

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE
THIRD EXTRAORDINARY SESSION, 2022
THIRD DAY

Charleston, West Virginia, Wednesday, July 27, 2022

The Senate met at 2 p.m.

(Senator Grady in the Chair.)

Prayer was offered by the Honorable Bill Hamilton, a senator from the eleventh district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Mike Caputo, a senator from the thirteenth district.

Pending the reading of the Journal of Tuesday, July 26, 2022,

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

On motion of Senator Takubo, at 2:03 p.m., the Senate recessed until fifteen minutes after adjournment of the House of Delegates floor session.

The Senate reconvened at 4:44 p.m.

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

The Senate proceeded to the third order of business.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. House Bill 302—A Bill to amend and reenact §9-2-11 of the code of West Virginia, 1931, as amended; to amend and reenact §16-2F-9 of said code; of said code; to amend and reenact §16-2I-9 of said code; to amend and reenact §16-2O-1 of said code; to amend and reenact §16-2P-1 of said code; to amend and reenact §16-2Q-1 of said code; to amend said code by adding thereto a new article designated, §16-2R-1, §16-2R-2, §16-2R-3, §16-2R-4, §16-2R-5, 16-2R-6 and §16-2R-7; to amend and reenact §30-1-26 of said code; to amend and reenact §33-42-8 of said code; to amend and reenact §61-2-8 of said code; all relating to abortion.

Senator Takubo requested unanimous consent that the bill be taken up for immediate consideration.

Which consent was not granted, Senator Baldwin objecting.

Following discussion and a point of inquiry to the President, with resultant response thereto,

Senator Baldwin moved that the bill (Eng. H. B. 302) be referred to the Committee on the Judiciary.

Following a point of inquiry to the President, with resultant response thereto,

The question being on the adoption of Senator Baldwin's aforestated motion, and on this question, Senator Baldwin demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Brown, Caputo, Geffert, Jeffries, Lindsay, Plymale, Romano, Stollings, and Woelfel—11.

The nays were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Martin, Phillips, Roberts, Stover, Swope, Sypolt, Takubo, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—18.

Absent: Maroney, Maynard, Nelson, Rucker, and Smith—5.

So, a majority of those present and voting not having voted in the affirmative, the President declared Senator Baldwin's aforestated motion had not prevailed.

Thereafter, on motion of Senator Takubo, the bill (Eng. H. B. 302) was taken up for immediate consideration, reference to a committee dispensed with, read a first time, and ordered to second reading.

On motion of Senator Takubo, at 4:48 p.m., the Senate adjourned until tomorrow, Thursday, July 28, 2022, at 9 a.m.

SENATE CALENDAR

**Thursday, July 28, 2022
9:00 AM**

SECOND READING

Eng. H. B. 302 - Clarifying West Virginia's abortion laws