

WEST VIRGINIA LEGISLATURE
SENATE JOURNAL

EIGHTY-SECOND LEGISLATURE
REGULAR SESSION, 2015
THIRTY-SEVENTH DAY

Charleston, W. Va., Thursday, February 19, 2015

The Senate met at 11 a.m.

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

Prayer was offered by C. Edward Gaunch, a senator from the eighth district.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Michael J. Romano, a senator from the twelfth district.

Pending the reading of the Journal of Wednesday, February 18, 2015,

On motion of Senator D. Hall, 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 Court of Claims, submitting its annual report, in accordance with chapter fourteen, article two-a, section twenty-one of the Code of West Virginia.

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

The Clerk presented a communication from the Department of Transportation, Office of Administrative Hearings, submitting its annual report as required by chapter seventeen-c, article five-c, section two of the Code of West Virginia.

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

The Senate proceeded to the third order of business.

A message from The Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, to take effect from passage, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Com. Sub. for Senate Bill No. 6, Relating to medical professional liability.

On motion of Senator Carmichael, the message on the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

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

ARTICLE 7B. MEDICAL PROFESSIONAL LIABILITY.

§55-7B-1. Legislative findings and declaration of purpose.

The Legislature ~~hereby~~ finds and declares that:

The citizens of this state are entitled to the best medical care and facilities available and that health care providers offer an essential and basic service which requires that the public policy of this state encourage and facilitate the provision of such service to our citizens;

~~That as~~ As in every human endeavor the possibility of injury or death from negligent conduct commands that protection of the public served by health care providers be recognized as an important state interest;

~~That our~~ Our system of litigation is an essential component of this state's interest in providing adequate and reasonable compensation to those persons who suffer from injury or death as a result of professional negligence, and any limitation placed on this system must be balanced with and considerate of the need to fairly compensate patients who have been injured as a result of negligent and incompetent acts by health care providers;

~~That liability~~ Liability insurance is a key part of our system of litigation, affording compensation to the injured while fulfilling the need and fairness of spreading the cost of the risks of injury;

~~That a~~ A further important component of these protections is the capacity and willingness of health care providers to monitor and effectively control their professional competency, so as to protect the public and ensure to the extent possible the highest quality of care;

~~That it~~ It is the duty and responsibility of the Legislature to balance the rights of our individual citizens to adequate and reasonable compensation with the broad public interest in the provision of services by qualified health care providers and health care facilities who can themselves obtain the protection of reasonably priced and extensive liability coverage;

~~That in~~ In recent years, the cost of insurance coverage has risen dramatically while the nature and extent of coverage has diminished, leaving the health care providers, the health care facilities and the injured without the full benefit of professional liability insurance coverage;

~~That many~~ Many of the factors and reasons contributing to the increased cost and diminished availability of professional liability insurance arise from the historic inability of this state to effectively and fairly regulate the insurance industry so as to guarantee our citizens that rates are appropriate, that purchasers of insurance coverage are not treated arbitrarily and that rates reflect the competency and experience of the insured health care providers and health care facilities;

~~That the~~ The unpredictable nature of traumatic injury health care services often result in a greater likelihood of unsatisfactory patient outcomes, a higher degree of patient and patient family dissatisfaction and frequent malpractice claims, creating a financial strain on the trauma care system of our state, increasing costs for all users of the trauma care system and impacting the availability of these services, requires appropriate and balanced limitations on the rights of persons asserting claims against trauma care health care providers, this balance must guarantee availability of trauma care services while mandating that these services meet all national standards of care, to assure that our health care resources are being directed towards providing the best trauma care available; ~~and~~

~~That the~~ The cost of liability insurance coverage has continued to rise dramatically, resulting in the state's loss and threatened loss of physicians, which, together with other costs and taxation incurred by health care providers in this state, have created a competitive disadvantage in attracting and retaining qualified physicians and other health care providers;

~~The Legislature further finds that medical~~ Medical liability issues have reached critical proportions for the state's long-term health care

facilities, as: (1) Medical liability insurance premiums for nursing homes in West Virginia continue to increase and the number of claims per bed has increased significantly; (2) the cost to the state Medicaid program as a result of such higher premiums has grown considerably in this period; (3) current medical liability premium costs for some nursing homes constitute a significant percentage of the amount of coverage; (4) these high costs are leading some facilities to consider dropping medical liability insurance coverage altogether; and (5) the medical liability insurance crisis for nursing homes may soon result in a reduction of the number of beds available to citizens in need of long-term care; and

The modernization and structure of the health care delivery system necessitate an update of provisions of this article in order to facilitate and continue the objectives of this article which are to control the increase in the cost of liability insurance and to maintain access to affordable health care services for our citizens.

Therefore, the purpose of this article is to provide ~~for~~ a comprehensive resolution of the matters and factors which the Legislature finds must be addressed to accomplish the goals set forth in this section. In so doing, the Legislature has determined that reforms in the common law and statutory rights of our citizens must be enacted together as necessary and mutual ingredients of the appropriate legislative response relating to:

(1) Compensation for injury and death;

(2) The regulation of ratemaking and other practices by the liability insurance industry, including the formation of a physicians' mutual insurance company and establishment of a fund to assure adequate compensation to victims of malpractice; and

(3) The authority of medical licensing boards to effectively regulate and discipline the health care providers under such board.

§55-7B-2. Definitions.

(a) “Board” means the State Board of Risk and Insurance Management.

(b) “Collateral source” means a source of benefits or advantages for economic loss that the claimant has received from:

(1) Any federal or state act, public program or insurance which provides payments for medical expenses, disability benefits, including workers’ compensation benefits, or other similar benefits. Benefits payable under the Social Security Act and Medicare are not considered payments from collateral sources except for Social Security disability benefits directly attributable to the medical injury in question;

(2) Any contract or agreement of any group, organization, partnership or corporation to provide, pay for or reimburse the cost of medical, hospital, dental, nursing, rehabilitation, therapy or other health care services or provide similar benefits, but excluding any amount that a group, organization, partnership, corporation or health care provider agrees to reduce, discount or write off of a medical bill;

(3) Any group accident, sickness or income disability insurance, any casualty or property insurance (including automobile and homeowners’ insurance) which provides medical benefits, income replacement or disability coverage, or any other similar insurance benefits, except life insurance, to the extent that someone other than the insured, including the insured’s employer, has paid all or part of the premium or made an economic contribution on behalf of the plaintiff; or

(4) Any contractual or voluntary wage continuation plan provided by an employer or otherwise or any other system intended to provide wages during a period of disability.

(c) “Consumer Price Index” means the most recent Consumer Price Index for All Consumers published by the United States Department of Labor.

(d) “Emergency condition” means any acute traumatic injury or acute medical condition which, according to standardized criteria for triage, involves a significant risk of death or the precipitation of significant complications or disabilities, impairment of bodily functions or, with respect to a pregnant woman, a significant risk to the health of the unborn child.

(e) “Health care” means:

(1) Any act, service or treatment provided under, pursuant to or in the furtherance of a physician’s plan of care, a health care facility’s plan of care, medical diagnosis or treatment;

(2) Any act, service or treatment performed or furnished, or which should have been performed or furnished, by any health care provider or person supervised by or acting under the direction of a health care provider or licensed professional for, to or on behalf of a patient during the patient’s medical care, treatment or confinement, including, but not limited to, staffing, medical transport, custodial care or basic care, infection control, positioning, hydration, nutrition and similar patient services; and

(3) The process employed by health care providers and health care facilities for the appointment, employment, contracting, credentialing, privileging and supervision of health care providers.

(f) “Health care facility” means any clinic, hospital, pharmacy, nursing home, or assisted living facility, ~~including personal care home, residential care community, and residential board and care home, or end-stage renal disease facility, home health agency, child welfare agency, group residential facility,~~ behavioral health care facility or comprehensive community mental ~~health/mental retardation center, in and licensed~~ health center intellectual/developmental disability center or program, or other ambulatory health care facility, in and licensed, regulated or certified by the State of West Virginia under state or federal law and any state-operated institution or clinic providing health care and any related entity to the health care facility.

(g) “Health care provider” means a person, partnership, corporation, professional limited liability company, health care facility, entity or institution licensed by, or certified in, this state or another state, to provide health care or professional health care services, including, but not limited to, a physician, osteopathic physician, physician assistant, advanced practice registered nurse, hospital, health care facility, dentist, registered or licensed practical nurse, optometrist, podiatrist, chiropractor, physical therapist, psychologist, speech-language pathologist and audiologist, occupational therapist, psychologist, pharmacist, technician, certified nursing assistant, emergency medical service personnel, emergency medical services authority or agency, any person supervised by or acting under the direction of a licensed professional, any person taking actions or providing service or treatment pursuant to or in furtherance of a physician’s plan of care, a health care facility’s plan of care, medical diagnosis or treatment; or an officer, employee or agent ~~thereof~~ of a health care provider acting in the course and scope of ~~such~~ the officer’s, employee’s or agent’s employment.

(h) “Medical injury” means injury or death to a patient arising or resulting from the rendering of or failure to render health care.

(i) “Medical professional liability” means any liability for damages resulting from the death or injury of a person for any tort or breach of contract based on health care services rendered, or which should have been rendered, by a health care provider or health care facility to a patient. It also means other claims that may be contemporaneous to or related to the alleged tort or breach of contract or otherwise provided, all in the context of rendering health care services.

(j) “Medical professional liability insurance” means a contract of insurance or any actuarially sound self-funding program that pays for the legal liability of a health care facility or health care provider arising from a claim of medical professional liability. In order to qualify as medical professional liability insurance for purposes of

this article, a self-funding program for an individual physician must meet the requirements and minimum standards set forth in section twelve of this article.

(k) “Noneconomic loss” means losses, including, but not limited to, pain, suffering, mental anguish and grief.

(l) “Patient” means a natural person who receives or should have received health care from a licensed health care provider under a contract, expressed or implied.

(m) “Plaintiff” means a patient or representative of a patient who brings an action for medical professional liability under this article.

(n) “Related entity” means any corporation, foundation, partnership, joint venture, professional limited liability company, limited liability company, trust, affiliate or other entity under common control or ownership, whether directly or indirectly, partially or completely, legally, beneficially or constructively, with a health care provider or health care facility; or which owns directly, indirectly, beneficially or constructively any part of a health care provider or health care facility.

(n) (o) “Representative” means the spouse, parent, guardian, trustee, attorney or other legal agent of another.

§55-7B-7. Testimony of expert witness on standard of care.

(a) The applicable standard of care and a defendant’s failure to meet the standard of care, if at issue, shall be established in medical professional liability cases by the plaintiff by testimony of one or more knowledgeable, competent expert witnesses if required by the court. Expert testimony may only be admitted in evidence. A proposed expert witness may only be found competent to testify if the foundation therefor for his or her testimony is first laid establishing that: (1) The opinion is actually held by the expert witness; (2) the opinion can be testified to with reasonable medical probability; (3) the expert witness possesses professional knowledge

and expertise coupled with knowledge of the applicable standard of care to which his or her expert opinion testimony is addressed; (4) the expert witness' opinion is grounded on scientifically valid peer reviewed studies if available; (5) the expert witness maintains a current license to practice medicine with the appropriate licensing authority of any state of the United States: *Provided*, That the expert witness' license has not been revoked or suspended in the past year in any state; and ~~(5)~~ (6) the expert witness is engaged or qualified in a medical field in which the practitioner has experience and/or training in diagnosing or treating injuries or conditions similar to those of the patient. If the witness meets all of these qualifications and devoted, at the time of the medical injury, sixty percent of his or her professional time annually to the active clinical practice in his or her medical field or specialty, or to teaching in his or her medical field or speciality in an accredited university, there shall be a rebuttable presumption that the witness is qualified as an expert. The parties shall have the opportunity to impeach any witness' qualifications as an expert. Financial records of an expert witness are not discoverable or relevant to prove the amount of time the expert witness spends in active practice or teaching in his or her medical field unless good cause can be shown to the court.

(b) Nothing contained in this section ~~may be construed to limit~~ limits a trial court's discretion to determine the competency or lack of competency of a witness on a ground not specifically enumerated in this section.

§55-7B-7a. Admissibility and use of certain information.

(a) In an action brought, there is a rebuttable presumption that the following information may not be introduced unless it applies specifically to the injured person or it involves substantially similar conduct that occurred within one year of the particular incident involved:

(1) A state or federal survey, audit, review or other report of a health care provider or health care facility;

(2) Disciplinary actions against a health care provider's license, registration or certification;

(3) An accreditation report of a health care provider or health care facility; and

(4) An assessment of a civil or criminal penalty.

(b) In any action brought, if the health care facility or health care provider demonstrates compliance with the minimum staffing requirements under state law, the health care facility or health care provider is entitled to a rebuttable presumption that appropriate staffing was provided.

(c) Information under this section may only be introduced in a proceeding if it is otherwise admissible under the West Virginia Rules of Evidence.

§55-7B-8. Limit on liability for noneconomic loss.

(a) In any professional liability action brought against a health care provider pursuant to this article, the maximum amount recoverable as compensatory damages for noneconomic loss ~~shall~~ may not exceed \$250,000 per for each occurrence, regardless of the number of plaintiffs or the number of defendants or, in the case of wrongful death, regardless of the number of distributees, except as provided in subsection (b) of this section.

(b) The plaintiff may recover compensatory damages for noneconomic loss in excess of the limitation described in subsection (a) of this section, but not in excess of \$500,000 for each occurrence, regardless of the number of plaintiffs or the number of defendants or, in the case of wrongful death, regardless of the number of distributees, where the damages for noneconomic losses suffered by the plaintiff were for: (1) Wrongful death; (2) permanent and substantial physical deformity, loss of use of a limb or loss of a bodily organ system; or (3) permanent physical or mental functional injury that permanently prevents the injured person from being able

to independently care for himself or herself and perform life-sustaining activities.

(c) On January 1, 2004, and in each year thereafter, the limitation for compensatory damages contained in subsections (a) and (b) of this section shall increase to account for inflation by an amount equal to the Consumer Price Index published by the United States Department of Labor, not to exceed one hundred fifty percent of the amounts specified in said subsections. ~~(b) and (c)~~

(d) The limitations on noneconomic damages contained in subsections (a), (b), (c) and (e) of this section are not available to any defendant in an action pursuant to this article which does not have medical professional liability insurance in the aggregate amount of at least \$1 million per for each occurrence covering the medical injury which is the subject of the action.

(e) If subsection (a) or (b) of this section, as enacted during the 2003 regular session of the Legislature, or the application thereof to any person or circumstance, is found by a court of law to be unconstitutional or otherwise invalid, the maximum amount recoverable as damages for noneconomic loss in a professional liability action brought against a health care provider under this article shall thereafter not exceed \$1 million.

§55-7B-9. Several liability.

(a) In the trial of a medical professional liability action under this article involving multiple defendants, the trier of fact shall report its findings on a form provided by the court which contains each of the possible verdicts as determined by the court. Unless otherwise agreed by all the parties to the action, the jury shall be instructed to answer special interrogatories, or the court, acting without a jury, shall make findings as to:

(1) The total amount of compensatory damages recoverable by the plaintiff;

(2) The portion of the damages that represents damages for noneconomic loss;

(3) The portion of the damages that represents damages for each category of economic loss;

(4) The percentage of fault, if any, attributable to each plaintiff; and

(5) The percentage of fault, if any, attributable to each of the defendants.

(b) In assessing percentages of fault, the trier of fact shall consider only the fault of the parties in the litigation at the time the verdict is rendered and ~~shall~~ may not consider the fault of any other person who has settled a claim with the plaintiff arising out of the same medical injury: *Provided*, That, upon the creation of the Patient Injury Compensation Fund provided for in article twelve-c, chapter twenty-nine of this code, or of some other mechanism for compensating a plaintiff for any amount of economic damages awarded by the trier of fact which the plaintiff has been unable to collect, the trier of fact shall, in assessing percentages of fault, consider the fault of all alleged parties, including the fault of any person who has settled a claim with the plaintiff arising out of the same medical injury.

(c) If the trier of fact renders a verdict for the plaintiff, the court shall enter judgment of several, but not joint, liability against each defendant in accordance with the percentage of fault attributed to the defendant by the trier of fact.

(d) To determine the amount of judgment to be entered against each defendant, the court shall first, after adjusting the verdict as provided in section nine-a of this article, reduce the adjusted verdict by the amount of any preverdict settlement arising out of the same medical injury. The court shall then, with regard to each defendant, multiply the total amount of damages remaining, with interest, by

the percentage of fault attributed to each defendant by the trier of fact. The resulting amount of damages, together with any post-judgment interest accrued, shall be the maximum recoverable against the defendant.

(e) Upon the creation of the Patient Injury Compensation Fund provided for in article twelve-c, chapter twenty-nine of this code, or of some other mechanism for compensating a plaintiff for any amount of economic damages awarded by the trier of fact which the plaintiff has been unable to collect, the court shall, in determining the amount of judgment to be entered against each defendant, first multiply the total amount of damages, with interest, recoverable by the plaintiff by the percentage of each defendant's fault and that amount, together with any post-judgment interest accrued, is the maximum recoverable against said defendant. Prior to the court's entry of the final judgment order as to each defendant against whom a verdict was rendered, the court shall reduce the total jury verdict by any amounts received by a plaintiff in settlement of the action. When any defendant's percentage of the verdict exceeds the remaining amounts due plaintiff after the mandatory reductions, each defendant shall be liable only for the defendant's pro rata share of the remainder of the verdict as calculated by the court from the remaining defendants to the action. The plaintiff's total award may never exceed the jury's verdict less any statutory or court-ordered reductions.

(f) Nothing in this section is meant to eliminate or diminish any defenses or immunities which exist as of the effective date of this section, except as expressly noted in this section.

(g) Nothing in this article is meant to preclude a health care provider from being held responsible for the portion of fault attributed by the trier of fact to any person acting as the health care provider's agent or servant or to preclude imposition of fault otherwise imputable or attributable to the health care provider under claims of vicarious liability. A health care provider may not be held vicariously liable for the acts of a nonemployee pursuant to a theory

of ostensible agency unless the alleged agent does not maintain professional liability insurance covering the medical injury which is the subject of the action in the aggregate amount of at least \$1 million for each occurrence.

§55-7B-9a. Reduction in compensatory damages for economic losses for payments from collateral sources for the same injury.

(a) In any action arising after the effective date of this section, a defendant who has been found liable to the plaintiff for damages for medical care, rehabilitation services, lost earnings or other economic losses may present to the court, after the trier of fact has rendered a verdict, but before entry of judgment, evidence of payments the plaintiff has received for the same injury from collateral sources.

(b) In ~~any~~ a hearing held pursuant to subsection (a) of this section, the defendant may present evidence of future payments from collateral sources if the court determines that:

(1) There is a preexisting contractual or statutory obligation on the collateral source to pay the benefits;

(2) The benefits, to a reasonable degree of certainty, will be paid to the plaintiff for expenses the trier of fact has determined the plaintiff will incur in the future; and

(3) The amount of the future expenses is readily reducible to a sum certain.

(c) In ~~the~~ a hearing held pursuant to subsection (a) of this section, the plaintiff may present evidence of the value of payments or contributions he or she has made to secure the right to the benefits paid by the collateral source.

(d) After hearing the evidence presented by the parties, the court shall make the following findings of fact:

(1) The total amount of damages for economic loss found by the trier of fact;

(2) The total amount of damages for each category of economic loss found by the trier of fact;

(3) The total amount of allowable collateral source payments received or to be received by the plaintiff for the medical injury which was the subject of the verdict in each category of economic loss; and

(4) The total amount of any premiums or contributions paid by the plaintiff in exchange for the collateral source payments in each category of economic loss found by the trier of fact.

(e) The court shall subtract the total premiums the plaintiff was found to have paid in each category of economic loss from the total collateral source benefits the plaintiff received with regard to that category of economic loss to arrive at the net amount of collateral source payments.

(f) The court shall then subtract the net amount of collateral source payments received or to be received by the plaintiff in each category of economic loss from the total amount of damages awarded the plaintiff by the trier of fact for that category of economic loss to arrive at the adjusted verdict.

(g) The court ~~shall~~ may not reduce the verdict rendered by the trier of fact in any category of economic loss to reflect:

(1) Amounts paid to or on behalf of the plaintiff which the collateral source has a right to recover from the plaintiff through subrogation, lien or reimbursement;

(2) Amounts in excess of benefits actually paid or to be paid on behalf of the plaintiff by a collateral source in a category of economic loss;

(3) The proceeds of any individual disability or income replacement insurance paid for entirely by the plaintiff;

(4) The assets of the plaintiff or the members of the plaintiff's immediate family; or

(5) A settlement between the plaintiff and another tortfeasor.

(h) After determining the amount of the adjusted verdict, the court shall enter judgment in accordance with the provisions of section nine of this article.

§55-7B-9c. Limit on liability for treatment of emergency conditions for which patient is admitted to a designated trauma center; exceptions; emergency rules.

(a) In any action brought under this article for injury to or death of a patient as a result of health care services or assistance rendered in good faith and necessitated by an emergency condition for which the patient enters a health care facility designated by the Office of Emergency Medical Services as a trauma center, including health care services or assistance rendered in good faith by a licensed EMS emergency medical services authority or agency, certified emergency medical service personnel or an employee of a licensed EMS emergency medical services authority or agency, the total amount of civil damages recoverable ~~shall~~ may not exceed \$500,000 for each occurrence, exclusive of interest computed from the date of judgment, and regardless of the number of plaintiffs or the number of defendants or, in the case of wrongful death, regardless of the number of distributees.

(b) The limitation of liability in subsection (a) of this section also applies to any act or omission of a health care provider in rendering continued care or assistance in the event that surgery is required as a result of the emergency condition within a reasonable time after the patient's condition is stabilized.

(c) The limitation on liability provided under subsection (a) of this section does not apply to any act or omission in rendering care or assistance which:

(1) Occurs after the patient's condition is stabilized and the patient is capable of receiving medical treatment as a nonemergency patient; or

(2) Is unrelated to the original emergency condition.

(d) In the event that: (1) A physician provides follow-up care to a patient to whom the physician rendered care or assistance pursuant to subsection (a) of this section; and (2) a medical condition arises during the course of the follow-up care that is directly related to the original emergency condition for which care or assistance was rendered pursuant to said subsection, there is rebuttable presumption that the medical condition was the result of the original emergency condition and that the limitation on liability provided by said subsection applies with respect to that medical condition.

(e) There is a rebuttable presumption that a medical condition which arises in the course of follow-up care provided by the designated trauma center health care provider who rendered good faith care or assistance for the original emergency condition is directly related to the original emergency condition where the follow-up care is provided within a reasonable time after the patient's admission to the designated trauma center.

(f) The limitation on liability provided under subsection (a) of this section does not apply where health care or assistance for the emergency condition is rendered:

(1) In willful and wanton or reckless disregard of a risk of harm to the patient; or

(2) In clear violation of established written protocols for triage and emergency health care procedures developed by the office of

emergency medical services in accordance with subsection (e) of this section. In the event that the office of emergency medical services has not developed a written triage or emergency medical protocol by the effective date of this section, the limitation on liability provided under subsection (a) of this section does not apply where health care or assistance is rendered under this section in violation of nationally recognized standards for triage and emergency health care procedures.

(g) The Office of Emergency Medical Services shall, prior to the effective date of this section, develop a written protocol specifying recognized and accepted standards for triage and emergency health care procedures for treatment of emergency conditions necessitating admission of the patient to a designated trauma center.

(h) In its discretion, the Office of Emergency Medical Services may grant provisional trauma center status for a period of up to one year to a health care facility applying for designated trauma center status. A facility given provisional trauma center status is eligible for the limitation on liability provided in subsection (a) of this section. If, at the end of the provisional period, the facility has not been approved by the Office of Emergency Medical Services as a designated trauma center, the facility ~~will~~ is no longer ~~be~~ eligible for the limitation on liability provided in subsection (a) of this section.

(i) The Commissioner of the Bureau for Public Health may grant an applicant for designated trauma center status a one-time only extension of provisional trauma center status, upon submission by the facility of a written request for extension, accompanied by a detailed explanation and plan of action to fulfill the requirements for a designated trauma center. If, at the end of the six-month period, the facility has not been approved by the Office of Emergency Medical Services as a designated trauma center, the facility ~~will~~ no longer ~~have~~ has the protection of the limitation on liability provided in subsection (a) of this section.

(j) If the Office of Emergency Medical Services determines that a health care facility no longer meets the requirements for a designated trauma center, it shall revoke the designation, at which time the limitation on liability established by subsection (a) of this section ~~shall cease~~ ceases to apply to that health care facility for services or treatment rendered thereafter.

(k) The Legislature hereby finds that an emergency exists compelling promulgation of an emergency rule, consistent with the provisions of this section, governing the criteria for designation of a facility as a trauma center or provisional trauma center and implementation of a statewide trauma/emergency care system. The Legislature therefore directs the Secretary of the Department of Health and Human Resources to file, on or before July 1, 2003, emergency rules specifying the criteria for designation of a facility as a trauma center or provisional trauma center in accordance with nationally accepted and recognized standards and governing the implementation of a statewide trauma/emergency care system. The rules governing the statewide trauma/emergency care system shall include, but not be limited to:

(1) System design, organizational structure and operation, including integration with the existing emergency medical services system;

(2) Regulation of facility designation, categorization and credentialing, including the establishment and collection of reasonable fees for designation; and

(3) System accountability, including medical review and audit to assure system quality. Any medical review committees established to assure system quality shall include all levels of care, including emergency medical service providers, and both the review committees and the providers shall qualify for all the rights and protections established in article three-c, chapter thirty of this code.

(l) On January 1, 2016, and in each year after that, the limitation for civil damages contained in subsection (a) of this section shall increase to account for inflation by an amount equal to the Consumer Price Index published by the United States Department of Labor, not to exceed one hundred fifty percent of said subsection.

§55-7B-9d. Adjustment of verdict for past medical expenses.

A verdict for past medical expenses is limited to:

(1) The total amount of past medical expenses paid by or on behalf of the plaintiff; and

(2) The total amount of past medical expenses incurred but not paid by or on behalf of the plaintiff for which the plaintiff or another person on behalf of the plaintiff is obligated to pay.

§55-7B-10. Effective date; applicability of provisions.

(a) The provisions of House Bill 149, enacted during the first extraordinary session of the Legislature, 1986, shall be effective at the same time that the provisions of Enrolled Senate Bill 714, enacted during the regular session, 1986, become effective, and the provisions of said House Bill 149 shall be deemed to amend the provisions of Enrolled Senate Bill 714. The provisions of this article shall not apply to injuries which occur before the effective date of this said Enrolled Senate Bill 714.

The amendments to this article as provided in House Bill 601, enacted during the sixth extraordinary session of the Legislature, 2001, apply to all causes of action alleging medical professional liability which are filed on or after March 1, 2002.

The amendments to this article provided in Enrolled Committee Substitute for House Bill No. 2122 during the regular session of the Legislature, 2003, apply to all causes of action alleging medical professional liability which are filed on or after the first day of July, two thousand three.

(b) The amendments to this article provided in Enrolled Committee Substitute for Senate Bill No. 6 during the regular session of the Legislature, 2015, apply to all causes of action alleging medical professional liability which arise on or after the first day of July, 2015.

§55-7B-11. Severability.

(a) If any provision of this article as enacted during the First Extraordinary Session of the Legislature, 1986, in House Bill 149, or as enacted during the regular session of the Legislature, 1986, in Senate Bill 714, or as enacted during the regular session of the Legislature, 2015, or the application thereof to any person or circumstance is held invalid, ~~such the~~ invalidity shall does not affect other provisions or applications of this article, and to this end, the provisions of this article are declared to be severable.

(b) If any provision of the amendments to section five of this article, any provision of ~~new~~ section six-d of this article or any provision of the amendments to section eleven, article six, chapter fifty-six of this code as provided in House Bill 601, enacted during the Sixth Extraordinary Session of the Legislature, 2001, is held invalid, or the application thereof to any person is held invalid, then, notwithstanding any other provision of law, every other provision of said House Bill 601 shall be deemed invalid and of no further force and effect.

(c) If any provision of the amendments to section six or ten of this article or any provision of ~~new~~ section six-a, six-b or six-c of this article as provided in House Bill 601, enacted during the Sixth Extraordinary Session of the Legislature, 2001, is held invalid, ~~such the~~ invalidity shall does not affect other provisions or applications of this article, and to this end, such provisions are deemed severable.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Com. Sub. for Senate Bill No. 6—A Bill to amend and reenact §55-7B-1, §55-7B-2, §55-7B-7, §55-7B-8, §55-7B-9, §55-7B-9a, §55-7B-9c, §55-7B-10 and §55-7B-11 of the Code of West Virginia, 1931; and to amend said code by adding thereto two new sections, designated §55-7B-7a and §55-7B-9d, all relating to medical professional liability generally; providing additional legislative findings and purposes related to medical professional liability; providing definitions; modifying the qualifications for the competency of experts who testify in medical professional liability actions; providing rebuttable presumptions and evidentiary requirements related to the admission of certain government, health care provider or health care facility information; modifying the maximum amount of recovery for, and availability of, noneconomic damages; clarifying that a health care provider is not vicariously liable unless the alleged agent does not maintain certain insurance; clarifying eligibility for, and application of, emergency medical services caps; providing a methodology for determining the amount of trauma care caps to account for inflation; providing certain limitations of verdicts for past medical expenses of the plaintiff; establishing effective date; and providing for severability.

On motion of Senator Trump, the following amendments to the House of Delegates amendments to the bill were reported by the Clerk and adopted:

On page three, section two, subsection (b), subdivision (1), after the word “Medicare” by inserting the words “set aside”;

And,

On page seventeen, section ten, subsection (b), by striking out the word “arise” and inserting in lieu thereof the words “are filed”.

On motion of Senator Carmichael, the Senate concurred in the House of Delegates amendments, as amended.

Engrossed Committee Substitute for Senate Bill No. 6, as amended, was then put upon its passage.

On the passage of the bill, the yeas were: Blair, Boley, Boso, Carmichael, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—30.

The nays were: Beach, Facemire, Romano and Snyder—4.

Absent: None.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. No. 6) passed with its House of Delegates amended title.

Senator Carmichael moved that the bill take effect from passage.

On this question, the yeas were: Blair, Boley, Boso, Carmichael, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—30.

The nays were: Beach, Facemire, Romano and Snyder—4.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. No. 6) takes effect from passage.

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

A message from The Clerk of the House of Delegates announced the concurrence by that body in the adoption of the committee of

conference report, passage as amended by the conference report with its conference amended title, to take effect from passage, of

Eng. Com. Sub. for Senate Bill No. 13, Reinstating open and obvious doctrine for premises liability.

A message from The Clerk of the House of Delegates announced the concurrence by that body in the passage of

Eng. Senate Bill No. 262, Transferring CHIP and Children's Health Insurance Agency from Department of Administration to DHHR.

A message from The Clerk of the House of Delegates announced the amendment by that body, passage as amended with its House of Delegates amended title, to take effect from passage, and requested the concurrence of the Senate in the House of Delegates amendments, as to

Eng. Senate Bill No. 389, Relating to Board of Registration for Professional Engineers license renewals and reinstatements.

On motion of Senator Carmichael, the message on the bill was taken up for immediate consideration.

The following House of Delegates amendments to the bill were reported by the Clerk:

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

That §30-13-13a, §30-13-17 and §30-13-18 of the Code of West Virginia, 1931, as amended, be amended and reenacted, all to read as follows:

ARTICLE 13. ENGINEERS.

§30-13-13a. Designations of nonpracticing status.

The board may designate a professional engineer as ineligible to practice or offer to practice engineering in this state using one of the following terms:

(1) *Professional engineer-retired.* – A registrant may apply for retired status upon certification that he or she is no longer practicing or offering to practice engineering in this state for remuneration.

(2) *Professional engineer-inactive.* – A registrant may request inactive status upon affirmation that he or she is no longer practicing or offering to practice engineering in this state.

(3) *Professional engineer-lapsed.* – A registrant's license is lapsed when the registrant does not respond to renewal notices or pay the required ~~renewal~~ fees.

(4) *Professional engineer-invalidated.* – A registrant's license is invalidated when he or she is unable to provide sufficient proof that any condition of renewal set forth in this article or by board rule has been met.

§30-13-17. Certificates of authorization required; naming of engineering firms.

(a) No person or firm is authorized to practice or offer to practice engineering in this state until the person or firm has been issued a certificate of authorization by the board.

(b) A person or firm desiring a certificate of authorization must file all the required information with the board on an application form specified by the board. The required information shall include the sworn statement of the engineer in responsible charge who is a professional engineer registered in this state. The board shall issue a certificate of authorization to an applicant who has met all the requirements and paid the fees set forth in board rules.

(c) No person or firm is relieved of responsibility for the conduct or acts of its agents, employees, officers or partners due to compliance with the provisions of this article. No individual practicing engineering under the provisions of this article is relieved of responsibility for engineering services performed due to his or her employment or other relationship with a person or firm holding a certificate of authorization.

(d) An engineer who renders occasional, part-time or contract engineering services to or for a firm may not be designated as being in responsible charge for the professional activities of the firm unless that engineer is an owner or principal of the firm.

(e) The Secretary of State shall not issue a certificate of authority or business registration or license to an applicant whose business includes, among the objectives for which it is established, the words engineer, engineering or any modification or derivation thereof unless the board of registration for this profession has issued to the applicant a certificate of authorization or a letter indicating eligibility to receive the certificate. The certificate or letter from the board shall be filed with the application filed with the Secretary of State to do business in West Virginia.

(f) The Secretary of State shall decline to register a trade name or service mark which includes the words engineer, engineering or modifications or derivatives thereof in its business name or logotype except those businesses holding a certificate of authorization issued under the provisions of this article.

(g) The certificate of authorization may be renewed or reinstated in accordance with board rule and upon payment of the required renewal fee fees.

(h) Every holder of a certificate of authorization has a duty to notify the board promptly of any change in information previously submitted to the board in an application for a certificate of authorization.

§30-13-18. Renewals and reinstatement.

(a) Certificates of registration and certificates of authorization for firms expire on the last day of the month of June following issuance December of the year indicated on the certificate, and are invalid after that date unless renewed the holder of any certificate that is not timely renewed is ineligible to practice or offer to practice engineering in this state until the certificate has been reinstated in accordance with rules promulgated by the board.

(b) The secretary of the board shall notify every person registered and every firm holding a certification of authorization under this article of the pending expiration of a certificate of registration or certificate of authorization issued to that person or firm, including notice of the fee required to renew the registration or certificate. The notice shall be mailed to the registrant or firm at their last known address at the last mailing address or email address provided to the board, at least one month in advance of the date of the expiration. Certificates may be renewed only in accordance with board rule, which may include payment of a late fee for renewals not postmarked by December 31 of the year in which renewal is required. The board shall notify every person or firm holding an active certificate under this article of the certificate renewal requirements at least one month prior to the renewal date. The notice shall be made by mail or electronic means using the contact information provided to the board.

(c) An expired A certificate that was not timely renewed or for other reason was given a nonpracticing status may be renewed reinstated under rules promulgated by the board and may require reexamination and payment of penalty fees set forth in board rules.

(d) Effective July 1, 2015, the board may renew certificates on a biennial basis.

(e) The board shall promulgate emergency rules pursuant to section fifteen, article three, chapter twenty-nine-a of this code to implement the provisions of this section.;

And,

By striking out the title and substituting therefor a new title, to read as follows:

Eng. Senate Bill No. 389—A Bill to amend and reenact §30-13-13a, §30-13-17 and §30-13-18 of the Code of West Virginia, 1931, as amended, all relating to the Board of Registration for Professional Engineers; changing time period for renewal from fiscal year to calendar year; authorizing renewal notification by mail or electronically; requiring reinstatement of nonrenewed licenses; and authorizing annual or biennial renewal periods.

On motion of Senator Carmichael, the Senate concurred in the House of Delegates amendments to the bill.

Engrossed Senate Bill No. 389, as amended by the House of Delegates, was then 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, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. No. 389) passed with its House of Delegates amended title.

Senator Carmichael moved that the bill take effect from passage.

On this question, the yeas were: Beach, Blair, Boley, Boso, Carmichael, Facemire, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. S. B. No. 389) takes effect from passage.

Ordered, That The Clerk communicate to the House of Delegates the action of the Senate.

A message from The Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. Com. Sub. for House Bill No. 2391—A Bill to amend and reenact §18-5-44 of the Code of West Virginia, 1931, as amended, relating to minimum instructional days per week, minimum instructional minutes per week and minimum instructional days per year for early childhood education programs.

Referred to the Committee on Education.

A message from The Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. House Bill No. 2523—A Bill to amend and reenact §15-2-3 of the Code of West Virginia, 1931, as amended, relating to creating a special revenue account to offset costs for the West Virginia State Police 100th Anniversary in 2019.

Referred to the Committee on Finance.

A message from The Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. Com. Sub. for House Bill No. 2527—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §49-2-8, relating to establishing the Task Force on Prevention of Sexual Abuse of Children; authorizing section to be called “Erin Merryn’s Law”; specifying membership; specifying responsibilities, including report of recommendations to Legislature and Governor; precluding member compensation or expense reimbursement.

Referred to the Committee on the Judiciary.

A message from The Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. House Bill No. 2776—A Bill to amend and reenact §30-3E-12 of the Code of West Virginia, 1931, as amended; to amend and reenact §30-7-15a of said code; and to amend and reenact §30-8-9 of said code, all relating to prescribing hydrocodone combination drugs for a duration of no more than three days.

Referred to the Committee on Health and Human Resources.

A message from The Clerk of the House of Delegates announced the passage by that body and requested the concurrence of the Senate in the passage of

Eng. House Bill No. 2777—A Bill to amend the Code of West Virginia, 1931, as amended, by repealing §30-27-11a and §30-27-12; to amend and reenact §30-27-1, §30-27-3, §30-27-4, §30-27-5, §30-27-6, §30-27-8, §30-27-8a, §30-27-10, §30-27-11,

§30-27-13 and §30-27-16 of the code; and to amend said code by adding thereto two new sections, designated §30-27-8b and §30-27-8c, all relating to licensing of aestheticians, barbers, cosmetologists, hairstylists and nail technicians; revising the membership requirements of the Board of Barbers and Cosmetologists; exempting shampoo assistants and hair braiding from licensure by the Board of Barbers and Cosmetologists; creating certifications; modifying barber apprentice program; limiting continuing education requirements for barbers and cosmetologists; and modifying the requirements to be an instructor in a school.

Referred to the Committee on Government Organization.

A message from The Clerk of the House of Delegates announced the adoption by that body and requested the concurrence of the Senate in the adoption of

House Concurrent Resolution No. 74—Extending the Committee of Conference relating to consideration of Com. Sub. for H. B. 2002, Predicating actions for damages upon principles of comparative fault.

Resolved by the Legislature of West Virginia:

That pursuant to Rule No. 3 of the Joint Rules of the Senate and House of Delegates, the Committee of Conference is hereby extended for a period of three days for the express purpose of consideration of matters of disagreement between the two houses as to Com. Sub. for H. B. 2002.

At the request of Senator Carmichael, and by unanimous consent, the message was taken up for immediate consideration and reference of the resolution to a committee dispensed with.

The question being on the adoption of the resolution, the same was put and prevailed.

Ordered, That The Clerk communicate to the House of Delegates the action of the Senate.

Executive Communications

The Clerk then presented a communication from His Excellency, the Governor, advising that on February 18, 2015, he had approved **Enr. House Bill No. 2138, Enr. Committee Substitute for House Bill No. 2217** and **Enr. Committee Substitute for House Bill No. 2227**.

The Senate proceeded to the fourth order of business.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 18th day of February, 2015, presented to His Excellency, the Governor, for his action, the following bill, signed by the President of the Senate and the Speaker of the House of Delegates:

(H. B. No. 2201), Requiring the Public Service Commission to adopt certain net metering and interconnection rules and standards.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
John B. McCuskey,
Chair, House Committee.

Senator Maynard, from the Joint Committee on Enrolled Bills, submitted the following report, which was received:

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 19th day of February, 2015, presented to His Excellency, the Governor, for his action, the following bills,

signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for S. B. No. 7), Requiring CPR and care for conscious choking instruction in public schools.

(Com. Sub. for S. B. No. 237), Creating Captive Cervid Farming Act.

And,

(Com. Sub. for S. B. No. 335), Creating Access to Opioid Antagonists Act.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
John B. McCuskey,
Chair, House Committee.

Senator M. Hall, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Senate Bill No. 89, Providing Prosecuting Attorneys Institute's council establish Executive Director's salary.

And,

Senate Bill No. 445, Relating to investment of RJCFA excess funds.

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

Respectfully submitted,

Mike Hall,
Chair.

Senator Karnes, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

Senate Bill No. 167, Authorizing DEP promulgate legislative rule relating to requirements governing water quality standards.

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,

Robert Karnes,
Chair.

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

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

Your Committee on Government Organization has had under consideration

Senate Bill No. 234, Exempting water and sewer utilities owned by political subdivisions from PSC jurisdiction.

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

Com. Sub. for Senate Bill No. 234 (originating in the Committee on Government Organization)—A Bill to repeal §8-16-19 of the Code of West Virginia, 1931, as amended; to amend and reenact §8-12-17 of said code; to amend and reenact §8-19-4 of said code; to amend and reenact §16-13A-1a, §16-13A-9 and §16-13A-25 of said code; to amend and reenact §24-1-1 and §24-1-1b of said code; to amend and reenact §24-2-1, §24-2-2, §24-2-3, §24-2-4a, §24-2-4b, §24-2-7 and §24-2-11 of said code; and to amend and reenact §24-3-5 of said code, all relating to removing from the jurisdiction of the Public Service Commission certain water and sewer utilities owned or operated by political subdivisions of the state; providing that bondholders may petition the court for redress in the event of significant insufficiencies; expanding jurisdiction of Public Service Commission to provide assistance to Public Service Districts regarding proposed rate changes; expanding powers of certain Public Service Boards; limiting use of certain information collected by Public Service Commission; providing mechanism for Public Service Commission to address deficiencies in the measurements, practices acts or services provided by certain public utility that is a political subdivision of the state; and providing mechanisms for various functions of political subdivisions related to water and sewer services.

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

Respectfully submitted,

Craig Blair,
Chair.

The bill (Com. Sub. for S. B. No. 234), under the original double committee reference, was then referred to the Committee on Finance.

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

Your Committee on the Judiciary has had under consideration

Senate Bill No. 283, Relating to branch banking.

And,

Senate Bill No. 292, Relating to licenses for business of currency exchange, transportation or transmission.

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

Respectfully submitted,

Charles S. Trump IV,
Chair.

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

Your Committee on the Judiciary has had under consideration

Senate Bill No. 285, Relating to primary and subordinate mortgage loans.

With amendments from the Committee on Banking and Insurance pending;

And has also amended same.

And reports the same back with the recommendation that it do pass as amended by the Committee on Banking and Insurance to which the bill was first referred; and as last amended by the Committee on the Judiciary.

Respectfully submitted,

Charles S. Trump IV,
Chair.

Senator Gaunch, from the Committee on Pensions, submitted the following report, which was received:

Your Committee on Pensions has had under consideration

Senate Bill No. 300, Relating to military service credit for PERS members.

Senate Bill No. 305, Relating to state retirement system participation and concurrent employment provisions.

Senate Bill No. 420, Relating to retirement benefits for certain employees in kindergarten programs.

Senate Bill No. 481, Relating to municipal policemen's and firemen's pension and relief funds' investment.

And,

Senate Bill No. 514, Relating to investments of local policemen's and firemen's pension and relief funds.

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 Finance.

Respectfully submitted,

C. Edward Gaunch,
Chair.

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

Senator Gaunch, from the Committee on Interstate Cooperation, submitted the following report, which was received:

Your Committee on Interstate Cooperation has had under consideration

Senate Bill No. 330, Adopting Interstate Medical Licensure Compact.

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

Com. Sub. for Senate Bill No. 330 (originating in the Committee on Interstate Cooperation)—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §30-3F-1, §30-1C-2, §30-1C-3, §30-1C-4, §30-1C-5, §30-1C-6, §30-1C-7, §30-1C-8, §30-1C-9, §30-1C-10, §30-1C-11, §30-1C-12, §30-1C-13, §30-1C-14, §30-1C-15, §30-1C-16, §30-1C-17, §30-1C-18, §30-1C-19, §30-1C-20, §30-1C-21, §30-1C-22, §30-1C-23 and §30-1C-24, all relating to adopting the Interstate Medical Licensure Compact; strengthening access to health care; developing comprehensive process that complements current statutes regarding medical practices; providing streamlined process that allows physicians to become licensed in multiple states, thereby enhancing portability of a medical license and ensuring safety of patients; creating another pathway for licensure; adopting prevailing standard for licensure and affirming that practice of medicine occurs where the patient is located at the time of physician-patient encounter; and requiring physician to be under jurisdiction of state medical board where the patient is located.

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

Respectfully submitted,

C. Edward Gaunch,
Chair.

The bill (Com. Sub. for S. B. No. 330), under the original double committee reference, was then referred to the Committee on Health and Human Resources.

Senator Gaunch, from the Committee on Pensions, submitted the following report, which was received:

Your Committee on Pensions has had under consideration

Senate Bill No. 342, Clarifying scope, application and methods for corrections by CPRB.

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

Com. Sub. for Senate Bill No. 342 (originating in the Committee on Pensions)—A Bill to amend and reenact §5-10-44 of the Code of West Virginia, 1931, as amended; to amend and reenact §7-14D-7a of said code; to amend and reenact §8-22A-8 of said code; to amend said code by adding thereto a new section, designated §8-22A-8a; to amend said code by adding thereto a new section, designated §15-2-54; to amend said code by adding thereto a new section, designated §15-2A-23; to amend and reenact §16-5V-8a of said code; to amend and reenact §18-7A-14c of said code; to amend and reenact §18-7B-21 of said code; and to amend said code by adding thereto a new section, designated §51-9-18, all relating to correction of errors under the West Virginia Public Employees Retirement System, West Virginia Deputy Sheriff Retirement System, West Virginia Municipal Police Officers and Firefighters Retirement System, West Virginia Emergency Medical Services Retirement System, the State Teachers Retirement System, Teachers' Defined Contribution Retirement System, the West Virginia State Police Death, Disability and Retirement System, West Virginia State Police Retirement System and the Judges' Retirement System; and clarifying scope, application and requirements for error correction by Consolidated Public Retirement Board.

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

Respectfully submitted,

C. Edward Gaunch,
Chair.

The bill (Com. Sub. for S. B. No. 342), under the original double committee reference, was then referred to the Committee on Finance.

Senator Karnes, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

Senate Bill No. 352, Exempting certain solid waste common carriers from obtaining certificate of convenience and necessity.

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

Com. Sub. for Senate Bill No. 352 (originating in the Committee on Natural Resources)—A Bill to amend and reenact §19-4-1, §19-4-2, §19-4-3, §19-4-4, §19-4-5, §19-4-13, §19-4-16 and §19-4-22 of the Code of West Virginia, 1931, as amended; and to amend and reenact §24A-1-3 of said code, all relating to cooperative associations; clarifying definitions; expanding scope of cooperative associations to goods and services, including recycling; limiting scope of recycling cooperatives; expanding membership of cooperative associations; and revising exemptions for motor carriers to allow nonprofit recycling cooperatives.

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

Respectfully submitted,

Robert Karnes,
Chair.

The bill (Com. Sub. for S. B. No. 352), under the original double committee reference, was then referred to the Committee on the Judiciary.

Senator M. Hall, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Senate Bill No. 370, Reorganizing Governor's Committee on Crime, Delinquency and Correction and its subcommittees.

With an amendment from the Committee on the Judiciary pending;

And reports the same back with the recommendation that it do pass as amended by the Committee on the Judiciary to which the bill was first referred.

Respectfully submitted,

Mike Hall,
Chair.

Senator Gaunch, from the Committee on Pensions, submitted the following report, which was received:

Your Committee on Pensions has had under consideration

Senate Bill No. 483, Clarifying continuing election of municipal policemen's and firemen's pension and relief funds' trustees.

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

Respectfully submitted,

C. Edward Gaunch,
Chair.

At the request of Senator Gaunch, unanimous consent being granted, the bill (S. B. No. 483) contained in the preceding report from the Committee on Pensions was taken up for immediate consideration, read a first time and ordered to second reading.

Senator Karnes, from the Committee on Natural Resources, submitted the following report, which was received:

Your Committee on Natural Resources has had under consideration

Senate Bill No. 508, Reorganizing Hatfield-McCoy Regional Recreation Authority.

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,

Robert Karnes,
Chair.

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

Senator Gaunch, from the Committee on Interstate Cooperation, submitted the following report, which was received:

Your Committee on Interstate Cooperation has had under consideration

Senate Concurrent Resolution No. 21, Urging Congress call convention for proposal of constitutional amendments imposing fiscal restraints, limiting jurisdiction and setting term limits.

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

Respectfully submitted,

C. Edward Gaunch,
Chair.

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

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 Gaunch and Plymale:

Senate Bill No. 515—A Bill to amend and reenact §8-22-18a and §8-22-18b of the Code of West Virginia, 1931, as amended, all relating to Municipal Pensions Oversight Board; and retention and investment of funds.

Referred to the Committee on Finance.

By Senators Leonhardt, Karnes and Blair:

Senate Bill No. 516—A Bill to repeal §30-7-15a, §30-7-15b and §30-7-15c of the Code of West Virginia, 1931, as amended; to repeal §30-15-1, §30-15-2, §30-15-3, §30-15-4, §30-15-5, §30-15-6, §30-15-7, §30-15-7a, §30-15-7b and §30-15-7c of said code; to amend and reenact §16-5-19 of said code; to amend and reenact §30-7-1 of said code; and to amend said code by adding thereto a new article, designated §30-7F-1, §30-7F-2, §30-7F-3, §30-7F-4, §30-7F-5, §30-7F-6, §30-7F-7, §30-7F-8, §30-7F-9, §30-7F-10, §30-7F-11, §30-7F-12, §30-7F-13, §30-7F-14, §30-7F-15, §30-7F-16, §30-7F-17, §30-7F-18, §30-7F-19, §30-7F-20, §30-7F-21, §30-7F-22, §30-7F-23, §30-7F-24, §30-7F-25, §30-7F-26, §30-7F-27 and §30-7F-28, all relating to the practice of advance practice registered nurses; allowing advance practice registered nurses to sign death certificates; setting up West Virginia Board of Examiners for Advance Practice Registered Nurses; establishing board membership; setting forth terms of office; setting forth requirements for board membership; setting forth meeting requirements; setting forth powers and duties of board; granting rule-making authority to board; setting forth matters that should be included in legislative rules; creating special revenue account for fees and fines; setting forth licensing requirements; providing for licensing of individuals from outside United States; providing for circumstances that are exceptions to licensing; setting forth license renewal process; providing for special volunteer license; setting out elements which must be included on license or certificate; providing limitations on use of certain terms and titles relative to advance practice registered nurses; setting forth procedure for disciplinary action, including complaints and investigations; providing due process; setting out what matters require disciplinary action by board; setting forth what actions are acceptable disciplinary action; providing for reinstatement of licensee following disciplinary action; providing for enjoinder for violations of article; granting an appeal right; setting forth hearing procedures; allowing for judicial review; providing for action which may be taken in criminal matters; creating misdemeanor for fraudulent activities associated with the practice of an advance practice registered nurse; providing for criminal penalties; allowing injunctive relief for improperly

engaging in the practice of an advance practice registered nurse; allowing for a voluntary agreement for treatment of alcohol or chemical dependency; providing for single act evidence of practice; setting forth requirements for administration of anesthetics; allowing for prescriptive authority for advance practice registered nurses; providing for collaborative agreement with a physician to allow prescriptive authority; setting forth specified drugs and dosage level of certain drugs; setting forth procedure for granting prescriptive authority; setting forth requirements for prescriptive authority; setting out form of prescriptions; providing for termination of prescriptive authority; allowing for prescriptive authority without a collaborative agreement in specified instances; requiring an annual report; and setting forth exceptions to applicability of article.

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

By Senator D. Hall:

Senate Bill No. 517—A Bill to amend and reenact §11-13A-3d of the Code of West Virginia, 1931, as amended, relating to exempting privilege of producing coalbed methane gas from severance tax; and providing effective date.

Referred to the Committee on Finance.

By Senators Blair, Carmichael, Snyder, Trump and Unger:

Senate Bill No. 518—A Bill to amend and reenact §7-12-7 and §7-12-12 of the Code of West Virginia, 1931, as amended, all relating generally to granting the power to county and municipal economic development authorities to invest funds received from the sale, lease or other disposition of real or personal property owned by such authority in a manner determined by the authority's board of directors to be in the best interest of the authority.

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

By Senators Laird, Carmichael, Gaunch, Mullins, Palumbo, Prezioso, Stollings, Walters, Williams, Nohe, Snyder and Plymale:

Senate Bill No. 519—A Bill to amend and reenact §11-3-9 of the Code of West Virginia, 1931, as amended, relating to exempting from property tax certain properties in this state owned by nonprofit youth organizations and built at cost of at least \$100 million; setting forth restrictions affecting the property; setting forth permitted activities; requiring property owner to pay four percent of net revenues; establishing how that four percent is to be allocated; requiring reports; and defining terms.

Referred to the Committee on Finance.

By Senators Walters, Blair, Miller, Snyder and Woelfel:

Senate Bill No. 520—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5B-2I-1, §5B-2I-2, §5B-2I-3, §5B-2I-4, §5B-2I-5, §5B-2I-6 and §5B-2I-7, all relating to authorizing local units of government to adopt local energy efficiency partnership programs and to create districts to promote the use of energy efficiency improvements by owners of certain real property; providing for financing of programs through voluntary property assessments, commercial lending and other means; authorizing local unit of government to issue bonds, notes and other evidences of indebtedness and to pay the cost of energy efficiency improvements from the proceeds thereof; providing for the repayment of bonds, notes and other evidences of indebtedness; authorizing certain fees; prescribing powers and duties of certain governmental officers and entities; and providing remedies.

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

By Senator Kessler:

Senate Bill No. 521—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §33-14-2a, relating to requiring certain disclosures with respect to group life insurance policies.

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

By Senators Laird, Miller and Kessler:

Senate Bill No. 522—A Bill to amend and reenact §60-3A-17 of the Code of West Virginia, 1931, as amended, relating generally to wholesale sales of liquor; and directing commissioner to increase wholesale prices of liquor purchased from state to generate funds to promote travel and tourism in West Virginia.

Referred to the Committee on Finance.

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

Senate Bill No. 523—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §16-47-1, §16-47-2, §16-47-3, §16-47-4, §16-47-5 and §16-47-6, all relating to obtaining emergency medical assistance for persons who may be experiencing alcohol or drug overdose; establishing short title; stating legislative findings; defining terms; providing immunity from prosecution in limited circumstances for persons who call for emergency medical assistance for person who reasonably appears to be experiencing drug or alcohol overdose; specifying actions that must be taken to be eligible for immunity from prosecution for certain misdemeanor offenses; providing seeking emergency medical assistance may be raised as mitigating factor at sentencing in certain criminal proceedings; clarifying limited immunity does not preclude civil claims based on violation of misdemeanor criminal statutes at issue; providing option of limited immunity from prosecution; and providing deferred prosecution, pretrial diversion, adjudication in drug court and other clemency options for prosecution to consider for persons who experienced drug or alcohol overdose for whom emergency medical assistance was sought; allowing persons to plead guilty to certain exempted criminal offenses if desired; and providing limited civil immunity to law-enforcement officers except in cases of willful, wanton and reckless misconduct in arresting or issuing citations.

Referred to the Committee on the Judiciary.

By Senators Prezioso, Sypolt and Blair:

Senate Bill No. 524—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18B-14-2, relating to transfer of course credit among higher education institutions; and requiring all state higher education institutions award credit to transfer students for similar courses completed at different institution.

Referred to the Committee on Education.

By Senator M. Hall:

Senate Bill No. 525—A Bill to amend and reenact §11-15-9 of the Code of West Virginia, 1931, as amended, relating to exempting services of enrolled agents, enrolled retirement plan agents or registered tax return preparers from consumers sales and service tax and use tax.

Referred to the Committee on Finance.

By Senators Kessler, Miller, Laird and Yost:

Senate Bill No. 526—A Bill to amend and reenact §61-11-26 of the Code of West Virginia, 1931, as amended, relating to expungement of certain criminal convictions generally; permitting expungement of certain felony convictions; establishing amount of time after felony conviction before expungement may be sought; creating exceptions; clarifying retirement or employment benefits lost due to conviction are not reinstated due to expungement; declaring expungement does not preclude person who has received expungement from being subject to sentencing enhancements for second and subsequent violations; declaring information in State Police database sufficient to prove existence of prior convictions; establishing fee to offset State Police costs associated with administering this section and the Criminal Identification Bureau; establishing special revenue account in State Treasury for funds received; and prohibiting expiration of funds.

Referred to the Committee on the Judiciary.

Senator Cole (Mr. President) offered the following resolution:

Senate Concurrent Resolution No. 31—Authorizing the Joint Select Committee on Tax Reform, created under the authority of Joint Rule 12, to meet to study tax reform in West Virginia.

Resolved by the Legislature of West Virginia:

That the Legislature hereby authorizes the Joint Select Committee on Tax Reform to study the West Virginia tax system for the purpose of preparing a report with recommendations for comprehensive tax reform; and, be it

Further Resolved, That the Joint Select Committee on Tax Reform may meet after the adjournment *sine die* of the Regular Session of the 2015 Legislature, under the supervision of the Joint Committee on Government and Finance, and all members of the committee are entitled to compensation and reimbursement for expenses as authorized for members of the Legislature in accordance with the performance of their interim duties; and, be it

Further Resolved, That, at the conclusion of its study, the Joint Select Committee on Tax Reform report to the Joint Committee on Government and Finance its findings, conclusions and recommendations, together with drafts of any legislation necessary to effectuate its recommendations; and, be it

Further Resolved, That the expenses necessary to conduct this study, to prepare a report and to draft necessary legislation be paid from legislative appropriations to the Joint Committee on Government and Finance.

Which, under the rules, lies over one day.

Senators Kirkendoll, Stollings, Williams, Unger, Kessler and Yost offered the following resolution:

Senate Resolution No. 38—Recognizing the West Virginia Auxiliary of Wives Behind the Badge for its dedication to providing support and resources to the law-enforcement community.

Whereas, Established in 2006, Wives Behind the Badge is a nonprofit organization dedicated to helping police families across the country; and

Whereas, Wives Behind the Badge is growing in numbers and support and includes the programs Families Behind the Badge, Blue Line Kids and H.A.L.O.S.; and

Whereas, Wives Behind the Badge provides support for two scholarship funds, the Law Enforcement Children’s Scholarship and the Law Enforcement Spouse’s Scholarship; and

Whereas, The West Virginia Auxiliary of Wives Behind the Badge is proud to be a strong supporter of local law-enforcement agencies throughout West Virginia; and

Whereas, The West Virginia Auxiliary of Wives Behind the Badge has organized the “Paint the Town Blue” campaign, which designates February 19, 2015, as a day to honor fallen law enforcement and their families; and

Whereas, Law-enforcement officers give generously of themselves both in spirit and deed so others might share in the joy of living in a free and democratic society, so it is fitting and proper that they be commended, encouraged and honored for their contributions; and

Whereas, The Senate extends its sincere gratitude to the West Virginia Auxiliary of Wives Behind the Badge for their support of law-enforcement officers who have distinguished themselves with unselfish and exemplary service to the community and its citizens; therefore, be it

Resolved by the Senate:

That the Senate hereby recognizes the West Virginia Auxiliary of Wives Behind the Badge for its dedication to providing support and resources to the law-enforcement community; and, be it

Further Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the West Virginia Auxiliary of Wives Behind the Badge.

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

On motion of Senator D. Hall, the Senate reconsidered the vote by which on yesterday, Wednesday, February 18, 2015, it rejected

Eng. Com. Sub. for Senate Bill No. 421, Relating to punitive damages in civil actions.

The vote thereon having been reconsidered,

The question being on the passage of the bill,

At the request of Senator Palumbo, unanimous consent was granted to offer amendments to the bill on third reading.

Thereupon, on motions of Senators Trump and Palumbo, the following amendments to the bill were reported by the Clerk, considered simultaneously, and adopted:

On page three, section twenty-seven, line twenty-eight, by striking out the word “three” and inserting in lieu thereof the word “four”;

And,

On page four, section twenty-seven, after line thirty, by striking out the remainder of the bill.

The bill, as just amended, was again ordered to engrossment.

Engrossed Committee Substitute for Senate Bill No. 421 was then read a third time and put upon its passage.

On the passage of the bill, the yeas were: Beach, Blair, Boley, Boso, Carmichael, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kirkendoll, Leonhardt, Maynard, Mullins, Nohe, Palumbo, Plymale, Prezioso, Stollings, Sypolt, Takubo, Trump, Walters, Williams, Woelfel and Cole (Mr. President)—26.

The nays were: Facemire, Kessler, Laird, Miller, Romano, Snyder, Unger and Yost—8.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. No. 421) passed.

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

Eng. Com. Sub. for Senate Bill No. 421—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §55-7-27, relating generally to treatment of punitive damages in civil actions; providing for limitations on punitive damages in civil actions; providing for when punitive damages may be awarded in civil actions; and providing for a bifurcated trial, upon request, for civil actions involving punitive damages.

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

The Senate proceeded to the eighth order of business.

Eng. Com. Sub. for Senate Bill No. 42, Relating to sale of alcoholic beverages on Sundays prior to 1 p.m.

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, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. No. 42) passed with its title.

Senator Carmichael moved that the bill take effect from passage.

On this question, the yeas were: Beach, Blair, Boley, Boso, Carmichael, Facemire, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)—34.

The nays were: None.

Absent: None.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. No. 42) takes effect from passage.

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

Eng. Senate Bill No. 294, Eliminating certain unnecessary, inactive or redundant councils, committees and boards.

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, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)–34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. No. 294) passed with its title.

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

Eng. Senate Bill No. 412, Relating to Real Estate Commission complaint filings.

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, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Sypolt, Takubo, Trump, Unger, Walters, Williams, Woelfel, Yost and Cole (Mr. President)–34.

The nays were: None.

Absent: None.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. S. B. No. 412) passed with its title.

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

The Senate proceeded to the ninth order of business.

Com. Sub. for Senate Bill No. 316, Exempting new veteran-owned business from certain fees paid to Secretary of State.

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

Com. Sub. for Senate Bill No. 344, Relating to limitations on back and front pay and punitive damages.

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

Com. Sub. for Senate Bill No. 384, Permitting wine sales by specialty shop located in dry county, magisterial district or municipality.

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

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

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

ARTICLE 8. SALE OF WINES.

§60-8-3. Licenses; fees; general restrictions.

(a) No person may engage in business in the capacity of a winery, farm winery, supplier, distributor, retailer, private wine bed and breakfast, private wine restaurant, private wine spa or wine specialty shop without first obtaining a license from the commissioner, nor shall a person continue to engage in any activity after his or her license has expired, been suspended or revoked. No person may be licensed simultaneously as a distributor and a retailer. No person, except for a winery or farm winery, may be licensed simultaneously as a supplier and a retailer. No person may be licensed simultaneously as a supplier and a private wine bed and breakfast, private wine restaurant or a private wine spa. No person may be licensed simultaneously as a distributor and a private wine bed and breakfast, a private wine restaurant or a private wine spa. No person may be licensed simultaneously as a retailer and a private wine bed and breakfast, a private wine restaurant or a private wine spa.

(b) The commissioner shall collect an annual fee for licenses issued under this article as follows:

(1) One hundred fifty dollars per year for a supplier's license;

(2) Two thousand five hundred dollars per year for a distributor's license and each separate warehouse or other facility from which a distributor sells, transfers or delivers wine shall be separately licensed and there shall be collected with respect to each location the annual license fee of \$2,500 as herein provided;

(3) One hundred fifty dollars per year for a retailer's license;

(4) Two hundred fifty dollars per year for a wine specialty shop license, in addition to any other licensing fees paid by a winery or retailer holding a license, except for the amount of the license fee and the restriction to sales of winery or farm winery wines, a winery or farm winery acting as a wine specialty shop retailer is subject to all other provisions of this article which are applicable to a wine specialty shop retailer as defined in section two of this article; ;

Provided, That notwithstanding any provision of this code to the contrary, the commissioner may issue a license to a wine specialty shop consistent with the provisions of section two, article eight, chapter six of this code that is located on the premises of an existing resort area in a county that has elected not to permit the sale of wine or alcohol beverages. "Resort area" shall mean an area encompassing one or more resort hotels, and attachments of the resort hotels, and the traditional, immediate grounds of such resort hotels.

(5) One hundred fifty dollars per year for a wine tasting license;

(6) One hundred fifty dollars per year for a private wine bed and breakfast license and each separate bed and breakfast from which a licensee sells wine shall be separately licensed and there shall be collected with respect to each location the annual license fee of \$150 as herein provided;

(7) Two hundred fifty dollars per year for a private wine restaurant license and each separate restaurant from which a licensee sells wine shall be separately licensed and there shall be collected with respect to each location the annual license fee of \$250 as herein provided;

(8) One hundred fifty dollars per year for a private wine spa license and each separate private wine spa from which a licensee sells wine shall be separately licensed and there shall be collected with respect to each location the annual license fee of \$150 as herein provided;

(9) One hundred fifty dollars per year for a wine sampling license issued for a wine specialty shop under subsection (n) of this section;

(10) No fee shall be charged for a special one-day license under subsection (p) of this section or for a heritage fair and festival license under subsection (q) of this section; and

(11) One hundred fifty dollars per year for a direct shipper's license for a licensee who sells and ships only wine and \$250 per year for a direct shipper's license who ships and sells wine, nonfortified dessert wine, port, sherry or Madeira wines;

(12) Three hundred dollars per year for a multicapacity winery or farm winery license which shall enable the holder to operate as a retailer, wine specialty shop, supplier and direct shipper without obtaining an individual license for each capacity.

(c) The license period shall begin on July 1 of each year and end on June 30 of the following year and if granted for a lesser period, the same shall be computed semiannually in proportion to the remainder of the fiscal year.

(d) No retailer may be licensed as a private club as provided by article seven of this chapter, except as provided by subsection (k) of this section.

(e) No retailer may be licensed as a Class A retail dealer in nonintoxicating beer as provided by article sixteen, chapter eleven of this code: *Provided*, That a delicatessen, a caterer or party supply store which is a grocery store as defined in section two of this article and which is licensed as a Class A retail dealer in nonintoxicating beer may be a retailer under this article: *Provided, however*, That any delicatessen, caterer or party supply store licensed in both capacities must maintain average monthly sales exclusive of sales of wine and nonintoxicating beer which exceed the average monthly sales of nonintoxicating beer.

(f) A wine specialty shop under this article may also hold a wine tasting license authorizing the retailer to serve complimentary samples of wine in moderate quantities for tasting. ~~Such~~ The wine specialty shop shall organize a wine taster's club, which has at least fifty duly elected or approved dues-paying members in good standing. ~~Such~~ The club shall meet on the wine specialty shop's premises not more than one time per week and shall either meet at

a time when the premises are closed to the general public or shall meet in a separate segregated facility on the premises to which the general public is not admitted. Attendance at tastings shall be limited to duly elected or approved dues-paying members and their guests.

(g) A retailer who has more than one place of retail business shall obtain a license for each separate retail establishment. A retailer's license may be issued only to the proprietor or owner of a bona fide grocery store or wine specialty shop.

(h) The commissioner may issue a special license for the retail sale of wine at any festival or fair which is endorsed or sponsored by the governing body of a municipality or a county commission. ~~Such~~ The special license ~~shall~~ may be issued for a ~~term of~~ no longer than ten consecutive days and the fee therefor ~~shall be~~ is \$250 regardless of the term of the license unless the applicant is the manufacturer of ~~said~~ the wine on a winery or a farm winery as defined in section five-a, article one of this chapter, in which event the fee ~~shall be~~ is \$50 if the event is held on the premises of the winery or farm winery. The application for the license shall contain information as the commissioner may reasonably require and shall be submitted to the commissioner at least thirty days prior to the first day when wine is to be sold at the festival or fair. A winery or a farm winery licensed under this subsection may exhibit, conduct tastings or sell samples, not to exceed a reasonable serving of three ounces, and may sell wine samples for consumption on the premises during the operation of a festival or fair: *Provided*, That for licensed wineries or farm wineries at a licensed festival or fair the tastings, samples and off-premises sales shall occur under the hours of operation as required in this article, except that on Sunday tastings, samples and off-premises sales are unlawful between the hours of 2:00 a. m. and 10:00 a. m. A special license issued other than to a winery or a farm winery may be issued to a "wine club" as defined herein below. The festival or fair committee or the governing body shall designate a person to organize a club under a name which includes the name of the festival or fair and the words "wine club". The license shall be issued in the name of the wine club. A licensee may not commence

the sale of wine as provided in this subsection until the wine club has at least fifty dues-paying members who have been enrolled and to whom membership cards have been issued. Thereafter, new members may be enrolled and issued membership cards at any time during the period for which the license is issued. A wine club licensed under the provisions of this subsection may sell wine only to its members, and in portions not to exceed eight ounces per serving. The sales shall take place on premises or in an area cordoned or segregated so as to be closed to the general public, and the general public shall not be admitted to the premises or area. A wine club licensee under the provisions of this subsection ~~shall be~~ is authorized to serve complimentary samples of wine in moderate quantities for tasting.

A license issued under the provisions of this subsection and the licensee holding the license ~~shall be~~ is subject to all other provisions of this article and the rules and orders of the commissioner relating to the special license: *Provided*, That the commissioner may by rule ~~regulation~~ or order provide for certain waivers or exceptions with respect to the provisions, rules ~~regulations~~ or orders as the circumstances of each festival or fair may require, including, without limitation, the right to revoke or suspend any license issued pursuant to this section prior to any notice or hearing notwithstanding the provisions of sections twenty-seven and twenty-eight of this article: *Provided, however*, That under no circumstances ~~shall~~ may the provisions of subsection (c) or (d), section twenty of this article be waived ~~nor shall~~ or any exception ~~be~~ granted with respect thereto.

A license issued under the provisions of this subsection and the licensee holding the license is not subject to the provisions of subsection (g) of this section.

(i) (A) The commissioner may issue a special license for the retail sale of wine in a professional baseball stadium. A license to sell wine granted pursuant to this subsection entitles the licensee to sell and serve wine, for consumption in a professional baseball

stadium. For the purpose of this subsection, “professional baseball stadium” means a facility constructed primarily for the use of a major or minor league baseball franchisee affiliated with the National Association of Professional Baseball Leagues, Inc., or its successor, and used as a major or minor league baseball park. Any special license issued pursuant to this subsection shall be for a term beginning on the date of issuance and ending on the next following June 30 and its fee is \$250 regardless of the length of the term of the license. The application for the special license shall contain information as the commissioner may reasonably require and must be submitted to the commissioner at least thirty days prior to the first day when wine is to be sold at the professional baseball stadium. The special license may be issued in the name of the baseball franchisee or the name of the primary food and beverage vendor under contract with the baseball franchisee. These sales must take place within the confines of the professional baseball stadium, provided that the exterior of the area where wine sales may occur are surrounded by a fence or other barrier prohibiting entry except upon the franchisee’s express permission, and under the conditions and restrictions established by the franchisee so that the wine sales area is closed to free and unrestricted entry by the general public.

(B) A license issued under this subsection and the licensee holding the license is subject to all other provisions of this article and the rules and orders of the commissioner relating to the special license: *Provided*, That the commissioner may by rule or order grant certain waivers or exceptions to those rules or orders as the circumstances of each professional baseball stadium may require, including, without limitation, the right to revoke or suspend any license issued pursuant to this section prior to any notice or hearing notwithstanding sections twenty-seven and twenty-eight of this article: *Provided, however*, That under no circumstances may subsection (c) or (d), section twenty of this article be waived ~~nor shall any or an~~ exception be granted concerning those subsections.

(C) The commissioner has the authority to propose rules for legislative approval in accordance with article three, chapter twenty-nine-a of this code to implement this subsection.

(j) A license to sell wine granted to a private wine bed and breakfast, private wine restaurant, private wine spa or a private club under the provisions of this article entitles the operator to sell and serve wine, for consumption on the premises of the licensee, when the sale accompanies the serving of food or a meal to its members and their guests in accordance with the provisions of this article: *Provided*, That a licensed private wine bed and breakfast, private wine restaurant, private wine spa or a private club may permit a person over twenty-one years of age to purchase wine, consume wine and recork or reseal, using a tamper resistant cork or seal, up to two separate bottles of unconsumed wine in conjunction with serving of food or a meal to its members and their guests in accordance with the provisions of this article and in accordance with ~~regulations~~ rules promulgated by the commissioner for the purpose of consumption of ~~said~~ the wine off premises: *Provided, however*, That for this article, food or a meal provided by the private licensee means that the total food purchase, excluding beverage purchases, taxes, gratuity or other fees is at least \$15: *Provided further*, That a licensed private wine restaurant or a private club may offer for sale for consumption off the premises sealed bottles of wine to its customers provided that no more than one bottle is sold per each person over twenty-one years of age, as verified by the private wine restaurant or private club, for consumption off the premises. ~~Such~~ The licensees are authorized to keep and maintain on their premises a supply of wine in quantities as may be appropriate for the conduct of operations thereof. Any sale of wine so made ~~shall be~~ is subject to all restrictions set forth in section twenty of this article. A private wine restaurant may also be licensed as a Class A retail dealer in nonintoxicating beer as provided by article sixteen, chapter eleven of this code.

(k) With respect to subsections (h), (i), (j), (o) and (p) of this section, the commissioner shall ~~promulgate~~ propose legislative rules in accordance with the provisions of chapter twenty-nine-a of this code with regard to the form of the applications, the suitability of both the applicant and location of the licensed premises and other legislative rules deemed necessary to carry the provisions of the subsections into effect.

(l) The commissioner shall ~~promulgate~~ propose legislative rules in accordance with the provisions of chapter twenty-nine-a of this code to allow restaurants to serve wine with meals and to sell wine by the bottle for off-premises consumption as provided in subsection (j) of this section. Each restaurant so licensed shall be charged an additional \$100 per year fee.

(m) The commissioner shall establish guidelines to permit wines to be sold in all stores licensed for retail sales.

(n) Wineries and farm wineries may advertise off premises as provided in section seven, article twenty-two, chapter seventeen of this code.

(o) A wine specialty shop under this article may also hold a wine sampling license authorizing the wine specialty shop to conduct special wine sampling events at a licensed wine specialty shop location during regular hours of business. The wine specialty shop may serve up to three complimentary samples of wine, consisting of no more than one ounce each, to any one consumer in one day. Persons serving the complimentary samples must be twenty-one years of age and an authorized representative of the licensed wine specialty shop, winery, farm winery or a representative of a distributor or registered supplier. Distributor and supplier representatives attending wine sampling events must be registered with the commissioner. No licensee, employee or representative may furnish, give or serve complimentary samples of wine to any person less than twenty-one years of age or to a person who is physically incapacitated due to the consumption of alcoholic liquor

or the use of drugs. The wine specialty shop shall notify and secure permission from the commissioner for all wine sampling events one month prior to the event. Wine sampling events may not exceed six hours per calendar day. Licensees must purchase all wines used during these events from a licensed farm winery or a licensed distributor.

(p) The commissioner may issue special one-day licenses to duly organized, nonprofit corporations and associations having received federal tax exempt status allowing the sale and serving of wine when raising money for artistic, athletic, charitable, educational or religious purposes. The nonrefundable fee is \$25 for the one-day license. The license application shall contain information as the commissioner may reasonably require and shall be submitted to the commissioner at least ~~thirty~~ fifteen days prior to the event. Wines used during these events may be donated by or purchased from a licensed retailer, a distributor or a farm winery. Under no circumstances may the provision of subsection (c), section twenty of this article be waived ~~nor~~ or may ~~any~~ an exception be granted with respect thereto.

(q) The commissioner may issue special licenses to heritage fairs and festivals allowing the sale, serving and sampling of wine from a licensed farm winery. The license application shall contain information required by the commissioner and shall be submitted to the commissioner at least thirty days prior to the event. Wines used during these events may be donated by or purchased from a licensed farm winery. Under no circumstances may the provision of subsection (c), section twenty of this article be waived nor may any exception be granted with respect thereto. The commissioner shall propose rules for legislative approval in accordance with article three, chapter twenty-nine-a of this code to implement the provisions of this subsection.

(r) (1) The commissioner may issue a special license for the retail sale of wine in a college stadium. A license to sell wine granted pursuant to this subsection entitles the licensee to sell and serve wine

for consumption in a college stadium. For the purpose of this subsection, “college stadium” means a facility constructed primarily for the use of a Division I college that is a member of the National Collegiate Athletic Association, or its successor, and used as a football, basketball, baseball, soccer or other Division I sports stadium. A special license issued pursuant to this subsection shall be for a term beginning on the date of its issuance and ending on the next following June 30 and its fee is \$250 regardless of the length of the term of the license. The application for the special license shall contain information as the commissioner may reasonably require and must be submitted to the commissioner at least thirty days prior to the first day when wine is to be sold. The special license may be issued in the name of the National Collegiate Athletic Association Division I college or university or the name of the primary food and beverage vendor under contract with that college or university. These sales must take place within the confines of the college stadium: *Provided*, That the exterior of the area where wine sales may occur are surrounded by a fence or other barrier prohibiting entry except upon the college or university’s express permission, and under the conditions and restrictions established by the college or university, so that the wine sales area is closed to free and unrestricted entry by the general public.

(2) A license issued under this subsection and the licensee are subject to the other requirements of this article and the rules and orders of the commissioner relating to the special license: *Provided*, That the commissioner may by rule or order grant certain waivers or exceptions to those rules or orders as the circumstances of each college stadium may require, including, without limitation, the right to revoke or suspend any license issued pursuant to this section prior to any notice or hearing notwithstanding sections twenty-seven and twenty-eight of this article: *Provided, however*, That subsection (c) or (d), section twenty of this article may not be waived, nor ~~shall any~~ may an exception be granted concerning those subsections.

(3) The commissioner may propose rules for legislative approval in accordance with article three, chapter twenty-nine-a of this code to implement this subsection.

The bill (Com. Sub. for S. B. No. 384), as amended, was then ordered to engrossment and third reading.

Senate Bill No. 415, Relating to circuit judges.

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

Senate Bill No. 425, Providing WVU, MU and WVSOM more authority to invest assets.

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

Eng. Com. Sub. for House Bill No. 2010, Requiring the elections of justices of the West Virginia Supreme Court of Appeals, circuit court judges, family court judges and magistrates be nonpartisan and by division.

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

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

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

That §3-1-16 and §3-1-17 of the Code of West Virginia, 1931, as amended, be amended and reenacted; that §3-4A-11a of said code be amended and reenacted; that §3-5-4 of said code be amended and reenacted; that said code be amended by adding thereto four new sections, designated §3-5-6a, §3-5-6b, §3-5-6c and §3-5-6d; that §3-5-7, §3-5-13 and §3-5-13a of said code be amended and reenacted; that §3-10-3 of said code be amended and reenacted; that §3-12-3, §3-12-6, §3-12-10, §3-12-11, §3-12-12 and §3-12-14 of said code be amended and reenacted; that §6-5-1 of said code be amended and

reenacted; that §50-1-1 and §50-1-6 of said code be amended and reenacted; that §51-1-1 of said code be amended and reenacted; and that §51-2A-5 of said code be amended and reenacted, all to read as follows:

CHAPTER 3. ELECTIONS.

ARTICLE 1. GENERAL PROVISIONS AND DEFINITIONS.

§3-1-16. Election of state officers.

(a) At the general election to be held in 1968, and in every fourth year thereafter, there shall be elected a Governor, Secretary of State, Treasurer, Auditor, Attorney General and Commissioner of Agriculture. At the general election in 1968, and in every second year thereafter, there shall be elected a member of the State Senate for each senatorial district, and a member or members of the House of Delegates of the state from each county or each delegate district.

(b) At the general time of the primary election to be held in the year ~~1968~~ 2016, and in every twelfth year thereafter, there shall be elected one ~~judge~~ justice of the Supreme Court of Appeals, and at the general time of the primary election to be held in ~~1972~~ 2020, and in every twelfth year thereafter, two ~~judges~~ justices of the Supreme Court of Appeals and at the general time of the primary election to be held in ~~1976~~ 2024, and in every twelfth year thereafter, two ~~judges~~ justices of the Supreme Court of Appeals. Effective with the primary election held in the year 2016, the election of justices of the Supreme Court of Appeals shall be on a nonpartisan basis and by division as set forth more fully in article five of this chapter.

§3-1-17. Election of circuit judges; county and district officers; magistrates.

(a) There shall be elected, at the general time of the primary election to be held in ~~1992~~ 2016, and in every eighth year thereafter, one judge of the circuit court of every judicial circuit entitled to ~~but~~ one judge, and one judge for each numbered division of the judicial

circuit in those judicial circuits entitled to two or more circuit judges; and at the time of the primary election to be held in 2016, and in every fourth year thereafter, the number of magistrates prescribed by law for the county. Beginning with the election held in the year 2016, an election for the purpose of electing judges of the circuit court, or an election for the purpose of electing magistrates, shall be upon a nonpartisan ballot printed for the purpose.

~~(b) and at~~ At the general election to be held in 1992, and ~~in~~ every fourth year thereafter, a sheriff, prosecuting attorney, surveyor of lands, and the number of assessors prescribed by law for the county; ~~and the number of magistrates prescribed by law for the county;~~ and at the general election to be held in 1990, and ~~in~~ every second year thereafter, a commissioner of the county commission for each county; and at the general election to be held in 1992, and ~~in~~ every sixth year thereafter, a clerk of the county commission and a clerk of the circuit court for each county.

(c) Effective with the primary election of 2016, all elections for judge of the circuit courts in the respective circuits and magistrates in each county will be elected on a nonpartisan basis and by division as set forth more fully in article five of this chapter.

ARTICLE 4A. ELECTRONIC VOTING SYSTEMS.

§3-4A-11a. Ballots tabulated electronically; arrangement, quantity to be printed, ballot stub numbers.

(a) The board of ballot commissioners in counties using ballots upon which votes may be recorded by means of marking with electronically sensible ink or pencil and which marks are tabulated electronically shall cause the ballots to be printed or displayed upon the screens of the electronic voting system for use in elections.

(b) (1) For the primary election, the heading of the ballot, the type faces, the names and arrangement of offices and the printing of names and arrangement of candidates within each office are to conform as nearly as possible to ~~the provisions of~~ sections thirteen and thirteen-a, article five of this chapter.

(2) For the general election, the heading of the ballot, the straight ticket positions, the instructions to straight ticket voters, the type faces, the names and arrangement of offices and the printing of names and the arrangement of candidates within each office are to conform as nearly as possible to ~~the provisions of~~ section two, article six of this chapter, except as otherwise provided in this article.

(3) (A) Effective with the primary election held in 2016, and thereafter, for the nonpartisan judicial offices, by division, of:

(i) Justice of the Supreme Court of Appeals;

(ii) Judge of the circuit court;

(iii) Family court judge; and

(iv) Magistrate;

(B) Nonpartisan elections for Board of Education: and

(C) Any question to be voted upon;

are to be separated from the partisan ballot and separately headed in display type with a title clearly identifying the purpose of the election and constituting a separate ballot wherever a separate ballot is required under ~~the provisions of~~ this chapter.

(4) Both the face and the reverse side of the ballot may contain the names of candidates only if means to ensure the secrecy of the ballot are provided and lines for the signatures of the poll clerks on the ballot are printed on a portion of the ballot which is deposited in the ballot box and upon which marks do not interfere with the proper tabulation of the votes.

(5) The arrangement of candidates within each office is to be determined in the same manner as for other electronic voting systems, as prescribed in this chapter. On the general election ballot for all

offices, and on the primary election ballot only for those offices to be filled by election, except delegate to national convention, lines for entering write-in votes are to be provided below the names of candidates for each office, and the number of lines provided for any office shall equal the number of persons to be elected, or three, whichever is fewer. The words "WRITE-IN, IF ANY" are to be printed, where applicable, directly under each line for write-ins. The lines are to be opposite a position to mark the vote.

(c) Except for electronic voting systems that utilize screens upon which votes may be recorded by means of a stylus or by means of touch, the primary election ballots are to be printed in the color of ink specified by the Secretary of State for the various political parties, and the general election ballot is to be printed in black ink. For electronic voting systems that utilize screens upon which votes may be recorded by means of a stylus or by means of touch, the primary ballots and the general election ballot are to be printed in black ink. All ballots are to be printed, where applicable, on white paper suitable for automatic tabulation and are to contain a perforated stub at the top or bottom of the ballot, which is to be numbered sequentially in the same manner as provided in section thirteen, article five of this chapter, or are to be displayed on the screens of the electronic voting system upon which votes are recorded by means of a stylus or touch. The number of ballots printed and the packaging of ballots for the precincts are to conform to the requirements for paper ballots provided in this chapter.

(d) In addition to the official ballots, the ballot commissioners shall provide all other materials and equipment necessary to the proper conduct of the election.

ARTICLE 5. PRIMARY ELECTIONS AND NOMINATING PROCEDURES.

§3-5-4. Nomination of candidates in primary elections.

(a) At each primary election, the candidate or candidates of each political party for all offices to be filled at the ensuing general

election by the voters of the entire state, of each congressional district, of each state senatorial district, of each delegate district, ~~of each judicial circuit of West Virginia, and~~ of each county, ~~and of each magisterial district in the state shall be nominated by the voters of the different political parties, except that no presidential elector shall be nominated at a primary election.~~

(b) In primary elections a plurality of the votes cast shall be sufficient for the nomination of candidates for office. Where only one candidate of a political party for any office in a political division, including party committeemen and delegates to national conventions, is to be chosen, ~~or where a judicial circuit has two or more circuit judges and one circuit judge is to be chosen for each numbered division within the circuit,~~ the candidate receiving the highest number of votes therefor in the primary election shall be declared the party nominee for such office. Where two or more such candidates are to be chosen in the primary election, the candidates constituting the proper number to be so chosen who shall receive the highest number of votes cast in the political division in which they are candidates shall be declared the party nominees and choices for such offices, except that:

(1) Candidates for the office of commissioner of the county commission shall be nominated and elected in accordance with the provisions of section ten, article nine of the Constitution of the State of West Virginia and the requirements of section one-b, article one, chapter seven of this code;

(2) Members of county boards of education shall be elected at primary elections in accordance with the provisions of sections five and six of this article;

(3) Candidates for the House of Delegates shall be nominated and elected in accordance with the residence restrictions provided in section two, article two, chapter one of this code, ~~and~~

~~(4) In judicial circuits having numbered divisions, each numbered division shall be tallied separately and the candidate in each division receiving a plurality of the votes cast shall be declared the party nominee for the office in that numbered division.~~

(c) In case of tie votes between candidates for party nominations or elections in primary elections, the choice of the political party shall be determined by the executive committee of the party for the political division in which such persons are candidates.

§3-5-6a. Election of justices of the Supreme Court of Appeals.

(a) An election for the purpose of electing a justice or justices of the Supreme Court of Appeals shall be held on the same date as the primary election, as provided by law, upon a nonpartisan ballot by division printed for this purpose. For election purposes, in each election at which shall be elected more than one justice of the Supreme Court of Appeals, the election shall be by numbered division corresponding to the number of justices being elected. Each justice shall be elected at large from the entire state.

(b) In each nonpartisan election by division for a justice of the Supreme Court of Appeals, the candidates for election in each numbered division shall be tallied separately, and the board of canvassers shall declare and certify the election of the eligible candidate receiving the highest numbers of votes cast within a numbered division to fill any full terms.

(c) In case of a tie vote under this section, section twelve, article six of this chapter controls in breaking the tie vote.

§3-5-6b. Election of circuit judges.

(a) An election for the purpose of electing a circuit court judge or judges shall be held on the same date as the primary election in their respective circuits, as provided by law, upon a nonpartisan ballot by division printed for this purpose.

(b) In each nonpartisan election by division for a circuit court judge, the candidates for election in each numbered division shall be tallied separately, and the board of canvassers shall declare and certify the election of the eligible candidate receiving the highest numbers of votes cast within a numbered division to fill any full terms.

(c) In case of a tie vote under this section, section twelve, article six of this chapter controls in breaking the tie vote.

§3-5-6c. Election of family court judges.

(a) An election for the purpose of electing a family court judge or judges shall be held on the same date as the primary election in their respective circuits, as provided by law, upon a nonpartisan ballot by division printed for this purpose.

(b) In each nonpartisan election by division for a family court judge, the candidates for election in each numbered division shall be tallied separately, and the board of canvassers shall declare and certify the election of the eligible candidate receiving the highest numbers of votes cast within a numbered division to fill any full terms.

(c) In case of a tie vote under this section, section twelve, article six of this chapter controls in breaking the tie vote.

§3-5-6d. Election of magistrates.

(a) An election for the purpose of electing a magistrate or magistrates by division shall be held on the same date as the primary election in their respective circuits, as provided by law, upon a nonpartisan ballot by division printed for this purpose.

(b) In each nonpartisan election by division for a magistrate, the candidates for election in each numbered division shall be tallied separately, and the board of canvassers shall declare and certify the election of the eligible candidate receiving the highest numbers of votes cast within a numbered division to fill any full terms.

(c) In case of a tie vote under this section, section twelve, article six of this chapter controls in breaking the tie vote.

§3-5-7. Filing announcements of candidacies; requirements; withdrawal of candidates when section applicable.

(a) Any person who is eligible and seeks to hold an office or political party position to be filled by election in any primary or general election held under the provisions of this chapter shall file a certificate of announcement declaring his or her candidacy for the nomination or election to the office.

(b) The certificate of announcement shall be filed as follows:

(1) Candidates for the House of Delegates, ~~or the State Senate,~~ circuit judge, family court judge, and any other office or political position to be filled by the voters of more than one county shall file a certificate of announcement with the Secretary of State.

(2) Candidates for an office or political position to be filled by the voters of a single county or a subdivision of a county, except for candidates for the House of Delegates, ~~or State Senate,~~ circuit judge or family court judge, shall file a certificate of announcement with the clerk of the county commission.

(3) Candidates for an office to be filled by the voters of a municipality shall file a certificate of announcement with the recorder or city clerk.

(c) The certificate of announcement shall be filed with the proper officer not earlier than the second Monday in January ~~next preceding~~ before the primary election day and not later than the last Saturday in January ~~next preceding~~ before the primary election day and must be received before midnight, eastern standard time, of that day or, if mailed, shall be postmarked by the United States Postal Service before that hour. This includes the offices of justice of the Supreme Court of Appeals, circuit court judge, family court judge and magistrate, which are to be filled on a nonpartisan and division basis at the primary election.

(d) The certificate of announcement shall be on a form prescribed by the Secretary of State on which the candidate shall make a sworn statement before a notary public or other officer authorized to administer oaths, containing the following information:

(1) The date of the election in which the candidate seeks to appear on the ballot;

(2) The name of the office sought; the district, if any; and the division, if any;

(3) The legal name of the candidate and the exact name the candidate desires to appear on the ballot, subject to limitations prescribed in section thirteen, article five of this chapter;

(4) The county of residence and a statement that the candidate is a legally qualified voter of that county; and the magisterial district of residence for candidates elected from magisterial districts or under magisterial district limitations;

(5) The specific address designating the location at which the candidate resides at the time of filing, including number and street or rural route and box number and city, state and zip code;

(6) For partisan elections, the name of the candidate's political party and a statement that the candidate: (A) Is a member of and affiliated with that political party as evidenced by the candidate's current registration as a voter affiliated with that party; and (B) has not been registered as a voter affiliated with any other political party for a period of sixty days before the date of filing the announcement;

(7) For candidates for delegate to national convention, the name of the presidential candidate to be listed on the ballot as the preference of the candidate on the first convention ballot; or a statement that the candidate prefers to remain "uncommitted";

(8) A statement that the person filing the certificate of announcement is a candidate for the office in good faith;

(9) The words “subscribed and sworn to before me this _____ day of _____, 20____” and a space for the signature of the officer giving the oath.

(e) The Secretary of State or the board of ballot commissioners, as the case may be, may refuse to certify the candidacy or may remove the certification of the candidacy upon receipt of a certified copy of the voter’s registration record of the candidate showing that the candidate was registered as a voter in a party other than the one named in the certificate of announcement during the sixty days immediately preceding the filing of the certificate: *Provided*, That unless a signed formal complaint of violation of this section and the certified copy of the voter’s registration record of the candidate are filed with the officer receiving that candidate’s certificate of announcement no later than ten days following the close of the filing period, the candidate may not be refused certification for this reason.

(f) The certificate of announcement shall be subscribed and sworn to by the candidate before some officer qualified to administer oaths, who shall certify the same. Any person who knowingly provides false information on the certificate is guilty of false swearing and shall be punished in accordance with section three, article nine of this chapter.

(g) Any candidate for delegate to a national convention may change his or her statement of presidential preference by notifying the Secretary of State by letter received by the Secretary of State no later than the third Tuesday following the close of candidate filing. When the rules of the political party allow each presidential candidate to approve or reject candidates for delegate to convention who may appear on the ballot as committed to that presidential candidate, the presidential candidate or the candidate’s committee on his or her behalf may file a list of approved or rejected candidates for delegate and the Secretary of State shall list as “uncommitted”

any candidate for delegate who is disapproved by the presidential candidate.

(h) A person may not be a candidate for more than one office or office division at any election: *Provided*, That a candidate for an office may also be a candidate for President of the United States, for membership on political party executive committees or for delegate to a political party national convention; *Provided, however, That an unsuccessful candidate for a nonpartisan office in an election held concurrently with the primary election may be appointed under the provisions of section nineteen of this article to fill a vacancy on the general ballot.*

(i) A candidate who files a certificate of announcement for more than one office or division and does not withdraw, as provided by section eleven, article five of this chapter, from all but one office prior to the close of the filing period may not be certified by the Secretary of State or placed on the ballot for any office by the board of ballot commissioners.

~~(j) The provisions of this section enacted during the regular session of the Legislature in the year 1991 shall apply to the primary election held in the year 1992 and every primary election held thereafter. The provisions of this section enacted during the regular session of the Legislature in the year 2009 shall apply to the primary election held in the year 2010 and every primary election held thereafter.~~

§3-5-13. Form and contents of ballots.

The following provisions apply to the form and contents of election ballots:

(1) The face of every primary election ballot shall conform as nearly as practicable to that used at the general election.

(†) (2) The heading of every ballot is to be printed in display type. The heading is to contain a ballot title, the name of the county,

the state, the words “Primary Election” and the month, day and year of the election. The ballot title of the political party ballots is to contain the words “Official Ballot of the (Name) Party” and the official symbol of the political party may be included in the heading.

(A) The ballot title of any separate paper ballot or portion of any electronic or voting machine ballot for all judicial officer shall commence with the words “Nonpartisan Ballot of Election of Judicial Officers” and each such office shall be listed in the following order:

(i) The ballot title of any separate paper ballot or portion of any electronic or voting machine ballot for all justices of the Supreme Court of Appeals shall contain the words “Nonpartisan Ballot of Election of Justice(s) of the Supreme Court of Appeals of West Virginia”. The names of the candidates for the Supreme Court of Appeals shall be printed by division without references to political party affiliation or registration.

(ii) The ballot title of any separate paper ballot or portion of any electronic or voting machine ballot for all circuit court judges in the respective circuits shall contain the words “Nonpartisan Ballot of Election of Circuit Court Judge(s)”. The names of the candidates for the respective circuit court judge office shall be printed by division without references to political party affiliation or registration.

(iii) The ballot title of any separate paper ballot or portion of any electronic or voting machine ballot for all family court judges in the respective circuits shall contain the words “Nonpartisan Ballot of Election of Family Court Judge(s)”. The names of the candidates for the respective family court judge office shall be printed by division without references to political party affiliation or registration.

(iv) The ballot title of any separate paper ballot or portion of any electronic or voting machine ballot for all magistrates in the respective circuits shall contain the words “Nonpartisan Ballot of Election of Magistrate(s)”. The names of the candidates for the

respective magistrate office shall be printed by division without references to political party affiliation or registration.

(B) The ballot title of any separate paper ballot or portion of any electronic or voting machine ballot for the Board of Education is to contain the words “Nonpartisan Ballot of Election of Members of the _____ County Board of Education”. The districts for which less than two candidates may be elected and the number of available seats are to be specified and the names of the candidates are to be printed without reference to political party affiliation and without designation as to a particular term of office.

(C) Any other ballot or portion of a ballot on a question is to have a heading which clearly states the purpose of the election according to the statutory requirements for that question.

~~(2)~~ (3) (A) For paper ballots, the heading of the ballot is to be separated from the rest of the ballot by heavy lines and the offices shall be arranged in columns with the following headings, from left to right across the ballot: “National Ticket”, “State Ticket”, “County Ticket” and, in a presidential election year, “National Convention” or, in a nonpresidential election year, “District Ticket”. The columns are to be separated by heavy lines. Within the columns, the offices are to be arranged in the order prescribed in section thirteen-a of this article.

(B) For voting machines, electronic voting devices and any ballot tabulated by electronic means, the offices are to appear in the same sequence as prescribed in section thirteen-a of this article and under the same headings as prescribed in ~~subsection~~ paragraph (A) of this ~~section~~ subdivision. The number of pages, columns or rows, where applicable, may be modified to meet the limitations of ballot size and composition requirements subject to approval by the Secretary of State.

(C) The title of each office is to be separated from preceding offices or candidates by a line and is to be printed in bold type no

smaller than eight point. Below the office is to be printed the number of the district, if any, the number of the division, if any, and the words "Vote for _____" with the number to be nominated or elected or "Vote For Not More Than _____" in multicandidate elections. For offices in which there are limitations relating to the number of candidates which may be nominated, elected or appointed to or hold office at one time from a political subdivision within the district or county in which they are elected, there is to be a clear explanation of the limitation, as prescribed by the Secretary of State, printed in bold type immediately preceding the names of the candidates for those offices on the ballot in every voting system. For counties in which the number of county commissioners exceeds three and the total number of members of the county commission is equal to the number of magisterial districts within the county, the office of county commission is to be listed separately for each district to be filled with the name of the magisterial district and the words "Vote for One" printed below the name of the office: *Provided*, That the office title and applicable instructions may span the width of the ballot so as it is centered among the respective columns.

(D) The location for indicating the voter's choices on the ballot is to be clearly shown. For paper ballots, other than those tabulated electronically, the official primary ballot is to contain a square formed in dark lines at the left of each name on the ballot, arranged in a perpendicular column of squares before each column of names.

(4) (A) The name of every candidate certified by the Secretary of State or the board of ballot commissioners is to be printed in capital letters in no smaller than eight point type on the ballot for the appropriate precincts. Subject to the rules promulgated by the Secretary of State, the name of each candidate is to appear in the form set out by the candidate on the certificate of announcement, but in no case may the name misrepresent the identity of the candidate nor may the name include any title, position, rank, degree or nickname implying or inferring any status as a member of a class or group or affiliation with any system of belief.

(B) The city of residence of every candidate, the state of residence of every candidate residing outside the state, the county of residence of every candidate for an office on the ballot in more than one county and the magisterial district of residence of every candidate for an office subject to magisterial district limitations are to be printed in lower case letters beneath the names of the candidates.

(C) The arrangement of names within each office must be determined as prescribed in section thirteen-a of this article.

(D) If the number of candidates for an office exceeds the space available on a column or ballot page and requires that candidates for a single office be separated, to the extent possible, the number of candidates for the office on separate columns or pages are to be nearly equal and clear instructions given the voter that the candidates for the office are continued on the following column or page.

~~(4)~~ (5) When an insufficient number of candidates has filed for a party to make the number of nominations allowed for the office or for the voters to elect sufficient members to the board of Education or to executive committees, the vacant positions on the ballot shall be filled with the words “No Candidate Filed”: *Provided*, That in paper ballot systems which allow for write-ins to be made directly on the ballot, a blank line shall be placed in any vacant position in the office of board of education or for election to any party executive committee. A line shall separate each candidate from every other candidate for the same office. Notwithstanding any other provision of this code, if there are multiple vacant positions on a ballot for one office, the multiple vacant positions which would otherwise be filled with the words “No Candidate Filed” may be replaced with a brief detailed description, approved by the Secretary of State, indicating that there are no candidates listed for the vacant positions.

~~(5)~~ (6) In presidential election years, the words “For election in accordance with the plan adopted by the party and filed with the Secretary of State” is to be printed following the names of all candidates for delegate to national convention.

(6) (7) All paper ballots are to be printed in black ink on paper sufficiently thick so that the printing or marking cannot be discernible from the back: *Provided*, That no paper ballot voted pursuant to the provisions of 42 U. S. C. §1973, *et seq.*, the Uniformed and Overseas Citizens Absentee Voting Act of 1986, or federal write-in absentee ballot may be rejected due to paper type, envelope type, or notarization requirement. Ballot cards and paper for printing ballots using electronically sensible ink are to meet minimum requirements of the tabulating systems and are to conform in size and weight to ensure ease in tabulation.

(7) (8) Ballots are to contain perforated tabs at the top of the ballots and are to be printed with unique sequential numbers from one to the highest number representing the total number of ballots printed. On paper ballots, the ballot is to be bordered by a solid line at least one sixteenth of an inch wide and the ballot is to be trimmed to within one-half inch of that border.

(8) (9) On the back of every official ballot or ballot card the words “Official Ballot” with the name of the county and the date of the election are to be printed. Beneath the date of the election there are to be two blank lines followed by the words “Poll Clerks”.

(9) (10) The face of sample paper ballots and sample ballot labels are to be like other official ballots or ballot labels except that the word “sample” is to be prominently printed across the front of the ballot in a manner that ensures the names of candidates are not obscured and the word “sample” may be printed in red ink. No printing may be placed on the back of the sample.

§3-5-13a. Order of offices and candidates on the ballot; uniform drawing date.

(a) The order of offices for state and county elections on all ballots within the state shall be as prescribed herein. When the office does not appear on the ballot in an election, then it shall be omitted from the sequence. When an unexpired term for an office appears on the ballot along with a full term, the unexpired term shall appear immediately below the full term.

NATIONAL TICKET: President (and Vice President in the general election), United States Senator, member of the United States House of Representatives

STATE TICKET: Governor, Secretary of State, Auditor, Treasurer, Commissioner of Agriculture, Attorney General, ~~Justice of the Supreme Court of Appeals~~, State Senator, member of the House of Delegates, ~~circuit judge in multicounty districts, family court judge in multicounty districts~~, any other multicounty office, state executive committee.

COUNTY TICKET: ~~Circuit judge in single-county districts, Family court judge in single-county districts, clerk~~ Clerk of the circuit court, county commissioner, clerk of the county commission, prosecuting attorney, sheriff, assessor, ~~magistrate~~, surveyor, congressional district executive committee, senatorial district executive committee in multicounty districts, delegate district executive committee in multicounty districts.

NATIONAL CONVENTION: Delegate to the national convention – at-large, delegate to the national convention – congressional district

DISTRICT TICKET: County executive committee.

(b) Except for office divisions in which no more than one person has filed a certificate of announcement, the arrangement of names for all offices shall be determined by lot according to the following provisions:

(1) On the fourth Tuesday following the close of the candidate filing, beginning at nine o'clock a. m., a drawing by lot shall be conducted in the office of the clerk of the county commission in each county. Notice of the drawing shall be given on the form for the certificate of announcement and no further notice shall be required. The clerk of the county commission shall superintend and conduct the drawing and the method of conducting the drawing shall be prescribed by the Secretary of State.

(2) Except as provided herein, the position of each candidate within each office division shall be determined by the position drawn for that candidate individually: *Provided*, That if fewer candidates file for an office division than the total number to be nominated or elected, the vacant positions shall appear following the names of all candidates for the office.

(3) Candidates for delegate to national convention who have filed a commitment to a candidate for president shall be listed alphabetically within the group of candidates committed to the same candidate for president and uncommitted candidates shall be listed alphabetically in an uncommitted category. The position of each group of committed candidates and uncommitted candidates shall be determined by lot by drawing the names of the presidential candidates and for an uncommitted category.

(4) A candidate or the candidate's representative may attend the drawings.

ARTICLE 10. FILLING VACANCIES.

§3-10-3. Vacancies in offices of state officials, United States Senators and judges.

(a) Any vacancy occurring in the offices of Secretary of State, Auditor, Treasurer, Attorney General, Commissioner of Agriculture, ~~Justice of the Supreme Court of Appeals~~ or in any office created or made elective to be filled by the voters of the entire state, ~~judge of a circuit court or judge of a family court~~ is filled by the Governor of the state by appointment and subsequent election to fill the remainder of the term, if required by section one of this article.

(b) Any vacancy occurring in the offices of Justice of the Supreme Court of Appeals, judge of a circuit court or judge of a family court is filled by the Governor of the state by appointment and subsequent election to fill the remainder of the term, as required by subsection (d) of this section. If an election is required under subsection (d) of this section, the Governor, circuit court or the chief

judge thereof in vacation, is responsible for the proper proclamation by order and notice required by section one of this article.

(c) Any vacancy in the office of magistrate is appointed according to the provisions of section one, article six, chapter fifty of this code, and subsequent election to fill the remainder of the term, as required by subsection (d) of this section.

(d) (1) When the vacancy in Justice of the Supreme Court of Appeals, judge of the circuit court, judge of a family court or magistrate occurs after the eighty-fourth day before a general election, and the affected term of office ends on the thirty-first day of December following the next election, the person appointed to fill the vacancy shall continue in office until the completion of the term.

(2) When the vacancy occurs before the close of the candidate filing period for the primary election, the vacancy shall be filled by election in the nonpartisan judicial election held concurrently with the primary election, and the appointment shall continue until a successor is elected and certified.

(3) When the vacancy occurs after the close of candidate filing for the primary election and not later than eighty-four days before the general election, the vacancy shall be filled by election in a nonpartisan judicial election held concurrently with the general election, and the appointment shall continue until a successor is elected and certified.

(e) When an election to fill a vacancy is required to be held at the general election according to the provisions of subsection (d) of this section, a special candidate filing period shall be established. Candidates seeking election to any unexpired term for Justice of the Supreme Court of Appeals, judge of a circuit court, judge of the family court or magistrate shall file a certificate of announcement and pay the filing fee no earlier than the first Monday in August and no later than seventy-seven days before the general election.

**ARTICLE 12. WEST VIRGINIA SUPREME COURT OF APPEALS
PUBLIC CAMPAIGN FINANCING PILOT
PROGRAM.**

§3-12-3. Definitions.

As used in this article, the following terms and phrases have the following meanings:

(1) “Candidate’s committee” means a political committee established with the approval of or in cooperation with a candidate or a prospective candidate to explore the possibilities of seeking a particular office or to support or aid his or her nomination or election to an office in an election cycle. If a candidate directs or influences the activities of more than one active committee in a current campaign, those committees shall be considered one committee for the purpose of contribution limits.

(2) “Certified candidate” means an individual seeking election to the West Virginia Supreme Court of Appeals who has been certified in accordance with section ten of this article as having met all of the requirements for receiving public campaign financing from the fund.

(3) “Contribution” means a gift subscription, assessment, payment for services, dues, advance, donation, pledge, contract, agreement, forbearance or promise of money or other tangible thing of value, whether conditional or legally enforceable, or a transfer of money or other tangible thing of value to a person, made for the purpose of influencing the nomination, election or defeat of a candidate. An offer or tender of a contribution is not a contribution if expressly and unconditionally rejected or returned. A contribution does not include volunteer personal services provided without compensation: *Provided*, That a nonmonetary contribution is to be considered at fair market value for reporting requirements and contribution limitations.

(4) “Exploratory contribution” means a contribution of no more than \$1,000 made by an individual adult, including a participating

candidate and members of his or her immediate family, during the exploratory period but prior to filing the declaration of intent. Exploratory contributions may not exceed \$20,000 in the aggregate.

(5) “Exploratory period” means the period during which a participating candidate may raise and spend exploratory contributions to examine his or her chances of election and to qualify for public campaign financing under this article. The exploratory period begins on January 1 the year before the primary election in which the candidate may run for Justice of the Supreme Court of Appeals and ends on the last Saturday in January of the election year.

(6) “Financial agent” means any individual acting for and by himself or herself, or any two or more individuals acting together or cooperating in a financial way to aid or take part in the nomination or election of any candidate for public office, or to aid or promote the success or defeat of any political party at any election.

(7) “Fund” means the Supreme Court of Appeals Public Campaign Financing Fund created by section five of this article.

~~(8) “General election campaign period” means the period beginning the day after the primary election and ending on the day of the general election.~~

~~(9) “Immediate family” or “immediate family members” means the spouse, parents, step-parents, siblings and children of the participating candidate.~~

~~(10)~~ (9) “Nonparticipating candidate” means a candidate who is:

(A) Seeking election to the Supreme Court of Appeals;

(B) Is neither certified nor attempting to be certified to receive public campaign financing from the fund; and

(C) Has an opponent who is a participating or certified candidate.

(10) “Nonpartisan judicial election campaign period” means the period beginning on the first day of the primary election filing period, as determined under section seven, article five of this chapter, and ending on the day of the nonpartisan judicial election.

(11) “Participating candidate” means a candidate who is seeking election to the Supreme Court of Appeals and is attempting to be certified in accordance with section ten of this article to receive public campaign financing from the fund.

(12) “Person” means an individual, partnership, committee, association and any other organization or group of individuals.

~~(13) “Primary election campaign period” means the period beginning on the first day of the primary election filing period, as determined under section seven, article five of this chapter, and ending on the day of the subsequent primary election.~~

~~(14)~~ “Qualifying contribution” means a contribution received from a West Virginia registered voter of not less than \$1 nor more than \$100 in the form of cash, check or money order, made payable to a participating candidate or the candidate’s committee, or in the form of an electronic payment or debit or credit card payment, received during the qualifying period.

~~(15)~~ (14) “Qualifying period” means the period during which participating candidates may raise and spend qualifying contributions in order to qualify to receive public campaign financing.

~~(A)~~ For candidates seeking ~~nomination on the primary election ballot~~, to be placed on the general nonpartisan judicial election ballot, the qualifying period begins on September 1 preceding the election year and ends on the last Saturday in January of the election year.

~~(B) For candidates, other than those nominated during the primary election, seeking to be placed on the general election ballot, the qualifying period begins on June 1 of the election year and ends on October 1 of the election year.~~

§3-12-6. Sources of revenue for the fund.

Revenue from the following sources shall be deposited in the fund:

(1) All exploratory and qualifying contributions in excess of the established maximums;

(2) Money returned by participating or certified candidates who fail to comply with this article;

(3) Unspent or unobligated moneys allotted to certified candidates and remaining unspent or unobligated on the date of the ~~general~~ nonpartisan judicial election for which the money was distributed;

(4) If a certified candidate loses, all remaining unspent or unobligated moneys ~~after the primary election~~;

(5) Civil penalties levied by the State Election Commission against candidates for violations of this article;

(6) Civil penalties levied by the Secretary of State pursuant to section seven, article eight of this chapter;

(7) Voluntary donations made directly to the fund;

(8) Any interest income or other return earned on the money's investment;

(9) On or before July 1, 2010, and for two successive years thereafter, the State Auditor shall authorize the transfer of the amount of \$1 million from the Purchasing Card Administration Fund

established in section ten-d, article three, chapter twelve of this code to the fund created by this article;

(10) On or before July 1, 2015, the state Auditor shall authorize the transfer of the amount of \$400,000 from the Purchasing Card Administration Fund established in section ten-d, article three, chapter twelve of this code to the fund created by this article; and

(11) Money appropriated to the fund.

§3-12-10. Certification of candidates.

(a) To be certified, a participating candidate shall apply to the State Election Commission for public campaign financing from the fund and file a sworn statement that he or she has complied and will comply with all requirements of this article throughout the applicable campaign.

(b) Upon receipt of a notice from the Secretary of State that a participating candidate has received the required number and amount of qualifying contributions, the State Election Commission shall determine whether the candidate or candidate's committee:

(1) Has signed and filed a declaration of intent as required by section seven of this article;

(2) Has obtained the required number and amount of qualifying contributions as required by section nine of this article;

(3) Has complied with the contribution restrictions of this article;

(4) Is eligible, as provided in section nine, article five of this chapter, to appear on the ~~primary or general~~ nonpartisan judicial election ballot; and

(5) Has met all other requirements of this article.

(c) The State Election Commission shall process applications in the order they are received and shall verify a participating candidate's compliance with the requirements of subsection (b) of this section by using the verification and sampling techniques approved by the State Election Commission.

(d) The State Election Commission shall determine whether to certify a participating candidate as eligible to receive public campaign financing no later than three business days after the candidate or the candidate's committee makes his or her final report of qualifying contributions or, if a challenge is filed under subsection (g) of this section, no later than six business days after the candidate or the candidate's committee makes his or her final report of qualifying contributions. A certified candidate shall comply with this article through the general nonpartisan judicial election campaign period.

(e) No later than two business days after the State Election Commission certifies that a participating candidate is eligible to receive public campaign financing under this section, the State Election Commission, acting in concert with the State Auditor's office and the State Treasurer's office, shall cause a check to be issued to the candidate's campaign depository account an amount equal to the public campaign financing benefit for which the candidate qualifies under section eleven of this article, minus the candidate's qualifying contributions, and shall notify all other candidates for the same office of its determination.

(f) If the candidate desires to receive public financing benefits by electronic transfer, the candidate shall include in his or her application sufficient information and authorization for the State Treasurer to transfer payments to his or her campaign depository account.

(g) Any person may challenge the validity of any contribution listed by a participating candidate by filing a written challenge with the State Election Commission setting forth any reason why the

contribution should not be accepted as a qualifying contribution. If a contribution is challenged under this subsection, the State Election Commission shall decide the validity of the challenge no later than the end of the next business day after the day that the challenge is filed, unless the State Election Commission determines that the candidate whose contribution is challenged has both a sufficient qualifying number and amount of qualifying contributions to be certified as a candidate under this section without considering the challenge. Within five business days of a challenge, the candidate or candidate's committee who listed any contribution that is the subject of a challenge may file a report with the State Election Commission of an additional contribution collected pursuant to section nine of this article for consideration as a qualifying contribution.

(h) A candidate's certification and receipt of public campaign financing may be revoked by the State Election Commission, if the candidate violates this article. A certified candidate who violates this article shall repay all moneys received from the fund to the State Election Commission.

(i) The determination of any issue before the State Election Commission is the final administrative determination. Any meetings conducted by the State Elections Commission to certify a candidate's eligibility to receive funds under this article shall not be subject the public notice and open meeting requirements of article nine-a, chapter six of this code, but the commission shall concurrently provide public notice of any decision and determination it makes which impacts the candidate's eligibility to receive funds pursuant to this article. Any person adversely affected by a decision of the State Election Commission under this article may appeal that decision to the circuit court of Kanawha County.

(j) A candidate may withdraw from being a certified candidate and become a nonparticipating candidate at any time with the approval of the State Election Commission. Any candidate seeking to withdraw shall file a written request with the State Election Commission, which shall consider requests on a case-by-case basis.

No certified candidate may withdraw until he or she has repaid all moneys received from the fund: *Provided*, That the State Election Commission may, in exceptional circumstances, waive the repayment requirement. The State Election Commission may assess a penalty not to exceed \$10,000 against any candidate who withdraws without approval.

§3-12-11. Schedule and amount of Supreme Court of Appeals Public Campaign Financing Fund payments.

(a) The State Election Commission, acting in concert with the State Auditor's office and the State Treasurer's office, shall have a check issued within two business days after the date on which the candidate is certified, to make payments from the fund for the ~~2012~~ primary nonpartisan judicial election campaign period available to a certified candidate.

~~(1)~~ In a contested primary nonpartisan judicial election, a certified candidate shall receive ~~\$300,000~~ \$525,000 in campaign financing from the fund, minus the certified candidate's qualifying contributions.

~~(2)~~ ~~In an uncontested primary election, a certified candidate shall receive \$50,000 from the public campaign financing fund, minus the certified candidate's qualifying contributions.~~

~~(b)~~ ~~Within two business days after the primary election results are certified by the Secretary of State, the State Election Commission, acting in concert with the State Auditor's office and the State Treasurer's office, shall cause a check to be issued to make payments from the fund for the general election campaign period available to a certified candidate.~~

~~(1)~~ ~~In a contested general election, a certified candidate shall receive from the fund an amount not to exceed \$525,000.~~

~~(2)~~ ~~In an uncontested general election, a certified candidate shall receive \$35,000 from the public campaign financing fund.~~

~~(c)~~ (b) The State Election Commission shall authorize the distribution of campaign financing moneys to certified candidates in equal amounts. The commission shall propose a legislative rule on distribution of funds.

~~(d)~~ (c) The State Election Commission may not authorize or direct the distribution of moneys to certified candidates in excess of the total amount of money deposited in the fund pursuant to section six of this article. If the commission determines that the money in the fund is insufficient to totally fund all certified candidates, the commission shall authorize the distribution of the remaining money proportionally, according to each candidate's eligibility for funding. Each candidate may raise additional money in the same manner as a nonparticipating candidate for the same office up to the unfunded amount of the candidate's eligible funding.

§3-12-12. Restrictions on contributions and expenditures.

(a) A certified candidate or his or her committee may not accept loans or contributions from any private source, including the personal funds of the candidate and the candidate's immediate family, during the ~~primary or general~~ nonpartisan judicial election campaign periods except as permitted by this article.

(b) After filing the declaration of intent and during the qualifying period, a participating candidate may not spend or obligate more than he or she has collected in exploratory and qualifying contributions. After the qualifying period and through the nonpartisan judicial ~~general~~ election campaign period, a certified candidate may spend or obligate any unspent exploratory or qualifying contributions and the moneys he or she receives from the fund under the provisions of section eleven of this article.

(c) A participating or certified candidate may expend exploratory and qualifying contributions and funds received from the fund only for lawful election expenses as provided in section nine, article eight of this chapter. Moneys distributed to a certified candidate from the fund may be expended only during the ~~primary and general~~

nonpartisan judicial election campaign period for which funds were dispersed. Money from the fund may not be used:

(1) In violation of the law;

(2) To repay any personal, family or business loans, expenditures or debts; or

(3) To help any other candidate.

(d) A certified candidate or his or her committee shall return to the fund any unspent and unobligated exploratory contributions, qualifying contributions or moneys received from the fund within forty-eight hours after:

~~(1) The the date on which the candidate ceases to be certified; or~~

~~(2) The date on which the individual loses the primary election or otherwise ceases to be a candidate.~~

~~(e) Funds remaining unspent or unobligated after the close of the primary election campaign period may be retained by the candidate for use during the general election campaign period but shall be deducted from the amount the candidate is eligible to receive under subsection (b), section eleven of this article.~~

~~(f)~~ (f) A certified candidate or his or her committee shall return to the fund any unspent or unobligated public campaign financing funds no later than five business days after the ~~general~~ nonpartisan judicial election.

~~(g)~~ (f) A contribution from one person may not be made in the name of another person.

~~(h)~~ (g) A participating or certified candidate or his or her committee receiving qualifying contributions or exploratory contributions from a person not listed on the receipt required by

sections eight and nine of this article is liable to the State Election Commission for the entire amount of that contribution and any applicable penalties.

(i) (h) A certified candidate accepting any benefits under the provisions of this article shall continue to comply with all of its provisions throughout the ~~primary election campaign period and general~~ nonpartisan judicial election campaign period.

(j) (i) A participating or certified candidate or his or her financial agent shall provide the Secretary of State with all requested campaign records, including all records of exploratory and qualifying contributions received and campaign expenditures and obligations, and shall fully cooperate with any audit of campaign finances requested or authorized by the State Election Commission.

§3-12-14. Duties of the State Election Commission; Secretary of State.

(a) In addition to its other duties, the State Election Commission shall carry out the duties of this article and complete the following as applicable:

(1) Prescribe forms for reports, statements, notices and other documents required by this article;

(2) Make an annual report to the Legislature accounting for moneys in the fund, describing the State Election Commission's activities and listing any recommendations for changes of law, administration or funding amounts;

(3) Propose emergency and legislative rules for legislative approval, in accordance with article three, chapter twenty-nine-a of this code, as may be necessary for the proper administration of this article;

(4) Enforce this article to ensure that moneys from the fund are placed in candidate campaign accounts and spent as specified in this article;

(5) Monitor reports filed pursuant to this article and the financial records of candidates to ensure that qualified candidates receive funds promptly and to ensure that moneys required by this article to be paid to the fund are deposited in the fund;

(6) Cause an audit of the fund to be conducted by independent certified public accountants ninety days after a ~~general~~ nonpartisan judicial election. The State Election Commission shall cooperate with the audit, provide all necessary documentation and financial records to the auditor and maintain a record of all information supplied by the audit;

(7) In consultation with the State Treasurer and the State Auditor, develop a rapid, reliable method of conveying funds to certified candidates. In all cases, the commission shall distribute funds to certified candidates in a manner that is expeditious, ensures accountability and safeguards the integrity of the fund;

(8) Regularly monitor the receipts, disbursements, obligations and balance in the fund to determine whether the fund will have sufficient moneys to meet its obligations and sufficient moneys available for disbursement during the ~~primary and general~~ nonpartisan judicial election campaign period; and

(9) Transfer a portion of moneys maintained in the fund to the West Virginia Investment Management Board for their supervised investment, after consultation with the State Treasurer, the State Auditor and the West Virginia Investment Management Board.

(b) In addition to his or her other duties, the Secretary of State shall carry out the duties of this article and complete the following as applicable:

(1) Prescribe forms for reports, statements, notices and other documents required by this article;

(2) Prepare and publish information about this article and provide it to potential candidates and citizens of this state;

(3) Prepare and publish instructions setting forth methods of bookkeeping and preservation of records to facilitate compliance with this article and to explain the duties of candidates and others participating in elections under this article;

(4) Propose emergency and legislative rules for legislative approval in accordance with article three, chapter twenty-nine-a of this code as may be necessary for the proper administration of this article;

(5) Enforce this article to ensure that moneys from the fund are placed in candidate campaign accounts and spent as specified in this article;

(6) Monitor reports filed pursuant to this article and the financial records of candidates to ensure that qualified candidates receive funds promptly and to ensure that moneys required by this article to be paid to the fund are deposited in the fund;

(7) Ensure public access to the campaign finance reports required pursuant to this article, and whenever possible, use electronic means for the reporting, storing and display of the information; and

(8) Prepare a voters' guide for the general public listing the names of each candidate seeking election to the Supreme Court of Appeals. Both certified and nonparticipating candidates shall be invited by the State Election Commission to submit a statement, not to exceed five hundred words in length, for inclusion in the guide. The guide shall identify the candidates that are certified candidates and the candidates that are nonparticipating candidates. Copies of the guide shall be posted on the website of the Secretary of State, as soon as may be practical.

(c) To fulfill their responsibilities under this article, the State Election Commission and the Secretary of State may subpoena witnesses, compel their attendance and testimony, administer oaths and affirmations, take evidence and require, by subpoena, the

production of any books, papers, records or other items material to the performance of their duties or the exercise of their powers.

(d) The State Election Commission may also propose and adopt procedural rules to carry out the purposes and provisions of this article and to govern procedures of the State Election Commission as it relates to the requirements of this article.

CHAPTER 6. GENERAL PROVISIONS RESPECTING OFFICERS.

ARTICLE 5. TERMS OF OFFICE; MATTERS AFFECTING THE RIGHT TO HOLD OFFICE.

§6-5-1. When terms of office to begin.

The terms of officers, except when elected or appointed to fill vacancies, shall begin respectively as follows: That of Governor, Secretary of State, state superintendent of free schools, treasurer, Auditor, Attorney General and commissioner of agriculture, on the first Monday after the second Wednesday of January next after their election; that of a member of the Legislature, on December 1, next after his or her election; and that of the judges of the Supreme Court of Appeals, the judges of the several circuit courts, the judges of the ~~criminal, intermediate, common pleas~~ family and other inferior courts, the county commissioners, prosecuting attorneys, surveyors of land, assessors, sheriffs, clerks of the circuit, ~~criminal, intermediate, common pleas~~, or other inferior courts, clerks of the county courts commissions, ~~justices of the peace and constables magistrates~~, on January 1, next after their election.

Whenever a person is elected or appointed to fill a vacancy, his or her term shall be as prescribed by chapter three of this code.

CHAPTER 50. MAGISTRATE COURTS.

ARTICLE 1. COURTS AND OFFICERS.

§50-1-1. Magistrate court created.

There is hereby created in each county of this state a magistrate court with such numbers of magistrates for each court as are hereafter provided. There shall be elected by the voters of each county, at the general election to be held in ~~the year 1976~~, and in every fourth year thereafter, such number of magistrates as is provided in section two of this article. The filing fee for the office of magistrate shall be one percent of the annual salary. The term of magistrates shall be for four years and shall begin on January 1, of the year following the year of election.

Effective with the primary election of 2016, all elections for magistrates will be on a nonpartisan basis by division. Beginning in 2016, there will no longer be primary elections held for magistrates and all elections for magistrates are to be held in the nonpartisan judicial election as set forth in article five, chapter three of this code. All indications of party identification on election ballots for magistrate shall be omitted.

~~In counties where voting machines or electronic voting systems are used, the procedures of section eleven, article four, chapter three and section twelve, article four-a of said chapter three of this code shall apply respectively to the election of magistrates in the same manner as they apply to the election of members of the House of Delegates.~~

~~Notwithstanding the provisions of section seven, article five, chapter three of this code, for purposes of the primary election to be held in the year one thousand nine hundred seventy- six, the last day for filing certificates of candidacy for the office of magistrate shall be extended to the twenty-seventh day of February of that year.~~

§50-1-6. Vacancy in office of magistrate.

Subject to the provisions of section one, article ten, chapter three of this code, when a vacancy occurs in the office of magistrate, the judge of the circuit court, or the chief judge thereof if there is more than one judge of the circuit court, shall fill the same by appointment of a person of the same political party as the officeholder vacating the office.

At a ~~general~~ nonpartisan judicial election in which a magistrate is elected for an unexpired term, the circuit judge, or the chief judge thereof if there is more than one judge of the circuit court, shall cause a notice of such election to be published prior to such election as a Class II-0 legal advertisement in compliance with the provisions of article three, chapter fifty-nine of this code, and the publication area for such publication shall be the county involved. If the vacancy occurs before the primary election held to nominate candidates to be voted for at the general election, at which any such vacancy is to be filled, candidates to fill such vacancy shall be nominated at such primary election in accordance with the time requirements and the provisions and procedures prescribed in article five, chapter three of this code. Otherwise, they shall be nominated by the county executive committee in the manner provided in section nineteen, article five, chapter three of this code, as in the case of filling vacancies in nominations, and the names of the persons so nominated and certified to the clerk of the circuit court of such county shall be placed upon the ballot to be voted at such next general election.

CHAPTER 51. COURTS AND THEIR OFFICERS.

ARTICLE 1. SUPREME COURT OF APPEALS.

§51-1-1. Justices.

The Supreme Court of Appeals shall consist of five justices, elected and qualified according to the Constitution and the laws of this state, any three of whom shall constitute a quorum. Effective with the primary election of 2016, all elections for justices will be on a nonpartisan basis by division. Beginning in 2016, there will no longer be primary elections held for the office of justice and all elections for justice are to be held in the nonpartisan judicial election as set forth in article five, chapter three of this code. All indications of party identification on election ballots for that office shall be omitted.

ARTICLE 2A. FAMILY COURTS.

§51-2A-5. Term of office of family court judge; initial appointment; elections.

(a) Beginning with the ~~primary and general elections~~ election to be conducted in the year ~~2002~~ 2016, family court judges shall be elected. In family court circuits having two or more family court judges there shall be, for election purposes, numbered divisions corresponding to the number of family court judges in each area. Each family court judge shall be elected at large by the entire family court circuit. In each numbered division of a family court circuit, the candidates for nomination or election shall be voted upon and the votes cast for the candidates in each division shall be tallied separately from the votes cast for candidates in other numbered divisions within the family court circuit. The candidate or candidates receiving the highest number of the votes cast within a numbered division shall be nominated or elected, as the case may be. Effective with the primary election of 2016, all elections for family court judges in the respective circuits will be on a nonpartisan basis by division. Beginning in 2016, there will no longer be primary elections held for family court judges and all elections for family court judges are to be held in the nonpartisan judicial election as set forth in article five, chapter three of this code. All indications of party identification on election ballots for family court judge shall be omitted.

(b) The term of office for all family court judges elected in 2002 shall be for six years, commencing on January 1, 2003, and ending on December 31, 2008. Subsequent terms of office for family court judges elected thereafter shall be for eight years.

~~(c) The primary and general elections conducted in the year 2008 shall be conducted to fill the family court judge positions in the reconfigured districts set forth by subsection (c), section three of this article, for terms to commence on January 1, 2009.~~

On motion of Senator Trump, the following amendment to the Judiciary committee amendment to the bill (Eng. Com. Sub. for H. B. No. 2010) was reported by the Clerk and adopted:

On page thirty-seven, section six, after the words “county involved.” by striking out the remainder of the section.

The question now being on the adoption of the Judiciary committee amendment to the bill, as amended, the same was put and prevailed.

The bill (Eng. Com. Sub. for H. B. No. 2010), as amended, was then ordered to third reading.

Eng. Com. Sub. for House Bill No. 2234, Requiring a court to permit a party in a divorce proceeding to resume using the name he or she used prior to the marriage.

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

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

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

ARTICLE 5. DIVORCE.

§48-5-613. Former name of party; restoration.

(a) The court, upon the entry of a final order of divorce shall, if requested to do so by a party, allow such party to resume a surname used prior to the marriage that is being dissolved: *Provided*, That the court may only allow a party to return to the surname of a former spouse if the person seeking the name change has a living child or children with said former spouse.

(b) Upon granting a change of name pursuant to subsection (a) of this section, the court shall issue a certificate of divorce reflecting the change in name. The certificate shall be no more than one page in length and shall contain the docket number and style of the divorce action, the birth name of the person requesting the change of name, said person's date of birth, social security number and the effective date of the change of surname.

(c) For a change of surname pursuant to this section to be valid it must be attested to by the circuit clerk.

(d) A valid certificate of divorce issued pursuant to this section may be used for any lawful purpose and shall serve as proof of legal change of name for purposes of obtaining a driver's license or state-issued identification card.

The bill (Eng. Com. Sub. for H. B. No. 2234), as amended, was then ordered to third reading.

The Senate proceeded to the tenth order of business.

The following bills on first reading, coming up in regular order, were each read a first time and ordered to second reading:

Com. Sub. for Com. Sub. for Senate Bill No. 30, Permitting shared animal ownership agreement to consume raw milk.

Com. Sub. for Senate Bill No. 170, Authorizing Bureau of Commerce promulgate legislative rules.

Com. Sub. for Senate Bill No. 182, Authorizing Department of Military Affairs and Public Safety promulgate legislative rules.

Com. Sub. for Senate Bill No. 192, Authorizing Department of Transportation promulgate legislative rules.

Com. Sub. for Senate Bill No. 334, Relating to practice of medicine and surgery or podiatry.

Com. Sub. for Senate Bill No. 343, Exempting chiropractors from continuing education requirement on mental health conditions common to veterans.

Senate Bill No. 350, Establishing criminal penalties for assault or battery on utility workers.

Senate Bill No. 364, Exempting State Police Forensic Laboratory from state purchasing guidelines.

Com. Sub. for Senate Bill No. 390, Authorizing PSC approve expedited cost recovery of natural gas utility infrastructure projects.

Senate Bill No. 398, Extending expiration date for health care provider tax on eligible acute care hospitals.

Com. Sub. for Senate Bill No. 435, Creating WV Sheriffs' Bureau of Professional Standards.

Eng. Com. Sub. for House Bill No. 2008, Auditing the Division of Highways.

And,

Eng. House Bill No. 2274, Authorizing the Commissioner of Corrections to enter into mutual aid agreements.

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

The Senate then proceeded to the twelfth order of business.

Remarks were made by Senators Miller and Ferns.

Thereafter, at the request of Senator D. Hall, and by unanimous consent, the remarks by Senator Miller were ordered printed in the Appendix to the Journal.

At the request of Senator Carmichael, unanimous consent being granted, the remarks by Senator Ferns were ordered printed in the Appendix to the Journal.

The Senate proceeded to the thirteenth order of business.

At the request of Senator Beach, the name of Senator Beach was removed as a sponsor of **Senate Bill No. 439** (*Relating to higher education*).

Pending announcement of meetings of standing committees of the Senate,

On motion of Senator Carmichael, the Senate adjourned until tomorrow, Friday, February 20, 2015, at 11 a.m.

TOPICAL INDEX
SENATE BILLS INTRODUCED THROUGH 02/19/2015

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.
- 308. Changing minimum interest rate paid on judgments or decrees.
- 315. Relating to civil actions filed under Consumer Protection Act.
- 344. Relating to limitations on back and front pay and punitive damages.
- 371. Applying forum non conveniens doctrine when actions involve resident and nonresident plaintiffs.
- 372. Providing for civil action mediation.
- 377. Limiting civil liability of pharmaceutical manufacturers or sellers providing warning to learned intermediary.
- 411. Creating Asbestos Bankruptcy Trust Claims Transparency Act and Asbestos and Silica Claims Priorities Act.
- 418. Relating to trustee real estate sale under deed of trust.
- 421. Relating to punitive damages in civil actions.
- 489. Imposing statute of limitations on civil actions derived from surveying of real property.

ACTS:

- 14. Creating Public Charter Schools Act of 2015.
- 18. Creating Overdose Prevention Act.
- 37. Creating Revised Uniform Arbitration 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.
- 307. Creating Paycheck Protection Act.
- 321. Creating Paycheck Protection Act.
- 335. Creating Access to Opioid Antagonists Act.
- 337. Creating workplace freedom act.
- 346. Creating Mental Health, Veterans and Service Members Court Act.
- 347. Creating Firearms Act of 2015.
- 357. Creating Coal Jobs and Safety Act of 2015.
- 409. Creating Fair and Open Competition in Governmental Construction Act.
- 411. Creating Asbestos Bankruptcy Trust Claims Transparency Act and Asbestos and Silica Claims Priorities Act.
- 414. Creating Local Development Superiority Act.
- 438. Creating Sexual Assault Fund to End Rape Act.
- 487. Creating Freedom of Conscience Protection Act.
- 496. Creating Statewide Interoperable Radio Network Act.
- 505. Creating Physicians Lien Act.
- 510. Amending Uniform Interstate Family Support Act.
- 520. Creating Local Energy Efficiency Partnership Act.
- 523. Creating Alcohol and Drug Overdose Prevention and Clemency Act.

AGRICULTURE:

- 30. Permitting shared animal ownership agreement to consume 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.
- 304. Relating to farmers markets.
- 341. Permitting Agriculture Commissioner approve and submit Livestock Care Standards Board rules.
- 413. Relating to pesticide control licensing requirements.

AIR QUALITY:

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

ALCOHOL:

- 23. Requiring licensure of bartenders by ABCC.
- 42. Relating to 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.
- 290. Relating to regulation of nonintoxicating beer brewers and retailers.
- 297. Relating to sale of nonintoxicating beer.
- 384. Permitting wine sales by specialty shop located in dry county, magisterial district or municipality.
- 429. Relating to one-day special charitable event license to sell nonintoxicating beer.
- 492. Relating to sale of alcoholic beverages on Sundays prior to 1 p.m..
- 522. Increasing wholesale liquor prices for promotion of travel and tourism.

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.
- 440. Making supplementary appropriation of federal funds to Department of Commerce.
- 441. Supplementing, amending, decreasing and increasing appropriations from State Road Fund to DOH.
- 443. Making supplementary appropriation from State Fund, State Excess Lottery Revenue Fund, to DHS.
- 462. Expiring funds to State Fund, General Revenue, from Auditor's Office, Purchasing Card Administration Fund.
- 463. Making supplementary appropriation to DHHR, DHS, Health Care Provider Tax, Medicaid State Share Fund.
- 464. Making supplementary appropriation from State Fund, State Excess Lottery Revenue Fund, to DHHR, DHS.
- 465. Expiring funds to State Fund, General Revenue, from various accounts.
- 466. Making supplementary appropriation of federal funds to Department of Commerce.
- 467. Making supplementary appropriation of federal funds to Department of Agriculture, State Conservation Committee.
- 468. Expiring funds to State Fund, General Revenue, from Joint Expenses and DHHR, DHS, TRIP Fund.
- 469. Making supplementary appropriation of federal funds to DEP, Division of Environmental Protection.
- 470. Making supplementary appropriation of Lottery Net Profits to State Department of Education, School Building Authority, Debt Service

- Fund.
471. Making supplementary appropriation of federal funds to DHHR, Human Rights Commission, and DHHR, DHS.
 472. Making supplementary appropriation to DOT, DMV, Motor Vehicle Fees Fund.
 473. Making supplementary appropriation of federal funds to DMAPS, WV State Police.
 474. Making supplementary appropriation of Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund.
 475. Making supplementary appropriation to DMAPS, Division of Corrections, Parolee Supervision Fees, and WV State Police, Motor Vehicle Inspection Fund.
 476. Making supplementary appropriation to Department of Administration, Division of Purchasing, Purchasing Improvement Fund.
 477. Supplementing, amending, decreasing and increasing appropriation from State Road Fund to DOH.

ARBITRATION:

37. Creating Revised Uniform Arbitration Act.

ATHLETICS:

82. Requiring SSAC promulgate rules allowing college preparatory team membership.
436. Relating to State Athletic Commission.
506. Requiring licensing of athletic trainers.

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.
291. Clarifying power of Attorney General to contract for outside legal services.

BANKS AND BANKING:

283. Relating to branch banking.
285. Relating to primary and subordinate mortgage loans.
313. Relating to delinquency proceedings of insurers.

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 is under contract.
126. Relating to practice of psychology.

- 234. Exempting certain 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, committees, panels, task forces and commissions.
- 294. Eliminating certain unnecessary, inactive or redundant councils, committees and boards.
- 370. Reorganizing Governor's Committee on Crime, Delinquency and Correction and its subcommittees.
- 389. Relating to Board of Registration for Professional Engineers license renewals and reinstatements.
- 412. Relating to Real Estate Commission complaint filings.
- 437. Increasing membership of PEIA Finance Board.

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.
- 359. Relating to suicide prevention awareness.
- 387. Creating Task Force on Prevention of Sexual Abuse of Children.
- 393. Reforming juvenile justice system.
- 401. Relating to living arrangements for children in foster care and children sixteen years or older.
- 405. Authorizing qualified entities access to Criminal Identification Bureau for certain purposes.
- 460. Modifying requirements allowing child witnesses to testify by closed circuit television.

CIVIL RIGHTS:

- 487. Creating Freedom of Conscience Protection Act.

CLAIMS:

- 363. Establishing maximum rates and service limitations for reimbursement of health care services by Court of Claims.
- 382. Declaring claims against state.

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, committees, panels, task forces and commissions.
- 267. Repealing code relating to Governor's Office of Health Enhancement and Lifestyle Planning.
- 333. Repealing code section removing county officials from office for misconduct or negligence.
- 336. Relating to powers and duties of Health Care Authority.
- 347. Creating Firearms Act of 2015.
- 360. Repealing code sections relating to book indexes and claims reports required by court clerks.
- 361. Eliminating prevailing hourly wage requirement for construction of public improvements.
- 369. Repealing code sections relating to mandatory state motor vehicle inspections.
- 423. Amending Aboveground Storage Tank Act.

COMMUNICATIONS:

- 459. Relating to development of broadband middle mile infrastructure.
- 496. Creating Statewide Interoperable Radio Network Act.
- 504. Authorizing collection of additional local 911 fees.
- 507. Relating to monitoring inmates' electronic communications.

CONSUMER PROTECTION:

- 315. Relating to civil actions filed under Consumer Protection Act.
- 321. Creating Paycheck Protection Act.

CONTRACTS:

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

CORPORATIONS AND BUSINESS ENTITIES:

- 406. Criminalizing trademark counterfeiting.
- 454. Criminalizing trademark counterfeiting.

CORRECTIONS:

- 115. Increasing annual salary of Division of Corrections employees.
- 124. Redistributing and dedicating excise tax on real property transfers to regional jails.
- 309. Authorizing Corrections Commissioner to enter into mutual aid agreements.
- 370. Reorganizing Governor's Committee on Crime, Delinquency and Correction and its subcommittees.
- 374. Permitting in absentia parole hearings in certain instances.
- 375. Specifying who receives parole hearing notices via regular or

certified mail.

- 507. Relating to monitoring inmates' electronic communications.
- 526. Relating to expungement of certain felony convictions.

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.
- 329. Requiring real property seller satisfy unpaid charges to county and municipality.
- 333. Repealing code section removing county officials from office for misconduct or negligence.
- 352. Expanding scope of cooperative associations to goods and services including recycling.
- 367. Authorizing recalculation of base tax revenue amount for sales tax increment financing districts.
- 384. Permitting wine sales by specialty shop located in dry county, magisterial district or municipality.
- 484. Relating to procedure for removal of certain county, school district and municipal officers.
- 485. Providing county commissioners mechanism for elected officials' compensation increases.
- 495. Relating to County Local Powers Act.
- 518. Permitting county and municipal economic development authorities invest certain funds.

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.
- 306. Establishing Intermediate Court of Appeals.
- 308. Changing minimum interest rate paid on judgments or decrees.
- 345. Relating to jury selection strikes in felony cases.

- 358. Requiring court issue divorce certificate reflecting name change.
- 360. Repealing code sections relating to book indexes and claims reports required by court clerks.
- 415. Relating to circuit judges.
- 430. Permitting mutual orders enjoining certain contact between parties to domestic relations actions.
- 442. Relating to interest on judgments and decrees.
- 460. Modifying requirements allowing child witnesses to testify by closed circuit television.
- 479. Adding additional family court judges.
- 493. Relating to authority to waive incapacitated person's right to jury trial.

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 certain automated telephone calls during state of emergency or preparedness.
- 345. Relating to jury selection strikes in felony cases.
- 350. Establishing criminal penalties for assault or battery on utility workers.
- 395. Modifying definitions of "battery" and "domestic battery".
- 396. Providing felony offense of domestic violence or sexual offense by strangling.
- 406. Criminalizing trademark counterfeiting.
- 450. Creating offense of sexual assault in fourth degree.
- 454. Criminalizing trademark counterfeiting.
- 490. Adding certain facilities and operations to protected parties relating to crimes against property.
- 526. Relating to expungement of certain felony convictions.

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.
- 299. Clarifying start date of State Police duty-related disability payments.

DOMESTIC RELATIONS:

- 67. Establishing child support insurance match program.

- 93. Increasing grandparents' rights in custodial or decision-making authority and visitation matters.
- 358. Requiring court issue divorce certificate reflecting name change.
- 430. Permitting mutual orders enjoining certain contact between parties to domestic relations actions.

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.
- 335. Creating Access to Opioid Antagonists Act.
- 348. Creating pilot program for drug screening of cash assistance applicants.
- 377. Limiting civil liability of pharmaceutical manufacturers or sellers providing warning to learned intermediary.
- 428. Relating to hydrocodone combination drug prescriptions.
- 458. Relating to controlling methamphetamine.
- 497. Permitting school nurses to possess and administer opioid antagonists.
- 523. Creating Alcohol and Drug Overdose Prevention and Clemency Act.

ECONOMIC DEVELOPMENT:

- 55. Creating Keep Jobs in WV Act.
- 135. Creating Creative Communities Development Act.
- 282. Relating to National Coal Heritage Area Authority.
- 338. Relating to Film Industry Investment tax credit.
- 367. Authorizing recalculation of base tax revenue amount for sales tax increment financing districts.
- 414. Creating Local Development Superiority Act.
- 518. Permitting county and municipal economic development authorities invest certain funds.

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. Limiting certain county board of education 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.
287. Providing posthumous high school diplomas.
288. Relating to public school financing.
296. Providing maximum licensed school psychologist-pupil ratio.
303. Reducing sales tax proceeds dedicated to School Major Improvement Fund and School Construction Fund.
354. Creating Rehabilitation Services Vending Program Fund.
359. Relating to suicide prevention awareness.
362. Relating to public school curricular standards and assessments.
408. Establishing critical need alternative teaching certificate.
410. Relating to liability insurance coverage for county board of education volunteers and student teachers.
420. Relating to retirement benefits for certain employees in kindergarten programs.
422. Raising minimum teacher salaries.

- 424. Eliminating compulsory tuberculosis testing for certain school children and school personnel.
- 431. Relating to graduated salary increases for teachers.
- 432. Relating to graduated salary increases for service personnel.
- 444. Relating to home schooling.
- 447. Allowing issuance of diploma by public, private or home school administrator.
- 448. Relating to PROMISE Scholarship Program.
- 457. Relating to selection of school athletic coaches or other extracurricular activities coaches.
- 484. Relating to procedure for removal of certain county, school district and municipal officers.
- 497. Permitting school nurses to possess and administer opioid antagonists.

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.
- 392. Relating to public higher education procurement and payment of expenses.
- 425. Providing WVU, MU and WVSOM more authority to invest assets.
- 426. Relating to campus police officers of state institutions of higher learning.
- 439. Relating to higher education.
- 448. Relating to PROMISE Scholarship Program.
- 455. Relating to public higher education procurement and payment of expenses.
- 524. Requiring higher education institutions award transfer credit.

ELECTED OFFICIALS:

- 24. Prohibiting public officials and employees from using public funds for self promotion.
- 291. Clarifying power of Attorney General to contract for outside legal services.
- 316. Exempting new veteran-owned business from certain fees paid to Secretary of State.
- 319. Relating to donation of Secretary of State overpayment fees.
- 320. Standardizing notification process for revocation of certificates of authority.
- 328. Repealing code section relating to notary public fees.
- 333. Repealing code section removing county officials from office for misconduct or negligence.
- 351. Relating to charitable organization contribution levels requiring

independent audit reports.

- 485. Providing county commissioners mechanism for elected officials' compensation increases.

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.
- 312. Relating to disqualification of general election nominees for failure to file campaign finance statements.
- 322. Eliminating mandatory electronic recount of ballots in recounts.
- 325. Relating to filing of candidates' financial disclosure statements.
- 326. Eliminating campaign finance reporting by candidates for delegate to national convention.
- 331. Relating to withdrawals and filling vacancies in candidacies.
- 340. Requiring voter provide photo ID.

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.
- 496. Creating Statewide Interoperable Radio Network Act.
- 504. Authorizing collection of additional local 911 fees.

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.
- 520. Creating Local Energy Efficiency Partnership Act.

ENVIRONMENTAL PROTECTION:

- 4. Relating to development of state plan under Clean Air Act.
- 280. Allowing well work permit transfers.
- 352. Expanding scope of cooperative associations to goods and services including recycling.
- 482. Relating to permits for stationary sources of air pollutants.
- 513. Establishing minimum standards for unconventional well sites.

ESTATES AND TRUSTS:

- 376. Relating to administration of estates.

ETHICS:

- 24. Prohibiting public officials and employees from using public funds for self promotion.
- 325. Relating to filing of candidates' financial disclosure statements.
- 333. Repealing code section removing county officials from office for

misconduct or negligence.

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.
- 301. Modifying definition of "member" in Municipal Police and Firefighters Retirement System.
- 451. Allowing certain National Guard firefighters to become Air National Guard civilian firefighters.
- 514. Relating to investments of local policemen's and firemen's pension and relief funds.

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.
- 284. Relating to chief law-enforcement officer's requirement to certify transfer or making of certain firearms.
- 347. Creating Firearms Act of 2015.

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:

- 75. Legalizing and regulating sale and use of fireworks; establishing WV Veterans Program Fund.
- 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.
- 298. Clarifying funds within Public Employees Retirement Fund.
- 303. Reducing sales tax proceeds dedicated to School Major Improvement Fund and School Construction Fund.
- 339. Eliminating certain funding sources for Workers Compensation Debt Reduction Fund.
- 349. Relating to Tourism Promotion Fund.
- 354. Creating Rehabilitation Services Vending Program Fund.
- 379. Creating State Infrastructure Fund Program.
- 380. Relating to when Future Fund deposits are made.
- 381. Creating State Police 100th Anniversary Fund.
- 397. Transferring powers and duties of Affordable Housing Trust Fund to Housing Development Fund.
- 445. Relating to investment of RJCFA excess funds.

GAMING ACTIVITIES:

- 111. Redistributing portion of net racetrack video lottery terminal income dedicated to Development Office Promotion Fund.
- 339. Eliminating certain funding sources for Workers Compensation Debt Reduction Fund.
- 434. Relating to horse racing.
- 446. Increasing number of terminals authorized by limited video lottery retailer license.
- 491. Creating bid preference for certain limited video lottery current permit holders.

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.
- 317. Relating to insurance coverage on state buildings and contents.

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 certain automated telephone calls 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, committees, panels, task forces and commissions.
- 262. Transferring CHIP and Children’s Health Insurance Agency 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 sanctions.
- 288. Relating to public school financing.
- 294. Eliminating certain unnecessary, inactive or redundant councils, committees and boards.
- 303. Reducing sales tax proceeds dedicated to School Major Improvement Fund and School Construction Fund.
- 335. Creating Access to Opioid Antagonists Act.
- 370. Reorganizing Governor’s Committee on Crime, Delinquency and Correction and its subcommittees.
- 393. Reforming juvenile justice system.
- 408. Establishing critical need alternative teaching certificate.
- 440. Making supplementary appropriation of federal funds to Department of Commerce.
- 441. Supplementing, amending, decreasing and increasing appropriations from State Road Fund to DOH.
- 443. Making supplementary appropriation from State Fund, State Excess Lottery Revenue Fund, to DHS.
- 462. Expiring funds to State Fund, General Revenue, from Auditor’s Office, Purchasing Card Administration Fund.
- 463. Making supplementary appropriation to DHHR, DHS, Health Care Provider Tax, Medicaid State Share Fund.
- 464. Making supplementary appropriation from State Fund, State Excess Lottery Revenue Fund, to DHHR, DHS.

465. Expiring funds to State Fund, General Revenue, from various accounts.
466. Making supplementary appropriation of federal funds to Department of Commerce.
467. Making supplementary appropriation of federal funds to Department of Agriculture, State Conservation Committee.
468. Expiring funds to State Fund, General Revenue, from Joint Expenses and DHHR, DHS, TRIP Fund.
469. Making supplementary appropriation of federal funds to DEP, Division of Environmental Protection.
470. Making supplementary appropriation of Lottery Net Profits to State Department of Education, School Building Authority, Debt Service Fund.
471. Making supplementary appropriation of federal funds to DHHR, Human Rights Commission, and DHHR, DHS.
472. Making supplementary appropriation to DOT, DMV, Motor Vehicle Fees Fund.
473. Making supplementary appropriation of federal funds to DMAPS, WV State Police.
474. Making supplementary appropriation of Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund.
475. Making supplementary appropriation to DMAPS, Division of Corrections, Parolee Supervision Fees, and WV State Police, Motor Vehicle Inspection Fund.
476. Making supplementary appropriation to Department of Administration, Division of Purchasing, Purchasing Improvement Fund.
477. Supplementing, amending, decreasing and increasing appropriation from State Road Fund to DOH.
508. Reorganizing Hatfield-McCoy Regional Recreation Authority.

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 for 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 and Children’s Health Insurance Agency 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.
 - 286. Relating to compulsory immunizations of students; exemptions.
 - 295. Establishing appeal process for DHHR Board of Review and Bureau for Medical Services decisions.
 - 334. Relating to practice of medicine and surgery or podiatry.
 - 336. Relating to powers and duties of Health Care Authority.
 - 343. Exempting chiropractors from continuing education requirement on mental health conditions common to veterans.
 - 359. Relating to suicide prevention awareness.
 - 368. Relating to risk-based capital reporting for health organizations.
 - 386. Excluding mobile x-ray services from health care provider tax.
 - 398. Extending expiration date for health care provider tax on eligible acute care hospitals.
 - 399. Relating to hospitals owned or operated by nonprofit corporations or associations or local governmental units.
 - 424. Eliminating compulsory tuberculosis testing for certain school children and school personnel.
 - 428. Relating to hydrocodone combination drug prescriptions.
 - 501. Requiring annual report by persons practicing midwifery.
 - 516. Relating to practice of advance practice registered nurses.

HUMAN SERVICES:

- 274. Relating to TANF program sanctions.
- 295. Establishing appeal process for DHHR Board of Review and Bureau for Medical Services decisions.
- 348. Creating pilot program for drug screening of cash assistance applicants.

INFRASTRUCTURE:

- 264. Reducing severance tax proceeds dedicated to Infrastructure General

Obligation Debt Service Fund.

- 390. Authorizing PSC approve expedited cost recovery of natural gas utility infrastructure projects.
- 478. Generating and maintaining revenue for road construction and maintenance and infrastructure.

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.
- 289. Prohibiting insurance plans from charging higher copays, deductibles or coinsurance for certain cancer treatments.
- 366. Creating Patient Protection and Transparency Act.
- 437. Increasing membership of PEIA Finance Board.

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.
- 373. Allowing wireless communication image serve as proof of motor vehicle insurance.
- 394. Relating to insurance coverage for rented or leased vehicles when driver has no coverage.

INTERIM STUDIES:

- 140. Amending State Administrative Procedures Act.
- 230. Creating Overdose Prevention Act.
- 231. Allowing certain law-enforcement and public safety personnel to possess and administer opioid antagonist.
- 232. Providing for expedited partner therapy.
- 239. Eliminating certain boards, councils, task forces, commissions and committees.
- 244. Creating Caregiver Advise, Record and Enable Act.
- 304. Relating to farmers markets.
- 359. Relating to suicide prevention awareness.

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.
- 307. Creating Paycheck Protection Act.
- 314. Authorizing indemnity settlement in occupational pneumoconiosis claims.
- 318. Relating to payment of wages by employers.
- 337. Creating workplace freedom act.
- 339. Eliminating certain funding sources for Workers Compensation Debt Reduction Fund.
- 344. Relating to limitations on back and front pay and punitive damages.
- 361. Eliminating prevailing hourly wage requirement for construction of public improvements.
- 400. Exempting certain employers from discriminating against tobacco users.
- 405. Authorizing qualified entities access to Criminal Identification Bureau for certain purposes.
- 409. Creating Fair and Open Competition in Governmental Construction Act.
- 511. Relating to contractor or subcontractor's obligations regarding minimum prevailing wage rates on public improvement projects.
- 521. Requiring employer provide group life insurance policy under certain

circumstances.

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.
- 284. Relating to chief law-enforcement officer's requirement to certify transfer or making of certain firearms.
- 299. Clarifying start date of State Police duty-related disability payments.
- 301. Modifying definition of "member" in Municipal Police and Firefighters Retirement System.
- 353. Transferring motor vehicle inspection program to State Police Superintendent.
- 364. Exempting State Police Forensic Laboratory from state purchasing guidelines.
- 381. Creating State Police 100th Anniversary Fund.
- 405. Authorizing qualified entities access to Criminal Identification Bureau for certain purposes.
- 426. Relating to campus police officers of state institutions of higher learning.
- 427. Relating to State Police compensation.
- 435. Creating WV Sheriffs' Bureau of Professional Standards.
- 445. Relating to investment of RJCFA excess funds.
- 449. Relating to salaries for Division of Corrections, RJCFA and Division of Juvenile Services employees.
- 452. Exempting RJCFA employees from classified service.
- 503. Permitting sheriff hire outside attorneys for tax collection assistance.
- 514. Relating to investments of local policemen's and firemen's pension and relief funds.

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 rules.
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 Bureau of Commerce promulgate legislative rules.
 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 rules.
 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 Department of Military Affairs and Public Safety promulgate legislative rules.
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 Department of Revenue promulgate legislative rules.
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 Department of Transportation promulgate legislative rules.
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.
- 341. Permitting Agriculture Commissioner approve and submit Livestock Care Standards Board rules.
- 355. Relating to quality control procedure for agency rules.

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. Limiting certain county board of education liability arising from unorganized recreation.
- 411. Creating Asbestos Bankruptcy Trust Claims Transparency Act and Asbestos and Silica Claims Priorities Act.
- 456. Relating to letters of merit in medical professional liability actions.

LIBRARIES:

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

LIENS:

- 281. Creating system of judicial sale of tax liens.
- 403. Increasing period during which motor vehicle lien is valid.

505. Creating Physicians Lien Act.

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 and use 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. Relating to local indoor smoking prohibitions.
- 122. Adopting federal definition for disabled veterans' preference in civil service hiring and state contract vendor bidding.
- 300. Relating to military service credit for PERS members.
- 316. Exempting new veteran-owned business from certain fees paid to Secretary of State.
- 346. Creating Mental Health, Veterans and Service Members Court Act.
- 451. Allowing certain National Guard firefighters to become Air National Guard civilian firefighters.
- 486. Exempting WV Wing of Civil Air Patrol vehicles from displaying WV State Car license plate.

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.
- 339. Eliminating certain funding sources for Workers Compensation Debt Reduction Fund.
- 357. Creating Coal Jobs and Safety Act of 2015.
- 502. Relating to eligibility for certain reclamation or remediation tax credit.
- 517. Exempting privilege of producing coalbed methane gas from severance tax.

MISCELLANEOUS:

- 110. Relating to purchase, possession, sale and use of fireworks.
- 125. Prohibiting discrimination based on age or sexual orientation.
- 438. Creating Sexual Assault Fund to End Rape Act.
- 500. Providing procedure for delegate selection to Article V Convention.

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 autocycles.
- 293. Increasing fees for certain DMV services and documents.
- 353. Transferring motor vehicle inspection program to State Police Superintendent.
- 356. Providing motorcycle helmet exemption for certain cyclists.
- 369. Repealing code sections relating to mandatory state motor vehicle inspections.
- 403. Increasing period during which motor vehicle lien is valid.
- 417. Removing certain tax discounts from motor fuel excise tax.
- 453. Relating to motor vehicle dealers, distributors, wholesalers and manufacturers.
- 486. Exempting WV Wing of Civil Air Patrol vehicles from displaying WV State Car license plate.

MUNICIPALITIES:

- 114. Requiring municipal police officers wear armor vest.
- 272. Decreasing number of jurors on municipal jury.
- 323. Relating to municipal home rule.
- 324. Increasing number of participants in Home Rule Pilot Program.
- 329. Requiring real property seller satisfy unpaid charges to county and municipality.
- 481. Relating to municipal policemen's and firemen's pension and relief funds' investment.
- 483. Clarifying continuing election of municipal policemen's and firemen's pension and relief funds' trustees.
- 484. Relating to procedure for removal of certain county, school district and municipal officers.
- 515. Allowing Municipal Pensions Oversight Board invest funds with Investment Management Board or Board of Treasury Investments.
- 518. Permitting county and municipal economic development authorities invest certain funds.

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.
- 311. Changing Coopers Rock State Forest to Coopers Rock State Park.
- 327. Requiring public hearing prior to fee simple transfer of real property to or from DNR and Division of Forestry.
- 383. Permitting hunting or trapping on private lands on Sundays.
- 423. Amending Aboveground Storage Tank Act.

OIL AND GAS:

- 513. Establishing minimum standards for unconventional well sites.

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.
- 311. Changing Coopers Rock State Forest to Coopers Rock State Park.
- 508. Reorganizing Hatfield-McCoy Regional Recreation Authority.

PORNOGRAPHY:

- 128. Revising definition of “obscene matter”.

PRESCRIPTIONS AND MEDICATIONS:

- 458. Relating to controlling methamphetamine.
- 494. Relating to prescriptions for epinephrine auto-injectors.

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 is under contract.
- 126. Relating to practice of psychology.
- 334. Relating to practice of medicine and surgery or podiatry.
- 343. Exempting chiropractors from continuing education requirement on mental health conditions common to veterans.
- 378. Relicensing electricians without retesting under certain

circumstances.

- 389. Relating to Board of Registration for Professional Engineers license renewals and reinstatements.
- 456. Relating to letters of merit in medical professional liability actions.
- 505. Creating Physicians Lien Act.

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.
- 302. Relating to state retirement plans.
- 305. Relating to state retirement system participation and concurrent employment provisions.
- 342. Clarifying scope, application and requirements for error corrections by CPRB.
- 433. Relating to graduated salary increases for state employees.
- 449. Relating to salaries for Division of Corrections, RJCFA and Division of Juvenile Services employees.
- 452. Exempting RJCFA employees from classified service.

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.
- 285. Relating to primary and subordinate mortgage loans.
- 329. Requiring real property seller satisfy unpaid charges to county and municipality.
- 418. Relating to trustee real estate sale under deed of trust.
- 489. Imposing statute of limitations on civil actions derived from surveying of real property.
- 498. Clarifying tax map rules apply to paper and electronic documents.
- 503. Permitting sheriff hire outside attorneys for tax collection assistance.
- 509. Relating to waste by cotenant.
- 519. Relating to Nonprofit Youth Organization Tax Exemption Support Amendment enabling legislation.

REGULATION OF TRADE:

- 123. Exempting gasoline, diesel fuel and blended fuel from unfair trade

practices.

385. Regulating transportation network companies.

RETIREMENT:

298. Clarifying funds within Public Employees Retirement Fund.
299. Clarifying start date of State Police duty-related disability payments.
300. Relating to military service credit for PERS members.
301. Modifying definition of “member” in Municipal Police and Firefighters Retirement System.
302. Relating to state retirement plans.
305. Relating to state retirement system participation and concurrent employment provisions.
342. Clarifying scope, application and requirements for error corrections by CPRB.
420. Relating to retirement benefits for certain employees in kindergarten programs.
480. Increasing tax exemption for PERS and TRS income.
481. Relating to municipal policemen’s and firemen’s pension and relief funds’ investment.
483. Clarifying continuing election of municipal policemen’s and firemen’s pension and relief funds’ trustees.
514. Relating to investments of local policemen’s and firemen’s pension and relief funds.
515. Allowing Municipal Pensions Oversight Board invest funds with Investment Management Board or Board of Treasury Investments.

ROADS AND HIGHWAYS:

41. Repealing article authorizing roadside memorial markers.
54. Requiring certification of state bridge paint applicators.
379. Creating State Infrastructure Fund Program.
407. Implementing state safety oversight program.
478. Generating and maintaining revenue for road construction and maintenance and infrastructure.
499. Creating Tourist-Oriented Directional Signs Program.

SAFETY:

356. Providing motorcycle helmet exemption for certain cyclists.
407. Implementing state safety oversight program.

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.
- 310. Exempting nonprofit public utility companies from B&O tax.
- 332. Relating to administrative fees for Tax Division, Department of Revenue.
- 338. Relating to Film Industry Investment tax credit.
- 339. Eliminating certain funding sources for Workers Compensation Debt Reduction Fund.
- 386. Excluding mobile x-ray services from health care provider tax.
- 388. Changing remittance procedure for sales and use taxes on homeowners' dues, fees and assessments.
- 398. Extending expiration date for health care provider tax on eligible acute care hospitals.
- 402. Requiring personal income tax return include survey regarding use of tax dollars.
- 416. Relating to hotel occupancy tax.
- 417. Removing certain tax discounts from motor fuel excise tax.
- 461. Exempting railroad locomotive fuel from certain fuel excise taxes.
- 480. Increasing tax exemption for PERS and TRS income.
- 502. Relating to eligibility for certain reclamation or remediation tax credit.
- 512. Exempting complimentary hotel rooms from hotel occupancy tax.
- 517. Exempting privilege of producing coalbed methane gas from severance tax.
- 519. Relating to Nonprofit Youth Organization Tax Exemption Support Amendment enabling legislation.
- 525. Exempting services of individuals authorized to practice before IRS from consumers sales and service tax.

TECHNOLOGY:

- 404. Requiring routine audits of major information technology projects.
- 459. Relating to development of broadband middle mile infrastructure.

488. Reestablishing and modifying Broadband Deployment Council.

TOBACCO AND TOBACCO PRODUCTS:

- 98. Creating Tax Revenue Act of 2015.
- 109. Relating to local indoor smoking prohibitions.
- 400. Exempting certain employers from discriminating against tobacco users.

TOURISM:

- 17. Regulating unlicensed off-road motorcycles within Hatfield-McCoy Recreation Area.
- 26. Discontinuing moratorium on commercial rafting licenses for portion of New River.
- 282. Relating to National Coal Heritage Area Authority.
- 349. Relating to Tourism Promotion Fund.
- 365. Relating to issuance of travel insurance entity producer licenses.
- 499. Creating Tourist-Oriented Directional Signs Program.
- 512. Exempting complimentary hotel rooms from hotel occupancy tax.
- 522. Increasing wholesale liquor prices for promotion of travel and tourism.

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.
- 385. Regulating transportation network companies.
- 414. Creating Local Development Superiority Act.
- 419. Providing insurance requirements for transportation network companies and drivers.
- 461. Exempting railroad locomotive fuel from certain fuel excise taxes.

UNEMPLOYMENT COMPENSATION:

- 391. Relating to unemployment compensation benefit eligibility for certain victims of domestic violence, sexual offenses or stalking.

UNIFORM LAWS:

- 292. Relating to licenses for business of currency exchange, transportation or transmission.
- 330. Adopting Interstate Medical Licensure Compact.
- 510. Amending Uniform Interstate Family Support Act.

UTILITIES:

- 234. Exempting certain water and sewer utilities owned by political subdivisions from PSC jurisdiction.
- 310. Exempting nonprofit public utility companies from B&O tax.
- 350. Establishing criminal penalties for assault or battery on utility workers.

390. Authorizing PSC approve expedited cost recovery of natural gas utility infrastructure projects.

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 February 19, 2015

(This symbol * indicates Committee Substitutes.)

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 - similar to H. B. No. 2106, H. B. No. 2201 and H. B. No. 2409) - Introduced 1/14/15 - To Energy, Industry and Mining - Com. sub. reported 1/19/15 - Amended - Passed Senate with amended title 1/21/15 - To House 1/22/15 - To Energy then Judiciary
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 - To House 1/22/15 - To Judiciary - Passed House 1/29/15 - To Governor 2/4/15 - Approved by Governor 2/9/15
- *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 - Com. sub. reported 1/28/15 - Referred to Judiciary 1/28/15
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 - Com. sub. reported 1/28/15 - Passed Senate 2/2/15 - Effective from passage - To House 2/3/15 - To Judiciary - Amended - Passed House 2/17/15 - Title amended - Effective from passage - Senate amended House amendment and passed 2/19/15 - Effective from passage
- *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 - similar to H. B. No. 2443) - Introduced 1/14/15 - To Education - Com. sub. reported 1/28/15 - Passed Senate 2/2/15 - Effective July 1, 2015 - To House 2/3/15 - To Education then Finance - 2nd reference dispensed - Amended - Passed House 2/11/15 - Title amended - Effective July 1, 2015 - Senate concurred in House amendments and passed bill 2/12/15 - Effective July 1, 2015 - To Governor 2/19/15
- *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 - Com. sub. reported 1/23/15 - Passed Senate 1/28/15 - To House 1/29/15 - To Finance
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 and S. B. No. 231) - 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 - Passed Senate 1/23/15 - To House 1/26/15 - To Industry and Labor then Finance - To House Finance 2/19/15
 - *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 - Com. sub. reported 1/22/15 - Passed Senate 1/27/15 - To House 1/28/15 - To Judiciary - Amended - Passed House 2/4/15 - Title amended - Senate refused to concur in House amendment 2/5/15 - House refused to recede and requested conference 2/9/15 - To conference 2/10/15 - Senate adopted conference report and passed bill 2/17/15 - Effective from passage - House adopted conference report and passed bill 2/18/15 - Effective from passage
 - *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 - Com. sub. reported 2/18/15 - Referred to Finance 2/18/15
 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 and S. B. No. 18) - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 2/18/15
- *19. By Sen. Plymale - **Specifying minimum early childhood education program instruction days** - Introduced 1/14/15 - To Education then Finance - Com. sub. reported 2/6/15 - Committee reference dispensed - Amended - Passed Senate 2/12/15 - To House 2/13/15 - To Education
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** (original similar to H. B. No. 2450) - 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, Blair and Stollings - **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** (original same as H. B. No. 2229) - Introduced 1/14/15 - To Judiciary
- *30. By Sen. D. Hall, Trump, Blair, Williams and Karnes - **Permitting shared animal ownership agreement to consume raw milk** (original same as H. B. No. 2448) - Introduced 1/14/15 - To Agriculture and Rural Development then Health and Human Resources - Com. sub. reported 2/10/15 - To Health and Human Resources 2/10/15 - Com. sub. for com. sub. reported 2/18/15 - On 2nd reading 2/20/15
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 - **Creating Revised Uniform Arbitration Act** - Introduced 1/14/15 - To Judiciary - Com. sub. reported 2/5/15 - Amended - Passed Senate 2/10/15 - Effective July 1, 2015 - To House 2/11/15 - 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 - **Relating to sale of alcoholic beverages on Sundays prior to 1 p.m.** (original similar to H. B. No. 2804 and S. B. No. 492) - Introduced 1/14/15 - To Judiciary - Com. sub. reported 2/16/15 - Passed Senate 2/19/15 - Effective from passage
- *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 - Passed Senate 1/26/15 - To House 1/27/15 - To Judiciary
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 - Com. sub. reported 1/30/15 - To Government Organization 1/30/15 - Com. sub. for com. sub. reported 2/6/15 - Passed Senate 2/11/15 - To House 2/12/15 - To Health and Human Resources then Government Organization - To House Government Organization 2/18/15
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 - To Finance 1/30/15
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 and S. B. No. 479) - 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 and use of fireworks; establishing WV Veterans Program Fund** (original similar to H. B. No. 2646) - Introduced 1/14/15 - To Military then Finance - Com. sub. reported 2/5/15 - Referred to Judiciary then Finance 2/5/15
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 - Com. sub. reported 2/12/15 - To Finance 2/12/15
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 - To Judiciary 2/4/15
- *88. By Sen. Stollings and Plymale - **Creating WV Clearance for Access: Registry and Employment Screening Act** (original similar to H. B. No. 2613) - Introduced 1/14/15 - To Health and Human Resources then Finance - Com. sub. reported 1/30/15 - To Finance 1/30/15

89. By Sen. Laird and Miller - **Providing Prosecuting Attorneys Institute's council establish Executive Director's salary** - Introduced 1/14/15 - To Finance - On 1st reading 2/20/15
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 - Com. sub. reported 2/17/15 - To Finance 2/17/15
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 - Com. sub. reported 1/30/15 - To Finance 1/30/15
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 is under contract** - Introduced 1/14/15 - To Government Organization then Judiciary - Committee reference dispensed - Passed Senate 2/2/15 - Effective from passage - To House 2/3/15 - To Political Subdivisions then Government Organization
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 - **Relating to local indoor smoking prohibitions** - Introduced 1/14/15 - To Military then Judiciary - Com. sub. reported 2/12/15 - To Judiciary 2/12/15
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** (original similar to H. B. No. 2541) - 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 - To Judiciary 1/28/15
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 - **Recodifying laws relating to DHHR and Bureau for 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 - To Government Organization 2/12/15
- *123. By Sen. Snyder, Blair and Romano - **Exempting gasoline, diesel fuel and blended fuel from unfair trade practices** (original same as H. B. No. 2601) - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary - Com. sub. reported 2/11/15 - To Judiciary 2/11/15
124. By Sen. Snyder - **Redistributing and dedicating excise tax on real property transfers to regional jails** (original similar to H. B. No. 2473) - Introduced 1/14/15 - To Finance
125. By Sen. Kessler, Beach and Snyder - **Prohibiting**

- discrimination based on age or sexual orientation** (original similar to H. B. No. 2534) - 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** (original similar to S. B. No. 306) - Introduced 1/14/15 - To Judiciary then Finance
130. By Sen. Miller and Beach - **Reinstituting 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 Sypolt - **Relating to posting of property to prohibit hunting or trespassing** - Introduced 1/14/15 - To Natural Resources then Judiciary - Com. sub. reported 1/22/15 - To Judiciary 1/22/15
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** (original same as H. B. No. 2445) - 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 rules** - Introduced 1/14/15 - To Finance then Judiciary - To Judiciary 2/6/15 - Com. sub. reported 2/11/15 - Passed Senate 2/16/15 - Effective from passage - To House 2/17/15 - To 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 - To Finance 2/2/15
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
 154. By Sen. Snyder - **Authorizing Division of Labor promulgate legislative rule relating to child labor** - Introduced 1/14/15 - To Labor then Judiciary
 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
 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
 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 - To Judiciary 1/29/15
 161. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to hazardous waste management system** - Introduced 1/14/15 - To Natural Resources then Judiciary - To Judiciary 1/29/15
 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 - To Judiciary 1/30/15
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 - To Judiciary 1/30/15
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 - To Judiciary 1/30/15
165. By Sen. Snyder - **Authorizing DEP promulgate legislative rule relating to waste management** - Introduced 1/14/15 - To Natural Resources then Judiciary - To Judiciary 2/12/15
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 - To Judiciary 1/30/15
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 - To Judiciary 2/19/15
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 - To Judiciary 1/30/15
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 - To Judiciary 1/30/15
- *170. By Sen. Snyder - **Authorizing Bureau of Commerce promulgate legislative rules** - Introduced 1/14/15 - To Energy, Industry and Mining then Judiciary - To Judiciary 1/30/15 - Com. sub. reported 2/18/15 - On 2nd reading 2/20/15
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
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
- *175. By Sen. Snyder - **Authorizing DHHR promulgate legislative rules** - Introduced 1/14/15 - To Health and Human Resources then Judiciary - To Judiciary 1/16/15 - Com. sub. reported 1/29/15 - Passed Senate 2/3/15 - Effective from passage - To House 2/4/15 - To Health and Human Resources then Government Organization - To House Judiciary 2/18/15
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
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
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 Department of Military Affairs and Public Safety promulgate legislative rules** - Introduced 1/14/15 - To Judiciary - Com. sub. reported 2/18/15 - On 2nd reading 2/20/15
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 Department of Revenue promulgate legislative rules** - Introduced 1/14/15 - To Government Organization then Judiciary - To Judiciary 1/22/15 - Com. sub. reported 2/4/15 - Passed Senate 2/9/15 - Effective from passage - To House 2/10/15 - To 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 Department of Transportation promulgate legislative rules** - Introduced 1/14/15 - To Transportation and Infrastructure then Judiciary

- To Judiciary 1/28/15 - Com. sub. reported 2/18/15 - On 2nd reading 2/20/15
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 - To Judiciary 1/29/15
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 - To Judiciary 1/23/15
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 - To Judiciary 1/22/15
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 - To Judiciary 1/22/15
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 - To Judiciary 1/30/15
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 - To Judiciary 1/22/15
201. By Sen. Snyder - **Authorizing Board of Osteopathy promulgate legislative rule relating to board fees** - Introduced 1/14/15 - To Government Organization then Judiciary - To Judiciary 1/22/15

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 - To Judiciary 1/28/15
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 - To Judiciary 1/22/15
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 - To Judiciary 1/23/15
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 - To Finance 1/23/15 - To Judiciary 2/4/15
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 - To Finance 1/23/15 - To Judiciary 2/4/15
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 - To Judiciary 1/23/15
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 - To Judiciary 1/27/15
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 - To Judiciary 1/27/15
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 - To Judiciary 1/27/15
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 - To Finance 1/27/15 - To Judiciary 2/11/15
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 - To Judiciary 1/27/15
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 - To Judiciary 1/27/15
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 - To Judiciary 2/3/15
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 - To Judiciary 1/23/15
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** (original same as H. B. No. 2045 - similar to S. B. No. 18) - 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 certain water and sewer utilities owned by political subdivisions from PSC jurisdiction** - Introduced 1/15/15 - To Government Organization then Finance - Com. sub. reported 2/19/15 - To Finance 2/19/15
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** (original similar to H. B. No. 2440) - 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 - Com. sub. reported 1/27/15 - Committee reference dispensed - Passed Senate 1/30/15 - Effective from passage - To House 2/2/15 - To Finance - Amended - Passed House 2/12/15 - Effective from passage - Senate concurred in House amendments and passed bill 2/13/15 - Effective from passage - To Governor 2/19/15
238. By Sen. D. Hall, Nohe and Stollings - **Limiting certain county board of education liability arising from unorganized recreation** (original same as H. B. No. 2441) - Introduced 1/16/15 - To Education then Judiciary - To Judiciary 2/4/15 - Passed Senate with amended title 2/11/15 - To House 2/12/15 - To 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 certain automated telephone calls during state of emergency or preparedness** (original same as H. B. No. 2117) - Introduced 1/16/15 - To Judiciary - Com. sub. reported 2/6/15 - Passed Senate 2/11/15 - To House 2/12/15 - 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 - Com. sub. reported 1/30/15 - To Judiciary 1/30/15 - Com. sub. for com. sub. reported 2/9/15 - Passed Senate 2/12/15 - Effective from passage - To House 2/13/15 - To Education
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** (original same as H. B. No. 2206 - similar to S. B. No. 361) - 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

- Com. sub. reported 2/3/15 - To Judiciary 2/3/15
- *249. By Sen. Trump, Blair, Ferns, M. Hall and Walters - **Prohibiting straight party voting** - Introduced 1/16/15 - To Judiciary - Com. sub. reported 1/29/15 - Passed Senate 2/3/15 - To House 2/4/15 - 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 - To Judiciary 1/29/15 - Passed Senate 2/6/15 - Effective from passage - To House 2/9/15 - To Agriculture and 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 - Com. sub. reported 1/28/15 - To Judiciary 1/28/15
254. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to Fire, EMS and Law-Enforcement Officer Survivor Benefit Act** (original same as H. B. No. 2525) - 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, committees, panels, task forces and commissions** (original same as H. B. No. 2177) - Introduced 1/19/15 - To Government Organization then Judiciary - Com. sub. reported 1/30/15 - To Judiciary 1/30/15 - Passed Senate 2/10/15 - To House 2/11/15 - To Government Organization - On 3rd reading, Special Calendar 2/20/15
- *256. By Sen. Walters and Nohe - **Increasing number of student unexcused absences before taking action against parent** (original same as H. B. No. 2550) - Introduced 1/20/15 - To Education then Judiciary - Com. sub. reported 2/13/15 - To Judiciary 2/13/15

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 - Com. sub. reported 1/28/15 - To Finance 1/28/15
- *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 - Com. sub. reported 1/28/15 - To Judiciary 1/28/15
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 - To Judiciary 1/29/15 - Com. sub. reported 2/3/15 - Passed Senate 2/6/15 - To House 2/9/15 - To Agriculture and Natural Resources then Judiciary
262. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Transferring CHIP and Children’s Health Insurance Agency from Department of Administration to DHHR** (original same as H. B. No. 2210) - Introduced 1/20/15 - To Health and Human Resources then Judiciary - To Judiciary 1/28/15 - Passed Senate 2/10/15 - To House 2/11/15 - To Government Organization - Passed House 2/18/15
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** (original same as H. B. No. 2212) - 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** (original same as H. B. No. 2213) - 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** (original same as H. B. No. 2211) - Introduced 1/20/15 - To Transportation and Infrastructure then Finance - To Finance 1/28/15 - Removed from calendar by action of Committee on Rules on 2nd reading
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** (original same as H. B. No. 2209) - Introduced 1/20/15 - To Health and Human Resources then Judiciary - To Judiciary 1/30/15 - Passed Senate 2/10/15 - To House 2/11/15 - To Health and Human Resources - To House Judiciary 2/19/15
268. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Terminating dedication of corporation net income tax proceeds to railroads** (original same as H. B. No. 2226) - Introduced 1/20/15 - To Transportation and Infrastructure then Finance - To Finance 1/28/15
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** (original same as H. B. No. 2385) - Introduced 1/21/15 - To Economic Development then Judiciary - Com. sub. reported 2/12/15 - To Judiciary 2/12/15
- *274. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to TANF program sanctions** (original same as H. B. No. 2382) - Introduced 1/21/15 - To Health and Human Resources then Judiciary - To Judiciary 1/28/15 - Com. sub. reported 2/12/15 - Passed Senate 2/17/15 - To House 2/18/15 - To 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** (original same as H. B. No. 2636) - Introduced 1/21/15 - To Judiciary
276. By Sen. Karnes, Boley, Leonhardt, Maynard, Nohe, Plymale and D. Hall - **Terminating severance tax on timber** (original similar to H. B. No. 2268) - 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 - Com. sub. reported 2/4/15 - To Judiciary 2/4/15 - Com. sub. for com. sub. reported 2/13/15 - Passed Senate 2/18/15 - To House 2/18/15 - To Judiciary
- *278. By Sen. Karnes - **Relating to lawful and unlawful methods of hunting** (original similar to H. B. No. 2420) - Introduced 1/21/15 - To Natural Resources then Judiciary - Com. sub. reported 2/17/15 - To Judiciary 2/17/15
- *279. By Sen. Walters, Blair, Gaunch, Boso, Karnes, Maynard and D. Hall - **Clarifying qualifications of Labor Commissioner** (original similar to H. B. No. 2217) - Introduced 1/21/15 - To Labor then Judiciary - Com. sub. reported 1/27/15 - Recommitted to Judiciary on 3rd reading 2/6/15
- *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 - Com. sub. reported 1/23/15 - Constitutional rule suspended - Passed Senate 1/23/15 - Effective from passage - To House 1/26/15 - To Energy - Passed House 1/28/15 - Effective from passage - To Governor 2/2/15 - Approved by Governor 2/4/15
281. By Sen. Plymale - **Creating system of judicial sale of tax liens** - Introduced 1/21/15 - To Judiciary then Finance
282. By Sen. D. Hall and Stollings - **Relating to National Coal Heritage Area Authority** (original same as H. B. No. 2227) - Introduced 1/22/15 - To Government Organization then Judiciary
283. By Sen. Nohe, Gaunch and Plymale - **Relating to branch banking** (original same as H. B. No. 2379) - Introduced 1/22/15 - To Banking and Insurance then Judiciary - To Judiciary 2/3/15 - On 1st reading 2/20/15
- *284. By Sen. Nohe, Plymale, Sypolt, Walters, Blair, Williams, Prezioso and D. Hall - **Relating to chief law-enforcement officer's requirement to certify transfer or making of certain firearms** - Introduced 1/22/15 - To Judiciary - Com.

- sub. reported 1/30/15 - Amended - Passed Senate 2/4/15 - To House 2/5/15 - To Judiciary
285. By Sen. Nohe, Gaunch and Plymale - **Relating to primary and subordinate mortgage loans** (original same as H. B. No. 2223) - Introduced 1/22/15 - To Banking and Insurance then Judiciary - To Judiciary 2/3/15 - On 1st reading 2/20/15
- *286. By Sen. Ferns, Trump, D. Hall, Blair, Boley, Gaunch, Leonhardt, Mullins and Karnes - **Relating to compulsory immunizations of students; exemptions** (original same as H. B. No. 2556) - Introduced 1/23/15 - To Health and Human Resources then Judiciary - Com. sub. reported 2/13/15 - Committee reference dispensed - Passed Senate 2/18/15 - To House 2/18/15 - To Health and Human Resources then Judiciary
- *287. By Sen. Takubo, Boley, Carmichael, Gaunch, Stollings, Walters, Williams, Trump and Blair - **Providing posthumous high school diplomas** (original same as H. B. No. 2156 - similar to H. B. No. 2516) - Introduced 1/23/15 - To Education - Com. sub. reported 2/4/15 - Passed Senate 2/9/15 - To House 2/10/15 - To Education then Finance
288. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Relating to public school financing** (original same as H. B. No. 2478) - Introduced 1/23/15 - To Education then Finance
289. By Sen. Takubo, Stollings, Carmichael, Ferns, Walters, Gaunch and Miller - **Prohibiting insurance plans from charging higher copays, deductibles or coinsurance for certain cancer treatments** - Introduced 1/23/15 - To Banking and Insurance then Judiciary
290. By Sen. Williams, Beach, Blair, Kirkendoll, Stollings, Sypolt, Palumbo and Miller - **Relating to regulation of nonintoxicating beer brewers and retailers** - Introduced 1/23/15 - To Economic Development then Judiciary
291. By Sen. Ferns, D. Hall, Karnes and Leonhardt - **Clarifying power of Attorney General to contract for outside legal services** - Introduced 1/23/15 - To Judiciary
292. By Sen. Nohe and Gaunch - **Relating to licenses for business of currency exchange, transportation or transmission** (original same as H. B. No. 2241) - Introduced 1/23/15 - To Banking and Insurance then Judiciary - To Judiciary 2/3/15 - On 1st reading 2/20/15
293. By Sen. Beach, Kessler and Miller - **Increasing fees for certain DMV services and documents** - Introduced 1/23/15

- To Transportation and Infrastructure then Finance
294. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Eliminating certain unnecessary, inactive or redundant councils, committees and boards** (original same as H. B. No. 2469) - Introduced 1/23/15 - To Government Organization then Judiciary - To Judiciary 2/6/15 - Passed Senate 2/19/15
295. By Sen. Ferns and Trump - **Establishing appeal process for DHHR Board of Review and Bureau for Medical Services decisions** (original same as H. B. No. 2589) - Introduced 1/23/15 - To Health and Human Resources then Judiciary - To Judiciary 1/28/15 - Passed Senate 2/10/15 - To House 2/11/15 - To Judiciary
296. By Sen. Walters and D. Hall - **Providing maximum licensed school psychologist-pupil ratio** - Introduced 1/23/15 - To Education then Finance
297. By Sen. Walters and Palumbo - **Relating to sale of nonintoxicating beer** - Introduced 1/23/15 - To Economic Development then Judiciary
298. By Sen. Gaunch and Trump - **Clarifying funds within Public Employees Retirement Fund** (original same as H. B. No. 2504) - Introduced 1/26/15 - To Pensions then Judiciary - To Judiciary 2/5/15 - Passed Senate 2/13/15 - To House 2/16/15 - To Finance - On 2nd reading, Special Calendar 2/20/15
299. By Sen. Gaunch and Trump - **Clarifying start date of State Police duty-related disability payments** (original same as H. B. No. 2506) - Introduced 1/26/15 - To Pensions then Judiciary - To Judiciary 2/5/15 - Amended - Passed Senate with amended title 2/13/15 - To House 2/16/15 - To Finance - On 2nd reading, Special Calendar 2/20/15
300. By Sen. Gaunch, Trump and Stollings - **Relating to military service credit for PERS members** - Introduced 1/26/15 - To Pensions then Finance - To Finance 2/19/15
301. By Sen. Gaunch and Trump - **Modifying definition of "member" in Municipal Police and Firefighters Retirement System** (original same as H. B. No. 2507) - Introduced 1/26/15 - To Pensions then Finance - To Finance 2/5/15
302. By Sen. Gaunch and Trump - **Relating to state retirement plans** (original same as H. B. No. 2560) - Introduced 1/26/15 - To Pensions then Judiciary - To Judiciary 2/5/15 - Passed Senate 2/13/15 - To House 2/16/15 - To Finance - On 2nd reading, Special Calendar 2/20/15

303. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reducing sales tax proceeds dedicated to School Major Improvement Fund and School Construction Fund** (original same as H. B. No. 2462) - Introduced 1/26/15 - To Education then Finance
304. By Sen. Miller, Williams, Beach, D. Hall, Nohe, Sypolt, Snyder and Stollings - **Relating to farmers markets** (original same as H. B. No. 2467) - Introduced 1/26/15 - To Agriculture and Rural Development then Judiciary - To Judiciary 2/3/15
305. By Sen. Gaunch and Trump - **Relating to state retirement system participation and concurrent employment provisions** (original same as H. B. No. 2505) - Introduced 1/26/15 - To Pensions then Finance - To Finance 2/19/15
306. By Sen. Ferns, Carmichael, D. Hall, Mullins and Blair - **Establishing Intermediate Court of Appeals** (original similar to S. B. No. 129) - Introduced 1/26/15 - To Judiciary then Finance
307. By Sen. Blair and Carmichael - **Creating Paycheck Protection Act** (original similar to S. B. No. 321) - Introduced 1/26/15 - To Labor then Judiciary
308. By Sen. Trump and Carmichael - **Changing minimum interest rate paid on judgments or decrees** - Introduced 1/26/15 - To Judiciary
309. By Sen. Trump, Laird, Walters and Nohe - **Authorizing Corrections Commissioner to enter into mutual aid agreements** (original same as H. B. No. 2274) - Introduced 1/26/15 - To Government Organization then Judiciary - To Judiciary 2/6/15
310. By Sen. Sypolt, Williams and Nohe - **Exempting nonprofit public utility companies from B&O tax** - Introduced 1/26/15 - To Finance
311. By Sen. Beach, Kessler, D. Hall and Prezioso - **Changing Coopers Rock State Forest to Coopers Rock State Park** - Introduced 1/26/15 - To Natural Resources then Judiciary
312. By Sen. Nohe, Boley, Leonhardt, Palumbo and D. Hall - **Relating to disqualification of general election nominees for failure to file campaign finance statements** - Introduced 1/26/15 - To Judiciary - Passed Senate 2/4/15 - To House 2/5/15 - To Judiciary
313. By Sen. Nohe, Blair, Carmichael, Gaunch, D. Hall, M. Hall, Laird, Palumbo and Stollings - **Relating to delinquency proceedings of insurers** (original same as H. B. No. 2461) -

- Introduced 1/26/15 - To Banking and Insurance then Judiciary
- To Judiciary 2/10/15
314. By Sen. Nohe, Carmichael, Mullins and Blair - **Authorizing indemnity settlement in occupational pneumoconiosis claims** - Introduced 1/27/15 - To Banking and Insurance then Judiciary
- *315. By Sen. Mullins - **Relating to civil actions filed under Consumer Protection Act** - Introduced 1/27/15 - To Judiciary - Com. sub. reported 2/10/15 - Passed Senate 2/13/15 - To House 2/16/15 - To Judiciary
- *316. By Sen. D. Hall, Leonhardt, Trump, Stollings, Plymale, Kirkendoll and Nohe - **Exempting new veteran-owned business from certain fees paid to Secretary of State** (original similar to H. B. No. 2676) - Introduced 1/27/15 - To Military then Finance - Com. sub. reported 2/5/15 - To Finance 2/5/15 - On 3rd reading 2/20/15
317. By Sen. Miller, Beach, Laird, Walters and Woelfel - **Relating to insurance coverage on state buildings and contents** - Introduced 1/27/15 - To Banking and Insurance then Judiciary
318. By Sen. Trump, Karnes, Carmichael and Blair - **Relating to payment of wages by employers** - Introduced 1/27/15 - To Judiciary - Amended on 3rd reading - Passed Senate 2/5/15 - To House 2/6/15 - To Judiciary
319. By Sen. D. Hall and Trump - **Relating to donation of Secretary of State overpayment fees** (original same as H. B. No. 2682) - Introduced 1/27/15 - To Finance
320. By Sen. D. Hall and Trump - **Standardizing notification process for revocation of certificates of authority** (original same as H. B. No. 2680) - Introduced 1/27/15 - To Judiciary
321. By Sen. Blair - **Creating Paycheck Protection Act** (original similar to S. B. No. 307) - Introduced 1/27/15 - To Labor then Judiciary
322. By Sen. Nohe, Boley, Palumbo, Leonhardt and Trump - **Eliminating mandatory electronic recount of ballots in recounts** - Introduced 1/27/15 - To Judiciary - Passed Senate 2/4/15 - To House 2/5/15 - To Judiciary
- *323. By Sen. Blair - **Relating to municipal home rule** - Introduced 1/27/15 - To Government Organization then Finance - Com. sub. reported 1/30/15 - Committee reference dispensed - Passed Senate 2/4/15 - To House 2/5/15 - To Government Organization then Finance
324. By Sen. Blair, Trump, Laird, Kessler, D. Hall, Palumbo and Plymale - **Increasing number of participants in Home Rule**

- Pilot Program** (original same as H. B. No. 2539) - Introduced 1/27/15 - To Government Organization then Finance
325. By Sen. Nohe, Boley, Leonhardt, Sypolt, Palumbo, Trump and Blair - **Relating to filing of candidates' financial disclosure statements** - Introduced 1/27/15 - To Judiciary
326. By Sen. Nohe, Boley, Leonhardt, Sypolt, Palumbo, Trump and Blair - **Eliminating campaign finance reporting by candidates for delegate to national convention** - Introduced 1/27/15 - To Judiciary - Passed Senate 2/4/15 - To House 2/5/15 - To Judiciary
327. By Sen. Williams and Sypolt - **Requiring public hearing prior to fee simple transfer of real property to or from DNR and Division of Forestry** - Introduced 1/27/15 - To Natural Resources then Judiciary
328. By Sen. Boley, Sypolt and D. Hall - **Repealing code section relating to notary public fees** - Introduced 1/27/15 - To Finance
329. By Sen. Walters, Leonhardt and Takubo - **Requiring real property seller satisfy unpaid charges to county and municipality** - Introduced 1/27/15 - To Government Organization then Finance
- *330. By Sen. Ferns - **Adopting Interstate Medical Licensure Compact** (original same as H. B. No. 2496) - Introduced 1/27/15 - To Interstate Cooperation then Health and Human Resources - Com. sub. reported 2/19/15 - To Health and Human Resources 2/19/15
331. By Sen. Palumbo - **Relating to withdrawals and filling vacancies in candidacies** - Introduced 1/27/15 - To Judiciary
332. By Sen. M. Hall - **Relating to administrative fees for Tax Division, Department of Revenue** (original same as H. B. No. 2538) - Introduced 1/27/15 - To Finance
333. By Sen. M. Hall - **Repealing code section removing county officials from office for misconduct or negligence** (original same as H. B. No. 2547) - Introduced 1/27/15 - To Judiciary
- *334. By Sen. Ferns - **Relating to practice of medicine and surgery or podiatry** (original same as H. B. No. 2497) - Introduced 1/27/15 - To Government Organization then Health and Human Resources - To Health and Human Resources 1/30/15 - Com. sub. reported 2/18/15 - On 2nd reading 2/20/15
- *335. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Creating Access to Opioid Antagonists Act** (original same as H. B. No. 2543) - Introduced 1/27/15 - To

- Health and Human Resources - Com. sub. reported 1/28/15 - Passed Senate 2/2/15 - To House 2/3/15 - To Judiciary - Amended - Passed House 2/11/15 - Title amended - Senate concurred in House amendments and passed bill 2/12/15 - To Governor 2/19/15
336. By Sen. Ferns and Takubo - **Relating to powers and duties of Health Care Authority** - Introduced 1/27/15 - To Government Organization then Judiciary
337. By Sen. Carmichael, Blair, Boso, Sypolt and Trump - **Creating workplace freedom act** - Introduced 1/27/15 - To Judiciary
338. By Sen. Palumbo, Gaunch, Snyder, M. Hall, Williams, Blair, Unger, Trump and Stollings - **Relating to Film Industry Investment tax credit** (original same as H. B. No. 2773) - Introduced 1/27/15 - To Economic Development then Finance
- *339. By Sen. Carmichael, D. Hall and Nohe - **Eliminating certain funding sources for Workers Compensation Debt Reduction Fund** (original similar to H. B. No. 2394) - Introduced 1/27/15 - To Energy, Industry and Mining then Finance - Com. sub. reported 2/11/15 - To Finance 2/11/15
340. By Sen. Trump, Carmichael, Blair and Takubo - **Requiring voter provide photo ID** (original similar to H. B. No. 2092, H. B. No. 2365, H. B. No. 2477 and H. B. No. 2602) - Introduced 1/27/15 - To Judiciary then Finance
341. By Sen. D. Hall, Trump, Blair, Beach, Karnes, Sypolt, Williams and Woelfel (Originating in Senate Agriculture and Rural Development) - **Permitting Agriculture Commissioner approve and submit Livestock Care Standards Board rules** - Introduced 1/27/15 - Passed Senate 1/30/15 - Effective from passage - To House 2/2/15 - To Agriculture and Natural Resources then Judiciary
- *342. By Sen. Gaunch, Trump and Plymale - **Clarifying scope, application and requirements for error corrections by CPRB** (original same as H. B. No. 2521) - Introduced 1/28/15 - To Pensions then Finance - Com. sub. reported 2/19/15 - To Finance 2/19/15
- *343. By Sen. Blair, Snyder and Nohe - **Exempting chiropractors from continuing education requirement on mental health conditions common to veterans** - Introduced 1/28/15 - To Government Organization then Judiciary - Com. sub. reported 2/6/15 - To Judiciary 2/6/15 - On 2nd reading 2/20/15
- *344. By Sen. Trump, Carmichael and Blair - **Relating to limitations on back and front pay and punitive damages** -

- Introduced 1/28/15 - To Judiciary - Com. sub. reported 2/17/15 - On 3rd reading 2/20/15
345. By Sen. Sypolt, Blair, Ferns, D. Hall, M. Hall, Laird, Leonhardt, Mullins, Nohe, Trump and Williams - **Relating to jury selection strikes in felony cases** (original similar to H. B. No. 2480) - Introduced 1/28/15 - To Judiciary
346. By Sen. Ferns - **Creating Mental Health, Veterans and Service Members Court Act** - Introduced 1/28/15 - To Judiciary then Finance
347. By Sen. Sypolt, Beach, Blair, Gaunch, D. Hall, Karnes, Leonhardt, Maynard, Williams and Ferns - **Creating Firearms Act of 2015** - Introduced 1/28/15 - To Judiciary
- *348. By Sen. Blair, Carmichael and Karnes - **Creating pilot program for drug screening of cash assistance applicants** - Introduced 1/28/15 - To Health and Human Resources then Finance - Com. sub. reported 2/11/15 - To Finance 2/11/15
349. By Sen. Kessler, Unger, Beach, Facemire, Kirkendoll, Laird, Miller, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Williams, Woelfel and Yost - **Relating to Tourism Promotion Fund** (original similar to H. B. No. 2686) - Introduced 1/28/15 - To Economic Development then Finance
350. By Sen. D. Hall, Beach, Blair, Facemire, Ferns, Gaunch, M. Hall, Kessler, Kirkendoll, Laird, Mullins, Plymale, Prezioso, Snyder, Stollings, Trump, Walters, Romano, Nohe, Williams and Leonhardt - **Establishing criminal penalties for assault or battery on utility workers** (original same as H. B. No. 2554) - Introduced 1/28/15 - To Judiciary - On 2nd reading 2/20/15
351. By Sen. Ferns - **Relating to charitable organization contribution levels requiring independent audit reports** (original same as H. B. No. 2716) - Introduced 1/28/15 - To Judiciary
- *352. By Sen. Walters - **Expanding scope of cooperative associations to goods and services including recycling** (original similar to H. B. No. 2603) - Introduced 1/28/15 - To Natural Resources then Judiciary - Com. sub. reported 2/19/15 - To Judiciary 2/19/15
353. By Sen. Walters and Nohe - **Transferring motor vehicle inspection program to State Police Superintendent** - Introduced 1/28/15 - To Transportation and Infrastructure then Judiciary - To Judiciary 2/4/15
354. By Sen. Plymale and Stollings - **Creating Rehabilitation Services Vending Program Fund** - Introduced 1/28/15 - To

- Finance
355. By Sen. M. Hall - **Relating to quality control procedure for agency rules** (original same as H. B. No. 2591) - Introduced 1/29/15 - To Government Organization then Finance
356. By Sen. D. Hall, Yost and Gaunch - **Providing motorcycle helmet exemption for certain cyclists** - Introduced 1/29/15 - To Transportation and Infrastructure then Judiciary
- *357. By Sen. Mullins, Blair, Boley, Boso, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Carmichael, Kirkendoll, Leonhardt, Maynard, Nohe, Plymale, Prezioso, Stollings, Sypolt, Takubo, Trump, Walters and Williams - **Creating Coal Jobs and Safety Act of 2015** (original similar to H. B. No. 2566) - Introduced 1/29/15 - To Judiciary - Com. sub. reported 2/5/15 - Amended - Passed Senate 2/10/15 - To House 2/11/15 - To Judiciary
358. By Sen. Leonhardt, Beach, Blair, Boley, Boso, Carmichael, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Maynard, Miller, Mullins, Nohe, Romano, Snyder, Sypolt, Takubo, Trump, Walters, Williams, Woelfel, Plymale, Prezioso, Stollings and Kirkendoll - **Requiring court issue divorce certificate reflecting name change** - Introduced 1/29/15 - To Judiciary
359. By Sen. Unger, Laird, Miller, Palumbo, Plymale, Prezioso, Stollings, M. Hall, Snyder, Kirkendoll and Kessler - **Relating to suicide prevention awareness** (original same as H. B. No. 2535) - Introduced 1/29/15 - To Education then Finance
360. By Sen. Miller, Beach, Carmichael, D. Hall, Mullins, Nohe, Sypolt, Williams, Woelfel, Laird, Plymale and Facemire - **Repealing code sections relating to book indexes and claims reports required by court clerks** - Introduced 1/29/15 - To Judiciary
- *361. By Sen. Blair - **Eliminating prevailing hourly wage requirement for construction of public improvements** (original similar to H. B. No. 2206 and S. B. No. 245) - Introduced 1/29/15 - To Government Organization - To Government Organization 1/29/15 - Com. sub. reported 2/5/15 2/5/15 - Amended - Passed Senate with amended title 2/12/15 - Effective from passage - To House 2/13/15 - To Government Organization
362. By Sen. Boley, Blair, Karnes and Leonhardt - **Relating to public school curricular standards and assessments** - Introduced 1/29/15 - To Education then Judiciary
363. By Sen. Cole (Mr. President) - **Establishing maximum rates**

- and service limitations for reimbursement of health care services by Court of Claims** - Introduced 1/29/15 - To Health and Human Resources then Judiciary - To Judiciary 2/18/15
364. By Sen. M. Hall, Snyder, D. Hall, Plymale and Facemire - **Exempting State Police Forensic Laboratory from state purchasing guidelines** - Introduced 1/29/15 - To Finance - On 2nd reading 2/20/15
- *365. By Sen. Nohe, Gaunch, D. Hall and Palumbo - **Relating to issuance of travel insurance entity producer licenses** (original similar to H. B. No. 2536) - Introduced 1/29/15 - To Banking and Insurance then Judiciary - Com. sub. reported 2/10/15 - To Judiciary 2/10/15
366. By Sen. Ferns, Stollings, Walters and D. Hall - **Creating Patient Protection and Transparency Act** - Introduced 1/29/15 - To Banking and Insurance then Finance
367. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Authorizing recalculation of base tax revenue amount for sales tax increment financing districts** (original same as H. B. No. 2532) - Introduced 1/29/15 - To Finance
- *368. By Sen. Nohe - **Relating to risk-based capital reporting for health organizations** (original same as H. B. No. 2728) - Introduced 1/29/15 - To Banking and Insurance then Judiciary - Com. sub. reported 2/10/15 - To Judiciary 2/10/15
369. By Sen. Karnes and Leonhardt - **Repealing code sections relating to mandatory state motor vehicle inspections** - Introduced 1/29/15 - To Transportation and Infrastructure then Judiciary
370. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reorganizing Governor's Committee on Crime, Delinquency and Correction and its subcommittees** (original same as H. B. No. 2565) - Introduced 1/30/15 - To Judiciary then Finance - To Finance 2/9/15 - On 1st reading 2/20/15
371. By Sen. Carmichael and Karnes - **Applying forum non conveniens doctrine when actions involve resident and nonresident plaintiffs** - Introduced 1/30/15 - To Judiciary
372. By Sen. Carmichael - **Providing for civil action mediation** - Introduced 1/30/15 - To Judiciary
373. By Sen. Nohe, Gaunch, D. Hall, Karnes and Blair - **Allowing wireless communication image serve as proof of motor vehicle insurance** - Introduced 1/30/15 - To Banking and Insurance then Judiciary - To Judiciary 2/10/15

- *374. By Sen. Trump and D. Hall - **Permitting in absentia parole hearings in certain instances** (original same as H. B. No. 2703) - Introduced 1/30/15 - To Judiciary - Com. sub. reported 2/3/15 - Passed Senate 2/6/15 - Effective from passage - To House 2/9/15 - To Judiciary
- *375. By Sen. Trump - **Specifying who receives parole hearing notices via regular or certified mail** (original same as H. B. No. 2721) - Introduced 1/30/15 - To Judiciary - Com. sub. reported 2/3/15 - Passed Senate 2/6/15 - Effective from passage - To House 2/9/15 - To Judiciary
376. By Sen. Trump - **Relating to administration of estates** - Introduced 1/30/15 - To Judiciary
377. By Sen. Boso and Gaunch - **Limiting civil liability of pharmaceutical manufacturers or sellers providing warning to learned intermediary** - Introduced 1/30/15 - To Judiciary
- *378. By Sen. Snyder, Blair, Miller, Kessler, Kirkendoll and Gaunch - **Relicensing electricians without retesting under certain circumstances** - Introduced 1/30/15 - To Government Organization - Com. sub. reported 2/11/15 - Passed Senate 2/16/15 - Effective from passage - To House 2/17/15 - To Government Organization - On 2nd reading, Special Calendar 2/20/15
- *379. By Sen. Walters, D. Hall, Beach and Miller - **Creating State Infrastructure Fund Program** (original similar to H. B. No. 2778) - Introduced 1/30/15 - To Transportation and Infrastructure then Finance - Com. sub. reported 2/11/15 - To Finance 2/11/15
380. By Sen. Kessler, Stollings, Unger, Miller and Yost - **Relating to when Future Fund deposits are made** - Introduced 1/30/15 - To Finance
381. By Sen. M. Hall, Stollings, D. Hall, Nohe, Boso, Miller, Kessler and Prezioso - **Creating State Police 100th Anniversary Fund** (original same as H. B. No. 2523) - Introduced 1/30/15 - To Finance
382. By Sen. M. Hall and Walters - **Declaring claims against state** - Introduced 1/30/15 - To Finance - Passed Senate 2/17/15 - Effective from passage - To House 2/18/15 - To Finance
383. By Sen. D. Hall, Ferns, Kirkendoll, Maynard, Mullins, Takubo and Stollings - **Permitting hunting or trapping on private lands on Sundays** (original same as H. B. No. 2751) - Introduced 2/2/15 - To Natural Resources
- *384. By Sen. D. Hall, Prezioso, Takubo, Stollings and Beach -

- Permitting wine sales by specialty shop located in dry county, magisterial district or municipality** - Introduced 2/2/15 - To Government Organization - Com. sub. reported 2/17/15 - Amended - On 3rd reading 2/20/15
- *385. By Sen. D. Hall, Beach, Blair, Ferns, Karnes, Kessler, Kirkendoll, Mullins, Nohe, Sypolt, Trump, Walters, Williams and Stollings - **Regulating transportation network companies** (original same as H. B. No. 2736) - Introduced 2/2/15 - To Transportation and Infrastructure then Judiciary - Com. sub. reported 2/12/15 - To Judiciary 2/12/15
386. By Sen. Ferns, Stollings and D. Hall - **Excluding mobile x-ray services from health care provider tax** - Introduced 2/2/15 - To Health and Human Resources then Finance - To Finance 2/11/15
387. By Sen. Walters, Stollings and D. Hall - **Creating Task Force on Prevention of Sexual Abuse of Children** (original same as H. B. No. 2527) - Introduced 2/2/15 - To Judiciary
388. By Sen. Sypolt, Beach, Blair, M. Hall, Kessler, Leonhardt, Prezioso, Snyder, Trump, Unger, Williams, Stollings and Nohe - **Changing remittance procedure for sales and use taxes on homeowners' dues, fees and assessments** - Introduced 2/2/15 - To Finance
389. By Sen. Blair, Yost, Maynard, Facemire, Leonhardt, Williams, Walters, Boso, Palumbo, Mullins, Gaunch, Miller, Ferns and Snyder (Originating in Senate Government Organization) - **Relating to Board of Registration for Professional Engineers license renewals and reinstatements** - Introduced 2/2/15 - Passed Senate 2/5/15 - Effective from passage - To House 2/6/15 - To Government Organization - Amended - Passed House 2/17/15 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 2/19/15 - Effective from passage
- *390. By Sen. Trump - **Authorizing PSC approve expedited cost recovery of natural gas utility infrastructure projects** (original same as H. B. No. 2743) - Introduced 2/3/15 - To Judiciary - Com. sub. reported 2/18/15 - On 2nd reading 2/20/15
391. By Sen. Walters, Facemire, Kessler, Laird, Mullins, Nohe, Romano and Plymale - **Relating to unemployment compensation benefit eligibility for certain victims of domestic violence, sexual offenses or stalking** (original same as H. B. No. 2520) - Introduced 2/3/15 - To Government

- Organization then Judiciary - To Judiciary 2/18/15
392. By Sen. Plymale - **Relating to public higher education procurement and payment of expenses** (original same as S. B. No. 455) - Introduced 2/3/15 - To Education then Finance
393. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reforming juvenile justice system** (original same as H. B. No. 2641) - Introduced 2/3/15 - To Judiciary
394. By Sen. M. Hall, Carmichael, D. Hall, Miller and Plymale - **Relating to insurance coverage for rented or leased vehicles when driver has no coverage** (original same as H. B. No. 2557) - Introduced 2/3/15 - To Banking and Insurance then Judiciary
395. By Sen. Sypolt, Facemire, Gaunch, Prezioso, Stollings, Plymale, Palumbo and Williams - **Modifying definitions of “battery” and “domestic battery”** - Introduced 2/3/15 - To Judiciary
396. By Sen. Sypolt, Facemire, Gaunch, Prezioso, Stollings, D. Hall, Plymale, Karnes, Palumbo, Romano and Williams - **Providing felony offense of domestic violence or sexual offense by strangling** (original similar to H. B. No. 2240) - Introduced 2/3/15 - To Judiciary
397. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Transferring powers and duties of Affordable Housing Trust Fund to Housing Development Fund** (original same as H. B. No. 2612) - Introduced 2/3/15 - To Government Organization then Finance
398. By Sen. Ferns, D. Hall and Stollings - **Extending expiration date for health care provider tax on eligible acute care hospitals** (original same as H. B. No. 2614) - Introduced 2/3/15 - To Health and Human Resources then Finance - To Finance 2/6/15 - On 2nd reading 2/20/15
399. By Sen. Ferns - **Relating to hospitals owned or operated by nonprofit corporations or associations or local governmental units** - Introduced 2/3/15 - To Health and Human Resources then Judiciary - To Judiciary 2/6/15
400. By Sen. Ferns - **Exempting certain employers from discriminating against tobacco users** - Introduced 2/3/15 - To Health and Human Resources then Judiciary
401. By Sen. Ferns - **Relating to living arrangements for children in foster care and children sixteen years or older** (original same as H. B. No. 2748) - Introduced 2/3/15 - To Health and Human Resources then Judiciary
402. By Sen. Blair - **Requiring personal income tax return**

- include survey regarding use of tax dollars** - Introduced 2/3/15 - To Finance
403. By Sen. Walters and Nohe - **Increasing period during which motor vehicle lien is valid** (original same as H. B. No. 2621 and H. B. No. 2673) - Introduced 2/3/15 - To Transportation and Infrastructure then Judiciary - To Judiciary 2/18/15
404. By Sen. Walters - **Requiring routine audits of major information technology projects** - Introduced 2/3/15 - To Government Organization then Finance
405. By Sen. Walters - **Authorizing qualified entities access to Criminal Identification Bureau for certain purposes** - Introduced 2/3/15 - To Judiciary
406. By Sen. Plymale, Boso and Stollings - **Criminalizing trademark counterfeiting** (original same as H. B. No. 2779 and S. B. No. 454) - Introduced 2/4/15 - To Judiciary
- *407. By Sen. Plymale - **Implementing state safety oversight program** - Introduced 2/4/15 - To Transportation and Infrastructure then Finance - Com. sub. reported 2/18/15 - To Finance 2/18/15
408. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Establishing critical need alternative teaching certificate** (original same as H. B. No. 2645) - Introduced 2/4/15 - To Education then Finance
409. By Sen. Carmichael, Blair, Boso, Gaunch, M. Hall, Walters and Williams - **Creating Fair and Open Competition in Governmental Construction Act** - Introduced 2/4/15 - To Labor then Judiciary
410. By Sen. Stollings, Prezioso, Plymale, Woelfel, Williams, Unger, Takubo, Ferns, Gaunch, D. Hall, Beach, Carmichael, Kessler, Kirkendoll, Palumbo and Nohe - **Relating to liability insurance coverage for county board of education volunteers and student teachers** - Introduced 2/4/15 - To Judiciary then Finance
411. By Sen. Takubo, Carmichael, Ferns, Gaunch and Mullins - **Creating Asbestos Bankruptcy Trust Claims Transparency Act and Asbestos and Silica Claims Priorities Act** - Introduced 2/4/15 - To Judiciary
412. By Sen. Blair - **Relating to Real Estate Commission complaint filings** (original same as H. B. No. 2732) - Introduced 2/4/15 - To Government Organization then Judiciary - To Judiciary 2/12/15 - Passed Senate 2/19/15
413. By Sen. D. Hall - **Relating to pesticide control licensing requirements** - Introduced 2/4/15 - To Agriculture and Rural

- Development then Government Organization
414. By Sen. Plymale, Cole (Mr. President), Stollings and Woelfel - **Creating Local Development Superiority Act** - Introduced 2/4/15 - To Transportation and Infrastructure then Judiciary
415. By Sen. Trump (Originating in Senate Judiciary) - **Relating to circuit judges** - Introduced 2/4/15 - Referred to Finance 2/4/15 - On 3rd reading 2/20/15
416. By Sen. D. Hall, M. Hall, Prezioso, Boley, Woelfel, Plymale and Beach - **Relating to hotel occupancy tax** - Introduced 2/5/15 - To Finance
417. By Sen. Snyder and Blair - **Removing certain tax discounts from motor fuel excise tax** - Introduced 2/5/15 - To Finance
418. By Sen. Nohe and Gaunch - **Relating to trustee real estate sale under deed of trust** (original same as H. B. No. 2655) - Introduced 2/5/15 - To Judiciary
419. By Sen. Nohe and Gaunch - **Providing insurance requirements for transportation network companies and drivers** - Introduced 2/5/15 - To Banking and Insurance then Judiciary
420. By Sen. Boley, Carmichael, Karnes, Kessler, Mullins, Plymale, Sypolt, Unger and Kirkendoll - **Relating to retirement benefits for certain employees in kindergarten programs** - Introduced 2/5/15 - To Pensions then Finance - To Finance 2/19/15
- *421. By Sen. Trump, Carmichael, Blair and Gaunch - **Relating to punitive damages in civil actions** - Introduced 2/5/15 - To Judiciary - Com. sub. reported 2/13/15 - Rejected by Senate 2/18/15 - Motion to reconsider rejection adopted - Amended on 3rd reading - Passed Senate with amended title 2/19/15
422. By Sen. Plymale, D. Hall, Miller, Unger, Kessler and Stollings - **Raising minimum teacher salaries** - Introduced 2/5/15 - To Education then Finance
423. By Sen. M. Hall, Blair, Carmichael, Facemire, D. Hall, Kirkendoll, Mullins, Plymale, Romano, Trump, Woelfel, Williams and Stollings - **Amending Aboveground Storage Tank Act** (original same as H. B. No. 2574) - Introduced 2/5/15 - To Judiciary
424. By Sen. Ferns and Stollings - **Eliminating compulsory tuberculosis testing for certain school children and school personnel** (original same as H. B. No. 2669) - Introduced 2/5/15 - To Health and Human Resources then Education - To Education 2/18/15
425. By Sen. Plymale, Laird, Kessler, Stollings, Miller, D. Hall, M.

- Hall, Prezioso, Leonhardt, Walters, Williams and Carmichael - **Providing WVU, MU and WVSOM more authority to invest assets** (original same as H. B. No. 2815) - Introduced 2/6/15 - To Education - On 3rd reading 2/20/15
426. By Sen. Plymale, Prezioso, Beach, Carmichael, D. Hall, Kessler, Walters and Williams - **Relating to campus police officers of state institutions of higher learning** (original similar to H. B. No. 2780) - Introduced 2/6/15 - To Education
427. By Sen. Unger, Yost, Boley, Nohe, Romano, Beach, Kirkendoll, Prezioso, Miller, Facemire, Kessler, Palumbo, D. Hall, Laird, Williams, Carmichael, Snyder, Stollings and Plymale - **Relating to State Police compensation** - Introduced 2/6/15 - To Finance
428. By Sen. Stollings, Takubo and Kessler - **Relating to hydrocodone combination drug prescriptions** - Introduced 2/6/15 - To Health and Human Resources then Judiciary
429. By Sen. Trump, Williams, D. Hall, Stollings, Miller, Palumbo and Kessler - **Relating to one-day special charitable event license to sell nonintoxicating beer** (original same as H. B. No. 2684) - Introduced 2/6/15 - To Government Organization then Finance - Committee reference dispensed - Passed Senate 2/17/15 - Effective from passage - To House 2/18/15 - To Judiciary then Finance
- *430. By Sen. Trump - **Permitting mutual orders enjoining certain contact between parties to domestic relations actions** - Introduced 2/6/15 - To Judiciary - Com. sub. reported 2/9/15 - Amended - Passed Senate 2/12/15 - Effective from passage - To House 2/13/15 - To Judiciary
431. By Sen. Kessler, Unger, Beach, Facemire, Kirkendoll, Laird, Miller, Romano, Snyder, Stollings, Williams, Woelfel, Yost and Palumbo - **Relating to graduated salary increases for teachers** - Introduced 2/6/15 - To Education then Finance
432. By Sen. Kessler, Beach, Facemire, Kirkendoll, Laird, Miller, Romano, Snyder, Stollings, Unger, Woelfel and Yost - **Relating to graduated salary increases for service personnel** - Introduced 2/6/15 - To Government Organization then Finance
433. By Sen. Kessler, Unger, Beach, Facemire, Kirkendoll, Laird, Miller, Romano, Snyder, Stollings, Woelfel and Yost - **Relating to graduated salary increases for state employees** - Introduced 2/6/15 - To Government Organization then Finance
434. By Sen. Carmichael, D. Hall, Kirkendoll and Stollings -

- Relating to horse racing** (original similar to H. B. No. 2575)
- Introduced 2/6/15 - To Finance
- *435. By Sen. Blair, D. Hall, Boso, Carmichael, Kirkendoll, Laird, Stollings, Trump, Williams, Prezioso, Plymale, Gaunch and Walters - **Creating WV Sheriffs' Bureau of Professional Standards** - Introduced 2/9/15 - To Government Organization then Judiciary - Com. sub. reported 2/18/15 - Committee reference dispensed - On 2nd reading 2/20/15
436. By Sen. Nohe - **Relating to State Athletic Commission** - Introduced 2/9/15 - To Government Organization then Finance
437. By Sen. Prezioso, Beach, Carmichael, D. Hall, Kessler, Walters, Williams and Plymale - **Increasing membership of PEIA Finance Board** (original similar to H. B. No. 2814) - Introduced 2/9/15 - To Government Organization then Finance
438. By Sen. Palumbo, Gaunch, Kessler, Miller, Sypolt, Plymale, Laird, Prezioso, Walters and Stollings - **Creating Sexual Assault Fund to End Rape Act** (original similar to hb 2821) - Introduced 2/9/15 - To Finance
439. By Sen. Prezioso, Carmichael, Gaunch, D. Hall, Kessler, Leonhardt, Walters, Williams and Plymale - **Relating to higher education** - Introduced 2/9/15 - To Education then Finance
440. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of federal funds to Department of Commerce** (original same as S. B. No. 466) - Introduced 2/9/15 - To Finance
441. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplementing, amending, decreasing and increasing appropriations from State Road Fund to DOH** (original same as H. B. No. 2692 and S. B. No. 477) - Introduced 2/9/15 - To Finance
442. By Sen. Carmichael - **Relating to interest on judgments and decrees** - Introduced 2/9/15 - To Judiciary
443. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation from State Fund, State Excess Lottery Revenue Fund, to DHS** (original same as H. B. No. 2698 and S. B. No. 464) - Introduced 2/10/15 - To Finance
444. By Sen. Karnes, Boley, Gaunch and Leonhardt - **Relating to home schooling** (original similar to H. B. No. 2793) - Introduced 2/10/15 - To Education then Judiciary

445. By Sen. M. Hall, Stollings, Boley, Boso, Snyder, Facemire and Plymale - **Relating to investment of RJCFA excess funds** - Introduced 2/10/15 - To Finance - On 1st reading 2/20/15
446. By Sen. Kessler, Beach and Stollings - **Increasing number of terminals authorized by limited video lottery retailer license** - Introduced 2/10/15 - To Judiciary
447. By Sen. Karnes, Boley, Gaunch and Leonhardt - **Allowing issuance of diploma by public, private or home school administrator** - Introduced 2/10/15 - To Education then Judiciary
448. By Sen. Karnes, Boley, Gaunch, Leonhardt, Nohe and Boso - **Relating to PROMISE Scholarship Program** (original same as H. B. No. 2674) - Introduced 2/10/15 - To Education
449. By Sen. Laird, Kirkendoll, Beach, Stollings, Yost, Romano, Williams, Miller, Kessler, Facemire and Snyder - **Relating to salaries for Division of Corrections, RJCFA and Division of Juvenile Services employees** (original same as H. B. No. 2731) - Introduced 2/10/15 - To Finance
450. By Sen. Stollings, Facemire and Snyder - **Creating offense of sexual assault in fourth degree** - Introduced 2/10/15 - To Judiciary
451. By Sen. Carmichael, Leonhardt, Kessler, Nohe, Blair, Romano, Boso and Karnes - **Allowing certain National Guard firefighters to become Air National Guard civilian firefighters** - Introduced 2/10/15 - To Military then Finance
452. By Sen. M. Hall, Stollings and Boley - **Exempting RJCFA employees from classified service** - Introduced 2/10/15 - To Judiciary
453. By Sen. Woelfel, Blair, Ferns, Gaunch, M. Hall, Leonhardt, Mullins, Nohe, Plymale, Prezioso, Snyder, Takubo, Trump, Walters, Williams and Karnes - **Relating to motor vehicle dealers, distributors, wholesalers and manufacturers** - Introduced 2/10/15 - To Judiciary
454. By Sen. Prezioso, Beach, D. Hall, Kessler, Leonhardt, Plymale, Walters, Woelfel, Facemire and Stollings - **Criminalizing trademark counterfeiting** (original same as H. B. No. 2779 and S. B. No. 406) - Introduced 2/11/15 - To Judiciary
- *455. By Sen. Prezioso, Carmichael, D. Hall, Kessler, Leonhardt, Plymale, Walters, Williams, Palumbo and Stollings - **Relating to public higher education procurement and payment of expenses** (original same as S. B. No. 392) - Introduced

- 2/11/15 - To Education then Finance - Com. sub. reported 2/17/15 - To Finance 2/17/15
456. By Sen. Takubo, Gaunch and Stollings - **Relating to letters of merit in medical professional liability actions** - Introduced 2/11/15 - To Judiciary
457. By Sen. Plymale, Walters and Nohe - **Relating to selection of school athletic coaches or other extracurricular activities coaches** - Introduced 2/11/15 - To Education
458. By Sen. Stollings and Kessler - **Relating to controlling methamphetamine** - Introduced 2/11/15 - To Health and Human Resources then Judiciary
- *459. By Sen. Walters, Kessler, Nohe, Williams, Palumbo, Boso and Stollings - **Relating to development of broadband middle mile infrastructure** - Introduced 2/12/15 - To Transportation and Infrastructure then Finance - Com. sub. reported 2/18/15 - To Finance 2/18/15
460. By Sen. Ferns, D. Hall and Stollings - **Modifying requirements allowing child witnesses to testify by closed circuit television** (original similar to H. B. No. 2828) - Introduced 2/12/15 - To Judiciary
461. By Sen. Walters, D. Hall and Plymale - **Exempting railroad locomotive fuel from certain fuel excise taxes** - Introduced 2/12/15 - To Finance
462. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Expiring funds to State Fund, General Revenue, from Auditor's Office, Purchasing Card Administration Fund** (original same as H. B. No. 2772) - Introduced 2/12/15 - To Finance
463. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation to DHHR, DHS, Health Care Provider Tax, Medicaid State Share Fund** (original same as H. B. No. 2771) - Introduced 2/12/15 - To Finance
464. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation from State Fund, State Excess Lottery Revenue Fund, to DHHR, DHS** (original same as H. B. No. 2770 and S. B. No. 443) - Introduced 2/12/15 - To Finance
465. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Expiring funds to State Fund, General Revenue, from various accounts** (original same as H. B. No. 2769) - Introduced 2/12/15 - To Finance
466. By Sen. Cole (Mr. President) and Kessler [By Request of the

- Executive] - **Making supplementary appropriation of federal funds to Department of Commerce** (original same as hb 2691H. B. No. 2768 and S. B. No. 440) - Introduced 2/12/15 - To Finance
467. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of federal funds to Department of Agriculture, State Conservation Committee** (original same as H. B. No. 2767) - Introduced 2/12/15 - To Finance
468. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Expiring funds to State Fund, General Revenue, from Joint Expenses and DHHR, DHS, TRIP Fund** (original same as H. B. No. 2766) - Introduced 2/12/15 - To Finance
469. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of federal funds to DEP, Division of Environmental Protection** (original same as H. B. No. 2765) - Introduced 2/12/15 - To Finance
470. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of Lottery Net Profits to State Department of Education, School Building Authority, Debt Service Fund** (original same as H. B. No. 2764) - Introduced 2/12/15 - To Finance
471. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of federal funds to DHHR, Human Rights Commission, and DHHR, DHS** (original same as H. B. No. 2763) - Introduced 2/12/15 - To Finance
472. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation to DOT, DMV, Motor Vehicle Fees Fund** (original same as H. B. No. 2762) - Introduced 2/12/15 - To Finance
473. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of federal funds to DMAPS, WV State Police** (original same as H. B. No. 2761) - Introduced 2/12/15 - To Finance
474. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation of Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund** (original same as H. B. No. 2760) - Introduced 2/12/15 - To Finance
475. By Sen. Cole (Mr. President) and Kessler [By Request of the

- Executive] - **Making supplementary appropriation to DMAPS, Division of Corrections, Parolee Supervision Fees, and WV State Police, Motor Vehicle Inspection Fund** (original same as H. B. No. 2759) - Introduced 2/12/15 - To Finance
476. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Making supplementary appropriation to Department of Administration, Division of Purchasing, Purchasing Improvement Fund** (original same as H. B. No. 2758) - Introduced 2/12/15 - To Finance
477. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplementing, amending, decreasing and increasing appropriation from State Road Fund to DOH** (original same as H. B. No. 2757 and S. B. No. 441) - Introduced 2/12/15 - To Finance
478. By Sen. Plymale, Stollings, Snyder, Romano, Williams and Kessler - **Generating and maintaining revenue for road construction and maintenance and infrastructure** - Introduced 2/12/15 - To Transportation and Infrastructure then Finance
479. By Sen. Trump, Carmichael, Maynard, Miller, Woelfel, Snyder, Ferns, Palumbo, Nohe, Beach, Gaunch, Karnes, D. Hall, Kirkendoll, Romano, Williams and Leonhardt (Originating in Senate Judiciary) - **Adding additional family court judges** (original similar to H. B. No. 2108 and S. B. No. 70) - Introduced 2/12/15 - Referred to Finance 2/12/15
480. By Sen. Gaunch, D. Hall, Karnes, Maynard, Plymale, Sypolt, Walters, Woelfel and Snyder - **Increasing tax exemption for PERS and TRS income** (original similar to H. B. No. 2113) - Introduced 2/13/15 - To Finance
481. By Sen. Gaunch, D. Hall, Karnes, Maynard, Plymale, Sypolt and Woelfel - **Relating to municipal policemen's and firemen's pension and relief funds' investment** - Introduced 2/13/15 - To Pensions then Finance - To Finance 2/19/15
482. By Sen. Carmichael, Blair, D. Hall and Kirkendoll - **Relating to permits for stationary sources of air pollutants** - Introduced 2/13/15 - To Judiciary
483. By Sen. Gaunch, D. Hall, Karnes, Maynard, Plymale, Sypolt and Woelfel - **Clarifying continuing election of municipal policemen's and firemen's pension and relief funds' trustees** - Introduced 2/13/15 - To Pensions - On 2nd reading 2/20/15
484. By Sen. Carmichael - **Relating to procedure for removal of**

- certain county, school district and municipal officers** (original similar to H. B. No. 2818) - Introduced 2/13/15 - To Government Organization then Judiciary
485. By Sen. Carmichael and Boso - **Providing county commissioners mechanism for elected officials' compensation increases** - Introduced 2/13/15 - To Government Organization
486. By Sen. Leonhardt, Boso, D. Hall, Karnes, Maynard, Mullins, Nohe, Romano and Walters - **Exempting WV Wing of Civil Air Patrol vehicles from displaying WV State Car license plate** (original same as H. B. No. 2753) - Introduced 2/13/15 - To Transportation and Infrastructure
487. By Sen. D. Hall, Blair, Boley, Boso, Carmichael, Gaunch, M. Hall, Karnes, Kirkendoll, Leonhardt, Mullins, Nohe, Prezioso, Sypolt, Takubo and Trump - **Creating Freedom of Conscience Protection Act** - Introduced 2/13/15 - To Judiciary
488. By Sen. Williams, Prezioso and Stollings - **Reestablishing and modifying Broadband Deployment Council** - Introduced 2/13/15 - To Government Organization
489. By Sen. Carmichael - **Imposing statute of limitations on civil actions derived from surveying of real property** - Introduced 2/13/15 - To Judiciary
490. By Sen. Mullins, Gaunch, D. Hall, M. Hall, Kessler, Kirkendoll, Leonhardt, Prezioso, Stollings, Williams and Plymale - **Adding certain facilities and operations to protected parties relating to crimes against property** - Introduced 2/13/15 - To Natural Resources then Judiciary
491. By Sen. Kessler, Ferns, D. Hall, Kirkendoll, Leonhardt, Mullins and Prezioso - **Creating bid preference for certain limited video lottery current permit holders** (original same as H. B. No. 2809) - Introduced 2/16/15 - To Finance
492. By Sen. Beach, Williams, D. Hall, Miller, Stollings and Walters - **Relating to sale of alcoholic beverages on Sundays prior to 1 p.m.** (original similar to H. B. No. 2804 and S. B. No. 42) - Introduced 2/16/15 - To Government Organization then Judiciary
493. By Sen. Carmichael, Ferns, Stollings, Takubo and Trump - **Relating to authority to waive incapacitated person's right to jury trial** (original same as H. B. No. 2781) - Introduced 2/16/15 - To Judiciary
494. By Sen. Takubo, Carmichael, Ferns, M. Hall, Maynard, Mullins, Nohe, Plymale, Prezioso, Stollings, Trump, Williams

- and Gaunch - **Relating to prescriptions for epinephrine auto-injectors** - Introduced 2/16/15 - To Health and Human Resources then Judiciary
495. By Sen. Leonhardt and Kessler - **Relating to County Local Powers Act** - Introduced 2/16/15 - To Transportation and Infrastructure then Finance
496. By Sen. D. Hall, Boso, Ferns, Gaunch, Karnes, Leonhardt, Maynard, Mullins, Nohe, Takubo, Walters, Williams and Stollings - **Creating Statewide Interoperable Radio Network Act** (original similar to H. B. No. 2785) - Introduced 2/16/15 - To Finance
497. By Sen. Stollings, Prezioso, Williams, Facemire, Gaunch, D. Hall, Laird and Snyder - **Permitting school nurses to possess and administer opioid antagonists** - Introduced 2/16/15 - To Health and Human Resources then Judiciary
498. By Sen. Sypolt, Boso, Carmichael, Kessler, Snyder, Prezioso and Facemire - **Clarifying tax map rules apply to paper and electronic documents** - Introduced 2/16/15 - To Government Organization
499. By Sen. Williams, Beach, Facemire, Kessler, Kirkendoll, Laird, Miller, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings and D. Hall - **Creating Tourist-Oriented Directional Signs Program** - Introduced 2/16/15 - To Transportation and Infrastructure then Government Organization
500. By Sen. Karnes, Blair, Boley, Boso, Gaunch, D. Hall, Kirkendoll, Leonhardt, Mullins, Nohe, Takubo and Walters - **Providing procedure for delegate selection to Article V Convention** (original similar to H. B. No. 2424) - Introduced 2/17/15 - To Judiciary
501. By Sen. Karnes, Blair, Boley, Boso, Gaunch, D. Hall, Leonhardt, Mullins, Nohe and Walters - **Requiring annual report by persons practicing midwifery** (original same as H. B. No. 2829) - Introduced 2/17/15 - To Health and Human Resources
502. By Sen. Sypolt, Ferns, Gaunch, Kirkendoll, Leonhardt, Plymale, Prezioso and Stollings - **Relating to eligibility for certain reclamation or remediation tax credit** (original same as H. B. No. 2816) - Introduced 2/17/15 - To Finance
503. By Sen. Kirkendoll, Beach, Facemire, D. Hall, Kessler, Laird, Stollings, Yost, Romano and Palumbo - **Permitting sheriff hire outside attorneys for tax collection assistance** - Introduced 2/17/15 - To Government Organization then

Judiciary

504. By Sen. Kirkendoll - **Authorizing collection of additional local 911 fees** - Introduced 2/17/15 - To tgtk then Transportation and Infrastructure
505. By Sen. D. Hall, Ferns and Mullins - **Creating Physicians Lien Act** - Introduced 2/17/15 - To Judiciary
506. By Sen. Carmichael - **Requiring licensing of athletic trainers** (original same as H. B. No. 2746) - Introduced 2/17/15 - To Government Organization
507. By Sen. Trump and Plymale - **Relating to monitoring inmates' electronic communications** - Introduced 2/17/15 - To Judiciary
508. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reorganizing Hatfield-McCoy Regional Recreation Authority** - Introduced 2/17/15 - To Natural Resources then Judiciary - To Judiciary 2/19/15
509. By Sen. Trump - **Relating to waste by cotenant** - Introduced 2/17/15 - To Judiciary
510. By Sen. Ferns - **Amending Uniform Interstate Family Support Act** - Introduced 2/18/15 - To Interstate Cooperation then Judiciary
511. By Sen. Boso and Stollings - **Relating to contractor or subcontractor's obligations regarding minimum prevailing wage rates on public improvement projects** - Introduced 2/18/15 - To Judiciary
512. By Sen. D. Hall - **Exempting complimentary hotel rooms from hotel occupancy tax** - Introduced 2/18/15 - To Finance
513. By Sen. D. Hall - **Establishing minimum standards for unconventional well sites** - Introduced 2/18/15 - To Energy, Industry and Mining then Judiciary
514. By Sen. Gaunch and Plymale - **Relating to investments of local policemen's and firemen's pension and relief funds** - Introduced 2/18/15 - To Pensions then Finance - To Finance 2/19/15
515. By Sen. Gaunch and Plymale - **Allowing Municipal Pensions Oversight Board invest funds with Investment Management Board or Board of Treasury Investments** - Introduced 2/19/15 - To Finance
516. By Sen. Leonhardt, Karnes and Blair - **Relating to practice of advance practice registered nurses** - Introduced 2/19/15 - To Health and Human Resources then Finance
517. By Sen. D. Hall - **Exempting privilege of producing coalbed methane gas from severance tax** - Introduced 2/19/15 - To

- Finance
518. By Sen. Blair, Carmichael, Snyder, Trump and Unger - **Permitting county and municipal economic development authorities invest certain funds** - Introduced 2/19/15 - To Government Organization then Finance
519. By Sen. Laird, Carmichael, Gaunch, Mullins, Palumbo, Prezioso, Stollings, Walters, Williams, Nohe, Snyder and Plymale - **Relating to Nonprofit Youth Organization Tax Exemption Support Amendment enabling legislation** - Introduced 2/19/15 - To Finance
520. By Sen. Walters, Blair, Miller, Snyder and Woelfel - **Creating Local Energy Efficiency Partnership Act** - Introduced 2/19/15 - To Government Organization then Finance
521. By Sen. Kessler - **Requiring employer provide group life insurance policy under certain circumstances** - Introduced 2/19/15 - To Banking and Insurance then Judiciary
522. By Sen. Laird, Miller and Kessler - **Increasing wholesale liquor prices for promotion of travel and tourism** - Introduced 2/19/15 - To Finance
523. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Creating Alcohol and Drug Overdose Prevention and Clemency Act** (original same as H. B. No. 2631) - Introduced 2/19/15 - To Judiciary
524. By Sen. Prezioso, Sypolt and Blair - **Requiring higher education institutions award transfer credit** (original same as H. B. No. 2594) - Introduced 2/19/15 - To Education
525. By Sen. M. Hall - **Exempting services of individuals authorized to practice before IRS from consumers sales and service tax** - Introduced 2/19/15 - To Finance
526. By Sen. Kessler, Miller, Laird and Yost - **Relating to expungement of certain felony convictions** - Introduced 2/19/15 - To Judiciary

SENATE JOINT RESOLUTIONS OFFERED

1. By Sen. Boley - **Proposing constitutional amendment designated School Board Election Amendment** (original same as H. J. R. No. 14) - 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
4. By Sen. Trump, D. Hall, Plymale and Prezioso - **Proposing constitutional amendment designated Disabled Veteran Exemption From Ad Valorem Property Taxation Amendment** (original similar to H. J. R. No. 6) - Introduced 2/3/15 - To Finance
5. By Sen. Boley, Gaunch, Leonhardt, Maynard and Nohe - **Proposing constitutional amendment designated School Board Membership Amendment** - Introduced 2/5/15 - To Judiciary
6. By Sen. Leonhardt, Kessler and Stollings - **Proposing constitutional amendment designated County Economic Development Amendment** - Introduced 2/16/15 - To Judiciary

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 Rules 1/22/15
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 - Adopted by Senate 1/28/15 - To House 1/29/15 - To Rules - To House Rules 1/29/15
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 - To Judiciary - Adopted by Senate 2/13/15 - To House 2/16/15 - To Rules - To House Rules 2/16/15
11. By Sen. Yost, Facemire, Kessler, Romano, D. Hall, Snyder, Unger, Plymale, Sypolt and Williams - **Requesting Joint Committee on Government and Finance study workplace safety at state-operated behavioral health facilities** - Introduced 1/23/15 - To Health and Human Resources then Rules - To Health and Human Resources 1/26/15
12. By Sen. Cole (Mr. President), Carmichael and Kessler - **Adopting Joint Rules of Senate and House of Delegates** - Introduced 1/26/15 - Committee reference dispensed - Adopted by Senate 1/26/15 - To House 1/27/15 - Reference dispensed - Adopted by House 1/27/15
13. By Sen. Ferns, D. Hall and Sypolt - **Urging Congress propose balanced budget amendment** - Introduced 1/27/15 - To Finance
14. By Sen. Beach, Kessler, Leonhardt, Prezioso, Unger, Stollings, Miller and Yost - **Requesting DOH erect signs in Marion County designated “Home of Francis H. Pierpont”** - Introduced 1/30/15 - To Transportation and Infrastructure
15. By Sen. Palumbo, Williams, Stollings, Beach and Plymale - **Requesting DOH name bridge in Kanawha County “Tom Williams Family Bridge”** - Introduced 2/4/15 - To Transportation and Infrastructure
16. By Sen. D. Hall, Miller and Plymale - **Urging Congress recognize May 4 as National FPIES Awareness Day** -

- Introduced 2/4/15 - To Health and Human Resources
17. By Sen. Trump, Plymale and Romano - **Requesting Joint Committee on Government and Finance study probate process** - Introduced 2/4/15 - To Rules
 18. By Sen. Kessler, Leonhardt, Yost, Plymale and Beach - **Requesting DOH name bridge in Wetzel County “U. S. Army COL William L. Glover Memorial Bridge”** - Introduced 2/5/15 - To Transportation and Infrastructure
 19. By Sen. Maynard, Plymale, Kirkendoll and Stollings - **Requesting DOH name stretch of road in Wayne County “Darrell W. Sanders Memorial Highway”** - Introduced 2/5/15 - To Transportation and Infrastructure
 20. By Sen. Maynard, Plymale, D. Hall and Stollings - **Requesting DOH name stretch of road in McDowell County “U. S. 1SG Army Joe C. Alderman Memorial Road”** - Introduced 2/5/15 - To Transportation and Infrastructure
 21. By Sen. Karnes, Blair, Boley, Ferns, Gaunch, D. Hall, Boso, Kirkendoll, Leonhardt, Maynard, Mullins, Nohe, Sypolt, Takubo, Trump, Walters and Woelfel - **Urging Congress call convention for proposal of constitutional amendments imposing fiscal restraints, limiting jurisdiction and setting term limits** - Introduced 2/5/15 - To Interstate Cooperation then Judiciary - To Judiciary 2/19/15
 22. By Sen. Stollings and Plymale - **Requesting DOH name portion of U. S. Rt. 119 in Boone County “U. S. Army SGT Mark Andrew Messer Memorial Road”** - Introduced 2/6/15 - To Transportation and Infrastructure
 23. By Sen. Maynard, Plymale and Stollings - **Requesting DOH name bridge in McDowell County “U. S. Army SFC Anthony Barton Memorial Bridge”** - Introduced 2/10/15 - To Transportation and Infrastructure
 24. By Sen. Maynard, Plymale, Stollings and Leonhardt - **Requesting DOH name portion of Rt. 16 in McDowell County “U. S. Marine Corps LtCol Dennis Ray Blankenship Memorial Road”** - Introduced 2/10/15 - To Transportation and Infrastructure
 25. By Sen. Prezioso, D. Hall, Plymale, Williams and Stollings - **Requesting DOH name bridge in Harrison County “U. S. Army PFC Nick A. Cavallaro Memorial Bridge” and “U. S. Army SSG Benjamin T. Portaro Memorial Bridge”** - Introduced 2/11/15 - To Transportation and Infrastructure
 26. By Sen. Stollings - **Requesting DOH name bridge in Boone**

- County “USMC PFC Marshall Lee King Memorial Bridge”** - Introduced 2/11/15 - To Transportation and Infrastructure
27. By Sen. Maynard, Kirkendoll and Stollings - **Requesting DOH name portion of WV Rt. 152 in Wayne County “Wayne County Veterans Memorial Highway”** - Introduced 2/12/15 - To Transportation and Infrastructure
 28. By Sen. Carmichael - **Requesting Joint Committee on Government and Finance study magistrate court cost collection process** - Introduced 2/13/15 - To Rules
 29. By Sen. Palumbo, Boley, Gaunch, Takubo, Walters, Stollings, Prezioso and D. Hall - **Requesting DOH name bridge in Kanawha County “Rosie the Riveter Memorial Bridge”** - Introduced 2/16/15 - To Transportation and Infrastructure
 30. By Sen. Prezioso, Beach, D. Hall, Stollings, Williams, Romano and Plymale - **Requesting DOH name portion of Rt. 19 in Marion County “Nicholas Lou ‘Nick’ Saban, Jr., Expressway”** - Introduced 2/17/15 - To Transportation and Infrastructure
 31. By Sen. Cole (Mr. President) - **Authorizing meeting of Joint Select Committee on Tax Reform** - Introduced 2/19/15 - On Unfinished Business 2/20/15

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
 11. By Sen. Leonhardt, Facemire, Kessler, D. Hall and Plymale - **Recognizing Calhoun and Gilmer counties** - Introduced 1/23/15 - Committee reference dispensed - Adopted 1/23/15
 12. By Sen. Unger, Snyder, Blair, Trump, Kessler, Beach, Prezioso and Stollings - **Recognizing Leadership Berkeley** - Introduced 1/26/15 - Committee reference dispensed - Adopted 1/26/15
 13. By Sen. Sypolt, Boley, Stollings, Plymale, Unger, Williams, D. Hall, Beach, Kessler, Nohe and Leonhardt - **Designating January 27, 2015, Higher Education Day at Legislature** - Introduced 1/27/15 - Committee reference dispensed - Adopted 1/27/15
 14. By Sen. Karnes, Boso, Stollings, Unger, D. Hall, Williams, Beach and Kessler - **Designating January 27, 2015, Randolph County Day at Legislature** - Introduced 1/27/15 - Committee reference dispensed - Adopted 1/27/15
 15. By Sen. Romano, Beach and Williams - **Recognizing independent insurance agent Timothy W. Dyer** - Introduced 1/27/15 - Committee reference dispensed - Adopted 1/27/15
 16. By Sen. D. Hall, Kessler, Stollings, Plymale, Palumbo, Laird and Williams - **Designating January 28, 2015, Generation West Virginia Day** - Introduced 1/28/15 - Committee reference dispensed - Adopted 1/28/15
 17. By Sen. Ferns, Kessler, Stollings, Plymale, Palumbo, Laird and Williams - **Designating January 28, 2015, Kids at Risk Day at Legislature** - Introduced 1/28/15 - Committee reference dispensed - Adopted 1/28/15
 18. By Sen. Walters, Stollings, Plymale, Palumbo and Williams - **Recognizing value and importance of state's innovation**

- industry** - Introduced 1/28/15 - Committee reference dispensed - Adopted 1/28/15
19. By Sen. D. Hall, Ferns, Takubo, Stollings, Nohe, Unger, Williams and Beach - **Recognizing February 6, 2015, National Wear Red Day** - Introduced 2/2/15 - Committee reference dispensed - Adopted 2/2/15
 20. By Sen. Blair, Trump, Unger, Plymale and Williams - **Congratulating Dr. Allen Glasgow, 2015 Outstanding Tree Farmer** - Introduced 2/3/15 - Committee reference dispensed - Adopted 2/3/15
 21. By Sen. Stollings, Prezioso, Palumbo, Laird, M. Hall, Romano, Williams, Kirkendoll, Kessler, Beach, Plymale, D. Hall and Nohe - **Recognizing February 4, 2015, Social Work Day** - Introduced 2/4/15 - Committee reference dispensed - Adopted 2/4/15
 22. By Sen. Takubo, Miller, Laird, D. Hall, Romano, Kessler, Stollings, Beach, Plymale, Boso and Williams - **Recognizing WV School of Osteopathic Medicine** - Introduced 2/4/15 - Committee reference dispensed - Adopted 2/4/15
 23. By Sen. Leonhardt, Beach, D. Hall, Miller and Plymale - **Recognizing WV Wing of Civil Air Patrol** - Introduced 2/6/15 - Committee reference dispensed - Adopted 2/6/15
 24. By Sen. Unger, Snyder, Plymale, Beach, Kessler, Stollings and Prezioso - **Recognizing Leadership Jefferson** - Introduced 2/9/15 - Committee reference dispensed - Adopted 2/9/15
 25. By Sen. Trump, Laird, Plymale, Blair, Yost, Williams, Miller, Beach, Prezioso, Stollings, Kessler and Unger - **Designating February 10, 2015, Corrections Day** - Introduced 2/10/15 - Committee reference dispensed - Adopted 2/10/15
 26. By Sen. Trump, Carmichael, Laird, Kessler, Palumbo, Plymale, Stollings, Walters, Yost, Prezioso, Williams, Miller and Unger - **Designating February 10, 2015, Drug Court Day** - Introduced 2/10/15 - Committee reference dispensed - Adopted 2/10/15
 27. By Sen. Sypolt, Stollings, D. Hall, Prezioso and Williams - **Recognizing Youth Leadership Association** - Introduced 2/12/15 - Committee reference dispensed - Adopted 2/12/15
 28. By Sen. Sypolt, Beach, Blair, Boley, Boso, Carmichael, Facemire, Ferns, Gaunch, D. Hall, M. Hall, Karnes, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Nohe, Palumbo, Plymale, Prezioso, Romano, Takubo, Williams, Stollings, Unger, Walters, Woelfel and Yost -

- Designating February 12, 2015, WV Home School Day** - Introduced 2/12/15 - Committee reference dispensed - Adopted 2/12/15
29. By Sen. Williams, Prezioso, Beach, Sypolt, Kessler, Leonhardt, Plymale, D. Hall, Unger, Nohe, Stollings, Snyder, Yost and Laird - **Designating February 13, 2015, WVU and WVU Extension Service Day** - Introduced 2/13/15 - Committee reference dispensed - Adopted 2/13/15
30. By Sen. Walters, Unger, Stollings, Gaunch, D. Hall, Boley, M. Hall, Leonhardt, Maynard, Nohe, Palumbo and Takubo - **Designating February 16, 2015, WVSU Day** - Introduced 2/16/15 - Committee reference dispensed - Adopted 2/16/15
31. By Sen. Leonhardt, D. Hall, Snyder, Unger, Laird, Prezioso, Stollings and Williams - **Designating February 16, 2015, Veterans Visibility Day** - Introduced 2/16/15 - Committee reference dispensed - Adopted 2/16/15
32. By Sen. Nohe, Stollings, Unger and D. Hall - **Recognizing Wood County Detachment 1087 of Marine Corps League** - Introduced 2/16/15 - Committee reference dispensed - Adopted 2/16/15
33. By Sen. Miller, Stollings, Snyder, Unger, Williams, Prezioso and Plymale - **Designating February 17, 2015, Local Food Systems Day at Legislature** - Introduced 2/17/15 - Committee reference dispensed - Adopted 2/17/15
34. By Sen. Unger, Prezioso, Plymale, Snyder and Stollings - **Recognizing Delta Sigma Theta Sorority, Inc.** - Introduced 2/17/15 - Committee reference dispensed - Adopted 2/18/15
35. By Sen. Ferns, Plymale, Kessler and D. Hall - **Recognizing Robert Sincavich, Chairman of American Wholesale Marketers Association** - Introduced 2/18/15 - Committee reference dispensed - Adopted 2/18/15
36. By Sen. Plymale, Woelfel, Yost, Unger, Kessler, Laird, Stollings, Nohe, Prezioso and D. Hall - **Memorializing life of Marshall University President Stephen J. Kopp** - Introduced 2/18/15 - Committee reference dispensed - Adopted 2/18/15
37. By Sen. Plymale, Woelfel, Kessler, Laird, Stollings, D. Hall, Unger, Yost, Nohe and Prezioso - **Recognizing Marshall University football team and designating February 18, 2015, Marshall University Day** - Introduced 2/18/15 - Committee reference dispensed - Adopted 2/18/15
38. By Sen. Kirkendoll, Stollings, Williams, Unger, Kessler and Yost - **Recognizing WV Auxiliary of Wives Behind the**

Badge - Introduced 2/19/15 - Committee reference dispensed
- Adopted 2/19/15

HOUSE BILLS COMMUNICATED TO SENATE

- *2001. By Del. Gearheart, Nelson, J., Arvon, Ellington, Folk, White, B., Frich, Hill, Householder, Moffatt and Shott - **Repealing portions of the Alternative and Renewable Energy Portfolio Act** (original same as S. B. No. 1) - Introduced 1/14/15 - To Energy then Judiciary - To House Judiciary 1/16/15 - Passed House 1/22/15 - Title amended - To Senate 1/23/15 - Committee reference dispensed - Passed Senate 1/27/15 - Effective from passage - Senate requests House to concur in changed effective date 1/27/15 - House concurred in Senate effective date 1/28/15 - Effective from passage - To Governor 1/29/15 - Approved by Governor 2/3/15
- *2002. By Del. Wagner, Overington, Evans, A., Anderson, Waxman, Shott, Kelly, Nelson, E., Folk, Espinosa and Mr. Speaker (Mr. Armstead) - **Predicating actions for damages upon principles of comparative fault** (original same as S. B. No. 2 - similar to S. B. No. 103) - Introduced 1/14/15 - To Judiciary - Amendments pending - Amended - Passed House 1/27/15 - Title amended - To Senate 1/28/15 - To Judiciary - Amended - Passed Senate with amended title 2/9/15 - House refused to concur and requested Senate to recede 2/10/15 - Senate refused to recede and requested conference 2/11/15 - To conference 2/12/15 - Conference committee extended-Joint Rules 2/19/15
- *2004. By Del. Nelson, J., Howell, Statler, Walters, Foster, Zatezalo, White, B., Moffatt, Stansbury, Gearheart and Butler - **Providing a procedure for the development of a state plan under section 111(d) of the Clean Air Act** (original same as S. B. No. 4) - Introduced 1/14/15 - To Energy then Judiciary - To House Judiciary 1/23/15 - Passed House 2/6/15 - Effective from passage - To Senate 2/9/15 - To Judiciary - Amended - Passed Senate with amended title 2/18/15 - Effective from passage - House concurred in Senate amendment and passed 2/19/15 - Effective from passage
- *2005. By Del. Pasdon, Hamrick, Zatezalo, Romine, McCuskey, Walters, Westfall, Arvon, Overington, Espinosa and Moffatt - **Relating to alternative programs for the education of teachers** (original same as S. B. No. 5) - Introduced 1/14/15 - To Education then Finance - To House Finance 1/27/15 -

- Motion to advance bill with amendments pending and restricted right to amend by Del. Pasdon rejected - Amendments pending - Amended - Passed House 2/10/15 - Title amended - Effective July 1, 2015 - To Senate 2/11/15 - To Education then Finance - To Education 2/11/15
- *2008. By Del. Summers, Evans, D., Hamrick, Ashley, Ireland, Stansbury, Gearheart, Nelson, E., Howell, Blair and Kurcaba - **Auditing the Division of Highways** (original same as S. B. No. 8) - Introduced 1/14/15 - To Government Organization then Finance - To House Finance 1/19/15 - Amended - Passed House 2/6/15 - Effective from passage - To Senate 2/9/15 - To Finance - On 2nd reading 2/20/15
- *2010. By Del. Kessinger, McCuskey, Border, Shott, Rowan, Frich, Westfall, Lane, Anderson, Sobonya and Faircloth - **Requiring the elections of justices of the West Virginia Supreme Court of Appeals, circuit court judges, family court judges and magistrates be nonpartisan and by division** (original same as S. B. No. 10) - Introduced 1/14/15 - To Judiciary - Passed House 2/4/15 - To Senate 2/5/15 - To Judiciary - Amended - On 3rd reading 2/20/15
- *2011. By Del. Hanshaw, Shott, Nelson, E., Rohrbach, Sobonya, Weld, Espinosa, Statler and Miller - **Relating to disbursements from the Workers' Compensation Fund where an injury is self inflicted or intentionally caused by the employer** (original same as S. B. No. 11) - Introduced 1/14/15 - To Judiciary - Amended - Amended on 3rd reading - Passed House 2/10/15 - To Senate 2/11/15 - To Judiciary
- *2025. By Del. Howell, Shott, Hamrick, Romine, Sobonya, Espinosa, Miller, Weld, Statler, Kurcaba and Canterbury - **Prohibiting certain sex offenders from loitering within one thousand feet of a school or child care facility** - Introduced 1/14/15 - To Judiciary - Amended - Passed House 1/23/15 - To Senate 1/26/15 - To Judiciary - Amended - Passed Senate with amended title 2/10/15 - House refused to concur and requested Senate to recede 2/11/15 - Senate refused to recede and requested conference 2/12/15 - To conference 2/13/15
- *2053. By Del. Shott - **Relating to the form of trust deeds** - Introduced 1/14/15 - To Judiciary - Amended - Passed House 1/30/15 - To Senate 2/2/15 - To Judiciary
- *2098. By Del. Hamrick, Householder, Cooper, Arvon, Nelson, J., Howell, Waxman, Ellington, Trecost, Blair and Kessinger - **Authorizing those health care professionals to provide services to patients or residents of state-run veterans'**

- facilities without obtaining an authorization to practice** - Introduced 1/20/15 - To Veterans' Affairs and Homeland Security then Health and Human Resources - To House Health and Human Resources 2/5/15 - Passed House 2/19/15
- *2099. By Del. Howell, Householder, Nelson, J., Statler, Walters, Arvon, Border, Folk, Hamilton, Evans, A. and McGeehan - **Extending the time of meetings of local levying bodies when meetings are delayed** - Introduced 1/20/15 - To Political Subdivisions then Judiciary - To House Judiciary 2/4/15 - Amended - Passed House 2/19/15
2100. By Del. Williams, Campbell, Ellington, Hamilton, Rowan and Fleischauer - **Caregiver Advise, Record and Enable Act** (original same as S. B. No. 244) - Introduced 1/20/15 - To Health and Human Resources then Judiciary - 2nd reference dispensed - Amended - Passed House 2/19/15 - Title amended
2114. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal adjusted gross income and certain other terms used in the West Virginia Personal Income Tax Act** (original same as S. B. No. 240) - Introduced 1/20/15 - To Finance - Passed House 2/4/15 - Effective from passage - To Senate 2/5/15 - To Finance - Passed Senate 2/17/15 - Effective from passage
2115. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of the term "federal taxable income" and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original same as S. B. No. 241) - Introduced 1/20/15 - To Finance - Passed House 2/4/15 - Effective from passage - To Senate 2/5/15 - To Finance - Passed Senate 2/17/15 - Effective from passage
- *2128. By Del. Howell, Hamrick, Householder, Statler, Moffatt, Walters, Arvon, Blair, Kessinger, Border and Frich - **Permitting those individuals who have been issued concealed weapons permits to keep loaded firearms in their motor vehicles on the State Capitol Complex grounds** (original similar to S. B. No. 118) - Introduced 1/20/15 - To Judiciary - Passed House 2/5/15 - To Senate 2/6/15 - To Judiciary
2138. By Del. Folk, Gearheart, Householder, Howell, Nelson, J., Ireland, Faircloth, Williams, Lynch, Shott and McGeehan - **Adding aircraft operations on private airstrips and farms to the definition of recreational purpose** - Introduced 1/20/15 - To Judiciary - Passed House 1/29/15 - To Senate

- 1/30/15 - To Judiciary - Passed Senate 2/11/15 - To Governor 2/17/15 - Approved by Governor 2/18/15
- *2151. By Del. Perry, Pasdon, Phillips, L., Rowan, Ambler, Cooper, Espinosa, Pethtel, Romine, Longstreth and Moye - **Making the West Virginia state teacher of the year an ex officio, nonvoting member of the West Virginia Board of Education** - Introduced 1/20/15 - To Education - Amended - Passed House 2/6/15 - Effective from passage - To Senate 2/9/15 - To Education
- *2157. By Del. Lane - **Relating to absentee ballot fraud** - Introduced 1/20/15 - To Judiciary - Passed House 2/17/15 - To Senate 2/18/15 - To Judiciary
- *2160. By Del. Rowan, Cowles, Perry, Williams, Hamilton, Anderson, Pasdon, Duke, Espinosa, Miley and Nelson, E. - **WV Schools for the Deaf and Blind eligible for School Building Authority funding** (original same as S. B. No. 252) - Introduced 1/20/15 - To Education then Finance - To House Finance 1/27/15 - Passed House 2/17/15 - Effective from passage - To Senate 2/18/15 - To Education then Finance - To Education 2/18/15
2200. By Del. Shott, Lane, McCuskey, Manchin and Fleischauer - **Revising, rearranging, consolidating and recodifying the laws of the State of West Virginia relating to child welfare** (original same as S. B. No. 253) - Introduced 1/21/15 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 2/3/15 - To Senate 2/4/15 - To Judiciary - Amended - Passed Senate with amended title 2/13/15 - Effective from passage - House concurred in Senate amendment and passed 2/16/15 - Effective from passage
2201. By Del. Ireland, Folk, Manchin, Lynch, Rowe, Fleischauer, Skinner, Fast, Fluharty, Byrd and Summers (Originating in House Judiciary) - **Requiring the Public Service Commission to adopt certain net metering and interconnection rules and standards** (original similar to S. B. No. 1) - Introduced 1/20/15 - Amendments pending - Reformed Amendment reported - Amended - Passed House 1/23/15 - To Senate 1/26/15 - To Energy, Industry and Mining then Judiciary - To Energy, Industry and Mining 1/26/15 - To Judiciary 1/28/15 - Amended - Passed Senate with amended title 2/13/15 - Effective from passage - House concurred in Senate amendment and passed 2/16/15 - Effective from passage - To Governor 2/18/15
2212. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request

- of the Executive] - **Changing the amount of severance tax revenue annually dedicated to the West Virginia Infrastructure General Obligation Debt Service Fund** (original same as S. B. No. 264) - Introduced 1/22/15 - To Finance - Passed House 2/17/15 - Effective from passage - To Senate 2/18/15 - To Finance
2213. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Reducing the distributions to the West Virginia Infrastructure Fund** (original same as S. B. No. 265) - Introduced 1/22/15 - To Finance - Advance bill with amendment pending rejected - Amended - Passed House 2/17/15 - Title amended - Effective from passage - To Senate 2/18/15 - To Finance
- *2217. By Del. Overington, Walters, Cowles, Upson, Blair, Espinosa, Deem, Phillips, R., Shott, Smith, R. and Sobonya - **Relating to qualifications of the Commissioner of Labor** (original similar to S. B. No. 279) - Introduced 1/22/15 - To Industry and Labor then Government Organization - To House Government Organization 1/28/15 - Passed House 2/4/15 - To Senate 2/5/15 - Committee reference dispensed - Amended - Passed Senate with amended title 2/9/15 - House concurred in Senate amendment and passed 2/10/15 - To Governor 2/13/15 - Approved by Governor 2/18/15
- *2223. By Del. Walters and Frich - **Including consumer credit sales that are secured by a mortgage, deed of trust or other equivalent consensual security interest on a dwelling or residential real estate in the definitions of “primary mortgage loan” and “subordinate mortgage loan”** (original same as S. B. No. 285) - Introduced 1/22/15 - To Banking and Insurance then Finance - To House Finance 1/30/15 - Passed House 2/10/15 - To Senate 2/11/15 - To Banking and Insurance then Finance - To Banking and Insurance 2/11/15
2224. By Del. Howell, Manchin, Rowan, Storch, Canterbury, Stansbury, Zatezalo, Butler, Evans, D., Ambler and Cooper - **Providing that historical reenactors are not violating the provision prohibiting unlawful military organizations** - Introduced 1/22/15 - To Veterans' Affairs and Homeland Security then Judiciary - To House Judiciary 1/29/15 - Amended - Passed House 2/10/15 - To Senate 2/11/15 - To Military then Judiciary - To Military 2/11/15
- *2227. By Del. Phillips, L., Eldridge, Gearheart, Moffatt, Nelson, J., White, H., Guthrie, Rowe, Marcum, Perdue and Hornbuckle - **Relating to the National Coal Heritage Area Authority**

- (original same as S. B. No. 282) - Introduced 1/22/15 - To Government Organization - Passed House 1/30/15 - To Senate 2/2/15 - To Government Organization - Passed Senate 2/11/15 - To Governor 2/17/15 - Approved by Governor 2/18/15
- *2234. By Del. Ashley, Shott, Lane, Nelson, E., Upson, Hanshaw, Mr. Speaker (Mr. Armstead), McCuskey, Manchin, Campbell and Rowe - **Requiring a court to permit a party in a divorce proceeding to resume using the name he or she used prior to the marriage** - Introduced 1/22/15 - To Judiciary - Passed House 2/5/15 - To Senate 2/6/15 - To Judiciary - Amended - On 3rd reading 2/20/15
- *2266. By Del. Shott, Ellington and Gearheart - **Relating to the publication requirements of the administration of estates** - Introduced 1/23/15 - To Judiciary then Finance - 2nd reference dispensed - Passed House 2/11/15 - To Senate 2/12/15 - To Judiciary then Finance - To Judiciary 2/12/15
2274. By Del. Hanshaw, Hamilton, Evans, A. and Azinger - **Authorizing the Commissioner of Corrections to enter into mutual aid agreements** (original same as S. B. No. 309) - Introduced 1/23/15 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 2/12/15 - To Senate 2/13/15 - To Judiciary then Finance - To Judiciary 2/13/15 - Committee reference dispensed - On 2nd reading 2/20/15
2370. By Del. Pasdon, Duke, Rowan, Wagner, Upson, Ambler and Espinosa - **Increasing the powers of regional councils for governance of regional education service agencies** - Introduced 1/26/15 - To Education - Amended - Passed House 2/11/15 - To Senate 2/12/15 - To Education
2387. By Del. Pasdon, Statler, Rowan, Romine, Ambler and Espinosa - **Relating to a framework for initiating comprehensive transformation of school leadership** - Introduced 1/27/15 - To Education - Passed House 2/17/15 - To Senate 2/18/15 - To Education
- *2391. By Del. Pasdon, Duke, Statler, Kurcaba, Upson, Rohrbach, Evans, D., Cooper, Romine, Wagner and Rowan - **Reducing early childhood education program requirements from five days per week to four days per week and imposing minimum instructional hours per week and minimum instructional days per year**

- Introduced 1/27/15 - To Education - Passed House 2/18/15 - To Senate 2/19/15 - To Education

2444. By Mr. Speaker (Mr. Armstead), Del. Miller, Waxman, Azinger, Upson, Kessinger, Summers, Hanshaw, Kurcaba, Hill and Nelson, E. - **Providing for the assignment of economic development office representatives to serve as Small Business Allies as facilitators to assist small business entities and individuals** - Introduced 1/28/15 - To Small Business, Entrepreneurship and Economic Development - Amended - Passed House 2/11/15 - Title amended - To Senate 2/12/15 - To Economic Development
2523. By Del. Ashley, Westfall, Phillips, R., McCuskey and Nelson, E. - **Creating a special revenue account to offset costs for the West Virginia State Police 100th Anniversary in 2019** (original similar to S. B. No. 381) - Introduced 1/30/15 - To Finance - Passed House 2/18/15 - To Senate 2/19/15 - To Finance
- *2527. By Del. Pasdon, Marcum, Kessinger, Phillips, R., Upson and Phillips, L. - **Creating a Task Force on Prevention of Sexual Abuse of Children; “Erin Merryn’s Law”** (original similar to S. B. No. 387) - Introduced 2/2/15 - To Education then Finance - 2nd reference dispensed - Passed House 2/18/15 - To Senate 2/19/15 - To Judiciary
2535. By Del. Longstreth, Ferro, Caputo, Rowan, O’Neal, Ashley, Hamrick, Phillips, L., Fleischauer, Skinner and Smith, P. - **Relating generally to suicide prevention training** (original similar to S. B. No. 359) - Introduced 2/2/15 - To Health and Human Resources then Education - 2nd reference dispensed - Amended - Passed House 2/19/15
- *2568. By Del. Sobonya, Arvon, Kessinger, Rowan, Summers, Border, Blair, Espinosa, Waxman, Moye and Eldridge - **The Pain-Capable Unborn Child Protection Act** - Introduced 2/3/15 - To Health and Human Resources then Judiciary - To House Judiciary 2/6/15 - Motion for previous question rejected - Passed House 2/11/15 - To Senate 2/12/15 - To Judiciary
2576. By Del. Howell, Hartman, Kessinger, Cadle, Arvon, Moffatt, McGeehan, Zatezalo, Faircloth, Smith, R. and Ferro - **Creating new code sections which separate the executive departments** - Introduced 2/3/15 - To Government Organization - Amended - Passed House 2/10/15 - To Senate 2/11/15 - To Government Organization
- *2586. By Del. Shott, Lane, Miller, Frich, Rowan, Fleischauer, Border, Pasdon and Waxman - **Allowing for an alternative form of service of process in actions against nonresident**

- persons by petitioners seeking domestic violence or personal safety relief** - Introduced 2/4/15 - To Judiciary - Passed House 2/19/15
2606. By Del. Sponaugle and Shott - **Clarifying the potential sentence for disorderly conduct** - Introduced 2/4/15 - To Judiciary - Passed House 2/17/15 - To Senate 2/18/15 - To Judiciary
2607. By Del. Sponaugle and Shott - **Relating to the violation of interfering with emergency services communications and clarifying penalties** - Introduced 2/4/15 - To Judiciary - Passed House 2/19/15
2608. By Del. Sponaugle and Shott - **Cleaning up redundant language in the statute relating to misdemeanor offenses for violation of protective orders** - Introduced 2/4/15 - To Judiciary - Passed House 2/17/15 - To Senate 2/18/15 - To Judiciary
2776. By Del. Stansbury, Campbell, Rodighiero, Householder, Ashley, Fleischauer, Summers, Longstreth, Kurcaba, Ellington and Eldridge (Originating in House Health and Human Resources) - **Relating to prescribing hydrocodone combination drugs for a duration of no more than three days** - Introduced 2/13/15 - Passed House 2/18/15 - To Senate 2/19/15 - To Health and Human Resources
2777. By Del. Faircloth, Ihle, Hill, Kessinger, Stansbury, Hamrick, Hartman, Ferro, McGeehan, Zatezalo and Blair (Originating in House Government Organization) - **Relating to licensing of barbers, cosmetologists, and hairstylists, and revising the membership requirements of the Board of Barbers and Cosmetologists** - Introduced 2/13/15 - Amended - Passed House 2/18/15 - Title amended - To Senate 2/19/15 - To Government Organization

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
- *20. By Del. Phillips, L., Arvon, Phillips, R., Rodighiero, White, H. and White, B. - **The Virginia & U. S. Army Major**

- Woodrow Cook Memorial Road** - Introduced 1/22/15 - To Roads and Transportation then Rules - To House Rules 2/17/15 - Adopted by House 2/19/15
30. By Del. Marcum, Eldridge, Bates, Blair, Boggs, Border, Caputo, Faircloth, Ferro, Hamilton, Hartman, Hicks, Hill, Hornbuckle, Ihle, Kessinger, Longstreth, Lynch, Miley, Moore, Morgan, Moyer, Perry, Pethel, Phillips, R., Reynolds, Rodighiero, Smith, P., Smith, R., Sponaule, Stansbury, Westfall and White, H. - **The Baisden Family Memorial Bridge**. - Introduced 1/28/15 - To Roads and Transportation then Rules - To House Rules 2/11/15 - Adopted by House 2/19/15
- *36. By Del. Rodighiero, Eldridge, Moffatt and Hicks - **The US Army SPC David H. Stamper Memorial Bridge**. - Introduced 2/2/15 - To Roads and Transportation then Rules - To House Rules 2/17/15 - Adopted by House 2/19/15
37. By Del. Ambler and Canterbury - **The U. S. Army PV2 Eskridge A. Waggoner Memorial Bridge** - Introduced 2/3/15 - To Roads and Transportation then Rules - To House Rules 2/17/15 - Adopted by House 2/19/15
38. By Del. Evans, A., Sponaule, Hartman and Romine - **The Captain John Bond and the West Virginia State Troops Memorial Bridge** - Introduced 2/4/15 - To Roads and Transportation then Rules - To House Rules 2/17/15 - Adopted by House 2/19/15
46. By Del. Nelson, J., Moffatt, McGeehan, Storch, Westfall, Espinosa, Folk, Butler, Ihle, Stansbury and Gearheart - **The U. S. Army SSG James C. Vickers and U. S. Marine Corps PFC Randall Carl Phelps Memorial Bridge**. - Introduced 2/6/15 - To Roads and Transportation then Rules - To House Rules 2/17/15 - Adopted by House 2/19/15
74. By Del. McCuskey and Shott - **Extending the Committee of Conference relating to consideration of Com. Sub. for H. B. 2002** - Introduced 2/18/15 - Reference dispensed - Adopted by House 2/18/15 - To Senate 2/19/15 - Committee reference dispensed - Adopted by Senate 2/19/15

SENATE BILLS PASSED LEGISLATURE

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) - Passed 1/29/2015 - To Governor 2/4/15 - Approved by Governor 2/9/15
- *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 - similar to H. B. No. 2443) - Passed 2/12/2015; Effective July 1, 2015 - To Governor 2/19/15
- *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) - Passed 2/18/2015; Effective from passage
- *237. By Sen. D. Hall, Romano, Snyder, Facemire and Williams - **Creating Captive Cervid Farming Act** (original similar to H. B. No. 2033) - Passed 2/13/2015; Effective from passage - To Governor 2/19/15
262. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Transferring CHIP and Children's Health Insurance Agency from Department of Administration to DHHR** (original same as H. B. No. 2210) - Passed 2/18/2015
- *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** - Passed 1/28/2015; Effective from passage - To Governor 2/2/15 - Approved by Governor 2/4/15
- *335. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Creating Access to Opioid Antagonists Act** (original same as H. B. No. 2543) - Passed 2/12/2015 - To Governor 2/19/15
389. By Sen. Blair, Yost, Maynard, Facemire, Leonhardt, Williams, Walters, Boso, Palumbo, Mullins, Gaunch, Miller, Ferns and Snyder (Originating in Senate Government Organization) - **Relating to Board of Registration for Professional Engineers license renewals and reinstatements** - Passed 2/19/2015; Effective from passage

**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
 12. By Sen. Cole (Mr. President), Carmichael and Kessler - **Adopting Joint Rules of Senate and House of Delegates** - Adopted 1/27/15

HOUSE BILLS PASSED LEGISLATURE

- *2001. By Del. Gearheart, Nelson, J., Arvon, Ellington, Folk, White, B., Frich, Hill, Householder, Moffatt and Shott - **Repealing portions of the Alternative and Renewable Energy Portfolio Act** (original same as S. B. No. 1) - Passed 1/27/2015; Effective from passage - To Governor 1/29/15 - Approved by Governor 2/3/15
- *2004. By Del. Nelson, J., Howell, Statler, Walters, Foster, Zatezalo, White, B., Moffatt, Stansbury, Gearheart and Butler - **Providing a procedure for the development of a state plan under section 111(d) of the Clean Air Act** (original same as S. B. No. 4) - Passed 2/19/2015; Effective from passage
2114. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal adjusted gross income and certain other terms used in the West Virginia Personal Income Tax Act** (original same as S. B. No. 240) - Passed 2/17/2015; Effective from passage
2115. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of the term "federal taxable income" and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original same as S. B. No. 241) - Passed 2/17/2015; Effective from passage
2138. By Del. Folk, Gearheart, Householder, Howell, Nelson, J., Ireland, Faircloth, Williams, Lynch, Shott and McGeehan - **Adding aircraft operations on private airstrips and farms to the definition of recreational purpose** - Passed 2/11/2015 - To Governor 2/17/15 - Approved by Governor 2/18/15
2200. By Del. Shott, Lane, McCuskey, Manchin and Fleischauer - **Revising, rearranging, consolidating and recodifying the laws of the State of West Virginia relating to child welfare** (original same as S. B. No. 253) - Passed 2/16/2015; Effective from passage
2201. By Del. Ireland, Folk, Manchin, Lynch, Rowe, Fleischauer, Skinner, Fast, Fluharty, Byrd and Summers (Originating in House Judiciary) - **Requiring the Public Service Commission to adopt certain net metering and**

- interconnection rules and standards** (original similar to S. B. No. 1) - Passed 2/16/2015; Effective from passage - To Governor 2/18/15
- *2217. By Del. Overington, Walters, Cowles, Upson, Blair, Espinosa, Deem, Phillips, R., Shott, Smith, R. and Sobonya - **Relating to qualifications of the Commissioner of Labor** (original similar to S. B. No. 279) - Passed 2/10/2015 - To Governor 2/13/15 - Approved by Governor 2/18/15
- *2227. By Del. Phillips, L., Eldridge, Gearheart, Moffatt, Nelson, J., White, H., Guthrie, Rowe, Marcum, Perdue and Hornbuckle - **Relating to the National Coal Heritage Area Authority** (original same as S. B. No. 282) - Passed 2/11/2015 - To Governor 2/17/15 - Approved by Governor 2/18/15

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
74. By Del. McCuskey and Shott - **Extending the Committee of Conference relating to consideration of Com. Sub. for H. B. 2002** - Adopted 2/19/15

HOUSE BILLS IN CONFERENCE

- *2002. By Del. Wagner, Overington, Evans, A., Anderson, Waxman, Shott, Kelly, Nelson, E., Folk, Espinosa and Mr. Speaker (Mr. Armstead) - **Predicating actions for damages upon principles of comparative fault** (original same as S. B. No. 2 - similar to S. B. No. 103) - To conference 2/12/15. - Conference committee extended- Joint Rules 2/19/15. House conferees: Shott, McCuskey, Lynch; Senate conferees: Trump, Carmichael, Palumbo
- *2025. By Del. Howell, Shott, Hamrick, Romine, Sobonya, Espinosa, Miller, Weld, Statler, Kurcaba and Canterbury - **Prohibiting certain sex offenders from loitering within one thousand feet of a school or child care facility** - To conference 2/13/15. House conferees: Weld, Lane, Lynch; Senate conferees: Nohe, Gaunch, Williams

SENATE CALENDAR

Friday, February 20, 2015

11:00 A.M.

UNFINISHED BUSINESS

S. C. R. No. 31 - Authorizing meeting of Joint Select Committee on Tax Reform.

THIRD READING

Eng. Com. Sub. for S. B. No. 316 - Exempting new veteran-owned business from certain fees paid to Secretary of State (original similar to H. B. No. 2676).

Eng. Com. Sub. for S. B. No. 344 - Relating to limitations on back and front pay and punitive damages.

Eng. Com. Sub. for S. B. No. 384 - Permitting wine sales by specialty shop located in dry county, magisterial district or municipality. **[PASSAGE]**

Eng. S. B. No. 415 - Relating to circuit judges.

Eng. S. B. No. 425 - Providing WVU, MU and WVSOM more authority to invest assets (original same as H. B. No. 2815).

Eng. Com. Sub. for H. B. No. 2010 - Requiring the elections of justices of the West Virginia Supreme Court of Appeals, circuit court judges, family court judges and magistrates be nonpartisan and by division - (Com. title amend. pending) (original same as S. B. No. 10).

Eng. Com. Sub. for H. B. No. 2234 - Requiring a court to permit a party in a divorce proceeding to resume using the name he or she used prior to the marriage - (Com. title amend. pending).

SECOND READING

Com. Sub. for Com. Sub. for S. B. No. 30 - Permitting shared animal ownership agreement to consume raw milk (original same as H. B. No. 2448).

Com. Sub. for S. B. No. 170 - Authorizing Bureau of Commerce promulgate legislative rules. **[PASSAGE]**

Com. Sub. for S. B. No. 182 - Authorizing Department of Military Affairs and Public Safety promulgate legislative rules. **[PASSAGE]**

Com. Sub. for S. B. No. 192 - Authorizing Department of Transportation promulgate legislative rules. **[PASSAGE]**

Com. Sub. for S. B. No. 334 - Relating to practice of medicine and surgery or podiatry (original same as H. B. No. 2497).

Com. Sub. for S. B. No. 343 - Exempting chiropractors from continuing education requirement on mental health conditions common to veterans. **[PASSAGE]**

S. B. No. 350 - Establishing criminal penalties for assault or battery on utility workers (original same as H. B. No. 2554).

S. B. No. 364 - Exempting State Police Forensic Laboratory from state purchasing guidelines.

Com. Sub. for S. B. No. 390 - Authorizing PSC approve expedited cost recovery of natural gas utility infrastructure projects (original same as H. B. No. 2743).

S. B. No. 398 - Extending expiration date for health care provider tax on eligible acute care hospitals (original same as H. B. No. 2614). **[JULY 1, 2015]**

Com. Sub. for S. B. No. 435 - Creating WV Sheriffs' Bureau of Professional Standards.

S. B. No. 483 - Clarifying continuing election of municipal policemen's and firemen's pension and relief funds' trustees.

Eng. Com. Sub. for H. B. No. 2008 - Auditing the Division of Highways (original same as S. B. No. 8). **[PASSAGE]**

Eng. H. B. No. 2274 - Authorizing the Commissioner of Corrections to enter into mutual aid agreements - (Com. title amend. pending) (original same as S. B. No. 309).

FIRST READING

S. B. No. 89 - Providing Prosecuting Attorneys Institute's council establish Executive Director's salary.

S. B. No. 283 - Relating to branch banking (original same as H. B. No. 2379).

S. B. No. 285 - Relating to primary and subordinate mortgage loans - (Com. amends. and title amend. pending) (original same as H. B. No. 2223).

S. B. No. 292 - Relating to licenses for business of currency exchange, transportation or transmission (original same as H. B. No. 2241).

S. B. No. 370 - Reorganizing Governor's Committee on Crime, Delinquency and Correction and its subcommittees - (Com. title amend. pending) (original same as H. B. No. 2565).

S. B. No. 445 - Relating to investment of RJCFA excess funds.

**ANNOUNCED SENATE
COMMITTEE MEETINGS**

Regular Session 2015

Friday, February 20, 2015

10 a.m. Labor

(Room No. 208W)