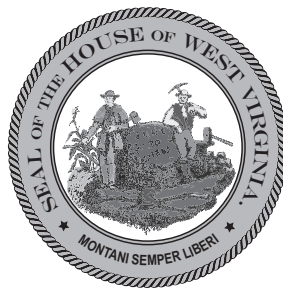


West Virginia Legislature

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February 18, 2025
SEVENTH DAY

Tuesday, February 18, 2025

SEVENTH DAY

[DELEGATE ROHRBACH, MR. SPEAKER PRO TEMPORE, IN THE CHAIR]

The House of Delegates was called to order by the Honorable Matthew Rohrbach, Speaker Pro Tempore.

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

The Clerk proceeded to read the Journal of Monday, February 17, 2025, 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 Standing Committee on the Judiciary submitted the following report, which was received:

Your Standing Committee on the Judiciary has had under consideration:

H. J. R. 13, Amending the Constitution to prohibit persons not United States citizens from voting in any election held within this state,

And reports back a committee substitute therefor, as follows:

Com. Sub. for H. J. R. 13 - "Proposing an amendment to the Constitution of the State of West Virginia amending section 1, Article IV thereof to prohibit persons not United States citizens from voting in any election held within this state; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment,"

With the recommendation that the committee substitute be adopted, but that it first be referred to the Committee on Rules.

In accordance with the former direction of the Speaker, the resolution (Com. Sub. for H. J. R. 13) was referred to the Committee on Rules.

Messages from the Senate

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, to take effect from passage, a bill of the House of Delegates, as follows:

H. B. 2024, Updating the meaning certain terms used in West Virginia Personal Income Tax Act.

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, to take effect from passage, a bill of the House of Delegates, as follows:

H. B. 2025, Updating terms in the Corporation Net Income Tax Act.

Resolutions Introduced

Resolutions were introduced and severally referred as follows:

By Delegates G. Howell, Hillenbrand, Roop, Maynor, Riley, Sheedy, Petitto, White, Mazzocchi, DeVault, Hott, Mallow, Crouse, Stephens, Anders, Ridenour and Canterbury:

H. C. R. 49 --"Requesting the Maryland General Assembly reject any legislation proposing to change the stream designation of the North Branch of the Potomac River from the mouth of the Savage River extending to the area of Pinto, Maryland, from a "Warm Water Aquatic Life" use to a "Cold Water Aquatic Life" use."

At the request of Delegate McGeehan, and by unanimous consent, reference of the resolution (H. C. R. 49) to a committee was dispensed with, and it was taken up for immediate consideration and adopted.

And,

By Delegate Sheedy:

H. C. R. 50 --"Requesting the Division of Highways name Bridge Number: 52-N00/99-000.03 () (52A902), (39.68368, -80.45805) locally known as Wetzel Street Bridge, carrying City N00/99 over Church Fork in Wetzel County, the "Alfred E. Garrison Memorial Bridge""; to the Committee on Energy and Public Works then Rules

Bills Introduced

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

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 2001 - "A Bill to amend the Code of West Virginia, 1931, as amended by adding thereto a new section designated §30-1-27, relating to the establishment of universal professional and occupational licensing, registration, and certification"; to the Committee on Government Organization.

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

[By Request of the Executive]:

H. B. 2002 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article designated §5A-13-1, §5A-13-2, §5A-13-3, §5A-13-4, §5A-13-5, and §5A-13-6, relating to the creation of the One Stop Shop Permitting Program in West Virginia including providing for the creation of a Permitting Dashboard to operate as a 'one-stop-shop' for obtaining and renewing qualifying permits; identifying the offices, departments, divisions, and agencies that shall participate in the One Stop Shop Permitting Program; creating a refund requirement for late processing of a permit, maintaining the option to file applications for permits until January 1, 2027; and empowering the secretary of administration to promulgate rules to implement this program including rules related to deadlines and fees for expedited processing of applications"; to the Committee on Energy and Public Works.

By Delegate Hanshaw (Mr. Speaker)

[By Request of the Executive]:

H. B. 2003 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-2-46, relating to the limitation of cell phones in classrooms; providing exceptions; and requiring the state board of education to promulgate legislative rules to implement this section"; to the Committee on Education.

By Delegate Hanshaw (Mr. Speaker)

[By Request of the Executive]:

H. B. 2004 - "A Bill to amend and reenact §16-3-4 of the Code of West Virginia, 1931, as amended, relating to vaccinations; providing religious and philosophical exemptions to the immunization of school children; clarifying the procedure for exemption; requiring schools create and maintain a report on the number of exempt school children; and clarifying the duties of state health officer and commissioner of bureau for public health"; to the Committee on Health and Human Resources.

By Delegate Hanshaw (Mr. Speaker)

[By Request of the Executive]:

H. B. 2005 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new articles, designated §5-33-1, §5-33-2, §5-33-3, §18B-1G-1, §18B-1G-2, §18B-1G-3, §18B-1G-4, §18B-1G-5, and four new sections, designated §18-2-9b, §18-5-29, §18B-14-5, §18B-14-6, all related to the elimination of diversity, equity, and inclusion programs, trainings, activities, offices, and officers from the executive branch, primary and secondary schools, and institutions of higher education of the state"; to the Committee on Government Organization then Education.

By Delegate Hanshaw (Mr. Speaker)

[By Request of the Executive]:

H. B. 2006 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5-32-1, §5-32-2, §5-32-3, §5-32-4, §5-32-5, §5-32-6, §5-32-7, and §5-32-8, relating to clarifying definitions of sex, male, and female in state law and providing for related protections for single-sex spaces"; to the Committee on the Judiciary.

By Delegate Hanshaw (Mr. Speaker)

[By Request of the Executive]:

H. B. 2007 - "A Bill to amend and reenact §9-5-19, §16-2D-1, §16-2D-2, §16-2D-4, §16-2D-5, §16-2D-16a, §16-29B-1, §16-29B-3, §16-29B-8, §16-29B-25, §16-29B-26, §16-29B-28, §33-15B-5, and §51-11-4 of the Code of West Virginia, 1931, as amended; and to repeal §16-2D-3, §16-2D-6, §16-2D-7, §16-2D-8, §16-2D-9, §16-2D-10, §16-2D-11, §16-2D-12, §16-2D-13, §16-2D-14, §16-2D-15, §16-2D-16, §16-2D-17, §16-2D-18, §16-2D-19, §16-2D-20, §16-29A-20, §16-29B-2, §16-29B-5, §16-29B-5a, §16-29B-12, §16-29B-13, §16-29B-14, §16-29B-15, §16-29B-24, §16-29B-30, §16-29B-31, §16B-13-12, §16B-21-3, and §49-2-124, relating to the termination of the West Virginia Health Care Authority; providing the termination of the authority's certificate of need program; providing the termination of the authority's cooperative agreement review process; providing definitions; establishing when the secretary shall propose a repeal; clarifying the transfer of the authority's remaining powers, assets, records, and employees to the Secretary of the Department of Health; clarifying the money to be transferred to the general revenue fund; and establishing exemptions"; to the Committee on Health and Human Resources.

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

H. B. 2008 - "A Bill to repeal §12-1A-9 of the Code of West Virginia, 1931, as amended, and to amend and reenact §5B-1-1, §5B-1-2, §5B-2-1, §5B-2-2, §5B-2-3, §5B-2-3b, §5B-2-4, §5B-2-4a, §5B-2-5, §5B-2-6, §5B-2-6a, §5B-2-9a, §5B-2-10, §5B-2-14, §5B-2-16, §5B-2-17, §5B-2-18, §5B-2-19, §5B-2-20, §5B-2I-2, §5B-2I-4, §5F-1-2; §5F-1-3a, § 5F-1-6, §5F-2-1, §5F-3-2, §10-5-2, §15-1A-1, §15A-1-3, §15A-1-9, §29-1-1, §29-1-1a, §29-1-2, §29-1-3, §29-1-4, §29-1-6, §29-1-7, §29-1-8, §29-1-8c, §29-1-8d, §29-1-9, §29-1-10, §29-1-11, §29-1-12, §29-1-13, §29-1-14, §29-1-15, §31G-1A-1, §31G-1A-5, §31G-1A-6, §31G-1A-7 of the Code of West Virginia, 1931, as amended, all related to the merging and reorganizing of the executive branch including specifying the effective dates of the reorganization; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Department of Commerce shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; redesignating the Department of Economic Development as the Division of Economic Development under the Department of Commerce; correcting titles of the Division of Economic Development and Department of Commerce in several sections of code; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Division of Economic Development shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; providing authority for the Governor to appoint the Adjutant General of the West Virginia National Guard to serve as Secretary of the West Virginia Department of Homeland Security; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Department of Homeland Security, except the employees of the West Virginia State Police, shall be in the classified exempt service system and all employees, except the employees of the West Virginia State Police, shall be exempt from the state grievance procedures; correcting titles of affected departments and divisions based on the redesignations; abolishing the Department of Arts, Culture, and History and reorganizing its sections and commissions under the Department of Tourism; specifying the authority of the Secretary of the Department of Tourism's over these sections and commissions; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Department of Tourism shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; governing and providing for the Secretary of the Department of Tourism authority to appoint the directors of the sections listed in §29-1-1(b) of this code; substituting the title of Secretary of the Department of Tourism for the Secretary of the Department of Arts, Culture, and History in several sections of code; granting Secretary of Tourism authority to approve or repeal rules promulgated by sections and commissions listed in §29-1-1(b) of this code; specifying that starting on July 1, 2025, new hires and employee that moves positions within the sections and commissions shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; granting the Secretary of the Department of Tourism discretion to allow a person to serving in multiple positions or professions within the sections listed in §29-1-1(b) of this code; removing certain specific qualifications for persons appointed as directors of the various sections listed in §29-1-1(b) of this code; and technical cleanup of amended and reenacted sections"; to the Committee on Government Organization.

By Delegates Foggin, W. Clark, Sheedy, McGeehan, Coop-Gonzalez, Hillenbrand, Ridenour, Roop, Pritt, Kyle and Heckert:

H. B. 2526 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-18-1 and §18-18-2; relating to prohibiting public school students' use of multiple occupancy restrooms or changing areas within schools for the gender that the students were not assigned to them at birth; defining terms associated with this code, establishing penalties for violating this article and granting rule-making authority to the State Board of Education"; to the Committee on the Judiciary.

By Delegates Brooks, Green, Pritt and Kump:

H. B. 2527 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18B-10-7e, relating to providing for tuition reimbursement for corrections officers"; to the Committee on Education then Finance.

By Delegates Brooks and Pritt:

H. B. 2528 - "A Bill to amend and reenact §18-2-25 of the Code of West Virginia, 1931, as amended, relating to authorizing elementary and middle school students enrolled in any private, parochial or church school or school of a religious order or other nonpublic school to participate in county basketball tournaments held at the end of the basketball season, except for invitational tournaments"; to the Committee on Education.

By Delegates Brooks, Green, Hillenbrand, Foggin, Masters, Pritt, Kump, Anders and Canterbury:

H. B. 2529 - "A Bill to amend and reenact §16-3-4b of the Code of West Virginia, 1931, as amended, relating to eliminating compulsory COVID-19 vaccinations for participation or employment in any organization that receives state dollars"; to the Committee on Health and Human Resources.

By Delegates Brooks, Hillenbrand, Foggin, Masters, Pritt, McCormick, Kump and Canterbury:

H. B. 2530 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §15A-14-1 and §15A-14-2, relating to transportation of inspected unauthorized aliens; defining the term 'inspected unauthorized alien'; providing legislative findings; creating the Unauthorized Alien Transport Program within the Department of Homeland Security's Division of Administrative Services to facilitate the transport of inspected unauthorized aliens within the United States; authorizing the division to contract for services to implement the program; authorizing the division to adopt rules to implement the program; providing for future expiration"; to the Committee on the Judiciary then Finance.

By Delegates Brooks, Green, Foggin, Pritt, Masters and Kump:

H. B. 2531 - "A Bill to amend and reenact §11-6B-3 of the Code of West Virginia, 1931, as amended, relating to increasing the Homestead Property Tax Exemption from \$20,000 to \$40,000"; to the Committee on Finance.

By Delegates Brooks, Pritt, Masters, Kump and Anders:

H. B. 2532 - "A Bill to amend and reenact §33-12-8 of the Code of West Virginia, 1931, as amended, relating to exempting those insurance employees with 20 years of holding an insurance license from attaining additional continuing education; and naming this exception as the 'Insurance Continuing Education Responsibility Act'; to the Committee on Finance.

By Delegates Brooks, Green, Foggin, Pritt, McCormick, Masters and Kump:

H. B. 2533 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section designated §49-2-128a, relating to establishing a drug screening program for adults who apply to serve as foster parents, kinship parents, or caregivers to children in the legal custody of the Department of Human Services"; to the Committee on Health and Human Resources then the Judiciary.

By Delegates Brooks, Green, Foggin, Pritt, Masters and Kump:

H. B. 2534 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §61-7C-1, relating to the creation of a Persons with Disabilities Registry;

and providing for a public records exemption"; to the Committee on Health and Human Resources then the Judiciary.

By Delegates Brooks, Pritt, Kump and Mazzocchi:

H. B. 2535 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §62-8-1a, relating to creating the offense of being in possession of drugs or testing positive for drug use while incarcerated; setting penalties; and mandating testing after three months of incarceration"; to the Committee on the Judiciary.

By Delegates Brooks, Green, Foggin, Pritt, Masters, Kump and Mazzocchi:

H. B. 2536 - "A Bill to amend and reenact §62-1C-1 of the Code of West Virginia, 1931, as amended; relating to requiring cash bail for gun-related criminal offenses; and providing for consecutive sentencing for crimes committed while on bail for gun-related criminal offenses"; to the Committee on the Judiciary.

By Delegates Brooks, Green, Foggin, Pritt and Kump:

H. B. 2537 - "A Bill to amend and reenact §37-6-5 of the Code of West Virginia, 1931, as amended, relating to allowing service upon tenants for eviction proceedings to be accomplished by publication or by posting the notice conspicuously on the premises if the tenant will not accept service of process in person"; to the Committee on the Judiciary.

By Delegates Brooks, Green, Foggin, McCormick, Masters, Kump and Anders:

H. B. 2538 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-21-12o, relating to exempting retirement benefits received by Division of Natural Resources Police Officers from personal income tax"; to the Committee on Finance.

By Delegates Brooks, Green, Foggin, Pritt, Masters, Kump and Anders:

H. B. 2539 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §20-5-25, relating to providing West Virginia residents a 25 percent discount for lodging and services at West Virginia State Parks"; to the Committee on Finance.

By Delegates Brooks, Green, Hillenbrand, Foggin, Maynor, Roop, B. Smith, Masters, Clay and Kump:

H. B. 2540 - "A Bill to amend and reenact §15A-3-16 of the Code of West Virginia, 1931, as amended, relating to requiring the state to reimburse a county for inmate costs when a conviction of an inmate results in credit for time served towards any sentence imposed"; to the Committee on Finance.

By Delegates Brooks, Hillenbrand, Pritt, Masters, Kump, Anders and Canterbury:

H. B. 2541 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §3-1D-1, §3-1D-2, §3-1D-3, and §3-1D-4, relating to providing the procedure for election observers during elections in the state; eligibility and qualifications of observers; and requiring the Secretary of State to propose legislative rules"; to the Committee on the Judiciary.

By Delegates Brooks, Pritt, Green, Masters, Kump, Mazzocchi and Canterbury:

H. B. 2542 - "A Bill to amend and reenact §49-2-802 of the Code of West Virginia, 1931, as amended, relating to mandating audio recording during Child Protective Services investigations and interactions during visits"; to the Committee on Health and Human Resources then the Judiciary.

By Delegates Leavitt, McGeehan, Phillips, Rohrbach, Green, Hornby, Gearheart, D. Cannon, Akers, Ferrell and Maynor:

H. B. 2543 - "A Bill to amend and reenact §29A-1-2, §29A-3-11, and §29A-3-15 of the Code of West Virginia, 1931, as amended, relating to the submission of legislative rules; requiring the inclusion of economic impact statements with certain proposed legislative rules; authorizing the request of economic impact statements; and defining 'economic impact statement'; to the Committee on Government Organization then Finance.

By Delegates White, Anders, Ridenour, McGeehan, Crouse, Kump, Petitto, Hite, Hornby, Parsons and Dillon:

H. B. 2544 - "A Bill to amend and reenacting §30-3E-1, §30-3E-3, §30-3E-4, §30-3E-9, §30-3E-12, §30-3E-13, §30-3E-14, §30-3E-15, §30-3E-16, §30-3E-17, §30-7-1, §30-7-3, §30-7-4, §30-7-6b, §30-7-1; §30-7-15, and §30-7-15b of the Code of West Virginia, 1931, as amended, and to amend said code by repealing §30-3E-10a and §30-3E-11, relating to empowering qualified physician assistants and certified nurse practitioners to practice without the supervision of a physician"; to the Committee on Health and Human Resources.

By Delegates Foggin, Sheedy and Roop:

H. B. 2545 - "A Bill to amend and reenact §18A-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the use of corporal punishment in public schools"; to the Committee on Education.

By Delegates Foggin, Roop and Pritt:

H. B. 2546 - "A Bill to amend and reenact §5-1-25 of the Code of West Virginia, 1931, as amended, relating to eliminating the use of daylight savings time in West Virginia; and establishing an effective date"; to the Committee on Government Organization.

By Delegates Foggin, Lucas, Sheedy, Roop, Pritt, Heckert, Clay, Hall, Horst, Brooks and Willis:

H. B. 2547 - "A Bill to amend and reenact §8-22-26a of the Code of West Virginia, 1931, as amended, relating to raising the cost-of-living increase from the first \$15,000 to the first \$45,000 for supplemental pension benefits for municipal police, firefighters, employees of waterworks systems, sewage systems, or combined waterworks/sewage systems"; to the Committee on Finance.

By Delegates Hornby, Willis, Riley, Ellington, McGeehan, Phillips, Statler, Akers, Maynor, Chiarelli and Heckert:

H. B. 2548 - "A Bill to amend and reenact §18-2-5a of the Code of West Virginia, 1931, as amended, relating to bringing the West Virginia Department of Education (WVDE) under rulemaking review of the Legislature"; to the Committee on Education.

By Delegates Funkhouser, Ridenour and Linville:

H. B. 2549 - "A Bill to amend and reenact §3-1-17 of the Code of West Virginia, 1931, as amended, relating to increasing the term of office of sheriff from four years to six years"; to the Committee on the Judiciary.

By Delegates Funkhouser, Anders and Ridenour:

H. B. 2550 - "A Bill to amend and reenact §8-10-2 of the Code of West Virginia, 1931, as amended, relating to municipal courts; establishing when a defendant is entitled to a trial by jury"; to the Committee on the Judiciary.

By Delegates Foggin, Roop and Pritt:

H. B. 2551 - "A Bill to amend and reenact §19-18-3 of the Code of West Virginia, 1931, as amended, relating to increasing the criminal penalties for the misdemeanor offense of negligently permitting livestock to run at large and trespass on the property of other landowners which injures a person or destroys the property of another person"; to the Committee on the Judiciary.

By Delegates Vance, Jeffries, Dean, Toney and Bridges:

H. B. 2552 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-13-32, relating to providing a reduction of the business and occupation tax rate for companies who have 75 percent or more of their workforce as West Virginia residents"; to the Committee on Finance.

By Delegates Vance, Jeffries, Dean, Toney and Bridges:

H. B. 2553 - "A Bill amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-21-12o, relating to exempting the first \$20,000 of income of resident individuals from personal income taxation"; to the Committee on Finance.

By Delegates Vance, Jeffries and Dean:

H. B. 2554 - "A Bill to amend and reenact §18-2-9 the Code of West Virginia, 1931, as amended, relating to requiring all West Virginia high school students to pass a civics examination and the United States Naturalization Examination as a prerequisite for graduation"; to the Committee on Education.

By Delegates Hansen and Young:

H. B. 2555 - "A Bill to amend and reenact §6B-2-6, §24-1-1, §24-1-3, and §24-1-7 of the Code of West Virginia, 1931, as amended, and to repeal §24-1-1a and §24-1-1b, relating to the public service commission; revising ethical standards for the commission; providing that commissioners financial statements be published on the Internet; revising the criteria for determining what is deemed in the public interest; repealing and deleting outdated code provisions; and providing that commission members are subject to state code of judicial conduct"; to the Committee on Energy and Public Works then the Judiciary.

By Delegates Burkhammer and Pinson:

H. B. 2556 - "A Bill to amend and reenact §49-2-205 of the Code of West Virginia, 1931, as amended, relating to qualified immunity for employees of a private child welfare agency or provider"; to the Committee on the Judiciary.

By Delegates Linville, Chiarelli, Flanigan and Funkhouser:

H. B. 2557 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §33-64-1, relating to the creation of the Remote Patient Outcome Improvement Act; providing for definitions; providing for a short title; creating definitions; and providing for utilization"; to the Committee on Health and Human Resources.

By Delegates Linville, Flanigan, Funkhouser and Holstein:

H. B. 2558 - "A Bill to amend and reenact §17-4-8, of the Code of West Virginia, 1931, as amended; relating to use of state road for rail crossing; requiring cooperation between the rail company and the Division of Highways when construction or maintenance activities are conducted by the company"; to the Committee on Energy and Public Works then the Judiciary.

By Delegate Linville:

H. B. 2559 - "A Bill to amend and reenact §17-3-2, of the Code of West Virginia, 1931, as amended; relating to payments from the state road fund; authorizing transfer of spending authority between appropriations; and requiring reports to the Governor and the Joint Legislative Commission of the Department of Transportation Accountability"; to the Committee on Finance.

By Delegates Linville, Browning, Chiarelli and Flanigan:

H. B. 2560 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5B-2P-1 §5B-2P-2, and §5B-2P-3, relating to establishing Infrastructure Ready Jurisdictions; establishing the requirement for this designation; establishing rulemaking for these Infrastructure Ready Jurisdictions for the Department of Economic Development; awarding an additional five percent preferential scoring for entities on projects within these jurisdictions on all permissible grants; and providing that this is not available within an uncertified municipality even if the surrounding county or counties are certified"; to the Committee on Energy and Public Works.

By Delegates Linville, Funkhouser, Coop-Gonzalez, Chiarelli and Browning:

H. B. 2561 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §8-1-5b; and to amend and reenact §51-11-4 of said code, relating to Municipal Home Rule appeals; providing for appeals and grounds therefor; providing who is eligible to appeal; and providing procedures for the appeal"; to the Committee on Government Organization then the Judiciary.

By Delegates Linville, Chiarelli, Flanigan, Holstein, Anders, Masters and Funkhouser:

H. B. 2562 - "A Bill to amend and reenact §11-15-9 of the Code of West Virginia, 1931, as amended, relating to exempting firearm safe storage products from the consumer sales tax"; to the Committee on Finance.

By Delegates Linville, Chiarelli, Flanigan, Funkhouser and Browning:

H. B. 2563 - "A Bill to amend and reenact §62-12-13 of the Code of West Virginia, 1931, as amended, relating to making ineligible for parole someone guilty of a crime in which the victim was a police officer in the performance of that officer's duties"; to the Committee on the Judiciary.

By Delegates Linville, Flanigan, Anders, Coop-Gonzalez and Browning:

H. B. 2564 - "A Bill to amend and reenact §61-7-14 of the Code of West Virginia, 1931, as amended, relating to removing prohibitions against persons carrying guns in state or municipal buildings where security is inadequate"; to the Committee on the Judiciary.

By Delegates Linville, Chiarelli, Flanigan, Anders, Coop-Gonzalez, Funkhouser and Browning:

H. B. 2565 - "A Bill to amend and reenact §8-13-13 of the Code of West Virginia, 1931, as amended, relating to making the practice of assessing a municipality user fee when the employee was not working in that municipality unlawful"; to the Committee on the Judiciary.

By Delegate Riley:

H. B. 2566 - "A Bill to amend and reenact §50-1-8, §50-1-9, §50-1-9a and §51-2A-6 of the Code of West Virginia, 1931, as amended; relating generally to allowing the Supreme Court of Appeals discretion to create uniform pay scales for all levels of judicial support staff"; to the Committee on Government Organization.

By Delegates Brooks, Foggin, Ridenour and Clay:

H. B. 2567 - "A Bill to amend and reenact §61-2-2 of the Code of West Virginia, 1931, as amended; 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; to repeal §61-11-2 of said code; to repeal §62-3-15 of said code; 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 permitting the death penalty for first degree murder for the crime of intentionally killing a law-enforcement officer or first responder in the line of duty; providing for procedures, standards, and findings applicable to the imposition thereof in certain instances including aggravating and mitigating circumstances; sentencing; providing automatic review of the death penalty by the Supreme Court of Appeals; providing for forensic deoxyribonucleic acid testing of biological material in death penalty cases; providing for execution of the death sentence by any legally acceptable means, including lethal injection or firing squad; 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; transferring 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 then Finance.

By Delegates Brooks, Green, Foggin, Masters, Clay, Toney and Kump:

H. B. 2568 - "A Bill to the Code of West Virginia, 1931, as amended, by repealing §24-2F-8 thereof; relating to eliminating net metering of public utilities"; to the Committee on Energy and Public Works.

By Delegates Brooks, Green and Pritt:

H. B. 2569 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-13-3h, relating to creating tax incentives for businesses that recycle"; to the Committee on Finance.

By Delegates Brooks and Green:

H. B. 2570 - "A Bill to amend and reenact §15-10-5 of the Code of West Virginia, 1931, as amended, relating to granting additional local and state law enforcement privileges to commissioned law enforcement officers of the National Park Service"; to the Committee on the Judiciary.

By Delegates Brooks, Green and Foggin:

H. B. 2571 - "A Bill to amend and reenact §17A-2A-7 of the Code of West Virginia, 1931, as amended, relating to granting tow truck drivers access to driver registration information on demand and at any hour"; to the Committee on Government Organization.

By Delegates Brooks, Foggin, Pritt and Masters:

H. B. 2572 - "A Bill to amend and reenact §20-2-22a of the Code of West Virginia, 1931, as amended, relating to eliminating the restriction on bear kills during concurrent hunting seasons for deer and bear when baiting is used for deer"; to the Committee on Government Organization.

By Delegates Coop-Gonzalez, McGeehan, Ridenour, Sheedy and Street:

H. B. 2573 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-21-27, relating to providing a personal income tax exemption for families with four or more children"; to the Committee on Finance.

By Delegates Coop-Gonzalez, Dillon, Funkhouser, Ridenour, Sheedy, Hillenbrand and Street:

H. B. 2574 - "A Bill to amend the Code of West Virginia, 1931, as amended by adding thereto a new section, designated §18B-4-11, relating to nondiscrimination at institutions of higher education"; to the Committee on Education then the Judiciary.

By Delegates Hall, Pinson, Drennan, Stephens and Heckert:

H. B. 2575 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §16-5R-9, relating to the establishment of a full-time Dementia Services Director position"; to the Committee on Health and Human Resources.

By Delegates Statler, Chiarelli, Worrell, Amos, Lucas, Linville, Riley, Ellington, Maynor, J. Cannon and McCormick:

H. B. 2576 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18B-22-1, §18B-22-2, §18B-22-3, §18B-22-4, §18B-22-5, and §18B-22-6, relating to name, image, or likeness in intercollegiate athletics; defining terms; authorizing institutions of higher education to facilitate and enter into agreements relating to a student-athlete's name, image, or likeness; limiting the ability of athletic associations, athletic conferences, or other similarly situated oversight or regulatory organizations to regulate an institution or a student-athlete with respect to activities for compensation involving a student-athlete name, image, or likeness; limiting the purposes for which student-athletes may earn compensation for the use of name, image, or likeness; and prohibiting institutions of higher education from compensating a student-athlete for the use of name, image, and likeness from appropriations"; to the Committee on Education then the Judiciary.

By Delegates White, Anders, Ridenour, Masters and Petitto:

H. B. 2577 - "A Bill to amend and reenact §21A-6-3 of the Code of West Virginia, 1931, as amended, relating to reduce the amount of time an individual may receive unemployment compensation benefits"; to the Committee on Finance.

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

H. B. 2578 - "A Bill to amend and reenact §49-1-206 of the Code of West Virginia, 1931, as amended, relating to increasing the total number of children allowable for informal family child care"; to the Committee on Health and Human Resources.

By Delegate Sheedy:

H. B. 2579 - "A Bill to amend the Code of West Virginia, 1931, as amended by adding thereto a new section, designated §24A-3-7, relating to placing a \$1 charge on Uber, Lyft, and all like services per ride, and Uber Eats, DoorDash, and all like services per delivery, with the proceeds to be disbursed to the Division of Highways and equally applied to each county's annual budget"; to the Committee on Finance.

By Delegate Sheedy:

H. B. 2580 - "A Bill to amend and reenact §20-2-30a of the Code of West Virginia, 1931, as amended, relating to exempting honorably discharged veterans from undergoing a hunter safety course as a prerequisite to obtaining a hunting license in this state"; to the Committee on Government Organization.

By Delegate Sheedy:

H. B. 2581 - "A Bill to amend and reenact §17A-3-14b of the Code of West Virginia, 1931, as amended, relating to eliminating the \$10 application fee for special license plates issued to

honorably discharged members of the military"; to the Committee on Energy and Public Works then Finance.

By Delegate Sheedy:

H. B. 2582 - "A Bill to amend and reenact §5-10-22c of the Code of West Virginia, 1931, as amended, relating to the West Virginia Public Employees Retirement Act; and restoring the special rule of 80 for a member's retirement when a member's age plus years of contributing service equals or exceeds 80"; to the Committee on Finance.

By Delegate Sheedy:

H. B. 2583 - "A Bill to amend and reenact §17C-17-2 of the Code of West Virginia, 1931, as amended, relating to regulating the modification of vehicle tires"; to the Committee on Energy and Public Works.

By Delegate Sheedy:

H. B. 2584 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §5A-3-64, relating to the elimination of statewide contracts that are awarded to out of state vendors by all state agencies and the West Virginia Division of Highways; providing for limited exceptions; and providing for an effective date"; to the Committee on Government Organization.

By Delegate Sheedy:

H. B. 2585 - "A Bill to amend and reenact §5F-2-8 of the Code of West Virginia, 1931, as amended, relating to compensation and classification of certain employees of the Division of Highways"; to the Committee on Finance.

By Delegate Sheedy:

H. B. 2586 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §11-29-1, relating to distribution of 10 percent of state revenues derived from sales tax, excise tax, severance tax, or generated by any other means be placed in General Revenue and returned to the County offices of the Division of Highways"; to the Committee on Finance.

By Delegate Sheedy:

H. B. 2587 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §17-3A-1, relating to the creating expectations for the removal of 'flagger ahead' signs on WV roadways"; to the Committee on Energy and Public Works.

By Delegate Sheedy:

H. B. 2588 - "A Bill to amend the Code of West Virginia, 1931, by adding thereto a new section, designated §17C-14-16, relating to requiring a motor vehicle to display emergency flashers when operating at 10 miles per hour below the posted speed limit on any public road; and providing for a penalty"; to the Committee on Energy and Public Works.

By Delegate Sheedy:

H. B. 2589 - "A Bill to amend and reenact §17-2A-14 of the Code of West Virginia, 1931, as amended, relating to disposition of surplus materials, including asphalt grindings or millings, by the Commissioner of Highways"; to the Committee on Energy and Public Works.

By Delegates McGeehan, Anders, White, Chiarelli and Pritt:

H. B. 2590 - "A Bill to amend and reenact §11-3-9 and §11-21-12 of the Code of West Virginia, 1931, as amended, relating to exempting law-enforcement officers who are members of a municipal paid police department, county sheriff's office or the State Police from payment of income and personal property taxes"; to the Committee on Finance.

By Delegates McGeehan, Anders, White, Coop-Gonzalez, Dillon, Chiarelli and Pritt:

H. B. 2591 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §15-1B-1a, relating to the West Virginia National Guard; requiring an official declaration of war or an action to call forth the state militia by the United States Congress before members of the West Virginia National Guard may be released from state control to participate in active-duty combat"; to the Committee on the Judiciary.

By Delegates McGeehan, Anders, White and Pritt:

H. B. 2592 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5-32-1, §5-32-2, §5-32-3, §5-32-4, and §5-32-5, relating to providing that all future federal, state and local statutes, ordinances, laws, orders, rules, and any other actions which attempt to restrict, tax, or regulate the possession, use, discharge in lawful self-defense, transportation, purchase, acquisition, sale, transfer, ownership, carrying, manufacture, or repair of firearms, firearm accessories, ammunition and their accouterments are invalid and unenforceable; making it a felony to attempt to enforce a federal, state or local statute, ordinance, law, order, rule, or any other action which attempts to restrict, tax, or regulate possession, use, discharge in lawful self-defense, transportation, purchase, acquisition, sale, transfer, ownership, carrying, manufacture, or repair of firearms, firearm accessories, ammunition, or their accouterments; prohibiting such laws, orders, rules, policies, and other actions by executive departments and state agencies, and providing a felony for violation; providing definitions; making findings; providing penalties; requiring the Attorney General to defend citizens of West Virginia who are prosecuted by the United States government for violation of a federal law relating to the possession, use, discharge in lawful self-defense, transportation, purchase, acquisition, sale, transfer, ownership, carrying, manufacture, or repair of a firearm, a firearm accessory, or ammunition; providing exemptions; providing for retroactivity; and providing that ex post facto laws are not created"; to the Committee on the Judiciary.

By Delegates McGeehan, Hornby, Anders, J. Cannon, Willis, Linville, Street and Pritt:

H. B. 2593 - "A Bill to amend and reenact §5F-2-2 of the Code of West Virginia, 1931, as amended, and to amend said code by adding thereto two new sections, designated §5A-3-3d and §31-15-6d; relating to the limitations on the financial relationships with foreign entities that have values antithetical to those of the State of West Virginia"; to the Committee on Government Organization then the Judiciary.

By Delegates McGeehan and Anders:

H. B. 2594 - "A Bill to amend and reenact §20-2-5 of the Code of West Virginia, 1931, as amended, relating to the hunting of coyotes; permitting year-round hunting of coyotes using artificial light or night vision technology and permitting hunting of coyotes at any hour"; to the Committee on Government Organization.

By Delegates Riley, Ellington, Maynor, J. Cannon, Fehrenbacher, McCormick, Rohrbach, Chiarelli, Statler, Browning and Lucas:

H. B. 2595 - "A Bill to amend and reenact §18B-12-2, §18B-12-3, and §18B-12-4 of the Code of West Virginia, 1931, as amended, and to repeal §18B-12-10 of said code, all relating to agreements for institutions of higher education with private corporations established to benefit

institutions of higher education; providing legislative findings and purposes; authorizing institutions of higher education to contract with one or more private corporations authorized to conduct operational, economic, fiscal, and educational development activities and services related to intercollegiate athletics; limiting the voting corporate directors of private corporations who have entered into agreements to conduct operational, economic, fiscal, and educational development activities and services related to intercollegiate athletics on behalf of an institution of higher education; authorizing institutions of higher education to transfer real and personal property to qualifying private corporations; clarifying that the activities of private corporations who have entered into agreements to conduct operational, economic, fiscal, and educational development activities and services related to intercollegiate athletics are exempt from state requirements and procedures; authorizing private corporations who have entered into agreements to conduct operational, economic, fiscal, and educational development activities and services related to intercollegiate athletics to undertake activities authorized by the West Virginia Nonprofit Corporation Act"; to the Committee on Education then 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. 2033: Delegate Mazzocchi;

H. B. 2042: Delegate Kimble;

H. B. 2061: Delegate Eldridge;

H. B. 2071: Delegate Parsons;

H. B. 2072: Delegate Parsons;

H. B. 2081: Delegate Brooks;

H. B. 2127: Delegate Riley;

H. B. 2164: Delegate Hornby;

H. B. 2350: Delegate Mazzocchi;

H. B. 2354: Delegate Mazzocchi;

H. B. 2376: Delegates Kimble and Mazzocchi;

H. B. 2402: Delegates Horst and Kimble;

H. B. 2409: Delegate Horst;

H. B. 2422: Delegate Hite;

And,

H. C. R. 49: Delegates Anders, Canterbury, Crouse, DeVault, Hott, Mallow, Maynor, Petitto, Ridenour, Riley, Roop, Sheedy, Stephens, and White.

Pursuant to House Rule 94b, a form was filed with the Clerk's Office to be removed as a cosponsor of the following:

H. B. 2370: Delegate Drennan;

And,

H. R. C. 33: Delegates Marple and Sheedy.

At 11:32 a.m., the House of Delegates adjourned until 11:00 a.m., Wednesday, February 19, 2025.

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

SPECIAL CALENDAR

Wednesday, February 19, 2025

8th Day

11:00 A.M.

NO BILLS

HOUSE CALENDAR

Wednesday, February 19, 2025

8th Day

11:00 A.M.

NO BILLS

WEST VIRGINIA HOUSE OF DELEGATES

WEDNESDAY, FEBRUARY 19, 2024

HOUSE CONVENES AT 11:00 A.M.

**COMMITTEE ON FINANCE
(RIGHT AFTER SUBCOMMITTEE ON REVENUE MEETING) – FINANCE COMMITTEE ROOM 460M**

**SUBCOMMITTEE ON REVENUE
9:00 A.M. – FINANCE COMMITTEE ROOM - 460M**

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

**SUBCOMMITTEE ON LEGAL SERVICES
9:30 A.M. – JUDICIARY COMMITTEE ROOM -410M**

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

**SUBCOMMITTEE ON EDUCATIONAL CHOICE
1:00 P.M. – EDUCATION COMMITTEE ROOM 432M**

**SUBCOMMITTEE ON HIGHER EDUCATION
2:00 P.M. – EDUCATION COMMITTEE ROOM 432M**

**SUBCOMMITTEE ON ENERGY AND MANUFACTURING
3:00 P.M. – JUDICIARY COMMITTEE ROOM 410M**

**SUBCOMMITTEE ON ENVIRONMENT AND INFRASTRUCTURE
3:00 P.M. – FINANCE COMMITTEE ROOM 460M**

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

**SUBCOMMITTEE ON LOCAL GOVERNMENTS
2:15 P.M. – GOVERNMENT ORGANIZATION COMMITTEE ROOM 215E**

SUBCOMMITTEE ON HEALTH CARE REGULATIONS
3:00 P.M. – HEALTH COMMITTEE ROOM 215E

SUBCOMMITTEE ON HUMAN SERVICES
4:00 P.M. – HEALTH COMMITTEE ROOM 215E

HOUSE OF DELEGATES
JEFFREY PACK, Clerk
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Charleston, WV 25305-0470