

SFIN 02-11

West Virginia Legislature
Senate Finance Committee

Monday, February 11, 2019

3:00 p.m.

Room 451-M

The Senate Committee on Finance met at 3:15 p.m. in room 451-M on Monday, February 11, 2019. Senator Blair, Chairman, called the meeting to order and the committee clerk took a silent roll call to establish a quorum.

Members present: Senators Boley, Facemire, Hamilton, Ihlenfeld, Mann, Maroney, Palumbo, Plymale, Prezioso, Roberts Stollings, Swope, Sypolt, Tarr, and Chairman Blair.

The Chairman recognized Vice-Chairman Mann for approval of the minutes from the Thursday, February 7, 2019, 3:00 p.m. meeting. The Chairman put the question on the motion and declared the motion adopted.

Chairman Blair recognized Jeff Johnson Counsel to the Committee on Finance, to explain Committee Substitute for Committee Substitute for SB 266 – Creating Intermediate Court of Appeals and WV Appellate Review Organization Act of 2019, and to answer questions of the committee.

Chairman Blair also recognized Justice Evan Jenkins, West Virginia Supreme Court of Appeals to answer additional questions of the committee.

Senator Tarr was recognized to offer an amendment to the Committee Substitute to the Committee Substitute, in subsection 51-11-5, line 23, removing “Judgments or final orders issued in a civil action involving a dispute between a surface 24 owner or royalty owner and an oil, gas, or natural gas well operator or developer regarding 25 property rights”.

The Chairman put the question on the motion and declared the amendment adopted.

Chairman Blair recognized the Vice-Chairman, who moved adoption of the committee substitute to the committee substitute as amended. The Chairman put the question on the motion and declared the motion adopted.

Chairman Blair recognized the Vice-Chairman, who moved adoption of Committee Substitute for Committee Substitute for SB 266 as amended with the recommendation it do pass.

A division was called, and the demand was sustained. The Chairman called for a show of hands. With there being 9 “Yeas” and 6 “Nays” the Chairman declared Committee Substitute for Committee Substitute for SB 266 as amended, adopted.

There being no further business to come before the committee, the Chairman recognized Senator Tarr for a motion to adjourn and declared the motion adopted.