



West Virginia Senate

Committee on the Judiciary

Minutes for JANUARY 30, 2020, 3:00 PM

Pursuant to the call of the Chair, the Senate Committee on the Judiciary met on January 30, 2020, 3:00 PM in Room 208-W.

Members present: Senators Trump, Weld, Azinger, Clements, Cline, Maynard, Rucker, Smith, Takubo, Baldwin, Beach, Jeffries, Lindsay, Romano, Woelfel

Members absent: Senators Pitsenbarger, Hardesty

A silent roll call being taken, the presence of a quorum was established.

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

Chairman Trump recognized Senator Takubo for the purpose of presenting subcommittee report as it relates to SB 136.

On motion of Senator Takubo, the subcommittee report for SB 136 was adopted.

S.JR. 9 – Amendment Authorizing Legislature to Eliminate or Lower Ad Valorem Tax on Motor Vehicles and Any Other Tangible Personal Property.

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

Dale Steager, West Virginia State Tax Commissioner, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (oath attached)

Mark Muchow, Deputy Secretary, West Virginia Department of Revenue, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (oath attached)

Ted Boettner, Executive Director, West Virginia Center on Budget and Policy, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (oath attached)

Senator Romano offered an amendment to the joint resolution to prohibit the Legislature from eliminating or reducing any personal property tax unless the Legislature approves the replacement of that lost revenue. Senator Romano requested a roll call vote and subsequently withdrew his request. On a vote of division, the amendment was rejected with six members voting in favor and nine members voting in opposition.

Irv Johnson, Cabell County Assessor, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (oath attached)

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, but that it first be referred to the Committee on Finance.

H.B. 4393 – Relating to making suffocation and asphyxiation crimes.

Tom Smith, Chief Counsel, explained the bill and responded to questions.

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

On motion of Senator Weld, the committee adopted the title amendment.

On motion of Senator Weld, the committee adjourned.



Charles S. Trump IV
Chairman



Beverly Douglas
Analyst/Clerk

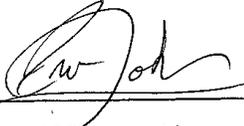
The Senate of West Virginia



Testimony taken this 30th day of January, 2020, in
the Senate Committee on Judiciary.

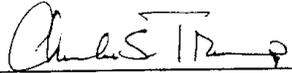
"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Irv Johnson
Print Witness Name


Sign Witness Name

Oath was administered by:

Charles Trump
Print Member Name


Sign Member Name

The Senate of West Virginia



Testimony taken this 30th day of January, 2020, in
the Senate Committee on Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Ted Boettner
Print Witness Name

[Signature]
Sign Witness Name

Oath was administered by:

Charles Trump
Print Member Name

[Signature]
Sign Member Name

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"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Dale Steager
Print Witness Name

Dale W Steager
Sign Witness Name

Oath was administered by:

Charles Trump
Print Member Name

Charles Trump
Sign Member Name

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"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Mark Muebow

Print Witness Name

[Signature]

Sign Witness Name

Oath was administered by:

Charles Trump

Print Member Name

[Signature]

Sign Member Name