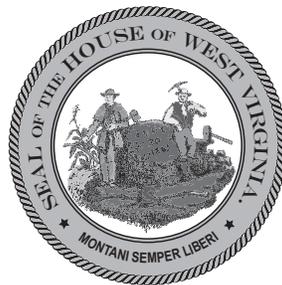


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February 4, 2026  
TWENTY-SECOND DAY



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Wednesday, February 4, 2026

**TWENTY-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 Tuesday, February 3, 2026, being the first order of business, when the further reading thereof was dispensed with and the same approved.

**Committee Reports**

Delegate Akers, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4601**, Relating to the Child Abuse and Neglect Investigations Unit,

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

Pursuant to House Rule 80, the Speaker referred the bill (H. B. 4601) to the Committee on Finance.

Delegate Akers, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 4522**, Banning Foreign backed spending on State Ballot Issues,

And reports back a committee substitute therefor, as follows:

**Com. Sub. for H. B. 4522** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §3-1D-1, §3-1D-2, and §3-1D-3, relating to foreign national contributions and participation in election administration or ballot measures; providing definitions; creating criminal penalties; prohibiting foreign nationals from contributing or participating in ballot measures; requiring certification be provided to Secretary of State; provide records be maintained and published on website; requiring quarterly reports; providing rule-making ability; and establishing enforcement power and a private cause of action,"

And,

**H. B. 4755**, Adding Aggravated Vehicular Homicide to the list of qualifying offenses,

And reports back a committee substitute therefor, as follows:

**Com. Sub. for H. B. 4755** - "A BILL to amend and reenact §61-11-18 of the Code of West Virginia, 1931, as amended, relating to qualifying offenses for purposes of recidivism punishment; and adding aggravated vehicular homicide, driving under the influence causing serious bodily injury, and third offense driving under the influence as qualifying offenses for enhanced sentencing of a repeat offender,"

With the recommendation that the committee substitutes each do pass.

Delegate Worrell, Chair of 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:

**H. B. 4982**, Make West Virginia Healthy Act of 2026,

And reports back a committee substitute therefor, as follows:

**Com. Sub. for H. B. 4982** - "A Bill to amend and reenact §18-2-7a and §18-5D-4 of the Code of West Virginia, 1931, as amended; to amend the code by adding new sections, designated, §9-5-34; §16-67-1, §16-67-2, §16-67-3, §16-67-4, §16-67-5, §16-67-6, §16-67-7, §16-67-8, §16-67-9 and §16-67-10; and to repeal §5-1E-1, §5-1E-2, §5-1E-3, §5-1E-4, and §5-1E-5, relating to the healthy lifestyles; reestablishing the statewide Healthy Lifestyles program; expanding the authority of the Office of Healthy Lifestyles; promoting wellness initiatives; coordinating efforts among state agencies; creating programs; requiring physical fitness in schools; and requiring a report,"

With the recommendation that the committee substitute do pass.

### **Messages from the Senate**

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 536** - "A Bill to amend and reenact §18-5G-15 and §18B-2A-1 of the Code of West Virginia, 1931, as amended, relating to qualifications for serving on certain academic boards; revising requirements for serving as appointed voting member of Professional Charter School Board; and revising eligibility for appointment of members of institutional boards of governors"; which was referred to the Committee on Education.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 556** - "A Bill to amend and reenact §33-6-29 of the Code of West Virginia, 1931, as amended, relating to modifying the priority of insurance coverage for drivers of certain vehicles to make consistent with federal law"; which was referred to the Committee on the Judiciary then Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, and requested the concurrence of the House of Delegates in the passage, of

**Com. Sub. for S. B. 573** - "A Bill to amend and reenact §31-17-9 of the Code of West Virginia, 1931, as amended, relating to requirements for disclosures and recordkeeping by any licensee or person making a mortgage loan; reinforcing state law regarding late fees; mandating disclosure of late payment penalty maximum; requiring borrower's signature on closing statement; modifying form references; and providing that a separate, state-specific closing disclosure is not required if all mandated information is contained in federal closing disclosures"; which was referred to the Committee on Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 574** - "A Bill to amend and reenact §31A-8D-4 of the Code of West Virginia, 1931, as amended, relating to bank merger by interstate branching; and providing clarity regarding the disclosure required when an out-of-state bank acquires a West Virginia state-chartered bank"; which was referred to the Committee on Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 581** - "A Bill to amend and reenact §31A-4-33 of the Code of West Virginia, 1931, as amended, relating to joint accounts in banking institutions; and eliminating the requirement that the commissioner approve joint account forms to be used by banking institutions"; which was referred to the Committee on Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 582** - "A Bill to amend and reenact §31-17-4 of the Code of West Virginia, 1931, as amended, relating to requirements for licensure as a mortgage lender or broker; and allowing other forms of financial statements from broker applicants to show tangible net worth"; which was referred to the Committee on Finance.

### **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 Canterbury, Cooper, White, Ridenour and Dillon:**

**H. B. 5160** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §22-37-1, §22-37-2, §22-37-3, §22-37-4, §22-37-5, §22-37-6, §22-37-6a, §22-37-7, §22-37-8, and §22-37-9, relating to creating the Atmospheric Intervention Oversight and Public Safety Act; prohibiting unauthorized atmospheric intervention; authorizing the Department of Environmental Protection to permit or condition or deny applications for atmospheric interventions; authorizing the Air National Guard to assist in detection and monitoring of suspected unauthorized atmospheric intervention at the request of the Governor; permitting the

state to pursue enforcement actions and interstate cooperations against violations of this act; setting penalties for violations; establishing funding; and providing for severability"; to the Committee on Energy and Public Works.

**By Delegates Holstein, Horst, Vance, Mallow and Moore:**

**H. B. 5161** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §17-31-1, §17-31-2, §17-31-3, §17-31-4, §17-31-5, §17-31-6, §17-31-7, §17-31-8, §17-31-9, §17-31-10, and §17-31-11, relating to the creation of the West Virginia Rural Mobility and Transportation Access Act; providing a short title, legislative findings and purpose; definitions; policy on rural transportation; creating the rural mobility grant and innovation program; and providing for funding sources and use of sources; participation in the program; reporting and accountability; and rulemaking authority"; to the Committee on Energy and Public Works.

**By Delegates Shamblin, Hall, Leavitt, Flanigan, Roop, Phillips, Hornby, Dittman and Moore:**

**H. B. 5162** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11A-3-7; and to amend and reenact §11A-3-62 of said code, relating to the sales of tax liens"; to the Committee on the Judiciary.

**By Delegates Hornby, Pritt, Stephens, Crouse, Ellington and White:**

**H. B. 5163** - "A Bill to amend and reenact §49-2-113 of the Code of West Virginia, 1931, as amended, relating to exempting child-care programs operated by a county board of education exclusively for the children of its employees from certain licensing requirements; and establishing rules to ensure the health, safety, and welfare of children enrolled in such programs"; to the Committee on Education.

**By Delegate Linville:**

**H. B. 5164** - "A Bill to amend and reenact §15A-10-1, §15A-10-3, §15A-10-6 and §15A-10-25 of the Code of West Virginia, 1931, as amended, and to amend the code by adding two new sections, designated §15A-10-1a and §15A-10-26, all relating to generally to the qualifications and responsibilities of the State Fire Marshal"; to the Committee on the Judiciary then Finance.

**By Delegates Holstein, Vance, Mallow, Moore and Lucas:**

**H. B. 5165** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §22-37-1, §22-37-2, §22-37-3, §22-37-4, §22-37-5, §22-37-6, §22-37-7, and §22-37-8, relating to solid waste and hazardous material; providing a short title, legislative findings, and purpose; providing definitions; clarifying prohibited conditions; providing notice and opportunity to cure; creating civil and criminal penalties; clarifying enforcement authority; and providing severability"; to the Committee on Energy and Public Works then the Judiciary.

**By Delegate Butler:**

**H. B. 5166** - "A Bill to amend and reenact §3-8-7 of the Code of West Virginia, 1931, as amended, relating to elections; requiring notice to be provided to any political committees violating the filing requirements prior to assessing any civil fines; and giving the Secretary of State authority to grant additional time for compliance not to exceed an additional 14 days"; to the Committee on the Judiciary.

**By Delegates Miller, Hanshaw (Mr. Speaker), Mallow, Fehrenbacher, Flanigan and Heckert:**

**H. B. 5167** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §3-1D-1, §3-1D-2, §3-1D-3, §3-1D-4, §3-1D-5, §3-1D-6, and §3-1D-7, relating

to creating the Taxpayer Accountability for Public Service Act; creating a short title; providing findings; defining terms; providing that to be eligible as a candidate for public office a person shall prove that payment of taxes has been made; setting exemptions; providing for enforcement; and setting an effective date"; to the Committee on the Judiciary.

**By Delegate Statler:**

**H. B. 5168** - "A Bill to amend and reenact §16-4-25 of the West Virginia Code, 1931, as amended; and to amend said code by adding a new section, designated §29-22-18h, all relating to providing funds for certain emergency medical services, authorizing certain funds be transferred from the State Lottery Fund, and authorizing certain funds be used for mental health treatment for emergency services personnel"; to the Committee on Finance.

**By Delegate Willis:**

**H. B. 5169** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-21-26a, relating to creating a state tax deduction for parents whose children qualify for a 'Trump Account,' as set forth in 26 USC 530A"; to the Committee on Finance.

**By Delegates Anders and Kump:**

**H. B. 5170** - "A Bill to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended, relating to allowing the constitutional right to open carry firearms on and in Capitol grounds"; to the Committee on the Judiciary.

**By Delegates Dean, Chiarelli, Ferrell, Hanshaw (Mr. Speaker), Mallow, Stephens, Sheedy, Hite, Eldridge, Pinson and Hornby:**

**H. B. 5171** - "A Bill to amend and reenact §7-7-4 of the Code of West Virginia, 1931, as amended, relating to adjusting the salary schedules for elected county officials"; to the Committee on Finance.

**By Delegates Linville, Hanshaw (Mr. Speaker), Holstein, J. Cannon, G. Howell, Martin, Phillips, Dittman, Criss, Riley and Maynor:**

**H. B. 5172** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31G-7-1 and §31G-7-2, relating to establishing the Low Earth Orbit Broadband Internet Connection Fund to fund installation of equipment used to receive a Low Earth Orbit Broadband Internet Connection at eligible locations for broadband deployment established under the grant programs for broadband services and technology now being deployed in this state"; to the Committee on Finance.

**By Delegates Holstein, T. Howell, Mallow and Moore:**

**H. B. 5173** - "A Bill to amend and reenact §22-15A-4 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new article designated §22-15B-1; 22-15B-2; 22-15B-3; 22-15B-4; 22-15B-5; 22-15B-6; and 22-15B-7, relating to littering and illegal dumping; providing legislative findings; establishing definitions; authorizing enhanced enforcement and cleanup programs; creating a Rural Illegal Dumping Prevention Fund; creating criminal penalties; authorizing forfeiture; and providing for community service and restitution requirements"; to the Committee on the Judiciary.

**By Delegates Eldridge, Gearheart, Leavitt, Parsons, D. Cannon, Masters, Watt and Sheedy:**

**H. B. 5174** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §20-2-65, relating to permitting gold panning; and providing for the publishing of dates"; to the Committee on Government Organization.

**By Delegate Criss:**

**H. B. 5175** - "A Bill to amend and reenact §8-22A-33a and §18B-4-5 of the Code of West Virginia, 1931, as amended, relating to the Municipal Police Officers and Firefighters Retirement System; clarifying campus police officers' ability to use leave days for retirement credit; and correcting statutory provisions pertaining to campus police officers' election to participate in the Municipal Police Officers and Firefighters Retirement System"; to the Committee on Finance.

**By Delegates Akers, Hornby, Martin, Linville, Ferrell, McGeehan, Heckert, Browning, Moore, Campbell and Maynor:**

**H. B. 5176** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §15-2F-1, relating to creating the animal abuse database within the West Virginia State Police; specifying qualifying offenses for inclusion in the database; requiring certain information to be included in the animal abuse database; creating a fee for inclusion in the animal abuse database; providing for disposition of the fees in a special revenue account of the State Police; requiring reporting of certain convictions by prosecuting attorneys; and providing procedures for removal from the animal abuse database"; to the Committee on the Judiciary.

**By Delegates G. Howell, Masters, Burkhammer, Jennings, Fehrenbacher, Hillenbrand, Heckert, Green, Canterbury, Campbell and Hite:**

**H. B. 5177** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-15C-1, §11-15C-2, §11-15C-3, §11-15C-4, §11-15C-5, §11-15C-6, §11-15C-7, §11-15C-8, §11-15C-9, and §11-15C-10, relating to creating a state sales tax rebate for qualifying materials used in the construction of modest homes of 1,600 square feet or less, to limit the rebate to the state six percent sales tax, to permit voluntary municipal participation, to establish fixed material quantity limits, to require in state purchasing and affidavits, and to grant rule making and inspection authority to the State Tax Department"; to the Committee on Finance.

**By Delegates Lewis and Hamilton:**

**H. B. 5178** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §21-6A-1, §21-6A-2, §21-6A-3, §21-6A-4, §21-6A-5, §21-6A-6, §21-6A-7, §21-6A-8, and §21-6A-9, all relating to the protection of earnings of minors engaged in certain artistic or athletic activities; defining terms; requiring deposits of a portion of minors' gross earnings into trust accounts; providing for preserving a percentage of minor athletes income from the their name, image or likeness; establishing recordkeeping and reporting; providing for court petition process relating to minors' entertainment contracts; creating enforcement mechanisms and remedies; and providing effective date"; to the Committee on the Judiciary.

**By Delegates Clark, Lucas, Canterbury, Linville, Heckert, Adkins and Kyle:**

**H. B. 5179** - "A Bill to amend and reenact §19-2C-1, §19-2C-2, §19-2C-3, §19-2C-3a, §19-2C-4, §19-2C-5b, §19-2C-6, §19-2C-6a, §19-2C-7, §19-2C-8, §19-2C-9, and §19-2C-10 of the Code of West Virginia, 1931, as amended, relating to auctioneers; providing definitions; updating exceptions; requiring fees be established by legislative rule; raising the amount of bond an auctioneer must have; removing the board from being authorized to use records for screening applicants for licenses; extending how long apprentice auctioneer can perform after license has expired; clarifying investigation of complaints; providing board members with compensation; clarifying hearing procedure; requiring civil penalties be payable to the Department on Agriculture; updating contract terms; and clarifying what is prohibited when advertising or promoting an auction"; to the Committee on Government Organization.

**By Delegates Canterbury, Cooper, Pritt and Campbell:**

**H. B. 5180** - "A Bill to amend and reenact §18-2-25 of the Code of West Virginia, 1931, as amended, relating to requiring that all public schools in this state who hold athletic events and

charge admission shall sell tickets at the gate, accept cash as a form of payment, and offer the ability to purchase an admission ticket online"; to the Committee on Education.

**By Delegates Pushkin, Lewis and Garcia:**

**H. B. 5181** - "A Bill to repeal §16B-13-12 of the Code of West Virginia, 1931, as amended, relating to removing the Certificate of Need moratorium on opioid treatment facilities"; to the Committee on Health and Human Resources.

**By Delegates Phillips, B Ward, Heckert, Masters, Marple, Martin, Funkhouser, Roop, Ridenour, Jennings and Flanigan:**

**H. B. 5182** - "A Bill to amend the Code of West Virginia, 1931, as amended; by adding thereto a new section, designated §36-8A-8; relating generally to authorizing security personnel employed by the State Treasurer to carry concealed weapons while performing his or her official duties; setting forth requirements for authorization to carry concealed weapons; authorizing the Treasurer to reimburse for the cost of training and requalification; and providing liability protections for security personnel while performing official duties"; to the Committee on the Judiciary.

**By Delegates Pushkin, Lewis, Garcia, Young and Hamilton:**

**H. B. 5183** - "A Bill to amend and reenact §48-27-301 of the Code of West Virginia, 1931, as amended, relating to directing the Supreme Court of Appeals to create a pilot domestic violence court in Kanawha County"; to the Committee on the Judiciary.

**By Delegates Pushkin, Lewis and Garcia:**

**H. B. 5184** - "A Bill to amend and reenact §16-2D-9 of the Code of West Virginia, 1931, as amended, relating to certificates of need; prohibiting expanding drug and alcohol treatment facilities and services in certain counties"; to the Committee on Health and Human Resources.

**By Delegates Pushkin and Garcia:**

**H. B. 5185** - "A Bill to repeal §33-16E-1 of the Code of West Virginia, 1931, as amended; and to amend and reenact §33-16E-2, §33-16E-4, §33-16E-5, §33-16E-6 and §33-16E-7 of said code, all relating to increasing access to contraceptive drugs, devices, and procedures"; to the Committee on Health and Human Resources then Finance.

**By Delegates Pushkin and Garcia:**

**H. B. 5186** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §55-22-1, §55-22-2, §55-22-3, §55-22-4, §55-22-5, §55-22-6, §55-22-7 and §55-22-8, relating to the establishing of the West Virginia Public Participation Act; providing legislative findings and declarations; defining terms; authorizing litigants to petition for dismissal of strategic lawsuits against public participation; establishing procedures for dismissal; setting burdens of proof; providing for judicial review of any decision on a petition for dismissal; providing for the award of attorneys' fees, costs and other relief; and providing for exceptions and limitations on the applicability of the West Virginia Public Participation Act"; to the Committee on the Judiciary.

**By Delegate Pushkin:**

**H. B. 5187** - "A Bill to amend and reenact §24-1-3 and §24-2A-1 of the Code of West Virginia, 1931, as amended; and to amend the code by adding two new sections, designated §24-1-3a and §24-2-23; relating to the Public Service Commission; providing that Commission members be elected non-partisan positions; allowing for staggered appointments for initial election; revising provisions relating to duties of the Commission and its employees; establishing process for

election of Commission members; providing mechanism of removal for Commission members and employees by initiating judicial action; requiring electronic access for certain public hearings; creating a process for notice and comment by customers of a utility relating to a proposed or enacted utility rate increase; and increasing the discount rate for utility costs for certain low income persons"; to the Committee on Energy and Public Works then the Judiciary.

**By Delegate Pushkin:**

**H. B. 5188** - "A Bill to amend and reenact §16A-3-2 and §16A-3-3 of the Code of West Virginia, 1931, as amended, relating to authorizing possession and smoking of medical cannabis by approved persons"; to the Committee on Health and Human Resources then the Judiciary.

**By Delegates Canterbury, Cooper, Pritt and Campbell:**

**H. B. 5189** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §49-2-815, relating to the establishment of a pilot program for the use of mobile devices in child abuse and neglect investigations; setting forth effective date; setting forth requirements for system; setting forth term of pilot program; and requiring reporting"; to the Committee on Health and Human Resources.

**By Delegates Canterbury, Cooper and Campbell:**

**H. B. 5190** - "A Bill to amend and reenact §5B-2G-9 of the Code of West Virginia, 1931, as amended, relating to increasing conservation funding by \$300,000, with the increase only to be allocated based on the head count of cattle and/or large livestock"; to the Committee on Finance.

**By Delegates Canterbury, Cooper, Campbell and Pritt:**

**H. B. 5191** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §17-4-56, relating to requiring the Commissioner of Highways to include rumble strips on double-yellow lined roads and highways"; to the Committee on Energy and Public Works.

**By Delegates Canterbury, Cooper and Pritt:**

**H. B. 5192** - "A Bill to amend and reenact §18-9F-6 of the Code of West Virginia, 1931, as amended, relating to clarifying that the school funding calculations shall be the last three-year running average or the current enrollment, whichever is highest"; to the Committee on Education then Finance.

**By Delegates Canterbury, Cooper and Campbell:**

**H. B. 5193** - "A Bill to amend and reenact §55-2-1 of the Code of West Virginia, 1931, as amended and to repeal §55-2-3 of the code, relating to abolishing the right to obtain title to land by adverse possession"; to the Committee on the Judiciary.

**By Delegates Canterbury and Cooper:**

**H. B. 5194** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-55, relating to banning calculators and math computational devices from K-8 grade classrooms"; to the Committee on Education.

**By Delegates Shamblin and Hall:**

**H. B. 5195** - "A Bill to amend and reenact §11A-1-17 of the Code of West Virginia, 1931, as amended, relating to increasing sheriffs' tax collection commission"; to the Committee on Government Organization.

**By Delegates Shamblin, Leavitt, Dittman, Hornby, Phillips, Roop, Moore and Flanigan:**

**H. B. 5196** - "A Bill to amend and reenact §31-18E-4 and §31-21-5 of the Code of West Virginia, 1931, as amended, relating to allowing intergovernmental agreements with the Land Stewardship Corporation"; to the Committee on Government Organization.

**By Delegates Shamblin, Dittman, Leavitt, Hall, Phillips, Flanigan, Roop, Hornby and Moore:**

**H. B. 5197** - "A Bill to amend and reenact §11A-4-4 of the Code of West Virginia, 1931, as amended, relating to the right to set aside deed when one entitled to notices was not properly notified; changing the time that such parties have to institute a civil action to set aside the deed against state and local governments and their subdivisions from two years to one year"; to the Committee on the Judiciary.

**By Delegates Shamblin, Hall, Akers, Worrell, Ellington, Ferrell, Dittman and Moore:**

**H. B. 5198** - "A Bill to amend and reenact §61-6-21 of the Code of West Virginia, 1931, as amended, relating to enhancing the penalty of crimes committed against persons with a mental disability"; to the Committee on the Judiciary.

**By Delegates B. Smith, Parsons, Funkhouser, Ferrell, Sheedy, Jordan, G. Ward, G. Howell, Moore, Leavitt and Foggin:**

**H. B. 5199** - "A Bill to amend and reenact §7-11-1 and §7-11-3, of the Code of West Virginia, 1931, as amended, both relating to requiring county Parks, Entertainment, and Recreation Commissions, or PERCs, to be established"; to the Committee on Government Organization.

### **Special Calendar**

#### **Third Reading**

**Com. Sub. for H. B. 4004**, Creating the Recharge West Virginia Program; on third reading, coming up in regular order, was read a third time.

Delegates Akers, Anders, Anderson, Browning, Burkhammer, Butler, D. Cannon, Canterbury, Clark, Criss, Eldridge, Ferrell, Foggin, Garcia, Green, Hall, Hamilton, Hansen, Heckert, Hite, Hornbuckle, Hornby, Hott, G. Howell, Jeffries, Jennings, Kyle, Linville, Lucas, Martin, Maynor, McCormick, Miller, Parsons, Phillips, Pinson, Riley and Williams requested to be excused from voting on H. B. 4004 under the provisions of House Rule 49.

The Speaker ruled that the Delegates were members of a class of persons possibly to be affected by the passage of the bill and directed the Members to vote.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 44**), and there were--yeas 86, nays 7, absent and not voting 6, with the nays and the absent and not voting being as follows:

Nays: Anders, Butler, Coop-Gonzalez, Dillon, T. Howell, Kimble and Ridenour.

Absent and Not Voting: J. Cannon, Kump, B. Smith, D. Smith, Vance and B. Ward.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4004) passed.

Delegate McGeehan moved that the bill take effect from its passage.

On this question, the yeas and nays were taken (**Roll No. 45**), and there were--yeas 87, nays 6, absent and not voting 6, with the nays and the absent and not voting being as follows:

Nays: Anders, Coop-Gonzalez, Dillon, T. Howell, Kimble and Martin.

Absent and Not Voting: J. Cannon, Kump, B. Smith, D. Smith, Vance and B. Ward.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4004) takes effect from its passage.

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

**Com. Sub. for H. B. 4456**, Relating to clarification of a law enforcement agency and cooperation between law enforcement agencies and personnel of states bordering this state; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 46**), and there were--yeas 93, nays none, absent and not voting 6, with the absent and not voting being as follows:

Absent and Not Voting: J. Cannon, Kump, B. Smith, D. Smith, Vance and B. Ward.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4456) passed.

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

**Com. Sub. for H. B. 4484**, To expand each county commission's ability to sell or lease property; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 47**), and there were--yeas 92, nays 1, absent and not voting 6, with the nays and the absent and not voting being as follows:

Nays: Foggin.

Absent and Not Voting: J. Cannon, Kump, B. Smith, D. Smith, Vance and B. Ward.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4484) passed.

Delegate McGeehan moved that the bill take effect from its passage.

On this question, the yeas and nays were taken (**Roll No. 48**), and there were--yeas 93, nays none, absent and not voting 6, with the absent and not voting being as follows:

Absent and Not Voting: J. Cannon, Kump, B. Smith, D. Smith, Vance and B. Ward.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4484) takes effect from its passage.

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

### **Second Reading**

The following bills on second reading, coming up in regular order, were each read a second time and ordered to engrossment and third reading:

**Com. Sub. for H. B. 4606**, Relating to the meaning of residence for the purpose of bail,

**On motion of Delegate Lewis, the amendment was rejected.**

Delegate Lewis moved to amend Com Sub for HB4606 on page 2, line 26, following the words "of evidence" by striking out the colon and the proviso on lines 26 through 28, and inserting in lieu thereof, a period.

The bill was then ordered to engrossment and third reading.

And,

**H. B. 4696**, Authorize the Department of Environmental Protection to deposit funds granted pursuant to federal programs; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

### **First Reading**

**Com. Sub. for H. B. 4012**, Relating to reducing the regulatory burden on utility companies when constructing and maintaining electric power generation and transmission facilities within this state; on first reading, coming up in regular order, was read a first time and ordered to second reading,

**Com. Sub. for H. B. 4026**, Relating to expanding the requirements for integrated resource plans utility companies must file with the Public Service Commission; on first reading, coming up in regular order, was read a first time and ordered to second reading,

**Com. Sub. for H. B. 4198**, E-Verify Safe Harbor Act; on first reading, coming up in regular order, was reported by the Clerk.

At the request of Delegate McGeehan, and by unanimous consent, the bill was postponed one day.

**Com. Sub. for H. B. 4382**, Require collection agencies to provide 30 days notice prior to wage garnishments; on first reading, coming up in regular order, was read a first time and ordered to second reading,

**Com. Sub. for H. B. 4461**, Establishing limitations on billing practices of Internet or telecommunications providers that fail to provide subscribed customers service for five or more days; on first reading, coming up in regular order, was read a first time and ordered to second reading,

**Com. Sub. for H. B. 4552**, Relating to the law-enforcement powers of correctional officers; on first reading, coming up in regular order, was read a first time and ordered to second reading,

**Com. Sub. for H. B. 4570**, To make the posting of a summons in a conspicuous place on rental property acceptable service when a tenant is unavailable for personal service; on first reading, coming up in regular order, was read a first time and ordered to second reading,

And,

**Com. Sub. for H. B. 4625**, Relating to quit claim deeds; on first reading, coming up in regular order, was read a first time and ordered to second reading.

### **Leaves of Absence**

At the request of Delegate McGeehan, and by unanimous consent, leaves of absence for the day were granted Delegates J. Cannon, Kump, B. Smith, D. Smith, Vance and B. Ward.

### **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**: Delegate Hillenbrand;

**H. B. 4089**: Delegate Foggin;

**H. B. 4117**: Delegate Hott;

**H. B. 4345**: Delegate Heckert;

**H. B. 4436**: Delegate Mazzocchi;

**H. B. 4466**: Delegate Heckert

**H. B. 4489**: Delegate Young;

**H. B. 4600**: Delegate Hillenbrand;

**H. B. 4665**: Delegate Willis;

**H. B. 4711**: Delegate White;

**H. B. 4819**: Delegate Hornby;

**H. B. 4962**: Delegate Hillenbrand;

**H. B. 5014**: Delegate Hanshaw;

And.

**H. B. 5099**: Delegates Kimble and Pinson.

At 12:05 p.m., the House of Delegates adjourned until 11:00 a.m., Thursday, February 05, 2026.

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



## **SPECIAL CALENDAR**

**Thursday, February 5, 2026**

**23rd Day**

**11:00 A.M.**

### **THIRD READING**

- Com. Sub. for H. B. 4606 - Relating to the meaning of residence for the purpose of bail
- H. B. 4696 - Authorize the Department of Environmental Protection to deposit funds granted pursuant to federal programs

### **SECOND READING**

- Com. Sub. for H. B. 4012 - Relating to reducing the regulatory burden on utility companies when constructing and maintaining electric power generation and transmission facilities within this state
- Com. Sub. for H. B. 4026 - Relating to expanding the requirements for integrated resource plans utility companies must file with the Public Service Commission
- Com. Sub. for H. B. 4382 - Require collection agencies to provide 30 days notice prior to wage garnishments.
- Com. Sub. for H. B. 4461 - Establishing limitations on billing practices of Internet or telecommunications providers that fail to provide subscribed customers service for five or more days
- Com. Sub. for H. B. 4552 - Relating to the law-enforcement powers of correctional officers
- Com. Sub. for H. B. 4570 - To make the posting of a summons in a conspicuous place on rental property acceptable service when a tenant is unavailable for personal service
- Com. Sub. for H. B. 4625 - Relating to quit claim deeds

### **FIRST READING**

- Com. Sub. for H. B. 4198 - E-Verify Safe Harbor Act
- Com. Sub. for H. B. 4522 - Banning Foreign backed spending on State Ballot Issues
- Com. Sub. for H. B. 4755 - Adding Aggravated Vehicular Homicide to the list of qualifying offenses
- Com. Sub. for H. B. 4982 - Make West Virginia Healthy Act of 2026



**HOUSE CALENDAR**

**Thursday, February 5, 2026**

**23rd Day**

**11:00 A.M.**

**SECOND READING**

Com. Sub. for H. B. 4477 - To give the Secretary of State authority to refer allegations of violations of election laws to West Virginia Prosecuting Attorneys Institute.

**FIRST READING**

Com. Sub. for H. B. 4640 - Relating to drugs and adding a provision relating to the scheduling of crystalline polymorph psilocybin approved by the Food and Drug Administration



# **WEST VIRGINIA HOUSE OF DELEGATES**

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**THURSDAY, FEBRUARY 5, 2026**

**HOUSE CONVENES AT 11:00 A.M.**

**COMMITTEE ON FINANCE**

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

**SUBCOMMITTEE ON APPROPRIATIONS**

**12:00 P.M. – FINANCE COMMITTEE ROOM 460M**

**COMMITTEE ON JUDICIARY**

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

**SUBCOMMITTEE ON LEGAL SERVICES**

**9:45 A.M. – JUDICIARY COMMITTEE ROOM 410M**

**SUBCOMMITTEE ON HOMELAND SECURITY**

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

**SUBCOMMITTEE ON COURTS**

**10:15 A.M. – JUDICIARY COMMITTEE ROOM 410M**

**COMMITTEE ON GOVERNMENT ORGANIZATION**

**1:00 P.M. – EAST WING COMMITTEE ROOM 215E**

**SUBCOMMITTEE ON GOVERNMENT ADMINISTRATION**

**2:00 P.M. – EAST WING COMMITTEE ROOM 215E**

**COMMITTEE ON HEALTH AND HUMAN RESOURCES**

**3:30 P.M. – EAST WING COMMITTEE ROOM 215E**

**SUBCOMMITTEE ON PUBLIC EDUCATION**

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

**SUBCOMMITTEE ON EDUCATIONAL CHOICE**

**1:40 P.M. – EDUCATION COMMITTEE ROOM 434M**

**SUBCOMMITTEE ON ENVIRONMENT, INFRASTRUCTURE AND  
TECHNOLOGY**

**3:00 P.M. – JUDICIARY COMMITTEE ROOM 410M**





HOUSE OF DELEGATES  
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