



WEST VIRGINIA SENATE
COMMITTEE ON THE JUDICIARY

MINUTES FOR FEBRUARY 19, 2019, 3:00 P.M.

Pursuant to the call of the Chairman, the Senate Committee on the Judiciary met on February 19, 2019, at 3:00 p.m. in Room 208-W.

All members being present, with the exception of Senators Cline, Takubo and Weld, who were absent, the Chairman declared the presence of a quorum. (See attached roll call and agenda).

On motion of Senator Beach, the minutes of the previous meeting were approved.

S. B. 415 - Creating Timber Cotenancy Modernization and Majority Protection Act and Unknown and Unlocatable Timber Interest Owners Act.

Bill Aubel, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

With leave of the committee, Frank Stewart, West Virginia Forestry Association, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

With leave of the committee, Tina A. Payne, Deputy Director, West Virginia Division of Forestry, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Beach, the committee agreed to the committee substitute.

On motion of Senator Beach, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

S. B. 529 - Clarifying provisions of Nonintoxicating Beer Act.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

With leave of the committee, Anoop Bhasin, General Counsel, West Virginia Alcohol Beverage Control Administration, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Beach, the committee agreed to the committee substitute.

On motion of Senator Beach, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

S. B. 585 - Defining "stalking" as repeated course of conduct.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

On motion of Senator Beach, the committee agreed to the committee substitute.

On motion of Senator Beach, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

H. B. 2740 - Barring a parent from inheriting from a child in certain instances.

Bill Aubel, Counsel, explained the bill, the purpose of the bill and responded to questions.

With leave of the committee, Christopher J. Winton, Vice Chair, The West Virginia State Bar, Probate Law Committee, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Beach, the committee reported the bill to the full Senate with the recommendation that it do pass.

H. B. 2746 - Relating to administration of estates.

Bill Aubel, Counsel, explained the bill, the purpose of the bill and responded to questions.

With leave of the committee, Christopher J. Winton responded to questions.

On motion of Senator Beach, the committee reported the bill to the full Senate with the recommendation that it do pass.

H. B. 2759 - Providing for the ancillary administration of West Virginia real estate owned by nonresidents by affidavit and without administration.

Bill Aubel, Counsel, explained the bill, the purpose of the bill and responded to questions.

With leave of the committee, Christopher J. Winton responded to questions.

On motion of Senator Boso, the committee amended the bill on page 12, line 42, Section 14B, subsection (e), by striking out the words “of \$20 for” and inserting in lieu thereof the words “that is the amount of’.

On motion of Senator Beach, the committee reported the bill to the full Senate with the recommendation that it do pass, as amended.

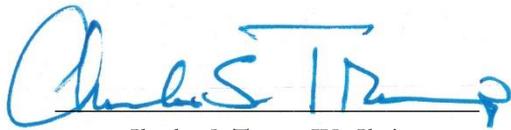
Originating Bill 1 – Authorizing Federal Judges to perform marriages.

Tom Smith, Chief Counsel, explained the bill and responded to questions.

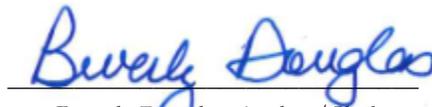
On motion of Senator Beach, the committee agreed to the originating bill.

On motion of Senator Beach, the committee reported the originating bill to the full Senate with the recommendation that it do pass.

On motion of Senator Beach, the committee adjourned.



Charles S. Trump IV, Chair



Beverly Douglas, Analyst/Clerk