

WEST VIRGINIA LEGISLATURE
SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE
REGULAR SESSION, 2015
EIGHTH DAY

Charleston, W. Va., Wednesday, January 21, 2015

The Senate met at 11 a.m.

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

Prayer was offered by the Reverend Father Matthew Moore, St. John Greek Orthodox Church, Charleston, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Daniel J. Hall, a senator from the ninth district.

Pending the reading of the Journal of Tuesday, January 20, 2015,

On motion of Senator Facemire, 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 Clerk presented a communication from the Board of Sanitarians, submitting its biennial report for fiscal years 2013 and

2014 as required by chapter thirty, article one, section twelve of the Code of West Virginia.

Which communication and report were received and filed with the Clerk.

The Senate then proceeded to the fourth order of business.

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 No. 43, Limiting tolling of statute of limitations for third-party complaints.

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

Com. Sub. for Senate Bill No. 43 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §55-2-21 of the Code of West Virginia, 1931, as amended, relating to tolling statute of limitations in certain cases generally; limiting circumstances within which statute of limitations is tolled for institution of third-party complaints associated with pending civil actions; providing alternative periods when statute of limitations on third-party complaints is tolled; defining “third-party complaint”; and clarifying that this section does not limit doctrine of equitable tolling or discovery rule.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

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 No. 59, Creating felony offense of knowingly leaving crash scene resulting in serious bodily injury.

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 D. Hall, from the Committee on Labor, submitted the following report, which was received:

Your Committee on Labor has had under consideration

Senate Bill No. 153, Authorizing Division of Labor promulgate legislative rule relating to Amusement Rides and Amusement Attractions Safety Act.

Senate Bill No. 154, Authorizing Division of Labor promulgate legislative rule relating to child labor.

Senate Bill No. 155, Authorizing Division of Labor promulgate legislative rule relating to supervision of plumbing work.

And,

Senate Bill No. 156, Authorizing Division of Labor promulgate legislative rule relating to verification of legal employment status.

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,

Daniel J. Hall,
Chair.

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

Senator D. Hall, from the Committee on Labor, submitted the following report, which was received:

Your Committee on Labor has had under consideration

Senate Bill No. 157, Authorizing Division of Labor promulgate legislative rule relating to regulation of heating, venting and cooling work.

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

Respectfully submitted,

Daniel J. Hall,
Chair.

The bill, under the original triple committee reference, was referred to the Committee on Finance; and then to the Committee on the Judiciary.

Senator D. Hall, from the Committee on Labor, submitted the following report, which was received:

Your Committee on Labor has had under consideration

Senate Bill No. 158, Authorizing Division of Labor promulgate legislative rule relating to weights and measures calibration fees.

And has amended same.

And reports the same back with the recommendation that it do pass, as amended; but under the original triple committee reference first be referred to the Committee on Finance; and then to the Committee on the Judiciary.

Respectfully submitted,

Daniel J. Hall,
Chair.

The bill, under the original triple committee reference, was referred to the Committee on Finance; and then to the Committee on the Judiciary, with an amendment from the Committee on Labor pending.

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 No. 178, Authorizing Family Protection Services Board promulgate legislative rule relating to domestic violence program licensure standards.

Senate Bill No. 179, Authorizing Family Protection Services Board promulgate legislative rule relating to Monitored Parenting and Exchange Program certification.

Senate Bill No. 180, Authorizing Family Protection Services Board promulgate legislative rule relating to board operation.

Senate Bill No. 181, Authorizing Family Protection Services Board promulgate legislative rule relating to perpetrator intervention programs licensure for correctional institutions.

Senate Bill No. 205, Authorizing Board of Pharmacy promulgate legislative rule relating to controlled substances monitoring.

And,

Senate Bill 228, Authorizing Family Protection Services Board promulgate legislative rule relating to perpetrator intervention programs licensure.

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,

Ryan J. Ferns,
Chair.

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

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 No. 203, Authorizing Board of Pharmacy promulgate legislative rule relating to immunizations administered by pharmacists.

And has amended same.

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

Respectfully submitted,

Ryan J. Ferns,
Chair.

The bill, under the original double committee reference, was then referred to the Committee on the Judiciary, with an amendment from the Committee on Health and Human Resources pending.

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 Stollings, Prezioso and Kirkendoll:

Senate Bill No. 270—A Bill to amend and reenact §16-5H-2 of the Code of West Virginia, 1931, as amended, relating to raising from fifty to sixty percent the number of patients prescribed controlled substances for chronic pain to be designated a pain management clinic.

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

By Senators Karnes and Nohe:

Senate Bill No. 271—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto two new sections, designated §33-42-9 and §33-42-10, all relating to the care of aborted fetuses; requiring medical facilities that provide abortions to administer anesthesia to an unborn fetus when aborted if it is older than seven

weeks; requiring all available medical means to be used to preserve the life of a fetus if it is alive when aborted; and providing criminal penalties.

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

By Senator Karnes:

Senate Bill No. 272—A Bill to amend and reenact §8-10-2 of the Code of West Virginia, 1931, as amended, relating to decreasing the number of jurors on a municipal jury in criminal matters from twelve to six.

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

By Senators Cole (Mr. President) and Kessler (By Request of the Executive):

Senate Bill No. 273—A Bill to amend and reenact §11-16-6, §11-16-9 and §11-16-12 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §11-16-6a, all relating to brewer, resident brewer and brewpub licensing and operations; permitting licensed brewers and resident brewers to conduct nonintoxicating beer sampling; permitting licensed brewers and resident brewers to conduct growler sales for off-premises consumption from their brewery premises located in the state; clarifying licensing and operational requirements for brewers, resident brewers and brewpubs; and removing brewpub bonding requirements.

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

By Senators Cole (Mr. President) and Kessler (By Request of the Executive):

Senate Bill No. 274—A Bill to amend and reenact §9-9-11 of the Code of West Virginia, 1931, as amended, relating to the Temporary

Assistance for Needy Families program; and authorizing Secretary of Department of Health and Human Resources to prescribe policies in accordance with the program to reform violations, sanctions and penalties.

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

By Senators Trump, Kessler, Unger, Nohe, Boso, Blair, Prezioso, D. Hall, Beach and Romano:

Senate Bill No. 275—A Bill to amend and reenact §29B-1-4 of the Code of West Virginia, 1931, as amended; and to amend and reenact §61-7-4 of said code, all relating to concealed weapon permits; exempting information contained in a concealed weapon permit application from the Freedom of Information Act; protecting confidentiality of information collected in application for a concealed weapon permit; and providing criminal penalties.

Referred to the Committee on the Judiciary.

By Senators Karnes, Boley, Leonhardt, Maynard, Nohe, Plymale and D. Hall:

Senate Bill No. 276—A Bill to amend and reenact §11-13A-3b of the Code of West Virginia, 1931, as amended; and to amend and reenact §11-13V-4 of said code, all relating to removing severance tax on timber.

Referred to the Committee on Finance.

By Senators Miller, D. Hall, Laird, Williams and Kirkendoll:

Senate Bill No. 277—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §16-5-20a, relating to a certificate of birth resulting in stillbirth; and creating “Noah’s Law”.

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

By Senator Karnes:

Senate Bill No. 278—A Bill to repeal §20-2-42w of the Code of West Virginia, 1931, as amended; and to amend and reenact §20-2-5, §20-2-5g and §20-2-22a of said code, all relating to hunting; prohibiting hunting with night vision technology, drone or other unmanned aerial vehicle; and permitting hunting with crossbows.

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

By Senators Walters, Blair, Gaunch, Boso, Karnes, Maynard and D. Hall:

Senate Bill No. 279—A Bill to amend and reenact §21-1-2 of the Code of West Virginia, 1931, as amended, relating to qualifications of the Commissioner of Labor; and amending language that commissioner be identified with labor interests of the state.

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

By Senators Cole (Mr. President), Boley, Ferns, Mullins, Nohe, Sypolt, Prezioso, Facemire, D. Hall, Williams, Kessler, Palumbo and Beach:

Senate Bill No. 280—A Bill to amend and reenact §22-6A-7 of the Code of West Virginia, 1931, as amended, relating to allowing the transfer of well work permits upon approval of the Secretary of the Department of Environmental Protection.

Referred to the Committee on the Judiciary.

By Senator Plymale:

Senate Bill No. 281—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §11A-3A-1, §11A-3A-2, §11A-3A-3, §11A-3A-4, §11A-3A-5 and §11A-3A-6, all relating to creating a system of judicial in rem tax foreclosure sales; providing a judicial in rem tax foreclosure process as alternative to nonjudicial foreclosure process; defining terms;

providing for identification of properties eligible for judicial foreclosure; setting forth requirements in petition for judicial foreclosure; requiring notice to owners and interested parties in order to preserve their due process rights; setting forth form of petition; detailing standards for judicial hearing on petition; requiring certain judicial order for sale; noting priority of claims; allowing for continuance upon death of interested party; providing process for redemption by owner or interested party prior to judicial foreclosure sale; stating sale procedure and timing; setting minimum bid requirements; addressing finality of purchase; permitting additional fourteen-day redemption period post sale for owner of property; requiring execution of tax deed and report of sale; and stating certain information that shall be included in deed.

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

Senators Trump, Kessler, Unger, Nohe, D. Hall and Prezioso offered the following resolution:

Senate Concurrent Resolution No. 10—Designating the month of September every year as U. S. Constitution Month and encouraging the people of West Virginia to remember and study the extraordinary events of 1787, which culminated in the drafting of the U. S. Constitution at the convention in Philadelphia.

Whereas, The U. S. Constitution established America's national government and fundamental laws and guaranteed certain basic rights for its citizens. It was signed on September 17, 1787, by delegates to the Constitutional Convention in Philadelphia and presided over by George Washington. Under America's first governing document, the Articles of Confederation, the national government was weak and states operated like independent countries. At the 1787 convention, delegates devised a plan for a stronger federal government with three branches: Executive, Legislative and Judicial, together with a system of checks and balances to ensure no single branch would have too much power.

The Bill of Rights, which are the first ten amendments to the Constitution guaranteeing basic individual protections such as freedom of speech and religion, became part of the Constitution in 1791. There have been a total of 27 constitutional amendments; and

Whereas, As Benjamin Franklin said on the closing day of the convention in 1787, “I agree to this Constitution with all its faults, if they are such, because I think a central government is necessary for us... I doubt too whether any other convention we can obtain may be able to make a better Constitution”. It is still the most remarkable document of its kind in the political history of mankind; therefore, be it

Resolved by the Legislature of West Virginia:

That the Legislature hereby designates the month of September every year as U. S. Constitution Month and encourages the people of West Virginia to remember and study the extraordinary events of 1787, which culminated in the drafting of the U. S. Constitution at the convention in Philadelphia.

Which, under the rules, lies over one day.

Senators Ferns, Stollings, Palumbo, Kessler, Unger, Beach, Plymale, D. Hall, Trump and Prezioso offered the following resolution:

Senate Resolution No. 9—Designating January 21, 2015, as “Disability Advocacy Day”.

Whereas, There are over 400,000 West Virginians with disabilities; and

Whereas, People with disabilities have the right to live, work and fully participate in their communities to realize their dreams; and

Whereas, People with disabilities have the right to receive the supports they need to exercise self-determination, achieve independence and become productive employees in the workplace; and

Whereas, West Virginia's citizens with disabilities have banded together in a collective group, called the Fair Shake Network, to help bring their concerns to the forefront of public awareness; and

Whereas, The Fair Shake Network has developed a statewide network concerned with all types of disabilities and all age groups, providing opportunities for people to learn from each other and take action together; and

Whereas, The Fair Shake Network has become a credible source of information to policymakers, advocates and the public on policies and programs that impact people with disabilities; and

Whereas, Such organizations as the West Virginia Department of Rehabilitation Services, West Virginia Developmental Disabilities Council, West Virginia Parent Training & Information, Job Squad, West Virginia Advocates, Mountain State Centers for Independent Living, Northern West Virginia Center for Independent Living, West Virginia Statewide Independent Living Council, Appalachian Center for Independent Living, West Virginia State Rehabilitation Council, West Virginia Association of the Deaf, Open Doors, Inc., National Association of Social Workers, WV Chapter, West Virginia University Center for Excellence in Disabilities, The Arc of West Virginia, People First and West Virginia Autism Training Center at Marshall University have joined together to help increase public awareness of issues involving the many concerns of West Virginians with disabilities through the Fair Shake Network; and

Whereas, The purpose of Disability Advocacy Day is to increase the awareness and understanding of legislators, administrators, policymakers and the public of the public policy issues that are important to people with disabilities; therefore, be it

Resolved by the Senate:

That the Senate hereby designates January 21, 2015, as “Disability Advocacy Day”; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the appropriate representatives of the Fair Shake Network.

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

On motion of Senator Carmichael, the Senate recessed for one minute.

Upon expiration of the recess, the Senate reconvened and resumed business under the sixth order.

Senators Palumbo, Plymale and Beach offered the following resolution:

Senate Resolution No. 10—Recognizing Jake Harriman, founder and CEO of Nuru International, a native of Preston County and proud West Virginian, and other West Virginia natives and former West Virginia University graduates who have helped Nuru International become an influential force in the fight against extreme poverty throughout the world.

Whereas, Jake Harriman grew up in Preston County, West Virginia, near Terra Alta, and attended West Virginia University before enrolling in and graduating from the United States Naval Academy, and later served in the United States Marine Corps; and

Whereas, Jake Harriman served in infantry and as a special operations platoon commander in Force Reconnaissance, receiving the Bronze Star for his actions in combat; and

Whereas, Jake Harriman identified a connection between terrorism, insurgency and extreme poverty that led him to leave the Marine Corps and enroll at Stanford University's Graduate School of Business; and

Whereas, Jake Harriman graduated from Stanford in 2008 and officially launched Nuru International in September, 2008, creating an innovative model for addressing extreme poverty in remote rural areas around the globe; and

Whereas, Nuru International is a nonprofit organization with deep West Virginia roots that is having an incredible impact on poverty in Kenya and Ethiopia by working with extremely poor communities to train and empower them to become the answer to their own problems without giving any handouts; and

Whereas, Nuru International has served more than 50,000 people in Kuria West, Kenya, and Boreda, Ethiopia, over the last six years through its innovative holistic, sustainable and scalable model to address global extreme poverty by building capacity with local leaders; and

Whereas, Nuru International and Jake Harriman's story has been featured in articles and interviews in the New York Times, Forbes, Huffington Post, ONE, Christian Science Monitor, ABC News, Fox Business, Al Jazeera America, BBC World Service and more; and

Whereas, Four of Nuru International's original five board of directors members were either West Virginia natives or graduates of West Virginia University, including Jake Harriman's suite mate in Arnold Hall during freshman year at WVU; and

Whereas, Nuru International's board chairman, John Hancox, has family roots in Preston County, West Virginia, and is both a 1996 graduate from West Virginia University with a B. A. in Biology and a 2001 graduate from WVU School of Medicine; and

Whereas, Nuru International board member Andy Cogar is originally from Gassaway, West Virginia, previously served as the Mountaineer from 1996-1998, graduated from WVU as a University Honors Scholar with a dual degree in Mathematics and Communications and later graduated from WVU School of Law; and

Whereas, Nuru International's Grassroots Movement Director and Director of Strategic Partnerships, Billy Williams, is a native of Parkersburg, West Virginia, graduated in 1997 from West Virginia University as a University Honors Scholar with a dual degree in Chemistry and English and in 2007 earned a M. A. in English from WVU; and

Whereas, Other West Virginia University graduates have served on the staff or board of Nuru, including Trey Dunham, an original board member; Janine Brown, a 2006 MPH graduate; Megan Baird, an international studies graduate; Derek Roberts, a 2008 accounting graduate and native of Mount Zion, West Virginia, in Calhoun County; Tiffany Newcomb, a 2006 engineering graduate and native of Beckley, West Virginia, in Raleigh County; and Chris Isele, a 2013 business administration graduate; and

Whereas, Nuru International is an international organization with supporters in most of the fifty states, with more donors and a greater volume of donations coming from West Virginia annually than any other state, in part because of the great pride West Virginians have for seeing fellow Mountaineers doing good work in the world; therefore, be it

Resolved by the Senate:

That the Senate hereby recognizes Jake Harriman, founder and CEO of Nuru International, a native of Preston County and proud West Virginian, and other West Virginia natives and former West Virginia University graduates who have helped Nuru International become an influential force in the fight against extreme poverty throughout the world; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to Jake Harriman, John Hancox, Andy Cogar, Billy Williams and Nuru International.

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

On motion of Senator Carmichael, the Senate recessed for one minute.

Upon expiration of the recess, the Senate reconvened and proceeded to the eighth order of business.

Com. Sub. for Senate Bill No. 1, Repealing certain Alternative and Renewable Energy Portfolio Standard code sections; allowing net meter credit transfer by electric utility customer-generators to nonprofits.

On third reading, coming up in regular order, with the right having been granted on yesterday, Tuesday, January 20, 2015, for amendments to be received on third reading, was reported by the Clerk.

On motion of Senator Mullins, the following amendment to the bill was reported by the Clerk and adopted:

On page three, section eight, after line ten, by adding a new subsection, designated subsection (h), to read as follows:

(h) The commission shall assure that any net metering tariff does not create a cross subsidization between customers within one class of service.

On motions of Senators Kessler, Unger, Beach, Kirkendoll, Laird, Miller, Palumbo, Prezioso, Romano, Snyder, Stollings and Woelfel, the following amendment to the bill (Com. Sub. for S. B. No. 1) was next reported by the Clerk:

By striking out everything after the enacting clause and inserting in lieu thereof the following:

That §24-2F-2, §24-2F-3, §24-2F-4, §24-2F-5, §24-2F-6, §24-2F-7, §24-2F-9, §24-2F-10, §24-2F-11 and §24-2F-12 of the Code of West Virginia, 1931, as amended, be repealed; and that §24-2F-1 and §24-2F-8 of said code be amended and reenacted, all to read as follows:

ARTICLE 2F. NET METERING OF CUSTOMER-GENERATORS.

§24-2F-1. Audit of impact of repealing article.

~~This article may be known and cited as the Alternative and Renewable Energy Portfolio Act. During the 2015 regular legislative session, the Legislature repealed the vast majority of this article in an attempt to create jobs and lower utility rates for consumers. The Legislative Auditor shall review the amendments made to this article during the 2015 regular legislative session and analyze the impact that the amendments had on: (1) Whether any jobs were gained or lost as a result of the amendments, including any impact on wages associated with the jobs affected by the amendments, such as wage increases or decreases in existing jobs, wages of jobs lost, wages of new jobs and the net impact on wages; and (2) whether any impact was made on utility rates for West Virginia consumers. The Legislature hereby requires that the Legislative Auditor prepare report of the analysis and findings requested by this section and that the report be both presented to the Joint Committee on Government and Finance and published on the Legislature's website on or before July 1, 2016.~~

§4-2F-8. Net metering and interconnection standards.

(a) The commission shall adopt a rule requiring that all electric utilities provide a rebate or discount at fair value, to be determined by the commission, to customer-generators for any electricity

generation that is delivered to the utility under a net metering arrangement.

(b) The commission shall also consider adopting, by rule, a requirement that all sellers of electricity to retail customers in the state, including rural electric cooperatives, municipally owned electric facilities or utilities serving ~~less~~ fewer than thirty thousand residential electric customers in this state, offer net metering rebates or discounts to customer-generators.

(c) The commission shall institute a general investigation for the purpose of adopting rules pertaining to net metering and the interconnection of eligible electric generating facilities intended to operate in parallel with an electric utility's system. As part of its investigation, the commission shall take into consideration rules of other states within the applicable region of the regional transmission organization, as that term is defined in 18 C. F. R. §35.34, that manages a utility's transmission system in any part of this state. Furthermore, the commission shall consider increasing the allowed kilowatt capacity for commercial customer-generators to an amount not to exceed five hundred kilowatts and for industrial customer-generators to an amount not to exceed two megawatts. The commission shall further consider interconnection standards for combined heat and power.

(d) The commission shall promulgate these rules within twelve months of the effective date of this article.

(e) The commission shall adopt a rule requiring that all electric utilities allow for customer- generators to transfer any accrued net meter credits to a utility-approved nonprofit that provides relief to customers in need of financial assistance.

(f) "Net metering" means measuring the difference between electricity supplied by an electric utility and electricity generated from an alternative or renewable energy resource facility owned or operated by an electric retail customer when any portion of the

electricity generated from the alternative or renewable energy resource facility is used to offset part or all of the electric retail customer's requirements for electricity.

(g) "Customer-generator" means an electric retail customer who owns and operates a customer-sited generation project utilizing an alternative or renewable energy resource or a net metering system in this state.

(h) The commission shall assure that any net metering tariff does not create a cross subsidization between customers within one class of service.

Following discussion,

The question being on the adoption of the amendment offered by Senators Kessler, Unger, Beach, Kirkendoll, Laird, Miller, Palumbo, Prezioso, Romano, Snyder, Stollings and Woelfel to the bill (Com. Sub. for S. B. No. 1), and on this question, Senator Unger demanded the yeas and nays.

The roll being taken, the yeas were: Beach, Facemire, Kessler, Kirkendoll, Laird, Palumbo, Prezioso, Romano, Snyder, Stollings, Unger, Woelfel and Yost-13.

The nays were: Blair, Boley, Boso, Carmichael, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Leonhardt, Maynard, Mullins, Nohe, Plymale, Sypolt, Takubo, Trump, Walters, Williams and Cole (Mr. President)-20.

Absent: Miller-1.

So, a majority of those present and voting not having voted in the affirmative, the President declared the amendment offered by Senators Kessler, Unger, Beach, Kirkendoll, Laird, Miller, Palumbo, Prezioso, Romano, Snyder, Stollings and Woelfel to the bill rejected.

The bill, as amended, was ordered to engrossment.

Engrossed Committee Substitute for Senate Bill No. 1 was then read a third time and put upon its passage.

Pending discussion,

The question being “Shall Engrossed Committee Substitute for Senate Bill No. 1 pass?”

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

The nays were: None.

Absent: Miller—1.

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. No. 1) passed.

On motion of Senator Mullins, the following amendment to the title of the bill was reported by the Clerk and adopted:

Eng. Com. Sub. for Senate Bill No. 1—A Bill to repeal §24-2F-1, §24-2F-2, §24-2F-3, §24-2F-4, §24-2F-5, §24-2F-6, §24-2F-7, §24-2F-9, §24-2F-10, §24-2F-11 and §24-2F-12 of the Code of West Virginia, 1931, as amended; and to amend and reenact §24-2F-8 of said code, relating to repealing the Alternative and Renewable Energy Portfolio Act; and creating net metering of customer-generators.

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

Thereafter, at the request of Senator D. Hall, and by unanimous consent, the remarks by Senators Snyder, Stollings and Kirkendoll regarding the passage of Engrossed Committee Substitute for Senate Bill No. 1 were ordered printed in the Appendix to the Journal.

Eng. Senate Bill No. 3, Relating to real property possessor's liability for trespasser harm.

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: Beach, Blair, Boley, Boso, Carmichael, Facemire, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—33.

The nays were: None.

Absent: Miller—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. No. 3) 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 tenth order of business.

Com. Sub. for Senate Bill No. 12, Relating to payment of separated employee's outstanding wages.

On first reading, coming up in regular order, was read a first time and ordered to second reading.

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

On motion of Senator Carmichael, a leave of absence for the day was granted Miller.

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Carmichael, the Senate adjourned until tomorrow, Thursday, January 22, 2015, at 11 a.m.

TOPICAL INDEX

SENATE BILLS INTRODUCED THROUGH 01/21/2015

Bill Number

ABORTION:

- 236. Limiting health insurance coverage for elective abortions to supplemental policies.
- 271. Relating to aborted fetus care.

ACTIONS AND SUITS:

- 2. Predicating actions for damages upon comparative fault principles.
- 11. Relating to workers' compensation disbursements when injury is self inflicted or intentional; permitting recovery in private suit.
- 13. Reinstating open and obvious doctrine for premises liability.
- 38. Relating to apportionment of damages in tortious conduct actions.
- 43. Limiting tolling of statute of limitations for third-party complaints.
- 101. Limiting punitive damages awarded in personal injury or wrongful death actions.
- 103. Establishing comparative fault standard.
- 104. Increasing threshold of defendant's liability to qualify for several liability in tortious actions.
- 108. Creating loser-pays civil justice system.

ACTS:

- 18. Creating Overdose Prevention Act.
- 55. Creating Keep Jobs in WV Act.
- 68. Creating Healthy Children and Healthy Communities Act.
- 80. Creating State Labor Relations Act.
- 88. Creating WV Clearance for Access: Registry and Employment Screening Act.
- 98. Creating Tax Revenue Act of 2015.
- 134. Creating Civil Justice Reform Act of 2015.
- 135. Creating Creative Communities Development Act.
- 230. Creating Overdose Prevention Act.
- 237. Creating Captive Cervid Farming Act.
- 244. Creating Caregiver Advise, Record and Enable Act.
- 258. Creating Letting Our Counties Act Locally Act.

AGRICULTURE:

- 30. Permitting sale of raw milk.
- 39. Relating to closure and sale of Clements State Tree Nursery.
- 121. Relating to Conservation Agency financial assistance applications from district supervisors.
- 237. Creating Captive Cervid Farming Act.
- 250. Relating to Conservation Agency financial assistance applications from district supervisors.

AIR QUALITY:

- 4. Relating to development of state plan under Clean Air Act.

ALCOHOL:

- 23. Requiring licensure of bartenders by ABCC.

- 42. Permitting sale of alcoholic beverages on Sundays prior to 1 p.m..
- 98. Creating Tax Revenue Act of 2015.
- 273. Relating to brewer, resident brewer and brewpub licensing and operations.

ANIMALS:

- 86. Regulating equine boarding facilities.
- 95. Creating tax exemption for cost of spaying and neutering dogs and cats.
- 247. Repealing Dangerous Wild Animals Act.

APPROPRIATIONS:

- 233. Budget Bill.

ARBITRATION:

- 37. Relating to arbitration.

ATHLETICS:

- 82. Requiring SSAC promulgate rules allowing college preparatory team membership.

ATTORNEYS:

- 89. Providing Prosecuting Attorneys Institute's council establish Executive Director's salary.
- 131. Increasing compensation for public defenders in child abuse and neglect proceedings.

BOARDS AND COMMISSIONS:

- 22. Relating to Board of Examiners for Registered Professional Nurses membership.
- 23. Requiring licensure of bartenders by ABCC.
- 83. Relating to funeral service and embalmer licenses.
- 106. Excepting professional engineer member from sanitary board when project engineer under contract.
- 126. Relating to practice of psychology.
- 234. Exempting water and sewer utilities owned by political subdivisions from PSC jurisdiction.
- 239. Eliminating certain boards, councils, task forces, commissions and committees.
- 255. Eliminating certain boards, councils, task forces, commissions and committees.

CHILD WELFARE:

- 67. Establishing child support insurance match program.
- 68. Creating Healthy Children and Healthy Communities Act.
- 78. Relating to compilation and availability of birth parents' nonidentifying social and medical histories prior to adoption.
- 131. Increasing compensation for public defenders in child abuse and neglect proceedings.
- 253. Recodifying chapter relating to child welfare and juvenile disposition.
- 263. Requiring court-appointed special advocate in all counties.

CODE REPEALED:

- 1. Repealing Alternative and Renewable Energy Portfolio Act; creating net metering of customer-generators.
- 41. Repealing article authorizing roadside memorial markers.
- 94. Establishing driver's license restoration program.
- 239. Eliminating certain boards, councils, task forces, commissions and committees.
- 247. Repealing Dangerous Wild Animals Act.

- 255. Eliminating certain boards, councils, task forces, commissions and committees.
- 267. Repealing code relating to Governor's Office of Health Enhancement and Lifestyle Planning.

CONTRACTS:

- 44. Lowering threshold for low bidder's duty to submit subcontractors on government contracts.

CORRECTIONS:

- 115. Increasing annual salary of Division of Corrections employees.
- 124. Redistributing and dedicating excise tax on real property transfers to regional jails.

COUNTIES:

- 27. Relating to county solid waste disposal fees; exemption.
- 29. Allowing county employee to run for vacant office without resigning.
- 113. Permitting counties impose property levy for public library funding.
- 258. Creating Letting Our Counties Act Locally Act.

COURTS:

- 10. Requiring nonpartisan election of judges and magistrates.
- 36. Correcting code reference regarding certain court personnel completing handgun safety requirements before carrying concealed handgun.
- 43. Limiting tolling of statute of limitations for third-party complaints.
- 63. Redefining facilities eligible for funding assistance from Courthouse Facilities Improvement Authority.
- 65. Authorizing additional circuit court judge.
- 70. Authorizing additional family court judge.
- 129. Establishing Intermediate Court of Appeals.
- 134. Creating Civil Justice Reform Act of 2015.
- 263. Requiring court-appointed special advocate in all counties.
- 272. Decreasing number of jurors on municipal jury.
- 281. Creating system of judicial sale of tax liens.

CRIMES:

- 31. Relating to bailpiece surety.
- 59. Creating felony offense of knowingly leaving crash scene resulting in serious bodily injury.
- 81. Increasing penalty for illegally transporting certain controlled substances into state.
- 117. Creating felony offense of DUI causing serious bodily injury.
- 139. Creating misdemeanor offense of impersonating Commission on Special Investigations representative.
- 242. Creating criminal penalties for automated telephone calls causing harm during state of emergency or preparedness.

DISABILITIES:

- 246. Establishing grandfather exemption requiring certain School for Deaf and Blind child care workers hold associate's degree.
- 252. Making Schools for Deaf and Blind eligible for School Building Authority funding.

DOMESTIC RELATIONS:

- 67. Establishing child support insurance match program.
- 93. Increasing grandparents' rights in custodial or decision-making authority and visitation matters.

DRUGS AND DRUG PARAPHERNALIA:

- 9. Allowing law enforcement and emergency service personnel possess opioid antagonists.
- 16. Relating to specialty drugs.
- 18. Creating Overdose Prevention Act.
- 66. Revising fees for manufacturer, distributor, dispenser and researcher of controlled substances.
- 72. Establishing additional circumstances requiring miner certification suspension or revocation for substance abuse violations.
- 81. Increasing penalty for illegally transporting certain controlled substances into state.
- 99. Relating to mandatory drug testing of legislators and certain recipients of federal and state funds.
- 230. Creating Overdose Prevention Act.
- 231. Allowing certain law-enforcement and public safety personnel to possess and administer opioid antagonist.

ECONOMIC DEVELOPMENT:

- 55. Creating Keep Jobs in WV Act.
- 135. Creating Creative Communities Development Act.

EDUCATION:

- 5. Creating teacher corps program.
- 7. Requiring CPR and care for conscious choking instruction in public schools.
- 14. Creating Public Charter Schools Act of 2015.
- 19. Specifying minimum early childhood education program instruction days.
- 25. Relating to implementation of Common Core standards and assessments.
- 33. Decreasing teacher-pupil ratios; increasing certain classroom aides' pay.
- 46. Allowing temporary reassignment of injured or ill school service personnel.
- 62. Requiring Department of Education provide professional development opportunities for dyslexia.
- 69. Requiring public school screening for dyslexia.
- 73. Establishing cook-meal ratios for full-day and half-day school cooks.
- 82. Requiring SSAC promulgate rules allowing college preparatory team membership.
- 132. Reducing school nurse staffing ratio.
- 238. Exempting county boards of education from liability arising from unorganized recreation.
- 243. Relating to school nutrition standards during state of emergency or preparedness.
- 246. Establishing grandfather exemption requiring certain School for Deaf and Blind child care workers hold associate's degree.
- 252. Making Schools for Deaf and Blind eligible for School Building Authority funding.

256. Increasing number of student unexcused absences before taking action against parent.

257. Relating to improving middle grades education.

EDUCATION–HIGHER:

112. Requiring legislative rule establishing level for higher education capital project spending project approval.

137. Exempting HEPC and CCTCS and member institutions from WVOASIS.

ELECTED OFFICIALS:

24. Prohibiting public officials and employees from using public funds for self promotion.

ELECTIONS:

10. Requiring nonpartisan election of judges and magistrates.

71. Requiring filing fee for write-in candidate for public office.

249. Prohibiting straight party voting.

EMERGENCY SERVICES:

231. Allowing certain law-enforcement and public safety personnel to possess and administer opioid antagonist.

254. Relating to Fire, EMS and Law-Enforcement Officer Survivor Benefit Act.

ENERGY:

1. Repealing Alternative and Renewable Energy Portfolio Act; creating net metering of customer-generators.

116. Relating to solar renewable energy credits.

130. Reinstating residential solar energy tax credit.

280. Allowing well work permit transfers.

ENVIRONMENTAL PROTECTION:

4. Relating to development of state plan under Clean Air Act.

280. Allowing well work permit transfers.

ETHICS:

24. Prohibiting public officials and employees from using public funds for self promotion.

FIRE FIGHTING AND PREVENTION:

50. Relating to workers' compensation benefits for firefighters; other provisions.

119. Relating to meeting and conference rights for police or fire departments.

254. Relating to Fire, EMS and Law-Enforcement Officer Survivor Benefit Act.

FIREARMS:

35. Permitting carrying of concealed weapons without license.

36. Correcting code reference regarding certain court personnel completing handgun safety requirements before carrying concealed handgun.

40. Clarifying circumstances when person may possess certain firearms during outdoor recreational activities.

118. Permitting certain loaded firearms in motor vehicles on Capitol Complex grounds.

275. Relating to confidentiality of concealed weapon permit applicants' information.

FOOD AND FOOD SERVICES:

60. Requiring food handler examinations and cards.

FREEDOM OF INFORMATION:

275. Relating to confidentiality of concealed weapon permit applicants' information.

FUNDS:

- 111. Redistributing portion of net racetrack video lottery terminal income dedicated to Development Office Promotion Fund.
- 133. Establishing Fund for Civil Legal Services for Low-Income Persons.
- 235. Creating Hatfield-McCoy Regional Recreation Authority Fund.
- 264. Reducing severance tax proceeds dedicated to Infrastructure General Obligation Debt Service Fund.
- 265. Reducing distribution of excess lottery proceeds to Infrastructure Fund; increasing funds available for grants.
- 268. Terminating dedication of corporation net income tax proceeds to railroads.

GAMING ACTIVITIES:

- 111. Redistributing portion of net racetrack video lottery terminal income dedicated to Development Office Promotion Fund.

GOVERNMENTAL AGENCIES:

- 15. Requiring Legislative Auditor conduct performance reviews and audits for all spending units.
- 44. Lowering threshold for low bidder's duty to submit subcontractors on government contracts.
- 76. Creating Equal Pay Coordinator within Division of Personnel.
- 96. Relating to selection of state agency administrative hearing examiners.
- 260. Providing purchases of state materials, supplies, equipment, etc., be made in US.

GOVERNOR-BILLS REQUESTED BY:

- 233. Budget Bill.
- 240. Updating terms in Personal Income Tax Act.
- 241. Updating terms in Corporation Net Income Tax Act.
- 242. Creating criminal penalties for automated telephone calls causing harm during state of emergency or preparedness.
- 243. Relating to school nutrition standards during state of emergency or preparedness.
- 254. Relating to Fire, EMS and Law-Enforcement Officer Survivor Benefit Act.
- 255. Eliminating certain boards, councils, task forces, commissions and committees.
- 262. Transferring CHIP from Department of Administration to DHHR.
- 264. Reducing severance tax proceeds dedicated to Infrastructure General Obligation Debt Service Fund.
- 265. Reducing distribution of excess lottery proceeds to Infrastructure Fund; increasing funds available for grants.
- 266. Eliminating sales tax exemption on certain highway construction and maintenance materials.
- 267. Repealing code relating to Governor's Office of Health Enhancement and Lifestyle Planning.
- 268. Terminating dedication of corporation net income tax proceeds to railroads.
- 273. Relating to brewer, resident brewer and brewpub licensing and operations.

274. Relating to TANF program.

HAZARDOUS MATERIALS:

27. Relating to county solid waste disposal fees; exemption.

HEALTH:

- 6. Relating to medical professional liability.
- 7. Requiring CPR and care for conscious choking instruction in public schools.
- 20. Allowing public health agencies to bill patients for STD and HIV testing.
- 21. Expanding prescriptive authority of advanced nurse practitioners and certified nurse-midwives.
- 48. Modifying health care guidelines for reasonable, necessary medical treatment for injured workers.
- 58. Relating to delivery of workers' compensation medical benefits to injured workers.
- 64. Providing exemption from moratorium on skilled nursing beds for specialty skilled nursing beds.
- 84. Redefining "third-party administrator" to include pharmacy benefits managers.
- 120. Recodifying laws relating to DHHR and Bureau of Medical Services.
- 132. Reducing school nurse staffing ratio.
- 232. Providing for expedited partner therapy.
- 244. Creating Caregiver Advise, Record and Enable Act.
- 262. Transferring CHIP from Department of Administration to DHHR.
- 267. Repealing code relating to Governor's Office of Health Enhancement and Lifestyle Planning.
- 270. Amending criteria for pain management clinic designation.
- 277. Requiring issuance of certificate of birth resulting in stillbirth.

HUMAN SERVICES:

274. Relating to TANF program.

INFRASTRUCTURE:

264. Reducing severance tax proceeds dedicated to Infrastructure General Obligation Debt Service Fund.

INSURANCE-HEALTH:

- 28. Requiring health insurance coverage for certain nonnarcotic pain relief systems.
- 97. Relating to air-ambulance fees paid by PEIA.
- 236. Limiting health insurance coverage for elective abortions to supplemental policies.

INSURANCE-MOTOR VEHICLES:

- 32. Requiring certain percentage of insurance claims be performed by resident adjuster.
- 248. Requiring certain insurance and owner information be provided following car accident.

INTERIM STUDIES:

- 231. Allowing certain law-enforcement and public safety personnel to possess and administer opioid antagonist.
- 232. Providing for expedited partner therapy.
- 244. Creating Caregiver Advise, Record and Enable Act.

LABOR:

11. Relating to workers' compensation disbursements when injury is self inflicted or intentional; permitting recovery in private suit.
12. Relating to payment of separated employee's outstanding wages.
48. Modifying health care guidelines for reasonable, necessary medical treatment for injured workers.
49. Providing liberal weighing of evidence in workers' compensation claims.
50. Relating to workers' compensation benefits for firefighters; other provisions.
51. Relating to workers' compensation benefits for occupational pneumoconiosis.
56. Declaring remedial component of workers' compensation laws receive liberal construction.
57. Relating to classification and criteria for disability benefits.
58. Relating to delivery of workers' compensation medical benefits to injured workers.
74. Requiring employee be paid workers' compensation maximum temporary total disability benefits for lost time without penalty.
80. Creating State Labor Relations Act.
88. Creating WV Clearance for Access: Registry and Employment Screening Act.
100. Establishing prevailing hourly rates for construction of public improvements.
102. Extending period that terminated employees' wages must be paid.
105. Disqualifying unemployment benefits for time not worked because of strike.
245. Repealing requirement for prevailing wage payment for public improvement construction.
251. Modifying private cause of action for deliberate intention workers' compensation claims.
279. Clarifying qualifications of Labor Commissioner.

LAW ENFORCEMENT:

9. Allowing law enforcement and emergency service personnel possess opioid antagonists.
92. Providing salary increase for natural resources police officers.
114. Requiring municipal police officers wear armor vest.
119. Relating to meeting and conference rights for police or fire departments.
231. Allowing certain law-enforcement and public safety personnel to possess and administer opioid antagonist.
254. Relating to Fire, EMS and Law-Enforcement Officer Survivor Benefit Act.

LEGISLATURE:

15. Requiring Legislative Auditor conduct performance reviews and audits for all spending units.
99. Relating to mandatory drug testing of legislators and certain recipients of federal and state funds.
112. Requiring legislative rule establishing level for higher education capital project spending project approval.
139. Creating misdemeanor offense of impersonating Commission on Special Investigations representative.

LEGISLATURE–RULE MAKING:

140. Amending State Administrative Procedures Act.
141. Authorizing Department of Administration promulgate legislative rule relating to state-owned vehicles.
142. Authorizing Department of Administration promulgate legislative rule relating to Purchasing Division.
143. Authorizing Department of Administration promulgate legislative rule relating to operation plan for State Agency for Surplus Property.
144. Authorizing CPRB promulgate legislative rule relating to refund, reinstatement, retroactive service, loan and employer error interest factors.
145. Authorizing CPRB promulgate legislative rule relating to Deputy Sheriffs Retirement System.
146. Authorizing DNR promulgate legislative rule relating to defining terms used in hunting and trapping rules.
147. Authorizing DNR promulgate legislative rule relating to hunting, trapping and fishing license and stamp fees.
148. Authorizing DNR promulgate legislative rule relating to general hunting.
149. Authorizing DNR promulgate legislative rule relating to lifetime hunting, trapping and fishing licenses.
150. Authorizing DNR promulgate legislative rule relating to wildlife damage control agents.
151. Authorizing DNR promulgate legislative rule relating to special boating.
152. Authorizing DNR promulgate legislative rule relating to commercial whitewater outfitters.
153. Authorizing Division of Labor promulgate legislative rule relating to Amusement Rides and Amusement Attractions Safety Act.
154. Authorizing Division of Labor promulgate legislative rule relating to child labor.
155. Authorizing Division of Labor promulgate legislative rule relating to supervision of plumbing work.
156. Authorizing Division of Labor promulgate legislative rule relating to verification of legal employment status.
157. Authorizing Division of Labor promulgate legislative rule relating to regulation of heating, venting and cooling work.
158. Authorizing Division of Labor promulgate legislative rule relating to weights and measures calibration fees.
159. Authorizing Division of Forestry promulgate legislative rule relating to ginseng.
160. Authorizing DEP promulgate legislative rule relating to Stream Partners Program grants.
161. Authorizing DEP promulgate legislative rule relating to hazardous waste management system.
162. Authorizing DEP promulgate legislative rule relating to control of air pollution from hazardous waste treatment, storage and disposal facilities.
163. Authorizing DEP promulgate legislative rule relating to standards of performance for new stationary sources.

164. Authorizing DEP promulgate legislative rule relating to permits for construction and major modification of major stationary sources for prevention of significant deterioration of air quality.
165. Authorizing DEP promulgate legislative rule relating to waste management.
166. Authorizing DEP promulgate legislative rule relating to WV/NPDES rule for coal mining facilities.
167. Authorizing DEP promulgate legislative rule relating to requirements governing water quality standards.
168. Authorizing DEP promulgate legislative rule relating to emission standards for hazardous air pollutants.
169. Authorizing DEP promulgate legislative rule relating to requirements for operating permits.
170. Authorizing OMHST promulgate legislative rule relating to employee safety in and around quarries.
171. Authorizing DHHR promulgate legislative rule relating to chronic pain management clinic licensure.
172. Authorizing DHHR promulgate legislative rule relating to Fatality and Mortality Review Team.
173. Authorizing DHHR promulgate legislative rule relating to medication administration and performance of health maintenance tasks by approved medication assistive personnel.
174. Authorizing DHHR promulgate legislative rule relating to nurse aid abuse and neglect registry.
175. Authorizing DHHR promulgate legislative rule relating to public water systems.
176. Authorizing DHHR promulgate legislative rule relating to nursing home licensure.
177. Authorizing DHHR promulgate legislative rule relating to statewide trauma/emergency care system.
178. Authorizing Family Protection Services Board promulgate legislative rule relating to domestic violence program licensure standards.
179. Authorizing Family Protection Services Board promulgate legislative rule relating to Monitored Parenting and Exchange Program certification.
180. Authorizing Family Protection Services Board promulgate legislative rule relating to board operation.
181. Authorizing Family Protection Services Board promulgate legislative rule relating to perpetrator intervention programs licensure for correctional institutions.
182. Authorizing State Police promulgate legislative rule relating to DNA databank regulations and procedures.
183. Authorizing Office of Technology promulgate legislative rule relating to sanitization, retirement and disposition of equipment.
184. Authorizing State Fire Commission promulgate legislative rule relating to volunteer firefighters' training, equipment and operating standards.
185. Authorizing State Fire Marshal promulgate legislative rule relating to fire protection work supervision.

186. Authorizing Tax Department promulgate legislative rule relating to appointment of special assessors.
187. Authorizing Racing Commission promulgate legislative rule relating to thoroughbred racing.
188. Authorizing Insurance Commissioner promulgate legislative rule relating to using mortality tables to determine reserve liabilities for annuities.
189. Authorizing Insurance Commissioner promulgate legislative rule relating to annuity disclosure.
190. Authorizing ABCC promulgate legislative rule relating to nonintoxicating beer licensing and operations procedures.
191. Authorizing ABCC promulgate legislative rule relating to private club licensing.
192. Authorizing DMV promulgate legislative rule relating to examination and issuance of driver's licenses.
193. Authorizing Office of Administrative Hearings promulgate legislative rule relating to appeal procedures.
194. Authorizing Governor's Committee on Crime, Delinquency and Correction promulgate legislative rule relating to law-enforcement training and certification standards.
195. Authorizing Conservation Committee promulgate legislative rule relating to financial assistance programs.
196. Authorizing Real Estate Appraiser Licensing and Certification Board promulgate legislative rule relating to registration and renewal of appraisal management companies.
197. Authorizing Board of Medicine promulgate legislative rule relating to licensure, disciplinary and complaint procedures; continuing education; physician assistants.
198. Authorizing Enterprise Resource Planning Board promulgate legislative rule relating to user fee.
199. Authorizing Board of Registration for Professional Engineers promulgate legislative rule relating to examination, licensure and practice.
200. Authorizing Board of Physical Therapy promulgate legislative rule relating to fees for physical therapists and physical therapist assistants.
201. Authorizing Board of Osteopathy promulgate legislative rule relating to board fees.
202. Authorizing Board of Osteopathic Medicine promulgate legislative rule relating to osteopathic physician assistants.
203. Authorizing Board of Pharmacy promulgate legislative rule relating to immunizations administered by pharmacists.
204. Authorizing Board of Pharmacy promulgate legislative rule relating to pharmacy technician registration.
205. Authorizing Board of Pharmacy promulgate legislative rule relating to controlled substances monitoring.
206. Authorizing Board of Dental Examiners promulgate legislative rule relating to formation and approval of professional limited liability companies.

207. Authorizing Board of Dental Examiners promulgate legislative rule relating to board.
208. Authorizing Board of Dental Examiners promulgate legislative rule relating to dental recovery networks.
209. Authorizing Board of Dental Examiners promulgate legislative rule relating to formation and approval of dental corporations and dental practice ownership.
210. Authorizing Agriculture Commissioner promulgate legislative rule relating to frozen desserts and imitation frozen desserts.
211. Authorizing Agriculture Commissioner promulgate legislative rule relating to animal disease control.
212. Authorizing Agriculture Commissioner promulgate legislative rule relating to auctioneers.
213. Authorizing Agriculture Commissioner promulgate legislative rule relating to Pesticide Control Act of 1990 fee structure.
214. Authorizing Agriculture Commissioner promulgate legislative rule relating to Plant Pest Act.
215. Authorizing Agriculture Commissioner promulgate legislative rule relating to meat and poultry inspection.
216. Authorizing Agriculture Commissioner promulgate legislative rule relating to Spay Neuter Assistance Program.
217. Authorizing Agriculture Commissioner promulgate legislative rule relating to livestock care standards.
218. Authorizing Agriculture Commissioner promulgate legislative rule relating to equine rescue facilities.
219. Authorizing Agriculture Commissioner promulgate legislative rule relating to Rural Rehabilitation Loan Program.
220. Authorizing Agriculture Commissioner promulgate legislative rule relating to aquaculture importation.
221. Authorizing Agriculture Commissioner promulgate legislative rule relating to industrial hemp.
222. Authorizing Agriculture Commissioner promulgate legislative rule relating to dangerous wild animals.
223. Authorizing Board of Pharmacy promulgate legislative rule relating to licensure and practice of pharmacy.
224. Authorizing Secretary of State promulgate legislative rule relating to election recount procedures.
225. Authorizing Secretary of State promulgate legislative rule relating to electronic notarization standards and guidelines.
226. Authorizing Secretary of State promulgate legislative rule relating to notaries public.
227. Authorizing Secretary of State promulgate legislative rule relating to schedule of fees for notaries public.
228. Authorizing Family Protection Services Board promulgate legislative rule relating to perpetrator intervention programs licensure.

229. Authorizing CPRB promulgate legislative rule relating to service credit for accrued and unused sick and annual leave.

LEVIES:

113. Permitting counties impose property levy for public library funding.

LIABILITY:

3. Relating to real property possessor's liability for trespasser harm.
 6. Relating to medical professional liability.
 13. Reinstating open and obvious doctrine for premises liability.
 38. Relating to apportionment of damages in tortious conduct actions.
 134. Creating Civil Justice Reform Act of 2015.
 136. Limiting certain public parks and recreation liability.
 238. Exempting county boards of education from liability arising from unorganized recreation.

LIBRARIES:

113. Permitting counties impose property levy for public library funding.

LIENS:

281. Creating system of judicial sale of tax liens.

MILITARY AFFAIRS:

47. Providing National Guard and reserve members campground rental discount in state parks.
 53. Exempting military, National Guard and reserve income from state income taxes.
 75. Legalizing and regulating sale of fireworks; establishing WV Veterans Program Fund.
 77. Relating to Class C courtesy statewide hunting and fishing licenses for certain military personnel.
 79. Relating to Class C courtesy statewide hunting and fishing licenses for certain military personnel.
 85. Increasing tax exemption for military, National Guard and reserve retirement income.
 109. Exempting certain veterans' organizations and active duty military organizations from indoor smoking rules.
 122. Adopting federal definition for disabled veterans' preference in civil service hiring and state contract vendor bidding.

MINES AND MINERALS:

51. Relating to workers' compensation benefits for occupational pneumoconiosis.
 72. Establishing additional circumstances requiring miner certification suspension or revocation for substance abuse violations.

MISCELLANEOUS:

75. Legalizing and regulating sale of fireworks; establishing WV Veterans Program Fund.
 110. Relating to purchase, possession, sale and use of fireworks.
 125. Prohibiting discrimination based on age or sexual orientation.

MOTOR VEHICLES:

17. Regulating unlicensed off-road motorcycles within Hatfield-McCoy Recreation Area.

- 59. Creating felony offense of knowingly leaving crash scene resulting in serious bodily injury.
- 87. Relating to standards for conversion and retrofits of alternative-fuel motor vehicles.
- 91. Creating amnesty program for certain drivers with suspended licenses.
- 94. Establishing driver's license restoration program.
- 107. Relating to disclaimer of warranties for used motor vehicles.
- 118. Permitting certain loaded firearms in motor vehicles on Capitol Complex grounds.
- 259. Relating to examination, licensing and endorsement requirements for motorcycles.

MUNICIPALITIES:

- 114. Requiring municipal police officers wear armor vest.
- 272. Decreasing number of jurors on municipal jury.

NATURAL RESOURCES:

- 77. Relating to Class C courtesy statewide hunting and fishing licenses for certain military personnel.
- 79. Relating to Class C courtesy statewide hunting and fishing licenses for certain military personnel.
- 92. Providing salary increase for natural resources police officers.
- 138. Relating to posting of property to prohibit hunting or trespassing.
- 261. Clarifying definition of "owner" of dam.
- 276. Terminating severance tax on timber.
- 278. Relating to lawful and unlawful methods of hunting.

PARKS AND RECREATION:

- 47. Providing National Guard and reserve members campground rental discount in state parks.
- 90. Promoting development of corporate sponsorships for state parks and recreational areas.
- 136. Limiting certain public parks and recreation liability.

PORNOGRAPHY:

- 128. Revising definition of "obscene matter".

PROFESSIONS AND OCCUPATIONS:

- 21. Expanding prescriptive authority of advanced nurse practitioners and certified nurse-midwives.
- 22. Relating to Board of Examiners for Registered Professional Nurses membership.
- 83. Relating to funeral service and embalmer licenses.
- 106. Excepting professional engineer member from sanitary board when project engineer under contract.
- 126. Relating to practice of psychology.

PUBLIC EMPLOYEES:

- 24. Prohibiting public officials and employees from using public funds for self promotion.
- 29. Allowing county employee to run for vacant office without resigning.

- 52. Providing state employee uniforms be manufactured in United States.
- 115. Increasing annual salary of Division of Corrections employees.
- 122. Adopting federal definition for disabled veterans' preference in civil service hiring and state contract vendor bidding.

REAL PROPERTY:

- 3. Relating to real property possessor's liability for trespasser harm.
- 45. Allowing transfer of interest in real property when certain co-owner pays all taxes.
- 124. Redistributing and dedicating excise tax on real property transfers to regional jails.
- 138. Relating to posting of property to prohibit hunting or trespassing.
- 269. Creating flood zone homestead property tax exemption.

REGULATION OF TRADE:

- 123. Exempting motor fuel sales from unfair trade practices.

ROADS AND HIGHWAYS:

- 41. Repealing article authorizing roadside memorial markers.
- 54. Requiring certification of state bridge paint applicators.

TAXATION:

- 34. Exempting certain precious metals sales from consumers' sales tax.
- 45. Allowing transfer of interest in real property when certain co-owner pays all taxes.
- 53. Exempting military, National Guard and reserve income from state income taxes.
- 85. Increasing tax exemption for military, National Guard and reserve retirement income.
- 95. Creating tax exemption for cost of spaying and neutering dogs and cats.
- 98. Creating Tax Revenue Act of 2015.
- 116. Relating to solar renewable energy credits.
- 124. Redistributing and dedicating excise tax on real property transfers to regional jails.
- 127. Creating tax refund checkoff program for Cedar Lakes Foundation.
- 130. Reinstating residential solar energy tax credit.
- 240. Updating terms in Personal Income Tax Act.
- 241. Updating terms in Corporation Net Income Tax Act.
- 266. Eliminating sales tax exemption on certain highway construction and maintenance materials.
- 269. Creating flood zone homestead property tax exemption.
- 276. Terminating severance tax on timber.

TOBACCO AND TOBACCO PRODUCTS:

- 98. Creating Tax Revenue Act of 2015.
- 109. Exempting certain veterans' organizations and active duty military organizations from indoor smoking rules.

TOURISM:

- 17. Regulating unlicensed off-road motorcycles within Hatfield-McCoy Recreation Area.

26. Discontinuing moratorium on commercial rafting licenses for portion of New River.

TRANSPORTATION:

8. Providing for DOH performance and efficiency audit.
266. Eliminating sales tax exemption on certain highway construction and maintenance materials.
268. Terminating dedication of corporation net income tax proceeds to railroads.

UTILITIES:

234. Exempting water and sewer utilities owned by political subdivisions from PSC jurisdiction.

VENDORS:

122. Adopting federal definition for disabled veterans' preference in civil service hiring and state contract vendor bidding.

WATER RESOURCES:

61. Creating Water Sustainability Institute.

HISTORY OF BILLS AND RESOLUTIONS CONSIDERED BY SENATE

Includes actions as of January 21, 2015

(This symbol * indicates Committee Substitutes.)

ALL SENATE BILLS INTRODUCED

(This digest embraces the complete bill list submitted.

If passed, all effective ninety days from passage unless otherwise indicated.)

- *1. By Sen. Cole (Mr. President), Boley, Carmichael, Ferns, Gaunch, D. Hall, Karnes, Leonhardt, Maynard, Mullins, Nohe, Sypolt, Trump, Walters, Blair, Plymale, Kirkendoll, Stollings and Takubo - **Repealing Alternative and Renewable Energy Portfolio Act; creating net metering of customer-generators** (original same as H. B. No. 2001) - Introduced 1/14/15 - To Energy, Industry and Mining - Com. sub. reported 1/19/15 - Amended - Passed Senate with amended title 1/21/15
2. By Sen. Gaunch, Carmichael, Ferns, Karnes, Maynard, Mullins, Nohe, Sypolt, Trump, Blair and Cole (Mr. President) - **Predicating actions for damages upon comparative fault principles** (original same as H. B. No. 2002) - Introduced 1/14/15 - To Judiciary
3. By Sen. Palumbo, Leonhardt, Boley, Ferns, D. Hall, Karnes, Maynard, Nohe, Sypolt, Trump, Blair, Williams, Plymale, Kirkendoll, Stollings and Cole (Mr. President) - **Relating to real property possessor's liability for trespasser harm** (original same as H. B. No. 2003) - Introduced 1/14/15 - To Judiciary - Passed Senate 1/21/15
4. By Sen. Mullins, Boley, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Leonhardt, Sypolt, Blair, Kirkendoll, Stollings and Cole (Mr. President) - **Relating to development of state plan under Clean Air Act** (original same as H. B. No. 2004) - Introduced 1/14/15 - To Energy, Industry and Mining
5. By Sen. Nohe, Karnes, Sypolt, Trump, Walters, Blair, Plymale, Cole (Mr. President) and Takubo - **Creating teacher corps program** (original same as H. B. No. 2005) - Introduced 1/14/15 - To Education
6. By Sen. Ferns, Boley, Carmichael, Gaunch, Leonhardt, Mullins, Nohe, Trump, Blair, Plymale, Stollings, Cole (Mr. President) and Takubo - **Relating to medical professional liability** (original same as H. B. No. 2006) - Introduced 1/14/15 - To Judiciary
7. By Sen. Stollings, Boley, Ferns, Gaunch, D. Hall, M. Hall, Walters, Blair, Plymale, Unger, Kirkendoll, Kessler, Facemire, Cole (Mr. President), Takubo and Williams - **Requiring CPR and care for conscious choking instruction in public schools** (original same as H. B. No. 2007) - Introduced 1/14/15 - To Education

8. By Sen. Blair, Boley, Carmichael, Ferns, Gaunch, Karnes, Leonhardt, Maynard, Nohe, Sypolt, Trump, Walters and Cole (Mr. President) - **Providing for DOH performance and efficiency audit** (original same as H. B. No. 2008) - Introduced 1/14/15 - To Government Organization
9. By Sen. Stollings, Boley, Ferns, Gaunch, D. Hall, Karnes, Mullins, Nohe, Sypolt, Walters, Snyder, Trump, Blair, Williams, Kirkendoll, Kessler, Facemire, Palumbo, Cole (Mr. President) and Takubo - **Allowing law enforcement and emergency service personnel possess opioid antagonists** (original same as H. B. No. 2009 - similar to H. B. No. 2044, S. B. No. 231S. B. No. 9) - Introduced 1/14/15 - To Health and Human Resources
10. By Sen. Trump, Boley, Carmichael, Ferns, Gaunch, D. Hall, M. Hall, Mullins, Nohe, Sypolt, Blair and Cole (Mr. President) - **Requiring nonpartisan election of judges and magistrates** (original same as H. B. No. 2010) - Introduced 1/14/15 - To Judiciary
11. By Sen. Gaunch, M. Hall, Karnes, Blair, Sypolt and Cole (Mr. President) - **Relating to workers' compensation disbursements when injury is self inflicted or intentional; permitting recovery in private suit** (original same as H. B. No. 2011) - Introduced 1/14/15 - To Judiciary
- *12. By Sen. Carmichael, Boley, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Mullins, Sypolt, Nohe, Trump, Blair and Cole (Mr. President) - **Relating to payment of separated employee's outstanding wages** (original same as H. B. No. 2012 - similar to S. B. No. 102) - Introduced 1/14/15 - To Judiciary - Com. sub. reported 1/20/15 - On 2nd reading 1/22/15
13. By Sen. Nohe, Boley, Ferns, D. Hall, Karnes, Maynard, Mullins, Sypolt, Trump, Blair, Williams and Cole (Mr. President) - **Reinstating open and obvious doctrine for premises liability** (original same as H. B. No. 2013) - Introduced 1/14/15 - To Judiciary
14. By Sen. Sypolt, Walters, Blair, Cole (Mr. President) and Takubo - **Creating Public Charter Schools Act of 2015** (original same as H. B. No. 2014) - Introduced 1/14/15 - To Education
15. By Sen. Blair, Boley, Ferns, Gaunch, D. Hall, Karnes, Leonhardt, Maynard, Nohe, Sypolt, Trump, Walters and Cole (Mr. President) - **Requiring Legislative Auditor conduct performance reviews and audits for all spending units** (original same as H. B. No. 2015) - Introduced 1/14/15 - To Government Organization
16. By Sen. Stollings, Facemire and Romano - **Relating to specialty drugs** - Introduced 1/14/15 - To Health and Human Resources then Judiciary
17. By Sen. Stollings, Beach, Plymale, Kirkendoll, Facemire and Romano - **Regulating unlicensed off-road motorcycles within Hatfield-McCoy Recreation Area** - Introduced 1/14/15 - To Natural Resources then Government Organization

18. By Sen. Stollings, Laird, Plymale, Kirkendoll and Kessler - **Creating Overdose Prevention Act** (original similar to H. B. No. 2045) - Introduced 1/14/15 - To Health and Human Resources then Judiciary
19. By Sen. Plymale - **Specifying minimum early childhood education program instruction days** - Introduced 1/14/15 - To Education then Finance
20. By Sen. Stollings - **Allowing public health agencies to bill patients for STD and HIV testing** - Introduced 1/14/15 - To Health and Human Resources then Judiciary
21. By Sen. Beach, Blair and Leonhardt - **Expanding prescriptive authority of advanced nurse practitioners and certified nurse-midwives** - Introduced 1/14/15 - To Health and Human Resources then Government Organization
22. By Sen. Beach - **Relating to Board of Examiners for Registered Professional Nurses membership** - Introduced 1/14/15 - To Government Organization then Finance
23. By Sen. Blair - **Requiring licensure of bartenders by ABCC** - Introduced 1/14/15 - To Government Organization then Finance
24. By Sen. Blair, Gaunch and Sypolt - **Prohibiting public officials and employees from using public funds for self promotion** - Introduced 1/14/15 - To Judiciary
25. By Sen. Boley and Blair - **Relating to implementation of Common Core standards and assessments** - Introduced 1/14/15 - To Education then Finance
26. By Sen. D. Hall and Karnes - **Discontinuing moratorium on commercial rafting licenses for portion of New River** - Introduced 1/14/15 - To Natural Resources
27. By Sen. D. Hall - **Relating to county solid waste disposal fees; exemption** - Introduced 1/14/15 - To Judiciary then Finance
28. By Sen. D. Hall - **Requiring health insurance coverage for certain nonnarcotic pain relief systems** - Introduced 1/14/15 - To Health and Human Resources then Finance
29. By Sen. D. Hall - **Allowing county employee to run for vacant office without resigning** - Introduced 1/14/15 - To Judiciary
30. By Sen. D. Hall, Trump, Blair, Williams and Karnes - **Permitting sale of raw milk** - Introduced 1/14/15 - To Agriculture and Rural Development then Health and Human Resources
31. By Sen. D. Hall - **Relating to bailpiece surety** - Introduced 1/14/15 - To Judiciary

32. By Sen. D. Hall - **Requiring certain percentage of insurance claims be performed by resident adjuster** - Introduced 1/14/15 - To Banking and Insurance then Judiciary
33. By Sen. D. Hall - **Decreasing teacher-pupil ratios; increasing certain classroom aides' pay** - Introduced 1/14/15 - To Education then Finance
34. By Sen. Nohe, Sypolt and Karnes - **Exempting certain precious metals sales from consumers' sales tax** - Introduced 1/14/15 - To Finance
35. By Sen. Leonhardt and Karnes - **Permitting carrying of concealed weapons without license** (original same as H. B. No. 2145) - Introduced 1/14/15 - To Government Organization then Judiciary
36. By Sen. Palumbo, Laird and Facemire - **Correcting code reference regarding certain court personnel completing handgun safety requirements before carrying concealed handgun** - Introduced 1/14/15 - To Judiciary
37. By Sen. Palumbo - **Relating to arbitration** - Introduced 1/14/15 - To Judiciary
38. By Sen. Palumbo - **Relating to apportionment of damages in tortious conduct actions** - Introduced 1/14/15 - To Judiciary
39. By Sen. Beach - **Relating to closure and sale of Clements State Tree Nursery** - Introduced 1/14/15 - To Natural Resources then Finance
40. By Sen. Beach and D. Hall - **Clarifying circumstances when person may possess certain firearms during outdoor recreational activities** (original similar to H. B. No. 2178) - Introduced 1/14/15 - To Natural Resources then Judiciary
41. By Sen. Beach - **Repealing article authorizing roadside memorial markers** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary
42. By Sen. Beach and Williams - **Permitting sale of alcoholic beverages on Sundays prior to 1 p.m.** - Introduced 1/14/15 - To Judiciary
- *43. By Sen. Palumbo - **Limiting tolling of statute of limitations for third-party complaints** - Introduced 1/14/15 - To Judiciary - Com. sub. reported 1/21/15 - On 1st reading 1/22/15
44. By Sen. Yost - **Lowering threshold for low bidder's duty to submit subcontractors on government contracts** - Introduced 1/14/15 - To Labor then Government Organization
45. By Sen. Yost, Facemire and Romano - **Allowing transfer of interest in real property when certain co-owner pays all taxes** - Introduced 1/14/15 - To Judiciary

46. By Sen. Yost - **Allowing temporary reassignment of injured or ill school service personnel** - Introduced 1/14/15 - To Education then Judiciary
47. By Sen. Yost, Snyder, D. Hall, Laird, Facemire and Romano - **Providing National Guard and reserve members campground rental discount in state parks** - Introduced 1/14/15 - To Natural Resources then Finance
48. By Sen. Yost, Facemire and Romano - **Modifying health care guidelines for reasonable, necessary medical treatment for injured workers** - Introduced 1/14/15 - To Health and Human Resources then Judiciary
49. By Sen. Yost - **Providing liberal weighing of evidence in workers' compensation claims** - Introduced 1/14/15 - To Banking and Insurance then Judiciary
50. By Sen. Yost, Facemire and Romano - **Relating to workers' compensation benefits for firefighters; other provisions** - Introduced 1/14/15 - To Banking and Insurance then Judiciary
51. By Sen. Yost - **Relating to workers' compensation benefits for occupational pneumoconiosis** - Introduced 1/14/15 - To Banking and Insurance then Judiciary then Finance
52. By Sen. Yost - **Providing state employee uniforms be manufactured in United States** - Introduced 1/14/15 - To Labor then Finance
53. By Sen. Yost, D. Hall, Miller and Nohe - **Exempting military, National Guard and reserve income from state income taxes** (original similar to S. B. No. 85) - Introduced 1/14/15 - To Military then Finance
54. By Sen. Yost - **Requiring certification of state bridge paint applicators** - Introduced 1/14/15 - To Labor then Government Organization
55. By Sen. Yost - **Creating Keep Jobs in WV Act** - Introduced 1/14/15 - To Government Organization then Finance - To Government Organization
56. By Sen. Yost - **Declaring remedial component of workers' compensation laws receive liberal construction** - Introduced 1/14/15 - To Banking and Insurance then Judiciary then Finance
57. By Sen. Yost - **Relating to classification and criteria for disability benefits** - Introduced 1/14/15 - To Health and Human Resources then Judiciary then Finance
58. By Sen. Yost - **Relating to delivery of workers' compensation medical benefits to injured workers** - Introduced 1/14/15 - To Banking and Insurance then Judiciary then Finance

59. By Sen. Yost and Miller - **Creating felony offense of knowingly leaving crash scene resulting in serious bodily injury** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary - To Judiciary 1/21/15
60. By Sen. Williams and Sypolt - **Requiring food handler examinations and cards** - Introduced 1/14/15 - To Health and Human Resources then Government Organization
61. By Sen. Walters - **Creating Water Sustainability Institute** - Introduced 1/14/15 - To Natural Resources then Finance
62. By Sen. Unger and Miller - **Requiring Department of Education provide professional development opportunities for dyslexia** - Introduced 1/14/15 - To Education then Finance
63. By Sen. Stollings and Kirkendoll - **Redefining facilities eligible for funding assistance from Courthouse Facilities Improvement Authority** - Introduced 1/14/15 - To Judiciary then Finance
64. By Sen. Stollings, Plymale and Kirkendoll - **Providing exemption from moratorium on skilled nursing beds for specialty skilled nursing beds** - Introduced 1/14/15 - To Health and Human Resources
65. By Sen. M. Hall and Karnes - **Authorizing additional circuit court judge** - Introduced 1/14/15 - To Judiciary then Finance
66. By Sen. Stollings - **Revising fees for manufacturer, distributor, dispenser and researcher of controlled substances** - Introduced 1/14/15 - To Health and Human Resources then Finance
67. By Sen. Stollings - **Establishing child support insurance match program** - Introduced 1/14/15 - To Banking and Insurance then Finance
68. By Sen. Unger, Laird, Miller and Kirkendoll - **Creating Healthy Children and Healthy Communities Act** - Introduced 1/14/15 - To Health and Human Resources then Finance
69. By Sen. Unger, Laird, Miller and Kirkendoll - **Requiring public school screening for dyslexia** - Introduced 1/14/15 - To Education then Finance
70. By Sen. Williams and Sypolt - **Authorizing additional family court judge** (original similar to H. B. No. 2108) - Introduced 1/14/15 - To Judiciary then Finance
71. By Sen. Williams, Beach, Laird and Miller - **Requiring filing fee for write-in candidate for public office** - Introduced 1/14/15 - To Judiciary

72. By Sen. Yost - **Establishing additional circumstances requiring miner certification suspension or revocation for substance abuse violations** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
73. By Sen. Yost - **Establishing cook-meal ratios for full-day and half-day school cooks** - Introduced 1/14/15 - To Education then Finance
74. By Sen. Yost - **Requiring employee be paid workers' compensation maximum temporary total disability benefits for lost time without penalty** - Introduced 1/14/15 - To Banking and Insurance then Judiciary then Finance
75. By Sen. Yost, D. Hall, Miller, Facemire and Romano - **Legalizing and regulating sale of fireworks; establishing WV Veterans Program Fund** - Introduced 1/14/15 - To Military then Finance
76. By Sen. Yost - **Creating Equal Pay Coordinator within Division of Personnel** - Introduced 1/14/15 - To Labor then Government Organization then Finance
77. By Sen. Yost - **Relating to Class C courtesy statewide hunting and fishing licenses for certain military personnel** (original similar to S. B. No. 79) - Introduced 1/14/15 - To Natural Resources then Finance
78. By Sen. Yost - **Relating to compilation and availability of birth parents' nonidentifying social and medical histories prior to adoption** - Introduced 1/14/15 - To Judiciary
79. By Sen. Yost - **Relating to Class C courtesy statewide hunting and fishing licenses for certain military personnel** (original similar to S. B. No. 77) - Introduced 1/14/15 - To Natural Resources then Finance
80. By Sen. Yost - **Creating State Labor Relations Act** - Introduced 1/14/15 - To Labor then Judiciary
81. By Sen. Plymale and Beach - **Increasing penalty for illegally transporting certain controlled substances into state** (original similar to H. B. No. 2136) - Introduced 1/14/15 - To Judiciary
82. By Sen. Plymale and D. Hall - **Requiring SSAC promulgate rules allowing college preparatory team membership** - Introduced 1/14/15 - To Education then Judiciary
83. By Sen. Stollings - **Relating to funeral service and embalmer licenses** - Introduced 1/14/15 - To Government Organization then Judiciary
84. By Sen. Stollings and Plymale - **Redefining "third-party administrator" to include pharmacy benefits managers** - Introduced 1/14/15 - To Banking and Insurance then Judiciary

85. By Sen. Yost, Beach, D. Hall, Laird, Facemire and Romano - **Increasing tax exemption for military, National Guard and reserve retirement income** (original similar to S. B. No. 53) - Introduced 1/14/15 - To Military then Finance
86. By Sen. Unger and Beach - **Regulating equine boarding facilities** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary
87. By Sen. Plymale - **Relating to standards for conversion and retrofits of alternative-fuel motor vehicles** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary
88. By Sen. Stollings and Plymale - **Creating WV Clearance for Access: Registry and Employment Screening Act** - Introduced 1/14/15 - To Health and Human Resources then Finance
89. By Sen. Laird and Miller - **Providing Prosecuting Attorneys Institute's council establish Executive Director's salary** - Introduced 1/14/15 - To Finance
90. By Sen. Laird, Snyder, D. Hall, Unger, Facemire and Romano - **Promoting development of corporate sponsorships for state parks and recreational areas** - Introduced 1/14/15 - To Natural Resources then Finance
91. By Sen. Laird, Miller, Stollings, Facemire and Romano - **Creating amnesty program for certain drivers with suspended licenses** - Introduced 1/14/15 - To Transportation and Infrastructure then Finance
92. By Sen. Laird, Snyder, D. Hall, Sypolt, Plymale, Unger and Miller - **Providing salary increase for natural resources police officers** (original same as H. B. No. 2071 - similar to H. B. No. 2072) - Introduced 1/14/15 - To Natural Resources then Finance
93. By Sen. Laird, Beach, D. Hall, Unger, Miller, Stollings, Facemire and Romano - **Increasing grandparents' rights in custodial or decision-making authority and visitation matters** - Introduced 1/14/15 - To Judiciary
94. By Sen. Laird, Miller, Stollings, Facemire and Romano - **Establishing driver's license restoration program** - Introduced 1/14/15 - To Judiciary then Finance
95. By Sen. Laird, Beach, Stollings, Facemire, Romano and Nohe - **Creating tax exemption for cost of spaying and neutering dogs and cats** - Introduced 1/14/15 - To Finance
96. By Sen. Laird - **Relating to selection of state agency administrative hearing examiners** - Introduced 1/14/15 - To Government Organization then Judiciary
97. By Sen. Laird - **Relating to air-ambulance fees paid by PEIA** - Introduced 1/14/15 - To Banking and Insurance then Finance

98. By Sen. Carmichael - **Creating Tax Revenue Act of 2015** - Introduced 1/14/15 - To Finance
99. By Sen. Carmichael, D. Hall and Blair - **Relating to mandatory drug testing of legislators and certain recipients of federal and state funds** (original similar to H. B. No. 2012) - Introduced 1/14/15 - To Health and Human Resources then Judiciary
100. By Sen. Carmichael, Blair and Mullins - **Establishing prevailing hourly rates for construction of public improvements** - Introduced 1/14/15 - To Judiciary
101. By Sen. Carmichael and Gaunch - **Limiting punitive damages awarded in personal injury or wrongful death actions** - Introduced 1/14/15 - To Judiciary
102. By Sen. Carmichael - **Extending period that terminated employees' wages must be paid** (original similar to H. B. No. 2012 and S. B. No. 12) - Introduced 1/14/15 - To Judiciary
103. By Sen. Carmichael and Mullins - **Establishing comparative fault standard** (original similar to H. B. No. 2002 and S. B. No. 2) - Introduced 1/14/15 - To Judiciary
104. By Sen. Carmichael - **Increasing threshold of defendant's liability to qualify for several liability in tortious actions** - Introduced 1/14/15 - To Judiciary
105. By Sen. Carmichael and Karnes - **Disqualifying unemployment benefits for time not worked because of strike** - Introduced 1/14/15 - To Labor then Judiciary
106. By Sen. Carmichael - **Excepting professional engineer member from sanitary board when project engineer under contract** - Introduced 1/14/15 - To Government Organization then Judiciary
107. By Sen. Carmichael - **Relating to disclaimer of warranties for used motor vehicles** - Introduced 1/14/15 - To Judiciary
108. By Sen. Carmichael - **Creating loser-pays civil justice system** - Introduced 1/14/15 - To Judiciary
109. By Sen. Blair and Leonhardt - **Exempting certain veterans' organizations and active duty military organizations from indoor smoking rules** - Introduced 1/14/15 - To Military then Judiciary
110. By Sen. D. Hall - **Relating to purchase, possession, sale and use of fireworks** - Introduced 1/14/15 - To Judiciary then Finance
111. By Sen. Plymale - **Redistributing portion of net racetrack video lottery terminal income dedicated to Development Office Promotion Fund** - Introduced 1/14/15 - To Finance

112. By Sen. Laird - **Requiring legislative rule establishing level for higher education capital project spending project approval** - Introduced 1/14/15 - To Education then Finance
113. By Sen. Laird - **Permitting counties impose property levy for public library funding** - Introduced 1/14/15 - To Judiciary
114. By Sen. Laird, D. Hall and Miller - **Requiring municipal police officers wear armor vest** - Introduced 1/14/15 - To Government Organization then Judiciary
115. By Sen. Miller, Snyder and D. Hall - **Increasing annual salary of Division of Corrections employees** - Introduced 1/14/15 - To Finance
116. By Sen. Miller, Facemire and Romano - **Relating to solar renewable energy credits** - Introduced 1/14/15 - To Energy, Industry and Mining then Finance
117. By Sen. Miller, Palumbo, Beach, Plymale and Unger - **Creating felony offense of DUI causing serious bodily injury** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary
118. By Sen. Beach, D. Hall, Williams, Facemire and Romano - **Permitting certain loaded firearms in motor vehicles on Capitol Complex grounds** (original similar to H. B. No. 2128) - Introduced 1/14/15 - To Judiciary
119. By Sen. Yost - **Relating to meeting and conference rights for police or fire departments** (original similar to H. B. No. 2070) - Introduced 1/14/15 - To Labor then Judiciary
120. By Sen. Stollings and Plymale - **Recodifying laws relating to DHHR and Bureau of Medical Services** - Introduced 1/14/15 - To Health and Human Resources then Government Organization
121. By Sen. Snyder, Miller, Williams, Facemire and Romano - **Relating to Conservation Agency financial assistance applications from district supervisors** (original same as S. B. No. 250) - Introduced 1/14/15 - To Natural Resources then Government Organization
122. By Sen. Snyder, Facemire and Romano - **Adopting federal definition for disabled veterans' preference in civil service hiring and state contract vendor bidding** - Introduced 1/14/15 - To Military then Government Organization
123. By Sen. Snyder, Blair and Romano - **Exempting motor fuel sales from unfair trade practices** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary
124. By Sen. Snyder - **Redistributing and dedicating excise tax on real property transfers to regional jails** - Introduced 1/14/15 - To Finance

125. By Sen. Kessler, Beach and Snyder - **Prohibiting discrimination based on age or sexual orientation** - Introduced 1/14/15 - To Labor then Judiciary
126. By Sen. Beach - **Relating to practice of psychology** - Introduced 1/14/15 - To Health and Human Resources then Government Organization
127. By Sen. Carmichael - **Creating tax refund checkoff program for Cedar Lakes Foundation** - Introduced 1/14/15 - To Finance
128. By Sen. Yost - **Revising definition of “obscene matter”** - Introduced 1/14/15 - To Judiciary
129. By Sen. Carmichael, Gaunch, Blair, Leonhardt, Karnes and Mullins - **Establishing Intermediate Court of Appeals** - Introduced 1/14/15 - To Judiciary then Finance
130. By Sen. Miller and Beach - **Reinstating residential solar energy tax credit** - Introduced 1/14/15 - To Energy, Industry and Mining then Finance
131. By Sen. Miller, Snyder, Romano and Facemire - **Increasing compensation for public defenders in child abuse and neglect proceedings** - Introduced 1/14/15 - To Judiciary then Finance
132. By Sen. Miller and Beach - **Reducing school nurse staffing ratio** - Introduced 1/14/15 - To Health and Human Resources then Finance
133. By Sen. Miller, Romano and Facemire - **Establishing Fund for Civil Legal Services for Low-Income Persons** - Introduced 1/14/15 - To Finance
134. By Sen. M. Hall - **Creating Civil Justice Reform Act of 2015** - Introduced 1/14/15 - To Judiciary then Finance
135. By Sen. Miller and Williams - **Creating Creative Communities Development Act** - Introduced 1/14/15 - To Government Organization then Finance
136. By Sen. Plymale and Beach - **Limiting certain public parks and recreation liability** - Introduced 1/14/15 - To Judiciary
137. By Sen. Plymale - **Exempting HEPC and CCTCS and member institutions from WVOASIS** - Introduced 1/14/15 - To Education then Finance
138. By Sen. Williams, Beach, Snyder, D. Hall and Sybolt - **Relating to posting of property to prohibit hunting or trespassing** - Introduced 1/14/15 - To Natural Resources then Judiciary
139. By Sen. Palumbo, Kessler and Beach - **Creating misdemeanor offense of impersonating Commission on Special Investigations representative** - Introduced 1/14/15 - To Judiciary

140. By Sen. Snyder, Romano and Facemire - **Amending State Administrative Procedures Act** - Introduced 1/14/15 - To Judiciary
141. By Sen. Snyder - **Authorizing Department of Administration promulgate legislative rule relating to state-owned vehicles** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary
142. By Sen. Snyder - **Authorizing Department of Administration promulgate legislative rule relating to Purchasing Division** - Introduced 1/14/15 - To Finance then Judiciary
143. By Sen. Snyder - **Authorizing Department of Administration promulgate legislative rule relating to operation plan for State Agency for Surplus Property** - Introduced 1/14/15 - To Finance then Judiciary
144. By Sen. Snyder - **Authorizing CPRB promulgate legislative rule relating to refund, reinstatement, retroactive service, loan and employer error interest factors** - Introduced 1/14/15 - To Pensions then Judiciary
145. By Sen. Snyder - **Authorizing CPRB promulgate legislative rule relating to Deputy Sheriffs Retirement System** - Introduced 1/14/15 - To Pensions then Judiciary
146. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to defining terms used in hunting and trapping rules** - Introduced 1/14/15 - To Natural Resources then Judiciary
147. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to hunting, trapping and fishing license and stamp fees** - Introduced 1/14/15 - To Natural Resources then Finance then Judiciary
148. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to general hunting** - Introduced 1/14/15 - To Natural Resources then Judiciary
149. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to lifetime hunting, trapping and fishing licenses** - Introduced 1/14/15 - To Natural Resources then Judiciary
150. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to wildlife damage control agents** - Introduced 1/14/15 - To Natural Resources then Judiciary
151. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to special boating** - Introduced 1/14/15 - To Natural Resources then Judiciary
152. By Sen. Snyder - **Authorizing DNR promulgate legislative rule relating to commercial whitewater outfitters** - Introduced 1/14/15 - To Natural Resources then Judiciary

153. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to Amusement Rides and Amusement Attractions Safety Act** - Introduced 1/14/15 - To Labor then Judiciary - To Judiciary 1/21/15
154. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to child labor** - Introduced 1/14/15 - To Labor then Judiciary - To Judiciary 1/21/15
155. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to supervision of plumbing work** - Introduced 1/14/15 - To Labor then Judiciary - To Judiciary 1/21/15
156. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to verification of legal employment status** - Introduced 1/14/15 - To Labor then Judiciary - To Judiciary 1/21/15
157. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to regulation of heating, venting and cooling work** - Introduced 1/14/15 - To Labor then Finance then Judiciary - To Finance 1/21/15
158. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to weights and measures calibration fees** - Introduced 1/14/15 - To Labor then Finance then Judiciary - To Finance 1/21/15
159. By Sen. Snyder - **Authorizing Division of Forestry promulgate legislative rule relating to ginseng** - Introduced 1/14/15 - To Natural Resources then Judiciary
160. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to Stream Partners Program grants** - Introduced 1/14/15 - To Natural Resources then Judiciary
161. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to hazardous waste management system** - Introduced 1/14/15 - To Natural Resources then Judiciary
162. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to control of air pollution from hazardous waste treatment, storage and disposal facilities** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
163. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to standards of performance for new stationary sources** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
164. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to permits for construction and major modification of major stationary sources for prevention of significant deterioration of air quality** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary

165. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to waste management** - Introduced 1/14/15 - To Natural Resources then Judiciary
166. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to WV/NPDES rule for coal mining facilities** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
167. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to requirements governing water quality standards** - Introduced 1/14/15 - To Natural Resources then Judiciary
168. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to emission standards for hazardous air pollutants** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
169. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to requirements for operating permits** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
170. By Sen. Snyder - **Authorizing OMHST promulgate legislative rule relating to employee safety in and around quarries** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary
171. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to chronic pain management clinic licensure** - Introduced 1/14/15 - To Health and Human Resources then Finance then Judiciary - To Finance 1/16/15
172. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to Fatality and Mortality Review Team** - Introduced 1/14/15 - To Health and Human Resources then Finance then Judiciary - To Finance 1/16/15
173. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to medication administration and performance of health maintenance tasks by approved medication assistive personnel** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/16/15
174. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to nurse aid abuse and neglect registry** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/16/15
175. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to public water systems** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/16/15
176. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to nursing home licensure** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/16/15

177. By Sen. Snyder - **Authorizing DHHR promulgate legislative rule relating to statewide trauma/emergency care system** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/16/15
178. By Sen. Snyder - **Authorizing Family Protection Services Board promulgate legislative rule relating to domestic violence program licensure standards** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
179. By Sen. Snyder - **Authorizing Family Protection Services Board promulgate legislative rule relating to Monitored Parenting and Exchange Program certification** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
180. By Sen. Snyder - **Authorizing Family Protection Services Board promulgate legislative rule relating to board operation** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
181. By Sen. Snyder - **Authorizing Family Protection Services Board promulgate legislative rule relating to perpetrator intervention programs licensure for correctional institutions** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
182. By Sen. Snyder - **Authorizing State Police promulgate legislative rule relating to DNA databank regulations and procedures** - Introduced 1/14/15 - To Judiciary
183. By Sen. Snyder - **Authorizing Office of Technology promulgate legislative rule relating to sanitization, retirement and disposition of equipment** - Introduced 1/14/15 - To Government Organization then Judiciary
184. By Sen. Snyder - **Authorizing State Fire Commission promulgate legislative rule relating to volunteer firefighters' training, equipment and operating standards** - Introduced 1/14/15 - To Government Organization then Judiciary
185. By Sen. Snyder - **Authorizing State Fire Marshal promulgate legislative rule relating to fire protection work supervision** - Introduced 1/14/15 - To Government Organization then Judiciary
186. By Sen. Snyder - **Authorizing Tax Department promulgate legislative rule relating to appointment of special assessors** - Introduced 1/14/15 - To Finance then Judiciary
187. By Sen. Snyder - **Authorizing Racing Commission promulgate legislative rule relating to thoroughbred racing** - Introduced 1/14/15 - To Government Organization then Judiciary

188. By Sen. Snyder - **Authorizing Insurance Commissioner promulgate legislative rule relating to using mortality tables to determine reserve liabilities for annuities** - Introduced 1/14/15 - To Banking and Insurance then Judiciary
189. By Sen. Snyder - **Authorizing Insurance Commissioner promulgate legislative rule relating to annuity disclosure** - Introduced 1/14/15 - To Banking and Insurance then Judiciary
190. By Sen. Snyder - **Authorizing ABCC promulgate legislative rule relating to nonintoxicating beer licensing and operations procedures** - Introduced 1/14/15 - To Judiciary
191. By Sen. Snyder - **Authorizing ABCC promulgate legislative rule relating to private club licensing** - Introduced 1/14/15 - To Judiciary
192. By Sen. Snyder - **Authorizing DMV promulgate legislative rule relating to examination and issuance of driver's licenses** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary
193. By Sen. Snyder - **Authorizing Office of Administrative Hearings promulgate legislative rule relating to appeal procedures** - Introduced 1/14/15 - To Judiciary
194. By Sen. Snyder - **Authorizing Governor's Committee on Crime, Delinquency and Correction promulgate legislative rule relating to law-enforcement training and certification standards** - Introduced 1/14/15 - To Judiciary
195. By Sen. Snyder - **Authorizing Conservation Committee promulgate legislative rule relating to financial assistance programs** - Introduced 1/14/15 - To Natural Resources then Judiciary
196. By Sen. Snyder - **Authorizing Real Estate Appraiser Licensing and Certification Board promulgate legislative rule relating to registration and renewal of appraisal management companies** - Introduced 1/14/15 - To Government Organization then Judiciary
197. By Sen. Snyder - **Authorizing Board of Medicine promulgate legislative rule relating to licensure, disciplinary and complaint procedures; continuing education; physician assistants** - Introduced 1/14/15 - To Government Organization then Judiciary
198. By Sen. Snyder - **Authorizing Enterprise Resource Planning Board promulgate legislative rule relating to user fee** - Introduced 1/14/15 - To Government Organization then Judiciary
199. By Sen. Snyder - **Authorizing Board of Registration for Professional Engineers promulgate legislative rule relating to examination, licensure and practice** - Introduced 1/14/15 - To Government Organization then Judiciary

200. By Sen. Snyder - **Authorizing Board of Physical Therapy promulgate legislative rule relating to fees for physical therapists and physical therapist assistants** - Introduced 1/14/15 - To Government Organization then Judiciary
201. By Sen. Snyder - **Authorizing Board of Osteopathy promulgate legislative rule relating to board fees** - Introduced 1/14/15 - To Government Organization then Judiciary
202. By Sen. Snyder - **Authorizing Board of Osteopathic Medicine promulgate legislative rule relating to osteopathic physician assistants** - Introduced 1/14/15 - To Government Organization then Judiciary
203. By Sen. Snyder - **Authorizing Board of Pharmacy promulgate legislative rule relating to immunizations administered by pharmacists** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
204. By Sen. Snyder - **Authorizing Board of Pharmacy promulgate legislative rule relating to pharmacy technician registration** - Introduced 1/14/15 - To Government Organization then Judiciary
205. By Sen. Snyder - **Authorizing Board of Pharmacy promulgate legislative rule relating to controlled substances monitoring** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
206. By Sen. Snyder - **Authorizing Board of Dental Examiners promulgate legislative rule relating to formation and approval of professional limited liability companies** - Introduced 1/14/15 - To Government Organization then Judiciary
207. By Sen. Snyder - **Authorizing Board of Dental Examiners promulgate legislative rule relating to board** - Introduced 1/14/15 - To Government Organization then Finance then Judiciary
208. By Sen. Snyder - **Authorizing Board of Dental Examiners promulgate legislative rule relating to dental recovery networks** - Introduced 1/14/15 - To Government Organization then Finance then Judiciary
209. By Sen. Snyder - **Authorizing Board of Dental Examiners promulgate legislative rule relating to formation and approval of dental corporations and dental practice ownership** - Introduced 1/14/15 - To Government Organization then Judiciary
210. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to frozen desserts and imitation frozen desserts** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 1/20/15

211. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to animal disease control** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 1/20/15
212. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to auctioneers** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 1/20/15
213. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to Pesticide Control Act of 1990 fee structure** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 1/20/15
214. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to Plant Pest Act** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 1/20/15
215. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to meat and poultry inspection** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 1/20/15
216. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to Spay Neuter Assistance Program** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary
217. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to livestock care standards** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary
218. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to equine rescue facilities** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary
219. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to Rural Rehabilitation Loan Program** - Introduced 1/14/15 - To Agriculture and Rural Development then Finance then Judiciary
220. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to aquaculture importation** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary
221. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to industrial hemp** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary
222. By Sen. Snyder - **Authorizing Agriculture Commissioner promulgate legislative rule relating to dangerous wild animals** - Introduced 1/14/15 - To Agriculture and Rural Development then Judiciary

223. By Sen. Snyder - **Authorizing Board of Pharmacy promulgate legislative rule relating to licensure and practice of pharmacy** - Introduced 1/14/15 - To Government Organization then Judiciary
224. By Sen. Snyder - **Authorizing Secretary of State promulgate legislative rule relating to election recount procedures** - Introduced 1/14/15 - To Judiciary
225. By Sen. Snyder - **Authorizing Secretary of State promulgate legislative rule relating to electronic notarization standards and guidelines** - Introduced 1/14/15 - To Judiciary
226. By Sen. Snyder - **Authorizing Secretary of State promulgate legislative rule relating to notaries public** - Introduced 1/14/15 - To Judiciary
227. By Sen. Snyder - **Authorizing Secretary of State promulgate legislative rule relating to schedule of fees for notaries public** - Introduced 1/14/15 - To Judiciary
228. By Sen. Snyder - **Authorizing Family Protection Services Board promulgate legislative rule relating to perpetrator intervention programs licensure** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/21/15
229. By Sen. Snyder - **Authorizing CPRB promulgate legislative rule relating to service credit for accrued and unused sick and annual leave** - Introduced 1/14/15 - To Pensions then Judiciary
230. By Sen. Stollings, Laird, Cole (Mr. President), Kirkendoll, Miller, Palumbo, Plymale, Prezioso, Walters, Yost, Boley, M. Hall and Unger - **Creating Overdose Prevention Act** - Introduced 1/14/15 - To Health and Human Resources then Judiciary
231. By Sen. Stollings, Laird, Cole (Mr. President), Kirkendoll, Miller, Palumbo, Plymale, Prezioso, Walters, Yost, Boley, M. Hall, Snyder, Gaunch, Blair and Williams - **Allowing certain law-enforcement and public safety personnel to possess and administer opioid antagonist** (original same as H. B. No. 2044 - similar to H. B. No. 2009 and S. B. No. 9) - Introduced 1/14/15 - To Health and Human Resources
232. By Sen. Stollings, Laird, Cole (Mr. President), Kirkendoll, Miller, Palumbo, Plymale, Prezioso, Walters, Yost, Boley, M. Hall and Sypolt - **Providing for expedited partner therapy** (original same as H. B. No. 2046) - Introduced 1/14/15 - To Health and Human Resources then Judiciary
233. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Budget Bill** (original same as H. B. No. 2016) - Introduced 1/14/15 - To Finance 1/14/15
234. By Sen. Trump, M. Hall, Blair and Plymale - **Exempting water and sewer utilities owned by political subdivisions from PSC jurisdiction** - Introduced 1/15/15 - To Government Organization then Finance

235. By Sen. Kessler, M. Hall, Prezioso, Plymale, Williams, Beach, Stollings and Kirkendoll - **Creating Hatfield-McCoy Regional Recreation Authority Fund** (original same as H. B. No. 2097) - Introduced 1/15/15 - To Natural Resources then Finance
236. By Sen. Karnes, Blair, Boley, Carmichael, Ferns, Gaunch, Leonhardt, Maynard, Mullins, Nohe, Sypolt, Takubo, Trump, Walters and D. Hall - **Limiting health insurance coverage for elective abortions to supplemental policies** - Introduced 1/15/15 - To Banking and Insurance then Judiciary
237. By Sen. D. Hall, Romano, Snyder, Facemire and Williams - **Creating Captive Cervid Farming Act** (original similar to H. B. No. 2033) - Introduced 1/16/15 - To Agriculture and Rural Development then Finance
238. By Sen. D. Hall, Nohe and Stollings - **Exempting county boards of education from liability arising from unorganized recreation** - Introduced 1/16/15 - To Education then Judiciary
239. By Sen. Kirkendoll, Blair, Snyder, Williams and Beach - **Eliminating certain boards, councils, task forces, commissions and committees** (original similar to H. B. No. 2177 and S. B. No. 255) - Introduced 1/16/15 - To Government Organization
240. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Updating terms in Personal Income Tax Act** (original same as H. B. No. 2114) - Introduced 1/16/15 - To Finance
241. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Updating terms in Corporation Net Income Tax Act** (original same as H. B. No. 2115) - Introduced 1/16/15 - To Finance
242. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Creating criminal penalties for automated telephone calls causing harm during state of emergency or preparedness** (original same as H. B. No. S117) - Introduced 1/16/15 - To Judiciary
243. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to school nutrition standards during state of emergency or preparedness** (original same as H. B. No. 2118) - Introduced 1/16/15 - To Education then Judiciary
244. By Sen. Carmichael, Miller, Nohe and Plymale - **Creating Caregiver Advise, Record and Enable Act** (original same as H. B. No. 2100) - Introduced 1/16/15 - To Health and Human Resources then Judiciary
245. By Sen. Trump, Blair and Walters - **Repealing requirement for prevailing wage payment for public improvement construction** - Introduced 1/16/15 - To Labor then Judiciary

246. By Sen. Trump, Blair, Leonhardt and Williams - **Establishing grandfather exemption requiring certain School for Deaf and Blind child care workers hold associate's degree** - Introduced 1/16/15 - To Education
247. By Sen. Trump, Blair, Walters and Nohe - **Repealing Dangerous Wild Animals Act** - Introduced 1/16/15 - To Agriculture and Rural Development then Judiciary
248. By Sen. Williams - **Requiring certain insurance and owner information be provided following car accident** - Introduced 1/16/15 - To Banking and Insurance then Judiciary
249. By Sen. Trump, Blair, Ferns, M. Hall and Walters - **Prohibiting straight party voting** - Introduced 1/16/15 - To Judiciary
250. By Sen. Trump, Blair, Carmichael, M. Hall, Leonhardt, Miller, Snyder, Unger, Williams and Plymale - **Relating to Conservation Agency financial assistance applications from district supervisors** (original same as S. B. No. 121) - Introduced 1/16/15 - To Natural Resources then Judiciary
251. By Sen. Mullins, Karnes, Leonhardt and Gaunch - **Modifying private cause of action for deliberate intention workers' compensation claims** - Introduced 1/16/15 - To Judiciary
252. By Sen. Trump, Blair, Williams, Facemire, D. Hall and Leonhardt - **Making Schools for Deaf and Blind eligible for School Building Authority funding** (original same as H. B. No. 2160) - Introduced 1/19/15 - To Education then Finance
253. By Sen. Trump, Blair, D. Hall, Stollings, Laird, Kirkendoll, Snyder, Plymale and Leonhardt - **Recodifying chapter relating to child welfare and juvenile disposition** (original same as H. B. No. 2200) - Introduced 1/19/15 - To Health and Human Resources then Judiciary
254. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to Fire, EMS and Law-Enforcement Officer Survivor Benefit Act** - Introduced 1/19/15 - To Pensions then Finance
255. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Eliminating certain boards, councils, task forces, commissions and committees** (original same as H. B. No. 2177 - similar to S. B. No. 239) - Introduced 1/19/15 - To Government Organization then Judiciary
256. By Sen. Walters and Nohe - **Increasing number of student unexcused absences before taking action against parent** - Introduced 1/20/15 - To Education then Judiciary
257. By Sen. Plymale, Stollings and Kirkendoll - **Relating to improving middle grades education** - Introduced 1/20/15 - To Education then Judiciary

258. By Sen. Beach, Williams, Prezioso and Kessler - **Creating Letting Our Counties Act Locally Act** - Introduced 1/20/15 - To Transportation and Infrastructure then Finance
259. By Sen. Beach, Snyder and Williams - **Relating to examination, licensing and endorsement requirements for autocycles** - Introduced 1/20/15 - To Transportation and Infrastructure then Judiciary
260. By Sen. Yost and Kessler - **Providing purchases of state materials, supplies, equipment, etc., be made in US** - Introduced 1/20/15 - To Labor then Finance
261. By Sen. D. Hall, Miller, Snyder, Beach and Facemire - **Clarifying definition of “owner” of dam** - Introduced 1/20/15 - To Natural Resources then Judiciary
262. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Transferring CHIP from Department of Administration to DHHR** - Introduced 1/20/15 - To Health and Human Resources then Judiciary
263. By Sen. Yost and Kessler - **Requiring court-appointed special advocate in all counties** - Introduced 1/20/15 - To Judiciary then Finance
264. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reducing severance tax proceeds dedicated to Infrastructure General Obligation Debt Service Fund** - Introduced 1/20/15 - To Finance
265. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reducing distribution of excess lottery proceeds to Infrastructure Fund; increasing funds available for grants** - Introduced 1/20/15 - To Finance
266. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Eliminating sales tax exemption on certain highway construction and maintenance materials** - Introduced 1/20/15 - To Transportation and Infrastructure then Finance
267. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Repealing code relating to Governor’s Office of Health Enhancement and Lifestyle Planning** - Introduced 1/20/15 - To Health and Human Resources then Judiciary
268. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Terminating dedication of corporation net income tax proceeds to railroads** - Introduced 1/20/15 - To Transportation and Infrastructure then Finance
269. By Sen. Yost, Kessler and Facemire - **Creating flood zone homestead property tax exemption** - Introduced 1/20/15 - To Natural Resources then Finance
270. By Sen. Stollings, Prezioso and Kirkendoll - **Amending criteria for pain management clinic designation** - Introduced 1/21/15 - To Health and Human Resources then Judiciary

271. By Sen. Karnes and Nohe - **Relating to aborted fetus care** - Introduced 1/21/15 - To Health and Human Resources then Judiciary
272. By Sen. Karnes - **Decreasing number of jurors on municipal jury** - Introduced 1/21/15 - To Government Organization then Judiciary
273. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to brewer, resident brewer and brewpub licensing and operations** - Introduced 1/21/15 - To Economic Development then Judiciary
274. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to TANF program** - Introduced 1/21/15 - To Health and Human Resources then Judiciary
275. By Sen. Trump, Kessler, Unger, Nohe, Boso, Blair, Prezioso, D. Hall, Beach and Romano - **Relating to confidentiality of concealed weapon permit applicants' information** - Introduced 1/21/15 - To Judiciary
276. By Sen. Karnes, Boley, Leonhardt, Maynard, Nohe, Plymale and D. Hall - **Terminating severance tax on timber** - Introduced 1/21/15 - To Finance
277. By Sen. Miller, D. Hall, Laird, Williams and Kirkendoll - **Requiring issuance of certificate of birth resulting in stillbirth** - Introduced 1/21/15 - To Health and Human Resources then Judiciary
278. By Sen. Karnes - **Relating to lawful and unlawful methods of hunting** - Introduced 1/21/15 - To Natural Resources then Judiciary
279. By Sen. Walters, Blair, Gaunch, Boso, Karnes, Maynard and D. Hall - **Clarifying qualifications of Labor Commissioner** - Introduced 1/21/15 - To Labor then Judiciary
280. By Sen. Cole (Mr. President), Boley, Ferns, Mullins, Nohe, Sypolt, Prezioso, Facemire, D. Hall, Williams, Kessler, Palumbo and Beach - **Allowing well work permit transfers** - Introduced 1/21/15 - To Judiciary
281. By Sen. Plymale - **Creating system of judicial sale of tax liens** - Introduced 1/21/15 - To Judiciary then Finance

SENATE JOINT RESOLUTIONS OFFERED

1. By Sen. Boley - **Proposing constitutional amendment designated School Board Election Amendment** - Introduced 1/14/15 - To Education then Judiciary
2. By Sen. Kessler, Williams, Laird and Miller - **Proposing constitutional amendment designated Future Fund Amendment** - Introduced 1/14/15 - To Judiciary then Finance

3. By Sen. Snyder and Miller - **Proposing constitutional amendment designated Homestead Exemption Calculation Amendment** - Introduced 1/14/15 - To Judiciary then Finance

SENATE CONCURRENT RESOLUTIONS OFFERED

1. By Sen. Cole, M. Hall and Kessler - **Authorizing payment of supplies, services, printing and other expenses** - Introduced 1/14/15 - Committee reference dispensed - Adopted by Senate 1/14/15 - To House 1/15/15 - Reference dispensed - Adopted by House 1/15/15
2. By Sen. D. Hall and Stollings - **Requesting DOH name US Rt. 54/6 in Wyoming County “Virginia & U. S. Army Major Woodrow Cook Memorial Road”** - Introduced 1/14/15 - To Transportation and Infrastructure
3. By Sen. Palumbo, Blair and Stollings - **Requesting DOH name portion of Rt. 25 in Kanawha County “U. S. Army Sgt. James Lawrence Taylor Memorial Road”** - Introduced 1/14/15 - To Transportation and Infrastructure
4. By Sen. Yost, Snyder, Romano and Gaunch - **Requesting Joint Committee on Government and Finance study issues facing military veterans and active duty service personnel** - Introduced 1/15/15 - To Military then Rules - To Military 1/16/15
5. By Sen. Sypolt and Blair - **Urging Governor fill Board of Education vacancies** - Introduced 1/15/15 - To Education
6. By Sen. D. Hall and Stollings - **Requesting DOH name bridge in Raleigh County “John Thomas Scott II Memorial Bridge”** - Introduced 1/16/15 - To Transportation and Infrastructure
7. By Sen. Sypolt, Williams and Beach - **Requesting DOH name bridge in Preston County “Army Air Force SGT Everett Wayne ‘Bud’ Sell Memorial Bridge”** - Introduced 1/16/15 - To Transportation and Infrastructure
8. By Sen. Trump, Blair, M. Hall, Leonhardt, Mullins, Unger, Williams, Kirkendoll, Romano, Snyder, Facemire, Stollings and D. Hall - **Urging US EPA withdraw and/or rescind proposed definition of “waters of the United States”** - Introduced 1/16/15 - To Agriculture and Rural Development
9. By Sen. Beach - **Petitioning Congress call convention for proposal of constitutional amendments** - Introduced 1/19/15 - To Judiciary
10. By Sen. Trump, Kessler, Unger, Nohe, D. Hall and Prezioso - **Designating September each year as US Constitution Month** - Introduced 1/21/15 - On Unfinished Business 1/22/15

SENATE RESOLUTIONS OFFERED

1. By Sen. Carmichael - **Adopting Rules of Senate** - Introduced 1/14/15 - Committee reference dispensed - Amended - Adopted 1/14/15
2. By Sen. Carmichael - **Raising committee to notify House Senate has assembled and organized** - Introduced 1/14/15 - Committee reference dispensed - Adopted 1/14/15
3. By Sen. Carmichael - **Raising committee to notify Governor Legislature has organized** - Introduced 1/14/15 - Committee reference dispensed - Adopted 1/14/15
4. By Sen. M. Hall - **Relating to mailing of bills and journals** - Introduced 1/14/15 - Committee reference dispensed - Adopted 1/14/15
5. By Sen. Beach, Plymale, Williams, Stollings, Prezioso and D. Hall - **Celebrating Monongalia County** - Introduced 1/15/15 - Committee reference dispensed - Adopted 1/15/15
6. By Sen. Williams, Sypolt, Blair, Trump, Plymale, D. Hall and Beach - **Honoring Doris Marks on Mineral County Day** - Introduced 1/15/15 - Committee reference dispensed - Adopted 1/15/15
7. **Authorizing appointment of employees** - Introduced 1/15/15 - Committee reference dispensed - Adopted 1/16/15
8. By Sen. Palumbo, Beach, Stollings and Williams - **Recognizing jazz drummer Butch Miles** - Introduced 1/16/15 - Committee reference dispensed - Adopted 1/16/15
9. By Sen. Ferns, Stollings, Palumbo, Kessler, Unger, Beach, Plymale, D. Hall, Trump and Prezioso - **Designating January 21, 2015, Disability Advocacy Day** - Introduced 1/21/15 - Committee reference dispensed - Adopted 1/21/15
10. By Sen. Palumbo, Plymale and Beach - **Recognizing Nuru International** - Introduced 1/21/15 - Committee reference dispensed - Adopted 1/21/15

HOUSE CONCURRENT RESOLUTIONS COMMUNICATED TO SENATE

1. By Mr. Speaker (Mr. Armstead) - **Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor** - Introduced 1/14/15 - Reference dispensed - Adopted by House 1/14/15 - To Senate 1/14/15 - Committee reference dispensed - Adopted by Senate 1/14/15

**SENATE CONCURRENT RESOLUTIONS
ADOPTED BY LEGISLATURE**

1. By Sen. Cole, M. Hall and Kessler - **Authorizing payment of supplies, services, printing and other expenses** - Adopted 1/15/15

**HOUSE CONCURRENT RESOLUTIONS
ADOPTED BY LEGISLATURE**

1. By Mr. Speaker (Mr. Armstead) - **Extending an invitation to His Excellency, the Governor, to deliver an address to the Legislature and raising a Joint Assembly therefor** - Adopted 1/14/15

SENATE CALENDAR

Thursday January 22, 2015

11:00 A.M.

UNFINISHED BUSINESS

S. C. R. No. 10 - Designating September each year as US Constitution Month.

SECOND READING

Com. Sub. for S. B. No. 12 - Relating to payment of separated employee's outstanding wages (original same as H. B. No. 2012 - similar to S. B. No. 102).

FIRST READING

Com. Sub. for S. B. No. 43 - Limiting tolling of statute of limitations for third-party complaints.

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2015

Thursday, January 22, 2015

9 a.m.	Finance	(Room No. 451M)
1 p.m.	Energy, Industry and Mining	(Room No. 208W)
2 p.m.	Education	(Room No. 451M)
2 p.m.	Government Organization	(Room No. 208W)