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February 13, 2021
FOURTH DAY

Saturday, February 13, 2021

FOURTH DAY

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

The House of Delegates met at 1:00 p.m., and 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 Friday, February 12, 2021, being the first order of business, when the further reading thereof was dispensed with and the same approved.

Committee Reports

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

Your Committee on the Judiciary has had under consideration:

H. J. R. 2, Providing that courts have no authority or jurisdiction to intercede or intervene in, or interfere with, any impeachment proceedings of the House of Delegates or the Senate,

And reports the same back with the recommendation that it be adopted.

Delegate Steele, Chair of the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration:

H. B. 2019, Elevating Economic Development and Tourism Departments,

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

Delegate Steele, Chair of the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration:

H. B. 2011, Eliminating any time requirements for part time personnel to work during a working year,

And reports back a committee substitute therefor, with the same title, as follows:

Com. Sub. for H. B. 2011 - "A Bill to amend and reenact §29-6-4 of the Code of West Virginia, 1931, as amended, relating to eliminating any time requirements for temporary employees to work during a working year,"

With the recommendation that the committee substitute do pass.

Delegate Pack, 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. 2266, Relating to expanding certain insurance coverages for pregnant women,

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

In accordance with the former direction of the Speaker, the bill (H. B. 2266) was referred to the Committee on Finance.

Delegate Pack, 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. 2263, Update the regulation of pharmacy benefit managers,

And reports back a committee substitute therefor, with a new title, as follows:

Com. Sub. for H. B. 2263 – “A Bill to amend and reenact §5-16-9 of the Code of West Virginia, 1931, as amended; to amend and reenact §33-51-3, §33-51-8, and §33-51-9 of said code; and to amend said code by adding thereto a new section, designated §33-51-11, all relating generally to the regulation of pharmacy benefit managers; expanding certain definitions; regulating the reimbursements of pharmacy benefit managers; providing certain effective dates; defining certain methodologies utilized by pharmacy benefit managers; protecting consumer choice for pharmacies; setting guidelines for pharmacy benefit plans; and requiring rebates to be passed on to the consumer”,

With the recommendation that the committee substitute do pass.

Messages from the Executive

Legislative Rule-Making Review Committee Report

The following letter and report from Delegate Foster and Senator Sypolt, cochairs of the Legislative Rule-Making Review Committee, have been filed with the Clerk:

West Virginia Legislature
Legislative Rule-Making Review Committee
February 4, 2021

The Honorable Bruce Cassis
Clerk, West Virginia Senate
State Capitol
Charleston, WV 25305

The Honorable Steve Harrison
Clerk, West Virginia House of Delegates
State Capitol
Charleston, WV 25305

Gentlemen:

In accordance with the provisions of W.Va. Code, §29A-3-12, we have attached copies of the proposed legislative rules which have been submitted to and acted upon by the Legislative Rule-Making Review Committee, pursuant to the provisions of W.Va. Code, §29A-3-11, and which have not previously been submitted to the Legislature for study.

Also, attached is a report listing the proposed legislative rules considered by the Committee, and setting forth the recommendations of the Committee with respect to the proposed legislative rules. This letter also serves as a statement that a separate bill authorizing the promulgation of each proposed legislative rule has been drafted by the staff of the Legislative Rule-Making Review Committee.

In accordance with W.Va. Code, §29A-3-11, the draft bills are available for any member to introduce to the Legislature. The undersigned, as Co-Chairs of the Legislative Rule-Making Review Committee, are requesting that Senator Sypolt's name be placed on the draft bills as the sponsor in the Senate, and Delegate Foster's name be placed on the draft bills as the sponsor in the House of Delegates.

Thank you for your cooperation.

Sincerely,

Dave Sypolt, Chair
Senate

Geoff Foster, Chair
House of Delegates

Report of the Legislative Rule-Making Review Committee

WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee
State Capitol
Charleston, West Virginia 25035

February 4, 2021

West Virginia Legislature
State Capitol
Charleston, West Virginia

Ladies and Gentlemen:

In accordance with the provisions of West Virginia Code, §29A-3-12, as chairpersons of the Legislative Rule-Making Review Committee we submit this report of its activities. A bill, in the form approved by the Committee, authorizing each of the proposed legislative rules below as submitted, as modified, as modified and amended, or as amended have been drafted by staff of the Legislative Rule-Making Review Committee pursuant to West Virginia Code §29A-3-11.

The Committee submits the following proposed rules to the Legislature with the recommendation that the proposed rules be authorized for promulgation by the respective agencies as submitted:

Agriculture, Department of

Animal Disease Control, 61 CSR 01 [H. B. 2446]

Agriculture, Department of

Inspection of Meat and Poultry, 61 CSR 16 [H. B. 2448]

Agriculture, Department of

Poultry Litter and Manure Movement into Primary Poultry Breeder Rearing Areas, 61 CSR 28 [H. B. 2449]

Agriculture, Department of

WV Exempted Dairy Farms and Milk and Milk Products Processing Rules, 61 CSR 40 [H. B. 2451]

DEP – Air Quality Board

Ambient Air Quality Standards, 45 CSR 08 [H. B. 2382]

DEP - Air Quality Board

Standards of Performance for New Stationary Sources, 45 CSR 16 [H. B. 2383]

DEP – Air Quality Board

Control of Air Pollution from Combustion of Solid Waste, 45 CSR 18 [H. B. 2384]

DEP – Air Quality Board

Control of Air Pollution from Municipal Solid Waste Landfills, 45 CSR 23 [H. B. 2385]

DEP – Air Quality Board

Acid Rain Provisions and Permits, 45 CSR 33 [H. B. 2386]

DEP - Air Quality Board

Emission Standards for Hazardous Air Pollutants, 45 CSR 34 [H. B. 2387]

DEP—Water Resources, Division of Water and Waste Management

Hazardous Waste Management System, 33 CSR 20 [H. B. 2390]

Fire Commission

Standards for the Certification and Continuing Education of Municipal, County, and Other Public Sector Building Code Officials, Building Code Inspectors and Plans Examiners, 87 CSR 07 [H. B. 2442]

Fire Marshal

Standards for the Certification and Continuing Education of Municipal, County, and Other Public Sector Building Code Officials, Building Code Inspectors and Plans Examiners, 103 CSR 06 [H. B. 2443]

Health and Human Resources, Department of

Hospital Licensure, 64 CSR 12 [H. B. 2428]

Health Care Authority

Exemption from Certificate of Need, 65 CSR 29 [H. B. 2441]

Highways, Division of

Traffic and Safety Rules, 157 CSR 05 [H. B. 2400]

Insurance Commission

Continuing Education for Individual Insurance Producers and Individual Insurance Adjusters, 114 CSR 42 [H. B. 2411]

Livestock Care Standards Board

Livestock Care Standards, 73 CSR 01 [H. B. 2459]

Medicine, Board of

Registration to Practice During Declared States of Emergency, 11 CSR 14 [H. B. 2460]

Miner's Health Safety and Training, Office of

Rule Governing the Submission and Approval of a Comprehensive Mine Safety Program for Coal Mining Operations in the State of West Virginia, 56 CSR 08 [H. B. 2394]

Motor Vehicles, Department of

Denial, Suspension, Revocation, Disqualification, Restriction, Non-Renewal, Cancellation, Administrative Appeals and Reinstatement of Driving Privileges, 91 CSR 05 [H. B. 2402]

Natural Resources, Division of

Cabwaylingo State Forest Trail System Two Year Pilot Project Permitting ATV's and ORV's, 58 CSR 36 [H. B. 2395]

Natural Resources, Division of

Defining the Terms Used in All Hunting and Trapping, 58 CSR 46 [H. B. 2396]

Natural Resources, Division of

Special Migratory Game Bird Hunting, 58 CSR 56 [H. B. 2398]

Natural Resources, Division of

Special Waterfowl Hunting, 58 CSR 58 [H. B. 2399]

Occupational Therapy, Board of

Telehealth Practice; Requirements, Definitions, 13 CSR 09 [H. B. 2461]

Pharmacy, Board of

Licensure and Practice of Pharmacy, 15 CSR 01 [H. B. 2464]

Racing Commission

Greyhound Racing, 178 CSR 02 [H. B. 2416]

Rehabilitation Services, Division of

Ron Yost Personal Assistance Services Act Board, 198 CSR 01 [H. B. 2426]

Risk and Insurance Management, Board of

Mine Subsidence Insurance, 115 CSR 01 [H. B. 2423]

Risk and Insurance Management, Board of

Procedure for Providing Written Notification of Claims of Potential Liability to the State or Its Employees, 115 CSR 05 [H. B. 2425]

State Emergency Response Commission

Emergency Planning and Community Right to Know, 55 CSR 01 [H. B. 2444]

State Emergency Response Commission

Emergency Planning Grant Program, 55 CSR 02 [H. B. 2445]

Tax Department

Downstream Natural Gas Manufacturing Investment Tax Credit, 110 CSR 13GG [H. B. 2420]

The Committee submits to the Legislature the following proposed rules which were modified by the agency in accordance with the provisions of West Virginia Code, §29A-3-14, and which were approved by the Committee with the modifications with the recommendation that the proposed rules be authorized for adoption by the respective agencies as modified:

Agriculture, Department of

West Virginia Seed Law, 61 CSR 09 [H. B. 2447]

Agriculture, Department of

Seed Certification Program, 61 CSR 39 [H. B. 2450]

Alcohol Beverage Control Commission

Private Club Licensing, 175 CSR 02 [H. B. 2405]

Alcohol Beverage Control Commission

Distilleries, Mini-Distilleries, and Micro-Distilleries, 175 CSR 10 [H. B. 2406]

Auditor

Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155 CSR 01 [H. B. 2452]

DEP – Air Quality Board

Control of Greenhouse Gas Emissions from Existing Coal-Fired Electric Utility Generating Units, 45 CSR 44 [H. B. 2388]

DEP—Water Resources, Division of Water and Waste Management

Requirements Governing Water Quality Standards, 47 CSR 02 [H. B. 2389]

DEP—Secretary's Office

Voluntary Remediation and Redevelopment Rule, 60 CSR 03 [H. B. 2391]

Development Office

Tourism Development Districts, 145 CSR 16 [H. B. 2392]

Financial Institutions, Board of

Rule Pertaining to the Fintech Regulatory Sandbox, 106 CSR 21 [H. B. 2407]

Funeral Service Examiners, Board of

Funeral Director, Embalmer, Apprentice, Courtesy Card Holders and Funeral Establishments Requirements, 6 CSR 01 [H. B. 2453]

Funeral Service Examiners, Board of

Crematory Requirements, 6 CSR 02 [H. B. 2454]

Funeral Service Examiners, Board of

Fee Schedule, 6 CSR 07 [H. B. 2455]

Health and Human Resources, Department of

Behavioral Health Centers Licensure, 64 CSR 11 [H. B. 2427]

Health and Human Resources, Department of

Nursing Home Licensure, 64 CSR 13 [H. B. 2429]

Health and Human Resources, Department of

Lead Abatement Licensing, 64 CSR 45 [H. B. 2430]

Health and Human Resources, Department of

Emergency Medical Services, 64 CSR 48 [H. B. 2431]

Health and Human Resources, Department of

Client Rights at State-Operated Mental Health Facilities, 64 CSR 59 [H. B. 2432]

Health and Human Resources, Department of

Delegation of Medication Administration and Health Maintenance Tasks to Approved Medication Assistive Personnel, 64 CSR 60 [H. B. 2433]

Health and Human Resources, Department of

Public Health Standards for Businesses Remaining Open During the COVID-19 Outbreak, 64 CSR 114 [H. B. 2434]

Health and Human Resources, Department of

Diabetes Self-Management Education, 64 CSR 115 [H. B. 2435]

Health and Human Resources, Department of

West Virginia Clearance for Access, Registry, and Employment Screening, 69 CSR 10 [H. B. 2436]

Health and Human Resources, Department of

Recovery Residence Certification and Accreditation Program, 69 CSR 15 [H. B. 2437]

Health and Human Resources, Department of

Child Placing Agencies Licensure, 78 CSR 02 [H. B. 2438]

Health and Human Resources, Department of

Minimum Licensing Requirements for Residential Child Care and Treatment Facilities for Children and Transitioning Adults and Vulnerable and Transitioning Youth Group Homes and Programs in West Virginia, 78 CSR 03 [H. B. 2439]

Health and Human Resources, Department of

Procedure to Contest the Substantiation of Child Abuse or Neglect, 78 CSR 27 [H. B. 2440]

Hearing Aid Dealers, Board of

Rule Governing the West Virginia Board of Hearing Aid Dealers, 8 CSR 01 [H. B. 2456]

Insurance Commission

Fingerprinting Requirements for Applicants for Insurance Producer and Insurance Adjuster License, 114 CSR 02A [H. B. 2408]

Insurance Commission

Insurance Adjusters, 114 CSR 25 [H. B. 2409]

Insurance Commission

Credit for Reinsurance, 114 CSR 40 [H. B. 2410]

Insurance Commission

Mental Health Parity, 114 CSR 64 [H. B. 2412]

Insurance Commission

Health Benefit Plan Network Access and Adequacy, 114 CSR 100 [H. B. 2413]

Landscape Architects, Board of

Registration of Landscape Architects, 9 CSR 01 [H. B. 2457]

Landscape Architects, Board of

Application for Waiver of Initial Licensing Fees for Certain Individuals, 9 CSR 04 [H. B. 2458]

Lottery Commission

West Virginia Lottery Interactive Wagering Rule, 179 CSR 10 [H. B. 2418]

Motor Vehicles, Department of

Examination and Issuance of Driver's License, 91 CSR 04 [H. B. 2401]

Motor Vehicles, Department of

Compulsory Motor Vehicle Liability Insurance, 91 CSR 13 [H. B. 2403]

Motor Vehicles, Department of

Special Purpose Vehicles, 91 CSR 25 [H. B. 2404]

Municipal Pensions Oversight Board

Exempt Purchasing, 211 CSR 02 [H. B. 2414]

Natural Resources, Division of

Deer Hunting Rule, 58 CSR 50 [H. B. 2397]

Osteopathic Medicine, Board of

Licensing Procedures for Osteopathic Physicians, 24 CSR 01 [H. B. 2462]

Osteopathic Medicine, Board of

Emergency Temporary Permits to Practice During States of Emergency or States of Preparedness, 24 CSR 09 [H. B. 2463]

Pharmacy, Board of

Uniform Controlled Substances Act, 15 CSR 02 [H. B. 2465]

Pharmacy, Board of

Board of Pharmacy Rules for Continuing Education for Licensure of Pharmacists, 15 CSR 03 [H. B. 2466]

Pharmacy, Board of

Licensure of Wholesale Drug Distributors, Third Party Logistics Providers and Manufacturers, 15 CSR 05 [H. B. 2467]

Pharmacy, Board of

Controlled Substances Monitoring Program, 15 CSR 08 [H. B. 2468]

Pharmacy, Board of

Board of Pharmacy Rules for Immunizations Administered by Pharmacists and Pharmacy Interns, 15 CSR 12 [H. B. 2469]

Physical Therapy, Board of

General Provisions for Physical Therapist and Physical Therapist Assistants, 16 CSR 01 [H. B. 2470]

Physical Therapy, Board of

Fees for Physical Therapist and Physical Therapist Assistant, 16 CSR 04 [H. B. 2471]

Physical Therapy, Board of

General Provisions for Athletic Trainers, 16 CSR 05 [H. B. 2472]

Physical Therapy, Board of

Fees for Athletic Trainers, 16 CSR 06 [H. B. 2473]

Professional Surveyors, Board of

Examination and Licensing of Professional Surveyors in West Virginia, 23 CSR 01 [H. B. 2474]

Racing Commission

Thoroughbred Racing, 178 CSR 01 [H. B. 2415]

Racing Commission

Advance Deposit Account Wagering, 178 CSR 10 [H. B. 2417]

Real Estate Commission

Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business, 174 CSR 01 [H. B. 2475]

Respiratory Care, Board of

Criteria for Licensure, 30 CSR 01 [H. B. 2476]

Risk and Insurance Management, Board of

\Public Entities Insurance Program, 115 CSR 02 [H. B. 2424]

Secretary of State

Loan and Grant Programs Under the Help America Vote Act (HAVA) for the Purchase of Voting Equipment, Election Systems, Software, Services and Upgrades, 153 CSR 10 [H. B. 2477]

Secretary of State

Guidelines and Standards for Electronic Notarization, 153 CSR 45 [H. B. 2478]

Senior Services, Bureau of

Shared Table Initiative for Senior Citizens, 76 CSR 06 [H. B. 2479]

Tax Department

Tax Credit for Providing Vehicles to Low-Income Workers, 110 CSR 13FF [H. B. 2419]

Tax Department

High Wage Growth Business Tax Credit, 110 CSR 13II [H. B. 2421]

The Committee submits the following legislative rule which was approved by the Committee in accordance with the provisions of West Virginia Code, §29A-3-11, with the recommendation that the proposed rule be authorized for promulgation by the respective agency with amendments:

Administration

Purchasing, 148 CSR 01 [H. B. 2422]

Labor, Division of

Steam Boiler Inspection, 42 CSR 03 [H. B. 2393]

Resolutions Introduced

On motion for leave, a Joint Resolution was introduced, read by its title and referred as follows:

By Delegates Higginbotham and Hanna:

H. J. R. 18 - "Proposing an amendment to the Constitution of the State of West Virginia, amending article VI, section 22 thereof, relating to creating split legislative regular sessions; naming the amendment; and providing a summarized statement of the purpose of such proposed amendment; to the Committee on Government Organization then the Judiciary.

Bills Introduced

On motions for leave, bills were introduced, read by their titles, and severally referred as follows:

By Delegates Pushkin, Skaff, Williams, Young, Barach, Rowe, Lovejoy and Walker:

H. B. 2360 - "A Bill to amend and reenact §61-2-1 and §61-2-2 of the Code of West Virginia, as amended, all relating to modifying the definition of first-degree murder to including the killing of a police officer or corrections officer in the line of duty and adding a mandatory life sentence without the possibility of parole for such a killing, to be known as the 'Cassie Johnson Act'; to the Committee on the Judiciary.

By Delegates Keaton, L. Pack, Pinson, Burkhammer, Haynes and B. Ward:

H. B. 2361 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §55-2-23, relating to creating an approval process by a judge of contingent fee arrangements for civil litigation; and restricting or prohibiting approval for contingent fee arrangements in instances where there is an improbable or inconceivable likelihood of recovery for the client"; to the Committee on the Judiciary.

By Delegates Zukoff, Hornbuckle, Thompson, Cooper, Toney, Higginbotham and Ellington:

H. B. 2362 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-2-43, relating to implementation of trauma-informed practices in schools; providing for an effective date; providing for training; providing definition of trauma-informed practices; providing for disciplinary considerations in light of trauma-informed practices; providing for a culture of acceptance among educational professionals relating to trauma-informed practices within the school; and providing for rulemaking"; to the Committee on Education.

By Delegates Foster, Summers, Storch, Phillips, Steele, Sypolt, Pinson, McGeehan, J. Jeffries, D. Jeffries and Rowan:

H. B. 2363 - "A Bill to amend the Code of West Virginia, 1931, as amended by adding thereto five new sections, designated §48-1-217a, §48-1-239a, §48-1-241a, §48-1-241b, and §48-9-204a; to amend and reenact §48-1-210, §48-1-218, §48-1-219, §48-1-220, §48-1-239, §48-1-241, §48-1-303, §48-9-101, §48-9-102, §48-9-201, §48-9-203, §48-9-204, §48-9-206, §48-9-207, §48-9-208, §48-9-209, §48-9-301, §48-9-401, §48-9-402, §48-9-403, §48-9-601, §48-9-602 and §48-9-603 of said code, all relating to 'Best Interests of the Child Protection Act of 2021'; defining 'shared legal custody', 'shared physical custody'; establishing the presumption that co-equal shared legal and physical custody of children, and the maintaining of sibling, including half-sibling, relationships through co-equal shared legal and physical custody of children in cases of divorce to be in the best interests of the children and families; requiring that temporary parenting plans, parenting plans, modifications to parenting plans and parental relocations consider the presumption of co-equal shared legal and physical custody is in the best interests of a child; to require courts to consider such presumption of co-equal shared legal and physical custody being in the best interests of a child when determining

significant parental decision making responsibility, legal and physical custody and parenting time allocation; to establish certain procedural safeguards in the judicial review and allocation of parenting plans; and establish both parents' rights to school and medical records of their children, all relating generally to the public policy recognition and preservation of the fundamental constitutional rights of all parents to raise their own children and that it is presumptively in the best interest of children to be raised by both of their parents equally"; to the Committee on the Judiciary.

By Delegates Smith, Martin and Mandt:

H. B. 2364 - "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; and authorizing teachers in elementary or secondary schools to carry concealed firearms and be designated as a school protection officer"; to the Committee on Education then the Judiciary.

By Delegate Smith:

H. B. 2365 - "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 deemed an accessory after the fact; removing prohibition that a servant of an offender may not be deemed 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 Foster, Espinosa, Steele, Graves, Martin and Hardy:

H. B. 2366 - "A Bill to amend and reenact §29A-3-11 of the Code of West Virginia, 1931, as amended, relating to requiring agencies who have approved a proposed rule that affects fees or other special revenues to provide to the committee a fiscal note that includes the fund name, the fund number, and the past five years of the fund's revenues and expenses"; to the Committee on Government Organization.

By Delegates Foster, Espinosa, Hanna, Smith, Burkhammer and Hardy:

H. B. 2367 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-8-1b, relating to ensuring that qualified homeschool graduates are given the same postsecondary educational and career opportunities as those in public, private, or parochial schools"; to the Committee on Education.

By Delegates D. Jeffries, Summers, Tully, J. Pack, Rohrbach, Ellington, Steele, Espinosa, Linville and Howell:

H. B. 2368 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §16-63-1, §16-63-2, §16-63-3 and §61-63-4, all relating to preserve the religious liberty and other rights during COVID-19 pandemic of patients to have visitation by clergy and family and to protect hospitals, residential and inpatient health care facilities from costly lawsuits and administrative complaints that could potentially arise by allowing patients such visitation"; to the Committee on Health and Human Resources then the Judiciary.

By Delegates Howell, B. Ward, Paynter, Barrett, Martin, Phillips, Mandt, Statler, J. Pack, Miller and D. Jeffries:

H. B. 2369 - "A Bill to amend and reenact §11A-1-3 of the Code of West Virginia, as amended, relating to allowing for monthly payments on current real and personal property taxes, with a mechanism to allow for minor charges for those that take advantage of spreading these taxes out over many months"; to the Committee on Finance.

By Delegates Howell, B. Ward, Paynter, Martin, Phillips, Mandt, J. Pack, Pinson, Miller, Sypolt and Kimes:

H. B. 2370 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §16-13A-9b, relating to exempting sewer charges for swimming pools; requiring the owner of the pool to provide the dimensions of a pool that is being filled with water; requiring the Public Service District to calculate the volume of the pool and allow an individual to use that amount of water for filling the pool without being charged for the corresponding sewer charges, as the water does not go to the sewer; and allowing the Public Service District to inspect the pool in order to verify the dimensions"; to the Committee on the Judiciary.

By Delegates Howell, B. Ward, Paynter, Barrett, Martin, Phillips, Mandt, Statler, Pinson, Miller and Sypolt:

H. B. 2371 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §47-6-12, relating to prohibiting the use of 'script' as change to a consumer unless the consumer gives consent"; to the Committee on the Judiciary.

By Delegates Howell, B. Ward, Paynter, Barrett, Martin, Phillips, Mandt, Statler, J. Pack, Graves and Pinson:

H. B. 2372 - "A Bill to amend and reenact §3-8-5e of the Code of West Virginia, 1931, as amended, relating to modifying the date to file pre-candidacy registration papers to the day after a general election is held"; to the Committee on the Judiciary.

By Delegates Howell, B. Ward, Paynter, Barrett, Martin, Phillips, Mandt, Statler, J. Pack, Graves and Pinson:

H. B. 2373 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5B-10-1, §5B-10-2, §5B-10-3, and §5B-10-4, all relating to creating the Home-Based Business Fairness Act; to expanding opportunities for home based businesses across the State of West Virginia; to limiting what particular businesses may be operated; and further defining what employees and regulations such businesses may operate under"; to the Committee on Small Business, Entrepreneurship and Economic Development then the Judiciary.

By Delegates Howell, B. Ward, Paynter, Martin, Mandt, Statler, J. Pack, Pinson, Miller, D. Jeffries and J. Jeffries:

H. B. 2374 - "A Bill to amend and reenact §17A-3-3a of the Code of West Virginia, 1931, as amended, relating to requiring the proof of payment of personal property taxes on mobile homes as a prerequisite to motor vehicle registration or renewal"; to the Committee on Technology and Infrastructure then the Judiciary.

By Delegates Hott, Howell, B. Ward, Jennings, Rowan, Martin, Phillips, Statler, Miller, Sypolt and D. Jeffries:

H. B. 2375 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §20-19-1, §20-19-2, §20-19-3, §20-19-4, and §20-19-5, all relating to the Mount Storm merchant power plant in Grant County, West Virginia owned by Dominion Energy, in order to provide a means by which the State of West Virginia and Dominion Energy can come to an agreement of the value of the lake, dam and surrounding property owned by Dominion Energy; in lieu of any state tax liability owed to the State of West Virginia, and based on the agreed value of Mount Storm Lake, Dominion Energy shall have a process by which to transfer ownership of the lake, dam and surrounding property owned by Dominion Energy to the State of West Virginia in order to cover the cost of those taxes; the State of West Virginia may retain the land it received from Dominion Energy in order to build a state park/lodge similar to Stonewall Jackson State Park, but the remaining buffer land to the water line must be sold at auction in either lot form or to developers - not just one developer; the State of West Virginia shall retain the right of ways allowing for land of developable

size between the right of way and the lake shore; and the State of West Virginia shall preserve certain private property owners around the lake, who have been given access by Dominion Energy to the lake by ensuring that these access points remain if the state purchases the lake, as a right of way”; to the Committee on Government Organization.

By Delegates Smith, Ellington, J. Jeffries, Horst, Paynter, Steele, Phillips, Longanacre, Nestor, Toney and Clark:

H. B. 2376 - “A Bill to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended; relating to allowing the concealed carry of firearms on and in Capitol grounds”; to the Committee on the Judiciary.

By Delegates Westfall and Hott:

H. B. 2377 - “A Bill repeal §61-11-2 of the Code of West Virginia, 1931, as amended; to repeal §62-3-15 of said code; to amend and reenact §61-2-2 of said code; to amend said code by adding thereto seven new sections, designated §61-2-2a, §61-2-2b, §61-2-2c, §61-2-2d, §61-2-2e, §61-2-2f, and §61-2-2g; and to amend said code by adding thereto four new sections, designated §62-7-4, §62-7-5, §62-7-6, and §62-7-6a, all relating to death penalty for first degree murder; procedures, standards and findings applicable to imposition thereof in certain instances including aggravating and mitigating circumstances; sentencing; providing for automatic review of the death penalty by the Supreme Court of Appeals; providing for forensic deoxyribonucleic acid (‘DNA’) testing of biological material in death penalty cases; providing for execution of the death sentence by lethal injection; providing for delivery of sentence of death to officer retaining custody of person so sentenced; providing for transmission of indictment, order of conviction, sentence and judgment entered thereon to the warden of the state correctional facility; transfer of person sentenced to death to the state correctional facility; execution; providing presence of certain persons be requested for the execution; providing for certification that sentence of death has been executed; and providing for disposition of the body”; to the Committee on the Judiciary.

By Delegates Westfall, Queen and Hott:

H. B. 2378 - “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §61-11-20, relating to providing enhanced criminal penalties for offenses committed against law-enforcement officers or first responders; and defining first responders”; to the Committee on the Judiciary.

By Delegates Westfall, Queen and Hott:

H. B. 2379 - “A Bill to amend and reenact §61-8-28 of the Code of West Virginia, 1931, as amended, relating to the offense of criminal invasion of privacy by visual portrayal; changing the offense from a misdemeanor to a felony and increasing the penalties for this offense”; to the Committee on the Judiciary.

By Delegates Westfall, Queen and Hott:

H. B. 2380 - “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §17-29-19, relating to banning convicted sex offenders from operating buses, limousines, amusement rides and taxicabs, including Uber/Lyft ride-sharing services”; to the Committee on the Judiciary.

By Delegate Higginbotham:

H. B. 2381 - “A Bill to amend and reenact §18A-2-8 of the Code of West Virginia, 1931, as amended, relating to authorizing the suspension or dismissal of school personnel who retaliate against a student or parent who has made a complaint against teacher or school personnel for inappropriate or abusive behavior”; to the Committee on Education.

By Delegate Foster:

H. B. 2382 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to ambient air quality standards"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2383 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to standards of performance for new stationary sources"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2384 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of air pollution from combustion of solid waste"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2385 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of air pollution from municipal solid waste landfills"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2386 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to acid rain provisions and permits"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2387 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to emission standards for hazardous air pollutants"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2388 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of greenhouse gas emissions from existing coal-fired electric utility generating units"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2389 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to requirements governing water quality standards"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2390 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to hazardous waste management system"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2391 - "A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the voluntary remediation and redevelopment rule"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2392 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Commerce to promulgate a legislative rule relating to tourism development districts"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2393 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Labor to promulgate a legislative rule relating to high pressure steam boiler and forced flow steam generator requirements"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2394 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Office of Miners' Health, Safety, and Training to promulgate a legislative rule relating to rule governing the submission and approval of a comprehensive mine safety program for coal mining operations in the State of West Virginia"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2395 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to Cabwaylingo State Forest trail system two year pilot program permitting ATV's and ORV's"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2396 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to defining the terms used in all hunting and trapping"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2397 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to deer hunting rule"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2398 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to special migratory game bird hunting"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2399 - "A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to special waterfowl hunting"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2400 - "A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Highways to promulgate a legislative rule relating to traffic and safety rules"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2401 - "A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to examination and issuance of driver's license"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2402 - "A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to denial, suspension, revocation, disqualification, restriction, non-renewal, cancellation, administrative appeals, and reinstatement of driving privileges"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2403 - "A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to compulsory motor vehicle liability insurance"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2404 - "A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to special purpose vehicles"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2405 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commission to promulgate a legislative rule relating to private club licensing"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2406 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commission to promulgate a legislative rule relating to distilleries, mini-distilleries, and micro-distilleries"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2407 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Financial Institutions to promulgate a legislative rule relating to the Fintech Regulatory Sandbox Program"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2408 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to fingerprinting requirements for applicants for insurance producer and insurance adjuster license"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2409 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to insurance adjusters"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2410 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to credit for reinsurance"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2411 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to continuing education for individual insurance producers and individual insurance adjusters"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2412 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to mental health parity"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2413 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to health benefit plan network access and adequacy"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2414 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Municipal Pensions Oversight Board to promulgate a legislative rule relating to exempt purchasing"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2415 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Racing Commission to promulgate a legislative rule relating to thoroughbred racing"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2416 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Racing Commission to promulgate a legislative rule relating to greyhound racing"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2417 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Racing Commission to promulgate a legislative rule relating to advance deposit account wagering"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2418 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Lottery Commission to promulgate a legislative rule relating to West Virginia lottery interactive wagering rule"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2419 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to tax credit for providing vehicles to low-income workers"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2420 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to downstream natural gas manufacturing investment tax credit"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2421 - "A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to high-wage growth business tax credit"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2422 - "A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Administration to promulgate a legislative rule relating to purchasing"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2423 - "A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Board of Risk and Insurance Management to promulgate a legislative rule relating to mine subsidence insurance"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2424 - "A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Board of Risk and Insurance Management to promulgate a legislative rule relating to public entities insurance program"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2425 - "A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Board of Risk and Insurance Management to promulgate a legislative rule relating to procedures for providing written notification of claims of potential liability to the state or its employees"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2426 - "A Bill to amend and reenact §64-4-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Rehabilitation Services to promulgate a legislative rule relating to Ron Yost Personal Assistance Services Act Board"; to the Committee on the Judiciary.

By Delegate Foster:

H. B. 2427 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to behavioral health centers licensure"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2428 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to hospital licensure"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2429 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to nursing home licensure"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2430 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to lead abatement licensing"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2431 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to emergency medical services"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2432 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to client rights at state-operated mental health facilities"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2433 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to delegation of medication administration and health maintenance tasks to approved medication assistive personnel"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2434 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to public health standards for businesses remaining open during the COVID-19 outbreak"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2435 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to diabetes self-management education"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2436 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to West Virginia clearance for access, registry, and employment screening"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2437 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to the recovery residence certification and accreditation program"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2438 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to child placing agencies licensure"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2439 - "A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to minimum licensing requirements for residential child care and treatment

facilities for children and transitioning adults and vulnerable and transitioning youth group homes and programs in West Virginia”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2440 - “A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health and Human Resources to promulgate a legislative rule relating to procedure to contest the substantiation of child abuse or neglect”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2441 - “A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Health Care Authority to promulgate a legislative rule relating to exemption from certificate of need”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2442 - “A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Fire Commission to promulgate a legislative rule relating to standards for the certification and continuing education of municipal, county, and other public sector building code officials, building code inspectors, and plans examiners”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2443 - “A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Fire Marshal to promulgate a legislative rule relating to standards for the certification and continuing education municipal, county, and other public sector building code officials, building code inspectors, and plans examiners”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2444 - “A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Emergency Response Commission to promulgate a legislative rule relating to emergency planning and community right to know”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2445 - “A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Emergency Response Commission to promulgate a legislative rule relating to emergency planning grant program”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2446 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to animal disease control”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2447 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to West Virginia Seed Law”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2448 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to inspection of meat and poultry”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2449 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to poultry litter and manure movement into primary poultry breeder rearing areas"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2450 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to seed certification program"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2451 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Commissioner of Agriculture to promulgate a legislative rule relating to WV exempted dairy farms and milk and milk products processing rules"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2452 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Auditor to promulgate a legislative rule relating to standards for requisitions for payment issued by State Officers on the Auditor"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2453 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Funeral Service Examiners to promulgate a legislative rule relating to funeral director, embalmer, apprentice, courtesy card holders and funeral establishment requirements"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2454 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Funeral Service Examiners to promulgate a legislative rule relating to crematory requirements"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2455 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Funeral Service Examiners to promulgate a legislative rule relating to fee schedule"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2456 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Hearing Aid Dealers to promulgate a legislative rule relating to rule governing the West Virginia Board of Hearing Aid Dealers"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2457 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Landscape Architects to promulgate a legislative rule relating to registration of landscape architects"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2458 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Landscape Architects to promulgate a legislative rule

relating to application for waiver of initial licensing fees for certain individuals”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2459 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Livestock Care Standards Board to promulgate a legislative rule relating to livestock care standards”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2460 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Medicine to promulgate a legislative rule relating to registration to practice during declared state of emergency”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2461 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to telehealth practice; requirements, definitions”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2462 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Osteopathic Medicine to promulgate a legislative rule relating to licensing procedures for osteopathic physicians”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2463 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Osteopathic Medicine to promulgate a legislative rule relating to emergency temporary permits to practice during states of emergency or states of preparedness”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2464 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to licensure and practice of pharmacy”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2465 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to Uniform Controlled Substances Act”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2466 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to board of pharmacy rules for continuing education for licensure of pharmacists”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2467 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to licensure of wholesale drug distributors, third party logistics providers, and manufacturers”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2468 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to controlled substances monitoring program"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2469 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to board of pharmacy rules for immunizations administered by pharmacists and pharmacy interns"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2470 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Physical Therapy to promulgate a legislative rule relating to general provisions for physical therapist and physical therapist assistants"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2471 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Physical Therapy to promulgate a legislative rule relating to fees for physical therapist and physical therapist assistants"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2472 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Physical Therapy to promulgate a legislative rule relating to general provisions for athletic trainers"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2473 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Physical Therapy to promulgate a legislative rule relating to fees for athletic trainers"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2474 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Professional Surveyors to promulgate a legislative rule relating to examination and licensing of professional surveyors in West Virginia"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2475 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Commission to promulgate a legislative rule relating to licensing real estate brokers, associate brokers, and salespersons and the conduct of brokerage business"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2476 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Respiratory Care to promulgate a legislative rule relating to criteria for licensure"; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2477 - "A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Secretary of State to promulgate a legislative rule relating to

loan and grant programs under the Help America Vote Act (HAVA) for the purchase of voting equipment, election systems, software, services and upgrades”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2478 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Secretary of State to promulgate a legislative rule relating to guidelines and standards for electronic notarization”; to the Committee on Government Organization.

By Delegate Foster:

H. B. 2479 - “A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Bureau of Senior Services to promulgate a legislative rule relating to shared table initiative for senior citizens”; to the Committee on Government Organization.

Special Calendar

First Reading

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

Com. Sub. for H. B. 2001, Relating generally to creating the West Virginia Jumpstart Savings Program,

Com. Sub. for H. B. 2002, Relating to Broadband,

Com. Sub. for H. B. 2004, Permit a licensed health care professional from another state to practice in this state through telehealth when registered with the appropriate West Virginia board,

Com. Sub. for H. B. 2005, Relating to health care costs,

Com. Sub. for H. B. 2006, Relating to the West Virginia Contractor Licensing Act,

Com. Sub. for H. B. 2012, Relating to public charter schools,

Com. Sub. for H. B. 2014, Relating to role of the Legislature in appropriating federal funds,

Com. Sub. for H. B. 2015, Requiring rules of local boards of health to be approved by the county commission except in cases of a public health emergency,

H. B. 2262, Relating to the controlled substance monitoring database,

And,

Com. Sub. for H. B. 2264, Hospital exemptions from certificate of need.

A moment of silence was held in memory of former Delegate Dave Higgins.

In the absence of objection, the House of Delegates returned to the Third Order of Business for the purpose of receiving a committee report.

Committee Reports

Delegate Ellington, Chair of the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration:

H. J. R. 1, Supervision of Free Schools Modification Amendment,

And reports the same back, with amendment, with the recommendation that it be adopted, as amended, but that it first be referred to the Committee on the Judiciary.

In accordance with the former direction of the Speaker, the resolution (H. J. R. 1) was referred to the Committee on the Judiciary.

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. 2013: Delegates Espinosa, Horst and Clark;

H. B. 2031: Delegates Queen and Westfall;

H. B. 2079: Delegate Toney;

H. B. 2121: Delegate Young;

H. B. 2263: Delegates Bates and Walker;

H. B. 2293: Delegate Young;

H. B. 2368: Delegate Pack;

And,

H. J. R. 12: Delegates Doyle and Young.

At 1:13 p.m., the House of Delegates adjourned until 11:00 a.m., Monday, February 15, 2021.

SPECIAL CALENDAR

Monday, February 15, 2021

6th Day

11:00 A. M.

SECOND READING

- Com. Sub. for H. B. 2001 - Relating generally to creating the West Virginia Jumpstart Savings Program (ELLINGTON) (REGULAR)
- Com. Sub. for H. B. 2002 - Relating to Broadband (CAPITO) (REGULAR)
- Com. Sub. for H. B. 2004 - Permit a licensed health care professional from another state to practice in this state through telehealth when registered with the appropriate West Virginia board (J. PACK) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 2005 - Relating to health care costs (J. PACK) (REGULAR)
- Com. Sub. for H. B. 2006 - Relating to the West Virginia Contractor Licensing Act (STEELE) (REGULAR)
- Com. Sub. for H. B. 2012 - Relating to public charter schools (ELLINGTON) (REGULAR)
- Com. Sub. for H. B. 2014 - Relating to role of the Legislature in appropriating federal funds (HOUSEHOLDER) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 2015 - Requiring rules of local boards of health to be approved by the county commission except in cases of a public health emergency (J. PACK) (EFFECTIVE FROM PASSAGE)
- H. B. 2262 - Relating to the controlled substance monitoring database (J. PACK) (REGULAR)
- Com. Sub. for H. B. 2264 - Hospital exemptions from certificate of need (J. PACK) (EFFECTIVE FROM PASSAGE)

FIRST READING

- H. J. R. 2 - Providing that courts have no authority or jurisdiction to intercede or intervene in, or interfere with, any impeachment proceedings of the House of Delegates or the Senate (CAPITO)
- Com. Sub. for H. B. 2011 - Eliminating any time requirements for part time personnel to work during a working year (STEELE) (REGULAR)
- H. B. 2019 - Elevating Economic Development and Tourism Departments (STEELE) (REGULAR)
- Com. Sub. for H. B. 2263 - Update the regulation of pharmacy benefit managers (J. PACK) (REGULAR)

**WEST VIRGINIA
HOUSE OF DELEGATES**

MONDAY, FEBRUARY 15, 2021

HOUSE CONVENES AT 11:00 A.M.

**COMMITTEE ON THE JUDICIARY
9:00 A.M. – ROOM 215 E**

**COMMITTEE ON RULES
10:45 A.M. – ROOM 418 M**

**COMMITTEE ON EDUCATION
1:00 P.M. – HOUSE CHAMBER**

**COMMITTEE ON GOVERNMENT ORGANIZATION
1:00 P.M. – ROOM 215 E**

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