

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-SEVENTH LEGISLATURE
REGULAR SESSION, 2025
FIRST DAY

Charleston, West Virginia, Wednesday, February 12, 2025

The Senate met at 12:04 p.m.

(Senator Smith, Mr. President, in the Chair.)

Prayer was offered by Bishop Joe Thomas, Nondenominational Fellowship Pentecostal Ministries, Charleston, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Jay Taylor, a senator from the fourteenth district.

Pending the reading of the Journal of Wednesday, January 8, 2025,

At the request of Senator Phillips, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

The Senate proceeded to the second order of business and the introduction of guests.

At the request of Senator Martin, and by unanimous consent, at 12:11 p.m., the Senate recessed for five minutes to permit the Honorable Charles S. Trump IV, Justice of the Supreme Court of Appeals of West Virginia, to address the Senate.

The Senate reconvened at 12:20 p.m.

The following communication was reported by the Clerk:

The Senate of West Virginia
Charleston

MARK HUNT
STATE SENATOR
8TH SENATORIAL DISTRICT



STATE CAPITOL, ROOM W-203
1900 KANAWHA BLVD. EAST
CHARLESTON, WV 25305-0800
304-357-7841

January 13, 2025

Honorable Randy Smith
President of the Senate
1900 Kanawha Blvd., East
Charleston, WV 25305

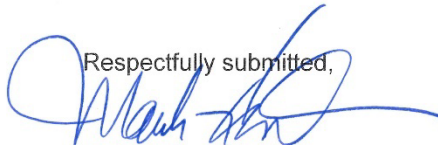
Dear Senate President Smith:

Please be advised that I have been elected the 22nd State Auditor of West Virginia and a member of the Board of Public Works. The election has been certified by the West Virginia Secretary of State.

Pursuant to Article V, Section 1 of the Constitution of West Virginia, I must resign as State Senator 8th. Pursuant to the demand placed on me by said Constitution, I do hereby resign as State Senator representing the 8th Senatorial District this 13th day of January, 2025.

I do so with great hesitation and remorse however with excitement for the new duties that lie ahead as State Auditor.

My very best to you, members of the Senate and my hope and prayer for a successful 2025 session.

Respectfully submitted,


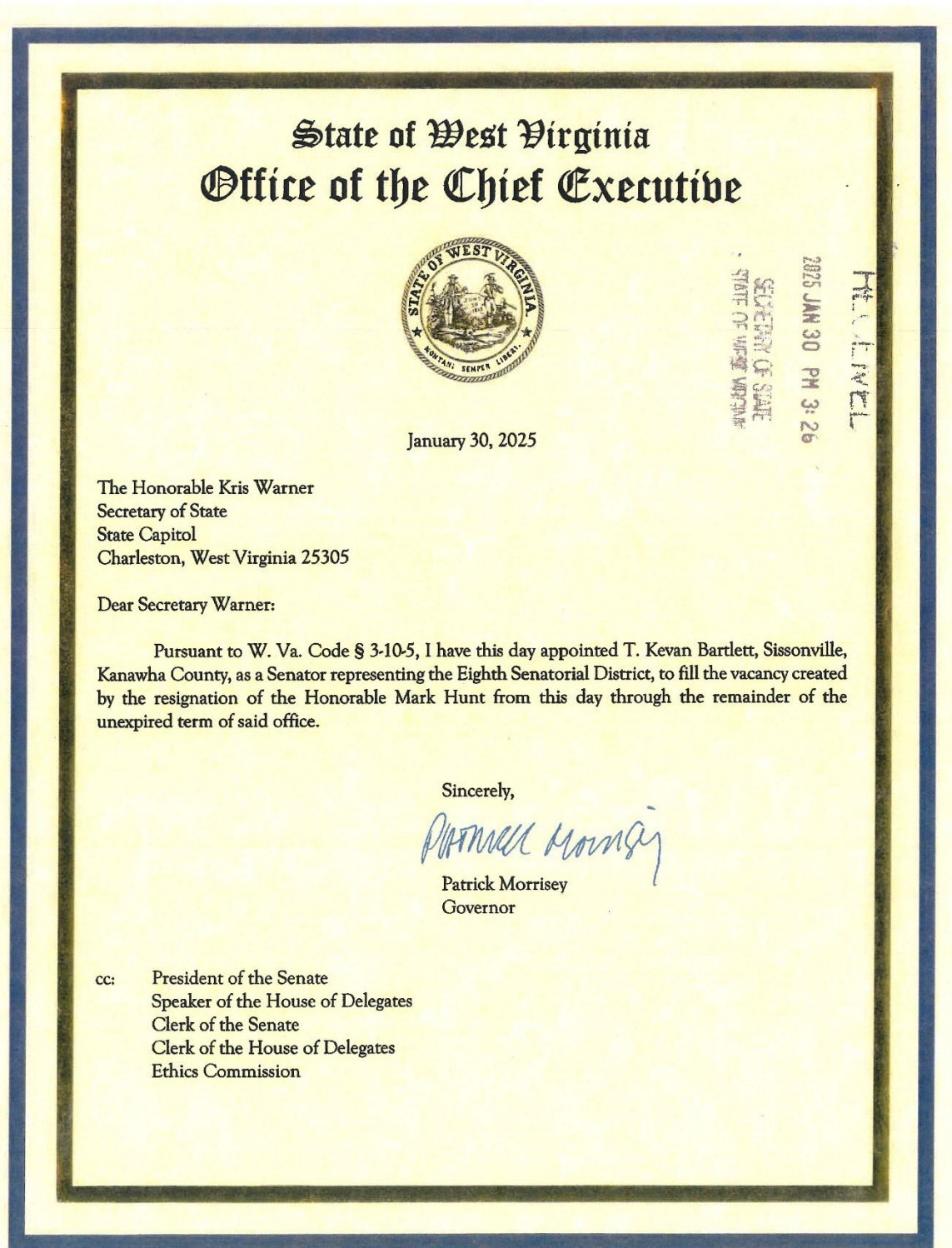
Mark A. Hunt
State Auditor of West Virginia
and Member of the Board of Public Works

cc Honorable Patrick Morrisey, Governor
Honorable Kris Warner, Secretary of State

MARK.HUNT@WVSENATE.GOV

Executive Communications

The following communication from His Excellency, the Governor, was reported by the Clerk:



The several oaths of office prescribed by the Constitution were administered by the Honorable Tim Armstead, Justice of the Supreme Court of Appeals of West Virginia, to T. Kevan Bartlett, of the County of Kanawha, on February 5, 2025.

The following communication was next reported by the Clerk:

The Senate of West Virginia
Charleston

ERIC NELSON JR.
CHAIR
COMMITTEE ON PENSIONS



STATE CAPITOL, ROOM W-216
1900 KANAWHA BLVD. EAST
CHARLESTON, WV 25305-0800
304-357-7854

January 15, 2025

The Honorable Randy E. Smith
President of the West Virginia Senate
State Capitol
1900 Kanawha Boulevard, East
Building 1, Room M-229
Charleston, WV 25305

Dear President Smith,

It is with mixed emotions that I submit my resignation as the senator representing the 17th district, effective immediately.

It's been my high honor and privilege to represent the citizens of Kanawha County and the 17th senatorial district for the past 14 years, first as a delegate and then as a senator. I want to thank the many people who put their trust in me. I especially want to thank my fellow senators and staff of the Senate for their hard work and dedication to West Virginia, but more importantly, for their friendship.

As I move on to the next stage in my career of public service as the Secretary of Revenue, I look forward to maintaining and building upon the relationships I have built while a member of this Senate and continuing to do the work of the people of West Virginia.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Nelson, Jr.", is written over the word "Sincerely,".

Eric Nelson, Jr.
West Virginia State Senator
17th District

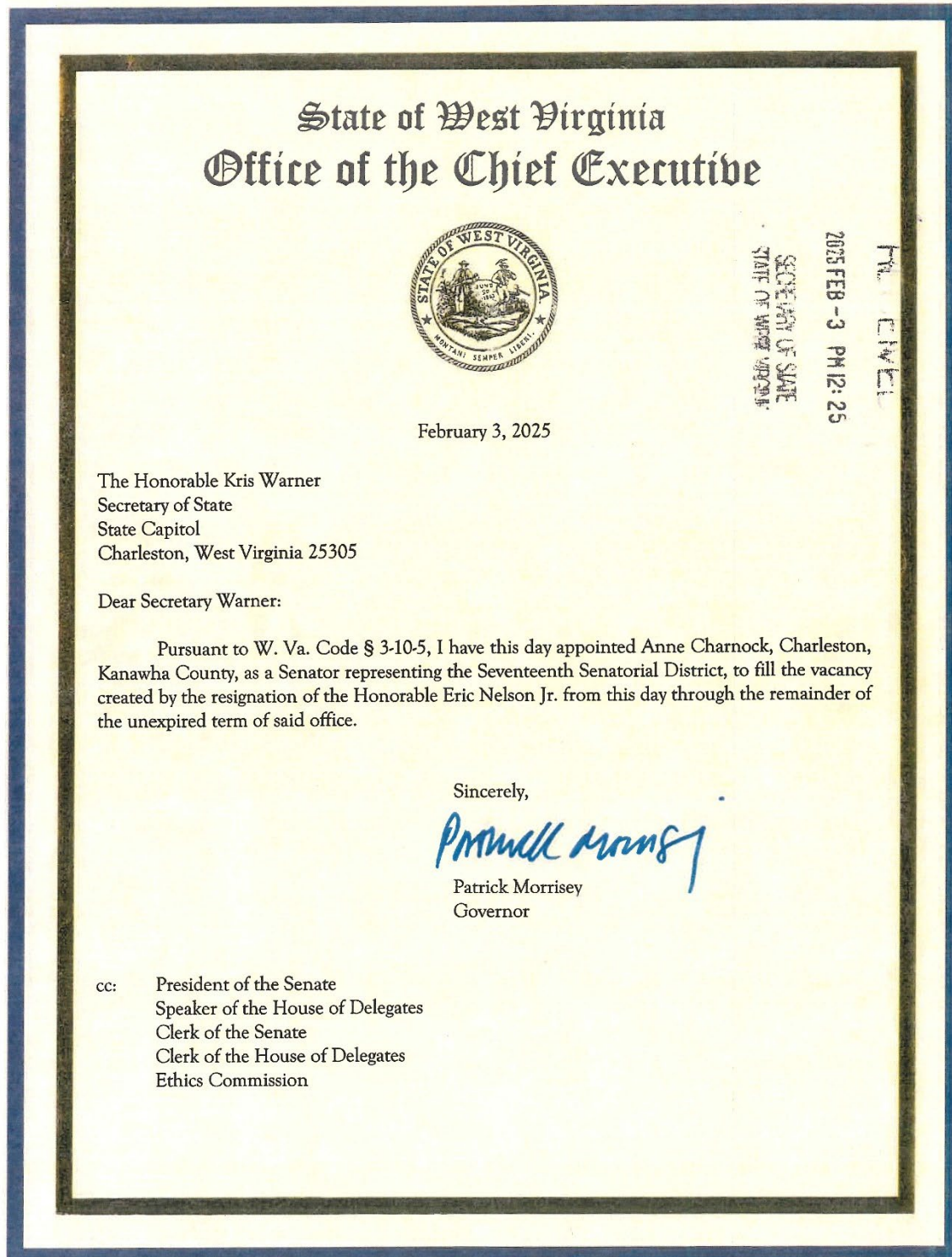
c: The Honorable Patrick Morrisey
Governor of West Virginia

The Honorable Lee Cassis
Clerk of the Senate

The Honorable Kris Warner
Secretary of State

Executive Communications

The following communication from His Excellency, the Governor, was reported by the Clerk:



The several oaths of office prescribed by the Constitution were administered by the Honorable Charles S. Trump IV, Justice of the Supreme Court of Appeals of West Virginia, to Anne B. Charnock, of the County of Kanawha, on February 6, 2025.

The following communication was reported by the Clerk:



The Senate of West Virginia
Charleston

February 12, 2025

Randy E. Smith
President of the Senate
State Capitol, Room M-229
Charleston, WV 25305

Dear President Smith:

Please accept this letter as notice of my resignation as the West Virginia Senate Sergeant at Arms.

I have greatly enjoyed my time at the Senate and will always be grateful for the experience. It was an honor and privilege to serve each member of this body over the last eight years.

May God bless each of you as you serve the great state of West Virginia.

Sincerely,

A handwritten signature in blue ink that reads "David Lavender".

David Lavender

c. Lee Cassis, Clerk of the Senate

The resignation of Mr. Lavender was accepted and the Office of Sergeant at Arms was declared vacant.

The Senate then proceeded to the election of a Sergeant at Arms.

For that office, Senator Queen nominated the Honorable H. Stephen Walker, of the County of Kanawha; seconded By Senator Charnock.

On motions of Senator Woelfel, severally made, nominations were closed and the President was authorized to cast the unanimous vote of the Senate for the election of Mr. Walker.

The President then announced the vote and declared that Mr. Walker, having received all the votes cast, had been unanimously elected Sergeant at Arms of the Senate.

Whereupon, Mr. Walker qualified as Sergeant at Arms, by taking the several oaths of office prescribed by law and administered by the Honorable Lee Cassis, Senate Clerk.

The Senate proceeded to the third order of business.

A message from the Clerk of the House of Delegates announced the adoption by that body and requested the concurrence of the Senate in the adoption of

House Concurrent Resolution 4—Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor.

At the request of Senator Martin, unanimous consent being granted, reference of the resolution to a committee was dispensed with, and it was taken up for immediate consideration.

The question being on the adoption of the resolution, the same was put and prevailed.

Whereupon, the President appointed as Senate members of such committee, authorized by the foregoing resolution, the following:

Senators Boley, Martin, and Woelfel.

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

Executive Communications

Senator Smith (Mr. President) laid before the Senate the following communication from His Excellency, the Governor, consisting of executive nominations for appointees:



Jim Justice
Governor of West Virginia

January 10, 2025

Senate Executive Message No. 1 - J
Regular Session 2025

TO: The Honorable Members of the
West Virginia Senate

Ladies and Gentlemen:

I respectfully submit the following nominations for your advice and consent:

1. For Secretary, West Virginia Department of Homeland Security, Robert Cunningham, Winfield, Putnam County, to serve at the will and pleasure of the Governor.
2. For Member, West Virginia Board of Education, Cathy Justice, Lewisburg, Greenbrier County, for the term ending November 4, 2033.
3. For Member, State Conservation Committee, Timothy W. VanReenen, Hillsboro, Pocahontas County, for the term ending September 6, 2026.
4. For Member, State Conservation Committee, Jerry L. Ours, Maysville, Grant County, for the term ending September 6, 2027.
5. For Member, State Conservation Committee, Douglas L. Cyphers, Mannington, Marion County, for the term ending September 6, 2025.
6. For Member, West Virginia Board of Medicine, Radhakrishna U. Kukkillaya, Charleston, Kanawha County, for the term ending September 30, 2029.
7. For Member, Housing Development Fund, Troy N. Giatras, Charleston, Kanawha County, for the term ending October 30, 2028.

OFFICE OF THE GOVERNOR

8. For Member, Housing Development Fund, Lynne F. Gianola, Charleston, Kanawha County, for the term ending October 30, 2028.
9. For Member, Housing Development Fund, Robert L. Nistendirk, Charleston, Kanawha County, for the term ending October 30, 2028.
10. For Member, Environmental Quality Board, Charles C. Somerville, Huntington, Cabell County, for the term ending June 30, 2029.
11. For Member, Advanced Energy and Economic Corridor Authority, The Honorable Robert H. Plymale, Huntington, Wayne County, for the term ending June 30, 2029.
12. For Member, Advanced Energy and Economic Corridor Authority, The Honorable Chandler Swope, Bluefield, Mercer County, for the term ending June 30, 2029.
13. For Member, Surface Mine Board, Stephen Butler, French Creek, Upshur County, for the term ending June 30, 2029.
14. For Member, Southern West Virginia Community and Technical College Board of Governors, Brent Tomblin, Charleston, Kanawha County, for the term ending June 30, 2028.
15. For Member, Property Valuation Training and Procedures Commission, Jason Nettles, Chloe, Calhoun County, for the term ending June 30, 2026.
16. For Member, Property Valuation Training and Procedures Commission, Glen Irvan Johnson, Huntington, Cabell County, for the term ending June 30, 2028.
17. For Member, Property Valuation Training and Procedures Commission, Sarah F. Martin, Union, Monroe County, for the term ending June 30, 2028.
18. For Member, West Virginia Hope Scholarship Board, Jonathan Ritchie, Charleston, Kanawha County, for the term ending June 30, 2027.
19. For Member, West Virginia Hope Scholarship Board, Alice Bonnell, Davisville, Wood County, for the term ending June 30, 2026.
20. For Member, West Virginia Hope Scholarship Board, Jamion Wolford, Kenna, Jackson County, for the term ending June 30, 2025.
21. For Member, Southern West Virginia Community and Technical College Board of Governors, Christopher Reynolds, Williamson, Mingo County, for the term ending June 30, 2028.

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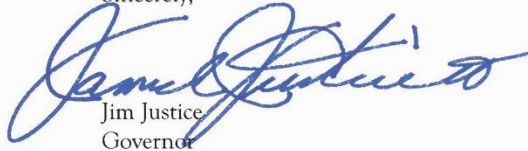
22. For Member, Board of Examiners in Counseling, Karen Bowling, Beckley, Raleigh County, for the term ending June 30, 2027.
23. For Inspector General, Office of the Inspector General within the Department of Homeland Security, The Honorable D. Michael Honaker, Lewisburg, Greenbrier County, for the term ending June 30, 2028.
24. For Member, First Foundation Board, Matthew L. Harvey, Shepherdstown, Jefferson County, for the term ending June 30, 2027.
25. For Member, Board of Coal Mine Health and Safety, J. Todd Moore, Fairview, Marion County, for the term ending June 30, 2026.
26. For Member, Fairmont State University Board of Governors, John DeVaul, Mannington, Marion County, for the term ending June 30, 2026.
27. For Member, Council for Community and Technical College Education, Tracy Karin Miller, Bridgeport, Harrison County, for the term ending December 20, 2026.
28. For Member, Council for Community and Technical College Education, Sandra Hamilton, Martinsburg, Berkeley County, for the term ending December 20, 2025.
29. For Member, Council for Community and Technical College Education, Joseph R. Oliverio, Belmont, Pleasants County, for the term ending December 20, 2026.
30. For Member, Council for Community and Technical College Education, Elizabeth A. Manuel, Logan, Logan County, for the term ending December 20, 2028.
31. For Member, Southern West Virginia Community and Technical College Board of Governors, Mary J. Phipps, Chapmanville, Logan County, for the term ending June 30, 2026.
32. For Member, Board of Registration for Professional Engineers, Rodney D. Holbert, Mineral Wells, Wood County, for the term ending June 30, 2029.
33. For Member, Auctioneers Board of Review, Rocky A. Peck, Parkersburg, Wood County, for the term ending January 1, 2027.
34. For Member, Auctioneers Board of Review, Katie Fitzsimmons, Cameron, Marshall County, for the term ending January 1, 2028.

OFFICE OF THE GOVERNOR

35. For Member, Workers' Compensation Board of Review, Patricia A. Jennings, Huntington, Cabell County, for the term ending December 31, 2030.
36. For Member, West Virginia Public Energy Authority, Chris Hamilton, Elkview, Kanawha County, for the term ending June 30, 2027.
37. For Member, West Virginia Public Energy Authority, Jeffrey W. Allen, Hurricane, Putnam County, for the term ending June 30, 2028.

Notice of these appointments was previously provided to the appropriate legislative staff at the time the appointments were made.

Sincerely,



Jim Justice
Governor

JCJ: mrp

cc: Clerk of the Senate
Clerk of the Senate
Senate Confirmations Chair

Which communication was received and referred to the Committee on Confirmations.

On motion of Senator Boley, consideration of the nominations immediately hereinbefore reported was made a special order of business for Saturday, April 12, 2025, at 11:30 a.m.

At the request of Senator Martin, and by unanimous consent, Senators Smith (Mr. President), Azinger, Barrett, Bartlett, Boley, Chapman, Charnock, Clements, Deeds, Fuller, Garcia, Grady, Hamilton, Hart, Helton, Jeffries, Martin, Maynard, Morris, Oliverio, Phillips, Queen, Roberts, Rose, Rucker, Stuart, Takubo, Tarr, Taylor, Thorne, Weld, Willis, Woelfel, and Woodrum offered the following resolution from the floor:

Senate Resolution 3—Creating a Select Committee on Substance Use Disorder and Mental Health for the Eighty-Seventh Legislature.

At the request of Senator Martin, unanimous consent being granted, the resolution was taken up for immediate consideration, reference to a committee dispensed with, and adopted.

The Senate proceeded to the sixth order of business.

On motions for leave, severally made, the following bills and joint resolutions were introduced, read by their titles, and referred to the appropriate committees:

By Senator Chapman:

Senate Bill 1—A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new sections, designated §17-31-1 and §24-9-1, relating to clearing all state road paving projects through the Public Service Commission in order to prevent the digging up of newly paved roads for planned utility projects.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Government Organization.

By Senator Chapman:

Senate Bill 2—A Bill to amend and reenact §2-2-1 of the Code of West Virginia, 1931, as amended, relating to designating September 13 of each year as the legal holiday of "Patriot Day".

Referred to the Committee on Finance.

By Senator Oliverio:

Senate Bill 3—A Bill to amend and reenact §31-15A-17c of the Code of West Virginia, 1931, as amended, relating to permissible expenditures by the Water Development Authority from the Infrastructure Fund; modifying the upper limit of funds which may be transferred to sub account; raising the cap on total project costs for certain facilities for use of Critical Needs and Failing Systems Sub Account funding; and allowing the authority to grant infrastructure grant money from the Critical Needs and Failing Systems Sub Account to certain projects for the upgrading of a water facility or wastewater facility to reduce maintenance costs, operations costs, or waterline leakages.

Referred to the Committee on Finance.

By Senator Oliverio:

Senate Bill 4—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9A-1-13, relating to prohibiting a person from receiving compensation for assisting another person to obtain veterans' benefits, except as permitted under federal law.

Referred to the Committee on Military; and then to the Committee on Finance.

By Senator Maynard:

Senate Bill 5—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §17-4-56, relating to authorizing Adopt-A-Road volunteer programs for public roads under the jurisdiction of the Department of Transportation; requiring volunteer project agreements with the department; providing that volunteer road services shall not replace work that is ordinarily performed by state personnel; providing for project coordination; and establishing minimum requirements for volunteer organizations.

Referred to the Committee on Transportation and Infrastructure.

By Senators Oliverio, Barrett, Garcia, Phillips, Queen, and Woodrum:

Senate Bill 6—A Bill to amend and reenact §9-5-11 of the Code of West Virginia, 1931, as amended, relating to exempting the cash value of a life insurance policy from Medicaid eligibility calculations.

Referred to the Committee on Banking and Insurance; and then to the Committee on Health and Human Resources.

By Senators Woodrum and Deeds:

Senate Bill 7—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-2-5b, relating to creating the crime of desecration of a deceased human body; providing for a penalty; defining the term "desecrate"; and providing for an exception.

Referred to the Committee on the Judiciary.

By Senator Thorne:

Senate Bill 8—A Bill to amend and reenact §49-4-201 and §49-4-206 of the Code of West Virginia, 1931, as amended, relating to permitting the installation of newborn safety devices at emergency service medical facilities, police departments, or sheriff's detachments that have been designated as safe-surrender sites; and providing conditions for the same.

Referred to the Committee on Health and Human Resources.

By Senator Smith (Mr. President):

Senate Bill 9—A Bill to amend and reenact §11-3-9 of the Code of West Virginia, 1931, as amended, relating to eliminating the exemption from taxation of state-owned real property within the counties.

Referred to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 10—A Bill to amend and reenact §11-15-9 of the Code of West Virginia, 1931, as amended, relating to exempting the processing of beef, pork, or lamb by a slaughterhouse for an individual owner of the product processed from the Consumers Sales and Service Tax.

Referred to the Committee on Agriculture; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 11—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §22-10A-1, §22-10A-2, §22-10A-3, §22-10A-4, §22-10A-5, §22-10A-6, §22-10A-7, §22-10A-8, and §22-10A-9, relating to the creation of the Orphan Oil and Gas Well Prevention Act of 2025; preventing oil and gas wells from being orphaned on surface owner's land with no responsible driller or operator with the resources to plug the well; procedures for prevention of orphaned wells; and requiring plugging money set aside as escrow in the office of the State Treasurer.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 12—A Bill to amend the Code of West Virginia, 1931, as amended, by adding three new sections, designated §9-5-34, §26-5-2, and §26-9-3, relating to providing long-term care and substance abuse treatment; authorizing the Secretary of the Department of Human Services to modernize or build new facilities; requiring certified beds for long-term care and substance abuse treatment; requiring facilities for out-patient substance abuse treatment; requiring the hiring of adequate professional classified staff; and replacing an outdated reference to Pinecrest Hospital with the correct name of Jackie Withrow Hospital.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 13—A Bill to amend and reenact §3-5-13 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §3-5-5, relating to the nomination and election of candidates for U.S. Congress; setting forth legislative findings and purpose; defining terms; setting forth residency requirements for candidacy; providing for legal standing to enforce and defend statute; establishing penalties; and clarifying the form and content of the ballot for an election to represent a Congressional district.

Referred to the Committee on the Judiciary.

By Senator Smith (Mr. President):

Senate Bill 14—A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new sections, designated §22-15-25 and §61-3-45b, relating to nonferrous metal sales and transportation to a secondary recycler; providing for definitions; providing for permits for secondary metals recyclers to purchase nonferrous metals; providing for permit requirements for fixed and nonfixed sites; providing that the Superintendent of the West Virginia State Police shall develop applications and permits; providing for a permit fee for secondary metals recyclers; providing that a secondary metals recycler permit to purchase nonferrous metals is valid for two years; providing for a permit for persons or entities to sell or transport nonferrous metals over the highways; providing a fee for a replacement permit for a lost or destroyed original permit; providing for record retention criteria; providing that a seller or transportation permit is valid for two years; providing for denial, revocation, or suspension of a permit for violations of law and for penalties; providing that only secondary metals recyclers can purchase nonferrous metals from persons or entities with a valid permit; providing that secondary metals recyclers shall retain records of all purchases of nonferrous metals; providing for record retention of at least one year; providing for

a limit for secondary metals recyclers purchasing nonferrous metals through cash transactions; providing for signage to be displayed; providing for penalties when a secondary metals recycler violates certain provisions; providing for limitations on selling nonferrous metals; providing for penalties for sellers violating certain provisions relating to selling nonferrous metals; providing for revocation of permits for secondary metals recyclers and sellers violating certain provisions of purchasing or selling nonferrous metals; providing for holds placed on stolen nonferrous metals; providing for law enforcement to issue written notice to a secondary metals recycler relating to stolen nonferrous metals; providing for a 15 calendar day hold for the secondary metals recycler to retain the nonferrous metals as provided in the written notice from law enforcement; providing that law enforcement provide written notice to the secondary metals recycler relating to allegedly stolen nonferrous metals; providing for 30 calendar days for an extended hold of allegedly stolen nonferrous metals by the secondary metals recycler; providing for automatic release of any holds if no order has been received to retain the nonferrous metals by a court; providing for limitations on transporting nonferrous metals on the highways of this state without a valid permit and penalties for violating transportation requirements; providing for revocation of a transportation permit; providing for exemptions from required permits to obtain, transport, or sell nonferrous metals to a secondary metals recycler; providing for preemption of other laws, rules, or regulations by any county or municipality; providing for additional criminal offenses for illegally obtaining nonferrous metals; providing for penalties to property damage when the damage is below \$5,000; providing for penalties for property damage when the damage is greater than or equal to \$5,000; providing for penalties when another person receives a great bodily injury during the course of illegally obtaining nonferrous metals; providing for penalties when illegally obtaining nonferrous metals results in the death of a person; providing for penalties for disruption of communication or electrical services to more than 10 people; providing for revocation of a permit upon conviction for illegally obtaining nonferrous metals; providing immunity from civil liability to the owner of real or personal property for any injury sustained by a person attempting to or obtaining nonferrous metals illegally, or for any injury caused by dangerous conditions to a person attempting to or obtaining nonferrous metals illegally; providing that no duty of care is expected of an owner of real or personal property to persons attempting to or obtaining nonferrous metals illegally; and providing for rule-making authority.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 15—A Bill to amend and reenact §49-4-605 of the Code of West Virginia, 1931, as amended, relating to termination of parental rights; and requiring the Department of Human Services to file a petition to terminate parental rights when a parent has, on two separate occasions, had their child removed from their care and determined by a court to have subjected that child to abuse or neglect.

Referred to the Committee on the Judiciary.

By Senator Smith (Mr. President):

Senate Bill 16—A Bill to amend and reenact §23-4-15 of the Code of West Virginia, 1931, as amended, relating to clarifying that the time limitations provided for filing occupational pneumoconiosis claims do not apply or otherwise limit the ability of a claimant to obtain an evaluation from the Occupational Pneumoconiosis Board.

Referred to the Committee on Banking and Insurance; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 17—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-2S-1, §16-2S-2, §16-2S-3, §16-2S-4, §16-2S-5, §16-2S-6, §16-2S-7, §16-2S-8, §16-2S-9, §16-2S-10, and §16-2S-11, relating to enacting the Fetal Heartbeat Act; prohibiting abortions when a fetal heartbeat is detected; providing that the article applies only to intrauterine pregnancies; providing exceptions; making findings; providing for severability; establishing standards, requirements, and procedures; requiring documentation; requiring notice and acknowledgments; establishing criminal penalties; permitting civil actions; defining terms; and providing for rulemaking.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Smith (Mr. President):

Senate Bill 18—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §7-1-3uu, relating to allowing county commissions to impose an amusement tax.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 19—A Bill to amend and reenact §55-7-22 of the Code of West Virginia, 1931, as amended, relating to use of force, including deadly force, in defense of self, real, and personal property; providing immunity from civil and/or criminal prosecution against persons lawfully using force in defensive actions; when there is no duty to retreat; and providing for the receipt of court costs, fees, and expenses for persons acting to protect self, real, and personal property, another person, or in other defined situations.

Referred to the Committee on the Judiciary.

By Senator Smith (Mr. President):

Senate Bill 20—A Bill to amend and reenact §8-15-8b and §16-4C-24 of the Code of West Virginia, 1931, as amended, relating to volunteer fire departments and emergency medical services units; and providing that any increased costs or expenditures to volunteer fire departments that result from the implementation of a state legislative rule shall be funded respectively by the State Fire Commission and the Commissioner of the Bureau for Public Health.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 21—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §20-2-5m, relating to the assessment of a wildlife impact fee by the Director of the Division of Natural Resources on operators of wind power projects that injure or kill a protected species of animal.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 22—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §36-4-9c, relating to providing for enhanced damages for nonpayment of royalties due from oil, natural gas, or natural gas liquids production under the terms of a lease or other agreement.

Referred to the Committee on Energy, Industry, and Mining.

By Senator Smith (Mr. President):

Senate Bill 23—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §17-3-11; and to amend the code by adding a new article, designated §17-31-1, §17-31-2, §17-31-3, §17-31-4, and §17-31-5, relating generally to enhancing maintenance and repair of the state's roads and highways; creating the Special Road Repair Fund as a subaccount of the State Road Fund; authorizing the commissioner of the Division of Highways to transfer certain funds into the subaccount for certain purposes; creating the Enhanced Road Repair and Maintenance Program; stating legislative findings and purpose of program; requiring Division of Highways county supervisors consult with county commissions and legislators to submit project requests to the Division of Highways; setting forth a funding formula; setting forth requirements concerning bidding, vendors, and contracts with private vendors; specifying uses of Special Road Repair Fund; providing requirements for Commissioner of Highways and districts; requiring rulemaking; and requiring reporting by Division of Highways and Legislative Auditor.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 24—A Bill to amend and reenact §62-12-9 of the Code of West Virginia, 1931, as amended, relating to requiring probationers who have served 10 or more years to participate in a work release program and spend six months in a work release center; and requiring that 70 percent of their earnings be held in an account and provided to them at the successful completion of the six-month period.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 25—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §22-37-1, §22-37-2, §22-37-3, and §22-37-4, relating to creation of the West Virginia Coal Marketing Program; providing for the purpose of the program; creating funding for the program and empowering the Governor to report on the program to the Joint Committee on Government and Finance; providing for rules; and providing for an effective date.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 26—A Bill to amend and reenact §7-18-14 of the Code of West Virginia, 1931, as amended, relating to the proceeds and application of the hotel occupancy tax; providing a legislative finding; and providing that the allocation of the hotel occupancy tax is subject to the sole discretion of the municipality or county commission.

Referred to the Committee on Economic Development; and then to the Committee on Government Organization.

By Senator Chapman:

Senate Bill 27—A Bill to amend and reenact §61-8A-2, §61-8A-3, §61-8A-4, and §61-8A-5 of the Code of West Virginia, 1931, as amended, relating to clarifying the felony of exhibiting obscene matter to a minor for the purpose of abuse to be clarified to include any depiction of sexually graphic material to a minor for the purpose of seducing a minor.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 28—A Bill to amend the Code of West Virginia, 1931, as amended, by adding seven new sections, designated §5-16-7h, §33-15-4y, §33-16-3ii, §33-16-3pp, §33-24-7z, §33-25-8w, and §33-25A-8z, relating to requiring insurance coverage for clinical genetic testing for an inherited gene mutation and evidenced-based cancer imaging; and providing that this testing is not subject to cost-sharing.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Takubo:

Senate Bill 29—A Bill to amend and reenact §30-3-14, §30-3-15, and §31B-13-1301 of the Code of West Virginia, 1931, as amended, relating to authorizing physician assistants to own a business; denying a license or other authorization for physician assistants for referrals where the physician assistant has a proprietary interest; authorizing medical corporations that have physician assistant shareholders; conforming the definition of "physician assistant" to the American Academy of Physician Associates' term for the profession; and designating the profession of physician assistant as a professional service for the purposes of the Uniform Limited Liability Company Act.

Referred to the Committee on Health and Human Resources.

By Senator Woodrum:

Senate Bill 30—A Bill to amend and reenact §5-16-7 of the Code of West Virginia, 1931, as amended; and to amend the code by adding six new sections, designated §9-5-34, §33-15-4y, §33-16-3ss, §33-24-7z, §33-25-8y, and §33-25A-8z, relating to requiring medically necessary care and treatment to address congenital anomalies associated with cleft lip and cleft palate; setting forth eligibility age; required coverage; exclusions; coverage terms; and effective date.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 31—A Bill to amend and reenact §15-2B-2, §15-2B-3, §15-2B-5, §15-2B-6, §15-2B-9, and §15-2B-11 of the Code of West Virginia, 1931, as amended, relating to DNA that is maintained for law-enforcement purposes in West Virginia; providing updates for the policy of maintaining DNA; defining terms; requiring DNA collection from all persons convicted of felonies and certain misdemeanors; requiring DNA collection from all persons charged by indictment, or information of any felony offense after a grand jury has returned an indictment, or prosecution by indictment has been waived; adding qualifying offense of domestic battery; specifying testing

methods; authorizing emergency, and requiring, legislative rules; specifying expungement in certain circumstances; and providing failure to expunge or reasonably delay expungement will not invalidate an identification, warrant, probable cause to arrest or arrest based upon a database match.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 32—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §47-18A-1, §47-18A-2, §47-18A-3, §47-18A-4, §47-18A-5, §47-18A-6, §47-18A-7, and §47-18A-8, relating to establishing the Uniform Antitrust Pre-Merger Notification Act; providing an article citation designation; defining terms; requiring pre-notification of a merger of certain businesses to the Attorney General; requiring the Attorney General to keep confidential certain documents and providing exceptions thereto; allowing reciprocity between the Attorney General and certain other state attorneys general for sharing of confidential documents; authorizing the Attorney General to pursue civil penalties for any person who fails to comply with the provisions of this act; requesting courts to promote uniformity between states when applying and construing this act; and providing that the provisions of this act apply only to those mergers filed on or after the effective date of the act.

Referred to the Committee on the Judiciary.

By Senator Oliverio:

Senate Bill 33—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §5A-3-64, relating to establishing the Public/Private Small Business Enhancement Program to encourage small business development and growth; providing definitions; providing for rule-making authority; providing for exemptions for construction; and providing for a sunset date.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 34—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §24-2J-1 and §24-2J-2, relating to establishing a community solar pilot program for subscribers to gain credits against their utility bills; providing legislative findings; defining terms; authorizing subscriber-based solar projects that allow solar power production to be granted credit against electric power costs; providing that an authorized project is not deemed as a utility; providing conditions and terms for operation for a facility; providing for regulation of the pilot program by the Public Service Commission; providing conditions for credits; providing requirements for subscriber organizations; and providing Public Service Commission rule-making authority and directives.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 35—A Bill to amend and reenact §18B-4-5 and §18B-7-5 of the Code of West Virginia, 1931, as amended, relating to permitting current campus police officers in this state to participate in the Deputy Sheriffs Retirement System; and mandating newly hired campus police officers to participate in the Deputy Sheriffs Retirement System beginning on January 1, 2026.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 36—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section designated §46A-2-141, relating to defining veterans benefits matters; identifying actions that constitute representation and compensation for representing a person seeking veterans benefits; requiring any such representation comply with federal law; and providing that a violation of this section is an unlawful practice and a violation of West Virginia Consumer Credit and Protection Act.

Referred to the Committee on Military; and then to the Committee on the Judiciary.

By Senator Oliverio:

Senate Bill 37—A Bill to amend and reenact §18A-4-10a of the Code of West Virginia, 1931, as amended, relating to providing persons who first became a member of the Teachers Retirement System on or after July 1, 2015, the opportunity to sell up to 10 of his or her unused days of personal leave back to the county board in exchange for monetary compensation paid on or before June 30.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 38—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §36-3A-1, §36-3A-2, §36-3A-3, §36-3A-4, §36-3A-5, §36-3A-6, §36-3A-7, §36-3A-8, and §36-3A-9, relating to creating the Uniform Unlawful Restriction in Land Records Act.

Referred to the Committee on Government Organization; and then to the Committee on the Judiciary.

By Senator Oliverio:

Senate Bill 39—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31A-9-1, §31A-9-2, §31A-9-3, §31A-9-4, §31A-9-5, §31A-9-6, §31A-9-7, §31A-9-8, §31A-9-9, §31A-9-10, §31A-9-11, §31A-9-12, §31A-9-13, §31A-9-14, §31A-9-15, and §31A-9-16, relating to the Uniform Special Deposits Act.

Referred to the Committee on Banking and Insurance; and then to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 40—A Bill to amend and reenact §5-16-7, §9-1-2, and §9-5-12 of the Code of West Virginia, 1931, as amended, relating to allowing for doula reimbursement under the West Virginia Public Employees Insurance Act and Medicaid.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Taylor:

Senate Bill 41—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18A-4-4a, relating to approving overtime pay for teachers.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 42—A Bill to amend and reenact §18A-4-7a of the Code of West Virginia, 1931, as amended, relating to reducing the number of days for which completion of employment in any one school year substitute teachers, except retired teachers and other retired professional educators employed as substitutes, accrue seniority exclusively for the purpose of applying for employment as a permanent, full-time professional employee and for which that number of days or more of employment is prorated and vests as a fraction of the school year.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 43—A Bill to amend and reenact §30-7-15 of the Code of West Virginia, 1931, as amended, relating to updating the requirements for a certified registered nurse anesthetist to administer anesthetics in cooperation with a physician or dentist.

Referred to the Committee on Health and Human Resources.

By Senator Taylor:

Senate Bill 44—A Bill to amend and reenact §49-2-113 of the Code of West Virginia, 1931, as amended, relating to modifying the ratio of children at family child care facilities.

Referred to the Committee on Health and Human Resources.

By Senator Taylor:

Senate Bill 45—A Bill to amend and reenact §31-2A-2 of the Code of West Virginia, 1931, as amended, relating to relieving a railroad company of any liability for injury to any person using a crossing during a parade by a school or any municipality, county, or other public entity that has permission for a parade, provided the railroad company is notified of the time of the parade and a train is stopped during the time of the parade.

Referred to the Committee on the Judiciary.

By Senator Taylor:

Senate Bill 46—A Bill to amend and reenact §8-12-5 of the Code of West Virginia, 1931, as amended, relating to allowing municipalities to complete work previously requested to the Division of Highways, with a provision for payment.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Taylor:

Senate Bill 47—A Bill to amend and reenact §18-2-25 of the Code of West Virginia, 1931, as amended, relating to providing that the West Virginia Secondary School Activities Commission promulgate legislative rules.

Referred to the Committee on Education.

By Senator Taylor:

Senate Bill 48—A Bill to amend and reenact §61-7-11a of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §18A-2-16, relating to creating a mobile training team for the purpose of school safety; providing for regional mobile training officers; empowering the West Virginia Department of Homeland Security to create the program; providing for coordination between school protection officers and the mobile training team; permitting elementary and secondary school teachers and administrators to carry concealed weapons; classifying such persons who carry concealed weapons as school protection officers; providing that any teacher or administrator may become a school protection officer; providing for exceptions; defining public notice for when a school has a school protection officer on location; providing for an incentive in the form of a bonus to be given to school protection officers; and providing that this incentive may be revoked if school protection officers lose their classification.

Referred to the Committee on Education; and then to the Committee on the Judiciary.

By Senator Taylor:

Senate Bill 49—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §16-3-4d, relating to prohibiting mandates for vaccines.

Referred to the Committee on Health and Human Resources.

By Senator Taylor:

Senate Bill 50—A Bill to amend and reenact §3-1-29 and §3-1-31 of the Code of West Virginia, 1931, as amended, relating to requiring municipal elections to be held on the same day as statewide elections.

Referred to the Committee on the Judiciary.

By Senator Taylor:

Senate Bill 51—A Bill to amend and reenact §16-2R-3 of the Code of West Virginia, 1931, as amended, relating to removing the rape and incest exception to obtain an abortion in West Virginia.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 52—A Bill to amend and reenact §11-22-1 of the Code of West Virginia, 1931, as amended, relating to exemptions from excise taxes; amending definitions; removing the exemption from excise taxes for certain transfers; adding an exemption for transfers between siblings; removing exemptions for certain gifts; and removing the excise-tax exemption for quitclaim deeds.

Referred to the Committee on Finance.

By Senator Oliverio:

Senate Bill 53—A Bill to amend of the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-1-2a, relating to prohibiting schools from starting an instructional day any earlier than 7:45 a.m.

Referred to the Committee on Education.

By Senator Oliverio:

Senate Bill 54—A Bill to amend and reenact §18-2-9 of the Code of West Virginia, 1931, as amended, relating to requiring all public schools located within this state to give age-appropriate instruction on the Holocaust.

Referred to the Committee on Education.

By Senator Oliverio:

Senate Bill 55—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §17-31-1, §17-31-2, §17-31-3, §17-31-4, and §17-31-5, relating to requiring the Commissioner of Highways to develop a formula for allocating road funds among districts for the benefit of the counties; making legislative findings; requiring the commissioner to solicit and consider public comments; requiring the commissioner to include certain factors in the formula; and requiring the commissioner to submit the formula to the Legislature for approval as a legislative rule.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 56—A Bill to amend and reenact §11-6B-3 and §11-6B-7 of the Code of West Virginia, 1931, as amended, relating to increasing the Homestead Property Tax Exemption for homeowners.

Referred to the Committee on Finance.

By Senator Phillips:

Senate Bill 57—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, §11-29-4, §11-29-5, and §11-29-6, relating to establishing a tax on the production of electricity from wind and solar collection; setting the rate of tax and providing collection procedures; establishing how to distribute those collected taxes to volunteer fire departments through the counties; listing requirements to qualify to receive funds from these collected taxes; providing for enforcement and penalties; listing exemptions; and establishing fines and accumulation of interest on late payment.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Phillips:

Senate Bill 58—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-9-2b, relating to permitting investigators in the State Tax Division to carry concealed weapons.

Referred to the Committee on the Judiciary.

By Senator Phillips:

Senate Bill 59—A Bill to amend and reenact §9-8-5 of the Code of West Virginia, 1931, as amended, relating to requiring a photograph of the user on EBT cards.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Phillips:

Senate Bill 60—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-13NN-1, §11-13NN-2, §11-13NN-3, §11-13NN-4, §11-13NN-5, §11-13NN-6, §11-13NN-7, §11-13NN-8, §11-13NN-9, §11-13NN-10, and §11-13NN-11, relating to establishing a road or highway infrastructure improvement projects or coal production and processing facilities tax credit for taxpayers subject to the tax imposed by West Virginia code; specifying a short title; specifying legislative findings and purpose for new credit; defining terms; specifying the amount of the credit, application of credit, and carry forward of unused credit; requiring filing of application for road or highway infrastructure improvement project credit as condition precedent to claiming credit, specifying procedure for application for certification, contents of application and limitation on maximum amount of credits which can be approved; specifying computation of qualified investment in coal production and processing facilities; allowing transfer of credits to successors; providing for forfeiture of unused tax credits and redetermination of credit allowed; providing penalties for failure to maintain records of qualified property; and establishing an effective date.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 61—A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new sections, designated §5-10-22o and §18-7A-26z, relating to providing a \$1,000 cost-of-living adjustment to certain retirees of the Public Employees Retirement System and the State Teachers Retirement System; and providing for the pro rata distribution of the cost-of-living adjustment to certain beneficiaries.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 62—A Bill to amend and reenact §49-1-201, §49-2-101, §49-2-809, §49-2-813, and §49-11-101 of the Code of West Virginia, 1931, as amended, relating to child welfare; defining terms; stating that protective services include both an investigative track and a family assessment track; requiring the Bureau for Social Services to establish a system of differential response and use appropriate screening tools to respond to reports received by centralized intake that complies with relevant law; providing data retention requirements; and amending requirements of the child welfare data dashboard.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Oliverio:

Senate Bill 63—A Bill to amend and reenact §32-4-406 and §32-4-407a of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new article, designated §32-7-701, §32-7-702, §32-7-703, §32-7-704, §32-7-705, §32-7-706, §32-7-707, §32-7-708, §32-7-709, §32-7-710, §32-7-711, and §32-7-712, relating to authorizing victim restitution and creating a restitution assistance fund for victims of securities violations; providing a short title; providing definitions, creating the Securities Restitution Operating Fund; providing for the manner and procedures for applications for restitution assistance; providing the manner and procedures for

the payment of restitution assistance awards; detailing the situations in which restitution is prohibited; providing for subrogation; providing for a lien on recovery and refunds of excessive restitution amounts; providing for the suspension of claims; exempting the restitution awards from attachment or intercept; authorizing the Auditor to promulgate rules regarding the restitution program; providing an effective date; permitting the Auditor to transfer three percent of securities fees collected to the Securities Restitution Operating Fund; and authorizing the awarding of restitution in an administrative assessment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Phillips:

Senate Bill 64—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31A-8H-1, §31A-8H-2, §31A-8H-3, and §31A-8H-4, relating generally to prohibiting financial institutions from discriminating against firearms businesses; specifying civil remedies; providing for attorney's fees and costs for a successful action; providing a statute of limitations on civil actions; providing for potential loss of state business to a financial institution found to have violated this article; and providing for an effective date.

Referred to the Committee on Banking and Insurance; and then to the Committee on the Judiciary.

By Senator Phillips:

Senate Bill 65—A Bill to amend and reenact §33-3-33 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §15A-11-11a, relating to fire department recruitment and retention; creating Fire Service Recruitment and Retention Fund; establishing that the purpose of the fund is to provide grants for recruitment and retention purposes; requiring the State Fire Commission to create a grant program; establishing considerations for awarding grants; providing for rulemaking; requiring State Fire Commission verify eligibility volunteer fire departments with Legislative Auditor; raising policy surcharge to one percent; and allocating disbursements to various funds.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Phillips:

Senate Bill 66—A Bill to amend and reenact §11-13A-3 of the Code of West Virginia, 1931, as amended, relating to providing an exemption from the state severance tax for coal sold to coal-fired power plants located within the State of West Virginia.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Maynard:

Senate Bill 67—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §17-2-3; and to repeal §7-1-3qq, relating to racing on highways or streets; transferring duties from county commissions to the Department of Transportation; and allowing races on county or municipal roads when the race is sanctioned by the local governing authority and the road is closed to other traffic.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Maynard:

Senate Bill 68—A Bill to amend and reenact §19-25-3, §19-25-4, §19-25-5, and §19-25-6 of the Code of West Virginia, 1931, as amended, relating generally to limiting landowner liability for injuries to, or caused by, persons entering or going upon land for noncommercial recreational purposes, wildlife propagation purposes, military training purposes, law-enforcement training purposes, or homeland defense training purposes; clarifying statutory language in light of *Mallet v. Pickens*, 206 W.Va. 145, 522 S.E.2d 436 (1999); defining terms; and making numerous technical corrections.

Referred to the Committee on the Judiciary.

By Senator Maynard:

Senate Bill 69—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-2S-1, relating to requiring physicians to notify parents when prescribing contraceptives to minors; and providing definitions.

Referred to the Committee on Health and Human Resources.

By Senator Maynard:

Senate Bill 70—A Bill to amend and reenact §3-10-5 of the Code of West Virginia, 1931, as amended, relating to clarifying the responsibility of the Governor to fill a vacancy in the state Legislature; providing a process for the selection of three legally qualified persons to fill a vacancy in the office of state Senator or member of the House of Delegates; allowing for virtual candidate interviews where more than three candidates apply; clarifying the interview process; and providing that a party county chairman appoint a subcommittee to act as vacancy committee where a senate or delegate district is wholly within one county.

Referred to the Committee on the Judiciary.

By Senator Maynard:

Senate Bill 71—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §29-1-8e, relating to the West Virginia Monument and Memorial Protection Act of 2025; prohibiting the removal, renaming, alteration, or relocation of any statue, monument, memorial, nameplate, plaque, school, street, bridge, building, park, preserve, or reserve recognized by the West Virginia State Historic Preservation Office and which is located on public property and has been erected for, named, or dedicated in honor of certain historical, military, labor, civil rights, and Native-American events, figures, and organizations; prohibiting any person from preventing the governmental entity having responsibility for maintaining the items, structures, or areas from taking proper measures to protect, preserve, care for, repair, or restore the items, structures, or areas recognized by the West Virginia State Historic Preservation Office; and authorizing the West Virginia State Historic Preservation Office to grant waivers under certain circumstances.

Referred to the Committee on Government Organization.

By Senator Maynard:

Senate Bill 72—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-22f, relating to requiring public schools to notify parents when dispensing contraceptives to minors; and providing a definition.

Referred to the Committee on Health and Human Resources.

By Senator Woelfel:

Senate Bill 73—A Bill to amend and reenact §37-6-5, §37-6A-1, §37-6A-5, and §55-3A-1 of the Code of West Virginia, 1931, as amended, relating generally to clarifying that tenancy includes persons who reside in a sober living home; providing a definition for "sober living home"; and providing that reasonable attorney's fees shall be awarded for a landlord's willful or bad-faith noncompliance relating to rental security deposits when the tenant resides in a sober living home.

Referred to the Committee on the Judiciary.

By Senator Woelfel:

Senate Bill 74—A Bill to amend and reenact §37-6A-5 and §55-3A-1 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §37-6-5a, relating to residents of recovery residences; creating pilot program for recovery residences located in Cabell County as such residences relate to landlord-tenant law; defining terms; providing that resident of recovery residence may be immediately discharged in certain circumstances; establishing procedures for removing recovery resident; establishing refund process for fees for residency or services paid to recovery residence; requiring return transportation be provided to individual transported to recovery residence from outside state of West Virginia; requiring reporting of certain information to West Virginia Department of Human Services' Bureau for Behavioral Health; requiring West Virginia Department of Human Services' Bureau for Behavioral Health to prepare and submit written report to Joint Committee on Government and Finance and specifying minimum contents; clarifying effect on rights under the West Virginia Fair Housing Act; providing sunset date; requiring award of reasonable attorney's fees against recovery residence in certain instances; and requiring recovery residence file petition for summary relief for wrongful occupation of residential rental property in certain circumstances.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 75—A Bill to amend and reenact §29-22A-10d, §29-22A-10e, and §29-22C-27a of the Code of West Virginia, 1931, as amended, relating to the racetrack video lottery changes in distribution of net terminal income; changes in distribution of adjusted gross receipts in the lottery racetrack table games; and restoring moneys previously removed from net terminal income in 2014.

Referred to the Committee on Finance.

By Senator Deeds:

Senate Bill 76—A Bill to amend and reenact §20-18-2 and §20-18-8 of the Code of West Virginia, 1931, as amended, relating to Natural Resource Police Officer Retirement; increasing the accrued benefit of members of the West Virginia Natural Resources Police Officer Retirement System who retire on or after January 1, 2028; and providing for additional funding of the West Virginia Natural Resources Police Officer Retirement System.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Phillips:

Senate Bill 77—A Bill to amend and reenact §11-13A-6a of the Code of West Virginia, 1931, as amended, relating to providing that all coal severance tax shall be provided to the county that produced the coal.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Takubo:

Senate Bill 78—A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new sections, designated §11-21-98 and §11-24-45, relating to providing a tax credit against the state corporate net income tax and the state personal income tax for expenditures related to the operation of existing employer-provided or sponsored child care facilities; defining terms; providing for rulemaking; setting the amount of the credit; providing for limitation of the credit; providing for transferrable credit available to non-profit corporations; and providing for a recapture process.

Referred to the Committee on Finance.

By Senator Oliverio:

Senate Bill 79—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31-17B-1, §31-17B-2, §31-17B-3, §31-17B-4, §31-17B-5, §31-17B-6, and §31-17B-7, relating to establishing the Uniform Mortgage Modification Act; providing an article citation designation; defining terms; providing the applicability of this article to certain mortgage modifications and providing exceptions thereto; providing that certain existing terms and conditions of a mortgage continue to be in effect when other specified terms are modified without altering the loans secured priority against the property for which the loan is held; requesting courts to promote uniformity between states when applying and construing this act; providing that this act does limit and modify certain provisions of the Global and National Commerce Act and providing an exception thereto; and providing that the provisions of this act apply only to those mortgage modifications made on or after the effective date of the act.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 80—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-2-46, relating to requiring a moment of silence at the beginning of each school day; forbidding teachers from making suggestions as to the nature of the reflection that students may engage in during the moment of silence; and providing for the Attorney General to defend the provisions of this section.

Referred to the Committee on Education; and then to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 81—A Bill to amend and reenact §61-5-17a of the Code of West Virginia, 1931, as amended, relating to establishing a criminal offense for knowingly, willfully, and forcibly obstructing or hindering a home incarceration supervisor or a social service worker while they are lawfully acting in their official capacity and the obstructing or hindering causes their death; establishing criminal penalty therefor of imprisonment in a state correctional facility for 15 years to life; and providing definitions.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 82—A Bill to amend and reenact §61-2-29 and §61-2-29a of the Code of West Virginia, 1931, as amended, relating to abuse or neglect of incapacitated adults; establishing

gross neglect of an incapacitated adult as a felony with penalties to include a fine not exceeding \$3,000 and confinement to the custody of the division of corrections for not less than one nor more than five years; and removing the element of malice in felony charges of certain caregiver actions resulting in death of an incapacitated adult.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 83—A Bill to amend and reenact §49-5-101 of the Code of West Virginia, 1931, as amended, relating to adding the Foster Care Ombudsman as a person to have access to records concerning child abuse or neglect allegations or proceedings.

Referred to the Committee on Health and Human Resources.

By Senator Rucker:

Senate Bill 84—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §30-44-1, §30-44-2, §30-44-3, §30-44-4, §30-44-5, §30-44-6, §30-44-7, §30-44-8, §30-44-9, §30-44-10, §30-44-11, §30-44-12, §30-44-13, §30-44-14, §30-44-14a, §30-44-14b, §30-44-15, §30-44-16, and §30-44-17, relating generally to certified professional midwives; providing for definitions; setting forth the license required to practice; providing requirements for the license; providing for the license renewal and reinstatement; establishing temporary permits; detailing the contents of the license or certificate; providing for continuing education; clarifying the use of titles; providing for the denial, revocation, or suspension of license; listing exceptions; establishing prohibitions and penalties; creating an injunction or other relief against unlawful acts; providing for regulations governing the practice of midwifery; defining established medical tests, legend drug formulary, and medical devices; creating a drugs legend; creating a medical tests legend; providing for midwife responsibilities; providing for confidentiality; and providing for immunity.

Referred to the Committee on Health and Human Resources; and then to the Committee on Government Organization.

By Senator Rucker:

Senate Bill 85—A Bill to amend and reenact §16-2R-2 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §16-2R-10, relating to prohibiting the use or sale of abortifacients; enacting criminal penalties and private causes of action for supplying abortifacients; and creating severability.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 86—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18B-1B-14, relating to creating the Unmatched Medical Graduate Advisory Council; establishing findings and purpose; establishing membership of advisory council; setting forth subjects to be addressed by advisory council in reporting; providing for selection of chair and vice chair; establishing quorum; providing that administrative support be provided by the Higher Education Policy Commission; and requiring reporting of findings and recommendations by December 31, 2025.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 87—A Bill to amend and reenact §16-66-2 of the Code of West Virginia, 1931, as amended, relating to pregnancy help organizations; and providing approved pregnancy help organizations flexibility to receive funding for various costs.

Referred to the Committee on Finance.

By Senator Rucker:

Senate Bill 88—A Bill to amend and reenact §15A-10-15 of the Code of West Virginia, 1931, as amended, relating to the performance of installation of propane gas systems; requiring the Fire Commission to promulgate standards relating to propane gas systems installed in single-family dwellings; and requiring the State Fire Marshal to inspect and certify compliance with the Fire Commission's standards.

Referred to the Committee on Government Organization.

By Senator Rucker:

Senate Bill 89—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5G-14a, relating to creating alternative high-risk population public charter schools; describing students of said schools; and requiring the state board to promulgate a rule for funding.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 90—A Bill to amend and reenact §18-5G-12 of the Code of West Virginia, 1931, as amended, relating to providing greater access to unused buildings for public charter schools; requiring the county board or public entity to allow the charter school sufficient time to establish the school; providing that the facility is not required to hold the building if the charter school application is denied; and allowing the authorizer of the charter school to release the building in the event the school is unable to open.

Referred to the Committee on Education.

By Senator Rucker:

Senate Bill 91—A Bill to amend and reenact §11A-3-2 of the Code of West Virginia, 1931, as amended, relating to requiring the sheriff to send notices to the owners of record and to each resident or occupant of real property prior to selling the property for which property taxes have not been paid.

Referred to the Committee on Government Organization.

By Senator Rucker:

Senate Bill 92—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-2L-1, §18-2L-2, §18-2L-3, and §18-2L-4, relating to creating the Glucagon for Schools Act; defining terms; allowing prescription for undesignated glucagon in the name of a school district or school; allowing school to maintain a supply of undesignated glucagon; allowing trained school personnel to administer undesignated glucagon if the student's prescribed glucagon is not available on site or has expired; prohibiting licensed health professional with prescribing authority and pharmacist from being held responsible for harm due to the administration of undesignated glucagon in certain instances; declaring school personnel,

the school district or school of employment, members of the governing school board, and the chief administrator are not liable in any criminal action or for civil damages as a result of administering undesignated glucagon in certain instances; requiring a school to call local emergency assistance and notify certain others as soon as practicable after the administration of undesignated glucagon; stating that each school should have an easily accessible glucometer on site; allowing all school personnel in schools that have students with diabetes to receive certain training; allowing designated school personnel to be trained to perform tasks necessary to assist a student with diabetes in accordance with his or her diabetes medical management plan; allowing school district to coordinate staff training; allowing school nurses, where available, or certain health care providers to provide technical assistance, consultation, or both to school personnel; and requiring an information sheet to be provided to any school employee who transports a student for school-sponsored activities.

Referred to the Committee on Health and Human Resources.

By Senator Rucker:

Senate Bill 93—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article designated §16-9H-1, §16-9H-2, §16-9H-3, §16-9H-4, §16-9H-5, §16-9H-6, and §16-9H-7, relating to the creation of an e-cigarette and e-cigarette liquid directory; regulating the distribution and sale of e-cigarettes and e-cigarette liquid; requiring manufacturers to obtain market authorization from the United States Food and Drug Administration prior to the sale of e-cigarettes or e-cigarette liquids; providing manufacturers notice and the opportunity to be heard before removal from the directory; prohibiting the sale of e-cigarettes or e-cigarette liquid not listed on the directory; requiring unannounced compliance checks for retailers and wholesalers of electronic cigarettes; prescribing fines and penalties; requiring foreign manufacturers to designate an agent for service of process; designating the Secretary of State as an agent for service of process for resident manufacturers; and providing enforcement and rule-making authority to the Tax Commissioner and the Alcohol Beverage Control Administration Commissioner.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 94—A Bill to amend and reenact §18-2-9 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §18-2-46, relating to the State Board of Education and required courses of education; courses to include human growth and development related to pregnancy and human development inside the womb; required methods of presenting this instruction and adding a human growth and development curriculum to be known as the Baby Olivia Act; and authorizing the Attorney General to sue for any violation of the Baby Olivia Act.

Referred to the Committee on Education.

By Senator Rucker:

Senate Bill 95—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9-5-34, relating to requiring the Department of Health to allow reimbursement for remote ultrasound procedures and remote fetal nonstress tests utilizing established CPT codes for these procedures when the patient is in a residence or other off-site location from the patient's provider and the same standard of care is met.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 96—A Bill to amend and reenact §11-3-9 of the Code of West Virginia, 1931, as amended, relating to exempting from ad valorem property tax all property used for divine worship, including parts of those properties that are used for educational and other charitable purposes.

Referred to the Committee on Finance.

By Senator Rucker:

Senate Bill 97—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-2S-1 §16-2S-2, §16-2S-3, §16-2S-4, §16-2S-5, and §16-2S-6, relating to the creation of the West Virginia Chemical Abortion Prohibition Act; creating the offense; providing no liability to the patient; providing a rule of construction regarding ectopic pregnancy; providing for definitions; creating severability; and providing for disposal of discarded abortion drugs.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 98—A Bill to amend and reenact §17C-5A-3 and §17C-5A-3a of the Code of West Virginia, 1931, as amended, relating generally to the Division of Motor Vehicles' Safety and Treatment Program and Alcohol and Drug Test and Lock Program; adding grievance and appellate procedures and judicial review for individuals who have participated in the program; authorizing the commissioner to promulgate an emergency rule; prohibiting minimum driving time, minimum mileage, and driving frequency requirements of Division of Motor Vehicles' Alcohol and Drug Test and Lock Program system; prohibiting removal of program participant for failure to meet certain program requirements; and directing the commissioner to reinstate former program participants for failing to meet such requirements, at no cost to the program participant, upon participant's meeting specified criteria.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Clements:

Senate Bill 99—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-13NN-1, §11-13NN-2, §11-13NN-3, §11-13NN-4, §11-13NN-5, and §11-13NN-6, relating to creating the Return to West Virginia Tax Credit Act; providing for a title, findings, and purpose; providing for a nonrefundable credit against state personal income taxes; providing a definition; providing for limitations and eligibility requirements of the credit; authorizing legislative rule; authorizing the Tax Commissioner to create forms and require documentation; providing for effective and expiration dates of the credit; and requiring reporting.

Referred to the Committee on Finance.

By Senator Barrett:

Senate Bill 100—A Bill to amend and reenact §15-2A-21 of the Code of West Virginia, 1931, as amended, relating to using accrued leave to acquire additional credited service toward retirement; clarifying that a leave day equals eight hours' leave; and granting members entering

retirement system after July 1, 2015, the option to use leave days to acquire additional service for retirement.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Weld:

Senate Bill 101—A Bill to amend and reenact §61-12-10 of the Code of West Virginia, 1931, as amended, relating to postmortem examinations.

Referred to the Committee on Health and Human Resources.

By Senator Weld:

Senate Bill 102—A Bill to amend and reenact §36-3-5 of the Code of West Virginia, 1931, as amended, relating to modifying the form of deeds.

Referred to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 103—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §15-1B-28, relating to exempting certain records from public release.

Referred to the Committee on Military.

By Senator Weld:

Senate Bill 104—A Bill to amend and reenact §11A-1-17 of the Code of West Virginia, 1931, as amended, relating to sheriff's commission for collection of taxes.

Referred to the Committee on Government Organization.

By Senator Weld:

Senate Bill 105—A Bill to amend and reenact §5-10-20 of the Code of West Virginia, 1931, as amended, relating to authorizing sheriffs who are members of the public retirement system to retire upon attaining the age of 62 with eight or more years of service.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Stuart:

Senate Bill 106—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §15A-1-9a, relating to authorizing the West Virginia Department of Homeland Security to assist with border security in the state of Texas.

Referred to the Committee on Finance.

By Senator Tarr:

Senate Bill 107—A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new sections, designated §11-12-4b and §36-4-20; and to amend the code by adding a new article, designated §11-12E-1, §11-12E-2, §11-12E-3, and §11-12E-4, relating to real property, tax, and registration requirements associated with carbon offset agreements; providing exceptions; requiring parties to current and new carbon offset agreements to register with the State Tax Department; requiring reports by Division of Forestry and State Tax Department; authorizing disclosure of information between the Tax Commissioner and Division of Forestry;

imposing an excise tax on receipts derived from carbon offset agreements; setting forth reporting requirements; defining "managed timberland" to exclude certain timberland subject to a carbon offset agreement; specifying application of West Virginia Tax Procedure and Administration Act and West Virginia Tax Crimes and Penalties Act; authorizing promulgation of rules; providing legislative findings and declarations; providing that any covenant, restriction, condition, easement, contract, lease, deed, agreement, option, or other governing document, which is executed or recorded after the effective date, which effectively prohibits or restricts the development of land and minerals or the harvesting of timber for the purposes of carbon capture, carbon offset, and carbon sequestration is void and unenforceable, unless said covenant, restriction, condition, easement, contract, lease, deed, agreement, option, or other governing document is for an initial maximum term of 20 years or less; providing that options to renew or continue such arrangements beyond the maximum term of 20 years shall be valid only if the consideration is required to be renegotiated to exercise the option and the option is for a maximum of 20 years or less; and providing exceptions.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Roberts:

Senate Bill 108—A Bill to amend and reenact §16-3-4, §18-28-2, and §18-28-6 of the Code of West Virginia, 1931, as amended, relating to allowing students in private schools to be immunized on a voluntary basis.

Referred to the Committee on Health and Human Resources.

By Senator Tarr:

Senate Bill 109—A Bill to amend the Code of West Virginia, 1931, as amended by adding a new article, designated §11-18-1, §11-18-2, §11-18-3, and §11-18-4; and to amend the code by adding a new article, designated §15-1L-1, §15-1L-2, §15-1L-3, §15-1L-4, §15-1L-5, §15-1L-6, §15-1L-7, §15-1L-8, and §15-1L-9, relating to creating a program to reward citizens for information on drug trafficking; providing findings and intent; defining terms; creating an excise tax on opioid antagonists and test strips; creating a special revenue account; providing a short title; setting out a purpose; establishing a program for providing rewards for pertinent information; placing the program with the State Police; giving the Secretary of Homeland Security jurisdiction over the program; setting out privacy requirements; providing for exclusions; authorizing funding; requiring an application; exempting the reward from taxation and other legal processes; and providing for rulemaking.

Referred to the Select Committee on Substance Use Disorder and Mental Health; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 110—A Bill to amend and reenact §16-9G-1 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §9-3-7, relating to a Medicaid state plan amendment; providing that the Bureau for Medical Services shall seek a state plan amendment; providing that the state plan amendment provide for cost sharing and/or premiums for certain populations; allowing that the state plan amendment may provide for a demonstration project; and providing for an effective date.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 111—A Bill to amend and reenact §49-2-906 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §28-5C-3, relating to providing free feminine hygiene products to adult and juvenile females in custody or detention in jails, regional jails, or state correctional facilities, and female juveniles in juvenile detention; defining terms; and making a legislative finding.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 112—A Bill to amend and reenact §3-1-41 and §3-9-19 of the Code of West Virginia, 1931, as amended, relating to expressly prohibiting the acceptance of illegal ballots cast in any election; and providing criminal penalties for intentionally and knowingly accepting an absentee ballot that does not comply with state requirements for absentee voting.

Referred to the Committee on the Judiciary.

By Senator Clements:

Senate Bill 113—A Bill to amend and reenact §30-29-8 of the Code of West Virginia, 1931, as amended, relating to responsibility for reimbursement of training costs of law-enforcement employees who leave original jurisdiction of employment for employment in another law-enforcement agency in this state.

Referred to the Committee on Finance.

By Senator Clements:

Senate Bill 114—A Bill to amend and reenact §17A-4A-2a of the Code of West Virginia, 1931, as amended, relating to mandating lending institutions who conduct five or more transactions annually to utilize the Division of Motor Vehicles electronic lien system to perfect or release security interest in a vehicle.

Referred to the Committee on Transportation and Infrastructure.

By Senator Takubo:

Senate Bill 115—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11-13NN-1, §11-13NN-2, §11-13NN-3, §11-13NN-4, §11-13NN-5, §11-13NN-6, §11-13NN-7, §11-13NN-8, and §11-13NN-9, relating to establishing a tax credit for certain physicians who locate in this state to practice; setting forth findings; defining terms; setting forth eligibility for tax credit; creating the tax credit; establishing maximum allowable amount of tax credit; setting forth procedure to claim tax credit; authorizing the Tax Commissioner to promulgate rules; and setting effective date.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Takubo:

Senate Bill 116—A Bill to amend and reenact §9-5-12a of the Code of West Virginia, 1931, as amended, relating to increasing the coverage limit; requiring the Bureau for Medical Services to require its managed care organizations to provide education to Medicaid enrollees regarding the availability of coverage; and requiring reporting.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Takubo:

Senate Bill 117—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §17C-2-10, relating to permitting allopathic and osteopathic physicians to be exempt from specified traffic laws in emergency situations when responding to an emergency call; providing that physicians must still exercise due care for safety; and providing for rulemaking.

Referred to the Committee on Transportation and Infrastructure.

By Senator Takubo:

Senate Bill 118—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-5EE-1, §16-5EE-2, §16-5EE-3, §16-5EE-4, §16-5EE-5, §16-5EE-6, §16-5EE-7, §16-5EE-8, and §16-5EE-9, relating to recruitment of forensic pathologists; setting forth purpose; defining terms; setting forth eligibility criteria; setting forth required loan repayment documents and procedure; designating the Department of Health to administer the program; setting forth award requirements and procedure; creating a fund; requiring rulemaking; and setting forth minimum salary.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Takubo:

Senate Bill 119—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-2L-1, §18-2L-2, §18-2L-3, and §18-2L-4, relating to the Stop the Bleed Act; defining terms; establishing requirements for implementation of the act; and addressing funding.

Referred to the Committee on Education.

By Senator Takubo:

Senate Bill 120—A Bill to amend and reenact §15-2B-4 and §15-2B-6 of the Code of West Virginia, 1931, as amended, relating to designating the Forensic Analysis Laboratory of the Marshall University Forensic Science Center as the back-up provider to manage the DNA databank and database in the event of a statewide declared, public emergency, or natural disaster; designating Forensic Analysis Laboratory of the Marshall University Forensic Science Center as an additional site for the analysis of the DNA samples from unidentified human remains; providing Forensic Analysis Laboratory of the Marshall University Forensic Science Center access to certain databases; and requiring the Chief Medical Examiner, or his or her designee, to collect specified samples for inclusion into the state DNA databank and specifying access to those samples.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Weld:

Senate Bill 121—A Bill to amend and reenact §61-8-9 of the Code of West Virginia, 1931, as amended, relating to indecent exposure of a person's nude penis, vagina, or anus; declaring that indecent exposure requires exposing one's nude penis, vagina, or anus; authorizing a person convicted of third offense indecent exposure for purposes of sexual gratification to be both fined

and imprisoned; creating enhanced penalties for second and subsequent violations; creating the criminal offense of indecent exposure in front of minors; removing breast-feeding exemption as unnecessary due to definition clarification; defining terms; and establishing criminal penalties for the new offense.

Referred to the Committee on the Judiciary.

By Senator Clements:

Senate Bill 122—A Bill to amend and reenact §18-9A-2 of the Code of West Virginia, 1931, as amended, relating to the school aid formula; and establishing a minimum net enrollment of 1,200 students for each county.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Clements:

Senate Bill 123—A Bill to amend and reenact §17-3-2 of the Code of West Virginia, 1931, as amended, relating to the use of the State Road Fund for state road purposes.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Barrett:

Senate Bill 124—A Bill to amend and reenact §55-2-6, §55-2-7, and §55-2-11 of the Code of West Virginia, 1931, as amended, relating to limitation of certain actions; and reducing time within which to bring actions to recover on written and oral contracts, certain bonds, and recognizances.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 125—A Bill to amend and reenact §3-10-3 of the Code of West Virginia, 1931, as amended, relating to when vacancies in the office of magistrate shall be filled by election or appointment; clarifying that when a vacancy in the office of magistrate creates an unexpired term of more than three years the vacancy shall be filled by election; and clarifying that when a vacancy in the office of magistrate creates an unexpired term of less than three years the vacancy shall be filled by appointment.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 126—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §15-5D-1, §15-5D-2, §15-5D-3, §15-5D-4, §15-5D-5, §15-5D-6, §15-5D-7, and §15-5D-8, relating to enacting the West Virginia Volunteer State Defense Guard Act.

Referred to the Committee on Military; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 127—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §12-3-21, relating to establishing the revocation of authority for spending by an agency in support of a challenge to West Virginia law; and providing for exceptions.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 128—A Bill to amend and reenact §49-4-108 of the Code of West Virginia, 1931, as amended, relating to removing the option for courts to order services at a higher rate than Medicaid.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 129—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9-5-34, relating to Medicaid; adding requirement that Medicaid submit certain waivers and plan amendments over \$3 million through the legislative rule-making process; and requiring Medicaid to study and provide reports to the Legislature regarding the costs of the program and recommendations to contain costs.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 130—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9-5-34, relating to prioritizing providing medical services to West Virginia Medicaid beneficiaries within West Virginia.

Referred to the Committee on Health and Human Resources.

By Senator Tarr:

Senate Bill 131—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §61-17-1, §61-17-2, §61-17-3, §61-17-4, §61-17-5, §61-17-6, §61-17-7, §61-17-8, and §61-17-9, relating to prohibitions on the illegal entry into or illegal presence in this state by a person who is an alien; enforcement of prohibitions and certain related orders, including immunity from liability and indemnification for enforcement actions; authorizing or requiring under certain circumstances the removal of persons who violate those prohibitions; and creating criminal offenses.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 132—A Bill to amend and reenact §7-22-9 of the Code of West Virginia, 1931, as amended, relating to county economic opportunity development districts; authorizing the Mason County Commission to levy a special district excise tax; authorizing the special district excise tax for the benefit of the Town of Henderson Economic Opportunity District; setting forth the land area within the special district subject to the special district excise tax; authorizing the commission to create the district and levy the special district excise tax without the approval of the executive director of the development office; authorizing the commission to determine the base district tax, the base tax revenue amount, the gross annual district tax revenue amount and the estimated net annual district tax revenue amount; and requiring the Tax Commissioner to provide the commission with certification of the base tax revenue amount.

Referred to the Committee on Economic Development; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 133—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §3-1-52, relating to prohibiting ranked choice voting in elections in West Virginia.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 134—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-6-18A, relating to prohibition against public camping; defining terms; prohibiting camping in public places; providing that person's intent established through specified actions; providing that violation of article constitutes a misdemeanor; providing for fine; requiring bus ticket to be offered; providing for community service; addressing preemption; and requiring officer to provide information prior to issuance of citation unless there is an imminent threat to public health or safety.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 135—A Bill to amend and reenact §19-12A-5 of the Code of West Virginia, 1931, as amended, relating to precluding the Department of Agriculture from cancellation of certain leases; removing language allowing cancellation of any lease which the Department of Agriculture is a party, and the consideration is less than five dollars per acre; and making technical corrections.

Referred to the Committee on Agriculture.

By Senator Weld:

Senate Bill 136—A Bill to amend and reenact §62-12-13 of the Code of West Virginia, 1931, as amended, relating to modifying the parole eligibility for a person serving a sentence for first degree murder.

Referred to the Committee on the Judiciary.

By Senator Hamilton:

Senate Bill 137—A Bill to amend and reenact §3-8-2b of the Code of West Virginia, 1931, as amended, relating to requiring a political action committee to disclose the names and addresses of its contributors to the Secretary of State.

Referred to the Committee on Government Organization; and then to the Committee on the Judiciary.

By Senator Hamilton:

Senate Bill 138—A Bill to amend and reenact §61-5-17 of the Code of West Virginia, 1931, as amended, relating to creating enhanced second and third offenses for fleeing from an officer on foot or in a vehicle; establishing criminal penalties for the new offenses; and declaring that a conviction for fleeing while under the influence of alcohol or drugs is treated as a driving under the influence for licensure purposes.

Referred to the Committee on the Judiciary.

By Senator Hamilton:

Senate Bill 139—A Bill to amend and reenact §3-10-5 of the Code of West Virginia, 1931, as amended, relating to the filling of vacancies in the Legislature; and providing that an individual must reside within the district he or she would represent for one year prior to appointment in order to be eligible to fill a vacancy in the Legislature.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 140—A Bill to amend and reenact §30-1-10 of the Code of West Virginia, 1931, as amended, relating to when excess funds accumulated by boards are to be transferred to the General Revenue Fund of the State Treasury.

Referred to the Committee on Finance.

By Senator Woodrum:

Senate Bill 141—A Bill to amend and reenact §20-7-1b of the Code of West Virginia, 1931, as amended, relating to clarifying that the Director of the Division of Natural Resources has replaced the designation of the "Department of Natural Resources" to enter into written agreements with federal agencies in the state with law-enforcement duties on and in federal lands located within the boundaries of West Virginia to enforce state laws therein.

Referred to the Committee on Natural Resources.

By Senator Woodrum:

Senate Bill 142—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §20-20-1, §20-20-2, §20-20-3, §20-20-4, §20-20-5, §20-20-6, §20-20-7, and §20-20-8, relating to the creation of the Mountain Bike Responsibility Act; stating a legislative purpose; defining terms; and providing for duties of trail system operators, mountain bicyclists, and passengers on aerial passenger tramways.

Referred to the Committee on Natural Resources; and then to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 143—A Bill to amend and reenact §60A-4-416 of the Code of West Virginia, 1931, as amended, relating generally to the Uniform Controlled Substances Act; defining and clarifying the phrases "engaged in the illegal use of a controlled substance with another person", and "seek medical assistance"; and establishing criminal penalties.

Referred to the Select Committee on Substance Use Disorder and Mental Health; and then to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 144—A Bill to amend and reenact §21A-2C-1, §21A-2C-2, §21A-2C-3, §21A-2C-4, §21A-2C-5, and §21A-2C-6 of the Code of West Virginia, 1931, as amended, relating to renaming the act the Military Incentive Program and extending this program to all veterans; updating definitions; naming WorkForce West Virginia as the only agency administering this program; and establishing rulemaking.

Referred to the Committee on Military; and then to the Committee on Finance.

By Senator Weld:

Senate Bill 145—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §37-16-1, §37-16-2, §37-16-3, §37-16-4, §37-16-5, §37-16-6, §37-16-7, §37-16-8, and §37-16-9, relating to real property conveyed by land installment agreement; providing definitions; laying out land installment contract requirements; providing for vendor requirements; providing for the condition of forfeiture, notice of default, and right to cure; defining the effect of vendor's default on lien on property; spelling out contrary provisions; defining interest; providing for remedies; and clarifying the Truth in Lending Act.

Referred to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 146—A Bill to amend and reenact §18-3-6 of the Code of West Virginia, 1931, as amended, relating to requiring county boards of education, county superintendents, employees of county boards of education, and the West Virginia Public Employees' Grievance Board to give substantial deference to the State Superintendent's interpretations of school law or State Board of Education rules; and providing exceptions to substantial deference requirement.

Referred to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 147—A Bill to amend and reenact §17C-5-3 of the Code of West Virginia, 1931, as amended, relating to reckless driving; establishing the aggravated felony offense of reckless driving resulting in the death of another; and providing the criminal penalties for the offense.

Referred to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 148—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §24-2-1s, relating to the electrical needs of the premises of the United States armed forces or the West Virginia National Guard; providing that the provision of electricity from a certified high impact industrial business development district to meet the needs of the premises of the United States armed forces or the West Virginia National Guard does not constitute a public service; and providing exemptions from the limitations on power purchase agreements or net metering and interconnections standards as provided in code for a certified high impact industrial business development district which enters into a power purchase agreement with the United States armed forces or the West Virginia National Guard to provide electricity only to meet the needs of its premises.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Economic Development.

By Senator Weld:

Senate Bill 149—A Bill to amend and reenact §18B-10-7 of the Code of West Virginia, 1931, as amended, relating to exempting certain military veterans and their dependents from the payment of tuition and fees.

Referred to the Committee on Military; and then to the Committee on Finance.

By Senator Weld:

Senate Bill 150—A Bill to amend and reenact §61-8-19 of the Code of West Virginia, 1931, as amended, relating to cruelty to animals; creating and defining the felony offense of cruelty to

animals; modifying and clarifying applicability of the section; defining terms; and creating criminal penalties.

Referred to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 151—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-3-27a; and to repeal §19-20-24, relating to police dogs and other public safety animals; creating offenses related to willfully causing physical injury, serious physical injury, or death to public safety animals; providing an exemption; defining terms; and establishing criminal penalties.

Referred to the Committee on the Judiciary.

By Senator Weld:

Senate Bill 152—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §20-2-65, relating to waivers of fees for emergency responders disabled in the line of duty for hunting, trapping, and fishing licenses; establishing procedures and requirements for requesting the waiver; and permitting the promulgation of rules by the Division of Natural Resources.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Weld:

Senate Bill 153—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §20-2-63, relating to exempting certain persons from fees for hunting, fishing, and trapping licenses and permits; providing that fees for hunting, trapping, and fishing licenses and permits are waived for certain volunteer firefighters; including eligibility requirements; requiring compliance with all other requirements to obtain license; and granting rule-making authority.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 154—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-29, relating to prohibiting a public school student from being required to participate in instruction related to sexual orientation and gender identity if a parent, custodian, or guardian of the student objects in writing; requiring each public school to afford the parent, custodian, or guardian of a child subject to instruction with respect to sexual orientation and gender identity advance written notification of such instruction and of their right to exempt the child from participation; prohibiting a public school and the county board employees assigned to the school from knowingly giving false or misleading information to the parent, custodian, or guardian of a student regarding the student's gender identity or intention to transition to a gender that is different than the sex listed on a student's official birth certificate or certificate issued upon adoption if the certificate was issued at or near the time of the student's birth; requiring a public school employee to report a student's request for an accommodation that is intended to affirm the student's gender identity from a person employed by the public school to an administrator employed by the county board and assigned to the school; requiring the administrator to report the student's request to the student's parent, custodian, or guardian; allowing for legal action in certain instances of a violation of section; allowing state board of education to promulgate rules to implement section; and providing that the provisions of this act are severable.

Referred to the Committee on Education; and then to the Committee on the Judiciary.

By Senator Woelfel:

Senate Bill 155—A Bill to amend and reenact §18-5D-6 of the Code of West Virginia, 1931, as amended, relating to establishing the Summer Feeding for All Program; providing findings; directing a county-by-county assessment of non-school day student initiative; addressing food insecurities; empowering county school boards to develop initiatives and programs for feeding students in need during summer and other non-school time periods; providing county board reporting requirements to the Office of Child Nutrition; and directing the Office of Child Nutrition to collect and distribute information regarding available food resources.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 156—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.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 157—A Bill to amend and reenact §17-2A-4b of the Code of West Virginia, 1931, as amended, relating to providing a \$5,000 raise to state road employees.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 158—A Bill to amend and reenact §18-2-1 of the Code of West Virginia, 1931, as amended, relating to modifying eligibility and qualifications to serve as an appointed member of the State Board of Education; prohibiting certain political and other activities; and permitting certain political activities.

Referred to the Committee on Education; and then to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 159—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §30-3-21, relating to prohibiting certain medical practices; prohibiting medical providers from performing pelvic, prostate, rectal, and breast exams on an anesthetized or unconscious patient except in specified circumstances; and establishing an effective date.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 160—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9-2-14, relating to Medicaid coverage for postpartum health care.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 161—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §16-1-9h, relating to water quality affecting residents of the state; establishing findings; requiring Department of Health evaluate whether public water sources contain levels of contaminants making them unsafe; providing water filtration equipment or technology to residents whose water is deemed unsafe; and providing for rulemaking.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 162—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §46A-9-1, §46A-9-2, and §46A-9-3, relating to older West Virginians' prescription drug pricing; defining terms; requiring pharmacies in West Virginia to charge senior citizens the lowest national price for prescription drugs; and granting enforcement powers to the Attorney General.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 163—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §16-1-8a, relating to including postpartum depression, anxiety, psychosis, and obsessive-compulsive disorders in existing public health programs.

Referred to the Select Committee on Substance Use Disorder and Mental Health.

By Senator Chapman:

Senate Bill 164—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-5EE-1, relating to clarifying parent and legal guardian access to a minor child's medical records.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 165—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §49-2-131, relating to ensuring equal financial support by the state for kinship parents and fictive kin as provided to certified foster parents.

Referred to the Committee on Health and Human Resources.

By Senator Chapman:

Senate Bill 166—A Bill to amend and reenact §49-2-802 and §49-4-601 of the Code of West Virginia, 1931, as amended, relating to requiring that parents named as a respondent in an abuse and neglect case or in an investigation by Child Protective Services are given a copy of their rights that is written in plain, understandable language; and giving authority to ensure receipt of said rights to the prosecutor of the county in which the investigation is taking place.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 167—A Bill to amend and reenact §30-1-26, §30-3-13, and §30-3-13a of the Code of West Virginia, 1931, as amended, relating to permitting medical providers outside the state of West Virginia to practice telehealth and telemedicine in West Virginia, as was previously permitted under the COVID-19 state of emergency.

Referred to the Committee on Health and Human Resources.

By Senator Chapman:

Senate Bill 168—A Bill to amend and reenact §37-6-9 of the Code of West Virginia, 1931, as amended, relating to proscribing rent control.

Referred to the Committee on Government Organization.

By Senator Chapman:

Senate Bill 169—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §9-5-34, relating to correlating the Medicaid personal needs allowance with the state poverty index.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 170—A Bill to amend the Code of West Virginia, 1931, by adding a new article, designated §61-3F-1, §61-3F-2, §61-3F-3, §61-3F-4, §61-3F-5, and §61-3F-6, relating to creating the Stop Non-Consensual Distribution of Intimate Deep Fake Media Act; providing for definitions; explaining manner of violation; providing for construction, safe harbor, and severability; providing for a penalty; and allowing injunctive relief.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 171—A Bill to amend and reenact §16-1-19 of the Code of West Virginia, 1931, as amended, relating to requiring all state buildings to have a nursing room so that a mother can either nurse her baby or pump; requiring that these nursing rooms be separate from a bathroom; and permitting that these rooms can be adjacent to bathrooms.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 172—A Bill to amend and reenact §18-7A-38 of the Code of West Virginia, 1931, as amended, relating to permitting retirees under the state Teachers Retirement System to work as substitute teachers for up to 180 days per academic year without loss of the payment of monthly retirement benefits; adding a legislative finding; changing the allowed period of employment; providing that no additional retirement system contributions will be made by the employer from such employment; and allowing the retirant to choose to contribute to his or her retirement from this employment should the retirant choose to do so.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 173—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §16-6-26, relating to requiring hotels and public lodging establishments to provide human trafficking awareness training to employees; mandating annual training; establishing reporting procedures; requiring local board of health approval of training program; establishing penalties; providing that no private cause of action is created; and authorizing rulemaking.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 174—A Bill to amend and reenact §61-8-19 of the Code of West Virginia, 1931, as amended, relating to strengthening the definition of shelter for animals exposed to extreme weather; clarifying the minimum requirements for what constitutes a shelter; and clarifying what does not amount to a shelter.

Referred to the Committee on Agriculture; and then to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 175—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §11A-5-1, §11A-5-2, and §11A-5-3, relating to prohibiting counties and municipalities from double-taxing residential rental properties in order to keep rent payments affordable for West Virginia residents.

Referred to the Committee on Government Organization.

By Senator Chapman:

Senate Bill 176—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-7A-1, §16-7A-2, §16-7A-3, and §16-7A-4, relating to food allergen awareness; requiring the Department of Health to provide posters that contain information about food allergens to restaurants, which the restaurants must post; requiring food service employees to understand and be able to explain the allergens potentially in each food item sold by that business; granting rule-making authority; and providing an effective date.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 177—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §30-5A-1, §30-5A-2, and §30-5A-3, relating to creating the Pharmacist Prescribing Authority Act; authorizing pharmacists to prescribe low-risk medications to patients; and listing the limitations of the prescriptions that fall under that authority.

Referred to the Committee on Health and Human Resources; and then to the Committee on Government Organization.

By Senator Chapman:

Senate Bill 178—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated 3-1-8a, relating to imposing a limit of three terms on officials elected to public office in the state.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 179—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-8-2a, relating to granting school administrators the ability to refuse to promote a student to the next grade if the child has missed 20 or more days of school.

Referred to the Committee on Education.

By Senator Chapman:

Senate Bill 180—A Bill to amend and reenact §18-2-9 of the Code of West Virginia, 1931, as amended, relating to teaching and instruction of world languages in public schools.

Referred to the Committee on Education.

By Senator Chapman:

Senate Bill 181—A Bill to amend and reenact §29-21-13a of the Code of West Virginia, 1931, as amended, relating to requiring that payments to attorneys who provide legal services for court-ordered appointments to be reimbursed or denied within 30 days of the submission of the voucher.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 182—A Bill to amend and reenact §16-4C-6 and §16-4C-24 of the Code of West Virginia, 1931, as amended, relating to establishing a program for emergency medical services personnel to become certified paramedics; and providing for its funding.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 183—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-21-98, relating to providing for a deduction of state payments for all medical payments by an individual; and establishing rules.

Referred to the Committee on Finance.

By Senator Chapman:

Senate Bill 184—A Bill to amend and reenact §60A-7-705 of the Code of West Virginia, 1931, as amended, relating to prohibiting pre-conviction forfeiture of someone who is merely accused of a crime.

Referred to the Committee on the Judiciary.

By Senator Chapman:

Senate Bill 185—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §19-2-14, relating to requiring a label for any lab grown meat being sold to the general public in this state.

Referred to the Committee on Agriculture.

By Senator Grady:

Senate Bill 186—A Bill to amend and reenact §59-1-16 of the Code of West Virginia, 1931, as amended, relating to modifying the fee and mileage rate paid to witnesses in the State of West Virginia to match the United States Federal Court system.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 187—A Bill to amend and reenact §18A-4-10a of the Code of West Virginia, 1931, as amended, relating to bonuses for unused days of personal leave for school personnel, including professional and service employees.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Deeds:

Senate Bill 188—A Bill to amend and reenact §61-2-4 of the Code of West Virginia, 1931, as amended, relating to increasing the penalty for voluntary manslaughter.

Referred to the Committee on the Judiciary.

By Senator Deeds:

Senate Bill 189—A Bill to amend and reenact §57-3-3 of the Code of West Virginia, 1931, as amended, relating to the testimony of spouses in a criminal case.

Referred to the Committee on the Judiciary.

By Senator Deeds:

Senate Bill 190—A Bill to amend and reenact §7-14D-2 of the Code of West Virginia, 1931, as amended, relating to increasing the retirement benefit multiplier of the Deputy Sheriff Retirement System Act from two and one-half percent to three percent of the member's final average salary multiplied by the member's years of credited service.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Deeds:

Senate Bill 191—A Bill to amend and reenact §15-2-33 and of the Code of West Virginia, 1931, as amended, relating to changing the awards and benefits to dependents of State Police officers who must take disability retirement to better match the awards and benefits of the dependents of State Police retirants who serve 20 years without disability retirement.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Deeds:

Senate Bill 192—A Bill to amend and reenact §5-10-20 of the Code of West Virginia, 1931, as amended, relating to authorizing sheriffs who are members of the public retirement system to retire upon attaining the age of 62 with eight or more years of service.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Deeds:

Senate Bill 193—A Bill to amend and reenact §7-14-17c of the Code of West Virginia, 1931, as amended, relating to clarifying the amount of a deputy sheriff's annual monetary payment for years of service.

Referred to the Committee on Government Organization.

By Senator Deeds:

Senate Bill 194—A Bill to amend and reenact §61-2-3 of the Code of West Virginia, 1931, as amended, relating to criminal penalties for murder in the second degree; and parole eligibility for the crime of murder in the second degree.

Referred to the Committee on the Judiciary.

By Senator Deeds:

Senate Bill 195—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §17B-3-14, relating to providing reports on mental or physical disabilities, or disorders, to the Division of Motor Vehicles to determine an individual's medical competency to retain their driver's license; and providing that this section shall be known as McKayla, Miranda, and Philip's Law.

Referred to the Committee on the Judiciary.

By Senator Deeds:

Senate Bill 196—A Bill to amend and reenact §60A-4-401, §60A-4-409, §60A-4-414, and §60A-4-416, relating to controlled substances violations; increasing sentences for certain controlled substances offenses; making certain offenses ineligible for suspension or probation, or alternative sentencing; making possession of Schedule I and II narcotics and methamphetamine a felony; expressing legislative intent; authorizing reduction from felony to misdemeanor under certain circumstances; declaring that minimum period of 10 years' incarceration for the offense of drug delivery death; requiring inert substances mixed with controlled substances to be considered a controlled substance for purposes of weight measurement; setting forth method for measurement where more than one controlled substance is in a mixture; and modifying sentences for certain offenses.

Referred to the Committee on the Judiciary.

By Senator Grady:

Senate Bill 197—A Bill to amend and reenact §18A-3-2a of the Code of West Virginia, 1931, as amended, relating to limiting persons required to pass appropriate West Virginia Board of Education-approved basic skills and subject matter tests in the area for which licensure is being sought as a condition for the issuance of a professional teaching certificate.

Referred to the Committee on Education.

By Senator Grady:

Senate Bill 198—A Bill to amend and reenact the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8C-12, relating to establishing the criminal offenses of creating, producing, distributing, or possessing with intent to distribute artificial intelligence-created visual depictions of child pornography when no actual minor is depicted; setting forth

findings; defining terms; clarifying that the visual depiction of a minor need not be of an actual person; and establishing criminal penalties.

Referred to the Committee on the Judiciary.

By Senator Grady:

Senate Bill 199—A Bill to amend and reenact §18A-5-1 of the Code of West Virginia, 1931, as amended, relating to elementary behavior intervention and safety; clarifying that nothing herein may be construed to conflict with certain federal laws; and specifying requirements applicable to when a grade kindergarten through six teacher in an elementary setting determines that the behavior of a student is violent, threatening, or intimidating toward staff or peers, or creates an unsafe learning environment, or impedes on other students' ability to learn in a safe environment.

Referred to the Committee on Education.

By Senator Tarr:

Senate Bill 200—A Bill to amend and reenact §61-7-4 of the Code of West Virginia 1931, as amended, relating to clarity regarding placing limitations on a concealed carry permit; excluding an individual from being charged with a crime in certain circumstances; and adding a severability clause.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 201—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-2-9b, relating to prohibiting a school district, a public charter school, the West Virginia Board of Education, the West Virginia Department of Education, or any employee of the aforementioned entities, within the scope of his or her employment, from requiring or otherwise compelling a student, teacher, administrator, or other employee to affirm, adopt, or adhere to certain specified concepts; limiting prohibitions; providing that complaints may be filed pursuant to current state board policy; requiring reports of substantiated complaints to the Legislative Oversight Commission on Education Accountability annually; and allowing the state board to promulgate rules.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 202—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8B-5a, relating to establishing the crime of sexual assault in the fourth degree; prohibiting school personnel from subjecting a minor student to sexually explicit or oriented discussion, gender persuasion, reading or viewing material as a condition of academic advancement, including any requirement of permission from an individual student, parent or guardian that is not the exact same for the minor's classmates; and establishing penalties for violation.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 203—A Bill to amend the Code of West Virginia, as amended, by adding a new article, designated §16-64A-1, §16-64A-2, §16-64A-3, and §16-64A-4; and to repeal §16-64-1, §16-64-2, §16-64-3, §16-64-4, §16-64-5, §16-64-6, §16-64-7, §16-64-8, §16-64-9, and §16-64-

10, relating to syringe exchange services programs; defining terms; making syringe exchange service programs unlawful; setting date for closure of existing programs; permitting harm reduction services to continue to operate provided no syringe services are provided; allowing for an administrative timeframe for referral; requiring the imposition of fees for noncompliance; and permitting injunctive relief.

Referred to the Committee on Health and Human Resources.

By Senator Tarr:

Senate Bill 204—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-5EE-1, §16-5EE-2, §16-5EE-3, and §16-5EE-4, relating to opioid treatment programs; defining terms; making opioid treatment programs unlawful; allowing for an administrative time frame for referral; requiring the imposition of fees for noncompliance; and permitting injunctive relief.

Referred to the Select Committee on Substance Use Disorder and Mental Health; and then to the Committee on Health and Human Resources.

By Senator Tarr:

Senate Bill 205—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §12-10-1 and §12-10-2, relating to prompt payment of legitimate, uncontested invoices by state agencies; providing that registered and qualified vendors shall be entitled to prompt payment upon presentation to a state agency of a legitimate, uncontested invoice; providing the rate of interest and manner of calculation; determining the date an invoice is considered received by a state agency; outlining rights of state agencies to receive updated invoices with interest prior to payment; requiring state agencies to explain and calculate interest on the payment claim at the time it is submitted to the State Auditor; providing the timeline in which state agencies shall process payments; providing the timeline in which state agencies shall process payments for other agencies; providing for the definition of a state agency; and providing for exceptions.

Referred to the Committee on Finance.

By Senator Tarr:

Senate Bill 206—A Bill to amend and reenact §19-12A-5 of the Code of West Virginia, 1931, as amended, relating to precluding the Department of Agriculture from canceling certain leases; removing language allowing cancellation of any lease which the Department of Agriculture is a party and the consideration is less than five dollars per acre; and making technical corrections.

Referred to the Committee on Agriculture.

By Senator Tarr:

Senate Bill 207—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8D-4b, relating to providing a definition of drag shows; prohibiting funding from governmental entities for drag shows; prohibiting minors from being involved in or attending drag shows; and providing for penalties associated with violations of these provisions.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 208—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §5B-2P-1, §5B-2P-2, §5B-2P-3, §5B-2P-4, §5B-2P-5, §5B-2P-6, §5B-2P-7, §5B-2P-8, §5B-2P-9, §5B-2P-10, §5B-2P-11, §5B-2P-12, and §5B-2P-13, relating to creation of the Mountain Homes Act; setting out a short title; setting out legislative findings; defining terms; authorizing rulemaking; providing an effective date; providing for a sunset date; creating the Mountain Homes Fund; providing for the purposes of the fund; providing for administration of the fund; providing for recordkeeping; requiring reporting to the Joint Committee on Government and Finance and the Governor; setting out required elements for the report; exempting certain materials from the Freedom of Information Act; establishing criteria for eligibility for use of funds; requiring an application for use of funds; setting out elements necessary to be included on the application; providing for exclusions from use of funds; providing for application approval; establishing evaluation standards and criteria; providing for a final agreement; setting out terms of the agreement; allowing for an extension of time; requiring adjacent properties to be subject to additional approval; providing for administration of the act; setting out powers and duties of the Department of Economic Development; and providing for a criminal penalty for a false statement.

Referred to the Committee on Economic Development; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 209—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-52, relating to safety in public schools; creating the West Virginia Guardian Program; setting out purpose of the program; allowing county school boards to contract for participation in the program; defining terms; setting out the authority of independent contractors participating in the program; providing for requirements for participation; providing exclusions from participation; setting forth a limitation of liability; providing the exemptions from purchasing requirements; and providing for exclusions from state benefit programs.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 210—A Bill to amend and reenact §3-9-10 of the Code of West Virginia, 1931, as amended, relating to criminal offenses of preventing or obstructing election activities; specifying that listed offenses may be committed by force, or by intimidating language, or physical acts; establishing offense of preventing or attempting to prevent election officer, election worker, or other person assisting in holding election, counting votes, or certifying and returning election results from discharging duties; establishing offense of preventing or attempting to prevent election being held; establishing offense of obstructing or attempting to obstruct holding of election; establishing offense of preventing or attempting to prevent a voter from attending election or freely exercising right of suffrage; establishing offense of preventing or attempting to prevent election official or election worker from entering or exiting polling place; establishing criminal penalties for listed offenses; and eliminating offense of refusal to assist in preventing intimidation, disorder, or violence at poll.

Referred to the Committee on the Judiciary.

By Senator Woelfel:

Senate Bill 211—A Bill to amend and reenact §7-1-3ff of the Code of West Virginia, 1931, as amended, relating to the procedure for citations issued by the county litter control officer.

Referred to the Committee on Government Organization; and then to the Committee on the Judiciary.

By Senator Woelfel:

Senate Bill 212—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §61-12B-1, §61-12B-2, §61-12B-3, §61-12B-4, and §61-12B-5, relating to critical incident reporting; creating a Critical Incident Review Team; setting forth duties of the Critical Incident Review Team; requiring reporting of the Critical Incident Review Team; setting forth date of report; providing Critical Incident Review Team with access to information; and setting forth confidentiality.

Referred to the Committee on Health and Human Resources.

By Senator Tarr:

Senate Bill 213—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §12-3-21, relating to establishing the revocation of authority for spending by an agency in support of a challenge to West Virginia law.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 214—A Bill to amend and reenact §18-8-4 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §18-8A-5, relating to creating a homeless education coordinator in counties designated by the state board as an urban county.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 215—A Bill to amend and reenact §30-30-30 of the Code of West Virginia, 1931, as amended, relating to registration as service worker for the Bureau for Children and Families of the Department of Human Services.

Referred to the Committee on Health and Human Resources.

By Senator Woelfel:

Senate Bill 216—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18B-4-11, relating to requiring state intuitions of higher education, to the extent feasible, to provide to their students without charge and in a manner that protects student confidentiality transportation to and from a local hospital for a trained health care provider to administer a sexual assault forensic medical examination kit where a student seeks support after experiencing sexual violence.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 217—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-21-26, relating to authorizing a child or child care tax credit.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 218—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-21-27, relating to expenses associated with child care.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 219—A Bill to amend and reenact §60A-4-401 of the Code of West Virginia, 1931, as amended, relating to amending the penalty of simple possession of marijuana from a misdemeanor crime to a civil violation; and amending the penalties from those of a misdemeanor crime to a civil violation.

Referred to the Select Committee on Substance Use Disorder and Mental Health; and then to the Committee on the Judiciary.

By Senator Woelfel:

Senate Bill 220—A Bill to amend and reenact §18-2-41 of the Code of West Virginia, 1931, as amended, relating to requiring in grades three through six at least annual age-appropriate instruction in child sexual abuse prevention; requiring in grades three through six at least annual instruction in personal safety and assault prevention; providing exception; requiring annual notice to parent or guardian at least one week prior to personal safety and assault prevention instruction; and requiring in grades seven through 12 at least annual age-appropriate instruction in dating violence prevention and sexual violence prevention.

Referred to the Committee on Education; and then to the Committee on the Judiciary.

By Senator Woelfel:

Senate Bill 221—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-21-26, relating to authorizing a child or child care tax credit.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Woelfel:

Senate Bill 222—A Bill to amend and reenact §61-2-13 of the Code of West Virginia, 1931, as amended, relating to the offenses of extortion and attempted extortion; including threats to publish images of a person's intimate body parts as a means of committing extortion or attempted extortion; defining the phrase "anything of value, or other consideration" to include certain defined sexual acts and defining images of intimate body parts; and setting forth criminal penalties.

Referred to the Committee on the Judiciary.

By Senator Smith (Mr. President):

Senate Bill 223—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §7-1-3uu, relating to authorizing county commissions to impose a health and safety fee for tourism and recreational activities within the county; listing applicable activities and how fee to be calculated thereon; providing that fee may only be collected once on any

seasonal or annual pass purchased for activities to which fee is applicable; establishing that fee may not be collected or imposed on activities within municipalities that have levied an amusement tax; establishing who owes fee, collection, and remittance to county; requiring counties who impose fee to notify the State Fire Marshal and the Office of Emergency Medical Services; authorizing counties to promulgate administrative procedures for collection of fee; providing that the sheriff is the county's agent for collection of fee; requiring moneys collected for fee be kept in a separate account; establishing requirements for use of proceeds from fee; establishing waiver process for alternative use of proceeds; and providing rule-making authority.

Referred to the Committee on Government Organization.

By Senator Woodrum:

Senate Bill 224—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §20-3-4a, relating to authorizing the Director of the Division of Forestry and the Director of the Division of Natural Resources to contract for the management of state-owned and -leased forests and wooded lands for purposes of preventing forest fires; providing for procedures and requirements to enter into land management contract; establishing competitive bidding process; providing for proceeds from contracts to be paid to Treasurer and credited to the appropriate division for certain purposes; and authorizing either director to directly award a contract under certain circumstances when necessary for an economic development project.

Referred to the Committee on Natural Resources.

By Senator Woodrum:

Senate Bill 225—A Bill to amend and reenact §15-10-5 of the Code of West Virginia, 1931, as amended, relating to expanding the powers of law-enforcement officers of the National Park Service, which shall include traffic- or parking-related offenses.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 226—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §3-1-52, relating to prohibiting ranked choice voting in elections in West Virginia.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 227—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §22-37-1, §22-37-2, §22-37-3, §22-37-4, §22-37-5, §22-37-6, §22-37-7, and §22-37-8, relating to authorizing the Division of Forestry to administer a carbon exchange program; outlining the scope of the carbon exchange program; and providing program requirements for the carbon exchange.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Woodrum:

Senate Bill 228—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §17C-26-1, §17C-26-2, §17C-26-3, §17C-26-4, §17C-26-5, and §17C-26-6, relating to the regulation of driving in the left lane on four-lane interstate highways; providing

for purpose and intent; providing for definitions; creating the prohibition; providing for penalties; creating enforcement; and providing for an effective date.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 229—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §49-12-1, §49-12-2, §49-12-3, §49-12-4, and §49-12-5, relating to protecting the rights and welfare of children conceived as the result of sexual assault; protecting the survivors of sexual assault from repeated interactions with the perpetrators; providing definitions; providing for termination of parental rights for perpetrators whose abuse resulted in the conception of a child; requiring continued child support from the perpetrator unless waived by the survivor; providing authority to establish procedures; and providing services to the survivors and children affected by sexual assault.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 230—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-6-26, relating to DNA collection; defining terms; providing for penalties; and providing for enforcement.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 231—A Bill to amend and reenact §30-1-10 of the Code of West Virginia, 1931, as amended, relating to when funds accumulated by boards may be transferred to the General Revenue Fund of the State Treasury; establishing method of calculating excess amount in board's special fund; and limiting amount of money that may be transferred in a fiscal year.

Referred to the Committee on Finance.

By Senator Woodrum:

Senate Bill 232—A Bill to repeal §19-1-4b of the Code of West Virginia, 1931, as amended, relating to the repeal of the authority of the Agriculture Commissioner to increase certain fees by rules or regulations.

Referred to the Committee on Agriculture.

By Senator Woodrum:

Senate Bill 233—A Bill to amend and reenact §17A-10-3c of the Code of West Virginia, 1931, as amended, relating to providing a rebate of \$100 for the registration of hybrid vehicles.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Woodrum:

Senate Bill 234—A Bill to amend and reenact §8-12-18 of the Code of West Virginia, 1931, as amended, relating to increasing the value at which municipal property must be sold through public auction; and allowing for the negotiated sale of real property to adjacent property owners.

Referred to the Committee on Government Organization.

By Senator Woodrum:

Senate Bill 235—A Bill to amend and reenact §3-2-11 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to provide images of persons issued any identification or license to the Secretary of State for voter identification purposes.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 236—A Bill to amend and reenact §7-5B-1 of the Code of West Virginia, 1931, as amended, relating to distribution of funds to counties with excess levy or dedicated fee.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Woodrum:

Senate Bill 237—A Bill to amend and reenact §20-7-1b of the Code of West Virginia, 1931, as amended, relating to requiring the Director of the Division of Natural Resources to enter into written agreements with federal agencies in the state with law-enforcement duties on and in federal lands located within the boundaries of West Virginia to enforce state laws therein; establishing the position of special natural resources police officers; establishing authority and limitations thereon of special natural resources police officers; and setting forth necessary qualifications of the special natural resources police officers.

Referred to the Committee on Natural Resources.

By Senator Woodrum:

Senate Bill 238—A Bill to amend and reenact §15A-8-2 and §15A-8-3 of the Code of West Virginia, 1931, as amended, relating to the composition of the West Virginia Regional Jail and Correctional Facility Authority Board; and scheduled meetings.

Referred to the Committee on Government Organization.

By Senator Woodrum:

Senate Bill 239—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §62-11A-1b, relating to establishing the Second Look Sentencing Act; and providing a procedure for modification of a prison sentence when a person has served at least 10 years of a sentence.

Referred to the Committee on the Judiciary.

By Senator Hamilton:

Senate Bill 240—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8B-6, relating to creating the crimes of sexual extortion and aggravated sexual extortion; defining terms; establishing elements of the crimes of sexual extortion and aggravated sexual extortion; and establishing criminal penalties.

Referred to the Committee on the Judiciary.

By Senator Hamilton:

Senate Bill 241—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §11-1C-5b, relating to exempting high tunnels and greenhouses, whether heated or unheated, from personal property taxation; and providing an enacting date.

Referred to the Committee on Agriculture; and then to the Committee on Finance.

By Senator Hamilton:

Senate Bill 242—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §19-40-1, §19-40-2, §19-40-3, §19-40-4, §19-40-5, §19-40-6, §19-40-7, §19-40-8, §19-40-9, and §19-40-10, relating to creation of the Equipment Right to Repair Act; creating a short title; defining terms; establishing jurisdiction of the Commissioner of Agriculture; establishing requirements; establishing limitations; establishing prohibitions; providing for rulemaking; establishing violations; imposing civil penalties; authorizing civil actions, penalties, and injunctive relief; and providing for applicability and effective date of article.

Referred to the Committee on Agriculture; and then to the Committee on the Judiciary.

By Senator Hamilton:

Senate Bill 243—A Bill to amend and reenact §16-4D-1, §16-4D-2, §16-4D-3, and §16-4D-4 of the Code of West Virginia, 1931, as amended, relating to automated external defibrillator devices; stating findings; revising definitions; modifying automated external defibrillator registration requirements; eliminating requirement to designate medical director; and clarifying limitation on liability.

Referred to the Committee on Government Organization; and then to the Committee on the Judiciary.

By Senator Grady:

Senate Bill 244—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, and §16-67-6, relating to the Women's Bill of Rights; providing short title; setting forth purpose; establishing application of act; defining terms; allowing for language substitution; establishing certain single sex environments are not discriminatory; creating parameters for certain data collection; and allowing severability.

Referred to the Committee on the Judiciary.

By Senator Grady:

Senate Bill 245—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, and §18B-22-4, relating to creating the Hunger-Free Campus Act; providing for a short title; establishing the Hunger-Free Grant Program; providing for a legislative purpose; providing qualifications for a campus to be designated as hunger-free campus; requiring, subject to the availability of funding, Chancellor of the Higher Education Policy Commission to allocate grant funding to each institution designated as a hunger-free campus; and requiring a report to the Governor and Legislature no later than two years after the establishment of the program.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Stuart:

Senate Bill 246—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-7-18, relating to the creation of the Violent Crime Prevention Act; and requiring law enforcement to submit ballistics data to the National Integrated Ballistic Information Network for alleged use of firearm in connection with charges for certain crimes.

Referred to the Committee on the Judiciary.

By Senator Stuart:

Senate Bill 247—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 creation of the Substance Abuse Intervention Act; providing for a short title; providing for involuntary treatment for a substance use disorder and setting forth the rights of a patient; establishing criteria for involuntary treatment; creating a petition for 60-day and 360-day involuntary treatment and a guarantee for costs; providing for proceedings for involuntary treatment; describing the duties of court and disposition; setting forth a 72-hour emergency involuntary treatment; describing the failure to attend examination, setting forth a summons, and describing transportation to hospital or psychiatric facility; and providing that this bill shall be known as "Joel's Law".

Referred to the Select Committee on Substance Use Disorder and Mental Health; and then to the Committee on the Judiciary.

By Senator Stuart:

Senate Bill 248—A Bill to amend and reenact §16-54-3 and §16-54-8 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §16-54-8a, relating to the availability of prescription non-opioid medications; and requiring the Department of Health to make information available to the public about the availability of such treatments.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Roberts:

Senate Bill 249—A Bill to amend the Code of West Virginia, 1931, as amended, by adding two new sections, designated §9-8-2a and §9-8-2b, relating to expanding the current mandatory employment and training requirements necessary to receive Supplemental Nutrition Assistance Program benefits; defining and developing exemptions; clarifying the secretary's duties when there is a lack of funding or inability to provide employment and training; identifying when assignments to the employment and training program may not be suspended; evaluating the current voluntary employment and training program requirements necessary to receive Supplemental Nutrition Assistance Program benefits; requiring the department to define and develop reporting systems; and reporting on and measuring expectations of the employment and training program.

Referred to the Committee on the Workforce; and then to the Committee on Finance.

By Senator Roberts:

Senate Bill 250—A Bill to amend and reenact §16-3-4 of the Code of West Virginia, 1931, as amended, relating to creating a religious exemption for school attendance vaccines requirements.

Referred to the Committee on Health and Human Resources.

By Senator Roberts:

Senate Bill 251—A Bill to amend and reenact §18-5-4 of the Code of West Virginia, 1931, as amended, relating to requiring each county board of education to ensure that all of its meetings are open to the public through in-person attendance and that the audio and video of its meetings are broadcast live to the public through an internet link on its website; requiring each county board to ensure that the audio and video is recorded and that the recording is also available through a link on its website; allowing meeting to continue if the live broadcast experiences a technical interruption in which the stream is discontinued or digitally interrupted; providing exception for executive session; allowing each county board to make and enforce reasonable rules for attendance and presentation at any meeting where there is not room enough for all members of the public who wish to attend; requiring the county board, if providing opportunity for the public to address the school board at a meeting, to ensure that any person expressing an interest in speaking has the opportunity in compliance with adopted procedures; requiring that speakers are treated equally; requiring that a draft of the minutes of each public board meeting include a record of the votes cast by each board member on all substantive matters and be posted to the website within two business days; establishing the duration in which the approved minutes shall remain on the website; and removing the option for a county board to join the National School Board Association.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 252—A Bill to amend and reenact §9-5-20 of the Code of West Virginia, 1931, as amended, relating to Medicaid coverage for blood pressure monitoring devices to be offered to certain persons who have been diagnosed with hypertension; requiring benefits be provided; and requiring reimbursement for related costs.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 253—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, and §16-67-5, relating to a chronic weight management task force; stating purpose of task force; setting forth task force composition; setting forth task force duties; setting forth termination date; setting forth reporting; stating Secretary of Department of Health has discretion to provide administrative support for task force; and requiring specified administrative agencies to cooperate with task force.

Referred to the Committee on Health and Human Resources.

By Senator Grady:

Senate Bill 254—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8C-2a, relating to the filming of minors engaged in sexually explicit conduct; creating a new criminal offense of manipulating a photograph, image, video clip, movie, or similar recording containing sexually explicit conduct by the insertion thereof of a visual image of an actual minor so as to create the appearance that it is a minor engaged in the sexually explicit conduct; defining terms; clarifying that the offense is separate and distinct from any other offense set forth in the code; and establishing criminal penalties.

Referred to the Committee on the Judiciary.

By Senator Grady:

Senate Bill 255—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-2-25f, relating to allowing students to participate in non-school athletic activities.

Referred to the Committee on Education.

By Senator Grady:

Senate Bill 256—A Bill to amend and reenact §18-5-1a and §18-5-4 of the Code of West Virginia, 1931, as amended, relating to county boards of education members; increasing the number of annual training hours for county board members; modifying the subjects on which county board members must be trained; authorizing the state board to require board members to complete additional training upon request from the state superintendent; adding ex officio members to the county board member training standards review committee; requiring the state superintendent to make an annual report to the Legislative Oversight Commission on Education Accountability relating to county board member training; increasing compensation for attending meetings; reducing the number of meetings board members may be compensated to attend; and prohibiting county board members from receiving compensation if training requirements are not met.

Referred to the Committee on Education.

By Senator Grady:

Senate Bill 257—A Bill to amend and reenact §37-13A-1 of the Code of West Virginia, 1931, as amended, relating to protecting landowners who allow others to access cemeteries from their private property or roadway; and ensuring that those persons who damage private property are solely responsible for any costs of repair associated therein.

Referred to the Committee on the Judiciary.

By Senator Grady:

Senate Bill 258—A Bill to amend and reenact §5-16-13 of the Code of West Virginia, 1931, as amended, relating to allowing a person who first becomes a member of the Teachers Retirement System on or after July 1, 2015, to apply his or her accrued annual and sick leave, on the basis of one day's retirement service credit for each one-day of accrued annual and sick leave, toward an increase in his or her retirement benefits with those days constituting additional credited service in computation of the benefits under the Teachers Retirement System.

Referred to the Committee on Pensions; and then to the Committee on Finance.

By Senator Stuart:

Senate Bill 259—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §47-23-5, relating to licensing the sale of charitable raffles and boards to benefit volunteer fire departments in this state; explaining the legislative purpose; setting forth the licensure requirement; providing the agency to issue licenses; providing for the designation of proceeds from the sale of charitable raffle boards and games; clarifying the county option; authorizing the state to contract with distributors to effectuate sales of charitable raffle boards and games; and providing for enforceability.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 260—A Bill to amend and reenact §3-1-3, §3-1-34, and §3-2-2 of the Code of West Virginia, 1931, as amended, relating to residency requirements for people entitled to vote and people eligible to register to vote; requiring that a person be a legal resident of the state, county, or municipality in which he or she offers to vote; requiring that a person be a legal resident of the state or county in which he or she applies to register to vote; defining the term "legal resident"; and requiring a state or federal photo identification in order to vote.

Referred to the Committee on the Judiciary.

By Senator Taylor:

Senate Bill 261—A Bill to amend and reenact §18-9D-1, §18-9D-2, §18-9D-3, §18-9D-4, §18-9D-4a, §18-9D-4b, §18-9D-4c, §18-9D-4d, §18-9D-6, §18-9D-7, §18-9D-8, §18-9D-9, §18-9D-10, §18-9D-12, §18-9D-13, §18-9D-14, §18-9D-15, §18-9D-16, §18-9D-17, §18-9D-20, and §18-9D-21 of the Code of West Virginia, 1931, as amended, relating to changing the name of the School Building Authority to the School Maintenance Authority.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 262—A Bill to amend and reenact §33-16-3g and §33-24-7b of the Code of West Virginia, 1931, as amended; and to amend the code by adding six new sections, designated §5-16-7h, §33-15-4y, §33-16-3pp, §33-24-7z, §33-25-8w, and §33-25A-8z, relating to insurance coverage for annual breast cancer screening.

Referred to the Committee on Banking and Insurance; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 263—A Bill to amend and reenact §17A-6-6, §19-2C-5b, §19-23-8, §21-1-6, §21-5-5c, §21-14-6, §21-16-7, §29-3B-4, §29-3C-4, §29-3D-6, §30-1-24, §30-5-9, §30-5-11a, §30-6-8, §30-6-17, §30-20-8a, §30-32-10a, §30-36-10, §31-17A-5, §32A-2-8, §33-13C-3, and §33-13C-4 of the Code of West Virginia, 1931, as amended, relating generally to the use of criminal records as disqualification from initial licensure or other authorization to practice a profession or occupation; prohibiting licensing authorities from disqualifying an applicant from initial licensure because of a prior criminal conviction that remains unreversed unless that conviction is for a crime that directly and specifically relates to the activity requiring licensure such that granting the applicant licensure would pose a direct and substantial risk to the public because the applicant has not been rehabilitated; providing factors for a licensing authority to determine whether a criminal conviction directly and specifically relates to a profession or occupation; clarifying that a licensing authority may not disqualify an applicant from initial licensure because of a prior criminal conviction if certain criteria are met; prohibiting consideration of good moral character or crimes of moral turpitude as a basis for disqualifying applicant for initial licensure; authorizing an individual with a criminal record who has not previously held a license from the licensing authority to petition the authority for a determination of whether the individual's criminal record will disqualify the individual from obtaining a license; clarifying that these requirements do not apply to discipline of licensees or reinstatement of a license following discipline; prohibiting a licensing authority from considering, or from requiring, an individual to disclose an arrest not followed by conviction in an

application for initial licensure or determination of qualification for license; and requiring licensing authorities to update licensure forms, relevant public-facing documents, and website.

Referred to the Committee on the Workforce; and then to the Committee on the Judiciary.

By Senator Stuart:

Senate Bill 264—A Bill to amend and reenact §61-2-2 of the Code of West Virginia, 1931, as amended; to amend the code by adding eleven new sections, designated §61-2-2a, §61-2-2b, §61-2-2c, §61-2-2d, §61-2-2e, §61-2-2f, §61-2-2g §62-7-4, §62-7-5, §62-7-6, and §62-7-6a; and to repeal §61-11-2 and §62-3-15 of said code, relating to permitting the death penalty for first degree murder for the crime of intentional killing of a law-enforcement officer or first responder in the line of duty; providing for procedures, standards, and findings applicable to 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 DNA 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.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 265—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §49-12-1, relating to transferring child welfare enforcement responsibilities to the West Virginia State Police; transferring employees, funds, and property of the Department of Health and Human Resources to the West Virginia State Police; providing that transferred employees remain in the Civil Service System, continue to participate in Public Employees Retirement System Insurance, and continue to be covered by the Public Employees Insurance Act; and requiring rulemaking.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Smith (Mr. President):

Senate Bill 266—A Bill to amend and reenact §11-6A-5a of the Code of West Virginia, 1931, as amended, relating to pollution control facilities tax treatment; clarifying that wind power projects are not pollution control facilities for purposes of this article; and providing that wind power projects be taxed as real property.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Maynard:

Senate Bill 267—A Bill to amend and reenact §17E-1-12 of the Code of West Virginia, 1931, as amended, relating to permitting holders of commercial driver's licenses that have been downgraded solely as a result of their medical certification becoming expired or invalid to restore their commercial driver's license upon presentation of a valid current medical certification.

Referred to the Committee on Transportation and Infrastructure.

By Senator Maynard:

Senate Bill 268—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-22f, relating to requiring public schools to notify parents when dispensing contraceptives to minors; and providing a definition.

Referred to the Committee on Health and Human Resources.

By Senator Martin:

Senate Bill 269—A Bill to amend and reenact §16-1-4 and §16-1-9a of the Code of West Virginia, 1931, as amended, relating to the regulation of public water systems; and providing that the Secretary of the Department of Health may not require public water systems or businesses to have backflow preventers.

Referred to the Committee on Government Organization.

By Senator Martin:

Senate Bill 270—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-7-10a, relating to declaring the sale, repair, maintenance, and manufacture of firearms, ammunition, and related accessories and components to be essential businesses and services for the purposes of safety and security in times of declared emergency or any other statutorily authorized responses to disaster, war, acts of terrorism, riot or civil disorder, or other emergencies; prohibiting specific governmental regulation of firearms, ammunition, components or accessories of any kind or nature, or their use or possession; extending the expiration date of concealed license during emergencies; creating an action for damages, injunctive relief, declaratory relief, or other appropriate redress for the unlawful seizure or confiscation of firearms or related accessories and components; and providing for civil damages.

Referred to the Committee on the Judiciary.

By Senator Martin:

Senate Bill 271—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §22-35-1, §22-35-2, §22-35-3, §22-35-4, and §22-35-5, relating generally to creating the Natural Resources Anti-Commandeering Act; stating legislative findings; prohibiting agencies of this state and political subdivisions or employees thereof from knowingly and willingly participating in the enforcement of any federal act, law, order, rule, or regulation relating to coal, oil, gas, timber, or other extractive resources which do not exist under the laws of this state; prohibiting assets or funds of the state from being used in activity assisting enforcement of any federal act, law, order, rule, or regulation relating to coal, oil, gas, timber, or other extractive resources which do not exist under the laws of this state; providing penalties therefor; and providing for severability.

Referred to the Committee on Energy, Industry, and Mining; and then to the Committee on the Judiciary.

By Senator Martin:

Senate Bill 272—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §31A-8H-1, §31A-8H-2, §31A-8H-3, and §31A-8H-4, relating to unlawful discriminatory practices by a financial institution or government entity against manufacturers,

retailers, distributors, shooting ranges, or trade associations that support or are engaged in the lawful commerce of firearms, firearms accessories, or ammunition products; authorizing a declaratory judgment action to be brought by the Attorney General in the name of the state; and providing for an award of monetary damages and costs and other remedies against these violators.

Referred to the Committee on Banking and Insurance; and then to the Committee on the Judiciary.

By Senator Martin:

Senate Bill 273—A Bill to amend and reenact §24-3-2 of the Code of West Virginia, 1931, as amended, relating to preventing public water and sewer utilities from prohibiting a customer from constructing, installing, or maintaining a connection or other infrastructure necessary for the customer to connect to the public utility to receive service if certain requirements are met; and specifying requirements and involvement of the Public Service Commission.

Referred to the Committee on the Judiciary.

By Senator Martin:

Senate Bill 274—A Bill to amend and reenact §17C-13-6 of the Code of West Virginia, 1931, as amended, relating to prohibiting public entities, including state, county, and municipal buildings and facilities, places of public accommodation, and commercial facilities from installing or maintaining a parking meter in an accessible parking space bearing the international symbol of access.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Oliverio:

Senate Bill 275—A Bill to amend and reenact §18A-2-5 of the Code of West Virginia, 1931, as amended, relating to removing the requirement for cooks or custodians employed by public schools in this state to have a high school diploma or equivalent.

Referred to the Committee on Education.

By Senator Azinger:

Senate Bill 276—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8A-2a, relating to making it a criminal offense for a person to engage in an adult cabaret performance where it may be viewed by a minor.

Referred to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 277—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-2-46, relating to the teaching of divisive acts and critical race theory in West Virginia schools; providing definitions; prohibiting public schools and charter schools from teaching or training students to believe certain divisive concepts; allowing a teacher to be dismissed or not re-employed for teaching or training students to believe certain divisive concepts; providing certain construction; providing for promulgation of rules; providing for codification; and providing an effective date.

Referred to the Committee on Education.

By Senator Azinger:

Senate Bill 278—A Bill to amend and reenact §61-8A-1 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §18-5-29, relating to the prohibition of obscene materials in or within 2,500 feet of West Virginia schools; and defining criminal penalties for obscene materials in or within 2,500 feet of West Virginia schools.

Referred to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 279—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §16-2S-1, §16-2S-2, §16-2S-3, §16-2S-4, §16-2S-5, §16-2S-6, and §16-2S-7, relating to prohibiting gender transition surgeries, treatments, and therapies to minors; establishing penalties for practitioners in violation of regulations; safeguarding the mental and physical health of minors; prohibiting political subdivisions from enacting conflicting policies; creating whistleblower protection; and prohibiting taxpayer subsidization of gender transition treatments.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 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.

Referred to the Committee on Education.

By Senator Tarr:

Senate Bill 281—A Bill to amend and reenact §11-1C-2 of the Code of West Virginia, 1931, as amended; to amend the code by adding two new sections, designated §11-12-4b and §36-4-20; and to amend the code by adding a new article, designated §11-12E-1, §11-12E-2, §11-12E-3, and §11-12E-4, relating to real property, tax, and registration requirements associated with carbon offset agreements; defining terms; providing exceptions; requiring parties to current and new carbon offset agreements to register with the State Tax Department; requiring reports by Division of Forestry and State Tax Department; authorizing disclosure of information between the Tax Commissioner and Division of Forestry; imposing an excise tax on receipts derived from carbon offset agreements; setting forth reporting requirements; defining "managed timberland" to exclude certain timberland subject to a carbon offset agreement; specifying application of West Virginia Tax Procedure and Administration Act and West Virginia Tax Crimes and Penalties Act; authorizing promulgation of rules; providing legislative findings and declarations; providing that any covenant, restriction, condition, easement, contract, lease, deed, agreement, option, or other governing document, which is executed or recorded after the effective date, which effectively prohibits or restricts the development of land and minerals or the harvesting of timber for the purposes of carbon capture, carbon offset, and carbon sequestration is void and unenforceable, unless said covenant, restriction, condition, easement, contract, lease, deed, agreement, option, or other governing document is for an initial maximum term of 20 years or less; providing that options to renew or continue such arrangements beyond the maximum term of 20 years shall be valid only if the consideration is required to be renegotiated to exercise the option and the option is for a maximum of 20 years or less; and providing exceptions.

Referred to the Committee on Natural Resources; and then to the Committee on Finance.

By Senator Grady:

Senate Bill 282—A Bill to amend and reenact §18A-2-3 of the Code of West Virginia, 1931, as amended, relating to changing the expiration date for certain provisions that pertain to allowing a person receiving retirement benefits under the Teachers Retirement System to accept employment as a critical needs substitute teacher for an unlimited number of days each fiscal year if certain conditions are satisfied.

Referred to the Committee on Education.

By Senator Grady:

Senate Bill 283—A Bill to amend and reenact §18-2-7c of the Code of West Virginia, 1931, as amended, relating to expanding the grade levels that the course of study in personal finance can be completed in for the purpose of counting toward satisfying the personal finance course requirement for high school graduation.

Referred to the Committee on Education.

By Senator Grady:

Senate Bill 284—A Bill to amend and reenact §18-5-1a and §18-5-4 of the Code of West Virginia, 1931, as amended, relating to adding to topics required to be covered by the county board of education member orientation; requiring that any county board of education member who is unable to attend the initial orientation training for good cause complete a make-up orientation training within 30 days of being sworn in; requiring any appointed member to attend and complete a make-up orientation training within 30 days of being sworn in; increasing annual hours of training required of county board of education members; modifying topics required to be covered by training; allowing the State Board of Education to require a county board of education member to attend additional training under certain conditions; creating an exception to the requirement that a county board of education member satisfy the annual training requirement before January 1; adding certain non-voting ex officio members to the County Board Member Training Standards Review Committee; requiring the State Superintendent of Schools to report to the Legislative Oversight Commission on Education Accountability certain county board of education related information; and setting the county board of education member compensation rate at \$260 per meeting attended unless the board votes to approve a lower rate.

Referred to the Committee on Education.

By Senator Woelfel:

Senate Bill 285—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-52, relating to the creation of the West Virginia Guardian Program; setting out purpose of the program; allowing county school boards to contract with certain persons to provide safety services as independent contractors; defining terms; setting out the authority of independent contractors participating in the program; providing requirements for participation of a person in the program; providing exclusions from participation of a person in the program; setting forth a limitation of liability; providing exemptions from purchasing requirements; and excluding independent contractor from participation in state benefit programs.

Referred to the Committee on Education; and then to the Committee on Finance.

By Senator Chapman:

Senate Bill 286—A Bill to amend and reenact §16-29-1 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §16-29-3, relating to providing copies of health care records to patients; providing that no release, authorization, nor any form of permission from or by the minor child shall be required or requested as a prerequisite for the parent or legal guardian to obtain the medical records; and providing criteria when a parent is not permitted to access the health records of the minor child.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 287—A Bill to amend and reenact §61-8-5, §61-14-1, §61-14-6, §61-14-8, and §61-14-9 of the Code of West Virginia, 1931, as amended, relating to increasing protection for minor victims of the crime of human trafficking; and modifying terms.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 288—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §62-15C-1, §62-15C-2, §62-15C-3, §62-15C-4, and §62-15C-5, relating to limiting the liability of employers in cases where convictions for certain crimes are expunged; requiring creation of a database record showing offenses were expunged; requiring courts to cross-reference database for expungements; providing that an employer is not liable to furnish health insurance or health care costs to persons whose records are expunged for drug addiction-related offenses or drug addiction-related diseases; and providing exceptions.

Referred to the Committee on the Judiciary.

By Senator Rose:

Senate Bill 289—A Bill to amend and reenact §16-3-4 of the Code of West Virginia, 1931, as amended, relating to exemptions for compulsory immunization requirements; removing reporting requirements; revising medical exemption process; eliminating State Immunization Officer; permitting religious exemption to mandatory vaccination requirements; permitting philosophical exemption to mandatory vaccination requirements; and permitting injunctive relief for violations of this section.

Referred to the Committee on Health and Human Resources.

By Senator Woelfel:

Senate Bill 290—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §20-2-4a, relating to the rehabilitation of wildlife by authorized persons; providing for the issuance of a wildlife rehabilitator permit; authorizing rulemaking; establishing requirements for a wildlife rehabilitator permit; authorizing care for orphaned, injured, or ill wildlife by wildlife rehabilitators; authorizing care for orphaned, injured, or ill wildlife by licensed veterinarians, humane societies, and animal control agencies; authorizing transport by individuals of orphaned, injured, or ill wildlife to authorized caregivers; setting restrictions on care provided to wildlife; providing for treatment of non-releasable wildlife; and providing for removal of wildlife improperly cared for by a wildlife rehabilitator.

Referred to the Committee on Natural Resources.

By Senator Chapman:

Senate Bill 291—A Bill to amend and reenact §30-5-22 of the Code of West Virginia, 1931, relating to registration of pharmacies; and extending time frame for pharmacies to register from annually to biennially.

Referred to the Committee on Health and Human Resources.

By Senator Chapman:

Senate Bill 292—A Bill to amend and reenact §5-16-7, §9-1-2, and §9-5-12 of the Code of West Virginia, 1931, as amended, relating to allowing doula coverage; requiring that the Public Employees Insurance Agency cover doula services; defining terms; establishing time frames for service; permitting Commissioner of Health to issue statewide standing recommendation regarding benefit of doula services; increasing reimbursement under Medicaid program for birth and delivery services; requiring minimum visits for prenatal and postpartum services; establishing a rate for prenatal and postpartum services; requiring the Department of Human Services to file a state plan amendment to cover doula services; defining the coverage timeframe and billing protocols; and setting a deadline for the filing of the state plan amendment.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Azinger:

Senate Bill 293—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §61-8-33, relating to prohibiting the publishing or distribution of material harmful to minors on the Internet.

Referred to the Committee on the Judiciary.

By Senator Azinger:

Senate Bill 294—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §5A-4-7, relating to the replacement of the statue of the Honorable Robert C. Byrd with a statue of George Washington, Abraham Lincoln, James Madison, and Arthur I. Boreman, one each, placed in a corner of the rotunda of the Capitol.

Referred to the Committee on Government Organization; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 295—A Bill to amend and reenact §11-1A-10 and §19-19-2 of the Code of West Virginia, 1931, as amended, relating to clarifying that solar farms are not agricultural operations or in the business of farming for purposes of agricultural production and taxation; and clarifying the definition of "agricultural operation".

Referred to the Committee on Agriculture; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 296—A Bill to amend the Code of West Virginia, 1931, as amended, by adding seven new sections, designated §5-16-7h, §9-5-34, §33-15-4y, §33-16-4ww, §33-24-7xx, §33-25-8w, and §33-25A-8xx, relating to requiring the Public Employees Insurance Agency, the Bureau for Medical Services, and various insurance companies to provide coverage for non-stress fetal tests, including an ultrasound; including coverage for tests performed remotely in a

residence; and providing reimbursement by the Public Employees Insurance Agency, the Bureau for Medical Services, and the health insurer for the covered service.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Rucker:

Senate Bill 297—A Bill to amend the Code of West Virginia, 1931, as amended, by adding seven new sections, designated §5-16-7h, §9-5-32, §33-15-4y, §33-16-3ii, §33-24-7z, §33-25-8w, and §33-25A-8z, relating to requiring coverage for certain conditions; requiring coverage treatment of pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections; requiring coverage for treatment of pediatric acute onset neuropsychiatric syndrome; requiring a prior authorization to be obtained; and requiring that a physician demonstrate that all other treatments have been exhausted.

Referred to the Committee on Health and Human Resources; and then to the Committee on Finance.

By Senator Clements:

Senate Bill 298—A Bill to amend and reenact §17A-1-1, §17A-3-15, §17A-10-1, §17A-10-3, §17B-1-1, §17B-2-7b, and §17C-15-44 of the Code of West Virginia, 1931, as amended; and to amend the code by adding five new sections, designated §11-5-16, §17A-3-14j, §17C-1-71, §17C-14-16, and §17C-16-10, relating to roadable aircraft; specifying taxation of roadable aircraft, defining terms; requiring special registration plates for roadable aircraft and establishing annual fee per plate; regulating display of registration plates; classifying roadable aircraft for purpose of registration and establishing registration fee; correcting citation cross references; exempting roadable aircraft operators from motorcycle examination, licensing, and endorsement requirements; clarifying that a roadable aircraft is considered a motor vehicle if it is operated on a highway for purposes of traffic regulations and laws of the road; prohibiting roadable aircraft from taking off from or landing on any highway except if landing due to an emergency; exempting persons with a valid driver's license who are operating or riding in a fully enclosed roadable aircraft from the motorcycle helmet requirement; exempting roadable aircraft from the vehicle inspection requirement under certain circumstances; imposing duties on the Division of Motor Vehicles related to roadable aircraft; and authorizing rulemaking by the Division of Motor Vehicles related to roadable aircraft.

Referred to the Committee on Transportation and Infrastructure; and then to the Committee on Finance.

By Senator Rose:

Senate Bill 299—A Bill to amend and reenact §30-3-20 and §30-14-17 of the Code of West Virginia, 1931, as amended; and to amend the code by adding two new sections, designated §30-3E-20 and §30-7-15f, relating to prohibiting certain medical practices; defining terms; removing an exemption to prohibited practices; providing for an effective date; providing that violations of the article are considered unprofessional conduct subject to discipline; providing for various forms of relief for violations of this article; providing for an exemption from the requirement for a certificate of merit; providing for the Attorney General to bring an enforcement action; permitting intervention in proceedings; and applying the prohibited practices to physician assistants and advanced practice registered nurses.

Referred to the Committee on Health and Human Resources; and then to the Committee on the Judiciary.

By Senator Oliverio:

Senate Joint Resolution 1—Proposing an amendment to the Constitution of the State of West Virginia, amending article IX thereof, by adding a new section, designated section 14, relating to permitting the Legislature to redraw and/or combine counties every 100 years as it deems fit; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Roberts:

Senate Joint Resolution 2—Proposing an amendment to the Constitution of the State of West Virginia, amending section 47, article VI thereof, relating to authorizing the incorporation of religious denominations; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Woelfel:

Senate Joint Resolution 3—Proposing an amendment to the Constitution of the State of West Virginia, amending article IV thereof, by adding thereto a new section, designated section 13, relating to the possession, manufacture, and sale of cannabis by adults 21 years of age or older; expungement of criminal records as it pertains to cannabis convictions; numbering and designating the proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Tarr:

Senate Joint Resolution 4—Proposing an amendment to the Constitution of the State of West Virginia, amending section 22, article III thereof, relating to the right to keep and bear arms; prohibiting restriction of this amendment by state or local government; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

By Senator Chapman:

Senate Joint Resolution 5—Proposing an amendment to the Constitution of the State of West Virginia by amending article VI, section 18, relating to establishing that the Legislature assemble bi-annually; that session commence on the second Wednesday in each odd-numbered year; numbering and designating such proposed amendment; and providing a summarized statement of the purpose of such proposed amendment.

Referred to the Committee on the Judiciary; and then to the Committee on Finance.

Senator Martin offered the following resolution:

Senate Concurrent Resolution 3—Requesting the Division of Highways name bridge numbers 17.079/00-111.91 NB (17A246) and 17.079/00-111.91 SB (17A247), locally known as Brown's Creek Bridge Northbound and Southbound, carrying Interstate 79 over Brown's Creek in Harrison County, the "U. S. Army Warrant Officer Joseph Rose III Memorial Bridge".

Which, under the rules, lies over one day.

Senator Martin offered the following resolution:

Senate Concurrent Resolution 4—Amending the Joint Rules of the Senate and House of Delegates.

At the request of Senator Martin, unanimous consent being granted, the resolution was taken up for immediate consideration and reference to a committee dispensed with.

The question being on the adoption of the resolution, the same was put and prevailed.

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

Senator Smith (Mr. President) offered the following resolution:

Senate Resolution 4—Recognizing the public service of Frances Jones on the occasion of Mineral County Day at the Legislature.

Which, under the rules, lies over one day.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the adoption of

Senate Concurrent Resolution 4, Amending Joint Rules of Senate and House of Delegates.

The Senate proceeded to the thirteenth order of business.

Senator Smith (Mr. President) announced appointment of the standing and select committees of the Senate for this eighty-seventh Legislature and, at the request of Senator Martin, and by unanimous consent, the complete list was ordered printed in the Journal as follows:

STANDING AND SELECT COMMITTEES OF THE SENATE

2025

AGRICULTURE

Senators Hart (*Chair*), Thorne (*Vice Chair*), Deeds, Hamilton, Queen, Rose, Rucker, Tarr, and Woelfel.

BANKING AND INSURANCE

Senators Azinger (*Chair*), Morris (*Vice Chair*), Barrett, Boley, Chapman, Charnock, Fuller, Oliverio, and Garcia.

CONFIRMATIONS

Senators Boley (*Chair*), Charnock (*Vice Chair*), Azinger, Barrett, Rose, Taylor, Weld, and Woelfel.

ECONOMIC DEVELOPMENT

Senators Jeffries (*Chair*), Morris (*Vice Chair*), Barrett, Boley, Charnock, Clements, Hamilton, Hart, Helton, Oliverio, Phillips, Thorne, Weld, Woodrum, and Woelfel.

EDUCATION

Senators Grady (*Chair*), Clements (*Vice Chair*), Azinger, Bartlett, Boley, Deeds, Fuller, Hart, Morris, Oliverio, Roberts, Stuart, Tarr, Taylor, and Garcia.

ENERGY, INDUSTRY, AND MINING

Senators Rose (*Chair*), Queen (*Vice Chair*), Azinger, Boley, Charnock, Fuller, Hart, Helton, Jeffries, Phillips, Stuart, Taylor, and Garcia.

ENROLLED BILLS

Senators Woodrum (*Chair*), Fuller (*Vice Chair*), Jeffries, Maynard, Roberts, and Woelfel.

FINANCE

Senators Barrett (*Chair*), Roberts (*Vice Chair*), Boley, Clements, Grady, Jeffries, Hamilton, Martin, Maynard, Morris, Oliverio, Phillips, Queen, Takubo, Thorne, Woodrum, and Woelfel.

GOVERNMENT ORGANIZATION

Senators Rucker (*Chair*), Woodrum (*Vice Chair*), Barrett, Chapman, Charnock, Hamilton, Helton, Jeffries, Maynard, Phillips, Rose, Thorne, Willis, and Woelfel.

HEALTH AND HUMAN RESOURCES

Senators Chapman (*Chair*), Deeds (*Vice Chair*), Azinger, Bartlett, Grady, Martin, Maynard, Queen, Roberts, Rose, Rucker, Stuart, Takubo, Taylor, Willis, and Garcia.

INTERSTATE COOPERATION

Senators Oliverio (*Chair*), Helton (*Vice Chair*), Bartlett, Queen, Taylor, Willis, and Garcia.

JUDICIARY

Senators Stuart (*Chair*), Willis (*Vice Chair*), Azinger, Bartlett, Chapman, Charnock, Deeds, Fuller, Hart, Helton, Martin, Rose, Rucker, Tarr, Taylor, Weld, and Garcia.

MILITARY

Senators Weld (*Chair*), Fuller (*Vice Chair*), Bartlett, Clements, Deeds, Grady, Tarr, Taylor, Willis, and Woelfel.

NATURAL RESOURCES

Senators Hamilton (*Chair*), Deeds (*Vice Chair*), Hart, Jeffries, Morris, Queen, Rose, Rucker, Tarr, Woodrum, and Garcia.

PENSIONS

Senators Oliverio (*Chair*), Bartlett (*Vice Chair*), Barrett, Clements, Hamilton, Takubo, Tarr, Thorne, Willis, and Woelfel.

RULES

Senators Smith (*Chair*), Martin (*Vice Chair*), Barrett, Chapman, Grady, Maynard, Rucker, Stuart, Taylor, and Woelfel.

TRANSPORTATION AND INFRASTRUCTURE

Senators Maynard (*Chair*), Taylor (*Vice Chair*), Clements, Hart, Helton, Jeffries, Morris, Oliverio, Rucker, Stuart, and Garcia.

WORKFORCE

Senators Roberts (*Chair*), Woodrum (*Vice Chair*), Deeds, Fuller, Hamilton, Queen, Rose, Tarr, Thorne, Weld, and Woelfel.

SELECT COMMITTEE ON SUBSTANCE USE DISORDER AND MENTAL HEALTH

Senators Helton (*Chair*), Weld (*Vice Chair*), Deeds, Fuller, Takubo, and Woelfel.

The President then announced the appointment of Senator Martin, of the County of Lewis, as the majority leader of the Senate;

Senator Woelfel, of the County of Cabell, as the minority leader of the Senate;

Senator Taylor, of the County of Taylor, as the majority whip of the Senate;

Senator Garcia, of the County of Marion, as the assistant minority leader of the Senate;

And,

Senator Boley, of the County of Pleasants, as President *pro Tempore* of the Senate.

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Martin, at 12:40 p.m., the Senate recessed until 6:55 p.m. today.

The Senate reconvened at 6:50 p.m. today.

The hour of 7 p.m. having arrived, that being the time set for the joint assembly to hear the address of His Excellency, the Governor, the Senate recessed until five minutes after adjournment of the joint assembly. Members of the Senate then repaired in a body to the hall of the House of Delegates.

(NOTE: For formal procedure in the joint assembly and the address of His Excellency, the Governor, the Honorable Patrick Morrissey, see the Journal of the House of Delegates for this day.)

The joint assembly having been dissolved, at 8:12 p.m., the Senate returned to its chamber and resumed its regular session.

At the request of Senator Martin, unanimous consent being granted, the Senate returned to the third order of business.

Executive Communications

Senator Smith (Mr. President) presented the following communication from His Excellency, the Governor, submitting the executive budget and annual budget bill, which was received and read by the Clerk:



Patrick Morrissey
Governor of West Virginia

February 12, 2025

EXECUTIVE MESSAGE NO. 1
FIRST REGULAR SESSION

The Honorable Randy Smith
West Virginia Senate
State Capitol
Charleston, WV 25305

Dear President Smith:

I herewith submit, pursuant to the Constitution of the State of West Virginia, a budget and budget bill for the fiscal year beginning July 1, 2025.

Sincerely,

A handwritten signature in blue ink that reads "Patrick Morrissey".

Patrick Morrissey
Governor

PM/hq

Subsequently, Senator Smith (Mr. President) laid before the Senate the aforementioned annual budget bill,

By Senators Smith (Mr. President) and Woelfel (By Request of the Executive):

Senate Bill 300—A Bill making appropriations of public money out of the Treasury in accordance with section 51, article VI of the Constitution.

Which was read by its title and referred to the Committee on Finance.

The Senate proceeded to the thirteenth order of business.

Senator Smith (Mr. President) announced the removal of Senator Rucker from the Committee on Natural Resources.

On motion of Senator Martin, at 8:14 p.m., the Senate adjourned until tomorrow, Thursday, February 13, 2025, at 11 a.m.

SENATE CALENDAR

**Thursday, February 13, 2025
11:00 AM**

SPECIAL ORDER OF BUSINESS

Saturday, April 12, 2025 – 11:30 AM

Consideration of executive nominations

UNFINISHED BUSINESS

S. C. R. 3 - US Army Warrant Officer Joseph Rose III Memorial Bridge

S. R. 4 - Recognizing public service of Frances Jones on Mineral County Day at Legislature

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2025

Thursday, February 13, 2025

9:30 a.m.	Finance	(Room 451M)
3 p.m.	Judiciary	(Room 208W)