

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-SIXTH LEGISLATURE
FIRST EXTRAORDINARY SESSION, 2024
THIRD DAY

Charleston, West Virginia, Tuesday, May 21, 2024

The Senate met at 12:24 p.m.

(Senator Blair, Mr. President, in the Chair.)

Prayer was offered by the Honorable Jack David Woodrum, a senator from the tenth district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Michael T. Azinger, a senator from the third district.

Pending the reading of the Journal of Monday, May 20, 2024,

At the request of Senator Phillips, 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)

Economic Development, Department of (Neighborhood Investment Program) (§11-13J-4a)

Personnel, Division of (§29-6-7)

Protective Services, Division of (Monthly Incident Report) (§15-2D-3)

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 passage, to take effect from passage, of

Eng. Senate Bill 1007, Supplementing and amending appropriations to Higher Education Policy Commission, Control Account.

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 1008, Supplementing and amending appropriations to Department of Veterans' Assistance.

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 1009, Supplementing and amending appropriations to BOE, State Aid to Schools.

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 1010, Making supplementary appropriation to Department of Administration, Office of Technology reorganization.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill 1011, Expiring funds from Department of Revenue, PEIA Rainy Day Fund.

On motion of Senator Takubo, the Senate reconsidered the vote as to the effective date of

Eng. Senate Bill 1011, Expiring funds from Department of Revenue, PEIA Rainy Day Fund.

Having been passed by the Senate and made effective from passage on yesterday, Monday, May 20, 2024,

The vote thereon having been reconsidered,

The question again being on the adoption of Senator Takubo's motion that the bill take effect from passage.

Thereafter, at the request of Senator Takubo, and by unanimous consent, his foregoing motion was withdrawn.

Senator Takubo moved that the bill take effect May 22, 2024.

On this question, the yeas were: Azinger, Boley, Chapman, Clements, Deeds, Grady, Hamilton, Hunt, Jeffries, Karnes, Martin, Maynard, Nelson, Oliverio, Phillips, Plymale, Queen, Roberts, Smith, Stover, Stuart, Swope, Takubo, Tarr, Taylor, Trump, Woodrum, and Blair (Mr. President)—28.

The nays were: None.

Absent: Barrett, Caputo, Maroney, Rucker, Weld, 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. 1011) takes effect May 22, 2024.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence in the changed effective date.

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 1012, Expiring funds to Department of Arts, Culture, and History from Lottery Education Fund.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the adoption of

Senate Concurrent Resolution 101, Urging US Department of Education to accelerate processing of Free Application for Federal Student Aid.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the adoption of

Senate Concurrent Resolution 102, Extending State of Emergency and suspending certain requirements for Free Application for Federal Student Aid.

The Senate proceeded to the thirteenth order of business.

At the request of Senator Takubo, and by unanimous consent, leaves of absence for the day were granted Senators Caputo, Maroney, Barrett, Rucker, Woelfel, and Weld.

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 amendment to, and the passage as amended, to take effect from passage, of

Eng. Senate Bill 1001, Supplementing and amending appropriations to Department of Health and Department of Human Services.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the changed effective date, to take effect May 22, 2024, as to

Eng. Senate Bill 1011, Expiring funds from Department of Revenue, PEIA Rainy Day Fund.

At the request of Senator Takubo, unanimous consent being granted, the Clerk was authorized to notify the House of Delegates and Governor that the Senate has completed its labors and is ready to adjourn *sine die*.

At the request of Senator Takubo, and by unanimous consent, the Clerk of the Senate was directed to submit communications, after bills have been examined, found truly enrolled, authenticated with signatures, and presented to His Excellency, the Governor, for his action, bills passed but not presented to him prior to adjournment of this first extraordinary session of the eighty-sixth Legislature in the year 2024, showing the date such bills so enrolled were presented to the Governor; said communications to be included in the final Journal, together with Governor's action on said bills.

In accordance with the foregoing unanimous consent request, the following communications were reported by the Clerk:

The Senate of West Virginia
Charleston

LEE CASSIS
CLERK OF THE SENATE



STATE CAPITOL, ROOM M-211
1900 KANAWHA BLVD. EAST
CHARLESTON, WV 25305-0800
304-357-7800

May 22, 2024

The Honorable Jim Justice, II
Governor, State of West Virginia
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305

Dear Governor Justice,

The following bills, authenticated by the signature of the Clerk of each House, and signed by the President of the Senate and the Speaker of the House of Delegates, have been examined and found truly enrolled:

S. B. 1002, Supplementing and amending appropriations to DOT, Division of Highways;

S. B. 1003, Supplementing and amending appropriations to Governor's Office, Civil Contingent Fund;

S. B. 1004, Supplementing and amending appropriations to Governor's Office, Posey Perry Emergency Food Bank Fund;

S. B. 1005, Supplementing and amending appropriations to Department of Education, BOE;

S. B. 1006, Making supplementary appropriation to Bureau for Medical Services, Policy and Programming, and to BOE;

S. B. 1014, Clarifying procedure for political party nomination of presidential electors;

And,

S. B. 1015, Amending amount of surplus deposited into Revenue Shortfall Reserve Fund.

These bills are presented to you on this day, May 22, 2024.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Lee Cassis".

Lee Cassis
Clerk of the Senate

C: The Honorable Stephen J. Harrison
Clerk of the House of Delegates

LEE.CASSIS@WVSENATE.GOV

The Senate of West Virginia
Charleston

LEE CASSIS
CLERK OF THE SENATE



STATE CAPITOL, ROOM M-211
1900 KANAWHA BLVD. EAST
CHARLESTON, WV 25305-0800
304-357-7800

May 23, 2024

The Honorable Jim Justice, II
Governor, State of West Virginia
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305

Dear Governor Justice,

The following bills, authenticated by the signature of the Clerk of each House, and signed by the President of the Senate and the Speaker of the House of Delegates, have been examined and found truly enrolled:

S. B. 1001, Supplementing and amending appropriations to Department of Health and Department of Human Services;

S. B. 1007, Supplementing and amending appropriations to Higher Education Policy Commission, Control Account;

S. B. 1008, Supplementing and amending appropriations to Department of Veterans' Assistance;

S. B. 1009, Supplementing and amending appropriations to BOE, State Aid to Schools;

S. B. 1010, Making supplementary appropriation to Department of Administration, Office of Technology reorganization;

S. B. 1011, Expiring funds from Department of Revenue, PEIA Rainy Day Fund;

And,

S. B. 1012, Expiring funds to Department of Arts, Culture, and History from Lottery Education Fund.

These bills are presented to you on this day, May 23, 2024.

Respectfully submitted,


Lee Cassis
Clerk of the Senate

C: The Honorable Stephen J. Harrison
Clerk of the House of Delegates

LEE.CASSIS@WVSENATE.GOV



STEPHEN J. HARRISON
CLERK OF THE HOUSE

West Virginia House of Delegates

OFFICE OF THE CLERK
BUILDING 1, SUITE 212
1900 KANAWHA BLVD., EAST
CHARLESTON 25305

(304) 340-3200

STEVE.HARRISON@WVHOUSE.GOV

May 23, 2024

The Honorable Jim Justice, II
Governor, State of West Virginia
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305

Dear Governor Justice,

The following bill, authenticated by the signature of the Clerk of each House, and signed by the Speaker of the House of Delegates and the President of the Senate, has been examined and found truly enrolled:

H. B. 113, Prohibiting payment to residential substance use disorder treatment facilities that do not meet certain requirements.

This bill is presented to you on this day, May 23, 2024.

Respectfully submitted,

A handwritten signature in black ink that reads "Steve Harrison".

Stephen J. Harrison
Clerk of the House of Delegates

C: The Honorable Lee Cassis
Clerk of the Senate

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 are 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 24, 2024

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 Thousand Five (1005), which was presented to me on May 22, 2024.

Senate Bill No. One Thousand Six (1006), which was presented to me on May 22, 2024.

Senate Bill No. One Thousand Seven (1007), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand Eight (1008), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand Nine (1009), which was presented to me on May 23, 2024.

You will note that I have approved these bills on May 24, 2024.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mc

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

May 24, 2024

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 Thousand Ten (1010), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand Eleven (1011), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand Twelve (1012), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand Fourteen (1014), which was presented to me on May 22, 2024.

Senate Bill No. One Thousand Fifteen (1015), which was presented to me on May 22, 2024.

You will note that I have approved these bills on May 24, 2024.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Justice".

Jim Justice
Governor

JJ/mc

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk



Jim Justice
Governor of West Virginia

May 24, 2024

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. One Hundred Thirteen (113), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand One (1001), which was presented to me on May 23, 2024.

Senate Bill No. One Thousand Two (1002), which was presented to me on May 22, 2024.

Senate Bill No. One Thousand Three (1003), which was presented to me on May 22, 2024.

Senate Bill No. One Thousand Four (1004), which was presented to me on May 22, 2024.

You will note that I have approved these bills on May 24, 2024.

Sincerely,

A handwritten signature in black ink, reading "Jim Justice".

Jim Justice
Governor

JJ/mc

cc: The Honorable Lee Cassis, Clerk
The Honorable Stephen J. Harrison, Clerk

On motion of Senator Takubo, at 12:28 p.m., the first extraordinary session of the Senate in year 2024 adjourned *sine die*.
