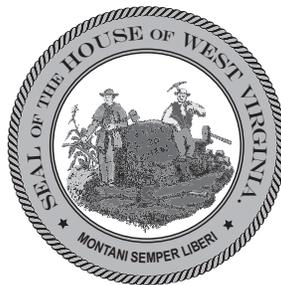


West Virginia Legislature

JOURNAL
of the
HOUSE of DELEGATES

Eighty-Seventh Legislature
Second Regular Session

Held at Charleston
Published by the Clerk of the House



January 15, 2026
SECOND DAY

Thursday, January 15, 2026

SECOND DAY

[DELEGATE HANSHAW, MR. SPEAKER, IN THE CHAIR]

The House of Delegates was called to order by the Honorable Roger Hanshaw, Speaker.

Prayer was offered and the House was led in recitation of the Pledge of Allegiance.

The Clerk proceeded to read the Journal of Wednesday, January 14, 2026, being the first order of business, when the further reading thereof was dispensed with and the same approved.

Resolutions Introduced

On motion for leave, a Joint Resolution was introduced and referred as follows:

By Delegate Burkhammer:

H. J. R. 17 - " Proposing an amendment to the Constitution of the State of West Virginia, by adding thereto a new section, designated §10-1d, permitting the Legislature to adopt a law that ends taxation on real property, and providing a summarized statement of the purpose of such proposed amendment"; to the Committee on Finance and then the Judiciary.

Bills Introduced

On motions for leave, bills were introduced and severally referred as follows:

At the request of Delegate McGeehan, and by unanimous consent, further reading of the bills was dispensed with and each bill was considered as formally introduced and referred to the appropriate committees as indicated on the Chamber Automation System.

By Delegates Kyle, Funkhouser, Green, Burkhammer, Jeffries, Akers, Riley, Hornby, Hott, Barnhart and Heckert:

H. B. 4009 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31A-10-1, §31A-10-2, and §31A-10-3, relating to the creation of the Portable Benefit Account Act; providing for a short title; creating definitions; and providing for enactment of the article for the creation of portable benefit accounts"; to the Committee on Finance.

By Delegates Rohrbach, Hornby, Clark, Hite, Amos, Criss, B. Smith, Miller, Akers, Maynor and Riley:

H. B. 4010 - "A Bill to amend and reenact §17-16F-29 of the Code of West Virginia, 1931, as amended, relating to providing a statutory program for loaning financial assistance to local airports for airplane hangar construction in this state"; to the Committee on Finance.

By Delegates Zatezalo, Heckert, Ward, Anderson, Dean, Moore, Akers, Linville, Hott, Mallow and Clark:

H. B. 4011 - "A Bill to amend and reenact §22-15-2 and §22-15-5 the Code of West Virginia, 1931, as amended, relating to facilitating the implementation of the certification of mass balance attribution by third party certifies to promote waste reduction practices by facilitating the use of

recycled material in the feedstock for new products"; to the Committee on Energy and Public Works.

By Delegates Linville, Mallow, Gearheart, Petitto, Willis, Leavitt, Zatezalo, Canterbury, Hornby, Hott and Clark:

H. B. 4012 - "A Bill to amend and reenact §24-2-11, §24-2-11a, and §24-2-11c of the Code of West Virginia, 1931, as amended, all relating to reducing the regulatory burden on utility companies when constructing and maintaining electric power generation and transmission facilities within this state"; to the Committee on Energy and Public Works.

By Delegates J. Cannon, Akers, Kyle, D. Cannon, T. Howell, Worrell, Drennan, Jeffries, Hornby, Hott and Mallow:

H. B. 4013 - "A Bill amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-13NN-1, §11-13NN-2, §11-13NN-3, §11-13NN-4, §11-13NN-5, §11-13NN-6, §11-13NN-7, §11-13NN-8, §11-13NN-9, §11-13NN-10, §11-13NN-11, §11-13NN-12, §11-13NN-13, §11-13NN-14, §11-13NN-15, §11-13NN-16, §11-13NN-17, §11-13NN-18, and §11-13NN-19, relating to the Mountaineer Flexible Tax Credit Act of 2026; establishing a short title; setting out legislative findings and purpose; defining terms; creating the application process; calculating the tax incentive award; reporting requirements; requiring audits and interagency cooperation; jurisdiction; permitting rule making; creating record keeping requirements; statutory construction; creating the burden of proof; applying this article to the West Virginia Tax Crimes and Penalties Act; providing for severability; and setting an effective date"; to the Committee on Finance.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle
[By Request of the Executive]:**

H. B. 4014 - "A Bill to amend and reenact §11-13W-1 and §30-1B-2 of the Code of West Virginia, 1931, as amended; and to amend the code by adding eight new sections, designated §5B-1-11, §11-21-12o, §11-24-6d, §21-18-1, §21-18-2, §21-18-3, §21-18-4, and §21-18-5; relating to the Workforce Readiness and Opportunity Act; creating the West Virginia Micro-Credential Program under the authority of the Secretary of the Department of Commerce; expanding the availability for the tax credit for apprenticeship training programs; providing additional modification from personal and corporate net income tax for contributions and recipients to voluntary portable benefits plans; allowing hiring parties to contribute to the portable benefits for independent contractors without creating an employer-employee relationship; removing the requirement that military trained applicants must pass a proficiency examination before receiving a professional licensure; and clarifying who qualifies for a license as a military trained applicant"; to the Committee on Education then Finance.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle
[By Request of the Executive]:**

H. B. 4015 - "A Bill to amend and reenact §5B-2E-3 of the Code of West Virginia, 1931, as amended, relating to expanding the definition of tourism attraction to include lodging facility for purposes of the Tourism Development Act credit"; to the Committee on Government Organization.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle
[By Request of the Executive]:**

H. B. 4016 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §11-13NN-1, §11-13NN-2, §11-13NN-3, §11-13NN-4, §11-13NN-5, §11-13NN-6, §11-13NN-7, §11-13NN-8, §11-13NN-9, §11-13NN-10, §11-13NN-11, §11-13NN-12, §11-13NN-13, and §11-13NN-14, and by adding thereto two new sections, designated §11-

21-8i and §11-24-23h of said code, all relating to the West Virginia Historic Rehabilitated Building Tax Credit Act; providing a sunset on the current rehabilitation credits; creating a centralized article providing for historic rehabilitation credits; providing legislative findings; defining terms; setting forth procedures to claim the credit; providing for recapture of the credit; defining crimes and penalties; setting out the effective date; providing for severability of any invalid provision"; to the Committee on Finance.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 4017 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9-2-6b, relating to the authority of the Secretary of the Department of Human Services to contract and collaborate with both secular and faith-based providers of child welfare services; permitting parent or legal guardian to object to placement at faith-based service on religious expression grounds"; to the Committee on Health and Human Resources.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 4018 - "A Bill to amend and reenact §29-31-11 of the Code of West Virginia, 1931, as amended, relating to altering conditions for disbursing funds from the West Virginia Flood Resiliency Trust Fund to better enhance flood prevention, safety, and protection"; to the Committee on Government Organization then Finance.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 4019 - "A Bill to amend and reenact §11-21-4h of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §11-21-4j, all relating to personal income tax; modifying the effective date of future personal income tax reductions; providing for reduced graduated income tax rates; reducing the rate of tax on certain composite returns; reducing the rate of withholding tax on nonresident income; reducing the rate of withholding tax on the nonresident sale of real estate; reducing the rate of withholding on lottery winnings; applying reduced rates beginning on and after January 1, 2026; providing for contingent additional future reductions in the personal income tax rates when certain criteria have been met; making technical corrections; and providing effective dates"; to the Committee on Finance.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 4020 - "A Bill to amend and reenact §16-1-5 and §16-5P-4 of the Code of West Virginia, 1931, as amended, relating to modifying the qualifications for the State Health Officer, Commissioner of the Bureau for Public Health, and the Commissioner of the Bureau of Senior Services"; to the Committee on Health and Human Resources.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 4021 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §49-13-101, §49-13-102, §49-13-103, and §49-13-104, relating to the creation of the Bring Them Home Fund, guidelines to disburse moneys from the fund for the purpose of renovating existing state properties to facilitate the expansion of West Virginia's child welfare provider network, and authority to promulgate legislative rules"; to the Committee on Health and Human Resources then Finance.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle
[By Request of the Executive]:**

H. B. 4022 - "A Bill to amend and reenact §49-2-102 of the Code of West Virginia, 1931, as amended, relating to allocating and station of child protective services workers by county; and reporting any changes to the allocation and station of child protective services workers"; to the Committee on Health and Human Resources.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle
[By Request of the Executive]:**

H. B. 4023 - "A Bill to amend and update §11-24-3 of the Code of West Virginia, 1931, as amended, relating to bringing terms not defined in that act into conformity with the meaning of those terms for federal income tax purposes; and specifying effective dates"; to the Committee on Finance.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle:

H. B. 4024 - "A Bill to amend and reenact §11-21-9 of the Code of West Virginia, 1931, as amended, relating to updating the meaning of federal adjusted gross income and certain other terms used in West Virginia Personal Income Tax Act; and specifying effective dates"; to the Committee on Finance.

**By Delegate Hanshaw (Mr. Speaker)
[By Request of the Executive]:**

H. B. 4025 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §5F-2-9, exempting new hires and promoted employees within the Department of Health Facilities, Department of Human Services, and the Department of Health from the classified civil service system and the state grievance procedures beginning on July 1, 2026"; to the Committee on Government Organization.

By Delegates Kump, Ridenour, Anders, Butler and Hillenbrand:

H. B. 4337 - "A Bill to amend and reenact §3-8-12 of the Code of West Virginia, 1931, as amended, relating to prohibiting the use of school resources in election advocacy efforts; and prohibiting school employees from political activity during hours or on behalf of the school administration"; to the Committee on Education.

By Delegates Kump, Ridenour, Anders, Masters and Butler:

H. B. 4338 - "A Bill to amend and reenact §16-18-3, §16-18-8 and §54-1-2 of the Code of West Virginia, 1931, as amended; relating to slum clearance and eminent domain; providing definitions; and clarifying which properties may be taken by eminent domain and the causes for such takings"; to the Committee on the Judiciary.

By Delegates Kump, Ridenour, Anders, Butler and Hillenbrand:

H. B. 4339 - "A Bill to repeal §3-5-6 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new article, designated §3-5A-1, relating to changing local school board elections from the date of the primary elections to the date of the general elections"; to the Committee on the Judiciary.

By Delegate Roop:

H. B. 4340 - "A Bill to amend and reenact §38-10-4 of the Code of West Virginia, 1931, as amended, relating to providing for a surviving spouse the ability to claim the deceased spouse's homestead exemption so long as the home they owned together is owned by the surviving spouse"; to the Committee on Finance.

By Delegate Roop:

H. B. 4341 - "A Bill to amend and reenact §15A-3-16 of the Code of West Virginia, 1931, as amended, relating to funds for operation of jails under the jurisdiction of the commissioner of the Division of Corrections and Rehabilitation; county responsibility for certain jail costs; and limiting a county's responsibility for costs to 30 days from the date of incarceration when an inmate, incarcerated for a felony conviction, is awaiting transportation to a state correctional facility for a 60-day evaluation period"; to the Committee on the Judiciary then Finance.

By Delegate Roop:

H. B. 4342 - "A Bill to amend the Code of West Virginia, 1931, by adding a new section, designated §9-5-34, relating to requirements for all entities that contract with the State of West Virginia to distribute funds for homeless shelters"; to the Committee on Government Organization.

By Delegate Roop:

H. B. 4343 - "A Bill to amend and reenact §29-25-24 of the Code of West Virginia, 1931, as amended, relating to individual gaming restrictions"; to the Committee on the Judiciary.

By Delegate Roop:

H. B. 4344 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-4G-1, §16-4G-2, §16-4G-3, §16-4G-4 and §16-4G-5, relating to creating the Michael Brandon Cochran Act; providing definitions; requiring certain medical testing of ICU patients; establishing a monetary penalty; and creating a grant program and fund"; to the Committee on the Judiciary then Finance.

By Delegate Hornby:

H. B. 4345 - "A Bill to amend and reenact §15A-12-9 of the Code of West Virginia, as amended; and to amend the code by adding a new section, designated §15-3D-10, relating to preserving records and evidence in missing persons cases that are unresolved after one year"; to the Committee on the Judiciary.

By Delegate Mallow:

H. B. 4346 - "A Bill to amend and reenact §7-15-4 of the Code of West Virginia, 1931, as amended, relating to requiring counties to provide ambulance services at a rate of one ambulance service for every 18,000 residents"; to the Committee on Government Organization.

By Delegate Crouse:

H. B. 4347 - "A Bill to amend and reenact §11-21-12 of the Code of West Virginia, 1931, as amended, relating to personal income tax; adjusted gross income of resident individuals; and providing that income received by full-time hourly paid employees for work performed in excess of 40 hours in a week as well as all tips and gratuities earned by any employee are excluded from gross income and not subject to taxation"; to the Committee on Finance.

By Delegate Burkhammer:

H. B. 4348 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §33-57-2, relating to health insurance for living organ donors; prohibiting certain actions; and defining terms"; to the Committee on Finance.

By Delegate Burkhammer:

H. B. 4349 - "A Bill to amend and reenact §17A-3-2 of the Code of West Virginia, 1931, as amended, relating to renewal of registration; and providing motor vehicle registrations and license

plates free of charge to volunteer firefighters who have at least five years of service"; to the Committee on Government Organization then Finance.

By Delegate Burkhammer:

H. B. 4350 - "A Bill to amend and reenact §21-1C-5 of the Code of West Virginia, as amended, relating to reporting requirements for public improvement projects; specifying alternative forms of records to document persons employed on the project"; to the Committee on Government Organization.

By Delegate Burkhammer:

H. B. 4351 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-67-1, §16-67-2, §16-67-3, and §16-67-4, relating to creating the public awareness campaign on mold threat in indoor environments; with definitions, rules; and mold remediation standard of care"; to the Committee on Health and Human Resources then Finance.

By Delegate Burkhammer:

H. B. 4352 - "A Bill to amend and reenact §49-2-128 of the Code of West Virginia, 1931, as amended, relating to prohibiting cameras in bedrooms and bathrooms of foster homes; exemptions; prohibitions"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4353 - "A Bill to amend and reenact §8-13-5 of the Code of West Virginia, 1931, as amended; relating to business and occupation taxes; and prohibiting municipalities from collecting business and occupation taxes on projects that are funded by state or federal government programs"; to the Committee on Finance.

By Delegate Burkhammer:

H. B. 4354 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §49-13-1, §49-13-2, §49-13-3, and §49-13-4, relating to necessity allowance; setting forth the purpose of the article, defining terms; setting forth the requirements to obtain funding from the Department of Social Services for approved necessities, an adequate wardrobe and any supplementary clothing assistance; and setting forth the amount and form of payment"; to the Committee on Health and Human Resources then Finance.

By Delegate Burkhammer:

H. B. 4355 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §20-2-56b, relating to the creation of an 'upland game bird' stamp to support the purchase and release of upland game birds in West Virginia Wildlife Management Areas"; to the Committee on Government Organization.

By Delegate Burkhammer:

H. B. 4356 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated as §16-5EE-1, relating to prohibiting the requiring of the performance or assistance of an irreversible gender reassignment surgery"; to the Committee on Health and Human Resources.

By Delegate Burkhammer:

H. B. 4357 - "A Bill to amend and reenact §49-4-111 of the Code of West Virginia, 1931, as amended, relating to modifying the time to terminate a foster care arrangement"; to the Committee on Health and Human Resources then the Judiciary.

By Delegate Burkhammer:

H. B. 4358 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §29-21A-101, §29-21A-102, §29-21A-103, §29-21A-104, §29-21A-105, §29-21A-106, §29-21A-107, §29-21A-108, §29-21A-109, §29-21A-110, §29-21A-111, §29-21A-112, §29-21A-113, §29-21A-114, §29-21A-115, §29-21A-116, relating to establishing the West Virginia Public Guardian ad Litem Services and authorizing a three-year pilot program relating to the West Virginia Public Guardian ad Litem Services; providing legislative findings; defining terms; establishing the West Virginia Public Guardian ad Litem Services; relating to establishing three-year pilot program; relating to a sunset date for pilot program; relating to the creation of the Guardian ad Litem Commission; relating to the purpose and duties of the West Virginia Public Guardian ad Litem Services; relating to the executive director of the West Virginia Public Guardian ad Litem Services; relating to the powers, duties, and limitations of the West Virginia Public Guardian ad Litem Services; relating to the creation of West Virginia Public Guardian ad Litem Corporations, establishment thereof, and requesting the West Virginia Supreme Court of Appeals to select three circuits for pilot program; relating to the use of West Virginia Public Defender Service panel attorneys when the West Virginia Public Guardian ad Litem Corporation has a conflict of interest, relating to approval of guardian ad litem corporation applications, funding, recordkeeping by guardian ad litem corporations, relating to limitation on use of funds and exceptions; relating to and establishing the Board of Directors for a West Virginia Public Guardian ad Litem Corporation; relating to the private practice of law by a public guardian ad litem; relating to the duties of record creation, record making, and record keeping of the West Virginia Public Guardian ad Litem Services and a West Virginia Public Guardian ad Litem Corporation; relating to the duties of creating, maintaining, and availability of required reports of the West Virginia Public Guardian ad Litem Services and a West Virginia Public Guardian ad Litem Corporation; relating to audits of the accounts of any West Virginia Public Guardian ad Litem Corporation; relating to the creation of an annual audit report of West Virginia Public Guardian ad Litem Corporations; relating to public inspection of annual audit of a West Virginia Public Guardian ad Litem Corporation; relating to civil immunity for an appointed qualified guardian ad litem"; to the Committee on the Judiciary then Finance.

By Delegate Burkhammer:

H. B. 4359 - "A Bill to amend and reenact §16-2D-11 of the Code of West Virginia, 1931, as amended, relating to permitting a licensed health care facility to move into a new facility location without obtaining a new license"; to the Committee on Health and Human Resources.

By Delegate Riley:

H. B. 4360 - "A Bill to amend and reenact §50-1-8, §50-1-9, §50-1-9a and §51-2A-6 of the Code of West Virginia, 1931, as amended; relating generally to pay scales established by the Supreme Court of Appeals; and allowing the Supreme Court of Appeals discretion to create uniform pay scales for all levels of judicial support staff"; to the Committee on Finance.

By Delegate Riley:

H. B. 4361 - "A Bill to amend and reenact §7-5-22 of the Code of West Virginia, 1931, as amended, by increasing the cost of the solid waste assessment fees by 50 cents per ton"; to the Committee on Finance.

By Delegate Riley:

H. B. 4362 - "A Bill to amend and reenact §5F-2-1, §11B-1-2, §13-3-3, §13-3-6, and §13-3-7 of the Code of West Virginia, 1931, as amended, to amend said code by adding a new section, designated §12-6A-8, relating generally to the Municipal Bond Commission governance; designating the State Treasurer as chairman of the commission; requiring the State Treasurer to

provide office space and staff to support the commission; increasing the per diem rate for members of the commission; requiring the commission to produce quarterly financial statements; requiring the commission to undergo an annual audit; providing for an exemption from state purchasing; permitting the commission to conduct business via video conferencing; authorizing the commission to enter into any existing contracts or agreements with financial institutions; removing obsolete language; and making technical corrections"; to the Committee on Finance.

By Delegate Riley:

H. B. 4363 - "A Bill to amend and reenact §17C-6-1 and §17C-6-7a of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §17C-6-7b, relating to establishing a program for camera assisted speed enforcement in active work zones on public highways in this state; authorizing the commissioner of highways to set speed limits in work zones on public highways; establishing use of work zone speed control systems as an exception to the prohibition against photo monitoring devices for traffic law enforcement; establishing duty of vehicle operators to ensure lawful operation of their vehicles on public highways; defining terms; authorizing the use of work zone speed control systems to assist certified law enforcement officers with enforcement of speed restrictions in active work zones; specifying lawful uses of equipment and setting conditions upon their operation; establishing specification and restrictions for machine functions; and correcting references to other sections"; to the Committee on Energy and Public Works then the Judiciary.

By Delegates D. Smith, Hillenbrand, Ridenour, Sheedy and Watt:

H. B. 4364 - "A Bill to amend and reenact §1-1-4 of the Code of West Virginia, 1931, as amended; to amend the code by adding a new section, designated §1-1-6; and to amend and reenact §49-4-701 of the code, relating to concurrent juvenile jurisdiction on military installations; addresses concurrent juvenile jurisdiction and allowing the transfer of exclusive federal legislative jurisdiction back to the state with respect to juveniles"; to the Committee on the Judiciary.

By Delegates D. Smith, Heckert and Marple:

H. B. 4365 - "A Bill to amend and reenact §61-11-6 of the Code of West Virginia, 1931, as amended, relating to certain persons who are accessories to a crime before or after the fact; providing that no person who is a domestic partner to a felony offender may be considered an accessory after the fact; removing prohibition that a servant of an offender may not be considered an accessory after the fact; providing that an accessory to a felony who is the brother or sister, parent or grandparent, or child or grandchild of the principal offender is guilty of a misdemeanor; providing that an accessory to a misdemeanor is a misdemeanor; and providing penalties"; to the Committee on the Judiciary.

By Delegates D. Smith, Marple, Heckert, Hillenbrand, Ridenour, Sheedy and Watt:

H. B. 4366 - "A Bill to amend and reenact §48-27-209, §48-27-403, §48-28-4, §53-8-1 and §53-8-5 of the Code of West Virginia, as amended, relating to military interpersonal violence; providing definitions; clarifying the use of a military protective order in the court system; and clarifying when a law enforcement officer may report the violation of a military order"; to the Committee on the Judiciary.

By Delegates D. Smith and Marple:

H. B. 4367 - "A Bill to amend and reenact §11-8-16 of the Code of West Virginia, 1931, as amended, relating to allowing for surplus money collected above voter approved excess levy requests to remain with the county voting for the levy and placed in the county's general fund"; to the Committee on Finance.

By Delegates D. Smith, Hillenbrand, Ridenour, Sheedy, Watt, Marple, Ellington and Heckert:

H. B. 4368 - "A Bill amend and reenact §18-5-16 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new article, designated §18-2L-1, §18-2L-2, §18-2L-3, §18-2L-4, §18-2L-5, §18-2L-6, §18-2L-7 and §18-2L-8, relating to military connected students access to education; providing definitions, clarifying advance enrollment; providing student rights; and creating teacher and student support"; to the Committee on Education.

By Delegates D. Smith and Marple:

H. B. 4369 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-15-9v, relating to consumer sales and service tax; and exempting infant and certain hygiene products from consumer sales taxation"; to the Committee on Finance.

By Delegates D. Smith, Gearheart, Horst, Phillips, Heckert, Pritt and Ellington:

H. B. 4370 - "A Bill to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended, relating to concealed weapons; and allowing the concealed carry of firearms on and in Capitol grounds"; to the Committee on the Judiciary.

By Delegate Hansen:

H. B. 4371 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16A-17-1, §16A-17-2, §16A-17-3, §16A-17-4, §16A-17-5, §16A-17-6, §16A-17-7, §16A-17-8, and §16A-17-9, relating to legalizing cannabis production, sales, and adult consumption; providing legislative purpose and findings; defining terms; legalizing the possession of one ounce or less of cannabis and cannabis products by adults; authorizing production, sales, transfer, and transport of cannabis upon passing county referendums; providing procedure for county commissions to authorize county referendum on legislation of production and sales; establishing mechanisms for permitting and licensing production and sales facilities by the Bureau for Public Health and localities; authorizing the Bureau of Public Health to propose legislative rules, establish licensing and administrative penalties relating to the production, sales, transfer, and transport of cannabis in authorizing counties; authorizing the Department of Revenue to promulgate rules and administer tax collections; authorizing localities to regulate manufacturing and sales locations; authorizing a special excise tax on cannabis; creating a new fund and dedicating proceeds of the fund; authorizing county local sales tax to be collected and used for the benefit of county and municipal governments; providing current laws relating to employment, vehicle operation, underage use or private property use preserved; and that the operation of this article is not intended to alter West Virginia Medical Cannabis Act"; to the Committee on the Judiciary then Finance.

By Delegates D. Smith, Foggin, Crouse, Horst, Masters, Heckert, Riley, Marple, Pritt, Phillips and Ellington:

H. B. 4372 - "A Bill to amend and reenact §61-7-11a of the Code of West Virginia, 1931, as amended, relating to possessing deadly weapons on premises of educational facilities; authorizing teachers, administrators, or support personnel in elementary or secondary schools to carry concealed firearms and be designated as a school protection officer ('SPO'); providing for approval of a prospective SPO by the county superintendent; requiring the SPO to provide certain information and meet certain qualifications to become a SPO; providing for the Justice and Community Services section within the West Virginia Department of Homeland Security to develop curriculum and coordinate with local county law enforcement to provide instruction and training, including firearms training, that prospective SPO's must complete in order to be certified as a SPO; setting forth curriculum of the initial and requalification instruction and training for an SPO; and providing for funding"; to the Committee on Education then the Judiciary.

By Delegates D. Smith, Heckert and Marple:

H. B. 4373 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-6O-1, §11-6O-2, §11-6O-3, §11-6O-4, §11-6O-5, §11-6O-6, §11-6O-7, §11-6O-8, and §11-6O-9, relating to school excess levy property tax; providing definitions; establishing an exemption from school excess levy tax; clarifying the procedure to apply; creating an appeals procedure; requiring entry of information on property tax books; creating criminal penalties; and providing an effective date"; to the Committee on Finance.

By Delegates D. Smith, Gearheart, Marple, Phillips and Heckert:

H. B. 4374 - "A Bill to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended; and to amend said code by adding a new section, designated §61-7-18, relating to carrying a concealed handgun by off duty or retired law-enforcement officers; authorizing off duty or retired law-enforcement officers to conceal carry on and in the State Capitol Complex; and to define terms"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4375 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §49-2-131, relating to requiring the Bureau for Social Services to promulgate an emergency rule; and requiring all subsequent revisions to be filed as a legislative rule"; to the Committee on Health and Human Resources.

By Delegates Kump, Canterbury, Toney, Pritt, Miller, Heckert, Marple, Clark, Ridenour, Anders and Hillenbrand:

H. B. 4376 - "A Bill to amend and reenact §6B-2-5 of the Code of West Virginia, 1931, as amended, relating to prohibiting elected officials to any state or local office, from appointing any family member to any West Virginia state or local office; defining 'family member' as wife, ex-wife, father, mother, son, daughter, grandchild, brother, sister, aunt, uncle, niece, or nephew; and designating this amendment as the 'Say No to Good Old Boy Governance'"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4377 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §23-4-2b, relating to requiring blood tests of persons being treated for a traumatic personal injury in the course of and resulting from the person's employment to determine whether or not the person is intoxicated"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4378 - "A Bill to amend and reenact §49-4-605 and §49-4-610 of the Code of West Virginia, 1931, as amended, relating to expanding circumstances where the Department of Human Services is required to seek termination of parental rights"; to the Committee on the Judiciary.

By Delegate Riley:

H. B. 4379 - "A Bill to amend and reenact §24-2-1e of the Code of West Virginia, 1931, as amended, relating to the Public Service Commission; providing definitions; and authorizing accelerated rate recovery for advanced transmission technology projects"; to the Committee on Energy and Public Works.

By Delegate White:

H. B. 4380 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-13-32, relating to the business and occupational tax reform act; and

clarifying when business and occupational taxes apply to businesses"; to the Committee on Finance.

By Delegate Burkhammer:

H. B. 4381 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31E-17-1, relating to property rights in instances of disaffiliations of local charities from national or regional conferences, denominations, or chapters"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4382 - "A Bill to amend and reenact §47-16-4 of the Code of West Virginia, 1931, as amended, relating to requiring collection agencies to notify debtors of wage garnishments 30 days prior to that action by certified mail; and to send monthly statements showing balance owed"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4383 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-36-1, §18-36-2, and §18-36-3, all relating to establishing the West Virginia Clean Air in Schools Act of 2026"; to the Committee on Education then Health and Human Resources.

By Delegate Burkhammer:

H. B. 4384 - "A Bill to amend and reenact §9-6-4 and §9-6-5 of the Code of West Virginia, 1931, as amended, relating to suspending any medical power of attorney in place for a vulnerable adult when an adult protective services investigation is ongoing and to fully invalidate the medical power of attorney if abuse is substantiated by a court"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4385 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §24-2-4i, relating to providing a cap of 5% per year to any proposed rate increases by a public utility company"; to the Committee on Energy and Public Works.

By Delegate Burkhammer:

H. B. 4386 - "A Bill to amend and reenact §8-15-17 of the Code of West Virginia, 1931, as amended, relating to removing age limitations for fire fighting services"; to the Committee on Government Organization.

By Delegate Burkhammer:

H. B. 4387 - "A Bill to amend and reenact §15-3D-7 of the Code of West Virginia, 2026R1748, relating to the information submitted by the medical examiner to the West Virginia State Police in identifying human remains"; to the Committee on Health and Human Resources.

By Delegate Burkhammer:

H. B. 4388 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §49-2-125, relating to the creation of a special revenue account to expand in-state residential treatment capacity for children; specifying the purposes of the fund; establishing funding sources; authorizing disbursements; and providing for administration"; to the Committee on Finance.

By Delegate Riley:

H. B. 4389 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §24-1-1e, relating to requiring the Public Service Commission to prepare and

submit a report to the Governor and the Joint Committee on Government and Finance including the effects of a performance-based rate making system on West Virginia regulated utilities and rates charged to ratepayers"; to the Committee on Energy and Public Works.

By Delegate Burkhammer:

H. B. 4390 - "A Bill to amend the Code of West Virginia, as amended, 1931, by adding a new section, designated §49-2-815, relating to the making the temporary payment to a kinship parent of a subsidy equal to that of a foster parent"; to the Committee on Health and Human Resources then Finance.

By Delegate Burkhammer:

H. B. 4391 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §49-4-611, relating to the imposition of a time limitation on disposition decisions in child abuse and neglect proceedings"; to the Committee on the Judiciary.

By Delegate Burkhammer:

H. B. 4392 - "A Bill to amend and reenact §16-7-2 of the Code of West Virginia, 1931, as amended, relating to adulteration of pharmaceutical products; and banning certain dyes from pharmaceutical products"; to the Committee on Health and Human Resources.

By Delegate Burkhammer:

H. B. 4393 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §49-2-802b, relating to statewide prevention plan"; to the Committee on Health and Human Resources.

By Delegate Burkhammer:

H. B. 4394 - "A Bill amend and reenact §49-2-123 of the Code of West Virginia, 1931, as amended, relating to requiring the Department of Human Services to publicly release a schedule of subsidy payments for adoption cases"; to the Committee on Health and Human Resources.

By Delegate Drennan:

H. B. 4395 - "A Bill to amend and reenact §18A-2-8 of the Code of West Virginia, 1931, as amended, relating to continuing investigations of allegations that school personnel have jeopardized the health, safety, or welfare of a student after the school personnel obtains another job or transfers to another school"; to the Committee on Education.

By Delegate Burkhammer:

H. B. 4396 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-13NN-1, §11-13NN-2, §11-13NN-3, and §11-13NN-4, all relating to credit card surcharge fees; providing definitions; clarifying surcharge calculations; providing a tax deduction or rebate; and creating a civil penalty"; to the Committee on Finance.

Miscellaneous Business

Pursuant to House Rule 94b, forms were filed with the Clerk's Office to be added as a cosponsor of the following:

H. B. 4053: Delegates Crouse and Fehrenbacher;

H. B. 4087: Delegate Willis;

H. B. 4089: Delegate Fehrenbacher;

H. B. 4196: Delegates Burkhammer and Pinson;

H. B. 4380: Delegates Anders, Browning, Butler, Coop-Gonzalez, Crouse, Dean, Dillon, Hillenbrand, Ridenour, and Ward;

And,

H. B. 4395: Delegates Burkhammer, Crouse, Dittman, Hite, Hornby, Kyle, Leavitt, McCormick, Moore, and Stephens.

At 11:13 a.m., the House of Delegates adjourned until 11:00 a.m., Friday, January 16, 2026.

HOUSE OF DELEGATES
JEFFREY PACK, Clerk
Building 1, Room M-212
1900 Kanawha Blvd., East
Charleston, WV 25305-0470

SPECIAL CALENDAR

Friday, January 16, 2026

3rd Day

11:00 A.M.

No Bills

HOUSE CALENDAR

Friday, January 16, 2026

3rd Day

11:00 A.M.

No Bills

WEST VIRGINIA HOUSE OF DELEGATES

FRIDAY, JANUARY 16, 2026

HOUSE CONVENES AT 11:00 A.M.

COMMITTEE ON FINANCE

9:00 A.M. – FINANCE COMMITTEE ROOM 460M

COMMITTEE ON JUDICIARY

9:00 A.M. – JUDICIARY COMMITTEE ROOM 410M

SUBCOMMITTEE ON COURTS

9:30 A.M. – JUDICIARY COMMITTEE ROOM 410M

SUBCOMMITTEE ON HOMELAND SECURITY

10:00 A.M. – JUDICIARY COMMITTEE ROOM 410M

SUBCOMMITTEE ON LEGAL SERVICES

10:30 A.M. – JUDICIARY COMMITTEE ROOM 410M

SUBCOMMITTEE ON EDUCATIONAL CHOICE

1:00 P.M. – EDUCATION COMMITTEE ROOM 434M

HOUSE OF DELEGATES
JEFFREY PACK, Clerk
Building 1, Room M-212
1900 Kanawha Blvd., East
Charleston, WV 25305-0470