

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE
REGULAR SESSION, 2016
EIGHTH DAY

Charleston, W. Va., Wednesday, January 20, 2016

The Senate met at 11 a.m.

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

Prayer was offered by Pastor Scotty Dingess, West Logan Church of God, Logan, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Ryan J. Ferns, a senator from the first district.

Pending the reading of the Journal of Tuesday, January 19, 2016,

At the request of Senator Plymale, 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 fourth order of business.

Senator Ferns, from the Committee on Health and Human Resources, submitted the following report, which was received:

Your Committee on Health and Human Resources has had under consideration

Senate Bill 6, Requiring drug screening and testing of applicants for TANF program.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 6 (originating in the Committee on Health and Human Resources)—
A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §9-3-6, relating to drug screening for applicants of benefits from the Temporary Assistance for Needy Families Program; requiring drug testing of applicants for whom there is a

reasonable suspicion of substance abuse; creating a pilot program; setting forth an effective date; defining terms; providing basis for reasonable suspicion of drug use; requiring participation in a substance abuse treatment, counseling and job skills program with an adverse drug test; precluding assistance for refusal to take a drug test; establishing administrative review of decisions to deny benefits; providing a mechanism for dependent children to receive benefits if a parent is deemed ineligible; setting forth prohibition from benefits for an adverse drug test; requiring investigation by Child Protective Services upon an adverse drug test; setting forth a procedure for reapplication for benefits; authorizing rulemaking by the Department of Health and Human Resources; requiring results of the drug screen or drug test remain confidential; providing criminal penalties; requiring an annual report to the Legislature; setting out elements of the annual report; requiring federal approval of the program; and requiring the secretary to modify the program to meet any federal objections and allowing for exceptions.

With the recommendation that the committee substitute do pass; but under the original double committee reference first be referred to the Committee on Finance.

Respectfully submitted,

Ryan J. Ferns,
Chair.

The bill (Com. Sub. for S. B. 6), under the original double committee reference, was then referred to the Committee on Finance.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 13, Increasing penalties for overtaking and passing stopped school buses.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 13 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §17C-12-7 of the Code of West Virginia, 1931, as amended, relating to the offense of overtaking and passing a school bus stopped for the purpose of receiving and discharging children; creating a rebuttable inference for charging purposes that a registered owner or lessee was operating the vehicle in the event that the driver of the passing vehicle cannot be ascertained at the time of the alleged offense; and clarifying that service of process is pursuant to W.Va. Rule of Criminal Procedure 4 where the identity of the operator is not determined at the scene.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 32, Relating to withdrawal of candidates for office and filling vacancies.

And has amended same.

And,

Senate Bill 323, Correcting statute subsection designations regarding trespassing on property.

And has amended same.

And reports the same back with the recommendation that they each do pass, as amended.

Respectfully submitted,

Charles S. Trump IV,

Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bill 102, Conforming to federal Law-Enforcement Officers Safety Act.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 102 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §7-4-1 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §30-29-12, all relating to West Virginia officials carrying a concealed firearm nationwide as provided in the federal Law-Enforcement Officers Safety Act, 18 U. S. C. §926B; providing statutory authority necessary to give prosecuting attorneys and assistant prosecuting attorneys the option to carry firearms pursuant to that federal act upon completion of required training and annual background check; granting prosecuting attorneys and assistant prosecuting attorneys arrest powers under certain circumstances; providing that law-enforcement agencies are neither prohibited from nor required to permit an officer to carry his or her service weapon off duty; and requiring West Virginia law-enforcement agencies to offer access to training and certification for honorably retired officers to be permitted to carry a concealed firearm nationwide as a qualified retired law-enforcement officer as provided in the federal Law-Enforcement Officers Safety Act of 2004.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Trump, from the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration

Senate Bills 155, 156, 157, 232, 233, 241 and 242, Alcohol Beverage Control Commission rule relating to nonintoxicating beer licensing and operations and procedures.

And reports back a committee substitute for same with the following title:

Com. Sub. for Senate Bill 157 (originating in the Committee on the Judiciary)—A Bill to amend and reenact article 7, chapter 64 of the Code of West Virginia, 1931, as amended, relating generally to the promulgation of administrative rules by the Department of Revenue; authorizing certain of the agencies to promulgate certain legislative rules in the form that the rules were filed in the State Register; authorizing certain of the agencies to promulgate certain legislative rules with various modifications presented to and recommended by the Legislative Rule-Making Review Committee; authorizing certain of the agencies to promulgate certain legislative rules with various amendments presented to and recommended by the Legislative Rule-Making Review Committee; authorizing certain of the agencies to promulgate certain legislative rules with various amendments recommended by the Legislature; directing various agencies to amend and promulgate certain legislative rules; authorizing the Alcohol Beverage Control Commission to promulgate a legislative rule relating to nonintoxicating beer licensing and operations procedures; authorizing the Alcohol Beverage Control Commission to promulgate a legislative rule relating to private club licensing; authorizing the Alcohol Beverage Control Commission to promulgate a legislative rule relating to distilleries and mini-distilleries; directing the Lottery Commission to amend and promulgate a legislative rule relating to limited video lottery; authorizing the Racing Commission to promulgate a legislative rule relating to thoroughbred racing; authorizing the Racing Commission to promulgate a legislative rule relating to pari-mutuel wagering; authorizing the Department of Tax and Revenue to promulgate a legislative rule relating to the payment of taxes by electronic funds transfer; and authorizing the Department of Tax and Revenue to promulgate a legislative rule relating to an exchange of information agreement between the Commissioner of the Tax Division of the Department of Revenue and the Secretary of the Department of Commerce, the Secretary of the Department of Environmental Protection, the Director of the Division of Forestry of the Department of Commerce and the Commissioners of the Public Service Commission.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Boso, from the Committee on Energy, Industry and Mining, submitted the following report, which was received:

Your Committee on Energy, Industry and Mining, has had under consideration

Senate Bill 172, DEP, Air Quality rule relating to standards of performance for new stationary sources.

Senate Bill 173, DEP, Air Quality rule relating to control of air pollution from combustion of solid waste.

Senate Bill 174, DEP, Air Quality rule relating to control of pollution from hazardous waste treatment, storage and disposal facilities.

Senate Bill 175, DEP, Air Quality rule relating to emission standards for hazardous air pollutants.

And,

Senate Bill 176, DEP, Air Quality rule relating to control of annual nitrogen oxide emissions.

And reports the same back with the recommendation that they each do pass; but under the original double committee references first be referred to the Committee on the Judiciary.

Respectfully submitted,

Gregory L. Boso,
Chair.

The bills, under the original double committee references, were then referred to the Committee on the Judiciary.

Senator Walters, from the Committee on Transportation and Infrastructure, submitted the following report, which was received:

Your Committee on Transportation and Infrastructure has had under consideration

Senate Bill 243, DOT rule relating to rail-fixed guideway systems to state safety oversight.

And reports the same back with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on the Judiciary.

Respectfully submitted,

Chris Walters,
Chair.

The bill, under the original double committee reference, was then referred to the Committee on the Judiciary.

Senator Walters, from the Committee on Transportation and Infrastructure, submitted the following report, which was received:

Your Committee on Transportation and Infrastructure has had under consideration

Senate Bill 297, Requiring installation of conduit for fiber optic cable on state highway construction projects.

And reports the same back with the recommendation that it do pass; but under the original double committee reference first be referred to the Committee on Government Organization.

Respectfully submitted,

Chris Walters,
Chair.

The bill, under the original double committee reference, was then referred to the Committee on Government Organization.

Senator Blair, from the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration

Senate Bill 311, Allowing permanent exception for mortgage modification or refinancing loan under federal Making Home Affordable program.

And reports the same back with the recommendation that it do pass.

Respectfully submitted,

Craig Blair,
Chair.

The Senate 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 Senators Kirkendoll, Beach, Facemire, Hall, Kessler, Laird, Plymale, Prezioso, Romano, Stollings, Woelfel and Unger:

Senate Bill 327—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §17-2A-8a, relating to construction of a modern highway from Pikeville, Kentucky, to Beckley, West Virginia; requiring Commissioner of Highways to determine how the highway can be best funded and constructed; and requiring reports.

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

By Senators Gaunch, Ashley, Carmichael, Facemire, Karnes, Kirkendoll, Leonhardt, Stollings, Takubo, Walters, Plymale, Unger, Blair, Prezioso, Williams and Romano:

Senate Bill 328—A Bill to repeal §11-12-86 of the Code of West Virginia, 1931, as amended; to repeal §29-3-23, §29-3-24, §29-3-25 and §29-3-26 of said code; to amend said code by adding thereto a new section, designated §9A-1-11b; to amend said code by adding thereto a new article, designated §29-3E-1, §29-3E-2, §29-3E-3, §29-3E-4, §29-3E-5, §29-3E-6, §29-3E-7, §29-3E-8, §29-3E-9, §29-3E-10, §29-3E-11, §29-3E-12 and §29-3E-13; and to amend and reenact §61-3E-1 and §61-3E-11 of said code, all relating generally to raising funds for veterans' facilities; creating West Virginia Veterans Program Fund; regulating fireworks generally; requiring certificate; establishing fees; requiring permit; dedicating fees to Veterans Program Fund; establishing rule-making authority; violations; penalties; enforcement; defining terms; and exemptions.

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

By Senators Trump, Kessler, Woelfel, Palumbo, Romano, Plymale, Stollings and Unger:

Senate Bill 329—A Bill to amend and reenact §49-1-207 of the Code of West Virginia, 1931, as amended; to amend and reenact §49-2-125 of said code; and to amend and reenact §49-4-502, §49-4-604, §49-4-605, §49-4-607, §49-4-701 and §49-4-709 of said code, all relating to defining "juvenile referee"; eliminating sunset provision for the commission to study residential placement of children; clarifying that prosecuting attorneys are not required to represent any party other than Department of Health and Human Resources in child abuse and neglect cases; clarifying that Department of Health and Human Resources is required to make an effort to terminate parental rights when parent has committed sexual assault or sexual abuse; and making technical changes.

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

By Senators Gaunch and Boso:

Senate Bill 330—A Bill to amend and reenact §33-6A-1 of the Code of West Virginia, 1931, as amended, relating to automobile liability insurers' duty to provide a policyholder seven days' notice of an insurer's intent to cancel an automobile liability insurance policy where the reason for cancellation is nonpayment of a premium.

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

By Senators Boso and Gaunch:

Senate Bill 331—A Bill to repeal §20-2-19a of the Code of West Virginia, 1931, as amended; and to amend and reenact §20-2-5, §20-2-42g and §20-2-42h of said code, all relating to hunting or trapping on private lands; removing restrictions for hunting or trapping on private lands on Sundays; and clarifying that hunting on private land at any time requires written consent of landowner.

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

By Senators Maynard, Plymale and Stollings:

Senate Bill 332—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §17-29-1, §17-29-2, §17-29-3, §17-29-4, §17-29-5, §17-29-6 and §17-29-7, all relating to entering into Interstate 73 Compact; entering into an agreement with five other states to develop and promote a plan for the design, construction, financing and operation of Interstate 73 corridor; designating certain officials to participate in an interstate commission to carry out the purposes of the compact; establishing composition, powers and duties of the commission; authorizing funding for commission operations; authorizing legislators to receive compensation and expense reimbursement for activities related to membership on the commission; designating agency staff to support commission activities; and establishing terms of withdraw from the compact.

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

By Senators Karnes and Leonhardt:

Senate Bill 333—A Bill to amend and reenact §20-2-4, §20-2-21 and §20-2-22 of the Code of West Virginia, 1931, as amended, all relating to the taking and registration of wildlife, including electronic registration of beaver, otter and big game animals.

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

By Senator Karnes:

Senate Bill 334—A Bill to amend and reenact §20-1-2 of the Code of West Virginia, 1931, as amended, relating to classification of certain species; identifying coyote as a fur-bearing animal; identifying woodchuck as a game animal; identifying coyote, porcupine and all species of cervids as wild animals; and providing an exception.

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

By Senators Karnes, Leonhardt and Williams:

Senate Bill 335—A Bill to amend and reenact §11-13A-3b of the Code of West Virginia, 1931, as amended, relating to eliminating severance tax on timber.

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

By Senators Karnes and Leonhardt:

Senate Bill 336—A Bill to amend and reenact §20-2-42a, §20-2-42q, §20-2-42s and §20-2-42v of the Code of West Virginia, 1931, as amended, all relating to crossbow hunting; prohibiting use of crossbow with Class A hunting and trapping license; permitting crossbow hunting with Class RB and

Class RRB licenses; permitting crossbow hunting with Class UU license; and permitting crossbow hunting with Class BG stamp.

Referred to the Committee on Natural Resources.

By Senators Stollings, Boso, Hall, Kessler, Kirkendoll, Palumbo, Plymale, Prezioso, Snyder, Walters, Woelfel and Gaunch:

Senate Bill 337—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §11-28-1, §11-28-2 and §11-28-3, all relating to creating five-year tax credit for businesses locating on post-mine sites; defining terms; setting eligibility requirements for credit; establishing the amount of tax credit allowed; and establishing how credit may be applied.

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

Senators Stollings, Kirkendoll and Plymale offered the following resolution:

Senate Concurrent Resolution 6—Requesting the Division of Highways to name bridge number 3-17-8.80, (3A087) (+38.05862, -81.82542) locally known as the Low Gap Bridge, crossing the Spruce Fork of the Little Coal River on Route 17 in Low Gap, Boone County, the “USMC PFC Marshall Lee King Memorial Bridge”.

Whereas, PFC King was born on July 5, 1924, in Coalwood, McDowell County, and grew up in Low Gap, Boone County. He served in the U. S. Marine Corps and was killed in action on May 19, 1945, on the Ryukyu Islands of Okinawa. He was awarded the Purple Heart, the Asiatic-Pacific Campaign Medal and World War II Victory Medal; and

Whereas, It is fitting and proper that PFC King be remembered and acknowledged for his courageous action and dedicated service to his country; therefore, be it

Resolved by the Legislature of West Virginia:

That the Division of Highways is hereby requested to name bridge number 3-17-8.80, (3A087) (+38.05862, -81.82542) locally known as the Low Gap Bridge, crossing the Spruce Fork of the Little Coal River on Route 17 in Low Gap, Boone County, the “USMC PFC Marshall Lee King Memorial Bridge”; and, be it

Further Resolved, That the Division of Highways is hereby requested to have made and be placed signs identifying the bridge as the “USMC PFC Marshall Lee King Memorial Bridge”; and, be it

Further Resolved, That the Clerk of the Senate is hereby directed to forward a copy of this resolution to the Commissioner of the Division of Highways and to the surviving family of PFC Marshall Lee King.

Which, under the rules, lies over one day.

Senators Beach, Kessler, Kirkendoll, Leonhardt, Prezioso, Unger, Williams, Plymale, Palumbo, Stollings, Blair and Romano offered the following resolution:

Senate Concurrent Resolution 7—Requesting the Division of Highways name bridge number 11186, at mile marker 153 crossing Interstate 79 in Monongalia County, the “Rosie the Riveters Memorial Bridge”.

Whereas, Rosie the Riveter is a cultural icon of the United States, representing the American women who worked in factories and shipyards during World War II, many of whom produced

munitions and war supplies. American women sometimes took entirely new jobs replacing the male workers who were in the military. Rosie the Riveter is commonly used as a symbol of feminism and women's economic power. Similar images of women war workers appeared in other countries such as Great Britain and Australia. Images of women workers were widespread in the media as government posters and commercial advertising was heavily used by the government to encourage women to volunteer for wartime service in factories; and

Whereas, Nearly 19 million women held jobs during World War II. Many of these women had already been working. Only 3 million new female workers entered the workforce during the time of the war. Although most women took on male dominated trades during World War II, they were expected to return to their everyday housework once men returned from the war; and

Whereas, Rosie the Riveter became most closely associated with another real woman, Rose Will Monroe, who was born in Pulaski County, Kentucky. In 1920 Ms. Monroe moved to Michigan and during World War II she worked as a riveter at the Willow Run Aircraft Factory in Ypsilanti, Michigan, building B-24 bombers for the U.S. Army Air Forces. She was asked to star in a promotional film about the war effort at home. The song "Rosie the Riveter" was popular at the time and Ms. Monroe happened to best fit the description of the worker depicted in the song. "Rosie" went on to become perhaps the most widely recognized icon of that era. The films and posters she appeared in were used to encourage women to go to work in support of the war effort. At the age of 50, Ms. Monroe realized her dream of flying when she obtained a pilot's license. In 1978, she crashed in her small propeller plane when the engine failed during takeoff. The accident resulted in the loss of one kidney and the sight in her left eye, and ended her flying career. She died from kidney failure on May 31, 1997, age of 77, in Clarksville, Indiana where she was a resident; and

Whereas, According to the Encyclopedia of American Economic History, "Rosie the Riveter" inspired a social movement that increased the number of working American women from 12 million to 20 million by 1944, a 57% increase from 1940. By 1944 only 1.7 million unmarried men between the ages of 20 and 34 worked in the defense industry, while 4.1 million unmarried women between those ages did so. Although the image of "Rosie the Riveter" reflected the industrial work of welders and riveters during World War II, the majority of working women filled nonfactory positions in every sector of the economy. What unified the experiences of these women was that they proved to themselves and the country that they could do a "man's job" and could do it well. In 1942, just between the months of January and July, the estimates of the proportion of jobs that would be "acceptable" for women was raised by employers from 29 to 85%; therefore, be it

Resolved by the Legislature of West Virginia:

That the Division of Highways is hereby requested to name bridge design number 11186, at mile marker 153 crossing Interstate 79 in Monongalia County, the "Rosie the Riveters Memorial Bridge"; and, be it

Further Resolved, That the Division of Highways is hereby requested to have made and be placed signs identifying the bridge 11186 as the "Rosie the Riveters Memorial Bridge"; and, be it

Further Resolved, That the Clerk of the Senate is hereby directed to forward a copy of this resolution to the Commissioner of the Division of Highways and the Rosie the Riveters state organization.

Which, under the rules, lies over one day.

Senators Maynard, Plymale and Stollings offered the following resolution:

Senate Concurrent Resolution 8—Requesting the Division of Highways to name bridge number 50-52-37.47 (50A049), (latitude 38.006184, longitude -82.506839), locally known as the Lost Creek Beam Span, carrying U.S. Route 52 over Lost Creek in Wayne County, the “U.S. Army PFC Ernest D. Marcum Bridge”.

Whereas, Ernest D. “Doby” Marcum was born in Crum, WV, on September 12, 1947, the son of Oscar and Gladys Perry Marcum; and

Whereas, Ernest D. “Doby” Marcum entered service to his country with the United States Army during the Vietnam Conflict in 1967; and

Whereas, Ernest D. “Doby” Marcum served as an Armor Intelligence Specialist with the 9th Infantry Division, attaining the rank of Private First Class; and

Whereas, PFC Ernest D. “Doby” Marcum paid the ultimate price on December 31, 1967, when he was killed by shrapnel from a grenade and he was posthumously awarded the Purple Heart; and

Whereas, It is fitting that an enduring memorial be established to commemorate his service to his community and country; therefore, be it

Resolved by the Legislature of West Virginia:

That the Division of Highways is hereby requested to name bridge number 50-52-37.47 (50A049), (latitude 38.006184, longitude -82.506839), locally known as the Lost Creek Beam Span, carrying U.S. Route 52 over Lost Creek in Wayne County, the “U.S. Army PFC Ernest D. Marcum Bridge”; and, be it

Further Resolved, That the Division of Highways is hereby requested to have made and be placed signs identifying the bridge as the “U.S. Army PFC Ernest D. Marcum Bridge”; and, be it

Further Resolved, That the Clerk of the Senate is hereby directed to forward a copy of this resolution to the Commissioner of the Division of Highways and to the Wayne County Veterans’ Association.

Which, under the rules, lies over one day.

The Senate proceeded to the seventh order of business.

Senate Concurrent Resolution 2, Urging Congress provide funding for WV National Guard.

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

Senate Concurrent Resolution 3, Julian, Earl and Edward Hill Brothers 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 Concurrent Resolution 4, Petitioning Congress to call convention for proposing amendments to U.S. Constitution.

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

Senate Concurrent Resolution 5, Coach Bill Stewart Exit.

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

The Senate proceeded to the eighth order of business.

Eng. Com. Sub. for Senate Bill 263, Allowing travel and other expense reimbursement for members of Municipal Home Rule Board.

On third reading, coming up in regular order, was read a third time and put upon its passage.

On the passage of the bill, the yeas were: Ashley, Beach, Blair, Boley, Boso, Carmichael, Facemire, Ferns, Gaunch, Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—33.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 263) passed with its title.

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

The Senate proceeded to the ninth order of business.

Senate Bill 1, Establishing WV Workplace Freedom Act.

On second reading, coming up in regular order, was read a second time.

The following amendment to the bill, from the Committee on the Judiciary, was reported by the Clerk and adopted:

On page ten, section eight, line eight, by striking out “31” and inserting in lieu thereof “30”.

The bill (S. B. 1), as amended, was then ordered to engrossment and third reading.

Senate Bill 253, Exempting drug treatment and drug recovery facilities from county and municipal ordinances.

On second reading, coming up in regular order, was reported by the Clerk.

At the request of Senator Carmichael, unanimous consent being granted, the bill was laid over one day, retaining its place on the calendar.

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

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Carmichael, the Senate adjourned until tomorrow, Thursday, January 21, 2016, at 11 a.m.

SENATE CALENDAR

**Thursday, January 21, 2016
11:00 AM**

UNFINISHED BUSINESS

- S. C. R. 6 - USMC PFC Marshall Lee King Memorial Bridge.
- S. C. R. 7 - Rosie the Riveters Memorial Bridge.
- S. C. R. 8 - U.S. Army PFC Ernest D. Marcum Bridge.

THIRD READING

Eng. S. B. 1 - Establishing WV Workplace Freedom Act (original similar to HB4006).

SECOND READING

S. B. 253 - Exempting drug treatment and drug recovery facilities from county and municipal ordinances.

FIRST READING

- Com. Sub. for S. B. 13 - Increasing penalties for overtaking and passing stopped school buses.
- S. B. 32 - Relating to withdrawal of candidates for office and filling vacancies - (Com. amend. pending).
- Com. Sub. for S. B. 102 - Conforming to federal Law-Enforcement Officers Safety Act.
- Com. Sub. for S. B. 157 - Alcohol Beverage Control Commission rule relating to nonintoxicating beer licensing and operations and procedures.
- S. B. 311 - Allowing permanent exception for mortgage modification or refinancing loan under federal Making Home Affordable program.
- S. B. 323 - Correcting statute subsection designations regarding trespassing on property - (Com. title amend. pending).

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2016

Thursday, January 21, 2016

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|-----------|---------------------------|-----------------|
| 9:30 a.m. | Finance | (Room No. 451M) |
| 1 p.m. | Health & Human Resources | (Room No. 451M) |
| 1 p.m. | Energy, Industry & Mining | (Room No. 208W) |
| 2 p.m. | Education | (Room No. 451M) |
| 2 p.m. | Government Organization | (Room No. 208W) |