



WEST VIRGINIA SENATE
COMMITTEE ON THE JUDICIARY

MINUTES FOR FEBRUARY 5, 2019, 3:00 P.M.

Pursuant to the call of the Chairman, the Senate Committee on the Judiciary met on February 5, 2019, at 3:00 p.m. in Room 208-W.

All members being present, with the exception of Senators Boso and Takubo, who were absent, the Chairman declared the presence of a quorum. (See attached roll call and agenda).

On motion of Senator Weld, the minutes of the previous meeting were approved.

S. B. 317 - Authorizing three or more adjacent counties form multicounty trail network authority.

Sarah Canterbury, Counsel, explained the bill, the purpose of the proposed committee substitute for the committee substitute, and responded to questions.

On motion of Senator Weld, the committee agreed to the committee substitute for the committee substitute.

On motion of Senator Weld, the committee reported the committee substitute for the committee substitute to the full Senate with the recommendation that it do pass.

S. B. 408 - Determining indigency for public defender services.

Tom Smith, Chief Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

On motion of Senator Weld, the committee agreed to the committee substitute.

On motion of Senator Weld, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

S. JR. 5 - Clarification of the Judiciary's Role in Impeachment Proceedings Amendment.

Tom Smith, Chief Counsel, explained the resolution, the purpose of the proposed committee substitute, and responded to questions.

Senator Baldwin moved to amend the resolution to restore maladministration as a ground for impeachment and removal and provide a definition by legislative action.

Unanimous consent being granted, Senator Baldwin reformed his amendment to only restore maladministration and not require a definition.

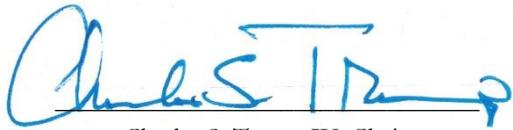
The Chair being in doubt, a division of the body was demanded by Chairman Trump.

The vote being 10 in favor and 5 opposed, the amendment was adopted.

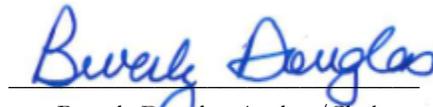
On motion of Senator Weld, the committee agreed to the committee substitute, as amended.

On motion of Senator Weld, the committee reported the committee substitute as amended to the full Senate with the recommendation that it be adopted, but first be referred to the Committee on Finance.

On motion of Senator Weld, the committee adjourned.



Charles S. Trump IV, Chair



Beverly Douglas, Analyst/Clerk