

WEST VIRGINIA LEGISLATURE

# SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE  
REGULAR SESSION, 2016  
FIFTY-SECOND DAY

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Charleston, W. Va., Friday, March 4, 2016

The Senate met at 11 a.m.

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

Prayer was offered by Pastor Kevin Walker, Calvary Church of the Nazarene, Charleston, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Robert Karnes, a senator from the eleventh district.

Pending the reading of the Journal of Thursday, March 3, 2016,

At the request of Senator Takubo, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Senate proceeded to the second order of business and the introduction of guests.

The Senate then proceeded to the third order of business.

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

**Eng. Com. Sub. for Senate Bill 594**, Requiring State Auditor consider for payment claim submitted by electronically generated invoice.

### Executive Communications

Senator Cole (Mr. President) laid before the Senate the following communication from His Excellency, the Governor, consisting of executive nominations for appointees:

STATE OF WEST VIRGINIA  
OFFICE OF THE GOVERNOR  
CHARLESTON

March 2, 2016

**Senate Executive Message No. 2**

**Regular Session 2016**

TO: The Honorable Members of the  
West Virginia Senate

Ladies and Gentlemen:

I respectfully submit the following nominations for your advice and consent:

1. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Rebecca A. Howard, Huntington, Cabell County, for the term ending January 31, 2017.
2. For Member, West Virginia Board of Respiratory Care, Eric Hawkins, Bluefield, Mercer County, for the term ended June 30, 2015.
3. For Member, West Virginia Board of Respiratory Care, Tracy Matthews, Sod, Lincoln County, for the term ended June 30, 2015.
4. For Member, West Virginia Board of Respiratory Care, William Boring, Wheeling, Ohio County, for the term ending June 30, 2018.
5. For Member, West Virginia Board of Respiratory Care, Leonard Picha, Huntington, Wayne County, for the term ending June 30, 2017.
6. For Member, West Virginia Board of Respiratory Care, Regina Gillispie, Hurricane, Putnam County, for the term ending June 30, 2018.
7. For Member, West Virginia Board of Respiratory Care, Robert J. Crisalli, Charleston, Kanawha County, for the term ending June 30, 2017.
8. For Member, State Board of Sanitarians, Michael Eltzroth, White Sulphur Springs, Greenbrier County, for the term ending June 30, 2016.
9. For Member, State Board of Sanitarians, Lloyd White, Worthington, Marion County, for the term ending June 30, 2018.
10. For Member, State Board of Sanitarians, Richard L. Wheeler, Gerrardstown, Berkeley County, for the term ended June 30, 2015.
11. For Member, State Board of Sanitarians, Jesse J. Rose, Wilcoe, McDowell County, for the term ending June 30, 2017.
12. For Chief Administrative Law Judge, Office of Tax Appeals, Heather G. Harlan, South Charleston, Kanawha County, for the term ending June 30, 2016.

13. For Member, Public Land Corporation Board of Directors, Carl J. Martin, Buckhannon, Upshur County, for the term ended June 30, 2015.
14. For Member, Public Land Corporation Board of Directors, Steve Perdue, Charleston, Kanawha County, for the term ending June 30, 2017.
15. For Member, West Virginia Commission for the Deaf and Hard of Hearing, John Burdette, Ronceverte, Greenbrier County, for the term ending June 30, 2017.
16. For Member, West Virginia Commission for the Deaf and Hard of Hearing, Paul See, Moorefield, Hardy County, for the term ending June 30, 2017.
17. For Member, West Virginia Commission for the Deaf and Hard of Hearing, Gwen Bryant, Nitro, Kanawha County, for the term ending June 30, 2016.
18. For Member, West Virginia Commission for the Deaf and Hard of Hearing, Gloria Hollen, Hedgesville, Berkeley County, for the term ending June 30, 2017.
19. For Member, Board of Licensed Dietitians, Grady M. Bowyer, St. Albans, Kanawha County, for the term ending June 30, 2017.
20. For Member, Board of Licensed Dietitians, Margaret M. Andrews, Charleston, Kanawha County, for the term ending June 30, 2016.
21. For Member, Board of Licensed Dietitians, Mary K. Gould, Huntington, Cabell County, for the term ending June 30, 2016.
22. For Member, Board of Licensed Dietitians, Susan J. Arnold, Morgantown, Monongalia County, for the term ending June 30, 2018.
23. For Member, Solid Waste Management Board, Mallie Combs, Moorefield, Hardy County, for the term ending June 30, 2019.
24. For Member, Solid Waste Management Board, Tim Blankenship, Baisden, Mingo County, for the term ending June 30, 2020.
25. For Member, West Virginia Health System Board of Directors, The Honorable Kevin J. Craig, Huntington, Cabell County, for the term ending October 15, 2016.
26. For Member, Natural Resources Commission, Peter L. Cuffaro, Wheeling, Ohio County, for the term ending June 30, 2022.
27. For Member, Human Rights Commission, Tim Hairston, Westover, Monongalia County, for the term ending June 30, 2017.
28. For Member, Human Rights Commission, Darrell Cummings, Wheeling, Ohio County, for the term ending June 30, 2017.
29. For Member, Human Rights Commission, Lisa Younis, Shepherdstown, Jefferson County, for the term ending June 30, 2018.
30. For Member, Human Rights Commission, William Williams, Jr., Omar, Logan County, for the term ending June 30, 2018.
31. For Member, Human Rights Commission, Wesley Dobbs, Carolina, Marion County, for the term ending June 30, 2016.

32. For Member, Human Rights Commission, Karl Gattlieb, Charleston, Kanawha County, for the term ending June 30, 2016.
33. For Member, Human Rights Commission, John McFerrin, Beckley, Raleigh County, for the term ending June 30, 2018.
34. For Member, Human Rights Commission, Rev. C. Christopher Thompson, Lewisburg, Greenbrier County, for the term ending June 30, 2016.
35. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Kim Nuckles, Charleston, Kanawha County, for the term ending January 31, 2017.
36. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Everette E. Sullivan, Dunbar, Kanawha County, for the term ending January 31, 2017.
37. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Jan Smith, Fairmont, Marion County, for the term ending January 31, 2017.
38. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Chris Weikle, Charleston, Kanawha County, for the term ending January 31, 2017.
39. For Member, Committee for the Purchase of Commodities and Services from the Handicapped, Douglas Auten, Moundsville, Marshall County, for the term ending January 31, 2017.
40. For Member, Board of Examiners of Psychologists, Shirley Vinciguerra, Bluefield, Mercer County, for the term ending June 30, 2018.
41. For Member, Board of Examiners of Psychologists, Kelly Daniel, Barboursville, Cabell County, for the term ending June 30, 2016.
42. For Member, Board of Examiners of Psychologists, Jeffrey Hammond, Morgantown, Monongalia County, for the term ending June 30, 2018.
43. For Member, Board of Examiners of Psychologists, Kerri Dumm Linton, Elkview, Kanawha County, for the term ending June 30, 2017.
44. For Member, Board of Examiners of Psychologists, Susannah Grimm Poe, Morgantown, Monongalia County, for the term ending June 30, 2017.
45. For Member, Board of Examiners of Psychologists, Sandra Stroebel, South Charleston, Kanawha County, for the term ending June 30, 2018.
46. For Member, Veterans' Council, Mary Byrd, Nitro, Kanawha County, for the term ending June 30, 2020.
47. For Member, Veterans' Council, Harrison B. Gilliam, Huntington, Cabell County, for the term ending June 30, 2021.
48. For Member, Veterans' Council, Cedric Greene, Charleston, Kanawha County, for the term ending June 30, 2020.

49. For Member, West Virginia Board of Osteopathic Medicine, Ernest E. Miller, Jr., Vienna, Wood County, for the term ending June 30, 2018.
50. For Member, West Virginia Board of Osteopathic Medicine, Jimmy Adams, Barboursville, Cabell County, for the term ending June 30, 2018.
51. For Member, West Virginia Board of Osteopathic Medicine, Sharon Rowe, Lewisburg, Greenbrier County, for the term ending June 30, 2018.
52. For Member, Workforce Development Board, Ray Burke, Jr., Hurricane, Putnam County, for the term ending June 30, 2016.
53. For Member and Vice-Chair, Workforce Development Board, Nancy Kissinger, Beckley, Raleigh County, for the term ending June 30, 2018.
54. For Member, Workforce Development Board, Jim O'Connor, Belle, Kanawha County, for the term ending June 30, 2016.
55. For Member, Workforce Development Board, Tom Provost, Belle, Kanawha County, for the term ending June 30, 2018.
56. For Member and Chair, Workforce Development Board, John Sorrenti, Weirton, Hancock County, for the term ending June 30, 2018.
57. For Member, Workforce Development Board, Steve Stalnaker, Williamstown, Wood County, for the term ending June 30, 2016.
58. For Member, Workforce Development Board, Diane Strong-Treister, Charleston, Kanawha County, for the term ending June 30, 2018.
59. For Member, Workforce Development Board, Homer Sweeney, St. Albans, Kanawha County, for the term ending June 30, 2017.
60. For Member, Workforce Development Board, Kenny Perdue, Charleston, Kanawha County, for the term ending June 30, 2018.
61. For Member, Workforce Development Board, Roy Smith, Beckley, Raleigh County, for the term ending June 30, 2016.
62. For Member, Workforce Development Board, Kim Tieman, Charleston, Kanawha County, for the term ending June 30, 2018.
63. For Member, Workforce Development Board, Rev. Matthew Watts, Charleston, Kanawha County, for the term ending June 30, 2018.
64. For Member, Workforce Development Board, Logan Williams, Hurricane, Putnam County, for the term ending June 30, 2018.
65. For Member, Workforce Development Board, Penny Brown, Philippi, Barbour County, for the term ending June 30, 2018.
66. For Member, Workforce Development Board, Steve Whited, Grantsville, Calhoun County, for the term ending June 30, 2016.
67. For Member, Workforce Development Board, Nancy Paxton, South Charleston, Kanawha County, for the term ending June 30, 2018.

68. For Member, Workforce Development Board, Patrick Martin, Hurricane, Putnam County, for the term ending June 30, 2018.
69. For Member, Workforce Development Board, Will Turani, Wheeling, Ohio County, for the term ending June 30, 2016.
70. For Member, Workforce Development Board, Todd Shell, Huntington, Cabell County, for the term ending June 30, 2017.
71. For Member, Workforce Development Board, Beverly Jo Harris, Charleston, Kanawha County, for the term ending June 30, 2018.
72. For Member, Workforce Development Board, Brian Ulery, South Charleston, Kanawha County, for the term ending June 30, 2017.
73. For Member, Workforce Development Board, Barry Pearson, Buffalo, Putnam County, for the term ending June 30, 2017.
74. For Member, Workforce Development Board, Fred Clark, Nitro, Kanawha County, for the term ending June 30, 2017.
75. For Member, Workforce Development Board, Tim McLean, Belle, Kanawha County, for the term ending June 30, 2017.
76. For Member, Workforce Development Board, Guy Schiller, Danbury, Connecticut, for the term ending June 30, 2016.
77. For Member, Workforce Development Board, Matthew D. Wender, Oak Hill, Fayette County, for the term ending June 30, 2018.
78. For Member, Workforce Development Board, Randall Rapp, Vienna, Wood County, for the term ending June 30, 2017.
79. For Member, Workforce Development Board, Ray Woods, Jr., Charleston, Kanawha County, for the term ending June 30, 2017.
80. For Member, Workforce Development Board, Donna Ashworth, Charleston, Kanawha County, for the term ending June 30, 2017.
81. For Member, Workforce Development Board, Russell L. Fry, Charleston, Kanawha County, for the term ending June 30, 2017.
82. For Member, Workforce Development Board, Daniel J. Poling, Charleston, Kanawha County, for the term ending June 30, 2017.
83. For Member, Workforce Development Board, Karen Bowling, Charleston, Kanawha County, for the term ending June 30, 2017.
84. For Member, Workforce Development Board, Kathy D'Antoni, Charleston, Kanawha County, for the term ending June 30, 2017.
85. For Member, Workforce Development Board, John Moses, Wheeling, Ohio County, for the term ending June 30, 2016.
86. For Member, Workforce Development Board, Michelle Foster, Dunbar, Kanawha County, for the term ending June 30, 2017.

87. For Member, Workforce Development Board, Stephanie Ahart, Charleston, Kanawha County, for the term ending June 30, 2018.
88. For Member, Commission on the Arts, Susan Landis, Daniels, Raleigh County, for the term ending June 30, 2017.
89. For Member, Commission on the Arts, Carol Templeton, Milton, Cabell County, for the term ending June 30, 2016.
90. For Member, Commission on the Arts, Max Armentrout, Elkins, Randolph County, for the term ending June 30, 2018.
91. For Member, Commission on the Arts, Sam Winans, Parkersburg, Wood County, for the term ending June 30, 2017.
92. For Member, Commission on the Arts, Cindy McGhee, Charleston, Kanawha County, for the term ending June 30, 2018.
93. For Member, Commission on the Arts, Selina Midkiff, Charleston, Kanawha County, for the term ending June 30, 2016.
94. For Member, Commission on the Arts, DeEtta King Hunter, Lewisburg, Greenbrier County, for the term ending June 30, 2017.
95. For Member, Commission on the Arts, John Strickland, Charleston, Kanawha County, for the term ending June 30, 2018.
96. For Member, Commission on the Arts, Susan Hogan, Wheeling, Ohio County, for the term ending June 30, 2018.
97. For Member, Commission on the Arts, Dr. Bernie Schultz, Morgantown, Monongalia County, for the term ending June 30, 2017.
98. For Member, Commission on the Arts, Micky Blackwell, Charleston, Kanawha County, for the term ending June 30, 2018.
99. For Member, Commission on the Arts, Jamie Dempsey-Butcher, Chapmanville, Logan County, for the term ending June 30, 2018.
100. For Member, Commission on the Arts, Jack Thompson, Morgantown, Monongalia County, for the term ending June 30, 2016.
101. For Member, Commission on the Arts, Charles Mathena, Princeton, Mercer County, for the term ending June 30, 2016.
102. For Member, Commission on the Arts, Amy Panzarella, Charles Town, Jefferson County, for the term ending June 30, 2017.
103. For Member, National Coal Heritage Area Authority, Debrina Williams, Delbarton, Mingo County, for the term ending June 30, 2018.
104. For Member, West Virginia Commission for the Deaf and Hard of Hearing, Tammy Phillips, Romney, Hampshire County, for the term ending June 30, 2018.
105. For Member, West Virginia Commission for the Deaf and Hard of Hearing, Roy Forman, Williamstown, Wood County, for the term ending June 30, 2017.

106. For Member, Marshall University Board of Governors, Wyatt Scaggs, Logan, Logan County, for the term ending June 30, 2019.
107. For Member, Marshall University Board of Governors, Phyllis Arnold, Charleston, Kanawha County, for the term ending June 30, 2019.
108. For Member, Marshall University Board of Governors, David Haden, Charleston, Kanawha County, for the term ending June 30, 2019.
109. For Member, Board of Risk and Insurance Management, James A. Dodrill, Hurricane, Putnam County, for the term ending June 30, 2019.
110. For Member, West Virginia Hospital Finance Authority, James Christie, Bridgeport, Harrison County, for the term ending January 9, 2020.
111. For Member, West Virginia Hospital Finance Authority, David Williams, Hurricane, Putnam County, for the term ending January 9, 2021.
112. For Member, West Virginia Board of Dentistry, C. Richard Gerber, St. Marys, Pleasants County, for the term ending June 30, 2020.
113. For Member, Property Valuation Training and Procedures Commission, Dick Waybright, Ravenswood, Jackson County, for the term ending June 30, 2016.
114. For Member, Property Valuation Training and Procedures Commission, Andrew Robinson, Charleston, Kanawha County, for the term ending June 30, 2016.
115. For Member, Public Employees Insurance Agency Finance Board, Elaine A. Harris, St. Albans, Kanawha County, for the term ending June 30, 2019.
116. For Member, Public Employees Insurance Agency Finance Board, Michael T. Smith, Milton, Cabell County, for the term ending June 30, 2019.
117. For Member, Public Employees Insurance Agency Finance Board, Troy Giatras, Charleston, Kanawha County, for the term ending June 30, 2017.
118. For Member, Public Employees Insurance Agency Finance Board, James W. Dailey II, Martinsburg, Berkeley County, for the term ending June 30, 2017.
119. For Member, Board of Accountancy, Louis Costanzo III, Wheeling, Ohio County, for the term ending June 30, 2018.
120. For Member, Board of Accountancy, Reed Tanner, Morgantown, Monongalia County, for the term ending June 30, 2017.
121. For Member, Board of Accountancy, David Hill, Charleston, Kanawha County, for the term ending June 30, 2017.
122. For Member, West Virginia Board of Chiropractic, Roger Kritzer, Fairmont, Marion County, for the term ending June 30, 2017.
123. For Member, West Virginia Board of Chiropractic, Barry Stowers, Oak Hill, Fayette County, for the term ending June 30, 2016.
124. For Member, West Virginia Board of Chiropractic, Jeffrey Summers, Charleston, Kanawha County, for the term ending June 30, 2018.

125. For Member, West Virginia Board of Chiropractic, H. Jarrett Walker, Charleston, Kanawha County, for the term ending June 30, 2018.
126. For Member, Board of Examiners for Registered Professional Nurses, Ann Bostic, Charleston, Kanawha County, for the term ending June 30, 2020.
127. For Member, Board of Examiners for Registered Professional Nurses, Teresa Ritchie, Big Springs, Calhoun County, for the term ending June 30, 2019.
128. For Member, Board of Examiners for Registered Professional Nurses, Theresa L. Dennison, Mount Hope, Raleigh County, for the term ending June 30, 2020.
129. For Member, Board of Examiners for Registered Professional Nurses, Nancy V. Atkins, Charleston, Kanawha County, for the term ending June 30, 2018.
130. For Member, Board of Examiners for Registered Professional Nurses, Tara F. Hulsey, Morgantown, Monongalia County, for the term ending June 30, 2017.
131. For Member, Board of Examiners for Registered Professional Nurses, Doris F. Burkey, Berkeley Springs, Morgan County, for the term ending June 30, 2016.
132. For Member, Regional Jail and Correctional Facility Authority, Steve Deweese, Winfield, Putnam County, for the term ending June 30, 2019.
133. For Member, Regional Jail and Correctional Facility Authority, Stephen Jory, Elkins, Randolph County, for the term ending June 30, 2017.
134. For Member, Regional Jail and Correctional Facility Authority, Tim McCormick, Wheeling, Ohio County, for the term ending June 30, 2016.
135. For Member, Regional Jail and Correctional Facility Authority, Gary Ellyson, Gassaway, Braxton County, for the term ending June 30, 2016.
136. For Member, Center for Professional Development Board, Cari Pauley, Alum Creek, Lincoln County, for the term ending June 30, 2016.
137. For Member, Center for Professional Development Board, Dan Berry, Morgantown, Monongalia County, for the term ending June 30, 2016.
138. For Member, Center for Professional Development Board, David R. Deuell, Martinsburg, Berkeley County, for the term ending June 30, 2017.
139. For Member, Center for Professional Development Board, Ray Londeree, Mount Hope, Fayette County, for the term ending June 30, 2017.
140. For Member, Center for Professional Development Board, Emily Waugh, St. Albans, Kanawha County, for the term ending June 30, 2017.
141. For Member, Center for Professional Development Board, Will Hosaflook, Ripley, Jackson County, for the term ending June 30, 2016.
142. For Member, Board of Examiners for Licensed Practical Nurses, Francine Kirby, Princeton, Mercer County, for the term ending June 30, 2017.
143. For Member, Board of Examiners for Licensed Practical Nurses, Orpha Swiger, Clarksburg, Harrison County, for the term ending June 30, 2017.

144. For Member, Board of Examiners for Licensed Practical Nurses, Gregory Chiartas, Charleston, Kanawha County, for the term ending June 30, 2017.
145. For Member, Board of Examiners for Licensed Practical Nurses, Grady M. Bowyer, St. Albans, Kanawha County, for the term ending June 30, 2018.
146. For Member, Board of Examiners for Licensed Practical Nurses, Coralee Hatcher, Fairdale, Raleigh County, for the term ending June 30, 2016.
147. For Member, Board of Examiners for Licensed Practical Nurses, Megan Johnson, Beckley, Raleigh County, for the term ending June 30, 2016.
148. For Member, Bluefield State College Board of Governors, Bob Buzzo, Bluefield, Virginia, for the term ending June 30, 2019.
149. For Member, Bluefield State College Board of Governors, Dreama Denver, Princeton, Mercer County, for the term ending June 30, 2017.
150. For Member, Bluefield State College Board of Governors, Jennifer J. Douglas, Beckley, Raleigh County, for the term ending June 30, 2017.
151. For Member, Fire Commission, Carl Eastham, Huntington, Cabell County, for the term ending June 30, 2020.
152. For Member, Board of Manufactured Housing Construction and Safety, George Gunnell, Winfield, Putnam County, for the term ending June 30, 2018.
153. For Member, Board of Manufactured Housing Construction and Safety, Samuel Bonasso, Fairmont, Marion County, for the term ending June 30, 2020.
154. For Member, Board of Manufactured Housing Construction and Safety, Jack Albert, Charleston, Kanawha County, for the term ending June 30, 2020.
155. For Member, Board of Manufactured Housing Construction and Safety, Thomas Belasco II, Bridgeport, Harrison County, for the term ending June 30, 2018.
156. For Member, Board of Manufactured Housing Construction and Safety, Gary D. Shaw, Fairmont, Marion County, for the term ending June 30, 2016.
157. For Member, Board of Manufactured Housing Construction and Safety, Johnnie E. Brown, Charleston, Kanawha County, for the term ending June 30, 2016.
158. For Member, National Coal Heritage Area Authority, Kris Mitchell, Madison, Boone County, for the term ending June 30, 2016.
159. For Member, National Coal Heritage Area Authority, Cherie Coogle, Fairmont, Marion County, for the term ending June 30, 2019.
160. For Member, West Virginia University Board of Governors, David Alvarez, Bridgeport, Harrison County, for the term ending June 30, 2018.
161. For Member, West Virginia University Board of Governors, Thomas V. Flaherty, Charleston, Kanawha County, for the term ending June 30, 2018.
162. For Member, West Virginia University Board of Governors, Kim Weaver, Silver Spring, Maryland, for the term ending June 30, 2017.

163. For Member, West Virginia Board of Funeral Service Examiners, Ira Handley, Danville, Boone County, for the term ending June 30, 2019.
164. For Member, West Virginia Board of Funeral Service Examiners, Sarah Lobban, Alderson, Greenbrier County, for the term ending June 30, 2017.
165. For Member, West Virginia Board of Funeral Service Examiners, Keith Kimble, Franklin, Pendleton County, for the term ending June 30, 2017.
166. For Member, West Virginia Board of Funeral Service Examiners, Robert C. Fields, Martinsburg, Berkeley County, for the term ending June 30, 2016.
167. For Member, West Virginia Board of Funeral Service Examiners, John H. Taylor, Spencer, Roane County, for the term ending June 30, 2018.
168. For Member, West Virginia Board of Funeral Service Examiners, Connie Grisell, Glen Dale, Marshall County, for the term ending June 30, 2017.
169. For Member, West Virginia Board of Funeral Service Examiners, Bill Davis, Chapmanville, Logan County, for the term ending June 30, 2019.
170. For Member, West Virginia State Rail Authority, Steve Sherrard, Elkins, Randolph County, for the term ending June 30, 2019.
171. For Member, West Virginia State Rail Authority, Elwood Williams, Moorefield, Hardy County, for the term ending June 30, 2021.
172. For Member, West Virginia State Rail Authority, James Schoonover, Montrose, Randolph County, for the term ending June 30, 2019.
173. For Member, West Virginia State Rail Authority, William Hartman, Franklin, Pendleton County, for the term ending June 30, 2021.
174. For Member, Blue Ridge Community and Technical College Board of Governors, Chuck Basa, Winchester, Virginia, for the term ending June 30, 2019.
175. For Member, Blue Ridge Community and Technical College Board of Governors, Heather McIntyre, Charles Town, Jefferson County, for the term ending June 30, 2019.
176. For Member, Blue Ridge Community and Technical College Board of Governors, Taylor Perry, Martinsburg, Berkeley County, for the term ending June 30, 2017.
177. For Member, Blue Ridge Community and Technical College Board of Governors, James C. Rodgers, Martinsburg, Berkeley County, for the term ending June 30, 2017.
178. For Member, Eastern West Virginia Community and Technical College Board of Governors, Dixie Bean, Moorefield, Hardy County, for the term ending June 30, 2019.
179. For Member, Eastern West Virginia Community and Technical College Board of Governors, Rob Tissue, Moorefield, Hardy County, for the term ending June 30, 2018.
180. For Member, Eastern West Virginia Community and Technical College Board of Governors, Douglas Lambert, Petersburg, Grant County, for the term ending June 30, 2018.

181. For Member, Eastern West Virginia Community and Technical College Board of Governors, Melinda S. Chambers, Romney, Hampshire County, for the term ending June 30, 2017.
182. For Member, BridgeValley Community and Technical College Board of Governors, Don Stewart, Leon, Mason County, for the term ending June 30, 2016.
183. For Member, West Virginia University Board of Governors, Greg Babe, Pittsburgh, Pennsylvania, for the term ending June 30, 2018.
184. For Member, Statewide Independent Living Council, Cathy Hutchinson, Huntington, Cabell County, for the term ending June 30, 2018.
185. For Member, Statewide Independent Living Council, Marian Steele, Summersville, Nicholas County, for the term ending June 30, 2018.
186. For Member, Statewide Independent Living Council, Sarah Mathis, Grassy Meadows, Greenbrier County, for the term ending June 30, 2018.
187. For Member, Statewide Independent Living Council, Sandy Haberbosch, Shinnston, Harrison County, for the term ending June 30, 2018.
188. For Member, Statewide Independent Living Council, Jan Derry, Morgantown, Monongalia County, for the term ending June 30, 2018.
189. For Member, Statewide Independent Living Council, Mark Fordyce, Charlton Heights, Fayette County, for the term ending June 30, 2018.
190. For Member, Statewide Independent Living Council, Scott Gossard, Petersburg, Grant County, for the term ending June 30, 2018.
191. For Member, Statewide Independent Living Council, Kevin Smith, Parkersburg, Wood County, for the term ending June 30, 2018.
192. For Member, Statewide Independent Living Council, Beverly Jones, Hurricane, Putnam County, for the term ending June 30, 2017.
193. For Member, Statewide Independent Living Council, Emily Robinson, Nitro, Kanawha County, for the term ending June 30, 2017.
194. For Member, Statewide Independent Living Council, Sheryl Johnson, Charleston, Kanawha County, for the term ending June 30, 2018.
195. For Member, Athletic Commission, Paul Thornton, Vienna, Wood County, for the term ending June 30, 2019.
196. For Member, Athletic Commission, Leon Ramsey, Glenville, Gilmer County, for the term ending June 30, 2019.
197. For Member, Athletic Commission, Tim Peasak, Bridgeport, Harrison County, for the term ending June 30, 2016.
198. For Member, Glenville State College Board of Governors, Greg Smith, Glenville, Gilmer County, for the term ending June 30, 2018.

199. For Member, Glenville State College Board of Governors, Richard Heffelfinger, Charleston, Kanawha County, for the term ending June 30, 2019.
200. For Member, Glenville State College Board of Governors, William Deel, Milton, Cabell County, for the term ending June 30, 2019.
201. For Member, West Virginia Northern Community and Technical College Board of Governors, Robert Contraguero, Jr., Wheeling, Ohio County, for the term ending June 30, 2019.
202. For Member, West Virginia Northern Community and Technical College Board of Governors, The Honorable Larry J. Edgell, New Martinsville, Wetzel County, for the term ending June 30, 2019.
203. For Member, New River Community and Technical College Board of Governors, John Barnes, Lewisburg, Greenbrier County, for the term ending June 30, 2019.
204. For Member, New River Community and Technical College Board of Governors, Sandy Epling, Lewisburg, Greenbrier County, for the term ending June 30, 2019.
205. For Member, Higher Education Policy Commission, Jenny Allen, Shepherdstown, Jefferson County, for the term ending June 30, 2019.
206. For Member, Higher Education Policy Commission, Andrew A. Payne III, Charleston, Kanawha County, for the term ending June 30, 2018.
207. For Member, Industrial Council, Dan Marshall, Parkersburg, Wood County, for the term ending June 30, 2016.
208. For Member, Industrial Council, Bill Dean, Wheeling, Ohio County, for the term ending June 30, 2016.
209. For Member, Industrial Council, Kent Hartsog, Hurricane, Putnam County, for the term ending June 30, 2019.
210. For Member, Industrial Council, James H. Dissen, Charleston, Kanawha County, for the term ending June 30, 2017.
211. For Member, Industrial Council, Sydney Thornhill-Brown, Logan, Logan County, for the term ending June 30, 2017.
212. For Member, Board of Control for Southern Regional Education, The Honorable Roman W. Prezioso, Jr., Fairmont, Marion County, for the term ending June 30, 2019.
213. For Member, Public Service Commission, Kara Cunningham Williams, Lewisburg, Greenbrier County, for the term ending June 30, 2017.
214. For Member, Public Service Commission, The Honorable Brooks F. McCabe, Jr., Charleston, Kanawha County, for the term ending June 30, 2021.
215. For Member, West Virginia Board of Barbers and Cosmetologists, Susan M. Poveromo, South Charleston, Kanawha County, for the term ending June 30, 2019.
216. For Member, West Virginia Board of Barbers and Cosmetologists, Michael Belcher, Charleston, Kanawha County, for the term ending June 30, 2018.

217. For Member, West Virginia Board of Barbers and Cosmetologists, Sarah B. Hamrick, Hurricane, Putnam County, for the term ending June 30, 2018.
218. For Member, West Virginia Board of Barbers and Cosmetologists, Justina J. Gabbert, Martinsburg, Berkeley County, for the term ending June 30, 2017.
219. For Member, West Virginia Board of Barbers and Cosmetologists, Melissa J. Delaney, Vienna, Wood County, for the term ending June 30, 2020.
220. For Member, National Coal Heritage Area Authority, Sharon Cruikshank, Oak Hill, Fayette County, for the term ending June 30, 2018.
221. For Member, National Coal Heritage Area Authority, Dyane Corcoran, Beckley, Raleigh County, for the term ending June 30, 2018.
222. For Member, National Coal Heritage Area Authority, Mike Vinciguerra, Jr., Bluefield, Mercer County, for the term ending June 30, 2016.
223. For Member, Unemployment Compensation Board of Review, Jack Canfield, Charleston, Kanawha County, for the term ending January 1, 2017.
224. For Member, Nursing Home Administrators Licensing Board, Kay Cottrill, Clarksburg, Harrison County, for the term ending June 30, 2020.
225. For Member, Nursing Home Administrators Licensing Board, Roger Topping, Princeton, Mercer County, for the term ending June 30, 2019.
226. For Member, Nursing Home Administrators Licensing Board, Joan Armbruster, Davis, Tucker County, for the term ending June 30, 2019.
227. For Member, Nursing Home Administrators Licensing Board, Joseph Bucher, Elkins, Randolph County, for the term ending June 30, 2020.
228. For Member, West Virginia Records Management and Preservation Board, Mark Musick, Morgantown, Monongalia County, to serve at the will and pleasure of the Governor.
229. For Member, West Virginia Records Management and Preservation Board, Jack Woodrum, Hinton, Summers County, to serve at the will and pleasure of the Governor.
230. For Member, Board of Examiners in Counseling, Christine J. Schimmel, Buckhannon, Upshur County, for the term ending June 30, 2018.
231. For Member, Board of Examiners in Counseling, Beth Bragg, Elkins, Randolph County, for the term ending June 30, 2019.
232. For Member, Board of Examiners in Counseling, Lori Ellison, Hurricane, Putnam County, for the term ending June 30, 2019.
233. For Member, Board of Examiners in Counseling, Guy Gage III, Bridgeport, Harrison County, for the term ending June 30, 2019.
234. For Member, Board of Examiners in Counseling, Marilyn J. Cassis, St. Albans, Kanawha County, for the term ending June 30, 2019.
235. For Member, Board of Examiners in Counseling, Lisa A. Westfall, Charleston, Kanawha County, for the term ending June 30, 2018.

236. For Member, Board of Examiners in Counseling, Jeffrey T. Jones, Charleston, Kanawha County, for the term ending June 30, 2017.
237. For Member, Fire Commission, Doug Mongold, Moorefield, Hardy County, for the term ending June 30, 2018.
238. For Member, Fire Commission, Doug Estep, Morrisvale, Boone County, for the term ending June 30, 2017.
239. For Member, Fire Commission, Jim Oldaker, Alum Creek, Lincoln County, for the term ending June 30, 2020.
240. For Member, Workforce Development Board, Megan Harris, Belle, Kanawha County, for the term ending June 30, 2016.
241. For Member, National Coal Heritage Area Authority, Fred Barkey, Charleston, Kanawha County, for the term ending June 30, 2019.
242. For Member, National Coal Heritage Area Authority, Christy Laxton, Pineville, Wyoming County, for the term ending June 30, 2016.
243. For Member, Board of Pharmacy, Dennis Lewis, Chapmanville, Logan County, for the term ending June 30, 2020.
244. For Member, Board of Pharmacy, Chuck Jones, Charleston, Kanawha County, for the term ending June 30, 2018.
245. For Member, Board of Pharmacy, John J. Bernabei, Weirton, Hancock County, for the term ending June 30, 2019.
246. For Member, Board of Pharmacy, Kim Knuckles, Beaver, Raleigh County, for the term ending June 30, 2017.
247. For Member, Board of Pharmacy, Everett Frazier, Cyclone, Wyoming County, for the term ending June 30, 2019.
248. For Member, Board of Pharmacy, Vicky Skaff, Charleston, Kanawha County, for the term ending June 30, 2018.
249. For Member, Auctioneers Board of Review, James Frio, Wheeling, Ohio County, for the term ending January 1, 2017.
250. For Member, Auctioneers Board of Review, Oscar Click, Leon, Mason County, for the term ending January 1, 2018.
251. For Member, Chief Administrative Law Judge of the Workers' Compensation Office of Judges within the Office of the Insurance Commissioner, Rebecca Roush, Mason, Mason County, for the term ending December 1, 2019.
252. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Dale Clowser, Charleston, Kanawha County, for the term ending June 30, 2016.
253. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Mary Beth Aliveto, Bridgeport, Harrison County, for the term ending June 30, 2016.

254. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Anthony Julian, Fairmont, Marion County, for the term ending June 30, 2017.
255. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Glenn Summers, Clendenin, Kanawha County, for the term ending June 30, 2018.
256. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Nathan D. Nibert, Barboursville, Cabell County, for the term ending June 30, 2018.
257. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Rachel Phillips, Morgantown, Monongalia County, for the term ending June 30, 2016.
258. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Dean Dawson, Scott Depot, Putnam County, for the term ending June 30, 2016.
259. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, R. Michael Shaw, Jr., Point Pleasant, Mason County, for the term ending June 30, 2016.
260. For Member, West Virginia Real Estate Appraiser Licensing and Certification Board, Douglas Butcher, Beckley, Raleigh County, for the term ending June 30, 2017.
261. For Member, Workforce Development Board, David Hobba, Buffalo, Putnam County, for the term ending June 30, 2017.
262. For Member, Fire Commission, Phil Hart, Belington, Barbour County, for the term ending June 30, 2016.
263. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, Gary Foster, Farmington, Marion County, for the term ending June 30, 2016.
264. For Member and Chairman, West Virginia Agricultural Land Protection Authority Board of Trustees, Bob Baird, Gallipolis Ferry, Mason County, for the term ending June 30, 2018.
265. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, Rod Graves, Sinks Grove, Monroe County, for the term ending June 30, 2017.
266. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, Denzil Huff, Coxs Mills, Gilmer County, for the term ending June 30, 2016.
267. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, Bill Coffindaffer, Jane Lew, Harrison County, for the term ending June 30, 2017.
268. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, David Hammer, Martinsburg, Berkeley County, for the term ending June 30, 2016.
269. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, Amy Moloney, Lindside, Monroe County, for the term ending June 30, 2018.
270. For Member, West Virginia Agricultural Land Protection Authority Board of Trustees, Dennis Funk, Kirby, Hardy County, for the term ending June 30, 2017.
271. For Member, Property Valuation Training and Procedures Commission, Cheryl Romano, Clarksburg, Harrison County, for the term ending June 30, 2016.
272. For Member, Capitol Building Commission, H. Wood Thrasher, Clarksburg, Harrison County, for the term ending June 30, 2018.

273. For Member, Capitol Building Commission, David M. Marshall, Charleston, Kanawha County, for the term ending June 30, 2018.
274. For Member, Auctioneers Board of Review, Shelby Crouse, St. Albans, Kanawha County, for the term ending January 1, 2019.
275. For Member, West Virginia Board of Licensed Dietitians, Joan Starliper, Martinsburg, Berkeley County, for the term ending June 30, 2016.
276. For Member, Catastrophic Illness Commission, Victoria Shuman, Lewisburg, Greenbrier County, for the term ending August 31, 2017.
277. For Member, Catastrophic Illness Commission, Sandra L. Cotton, Morgantown, Monongalia County, for the term ending August 31, 2018.
278. For Member, Catastrophic Illness Commission, Frances Roberts-Buchanan, Huntington, Cabell County, for the term ending August 31, 2018.
279. For Member, Catastrophic Illness Commission, Jacques R. Williams, Morgantown, Monongalia County, for the term ending August 31, 2017.
280. For Member, Catastrophic Illness Commission, Patricia Davis, Romney, Hampshire County, for the term ending August 31, 2019.
281. For Member, Catastrophic Illness Commission, John R. Davidson, Jr., Charleston, Kanawha County, for the term ending August 31, 2019.
282. For Member, West Virginia Archives and History Commission, Melissa Bingmann, Morgantown, Monongalia County, for the term ending June 30, 2018.
283. For Member, West Virginia Archives and History Commission, Charles T. Ledbetter, Scott Depot, Putnam County, for the term ending June 30, 2018.
284. For Member, West Virginia Archives and History Commission, Victor Greco, Wheeling, Ohio County, for the term ending June 30, 2018.
285. For Member, West Virginia Archives and History Commission, Billy Joe Peyton, Institute, Kanawha County, for the term ending June 30, 2017.
286. For Member, West Virginia Archives and History Commission, Tommy Bailey, St. Albans, Kanawha County, for the term ending June 30, 2016.
287. For Member, West Virginia Archives and History Commission, Nat DeBruin, Huntington, Cabell County, for the term ending June 30, 2018.
288. For Member, West Virginia Archives and History Commission, Alison Thornton, Beverly, Randolph County, for the term ending June 30, 2016.
289. For Member, Board of the College Prepaid Tuition and Savings Program, Terri Underhill, Charleston, Kanawha County, for the term ending June 30, 2020.
290. For Member, Board of the College Prepaid Tuition and Savings Program, Phyllis Arnold, Charleston, Kanawha County, for the term ending June 30, 2019.
291. For Member, Shepherd University Board of Governors, Eric J. Lewis, Shepherdstown, Jefferson County, for the term ending June 30, 2019.

292. For Member, Board of Coal Mine Health and Safety, Gary Trout, Leivasy, Nicholas County, for the term ending June 30, 2018.
293. For Member, Board of Coal Mine Health and Safety, Theodore B. Hapney, Reedy, Roane County, for the term ending June 30, 2016.
294. For Member, Board of Coal Mine Health and Safety, Carl Egnor, Given, Jackson County, for the term ending June 30, 2018.
295. For Member, Board of Coal Mine Health and Safety, Chris Hamilton, Elkview, Kanawha County, for the term ending June 30, 2018.
296. For Member, Board of Coal Mine Health and Safety, Terry Hudson, Flat Top, Mercer County, for the term ending June 30, 2018.
297. For Member, Board of Coal Mine Health and Safety, Brian S. Keaton, South Charleston, Kanawha County, for the term ending June 30, 2018.
298. For Member, West Virginia Health Care Authority, Marilyn G. White, Wheeling, Ohio County, for the term ending March 12, 2021.
299. For Member and Chair, Women's Commission, Stacy C. North, Morgantown, Monongalia County, for the term ending June 30, 2018.
300. For Member and Vice-Chair, Women's Commission, Kathleen McDermott, Wheeling, Ohio County, for the term ending June 30, 2017.
301. For Member, Women's Commission, Diana Bell, Wheeling, Ohio County, for the term ending June 30, 2017.
302. For Member, Women's Commission, Robin Young, South Charleston, Kanawha County, for the term ending June 30, 2017.
303. For Member, Women's Commission, Belinda Biafore, Fairmont, Marion County, for the term ending June 30, 2018.
304. For Member, Women's Commission, Kameron Miller, Charleston, Kanawha County, for the term ending June 30, 2016.
305. For Member, Women's Commission, Jean Ford, Williamstown, Wood County, for the term ending June 30, 2016.
306. For Member, Women's Commission, Michelle Barnes Russell, Martinsburg, Berkeley County, for the term ending June 30, 2017.
307. For Member, Women's Commission, Kenyatta Grant, Elkview, Kanawha County, for the term ending June 30, 2016.
308. For Member, Broadband Enhancement Council, John Reasbeck, Wheeling, Ohio County, to serve at the will and pleasure of the Governor.
309. For Member, Broadband Enhancement Council, Robert L. Cole, Burlington, Mineral County, to serve at the will and pleasure of the Governor.
310. For Member, Broadband Enhancement Council, Robert Hinton, Buckhannon, Upshur County, to serve at the will and pleasure of the Governor.

311. For Member, Broadband Enhancement Council, Michael Shaffer, Buckhannon, Upshur County, to serve at the will and pleasure of the Governor.
312. For Member, Broadband Enhancement Council, Michael J. Holstine, Green Bank, Pocahontas County, to serve at the will and pleasure of the Governor.
313. For Member, Broadband Enhancement Council, Romie A. Hobbs, Ansted, Fayette County, to serve at the will and pleasure of the Governor.
314. For Member, Broadband Enhancement Council, Alissa Novoselick, Charleston, Kanawha County, to serve at the will and pleasure of the Governor.
315. For Member, Broadband Enhancement Council, Robert L. Morris, Elkins, Randolph County, to serve at the will and pleasure of the Governor.
316. For Member, Broadband Enhancement Council, Brittany Carns, Charleston, Kanawha County, to serve at the will and pleasure of the Governor.
317. For Member, West Virginia Center for Nursing Board of Directors, Pamela Alderman, Chapmanville, Logan County, for the term ending June 30, 2018.
318. For Member, West Virginia Center for Nursing Board of Directors, Shelia Kyle, Huntington, Cabell County, for the term ending June 30, 2016.
319. For Member, West Virginia Center for Nursing Board of Directors, Brenda Mason, Philippi, Barbour County, for the term ending June 30, 2016.
320. For Member, West Virginia Center for Nursing Board of Directors, Gregory B. Chiertas, Charleston, Kanawha County, for the term ending June 30, 2018.
321. For Member, West Virginia Center for Nursing Board of Directors, Mary Beth Barr, Petersburg, Grant County, for the term ending June 30, 2018.
322. For Member, West Virginia Center for Nursing Board of Directors, Ronald Moore, Charleston, Kanawha County, for the term ending June 30, 2018.
323. For Member, West Virginia Center for Nursing Board of Directors, Cynthia Persily, Charleston, Kanawha County, for the term ending June 30, 2020.
324. For Member, West Virginia Center for Nursing Board of Directors, Eugenia Cheryl Basham, Cool Ridge, Raleigh County, for the term ending June 30, 2016.
325. For Member, West Virginia Center for Nursing Board of Directors, Gerald Bragg, Charleston, Kanawha County, for the term ending June 30, 2016.
326. For Member, West Virginia Center for Nursing Board of Directors, Leah P. Salyers, Logan, Logan County, for the term ending June 30, 2016.
327. For Member, West Virginia Center for Nursing Board of Directors, R. Franklin Mace, Pinch, Kanawha County, for the term ending June 30, 2020.
328. For Member, Shepherd University Board of Governors, Chauncey Winbush, Elkridge, Maryland, for the term ending June 30, 2019.
329. For Member, Family Protection Services Board, Judy King, Morgantown, Monongalia County, for the term ending June 30, 2019.

330. For Member, Family Protection Services Board, Patricia M. Bailey, Beckley, Raleigh County, for the term ending June 30, 2019.
331. For Member, Family Protection Services Board, Pepper Arrowood, Charleston, Kanawha County, for the term ending June 30, 2019.
332. For Member, Family Protection Services Board, Trudi Blaylock, Charleston, Kanawha County, for the term ending June 30, 2019.
333. For Member, Family Protection Services Board, Samuel J. Leizear, Morgantown, Monongalia County, for the term ending June 30, 2019.
334. For Member, Consolidated Public Retirement Board, David Stover, Maben, Wyoming County, for the term ending June 30, 2020.
335. For Member, Consolidated Public Retirement Board, Mike Corsaro, South Charleston, Kanawha County, for the term ending June 30, 2020.
336. For Member, Consolidated Public Retirement Board, Michael S. Haney, Wheeling, Ohio County, for the term ending June 30, 2020.
337. For Member, Consolidated Public Retirement Board, Mike McKown, Charleston, Kanawha County, for the term ending June 30, 2020.
338. For Member, West Virginia Infrastructure and Jobs Development Council, Louis Spadafore, Clarksburg, Harrison County, for the term ending June 30, 2018.
339. For Member, West Virginia Infrastructure and Jobs Development Council, Parry G. Petroplus, Morgantown, Monongalia County, for the term ending June 30, 2018.
340. For Member, Workers' Compensation Board of Review, Rita F. Hedrick-Helmick, Charleston, Kanawha County, for the term ending December 31, 2020.
341. For Member, Library Commission, Dennis Taylor, Huntington, Cabell County, for the term ending June 30, 2018.
342. For Member, Library Commission, Mary Bland Strickland, Glenville, Gilmer County, for the term ending June 30, 2019.
343. For Member, Library Commission, Katy White, Charleston, Kanawha County, for the term ending June 30, 2019.
344. For Member, Library Commission, Betty Gunnoe, Martinsburg, Berkeley County, for the term ending June 30, 2016.
345. For Member, Library Commission, Connie Shumate, Bluefield, Mercer County, for the term ending June 30, 2017.
346. For Member, Library Commission, David B. Dalzell, Jr., Moundsville, Marshall County, for the term ending June 30, 2017.
347. For Member, Library Commission, David Nalker, Lewisburg, Greenbrier County, for the term ending June 30, 2017.
348. For Member, Library Commission, Charles A. Julian, Keyser, Mineral County, for the term ending June 30, 2018.

349. For Member, Library Commission, Debra K. Sullivan, Charleston, Kanawha County, for the term ending June 30, 2016.
350. For Member, Ethics Commission, Monte Williams, Morgantown, Monongalia County, for the term ending June 30, 2020.
351. For Member, Ethics Commission, Lawrence J. Tweel, Huntington, Cabell County, for the term ending June 30, 2020.
352. For Member, West Virginia Investment Management Board of Trustees, David H. McKinley, Wheeling, Ohio County, for the term ending January 31, 2021.
353. For Member, West Virginia Investment Management Board of Trustees, Steve Antoline, Mount Lookout, Nicholas County, for the term ending January 31, 2021.
354. For Member, West Virginia Investment Management Board of Trustees, Steve L. Smith, Poca, Putnam County, for the term ending January 31, 2022.
355. For Member, West Virginia Investment Management Board of Trustees, Marie L. Prezioso, Charleston, Kanawha County, for the term ending January 31, 2022.
356. For Member, West Virginia Public Port Authority, Patrick Ford, Weirton, Hancock County, for the term ending June 30, 2017.
357. For Member, West Virginia Public Port Authority, Newton Thomas, Jr., Charleston, Kanawha County, for the term ending June 30, 2018.
358. For Member, West Virginia Public Port Authority, Jim Llanaeza, Clarksburg, Harrison County, for the term ending June 30, 2018.
359. For Member, West Virginia Public Port Authority, J. Eric Peters, Sistersville, Tyler County, for the term ending June 30, 2016.
360. For Member, West Virginia Public Port Authority, Gerald R. Sites, Petersburg, Grant County, for the term ending June 30, 2017.
361. For Member, West Virginia Public Port Authority, David Efaw, Blount, Kanawha County, for the term ending June 30, 2017.
362. For Member, West Virginia Public Port Authority, Mark Carroll, Buckhanon, Upshur County, for the term ending June 30, 2017.
363. For Member, West Virginia Public Port Authority, Stratius George Fotos, Huntington, Cabell County, for the term ending June 30, 2018.
364. For Member, West Virginia Public Port Authority, Robert Milam, Whitesville, Boone County, for the term ending June 30, 2017.
365. For Member, West Virginia Public Port Authority, Jacob Meck, Green Bank, Pocahontas County, for the term ending June 30, 2017.
366. For Member, West Virginia Emergency Medical Services Advisory Council, Stephen McIntire, Clarksburg, Harrison County, for the term ending June 30, 2017.
367. For Member, West Virginia Emergency Medical Services Advisory Council, Richard B. Rock, Clarksburg, Harrison County, for the term ending June 30, 2017.

368. For Member, West Virginia Emergency Medical Services Advisory Council, Jim Kranz, Charleston, Kanawha County, for the term ending June 30, 2017.
369. For Member, West Virginia Emergency Medical Services Advisory Council, Connie J. Hall, Coal City, Raleigh County, for the term ending June 30, 2017.
370. For Member, West Virginia Emergency Medical Services Advisory Council, Paul Seamann, Beckley, Raleigh County, for the term ending June 30, 2017.
371. For Member, West Virginia Emergency Medical Services Advisory Council, A. Gordon Merry III, Huntington, Cabell County, for the term ending June 30, 2017.
372. For Member, West Virginia Emergency Medical Services Advisory Council, Donna Steward, Springfield, Hampshire County, for the term ending June 30, 2017.
373. For Member, West Virginia Emergency Medical Services Advisory Council, Glen Satterfield, Fairmont, Marion County, for the term ending June 30, 2017.
374. For Member, West Virginia Emergency Medical Services Advisory Council, Lisa Hrutkay, Triadelphia, Ohio County, for the term ending June 30, 2018.
375. For Member, West Virginia Emergency Medical Services Advisory Council, Nancy Cartmill, Huntington, Cabell County, for the term ending June 30, 2017.
376. For Member, West Virginia Emergency Medical Services Advisory Council, David J. Weller, Hedgesville, Berkeley County, for the term ending June 30, 2017.
377. For Member, West Virginia Emergency Medical Services Advisory Council, Marsha Knight, Huntington, Cabell County, for the term ending June 30, 2017.
378. For Member, West Virginia Emergency Medical Services Advisory Council, William A. Weese, Jr., Man, Logan County, for the term ending June 30, 2017.
379. For Member, West Virginia Emergency Medical Services Advisory Council, Jeff Kady, McMechen, Marshall County, for the term ending June 30, 2018.
380. For Member, West Virginia Emergency Medical Services Advisory Council, Barry Kelly, Charleston, Kanawha County, for the term ending June 30, 2017.
381. For Member, West Virginia State University Board of Governors, E. Gail Pitchford, Charleston, Kanawha County, for the term ending June 30, 2019.
382. For Member, West Virginia State University Board of Governors, William W. Lipscomb, Institute, Kanawha County, for the term ending June 30, 2019.
383. For Member, Tourism Commission, Richard A. Atkinson III, South Charleston, Kanawha County, for the term ending May 1, 2020.
384. For Member, Tourism Commission, Kelly Palmer, Morgantown, Monongalia County, for the term ending May 1, 2019.
385. For Member, Tourism Commission, Peggy Myers-Smith, Morgantown, Monongalia County, for the term ending May 1, 2019.
386. For Member, Tourism Commission, John Klemish, White Sulphur Springs, Greenbrier County, for the term ending May 1, 2019.

387. For Member, Tourism Commission, Jeffrey T. Lusk, Man, Logan County, for the term ending May 1, 2019.
388. For Member, Tourism Commission, Ronald E. Marcus, Charles Town, Jefferson County, for the term ending May 1, 2016.
389. For Member, Tourism Commission, Joseph Manchin IV, Fairmont, Marion County, for the term ending May 1, 2016.
390. For Member, Tourism Commission, The Honorable Oshel B. Craigo, Nitro, Kanawha County, for the term ending May 1, 2019.
391. For Member, Tourism Commission, William T. Bright, Summersville, Nicholas County, for the term ending May 1, 2018.
392. For Member, Tourism Commission, Steve F. White, Charleston, Kanawha County, for the term ending May 1, 2018.
393. For Member, Tourism Commission, Sharon Horton Rowe, Lewisburg, Greenbrier County, for the term ending May 1, 2016.
394. For Member, Tourism Commission, David Arnold, Lansing, Fayette County, for the term ending May 1, 2019.
395. For Member, Tourism Commission, Stephen Hilliard, Wheeling, Ohio County, for the term ending May 1, 2016.
396. For Member, Women's Commission, Alicia Besenyei, Daniels, Raleigh County, for the term ending June 30, 2016.
397. For Member, West Virginia Board of Professional Surveyors, R. Michael Shepp, Shepherdstown, Jefferson County, for the term ending June 30, 2019.
398. For Member, West Virginia Board of Professional Surveyors, Nelson Douglass, Parkersburg, Wood County, for the term ending June 30, 2018.
399. For Member, West Virginia Board of Professional Surveyors, Tom Rayburn, Chapmanville, Logan County, for the term ending June 30, 2017.
400. For Member, West Virginia Board of Professional Surveyors, Sefton Stewart, Pineville, Wyoming County, for the term ending June 30, 2017.
401. For Member, West Virginia Board of Professional Surveyors, Paul Hill, Chapmanville, Logan County, for the term ending June 30, 2016.
402. For Member, State Personnel Board, Mark W. Carbone, Charleston, Kanawha County, for the term ending June 30, 2018.
403. For Member, State Personnel Board, Mark Dellinger, Charleston, Kanawha County, for the term ending June 30, 2017.
404. For Member, State Personnel Board, Jeff C. Woods, Hurricane, Putnam County, for the term ending June 30, 2017.
405. For Member, State Personnel Board, Anna Dailey, Charleston, Kanawha County, for the term ending June 30, 2017.

406. For Member, Surface Mine Board, The Honorable Jon Blair Hunter, Morgantown, Monongalia County, for the term ending June 30, 2016.
407. For Member, Surface Mine Board, Mark G. Schuerger, Charleston, Kanawha County, for the term ending June 30, 2016.
408. For Member, Surface Mine Board, James Smith, South Charleston, Kanawha County, for the term ending June 30, 2016.
409. For Member, Surface Mine Board, Ron Crites, Kingwood, Preston County, for the term ending June 30, 2018.
410. For Member, Surface Mine Board, Ed Grafton, Heaters, Braxton County, for the term ending June 30, 2016.
411. For Member, Surface Mine Board, Henry Rauch, Morgantown, Monongalia County, for the term ending June 30, 2018.
412. For Member, Surface Mine Board, Charles K. Meadows II, Gassaway, Braxton County, for the term ending June 30, 2019.
413. For Member, Surface Mine Board, Stephen Butler, French Creek, Upshur County, for the term ending June 30, 2019.
414. For Member, Athletic Commission, James Frio, Wheeling, Ohio County, for the term ending June 30, 2018.
415. For Member, West Virginia Board of Acupuncture, Kathryn Hastings, Charleston, Kanawha County, for the term ending June 30, 2017.
416. For Member, West Virginia Board of Acupuncture, Stacy L. Roman, Morgantown, Monongalia County, for the term ending June 30, 2018.
417. For Member, West Virginia Board of Acupuncture, Christina Peraino, Charleston, Kanawha County, for the term ending June 30, 2018.
418. For Member, West Virginia Board of Acupuncture, Tara Welty, Parkersburg, Wood County, for the term ending June 30, 2017.
419. For Member, Economic Development Authority, Jeff Vickers, Lewisburg, Greenbrier County, for the term ending June 30, 2019.
420. For Member, Economic Development Authority, Marcus W. Estlack, Parkersburg, Wood County, for the term ending June 30, 2017.
421. For Member, Economic Development Authority, Timothy R. Duke, Huntington, Cabell County, for the term ending June 30, 2018.
422. For Member, Economic Development Authority, Richard L. Slater, Hurricane, Putnam County, for the term ending June 30, 2018.
423. For Member, Economic Development Authority, Joe Eddy, Wellsburg, Brooke County, for the term ending June 30, 2019.
424. For Member, Economic Development Authority, Patrick J. Farrell, Huntington, Cabell County, for the term ending June 30, 2016.

425. For Member, Economic Development Authority, James Rick Barton, Parkersburg, Wood County, for the term ending June 30, 2016.
426. For Member, Southern West Virginia Community and Technical College Board of Governors, Wilma J. Zigmond, Logan, Logan County, for the term ending June 30, 2018.
427. For Member, Southern West Virginia Community and Technical College Board of Governors, Glenn T. Yost, Logan, Logan County, for the term ending June 30, 2016.
428. For Member, Southern West Virginia Community and Technical College Board of Governors, Kevin G. Zachary, Chapmanville, Logan County, for the term ending June 30, 2017.
429. For Member, Southern West Virginia Community and Technical College Board of Governors, Fletcher Raamie Barker, Jr., Chapmanville, Logan County, for the term ending June 30, 2017.
430. For Member, West Liberty University Board of Governors, James R. Stultz, Moundsville, Marshall County, for the term ending June 30, 2019.
431. For Member, West Liberty University Board of Governors, Jack C. Adams, McMurray, Pennsylvania, for the term ending June 30, 2016.
432. For Member, West Virginia Board of Education, Scott Rotruck, Morgantown, Monongalia County, for the term ending November 4, 2017.
433. For Member, Concord University Board of Governors, Myra Susan Rogers, Hinton, Summers County, for the term ending June 30, 2019.
434. For Member, Concord University Board of Governors, Richard Jarrell, Beckley, Raleigh County, for the term ending June 30, 2016.
435. For Member, Concord University Board of Governors, Brittany Anderson, Athens, Mercer County, for the term ending June 30, 2016.
436. For Member, Air Quality Board, Robert Orndorff, Bridgeport, Harrison County, for the term ending June 30, 2017.
437. For Member, Air Quality Board, Robert Thomas Hansen, Charleston, Kanawha County, for the term ending June 30, 2019.
438. For Member, Air Quality Board, J. Michael Koon, Weirton, Hancock County, for the term ending June 30, 2019.
439. For Member, Air Quality Board, Stanley B. Mills, Huntington, Cabell County, for the term ending June 30, 2016.
440. For Member, Air Quality Board, The Honorable Jon Blair Hunter, Morgantown, Monongalia County, for the term ending June 30, 2018.
441. For Member, West Virginia School of Osteopathic Medicine Board of Governors, Robert B. Holstein, Venice, Florida, for the term ending June 30, 2019.
442. For Member, West Virginia Municipal Pensions Oversight Board, John Kee, Charleston, Kanawha County, for the term ending January 1, 2019.

443. For Member, West Virginia Municipal Pensions Oversight Board, Stephen Neddo, Scott Depot, Putnam County, for the term ending January 1, 2018.
444. For Member, West Virginia Municipal Pensions Oversight Board, C. Seth Wilson, Morgantown, Monongalia County, for the term ending January 1, 2017.
445. For Member, West Virginia Municipal Pensions Oversight Board, Lisa K. Dooley, Madison, Boone County, for the term ending January 1, 2021.
446. For Member, West Virginia Municipal Pensions Oversight Board, John E. Dawson II, Hurricane, Putnam County, for the term ending January 1, 2020.
447. For Member, West Virginia Municipal Pensions Oversight Board, Michael Payne, Weirton, Hancock County, for the term ending January 1, 2020.
448. For Member, School Building Authority, Victor L. Gabriel, Bridgeport, Harrison County, for the term ending July 31, 2018.
449. For Member, School Building Authority, Robert Holroyd, Princeton, Mercer County, for the term ending July 31, 2018.
450. For Member, School Building Authority, Christopher G. Morris, Charleston, Kanawha County, for the term ending July 31, 2018.
451. For Member, School Building Authority, Steven L. Burton, Prichard, Wayne County, for the term ending July 31, 2018.
452. For Member, School Building Authority, T. Bart Willis, Logan, Logan County, for the term ending July 31, 2016.
453. For Member, West Virginia Board of Medicine, Ashish P. Sheth, Cross Lanes, Kanawha County, for the term ending September 30, 2019.
454. For Member, West Virginia Parole Board, Mark W. Neal, Spencer, Roane County, for the term ending June 30, 2021.

Notice of these appointments was previously provided to the appropriate legislative staff at the time the appointments were made.

Sincerely,

Earl Ray Tomblin  
Governor

cc: Clerk of the Senate  
Assistant Clerk of the Senate  
Senate Confirmations Chair

Which communication was received and referred to the Committee on Confirmations.

On motion of Senator Boley, consideration of the nominations immediately hereinbefore reported was made a special order of business for Thursday, March 10, 2016, at 11 a.m.

The Clerk then presented communications from His Excellency, the Governor, advising that on March 3, 2016, he had approved **Enr. Committee Substitute for Committee Substitute for Senate**

**Bill 387, Enr. Senate Bill 558, Enr. Committee Substitute for House Bill 4175 and Enr. Committee Substitute for House Bill 4366.**

The Senate proceeded to the fourth order of business.

Senator Hall, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

**Senate Bill 427**, Transferring funds from State Excess Lottery Fund to Department of Revenue.

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

Respectfully submitted,

Mike Hall,  
*Chair.*

At the request of Senator Carmichael, unanimous consent being granted, the bill (S. B. 427) contained in the preceding report from the Committee on Finance was taken up for immediate consideration, read a first time and ordered to second reading.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

**Eng. Com. Sub. for House Bill 2122**, Making it illegal for first responders to photograph a corpse; Jonathan's Law.

And has amended same.

And,

**Eng. House Bill 4558**, Relating to victim notification and designation of additional individuals to receive notice of an offender's release.

And has amended same.

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

Respectfully submitted,

Charles S. Trump IV,  
*Chair.*

At the request of Senator Trump, unanimous consent being granted, the bills (Eng. Com. Sub. for H. B. 2122 and Eng. H. B. 4558) contained in the preceding report from the Committee on the Judiciary were each taken up for immediate consideration, read a first time and ordered to second reading.

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

Your Committee on Government Organization has had under consideration

**Eng. House Bill 2796**, Providing paid leave for certain state officers and employees during a declared state of emergency.

**Eng. House Bill 4324**, Authorizing information sharing by Workforce West Virginia.

**Eng. House Bill 4644**, Relating to jury fees.

And,

**Eng. House Bill 4674**, Relating to motor vehicle back-up lamps.

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

Respectfully submitted,

Craig Blair,  
*Chair.*

At the request of Senator Blair, unanimous consent being granted, the bills (Eng. H. B. 2796, 4324, 4644 and 4674) contained in the preceding report from the Committee on Government Organization were each taken up for immediate consideration, read a first time and ordered to second reading.

Senator Hall, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

**Eng. House Bill 4157**, Supplementing, amending, and increasing items of the existing appropriations from the State Road Fund to the Department of Transportation, Division of Highways.

**Eng. House Bill 4159**, Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division.

And,

**Eng. House Bill 4160**, Making a supplementary appropriation to the Department of Revenue, Tax Division.

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

Respectfully submitted,

Mike Hall,  
*Chair.*

At the request of Senator Hall, unanimous consent being granted, the bills (Eng. H. B. 4157, 4159 and 4160) contained in the preceding report from the Committee on Finance were each taken up for immediate consideration, read a first time and ordered to second reading.

Senator Karnes, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

**Eng. Com. Sub. for House Bill 4279**, Relating to disposition of seized firearms.

And,

**Eng. Com. Sub. for House Bill 4330**, Relating to make unlawful to take a fish, water animal or other aquatic organism from state waters to stock a commercial pond or lake.

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

Respectfully submitted,

Robert Karnes,  
*Chair.*

At the request of Senator Trump, unanimous consent being granted, the bills (Eng. Com. Sub. for H. B. 4279 and 4330) were each taken up for immediate consideration, second committee references dispensed with, read a first time, and ordered to second reading.

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

Your Committee on Education has had under consideration

**Eng. Com. Sub. for House Bill 4310**, Relating to the West Virginia University Institute of Technology.

And has amended same.

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

Respectfully submitted,

Dave Sypolt,  
*Chair.*

At the request of Senator Sypolt, unanimous consent being granted, the bill (Eng. Com. Sub. for H. B. 4310) contained in the preceding report from the Committee on Education was taken up for immediate consideration, read a first time and ordered to second reading.

Senator Karnes, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

**Eng. House Bill 4346**, Relating to bear hunting and offenses and penalties.

And has amended same.

And,

**Eng. House Bill 4673**, Providing for a crime for the theft, damage or release of deer from private game farms.

And has amended same.

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

Respectfully submitted,

Robert Karnes,  
*Chair.*

At the request of Senator Trump, unanimous consent being granted, the bills (Eng. H. B. 4346 and 4673) were each taken up for immediate consideration, second committee references dispensed with, read a first time, and ordered to second reading.

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

Your Committee on Government Organization has had under consideration

**Eng. House Bill 4351**, Transferring the Cedar Lakes Camp and Conference Center from the West Virginia Board of Education to the Department of Agriculture.

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

Respectfully submitted,

Craig Blair,  
*Chair.*

At the request of Senator Blair, unanimous consent being granted, the bill (Eng. H. B. 4351) contained in the preceding report from the Committee on Government Organization was taken up for immediate consideration, read a first time and ordered to second reading.

On motion of Senator Blair, the bill was then referred to the Committee on Finance.

Senator Karnes, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

**Eng. House Bill 4411**, Relating to penalty for illegally taking native brook trout.

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

Respectfully submitted,

Robert Karnes,  
*Chair.*

At the request of Senator Karnes, unanimous consent being granted, the bill (Eng. H. B. 4411) contained in the preceding report from the Committee on Natural Resources was taken up for immediate consideration, read a first time, ordered to second reading and, under the original double committee reference, was then referred to the Committee on the Judiciary.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

**Eng. Com. Sub. for House Bill 4505**, Allowing powerball winners to remain anonymous.

And,

**Eng. House Bill 4735**, Relating to the definition of health care provider, and clarifying that speech-language pathologists and audiologists are two separate providers.

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

Respectfully submitted,

Charles S. Trump IV,  
*Chair.*

At the request of Senator Trump, unanimous consent being granted, the bills (Eng. Com. Sub. for H. B. 4505 and Eng. H. B. 4735) contained in the preceding report from the Committee on the Judiciary were each taken up for immediate consideration, read a first time and ordered to second reading.

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

Your Committee on Government Organization has had under consideration

**Eng. Com. Sub. for House Bill 4540**, Removing prohibition of disposal of certain electronics in landfills.

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

Respectfully submitted,

Craig Blair,  
*Chair.*

At the request of Senator Blair, unanimous consent being granted, the bill (Eng. Com. Sub. for H. B. 4540) contained in the preceding report from the Committee on Government Organization was taken up for immediate consideration, read a first time and ordered to second reading.

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

Your Committee on Government Organization has had under consideration

**Eng. House Bill 4654**, Relating to the Executive Secretary of the Board of Registered Professional Nurses.

And has amended same.

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

Respectfully submitted,

Craig Blair,  
*Chair.*

At the request of Senator Blair, unanimous consent being granted, the bill (Eng. H. B. 4654) contained in the preceding report from the Committee on Government Organization was taken up for immediate consideration, read a first time and ordered to second reading.

The Senate proceeded to the fifth order of business.

Senator Blair, from the committee of conference on matters of disagreement between the two houses, as to

**Eng. Senate Bill No. 509**, Removing 10-day requirement Division of Labor has to inspect amusement rides and attractions.

Submitted the following report, which was received:

Your committee of conference on the disagreeing votes of the two houses as to the amendments of the House to Engrossed Senate Bill No. 509 having met, after full and free conference, have agreed to recommend and do recommend to their respective houses, as follows:

That both houses recede from their respective positions as to amendment of the House of Delegates, striking out everything after the enacting section, and agree to the same as follows:

That §21-10-6 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**§21-10-6. Permits; application; annual inspection.**

No operator or owner may knowingly permit the operation of an amusement ride or amusement attraction without a permit issued by the Division. Each year and at least fifteen days before the first time the amusement ride or amusement attraction is made available in this state for public use, an operator or owner shall apply for a permit to the Division on a form furnished by the Division and containing any information the Division may require. The Division shall, ~~upon application and~~ within ~~ten~~ thirty days of the first time in the calendar year the ride or attraction is made available in this state for public use, inspect all amusement rides and amusement attractions. The Division shall inspect all stationary rides and attractions at least once every year. The Division may inspect all mobile amusement rides and amusement attractions each time they are disassembled and reassembled for use in this state. The Division may conduct inspections at any reasonable time without prior notice: *Provided*, That in lieu of performing its own inspection, the Division may accept inspection reports from special inspectors certified by the Division.;

And,

That both houses recede from their respective positions as to the title of the bill and agree to a new title as follows:

**Eng. Senate Bill No. 509**—A Bill to amend and reenact §21-10-6 of the Code of West Virginia, 1931, as amended, relating to Division of Labor inspection of amusement rides and amusement attractions.

Respectfully submitted,

Craig Blair, *Chair*, Ryan J. Ferns, Herb Snyder, *Conferees on the part of the Senate*.

Lynne Arvon, *Chair*, Chris Stansbury, Phyllis White, *Conferees on the part of the House of Delegates*.

On motions of Senator Blair, severally made, the report of the committee of conference was taken up for immediate consideration and adopted.

Engrossed Senate Bill 509, as amended by the conference report, was then put upon its passage.

On the passage of the bill, as amended, the yeas were: Ashley, Beach, Blair, Boley, Boso, Carmichael, Cline, Facemire, Ferns, Gaunch, Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. 509) passed with its conference amended title.

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

The Senate proceeded to the seventh order of business.

**Senate Concurrent Resolution 60**, Requesting interim study of feasibility of public virtual online schools.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on Education; and then to the Committee on Rules.

**Senate Concurrent Resolution 61**, Requesting study on best methods to enhance communication between teachers, parents and students.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on Education; and then to the Committee on Rules.

The Senate proceeded to the ninth order of business.

**Eng. Com. Sub. for House Bill 4146**, Providing insurance cover abuse-deterrent opioid analgesic drugs.

On second reading, coming up in regular order, was reported by the Clerk.

At the request of Senator Carmichael, and by unanimous consent, further consideration of the bill was deferred until the conclusion of bills on today's first reading calendar.

**Eng. House Bill 4235**, Relating to the publication requirements of the administration of estates.

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

**Eng. House Bill 4362**, Establishing a felony offense of strangulation.

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

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

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

## **ARTICLE 2. CRIMES AGAINST THE PERSON.**

### **§61-2-9d. Strangulation; definitions; penalties.**

(a) As used in this section:

(1) "Bodily injury" means substantial physical pain, illness or any impairment of physical condition:

(2) "Strangle" means knowingly and willfully restricting another person's air intake or blood flow by the application of pressure on the neck or throat;

(b) Any person who strangles another without that person's consent and thereby causes the other person bodily injury or loss of consciousness is guilty of a felony and, upon conviction thereof, shall be fined not more than \$2,500 or imprisoned in a state correctional facility not less than one year or more than five years, or both fined and imprisoned.

The bill (Eng. H. B. 4362), as amended, was then ordered to third reading.

The Senate proceeded to the tenth order of business.

**Eng. Com. Sub. for House Bill 4604**, Relating to violations of the Ethics Act.

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

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

**Eng. Com. Sub. for House Bill 4146**, Providing insurance cover abuse-deterrent opioid analgesic drugs.

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

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

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

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §33-15-4m; that said code be amended by adding thereto a new section, designated §33-16-3y; that said code be amended by adding thereto a new section, designated §33-24-7n; that said code be amended by adding thereto a new section, designated §33-25-8k; and that said code be amended by adding thereto a new section, designated §33-25A-8m, all to read as follows:

## **CHAPTER 33. INSURANCE**

### **ARTICLE 15. ACCIDENT AND SICKNESS INSURANCE.**

#### **§33-15-4m. Deductibles, copayments and coinsurance for abuse-deterrent opioid analgesic drugs.**

(a) As used in this section:

(1) "Abuse-deterrent opioid analgesic drug product" means a brand name or generic opioid analgesic drug product approved by the United States Food and Drug Administration with abuse-

deterrent labeling that indicates its abuse-deterrent properties are expected to deter or reduce its abuse;

(2) "Cost-sharing" means any coverage limit, copayment, coinsurance, deductible or other out-of-pocket expense requirements;

(3) "Opioid analgesic drug product" means a drug product that contains an opioid agonist and is indicated by the United States Food and Drug Administration for the treatment of pain, regardless of whether the drug product:

(A) Is in immediate release or extended release form; or

(B) Contains other drug substances.

(b) Notwithstanding any provision of any accident and sickness insurance policy issued by an insurer, on or after January 1, 2017:

(1) Coverage shall be provided for at least one abuse-deterrent opioid analgesic drug product for each active opioid analgesic ingredient;

(2) Cost-sharing for brand name abuse-deterrent opioid analgesic drug products shall not exceed the lowest tier for brand name prescription drugs on the entity's formulary for prescription drug coverage;

(3) Cost-sharing for generic abuse-deterrent opioid analgesic drug products covered pursuant to this section shall not exceed the lowest cost-sharing level applied to generic prescription drugs covered under the applicable health plan or policy; and

(4) An entity subject to this section may not require an insured or enrollee to first use an opioid analgesic drug product without abuse-deterrent labeling before providing coverage for an abuse-deterrent opioid analgesic drug product covered on the entity's formulary for prescription drug coverage.

(c) Notwithstanding subdivision (3), subsection (b) of this section, an entity subject to this section may undertake utilization review, including preauthorization, for an abuse-deterrent opioid analgesic drug product covered by the entity, if the same utilization review requirements are applied to nonabuse-deterrent opioid analgesic drug products and with the same type of drug release, immediate or extended.

(d) For purposes of subsection (b) of this section, the lowest tier and the lowest cost-sharing level shall not mean the cost-sharing tier applicable to preventive care services which are required to be provided at no cost-sharing under the Patient Protection and Affordable Care Act.

## **ARTICLE 16. GROUP ACCIDENT AND SICKNESS INSURANCE.**

### **§33-16-3y. Deductibles, copayments and coinsurance for abuse-deterrent opioid analgesic drugs.**

(a) As used in this section:

(1) "Abuse-deterrent opioid analgesic drug product" means a brand name or generic opioid analgesic drug product approved by the United States Food and Drug Administration with abuse-deterrent labeling that indicates its abuse-deterrent properties are expected to deter or reduce its abuse;

(2) “Cost-sharing” means any coverage limit, copayment, coinsurance, deductible or other out-of-pocket expense requirements;

(3) “Opioid analgesic drug product” means a drug product that contains an opioid agonist and is indicated by the United States Food and Drug Administration for the treatment of pain, regardless of whether the drug product:

(A) Is in immediate release or extended release form; or

(B) Contains other drug substances.

(b) Notwithstanding any provision of any group accident and sickness insurance policy issued by an insurer pursuant to this article, on or after January 1, 2017:

(1) Coverage shall be provided for at least one abuse-deterrent opioid analgesic drug product for each active opioid analgesic ingredient;

(2) Cost-sharing for brand name abuse-deterrent opioid analgesic drug products shall not exceed the lowest tier for brand name prescription drugs on the entity’s formulary for prescription drug coverage;

(3) Cost-sharing for generic abuse-deterrent opioid analgesic drug products covered pursuant to this section shall not exceed the lowest cost-sharing level applied to generic prescription drugs covered under the applicable health plan or policy; and

(4) An entity subject to this section may not require an insured or enrollee to first use an opioid analgesic drug product without abuse-deterrent labeling before providing coverage for an abuse-deterrent opioid analgesic drug product covered on the entity’s formulary for prescription drug coverage.

(c) Notwithstanding subdivision (3), subsection (b) of this section, an entity subject to this section may undertake utilization review, including preauthorization, for an abuse-deterrent opioid analgesic drug product covered by the entity, if the same utilization review requirements are applied to nonabuse-deterrent opioid analgesic drug products and with the same type of drug release, immediate or extended.

(d) For purposes of subsection (b) of this section, the lowest tier and the lowest cost-sharing level shall not mean the cost-sharing tier applicable to preventive care services which are required to be provided at no cost-sharing under the Patient Protection and Affordable Care Act.

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

### **§33-24-7n. Deductibles, copayments and coinsurance for abuse-deterrent opioid analgesic drugs.**

(a) As used in this section:

(1) “Abuse-deterrent opioid analgesic drug product” means a brand name or generic opioid analgesic drug product approved by the United States Food and Drug Administration with abuse-deterrent labeling that indicates its abuse-deterrent properties are expected to deter or reduce its abuse;

(2) “Cost-sharing” means any coverage limit, copayment, coinsurance, deductible or other out-of-pocket expense requirements;

(3) “Opioid analgesic drug product” means a drug product that contains an opioid agonist and is indicated by the United States Food and Drug Administration for the treatment of pain, regardless of whether the drug product:

(A) Is in immediate release or extended release form; or

(B) Contains other drug substances.

(b) Notwithstanding any provision of any policy, provision, contract, plan or agreement to which this article applies, on or after January 1, 2017:

(1) Coverage shall be provided for at least one abuse-deterrent opioid analgesic drug product for each active opioid analgesic ingredient;

(2) Cost-sharing for brand name abuse-deterrent opioid analgesic drug products shall not exceed the lowest tier for brand name prescription drugs on the entity’s formulary for prescription drug coverage;

(3) Cost-sharing for generic abuse-deterrent opioid analgesic drug products covered pursuant to this section shall not exceed the lowest cost-sharing level applied to generic prescription drugs covered under the applicable health plan or policy; and

(4) An entity subject to this section may not require an insured or enrollee to first use an opioid analgesic drug product without abuse-deterrent labeling before providing coverage for an abuse-deterrent opioid analgesic drug product covered on the entity’s formulary for prescription drug coverage.

(c) Notwithstanding subdivision (3), subsection (b) of this section, an entity subject to this section may undertake utilization review, including preauthorization, for an abuse-deterrent opioid analgesic drug product covered by the entity, if the same utilization review requirements are applied to nonabuse-deterrent opioid analgesic drug products and with the same type of drug release, immediate or extended.

(d) For purposes of subsection (b) of this section, the lowest tier and the lowest cost-sharing level shall not mean the cost-sharing tier applicable to preventive care services which are required to be provided at no cost-sharing under the Patient Protection and Affordable Care Act.

## **ARTICLE 25. HEALTH CARE CORPORATIONS.**

### **§33-25-8k. Deductibles, copayments and coinsurance for abuse-deterrent opioid analgesic drugs.**

(a) As used in this section:

(1) “Abuse-deterrent opioid analgesic drug product” means a brand name or generic opioid analgesic drug product approved by the United States Food and Drug Administration with abuse-deterrent labeling that indicates its abuse-deterrent properties are expected to deter or reduce its abuse;

(2) “Cost-sharing” means any coverage limit, copayment, coinsurance, deductible or other out-of-pocket expense requirements;

(3) “Opioid analgesic drug product” means a drug product that contains an opioid agonist and is indicated by the United States Food and Drug Administration for the treatment of pain, regardless of whether the drug product:

(A) Is in immediate release or extended release form; or

(B) Contains other drug substances.

(b) Notwithstanding any provision of any policy, provision, contract, plan or agreement to which this article applies, on or after January 1, 2017:

(1) Coverage shall be provided for at least one abuse-deterrent opioid analgesic drug product for each active opioid analgesic ingredient;

(2) Cost-sharing for brand name abuse-deterrent opioid analgesic drug products shall not exceed the lowest tier for brand name prescription drugs on the entity’s formulary for prescription drug coverage;

(3) Cost-sharing for generic abuse-deterrent opioid analgesic drug products covered pursuant to this section shall not exceed the lowest cost-sharing level applied to generic prescription drugs covered under the applicable health plan or policy; and

(4) An entity subject to this section may not require an insured or enrollee to first use an opioid analgesic drug product without abuse-deterrent labeling before providing coverage for an abuse-deterrent opioid analgesic drug product covered on the entity’s formulary for prescription drug coverage.

(c) Notwithstanding subdivision (3), subsection (b) of this section, an entity subject to this section may undertake utilization review, including preauthorization, for an abuse-deterrent opioid analgesic drug product covered by the entity, if the same utilization review requirements are applied to nonabuse-deterrent opioid analgesic drug products and with the same type of drug release, immediate or extended.

(d) For purposes of subsection (b) of this section, the lowest tier and the lowest cost-sharing level shall not mean the cost-sharing tier applicable to preventive care services which are required to be provided at no cost-sharing under the Patient Protection and Affordable Care Act.

## **ARTICLE 25A. HEALTH MAINTENANCE ORGANIZATION ACT.**

### **§33-25A-8m. Deductibles, copayments and coinsurance for abuse-deterrent opioid analgesic drugs.**

(a) As used in this section:

(1) “Abuse-deterrent opioid analgesic drug product” means a brand name or generic opioid analgesic drug product approved by the United States Food and Drug Administration with abuse-deterrent labeling that indicates its abuse-deterrent properties are expected to deter or reduce its abuse;

(2) “Cost-sharing” means any coverage limit, copayment, coinsurance, deductible or other out-of-pocket expense requirements;

(3) “Opioid analgesic drug product” means a drug product that contains an opioid agonist and is indicated by the United States Food and Drug Administration for the treatment of pain, regardless of whether the drug product:

(A) Is in immediate release or extended release form; or

(B) Contains other drug substances.

(b) Notwithstanding any provision of any policy, provision, contract, plan or agreement to which this article applies, on or after January 1, 2017:

(1) Coverage shall be provided for at least one abuse-deterrent opioid analgesic drug product for each active opioid analgesic ingredient;

(2) Cost-sharing for brand name abuse-deterrent opioid analgesic drug products shall not exceed the lowest tier for brand name prescription drugs on the entity's formulary for prescription drug coverage;

(3) Cost-sharing for generic abuse-deterrent opioid analgesic drug products covered pursuant to this section shall not exceed the lowest cost-sharing level applied to generic prescription drugs covered under the applicable health plan or policy; and

(4) An entity subject to this section may not require an insured or enrollee to first use an opioid analgesic drug product without abuse-deterrent labeling before providing coverage for an abuse-deterrent opioid analgesic drug product covered on the entity's formulary for prescription drug coverage.

(c) Notwithstanding subdivision (3), subsection (b) of this section, an entity subject to this section may undertake utilization review, including preauthorization, for an abuse-deterrent opioid analgesic drug product covered by the entity, if the same utilization review requirements are applied to nonabuse-deterrent opioid analgesic drug products and with the same type of drug release, immediate or extended.

(d) For purposes of subsection (b) of this section, the lowest tier and the lowest cost-sharing level shall not mean the cost-sharing tier applicable to preventive care services which are required to be provided at no cost-sharing under the Patient Protection and Affordable Care Act.

The bill (Eng. Com. Sub. for H. B. 4146), as amended, was then ordered to third reading.

The Senate proceeded to the thirteenth order of business.

At the request of Senator Plymale, the name of Senator Plymale was removed as a sponsor of **Senate Bill 569** (*Regulation of chronic pain clinics*).

At the request of Senator Takubo, and by unanimous consent, the Senate returned to the eleventh order of business and the introduction of guests.

Pending announcement of meetings of standing committees of the Senate, including a minority party caucus,

On motion of Senator Carmichael, the Senate adjourned until tomorrow, Saturday, March 5, 2016, at 9 a.m.

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## **SENATE CALENDAR**

**Saturday, March 05, 2016  
9:00 AM**

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### **SPECIAL ORDER OF BUSINESS**

**Thursday, March 10, 2016 - 11:00 A.M.**

Consideration of executive nominations

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### **THIRD READING**

- Eng. Com. Sub. for H. B. 4146 - Providing insurance cover abuse-deterrent opioid analgesic drugs (original similar to SB304).
- Eng. H. B. 4235 - Relating to the publication requirements of the administration of estates - (Com. title amend. pending).
- Eng. H. B. 4362 - Establishing a felony offense of strangulation - (Com. title amend. pending) (original similar to SB482).

### **SECOND READING**

- S. B. 427 - Transferring funds from State Excess Lottery Fund to Department of Revenue (original similar to HB4156).
- Eng. Com. Sub. for H. B. 2122 - Making it illegal for first responders to photograph a corpse; Jonathan's Law - (Com. amend. and title amend. pending).
- Eng. H. B. 2796 - Providing paid leave for certain state officers and employees during a declared state of emergency.
- Eng. H. B. 4157 - Supplementing, amending, and increasing items of the existing appropriations from the State Road Fund to the Department of Transportation, Division of Highways (original similar to SB441).
- Eng. H. B. 4159 - Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division (original similar to SB442).
- Eng. H. B. 4160 - Making a supplementary appropriation to the Department of Revenue, Tax Division (original similar to SB448).
- Eng. Com. Sub. for H. B. 4279 - Relating to disposition of seized firearms.
- Eng. Com. Sub. for H. B. 4310 - Relating to the West Virginia University Institute of Technology - (Com. amends. pending) (original similar to SB386).
- Eng. H. B. 4324 - Authorizing information sharing by Workforce West Virginia (original similar to SB457).

- Eng. Com. Sub. for H. B. 4330 - Relating to make unlawful to take a fish, water animal or other aquatic organism from state waters to stock a commercial pond or lake.
- Eng. H. B. 4346 - Relating to bear hunting and offenses and penalties - (Com. amends. and title amend. pending) (original similar to SB389).
- Eng. Com. Sub. for H. B. 4505 - Allowing powerball winners to remain anonymous.
- Eng. Com. Sub. for H. B. 4540 - Removing prohibition of disposal of certain electronics in landfills (original similar to SB473).
- Eng. H. B. 4558 - Relating to victim notification and designation of additional individuals to receive notice of an offender's release - (Com. amend. and title amend. pending).
- Eng. Com. Sub. for H. B. 4604 - Relating to violations of the Ethics Act - (Com. amend. and title amend. pending).
- Eng. H. B. 4644 - Relating to jury fees.
- Eng. H. B. 4654 - Relating to the Executive Secretary of the Board of Registered Professional Nurses - (Com. title amend. pending).
- Eng. Com. Sub. for H. B. 4673 - Providing for a crime for the theft, damage or release of deer from private game farms - (Com. amend. and title amend. pending).
- Eng. H. B. 4674 - Relating to motor vehicle back-up lamps.
- Eng. H. B. 4735 - Relating to the definition of health care provider, and clarifying that speech-language pathologists and audiologists are two separate providers.

**ANNOUNCED SENATE COMMITTEE MEETINGS**

**Regular Session 2016**

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**Saturday, March 5, 2016**

Upon Adjournment

Judiciary

(Room 208W)