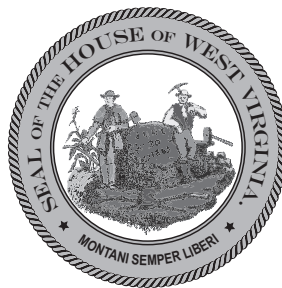


West Virginia Legislature

JOURNAL  
of the  
HOUSE of DELEGATES

Eighty-Seventh Legislature  
First Regular Session

Held at Charleston  
Published by the Clerk of the House



March 13, 2025  
THIRTIETH DAY



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Thursday, March 13, 2025

**THIRTIETH DAY**

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

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

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

The Clerk proceeded to read the Journal of Wednesday, March 12, 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 Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

**H. B. 2802**, Relating to in-service training credits for law-enforcement officers,

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

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

Your Committee on the Judiciary has had under consideration:

**Com. Sub. for S. B. 486**, Clarifying eligibility requirements to vote in WV elections,

And reports the same back, with amendment, with the recommendation that it do pass, as amended.

**Messages from the Senate**

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, with amendment, to take effect from passage, a bill of the House of Delegates, as follows:

**Com. Sub. for H. B. 2354**, Banning certain products from food in West Virginia.

On motion of Delegate McGeehan, the House concurred in the following amendment by the Senate, with further amendment:

Delegate McGeehan moved to amend the amendment, by striking the period inserting a semicolon and the following:

“And, On page 3, line 52, after the period by inserting:

**§16-7-4. Penalty for adulterating food or drugs, or for manufacturing or selling adulterated food or drugs.**

(a) Whoever, by himself or herself or his or her agents, knowingly adulterates or causes to be adulterated any article of food or drug, or knowingly manufactures for sale, offers for sale, or sells, within this state, any article of food or drug which is adulterated within the meaning of this article, without making the same known to the buyer, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be fined not exceeding \$500, or confined in jail not more than one year, or both, in the discretion of the court; and in addition to the penalties hereinbefore provided, he or she shall be adjudged to pay the cost and expense of analyzing such adulterated food or drug, as set forth in the certificate of the person making the analysis, not exceeding \$25 in any one case, which shall be included in the costs of such prosecution and taxed in favor of the state department of health or the West Virginia Board of Pharmacy, as the case may be; and if he or she be a registered pharmacist or assistant pharmacist, his or her name shall be stricken from the register. The adulterated article shall be forfeited and destroyed.

(b) This section does not apply to any person who offers for sale, or sells, within this state, less than \$5,000, in aggregate, of adulterated food, per month, when the food is adulterated by including of butylated hydroxyanisole, propylparaben, FD&C Blue No. 1, FD&C Blue No. 2, FD&C Green No. 3, FD&C Red No. 3, FD&C Red No. 40, FD&C Yellow No. 5, or FD&C Yellow No. 6."

The bill, as amended by the Senate, and further amended by the House, was then put upon its passage.

On the passage of the bill, the yeas and nays were taken (**Roll No. 74**), and there were--yeas 79, nays 17, absent and not voting 4, with the nays and the absent and not voting being as follows:

Nays: Anders, Barnhart, Bridges, Canterbury, Clay, Criss, Fehrenbacher, Ferrell, Flanigan, Gearheart, Heckert, Hornby, G. Howell, McCormick, Phillips, D. Smith and Statler.

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, a majority of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2354) passed.

On motion of Delegate McGeehan, the title of the bill was amended to read as follows:

"A BILL to amend and reenact §16-7-2 and §16-7-4 of the Code of West Virginia, 1931, as amended, and to amend the code by adding a new section, designated §18-5D-3A, relating to prohibiting certain products that are injurious to health; setting forth criteria considered adulterated; prohibiting certain unsafe food additives in school nutrition programs; providing exceptions; exempting criminal penalties; and setting effective dates."

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

On this question, the yeas and nays were taken (**Roll No. 75**), and there were--yeas 88, nays 8, absent and not voting 4, with the nays and the absent and not voting being as follows:

Nays: Anders, Clay, Ferrell, Gearheart, Heckert, McCormick, Phillips and D. Smith.

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2354) takes effect from its passage.

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

A message from the Senate, by

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

**S. B. 280** - "A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-36-1, relating to the display of the official motto of the United States in public elementary and secondary schools and in institutions of higher education."; which was referred to the Committee on Education then the Judiciary.

A message from the Senate, by

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

**Com. Sub. for S. B. 500** - "A Bill to amend and reenact §8-15-7a of the Code of West Virginia, 1931, as amended, relating to transferring audit authority for volunteer fire companies to the Legislative Auditor"; which was referred to the Committee on Government Organization.

A message from the Senate, by

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

**Com. Sub. for S. B. 521** - " A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-36-1, relating to the display of the official motto of the United States in public elementary and secondary schools and in institutions of higher education."; which was referred to the Committee on the Judiciary.

A message from the Senate, by

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

**Com. Sub. for S. B. 532** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-13mm-8a, relating to clarifying the county to which ad valorem taxes should be paid when the seat of a well is in a different county than the location of the property from which the well draws; and defining terms"; which was referred to the Committee on Finance.

A message from the Senate, by

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

**Com. Sub. for S. B. 606** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §16-5A-6, relating to the notification of breast density; and providing for medical guidelines and information given to patients and health care providers"; which was referred to the Committee on Health and Human Resources.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, to take effect from passage, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 649** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Health, Office of the Inspector General, fund 0437, fiscal year 2025, organization 0513, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025"; which was referred to the Committee on Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, to take effect from passage, and requested the concurrence of the House of Delegates in the passage, of

**S. B. 650** - "A Bill to amend and reenact §18-5-18a of the Code of West Virginia, 1931, as amended, relating to providing that a full-time interventionist hired and assigned to up to two classrooms satisfies the early childhood assistant teacher, aide, or paraprofessional related requirements for kindergarten through third grades for both classrooms; and clarifying that a part-time interventionist only satisfies those requirements for one classroom"; which was referred to the Committee on Education.

### **Bills Introduced**

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

#### **By Delegate Crouse:**

**H. B. 3335** - "A Bill to amend and reenact §55-7-9 of the Code of West Virginia, 1931, as amended, relating to violations of statutes; and providing that a person in an automobile accident whose license has been suspended or revoked is at fault for the accident"; to the Committee on the Judiciary.

#### **By Delegates Zatezalo, Anderson, Fehrenbacher and Street:**

**H. B. 3336** - "A Bill to amend and reenact §22-6-24 of the Code of West Virginia, 1931, as amended, relating to methods of plugging a well; and the elimination of a four and one-half casing for modern or later-day wells and the elimination of the removal of intermediate or surface casings for non-modern or older wells, so long as other requirements are met"; to the Committee on Energy and Public Works.

#### **By Delegates Holstein, Hornby, J. Cannon, Parsons and Young:**

**H. B. 3337** - "A Bill to amend and reenact §18A-2-3 of the Code of West Virginia, 1931, as amended, relating to clarifying the amount of time a substitute teacher holding a restricted substitute teacher permit may teach long term"; to the Committee on Education.

#### **By Delegates Green, Burkhammer, Heckert, Hornby, Chiarelli, Mallow, Browning, Brooks, Martin, Leavitt and Pinson:**

**H. B. 3338** - "A Bill to amend and reenact §62-6B-2 and §62-6B-3 of the Code of West Virginia, 1931, as amended, relating to allowing testimony of child witnesses by closed-circuit television in matters that allege physical, sexual, mental, emotional, or psychological abuse to the child"; to the Committee on the Judiciary.

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

**H. B. 3339** - "A Bill to amend and reenact the Code of West Virginia, 1931, as amended, adding a new article, designated §33-64-1, relating to cost sharing for diagnostic and supplemental breast examinations; providing definitions; providing that the Commissioner of Insurance may propose legislative rules; providing requirements for insurance and exceptions thereto if the benefit reduces certain federal benefits; and to provide related matters associated with coverage"; to the Committee on Finance.

**By Delegates Hamilton, Hornbuckle, Lewis, Fluharty, Hansen, Pushkin, Young, Williams and Garcia:**

**H. B. 3340** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §5-11-22, relating to discrimination, prohibiting discrimination on the basis of hairstyle or texture"; to the Committee on Government Organization then the Judiciary.

**By Delegates Mallow, Jennings, DeVault, Sheedy, Ward and Miller:**

**H. B. 3341** - "A Bill to amend and reenact §23-4-1f of the Code of West Virginia, 1931, as amended, relating to identifying who may diagnose post-traumatic stress disorder as a compensable injury or disease under workers compensation"; to the Committee on Health and Human Resources.

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

**H. B. 3342** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding 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 Firearms Industry Nondiscrimination Act; establishing the short title; defining terms; establishing application of act to certain government contracts; providing an exception; setting forth when certain contracts are void; prohibiting financial institutions from discriminating against a firearm entity or firearm trade association; specifying the applicability of the prohibition; providing civil remedies for a violation by an individual; providing for enforcement by the Attorney General; providing that an enforcement action by the Attorney General does not prohibit a civil action by an individual; creating civil penalties; providing remedies in an action by the Attorney General; requiring the Attorney General to submit names of financial institutions in violation to the Governor and to request that the state terminate any business relationship with the financial institution; providing a statute of limitations for actions; and providing exceptions to the prohibition"; to the Committee on Finance.

**By Delegate Worrell:**

**H. B. 3343** - "A Bill to amend and reenact §60A-2-204 of the Code of West Virginia, 1931, as amended, relating to schedule I drugs; and adding a provision relating to the scheduling of crystalline polymorph psilocybin approved by the Food and Drug Administration"; to the Committee on Health and Human Resources.

**By Delegate Worrell:**

**H. B. 3344** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-67-1, §16-67-2, §16-67-3, §16-67-4, §16-67-5, §16-67-6, and §16-67-7, relating to the establishment of a grant program to fund the United States Food and Drug Administration's drug development trials with ibogaine; the preparation and notice of funding opportunity; application requirements; the creation of a selection committee; the submission of an investigational new drug application with the United States Food and Drug Administration; requesting a breakthrough therapy designation for ibogaine from the United States Food and Drug Administration; the establishment of drug development trial sites; conducting drug development

trials; the selection of an institutional review board; and funding"; to the Committee on Health and Human Resources.

**By Delegates Funkhouser, Ridenour, J. Cannon, Holstein, Masters and Hornby:**

**H. B. 3345** - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-29-1, §11-29-2, §11-29-3, and §11-29-4, relating to creating the Caregiver Tax Credit Act; defining the terms used throughout the article; listing the guidelines for implementation; and providing an effective date of January 1, 2027"; to the Committee on Finance.

**By Delegate G. Howell:**

**H. B. 3346** - "A Bill to amend and reenact §8-13-5 of the Code of West Virginia, 1931, as amended, relating to clarifying that subcontractors are exempt from municipal business and occupation taxes"; to the Committee on Government Organization.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle**

**[By Request of the Executive]:**

**H. B. 3347** - "A BILL supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Department of Administration, Division of General Services, fund 0230, fiscal year 2025, organization 0211, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025, by adding a new item of appropriation"; to the Committee on Finance.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle**

**[By Request of the Executive]:**

**H. B. 3348** - "A Bill making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the W.V. Board of Licensed Dietitians – Dietitians Licensure Board Fund, fund 8680, fiscal year 2025, organization 0936 by supplementing and amending the appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle**

**[By Request of the Executive]:**

**H. B. 3349** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, State Excess Lottery Revenue Fund, by adding a new item of appropriation to the Department of Human Services, fund 5365, fiscal year 2025, organization 0511 for the fiscal year ending June 30, 2025"; to the Committee on Finance.

**By Delegates Hanshaw (Mr. Speaker) and Hornbuckle**

**[By Request of the Executive]:**

**H. B. 3350** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Homeland Security, Division of Corrections and Rehabilitation – Correctional Units, fund 0450, fiscal year 2025, organization 0608, and to the Department of Homeland Security, Division of Corrections and Rehabilitation – Bureau of Juvenile Services, fund 0570, fiscal year 2025, organization 0608, by increasing the appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.



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

**H. B. 3351** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Department of Arts, Culture, and History, Division of Culture and History, fund 0293, fiscal year 2025, organization 0432, by adding a new item of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3352** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Department of Human Services, Bureau for Medical Services – Policy and Programming, fund 0484, fiscal year 2025, organization 0511, by adding a new item of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3353** - "A Bill supplementing and amending Chapter 11, Acts of the Legislature, Regular Session, 2024, known as the budget bill, in Title II from the appropriations of public moneys out of the Treasury from the balance remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Commerce – Office of the Secretary, fund 0606, fiscal year 2025, organization 0327, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025, by adding a new item of appropriation"; to the Committee on Finance.

**By Delegate Hanshaw (Mr. Speaker):**

**H. B. 3354** - "A Bill to repeal §17A-10-3c of the Code of West Virginia, 1931, as amended, relating to additional registration fees for alternative fuel vehicles"; to the Committee on Finance.

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

**H. B. 3355** - "A Bill supplementing, amending, and increasing an existing item of appropriation from the State Road Fund to the Department of Transportation, Division of Motor Vehicles, fund 9007, fiscal year 2025, organization 0802, for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3356** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the State Board of Education – State Department of Education, fund 0313, fiscal year 2025, organization 0402, by increasing an existing item of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3357** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, Lottery Net Profits, by adding a new item of appropriation to the State Board of Education, fund 3951, fiscal year 2025, organization 0402 for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3358** - "A Bill making a supplementary appropriation of federal funds out of the Treasury from the balance of federal moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Human Services – Temporary Assistance for Needy Families, fund 8816, fiscal year 2025, organization 0511 by supplementing and amending the appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3359** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, State Excess Lottery Revenue Fund, by decreasing an existing item of appropriation to the Economic Development Authority – Economic Development Project Fund, fund 9065, fiscal year 2025, organization 0944, and increasing an existing item of appropriation to the Department of Human Services, fund 5365, fiscal year 2025, organization 0511 for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3360** - "A Bill expiring funds to the unappropriated surplus balance in the State Fund, General Revenue, for the fiscal year ending June 30, 2025, in the amount of \$28,564,089.61 from the balance of moneys remaining as an unappropriated balance in the West Virginia Economic Development Authority, Economic Development Project Bridge Loan Fund, fund 9066, organization 0944"; to the Committee on Finance.

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

**H. B. 3361** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Health, Bureau for Public Health – Office of Maternal, Child, and Family Health – West Virginia Birth to Three, fund 0426, fiscal year 2025, organization 0506, by increasing an existing item of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3362** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Human Services, Bureau for Social Services – Office of the Commissioner, fund 0486, fiscal year 2025, organization 0511, and to the Department of Human Services, Bureau for Social Services – Child Protective Services Case Workers, fund 0493, fiscal year 2025, organization 0511, and to the Department of Human Services, Bureau for Social Services – Social Services Case Workers, fund 0494, fiscal year 2025, organization 0511, and to the Department of Human Services, Bureau for Social Services – Adult Protective Services Case Workers, fund 0495, fiscal year 2025, organization 0511, and to the Department of Human Services, Bureau for Social Services – Youth Service Case Workers, fund 0496, fiscal year 2025, organization 0511, by increasing existing items of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3363** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, the Department of Administration, Public Defender Services, fund 0226, fiscal year 2025, organization 0221, by increasing existing items of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3364** - "A Bill making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Homeland Security, Fire Commission – Fire Marshal Fees, fund 6152, fiscal year 2025, organization 0619 by increasing the appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3365** - "A Bill making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Health, West Virginia Birth-to-Three Fund, fund 5214, fiscal year 2025, organization 0506 by supplementing and amending the appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3366** - "A Bill making a supplementary appropriation of public moneys out of the Treasury from the balance of federal moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Health, Office of the Inspector General, fund 8211, fiscal year 2025, organization 0513, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3367** - "A Bill making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Commerce, Division of Natural Resources – License Fund – Wildlife Resources, fund 3200, fiscal year 2025, organization 0310 by increasing and decreasing appropriations for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3368** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Administration, Office of the Secretary, fund 0186, fiscal year 2025, organization 0201, by increasing an existing item of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3369** - "A Bill supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Department of Education, State Board of Education – State Department of Education, fund 0313, fiscal year 2025, organization 0402, by adding a new item and increasing an existing item of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

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

**H. B. 3370** - "A Bill making a supplementary appropriation of public moneys out of the Treasury from the balance of federal moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Human Services, fund 8722, fiscal year 2025, organization 0511, by increasing existing items of appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

**Special Calendar**

**Third Reading**

**S. B. 291**, Extending time frame for pharmacies to register from annually to biennially; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 76**), and there were--yeas 96, nays none, absent and not voting 4, with the absent and not voting being as follows:

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (S. B. 291) passed.

On motion of Delegate Phillips, the title of the bill was amended to read as follows:

**S.B. 291** -- "A BILL to amend and reenact §30-5-22 of the Code of West Virginia, 1931, as amended, relating to registration of pharmacies; and extending time frame for pharmacies to register from annually to biennially.".

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

**Com. Sub. for S. B. 443**, Authorizing Speech-Language Pathology and Audiology Board of Examiners to conduct criminal background checks for licensing; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 77**), and there were--yeas 95, nays 1, absent and not voting 4, with the nays and the absent and not voting being as follows:

Nays: Anders.

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 443) passed.

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

On this question, the yeas and nays were taken (**Roll No. 78**), and there were--yeas 95, nays 1, absent and not voting 4, with the nays and the absent and not voting being as follows:

Nays: Anders.

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 443) takes effect from its passage.

*Ordered*, That the Clerk of the House communicate to the Senate the action of the House of Delegates.

**Com. Sub. for S. B. 462**, Permitting Board of Occupational Therapy to require criminal history record checks; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 79**), and there were--yeas 95, nays 1, absent and not voting 4, with the nays and the absent and not voting being as follows:

Nays: Anders.

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 462) passed.

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

On this question, the yeas and nays were taken (**Roll No. 80**), and there were--yeas 95, nays 1, absent and not voting 4, with the nays and the absent and not voting being as follows:

Nays: Anders.

Absent and Not Voting: Amos, Fluharty, Green and Steele.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 462) takes effect from its passage.

*Ordered*, That the Clerk of the House communicate to the Senate the action of the House of Delegates.

**Com. Sub. for H. B. 2043**, Relating to use of dog and/or drones for tracking or locating mortally wounded deer, elk, turkey, wild boar or bear

on third reading, coming up in regular order, was reported by the Clerk.

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

**Com. Sub. for H. B. 2131**, Relating to changing the process of election litigation; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 81**), and there were--yeas 89, nays 6, absent and not voting 5, with the nays and the absent and not voting being as follows:

Nays: Hamilton, Hansen, Lewis, Pushkin, Williams and Young.

Absent and Not Voting: Amos, Fluharty, Green, Parsons and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2131) passed.

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

**Com. Sub. for Com. Sub. for H. B. 2164**, To allow for public and private schools in West Virginia to employ security personnel; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 82**), and there were--yeas 93, nays none, absent and not voting 7, with the absent and not voting being as follows:

Absent and Not Voting: Amos, Fluharty, Green, Maynor, Parsons, B. Smith and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2164) passed.

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

**H. B. 2165**, Allowing disabled purple heart recipients park free at municipal metered parking spaces; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 83**), and there were--yeas 93, nays none, absent and not voting 7, with the absent and not voting being as follows:

Absent and Not Voting: Amos, W. Clark, Fluharty, Green, Parsons, B. Smith and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (H. B. 2165) passed.

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

**H. B. 2387**, To repeal the class A1 Pistol stamp for hunting; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 84**), and there were--yeas 93, nays none, absent and not voting 7, with the absent and not voting being as follows:

Absent and Not Voting: Amos, Fehrenbacher, Fluharty, Green, Parsons, B. Smith and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (H. B. 2387) passed.

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

**H. B. 2659**, Adding a special permit for a non-profit entity to be a qualified permit holder in a private outdoor designated area; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 85**), and there were--yeas 73, nays 21, absent and not voting 6, with the nays and the absent and not voting being as follows:

Nays: Brooks, Burkhammer, Butler, Cooper, Coop-Gonzalez, Dillon, Ferrell, Holstein, T. Howell, Jeffries, Jennings, Kelly, Kump, Mallow, Martin, Mazzocchi, Pinson, Street, Toney, Vance and Ward.

Absent and Not Voting: Amos, Eldridge, Fluharty, Green, Parsons and Steele.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (H. B. 2659) passed.

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

On this question, the yeas and nays were taken (**Roll No. 86**), and there were--yeas 81, nays 13, absent and not voting 6, with the nays and the absent and not voting being as follows:

Nays: Brooks, Burkhammer, Butler, Coop-Gonzalez, Dillon, T. Howell, Jennings, Kump, Martin, Mazzocchi, Pinson, Vance and Ward.

Absent and Not Voting: Amos, Eldridge, Fluharty, Green, Parsons and Steele.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (H. B. 2659) takes effect from its passage.

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

**H. B. 2719**, Campaign finance and reporting; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 87**), and there were--yeas 41, nays 54, absent and not voting 5, with the yeas and the absent and not voting being as follows:

Yeas: Akers, Anderson, Browning, D. Cannon, J. Cannon, W. Clark, Cooper, Criss, Crouse, Devault, Drennan, Eldridge, Ellington, Gearheart, Hall, Heckert, Hillenbrand, Hite, Hornby, Hott, T. Howell, Jeffries, Jennings, Kyle, Leavitt, Mallow, Marple, Maynor, Mazzocchi, Riley, Rohrbach, Shamblin, Sheedy, D. Smith, Statler, Stephens, Toney, Willis, Worrell, Zatezalo and Hanshaw (Mr. Speaker).

Absent and Not Voting: Amos, Fluharty, Green, Parsons and Steele.

So, a majority of the members present not having voted in the affirmative, the Speaker declared the bill (H. B. 2719) rejected.

*Ordered*, That the Clerk of the House communicate to the Senate the action of the House of Delegates.

### **Second Reading**

**Com. Sub. for H. B. 2143**, Require elementary school teachers to be certified in the science of reading; on second reading, coming up in regular order, was read a second time,

**On motion of Delegate Coop-Gonzalez, the amendment was adopted.**

Delegate Coop-Gonzalez moved to amend the bill on page 1, line 2, following the word "and" by striking the words "and public charter school teacher",

and

On page 1, line 12, by inserting the following sentence following the period:

"Public charter school teachers may choose to participate in the requirements set forth in this section."

The bill was then ordered to engrossment and third reading.

**Com. Sub. for H. B. 2513**, Enhancing training requirements for county boards of education members; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading,

**H. B. 2516**, To repeal antiquated and inoperative portions of code.; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading,

**H. B. 2635**, To ensure that classroom sizes are equal without losing a teachers aide; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading,

**H. B. 2742**, Relating to creating limited waiver from certificate of public convenience and necessity requirement for certain water or sewer services projects. ; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading,



And,

**Com. Sub. for H. B. 3017**, Compliance Audits of Tabulating Equipment ; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading,

### **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 S. B. 8**, Providing additional sites and devices for newborn safe surrender,

**Com. Sub. for S. B. 487**, Removing ineligible voters from active voter rolls,

**H. B. 2172**, Relating to adding an athletic trainer to the Board of Physical Therapy,

**H. B. 2358**, Relating to postmortem examinations,

And,

**Com. Sub. for H. B. 2702**, Relating to vacancies in offices of state officials.

### **Leaves of Absence**

At the request of Delegate McGeehan, and by unanimous consent, leaves of absence for the day were granted Delegates Amos, Fluharty, Green, and Steele.

### **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. 2542**: Delegate Kyle;

**H. B. 2781**: Delegate Funkhouser;

**H. B. 3082**: Delegates Flanigan, Funkhouser, and Kelly;

**H. B. 3211**: Delegate Moore;

**H. B. 3317**: Delegate Kump;

**H. B. 3318**: Delegate Kump;

**H. B. 3320**: Delegate Kump;

**H. B. 3322**: Delegate Kump;

And,

**H. B. 3330**: Delegate Kump.

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

**H. J. R. 31:** Delegate Moore;

At 12:27 p.m., the House of Delegates adjourned until 11:00 a.m., Friday, March 14, 2025.

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

## **SPECIAL CALENDAR**

**Friday, March 14, 2025**

**31st Day**

**11:00 A.M.**

### **THIRD READING**

- |                            |  |
|----------------------------|--|
| Com. Sub. for H. B. 2043 - | Relating to use of dog and/or drones for tracking or locating mortally wounded deer, elk, turkey, wild boar or bear                                |
| Com. Sub. for H. B. 2143 - | Require elementary school teachers to be certified in the science of reading   |
| Com. Sub. for H. B. 2513 - | Enhancing training requirements for county boards of education members   |
| H. B. 2516 -               | To repeal antiquated and inoperative portions of code.   |
| H. B. 2635 -               | To ensure that classroom sizes are equal without losing a teachers aide  |
| H. B. 2742 -               | Relating to creating limited waiver from certificate of public convenience and necessity requirement for certain water or sewer services projects. |
| Com. Sub. for H. B. 3017 - | Compliance Audits of Tabulating Equipment  |

### **SECOND READING**

- |                            |   |
|----------------------------|---|
| Com. Sub. for S. B. 8 -    | Providing additional sites and devices for newborn safe surrender       |
| Com. Sub. for S. B. 487 -  | Removing ineligible voters from active voter rolls                      |
| Com. Sub. for H. B. 2172 - | Relating to adding an athletic trainer to the Board of Physical Therapy |
| H. B. 2358 -               | Relating to postmortem examinations                                     |
| Com. Sub. for H. B. 2702 - | Relating to vacancies in offices of state officials                     |

### **FIRST READING**

- |                           |  |
|---------------------------|--|
| Com. Sub. for S. B. 486 - | Clarifying eligibility requirements to vote in WV elections          |
| H. B. 2802 -              | Relating to in-service training credits for law-enforcement officers |



## **HOUSE CALENDAR**

**Friday, March 14, 2025**

**31st Day**

**11:00 A.M.**

### **THIRD READING**

H. B. 2060 - Creating tax exemption for agricultural cooperative associations

### **SECOND READING**

Com. Sub. for H. B. 2006 - Defining Men and Women

Com. Sub. for H. B. 2054 - Relating to liability of vendors in private farmers markets

Com. Sub. for H. B. 2400 - Prohibiting the delivery of unsolicited absentee ballot applications to any person who has not specifically requested one from the county clerk

H. B. 2683 - To prohibit rank choice voting



# **WEST VIRGINIA HOUSE OF DELEGATES**

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**FRIDAY, MARCH 14, 2025**

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

**COMMITTEE ON RULES**

**10:45 A.M. – SPEAKERS CONFERENCE ROOM 218M**

**SUBCOMMITTEE ON APPROPRIATIONS**

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

**COMMITTEE ON JUDICIARY**

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

**SUBCOMMITTEE ON COURTS**

**9:35 A.M. – JUDICIARY COMMITTEE ROOM 410M**

**SUBCOMMITTEE ON LEGAL SERVICES**

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

**SUBCOMMITTEE ON AGRICULTURE, COMMERCE AND TOURISM**

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

**SUBCOMMITTEE ON GOVERNMENT ADMINISTRATION**

**2:00 P.M. – GOVERNMENT ORGANIZATION COMMITTEE ROOM 215E**

**COMMITTEE ON EDUCATION**

**(IMMEDIATELY AFTER THE EDUCATIONAL CHOICE COMMITTEE MEETING)**

**SUBCOMMITTEE ON EDUCATIONAL CHOICE**

**1:00 P.M. – EDUCATION COMMITTEE ROOM 432M**

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