

# **WEST VIRGINIA LEGISLATURE**

## **2025 REGULAR SESSION**

**Introduced**

### **Senate Bill 127**

By Senator Tarr

[Introduced February 12, 2025; referred  
to the Committee on the Judiciary; and then to the  
Committee on Finance]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new article,  
2 designated §12-3-21, relating to establishing the revocation of authority for spending by an  
3 agency in support of a challenge to West Virginia law; and providing for exceptions.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 3. LIMITATIONS ON AGENCY SPENDING.**

**§12-3-21. Limitation on agencies' use of funding.**

1 Notwithstanding any provision to the contrary, there is no spending authority for any  
2 political subdivision or state agency for the purposes of challenging a West Virginia state law:  
3 Provided, That the provisions of this section shall not apply to the Attorney General of West  
4 Virginia who may, from time to time, have reason to challenge any and all laws of the state of West  
5 Virginia: Provided, however, That the provisions of this section shall not apply to the Governor,  
6 Secretary of State, State Treasurer, State Auditor, the Commissioner of Agriculture, or other  
7 constitutionally elected officers when challenging a West Virginia state law directly related to the  
8 constitutional duties and functions of their respective offices.

NOTE: The purpose of this bill is to prohibit spending authority for money used by an agency in support of a challenge to West Virginia law.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.