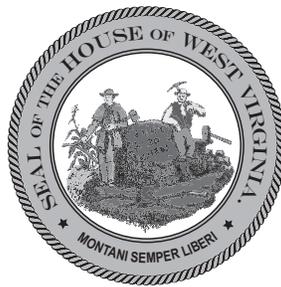


West Virginia Legislature

JOURNAL  
of the  
HOUSE of DELEGATES

Eighty-Second Legislature  
Second Regular Session

Held at Charleston  
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February 16, 2016  
THIRTY-FIFTH DAY



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Tuesday, February 16, 2016

**THIRTY-FIFTH DAY**

[MR. SPEAKER, MR. ARMSTEAD, IN THE CHAIR]

The House of Delegates met at 11:00 a.m., and was called to order by the Honorable Tim Armstead, Speaker.

Prayer was offered and the House was led in recitation of the Pledge of Allegiance.

The Clerk proceeded to read the Journal of Monday, February 15, 2016, being the first order of business, when the further reading thereof was dispensed with and the same approved.

**Committee Reports**

Delegate Overington, Chair of the Committee on Industry and Labor, submitted the following report, which was received:

Your Committee on Industry and Labor has had under consideration:

**H. B. 4321**, Relating to tax credits for apprenticeship training in construction trades,

And reports the same back with the recommendation that it do pass, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 4321) was referred to the Committee on Finance.

Delegate Espinosa, Chair of the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration:

**H. B. 4465**, Relating to salary equity among school systems,

And reports the same back with the recommendation that it do pass, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 4465) was referred to the Committee on Finance.

Delegate Espinosa, Chair of the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration:

**Com. Sub. for S. B. 146**, Establishing instruction standards for early childhood education,

And,

**Com. Sub. for S. B. 369**, Reducing legislative education reporting requirements,

And reports the same back, with amendment, with the recommendation that they each do pass, as amended.

Delegate Howell, Chair of the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration:

**H. B. 4359**, Requiring the issuance of a photo identification to persons employed as a security guard by a security guard firm,

And,

**Com. Sub. for S. B. 309**, Relating to child-care center licensing and exempting county parks and recreation from licensure,

And reports the same back with the recommendation that they each do pass.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**H. B. 4150**, Making a supplementary appropriation to the Department of Health and Human Resources,

**H. B. 4151**, Making a supplementary appropriation to the Department of Education,

And,

**H. B. 4159**, Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division,

And reports the same back with the recommendation that they each do pass.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**H. B. 2474**, Relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind,

And reports back a committee substitute therefore, with the same title, as follows:

**Com. Sub. for H. B. 2474** – “A Bill to amend and reenact §18-17-1 of the Code of West Virginia, 1931, as amended, relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind; updating reference to minimum salaries in effect for personnel at facilities under jurisdiction of the State Board of Education; and authorizing board to establish salary schedules or compensation in excess of the minimums for certain teachers at the West Virginia Schools for the Deaf and the Blind,”

And,

**H. B. 2852**, Relating to legalizing and regulating the sale and use of fireworks,

And reports back a committee substitute therefore, with a new title, as follows:

**Com. Sub. for H. B. 2852** – “A Bill to repeal §11-12-86 of the Code of West Virginia, 1931, as amended; to repeal §29-3-23, §29-3-24, §29-3-25 and §29-3-26 of said code; to amend said code by adding thereto a new article, designated §29-3E-1, §29-3E-2, §29-3E-3, §29-3E-4, §29-3E-5, §29-3E-6, §29-3E-7, §29-3E-8, §29-3E-9, §29-3E-10, §29-3E-11, §29-3E-12 and §29-3E-13; and to amend and reenact §61-3E-1 and §61-3E-11 of said code, all relating the regulation of fireworks generally; authorizing sale of consumer fireworks; defining consumer fireworks; establishing regulatory framework for sale of fireworks; defining terms; requiring certificate; establishing fees; requiring permits; dedicating certain fees to Veterans Facilities Support Fund, Fire Protection Fund and the State Road Fund; establishing rule-making authority; creating criminal penalties related to the sale, manufacturing, importing or storage of fireworks; defining terms; authorizing exemptions; requiring reporting; and establishing internal effective dates for certain provisions,”

With the recommendation that the committee substitutes each do pass.

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4013**, Requiring a person desiring to vote to present documentation identifying the voter,

And reports back a committee substitute therefor, with a new title, as follows:

**Com. Sub. for H. B. 4013** – “A Bill to amend and reenact §3-1-34 and §3-1-41 of the Code of West Virginia, 1931, as amended; to amend said code by adding thereto a new section, designated §3-1-51, and to amend and reenact §17B-2-1 of said code, all relating to voting procedures; requiring a person desiring to vote to present documentation identifying the voter to one of the poll clerks; setting forth the requirements for that documentation; identifying acceptable documentation; providing alternative procedures for casting a ballot where acceptable identification is lacking; exempting from disclosure the address of individuals in the Address Confidentiality Program; directing the Secretary of State to educate voters about the identification requirement and develop a program to help ensure that all eligible voters obtain identification; providing for casting of provisional ballot by a person without adequate proof of identification; providing certain exemptions from the requirement to present a photo identification card; modifying provisional ballot procedures; providing for issuance of identification cards at no charge; and establishing procedures for persons over a certain age and lacking certain documents to acquire driver’s licenses and photo identification cards,”

With the recommendation that the committee substitute do pass.

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4213**, Uniform Deployed Parents Custody and Visitation Act,

And reports back a committee substitute therefor, with a new title, as follows:

**Com. Sub. for H. B. 4213** – “A Bill to repeal §48-1-233.3 of the Code of West Virginia, 1931, as amended, and to repeal §48-1-233.4 of said code, and to repeal §48-9-404 of said code, and to amend said code by adding thereto a new article, designated §48-31-101, §48-31-102, §48-31-103, §48-31-104, §48-31-105, §48-31-106, §48-31-107, §48-31-201, §48-31-202, §48-31-203, §48-31-204, §48-31-205, §48-31-301, §48-31-302, §48-31-303, §48-31-304, §48-31-305, §48-31-306, §48-

31-307, §48-31-308, §48-31-309, §48-31-310, §48-31-311, §48-31-401, §48-31-402, §48-31-403, §48-31-404, §48-31-501, §48-31-502 and §48-31-503, all relating to adoption of the 'Uniform Deployed Parents Custody and Visitation Act'; defining terms; providing for enforcement through assessment of attorney fees and costs; establishing procedures to determine matters of child custody and visitation when parents are deployed in military or other national service; requiring notices from deployed parent; providing for out-of-court agreements and establishing minimum requirements therefor; prohibiting consideration of past or future deployments in determining the best interest of the child; authorizing orders for payment of child support during deployment; providing for modification and termination of orders and agreements; and giving guidance for interpretation and construction in conjunction with other laws and orders,"

With the recommendation that the committee substitute do pass.

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4053**, Department of Environmental Protection, Air Quality, rule relating to the control of annual nitrogen oxide emissions,

And reports back a committee substitute therefor, with a new title, as follows:

**Com. Sub. for H. B. 4053** – "A Bill to amend and reenact article 3, chapter 64 of the Code of West Virginia, 1931, as amended, relating generally to the promulgation of administrative rules by the Department of Environmental Protection; legislative mandate or authorization for the promulgation of certain legislative rules by various executive or administrative agencies of the state; authorizing certain of the agencies to promulgate certain legislative rules in the form that the rules were filed in the State Register; authorizing certain of the agencies to promulgate certain legislative rules with various modifications presented to and recommended by the Legislative Rule-Making Review Committee; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the control of annual nitrogen oxide emissions, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to standards of performance for new stationary sources, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the control of air pollution from combustion of solid waste, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the control of air pollution from hazardous waste treatment, storage and disposal facilities, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to emission standards for hazardous air pollutants, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of ozone season nitrogen oxides emissions, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of annual sulfur dioxide emissions, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to surface mining reclamation, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to administrative proceedings and civil penalty assessment, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to above ground storage tank fee assessments, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to above ground storage tank administrative proceedings and civil penalty assessment, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to above ground storage tanks, authorizing the Department of Environmental Protection to promulgate a legislative rule relating to requirements governing water quality standards, and authorizing the Department of Environmental Protection to promulgate a legislative rule relating to horizontal well development,"

With the recommendation that the committee substitute do pass.

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4499**, Relating to certain persons who have been disqualified or excused from jury service,

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

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4261**, Prohibiting the sale or transfer of student data to vendors and other profit making entities,

And reports back a committee substitute therefor, with a new title, as follows:

**Com. Sub. for H. B. 4261** – “A Bill to amend and reenact §18-2-5h of the Code of West Virginia, 1931, as amended, relating to student data; prohibiting the department from transferring confidential student information to federal, state or local agencies or other persons or entities; providing for exceptions; authorizing student or redacted data to be provided as part of a contract with a vendor; and adding a new exception providing for the sharing of certain information in the event that the ACT or SAT tests are adopted for use as the state summative assessment,”

With the recommendation that the committee substitute do pass.

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**Com. Sub. for S. B. 150**, Authorizing Department of Transportation promulgate legislative rules,

And reports the same back, with amendment, with the recommendation that it do pass, as amended.

Delegate Shott, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4520**, Clarifying that certain hospitals have only one governing body whose meetings shall be open to the public,

And reports back a committee substitute therefor, with the same title, as follows:

**Com. Sub. for H. B. 4520** - “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-15-3d, relating to imposing the consumers sales and service tax and use tax on sales of telecommunications service and ancillary services,”

With the recommendation that the committee substitute do pass.

### Messages from the Senate

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had refused to recede from its amendment and requested the House of Delegates to agree to the appointment of a Committee of Conference of three from each house on the disagreeing votes of the two houses as to

**Com. Sub. for H. B. 2800**, Adding law-enforcement officers' contact information and names of family members to the list of exemptions from public records requests.

The message further announced that the President of the Senate had appointed as conferees on the part of the Senate the following:

Senators Ashley, Karnes and Woelfel.

On motion of Delegate Cowles, the House of Delegates agreed to the appointment of a Committee of Conference of three from each house on the disagreeing votes of the two houses.

Whereupon,

The Speaker appointed as conferees on the part of the House of Delegates the following:

Delegates Lane, Hanshaw and Shaffer.

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

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**S. B. 299** – “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §10-1-23, relating to establishing Library Facilities Improvement Fund that will serve to support library facilities construction, maintenance and improvement projects; setting forth general structure of fund and distribution of funds; and providing for rulemaking”; which was referred to the Committee on Education then Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**S. B. 328** – “A Bill to repeal §11-12-86 of the Code of West Virginia, 1931, as amended; to repeal §29-3-23, §29-3-24, §29-3-25 and §29-3-26 of said code; to amend said code by adding thereto a new section, designated §9A-1-11b; to amend said code by adding thereto a new article, designated §29-3E-1, §29-3E-2, §29-3E-3, §29-3E-4, §29-3E-5, §29-3E-6, §29-3E-7, §29-3E-8, §29-3E-9, §29-3E-10, §29-3E-11, §29-3E-12, §29-3E-13 and §29-3E-14; and to amend and reenact §61-3E-1 and §61-3E-11 of said code, all relating to the regulation of fireworks generally; relocating certain existing provisions relating to sparkling devices, novelties and toy guns including penalties for certain violations, in a new article; raising funds for veterans' facilities and volunteer fire departments; creating West Virginia Veterans Program Fund; authorizing sale of consumer fireworks on and after June 1, 2016; defining 'consumer fireworks'; establishing regulatory framework for sale of fireworks; defining terms; requiring certificate; establishing fees; requiring permit; dedicating certain fees to Veterans Program Fund and Fire Protection Fund; establishing rule-making authority; creating criminal violations related to fireworks; penalties; enforcement; defining terms; exemptions; reporting

requirements; and establishing internal effective dates for certain provisions”; which was referred to the Committee on Veterans’ Affairs and Homeland Security then Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**S. B. 403** – “A Bill to amend and reenact §19-8-1 of the Code of West Virginia, 1931, as amended, relating to cooperative extension workers”; which was referred to the Committee on Agriculture and Natural Resources then Government Organization.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**S. B. 404** – “A Bill to amend and reenact §16-3C-2 of the Code of West Virginia, 1931, as amended; to amend said code by adding thereto two new sections, designated §16-3C-2a and §16-3C-2b; and to amend and reenact §16-4-19 of said code, all relating to testing for HIV and sexually transmitted diseases; authorizing billing of persons for HIV and sexually transmitted disease testing or sexually transmitted disease treatment done by state or local public health agencies; informing persons who wish to opt-out of HIV-related testing that anonymous testing is available; authorizing magistrate and circuit courts to order testing of persons accused of certain sex crimes; requiring prosecuting attorneys to file motion for testing upon request of victim or victim’s parent or guardian; establishing a timeframe for mandatory testing; providing for follow-up HIV-related testing as medically appropriate; providing that costs associated with testing may be borne by the state when the defendant or juvenile respondent is financially unable to pay; authorizing billing of a defendant’s or juvenile respondent’s health insurance provider; requiring testing of juveniles adjudicated of certain sex crimes; removing counseling requirement; removing exemption for providers regulated by Insurance Commissioner; removing limitation on amount that can be charged for medication used to treat sexually transmitted diseases; and removing archaic language related to testing of sexually transmitted diseases”; which was referred to the Committee on Health and Human Resources then Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**S. B. 459** – “A Bill to amend and reenact §18-2-6 of the Code of West Virginia, 1931, as amended, relating to requiring promulgation of a rule to provide for payment of tuition by county boards of education to Mountaineer Challenge Academy for students graduating with a high school diploma from Mountaineer Challenge Academy”; which was referred to the Committee on Education then Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, to take effect July 1, 2016, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 483** – “A Bill to amend and reenact §18-5A-3a of the Code of West Virginia, 1931, as amended, relating to granting a local school improvement council waiver for the purpose of increasing compulsory school attendance age in Marshall County”; which was referred to the Committee on Education.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**Com. Sub. for S. B. 517** – “A Bill to amend and reenact §5-16-22 of the Code of West Virginia, 1931, as amended, relating to Public Employees Insurance Agency; clarifying that plans established and administered by Public Employees Insurance Agency are exempt from regulation by Insurance Commissioner unless specifically stated otherwise; and providing that Public Employees Insurance Agency is not an insurer or in the business of insurance”; which was referred to the Committee on Banking and Insurance then Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**Com. Sub. for S. B. 524** – “A Bill to amend and reenact §30-27-1, §30-27-3, §30-27-4, §30-27-5, §30-27-8, §30-27-8a, §30-27-9, §30-27-10, §30-27-11, §30-27-12, §30-27-13, §30-27-14, §30-27-16, §30-27-17, §30-27-18 and §30-27-19 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §30-27-8b, all relating to the Board of Barbers and Cosmetologists; providing jurisdiction to the board over hairstyling, makeup, waxing and shampoo assisting; amending definitions and providing for required clock hours of training; licensing of schools or programs by the Department of Education; composition of the board; requiring examinations meet national standards; requiring licensed schools have one chair per student; on-site and temporary services; barber apprentice program; requirements to sponsor a barber apprentice; providing for certification; certification of waxing specialists and makeup artists; reciprocity standards; continuing education requirements; instructor certification; and eliminating biennial license renewal”; which was referred to the Committee on Government Organization.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, to take effect from passage, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 558** – “A Bill to amend and reenact §21A-8-10 and §21A-8-16 of the Code of West Virginia, 1931, as amended, all relating to maintaining the solvency of the Unemployment Compensation Fund; providing a mechanism for the Governor to borrow funds from the Revenue Shortfall Reserve Fund for a limited period and deposit those funds into the Unemployment Compensation Fund if the balance of the Unemployment Compensation Fund drops below \$50 million; providing that borrowed funds may only be used to pay benefits; providing that no amount borrowed may exceed \$50 million; and providing for repayment of borrowed amounts”; which was referred to the Committee on Finance.

### Resolutions Introduced

Delegates Phillips, Rodighiero and Eldridge offered the following resolution, which was read by its title and referred to the Committee on Roads and Transportation then Rules:

**H. C. R. 67** – “Requesting the Division of Highways to name the bridge on Route 119/5, Mile 4.05, Bridge Number 23-119/5-4.05 (23A-259) (37.75856, -82.04788), locally known as Right Fork Pine Creek Box Beam carrying CR 119/5 over Right Fork of Pine Creek in Logan County, the ‘Balentine Brothers Memorial Bridge’.”

Whereas, Paul H. Balentine was born on March 22, 1943, in Omar, Logan County, West Virginia; Phillip D. Balentine was born on January 19, 1945, in Omar, Logan County, West Virginia, the sons of Paul Balentine and Georgia Perry Balentine. They were educated in Logan County schools; and

Whereas, Paul H. Balentine served honorably in the United States Navy, ending his active service in 1965 while serving on the USS Wood CTY IST1178, while his brother, Phillip D. Balentine served honorably in the United States Marine Corps in Vietnam and ended his active service in 1968; and

Whereas, Naming that bridge on Route 119/5, Mile 4.05, bridge number 23-119/5-4.05 (23A-259) (37.75856, -82.04788), locally known as Right Fork Pine Creek Box Beam in Logan County, the “Balentine Brothers Memorial Bridge” is an appropriate recognition of their contributions to their country, state, community and Logan County; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Division of Highways is hereby requested to name the bridge on Route 119/5, Mile 4.05, Bridge Number 23-119/5-4.05 (23A-259) (37.75856, -82.04788), locally known as Right Fork Pine Creek Box Beam carrying CR 119/5 over Right Fork of Pine Creek in Logan County, the “Balentine Brothers Memorial Bridge”; and, be it

*Further Resolved*, That the Division of Highways is requested to have made and be placed signs identifying the bridge as the “Balentine Brothers Memorial Bridge”; and, be it

*Further Resolved*, That the Clerk of the House of Delegates forward a certified copy of this resolution to the Secretary of the Department of Transportation and Paul H. Balentine, his brother Phillip D. Balentine and their families.

Delegates Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blair, Boggs, Border, Butler, Byrd, Cadle, Campbell, Canterbury, Caputo, Cooper, Cowles, Deem, Duke, Eldridge, Ellington, Espinosa, A. Evans, D. Evans, Faircloth, Fast, Ferro, Fluharty, Folk, Foster, Frich, Gearheart, Hamilton, Hamrick, Hanshaw, Hartman, Hicks, Hill, Householder, Howell, Ihle, Ireland, Kelly, Kessinger, Kurcaba, Lane, Longstreth, Lynch, Manchin, Marcum, McCuskey, McGeehan, Miley, Miller, Moffatt, Moore, Morgan, Moye, Mr. Speaker, (Mr. Armstead), E. Nelson, J. Nelson, O’Neal, Overington, Perdue, Perry, Pethel, Phillips, Rodighiero, Rohrbach, Romine, Rowan, Rowe, Shaffer, Skinner, P. Smith, R. Smith, Sobonya, Sponaule, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, B. White, P. White and Zatezalo offered the following resolution, which was read by its title and referred to the Committee on Rules:

**H. C. R. 68** – “Urging the United States Environmental Protection Agency not to prohibit conversion of vehicles to race cars.”

Whereas, The United States Environmental Protection Agency has proposed a regulation to prohibit conversion of vehicles originally designed for on-road use into racecars; and

Whereas, The regulation would also make the sale of certain products for use on such vehicles illegal. The proposed regulation was contained within a nonrelated proposed regulation entitled “Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium-and Heavy-Duty Engines and Vehicles—Phase 2”; and

Whereas, The regulation would impact all vehicle types, including the sports cars, sedans and hatch-backs commonly converted strictly for use at the track. While the Clean Air Act prohibits certain modifications to motor vehicles, it is clear that vehicles built or modified for racing, and not used on the streets, are not the “motor vehicles” that Congress intended to regulate; and

Whereas, “This proposed regulation represents overreaching by the agency, runs contrary to the law and defies decades of racing activity where EPA has acknowledged and allowed conversion of vehicles,” said Specialty Equipment Market Association (SEMA) President and CEO Chris Kersting. “Congress did not intend the original Clean Air Act to extend to vehicles modified for racing and has reinforced that intent on more than one occasion”; and

Whereas, SEMA submitted comments in opposition to the regulation and met with the United States Environmental Protection Agency to confirm the agency's intentions. The United States Environmental Protection Agency indicated that the regulation would prohibit conversion of vehicles into racecars and make the sale of certain emissions-related parts for use on converted vehicles illegal. This would certainly be detrimental to the economy; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the State of West Virginia hereby respectfully urges the Environmental Protection Agency not to prohibit conversion of vehicles to race cars; and, be it

*Further Resolved,* That the State of West Virginia respectfully urges the Environmental Protection Agency not to issue its final regulations until the legislatures of the states have submitted comments; and, be it

*Further Resolved,* That the State of West Virginia forward official copies of the resolution to the President of the United States, to the President of the Senate and Speaker of the House of Representatives of the United States Congress and West Virginia's representatives in Congress.

Delegates Eldridge and Phillips offered the following resolution, which was read by its title and referred to the Committee on Roads and Transportation then Rules:

**H. C. R. 69** – “Requesting that bridge number 23-14-0.05 (23A368) at latitude 37.80975 and longitude -81.93394, locally known as Rum Creek Connector over Guyandotte River, carrying County Route 14 over Guyandotte River and CSX RR in Logan County, be named the ‘Betty Jo Delong Memorial Bridge’.”

Whereas, Betty Jo Chambers Delong, the daughter of coal miner Harry Chambers and postmaster Geraldine Lowe Chambers, attended Dehue-Chambers Grade School, in Dehue, Logan County, West Virginia; and

Whereas, Betty Jo Chambers was a Golden Horseshoe winner and graduated from Logan High School in Logan County; and

Whereas, Miss Chambers married Don Thomas Delong from Lyburn, West Virginia, and the couple had two children, Donnetta Rainwater, a teacher at Logan Middle School, and Donald Rex Delong, owner of Eastern Petroleum; and

Whereas, Betty Jo Delong grew up with brothers and sisters Donna Lou Hipshire, Dorothy Young, Grover Chambers, Thelma Willis Eplin, Harry Chambers, Gerri Ball, Cora Tooley and Alice Price; and

Whereas, Betty Jo Delong was proud of the Chambers family's long association with the Rum Creek area; and

Whereas, At one time the Chambers family owned property reaching from Rum Creek to Lowe's Mountain; and

Whereas, Betty Jo Delong worked at several jobs in Logan County but later in her career was employed at the Logan County Court House, where she worked in the record room and was in charge of the deed books; and

Whereas, Betty Jo Delong is still remembered for updating the county's system of obtaining deeds and land proposals; and

Whereas, Betty Jo Delong worked tirelessly to help members of her community, especially the elderly; and

Whereas, Betty Jo Delong assisted with the visit to Logan County of John F. Kennedy when he was a presidential candidate; and

Whereas, Betty Jo Delong died of cancer at the age of forty-two; and

Whereas, At the time of her death, all offices of the courthouse were closed out of respect for Betty Jo Delong's service to the many people of Logan County; and

Whereas, It is fitting that an enduring memorial be established in the name of Betty Jo Delong in an area where she and her family have for so long been a part of the fabric of the community; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Division of Highways is hereby requested to name bridge number 23-14-0.05 (23A368) at latitude 37.80975 and longitude -81.93394, locally known as Rum Creek Connector over Guyandotte River, carrying County Route 14 over Guyandotte River and CSX RR in Logan County, the "Betty Jo Delong Memorial Bridge"; and, be it

*Further Resolved*, That the Commissioner of the Division of Highways is hereby requested to erect signs at both ends of the bridge containing bold and prominent letters proclaiming the bridge the "Betty Jo Delong Memorial Bridge"; and, be it

*Further Resolved*, That the Clerk of the House of Delegates forward a certified copy of this resolution to the Commissioner of the Division of Highways.

Delegates Phillips, Marcum, Eldridge, Rodighiero and P. White offered the following resolution, which was read by its title and referred to the Committee on Roads and Transportation then Rules:

**H. C. R. 70** – "Requesting the Division of Highways to name bridge number 23-12-0.05 (23A057) (37.87210, -81.98544), locally known as the 'Peach Creek Bridge', carrying CR-12 over Guyandotte River in Logan county, the 'U.S. Air Force Staff Sgt Bethel Howard McNeely and U.S. Marine Staff Sgt Clyde Elmo Bryant Bridge'."

Whereas, Staff Sergeant Bethel Howard McNeely was born on January 1, 1922, at Peach Creek, West Virginia, the son of Manny and Mary McNeely of Peach Creek; and

Whereas, Staff Sergeant Bethel Howard McNeely was raised in Logan County and enlisted in the Air Force in September of 1942. He served with the 94th Bomb Group 333rd Bomb Squadron from September of 1942 until October of 1945, as a Tail Gunner on a B-17 Flying Fortress; and

Whereas, During this time, Staff Sergeant Bethel Howard McNeely flew on twenty-six missions into Germany and enemy-occupied territory; and

Whereas, Staff Sergeant Bethel Howard McNeely was awarded the Presidential Unit Citation Distinguished Flying Cross, Air Medal with Three Oak Leaf Clusters, the Air Offensive Europe with Battle Star and the European, African and Middle East Theater Ribbons; and

Whereas, Upon returning home, Staff Sergeant Bethel Howard McNeely worked for C&O Railroad until he retired in 1985. Today he resides at Crooked Creek in the home where he raised seven children. His wife was a long time employee of the Logan County Board of Education, serving in the Payroll Office; and

Whereas, Staff Sergeant Bethel Howard McNeely is a member of the Crooked Creek Church of Christ and much loved in the community; and

Whereas, United States Marine Staff Sergeant Clyde Elmo Bryant enlisted in the service during World War II, in Bridgeport, Connecticut, when he heard of the attack on Pearl Harbor; and

Whereas, After training at Cherry Point and Paris Island, Staff Sergeant Clyde Elmo Bryant was assigned to the Third Marine Division and shipped off to the Pacific. He made beachhead landings at Guam, Bougainville and Iwo Jima, as well as on other smaller islands; and

Whereas, Staff Sergeant Clyde Elmo Bryant was loading wounded Marines for transfer off the Island of Iwo Jima when the famous flag raising photo was taken by Joe Rosenthal; and

Whereas, Staff Sergeant Clyde Elmo Bryant was awarded the Presidential Unit Citation Award and Ribbon Bar for service on Guam, the Asiatic-Pacific Campaign Medal and the Victory Medal; and

Whereas, Staff Sergeant Clyde Elmo Bryant returned home to Logan County at the end of World War II, married Lila Evelyn Wilson and took up residence at Crooked Creek. He raised his four children on Crooked Creek; and

Whereas, Staff Sergeant Clyde Elmo Bryant was a watchmaker and jeweler and operated several businesses in the City of Logan. He was a leader in the Crooked Creek Church of Christ and in many other community organizations. He was a 32<sup>nd</sup> degree Mason; and

Whereas, In 1962, Staff Sergeant Clyde Elmo Bryant was again called to duty as a squad leader and Sergeant 1st class in the 150th Armored Cavalry when the West Virginia National Guard was called up during the "Cuban Missile Crisis"; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Division of Highways is hereby requested to name bridge number 23-12-0.05 (23A057) (37.87210, -81.98544) the "U.S. Air Force Staff Sgt Bethel Howard McNeely and U.S. Marine Staff Sgt Clyde Elmo Bryant Bridge"; and, be it

*Further Resolved,* That the Commissioner of the Division of Highways is hereby requested to erect signs at both ends of the bridge containing bold and prominent letters proclaiming the bridge the "U.S. Air Force Staff Sgt Bethel Howard McNeely and U.S. Marine Staff Sgt Clyde Elmo Bryant Bridge"; and, be it

*Further Resolved,* That the Clerk of the House of Delegates, forward a certified copy of this resolution to the Secretary of Transportation, to the family of Howard McNeely and to the family of the late Clyde Bryant.

Delegates Phillips, P. White, Marcum, Rodighiero and Eldridge offered the following resolution, which was read by its title and referred to the Committee on Roads and Transportation then Rules:

**H. C. R. 71** – "Requesting the Division of Highways to name bridge number 23-10/19-0.01 (23A221)(37.82788, -81.94412), locally known as the Logan Vo-Tech Bridge, carrying County Route 10/19 over the Guyandotte River in Logan County, West Virginia the 'US Army PVT James Earl Pelfrey Memorial Bridge'."

Whereas, James Earl Pelfrey of Cyclone, West Virginia, was born February 2, 1949, at Man, West Virginia, the son of Nell (Jerry) Taddes of Tom's River, New Jersey and the late James Edward Pelfrey; and

Whereas, James Earl Pelfrey is survived by a widow, Gladys M. Pelfrey and Son Jason Tye, and sisters Barbara Carratozzole of Barnegat, New Jersey and Denise Taddes of Florham Park, New Jersey; and

Whereas, James Earl Pelfrey was a member of the Davin Baptist Church in Logan County, West Virginia; and

Whereas, James Earl Pelfrey spent his youth with his grandparents, Lon and Emma Gibson of Bruno, West Virginia; and

Whereas, James Earl Pelfrey was inducted into the United States Army March 19, 1969, and served in Vietnam; and

Whereas, PVT. James Earl Pelfrey was award the National Defense Service Medal, Vietnam Campaign Medal, Vietnam Service Medal, Army Commendation Medal and the Combat Infantryman's Badge; and

Whereas, PVT. James Earl Pelfrey died July 5, 2014; and

Whereas, The bridge leading to the Ralph R. Willis Career and Technical Center in Logan County would be a fitting memorial to PVT. James Earl Pelfrey; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Division of Highways is hereby requested to name bridge number 23-10/19-0.01 (23A221) (37.82788, -81.94412), locally known as the Logan Vo-Tech Bridge, carrying County Route 10/19 over the Guyandotte River in Logan County, West Virginia, the "US Army PVT James Earl Pelfrey Memorial Bridge"; and, be it

*Further Resolved,* That the Commissioner of the Division of Highways is hereby requested to erect signs at both ends of the bridge containing bold and prominent letters proclaiming the bridge the "US Army PVT James Earl Pelfrey Memorial Bridge"; and, be it

*Further Resolved,* That the Clerk of the House of Delegates forward a certified copy of this resolution to the Commissioner of the Division of Highways.

Delegate Duke offered the following resolution, which was read by its title and referred to the Committee on Roads and Transportation then Rules:

**H. C. R. 72** – "Requesting the Division of Highways to name Bridge Number 02-13-0.81 (02A172) (39.46979, -77.97913), locally known as New North Tennessee Avenue Bridge, carrying County Route 13 over Tuscarora Creek in Berkeley County, be named the 'Max G. Parkinson Memorial Bridge'."

Whereas, Max G. Parkinson was born in Martinsburg, Berkeley County, West Virginia, on November 30, 1934. He was the son of the late William Henry Parkinson and Flora Belle White Strine; and

Whereas, Max G. Parkinson served the City of Martinsburg as a City Councilman for Ward 3 for nearly twenty-five years, and as the Treasurer for eleven years. During this time, he served on a number of committees for the City of Martinsburg, including the Budget and Finance, City Property, Code Enforcement, Personnel, Public Works, Train Station and Utility Committees; and

Whereas, Max. G. Parkinson was a member of St. Joseph Catholic Church and a member of the Knights of Columbus, Elks Club and Moose Lodge; and

Whereas, Max G. Parkinson was a Realtor and Broker, and was an owner of Baker Parkinson Real Estate. He served on the Eastern Panhandle Board of Realtors; and

Whereas, Max G. Parkinson loved working outdoors to beautify his community by planting trees and shrubs and was responsible for the beautification project at the North Tennessee Avenue entrance to Briarwood; and

Whereas, Max G. Parkinson is survived by his wife of 61 years, Catherine Mickelinc Parkinson; one son, Michael Parkinson and wife, Debbie of Martinsburg; one grandchild, Marissa Parkinson; one brother Ray Strine and wife, Betty; and two sisters, Shirley Alexander and husband, Lynn, Faye Brown and husband, Bill; and

Whereas, It is fitting that an enduring memorial be established to commemorate his service to his community; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Division of Highways is hereby requested to name bridge number 02-13-0.81 (02A172) (39.46979, -77.97913), locally known as New North Tennessee Avenue Bridge, carrying County Route 13 over Tuscarora Creek in Berkeley County, the "Max G. Parkinson Memorial Bridge"; and, be it

*Further Resolved,* That the Commissioner of the Division of Highways is hereby requested to erect signs at both ends of the bridge proclaiming it the Max G. Parkinson Memorial Bridge"; and, be it

*Further Resolved,* That the Clerk of the House of Delegates forward a certified copy of this resolution to the Commissioner of the Division of Highways and to the family of the late Max G. Parkinson.

On motions for leave, Joint Resolutions were introduced, read by their titles and referred as follows:

**By Delegates Lane, Sobonya, Miller, Espinosa and Duke:**

**H. J. R. 43** — "Proposing an amendment to the Constitution of the State of West Virginia amending section two of Article X thereof, relating to establishing legislative review, amendment, disapproval, or approval, of the actions of the State Board of Education"; to the Committee on Education then the Judiciary.

And,

**By Delegates Skinner, Caputo, Fluharty, Lynch, Miley, Manchin, Reynolds, Boggs, Moore, P. White and Guthrie:**

**H. J. R. 44** — "Proposing an amendment to the Constitution of the State of West Virginia amending section fourteen, article VII relating to requiring a vote of two thirds of the members of each legislative house to override the Governor's veto and providing a summarized statement of the purpose of such proposed amendment"; to the Committee on the Judiciary.

Delegates McCuskey, Westfall, Weld, B. White, Stansbury, E. Nelson and Byrd offered the following resolution, which was read by its title and referred to the Committee on Rules:

**H. R. 10** – "Expressing concern of the House of Delegates to the need to create patient navigation, psychosocial and survivorship support services and programs for childhood cancer patients and their families in West Virginia."

Whereas, An estimated 13,500 children and adolescents under age of 20 are diagnosed with cancer each year; and

Whereas, In 1960, only 4 percent of children with cancer survived more than 5 years, but today, cure rates have increased to over 80 percent for children and adolescents under the age of 20; and

Whereas, The population of survivors of childhood cancers has grown dramatically, to over 360,000 individuals of all ages as of 2012; and

Whereas, As many as two-thirds of childhood cancer survivors are likely to experience at least one late effect of treatment, with as many as one-fourth experiencing a late effect that is serious or life-threatening, with the most common late effects of childhood cancer being neurocognitive, psychological, cardiopulmonary, endocrine and musculoskeletal effects and secondary malignancies; and

Whereas, As a result of disparities in the delivery of cancer care, minority, low-income, and other medically underserved children are more likely to be diagnosed with late stage disease, experience poorer treatment outcomes, have shorter survival time with less quality of life, and experience a substantially greater likelihood of cancer death; and

Whereas, As the late effects of cancer treatment may change as therapies evolve, which means that the monitoring and care of cancer survivors may need to be modified on a routine basis; and

Whereas, There is a lack of standardized and coordinated psychosocial care, survivorship education on long term effects and available long term clinics in West Virginia for the children and their families, from the date of diagnosis through treatment and survivorship; therefore, be it

*Resolved by the House of Delegates:*

That an organized system of care and a method of care for pediatric cancer survivors is needed; and, be it

*Further Resolved,* That this state needs focused efforts to collaborate, communicate and research using assessment and customer service forms with parents and children during and after treatment into survivorship, during their hospital stay and after they enter their communities, and to help remove barriers to cancer care and answer questions about the optimal ways to provide health care, follow-up monitoring services, support services and helping integrate them back into the health care facilities if they relapse during their survivorship journey; and, be it

*Further Resolved,* That the House of Delegates believes that there is a need to create patient navigation, psychosocial, and survivorship support services and programs for childhood cancer patients and their families in West Virginia to contribute to improvements in the quality of care and quality of life of those individuals.

By Delegates Stansbury, Phillips, Hamilton, R. Smith, Cadle, B. White, Ambler, Summers, J. Nelson, Perdue and Statler offered the following resolution, which was read by its title and referred to the Committee on Rules:

**H. R. 11** – “Urging the United States Congress to enact legislation for the purpose of enhancing hunting, fishing, recreational shooting, and other outdoor recreational opportunities, as well as strengthen conservation efforts nationwide.”

Whereas, To this day, conservation is funded primarily by sportsmen and women. This American system of conservation funding is a user pays-public benefits approach that includes excise taxes on hunting, fishing, and boating equipment. This strategy is widely recognized as the most successful model of fish and wildlife management funding in the world; and

Whereas, Through the pursuit of their outdoor passions, sportsmen and women support hundreds of thousands of jobs and contribute billions to our economy annually through salaries, wages, and product purchases; and

Whereas, The United States Congress has worked on several pieces of legislation over the years to boost a number of key conservation priorities that are supported by millions in the outdoor recreational community; and

Whereas, Currently pending legislation in both the U.S. House and Senate would create or renew several important programs that are vital to the continued conservation of our natural resources, the health of America's local economies, and the enhancement and protection of our time-honored outdoor pastimes. Known as the Sportsmen's Heritage and Recreational Enhancement (SHARE) Act (H.R. 2406) and the Bipartisan Sportsmen's Act (S. 405), these bills contain a broad array of bipartisan measures, including the Recreational Fishing and Hunting Opportunities Act; the Hunting, Fishing, and Recreational Shooting Protection Act; the Target Practice and Marksmanship Training Support Act; and the Recreational Lands Self-Defense Act; and

Whereas, A complementary piece of pro-sportsmen legislation also exists in the U.S. House, called the Sportsmen's Conservation and Outdoor Recreation Enhancement (SCORE) Act (H.R. 3173). It shares several similar titles with the SHARE Act and Bipartisan Sportsmen's Act. Provisions in the SCORE Act include: The National Fish Habitat Initiative Sense of Congress, the Federal Lands Transaction Facilitation Act reauthorization, the North American Wetlands Conservation Act reauthorization, the National Fish and Wildlife Foundation reauthorization, the Neotropical Migratory Bird Conservation Act reauthorization, the Partners for Fish and Wildlife Program Act reauthorization, and the Making Public Lands Public authorization; and

Whereas, By renewing or creating these programs, these bills will enhance opportunities for hunters, anglers, recreational shooters, and other outdoor recreation enthusiasts, improve access to public lands, and help boost the outdoor recreation economy. Conserving our fish and wildlife resources and their habitats and ensuring that future generations have access to public lands and continued recreational opportunities are of great importance and are bipartisan issues; now, therefore, be it

*Resolved by the House of Delegates:*

That the United States Congress is urged to enact legislation for the purpose of enhancing hunting, fishing, recreational shooting, and other outdoor recreational opportunities, as well as strengthen conservation efforts nationwide; and, be it

*Further Resolved,* That the Clerk of the House of Delegates forward copies of this resolution to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of West Virginia's congressional delegation.

### **Petitions**

Unanimous consent having been obtained, Delegate Miley presented a petition on the floor of the House signed by more than 4,700 citizens in support of the Legislature acting immediately to fund and fix PEIA; which was referred to the Committee on Finance.

### **Motions**

Delegate Cowles asked and obtained unanimous consent that, for the remainder of the session, members of Conference Committees be permitted to vote on any question or issue before the House which they may have missed as a direct result of their duties on Conference Committees, provided that such members notify the Clerk of the House in writing as to how they wished to vote and on the day the votes were missed, and that any such vote not change the outcome on any question.

**Bills Introduced**

On motions for leave, bills were introduced, read by their titles, and severally referred as follows:

**By Delegates Phillips, Folk, Stansbury, J. Nelson, Eldridge, Rodighiero, Sobonya, Householder, Upson and Zatezalo:**

**H. B. 4541** — “A Bill to amend and reenact §8-12-5a of the Code of West Virginia, 1931, as amended, relating to the authority of municipalities to regulate the purchasing, possessing, transferring, owning, carrying, transporting, selling and storing of knives”; to the Committee on Political Subdivisions then the Judiciary.

**By Delegates Canterbury and Ambler:**

**H. B. 4542** — “A Bill to amend and reenact §8-13-13 of the Code of West Virginia, 1931, as amended, relating to allowing persons with property within rural fire protection districts to opt out of fire protection coverage by a municipality for a specified property; financial responsibility for services actually rendered to the specified property”; to the Committee on Political Subdivisions then the Judiciary.

**By Delegates McCuskey and Westfall:**

**H. B. 4543** — “A Bill to amend and reenact §5-16-12 and §5-16-12a of the Code of West Virginia, 1931, as amended, all relating to willful misrepresentation to gain benefits or payment under the Public Employees Insurance Act; authorizing set-off by the director to recover overpayment; authorizing investigation by the director of misrepresentations by an employer, employee or providers under the Public Employees Insurance Act; authorizing the director to issue administrative subpoenas; providing requirements for service of subpoenas; authorizing fees for service and witnesses; establishing a process to compel obedience with a subpoena; authorizing the agency to recover benefits or claims obtained by fraud through administrative hearing; providing for the confidentiality of data; and providing criminal penalties”; to the Committee on Banking and Insurance then Finance.

**By Delegate Howell:**

**H. B. 4544** — “A Bill to amend and reenact §30-13-4 and §30-13-5 of the Code of West Virginia, 1931, as amended; and to amend and reenact §30-22-5 of said code, all relating to discontinuing the West Virginia Board of Landscape Architects and transferring its duties and authority to the Board of Registration for Professional Engineers; renaming the Board of Registration for Professional Engineers as the Board of Registration for Professional Engineers and Landscape Architects”; to the Committee on Government Organization.

**By Delegate Howell:**

**H. B. 4545** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §33-46-21, relating to regulation of pharmacy benefits managers; defining terms; requiring pharmacy benefits managers to register with the commissioner; authorizing the commissioner to charge registration fees; authorizing the commissioner to take action against a pharmacy benefits manager’s license or fine a pharmacy benefits manager upon violation of certain requirements; requiring pharmacy benefits managers to maintain a ‘Maximum Cost List’, which is a list of sources used to determine maximum allowable cost pricing for products; requiring pharmacy benefits managers to update Maximum Allowable Cost Lists and to make the updates available in a reviewable format for pharmacies; establishing requirements for drugs to be placed on Maximum Allowable Cost Lists; requiring contracts between pharmacy benefits managers and pharmacies to include a process to appeal, investigate and resolve disputes regarding maximum allowable cost pricing; establishing requirements for the appeals and dispute resolution process; requiring pharmacy benefits managers to make certain disclosures to pharmacies regarding maximum cost lists; allowing a pharmacy to decline to provide a service or product to a patient if the Maximum Cost List will prevent

the pharmacy from being paid the cost of providing the service; and prohibiting a patient from being required to pay an amount for pharmacist services that is greater than the amount the pharmacy may retain"; to the Committee on Health and Human Resources then Finance.

**By Delegates Howell, Arvon, Hill, Stansbury, Cadle, Ihle, Blair, Hamrick, Moffatt, Faircloth and R. Smith:**

**H. B. 4546** — "A Bill to amend and reenact §18B-5-4 of the Code of West Virginia, 1931, as amended, relating to use of statewide contracts issued by the State Purchasing Division"; to the Committee on Education then Finance.

**By Delegates Walters, McCuskey, Westfall, Phillips, Zatezalo, Moore, P. White, Gearheart, Canterbury, Hanshaw and Howell:**

**H. B. 4547** — "A Bill to amend and reenact §33-2-21a of the Code of West Virginia, 1931, as amended, relating to the Volunteer Fire Departments Workers (Compensation Subsidy Program and the Volunteer Fire Department Workers (Compensation Premium Subsidy Fund; and providing for the merger of the purposes and provisions of that subsidy program and the subsidy fund in the state agency workers (compensation programs section of the code"; to the Committee on Finance.

**By Delegates Canterbury and Ambler:**

**H. B. 4548** — "A Bill to amend and reenact §8-1-5a of the Code of West Virginia, 1931, as amended, relating to disallowing municipalities not admitted to the Municipal Home Rule Pilot Program as of February 1, 2016, from participating in the Municipal Home Rule Pilot Program when more than half of the population served by the zip codes that serve the municipality live outside the limits of the municipality"; to the Committee on Political Subdivisions then Government Organization.

**By Delegates Kessinger, Perry, Arvon, Hill, Foster and Stansbury:**

**H. B. 4549** — "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §3-6-13, and to amend and reenact §18-2-1, all relating to requiring that four members of the State Board of Education be elected on a nonpartisan basis; decreasing the term lengths to four years; and establishing an election procedure"; to the Committee on Education then the Judiciary.

**By Delegate Ireland:**

**H. B. 4550** — "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §37-4-9, relating to requiring proceeds of partition of any interest in real property that includes oil and gas but not surface that are due to a person whose name or location are unknown and are unclaimed for five years be paid to the Oil and Gas Reclamation Fund rather than paid or delivered to the Treasurer as abandoned and unclaimed property"; to the Committee on Energy then Finance.

**By Delegates McCuskey and Westfall:**

**H. B. 4551** — "A Bill to amend and reenact §5-16-22 of the Code of West Virginia, 1931, as amended, relating to the Public Employees Insurance Agency; clarifying that the plans established and administered by the Public Employees Insurance Agency are exempt from regulation by the Insurance Commissioner, unless specifically stated otherwise; and providing that the Public Employees Insurance Agency is not an 'insurer' or in the 'business of insurance' for purposes of the Insurance Commissioner"; to the Committee on Banking and Insurance then Finance.

**By Delegates Statler, Flanigan, Rohrbach and Kurcaba:**

**H. B. 4552** — "A Bill to amend and reenact §5A-3-10 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §12-3-10g, all relating to purchasing requirements for the Division of Highways; permitting the Division of Highways to make purchases of up to \$100,000 without engaging in competitive bidding and prohibiting the

Division of Highways from requiring purchasing card users in district offices to secure bids for purchases under a certain amount”; to the Committee on Finance.

**By Delegates Miller, Sobonya, Rohrbach, Hicks, Morgan, Perdue, Reynolds and Hornbuckle:**

**H. B. 4553** — “A Bill to amend and reenact §16-29B-1, §16-29B-3, §16-29B-8, §16-29B-12 and §16-29B-26 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §16-29B-23a, all relating to the West Virginia Health Care Authority; expanding the legislative findings and purpose; defining ‘Cooperative agreement’ and ‘Commercial Health Plan’; powers of the board of directors; authorizing review applications for approval of proposed cooperative agreements and establishing fees for the applications; when administrative hearings may be closed to the public; establishing procedures for review of cooperative agreements; applicability of administrative procedures act applicable and providing for protection of confidential proprietary information; Legislative policy and intent, review of cooperative agreements, reports required, judicial review, and reimbursement of fees and costs to board as applied to cooperative agreement with other hospitals or health care providers; and exempting the actions of the board of the West Virginia Health Care Authority from state and federal antitrust laws”; to the Committee on Health and Human Resources.

**By Delegates Ambler, Gearheart, Trecost, Hamrick, P. Smith, Ireland, Cooper and D. Evans:**

**H. B. 4554** — “A Bill to authorize the Commissioner of the Division of Highways to allow an increase of gross weight limitations on certain roads in Greenbrier County”; to the Committee on Roads and Transportation then Government Organization.

**By Delegates Rowan, Border, Moye, Duke, Shaffer, Hamilton, Ferro, Pethtel, Romine, Campbell and Overington:**

**H. B. 4555** — “A Bill to amend the Code of West Virginia, 1931, by adding thereto a new article, designated §55-71-1, §55-71-2, §55-71-3, §55-71-4, §55-71-5 and §55-71-6, all relating to establishing a cause of action against a person who commits an act of financial exploitation against an elderly person, protected person or incapacitated adult; defining certain terms; restricting certain defenses which, standing alone, are based on legal relationship to and elderly person, protected person or incapacitated adult; providing for court authorized remedies; providing for attorneys’ fees; providing that damage awards have priority; prescribing the burden of proof; authorizing the court to freeze assets while also providing options the court may exercise if a person violates an injunction; and, providing a penalty for violating an injunction”; to the Committee on Senior Citizen Issues then the Judiciary.

**By Delegates Skinner, Perdue, Fleischauer, Manchin, Sponaugle, Caputo, Longstreth, Hornbuckle and P. White:**

**H. B. 4556** — “A Bill to amend and reenact §18C-7-6 of the Code of West Virginia, 1931, as amended, relating to the PROMISE scholarship program; limiting percentage of awards to private, not-for-profit institutions in the state; and terminating awards to students at private, not-for-profit institutions in the state in 2020”; to the Committee on Education then Finance.

**By Delegates A. Evans, Romine, Rowan, Hamilton, Lynch, Ambler, Miller and Cooper:**

**H. B. 4557** — “A Bill to amend and reenact §19-1-11 of the Code of West Virginia, 1931, as amended, by removing the requirement that the West Virginia Rural Rehabilitation Loan Committee outsource the servicing of its loans”; to the Committee on Banking and Insurance then Finance.

**By Delegates Frich, Shott, Arvon, P. Smith, Rowan, Sobonya, Miller, Border, Upson, Kessinger and Summers:**

**H. B. 4558** — “A Bill to amend and reenact §61-11A-8 of the Code of West Virginia, as amended, relating to victim notification and designation of additional individuals to receive notice of an offender’s

release, sentencing, placement or escape; providing an option to victims to designate additional adult individuals to receive notification; and requiring the victim to provide the additional adult individual's contact information in writing to the appropriate notifying entity"; to the Committee on the Judiciary.

**By Delegates Kurcaba, Statler, Householder, McGeehan, Azinger, Overington, Ellington and Fast:**

**H. B. 4559** — "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §17-4-55, relating to requiring the Commissioner of Highways to develop a statewide communications plan known as the Comprehensive Public Involvement Plan; requiring that the plan utilize multimedia outlets to inform the public of known or anticipated disruptions in traffic patterns; requiring that the plan include a mechanism to receive and respond to communications from the public in a timely manner; requiring that the plan include a mechanism for collecting feedback from the public on the division's response to public communications; requiring the division to employ a communications specialist in each maintenance district; and requiring the division to submit the plan to the Legislature for approval as a legislative rule"; to the Committee on Roads and Transportation then Government Organization.

**By Delegates Kurcaba, Gearheart, Cowles, Flanigan, Statler, Upson, Householder, McGeehan, Azinger, Overington and Ellington:**

**H. B. 4560** — "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §17-29-1, §17-29-2, §17-29-3, §17-29-4 and §17-29-5, all relating to requiring the Commissioner of Highways to develop a formula for allocating road funds among districts, for the benefit of the counties; making legislative findings; requiring the commissioner to solicit and consider public comments; requiring the commissioner to include certain factors in the formula; and requiring the commissioner to submit the formula to the Legislature for approval as a legislative rule"; to the Committee on Roads and Transportation then Finance.

**By Delegates Kurcaba, Statler, Upson, Householder, McGeehan, Azinger, Overington, Ellington, Fast, Foster and Gearheart:**

**H. B. 4561** — "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §29-6-4a, relating to creating a special hiring process for West Virginia Division of Highways employees; requiring the Commissioner of the West Virginia Division of Highways and the Director of the West Virginia Division of Personnel to collaborate to develop a special hiring process for Division of Highways employees; establishing requirements for the special hiring process; exempting the West Virginia Division of Highways from regular appointment procedures upon implementation of the special hiring process; and establishing reporting requirements"; to the Committee on Roads and Transportation then Government Organization.

**By Delegates Kurcaba, Statler, Upson, Householder, McGeehan, Azinger, Ellington, Fast, Overington, Foster and Gearheart:**

**H. B. 4562** — "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §17-2A-24, relating to performance metrics for the West Virginia Division of Highways; requiring the division to develop performance standards and criteria to measure agency performance in all essential operations; requiring the division to employ a management information system that will track the division's past and current progress toward meeting performance standards; and requiring the division to report to the Joint Committee on Infrastructure"; to the Committee on Roads and Transportation then Government Organization.

**By Delegates Storch, Anderson, Boggs, Campbell, Ferro, Frich, Miller, R. Smith, Upson, Wagner and Waxman:**

**H. B. 4563** — "A Bill to amend and reenact §11-13J-3, §11-13J-4, §11-13J-4a, §11-13J-10 and §11-13J-12 of the Code of West Virginia, 1931, as amended, all relating generally to the Neighborhood Investment Program Act; reauthorizing the Act until July 1, 2021; defining the terms

‘community based’ and ‘emergency assistance’; modifying the definition of ‘economically disadvantaged area’; reducing the frequency of required project transferee reports; reducing the number of required advisory board meetings; reducing the required number of West Virginia Development Office reports to the board; eliminating guidance on what a community based project is when the board is evaluating a project; removing the requirement that the Tax Commissioner annually publish the addresses of taxpayers who claim the credit; and reducing the frequency of program assessments by the director”; to the Committee on Government Organization then Finance.

**By Delegates Miley, Guthrie, Bates, Rowe, Moye, Perdue, Fleischauer, Campbell, Blackwell, Perry and Skinner:**

**H. B. 4564** — “A Bill to amend and reenact §11-17-2 and §11-17-3 of the Code of West Virginia, 1931, as amended, all relating to the taxing certain tobacco products; taxing certain tobacco products to fund public employees insurance and substance abuse programs; establishing new taxes and providing incremental increases in those taxes; creating a special revenue account; and authorizing the Secretary of the Department of Health and Human Resources to establish and administer programs to address drug addiction in this state”; to the Committee on Health and Human Resources then Finance.

**By Delegates McCuskey and Skinner:**

**H. B. 4565** — “A Bill to amend and reenact §11-16-18 of the Code of West Virginia, 1931, as amended; to amend and reenact §60-7-12 of said code; and to amend and reenact §60-8-34 of said code, all relating to allowing Class A Licensees to begin selling alcohol at ten o’clock a.m. on Sundays; and to provide the county commission with the authority to decide whether Class B Licensee may begin selling at ten o’clock a.m. on Sundays”; to the Committee on Roads and Transportation then the Judiciary.

**By Delegates Espinosa, Duke, Statler and D. Evans:**

**H. B. 4566** — “A Bill to amend and reenact §18-4-2 of the Code of West Virginia, 1931, as amended; to amend and reenact §18A-2-2, §18A-2-5a, §18A-2-6, §18A-2-7 and §18A-2-8a of said code; to amend said code by adding thereto a new section, designated §18A-2-7b; to amend and reenact, §18A-4-7a, §18A-4-8b and §18A-4-8e of said code; and to amend and reenact §18A-5-8 of said code, all relating to school personnel; including assistant and associate superintendents under provisions for permanent administrative certification for superintendents; changing deadline for county board vote on termination of continuing contracts of teachers; requiring the department to report on database system certain disqualifications to teach; changing deadlines for teachers and service personnel to give notice of retirement to qualify for early notification payment; changing deadline for county board vote on termination of continuing contracts of service persons; changing deadline for notice of consideration for transfer; changing deadline for hearing on proposed transfer; changing deadline to provide list of employees considered for transfer to county board; changing method of notification and documentation of receipt of notice to employees recommended for transfer; making technical alignment of dates on personnel action and foreseen need for personnel; consolidating limitations on employee transfers after twentieth day prior to instructional term; removing reports to state superintendent; removing exemption for position vacated but not posted; changing transfer limit to twentieth day for prior for service person employed and assigned as autism mentor or certain aid, paraprofessional, interpreter or early childhood assistant teacher; limiting transfers service persons after the twentieth day prior with certain exceptions; changing deadline providing county board list of probationary teachers recommended for rehire; providing for filling position known on or before March 1 to exist for the next school year and requiring employees subject to release to be considered prior to posting for application for nonemployees; removing requirement to submit lateral transfer policies to state board to be complied for reports to LOCEA; facilitating postings for longer than the five-day minimum; removing requirement to any applicant of status of his or her application after hiring decision made; changing requirements for notice and receipt notification to persons on preferred recall of all position openings; requiring periodic review and update of service personnel competency tests; removing requiring requirement for minimum one day in-service training

to assist preparation for competency tests; removing obsolete language and making technical improvements”; to the Committee on Education then Finance.

**By Delegates Fleischauer, Perdue, Pushkin, Rowe, Morgan, Guthrie, Hornbuckle and Moore:**

**H. B. 4567** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §22-6C-1, §22-6C-2 and §22-6C-3, all relating to establishing an industrial water extraction fee; placing a one cent fee on every gallon of water extracted for industrial use; placing an additional one cent fee on every gallon of water extracted for industrial use that is transported over state roads; requiring measuring of water withdrawals by a specified method; defining terms; and providing rule-making authority”; to the Committee on the Judiciary then Finance.

**By Delegate Skinner:**

**H. B. 4568** — “A Bill to amend and reenact §17A-3-3b of the Code of West Virginia, 1931, as amended, relating to permitting the assessor to mail a notice advising the owner of a vehicle believed not to be properly registered in the state to contact the office of the assessor and provide certain information concerning residency; and imposing a criminal penalty”; to the Committee on Political Subdivisions then the Judiciary.

**By Delegates Hamrick, Waxman, Statler, Ellington and Stansbury:**

**H. B. 4569** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §3-1-51 relating to appointment of, conduct of and training of poll watchers; and imposing duties on Secretary of State and county clerks with regard to poll watchers”; to the Committee on the Judiciary.

**By Delegates Bates, Miley, Fluharty, Morgan, Shaffer, Guthrie, Manchin, Fleischauer, Hornbuckle, Perdue and Moore:**

**H. B. 4570** — “A Bill to amend and reenact §11-13V-4 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new article, designated §11-13DD-1, §11-13DD-2 and §11-13DD-3, all relating to continuing certain severance taxes that are dedicated to the Workers’ Compensation Debt Reduction Fund towards the State Road Fund upon satisfaction of debt; and providing a tax credit against the tax for taxpayers that create value-added jobs”; to the Committee on Finance.

**By Delegates Espinosa, Gearheart, Upson, Storch, Shott and E. Nelson:**

**H. B. 4571** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-16-11b, relating to creating a one-day special license for charitable events to sell nonintoxicating beer”; to the Committee on the Judiciary then Finance.

**By Delegates Espinosa, Statler, Blackwell, D. Evans, Romine, Westfall, Stansbury and R. Smith:**

**H. B. 4572** — “A Bill to amend and reenact §18-1-1 of the Code of West Virginia, 1931, as amended, relating to excepting specialized contract instructors from the definition of teacher; and defining that term”; to the Committee on Education.

**By Delegates A. Evans, Hamilton, Kelly, Rowan, Zatezalo and Romine:**

**H. B. 4573** — “A Bill to amend and reenact §5A-3-3 of the Code of West Virginia, 1931, as amended, relating to exempting the Department of Environmental Protection’s construction or reclamation contracts from the review and approval requirements of the Division of Purchasing”; to the Committee on Government Organization then the Judiciary.

**By Delegates Faircloth, Flanigan, Blair and Hill:**

**H. B. 4574** — “A Bill to repeal §30-9-2, §30-9-3, §30-9-4, §30-9-5, §30-9-6, §30-9-7, §30-9-8, §30-9-9, §30-9-10, §30-9-11, §30-9-12, §30-9-13, §30-9-14, §30-9-15, §30-9-16, §30-9-17, §30-9-18, §30-9-19, §30-9-20, §30-9-21, §30-9-22, §30-9-23, §30-9-24, §30-9-25, §30-9-26, §30-9-27, §30-9-28, §30-9-29 and §30-9-30 of the Code of West Virginia, 1931, as amended; and to

amend and reenact §30-9-1 of said code, all relating to terminating the West Virginia Board of Accountancy; and providing deadlines for wind-up activities of the board”; to the Committee on Government Organization.

### Special Calendar

#### Third Reading

**S. B. 15**, Adopting learned intermediary doctrine as defense to civil action due to inadequate warnings or instructions; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 83**), and there were—yeas 97, nays 3, absent and not voting none, with the nays and absent and not voting being as follows:

Nays: Fast, Shaffer and Waxman.

Absent and not voting. None.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (S. B. 15) passed.

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

**Com. Sub. for H. B. 2122**, Making it illegal for first responders to photograph a corpse; Jonathon’s Law; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 84**), and there were—yeas 100, nays none.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2122) passed.

On motion of Delegate Shott, the title of the bill was amended to read as follows:

**Com. Sub. for H. B. 2122** – “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §61-12-16, relating to making it illegal for first responders to photograph, film, videotape, record, or otherwise reproduce in any manner the image of a human corpse or person being provided medical care or assistance; defining terms; creating a criminal offense for first responders to photograph, film, videotape, record, or otherwise reproduce in any manner the image of a human corpse or person being provided medical care or assistance; creating a criminal offense for first responders to knowingly disclose any photograph, film, videotape, record, or other reproduction of the image of a human corpse or person being provided medical care or assistance; providing for exceptions to the criminal offenses; providing for criminal penalties; providing for enhanced penalties for subsequent offenses; and designating as ‘Jonathon’s Law’.”

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

#### Second Reading

**Com. Sub. for H. B. 3019**, Requiring official business and records of the state and its political subdivisions be conducted in English; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4209**, Relating generally to health care provider taxes; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4291**, Increasing penalties for teachers who commit sexual offenses against children; on second reading, coming up in regular order, was read a second time.

On motion of Delegate Shott, the bill was amended on page two, section five, line thirteen, by striking out the word "personnel" and inserting in lieu thereof the word "person".

On page two, section five, line twenty-nine, by striking out the word "personnel" and inserting in lieu thereof the word "person".

On page two, section five, line thirty-one, by striking out the word "personnel" and inserting in lieu thereof the word "person".

On page three, section five, line forty-six, by striking out the word "personnel" and inserting in lieu thereof the word "person".

On page three, section five, line forty-nine, by striking out the word "personnel" and inserting in lieu thereof the word "person".

And,

On page three, section five, line fifty-seven, by striking out the word "personnel" and inserting in lieu thereof the word "person".

The bill was then ordered to engrossment and third reading.

**Com. Sub. for H. B. 4323**, Relating to the reporting of emergency incidents by well operators and pipeline operators; on second reading, coming up in regular order, was read a second time.

Delegate Ireland moved to amend the bill on page two, section one, subdivision three, line eighteen, by striking out the period and inserting in lieu thereof a colon and the following:

*"Provided, That the term 'pipeline facility' shall not include pipelines of four inches or less, measuring the inside diameter, that service a farm or residence."*

#### **Speaker Pro Tempore Anderson in the Chair**

Mr. Speaker, Mr. Armstead, arose from his seat and requested to be excused from voting on questions regarding Com. Sub. for H. B. 4323 under the provisions of House Rule 49.

The Speaker Pro Tempore replied that any impact on Mr. Armstead would be as a member of a class of persons possibly to be affected by the passage of the bill, and refused to excuse the Gentleman from voting.

#### **Mr. Speaker, Mr. Armstead, in the Chair**

The amendment, offered by Delegate Ireland, was then adopted.

The bill was then ordered to engrossment and third reading.

**H. B. 4347**, Providing pregnant women priority to substance abuse treatment; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4378**, Relating to access to and receipt of certain information regarding a protected person by certain relatives of the protected person; on second reading, coming up in regular order, was read a second time.

An amendment, recommended by the Committee on the Judiciary, was reported by the Clerk and adopted, amending the bill on page two, section seventeen, line fourteen, immediately following the word "in", by inserting the word "recent".

The bill was then ordered to engrossment and third reading.

**H. B. 4417**, Increasing wages protected from garnishment; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

### **First Reading**

The following bills on first reading, coming up in regular order, were each read a first time and ordered to second reading:

**Com. Sub. for H. B. 2904**, Requiring the clerk of a county commission to maintain a county ordinance book,

**Com. Sub. for H. B. 4174**, Exempting activity at indoor shooting ranges from the prohibition of shooting or discharging a firearm within five hundred feet of any church or dwelling house,

And,

**Com. Sub. for H. B. 4467**, Including financial aid planning and completion of the Free Application for Federal Student Aid in secondary school instruction in personal finance.

### **Remarks by Members**

Delegate Caputo asked and obtained unanimous consent that the remarks of Delegates Sponaugle and Miley regarding plans to fix PEIA and those of Delegate Morgan regarding the current legislative session be printed in the Appendix to the Journal.

Delegate Azinger asked and obtained unanimous consent that the remarks of Delegate McGeehan regarding the 1<sup>st</sup> Amendment be printed in the Appendix to the Journal.

### **Miscellaneous Business**

Delegate Eldridge filed a form with the Clerk's Office per House Rule 94b to be removed as a cosponsor of H. B. 4334.

Delegate E. Nelson filed a form with the Clerk's Office per House Rule 94b to be added as a cosponsor of H. B. 2852.

At 12:53 p.m., the House of Delegates adjourned until 11:00 a.m., Wednesday, February 17, 2016.

# HOUSE ABSTRACT

2016 Regular Session

## CONTAINING

Active House Bills as of February 16, 2016

\*Denotes Committee Substitutes

### ACTIVE HOUSE BILLS

- \*2122. By Del. Ambler, Cooper, Householder, Walters, Smith, R., Canterbury and Gearheart - **Making it illegal for first responders to photograph a corpse; Jonathon's Law** - Introduced 1/13/2016 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 2/16/2016 - Title amended
- \*2474. By Del. Cowles, Rowan and Duke - **Relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind** - Introduced 1/13/2016 - To Education then Finance - To House Finance 1/18/2016 - On 1st reading, Special Calendar 2/17/2016
- \*2615. By Del. Lane, Faircloth, Miller and Nelson, E. - **West Virginia Small Business Capital Act** - Introduced 1/13/2016 - To Small Business, Entrepreneurship and Economic Development then Finance - To House Finance 1/22/2016 - Amended on 3rd reading - Passed House 2/15/2016 - To Senate 2/16/2016 - To Finance
- \*2800. By Del. Miller, Ferro, Sobonya, Border, Rohrbach, Folk and Eldridge - **Adding law-enforcement officers' contact information and names of family members to the list of exemptions from public records requests** (original similar to SB 310) - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary - Amended - Passed Senate with amended title 2/10/2016 - House refused to concur and requested Senate to recede 2/12/2016 - Senate refused to recede and requested conference 2/15/2016 - To conference 2/16/2016
- \*2852. By Del. Hamrick, Trecost, Zatezalo, Waxman and Nelson, E. - **Relating to legalizing and regulating the sale and use of fireworks** - Introduced 1/13/2016 - To Judiciary then Finance - To House Finance 1/28/2016 - On 1st reading, Special Calendar 2/17/2016
- \*2904. By Del. McGeehan and Zatezalo - **Requiring the clerk of a county commission to maintain a county ordinance book** - Introduced 1/13/2016 - To Political Subdivisions then Judiciary - To House Judiciary 1/20/2016 - On 2nd reading, Special Calendar 2/17/2016
- \*3019. By Del. Ireland, Overington, Foster, Fast, Lynch, Azinger, Shott, Hicks and Hanshaw - **Requiring official business and records of the state and its political subdivisions**

**be conducted in English** - Introduced 1/13/2016 - To Judiciary - On 3rd reading, Special Calendar 2/17/2016

- \*4013. By Del. Lane, Anderson, Blair, Hamrick, Ambler, Evans, D., Border, McCuskey, Householder, Ireland and Zatezalo - **Requiring a person desiring to vote to present documentation identifying the voter** (original similar to SB5) - Introduced 2/1/2016 - To Judiciary - On 1st reading, Special Calendar 2/17/2016
- \*4053. By Del. Sobonya, Frich and Moffatt - **Department of Environmental Protection, Air Quality, rule relating to the control of annual nitrogen oxide emissions** (original similar to SB176) - Introduced 1/18/2016 - To Energy then Judiciary - To House Judiciary 1/20/2016 - On 1st reading, Special Calendar 2/17/2016
- \*4146. By Del. Ellington, Summers, Bates, Faircloth, Householder, Rohrbach, Sobonya, Stansbury, Eldridge, McCuskey and Frich - **Providing insurance cover abuse-deterrent opioid analgesic drugs** (original similar to SB304) - Introduced 1/19/2016 - To Banking and Insurance then Select Committee on Prevention and Treatment of Substance Abuse - To House Banking and Insurance 1/19/2016 - To House Select Committee on Prevention and Treatment of Substance Abuse 1/22/2016 - Amended - Passed House 2/15/2016 - To Senate 2/16/2016 - To Banking and Insurance then Health and Human Resources - To Banking and Insurance 2/16/2016
- 4148. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal taxable income and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original similar to SB354) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Title amended - Effective from passage - To Senate 2/12/2016 - To Finance - On 1st reading 2/17/2016
- 4150. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Health and Human Resources** (original similar to SB443) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 1st reading, Special Calendar 2/17/2016
- 4151. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Education** (original similar to SB446) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 1st reading, Special Calendar 2/17/2016
- \*4158. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Commerce, WorkForce West Virginia – Workforce Investment Act** (original similar to SB447) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Effective from passage - To Senate 2/12/2016 - To Finance - On 1st reading 2/17/2016
- 4159. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division** (original similar to SB442) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 1st reading, Special Calendar 2/17/2016

- \*4174. By Del. Kurcaba, Statler, Weld, Fast, Kelly, Azinger, Waxman, Blair, Upson, Frich and Phillips - **Exempting activity at indoor shooting ranges from the prohibition of shooting or discharging a firearm within five hundred feet of any church or dwelling house** - Introduced 1/20/2016 - To Agriculture and Natural Resources then Judiciary - To House Judiciary 2/3/2016 - On 2nd reading, Special Calendar 2/17/2016
- \*4188. By Del. Hamrick, Ambler, Boggs, Cadle, Guthrie, Longstreth, Rohrbach and Gearheart (Originating in House Roads and Transportation) - **Relating to the development and implementation of a program to facilitate commercial sponsorship of rest areas** - Introduced 1/20/2016 - To House Finance 1/20/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure then Finance - To Transportation and Infrastructure 2/16/2016
- \*4209. By Del. Ellington, Summers, Householder, Rohrbach, Stansbury, Campbell and Fleischauer (Originating in House Health and Human Resources) - **Relating generally to health care provider taxes** - Introduced 1/20/2016 - To House Finance 1/20/2016 - On 3rd reading, Special Calendar 2/17/2016
- \*4213. By Del. Storch, Faircloth, Smith, P. and Ferro - **Uniform Deployed Parents Custody and Visitation Act** (original similar to SB422) - Introduced 1/21/2016 - To Judiciary - On 1st reading, Special Calendar 2/17/2016
- \*4218. By Del. Miley and Cowles [By Request of the Executive] - **Expanding the definition of “underground facility” in the One-Call System Act** (original similar to SB425) - Introduced 1/21/2016 - To Energy then Judiciary - To House Judiciary 1/27/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Judiciary
- \*4228. By Del. Cowles, White, B., Shott, Espinosa, Nelson, E., Howell, Upson, Trecost, Reynolds, Gearheart and Hamrick - **Relating to transportation network companies** (original similar to SB324) - Introduced 1/22/2016 - To Roads and Transportation then Finance - To House Finance 2/2/2016 - Passed House 2/15/2016 - Effective July 1, 2016 - To Senate 2/16/2016 - To Judiciary
- \*4244. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Shott, Flanigan, Waxman, Perry and White, B. - **Eliminating the need for a public hearing when no objection is filed on an application from an out of state state-chartered credit union to establish a branch in West Virginia** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - On 1st reading 2/17/2016
- \*4245. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Rowe, Flanigan, Waxman, Perry and White, B. - **Requiring the cashier or executive officer of a banking institution to provide shareholders with the institution’s most recent year-end audited financial statement** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - On 1st reading 2/17/2016
- \*4261. By Del. Shott, McCuskey, Cowles, O’Neal, Butler, Marcum, Shaffer, Sobonya, Folk, Overington and Azinger - **Prohibiting the sale or transfer of student data to vendors and other profit making entities** - Introduced 1/25/2016 - To Education then Judiciary - To House Judiciary 2/4/2016 - On 1st reading, Special Calendar 2/17/2016

- \*4291. By Del. Nelson, J., Phillips, Moffatt, Espinosa, Westfall, Perdue, Upson, Lane, Moye, Mr. Speaker (Mr. Armstead) and Del. Miley - **Increasing penalties for teachers who commit sexual offenses against children** - Introduced 1/27/2016 - To Education then Judiciary - To House Judiciary 2/4/2016 - Amended - On 3rd reading, Special Calendar 2/17/2016
4309. By Del. Rowan, Border, Fast, Stansbury, Moye, Campbell, Overington, Romine, Duke, Pethel and Ferro - **Increasing criminal penalties for conviction of certain offenses of financial exploitation of an elderly person** (original similar to HB4306, SB362) - Introduced 1/27/2016 - To Senior Citizen Issues then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Judiciary
4321. By Del. Foster, Cadle, McGeehan, Butler, Ihle, Azinger, Fast, Moffatt, Nelson, J., Waxman and Summers - **Relating to tax credits for apprenticeship training in construction trades** (original similar to HB4296) - Introduced 1/28/2016 - To Industry and Labor then Finance - To House Finance 2/16/2016
- \*4323. By Del. Cowles and Miley [By Request of the Executive] - **Relating to the reporting of emergency incidents by well operators and pipeline operators** (original similar to SB445) - Introduced 1/28/2016 - To Industry and Labor then Energy - To House Energy 2/3/2016 - Amended - On 3rd reading, Special Calendar 2/17/2016
4347. By Del. Ellington, Summers, Faircloth, Rohrbach, Sobonya, Stansbury, Storch, Upson, White, B. and Frich - **Providing pregnant women priority to substance abuse treatment** - Introduced 2/1/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Health and Human Resources - To House Health and Human Resources 2/10/2016 - On 3rd reading, Special Calendar 2/17/2016
4359. By Del. Miley, Trecost, Caputo, Boggs and Perdue - **Requiring the issuance of a photo identification to persons employed as a security guard by a security guard firm** (original similar to HB4367, SB376) - Introduced 2/2/2016 - To Government Organization - On 1st reading, Special Calendar 2/17/2016
4378. By Del. Shott, Lane, McCuskey, Sobonya, Hanshaw, Miller, Arvon, Border and Kessinger - **Relating to access to and receipt of certain information regarding a protected person by certain relatives of the protected person** - Introduced 2/3/2016 - To Judiciary - Amended - On 3rd reading, Special Calendar 2/17/2016
4417. By Del. Shott, Hanshaw, Rowe, Marcum, Shaffer, Manchin, Summers, Kessinger, Ireland and Skinner - **Increasing wages protected from garnishment** - Introduced 2/5/2016 - To Judiciary - On 3rd reading, Special Calendar 2/17/2016
4465. By Del. Duke, Espinosa, Westfall, Ambler, Rowan, Cooper, Kelly and Rohrbach - **Relating to salary equity among school systems** - Introduced 2/9/2016 - To Education then Finance - To House Finance 2/16/2016
- \*4467. By Del. Espinosa, Statler, Duke, Westfall, Rowan, Rohrbach and Ambler - **Including financial aid planning and completion of the Free Application for Federal Student Aid in secondary school instruction in personal finance** - Introduced 2/9/2016 - To Education - On 2nd reading, Special Calendar 2/17/2016

4499. By Del. O'Neal, Shott, Lane, Hanshaw, Overington, Sobonya, Azinger and Fast - **Relating to certain persons who have been disqualified or excused from jury service** - Introduced 2/11/2016 - To Judiciary - On 1st reading, Special Calendar 2/17/2016
- \*4520. By Del. Hanshaw and Shott - **Clarifying that certain hospitals have only one governing body whose meetings shall be open to the public** (original similar to SB50) - Introduced 2/11/2016 - To Judiciary - On 1st reading, Special Calendar 2/17/2016

### **BILLS INTRODUCED AND REFERRED**

Tuesday, February 16, 2016

4541. By Del. Phillips, Folk, Stansbury, Nelson, J., Eldridge, Rodighiero, Sobonya, Householder, Upson and Zatezalo - **Limiting the authority of municipalities to regulate the purchasing, possessing, transferring, owning, carrying, transporting, selling and storing of knives** - Introduced 2/16/2016 - To Political Subdivisions then Judiciary
4542. By Del. Canterbury and Ambler - **Allowing persons with property within rural fire protection districts to opt out of fire protection coverage** - Introduced 2/16/2016 - To Political Subdivisions then Judiciary
4543. By Del. McCuskey and Westfall - **Relating to willful misrepresentation to gain benefits or payment under the Public Employees Insurance Act** (original similar to SB520) - Introduced 2/16/2016 - To Banking and Insurance then Finance
4544. By Del. Howell - **Discontinuing the West Virginia Board of Landscape Architects and transferring its duties and authority to the Board of Registration for Professional Engineers** - Introduced 2/16/2016 - To Government Organization
4545. By Del. Howell - **Relating to regulation of pharmacy benefits managers** - Introduced 2/16/2016 - To Health and Human Resources then Finance
4546. By Del. Howell, Arvon, Hill, Stansbury, Cadle, Ihle, Blair, Hamrick, Moffatt, Faircloth and Smith, R. - **Requiring all higher education institutions to use statewide contracts issued by the Purchasing Division** - Introduced 2/16/2016 - To Education then Finance
4547. By Del. Walters, McCuskey, Westfall, Phillips, Zatezalo, Moore, White, P., Gearheart, Canterbury, Hanshaw and Howell - **Providing for the merger of the purposes and provisions of the Volunteer Fire Departments Workers' Compensation Subsidy Program and the Volunteer Fire Department Workers' Compensation Premium Subsidy Fund** (original similar to SB553) - Introduced 2/16/2016 - To Finance
4548. By Del. Canterbury and Ambler - **Disallowing municipalities not admitted to the Municipal Home Rule Pilot Program from participating in the Municipal Home Rule Pilot Program under certain circumstances** - Introduced 2/16/2016 - To Political Subdivisions then Government Organization
4549. By Del. Kessinger, Perry, Arvon, Hill, Foster and Stansbury - **Requiring that four members of the State Board of Education be elected on a nonpartisan basis** - Introduced 2/16/2016 - To Education then Judiciary

4550. By Del. Ireland - **Relating to the disposition of funds due to unknown or unlocatable interest owners** (original similar to SB576) - Introduced 2/16/2016 - To Energy then Finance
4551. By Del. McCuskey and Westfall - **Clarifying that the plans established and administered by the Public Employees Insurance Agency are exempt from regulation by the Insurance Commissioner, unless specifically stated otherwise** (original similar to SB517) - Introduced 2/16/2016 - To Banking and Insurance then Finance
4552. By Del. Statler, Flanigan, Rohrbach and Kurcaba - **Relating to purchasing requirements for the Division of Highways** - Introduced 2/16/2016 - To Finance
4553. By Del. Miller, Sobonya, Rohrbach, Hicks, Morgan, Perdue, Reynolds and Hornbuckle - **Relating to the West Virginia Health Care Authority** - Introduced 2/16/2016 - To Health and Human Resources
4554. By Del. Ambler, Gearheart, Trecost, Hamrick, Smith, P., Ireland, Cooper and Evans, D. - **Allowing an increase of gross weight limitations on certain roads in Greenbrier County** - Introduced 2/16/2016 - To Roads and Transportation then Government Organization
4555. By Del. Rowan, Border, Moye, Duke, Shaffer, Hamilton, Ferro, Pethel, Romine, Campbell and Overington - **Establishing a cause of action against a person who commits an act of financial exploitation against an elderly person** (original similar to HB4306, HB4309, SB361, SB362) - Introduced 2/16/2016 - To Senior Citizen Issues then Judiciary
4556. By Del. Skinner, Perdue, Fleischauer, Manchin, Sponaugle, Caputo, Longstreth, Hornbuckle and White, P. - **Relating to the PROMISE scholarship program** - Introduced 2/16/2016 - To Education then Finance
4557. By Del. Evans, A., Romine, Rowan, Hamilton, Lynch, Ambler, Miller and Cooper - **Removing the requirement that the West Virginia Rural Rehabilitation Loan Committee outsource the servicing of its loans** - Introduced 2/16/2016 - To Banking and Insurance then Finance
4558. By Del. Frich, Shott, Arvon, Smith, P., Rowan, Sobonya, Miller, Border, Upson, Kessinger and Summers - **Relating to victim notification and designation of additional individuals to receive notice of an offender's release** - Introduced 2/16/2016 - To Judiciary
4559. By Del. Kurcaba, Statler, Householder, McGeehan, Azinger, Overington, Ellington and Fast - **Requiring the Commissioner of Highways to develop a statewide communications plan known as the Comprehensive Public Involvement Plan** - Introduced 2/16/2016 - To Roads and Transportation then Government Organization
4560. By Del. Kurcaba, Gearheart, Cowles, Flanigan, Statler, Upson, Householder, McGeehan, Azinger, Overington and Ellington - **Requiring the Commissioner of Highways to develop a formula for allocating road funds among districts** - Introduced 2/16/2016 - To Roads and Transportation then Finance

4561. By Del. Kurcaba, Statler, Upson, Householder, McGeehan, Azinger, Overington, Ellington, Fast, Foster and Gearheart - **Creating a special hiring process for West Virginia Division of Highways employees** - Introduced 2/16/2016 - To Roads and Transportation then Government Organization
4562. By Del. Kurcaba, Statler, Upson, Householder, McGeehan, Azinger, Ellington, Fast, Overington, Foster and Gearheart - **Relating to performance metrics for the West Virginia Division of Highways** - Introduced 2/16/2016 - To Roads and Transportation then Government Organization
4563. By Del. Storch, Anderson, Boggs, Campbell, Ferro, Frich, Miller, Smith, R., Upson, Wagner and Waxman - **Reauthorizing the Neighborhood Investment Program Act** (original similar to SB293) - Introduced 2/16/2016 - To Government Organization then Finance
4564. By Del. Miley, Guthrie, Bates, Rowe, Moye, Perdue, Fleischauer, Campbell, Blackwell, Perry and Skinner - **Relating to the taxing certain tobacco products** - Introduced 2/16/2016 - To Health and Human Resources then Finance
4565. By Del. McCuskey and Skinner - **Allowing Class A Licensees to begin selling alcohol at ten o'clock a.m. on Sundays** (original similar to SB21, SB307, SB481) - Introduced 2/16/2016 - To Roads and Transportation then Judiciary
4566. By Del. Espinosa, Duke, Statler and Evans, D. - **Relating to school personnel** - Introduced 2/16/2016 - To Education then Finance
4567. By Del. Fleischauer, Perdue, Pushkin, Rowe, Morgan, Guthrie, Hornbuckle and Moore - **Establishing an industrial water extraction fee** - Introduced 2/16/2016 - To Judiciary then Finance
4568. By Del. Skinner - **Permitting the assessor to mail a notice advising the owner of a vehicle believed not to be properly registered in the state** - Introduced 2/16/2016 - To Political Subdivisions then Judiciary
4569. By Del. Hamrick, Waxman, Statler, Ellington and Stansbury - **Relating to appointment of, conduct of and training of poll watchers** - Introduced 2/16/2016 - To Judiciary
4570. By Del. Bates, Miley, Fluharty, Morgan, Shaffer, Guthrie, Manchin, Fleischauer, Hornbuckle, Perdue and Moore - **Continuing certain severance taxes that are dedicated to the Workers' Compensation Debt Reduction Fund towards the State Road Fund upon satisfaction of debt** - Introduced 2/16/2016 - To Finance
4571. By Del. Espinosa, Gearheart, Upson, Storch, Shott and Nelson, E. - **Creating a one-day special license for charitable events to sell nonintoxicating beer** (original similar to SB288) - Introduced 2/16/2016 - To Judiciary then Finance
4572. By Del. Espinosa, Statler, Blackwell, Evans, D., Romine, Westfall, Stansbury and Smith, R. - **Excepting specialized contract instructors from the definition of teacher** - Introduced 2/16/2016 - To Education

4573. By Del. Evans, A., Hamilton, Kelly, Rowan, Zatezalo and Romine - **Exempting the Department of Environmental Protection's construction or reclamation contracts from the review and approval requirements of the Division of Purchasing** (original similar to SB474) - Introduced 2/16/2016 - To Government Organization then Judiciary
4574. By Del. Faircloth, Flanigan, Blair and Hill - **Terminating the West Virginia Board of Accountancy** - Introduced 2/16/2016 - To Government Organization

#### ALL HOUSE JOINT RESOLUTIONS OFFERED

2. By Del. Romine, Walters and Rowan - **Super-Majority Required for Passage of Tax Bill Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
3. By Del. Lane - **Homestead Exemption Increase Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
4. By Del. Caputo, Manchin and Longstreth - **The "Homestead Exemption Increase Amendment"** - Introduced 1/13/2016 - To Judiciary then Finance
5. By Del. Rodighiero, Hicks, Perdue, Marcum, Reynolds, Eldridge and Moye - **The "Homestead Exemption Increase Amendment"** - Introduced 1/13/2016 - To Judiciary then Finance
8. By Del. Overington, Walters, Deem, Gearheart, Householder, Sobonya, Moffatt, Cadle, Foster, Frich and Blair - **The "Initiative, Referendum, and Recall Amendment"** - Introduced 1/13/2016 - To Judiciary
9. By Del. Overington, Walters, Householder, Moffatt, Butler, Frich, Gearheart, Blair, Deem, Phillips and Foster - **The Super-Majority Required for Passage of Tax Bill Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
10. By Del. Overington, Walters, Householder, Kelly, Foster, Gearheart, Upson, Deem, Phillips and Shott - **Prohibiting the Governmental Taking of Private Property for Private Use Amendment** - Introduced 1/13/2016 - To Judiciary
12. By Del. Sponaule, Longstreth, Hartman, Marcum, Hicks, Byrd, Hamilton, Perdue, Guthrie and Phillips - **The Right to Hunt and Fish in West Virginia Amendment** - Introduced 1/13/2016 - To Judiciary
13. By Del. Overington, Householder, Moffatt, Espinosa, Upson, Frich, Phillips, Perdue, Hanshaw, Border and Miller - **The Homestead Exemption Increase Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
14. By Del. Hamrick, Sobonya, Miller, Butler, Rohrbach and Nelson, J. - **The School Board Election Amendment** - Introduced 1/13/2016 - To Judiciary
16. By Del. Kurcaba, Hill, Faircloth, Wagner and Ihle - **The Term Limitations Amendment.** - Introduced 1/13/2016 - To Judiciary

18. By Del. Reynolds, Pushkin, Perry, Hornbuckle, Campbell, Byrd, Rohrbach and Bates - **The Removal of Governor's veto power for education spending in budget and appropriations bills.** - Introduced 1/13/2016 - To Finance then Judiciary
20. By Del. Reynolds, Moffatt, Rodighiero, Hicks, Lynch, Trecost and Bates - **Term Limitation Amendment** - Introduced 1/13/2016 - To Judiciary
21. By Del. Rodighiero - **The Citizens' Redistricting Commission Amendment** - Introduced 1/13/2016 - To Judiciary
22. By Del. Hamilton, O'Neal, Hanshaw, Kessinger, Blair, Weld, Foster, Hill, Ireland, Campbell and Marcum - **The Right to Hunt, Fish and Harvest Wildlife Amendment** - Introduced 1/13/2016 - To Judiciary
23. By Del. Sponaugle, Perdue, Hornbuckle, Marcum, Pushkin, Lynch, Hartman, Phillips and Campbell - **The Volunteer Emergency Service Personnel Property Tax Exemption Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
24. By Del. Sponaugle, Perdue, Fluharty, Hornbuckle, Trecost, Marcum, Pushkin, Byrd and Lynch - **The Veteran's Property Tax Exemption Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
25. By Del. Cowles - **The Disabled Veteran Exemption From Ad Valorem Property Taxation Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
26. By Del. Lane and Shott - **The Constitutional Officers Term Limit Amendment** - Introduced 1/13/2016 - To Judiciary
27. By Del. Stansbury, Householder, Summers, Ellington, Perdue, Phillips, Nelson, J., Ambler, White, B., Rohrbach and Westfall - **Right to hunt, fish and harvest wildlife** - Introduced 1/18/2016 - To Agriculture and Natural Resources then Judiciary
28. By Del. Deem - **Relating to the creation of a Citizens Redistricting Commission to redistrict Senate, House of Delegates and Congressional Districts** - Introduced 1/20/2016 - To Judiciary - To House Judiciary 1/20/2016
29. By Del. Campbell, Cooper, Ferro, Kurcaba, Perry, Morgan, Pethel, Kessinger, Statler, Wagner and Romine - **Reducing the length of terms for members of the West Virginia Board of Education** - Introduced 1/20/2016 - To Education then Judiciary - To House Education 1/20/2016
30. By Del. Foster - **Exemption from ad valorem taxation of manufacturing inventory and equipment** - Introduced 1/21/2016 - To Finance then Judiciary
31. By Del. Howell, Mr. Speaker (Mr. Armstead), Espinosa, Stansbury, Frich, Butler, Cadle, Blair, Cooper, Hamrick and Waxman - **Property tax limitation and homestead exemption amendment of 1982** - Introduced 1/21/2016 - To Finance then Judiciary
32. By Del. Deem and Overington - **Redistricting of Senate, House of Delegates and Congressional Districts** - Introduced 1/26/2016 - To Judiciary

33. By Del. Sobonya, Moffatt, Miller, Frich, Rohrbach, Butler, Cowles, Householder, Kurcaba and Summers - **Supervision of Free Schools** - Introduced 1/26/2016 - To Education then Judiciary
34. By Del. Sobonya, Moffatt, Miller, Rohrbach, Cadle, Summers, Cowles, Nelson, J., Kurcaba, Ihle and Frich - **Supervision of Free Schools** - Introduced 1/27/2016 - To Education then Judiciary
35. By Del. Shaffer, Smith, R., Lynch, Smith, P., Blackwell, Faircloth, Byrd and Ireland - **Senior Citizen Homestead Valuation Amendment** - Introduced 1/27/2016 - To Finance then Judiciary
36. By Del. Ferro, Lynch, Pethtel, Fluharty, Hamilton, Skinner, Storch, Caputo, Hartman and Perry - **The Simple Majority Levy Approval Amendment** - Introduced 1/29/2016 - To Judiciary
37. By Del. Marcum, Phillips, Sobonya, McCuskey, Westfall, Storch, Frich, Reynolds, Rohrbach, Shott and Householder - **Senators and Delegates Term Limit Amendment** - Introduced 2/1/2016 - To Judiciary
38. By Del. Bates - **Term Limits for Senators and Delegates in the West Virginia Legislature** - Introduced 2/3/2016 - To Judiciary
39. By Del. Bates, Lane and Pushkin - **State Apportionment Commission** - Introduced 2/3/2016 - To Judiciary
40. By Del. Nelson, J., Householder, Phillips, Smith, R., Ihle, McGeehan, Folk, Faircloth and Marcum - **Constitutional Officers Term Limit Amendment** - Introduced 2/10/2016 - To Judiciary
41. By Del. Rohrbach, Statler, White, B., Stansbury, Kurcaba, Arvon and Perdue - **West Virginia Infrastructure Improvement and Industrial Development Amendment of 2016** - Introduced 2/10/2016 - To Finance then Judiciary
42. By Del. Lane, Shott, Householder, Nelson, E., Howell, Cowles, Sobonya, O'Neal and Canterbury - **Legislative Review of Judiciary Budget Amendment** - Introduced 2/11/2016 - To Finance then Judiciary
43. By Del. Lane, Sobonya, Miller, Espinosa and Duke - **Citizens' Education Accountability Amendment** - Introduced 2/16/2016 - To Education then Judiciary
44. By Del. Skinner, Caputo, Fluharty, Lynch, Miley, Manchin, Reynolds, Boggs, Moore, White, P. and Guthrie - **Requirement of two thirds of Members of Legislature to override Governor's Veto Amendment** - Introduced 2/16/2016 - To Judiciary

#### ALL HOUSE CONCURRENT RESOLUTIONS OFFERED

1. By Mr. Speaker (Mr. Armstead) - **Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly**

- therefor** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016 - To Senate 1/13/2016 - Committee reference dispensed - Adopted by Senate 1/14/2016
- \*2. By Del. Rowan and Cowles - **U.S. Army PV2 William Frederick Kump Memorial Bridge** - Introduced 1/14/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
  3. By Del. Rowan and Cowles - **North River Mills Historic Trace** - Introduced 1/14/2016 - To Roads and Transportation then Rules
  4. By Del. Rowan - **CSA LTG Thomas J. "Stonewall" Jackson Bridge** - Introduced 1/14/2016 - To Roads and Transportation then Rules
  - \*5. By Del. Ambler, Canterbury and Cowles - **U.S. Army PV2 Eskridge A. Waggoner Memorial Bridge** - Introduced 1/15/2016 - To Roads and Transportation then Rules
  6. By Del. Phillips, Marcum, Eldridge, Moffatt and White, P. - **U.S. Army CPL F. Lee Noel Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
  - \*7. By Del. Miller, Morgan, Moffatt, Hornbuckle, Reynolds, Sobonya and Rohrbach - **U.S. Army PFC Cecil Ray Ball Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
  8. By Del. Westfall, McCuskey, White, B., Atkinson, Stansbury, Blair, Foster, Ihle, Butler and Storch - **Harry Ripley Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
  9. By Del. Kelly, Kessinger, Azinger, Statler, Evans, D., Zatezalo, Weld, McGeehan, Ireland, Border and Nelson, J. - **Navy Chief Petty Officer Nicholas Heath Null Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
  - \*10. By Del. White, P., Phillips, Marcum and Eldridge - **U.S. Marine Corps GySgt Lionel Collins Memorial Road** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
  11. By Del. Campbell, Moye, Rowan, Espinosa, Wagner, Hornbuckle, White, P., Marcum, Phillips, Stansbury and Hamilton - **World Autism Awareness Day** - Introduced 1/21/2016 - To Rules
  - \*12. By Del. Campbell, Hartman, Sponaugle, Espinosa, Wagner, White, P., Stansbury, Perry and Hamilton - **Cheat Mountain Salamander as the State symbol of conservation** - Introduced 1/21/2016 - To Agriculture and Natural Resources then Rules - To House Rules 2/10/2016
  13. By Del. Cooper and Ambler - **U.S. Army SPC 4 Everette R. Johnson Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules

- \*14. By Del. Howell, Mr. Speaker (Mr. Armstead), Ambler, Anderson, Arvon, Atkinson, Azinger, Border, Butler, Cadle, Cooper, Cowles, Duke, Ellington, Espinosa, Evans, D., Frich, Hamrick, Hanshaw, Hill, Householder, Ihle, Ireland, Kelly, Kessinger, Kurcaba, McGeehan, Miller, Moffatt, O'Neal, Overington, Rowan, Shott, Smith, R., Sobonya, Stansbury, Statler, Storch, Walters, Waxman and Zatezalo - **Second Friday in July as West Virginia Collector Car Appreciation Day** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
- \*15. By Mr. Speaker (Mr. Armstead) - **U.S. Marine Corps PFC Clayton Andrew Craft Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
16. By Del. Morgan, Perdue, Hornbuckle, Sobonya, Rohrbach, Miller, Reynolds and Hicks - **U.S. Army PFC John Ira Pinkerman Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules
- \*17. By Del. Phillips, Marcum, Rodighiero and White, P. - **SGT Larry Joseph Whitt Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
- \*18. By Del. Phillips, Marcum, Rodighiero and White, P. - **U.S. Air Force Staff Sergeant William Henry 'Bill' Whitman Memorial Highway** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
- \*19. By Del. Waxman, Trecost, Miley and Hamrick - **H. Laban White Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
20. By Del. Cooper, Evans, D., Nelson, J., Fleischauer, Longstreth, Rowan and Weld - **Funding for the West Virginia National Guard** - Introduced 1/21/2016 - To Veterans' Affairs and Homeland Security then Rules
21. By Del. Howell, Blair, Cowles, Duke, Espinosa, Evans, A., Faircloth, Fleischauer, Folk, Frich, Householder, Kurcaba, Flanigan, Overington, Rowan, Shaffer, Skinner, Smith, R., Statler and Upson - **Study impact of reimbursing the State of Maryland for the use of its helicopter Maryland Trooper Five for runs into West Virginia** - Introduced 1/22/2016 - To Finance then Rules
22. By Del. White, B., Miller, Lane, Cowles, Evans, A., Kessinger, Shott, McCuskey, Sobonya, Stansbury, Byrd, Mr. Speaker (Mr. Armstead), Atkinson, Azinger, Blackwell, Blair, Deem, Ellington, Faircloth, Fleischauer, Folk, Hamrick, Householder, Ireland, Kelly, Kurcaba, McGeehan, Nelson, E., Overington, Pushkin, Rohrbach, Rowan, Rowe, Shaffer, Smith, P., Smith, R., Statler, Storch, Upson, Waxman, Weld, Westfall and Zatezalo - **U. S. Army SGT Gary Lee DeBoard Memorial Intersection** - Introduced 1/25/2016 - To Roads and Transportation then Rules
23. By Del. Marcum, Rodighiero, Phillips, White, P., Moffatt, Eldridge, Westfall and McGeehan - **Ingram's Way** - Introduced 1/25/2016 - To Roads and Transportation then Rules

24. By Del. Marcum, Phillips, Hamrick, White, P., Nelson, J., Smith, R., Arvon and Howell - **Cpl. Ronald Duke Varney Memorial Bridge** - Introduced 1/26/2016 - To Roads and Transportation then Rules
25. By Del. Howell, Evans, A., Rowan and Smith, R. - **Frosty the Snowman Day** - Introduced 1/26/2016 - To Rules
26. By Del. Romine, Rowan, Pethtel and Hamilton - **Corporal Gary Wayne Weekley Memorial Bridge** - Introduced 1/26/2016 - To Roads and Transportation then Rules
27. By Del. Hamrick, Trecost, Waxman and Miley - **Michael Angiulli Memorial Bridge** - Introduced 1/26/2016 - To Roads and Transportation then Rules
28. By Del. Miley, Waxman, Trecost, Lane, Hamrick and Caputo - **U.S. Army CPL John Belcastro Bridge** - Introduced 1/29/2016 - To Roads and Transportation then Rules
29. By Del. Manchin, Caputo and Longstreth - **Harry C. "Buck" Markley Jr. Memorial Bridge** - Introduced 1/29/2016 - To Roads and Transportation then Rules
30. By Del. Hamilton, Lynch and Smith, P. - **U.S. Army PFC Everett Henry Woody Memorial Bridge** - Introduced 2/2/2016 - To Roads and Transportation then Rules
31. By Del. Sponaugle, Evans, A., Romine, Hamilton, Hartman, Lynch and Campbell - **Wilbur Lee Clayton Memorial Bridge** - Introduced 2/2/2016 - To Roads and Transportation then Rules
32. By Del. Marcum, White, P., Hamrick, Nelson, J., O'Neal, Summers, Foster, Blair, Sobonya, Kessinger, Smith, R., Hicks, Atkinson, Bates, Butler, Byrd, Eldridge, Evans, A., Fast, Ferro, Folk, Frich, Hamilton, Ireland, Kelly, Kurcaba, McCuskey, Moffatt, Morgan, Moye, Phillips, Reynolds, Rodighiero, Romine, Rowan, Storch, Weld, Westfall and Zatezalo - **Johnny Mack Bryant Memorial Bridge** - Introduced 2/2/2016 - To Roads and Transportation then Rules
33. By Del. Hamrick - **U.S. Army Air Force S/SGT Harold 'Dean' Baker Memorial Bridge** - Introduced 2/5/2016 - To Roads and Transportation then Rules
34. By Del. Miller - **U.S. Marine Corps PFC Billy Joe Vickers Memorial Bridge** - Introduced 2/5/2016 - To Roads and Transportation then Rules
35. By Del. Perdue, Marcum, Hicks, Rodighiero, Reynolds and Rohrbach - **U.S. Army PVT Charles E. Ellis and U.S. Army PVT Ira V. Ellis Memorial Bridge** - Introduced 2/5/2016 - To Roads and Transportation then Rules
36. By Del. Overington, Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blair, Border, Butler, Cadle, Canterbury, Cooper, Deem, Ellington, Espinosa, Evans, A., Evans, D., Faircloth, Fast, Flanigan, Folk, Foster, Frich, Gearheart, Hamilton, Hamrick, Hanshaw, Hill, Householder, Howell, Ihle, Kelly, Kessinger, Kurcaba, Lane, Marcum, McCuskey, McGeehan, Miller, Moffatt, Moye, Nelson, E., O'Neal, Perry, Phillips, Rohrbach, Romine, Rowan, Shott, Smith, P., Smith, R., Sobonya, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, White, B., Ireland and

Zatezalo - **Applying for an Article V Amendments Convention to Propose a Constitutional Amendment** - Introduced 2/8/2016 - To Judiciary

37. By Del. Westfall, Upson, Cadle, Ireland, Flanigan, Householder, Cooper, Foster, Lane, Howell and Weld - **U.S. Army SGT Arthur George Roush Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules
38. By Del. Rodighiero, Phillips and Eldridge - **Lando Adkins, Sr. Memorial Road** - Introduced 2/8/2016 - To Roads and Transportation then Rules
39. By Del. Phillips, Marcum, Rodighiero, Moffatt and Eldridge - **US Army PFC Corneliou Vance Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules
40. By Del. Duke - **Max G. Parkinson Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules
41. No Delegate (s) Selected - **U.S. Army Air Corps CPT Kenneth R. Winters, Sr. Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules
42. By Del. Sponaugle, Evans, A., Campbell and Hartman - **WVSP Tpr. Phillip S. Kesner Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
43. By Del. Hartman, Sponaugle, Perry, Campbell, Longstreth and White, P. - **PVT Preston D. Vanscoy Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
44. By Del. Perdue, Rohrbach and Hicks - **US Navy Medic 3rd Roy Elmer "Moon" Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
45. By Del. Eldridge, Phillips, Rodighiero, Moffatt, Morgan, Hornbuckle and Miller - **U.S. Army PFC Cornelious Wiley Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
46. By Del. Rohrbach, Perdue, Hicks and Reynolds - **U.S. Army PFC Ernest D. Marcum Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
47. By Del. Rohrbach, Perdue, Reynolds and Hicks - **U.S. Army SFC Jesse Muncy Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
48. By Del. Hicks, Rohrbach, Perdue and Reynolds - **Charles Edward Smith Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
49. By Del. Campbell, Hartman, Sponaugle, Reynolds and Byrd - **U.S. Navy BT2 Mark Edward Hutchison Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
50. By Del. Eldridge, Marcum, Rodighiero and Phillips - **Thomas Owen Perry Sr. Highway** - Introduced 2/10/2016 - To Roads and Transportation then Rules
51. By Del. Pethel - **U.S. Army PFC Danny Mire Stoneking Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules

52. By Del. Marcum, White, P., Eldridge, Phillips, Hicks and Rodighiero - **Requesting Division of Highways to build bridge on County Route 65/03 located near Tug Valley High School** - Introduced 2/11/2016 - To Roads and Transportation then Rules
53. By Del. Rowe, White, B. and Guthrie - **Private Arlie Kenneth Graley Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules
54. By Del. Smith, R., Shaffer, Nelson, J. and Wagner - **Byron 'Bray' Kelley Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules
55. By Del. Eldridge, Phillips, White, P., Marcum, Moffatt, Morgan, Rodighiero and Miller - **U.S. Army PFC Ray Freeman Meade Memorial Road** - Introduced 2/11/2016 - To Roads and Transportation then Rules
56. By Del. Statler, Stansbury, White, B., Kessinger, Rohrbach, Sobonya, Waxman, Hamrick, Summers, Ihle and Atkinson - **U.S. Army CPL Robert Eugene Jackson Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules
57. By Del. Evans, A., Kelly, Storch, Hamrick, Sobonya, Summers, Ellington, Overington, O'Neal, McGeehan and Azinger - **U.S. Army PVT Leander Reel Memorial Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
58. By Del. Rowan - **Frenchburg Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
59. By Del. Phillips, Eldridge, Rodighiero and White, P. - **John B. Short Memorial Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
60. By Del. Sobonya, Rohrbach, Waxman, Hamrick, White, B., Miller, Border, Evans, D., Ambler and Cooper - **Requesting Joint Committee on Government and Finance study the state-level background check process for new employees and volunteers of caregiving businesses and facilities** - Introduced 2/12/2016 - To Rules
61. By Del. Phillips, Eldridge, Rodighiero and White, P. - **U.S. Army PFC Donald Ray Cochran Memorial Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
62. By Del. Lynch, Hamilton, Eldridge, Perry, Campbell, Morgan, Moyer, Fleischauer, Byrd, Shaffer and Smith, P. - **Webster County Veterans Highway** - Introduced 2/15/2016 - To Roads and Transportation then Rules
63. By Del. Phillips, White, P., Marcum, Rodighiero and Eldridge - **U.S. Air Force MSgt Johnny Baxter Clark and U.S. Air Force MSgt Carl Richard (Dick) Clark Memorial Bridge** - Introduced 2/15/2016 - To Roads and Transportation then Rules
64. By Del. Eldridge, Phillips, Rodighiero, Moffatt, Reynolds, Miller, Morgan, Hornbuckle, White, P., Perry and Campbell - **U.S. Army CPL George Browning Memorial Road** - Introduced 2/15/2016 - To Roads and Transportation then Rules

65. By Del. Eldridge, Phillips, Rodighiero, Moffatt, Reynolds, Miller, Morgan, Hornbuckle, White, P., Perry and Campbell - **U.S. Army CPL Wilson B. Lambert, Jr. Memorial Road** - Introduced 2/15/2016 - To Roads and Transportation then Rules
66. By Del. Phillips, Marcum, White, P., Rodighiero and Eldridge - **1SG Carl J. Crabtree Memorial Road** - Introduced 2/15/2016 - To Roads and Transportation then Rules
67. By Del. Phillips, Rodighiero and Eldridge - **Balentine Brothers Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
68. By Del. Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blair, Boggs, Border, Butler, Byrd, Cadle, Campbell, Canterbury, Caputo, Cooper, Cowles, Deem, Duke, Eldridge, Ellington, Espinosa, Evans, A., Evans, D., Faircloth, Fast, Ferro, Fluharty, Folk, Foster, Frich, Gearheart, Hamilton, Hamrick, Hanshaw, Hartman, Hicks, Hill, Householder, Howell, Ihle, Ireland, Kelly, Kessinger, Kurcaba, Lane, Longstreth, Lynch, Manchin, Marcum, McCuskey, McGeehan, Miley, Miller, Moffatt, Moore, Morgan, Moyer, Mr. Speaker (Mr. Armstead), Nelson, E., Nelson, J., O'Neal, Overington, Perdue, Perry, Pethtel, Phillips, Rodighiero, Rohrbach, Romine, Rowan, Rowe, Shaffer, Skinner, Smith, P., Smith, R., Sobonya, Sponaugle, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, White, B., White, P. and Zatezalo - **Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium and Heavy Duty Engines and Vehicles Phase 2** - Introduced 2/16/2016 - To Rules
69. By Del. Eldridge and Phillips - **Betty Jo DeLong Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
70. By Del. Phillips, Marcum, Eldridge, Rodighiero and White, P. - **U.S. Air Force Staff Sgt Bethel Howard McNeely and U.S. Marine Staff Sgt Clyde Elmo Bryant Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
71. By Del. Phillips, White, P., Marcum, Rodighiero and Eldridge - **US Army PVT James Earl Pelfrey Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
72. By Del. Duke - **Max G. Parkinson Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules

#### ALL HOUSE RESOLUTIONS OFFERED

1. By Mr. Speaker (Mr. Armstead) - **Authorizing the appointment of employees for this, the Second Regular Session of the 82nd Legislature, 2016** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016
2. By Mr. Speaker (Mr. Armstead) - **Authorizing printing and distribution of Acts of the Legislature and Journals of the House of Delegates** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016
3. By Mr. Speaker (Mr. Armstead) - **Creating a Select Committee on Prevention and Treatment of Substance Abuse** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016

4. By Del. O'Neal, Cooper, Moye, Mr. Speaker (Mr. Armstead), Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blackwell, Blair, Boggs, Border, Butler, Byrd, Cadle, Campbell, Canterbury, Caputo, Cowles, Deem, Duke, Eldridge, Ellington, Espinosa, Evans, A., Evans, D., Faircloth, Fast, Ferro, Fleischauer, Fluharty, Folk, Foster, Frich, Gearheart, Guthrie, Hamilton, Hamrick, Hanshaw, Hartman, Hicks, Hill, Hornbuckle, Householder, Howell, Ihle, Ireland, Kelly, Kessinger, Kurcaba, Lane, Longstreth, Lynch, Manchin, Marcum, McCuskey, McGeehan, Miley, Miller, Moffatt, Moore, Morgan, Nelson, E., Nelson, J., Overington, Perdue, Perry, Pethtel, Phillips, Pushkin, Reynolds, Rodighiero, Rohrbach, Romine, Rowan, Rowe, Shaffer, Shott, Skinner, Smith, P., Smith, R., Sobonya, Sponaugle, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, White, B., White, P. and Zatezalo - **Memorializing the life of the Honorable Arnold W. Ryan** - Introduced 1/18/2016 - Reference dispensed - Adopted by House 1/18/2016
5. By Del. Howell, Arvon, Atkinson, Cadle, Canterbury, Fast, Folk, Foster, Gearheart, Hamrick, Ihle, Ireland, Kessinger, Flanigan, Overington, Phillips, Wagner, Waxman and Zatezalo - **Expressing concern of the House of Delegates to the growth of the federal government's power over the individual states of the United States** - Introduced 1/25/2016 - To Rules
6. By Del. Howell, Evans, A., Rowan and Smith, R. - **Honoring the town of Piedmont's 160th anniversary** - Introduced 1/26/2016 - To Rules
7. By Del. Sobonya, Arvon, Azinger, Rohrbach, Deem, Duke, Espinosa, Evans, A., Faircloth, Fast, Fleischauer, Folk, Frich, Hamilton, Hamrick, Hicks, Hill, Howell, Ihle, Kelly, Kessinger, Marcum, McCuskey, Moffatt, Morgan, Moye, Pushkin, Rodighiero, Romine, Rowan, Rowe, Shaffer, Smith, P., Stansbury, Statler, Storch, Waxman, Weld, Westfall, Zatezalo, Mr. Speaker (Mr. Armstead) and Del. Blackwell - **Designating that the month of April be proclaimed as Sarcoidosis Awareness Month beginning in 2016.** - Introduced 1/26/2016 - To Rules - Adopted 2/15/2016
8. By Mr. Speaker (Mr. Armstead) - **Authorizing the Committee on Rules to arrange a Special Calendar and providing for making public the vote on certain questions in connection with the preparation thereof** - Introduced 2/10/2016 - To Rules - Amended - Adopted 2/15/2016
9. By Del. Ellington, Summers, Upson, Householder, Ihle, Espinosa, Hill, Stansbury, Campbell, Perdue, Atkinson, Bates, Blair, Butler, Duke, Eldridge, Foster, Ireland, Manchin, Perry, Phillips, Skinner, Smith, R., Sobonya and Statler - **Recognizing March as self-care month in West Virginia** - Introduced 2/11/2016 - To Rules
10. By Del. McCuskey, Westfall, Weld, White, B., Stansbury, Nelson, E. and Byrd - **Creating support services and programs for childhood cancer patients and families** - Introduced 2/16/2016 - To Rules
11. By Del. Stansbury, Phillips, Hamilton, Smith, R., Cadle, White, B., Ambler, Summers, Nelson, J., Perdue and Statler - **Enhancing hunting, fishing, recreational shooting and other outdoor recreational opportunities as well as strengthen conservation efforts nationwide** - Introduced 2/16/2016 - To Rules

## HOUSE BILLS PASSED HOUSE AND COMMUNICATED TO SENATE

- \*2101. By Del. Morgan, Caputo, Faircloth, Folk, Howell and Smith, R. - **Eliminating obsolete government entities** - Introduced 1/13/2016 - To Government Organization - Passed House 1/21/2016 - To Senate 1/25/2016 - To Government Organization - Amended - Passed Senate with amended title 2/4/2016 - House concurred in Senate amendment and passed 2/8/2016 - To Governor 2/9/16 - Approved by Governor 2/11/16
- \*2122. By Del. Ambler, Cooper, Householder, Walters, Smith, R., Canterbury and Gearheart - **Making it illegal for first responders to photograph a corpse; Jonathon's Law** - Introduced 1/13/2016 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 2/16/2016 - Title amended
- \*2130. By Del. Westfall, Espinosa, Hamrick, McCuskey, Stansbury, White, B. and Ihle - **Including law-enforcement officers among those professionals the assault or battery of which leads to enhanced criminal penalties** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/27/2016 - To Senate 1/28/2016 - To Judiciary
2147. By Del. Folk, Hamilton, Frich, Shott, Householder, Ireland, Weld, Gearheart, Hanshaw and Azinger - **Requiring the circuit court, when appointing counsel for alleged protected persons, to make appointments from a listing of all interested attorneys in the circuit** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Amended - Passed House 1/26/2016 - Title amended - To Senate 1/27/2016 - To Judiciary
- \*2366. By Del. Rowan, Miller, Sobonya, Smith, P., Border, Arvon and Storch - **Relating generally to the solicitation of minors** - Introduced 1/13/2016 - To Judiciary - Passed House 2/8/2016 - To Senate 2/9/2016 - To Judiciary
- \*2444. By Mr. Speaker (Mr. Armstead), Del. Miller, Waxman, Azinger, Upson, Kessinger, Summers, Hanshaw, Kurcaba, Hill and Nelson, E. - **Providing for the assignment of economic development office representatives to serve as Small Business Allies as facilitators to assist small business entities and individuals** - Introduced 1/13/2016 - To Small Business, Entrepreneurship and Economic Development - Passed House 2/10/2016 - To Senate 2/11/2016 - To Economic Development
- \*2511. By Del. Walters, Howell, Ellington, Canterbury, Smith, R., Gearheart, Perry, Smith, P. and Ambler - **Health Care Sharing Ministries Freedom to Share Act** - Introduced 1/13/2016 - To Health and Human Resources then Judiciary - To House Judiciary 1/15/2016 - Passed House 2/8/2016 - To Senate 2/9/2016 - To Banking and Insurance
2584. By Del. Rohrbach, Sobonya, Shott, Miller, Hicks, Reynolds and Rowe - **Allowing a judge to excuse a potential juror from jury duty until a later date based on seasonal employment** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Amended - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary
- \*2588. By Del. Nelson, E., Lane, Kurcaba, O'Neal, Westfall, McCuskey, Byrd, Gearheart, Storch and Espinosa - **Relating to the filing of financial statements with the Secretary of State** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary

- \*2615. By Del. Lane, Faircloth, Miller and Nelson, E. - **West Virginia Small Business Capital Act** - Introduced 1/13/2016 - To Small Business, Entrepreneurship and Economic Development then Finance - To House Finance 1/22/2016 - Amended on 3rd reading - Passed House 2/15/2016 - To Senate 2/16/2016 - To Finance
2796. By Mr. Speaker (Mr. Armstead) - **Providing paid leave for certain state officers and employees during a declared state of emergency** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Government Organization
- \*2800. By Del. Miller, Ferro, Sobonya, Border, Rohrbach, Folk and Eldridge - **Adding law-enforcement officers' contact information and names of family members to the list of exemptions from public records requests** (original similar to SB 310) - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary - Amended - Passed Senate with amended title 2/10/2016 - House refused to concur and requested Senate to recede 2/12/2016 - Senate refused to recede and requested conference 2/15/2016 - To conference 2/16/2016
- \*4002. By Del. Howell, Anderson, Mr. Speaker (Mr. Armstead), Faircloth, Frich, Hanshaw, McCuskey, Rohrbach, Summers, Shott and Walters - **Relating to rule making under the state Administrative Procedures Act** (original similar to SB3) - Introduced 1/13/2016 - To Judiciary - Amended - Laid over until 1/25/16 - Passed House 1/25/2016 - Title amended - To Senate 1/26/2016 - To Government Organization
4005. By Del. Cowles, Duke, Foster, Gearheart, Miller, Overington, Shott, Walters, Waxman, Westfall and Householder - **Repealing prevailing hourly rate of wages requirements** (original similar to SB2) - Introduced 1/13/2016 - To Government Organization - Laid over until 1/25/16 - Written motion to suspend Rule 95c rejected - Passed House 1/27/2016 - To Senate 1/28/2016 - To Government Organization - Passed Senate 2/4/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Motion to consider bill notwithstanding the objections of the Governor - House passed over veto 2/12/2016 - Senate reconsidered action - Passed Senate notwithstanding objections of the Governor 2/12/2016
- \*4007. By Del. Rohrbach, Weld, Espinosa, Cooper, Butler, Waxman, Moffatt, Arvon, Cowles, Hill and Anderson - **Relating generally to appointment of attorneys to assist the Attorney General** (original similar to SB8) - Introduced 1/13/2016 - To Judiciary - Amended - Laid over until 1/25/16 - Passed House 1/25/2016 - To Senate 1/26/2016 - To Judiciary - Amended - Passed Senate with amended title 2/6/2016 - House concurred in Senate amendment and passed 2/9/2016 - To Governor 2/11/16
- \*4012. By Del. O'Neal, Mr. Speaker (Mr. Armstead), Hanshaw, Moye, Fast, Evans, A., Azinger, Waxman, Romine, Rowan and Phillips - **West Virginia Religious Freedom Restoration Act** (original similar to SB11) - Introduced 1/26/2016 - To Judiciary - Decision of the chair sustained - Amended - Passed House 2/11/2016 - To Senate 2/12/2016 - To Judiciary
- \*4031. By Del. Frich, Sobonya, Howell, Moffatt, Hanshaw, McCuskey, Shott, Overington, Mr. Speaker (Mr. Armstead), Rowe and Fleischauer - **Requiring agencies to respond to public comments received during the rule-making process** - Introduced 1/15/2016 - To Government Organization - Amended - Laid over until 1/25/16 - Passed House 1/25/2016 - Title amended - To Senate 1/26/2016 - To Government Organization

4033. By Del. Ellington, Summers, Householder, Rohrbach, Stansbury, Waxman, Perdue and Rodighiero (Originating in House Health and Human Resources) - **Adding criminal penalties for the unauthorized practice of pharmacists care** - Introduced 1/15/2016 - Passed House 1/20/2016 - To Senate 1/21/2016 - To Health and Human Resources then Judiciary - To Health and Human Resources 1/21/2016
- \*4038. By Del. Ellington, Summers, Bates, Faircloth, Householder, Rohrbach and Stansbury - **Relating to insurance requirements for the refilling of topical eye medication** - Introduced 1/18/2016 - To Health and Human Resources - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Health and Human Resources
- \*4145. By Del. Blair, Azinger, Butler, Cadle, Eldridge, Householder, Marcum, Overington, Phillips, Sobonya and Upson - **Relating to carry or use of a handgun or deadly weapon** - Introduced 1/19/2016 - To Judiciary - To House Judiciary 1/19/2016 - Amendments pending - Amended - Passed House 2/8/2016 - Title amended - To Senate 2/9/2016 - To Judiciary
- \*4146. By Del. Ellington, Summers, Bates, Faircloth, Householder, Rohrbach, Sobonya, Stansbury, Eldridge, McCuskey and Frich - **Providing insurance cover abuse-deterrent opioid analgesic drugs** (original similar to SB304) - Introduced 1/19/2016 - To Banking and Insurance then Select Committee on Prevention and Treatment of Substance Abuse - To House Banking and Insurance 1/19/2016 - To House Select Committee on Prevention and Treatment of Substance Abuse 1/22/2016 - Amended - Passed House 2/15/2016 - To Senate 2/16/2016 - To Banking and Insurance then Health and Human Resources - To Banking and Insurance 2/16/2016
4147. By Del. Rowan, Mr. Speaker (Mr. Armstead), Cowles, Perry, Duke, Miley, Hamilton, Espinosa, O'Neal, Anderson and Nelson, E. - **Making the West Virginia Schools for the Deaf and Blind eligible to participate in any and all funding administered or distributed by the West Virginia School Building Authority** (original similar to HB4485) - Introduced 1/19/2016 - To Education then Finance - To House Education 1/19/2016 - 2nd reference dispensed - Passed House 2/12/2016 - Effective from passage - To Senate 2/15/2016 - To Finance
4148. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal taxable income and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original similar to SB354) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Title amended - Effective from passage - To Senate 2/12/2016 - To Finance - On 1st reading 2/17/2016
- \*4158. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Commerce, WorkForce West Virginia – Workforce Investment Act** (original similar to SB447) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Effective from passage - To Senate 2/12/2016 - To Finance - On 1st reading 2/17/2016
4161. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Relating to levies on classifications of property by the Board of Public Works** (original similar to SB432) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - To Senate 2/12/2016 - To Finance

- \*4163. By Del. Howell, Arvon, Moffatt, Westfall, McCuskey, Miller, Cadle, Walters, Zatezalo, Kelly and Ellington - **Providing the authority and procedure for municipalities to give notice to, and publish the names of, entities delinquent in paying business and occupation taxes** - Introduced 1/20/2016 - To Political Subdivisions then Judiciary - To House Political Subdivisions 1/20/2016 - To House Judiciary 1/27/2016 - Passed House 2/8/2016 - To Senate 2/9/2016 - To Government Organization
- \*4175. By Del. Kurcaba, Faircloth, Statler, Espinosa, McGeehan, Azinger, Upson, Kelly, Trecost and Ihle - **Relating generally to home schooling** (original similar to SB318) - Introduced 1/20/2016 - To Education - To House Education 1/20/2016 - Passed House 2/2/2016 - To Senate 2/3/2016 - To Education
- \*4186. By Del. Cadle, Cooper, Foster, Ambler, Howell, Butler, Householder, Moffatt, Smith, R., Westfall and Hamrick - **Relating to additional duties of the Public Service Commission** (original similar to SB498) - Introduced 1/20/2016 - To Government Organization - To House Government Organization 1/20/2016 - Amended - Passed House 2/9/2016 - Title amended - Effective from passage - To Senate 2/10/2016 - To Government Organization
- \*4188. By Del. Hamrick, Ambler, Boggs, Cadle, Guthrie, Longstreth, Rohrbach and Gearheart (Originating in House Roads and Transportation) - **Relating to the development and implementation of a program to facilitate commercial sponsorship of rest areas** - Introduced 1/20/2016 - To House Finance 1/20/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure then Finance - To Transportation and Infrastructure 2/16/2016
- \*4218. By Del. Miley and Cowles [By Request of the Executive] - **Expanding the definition of "underground facility" in the One-Call System Act** (original similar to SB425) - Introduced 1/21/2016 - To Energy then Judiciary - To House Judiciary 1/27/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Judiciary
- \*4227. By Del. Howell, Arvon, Zatezalo, Border, Phillips, Hartman, Ihle, Cadle, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Real Estate Appraiser Licensing and Certification Board** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - Title amended - To Senate 2/1/2016 - To Government Organization
- \*4228. By Del. Cowles, White, B., Shott, Espinosa, Nelson, E., Howell, Upson, Trecost, Reynolds, Gearheart and Hamrick - **Relating to transportation network companies** (original similar to SB324) - Introduced 1/22/2016 - To Roads and Transportation then Finance - To House Finance 2/2/2016 - Passed House 2/15/2016 - Effective July 1, 2016 - To Senate 2/16/2016 - To Judiciary
- \*4230. By Del. Howell, Arvon, Blair, Phillips, Hill, Hartman, Stansbury, McGeehan, Smith, R., Hamrick and Morgan - **Relating to qualifications of members of the Board of Registration For Professional Engineers** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - To Senate 2/1/2016 - To Government Organization

4235. By Del. Shott - **Relating to the publication requirements of the administration of estates** - Introduced 1/22/2016 - To Judiciary - Passed House 2/1/2016 - Title amended - To Senate 2/2/2016 - To Judiciary
- \*4238. By Del. Howell, Arvon, Blair, Phillips, Hill, Hartman, Stansbury, McGeehan, Smith, R., Hamrick and Morgan - **Relating to qualifications of members of the board of Professional Surveyors** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - Title amended - To Senate 2/1/2016 - To Government Organization
- \*4241. By Del. Howell, Arvon, Zatezalo, Border, Phillips, Hartman, Ihle, Cadle, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Real Estate Commission** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - To Senate 2/1/2016 - To Government Organization
4243. By Del. Border, Ellington, Arvon, Kelly, Sobonya, Anderson, Deem and Ireland - **Extending the time that certain nonprofit community groups are exempt from the moratorium on creating new nursing home beds** - Introduced 1/22/2016 - To Health and Human Resources - Passed House 2/3/2016 - To Senate 2/4/2016 - To Health and Human Resources
- \*4244. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Shott, Flanigan, Waxman, Perry and White, B. - **Eliminating the need for a public hearing when no objection is filed on an application from an out of state state-chartered credit union to establish a branch in West Virginia** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - On 1st reading 2/17/2016
- \*4245. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Rowe, Flanigan, Waxman, Perry and White, B. - **Requiring the cashier or executive officer of a banking institution to provide shareholders with the institution's most recent year-end audited financial statement** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - On 1st reading 2/17/2016
4309. By Del. Rowan, Border, Fast, Stansbury, Moye, Campbell, Overington, Romine, Duke, Pethel and Ferro - **Increasing criminal penalties for conviction of certain offenses of financial exploitation of an elderly person** (original similar to HB4306, SB362) - Introduced 1/27/2016 - To Senior Citizen Issues then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Judiciary
- \*4311. By Del. Howell, Arvon, Blair, Phillips, Hartman, Ihle, Cadle, McGeehan, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Board of Landscape Architects** (original similar to HB4313) - Introduced 1/27/2016 - To Government Organization - Passed House 2/4/2016 - To Senate 2/5/2016 - To Government Organization
- \*4313. By Del. Howell, Arvon, Blair, Phillips, Hill, Hartman, Stansbury, McGeehan, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Board of Architects** (original similar to HB4311) - Introduced 1/27/2016 - To Government Organization - Passed House 2/4/2016 - To Senate 2/5/2016 - To Government Organization

4362. By Del. Kurcaba, Fleischauer, Statler, Householder, Espinosa, Overington, Weld, Summers, Blair, Byrd and Upson - **Establishing a felony offense of strangulation** (original similar to SB482) - Introduced 2/2/2016 - To Judiciary - Amended - Passed House 2/11/2016 - To Senate 2/12/2016 - To Judiciary

#### **HOUSE CONCURRENT RESOLUTIONS COMMUNICATED TO SENATE**

- \*2. By Del. Rowan and Cowles - **U.S. Army PV2 William Frederick Kump Memorial Bridge** - Introduced 1/14/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
- \*14. By Del. Howell, Mr. Speaker (Mr. Armstead), Ambler, Anderson, Arvon, Atkinson, Azinger, Border, Butler, Cadle, Cooper, Cowles, Duke, Ellington, Espinosa, Evans, D., Frich, Hamrick, Hanshaw, Hill, Householder, Ihle, Ireland, Kelly, Kessinger, Kurcaba, McGeehan, Miller, Moffatt, O'Neal, Overington, Rowan, Shott, Smith, R., Sobonya, Stansbury, Statler, Storch, Walters, Waxman and Zatezalo - **Second Friday in July as West Virginia Collector Car Appreciation Day** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
- \*19. By Del. Waxman, Trecost, Miley and Hamrick - **H. Laban White Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure

#### **ALL SENATE BILLS PASSED BY SENATE AND COMMUNICATED TO HOUSE**

1. By Sen. Cole (Mr. President), Blair, Boso, Ferns, Gaunch, Trump, Carmichael, Sypolt and Takubo - **Establishing WV Workplace Freedom Act** (original similar to HB4006) - Introduced 1/13/2016 - To Judiciary - Amended - Passed Senate 1/21/2016 - To House 1/25/2016 - To Judiciary - Amended - Passed House 2/4/2016 - Title amended - Senate concurred in House amendments and passed bill 2/5/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Senate reconsidered action - Passed Senate notwithstanding objections of the Governor 2/12/2016 - Motion to consider bill notwithstanding the objections of the Governor - House passed over veto 2/12/2016
- \*6. By Sen. Ferns, Carmichael, Gaunch, Takubo, Trump, Prezioso, Stollings, Plymale, Blair, Karnes and Sypolt - **Requiring drug screening and testing of applicants for TANF program** (original similar to HB4010) - Introduced 1/13/2016 - To Health and Human Resources then Finance - Com. sub. reported 1/20/2016 - To Finance 1/20/2016 - Amended - Passed Senate 2/9/2016 - To House 2/10/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/12/2016
- \*7. By Sen. Leonhardt, Carmichael, Ashley, Stollings, Trump and Blair - **Establishing wrongful conduct rule prohibiting recovery of damages in certain circumstances** (original similar to HB4008) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/6/2016 - Amended - Passed Senate 2/11/2016 - To House 2/12/2016 - To Judiciary

- \*13. By Sen. Carmichael, Boso, Gaunch, Leonhardt, Trump, Walters, Blair, Takubo, Miller and Unger - **Increasing penalties for overtaking and passing stopped school buses** (original similar to HB4349) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/20/2016 - Passed Senate with amended title 1/26/2016 - To House 1/27/2016 - To Judiciary
- \*14. By Sen. Trump, Boso, Ferns, Leonhardt, Takubo and Blair - **Limiting successor corporation asbestos-related liabilities** - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/26/2016 - Passed Senate 1/29/2016 - To House 2/1/2016 - To Judiciary
- 15. By Sen. Boso and Gaunch - **Adopting learned intermediary doctrine as defense to civil action due to inadequate warnings or instructions** - Introduced 1/13/2016 - To Judiciary - Passed Senate 2/1/2016 - To House 2/2/2016 - To Judiciary - Amended - Passed House 2/16/2016
- \*27. By Sen. Kirkendoll, Miller and Gaunch - **Permitting county commissions hire outside attorneys for collection of taxes through courts** - Introduced 1/13/2016 - To Government Organization then Judiciary - Com. sub. reported 1/25/2016 - To Judiciary 1/25/2016 - Com. sub. for com. sub. reported 1/27/2016 - Passed Senate 2/1/2016 - To House 2/2/2016 - To Judiciary then Finance
- 29. By Sen. Palumbo - **Tolling statute of limitations in certain cases** - Introduced 1/13/2016 - To Judiciary - Passed Senate 2/5/2016 - To House 2/8/2016 - To Judiciary
- 32. By Sen. Palumbo, Beach and Miller - **Relating to withdrawal of candidates for office and filling vacancies** - Introduced 1/13/2016 - To Judiciary - Amended - Passed Senate 1/26/2016 - To House 1/27/2016 - To Judiciary - Amended - Passed House 2/5/2016 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 2/6/2016 - Effective from passage - To Governor 2/9/16 - Approved by Governor 2/11/16
- \*39. By Sen. Stollings and Gaunch - **Regulating off-road motorcycles within Hatfield-McCoy Recreation Area** - Introduced 1/13/2016 - To Natural Resources then Judiciary - Com. sub. reported 1/21/2016 - To Judiciary 1/21/2016 - Passed Senate 2/9/2016 - To House 2/10/2016 - To Roads and Transportation then Government Organization
- \*40. By Sen. Stollings - **Changing definition of facilities eligible for funding assistance from Courthouse Facilities Improvement Authority** - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/1/2016 - Passed Senate 2/4/2016 - Effective from passage - To House 2/5/2016 - To Judiciary then Finance
- \*43. By Sen. Williams, Beach, Blair, Leonhardt and Miller - **Clarifying means of posting to prohibit hunting or trespassing** - Introduced 1/13/2016 - To Natural Resources then Judiciary - Com. sub. reported 1/21/2016 - To Judiciary 1/21/2016 - Passed Senate 2/9/2016 - To House 2/10/2016 - To Agriculture and Natural Resources then Judiciary
- \*68. By Sen. Ferns and Takubo - **Disallowing Health Care Authority to conduct rate review and set rates for hospitals** - Introduced 1/13/2016 - To Health and Human Resources then Finance - Com. sub. reported 2/3/2016 - 2nd reference dispensed - Passed Senate 2/6/2016 - To House 2/8/2016 - To Health and Human Resources

- \*73. By Sen. Yost and Miller - **Creating felony crime of knowingly leaving scene of crash resulting in serious bodily injury** (original similar to HB4478) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Judiciary
  
- \*102. By Sen. Trump, Boso and Gaunch - **Conforming to federal Law-Enforcement Officers Safety Act** - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/20/2016 - Passed Senate 1/26/2016 - To House 1/27/2016 - To Judiciary
  
- 107. By Sen. Trump - **Uniform Interstate Depositions and Discovery Act** - Introduced 1/13/2016 - To Judiciary - Passed Senate with amended title 1/27/2016 - To House 1/28/2016 - To Judiciary
  
- \*109. By Sen. Trump - **Repealing code provisions related to certain reports by trustees for property** - Introduced 1/13/2016 - To Banking and Insurance then Judiciary - Com. sub. reported 1/27/2016 - To Judiciary 1/27/2016 - Amended - Passed Senate with amended title 2/4/2016 - To House 2/5/2016 - To Banking and Insurance then Judiciary
  
- 123. By Sen. Stollings - **Treatment for sexually transmitted diseases** - Introduced 1/13/2016 - To Health and Human Resources then Judiciary - 2nd reference dispensed - Passed Senate 2/3/2016 - To House 2/4/2016 - To Health and Human Resources - Amended - Passed House 2/15/2016 - Title amended - Senate concurred in House amendments and passed bill 2/16/2016
  
- \*146. By Sen. Plymale and Unger - **Establishing instruction standards for early childhood education** - Introduced 1/13/2016 - To Education - Com. sub. reported 1/25/2016 - Passed Senate 1/29/2016 - Effective July 1, 2016 - To House 2/1/2016 - To Education - On 1st reading, Special Calendar 2/17/2016
  
- 147. By Sen. Romano, Snyder and Facemire (Originating in Senate ) - **Providing consumers sales and service tax and use tax exemption for certain services and tangible personal property sold for repair, remodeling and maintenance of aircraft** - Introduced 1/13/2016 - To Finance - Amended - Passed Senate 2/16/2016
  
- \*150. By Sen. Maynard - **Authorizing Department of Transportation promulgate legislative rules** (original similar to HB4082) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/27/2016 - Passed Senate 2/1/2016 - Effective from passage - To House 2/2/2016 - To Judiciary - On 1st reading, Special Calendar 2/17/2016
  
- \*157. By Sen. Maynard - **Authorizing Department of Revenue to promulgate legislative rules** (original similar to HB4088) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/20/2016 - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Judiciary
  
- \*159. By Sen. Maynard - **Authorizing promulgation of legislative rules by miscellaneous boards and commissions** (original similar to HB4096) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/2/2016 - Passed Senate 2/5/2016 - Effective from passage - To House 2/8/2016 - To Judiciary

- \*195. By Sen. Maynard - **Authorizing DHHR to promulgate legislative rules** (original similar to HB4114) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/21/2016 - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Judiciary
- \*202. By Sen. Maynard - **Authorizing Department of Commerce promulgate legislative rules** (original similar to HB4126) - Introduced 1/13/2016 - To Natural Resources then Judiciary - To Judiciary 1/21/2016 - Com. sub. reported 1/26/2016 - Passed Senate 1/29/2016 - Effective from passage - To House 2/1/2016 - To Judiciary
- \*216. By Sen. Maynard - **Authorizing Human Rights Commission promulgate legislative rule relating to Pregnant Workers' Fairness Act** (original similar to HB4141) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/26/2016 - Passed Senate 1/29/2016 - Effective from passage - To House 2/1/2016 - To Judiciary
- \*254. By Sen. Trump - **Not allowing county park commissions to prohibit firearms in facilities** - Introduced 1/13/2016 - To Government Organization then Judiciary - Com. sub. reported 1/29/2016 - 2nd reference dispensed - Passed Senate 2/3/2016 - Effective from passage - To House 2/4/2016 - To Judiciary
- 261. By Sen. Blair - **Bringing state code relating to daylight saving time in conformity with federal code** - Introduced 1/13/2016 - To Government Organization - Passed Senate 2/3/2016 - To House 2/4/2016 - To Government Organization - Passed House 2/15/2016
- \*262. By Sen. Blair - **Eliminating need for law enforcement to obtain court order prior to having access to inmate mail and phone recordings** (original similar to HB4424) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/25/2016 - Passed Senate 1/28/2016 - To House 1/29/2016 - To Judiciary
- \*263. By Sen. Blair and Snyder - **Allowing travel and other expense reimbursement for members of Municipal Home Rule Board** - Introduced 1/13/2016 - To Government Organization - Com. sub. reported 1/15/2016 - Passed Senate 1/20/2016 - To House 1/21/2016 - To Political Subdivisions then Finance
- \*265. By Sen. Blair and Snyder - **Allowing library volunteers necessary access to user records** - Introduced 1/13/2016 - To Government Organization then Judiciary - To Judiciary 1/15/2016 - Com. sub. reported 2/2/2016 - Amended - Passed Senate 2/5/2016 - To House 2/8/2016 - To Judiciary
- \*268. By Sen. Blair - **Abolishing Council of Finance and Administration** - Introduced 1/13/2016 - To Government Organization - Com. sub. reported 1/29/2016 - Passed Senate 2/3/2016 - To House 2/4/2016 - To Government Organization then Finance - To House Finance 2/10/2016
- \*270. By Sen. Gaunch - **Repealing code relating to insurance policies** - Introduced 1/14/2016 - To Banking and Insurance then Judiciary - To Judiciary 1/26/2016 - Com. sub. reported 2/2/2016 - Passed Senate 2/5/2016 - To House 2/8/2016 - To Banking and Insurance then Judiciary
- 271. By Sen. Ferns and Gaunch - **Conforming definition of attest services to Uniform Accountancy Act** (original similar to HB4312) - Introduced 1/14/2016 - To Judiciary - Passed Senate 2/2/2016 - To House 2/3/2016 - To Judiciary

- \*272. By Sen. Blair, Gaunch, Plymale and Romano - **Allowing investigators from Attorney General's office to carry concealed weapons** - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016
- \*278. By Sen. Ferns, Takubo, Walters, Stollings and Palumbo - **Clarifying physicians' mutual insurance company is not state or quasi-state actor** - Introduced 1/14/2016 - To Banking and Insurance then Judiciary - To Judiciary 1/26/2016 - Com. sub. reported 2/4/2016 - Passed Senate 2/8/2016 - To House 2/9/2016 - To Banking and Insurance then Judiciary
- \*288. By Sen. Trump, Blair, Takubo, Walters, Romano and Palumbo - **Creating one-day special license for charitable events to sell nonintoxicating beer** (original similar to HB4571) - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 1/27/2016 - Passed Senate 2/1/2016 - Effective from passage - To House 2/2/2016 - To Judiciary then Finance
- \*290. By Sen. Trump - **Assignment of wages by employers and payment by payroll card** - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 1/25/2016 - Amended - Passed Senate with amended title 1/28/2016 - To House 1/29/2016 - To Judiciary
- \*298. By Sen. Walters - **Allowing restaurants, private clubs and wineries sell alcoholic beverages on Sundays** (original similar to SB21, SB307) - Introduced 1/15/2016 - To Economic Development then Judiciary - Com. sub. reported 2/11/2016 - 2nd reference dispensed - Passed Senate 2/16/2016
- 299. By Sen. Plymale, Laird and Miller - **Creating Library Facilities Improvement Fund** (original similar to HB4488) - Introduced 1/15/2016 - To Education then Finance - 2nd reference dispensed - Passed Senate 2/15/2016 - To House 2/16/2016 - To Education then Finance
- 306. By Sen. Blair - **Permitting sale of county or district property online** - Introduced 1/15/2016 - To Government Organization - Passed Senate 2/3/2016 - To House 2/4/2016 - To Political Subdivisions then Government Organization
- \*309. By Sen. Blair - **Relating to child-care center licensing and exempting county parks and recreation from licensure** - Introduced 1/15/2016 - To Government Organization - Com. sub. reported 2/5/2016 - Amended - Passed Senate 2/9/2016 - To House 2/10/2016 - To Government Organization - On 1st reading, Special Calendar 2/17/2016
- 311. By Sen. Snyder, Romano, Gaunch, Kessler and Blair - **Allowing permanent exception for mortgage modification or refinancing loan under federal Making Home Affordable program** - Introduced 1/18/2016 - To Government Organization - Passed Senate 1/26/2016 - To House 1/27/2016 - To Banking and Insurance then Finance - To House Finance 2/5/2016
- 323. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano and Williams - **Correcting statute subsection designations regarding trespassing on property** - Introduced 1/19/2016 - To Judiciary - Passed Senate with amended title 1/26/2016 - To House 1/27/2016 - To Judiciary
- \*326. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano and Plymale - **Repeal and recodify law relating to contributing to delinquency of minor child** - Introduced 1/19/2016 - To

- Judiciary - Com. sub. reported 2/3/2016 - Passed Senate 2/6/2016 - To House 2/8/2016 - To Judiciary
- \*328. By Sen. Gaunch, Ashley, Carmichael, Facemire, Karnes, Kirkendoll, Leonhardt, Stollings, Takubo, Walters, Plymale, Unger, Blair, Prezioso, Williams and Romano - **Creating West Virginia Veterans Program Fund** (original similar to SB77) - Introduced 1/20/2016 - To Judiciary then Finance - Com. sub. reported 2/11/2016 - 2nd reference dispensed - Passed Senate 2/15/2016 - To House 2/16/2016 - To Veterans' Affairs and Homeland Security then Finance
329. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano, Plymale, Stollings and Unger - **Eliminating sunset provision for commission to study residential placement of children** - Introduced 1/20/2016 - To Health and Human Resources then Judiciary - 2nd reference dispensed - Passed Senate 2/1/2016 - To House 2/2/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/15/2016
- \*330. By Sen. Gaunch and Boso - **Requiring automobile liability insurers provide 10 days' notice of intent to cancel due to nonpayment of premium** - Introduced 1/20/2016 - To Banking and Insurance then Judiciary - Com. sub. reported 2/2/2016 - 2nd reference dispensed - Passed Senate 2/5/2016 - To House 2/8/2016 - To Banking and Insurance then Judiciary - To House Judiciary 2/12/2016
333. By Sen. Karnes and Leonhardt - **Taking and registering of wildlife** (original similar to HB4255) - Introduced 1/20/2016 - To Natural Resources then Government Organization - 2nd reference dispensed - Passed Senate with amended title 2/2/2016 - To House 2/3/2016 - To Agriculture and Natural Resources then Judiciary
334. By Sen. Karnes - **Identifying coyote as fur-bearing animal and woodchuck as game animal** (original similar to HB4236) - Introduced 1/20/2016 - To Natural Resources then Government Organization - 2nd reference dispensed - Passed Senate 2/2/2016 - To House 2/3/2016 - To Agriculture and Natural Resources then Government Organization
336. By Sen. Karnes and Leonhardt - **Relating to crossbow hunting** (original similar to HB4389) - Introduced 1/20/2016 - To Natural Resources - Passed Senate 2/2/2016 - To House 2/3/2016 - To Agriculture and Natural Resources then Judiciary
- \*338. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano, Stollings, Plymale and Yost - **Compiling and maintaining Central State Mental Health Registry** - Introduced 1/21/2016 - To Health and Human Resources then Judiciary - Com. sub. reported 1/27/2016 - 2nd reference dispensed - Passed Senate 2/1/2016 - To House 2/2/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/15/2016
341. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Expiring funds from Insurance Commissioner, Examination Revolving Fund and Insurance Commission Fund to State Fund, General Revenue** (original similar to HB4162) - Introduced 1/21/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance
- \*342. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Decreasing appropriations from State Fund, General Revenue, to DHHR, Division of Human Services and Bureau of Senior Services** (original similar to HB4336) - Introduced

1/21/2016 - To Finance - Com. sub. reported 1/27/2016 - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Finance - Passed House 2/8/2016 - Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16

- \*343. By Sen. Cole (Mr. President), Hall, Kessler and Trump - **Authorizing prosecuting attorneys designate law-enforcement officers and investigators as custodians of records** (original similar to HB4206, HB4289) - Introduced 1/21/2016 - To Judiciary - Com. sub. reported 1/28/2016 - Amended - Passed Senate with amended title 2/2/2016 - Effective from passage - To House 2/3/2016 - To Judiciary
- 345. By Sen. Hall - **Relating to parking on state-owned or leased property** - Introduced 1/21/2016 - To Finance - Passed Senate 2/9/2016 - To House 2/10/2016 - To Government Organization then Finance
- 346. By Sen. Hall and Prezioso - **Updating projects managed by Project Management Office** - Introduced 1/21/2016 - To Finance - Passed Senate 2/9/2016 - To House 2/10/2016 - To Finance
- 349. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Updating meaning of federal adjusted gross income** (original similar to HB4030) - Introduced 1/21/2016 - To Finance - Passed Senate 2/9/2016 - Effective from passage - To House 2/10/2016 - To Finance
- 357. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund** (original similar to HB4229) - Introduced 1/21/2016 - To Finance - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Finance - Passed House 2/8/2016 - Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
- 360. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation to Division of Human Services** (original similar to HB4149) - Introduced 1/21/2016 - To Finance - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Finance - Passed House 2/8/2016 - Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
- \*361. By Sen. Gaunch, Boso, Mullins, Palumbo, Walters, Williams and Prezioso - **Prohibiting persons who have committed crimes against elderly from performing community service involving elderly** (original similar to HB4306, HB4555) - Introduced 1/21/2016 - To Judiciary - Com. sub. reported 2/3/2016 - Passed Senate 2/6/2016 - To House 2/8/2016 - To Judiciary
- 364. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation expiring funds from General Revenue** (original similar to HB4189) - Introduced 1/21/2016 - To Finance - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - Reference dispensed - Motion to lay over adopted - Laid over until 2/1/16 - Passed House 2/2/2016 - Effective from passage - To Governor 2/4/16 - Approved by Governor 2/4/16

- \*369. By Sen. Sypolt, Boso, Plymale, Prezioso and Williams - **Reducing legislative education reporting requirements** - Introduced 1/21/2016 - To Education - Com. sub. reported 1/29/2016 - Passed Senate 2/3/2016 - To House 2/4/2016 - To Education - On 1st reading, Special Calendar 2/17/2016
- \*378. By Sen. Trump, Carmichael, Williams, Ashley, Gaunch, Leonhardt, Palumbo, Romano, Miller, Boso, Stollings, Sypolt, Blair and Plymale - **Relating to truancy intervention** - Introduced 1/25/2016 - To Judiciary - Com. sub. reported 2/8/2016 - Passed Senate 2/11/2016 - To House 2/12/2016 - To Judiciary
379. By Sen. Trump, Palumbo, Gaunch, Williams, Beach, Yost and Miller - **Relating to candidate filing fees** (original similar to HB4381) - Introduced 1/25/2016 - To Judiciary - Passed Senate with amended title 2/1/2016 - Effective from passage - To House 2/2/2016 - To Judiciary
385. By Sen. Trump - **Allowing defendants 180 days to identify nonparties wholly or partially at fault in civil actions** - Introduced 1/25/2016 - To Judiciary - Passed Senate 2/5/2016 - To House 2/8/2016 - To Judiciary
- \*387. By Sen. Karnes - **Shared animal ownership agreements to consume raw milk** - Introduced 1/25/2016 - To Agriculture and Rural Development then Judiciary - Com. sub. reported 1/27/2016 - To Judiciary 2/2/2016 - Com. sub. for com. sub. reported 2/2/2016 - Passed Senate 2/5/2016 - To House 2/8/2016 - To Health and Human Resources
403. By Sen. Leonhardt and Williams - **Relating to cooperative extension workers** - Introduced 1/27/2016 - To Government Organization - Passed Senate 2/15/2016 - To House 2/16/2016 - To Agriculture and Natural Resources then Government Organization
- \*404. By Sen. Ferns, Plymale, Stollings and Prezioso - **Removing prohibition on billing persons for testing for HIV and sexually transmitted diseases** - Introduced 1/27/2016 - To Health and Human Resources then Finance - Com. sub. reported 2/10/2016 - 2nd reference dispensed - Passed Senate 2/15/2016 - To House 2/16/2016 - To Health and Human Resources then Finance
415. By Sen. Ashley - **Lengthening maximum term of negotiable certificates of deposit municipal funds can hold** - Introduced 1/28/2016 - To Banking and Insurance - Passed Senate 2/5/2016 - To House 2/8/2016 - To Banking and Insurance then Finance - To House Finance 2/12/2016
419. By Sen. Kessler [By Request of the Executive] - **Relating to termination of Workers' Compensation Debt Reduction Act** - Introduced 1/28/2016 - To Finance - Amended - Passed Senate with amended title 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance
423. By Sen. Hall, Boso and Plymale - **Providing for disposition of unclaimed and unredeemed savings bond** - Introduced 1/29/2016 - To Finance - Passed Senate 2/16/2016
426. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Continuing Office of Coalfield Community Development** (original similar to HB4214) - Introduced 1/29/2016 - To Energy, Industry and Mining then Government Organization - 2nd

- reference dispensed - Passed Senate 2/9/2016 - To House 2/10/2016 - To Small Business, Entrepreneurship and Economic Development then Government Organization
- \*429. By Sen. Ashley and Gaunch - **Adopting two National Association of Insurance Commissioners' models to protect enrollees and general public and permit greater oversight** - Introduced 1/29/2016 - To Banking and Insurance - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Banking and Insurance then Judiciary
437. By Sen. Blair - **Updating and clarifying code relating to rules governing mixed martial arts** - Introduced 2/1/2016 - To Government Organization - Passed Senate 2/11/2016 - To House 2/12/2016 - To Government Organization
449. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from State Fund, General Revenue to Department of Administration, Public Defender Services** (original similar to HB4154) - Introduced 2/1/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance
450. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from State Fund, General Revenue to DHHR, Division of Health** (original similar to HB4153) - Introduced 2/1/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance
451. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from State Fund, General Revenue to Department of Military Affairs** (original similar to HB4270) - Introduced 2/1/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance
459. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Requiring county board of education to pay tuition to Mountaineer Challenge Academy** (original similar to HB4325) - Introduced 2/2/2016 - To Education - Passed Senate 2/15/2016 - To House 2/16/2016 - To Education then Finance
- \*465. By Sen. Carmichael, Gaunch, Maynard, Karnes, Sypolt and Walters - **Allowing professional employer insure certain risks through pure insurance captive** - Introduced 2/2/2016 - To Judiciary - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Judiciary
469. By Sen. Williams and Sypolt - **Clarifying what personal funds are exempt from levy following judgment** - Introduced 2/2/2016 - To Judiciary - Passed Senate 2/12/2016 - To House 2/15/2016 - To Judiciary
483. By Sen. Sypolt, Boley, Plymale and Ferns - **Marshall County LSIC waiver** (original similar to HB4447) - Introduced 2/2/2016 - To Education - Passed Senate 2/15/2016 - Effective July 1, 2016 - To House 2/16/2016 - To Education
- \*493. By Sen. Trump - **Allowing creation of self-settled spendthrift trusts** - Introduced 2/3/2016 - To Judiciary - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016

- \*501. By Sen. Trump - **Relating to trusts** - Introduced 2/3/2016 - To Banking and Insurance - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Banking and Insurance then Judiciary
- 509. By Sen. Carmichael and Blair - **Removing 10-day requirement Division of Labor has to inspect amusement rides and attractions** - Introduced 2/4/2016 - To Government Organization - Passed Senate 2/11/2016 - To House 2/12/2016 - To Government Organization
- \*510. By Sen. Walters, Plymale, Trump, Boso, Ashley, Hall, Unger, Kessler, Woelfel, Blair and Ferns - **Establishing Adult Drug Court Participation Fund** - Introduced 2/4/2016 - To Finance - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016
- \*511. By Sen. Ashley, Plymale, Hall, Trump, Boso, Kessler and Unger - **Establishing Court Advanced Technology Subscription Fund** - Introduced 2/4/2016 - To Finance - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016
- 516. By Sen. Leonhardt and Woelfel - **Relating to registration for selective service** (original similar to HB4512) - Introduced 2/4/2016 - To Military then Government Organization - 2nd reference dispensed - Passed Senate 2/16/2016
- \*517. By Sen. Gaunch and Trump - **Clarifying PEIA plans that are exempt from regulation by Insurance Commissioner** (original similar to HB4551) - Introduced 2/4/2016 - To Banking and Insurance - Com. sub. reported 2/9/2016 - Passed Senate 2/15/2016 - To House 2/16/2016 - To Banking and Insurance then Finance
- \*524. By Sen. Blair - **Rewriting Board of Barbers and Cosmetologists article** - Introduced 2/5/2016 - To Government Organization - Com. sub. reported 2/9/2016 - Passed Senate 2/15/2016 - To House 2/16/2016 - To Government Organization
- 558. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Maintaining solvency of Unemployment Compensation Fund** - Introduced 2/8/2016 - To Finance - Passed Senate 2/15/2016 - Effective from passage - To House 2/16/2016 - To Finance
- 583. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Administration** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage
- 584. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by DEP** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage
- 585. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by DHHR** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage

586. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Military Affairs and Public Safety** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage
587. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Revenue** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage
588. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Transportation** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage
589. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by miscellaneous agencies and boards** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage
590. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Commerce** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage

#### SENATE CONCURRENT RESOLUTIONS ADOPTED BY SENATE AND COMMUNICATED TO HOUSE

2. By Sen. Leonhardt, Boley, Ashley, Facemire, Sypolt, Yost, Beach, Boso, Ferns, Miller, Palumbo, Plymale, Romano, Takubo, Unger, Williams, Prezioso and Blair - **Urging Congress provide funding for WV National Guard** - Introduced 1/19/2016 - To Military - Adopted by Senate 1/29/2016 - To House 2/1/2016 - To Rules - To House Rules 2/1/2016
3. By Sen. Stollings, Kirkendoll, Miller and Plymale - **Julian, Earl and Edward Hill Brothers Memorial Bridge** - Introduced 1/19/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
5. By Sen. Beach, Facemire, Kessler, Kirkendoll, Miller, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Unger, Williams, Woelfel, Yost, Laird, Leonhardt and Gaunch - **Coach Bill Stewart Exit** - Introduced 1/19/2016 - To Transportation and Infrastructure - Adopted by Senate 2/4/2016 - To House 2/5/2016 - To Rules - To House Rules 2/5/2016
6. By Sen. Stollings, Kirkendoll and Plymale - **USMC PFC Marshall Lee King Memorial Bridge** - Introduced 1/20/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016

8. By Sen. Maynard, Plymale and Stollings - **US Army PFC Ernest D. Marcum Bridge** - Introduced 1/20/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
9. By Sen. Maynard, Stollings and Plymale - **US Army First Sergeant Jesse T. McPeake Memorial Road** - Introduced 1/21/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
11. By Sen. Stollings and Plymale - **US Marine Corps Sergeant Gerald Leslie Perry Memorial Bridge** - Introduced 1/25/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
12. By Sen. Maynard, Yost, Stollings, Leonhardt, Plymale, Miller and Woelfel - **Wayne County Veterans Memorial Highway** - Introduced 1/26/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
13. By Sen. Palumbo, Walters, Plymale, Stollings, Williams and Unger - **Tom Williams Family Bridge** - Introduced 1/27/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
14. By Sen. Maynard, Stollings and Plymale - **US Marine Corps PFC Billy Joe Vickers Memorial Bridge** - Introduced 1/28/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
15. By Sen. Maynard, Stollings, Woelfel and Plymale - **US Army SFC Jesse Muncy Memorial Bridge** - Introduced 1/29/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
16. By Sen. Romano, Facemire, Williams and Stollings - **US Army CPL John Belcastro Bridge** - Introduced 2/1/2016 - Committee reference dispensed - Adopted by Senate 2/2/2016 - To House 2/3/2016 - To Rules - To House Rules 2/3/2016 - Adopted by House 2/15/2016
- \*17. By Sen. Maynard, Plymale and Stollings - **US Army Sergeant Charles Edward Smith Memorial Bridge** (original similar to SB365, SCR12) - Introduced 2/1/2016 - To Transportation and Infrastructure - Com. sub. reported 2/10/2016 - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016

#### HOUSE BILLS PASSED LEGISLATURE

- \*2101. By Del. Morgan, Caputo, Faircloth, Folk, Howell and Smith, R. - **Eliminating obsolete government entities** - Passed 2/8/2016 - To Governor 2/9/16 - Approved by Governor 2/11/16
4005. By Del. Cowles, Duke, Foster, Gearheart, Miller, Overington, Shott, Walters, Waxman, Westfall and Householder - **Repealing prevailing hourly rate of wages requirements** (original similar to SB2) - Passed 2/4/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Motion to consider bill notwithstanding the objections of the Governor 2/12/2016

- House passed over veto 2/12/2016 - Senate reconsidered action 2/12/2016 - Passed Senate notwithstanding objections of the Governor 2/12/2016

- \*4007. By Del. Rohrbach, Weld, Espinosa, Cooper, Butler, Waxman, Moffatt, Arvon, Cowles, Hill and Anderson - **Relating generally to appointment of attorneys to assist the Attorney General** (original similar to SB8) - Passed 2/9/2016 - To Governor 2/11/16

### HOUSE CONCURRENT RESOLUTIONS ADOPTED BY BOTH HOUSES

1. By Mr. Speaker (Mr. Armstead) - **Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor** - Adopted 1/13/2016

### SENATE BILLS PASSED LEGISLATURE

1. By Sen. Cole (Mr. President), Blair, Boso, Ferns, Gaunch, Trump, Carmichael, Sypolt and Takubo - **Establishing WV Workplace Freedom Act** (original similar to HB4006) - Passed 2/5/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Senate reconsidered action 2/15/2016 - Passed Senate notwithstanding objections of the Governor 2/12/2016 - Motion to consider bill notwithstanding the objections of the Governor 2/12/2016 - House passed over veto 2/12/2016
32. By Sen. Palumbo, Beach and Miller - **Relating to withdrawal of candidates for office and filling vacancies** - Passed 2/6/2016; Effective from passage - To Governor 2/9/16 - Approved by Governor 2/11/16
123. By Sen. Stollings - **Treatment for sexually transmitted diseases** - Passed 2/16/2016
261. By Sen. Blair - **Bringing state code relating to daylight saving time in conformity with federal code** - Passed 2/15/2016
- \*342. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Decreasing appropriations from State Fund, General Revenue, to DHHR, Division of Human Services and Bureau of Senior Services** (original similar to HB4336) - Passed 2/8/2016; Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
357. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund** (original similar to HB4229) - Passed 2/8/2016; Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
360. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation to Division of Human Services** (original similar to HB4149) - Passed 2/8/2016; Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
364. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation expiring funds from General Revenue** (original similar to HB4189) - Passed 2/2/2016; Effective from passage - To Governor 2/4/16 - Approved by Governor 2/4/16

## SENATE CONCURRENT RESOLUTIONS ADOPTED BY BOTH HOUSES

16. By Sen. Romano, Facemire, Williams and Stollings - **US Army CPL John Belcastro Bridge** - Adopted 2/15/2016

## HOUSE BILLS IN CONFERENCE

- \*2800. By Del. Miller, Ferro, Sobonya, Border, Rohrbach, Folk and Eldridge - **Adding law-enforcement officers' contact information and names of family members to the list of exemptions from public records requests** (original similar to SB 310) - To conference 2/16/2016. House conferees: Lane, Hanshaw, Shaffer

## **SPECIAL CALENDAR**

**Wednesday, February 17, 2016**

**36<sup>th</sup> Day**

**11:00 A. M.**

### **THIRD READING**

- Com. Sub. for H. B. 3019 - Requiring official business and records of the state and its political subdivisions be conducted in English (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4209 - Relating generally to health care provider taxes (E. NELSON) (JULY 1, 2016)
- Com. Sub. for H. B. 4291 - Increasing penalties for teachers who commit sexual offenses against children (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4323 - Relating to the reporting of emergency incidents by well operators and pipeline operators (IRELAND) (REGULAR)
- H. B. 4347 - Providing pregnant women priority to substance abuse treatment (ELLINGTON) (REGULAR)
- H. B. 4378 - Relating to access to and receipt of certain information regarding a protected person by certain relatives of the protected person (SHOTT) (REGULAR)
- H. B. 4417 - Increasing wages protected from garnishment (SHOTT) (REGULAR)

### **SECOND READING**

- Com. Sub. for H. B. 2904 - Requiring the clerk of a county commission to maintain a county ordinance book (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4174 - Exempting activity at indoor shooting ranges from the prohibition of shooting or discharging a firearm within five hundred feet of any church or dwelling house (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4467 - Including financial aid planning and completion of the Free Application for Federal Student Aid in secondary school instruction in personal finance (ESPINOSA) (EFFECTIVE FROM PASSAGE)

### **FIRST READING**

- Com. Sub. for S. B. 146 - Establishing instruction standards for early childhood education (ESPINOSA) (EFFECTIVE FROM PASSAGE) (EDUCATION COMMITTEE AMENDMENT PENDING)
- Com. Sub. for S. B. 150 - Authorizing Department of Transportation promulgate legislative rules (SHOTT) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for S. B. 309 - Relating to child-care center licensing and exempting county parks and recreation from licensure (HOWELL) (REGULAR)

- Com. Sub. for S. B. 369 - Reducing legislative education reporting requirements (ESPINOSA) (EFFECTIVE FROM PASSAGE) (EDUCATION COMMITTEE AMENDMENT PENDING)
- Com. Sub. for H. B. 2474 - Relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind (E. NELSON) (REGULAR)
- Com. Sub. for H. B. 2852 - Relating to legalizing and regulating the sale and use of fireworks (E. NELSON) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 4013 - Requiring a person desiring to vote to present documentation identifying the voter (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4053 - Department of Environmental Protection, Air Quality, rule relating to the control of annual nitrogen oxide emissions (SHOTT) (REGULAR)
- H. B. 4150 - Making a supplementary appropriation to the Department of Health and Human Resources (E. NELSON) (EFFECTIVE FROM PASSAGE)
- H. B. 4151 - Making a supplementary appropriation to the Department of Education (E. NELSON) (EFFECTIVE FROM PASSAGE)
- H. B. 4159 - Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division (E. NELSON) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 4213 - Uniform Deployed Parents Custody and Visitation Act (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4261 - Prohibiting the sale or transfer of student data to vendors and other profit making entities (SHOTT) (REGULAR)
- H. B. 4359 - Requiring the issuance of a photo identification to persons employed as a security guard by a security guard firm (HOWELL) (REGULAR)
- H. B. 4499 - Relating to certain persons who have been disqualified or excused from jury service (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4520 - Clarifying that certain hospitals have only one governing body whose meetings shall be open to the public (SHOTT) (REGULAR)

**HOUSE CALENDAR**

**Wednesday, February 17, 2016**

**36<sup>th</sup> Day**

**11:00 A. M.**

**No BILLS**

**WEST VIRGINIA  
HOUSE OF DELEGATES**

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**WEDNESDAY, FEBRUARY 17, 2016**

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**HOUSE CONVENES AT 11:00 A.M.**

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**PUBLIC HEARING – COMMITTEE ON EDUCATION  
9:00 A.M. HOUSE CHAMBER**

**H. B. 4310, RELATING TO THE WEST VIRGINIA UNIVERSITY INSTITUTE OF TECHNOLOGY.**

**COMMITTEE ON THE JUDICIARY  
9:00 A.M. – 418M**

**COMMITTEE ON GOVERNMENT ORGANIZATION  
9:00 A.M. – 215E**

**COMMITTEE ON FINANCE  
9:00 A.M. AND 2:00 P.M. – 464M**

**COMMITTEE ON VETERANS' AFFAIRS  
1:00 P.M. – 434M**

**COMMITTEE ON EDUCATION  
2:00 P.M. – 434M**

**COMMITTEE ON BANKING & INSURANCE  
4:00 P.M. – 418M**

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**THURSDAY, FEBRUARY 18, 2016**

**COMMITTEE ON BANKING & INSURANCE  
10:00 A.M. – 418M**

HOUSE OF DELEGATES  
STEPHEN J. HARRISON, Clerk  
Building 1, Room M-212  
1900 Kanawha Blvd., East  
Charleston, WV 25305-0470