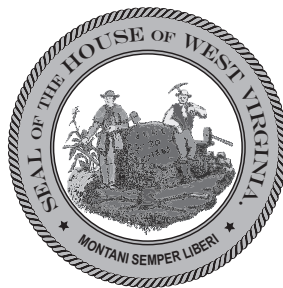


West Virginia Legislature

JOURNAL
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HOUSE of DELEGATES

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March 14, 2025
THIRTY-FIRST DAY

Friday, March 14, 2025

THIRTY-FIRST 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 Thursday, March 13, 2025, being the first order of business, when the further reading thereof was dispensed with and the same approved.

Committee Reports

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

Your Committee on Government Organization has had under consideration:

H. B. 2718, Relating to creating a State Advisory Council on Establishing a Military College,

And reports back a committee substitute therefor, as follows:

Com. Sub. for H. B. 2718 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18B-1D-12, relating to creating a State Advisory Council on Establishing a Military College; creating a state advisory council; providing the council's purpose; providing for the council's membership; providing for the council's meetings and business; creating a special fund; requiring the council to designate an executive director; providing for reimbursement of expenses; requiring biannual reports; providing a termination date for the council,"

And,

H. B. 2752, Relating to riding a motorcycle while standing,

And reports back a committee substitute therefor, as follows:

Com. Sub. for H. B. 2752 - "A Bill to amend and reenact §17C-15-44 of the Code of West Virginia, 1931, as amended, relating to allowing a person to operate a motorcycle, motor-driven cycle, or moped while standing astride the vehicle and facing forward,"

With the recommendation that the committee substitutes each 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:

H. B. 3162, Providing that causes of action under Chapter 46A of the Code of West Virginia survive the death of the party,

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:

H. B. 2035, Establishing pilot program for Public Guardian Ad Litem Services,

And reports back a committee substitute therefor, as follows:

Com. Sub. for H. B. 2035 - "A Bill to amend the Code of West Virginia, 193, as amended by adding thereto a new article, designated §29-21A-101, §29-21A-102, §29-21A-103, §29-21A-104, §29-21A-105, §29-21A-106, §29-21A-107, §29-21A-108, §29-21A-109, §29-21A-110, §29-21A-111, §29-21A-112, §29-21A-113, §29-21A-114, §29-21A-115, §29-21A-116, all related to establishing the West Virginia Public Guardian ad Litem Services and authorizing a three year pilot program relating to the West Virginia Public Guardian ad Litem Services; providing legislative findings; defining terms; establishing the West Virginia Public Guardian ad Litem Services; relating to establishing three year pilot program; relating to a sunset date for pilot program; relating to the creation of the Guardian ad Litem Commission; relating to the purpose and duties of the West Virginia Public Guardian ad Litem Services; relating to the executive director of the West Virginia Public Guardian ad Litem Services; relating to the powers, duties, and limitations of the West Virginia Public Guardian ad Litem Services; relating to the creation of West Virginia Public Guardian ad Litem Corporations, establishment thereof, and requesting the West Virginia Supreme Court of Appeals to select three circuits for pilot program; relating to the use of West Virginia Public Defender Service panel attorneys when the West Virginia Public Guardian ad Litem Corporation has a conflict of interest, relating to approval of guardian ad litem corporation applications, funding, recordkeeping by guardian ad litem corporations, relating to limitation on use of funds and exceptions; relating to and establishing the Board of Directors for a West Virginia Public Guardian ad Litem Corporation; relating to the private practice of law by a public guardian ad litem; relating to the duties of record creation, record making, and record keeping of the West Virginia Public Guardian ad Litem Services and a West Virginia Public Guardian ad Litem Corporation; relating to the duties of creating, maintaining, and availability of required reports of the West Virginia Public Guardian ad Litem Services and a West Virginia Public Guardian ad Litem Corporation; relating to audits of the accounts of any West Virginia Public Guardian ad Litem Corporation; relating to the creation of an annual audit report of West Virginia Public Guardian ad Litem Corporations; relating to public inspection of annual audit of a West Virginia Public Guardian ad Litem Corporation; relating to civil immunity for an appointed qualified guardian ad litem,"

With the recommendation that the committee substitute do pass, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (Com. Sub. for H. B. 2035) was referred to the Committee on Finance.

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

Your Committee on Government Organization has had under consideration:

Com. Sub. for H. B. 2030, Modifying compulsory housing for hotels and motels,

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:

H. B. 2067, West Virginia Firearms Liability Clarification Act,

And reports back a committee substitute therefor, as follows:

Com. Sub. for H. B. 2067 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §61-7C-1, §61-7C-2, §61-7C-3, §61-7C-4, and §61-7C-5; all relating to the creation of the West Virginia Firearms Marketing Clarification Act; providing for a short title; providing for definitions; providing limitations on negligent marketing claims; creating a predicate exception limitation; and providing for severability,"

And,

H. B. 2881, Relating to the makeup of the State Police Child Abuse and Neglect Investigations Unit,

And reports back a committee substitute therefor, as follows:

Com. Sub. for H. B. 2881 - "A Bill to amend and reenact §15-2-15 of the Code of West Virginia, 1931, as amended, relating to the Child Abuse and Neglect Investigations Unit; expanding the number of members in the unit; expanding the number of regional members to assist CPS; providing retired members of the State Police the ability to be part of the unit; and establishing requirements to be followed when reemploying a retired State Police officer,"

With the recommendation that the committee substitutes each do pass.

Messages from the Senate

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, a bill of the House of Delegates, as follows:

Com. Sub. for H. B. 2053, Relating to including the United States Space Force in the definition armed forces.

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. 658 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §9A-7-1, §9A-7-2, §9A-7-3, §9A-7-4, and §9A-7-5, relating to creation of the Veterans' Empowerment and Trust Safeguard Act; defining terms; prohibiting a

person from receiving compensation for assisting another in obtaining veterans' benefits, except as permitted by federal law; prohibiting a person from receiving compensation for referring an individual to another person to assist with obtaining veterans' benefits; prohibiting a person from receiving compensation for services rendered prior to action by the Department of Veterans Affairs; prohibiting a person from guaranteeing an individual is certain to receive specific veterans' benefits; prohibiting a person from receiving excessive or unreasonable fees for assisting another in obtaining veterans' benefits; prohibiting a person from receiving compensation for assisting another in obtaining veterans' benefits without a written fee agreement, to be filed with the Department of Veterans Affairs; prohibiting the provision of medical evidence or expert witness testimony in connection with a veterans' benefits matter where fees are not pre-determined; establishing violations of the West Virginia Consumer Credit and Protection Act; and providing for exceptions"; which was referred to the Committee on the Judiciary.

Resolutions Introduced

Resolutions were introduced and severally referred as follows:

By Delegates T. Clark, Adkins, Anderson, Brooks, Browning, Butler, Clay, Coop-Gonzalez, Dean, DeVault, Dillon, Dittman, Drennan, Eldridge, Ellington, Ferrell, Flanigan, Heckert, Hite, Hott, G. Howell, Jennings, Leavitt, Linville, Marple, Masters, Miller, Parsons, Phillips, Pritt, Sheedy, D. Smith, Statler, Stephens, Ward, Willis, Worrell and Zatezalo:

H. C. R. 91 --"Requesting the Division of Highways name a portion of West Virginia Route 20 from the Upshur/Webster County Line GPS coordinates 38.730195, -80.387633 to Mount Zion Road GPS coordinates 38.699640, -80.393504, in Webster County, the "U. S. Army Sergeant Major Charles Grant Hoke Memorial Road""; to the Committee on Energy and Public Works

And,

By Delegates Sheedy, Clay, T. Howell, Parsons, Kump, Anders, Jennings, Ellington, Ferrell, Mallow and Statler:

H. C. R. 92 --"Making it illegal to receive compensation for the preparation, presentation or prosecution of, or advising, consulting, or assisting a person with a veteran's benefits matter, except as permitted under federal law."; to the Committee on the Judiciary 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. 3371 - "A Bill supplementing and amending appropriations of public moneys out of the Treasury in the State Fund, General Revenue, by decreasing an existing item of appropriation to the Department of Health Facilities, Health Facilities – Welch Community Hospital, fund 0412, fiscal year 2025, organization 0512, and increasing an existing item of appropriation to the Department of Health, Office of the Inspector General, fund 0437, fiscal year 2025, organization 0513 by supplementing and amending 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. 3372 - "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 Veterans' Assistance, Department of Veterans' Assistance Fund, fund 8858, fiscal year 2025, organization 0613, by increasing an existing appropriation for the fiscal year ending June 30, 2025"; to the Committee on Finance.

By Delegate Riley:

H. B. 3373 - "A Bill to amend and reenact §5B-2E-11 of the Code of West Virginia, 1931, as amended, extending and revising the sunset provision to December 31, 2030; and correcting titles of affected divisions"; to the Committee on Government Organization.

By Delegates Moore, Dittman and Drennan:

H. B. 3374 - "A Bill to amend and reenact §18-9A-2 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §18-9A-2b, relating to increase funding for rural county school systems in this state"; to the Committee on Education then Finance.

By Delegates Barnhart and Lucas:

H. B. 3375 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §31-18G-1, §31-18G-2, §31-18G-3, §31-18G-4, §31-18G-5, §31-18G-6, §31-18G-7, §31-18G-8, §31-18G-9, and §31-18G-10, relating to creating the 'First Time Home Buyer Savings Account Act'; providing for definitions; creating a first time home buyer savings account; providing for subtractions from federal adjusted gross income; providing limits applicable to subtraction from federal adjusted gross income; penalties for withdrawal of funds; requiring financial institution to provide account holder information certificate; requiring Tax Commissioner to propose rules to implement this article; and stating years to which this article applies"; to the Committee on Finance.

By Delegates Moore, Jeffries, B. Smith and Dittman:

H. B. 3376 - "A Bill to amend and reenact §11-8-17 of the Code of West Virginia, 1931, as amended, relating to providing for the Save the School Levy Act; and providing that an emergency levy election may be conducted outside of a normally scheduled primary or election date for the purpose of holding a special levy election to address impending school consolidation issues"; to the Committee on Education then Finance.

By Delegates Mallow, DeVault and T. Clark:

H. B. 3377 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article designated §8-13B-1, §8-13B-2, §8-13B-3, §8-13B-4, §8-13B-5, §8-13B-6, and §8-13B-7, relating to non-state owned road repair by municipalities; providing a short title; providing definitions; establishing authority for municipalities to improve non-state owned roads; clarifying legal protection against litigation; establishing public notification and transparency; authorizing funding; and providing an effective date"; to the Committee on Energy and Public Works then the Judiciary.

By Delegates Heckert, Mallow, DeVault, Fehrenbacher, Barnhart, T. Clark, Marple, Stephens, Browning, Crouse and Ward:

H. B. 3378 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §62-1D-3a, relating to the enforcement of two-party consent for legislative offices; and creating an expectation of privacy in legislative offices"; to the Committee on the Judiciary.

By Delegates Burkhammer, Pinson and Kimble:

H. B. 3379 - "A Bill to amend and reenact §49-4-604 of the Code of West Virginia, 1931, as amended, relating to authorizing a court to consider the voluntary relinquishment of parental rights when deciding reasonable efforts to preserve the family"; to the Committee on Health and Human Resources then the Judiciary.

By Delegates Burkhammer, Pinson and Kimble:

H. B. 3380 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §49-2-131, relating to requiring the Bureau for Social Services to promulgate an emergency rule; and requiring all subsequent revisions to be filed as a legislative rule"; to the Committee on Health and Human Resources.

By Delegates Hall and Hott:

H. B. 3381 - "A Bill to amend and reenact §33-27-2, §33-27-4, §33-27-5, §33-27-6a, §33-27-7, and §33-27-8 of the Code of West Virginia, 1931, as amended, relating to insurance holding company systems; defining terms; requiring an insurance company that is a member of an insurance holding company system to annually file a group capital calculation with the lead state insurance commissioner of the insurance holding company system and providing exemptions thereto; requiring the filing with the lead state insurance commissioner of the results from a liquidity stress test by an insurance company that is a member of an insurance holding company system and is scoped into the National Association of Insurance Commissioners' liquidity stress test framework; requiring that a liquidity stress test comply with the National Association of Insurance Commissioners' liquidity stress test framework's instructions and reporting templates; permitting the insurance commissioner to require an insurance company that is in a hazardous financial condition or a condition that would be grounds for supervision, conservation, or a delinquency proceeding to secure and maintain either a deposit to be held by the commissioner or a bond at the insurer's discretion for the protection of the insurer while in an insurance holding company system; providing that all records and data of an insurance company being held by an affiliate of the insurer is to remain the property of the insurer and subject to the insurer's control; providing that an affiliate of a domestic insurance company is subject to the insurance commissioner's jurisdiction and authority with respect to any supervision, seizure, conservatorship, or receivership proceedings of the insurer; making an insurance company that is a member of an insurance holding company system liable to the insurance commissioner for the reasonable expenses incurred by the commissioner for his or her participation in a supervisory college; requiring the insurance commissioner to keep information related to a group capital calculation and liquidity stress test confidential; and prohibiting the storing of certain insurance holding company system information shared by the insurance commissioner with the National Association of Insurance Commissioners"; to the Committee on Finance.

By Delegates Pinson and Burkhammer:

H. B. 3382 - "A Bill to amend the Code of West Virginia, 1931, by adding a new article, designated §49-2A-1, §49-2A-2, §49-2A-3, §49-2A-4, §49-2A-5, §49-2A-6, §49-2A-7, and §49-2A-8, relating to establishing a central reception center and emergency resource homes for foster children; and eliminating the practice of placing children in hotels due to lack of foster care placements"; to the Committee on Health and Human Resources then Finance.

By Delegates Kimble, Pritt, Statler, Mazzocchi, Ellington, Toney, Dittman, Crouse, Pinson, Burkhammer, Kelly, Ferrell, T. Howell, Jennings, Mallow and Parsons:

H. B. 3383 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §18B-3G-1, §18B-3G-2, §18B-3G-3, and §18B-3G-4, relating to the creation of the Great Expectations Pilot Program; providing for legislative findings; providing for

the enactment of the program; establishing funding; and creating the length of the pilot program"; to the Committee on Education then Finance.

By Delegates Kimble, Anders, Mazzocchi, McGeehan, White, Street, Phillips, Butler, Coop-Gonzalez, Foggin and T. Howell:

H. B. 3384 - "A Bill to amend of the Code of West Virginia, 1931, as amended, by adding a new section, designated §18B-4-11, relating to prohibiting vaccine mandates at higher education institutions; defining terms; prohibiting vaccine mandates of higher education institutions; prohibiting incentives for receiving vaccines; providing that vaccines may be offered at no cost; requiring informed consent for vaccines or immunizations provided on premises of higher education institution; allowing severability; and providing an effective date"; to the Committee on Health and Human Resources.

By Delegates Kimble, T. Howell, Mazzocchi, Butler, Kump, Crouse, Foggin, Street, Phillips, Ridenour and Holstein:

H. B. 3385 - "A Bill to amend and reenact §16B-13-6 of the Code of West Virginia, 1931, as amended, relating to medication-assisted treatment programs; requiring written policies of medication-assisted treatment programs; and requiring public notice"; to the Committee on Health and Human Resources.

By Delegate Miller:

H. B. 3386 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §3-1D-1, §3-1D-2, §3-1D-3, §3-1D-4, §3-1D-5, §3-1D-6, and §3-1D-7 relating to creating the Taxpayer Accountability for Public Service Act; and providing that to be eligible as a candidate for public office a person shall prove that payment of taxes has been made"; to the Committee on the Judiciary.

By Delegates Ellington, Statler, Mallow, Brooks, Hanshaw (Mr. Speaker), Heckert, Criss, Fehrenbacher, Riley and Green:

H. B. 3387 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-2-5i, all relating to the creation of a regional school district pilot program; providing for legislative findings; providing for enactment; and authorizing rulemaking to aid in the transition process"; to the Committee on Education.

Special Calendar

Third Reading

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

At the request of Delegate McGeehan, and by unanimous consent, the bill was referred to the Committee on Rules.

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

Com. Sub. for H. B. 2143, Require elementary school teachers to be certified in the science of reading

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. 2513, Enhancing training requirements for county boards of education members; 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. 88**), and there were--yeas 92, nays none, absent and not voting 8, with the absent and not voting being as follows:

Absent and Not Voting: T. Clark, Fluharty, Gearheart, Kelly, B. Smith, D. Smith, Steele and Zatezalo.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2513) 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. 2516, To repeal antiquated and inoperative portions of code; 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. 89**), and there were--yeas 92, nays none, absent and not voting 8, with the absent and not voting being as follows:

Absent and Not Voting: T. Clark, Fluharty, Gearheart, Kelly, B. Smith, D. Smith, Steele and Zatezalo.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (H. B. 2516) 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. 2635, To ensure that classroom sizes are equal without losing a teachers aide; 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. 90**), and there were--yeas 92, nays none, absent and not voting 8, with the absent and not voting being as follows:

Absent and Not Voting: T. Clark, Fluharty, Gearheart, Kelly, B. Smith, D. Smith, Steele and Zatezalo.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (H. B. 2635) 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. 2742, Relating to creating limited waiver from certificate of public convenience and necessity requirement for certain water or sewer services projects.; 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. 91**), and there were--yeas 92, nays none, absent and not voting 8, with the absent and not voting being as follows:

Absent and Not Voting: T. Clark, Fluharty, Gearheart, Kelly, B. Smith, D. Smith, Steele and Zatezalo.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (H. B. 2742) passed.

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

Com. Sub. for H. B. 3017, Compliance Audits of Tabulating Equipment; 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. 92**), 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: T. Clark, Fluharty, Gearheart, B. Smith, D. Smith, Steele and Zatezalo.

So, a majority of the members present having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 3017) passed.

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

Second Reading

Com. Sub. for S. B. 8, Providing additional sites and devices for newborn safe surrender; on second reading, coming up in regular order, was read a second time,

An amendment was recommended by the Committee on the Judiciary, on page 1, by striking everything after the enacting clause and inserting in lieu thereof the following:

“ARTICLE 4. COURT ACTIONS.

§49-4-201. Accepting possession of certain relinquished children.

(a) A hospital or health care facility operating in this state, or a fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment that has been designated a safe-surrender site under §49-4-206 of this code, shall, without a court order, take possession of a child if the child is voluntarily delivered to the hospital, health care facility, or fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment by the child's parent within 30 days of the child's birth, and the parent did not express an intent to return for the child.

(b) A hospital, health care facility, ~~or~~ fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment that takes possession of a child under this article shall perform any act necessary to protect the physical health or safety of the child. In accepting possession of the child, the hospital, health care facility, ~~or~~ fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment may not require the person to identify himself or herself and shall otherwise respect the person's desire to remain anonymous.

(c) Hospitals, health care facilities, ~~and~~ fire departments, emergency medical service facilities, police departments, 911 call center, and sheriff's detachments designated as safe-surrender sites under §49-4-206 of this code may install and operate newborn safety devices as defined in this section.

(d) "Newborn safety device" means a device:

(1) Designed to permit a person to anonymously place a child under 30 days of age in the device with the intent to leave the child, and for a licensed emergency medical services provider to remove the child from the device and take custody of him or her;

(2) Equipped with an adequate dual alarm system connected to the physical location where the device is physically installed. The dual alarm system shall:

(A) Be tested at least one time per week to ensure the alarm system is in working order; ~~and~~

(B) Be visually checked at least two times per day to ensure the alarm system is in working order;

(C) Notify a centralized location in the facility within 30 seconds of a child being placed in the device; and

(D) Trigger a 911 call if staff at the facility do not respond within 15 minutes after a child is placed in the device.

(3) Be approved by and physically located, with outside access, at a participating hospital or medical facility, or a fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment that has been designated a safe-surrender site under §49-4-206 of this code that:

(A) Is licensed or otherwise legally operating in this state; and

(B) Is staffed continuously on a 24-hour basis every day by a licensed emergency medical services provider; and

(4) Is located in an area that is conspicuous and visible to a hospital, a medical facility, or a fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment.

~~(d)~~ (e) A person who relinquishes a child in a newborn safety device may remain anonymous and shall not be pursued, and the relinquishment of a child pursuant to the provisions of this section shall not, in and of itself, be considered child abuse and neglect as that term is defined in §49-1-201 of this code.

~~(e)~~ (f) Any emergency medical services provider who physically retrieves a child from a newborn safety device shall immediately arrange for the child to be taken to the nearest hospital emergency room and shall have implied consent to any and all appropriate medical treatment.

~~(f)~~ (g) By placing a child in a newborn safety device, the person:

(1) Waives the right to notification required by subsequent court proceedings; and

(2) Waives legal standing to make a claim of action against any person who accepts physical custody of the child.

~~(g)~~ (h) An emergency medical services provider with the duty granted in this article whose actions are taken in good faith is immune from criminal or civil liability, unless his or her actions were the result of gross negligence or willful misconduct. The grant of immunity in this section extends to all employees and administrators of the emergency medical services provider.

~~(h)~~ (i) The provisions of subsection ~~(d)~~ (e) of this section shall not apply when indicators of child physical abuse or child neglect are present.

§49-4-206. Designation of local fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment as a safe-surrender site; posting requirement.

The governing entity of a local fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment that is staffed 24 hours a day, seven days a week, may designate the premises of its fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment as a safe-surrender site to accept physical custody of a child who is 30 days old or younger from a parent of the child and who surrenders the child pursuant to §49-4-201 of this code. A local fire department, emergency medical service facility, police department, 911 call center, or sheriff's detachment that is designated a safe-surrender site shall post a sign that notifies the public that it is a location where a child 30 days old or younger may be safely surrendered pursuant to this article."

The amendment was adopted, and the bill was then ordered to third reading.

Com. Sub. for S. B. 487, Removing ineligible voters from active voter rolls; on second reading, coming up in regular order, was read a second time and ordered to third reading,

H. B. 2172, Relating to adding an athletic trainer to the Board of Physical Therapy; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading,

H. B. 2358, Relating to postmortem examinations; 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. 2702, Relating to vacancies in offices of state officials; 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. 486, Clarifying eligibility requirements to vote in WV elections,

And,

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

Leaves of Absence

At the request of Delegate McGeehan, and by unanimous consent, leaves of absence for the day were granted Delegates T. Clark, Fluharty, Gearhart, Kelly, B. Smith, D. Smith, Steele, and Zatezalo.

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. 2035: Delegate Funkhouser;

H. B. 2181: Delegate Ridenour;

H. B. 2356: Delegate Funkhouser;

H. B. 2609: Delegate Dillon;

H. B. 2736: Delegate Eldridge;

H. B. 2963: Delegate Kyle;

H. B. 3155: Delegate Riley;

H. B. 3162: Delegate Roop;

H. B. 3271: Delegates Flanigan, Funkhouser, and Kelly;

H. B. 3272: Delegates Flanigan and Funkhouser;

H. B. 3273: Delegates Flanigan, Funkhouser, and Kelly;

H. B. 3274: Delegates Flanigan, Funkhouser, and Kelly;

H. B. 3275: Delegates Flanigan, Funkhouser, and Kelly;

And,

H. B. 3276: Delegate Kyle.

At 11:45 a.m., the House of Delegates adjourned until 11:00 a.m., Monday, March 17, 2025.

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

SPECIAL CALENDAR

Monday, March 17, 2025

34th Day

11:00 A.M.

THIRD 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. 2143 - | Require elementary school teachers to be certified in the science of reading |
| 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 |

SECOND 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 |

FIRST READING

- | | |
|----------------------------|---|
| H. B. 2030 - | Modifying compulsory housing for hotels and motels |
| Com. Sub. for H. B. 2067 - | West Virginia Firearms Liability Clarification Act |
| Com. Sub. for H. B. 2718 - | Relating to creating a State Advisory Council on Establishing a Military College |
| Com. Sub. for H. B. 2752 - | Relating to riding a motorcycle while standing |
| Com. Sub. for H. B. 2881 - | Relating to the makeup of the State Police Child Abuse and Neglect Investigations Unit |
| H. B. 3162 - | Providing that causes of action under Chapter 46A of the Code of West Virginia survive the death of the party |

HOUSE CALENDAR

Monday, March 17, 2025

34th 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

MONDAY, MARCH 17, 2025

HOUSE CONVENES AT 11:00 A.M.

COMMITTEE ON FINANCE

9:00 A.M. & 1:00 P.M. – FINANCE COMMITTEE ROOM 460M

COMMITTEE ON JUDICIARY

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

COMMITTEE ON GOVERNMENT ORGANIZATION

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

COMMITTEE ON EDUCATION

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

COMMITTEE ON ENERGY AND PUBLIC WORKS

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

COMMITTEE ON HEALTH AND HUMAN RESOURCES

3:30 P.M. – HEALTH COMMITTEE ROOM 215E

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