

HB2631 CC #1 4-8

90 Days

Osgood 7820

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

Eng. Com. Sub. for House Bill No. 2631, Relating to time standards for disposition of complaint proceedings.

Submitted the following report, which was received:

Your committee of conference on the disagreeing votes of the two houses as to the amendment of the Senate to Engrossed Committee Substitute for House Bill No. 2631 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 the amendment on page two, section five, line sixteen, after the word "ruling.", and that the Senate and the House agree to an amendment as follows:

On page two, section five, line sixteen, after the word "ruling." by inserting the following:

"The time period for final ruling shall be tolled for any delay requested or caused by the respondent or by counsel for the respondent and in no event shall a complaint proceeding be dismissed for exceeding the time standards in this section when such overage is the result of procedural delay or obstructive action by the accused or his or her counsel or agents.";

That both houses agree to all other amendments of the Senate;

And,

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

Eng. Com. Sub. for House Bill 2631 -- A BILL to amend and reenact §30-1-5 of the Code of West Virginia, 1931, as amended, relating to time standards for disposition of complaint proceedings; tolling the time periods for delays attributable to the respondent; and prohibiting complaint proceeding from being dismissed for exceeding time standards when overage is result of procedural delay or obstructive action by respondent.

Respectfully submitted,

Tom Takubo,

Chair.

Roger Hanshaw,

Chair.

Mike Maroney,

Moore Capito,

Corey Palumbo,

Conferees on the part of the Senate.

Rodney Miller,

*Conferees on the part of the House
of Delegates.*