



West Virginia Senate
Committee on the Judiciary
Minutes for JANUARY 15, 2020, 3:00 PM

Pursuant to the call of the Chair, the Senate Committee on the Judiciary met on January 15, 2020, 3:00 PM in Room 208-W.

Members present: Senators Trump, Weld, Azinger, Clements, Cline, Maynard, Pitsenbarger, Rucker, Smith, Baldwin, Beach, Hardesty, Jeffries, Lindsay, Woelfel

Members absent: Senators Takubo, Romano

A silent roll call being taken, the presence of a quorum was established.

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

S. B. 125 - Prohibiting victim from being subjected to certain physical examinations for sexual offenses.

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

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

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

S. B. 323 - Dept of Administration rule for records management and preservation.

Debra Graham, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

With leave of the committee, Dana F. Eddy, Executive Director, Public Defender Services, 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 Weld, the committee agreed to the committee substitute.

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

S. B. 364 - DOH rule relating to use of state road rights-of-way.

Debra Graham, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

With leave of the committee, Rita A. Pauley, Special Assistant to Secretary Byrd White, West Virginia Department of Transportation, 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, Sammy L. Gray, Senior Advisor WV State Government Affairs, FirstEnergy 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, Nathaniel Tawney, General Counsel, West Virginia Department of Transportation and Division of Highways, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

At the request of Senator Weld, unanimous consent being granted, the committee laid over **S.B. 364**.

On Motion of Senator Weld the committee adjourned.



Charles S. Trump, IV
Chairman



Beverly Douglas
Analyst/Clerk

The Senate of West Virginia



Testimony taken this 15th day of January, 2020, in
the Senate Committee on the Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

DANA F. EDDY

Print Witness Name

D F Eddy

Sign Witness Name

Oath was administered by:

Charles S. Trump

Print Member Name

Charles S Trump

Sign Member Name

The Senate of West Virginia



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the Senate Committee on the Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Rita A. Pouley

Print Witness Name

Bob Almy

Sign Witness Name

Oath was administered by:

Charles S. Trump

Print Member Name

Charles S. Trump

Sign Member Name

The Senate of West Virginia



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the Senate Committee on the Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Sammy Gray

Print Witness Name

[Signature]

Sign Witness Name

Oath was administered by:

Charles S. Trump

Print Member Name

[Signature]

Sign Member Name

The Senate of West Virginia



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"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Nathaniel Jawney
Print Witness Name

[Signature]
Sign Witness Name

Oath was administered by:

Charles S. Trump
Print Member Name

[Signature]
Sign Member Name