and, be it

Further Resolved, That the Clerk of the Senate is hereby directed to forward a copy of this resolution to the Commissioner of the Division of Highways.

Which, under the rules, lies over one day.

The Senate proceeded to the seventh order of business.

Senate Resolution 15, Designating January 28, 2022, as Women's and Girls' Day.

On unfinished business, coming up in regular order, was reported by the Clerk.

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

The Senate proceeded to the eighth order of business.

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 third reading, coming up in regular order, was read a third time and put upon its passage.

Pending discussion,

The question being "Shall Engrossed Committee Substitute for Senate Bill 246 pass?"

On the passage of the bill, the yeas were: Azinger, Boley, Brown, Caputo, Clements, Grady, Hamilton, Jeffries, Karnes, Lindsay, Maroney (by proxy), Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Swope, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—26.

The nays were: Baldwin, Geffert, and Sypolt—3.

Absent: Beach, Rucker, Smith, Stover, and Woelfel—5.

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. 246) 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 Senate Bill 431, Relating generally to Uniform Controlled Substances Act.

On third reading, coming up in regular order, was read a third time and 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 (by proxy), Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Beach, Rucker, Smith, Stover, and Woelfel—5.

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. 431) passed with its title.

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

Eng. Senate Bill 435, Awarding service weapon to retiree from Division of Protective Services.

On third reading, coming up in regular order, was read a third time and 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 (by proxy), Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Beach, Rucker, Smith, Stover, and Woelfel—5.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 435) passed with its title.

Senator Takubo 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 (by proxy), Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Beach, Rucker, Smith, Stover, and Woelfel—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. 435) takes effect from passage.

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

Eng. Com. Sub. for Senate Bill 449, Relating to Nonviolent Offense Parole Program.

On third reading, coming up in regular order, was read a third time and 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 (by proxy), Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Beach, Rucker, Smith, Stover, and Woelfel—5.

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. 449) passed with its title.

Senator Takubo 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 (by proxy), Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Stollings, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—29.

The nays were: None.

Absent: Beach, Rucker, Smith, Stover, and Woelfel—5.

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. 449) takes effect from passage.

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

The Senate proceeded to the ninth order of business.

Com. Sub. for Senate Bill 151, Creating license plate recognizing linemen.

On second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

Com. Sub. for Senate Bill 192, Establishing Civil Air Patrol license plate.

On second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

Com. Sub. for Senate Bill 261, Requiring video cameras in certain special education classrooms.

On second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

Com. Sub. for Senate Bill 279, Authorizing DEP to promulgate legislative rules.

On second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

Com. Sub. for Senate Bill 441, Providing confidentiality of video and other records of correctional juvenile facilities.

On second reading, coming up in regular order, was read a second time.

On motion of Senator Trump, the following amendment to the bill was reported by the Clerk:

On page one, section eight-a, line three, by changing the period to a comma and inserting the words "or as required by the provision of §29B-1-1 *et seq.* of this code."

Following discussion,

The question being on the adoption of Senator Trump's amendment to the bill, the same was put and prevailed.

The bill (Com. Sub. for S. B. 441), as amended, was then ordered to engrossment and third reading.

The Senate proceeded to the tenth order of business.

At the request of Senator Takubo, unanimous consent being granted, the following bills on first reading were considered read a first time and ordered to second reading:

Com. Sub. for Senate Bill 5, Creating WV Unmanned Aircraft Systems Advisory Council.

Com. Sub. for Senate Bill 439, Adopting Revised Uniform Athlete Agents Act of 2015.

Senate Bill 440, Establishing Uniform Commercial Real Estate Receivership Act.

Senate Bill 450, Updating definitions of WV Personal Income Tax Act.

Senate Bill 451, Updating definitions of WV Corporation Net Income Tax Act.

Com. Sub. for Senate Bill 452, Permitting civil remedies for unauthorized disclosure of intimate images.

Com. Sub. for Senate Bill 453, Establishing uniform requirements for restrictive employment agreements .

The Senate proceeded to the twelfth order of business.

Remarks were made by Senator Lindsay.

The Senate then proceeded to the thirteenth order of business.

Under the provisions of Rule 15 of the Rules of the Senate, the following senator was removed as a co-sponsor of the following bill on January 27, 2022:

Senate Bill 485: Senator Romano.

Under the provisions of Rule 15 of the Rules of the Senate, the following senators were added as co-sponsors to the following bills and resolutions on January 27, 2022:

Senate Bill 6: Senator Azinger;

Senate Bill 34: Senator Smith;

Senate Bill 46: Senator Smith;

Senate Bill 48: Senator Smith;

Senate Bill 52: Senator Azinger;

Senate Bill 76: Senator Smith;

Senate Bill 118: Senator Smith;

Senate Bill 120: Senators Plymale and Woodrum;

Senate Bill 125: Senator Smith;

Senate Bill 131: Senator Smith;

Senate Bill 139: Senator Plymale;

Senate Bill 159: Senator Smith;

Senate Bill 182: Senator Smith;

Senate Bill 189: Senator Smith;

Senate Bill 190: Senator Smith;

Com. Sub. for Senate Bill 219: Senator Smith;

Senate Bill 266: Senator Smith;

Senate Bill 272: Senator Maynard;

Senate Bill 420: Senator Smith;

Com. Sub. for Senate Bill 423: Senator Smith;

Senate Bill 425: Senator Takubo;

Senate Bill 439: Senator Lindsay;

Senate Bill 452: Senators Lindsay and Romano;

Senate Bill 463: Senators Grady, Sypolt, Maynard, Azinger, and Phillips;

Senate Bill 467: Senator Phillips;

Senate Bill 469: Senator Smith;

Senate Bill 470: Senators Takubo and Stollings;

Senate Bill 481: Senator Woodrum;

Senate Bill 488: Senator Smith;

Senate Bill 493: Senator Takubo;

Senate Bill 494: Senators Stollings, Woelfel, Baldwin, Caputo, Lindsay, and Romano;

Senate Bill 496: Senators Stollings and Smith;

Senate Joint Resolution 1: Senator Woodrum;

Senate Joint Resolution 2: Senator Woodrum;

Senate Joint Resolution 4: Senator Woodrum;

Senate Joint Resolution 6: Senator Woodrum;

And,

Senate Resolution 15: Senators Stollings, Takubo, Baldwin, Lindsay, Romano, Hamilton, and Phillips.

Pending announcement of a meeting of a standing committee of the Senate,

On motion of Senator Takubo, at 9:44 a.m., the Senate adjourned until Monday, January 31, 2022, at 11 a.m.

SENATE CALENDAR

**Monday, January 31, 2022
11:00 AM**

UNFINISHED BUSINESS

S. C. R. 25 - Firefighter Marvin Layton Hughes Memorial Bridge

THIRD READING

Eng. Com. Sub. for S. B. 151 - Creating license plate recognizing linemen (original similar to SB 192)

Eng. Com. Sub. for S. B. 192 - Establishing Civil Air Patrol license plate (original similar to SB 151)

Eng. Com. Sub. for S. B. 261 - Requiring video cameras in certain special education classrooms

Eng. Com. Sub. for S. B. 279 - Authorizing DEP to promulgate legislative rules (original similar to HB4118)

Eng. Com. Sub. for S. B. 441 - Providing confidentiality of video and other records of correctional juvenile facilities

SECOND READING

Com. Sub. for S. B. 5 - Creating WV Unmanned Aircraft Systems Advisory Council

Com. Sub. for S. B. 439 - Adopting Revised Uniform Athlete Agents Act of 2015

S. B. 440 - Establishing Uniform Commercial Real Estate Receivership Act

S. B. 450 - Updating definitions of WV Personal Income Tax Act (original similar to HB4323)

S. B. 451 - Updating definitions of WV Corporation Net Income Tax Act (original similar to HB4322)

Com. Sub. for S. B. 452 - Permitting civil remedies for unauthorized disclosure of intimate images

Com. Sub. for S. B. 453 - Establishing uniform requirements for restrictive employment agreements

FIRST READING

Com. Sub. for S. B. 138 - Relating to Board of Medicine composition

Com. Sub. for S. B. 227 - Requiring county boards of education and county superintendents to comply with instructions of State Board of Education

Com. Sub. for S. B. 267 - Relating to transportation of students in county board owned and insured vehicles

S. B. 492 - Relating to electronic collection of tolls

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2022

Monday, January 31, 2022

1 p.m.

Natural Resources

(Room 208W)