

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-SEVENTH LEGISLATURE
REGULAR SESSION, 2025
SECOND DAY

Charleston, West Virginia, Thursday, February 13, 2025

The Senate met at 11:05 a.m.

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

Prayer was offered by Pastor Nate Nickerson, Harmony Baptist Church, Westernport, Maryland.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Joey Garcia, a senator from the thirteenth district.

Pending the reading of the Journal of Wednesday, February 12, 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.

The Senate then proceeded to the sixth order of business.

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

By Senator Woodrum:

Senate Bill 301—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Administration to promulgate a legislative rule relating to general administration of records management and preservation.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 302—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Administration to promulgate a legislative rule relating to retention and disposal scheduling.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 303—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Administration to promulgate a legislative rule relating to the management of records maintained by the Records Center.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 304—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Administration to promulgate a legislative rule relating to exemptions from management services provided by the Fleet Management Division.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 305—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Administration to promulgate a legislative rule relating to financial services reporting.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 306—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Information Services and Communications Division to promulgate a legislative rule relating to plan of operation.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 307—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Information Services and Communications Divisions to promulgate a legislative rule relating to telecommunications payments by spending units.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 308—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Office of Technology to promulgate a legislative rule relating to the plan of operation.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 309—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Office of Technology to promulgate a legislative rule relating to telecommunications payments made by state spending units.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 310—A Bill to amend and reenact §64-2-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Public Defender Services to promulgate a legislative rule relating to the payment of fees and reimbursement of expenses of court-appointed attorneys.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 311—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to hazardous waste management system.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 312—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to ambient air quality standards.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 313—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to standards of performance for new stationary sources.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 314—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the control of air pollution from hazardous waste treatment, storage, and disposal facilities.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 315—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to emission standards for hazardous air pollutants.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 316—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to requirements governing water quality standards.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 317—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to underground injection control.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 318—A Bill to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Environmental Protection to promulgate a legislative rule relating to water pollution control permit fee schedules.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 319—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to public water systems.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 320—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to statewide trauma and emergency care system.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 321—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to fatality and mortality review team.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 322—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to vital statistics.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 323—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to emergency medical services.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 324—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to the Primary Care Support Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 325—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to the general provisions of the Medical Cannabis Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 326—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to growers and processors of the Medical Cannabis Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 327—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to laboratories of the Medical Cannabis Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 328—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to dispensaries of the Medical Cannabis Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 329—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to the Safe Harbor Letter for the Medical Cannabis Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 330—A Bill to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Health to promulgate a legislative rule relating to critical access hospitals.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 331—A Bill to amend and reenact §64-5A-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Human Services to promulgate a legislative rule relating to the Recovery Residence Certification and Accreditation Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 332—A Bill to amend and reenact §64-5A-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Human Services to promulgate a legislative rule relating to the pilot program for drug screening of applicants for cash assistance.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 333—A Bill to amend and reenact §64-5B-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Office of Inspector General to promulgate a legislative rule relating to hospital licensure.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 334—A Bill to amend and reenact §64-5B-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Office of Inspector General to promulgate a legislative rule relating to Behavioral Health Centers Licensure.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 335—A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Governor's Committee on Crime, Delinquency, and Correction to promulgate a legislative rule relating to the protocol for law-enforcement response to child abuse and neglect.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 336—A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Governor's Committee on Crime, Delinquency, and Correction to promulgate a legislative rule relating to sexual assault forensic examinations.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 337—A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Protective Services to promulgate a legislative rule relating to ranks and duties of officers within the membership of the division.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 338—A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Emergency Response Commission to promulgate a legislative rule relating to the Emergency Planning Grant Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 339—A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Police to promulgate a legislative rule relating to cadet selection.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 340—A Bill to amend and reenact §64-6-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Police to promulgate a legislative rule relating to West Virginia State Police Career Progression System.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 341—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commissioner to promulgate a legislative rule relating to private club licensing.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 342—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commissioner to promulgate a legislative rule relating to the sale of wine and hard cider.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 343—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commissioner to promulgate a legislative rule relating to tobacco products in vending machines.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 344—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commissioner to promulgate a legislative rule relating to distilleries, mini-distilleries, and micro-distilleries.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 345—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commissioner to promulgate a legislative rule relating to retail enforcement of select plant-based derivatives and derivative products, including hemp and kratom.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 346—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Alcohol Beverage Control Commissioner to promulgate a legislative rule relating to nonintoxicating beer licensing and operations procedures.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 347—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to Medicare Supplement Insurance.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 348—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Lottery Commission to promulgate a legislative rule relating to West Virginia Lottery Sports Wagering Rule.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 349—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to payment of taxes by electronic funds transfer.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 350—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to alternative resolution of tax disputes.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 351—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to consumers sales and service tax and use tax - drugs, durable medical goods, mobility enhancing equipment and prosthetic devices per se exemption; motor vehicles per se exemption.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 352—A Bill to amend and reenact §64-7-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Tax Department to promulgate a legislative rule relating to the exchange of information pursuant to written agreement.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 353—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Highways to promulgate a legislative rule relating to construction and reconstruction of state roads.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 354—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Highways to promulgate a legislative rule relating to the use of state rights-of-way and adjacent areas.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 355—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Highways to promulgate a legislative rule relating to the transportation of hazardous wastes upon the roads and highways.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 356—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Highways to promulgate a legislative rule relating to small wireless facilities on Division of Highways rights-of-way.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 357—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to denial, suspension, revocation, disqualification, restriction, non-renewal, cancellation, administrative appeals, and reinstatement of driving privileges.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 358—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to disclosure of information from the files of the Division of Motor Vehicles.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 359—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to handicapped placards.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 360—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to the Safety and Treatment Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 361—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Motor Vehicles to promulgate a legislative rule relating to State Vehicle Title, Registration and Relicensing Project of 2018.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 362—A Bill to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Parkways Authority to promulgate a legislative rule relating to supporting electronic toll collection and enforcement.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 363—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to state aid for fairs and festivals.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 364—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to the inspection of meat and poultry.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 365—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to licensing and other fees.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 366—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to West Virginia manufacture-grade milk.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 367—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to employment reference and inquiries and background checks.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 368—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to West Virginia fish processing.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 369—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to select plant-based derivatives and select plant-based derivative products.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 370—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to the Rural Rehabilitation Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 371—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Department of Agriculture to promulgate a legislative rule relating to raw milk.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 372—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Architects to promulgate a legislative rule relating to registration of architects.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 373—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Architects to promulgate a legislative rule relating to fees for registration of architects.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 374—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Auditor to promulgate a legislative rule relating to the Local Government Purchasing Card Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 375—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Auditor to promulgate a legislative rule relating to private trust companies.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 376—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule relating to the operation of barber, cosmetology, nail technology, aesthetic, hair styling, and waxing salons and schools.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 377—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule relating to the schedule of fees.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 378—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule relating to the schedule of fines.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 379—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Chiropractic Examiners to promulgate a legislative rule relating to consideration of prior criminal convictions in initial licensure determinations.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 380—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Dentistry to promulgate a legislative rule relating to continuing education requirements.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 381—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Dentistry to promulgate a legislative rule relating to mobile dental facilities and portable dental units.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 382—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Election Commission to promulgate a legislative rule relating to the regulation of campaign finance.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 383—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Funeral Service Examiners to promulgate a legislative rule relating to funeral director, embalmer, apprentice, courtesy card holders, and funeral establishment requirements.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 384—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Massage Therapy Licensure Board to promulgate a legislative rule relating to general provisions.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 385—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Medicine to promulgate a legislative rule relating to waiver of initial licensing fees for certain initial licensure applicants.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 386—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to fees for services rendered by the board.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 387—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to competency standards for advanced practice by occupational therapists and occupational therapy assistants.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 388—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to request for waiver of licensing fees for certain individuals.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 389—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to consideration of prior criminal convictions in initial licensure determinations.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 390—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to telehealth practice requirements and definitions.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 391—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Osteopathic Medicine to promulgate a legislative rule relating to a waiver of initial licensing fees for certain initial licensure applicants.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 392—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to licensure and practice of pharmacy.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 393—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to the Uniform Controlled Substances Act.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 394—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to regulations governing pharmacy permits.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 395—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Pharmacy to promulgate a legislative rule relating to the application of waiver of initial licensing fees for certain individuals.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 396—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Examiners of Psychologists to promulgate a legislative rule relating to consideration of prior criminal convictions in initial licensure determinations and application for waiver of initial licensing fees for certain individuals.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 397—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating to requirements for licensure and certification.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 398—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating to renewal of licensure or certification.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 399—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating to requirements for registration and renewal of appraisal management companies.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 400—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Commission to promulgate a legislative rule relating to licensing real estate brokers, associate brokers, and salespersons and the conduct of brokerage business.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 401—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Commission to promulgate a legislative rule relating to the application of waiver of initial licensing fees for certain individuals.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 402—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Real Estate Commission to promulgate a legislative rule relating to consideration of prior criminal convictions in initial license eligibility determination.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 403—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Registered Nurses to promulgate a legislative rule relating to requirements for registration and licensure and conduct constituting professional misconduct.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 404—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Respiratory Care to promulgate a legislative rule relating to criteria for licensure.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 405—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Respiratory Care to promulgate a legislative rule relating to consideration of prior criminal convictions in initial licensure determinations.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 406—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Respiratory Care to promulgate a legislative rule relating to telehealth practice requirements and definitions.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 407—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Sanitarians to promulgate a legislative rule relating to the practice of public health sanitation.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 408—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Board of Examiners for Speech-Language Pathology and Audiology to promulgate a legislative rule relating to speech-language pathology and audiology assistants.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 409—A Bill to amend and reenact §64-9-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Hope Scholarship Board to promulgate a legislative rule relating to the Hope Scholarship Program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 410—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the State Conservation Committee to promulgate a legislative rule relating to State Conservation Committee grant program.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 411—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Office Miners' Health, Safety, and Training to promulgate a legislative rule relating to the certification, recertification, and training of EMT-Miners and the certification of EMT-M instructors.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 412—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to transporting and selling wildlife parts and pelts.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 413—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to boating.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 414—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to special boating.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 415—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to public use of campgrounds in West Virginia State Parks and State Forests and campsites in State Rail Trails under the Division of Natural Resources.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 416—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to special projects and grants for West Virginia State Parks, State Forests, and State Rail Trails under the Division of Natural Resources.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 417—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to prohibitions when hunting and trapping.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 418—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to general hunting.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 419—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to special waterfowl hunting.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 420—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to special fishing.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 421—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to catching and selling baitfish.

Referred to the Committee on the Judiciary.

By Senator Woodrum:

Senate Bill 422—A Bill to amend and reenact §64-10-1 of the Code of West Virginia, 1931, as amended, relating to authorizing the Division of Natural Resources to promulgate a legislative rule relating to falconry.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 423—A Bill to amend and reenact §4-1-2, §5B-2-3b, and §5B-2-16 of the Code of West Virginia, 1931, as amended, relating to requiring that all appropriations that exceed \$1 million to any private business entity must be brought as a stand-alone bill to both the House of Delegates and the Senate; prohibiting either the House of Delegates or the Senate or both the House of Delegates and the Senate from authorizing a series of appropriations of less than \$1 million that combine to exceed \$1 million to a single private business entity; setting a limit of \$10 million on the annual balance of the Economic Development Promotion and Closing Fund; and

setting a limit of \$100 million on the annual budget of the Entrepreneurship and Innovation Investment Fund.

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

By Senator Rucker:

Senate Bill 424—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-2-9b; to amend said code by adding thereto a new section, designated §18-5-29; to amend said code by adding thereto a new article, designated §18B-1G-1, §18B-1G-2, §18B-1G-3, §18B-1G-4, and §18B-1G-5; and to amend said code by adding thereto two new sections, designated §18B-14-5 and §18B-14-6, all relating to Restoring Sanity Act; relating to nondiscrimination; 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 from providing instruction in, requiring instruction in, making part of a course, or requiring a statement or affirmation by any employee of certain specified concepts; prohibiting a state institution of higher education or any of its employees from requiring a student or employee to take instruction in, or include in the curriculum of any required course, or require a statement or affirmation by any student or employee that certain specified concepts are factual and accurate or must be held as a belief of the student or employee; defining terms; recognizing that state institutions of higher education have an obligation to prohibit discrimination and have an obligation to protect the right to free speech and expression; clarifying what is not prohibited; establishing public elementary and secondary school complaint and appeal procedures for alleged violations and complaint reporting procedures; requiring each campus to report to the Higher Education Policy Commission or the Council for Community and Technical College Education, a description of any violations; requiring certain information on the complaints filed and reported violations to be reported to the Legislative Oversight Commission on Education Accountability; providing that neither county board or public charter school employees are required to use a student's preferred pronoun when referring to the student if the preferred pronoun is not consistent with the student's biological sex, civilly liable for using a pronoun that is consistent with the biological sex of the student to whom the teacher or employee is referring, or subject to an adverse employment action for not using a student's preferred pronoun if the student's preferred pronoun is inconsistent with the student's biological sex; providing that neither a county board or public charter school is civilly liable if a county board or public charter school employee refers to a student using a pronoun that is inconsistent with the biological sex of the student to whom the employee is referring; prohibiting state institutions of higher education from establishing, sustaining, supporting, or staffing a diversity, equity, and inclusion officer or office; stating what prohibition does not cover or affect; stating what the diversity, equity, and inclusion office and diversity, equity, and inclusion officer does not include; requiring a state institution of higher education to file and certify with the Joint Committee on Education a report of the steps taken by the academic institution of higher education and its staff, administration, and faculty to comply; prohibiting state institutions of higher education from expending certain moneys until a report is filed with the Joint Committee on Education by July 1; requiring reallocation of certain moneys that would have been expended on prohibited diversity, equity, and inclusion offices and officers to merit scholarships for lower-income and middle-income students, first generation college students, or to reduce tuition and mandatory fees for resident students; stating effective date; declaring the policy of the state that the administrations of state institutions of higher education, and their administrative units, be officially neutral with regard to certain widely contested opinions in the state regarding certain issues; defining "diversity training"; prohibiting a diversity statement from ever being required or solicited in certain instances; and prohibiting state

institutions of higher education from giving preferential consideration to an applicant, student, staff member, or faculty member due to certain opinions expressed or actions taken.

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

By Senator Maynard:

Senate Bill 425—A Bill to amend and reenact §3-1-16, §3-1-17, §3-4A-11a, §3-5-4, §3-5-7, §3-5-13, §3-5-13a, §3-10-3, §3-12-3, §3-12-6, §3-12-10, §3-12-11, §3-12-12, §3-12-14, §50-1-1, §50-1-6, §51-1-1, and §51-2A-5 of the Code of West Virginia, 1931, as amended; and to repeal §3-5-6a, §3-5-6b, §3-5-6c, §3-5-6d, and §3-5-6e, relating to removing requirement for non-partisan elections of judicial officers; removing requirement for non-partisan elections of Supreme Court Justices, Intermediate Court of Appeals judges, circuit court judges, family court judges, and magistrates; revising requirements for certificate of announcement of candidates; modifying ballots to remove non-partisan references for judicial officials; removing requirement for separate non-partisan ballot for judicial officers; modifying the West Virginia Supreme Court of Appeals Financing Program; modifying the amounts eligible for candidates in contested elections; and modifying the process for filling of magistrate vacancies.

Referred to the Committee on the Judiciary.

By Senator Taylor:

Senate Bill 426—A Bill to amend and reenact §5-16-1, §5-16-2, §5-16-3, §5-16-4, §5-16-5, §5-16-7, §5-16-7a, §5-16-7c, §5-16-7d, §5-16-8, §5-16-9, §5-16-10, §5-16-11, §5-16-12, §5-16-12a, §5-16-13, §5-16-15, §5-16-16, §5-16-17, §5-16-18, and §5-16-24 of the Code of West Virginia, 1931, as amended; to amend the code by adding a new article, designated §5-16A-1, §5-16A-2, §5-16A-3, §5-16A-4, §5-16A-5, §5-16A-6, §5-16A-7, §5-16A-8, §5-16A-9, §5-16A-10, §5-16A-11, §5-16A-12, §5-16A-13, §5-16A-14, §5-16A-15, §5-16A-16, §5-16A-17, §5-16A-18, §5-16A-19, and §5-16A-20; and to repeal §5-16-7e, relating generally to the Public Employees Insurance Agency; providing for dissolution of the Public Employees Insurance Agency; converting state agency to employer-owned mutual insurance company; setting forth a short title; defining terms; clarifying the duties of the director; providing for private carriers to insure public employees; providing for employees of the agency to be exempt from provisions of civil service coverage; providing for personnel provisions for employees laid off in first year of operation; providing for retraining benefits for laid-off employees; providing for transfer of certain Public Employees Insurance Agency functions, rights, responsibilities, employees and assets to the Insurance Commissioner and the Public Employees Insurance Council; providing certain civil remedies to commission, mutual company and private carriers; providing for transfer of authority over certain funds to the Insurance Commissioner; providing for capital and surplus requirements of employers' mutual insurance company; providing for election of a board of directors of employers' mutual insurance company; providing for governance and organization of the new mutual insurance company; providing for establishment of claims index to assist insurers; providing for establishment and administration of certain funds and accounts in the State Treasury; providing for adverse risk assignment plan; providing, upon meeting of certain criteria, for issuance of proclamation by the Governor; providing for preferential placement of any employee laid off after transfer of functions; providing certain retraining and other benefits; providing for novation of policies to new employers mutual insurance company; providing for requirements of a basic policy of public employees insurance; providing for setting of insurance rates; providing for collection of premiums; providing for transfer of rules to be applicable to the public employees insurance market; providing for transfer of certain assets to new mutual insurance company; providing for selection of finance board members by Governor; providing for a Public Employees Insurance Council; making technical corrections throughout; providing

internal effective dates; providing for civil administrative and criminal penalties; and making conforming changes throughout.

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

By Senator Phillips:

Senate Bill 427—A Bill to amend and reenact §21-6-5, §21-6-8, and §21-6-10 of the Code of West Virginia, 1931, as amended; and to repeal §21-6-3, §21-6-4, and §21-6-8a, relating to eliminating requirement that 14 or 15 year old obtain a work permit; establishing that employer seeking to hire a child 14 or older receive an age certificate from the commission prior to employing the child; providing commissioner the authority to issue age certificates for children ages 14 and over; and providing penalties for a person that issues an age certificate in violation of the article.

Referred to the Committee on the Workforce.

By Senator Phillips:

Senate Bill 428—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 §61-11-2f and §62-3-15, relating to the Patrolman Cassie Marie Johnson Memorial Act and the death penalty for first degree murder; 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 deoxyribonucleic acid (DNA) testing of biological material in death penalty cases; providing for execution of the death sentence by lethal injection; providing for delivery of sentence of death to officer retaining custody of person so sentenced; providing for transmission of indictment, order of conviction, sentence, and judgment entered thereon to the warden of the state correctional facility; 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 429—A Bill to amend and reenact §20-2-28 and §20-2B-7 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new article, designated §11-13NN-1, §11-13NN-2, and §11-13NN-3, relating to tax credit offered to veterans who have been honorably discharged from the military for the cost of their lifetime hunting, trapping, and fishing license; defining "eligible veteran"; establishing amount of credit; setting procedures to claim credit; requiring that disabled veterans obtain a hunting, trapping, and fishing license; and requiring proposal of appropriate legislative rule.

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

By Senator Chapman:

Senate Bill 430—A Bill to amend the Code of West Virginia, 1931, as amended, by adding six new sections, designated §5-16-7h, §33-15-4y, §33-16-3ii, §33-24-7z, §33-25-8w, and §33-25A-8z, relating to cost-sharing requirements for breast examinations; defining terms; prohibiting

cost-sharing requirements; permitting existing utilization review; addressing health saving account ineligibility; and permitting rulemaking.

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

By Senator Azinger:

Senate Bill 431—A Bill amend and reenact §61-8-9, §61-8-27, §61-8A-1, §61-9-1, §61-9-3, §61-9-4, §61-9-5, §61-9-6, §61-9-8, §61-9-9, and §61-9-10 of the Code of West Virginia, 1931, as amended, relating generally to protecting minors from exposure to indecent displays of a sexually explicit nature, including but not limited to, transvestite and/or transgender exposure in performances or displays to minors.

Referred to the Committee on the Judiciary.

By Senator Stuart:

Senate Bill 432—A Bill to amend and reenact §18-1-1 of the Code of West Virginia, 1931, as amended; and to amend the code by adding a new section, designated §18-5-52, relating to requiring county boards of education to adopt policies intended to limit the use of personal cell phones and other electronic communications devices during instruction periods except for medical, educational, and emergency purposes; defining "electronic communications devices"; and reorganizing existing definitions.

Referred to the Committee on Education.

By Senator Chapman:

Senate Bill 433—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §33-64-1, §33-64-2, §33-64-3, §33-64-4, §33-64-5, §33-64-6, and §33-64-7, relating to dental health care service plans; providing for transparency of expenditures of patient premiums; requiring carriers to file annual reports; authorizing methods of payment; authorizing third-party network contracts; requiring annual rebates in the form of premium reductions if funds spent for patient care is less than a certain percentage of premium funds; and providing for legislative and emergency rulemaking.

Referred to the Committee on Banking and Insurance.

By Senator Grady:

Senate Bill 434—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-5-43, relating to creating Alyssa's Law; requiring each public school building to be equipped with at least one panic alarm for use in a school security emergency; and requiring the panic alarm to be directly linked to local law-enforcement agencies designated as first responders to the school's campus.

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

By Senator Weld:

Senate Bill 435—A Bill to amend and reenact §4-12-1, §4-12-2, §4-12-3, §4-12-4, §4-12-5, and §4-12-6 of the Code of West Virginia, 1931, as amended, relating to updating the West Virginia Law Institute.

Referred to the Committee on the Judiciary.

By Senator Smith (Mr. President):

Senate Bill 436—A Bill to amend and reenact §32-4-406 of the Code of West Virginia, 1931, as amended, relating to increasing the amount paid by the Auditor into the special operating fund for the securities from 20 percent to 30 percent of all fees collected by the Auditor under certain provisions of the code.

Referred to the Committee on Finance.

By Senator Rose:

Senate Bill 437—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 creating the West Virginia Coal Marketing Program; providing for the purpose of the program; creating funding for the program; requiring 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 Rose:

Senate Bill 438—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §5D-1-24, relating to establishing the West Virginia Intrastate Energy Use Act; designating which environmental regulation of coal, oil, and natural gas extracted and used within West Virginia is exclusively regulated by the West Virginia Department of Environmental Protection; legislative authority; and providing definitions related to these energy sources.

Referred to the Committee on the Judiciary.

By Senator Rose:

Senate Bill 439—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 certain purposes; 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 Helton:

Senate Bill 440—A Bill to amend and reenact §3-5-6a, §3-5-6b, §3-5-6c, §3-5-6d, §3-5-6e, §3-5-13, and §3-5-13a of the Code of West Virginia, 1931, as amended, relating to elections; clarifying the article title; requiring judicial candidates to partisan file; requiring judicial candidates run in both the primary and general election; providing an effective date; clarifying the form and contents of ballots for judicial candidates; and clarifying the order of offices and candidates on the ballot.

Referred to the Committee on the Judiciary.

By Senator Rucker:

Senate Bill 441—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new chapter, designated §11C-1-1, §11C-1-2, §11C-2-1, §11C-2-2, §11C-2-3, §11C-2-4, §11C-

2-5, §11C-2-6, §11C-2-7, §11C-2-8, and §11C-3-1, relating to establishing a digital currency backed by gold held within the West Virginia Bullion Depository.

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

By Senator Rucker:

Senate Bill 442—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §18-36-1, §18-36-2, §18-36-3, §18-36-4, and §18-36-5, relating to the creation of the West Virginia Released Time Education Act; providing for a title; creating definitions; providing for released time excusal policies; providing credit for released time courses; and providing for remedies.

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

By Senator Tarr:

Senate Bill 443—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §30-32-11a, relating to authorizing the West Virginia Board of Examiners for Speech-Language Pathology and Audiology to conduct criminal background checks on applicants seeking initial licenses; requiring applicants seeking initial license to submit to national and state criminal record background check as condition of eligibility for license; mandating such applicants to submit fingerprints and authorize board, West Virginia State Police, and Federal Bureau of Investigation to use records submitted to screen applicants; prohibiting release of background check results; providing for exceptions; establishing background check records are not public records; obligating applicants to complete background check after application for license; requiring applicants to pay costs of fingerprinting and background check; and authorizing rulemaking and emergency rulemaking.

Referred to the Committee on Government Organization.

By Senator Tarr:

Senate Bill 444—A Bill to amend and reenact §60A-4-401, §60A-4-407, and §60A-4-407a of the Code of West Virginia, 1931, as amended, relating to controlled substances; creating mandatory three-year sentence for possession of Schedule I or II substances, except cannabis; providing exceptions for persons incidentally exposed to the substances or who are forced to possess the substances; conditional discharge for first offense; and release with non-extraditable warrant.

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

By Senator Tarr:

Senate Bill 445—A Bill to amend and reenact §61-6-19 of the Code of West Virginia, 1931, as amended, relating to requiring legislators and staff who hold a current concealed carry permit to register with the Capitol Police an intent to carry concealed firearms within the Capitol buildings.

Referred to the Committee on the Judiciary.

By Senator Tarr:

Senate Bill 446—A Bill to amend and reenact §31A-8-12, §31A-8A-5, §31A-8D-4, and §31C-10-2 of the Code of West Virginia, 1931, as amended, relating to banking; precluding establishment of a branch bank or the acquisition or merger of a bank or a credit union by a bank or credit union unless they are insured by the Federal Deposit Insurance Corporation.

Referred to the Committee on Banking and Insurance.

By Senators Takubo and Oliverio:

Senate Bill 447—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §33-64-1, relating to requiring health benefit plan coverage; creating the Oral Health and Cancer Rights Act; requiring coverage for medically necessary dental procedures that result from cancer treatment; explaining scope of procedures covered as a result of certain cancer treatments; requiring use of specific billing identifier; and setting an effective date.

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

By Senator Phillips:

Senate Bill 448—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 project 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 Energy, Industry, and Mining; and then to the Committee on Finance.

By Senator Tarr:

Senate Bill 449—A Bill to amend and reenact §61-7-11a of the Code of West Virginia, 1931, as amended; and by adding a new section, designated §18-2-46; relating to permitting compressed air and rimfire shooting teams in public schools.

Referred to the Committee on Education.

By Senator Tarr:

Senate Bill 450—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 requirements for participation; providing exclusions from participation; setting forth a limitation of liability; providing 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 Tarr:

Senate Bill 451—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §5-10-22o, relating to providing an enhanced retirement benefit for certain retirees under the West Virginia Public Employees Retirement Act.

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

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

Senate Bill 452—A Bill to amend and reenact §5B-1-1, §5B-1-2, §5B-2-1, §5B-2-2, §5B-2-3, §5B-2-3b, §5B-2-4, §5B-2-4a, §5B-2-5, §5B-2-6, §5B-2-6a, §5B-2-9a, §5B-2-10, §5B-2-14, §5B-2-16, §5B-2-17, §5B-2-18, §5B-2-19, §5B-2-20, §5B-21-2, §5B-21-4, §5F-1-2; §5F-1-3a, §5F-1-6, §5F-2-1, §5F-3-2, §10-5-2, §15-1A-1, §15A-1-3, §15A-1-9, §29-1-1, §29-1-1a, §29-1-2, §29-1-3, §29-1-4, §29-1-6, §29-1-7, §29-1-8, §29-1-8c, §29-1-8d, §29-1-9, §29-1-10, §29-1-11, §29-1-12, §29-1-13, §29-1-14, §29-1-15, §31G-1A-1, §31G-1A-5, §31G-1A-6, and §31G-1A-7 of the Code of West Virginia, 1931, as amended; and to repeal §12-1A-9, relating to merging and reorganizing of the executive branch, including specifying the effective dates of the reorganization; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Department of Commerce shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; redesignating the Department of Economic Development as the Division of Economic Development under the Department of Commerce; correcting titles of the Division of Economic Development and Department of Commerce in several sections of code; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Division of Economic Development shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; providing authority for the Governor to appoint the Adjutant General of the West Virginia National Guard to serve as Secretary of the West Virginia Department of Homeland Security; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Department of Homeland Security, except the employees of the West Virginia State Police, shall be in the classified exempt service system and all employees, except the employees of the West Virginia State Police, shall be exempt from the state grievance procedures; correcting titles of affected departments and divisions based on the redesignations; abolishing the Department of Arts, Culture, and History and reorganizing its sections and commissions under the Department of Tourism; specifying the authority of the Secretary of the Department of Tourism over these sections and commissions; specifying that starting on July 1, 2025, new hires and anyone who moves positions within the Department of Tourism shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; governing and providing for the Secretary of the Department of Tourism authority to appoint certain directors; substituting the title of Secretary of the Department of Tourism for the Secretary of the Department of Arts, Culture, and History in several sections of code; granting Secretary of Tourism authority to approve or repeal certain rules promulgated under this code; specifying that starting on July 1, 2025, new hires and employee that moves positions within the sections and commissions shall be in the classified exempt service system and all employees shall be exempt from the state grievance procedures; granting the Secretary of the Department of Tourism discretion to allow a person to serve in multiple positions or professions under certain circumstances; removing certain specific qualifications for persons appointed as directors of the various sections listed in a certain section in this code; and technical cleanup of amended and reenacted sections.

Referred to the Committee on Government Organization.

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

Senate Bill 453—A Bill to amend and reenact §9-5-19, §16-2D-1, §16-2D-2, §16-2D-4, §16-2D-5, §16-2D-16a, §16-29B-1, §16-29B-3, §16-29B-8, §16-29B-25, §16-29B-26, §16-29B-28, §33-15B-5, and §51-11-4 of the Code of West Virginia, 1931, as amended; and to repeal §16-2D-3, §16-2D-6, §16-2D-7, §16-2D-8, §16-2D-9, §16-2D-10, §16-2D-11, §16-2D-12, §16-2D-13, §16-2D-14, §16-2D-15, §16-2D-16, §16-2D-17, §16-2D-18, §16-2D-19, §16-2D-20, §16-29A-20, §16-29B-2, §16-29B-5, §16-29B-5a, §16-29B-12, §16-29B-13, §16-29B-14, §16-29B-15, §16-29B-24, §16-29B-30, §16-29B-31, §16B-13-12, §16B-21-3, and §49-2-124, relating to the termination of the West Virginia Health Care Authority; providing the termination of the authority's certificate of need program; providing the termination of the authority's cooperative agreement review process; providing definitions; establishing when the secretary shall propose a repeal; clarifying the transfer of the authority's remaining powers, assets, records, and employees to the Secretary of the Department of Health; clarifying the money to be transferred to the general revenue fund; and establishing exemptions.

Referred to the Committee on Health and Human Resources.

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

Senate Bill 454—A Bill to amend and reenact §11-24-3 of the Code of West Virginia, 1931, as amended, relating to bringing terms not defined in the Corporation Net Income Tax Act into conformity with the meaning of those terms for federal income tax purposes; and specifying effective dates.

Referred to the Committee on Finance.

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

Senate Bill 455—A Bill to amend and reenact §11-21-9 of the Code of West Virginia, 1931, as amended, relating to updating the meaning of federal adjusted gross income and certain other terms used in West Virginia Personal Income Tax Act; and specifying effective dates.

Referred to the Committee on Finance.

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

Senate Bill 456—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §5-32-1, §5-32-2, §5-32-3, §5-32-4, §5-32-5, §5-32-6, §5-32-7, and §5-32-8, relating to clarifying definitions of sex, male, and female in state law; and providing for related protections for single-sex spaces.

Referred to the Committee on the Judiciary.

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

Senate Bill 457—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §18-2-46, relating to the limitation of cell phones in classrooms; providing exceptions; and requiring the State Board of Education to promulgate legislative rules to implement this section.

Referred to the Committee on Education.

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

Senate Bill 458—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §30-1-27, relating to the establishment of universal professional and occupational licensing, registration, and certification.

Referred to the Committee on Government Organization.

By Senator Thorne:

Senate Bill 459—A Bill to amend and reenact §7-12-3, §7-12-3a, and §7-12-4 of the Code of West Virginia, 1931, as amended, relating to requiring that members of county and municipal development authorities are West Virginia residents with at least five years of West Virginia residency immediately preceding the appointment; and requiring that such members are residents of the county or municipality in which the development authority to which they are appointed is situated.

Referred to the Committee on Government Organization.

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

Senate Bill 460—A Bill to amend and reenact §16-3-4 of the Code of West Virginia, 1931, as amended, relating to vaccinations; providing religious and philosophical exemptions to the immunization of school children; clarifying the procedure for exemption; requiring schools create and maintain a report on the number of exempt school children; and clarifying the duties of state health officer and Commissioner of Bureau for Public Health.

Referred to the Committee on Health and Human Resources.

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

Senate Bill 461—A Bill to amend the Code of West Virginia, 1931, as amended, by adding a new article, designated §5A-13-1, §5A-13-2, §5A-13-3, §5A-13-4, §5A-13-5, and §5A-13-6, relating to the creation of the One Stop Shop Permitting Program in West Virginia including providing for the creation of a Permitting Dashboard to operate as a "one-stop-shop" for obtaining and renewing qualifying permits; identifying the offices, departments, divisions, and agencies that shall participate in the One Stop Shop Permitting Program; creating a refund requirement for late processing of a permit; maintaining the option to file applications for permits until January 1, 2027; and empowering the secretary of administration to promulgate rules to implement this program including rules related to deadlines and fees for expedited processing of applications.

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

By Senator Takubo:

Senate Bill 462—A Bill to amend and reenact §30-28-3 of the Code of West Virginia, 1931, as amended; to amend said code by adding a new section, designated §30-28-4a; and to repeal §30-28-15, relating to the Board of Occupational Therapy; defining terms; permitting the Board of Occupational Therapy to require criminal history record checks; requiring rulemaking; and repealing code related to special volunteer licenses and immunity.

Referred to the Committee on Government Organization.

By Senator Deeds:

Senate Bill 463—A Bill to amend and reenact §60A-4-401 and §60A-4-407 of the Code of West Virginia, 1931, as amended; and to amend said code by adding two new sections, designated §60A-4-407b and §60A-4-407c, relating to possession of controlled substances; repealing certain requirements for the sentence enhancement for crimes involving fentanyl; creating a separate offense for simple possession of a controlled substance classified in Schedule I or II which is a narcotic drug or which is methamphetamine; requiring that the new offense is triable only in circuit court; creating a procedure for disposition of the new offense; creating a second or subsequent offense for simple possession of a controlled substance classified in Schedule I or II which is a narcotic drug or which is methamphetamine; creating a procedure for reduction of certain felony convictions to misdemeanor conditions; authorizing the courts to impose conditions for reduction of a felony conviction to a misdemeanor conviction; and creating criminal penalties.

Referred to the Committee on the Judiciary.

Senator Jeffries offered the following resolution:

Senate Concurrent Resolution 5—Requesting the Division of Highways name bridge number 20A754, Latitude 38.413431, Longitude -81.796431, locally known as the Cross Lanes Overpass, carrying WV Route 622 over Interstate 64 in Kanawha County, the "U. S. Marine Corps Sergeant Robert Milford Payne Memorial Bridge".

Which, under the rules, lies over one day.

Senator Chapman offered the following resolution:

Senate Resolution 5—Designating February 14, 2025, as National Organ Donor Day at the Legislature.

Which, under the rules, lies over one day.

The Senate proceeded to the seventh order of business.

Senate Concurrent Resolution 3, US Army Warrant Officer Joseph Rose III Memorial Bridge.

On unfinished business, coming up in regular order, was reported by the Clerk and referred to the Committee on Transportation and Infrastructure.

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

On unfinished business, coming up in regular order, was reported by the Clerk:

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

The Senate proceeded to the twelfth order of business.

Remarks were made by Senators Woelfel and Garcia.

Thereafter, at the request of Senator Woodrum, and by unanimous consent, the remarks by Senators Woelfel and Garcia were ordered printed in the Appendix to the Journal.

The Senate proceeded to the thirteenth order of business.

Under the provisions of Rule 15 of the Rules of the Senate, the following senators were added as co-sponsors to the following bills and resolutions on February 12, 2025:

Senate Bill 3: Senator Woodrum;

Senate Bill 5: Senator Clements;

Senate Bill 6: Senators Clements and Morris;

Senate Bill 7: Senator Clements;

Senate Bill 8: Senator Woodrum;

Senate Bill 17: Senator Taylor;

Senate Bill 18: Senators Taylor and Woodrum;

Senate Bill 19: Senator Woodrum;

Senate Bill 20: Senator Woodrum;

Senate Bill 25: Senator Taylor;

Senate Bill 26: Senator Taylor;

Senate Bill 36: Senator Clements;

Senate Bill 43: Senator Rose;

Senate Bill 78: Senator Clements;

Senate Bill 94: Senator Taylor;

Senate Bill 97: Senators Taylor and Rose;

Senate Bill 108: Senator Taylor;

Senate Bill 158: Senator Taylor;

Senate Bill 196: Senator Taylor;

Senate Bill 209: Senator Chapman;

Senate Bill 228: Senator Clements;

Senate Bill 258: Senator Clements;

Senate Bill 266: Senator Rose;

Senate Bill 285: Senator Chapman;

Senate Bill 286: Senator Rose;

Senate Bill 294: Senators Roberts and Rose;

Senate Joint Resolution 2: Senator Rose;

And,

Senate Joint Resolution 4: Senator Rose.

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Martin, at 11:24 a.m., the Senate adjourned until tomorrow, Friday, February 14, 2025, at 10 a.m.

SENATE CALENDAR

**Friday, February 14, 2025
10:00 AM**

SPECIAL ORDER OF BUSINESS

Saturday, April 12, 2025 – 11:30 AM

Consideration of executive nominations

UNFINISHED BUSINESS

S. C. R. 5 - US Marine Corps Sergeant Robert Milford Payne Memorial Bridge

S. R. 5 - Designating February 14, 2025, as National Organ Donor Day at Legislature

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2025

Friday, February 14, 2025

9:30 a.m.	Education	(Room 451M)
9:30 a.m.	Government Organization	(Room 208W)