

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-SIXTH LEGISLATURE
REGULAR SESSION, 2023
EIGHTH DAY

Charleston, West Virginia, Wednesday, January 18, 2023

The Senate met at 11 a.m.

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

Prayer was offered by Seth Polk, Lead Pastor, Cross Lanes Baptist Church, Cross Lanes, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Eric Nelson, Jr., a senator from the seventeenth district.

Pending the reading of the Journal of Tuesday, January 17, 2023,

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

The Senate proceeded to the second order of business and the introduction of guests.

The Clerk presented the following communication from a state agency as required by the provisions of law:

Tourism, Department of (§5B-2I-4)

The Senate proceeded to the fourth order of business.

Senator Woodrum, from the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration

Senate Bill 59, Requiring work search activities to qualify for unemployment benefits.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 59 (originating in the Committee on Government Organization)—
A Bill to amend and reenact §21A-2D-2 and §21A-2D-3 of the Code of West Virginia, 1931, as

amended; to amend said code by adding thereto a new section, designated §21A-2D-2a; to amend said code by adding thereto a new article, designated §21A-3-1, §21A-3-2, and §21A-3-3; to amend and reenact §21A-6-1 and §21A-6-10 of said code; and to amend said code by adding thereto a new section, designated §21A-6-1d, all relating to eligibility for and amount of unemployment benefits; modifying methodology for calculating maximum benefit rate; modifying benefit table consistent with adoption of indexing; requiring Workforce West Virginia Commissioner take certain actions to verify unemployment insurance claim program integrity; requiring commissioner to review suspicious or potentially improper claims under certain circumstances; defining "state average unemployment rate"; limiting the maximum duration of unemployment benefits based on the state average unemployment rate; requiring Workforce West Virginia to promulgate legislative rules; establishing an internal effective date; reducing maximum benefit for each wage class; requiring work search activities to qualify for unemployment benefits; defining what constitutes work search activities; mandating submittal of proof of work search activities; providing for verification of work search activities; granting commissioner of Workforce West Virginia discretion in verification of work search activities; mandating establishment of process to refer individuals seeking unemployment benefits to job opportunities; requiring individuals receiving referrals to suitable work to apply for and accept that work; mandating employers to report refusal of offer of employment to commissioner; allowing individuals who accept part-time non-suitable employment to receive unemployment benefits without reduction for wages under certain circumstances; making certain individuals applying for or receiving unemployment benefits exempt from work search requirements; establishing process for notification of work search activity requirements; requiring rulemaking; setting internal effective date; and removing chart column made incorrect by adoption of indexing.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Jack David Woodrum,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Com. Sub. for Senate Bill 65 (originating in the Committee on Government Organization), Granting municipal fire marshal authority to assist law-enforcement officer.

And reports back a committee substitute for same with the following title:

Com. Sub. for Com. Sub. for Senate Bill 65 (originating in the Committee on the Judiciary)— A Bill to amend and reenact §8-15-1 of the Code of West Virginia, 1931, as amended, relating to municipal fire departments; granting municipal fire marshal the authority to assist in the lawful execution of another law-enforcement officer's official duties; and clarifying that the authority to assist federal law enforcement is limited by provisions.

With the recommendation that the committee substitute for committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Maroney, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 85, Establishing tax credit for certain physicians who locate to practice in WV.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 85 (originating in the Committee on Health and Human Resources)—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §11-13MM-1, §11-13MM-2, §11-13MM-3, §11-13MM-4, §11-13MM-5, §11-13MM-6, §11-13MM-7, §11-13MM-8, and §11-13MM-9, all relating to establishing a tax credit for certain physicians who locate in this state to practice; providing for criteria for the tax credit; establishing education requirements; setting forth a time limit to claim the tax credit; setting forth length of residency requirements; setting forth findings; defining terms; authorizing the credit; specifying the amount of the tax credit; providing how the credit may be asserted; specifying no tax credit carryover; allowing forms and schedules to be established by the Tax Commissioner in rule; setting maximum amount of tax credit allowed per taxpayer per year; authorizing the Tax Commissioner to promulgate rules; and setting effective date.

With the recommendation that the committee substitute do pass; but under the original double committee reference first be referred to the Committee on Finance.

Respectfully submitted,

Michael J. Maroney,
Chair.

The bill (Com. Sub. for S. B. 85), under the original double committee reference, was then referred to the Committee on Finance.

Senator Maroney, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 89, Requiring hospitals to staff qualified personnel to perform sexual assault forensic exams.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 89 (originating in the Committee on Health and Human Resources)—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §15-9D-1 and §15-9D-2, all relating to sexual assault forensic examinations; defining terms; requiring hospitals to have on call, available health care providers to conduct sexual assault forensic examinations and to collect sexual assault forensic examination kits; requiring that the health care providers shall be trained and properly qualified by the Sexual Assault Forensic Examination Commission; and providing for effective date.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Michael J. Maroney,
Chair.

Senator Woodrum, from the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration

Senate Bill 105, Allowing county commissions to impose amusement tax.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 105 (originating in the Committee on Government Organization)—
A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §7-1-3uu, relating to allowing county commissions to impose an amusement tax.

With the recommendation that the committee substitute do pass; but under the original double committee reference first be referred to the Committee on Finance.

Respectfully submitted,

Jack David Woodrum,
Chair.

The bill (Com. Sub. for S. B. 105), under the original double committee reference, was then referred to the Committee on Finance.

Senator Smith, from the Committee on Energy, Industry, and Mining, submitted the following report, which was received:

Your Committee on Energy, Industry, and Mining has had under consideration

Senate Bill 157, Clarifying and expanding powers and duties of director of Coalfield Community Development Office.

And reports the same back with the recommendation that it do pass; but with the further recommendation that it first be referred to the Committee on Finance.

Respectfully submitted,

Randy E. Smith,
Chair.

At the request of Senator Smith, unanimous consent being granted, the bill (S. B. 157) contained in the foregoing report from the Committee on Energy, Industry, and Mining was then referred to the Committee on Finance.

Senator Maroney, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 177, Increasing minimum salaries for Bureau for Child Support Enforcement attorneys.

And reports the same back with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on Finance.

Respectfully submitted,

Michael J. Maroney,
Chair.

The bill, under the original double committee reference, was then referred to the Committee on Finance.

Senator Woodrum, from the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration

Senate Bill 180, Relating to number of state troopers in county.

And reports the same back with the recommendation that it do pass.

Respectfully submitted,

Jack David Woodrum,
Chair.

The Senate proceeded to the sixth order of business.

At the request of Senator Takubo, unanimous consent being granted, the following bills and joint resolution were considered introduced, read by their titles, and referred to the appropriate committees:

By Senators Swope and Nelson:

Senate Bill 272—A Bill to amend and reenact §22-15A-30 of the Code of West Virginia, 1931, as amended, relating to authorizing use of the Reclamation of Abandoned and Dilapidated Properties Program Fund for demolition of abandoned or dilapidated structures damaged by certain flooding events in the state in an amount not to exceed any moneys obtained for that purpose.

Referred to the Committee on Government Organization.

By Senator Trump:

Senate Bill 273—A Bill to amend and reenact §9-2-6 of the Code of West Virginia, 1931, as amended; to amend and reenact §9-6-11 of said code; to amend and reenact §49-1-106 of said code; to amend and reenact §49-1-208 of said code; to amend and reenact §49-2-101 of said code; to amend and reenact §49-2-102 of said code; and to amend said code by adding thereto a new article, designated §49-10-101 and §49-10-102, all relating to child welfare; defining terms; deleting requirement providing allocation child protective workers annually by district; requiring

the department to have a redundant system in the event of a centralized intake outage; setting forth requirements for redundancy system; setting date system shall be operational; requiring reporting regarding the description of system, date system becomes operation, and an explanation calls to centralized intake when unanswered if department contends it has existing redundant system; requiring reporting of statistical information; designating Bureau for Social Services as the Bureau with the Department of Health and Human Resources to administer the child welfare services in the state; designating the Bureau for Social Services as the Bureau to cooperate with the United States Department of Health and Human Services and Department of Justice in extending and improving child welfare services in West Virginia; establishing the Bureau for Social Services under the Department of Health and Human Resources; creating the office of the commissioner; setting forth duties of the commissioner; setting forth organization of the office; setting forth right of commissioner to supervise and hire staff; providing the commissioner shall allocate child protective service workers in counties to the county based upon population on the 2020 Census; providing that the Bureau for Social Services shall develop a merit based system for specified employees, providing the merit based system shall be subject to the grievance process, except that there is no grievance available for the same classification description impacted by regional pay disparities; providing for effective date; and providing for emergency and legislative rulemaking.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 274—A Bill to amend and reenact §18-2E-10 of the Code of West Virginia, 1931, as amended; to amend and reenact §18-5-18a of said code; to amend and reenact §18-9A-5 of said code; and to amend said code by adding thereto a new section, designated §18A-5-9; all relating to early childhood education in grades pre-kindergarten through three; establishing the Third Grade Success Act; revising Transformative System of Support for Early Literacy to also include numeracy; revising findings; revising inclusions in West Virginia Board of Education rules required to effectuate Transformative System of Support for Early Literacy and Numeracy section; specifying data to be used to inform the classroom teacher's recommendation on grade level retention; updating deadlines for West Virginia Board of Education reports to the Legislative Oversight Commission on Education Accountability; modifying provisions pertaining to funding for Transformative System of Support for Early Literacy and Numeracy section; requiring retention in the third grade in certain circumstances; specifying exceptions to third grade retention requirement; adding maximum teacher-pupil ratio for pre-kindergarten; adding maximum early childhood classroom assistant teacher-pupil ratio for pre-kindergarten through grade three; phasing in early childhood classroom assistant teacher requirement for grades one through three; removing requirement for survey of districts on class overcrowding and report to the Legislative Oversight Commission on Education Accountability a tailored plan for reducing class overcrowding; phasing in increased ratios of service personnel per 1,000 students for the purpose of determining the basic foundation allowance for service personnel; requiring early childhood classroom assistant teacher to stand in the place of the parent or guardian and exercise such authority and control over students as is required of a teachers within certain specified limitations; prohibiting an early childhood assistant teacher from being required to perform noninstructional duties for an amount of time which exceeds that required under that assistant teacher's contract of employment or that required of other early childhood classroom assistant teachers in the same school; providing exception; and requiring in-service training for early childhood classroom assistant teachers and classroom teachers in grades pre-kindergarten through three.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Trump:

Senate Bill 275—A Bill to amend and reenact §18-9F-10 of the Code of West Virginia, 1931, as amended, relating to adding State Fire Marshals to the statute to be included with law enforcement along with local law enforcement and first responders that receive information related to school safety requirements.

Referred to the Committee on Education.

By Senator Trump:

Senate Bill 276—A Bill to amend and reenact §15A-10-25 of the Code of West Virginia, 1931, as amended, relating to awarding the service weapon of a retiring State Fire Marshal, any full-time deputy fire marshal or any full-time assistant fire marshal employed by the State Fire Marshal to the retiree without charge when the retiring member honorably retires with at least 10 years of service or with less than 10 years of service based upon determination that the retiring employee is totally physically disabled as a result of service with the State Fire Marshal; prohibiting the award of a service weapon to a retiring employee whom the State Fire Marshal knows is prohibited from possessing a firearm, is mentally incapacitated, or a danger to any person or the community; authorizing the sale of service weapons that are taken out of service due to routine wear to any active or retired State Fire Marshal; providing that proceeds from the sales be used to offset the cost of new service weapons; and exempting the sale from the requirements of the Purchasing Division.

Referred to the Committee on the Judiciary.

By Senator Swope:

Senate Bill 277—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5-30-1, §5-30-2, §5-30-3, §5-30-4, and §5-30-5, all relating to state recognition of Native American Tribes; defining terms; designating certain tribes as recognized by the state; establishing criteria for state recognition of additional tribes; authorizing unique trademarks for certain arts and crafts; prohibiting gambling and/or reservations; and providing penalty for unauthorized use of trademark.

Referred to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 278—A Bill amend and reenact §61-8-9 and §61-8-27 of the Code of West Virginia, 1931, as amended; to amend and reenact §61-8A-1 of said code; and to amend and reenact §61-9-1, §61-9-3, §61-9-4, §61-9-5, §61-9-6, §61-9-8, §61-9-9, and §61-9-10, all generally relating to protecting minors from exposure to indecent displays of a sexually explicit nature, including but not limited to, transvestite and/or transgender exposure in performances or displays to minors.

Referred to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 279—A Bill to amend and reenact §61-8-5 of the Code of West Virginia, 1931, as amended, and to amend and reenact §61-14-1, §61-14-6, §61-14-8, and §61-14-9 of said code, all relating to increasing protection for minor victims of the crime of human trafficking; and modifying terms.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 280—A Bill to amend and reenact §3-1-16 and §3-1-17 of the Code of West Virginia, 1931, as amended; to amend and reenact §3-4A-11a of said code; to amend and reenact §3-5-4 of said code; to amend said code by adding thereto five new sections, designated §3-5-6a, §3-5-6b, §3-5-6c, §3-5-6d, and §3-5-6e; to amend and reenact §3-5-7, §3-5-13, and §3-5-13a of said code; to amend and reenact §3-10-3 of said code; to amend and reenact §3-12-3, §3-12-6, §3-12-10, §3-12-11, §3-12-12, and §3-12-14 of said code; to amend and reenact §50-1-1 and §50-1-6 of said code; to amend and reenact §51-1-1 of said code; to amend and reenact §51-2A-5 of said code; and to amend and reenact §51-11-6 of said code, all relating generally to electoral reforms of the West Virginia Judiciary; requiring the election of justices of the Supreme Court of Appeals, judges of the intermediate court of appeals, circuit court judges, family court judges and magistrates be on a partisan basis; requiring that elections to certain offices be on a division basis when more than one justice of the Supreme Court of Appeals, judges of the intermediate court of appeals, circuit judge, family court judge or magistrate is to be elected; providing for the timing and frequency of election; providing for the commencement of terms of office; establishing ballot design and printing; providing that the nomination for elections for justice of the Supreme Court of Appeals, judges of the intermediate court of appeals, circuit judge, family court judge or magistrate are to be held on the same date as the primary election; providing that elections for justice of the Supreme Court of Appeals, judges of the intermediate court of appeals, circuit judge, family court judge or magistrate are to be held on the same date as the general election; requiring nonpartisan ballots be used; establishing filing announcement of candidacies, including the timing, location and information necessary thereto; providing for the order of appearance of offices on the ballot; establishing ballot content; providing the procedures for the filling of vacancies in the offices of justices of the Supreme Court of Appeals, circuit judge, family court judge or magistrate; providing occasions for special elections to be held to fill vacancies; providing the timing of commencement of the terms of offices of justices of the Supreme Court of Appeals, circuit judge, family court judge or magistrate; and providing for the continuing applicability of the West Virginia Supreme Court of Appeals Public Campaign Financing Program.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 281—A Bill to amend and reenact §19-12A-5 of the Code of West Virginia, 1931, as amended, by precluding the Department of Agriculture from cancellation of certain leases; removing language allowing cancellation of any lease which the Department of Agriculture is a party and the consideration is less than five dollars an acre; and making technical corrections.

Referred to the Committee on Agriculture and Natural Resources.

By Senators Tarr, Chapman, and Grady:

Senate Bill 282—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-5-28, relating to safety in public schools; creating the West Virginia Guardian Program; setting out purpose of the program; allowing county school boards to contract for participation in the program; defining terms; setting out the authority of independent contractors participating in the program; providing for requirements for participation; providing exclusions from participation; setting forth a limitation of liability; providing the exemptions from purchasing requirements; and providing for exclusions from state benefit programs.

Referred to the Committee on Education.

By Senator Weld:

Senate Bill 283—A Bill to amend and reenact §21A-2C-1 and §21A-2C-2 of the Code of West Virginia, 1931, as amended, all relating to renaming the act to the Military Incentive Program and

extending this program to all veterans; updating definitions; naming Work Force West Virginia as the only agency administering this program; and establishing rulemaking.

Referred to the Committee on Military; and then to the Committee on Finance.

By Senator Clements:

Senate Bill 284—A Bill to repeal §17C-5A-2 of the Code of West Virginia, 1931, as amended; and to repeal §17C-5C-1, §17C-5C-1a, §17C-5C-2, §17C-5C-3, §17C-5C-4, §17C-5C-4a, §17C-5C-4b, and §17C-5C-5 of said code, relating to repeal of administrative hearing procedures for DUI offenses.

Referred to the Committee on the Judiciary.

By Senator Smith:

Senate Bill 285—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §22-34-1, §22-34-2, §22-34-3, and §22-34-4, all relating to creation of the West Virginia Coal Marketing Program; providing for the purpose of the program; creating funding for the program; empowering the Governor to report on the program to the Joint Committee on Government and Finance; providing for rules; and providing for an effective date.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Smith:

Senate Bill 286—A Bill to amend and reenact §7-18-14 of the Code of West Virginia, 1931, as amended, relating to the proceeds and application of the hotel occupancy tax; providing a legislative finding; and providing that the allocation of the hotel occupancy tax is subject to the sole discretion of the municipality or county commission.

Referred to the Committee on Economic Development.

By Senator Smith:

Senate Bill 287—A Bill to amend and reenact §20-2-5 of the Code of West Virginia, 1931, as amended, relating to prohibiting taking or attempting to take turkeys with a rifle.

Referred to the Committee on Agriculture and Natural Resources.

By Senators Karnes, Azinger, Barrett, Boley, Deeds, Grady, Hunt, Martin, Maynard, Phillips, Queen, Roberts, Rucker, Smith, Stover, Stuart, Swope, Takubo, Tarr, Taylor, and Woodrum:

Senate Bill 288—A Bill to amend and reenact §15-9B-1a and §15-9B-4 of the Code of West Virginia, 1931, as amended, all relating to the Sexual Assault Examination Network; defining "abortion", "chemical abortion", and "licensed medical professional"; requiring the Sexual Assault Forensic Examination Commission to promulgate rules establishing protocols for storage of DNA samples by any licensed medical professional performing a surgical abortion as a result of rape or incest; notifying persons who are rape or incest victims who receive surgical or chemical abortions of the collection; and providing for requirements for preserving the chain of evidence in criminal prosecutions, including evidence from rape kits.

Referred to the Committee on Health and Human Resources.

By Senator Jeffries:

Senate Bill 289—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto two new sections, designated §16-1-16 and §16-1-16a, all relating to social determinants of health; establishing the Minority Health Advisory Team, including its composition and duties; authorizing a Community Health Equity Initiative Demonstration Project; authorizing the Commissioner of the Bureau for Public Health to establish a Community Health Equity Initiative Demonstration Project; establishing eligibility requirements; providing for the administration of the demonstration project; establishing requirements for a demonstration project plan and the selection of communities for participation; establishing reporting requirements; and establishing the date on which the demonstration project terminates.

Referred to the Committee on Health and Human Resources.

By Senator Takubo:

Senate Bill 290—A Bill to amend the Code of West Virginia 1931, as amended, by adding thereto four new sections, designated §33-62-1, §33-62-2, §33-62-3, and §33-62-4, all relating to dental health care service plans; providing for transparency of expenditures of patient premiums; requiring carriers to file annual reports; requiring annual rebates to patients if funds spent for patient care is less than a certain percentage of premium funds; and requiring legislative and emergency rules.

Referred to the Committee on Health and Human Resources.

By Senator Maynard:

Senate Bill 291—A Bill to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended, relating to eliminating the restriction to carry a firearm on the State Capitol Complex grounds.

Referred to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 292—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §35-1A-1, §35-1A-2, §35-1A-3, §35-1A-4, and §35-1A-5, all relating to creating the Health Care Sharing Ministries Freedom to Share Act; exempting a health care sharing ministry from the state's insurance laws; providing definitions; providing that membership in a health care sharing ministry satisfies a requirement to have health care insurance by a public institution of higher education; and providing that a health care sharing ministry is not a third-party payer for any purposes.

Referred to the Committee on Banking and Insurance; and then to the Committee on Finance.

By Senator Woodrum:

Senate Bill 293—A Bill to amend and reenact §59-1-14 of the Code of West Virginia, 1931, as amended, relating to fees charged by sheriffs.

Referred to the Committee on Government Organization.

By Senator Woodrum:

Senate Bill 294—A Bill to amend and reenact §7-14-17c of the Code of West Virginia, 1931, as amended, relating to clarifying the amount of a deputy sheriff's annual monetary payment for years of service.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Jeffries:

Senate Joint Resolution 7—Proposing an amendment to the Constitution of the State of West Virginia, amending and reenacting section 10, article IX thereof, relating to the election of county commissioners; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

The Senate proceeded to the seventh order of business.

Senate Concurrent Resolution 4, Ira 'Noon' Copley and Marie Copley Memorial Bridge.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on Transportation and Infrastructure.

Senate Resolution 9, Designating January 18, 2023, as Jan Lilly-Stewart Disability Advocacy Day.

On unfinished business, coming up in regular order, was reported by the Clerk.

At the request of Senator Maroney, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

On motion of Senator Takubo, at 11:14 a.m., the Senate recessed to present Senate Resolution 9.

The Senate reconvened at 11:19 a.m. and proceeded to the eighth order of business.

Eng. Com. Sub. for Senate Bill 83, Authorizing tactical medical professionals to carry firearms.

On third reading, coming up in regular order, was read a third time and put upon its passage.

Pending discussion,

The question being "Shall Engrossed Committee Substitute for Senate Bill 83 pass?"

On the passage of the bill, the yeas were: Azinger, Barrett, Boley, Caputo, Chapman, Clements, Deeds, Grady, Hamilton, Hunt, Jeffries, Karnes, Maroney, Martin, Maynard, Nelson, Oliverio, Phillips, Plymale, Queen, Roberts, Smith, Stuart, Swope, Takubo, Tarr, Taylor, Trump, Weld, Woelfel, Woodrum, and Blair (Mr. President)—32.

The nays were: None.

Absent: Rucker and Stover—2.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 83) passed with its title.

Ordered, That the Clerk communicate to the House of Delegates the action of the Senate and request concurrence therein.

The Senate proceeded to the ninth order of business.

Senate Bill 74, Providing for substantial deference to State Superintendent's interpretations of school laws.

On second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

The Senate proceeded to the tenth order of business.

Senate Bill 115, Providing procedure for WV to select delegates to Article V Convention.

On first reading, coming up in regular order, was read a first time and ordered to second reading.

Com. Sub. for Senate Bill 124, Authorizing child sexual abuse and sexual violence prevention program and in-service training in child sexual abuse prevention.

On first reading, coming up in regular order, was read a first time and ordered to second reading.

Com. Sub. for Senate Bill 200, Allowing leashed dogs to track wounded elk, turkey, bear, and wild boar when hunting.

On first reading, coming up in regular order, was read a first time and ordered to second reading.

The Senate proceeded to the eleventh order of business and the introduction of guests.

The Senate then proceeded to the twelfth order of business.

Remarks were made by Senator Woelfel.

The Senate next proceeded to the thirteenth order of business.

Under the provisions of Rule 15 of the Rules of the Senate, the following senators were added as co-sponsors to the following bills and resolutions on January 17, 2023:

Senate Bill 4: Senator Hunt;

Senate Bill 14: Senator Hunt;

Senate Bill 18: Senator Hunt;

Senate Bill 26: Senator Hamilton;

Senate Bill 27: Senator Hunt;

Senate Bill 43: Senator Jeffries;

- Senate Bill 53:** Senator Plymale;
- Senate Bill 59:** Senators Hunt and Barrett;
- Senate Bill 68:** Senator Hunt;
- Senate Bill 69:** Senator Hunt;
- Senate Bill 72:** Senator Jeffries;
- Senate Bill 85:** Senator Plymale;
- Senate Bill 89:** Senators Hamilton, Rucker, and Plymale;
- Senate Bill 93:** Senator Karnes;
- Senate Bill 95:** Senator Plymale;
- Senate Bill 100:** Senator Jeffries;
- Senate Bill 103:** Senator Karnes;
- Senate Bill 120:** Senator Hunt;
- Senate Bill 122:** Senator Stover;
- Senate Bill 124:** Senator Plymale;
- Senate Bill 125:** Senator Hunt;
- Senate Bill 149:** Senator Karnes;
- Senate Bill 153:** Senator Karnes;
- Senate Bill 155:** Senator Karnes;
- Senate Bill 168:** Senators Stuart and Hunt;
- Senate Bill 171:** Senator Hunt;
- Senate Bill 172:** Senator Hamilton;
- Senate Bill 180:** Senator Hamilton and Rucker;
- Senate Bill 183:** Senator Hunt;
- Senate Bill 184:** Senators Karnes and Hunt;
- Senate Bill 187:** Senators Plymale and Hunt;
- Senate Bill 190:** Senators Karnes and Hunt;

- Senate Bill 196:** Senator Hunt;
- Senate Bill 197:** Senator Jeffries;
- Senate Bill 199:** Senator Karnes;
- Senate Bill 200:** Senator Jeffries;
- Senate Bill 201:** Senator Hunt;
- Senate Bill 207:** Senator Plymale;
- Senate Bill 215:** Senators Jeffries and Hunt;
- Senate Bill 222:** Senator Hunt;
- Senate Bill 228:** Senator Plymale;
- Senate Bill 229:** Senator Karnes;
- Senate Bill 231:** Senator Plymale;
- Senate Bill 236:** Senator Karnes;
- Senate Bill 237:** Senator Plymale;
- Senate Bill 250:** Senator Woelfel;
- Senate Bill 251:** Senators Roberts and Deeds;
- Senate Bill 252:** Senators Hamilton, Stover, and Deeds;
- Senate Bill 253:** Senator Karnes;
- Senate Bill 255:** Senator Karnes;
- Senate Bill 256:** Senators Queen, Deeds, and Plymale;
- Senate Bill 262:** Senator Rucker;
- Senate Bill 263:** Senator Smith;
- Senate Bill 264:** Senators Hamilton, Woelfel, Jeffries, Deeds, Karnes, and Chapman;
- Senate Bill 265:** Senators Caputo, Phillips, and Clements;
- Senate Bill 266:** Senators Woelfel and Queen;
- Senate Bill 267:** Senator Grady;
- Senate Bill 268:** Senators Hamilton and Queen;

Senate Bill 269: Senators Woelfel, Roberts, and Deeds;

Senate Joint Resolution 4: Senator Hamilton;

Senate Joint Resolution 6: Senators Hamilton, Phillips, and Clements;

Senate Resolution 5: Senator Hamilton;

Senate Resolution 6: Senators Hamilton, Roberts, and Plymale;

Senate Resolution 7: Senators Hamilton and Plymale;

And,

Senate Resolution 9: Senators Hamilton, Oliverio, and Plymale.

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Takubo, at 11:30 a.m., the Senate adjourned until tomorrow, Thursday, January 19, 2023, at 11 a.m.

SENATE CALENDAR

**Thursday, January 19, 2023
11:00 AM**

THIRD READING

Eng. S. B. 74 - Providing for substantial deference to State Superintendent's interpretations of school laws

SECOND READING

S. B. 115 - Providing procedure for WV to select delegates to Article V Convention

Com. Sub. for S. B. 124 - Authorizing child sexual abuse and sexual violence prevention program and in-service training in child sexual abuse prevention

Com. Sub. for S. B. 200 - Allowing leashed dogs to track wounded elk, turkey, bear, and wild boar when hunting

FIRST READING

Com. Sub. for S. B. 59 - Requiring work search activities to qualify for unemployment benefits (original similar to HB2589)

Com. Sub. for Com. Sub. for S. B. 65 - Granting municipal fire marshal authority to assist law-enforcement officer

Com. Sub. for S. B. 89 - Requiring hospitals to staff qualified personnel to perform sexual assault forensic exams

S. B. 180 - Relating to number of state troopers in county

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2023

Thursday, January 19, 2023

9 a.m.	Education	(Room 451M)
9 a.m.	Government Organization	(Room 208W)