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February 20, 2016  
THIRTY-NINTH DAY



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Saturday, February 20, 2016

**THIRTY-NINTH DAY**

[MR. SPEAKER, MR. ARMSTEAD, IN THE CHAIR]

The House of Delegates met at 11:00 a.m., and was called to order by the Honorable Tim Armstead, Speaker.

Prayer was offered and the House was led in recitation of the Pledge of Allegiance.

The Clerk proceeded to read the Journal of Friday, February 19, 2016, being the first order of business, when the further reading thereof was dispensed with and the same approved.

**Committee Reports**

Delegate Espinosa, Chair of the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration:

**H. B. 4466**, Relating to public school support,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 4466) was referred to the Committee on Finance.

Delegate Storch, Chair of the Committee on Political Subdivisions, submitted the following report, which was received:

Your Committee on Political Subdivisions has had under consideration:

**H. B. 4587**, Relating to violations associated with absent voters' ballots,

And reports the same back with the recommendation that it do pass, but that it first be referred to the Committee on the Judiciary.

In accordance with the former direction of the Speaker, the bill (H. B. 4587) was referred to the Committee on the Judiciary.

Delegate Storch, Chair of the Committee on Political Subdivisions, submitted the following report, which was received:

Your Committee on Political Subdivisions has had under consideration:

**H. B. 4246**, Changing the Martinsburg Public Library to the Martinsburg-Berkeley County Public Library,

And reports the same back with the recommendation that it do pass, but that it first be referred to the Committee on Government Organization.

In accordance with the former direction of the Speaker, the bill (H. B. 4246) was referred to the Committee on Government Organization.

Delegate Storch, Chair of the Committee on Political Subdivisions, submitted the following report, which was received:

Your Committee on Political Subdivisions has had under consideration:

**H. B. 4542**, Allowing persons with property within rural fire protection districts to opt out of fire protection coverage,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on the Judiciary.

In accordance with the former direction of the Speaker, the bill (H. B. 4542) was referred to the Committee on the Judiciary.

Delegate Howell, Chair of the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration:

**H. B. 4563**, Reauthorizing the Neighborhood Investment Program Act,

And,

**H. B. 4580**, Terminating the State Board of Registration of Foresters,

And reports the same back with the recommendation that they each do pass, but that they first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bills (H. B. 4563 and H. B. 4580) were each referred to the Committee on Finance.

Delegate Howell, Chair of the Committee on Government Organization, submitted the following report, which was received:

Your Committee on Government Organization has had under consideration:

**H. B. 4256**, Creating the Uniform Real Property Electronic Recording Act,

And reports the same back with the recommendation that it do pass, but that it first be referred to the Committee on the Judiciary.

In accordance with the former direction of the Speaker, the bill (H. B. 4256) was referred to the Committee on the Judiciary.

On motions for leave, resolutions were introduced (Originating in the Committee on Government Organization and reported with the recommendation that they be adopted but that they each be referred to the Committee on Rules), which were read by their titles, as follows:

**By Delegates Howell, Arvon, Atkinson, Blair, Cadle, Caputo, Faircloth, Ferro, Flanigan, Hartman, Hill, Ihle, Lynch, McGeehan, Moffatt, J. Nelson, Pushkin, R. Smith, Sponaugle and Stansbury:**

**H. C. R. 78** — "Requesting the Joint Committee on Government and Finance study professional and occupational licensing boards,"

Whereas, The Supreme Court of the United States has ruled that state licensing boards comprised of a majority of market participants do not enjoy automatic immunity from antitrust laws; and

Whereas, The Legislature is committed to promoting public safety through the reasonable regulation of professions and occupations and reviewing those requirements to insure they protect the public; and

Whereas, Certain levels of professional expertise on professional and occupational boards helps promote public safety through the detailed understanding of professional practices, industry standards and emerging trends among the various professions and occupations; and

Whereas, The Legislature is committed to preventing the overregulation of markets by unwarranted influences of market participants and protectionist anti-free market pressures; therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Joint Committee on Government and Finance is hereby requested to study professional and occupational licensing boards; and, be it

*Further Resolved*, That the Joint Committee on Government and Finance report to the regular session of the Legislature, 2017, on 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 and to prepare and draft necessary legislation be paid from legislative appropriations to the Joint Committee on Government and Finance.

And,

**By Delegates Howell, Arvon, Atkinson, Blair, Cadle, Caputo, Faircloth, Ferro, Flanigan, Hartman, Hill, Ihle, Lynch, McGeehan, Moffatt, J. Nelson, Pushkin, R. Smith, Sponaugle and Stansbury:**

**H. C. R. 79** — “Requesting the Joint Committee on Government and Finance study state agency websites, the processes, policies, and contracts for entities which provide technical and logistical support for agency website development and maintenance, and the laws and policies governing the electronic accessibility of public information,”

Whereas, The Legislature is committed to promoting an open, transparent and fiscally responsible government; and

Whereas, The Legislature recognizes that a government that is accessible to the people is necessary and proper, promotes transparency in government, facilitates civic participation, and such participation leads to a responsive and responsible government; and

Whereas, Government agencies provide access to information in a variety of formats on a variety of platforms, with assistance, advice, and technical support for website development and maintenance from a variety of sources, resulting in a lack of consistency among state agency websites; and

Whereas, State standards that are clear regarding what information is to be made available to the public, on what formats and in what manner, the Legislature should review the polices, rules and laws regarding how agencies provide access to information so that access is reasonable, accurate and not duplicative, Therefore, be it

*Resolved by the Legislature of West Virginia:*

That the Joint Committee on Government and Finance is hereby requested to study state agency websites, the processes, policies, and contracts for entities which provide technical and logistical support for agency website development and maintenance, and the laws and policies governing the electronic accessibility of public information; and, be it

*Further Resolved,* That the Joint Committee on Government and Finance report to the regular session of the Legislature, 2017, on its findings, conclusions, and recommendations, together with drafts of any legislation necessary to effectuate its recommendations; and, be it

*Further Resolved,* That the Office of Technology, the offices of the State Treasurer, the State Auditor, the Secretary of State, the Department of Administration and the Department of Commerce shall cooperate with the Legislature and provide information, access to personnel and access to all records necessary to effectuate the provisions of this study; and, be it

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

Which were referred to the Committee on Rules.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**H. B. 4315**, Relating to air-ambulance fees for emergency treatment or air transportation.

And reports the same back, with a title amendment, with the recommendation that it do pass, as amended.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**H. B. 2823**, Eliminating the street and interurban and electric railways tax,

And reports back a committee substitute therefore, with a new title, as follows:

**Com. Sub. for H. B. 2823** – “A Bill to amend and reenact §11-13-2d of the Code of West Virginia, 1931, as amended, relating to eliminating a certain tax on persons engaging or continuing within this state in the service or business of street and interurban and electric railways,”

With the recommendation that the committee substitute do pass.

Delegate McCuskey, Chair of 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 19<sup>th</sup> day of February, 2016, 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:

**(S. B. 123)**, Treatment for sexually transmitted diseases,

**(S. B. 261)**, Bringing state code relating to daylight saving time in conformity with federal code,  
And,

**(Com. Sub. for S. B. 15)**, Adopting learned intermediary doctrine as defense to civil action due to inadequate warnings or instructions.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**S. B. 341**, Expiring funds from Insurance Commissioner, Examination Revolving Fund and Insurance Commission Fund to State Fund, General Revenue,

**Com. Sub. for S. B. 449**, Supplemental appropriation from State Fund, General Revenue to Department of Administration, Public Defender Services,

**Com. Sub. for S. B. 450**, Supplemental appropriation from State Fund, General Revenue to DHHR, Division of Health,

And,

**S. B. 451**, Supplemental appropriation from State Fund, General Revenue to Department of Military Affairs,

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

Delegate Gearheart, Chair of the Committee on Roads and Transportation, submitted the following report, which was received:

Your Committee on Roads and Transportation has had under consideration:

**H. B. 4554**, Allowing an increase of gross weight limitations on certain roads in Greenbrier County,

And,

**H. B. 4561**, Creating a special hiring process for West Virginia Division of Highways employees,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on Government Organization.

In accordance with the former direction of the Speaker, the bills (H. B. 4554 and H. B. 4561) were each referred to the Committee on Government Organization.

Delegate Gearheart, Chair of the Committee on Roads and Transportation, submitted the following report, which was received:

Your Committee on Roads and Transportation has had under consideration:

**H. B. 4196**, Relating to abandoned antique vehicles,

And,

**H. B. 4530**, Exempting taxicab companies whose drivers are independent contractors, from providing workers' compensation coverage for the drivers,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on the Judiciary.

In accordance with the former direction of the Speaker, the bills (H. B. 4196 and H. B. 4530) were each referred to the Committee on the Judiciary.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**S. B. 351**, Dedicating severance tax proceeds,

And,

**S. B. 462**, Reducing deposit of excess lottery proceeds into WV Infrastructure Fund,

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

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**H. B. 2897**, Young Entrepreneur Reinvestment Act,

And reports back a committee substitute therefore, with a new title, as follows:

**Com. Sub. for H. B. 2897** – “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §59-1-2c, relating to creating Young Entrepreneur Reinvestment Act; waiving certain fees for individuals under thirty creating certain business organizations, and expire the waiver of those fees,”

With the recommendation that the committee substitute do pass.

Delegate Ireland, Chair of the Committee on Energy, submitted the following report, which was received:

Your Committee on Energy has had under consideration:

**H. B. 4500**, Oil and Gas Royalty Payment and Transparency Act of 2016,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 4500) was referred to the Committee on Finance.

On motion for leave, a bill was introduced (Originating in the Committee on Energy and reported with the recommendation that it do pass), which was read by its title, as follows:

**By Delegates Ireland, Fast, Anderson, Zatezalo, R. Smith, J. Nelson, Cadle and Phillips:**

**H. B. 4639** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §37-7-2a, relating to concurrent mineral estates; establishing a method for the simple majority of mineral interest owners in a tract to develop their interests without committing



waste; setting forth accrual and disbursement requirements to minority owners; and setting forth legislative intent.”

Delegate Espinosa, Chair of the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration:

**H. B. 4566**, Relating to school personnel,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 4566) was referred to the Committee on Finance.

Delegate Espinosa, Chair of the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration:

**H. B. 2713**, Providing taxpayers repaying their own student loans a modification reducing federal adjusted gross in the amount of the interest paid,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 2713) was referred to the Committee on Finance.

Delegate Nelson, Chair of the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration:

**S. B. 419**, Relating to termination of Workers' Compensation Debt Reduction Act,

And reports the same back, with amendment, with the recommendation that it do pass, as amended.

### **Select Committee Reports**

Delegate Stansbury, Chair of the Select Committee on Prevention and Treatment of Substance Abuse, submitted the following report, which was received:

Your Select Committee on Prevention and Treatment of Substance Abuse has had under consideration:

**H. B. 4183**, Relating generally to reporting opioid overdoses,

And,

**H. B. 4480**, Addiction Treatment Act of 2016,

And reports the same back, with amendment, with the recommendation that they each do pass, as amended, but that they first be referred to the Committee on Health and Human Resources.

In accordance with the former direction of the Speaker, the bills (H. B. 4183 and H. B. 4480) were each referred to the Committee on Health and Human Resources.

Delegate Stansbury, Chair of the Select Committee on Prevention and Treatment of Substance Abuse, submitted the following report, which was received:

Your Select Committee on Prevention and Treatment of Substance Abuse has had under consideration:

**H. B. 4221**, Relating to the administration of an opioid antagonist

And,

**H. B. 4293**, Relating to the West Virginia Controlled Substances Monitoring Program database,

And reports the same back with the recommendation that they each do pass, but that they first be referred to the Committee on the Judiciary.

In accordance with the former direction of the Speaker, the bills (H. B. 4221 and H. B. 4293) were each referred to the Committee on the Judiciary.

Delegate Stansbury, Chair of the Select Committee on Prevention and Treatment of Substance Abuse, submitted the following report, which was received:

Your Select Committee on Prevention and Treatment of Substance Abuse has had under consideration:

**H.B. 4044**, Ryan Brown Addiction Prevention and Recovery Fund Act,

And reports the same back, with amendment, with the recommendation that it do pass, as amended, but that it first be referred to the Committee on Finance.

In accordance with the former direction of the Speaker, the bill (H. B. 4044) was referred to the Committee on Finance.

### **Messages from the Senate**

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, to take effect from passage a bill of the House of Delegates as follows:

**H. B. 4148**, Updating the meaning of federal taxable income and certain other terms used in the West Virginia Corporation Net Income Tax Act.

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, to take effect from passage, a bill of the House of Delegates as follows:

**Com. Sub. for H. B. 4158**, Making a supplementary appropriation to the Department of Commerce, WorkForce West Virginia – Workforce Investment Act.

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, a bill of the House of Delegates as follows:

**Com. Sub. for H. B. 4244**, Eliminating the need for a public hearing when no objection is filed on an application from an out of state state-chartered credit union to establish a branch in West Virginia.

A message from the Senate, by

The Clerk of the Senate, announced that the Senate had passed, without amendment, a bill of the House of Delegates as follows:

**Com. Sub. for H. B. 4245**, Requiring the cashier or executive officer of a banking institution to provide shareholders with the institution's most recent year-end audited financial statement.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**S. B. 54** – “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-15-9o, relating generally to altering way tax is collected on homeowners' associations; exempting from consumers sales and service tax liability dues, fees and assessments paid by members to homeowners' associations when used by the homeowners' association for payment of common expenses; taxable expenses of homeowners' association; and definitions”; which was referred to the Committee on Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**Com. Sub. for S. B. 293** – “A Bill to amend and reenact §11-13J-3, §11-13J-4, §11-13J-4a, §11-13J-10 and §11-13J-12 of the Code of West Virginia, 1931, as amended, all relating generally to Neighborhood Investment Program Act; reauthorizing act until July 1, 2021; defining terms “community based” and “emergency assistance”; modifying definition of “economically disadvantaged area”; reducing frequency of required project transferee reports; reducing number of required advisory board meetings; reducing required number of West Virginia Development Office reports to the board; eliminating guidance on what a community based project is when the board is evaluating a project; removing requirement that Tax Commissioner annually publish addresses of taxpayers who claim the credit; and reducing frequency of program assessments by the director”; which was referred to the Committee on Finance.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate, to take effect July 1, 2016, and requested the concurrence of the House of Delegates in the passage, of

**Com. Sub. for S. B. 313** – “A Bill to amend and reenact §18-5-45 of the Code of West Virginia, 1931, as amended, relating to school calendar; allowing limited use of available accrued instructional time when not possible to complete one hundred eighty separate instructional days in certain instances; requiring emergency rule if necessary; and removing obsolete effective date provision”; which was referred to the Committee on Education.

A message from the Senate, by

The Clerk of the Senate, announced the passage by the Senate and requested the concurrence of the House of Delegates in the passage, of

**Com. Sub. for S. B. 434** – “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §19-35-5, relating to permitting sale of home-based, micro-processed foods at farmers markets; requiring seventy percent from vendor's garden or farm; requiring recordkeeping and labeling; clarifying foods requiring permit and exempted foods;

establishing permit requirements and limitations; setting for permit inspections and fees; and limiting sales to seven hundred fifty units per year”; which was referred to the Committee on Agriculture and Natural Resources then Health and Human Resources.

### Petitions

Delegates Caputo, Longstreth and Manchin presented a petition signed by residents of Marion County requesting the Governor and Legislature increase the amount of state funds allocated to PEIA; which was referred to the Committee on Finance.

### Bills Introduced

On motions for leave, bills were introduced, read by their titles, and severally referred as follows:

**By Delegates Mr. Speaker (Mr. Armstead), Sobonya, Kurcaba, Hanshaw, Overington, Hamrick, Kessinger, Gearheart and Shott:**

**H. B. 4625** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §19-23-30; to amend said code by adding thereto a new section, designated §29-22-31; to amend said code by adding thereto a new section, designated §29-22A-20; and to amend said code by adding thereto a new section, designated §29-22C-35, all relating to redirecting certain racing and gaming revenues from greyhound development funds to the State Road Fund”; to the Committee on Finance.

**By Delegate Cowles:**

**H. B. 4626** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-13A-4a, relating to providing a safe harbor valuation for the measure of tax upon limestone and sandstone quarried or mined for purposes of the West Virginia Severance and Business Privilege Tax”; to the Committee on Finance.

**By Delegates Kessinger, Arvon, Hill, Foster, Stansbury, Blair, Fluharty, McCuskey, Summers, Hamrick and R. Smith:**

**H. B. 4627** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-1-5, relating to creating a digital learning pilot project; establishing a purpose; establishing goals; establishing objectives; establishing key components of the pilot project; establishing qualifications; and establishing a deadline”; to the Committee on Education.

**By Delegates Kessinger, Perry, Arvon, Hill, Stansbury, Fluharty, McCuskey, Sobonya, Summers, Border and Hamrick:**

**H. B. 4628** — “A Bill to amend and reenact §18-5-9 of the Code of West Virginia, 1931, as amended, relating to requiring county boards of education to conduct regular structural inspections of school facilities and structures; and requiring boards to establish a schedule of rotating inspections for all schools every ten years”; to the Committee on Education.

**By Delegate Foster:**

**H. B. 4629** — “A Bill to amend and reenact §21A-6-3 of the Code of West Virginia, 1931, as amended, relating to establishing that an employee’s termination from employment for testing positive on a drug or alcohol test lawfully required by the employer disqualifies that employee for benefits”; to the Committee on the Judiciary.

**By Delegates Lane and Shott:**

**H. B. 4630** — “A Bill to amend and reenact §6B-3-7 of the Code of West Virginia, 1931, as amended, relating to lobbyist duties and prohibitions; prohibiting a lobbyist from contributing money to candidates for Governor, Board of Public Works, State Senate or House of Delegates; extending

that prohibition to the lobbyist's spouse and dependent children; and providing exceptions"; to the Committee on the Judiciary.

**By Delegates Shaffer, Lynch, Ambler, P. White, Phillips, Westfall and Stansbury:**

**H. B. 4631** — "A Bill to amend and reenact §20-2-60 of the Code of West Virginia, 1931, as amended, relating to requiring a hunting blind which is used during firearm deer season to have at least one hundred square inches of fluorescent orange on top of the blind"; to the Committee on Agriculture and Natural Resources then the Judiciary.

**By Delegates Manchin, Skinner, Hamilton, Miley and P. Smith:**

**H. B. 4632** — "A Bill to amend and reenact §51-2-1 of the Code of West Virginia, 1931, as amended, relating to providing a six month term for the four new circuit judges by gubernatorial appointment prior to the beginning of the regular eight year term"; to the Committee on the Judiciary.

**By Delegates Eldridge, Ambler, Skinner, P. White, Butler, J. Nelson, Phillips, Marcum, B. White, Storch and Summers:**

**H. B. 4633** — "A Bill to amend and reenact §49-4-720 and §49-4-722 of the Code of West Virginia, 1931, as amended, all relating to requiring the Division of Juvenile Services to transfer to a correctional facility or regional jail any juvenile in its custody that has been transferred to adult jurisdiction of the circuit court and who reaches his or her eighteenth birthday; requiring transfer of juvenile in adult jurisdiction upon reaching eighteen years of age if he or she has either been convicted or is in a pretrial status; directing the Division of Juvenile Services to notify the circuit court of the age of a juvenile reaching the age of eighteen years of age; authorizing the circuit court to conduct a hearing as to alternative placement; mandating that the position of victim be taken under consideration by the court in considering disposition or alternative placement; prohibiting juveniles that commit an adult offense while under the custody of the Division of Juvenile Services from returning back to the placement in a juvenile facility if the juvenile has attained the age of eighteen years; and requiring the court to conduct a hearing as to placement of a juvenile that has turned eighteen years of age and is remanded back to the custody of the Division of Juvenile Services after completion of an adult sentence"; to the Committee on the Judiciary.

**By Delegates Canterbury, Phillips, R. Smith, Householder, Kessinger, Arvon, Bates, Moyer, J. Nelson, O'Neal and D. Evans:**

**H. B. 4634** — "A Bill to amend and reenact §11-13-20 of the Code of West Virginia, 1931, as amended, relating to increasing the tax on generating units in this state owned or leased by the taxpayer; providing a credit on the tax increase based upon megawatt hours generated above sixty percent of the rated capacity of the plant and placing a cap on the credit; designating amendments to this section the "Coal Jobs and Revenue Stabilization Act" with definitions"; to the Committee on Finance.

**By Delegate Rohrbach:**

**H. B. 4635** — "A Bill to amend and reenact §18B-10-1 of the Code of West Virginia, 1931, as amended, relating to a per-credit-hour tuition for community and technical colleges"; to the Committee on Education then Finance.

**By Delegate Shott:**

**H. B. 4636** — "A Bill to amend and reenact §6C-1-6 of the Code of West Virginia, 1931, as amended, relating to increasing the penalties for violating the Whistle-blower Law; increasing the civil fine; removing the authority of the court to suspend a person from public service; authorizing discipline by the person's employer upon a finding of violation by the court; and authorizing termination from employment as a potential discipline"; to the Committee on the Judiciary.

**By Delegates Rowe, Walters, Skinner, Bates, Guthrie and Manchin:**

**H. B. 4637** — “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §33-13-49, relating to requiring insurers of policies providing for payments on death of a named insured to review databases to determine if insured has died and to require due diligence to inform beneficiaries or others of availability of death proceeds”; to the Committee on Banking and Insurance then the Judiciary.

**By Delegates Summers and Shott:**

**H. B. 4638** — “A Bill to amend and reenact §18-8-4 of the Code of West Virginia, 1931, as amended, relating to truancy intervention, and defining excused and unexcused absences”; to the Committee on the Judiciary.

**Special Calendar****Third Reading**

**Com. Sub. for S. B. 14**, Limiting successor corporation asbestos-related liabilities; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 117**), and there were—yeas 70, nays 11, absent and not voting 19, with the nays and absent and not voting being as follows:

Nays: Caputo, Fluharty, Guthrie, Hornbuckle, Lynch, Moye, Perdue, Perry, Pushkin, Shaffer and Walters.

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Eldridge, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 14) passed.

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

**Com. Sub. for S. B. 146**, Establishing instruction standards for early childhood education; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 118**), and there were—yeas 81, nays none, absent and not voting 19, with the absent and not voting being as follows:

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Gearheart, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 146) passed.

Delegate Miller moved that the bill take effect July 1, 2016.

On this question, the yeas and nays were taken (**Roll No. 119**), and there were—yeas 81, nays none, absent and not voting 19, with the absent and not voting being as follows:

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Gearheart, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for S. B. 146) takes effect July 1, 2016.

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

**Com. Sub. for H. B. 4040**, Regulating step therapy protocols in health benefit plans; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 120**), and there were—yeas 82, nays none, absent and not voting 18, with the absent and not voting being as follows:

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4040) passed.

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

**Com. Sub. for H. B. 4053**, Department of Environmental Protection, Air Quality, rule relating to the control of annual nitrogen oxide emissions; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 121**), and there were—yeas 77, nays 5, absent and not voting 18, with the nays and absent and not voting being as follows:

Nays: Fluharty, Folk, McGeehan, Perdue and Pushkin.

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4053) passed.

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

**Com. Sub. for H. B. 4060**, Relating generally to the promulgation of administrative rules by the Department of Military Affairs and Public Safety; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 122**), and there were—yeas 80, nays 1, absent and not voting 19, with the nays and absent and not voting being as follows:

Nays: Walters.

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, P. Smith, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4060) passed.

Delegate Miller moved that the bill take effect from its passage.

On this question, the yeas and nays were taken (**Roll No. 123**), and there were—yeas 81, nays none, absent and not voting 19, with the absent and not voting being as follows:

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, McCuskey, Moffatt, Moore, Skinner, Storch and Westfall.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4060) takes effect from its passage.

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

**Com. Sub. for H. B. 4080**, Department of Veterans' Assistance, rule relating to VA headstones or markers; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 124**), and there were—yeas 82, nays none, absent and not voting 18, with the absent and not voting being as follows:

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4080) passed.

Delegate Miller moved that the bill take effect from its passage.

On this question, the yeas and nays were taken (**Roll No. 125**), and there were—yeas 81, nays none, absent and not voting 19, with the absent and not voting being as follows:

Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, McCuskey, Moffatt, Moore, Skinner, Storch and Westfall.

So, two thirds of the members elected to the House of Delegates having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4080) takes effect from its passage.

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

**Com. Sub. for H. B. 4521**, Modifying the requirements that allow a child witness to testify by closed circuit television; on third reading, coming up in regular order, was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 126**), and there were—yeas 82, nays none, absent and not voting 18, with the absent and not voting being as follows:



Absent and Not Voting: Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 4521) passed.

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

### Second Reading

**Com. Sub. for S. B. 7**, Establishing wrongful conduct rule prohibiting recovery of damages in certain circumstances; on second reading, coming up in regular order, was read a second time.

An amendment, recommended by the Committee on the Judiciary, was reported by the Clerk and adopted, amending the bill on page one, following the enacting clause, by striking out the remainder of the bill and inserting in lieu thereof the following:

“That §55-7-13d of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that §55-7B-5 of said code be amended and reenacted, all to read as follows:

#### **ARTICLE 7. ACTIONS FOR INJURIES.**

**§55-7-13d. Determination of fault; imputed fault; ~~plaintiff's involvement in felony criminal act; when plaintiff's criminal conduct bars recovery; burden of proof; damages; stay of action; limitations; applicability; severability.~~**

(a) *Determination of fault of parties and nonparties.*

(1) In assessing percentages of fault, the trier of fact shall consider the fault of all persons who contributed to the alleged damages regardless of whether the person was or could have been named as a party to the suit;

(2) Fault of a nonparty shall be considered if the plaintiff entered into a settlement agreement with the nonparty or if a defending party gives notice no later than ~~one hundred eight~~ one hundred eighty days after service of process upon said defendant that a nonparty was wholly or partially at fault. Notice shall be filed with the court and served upon all parties to the action designating the nonparty and setting forth the nonparty's name and last-known address, or the best identification of the nonparty which is possible under the circumstances, together with a brief statement of the basis for believing such nonparty to be at fault;

(3) In all instances where a nonparty is assessed a percentage of fault, any recovery by a plaintiff shall be reduced in proportion to the percentage of fault chargeable to such nonparty. Where a plaintiff has settled with a party or nonparty before verdict, that plaintiff's recovery will be reduced in proportion to the percentage of fault assigned to the settling party or nonparty, rather than by the amount of the nonparty or party's settlement;

(4) 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 herein;

(5) Assessments of percentages of fault for nonparties are used only as a vehicle for accurately determining the fault of named parties. Where fault is assessed against nonparties, findings of such fault do not subject any nonparty to liability in that or any other action, or may not be introduced as evidence of liability or for any other purpose in any other action; and

(6) In all actions involving fault of more than one person, unless otherwise agreed by all parties to the action, the court shall instruct the jury to answer special interrogatories or, if there is no jury, shall make findings, indicating the percentage of the total fault that is allocated to each party and nonparty pursuant to this article. For this purpose, the court may determine that two or more persons are to be treated as a single person.

(b) *Imputed fault.* — Nothing in this section may be construed as precluding a person from being held liable for the portion of comparative fault assessed against another person who was acting as an agent or servant of such person, or if the fault of the other person is otherwise imputed or attributed to such person by statute or common law. In any action where any party seeks to impute fault to another, the court shall instruct the jury to answer special interrogatories or, if there is no jury, shall make findings, on the issue of imputed fault.

~~(c) *Plaintiff's involvement in felony criminal act When plaintiff's criminal conduct bars recovery.* — In any civil action, a defendant is not liable for damages that the plaintiff suffers as a result of the negligence or gross negligence of a defendant if such damages arise out of the plaintiff's commission, attempt to commit or fleeing from the commission of a felony criminal act: Provided, That the plaintiff has been convicted of such felony, or if deceased, the jury makes a finding that the decedent committed such felony: a person or person's legal representative who asserts a claim for damages may not recover if:~~

~~(1) Such damages arise out of the person's commission, attempted commission, or immediate flight from the commission or attempted commission of a felony; and~~

~~(2) That the person's damages were suffered as a proximate result of the commission, attempted commission, or immediate flight from the commission or attempted commission of a felony.~~

(d) *Burden of proof.* — The burden of alleging and proving comparative fault shall be upon the person who seeks to establish such fault. The burden of alleging and proving the defense set forth in subsection (c) of this section shall be upon the person who seeks to assert such defense: Provided, That in any civil action in which a person has been convicted or pleaded guilty or no contest to a felony, the claim shall be dismissed if the court determines as a matter of law that the person's damages were suffered as a proximate result of the felonious conduct to which the person pleaded guilty or no contest, or upon which the person was convicted.

(e) *Damages.* — For purposes of this section "damages" includes all damages which may be recoverable for personal injury, death, or loss of or damage to property, including those recoverable in a wrongful death action.

(f) *Stay of action.* — Any civil action in which the defense set forth in subsection (c) is asserted shall be stayed by the court on the motion of the defendant during the pendency of any criminal action which forms the basis of the defense, including appeals, unless the court finds that a conviction in the criminal action would not constitute a valid defense under subsection (c).

~~(e)(g) *Limitations.* — Nothing in this section creates a cause of action. Nothing in this section alters, in any way, the immunity of any person as established by statute or common law.~~

~~(f)(h) *Applicability.* — This section applies to all causes of action arising or accruing on or after the effective date of its enactment. The amendments to this section enacted during the 2016 session of the Legislature shall apply to all causes of action accruing on or after the effective date of those amendments.~~

~~(g)(i) *Severability.* — The provisions of this section are severable from one another, so that if any provision of this section is held void, the remaining provisions of this section shall remain valid.~~

**ARTICLE 7B. MEDICAL PROFESSIONAL LIABILITY.****§55-7B-5. Health care actions; complaint; specific amount of damages not to be stated; limitation on bad faith claims; filing of first party bad faith claims; when plaintiff's criminal conduct bars recovery.**

(a) In any medical professional liability action against a health care provider no specific dollar amount or figure may be included in the complaint, but the complaint may include a statement reciting that the minimum jurisdictional amount established for filing the action is satisfied. However, any party defendant may at any time request a written statement setting forth the nature and amount of damages being sought. The request shall be served upon the plaintiff who shall serve a responsive statement as to the damages sought within thirty days thereafter. If no response is served within the thirty days, the party defendant requesting the statement may petition the court in which the action is pending to order the plaintiff to serve a responsive statement.

(b) Notwithstanding any other provision of law, absent privity of contract, no plaintiff who files a medical professional liability action against a health care provider may file an independent cause of action against any insurer of the health care provider alleging the insurer has violated the provisions of subdivision (9), section four, article eleven, chapter thirty-three of this code. Insofar as the provisions of section three, article eleven, chapter thirty-three of this code prohibit the conduct defined in subdivision (9), section four, article eleven, chapter thirty-three of this code, no plaintiff who files a medical professional liability action against a health care provider may file an independent cause of action against any insurer of the health care provider alleging the insurer has violated the provisions of said section three.

(c) No health care provider may file a cause of action against his or her insurer alleging the insurer has violated the provisions of subdivision (9), section four, article eleven, chapter thirty-three of this code until the jury has rendered a verdict in the underlying medical professional liability action or the case has otherwise been dismissed, resolved or disposed of.

(d) No action related to the prescription or dispensation of controlled substances may be maintained against a health care provider pursuant to this article by or on behalf of a person whose damages arise as a proximate result of a violation of the Uniform Controlled Substances Act, as set forth in chapter sixty-a of this code, the commission of a felony, a violent crime which is a misdemeanor, or any other state or federal law related to controlled substances: *Provided*, That an action may be maintained pursuant to this article if the plaintiff alleges and proves by a preponderance of the evidence that the health care provider dispensed or prescribed a controlled substance or substances in violation of state or federal law, and that such prescription or dispensation in violation of state or federal law was a proximate cause of the injury or death."

The bill was then ordered to third reading.

**S. B. 509**, Removing 10-day requirement Division of Labor has to inspect amusement rides and attractions; on second reading, coming up in regular order, was read a second time.

An amendment, recommended by the Committee on Government Organization, was reported by the Clerk and adopted, amending the bill on page one, by striking out everything after the enacting section and inserting in lieu thereof the following:

**"ARTICLE 10. AMUSEMENT RIDES AND AMUSEMENT ATTRACTIONS SAFETY ACT.****§21-10-6. Permits; application; annual inspection.**

No operator or owner may knowingly permit the operation of an amusement ride or amusement attraction without a permit issued by the division. Each year, and at least fifteen days before the first

time the amusement ride or amusement attraction is made available in this state for public use, an operator or owner shall apply for a permit to the division on a form furnished by the division and containing any information the division may require. The division shall, upon application and within ~~ten~~ thirty days of the first time the ride or attraction is made available in this state for public use, inspect all amusement rides and amusement attractions. The division shall inspect all stationary rides and attractions at least once every year. The division shall create an inspection checklist and provide it to owners and operators of amusement rides and amusement attractions. The owner or operator shall inspect all mobile amusement rides and amusement attractions each time they are assembled for use in this state and complete a copy of the inspection checklist provided by the division and must be available at the site for the division to inspect and review for the duration of the amusement ride or amusement attraction's use. The inspection may be performed by a certified inspector the division or the owner or operator as attested to on the inspection checklist. The owner or operator shall submit all completed inspection checklists to the division by December 31 of each year. The division may inspect all mobile amusement rides and amusement attractions each time they are disassembled and reassembled for use in this state. The division may conduct inspections at any reasonable time without prior notice: *Provided*, That in lieu of performing its own inspection the division may accept inspection reports from special inspectors certified by the division."

The bill was then ordered to third reading.

**H. B. 2605**, Removing the limitation on actions against the perpetrator of sexual assault or sexual abuse upon a minor; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4001**, Relating to candidates or candidate committees for legislative office disclosing contributions; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4152**, Making a supplementary appropriation to the Division of Environmental Protection – Protect Our Water Fund; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4155**, Making a supplementary appropriation to the Department of Health and Human Resources, Division of Health – West Virginia Birth-to-Three Fund, and the Department of Health and Human Resources, Division of Human Services - Medical Services Trust Fund; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4157**, Supplementing, amending, and increasing items of the existing appropriations from the State Road Fund to the Department of Transportation, Division of Highways; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4160**, Making a supplementary appropriation to the Department of Revenue, Tax Division; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4197**, Allowing required HIV and hepatitis testing for the protection of law-enforcement officers who may have been exposed; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4265**, Relating to payment by the West Virginia Municipal Bond Commission or state sinking fund commission or the governing body issuing the bonds; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4310**, Relating to the West Virginia University Institute of Technology; on second reading, coming up in regular order, was read a second time.

Delegate Fast arose, and being recognized, moved that Com. Sub. for H. B. 4310, be placed on the House Calendar.

Delegates Hill and Perry requested to be excused from voting on questions regarding Com. Sub. for H. B. 4310 under the provisions of House Rule 49.

The Speaker replied that any impact on the Delegates would be indirect and as a member of a class of persons possibly to be affected by the passage of the bill, and refused to excuse the Members from voting.

On this motion, the yeas and nays were taken (**Roll No. 127**), and there were—yeas 28, nays 50, absent and not voting 22, with the yeas and absent and not voting being as follows:

Yeas: Azinger, Byrd, Caputo, Duke, Faircloth, Fast, Folk, Gearheart, Guthrie, Hamilton, Hicks, Hill, Hornbuckle, Ihle, Kessinger, Longstreth, Lynch, McGeehan, Perry, Pushkin, Reynolds, Rodighiero, Rowe, P. Smith, Sponaugle, Stansbury, Trecoast and B. White.

Absent and Not Voting: Arvon, Blair, Border, Campbell, Cowles, Deem, Ellington, A. Evans, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, McCuskey, Moffatt, Moore, Shaffer, Skinner, Storch and Westfall.

So, less than two thirds of the members present and voting not having voted in the affirmative, the motion was rejected.

On motion of Delegates Gearheart and Shott, the bill was amended on page four, section one, line seventy, after the word “Collaboration”, by striking the word “occurs” and inserting in lieu thereof “shall occur”.

On motion of Delegates Gearheart and Shott the bill was amended on page six, section two, line thirty-five, by striking out subsection “(h)” in its entirety and inserting in lieu thereof the following:

“(h) Until such time as West Virginia University no longer owns assets, other than assets of de minimis value, in Montgomery and the Upper Kanawha Valley, the university shall continue to collaborate with the County Commission of Kanawha County, the County Commission of Fayette County, and the City of Smithers, and each entity is authorized and encouraged to enter into agreements designed to foster economic and community redevelopment for Montgomery and the Upper Kanawha Valley.”

The bill was then ordered to engrossment and third reading.

**H. B. 4316**, Relating to reimbursement of certification fee for National Board for Professional Teaching Standards certification; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4319**, Including in the definition of “veteran” active members of the Guard and Reserve in order to exempt them from fees charged by the 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 H. B. 4322**, Expanding the Learn and Earn Program; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4340**, Amending licensing requirements for an act which may be called Lynette’s Law; on second reading, coming up in regular order, was read a second time.

On motion of Delegate Howell, the bill was amended on page three, section one, line two, after the words "in subsection", by striking out "(b)" and inserting in lieu thereof "(c)".

The bill was then ordered to engrossment and third reading.

**Com. Sub. for H. B. 4366**, Finding and declaring certain claims against the state and its agencies to be moral obligations of the state; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4377**, Eliminating exemption from hotel occupancy taxes on rental of hotel and motel rooms for thirty or more consecutive days; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4445**, Relating to the adoption of instructional educational resources; on second reading, coming up in regular order, was read a second time.

On motion of Delegates Waxman and Butler, the bill was amended on page three, subsection (j), line sixty-eight, following the word "A", by inserting the words "state or county".

And,

On page three, subsection (j), line sixty-eight, following the word "employee", by inserting "or employee of the West Virginia Department of Education".

The bill was then ordered to engrossment and third reading.

**Com. Sub. for H. B. 4540**, Removing prohibition of disposal of certain electronics in landfills; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4604**, Relating to violations of the Ethics Act; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4605**, Prohibiting contracting with a state agency unless business entity submits disclosure of interested parties; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**Com. Sub. for H. B. 4606**, Relating to the recusal of certain public officials from voting for appropriation of moneys to nonprofit entities; on second reading, coming up in regular order, was read a second time and ordered to engrossment and third reading.

**H. B. 4618**, Relating to limitations on use of a public official's name or likeness; on second reading, coming up in regular order, was read a second time.

On motion of Delegate Sobonya, the bill was amended on page three, section one, line seventeen, after the word "other", by striking out the word "attempted".

On page five, section two, line eight, after the word "advertising", by striking out the words "for general dissemination".

On page five, section two, line eight, before the word "public", by inserting the word "general".

On page six, section three, line eleven, by striking out the word "subsection" and inserting in lieu thereof the word "section".

On page seven, section five, line seven, line seven, after the word “prohibitions”, by inserting the words “in section 2(d)”.

And,

On page eight, section seven, line two, after the words “impact upon the public agency”, by inserting the words “to bring existing material, vehicles, or items into compliance with this article”.

The bill was then ordered to engrossment and third reading.

### **First Reading**

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

**S. B. 387**, Shared animal ownership agreements to consume raw milk,

**Com. Sub. for H. B. 2795**, Providing that when a party’s health condition is at issue in a civil action, medical records and releases for medical information may be requested and required without court order,

**Com. Sub. for H. B. 4360**, Increasing the criminal penalty for the unlawful practice of law,

**Com. Sub. for H. B. 4383**, Making individuals responsible for the costs relating to the filing of excessive false complaints,

**Com. Sub. for H. B. 4388**, Relating to stroke centers,

**H. B. 4470**, Expanding newborn testing to include Adrenoleukodystrophy,

And,

**H. B. 4489**, Relating generally to human trafficking.

### **Leaves of Absence**

At the request of Miller, and by unanimous consent, leaves of absence for the day were granted Delegates Blair, Border, Campbell, Cowles, Deem, Ellington, Ferro, Flanigan, Fleischauer, Kurcaba, Lane, Manchin, Marcum, Moffatt, Moore, Skinner, Storch and Westfall.

### **Miscellaneous Business**

Delegate Frich filed a form with the Clerk’s Office per House Rule 94b to be added as a cosponsor of H. B. 4133.

Delegate Frich noted to the Clerk that she be shown in the Journal as having voted “Nay” on the second amendment offered by Delegate Gearheart to H. B. 4310.

At 12:37 p. m., the House of Delegates adjourned until 11:00 a.m., Monday, February 22, 2016.

# HOUSE ABSTRACT

2016 Regular Session

## CONTAINING

Active House Bills as of February 20, 2016

\*Denotes Committee Substitutes

### ACTIVE HOUSE BILLS

- \*2474. By Del. Cowles, Rowan and Duke - **Relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind** - Introduced 1/13/2016 - To Education then Finance - To House Finance 1/18/2016 - Passed House 2/19/2016 - To Senate 2/20/2016 - To Education then Finance - To Education 2/20/2016
2605. By Del. Moore, Hornbuckle and Shott - **Removing the limitation on actions against the perpetrator of sexual assault or sexual abuse upon a minor** - Introduced 1/13/2016 - To Judiciary - On 3rd reading, Special Calendar 2/22/2016
2713. By Del. Byrd, McCuskey, Stansbury, Guthrie, Pushkin, Rowe, Reynolds, Fleischauer, Espinosa and Lynch - **Providing taxpayers repaying their own student loans a modification reducing federal adjusted gross in the amount of the interest paid** - Introduced 1/13/2016 - To Education then Finance - To House Finance 2/20/2016
- \*2795. By Del. Westfall, White, B. and McCuskey - **Providing that when a party's health condition is at issue in a civil action, medical records and releases for medical information may be requested and required without court order** - Introduced 1/13/2016 - To Judiciary - Laid over until 2/20 - On 2nd reading, Special Calendar 2/22/2016
- \*2823. By Del. Walters, Blair, Upson, Phillips, Nelson, J., Hanshaw, Nelson, E., Boggs and Caputo - **Eliminating the street and interurban and electric railways tax** - Introduced 1/13/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
- \*2897. By Del. Weld, Foster, Kessinger, Hill, Blair and Ihle - **Young Entrepreneur Reinvestment Act** - Introduced 1/13/2016 - To Small Business, Entrepreneurship and Economic Development then Finance - To House Finance 1/29/2016 - On 1st reading, Special Calendar 2/22/2016
- \*4001. By Del. Upson, Mr. Speaker (Mr. Armstead), Hamilton, Hill, Kurcaba, Weld, McCuskey, Rohrbach, Stansbury, Storch and Zatezalo - **Relating to candidates or candidate committees for legislative office disclosing contributions** (original similar to SB4) - Introduced 1/13/2016 - To Judiciary - On 3rd reading, Special Calendar 2/22/2016



- \*4013. By Del. Lane, Anderson, Blair, Hamrick, Ambler, Evans, D., Border, McCuskey, Householder, Ireland and Zatezalo - **Requiring a person desiring to vote to present documentation identifying the voter** (original similar to SB5) - Introduced 2/1/2016 - To Judiciary - Amended - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
4033. By Del. Ellington, Summers, Householder, Rohrbach, Stansbury, Waxman, Perdue and Rodighiero (Originating in House Health and Human Resources) - **Adding criminal penalties for the unauthorized practice of pharmacists care** - Introduced 1/15/2016 - Passed House 1/20/2016 - To Senate 1/21/2016 - To Health and Human Resources then Judiciary - To Health and Human Resources 1/21/2016 - To Judiciary 2/20/2016
- \*4040. By Del. Kelly, Rohrbach, Cooper, Frich, Sobonya, Border, Faircloth, Atkinson, Perdue, Perry and Waxman - **Regulating step therapy protocols in health benefit plans** - Introduced 1/18/2016 - To Health and Human Resources - Passed House 2/20/2016
4044. By Del. Stansbury, Householder, Ellington, Summers, Rohrbach, Weld, Miller, Hanshaw, Westfall, White, B. and Perdue - **Ryan Brown Addiction Prevention and Recovery Fund Act** - Introduced 1/18/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Finance - To House Finance 2/20/2016
- \*4053. By Del. Sobonya, Frich and Moffatt - **Department of Environmental Protection, Air Quality, rule relating to the control of annual nitrogen oxide emissions** (original similar to SB176) - Introduced 1/18/2016 - To Energy then Judiciary - To House Judiciary 1/20/2016 - Amended - Passed House 2/20/2016
- \*4060. By Del. Sobonya, Frich and Moffatt - **Relating generally to the promulgation of administrative rules by the Department of Military Affairs and Public Safety** (original similar to SB211) - Introduced 1/18/2016 - To Industry and Labor then Judiciary - To House Judiciary 1/20/2016 - Passed House 2/20/2016 - Effective from passage
- \*4080. By Del. Sobonya, Frich and Moffatt - **Department of Veterans' Assistance, rule relating to VA headstones or markers** (original similar to SB245) - Introduced 1/18/2016 - To Veterans' Affairs and Homeland Security then Judiciary - To House Judiciary 1/21/2016 - Passed House 2/20/2016 - Effective from passage
- \*4145. By Del. Blair, Azinger, Butler, Cadle, Eldridge, Householder, Marcum, Overington, Phillips, Sobonya and Upson - **Relating to carry or use of a handgun or deadly weapon** - Introduced 1/19/2016 - To Judiciary - To House Judiciary 1/19/2016 - Amendments pending - Amended - Passed House 2/8/2016 - Title amended - To Senate 2/9/2016 - To Judiciary - Amended - On 3rd reading 2/22/2016
4148. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal taxable income and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original similar to SB354) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Title amended - Effective from passage - To Senate 2/12/2016 - To Finance - Passed Senate 2/19/2016 - Effective from passage
4150. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Health and Human Resources** (original similar to SB443) - Introduced 1/19/2016 - To Finance - To House Finance

1/19/2016 - Passed House 2/19/2016 - Effective from passage - To Senate 2/20/2016 - To Finance

4151. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Education** (original similar to SB446) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/19/2016 - Effective from passage - To Senate 2/20/2016 - To Finance
4152. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Division of Environmental Protection – Protect Our Water Fund** (original similar to SB464) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 3rd reading, Special Calendar 2/22/2016
4155. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Health and Human Resources, Division of Health – West Virginia Birth-to-Three Fund, and the Department of Health and Human Resources, Division of Human Services - Medical Services Trust Fund** (original similar to SB444) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 3rd reading, Special Calendar 2/22/2016
4157. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Supplementing, amending, and increasing items of the existing appropriations from the State Road Fund to the Department of Transportation, Division of Highways** (original similar to SB441) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 3rd reading, Special Calendar 2/22/2016
- \*4158. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Commerce, WorkForce West Virginia – Workforce Investment Act** (original similar to SB447) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Effective from passage - To Senate 2/12/2016 - To Finance - Passed Senate 2/19/2016 - Effective from passage
4159. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division** (original similar to SB442) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/19/2016 - Effective from passage - To Senate 2/20/2016 - To Finance
4160. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Revenue, Tax Division** (original similar to SB448) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - On 3rd reading, Special Calendar 2/22/2016
4161. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Relating to levies on classifications of property by the Board of Public Works** (original similar to SB432) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - To Senate 2/12/2016 - To Finance - On 3rd reading 2/22/2016
- \*4175. By Del. Kurcaba, Faircloth, Statler, Espinosa, McGeehan, Azinger, Upson, Kelly, Trecost and Ihle - **Relating generally to home schooling** (original similar to SB318) - Introduced

1/20/2016 - To Education - To House Education 1/20/2016 - Passed House 2/2/2016 - To Senate 2/3/2016 - To Education - Amended - Passed Senate with amended title 2/20/2016

4183. By Del. Stansbury, Rohrbach, Perdue, Smith, R., Campbell, Bates, White, B., Weld, McCuskey, Westfall and Ellington - **Relating generally to reporting opioid overdoses** - Introduced 1/20/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Health and Human Resources - To House Select Committee on Prevention and Treatment of Substance Abuse 1/20/2016 - To House Health and Human Resources 2/20/2016
4196. By Del. Howell, Frich, Arvon, Moffatt, Storch, Eldridge, Faircloth, Westfall, Phillips, Miller and Cadle - **Relating to abandoned antique vehicles** - Introduced 1/21/2016 - To Roads and Transportation then Judiciary - To House Judiciary 2/20/2016
- \*4197. By Del. Kelly, Cooper, Faircloth, Atkinson, Weld, Frich, Blair, Waxman, Zatezalo, Howell and Ireland - **Allowing required HIV and hepatitis testing for the protection of law-enforcement officers who may have been exposed** - Introduced 1/21/2016 - To Health and Human Resources then Finance - To House Finance 2/3/2016 - On 3rd reading, Special Calendar 2/22/2016
- \*4213. By Del. Storch, Faircloth, Smith, P. and Ferro - **Uniform Deployed Parents Custody and Visitation Act** (original similar to SB422) - Introduced 1/21/2016 - To Judiciary - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
4217. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Reducing the distributions to the West Virginia Infrastructure Fund** (original similar to SB462) - Introduced 1/21/2016 - To Finance
4221. By Del. Stansbury, Householder, Ellington, Rohrbach, Weld, Miller, Hanshaw, White, B., Westfall, Campbell and Sobonya - **Relating to the administration of an opioid antagonist** - Introduced 1/21/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Judiciary - To House Judiciary 2/20/2016
- \*4244. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Shott, Flanigan, Waxman, Perry and White, B. - **Eliminating the need for a public hearing when no objection is filed on an application from an out of state state-chartered credit union to establish a branch in West Virginia** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - Passed Senate 2/19/2016
- \*4245. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Rowe, Flanigan, Waxman, Perry and White, B. - **Requiring the cashier or executive officer of a banking institution to provide shareholders with the institution's most recent year-end audited financial statement** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - Passed Senate 2/19/2016
4246. By Del. Overington, Householder, Faircloth, Blair and Folk - **Changing the Martinsburg Public Library to the Martinsburg-Berkeley County Public Library** - Introduced 1/25/2016 - To Political Subdivisions then Government Organization - To House Government Organization 2/20/2016

4256. By Del. Faircloth, Storch, Ferro and Smith, P. - **Creating the Uniform Real Property Electronic Recording Act** (original similar to HB4394, SB365) - Introduced 1/25/2016 - To Government Organization then Judiciary - To House Judiciary 2/20/2016
- \*4261. By Del. Shott, McCuskey, Cowles, O'Neal, Butler, Marcum, Shaffer, Sobonya, Folk, Overington and Azinger - **Prohibiting the sale or transfer of student data to vendors and other profit making entities** - Introduced 1/25/2016 - To Education then Judiciary - To House Judiciary 2/4/2016 - Amended on 3rd reading - Passed House 2/19/2016 - To Senate 2/20/2016 - To Education
- \*4265. By Del. Walters, Frich, Canterbury, McCuskey, Hanshaw, Skinner, Marcum and Perry - **Relating to payment by the West Virginia Municipal Bond Commission or state sinking fund commission or the governing body issuing the bonds** (original similar to SB340) - Introduced 1/25/2016 - To Banking and Insurance then Finance - To House Finance 2/5/2016 - On 3rd reading, Special Calendar 2/22/2016
4268. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Relating to dedication of severance tax proceeds to the West Virginia Infrastructure General Obligation Debt Service Fund** (original similar to SB351) - Introduced 1/26/2016 - To Finance
4293. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Relating to the West Virginia Controlled Substances Monitoring Program database** (original similar to SB454) - Introduced 1/27/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Judiciary - To House Judiciary 2/20/2016
- \*4310. By Del. O'Neal, Anderson, Espinosa, Nelson, E., Arvon, Bates, Fleischauer, Frich, Statler, Kurcaba and Miley - **Relating to the West Virginia University Institute of Technology** (original similar to SB386) - Introduced 1/27/2016 - To Education - Motion to move bill to House Calendar rejected - Amended - On 3rd reading, Special Calendar 2/22/2016
4315. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Relating to air-ambulance fees for emergency treatment or air transportation** (original similar to SB456) - Introduced 1/27/2016 - To Banking and Insurance then Finance - To House Finance 1/29/2016 - On 1st reading, Special Calendar 2/22/2016
4316. By Del. Espinosa, Ellington, Duke, Perry, Moye, Upson, Wagner, Ambler, Cooper, Evans, D. and Kelly - **Relating to reimbursement of certification fee for National Board for Professional Teaching Standards certification** - Introduced 1/27/2016 - To Education then Finance - To House Finance 2/2/2016 - On 3rd reading, Special Calendar 2/22/2016
- \*4319. By Del. Weld, McGeehan, Nelson, J., Cooper, Ireland, Longstreth, Anderson and Frich - **Including in the definition of "veteran" active members of the Guard and Reserve in order to exempt them from fees charged by the Secretary of State** - Introduced 1/28/2016 - To Veterans' Affairs and Homeland Security then Finance - To House Finance 2/4/2016 - On 3rd reading, Special Calendar 2/22/2016
- \*4322. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Expanding the Learn and Earn Program** (original similar to SB440) - Introduced 1/28/2016 - To Education then Finance - To House Finance 2/4/2016 - On 3rd reading, Special Calendar 2/22/2016

4340. By Del. Howell, Foster, Canterbury, Summers, Waxman, Azinger, Rohrbach, Storch, Cadle, Smith, R. and Perdue - **Amending licensing requirements for an act which may be called Lynette's Law** - Introduced 2/1/2016 - To Government Organization - Amended - On 3rd reading, Special Calendar 2/22/2016
4359. By Del. Miley, Trecost, Caputo, Boggs and Perdue - **Requiring the issuance of a photo identification to persons employed as a security guard by a security guard firm** (original similar to HB4367, SB376) - Introduced 2/2/2016 - To Government Organization
- \*4360. By Del. Shaffer, Sponaugle, Shott, Reynolds, Miley, Mr. Speaker (Mr. Armstead), Hanshaw and Weld - **Increasing the criminal penalty for the unlawful practice of law** - Introduced 2/2/2016 - To Judiciary - On 2nd reading, Special Calendar 2/22/2016
- \*4365. By Del. Ellington, Arvon, Bates, Cooper, Householder, Rohrbach, Stansbury, Summers and Waxman - **Relating to the certificate of need process** (original similar to SB467) - Introduced 2/2/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/5/2016 - Laid over until 2/19
- \*4366. By Del. Canterbury, Nelson, E., Frich, Westfall, Guthrie and Longstreth - **Finding and declaring certain claims against the state and its agencies to be moral obligations of the state** - Introduced 2/3/2016 - To Finance - On 3rd reading, Special Calendar 2/22/2016
- \*4377. By Del. Storch, Anderson, Trecost, Manchin, Fluharty, Zatezalo, Weld, Evans, D., Frich and Longstreth - **Eliminating exemption from hotel occupancy taxes on rental of hotel and motel rooms for thirty or more consecutive days** (original similar to HB4430, SB521) - Introduced 2/3/2016 - To Political Subdivisions then Finance - To House Finance 2/10/2016 - On 3rd reading, Special Calendar 2/22/2016
- \*4383. By Del. Phillips, Reynolds, Marcum, Hamrick, Walters, Sobonya, White, P., Butler, McCuskey, Weld and Hanshaw - **Making individuals responsible for the costs relating to the filing of excessive false complaints** - Introduced 2/3/2016 - To Judiciary - On 2nd reading, Special Calendar 2/22/2016
- \*4388. By Del. Rohrbach, Ellington, Householder, Bates, Byrd, Sobonya, Summers, Upson and White, B. - **Relating to stroke centers** (original similar to SB401) - Introduced 2/3/2016 - To Health and Human Resources - On 2nd reading, Special Calendar 2/22/2016
- \*4445. By Del. Hanshaw, Espinosa, Perry, Moye, Ambler, Cooper, Evans, D., Westfall and Ellington - **Relating to the adoption of instructional educational resources** - Introduced 2/8/2016 - To Education - Amended - On 3rd reading, Special Calendar 2/22/2016
4466. By Del. Espinosa, Statler, Duke, Westfall, Rowan, Ambler, Romine, Rohrbach, Kelly, Cooper and Kurcaba - **Relating to public school support** - Introduced 2/9/2016 - To Education then Finance - To House Finance 2/20/2016
4470. By Del. Rohrbach, Summers, Ellington, Waxman, Stansbury, Campbell, Longstreth, Arvon, Perdue and Miller - **Expanding newborn testing to include Adrenoleukodystrophy** - Introduced 2/9/2016 - To Health and Human Resources - On 2nd reading, Special Calendar 2/22/2016

4480. By Del. Walters, Perdue, Nelson, J., Rohrbach, Stansbury, Phillips, Bates, Ellington, Hanshaw, Frich and Campbell - **Addiction Treatment Act of 2016** - Introduced 2/10/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Health and Human Resources - To House Health and Human Resources 2/20/2016
4489. By Del. Fleischauer, Shott, Storch, Guthrie, Border, Moore, Hamilton, Sobonya, Miller and Manchin - **Relating generally to human trafficking** - Introduced 2/11/2016 - To Judiciary - On 2nd reading, Special Calendar 2/22/2016
4499. By Del. O'Neal, Shott, Lane, Hanshaw, Overington, Sobonya, Azinger and Fast - **Relating to certain persons who have been disqualified or excused from jury service** - Introduced 2/11/2016 - To Judiciary - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
4500. By Del. Ireland, Anderson, Smith, R., Border, Miller, Ambler, Cooper, Zatezalo, Lynch and Eldridge - **Oil and Gas Royalty Payment and Transparency Act of 2016** (original similar to SB396) - Introduced 2/11/2016 - To Energy then Finance - To House Finance 2/20/2016
- \*4520. By Del. Hanshaw and Shott - **Clarifying that certain hospitals have only one governing body whose meetings shall be open to the public** (original similar to SB50) - Introduced 2/11/2016 - To Judiciary - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
- \*4521. By Del. Cowles and Shott - **Modifying the requirements that allow a child witness to testify by closed circuit television** - Introduced 2/12/2016 - To Judiciary - Passed House 2/20/2016
4530. By Del. McCuskey, Westfall, Skinner and Nelson, E. - **Exempting taxicab companies whose drivers are independent contractors, from providing workers' compensation coverage for the drivers** - Introduced 2/12/2016 - To Roads and Transportation then Judiciary - To House Judiciary 2/20/2016
- \*4540. By Del. Evans, A., Hamilton, Kelly, Zatezalo, Romine, Wagner and Boggs - **Removing prohibition of disposal of certain electronics in landfills** (original similar to SB473) - Introduced 2/15/2016 - To Government Organization - On 3rd reading, Special Calendar 2/22/2016
4542. By Del. Canterbury and Ambler - **Allowing persons with property within rural fire protection districts to opt out of fire protection coverage** - Introduced 2/16/2016 - To Political Subdivisions then Judiciary - To House Judiciary 2/20/2016
4554. By Del. Ambler, Gearheart, Trecost, Hamrick, Smith, P., Ireland, Cooper and Evans, D. - **Allowing an increase of gross weight limitations on certain roads in Greenbrier County** - Introduced 2/16/2016 - To Roads and Transportation then Government Organization - To House Government Organization 2/20/2016
4561. By Del. Kurcaba, Statler, Upson, Householder, McGeehan, Azinger, Overington, Ellington, Fast, Foster and Gearheart - **Creating a special hiring process for West Virginia Division of Highways employees** - Introduced 2/16/2016 - To Roads and Transportation then Government Organization - To House Government Organization 2/20/2016

4563. By Del. Storch, Anderson, Boggs, Campbell, Ferro, Frich, Miller, Smith, R., Upson, Wagner and Waxman - **Reauthorizing the Neighborhood Investment Program Act** (original similar to SB293) - Introduced 2/16/2016 - To Government Organization then Finance - To House Finance 2/20/2016
4566. By Del. Espinosa, Duke, Statler and Evans, D. - **Relating to school personnel** - Introduced 2/16/2016 - To Education then Finance - To House Finance 2/20/2016
4580. By Del. Smith, R., Blair, Hill, Faircloth, Ihle and Atkinson - **Terminating the State Board of Registration of Foresters** - Introduced 2/17/2016 - To Government Organization then Finance - To House Finance 2/20/2016
4587. By Del. Moffatt and Miller - **Relating to violations associated with absent voters' ballots** - Introduced 2/17/2016 - To Political Subdivisions then Judiciary - To House Judiciary 2/20/2016
- \*4604. By Del. Householder, Mr. Speaker (Mr. Armstead), Kessinger, Upson, Shott, Folk and Lane - **Relating to violations of the Ethics Act** - Introduced 2/17/2016 - To Judiciary - On 3rd reading, Special Calendar 2/22/2016
- \*4605. By Del. Kessinger, Mr. Speaker (Mr. Armstead), Shott, Householder, Upson, Lane and Folk - **Prohibiting contracting with a state agency unless business entity submits disclosure of interested parties** - Introduced 2/17/2016 - To Judiciary - On 3rd reading, Special Calendar 2/22/2016
- \*4606. By Del. Upson, Mr. Speaker (Mr. Armstead), Lane, Kessinger, Shott, Householder and Folk - **Relating to the recusal of certain public officials from voting for appropriation of moneys to nonprofit entities** - Introduced 2/17/2016 - To Judiciary - On 3rd reading, Special Calendar 2/22/2016
4618. By Del. Sobonya, Ireland, Foster, Zatezalo, Fast, Rowe, Deem, Skinner, Folk, Manchin and Marcum (Originating in House Judiciary) - **Relating to limitations on use of a public official's name or likeness** - Introduced 2/19/2016 - Amended - On 3rd reading, Special Calendar 2/22/2016
4639. By Del. Ireland, Fast, Anderson, Zatezalo, Smith, R., Nelson, J., Cadle and Phillips (Originating in House Energy) - **Establishing a method for the simple majority of mineral interest owners** - Introduced 2/20/2016 - On 1st reading, Special Calendar 2/22/2016

### **BILLS INTRODUCED AND REFERRED**

Saturday, February 20, 2016

4625. By Mr. Speaker (Mr. Armstead), Del. Sobonya, Kurcaba, Hanshaw, Overington, Hamrick, Kessinger, Gearheart and Shott - **Redirecting certain racing and gaming revenues from greyhound development funds to the State Road Fund** - Introduced 2/20/2016 - To Finance
4626. By Del. Cowles - **Providing a safe harbor valuation for the measure of tax upon limestone and sandstone** - Introduced 2/20/2016 - To Finance

4627. By Del. Kessinger, Arvon, Hill, Foster, Stansbury, Blair, Fluharty, McCuskey, Summers, Hamrick and Smith, R. - **Creating a digital learning pilot project** - Introduced 2/20/2016 - To Education
4628. By Del. Kessinger, Perry, Arvon, Hill, Stansbury, Fluharty, McCuskey, Sobonya, Summers, Border and Hamrick - **Requiring county boards of education to conduct regular structural inspections of school facilities and structures** - Introduced 2/20/2016 - To Education
4629. By Del. Foster - **Disqualifying a terminated employee from benefits for testing positive on a drug or alcohol test** - Introduced 2/20/2016 - To Judiciary
4630. By Del. Lane and Shott - **Prohibiting lobbyists and members of their immediate family from contributing funds, either directly or indirectly, to individuals running for election to either the executive or legislative branches of state government** (original similar to SB366) - Introduced 2/20/2016 - To Judiciary
4631. By Del. Shaffer, Lynch, Ambler, White, P., Phillips, Westfall and Stansbury - **Requiring a hunting blind which is used during firearm deer season to have at least one hundred square inches of fluorescent orange on top** - Introduced 2/20/2016 - To Agriculture and Natural Resources then Judiciary
4632. By Del. Manchin, Skinner, Hamilton, Miley and Smith, P. - **Providing a six month term for the four new circuit judges** - Introduced 2/20/2016 - To Judiciary
4633. By Del. Eldridge, Ambler, Skinner, White, P., Butler, Nelson, J., Phillips, Marcum, White, B., Storch and Summers - **Requiring the Division of Juvenile Services to transfer to a correctional facility or regional jail any juvenile in its custody that has been transferred to adult jurisdiction of the circuit court and who reaches his or her eighteenth birthday** - Introduced 2/20/2016 - To Judiciary
4634. By Del. Canterbury, Phillips, Smith, R., Householder, Kessinger, Arvon, Bates, Moye, Nelson, J., O'Neal and Evans, D. - **Coal Jobs and Revenue Stabilization Act** - Introduced 2/20/2016 - To Finance
4635. By Del. Rohrbach - **Relating to a per-credit-hour tuition for community and technical colleges** (original similar to HB4182) - Introduced 2/20/2016 - To Education then Finance
4637. By Del. Rowe, Walters, Skinner, Bates, Guthrie and Manchin - **Relating to requiring insurers of policies providing for payments on death of a named insured to review databases** - Introduced 2/20/2016 - To Banking and Insurance then Judiciary
4638. By Del. Summers and Shott - **Relating to truancy intervention** (original similar to SB378) - Introduced 2/20/2016 - To Judiciary

#### ALL HOUSE JOINT RESOLUTIONS OFFERED

2. By Del. Romine, Walters and Rowan - **Super-Majority Required for Passage of Tax Bill Amendment** - Introduced 1/13/2016 - To Judiciary then Finance



3. By Del. Lane - **Homestead Exemption Increase Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
4. By Del. Caputo, Manchin and Longstreth - **The “Homestead Exemption Increase Amendment”** - Introduced 1/13/2016 - To Judiciary then Finance
5. By Del. Rodighiero, Hicks, Perdue, Marcum, Reynolds, Eldridge and Moye - **The “Homestead Exemption Increase Amendment”** - Introduced 1/13/2016 - To Judiciary then Finance
8. By Del. Overington, Walters, Deem, Gearheart, Householder, Sobonya, Moffatt, Cadle, Foster, Frich and Blair - **The “Initiative, Referendum, and Recall Amendment”** - Introduced 1/13/2016 - To Judiciary
9. By Del. Overington, Walters, Householder, Moffatt, Butler, Frich, Gearheart, Blair, Deem, Phillips and Foster - **The Super-Majority Required for Passage of Tax Bill Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
10. By Del. Overington, Walters, Householder, Kelly, Foster, Gearheart, Upson, Deem, Phillips and Shott - **Prohibiting the Governmental Taking of Private Property for Private Use Amendment** - Introduced 1/13/2016 - To Judiciary
12. By Del. Sponaugle, Longstreth, Hartman, Marcum, Hicks, Byrd, Hamilton, Perdue, Guthrie and Phillips - **The Right to Hunt and Fish in West Virginia Amendment** - Introduced 1/13/2016 - To Judiciary
13. By Del. Overington, Householder, Moffatt, Espinosa, Upson, Frich, Phillips, Perdue, Hanshaw, Border and Miller - **The Homestead Exemption Increase Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
14. By Del. Hamrick, Sobonya, Miller, Butler, Rohrbach and Nelson, J. - **The School Board Election Amendment** - Introduced 1/13/2016 - To Judiciary
16. By Del. Kurcaba, Hill, Faircloth, Wagner and Ihle - **The Term Limitations Amendment.** - Introduced 1/13/2016 - To Judiciary
18. By Del. Reynolds, Pushkin, Perry, Hornbuckle, Campbell, Byrd, Rohrbach and Bates - **The Removal of Governor’s veto power for education spending in budget and appropriations bills.** - Introduced 1/13/2016 - To Finance then Judiciary
20. By Del. Reynolds, Moffatt, Rodighiero, Hicks, Lynch, Trecost and Bates - **Term Limitation Amendment** - Introduced 1/13/2016 - To Judiciary
21. By Del. Rodighiero - **The Citizens’ Redistricting Commission Amendment** - Introduced 1/13/2016 - To Judiciary
22. By Del. Hamilton, O’Neal, Hanshaw, Kessinger, Blair, Weld, Foster, Hill, Ireland, Campbell and Marcum - **The Right to Hunt, Fish and Harvest Wildlife Amendment** - Introduced 1/13/2016 - To Judiciary

23. By Del. Sponaugle, Perdue, Hornbuckle, Marcum, Pushkin, Lynch, Hartman, Phillips and Campbell - **The Volunteer Emergency Service Personnel Property Tax Exemption Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
24. By Del. Sponaugle, Perdue, Fluharty, Hornbuckle, Trecost, Marcum, Pushkin, Byrd and Lynch - **The Veteran's Property Tax Exemption Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
25. By Del. Cowles - **The Disabled Veteran Exemption From Ad Valorem Property Taxation Amendment** - Introduced 1/13/2016 - To Judiciary then Finance
26. By Del. Lane and Shott - **The Constitutional Officers Term Limit Amendment** - Introduced 1/13/2016 - To Judiciary
27. By Del. Stansbury, Householder, Summers, Ellington, Perdue, Phillips, Nelson, J., Ambler, White, B., Rohrbach and Westfall - **Right to hunt, fish and harvest wildlife** - Introduced 1/18/2016 - To Agriculture and Natural Resources then Judiciary
28. By Del. Deem - **Relating to the creation of a Citizens Redistricting Commission to redistrict Senate, House of Delegates and Congressional Districts** - Introduced 1/20/2016 - To Judiciary - To House Judiciary 1/20/2016
29. By Del. Campbell, Cooper, Ferro, Kurcaba, Perry, Morgan, Pethel, Kessinger, Statler, Wagner and Romine - **Reducing the length of terms for members of the West Virginia Board of Education** - Introduced 1/20/2016 - To Education then Judiciary - To House Education 1/20/2016
30. By Del. Foster - **Exemption from ad valorem taxation of manufacturing inventory and equipment** - Introduced 1/21/2016 - To Finance then Judiciary
31. By Del. Howell, Mr. Speaker (Mr. Armstead), Espinosa, Stansbury, Frich, Butler, Cadle, Blair, Cooper, Hamrick and Waxman - **Property tax limitation and homestead exemption amendment of 1982** - Introduced 1/21/2016 - To Finance then Judiciary
32. By Del. Deem and Overington - **Redistricting of Senate, House of Delegates and Congressional Districts** - Introduced 1/26/2016 - To Judiciary
33. By Del. Sobonya, Moffatt, Miller, Frich, Rohrbach, Butler, Cowles, Householder, Kurcaba and Summers - **Supervision of Free Schools** - Introduced 1/26/2016 - To Education then Judiciary
34. By Del. Sobonya, Moffatt, Miller, Rohrbach, Cadle, Summers, Cowles, Nelson, J., Kurcaba, Ihle and Frich - **Supervision of Free Schools** - Introduced 1/27/2016 - To Education then Judiciary
35. By Del. Shaffer, Smith, R., Lynch, Smith, P., Blackwell, Faircloth, Byrd and Ireland - **Senior Citizen Homestead Valuation Amendment** - Introduced 1/27/2016 - To Finance then Judiciary

36. By Del. Ferro, Lynch, Pethtel, Fluharty, Hamilton, Skinner, Storch, Caputo, Hartman and Perry - **The Simple Majority Levy Approval Amendment** - Introduced 1/29/2016 - To Judiciary
37. By Del. Marcum, Phillips, Sobonya, McCuskey, Westfall, Storch, Frich, Reynolds, Rohrbach, Shott and Householder - **Senators and Delegates Term Limit Amendment** - Introduced 2/1/2016 - To Judiciary
38. By Del. Bates - **Term Limits for Senators and Delegates in the West Virginia Legislature** - Introduced 2/3/2016 - To Judiciary
39. By Del. Bates, Lane and Pushkin - **State Apportionment Commission** - Introduced 2/3/2016 - To Judiciary
40. By Del. Nelson, J., Householder, Phillips, Smith, R., Ihle, McGeehan, Folk, Faircloth and Marcum - **Constitutional Officers Term Limit Amendment** - Introduced 2/10/2016 - To Judiciary
41. By Del. Rohrbach, Statler, White, B., Stansbury, Kurcaba, Arvon and Perdue - **West Virginia Infrastructure Improvement and Industrial Development Amendment of 2016** - Introduced 2/10/2016 - To Finance then Judiciary
42. By Del. Lane, Shott, Householder, Nelson, E., Howell, Cowles, Sobonya, O'Neal and Canterbury - **Legislative Review of Judiciary Budget Amendment** - Introduced 2/11/2016 - To Finance then Judiciary
43. By Del. Lane, Sobonya, Miller, Espinosa and Duke - **Citizens' Education Accountability Amendment** - Introduced 2/16/2016 - To Education then Judiciary
44. By Del. Skinner, Caputo, Fluharty, Lynch, Miley, Manchin, Reynolds, Boggs, Moore, White, P. and Guthrie - **Requirement of two thirds of Members of Legislature to override Governor's Veto Amendment** - Introduced 2/16/2016 - To Judiciary
45. By Del. Skinner, Caputo, Fluharty, Lynch, Miley, Manchin, Reynolds, Boggs, Moore, White, P. and Guthrie - **Requirement of two thirds of Members of Legislature to override Governor's Veto Amendment** - Introduced 2/17/2016 - To Judiciary

#### **ALL HOUSE CONCURRENT RESOLUTIONS OFFERED**

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 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016 - To Senate 1/13/2016 - Committee reference dispensed - Adopted by Senate 1/14/2016
- \*2. By Del. Rowan and Cowles - **U.S. Army PV2 William Frederick Kump Memorial Bridge** - Introduced 1/14/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure

3. By Del. Rowan and Cowles - **North River Mills Historic Trace** - Introduced 1/14/2016 - To Roads and Transportation then Rules
4. By Del. Rowan - **CSA LTG Thomas J. "Stonewall" Jackson Bridge** - Introduced 1/14/2016 - To Roads and Transportation then Rules
- \*5. By Del. Ambler, Canterbury and Cowles - **U.S. Army PV2 Eskridge A. Waggoner Memorial Bridge** - Introduced 1/15/2016 - To Roads and Transportation then Rules
6. By Del. Phillips, Marcum, Eldridge, Moffatt and White, P. - **U.S. Army CPL F. Lee Noel Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
- \*7. By Del. Miller, Morgan, Moffatt, Hornbuckle, Reynolds, Sobonya and Rohrbach - **U.S. Army PFC Cecil Ray Ball Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
8. By Del. Westfall, McCuskey, White, B., Atkinson, Stansbury, Blair, Foster, Ihle, Butler and Storch - **Harry Ripley Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
9. By Del. Kelly, Kessinger, Azinger, Statler, Evans, D., Zatezalo, Weld, McGeehan, Ireland, Border and Nelson, J. - **Navy Chief Petty Officer Nicholas Heath Null Memorial Bridge** - Introduced 1/20/2016 - To Roads and Transportation then Rules - To House Roads and Transportation 1/20/2016
- \*10. By Del. White, P., Phillips, Marcum and Eldridge - **U.S. Marine Corps GySgt Lionel Collins Memorial Road** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
11. By Del. Campbell, Moye, Rowan, Espinosa, Wagner, Hornbuckle, White, P., Marcum, Phillips, Stansbury and Hamilton - **World Autism Awareness Day** - Introduced 1/21/2016 - To Rules
- \*12. By Del. Campbell, Hartman, Sponaugle, Espinosa, Wagner, White, P., Stansbury, Perry and Hamilton - **Cheat Mountain Salamander as the State symbol of conservation** - Introduced 1/21/2016 - To Agriculture and Natural Resources then Rules - To House Rules 2/10/2016
13. By Del. Cooper and Ambler - **U.S. Army SPC 4 Everette R. Johnson Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules
- \*14. By Del. Howell, Mr. Speaker (Mr. Armstead), Ambler, Anderson, Arvon, Atkinson, Azinger, Border, Butler, Cadle, Cooper, Cowles, Duke, Ellington, Espinosa, Evans, D., Frich, Hamrick, Hanshaw, Hill, Householder, Ihle, Ireland, Kelly, Kessinger, Kurcaba, McGeehan, Miller, Moffatt, O'Neal, Overington, Rowan, Shott, Smith, R., Sobonya, Stansbury, Statler, Storch, Walters, Waxman and Zatezalo - **Second Friday in July as West Virginia Collector Car Appreciation Day** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure

- \*15. By Mr. Speaker (Mr. Armstead) - **U.S. Marine Corps PFC Clayton Andrew Craft Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
16. By Del. Morgan, Perdue, Hornbuckle, Sobonya, Rohrbach, Miller, Reynolds and Hicks - **U.S. Army PFC John Ira Pinkerman Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules
- \*17. By Del. Phillips, Marcum, Rodighiero and White, P. - **SGT Larry Joseph Whitt Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
- \*18. By Del. Phillips, Marcum, Rodighiero and White, P. - **U.S. Air Force Staff Sergeant William Henry 'Bill' Whitman Memorial Highway** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016
- \*19. By Del. Waxman, Trecost, Miley and Hamrick - **H. Laban White Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
20. By Del. Cooper, Evans, D., Nelson, J., Fleischauer, Longstreth, Rowan and Weld - **Funding for the West Virginia National Guard** - Introduced 1/21/2016 - To Veterans' Affairs and Homeland Security then Rules - To House Rules 2/19/2016
21. By Del. Howell, Blair, Cowles, Duke, Espinosa, Evans, A., Faircloth, Fleischauer, Folk, Frich, Householder, Kurcaba, Flanigan, Overington, Rowan, Shaffer, Skinner, Smith, R., Statler and Upson - **Study impact of reimbursing the State of Maryland for the use of its helicopter Maryland Trooper Five for runs into West Virginia** - Introduced 1/22/2016 - To Finance then Rules
22. By Del. White, B., Miller, Lane, Cowles, Evans, A., Kessinger, Shott, McCuskey, Sobonya, Stansbury, Byrd, Mr. Speaker (Mr. Armstead), Atkinson, Azinger, Blackwell, Blair, Deem, Ellington, Faircloth, Fleischauer, Folk, Hamrick, Householder, Ireland, Kelly, Kurcaba, McGeehan, Nelson, E., Overington, Pushkin, Rohrbach, Rowan, Rowe, Shaffer, Smith, P., Smith, R., Statler, Storch, Upson, Waxman, Weld, Westfall and Zatezalo - **U. S. Army SGT Gary Lee DeBoard Memorial Intersection** - Introduced 1/25/2016 - To Roads and Transportation then Rules
23. By Del. Marcum, Rodighiero, Phillips, White, P., Moffatt, Eldridge, Westfall and McGeehan - **Ingram's Way** - Introduced 1/25/2016 - To Roads and Transportation then Rules
24. By Del. Marcum, Phillips, Hamrick, White, P., Nelson, J., Smith, R., Arvon and Howell - **Cpl. Ronald Duke Varney Memorial Bridge** - Introduced 1/26/2016 - To Roads and Transportation then Rules
25. By Del. Howell, Evans, A., Rowan and Smith, R. - **Frosty the Snowman Day** - Introduced 1/26/2016 - To Rules
26. By Del. Romine, Rowan, Pethtel and Hamilton - **Corporal Gary Wayne Weekley Memorial Bridge** - Introduced 1/26/2016 - To Roads and Transportation then Rules

27. By Del. Hamrick, Trecost, Waxman and Miley - **Michael Angiulli Memorial Bridge** - Introduced 1/26/2016 - To Roads and Transportation then Rules
28. By Del. Miley, Waxman, Trecost, Lane, Hamrick and Caputo - **U.S. Army CPL John Belcastro Bridge** - Introduced 1/29/2016 - To Roads and Transportation then Rules
29. By Del. Manchin, Caputo and Longstreth - **Harry C. "Buck" Markley Jr. Memorial Bridge** - Introduced 1/29/2016 - To Roads and Transportation then Rules
30. By Del. Hamilton, Lynch and Smith, P. - **U.S. Army PFC Everett Henry Woody Memorial Bridge** - Introduced 2/2/2016 - To Roads and Transportation then Rules
31. By Del. Sponaugle, Evans, A., Romine, Hamilton, Hartman, Lynch and Campbell - **Wilbur Lee Clayton Memorial Bridge** - Introduced 2/2/2016 - To Roads and Transportation then Rules
32. By Del. Marcum, White, P., Hamrick, Nelson, J., O'Neal, Summers, Foster, Blair, Sobonya, Kessinger, Smith, R., Hicks, Atkinson, Bates, Butler, Byrd, Eldridge, Evans, A., Fast, Ferro, Folk, Frich, Hamilton, Ireland, Kelly, Kurcaba, McCuskey, Moffatt, Morgan, Moye, Phillips, Reynolds, Rodighiero, Romine, Rowan, Storch, Weld, Westfall and Zatezalo - **Johnny Mack Bryant Memorial Bridge** - Introduced 2/2/2016 - To Roads and Transportation then Rules
33. By Del. Hamrick - **U.S. Army Air Force S/SGT Harold 'Dean' Baker Memorial Bridge** - Introduced 2/5/2016 - To Roads and Transportation then Rules
34. By Del. Miller - **U.S. Marine Corps PFC Billy Joe Vickers Memorial Bridge** - Introduced 2/5/2016 - To Roads and Transportation then Rules
35. By Del. Perdue, Marcum, Hicks, Rodighiero, Reynolds and Rohrbach - **U.S. Army PVT Charles E. Ellis and U.S. Army PVT Ira V. Ellis Memorial Bridge** - Introduced 2/5/2016 - To Roads and Transportation then Rules
36. By Del. Overington, Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blair, Border, Butler, Cadle, Canterbury, Cooper, Deem, Ellington, Espinosa, Evans, A., Evans, D., Faircloth, Fast, Flanigan, Folk, Foster, Frich, Gearheart, Hamilton, Hamrick, Hanshaw, Hill, Householder, Howell, Ihle, Kelly, Kessinger, Kurcaba, Lane, Marcum, McCuskey, McGeehan, Miller, Moffatt, Moye, Nelson, E., O'Neal, Perry, Phillips, Rohrbach, Romine, Rowan, Shott, Smith, P., Smith, R., Sobonya, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, White, B., Ireland, Zatezalo and Shaffer - **Applying for an Article V Amendments Convention to Propose a Constitutional Amendment** - Introduced 2/8/2016 - To Judiciary
37. By Del. Westfall, Upson, Cadle, Ireland, Flanigan, Householder, Cooper, Foster, Lane, Howell and Weld - **U.S. Army SGT Arthur George Roush Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules
38. By Del. Rodighiero, Phillips and Eldridge - **Lando Adkins, Sr. Memorial Road** - Introduced 2/8/2016 - To Roads and Transportation then Rules

- \*39. By Del. Phillips, Marcum, Rodighiero, Moffatt and Eldridge - **US Army PFC Cornelius Vance Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules - To House Rules 2/17/2016
40. By Del. Duke - **Max G. Parkinson Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules
41. No Delegate(s) Selected - **U.S. Army Air Corps CPT Kenneth R. Winters, Sr. Memorial Bridge** - Introduced 2/8/2016 - To Roads and Transportation then Rules - To House Rules 2/17/2016
42. By Del. Sponaugle, Evans, A., Campbell and Hartman - **WVSP Tpr. Phillip S. Kesner Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
43. By Del. Hartman, Sponaugle, Perry, Campbell, Longstreth and White, P. - **PVT Preston D. Vanscoy Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
44. By Del. Perdue, Rohrbach and Hicks - **US Navy Medic 3rd Roy Elmer "Moon" Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
45. By Del. Eldridge, Phillips, Rodighiero, Moffatt, Morgan, Hornbuckle and Miller - **U.S. Army PFC Cornelious Wiley Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
46. By Del. Rohrbach, Perdue, Hicks and Reynolds - **U.S. Army PFC Ernest D. Marcum Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
47. By Del. Rohrbach, Perdue, Reynolds and Hicks - **U.S. Army SFC Jesse Muncy Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
48. By Del. Hicks, Rohrbach, Perdue and Reynolds - **Charles Edward Smith Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
49. By Del. Campbell, Hartman, Sponaugle, Reynolds and Byrd - **U.S. Navy BT2 Mark Edward Hutchison Memorial Bridge** - Introduced 2/9/2016 - To Roads and Transportation then Rules
50. By Del. Eldridge, Marcum, Rodighiero and Phillips - **Thomas Owen Perry Sr. Highway** - Introduced 2/10/2016 - To Roads and Transportation then Rules
51. By Del. Pethel - **U.S. Army PFC Danny Mire Stoneking Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules
52. By Del. Marcum, White, P., Eldridge, Phillips, Hicks and Rodighiero - **Requesting Division of Highways to build bridge on County Route 65/03 located near Tug Valley High School** - Introduced 2/11/2016 - To Roads and Transportation then Rules
53. By Del. Rowe, White, B. and Guthrie - **Private Arlie Kenneth Graley Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules

54. By Del. Smith, R., Shaffer, Nelson, J. and Wagner - **Byron 'Bray' Kelley Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules
55. By Del. Eldridge, Phillips, White, P., Marcum, Moffatt, Morgan, Rodighiero and Miller - **U.S. Army PFC Ray Freeman Meade Memorial Road** - Introduced 2/11/2016 - To Roads and Transportation then Rules
56. By Del. Statler, Stansbury, White, B., Kessinger, Rohrbach, Sobonya, Waxman, Hamrick, Summers, Ihle and Atkinson - **U.S. Army CPL Robert Eugene Jackson Memorial Bridge** - Introduced 2/11/2016 - To Roads and Transportation then Rules
57. By Del. Evans, A., Kelly, Storch, Hamrick, Sobonya, Summers, Ellington, Overington, O'Neal, McGeehan and Azinger - **U.S. Army PVT Leander Reel Memorial Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
58. By Del. Rowan - **Frenchburg Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
59. By Del. Phillips, Eldridge, Rodighiero and White, P. - **John B. Short Memorial Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
60. By Del. Sobonya, Rohrbach, Waxman, Hamrick, White, B., Miller, Border, Evans, D., Ambler and Cooper - **Requesting Joint Committee on Government and Finance study the state-level background check process for new employees and volunteers of caregiving businesses and facilities** - Introduced 2/12/2016 - To Rules
61. By Del. Phillips, Eldridge, Rodighiero and White, P. - **U.S. Army PFC Donald Ray Cochran Memorial Bridge** - Introduced 2/12/2016 - To Roads and Transportation then Rules
62. By Del. Lynch, Hamilton, Eldridge, Perry, Campbell, Morgan, Moye, Fleischauer, Byrd, Shaffer and Smith, P. - **Webster County Veterans Highway** - Introduced 2/15/2016 - To Roads and Transportation then Rules
63. By Del. Phillips, White, P., Marcum, Rodighiero and Eldridge - **U.S. Air Force MSgt Johnny Baxter Clark and U.S. Air Force MSgt Carl Richard (Dick) Clark Memorial Bridge** - Introduced 2/15/2016 - To Roads and Transportation then Rules
64. By Del. Eldridge, Phillips, Rodighiero, Moffatt, Reynolds, Miller, Morgan, Hornbuckle, White, P., Perry and Campbell - **U.S. Army CPL George Browning Memorial Road** - Introduced 2/15/2016 - To Roads and Transportation then Rules
65. By Del. Eldridge, Phillips, Rodighiero, Moffatt, Reynolds, Miller, Morgan, Hornbuckle, White, P., Perry and Campbell - **U.S. Army CPL Wilson B. Lambert, Jr. Memorial Road** - Introduced 2/15/2016 - To Roads and Transportation then Rules
66. By Del. Phillips, Marcum, White, P., Rodighiero and Eldridge - **1SG Carl J. Crabtree Memorial Road** - Introduced 2/15/2016 - To Roads and Transportation then Rules
67. By Del. Phillips, Rodighiero and Eldridge - **Balentine Brothers Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules



68. By Del. Howell, Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blair, Boggs, Border, Butler, Byrd, Cadle, Campbell, Canterbury, Caputo, Cooper, Cowles, Deem, Duke, Eldridge, Ellington, Espinosa, Evans, A., Evans, D., Faircloth, Fast, Ferro, Fluharty, Folk, Foster, Frich, Gearheart, Hamilton, Hamrick, Hanshaw, Hartman, Hicks, Hill, Householder, Ihle, Ireland, Kelly, Kessinger, Kurcaba, Lane, Longstreth, Lynch, Manchin, Marcum, McCuskey, McGeehan, Miley, Miller, Moffatt, Moore, Morgan, Moye, Mr. Speaker (Mr. Armstead), Nelson, E., Nelson, J., O'Neal, Overington, Perdue, Perry, Pethtel, Phillips, Rodighiero, Rohrbach, Romine, Rowan, Rowe, Shaffer, Skinner, Smith, P., Smith, R., Sobonya, Sponaugle, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, White, B., White, P. and Zatezalo - **Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium and Heavy Duty Engines and Vehicles Phase 2** - Introduced 2/16/2016 - To Rules
69. By Del. Eldridge and Phillips - **Betty Jo DeLong Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
70. By Del. Phillips, Marcum, Eldridge, Rodighiero and White, P. - **U.S. Air Force Staff Sgt Bethel Howard McNeely and U.S. Marine Staff Sgt Clyde Elmo Bryant Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
71. By Del. Phillips, White, P., Marcum, Rodighiero and Eldridge - **US Army PVT James Earl Pelfrey Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
72. By Del. Duke - **Max G. Parkinson Memorial Bridge** - Introduced 2/16/2016 - To Roads and Transportation then Rules
73. By Del. Canterbury - **Study the funding methodology and process by which at risk children and their families receive treatment services** - Introduced 2/17/2016 - To Health and Human Resources then Rules
74. By Del. Caputo, Guthrie and Rowe - **Arnold Miller Memorial Bridge** - Introduced 2/19/2016 - To Roads and Transportation then Rules
75. By Del. Nelson, J., Smith, R., Caputo, Moffatt and Wagner - **U.S. Army SSG James C. Vickers and U.S. Marine Corps PFC Randall Carl Phelps Memorial Bridge** - Introduced 2/19/2016 - To Roads and Transportation then Rules
76. By Del. Rodighiero, Phillips, Eldridge, Marcum and Hicks - **U.S. Army 1LT Patricia Simon Bridge** - Introduced 2/19/2016 - To Roads and Transportation then Rules
77. By Del. Rodighiero, Marcum, Eldridge and Hicks - **U.S. Army SGT Denver E. Short Memorial Bridge** - Introduced 2/19/2016 - To Roads and Transportation then Rules
78. By Del. Howell, Arvon, Atkinson, Blair, Cadle, Caputo, Faircloth, Ferro, Flanigan, Hartman, Hill, Ihle, Lynch, McGeehan, Moffatt, Nelson, J., Pushkin, Smith, R., Sponaugle and Stansbury (Originating in House Government Organization) - **Requesting the Joint Committee on Government and Finance study professional and occupational licensing boards** - Introduced 2/20/2016 - To House Rules 2/20/2016

## ALL HOUSE RESOLUTIONS OFFERED

1. By Mr. Speaker (Mr. Armstead) - **Authorizing the appointment of employees for this, the Second Regular Session of the 82nd Legislature, 2016** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016
2. By Mr. Speaker (Mr. Armstead) - **Authorizing printing and distribution of Acts of the Legislature and Journals of the House of Delegates** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016
3. By Mr. Speaker (Mr. Armstead) - **Creating a Select Committee on Prevention and Treatment of Substance Abuse** - Introduced 1/13/2016 - Reference dispensed - Adopted by House 1/13/2016
4. By Del. O'Neal, Cooper, Moye, Mr. Speaker (Mr. Armstead), Ambler, Anderson, Arvon, Atkinson, Azinger, Bates, Blackwell, Blair, Boggs, Border, Butler, Byrd, Cadle, Campbell, Canterbury, Caputo, Cowles, Deem, Duke, Eldridge, Ellington, Espinosa, Evans, A., Evans, D., Faircloth, Fast, Ferro, Fleischauer, Fluharty, Folk, Foster, Frich, Gearheart, Guthrie, Hamilton, Hamrick, Hanshaw, Hartman, Hicks, Hill, Hornbuckle, Householder, Howell, Ihle, Ireland, Kelly, Kessinger, Kurcaba, Lane, Longstreth, Lynch, Manchin, Marcum, McCuskey, McGeehan, Miley, Miller, Moffatt, Moore, Morgan, Nelson, E., Nelson, J., Overington, Perdue, Perry, Pethel, Phillips, Pushkin, Reynolds, Rodighiero, Rohrbach, Romine, Rowan, Rowe, Shaffer, Shott, Skinner, Smith, P., Smith, R., Sobonya, Sponaugle, Stansbury, Statler, Storch, Summers, Trecost, Upson, Wagner, Walters, Waxman, Weld, Westfall, White, B., White, P. and Zatezalo - **Memorializing the life of the Honorable Arnold W. Ryan** - Introduced 1/18/2016 - Reference dispensed - Adopted by House 1/18/2016
5. By Del. Howell, Arvon, Atkinson, Cadle, Canterbury, Fast, Folk, Foster, Gearheart, Hamrick, Ihle, Ireland, Kessinger, Flanigan, Overington, Phillips, Wagner, Waxman and Zatezalo - **Expressing concern of the House of Delegates to the growth of the federal government's power over the individual states of the United States** - Introduced 1/25/2016 - To Rules
6. By Del. Howell, Evans, A., Rowan and Smith, R. - **Honoring the town of Piedmont's 160th anniversary** - Introduced 1/26/2016 - To Rules
7. By Del. Sobonya, Arvon, Azinger, Rohrbach, Deem, Duke, Espinosa, Evans, A., Faircloth, Fast, Fleischauer, Folk, Frich, Hamilton, Hamrick, Hicks, Hill, Howell, Ihle, Kelly, Kessinger, Marcum, McCuskey, Moffatt, Morgan, Moye, Pushkin, Rodighiero, Romine, Rowan, Rowe, Shaffer, Smith, P., Stansbury, Statler, Storch, Waxman, Weld, Westfall, Zatezalo, Mr. Speaker (Mr. Armstead) and Del. Blackwell - **Designating that the month of April be proclaimed as Sarcoidosis Awareness Month beginning in 2016.** - Introduced 1/26/2016 - To Rules - Adopted 2/15/2016
8. By Mr. Speaker (Mr. Armstead) - **Authorizing the Committee on Rules to arrange a Special Calendar and providing for making public the vote on certain questions in connection with the preparation thereof** - Introduced 2/10/2016 - To Rules - Amended - Adopted 2/15/2016

9. By Del. Ellington, Summers, Upson, Householder, Ihle, Espinosa, Hill, Stansbury, Campbell, Perdue, Atkinson, Bates, Blair, Butler, Duke, Eldridge, Foster, Ireland, Manchin, Perry, Phillips, Skinner, Smith, R., Sobonya and Statler - **Recognizing March as self-care month in West Virginia** - Introduced 2/11/2016 - To Rules
10. By Del. McCuskey, Westfall, Weld, White, B., Stansbury, Nelson, E. and Byrd - **Creating support services and programs for childhood cancer patients and families** - Introduced 2/16/2016 - To Rules
11. By Del. Stansbury, Phillips, Hamilton, Smith, R., Cadle, White, B., Ambler, Summers, Nelson, J., Perdue and Statler - **Enhancing hunting, fishing, recreational shooting and other outdoor recreational opportunities as well as strengthen conservation efforts nationwide** - Introduced 2/16/2016 - To Rules

### HOUSE BILLS PASSED HOUSE AND COMMUNICATED TO SENATE

- \*2101. By Del. Morgan, Caputo, Faircloth, Folk, Howell and Smith, R. - **Eliminating obsolete government entities** - Introduced 1/13/2016 - To Government Organization - Passed House 1/21/2016 - To Senate 1/25/2016 - To Government Organization - Amended - Passed Senate with amended title 2/4/2016 - House concurred in Senate amendment and passed 2/8/2016 - To Governor 2/9/16 - Approved by Governor 2/11/16
- \*2122. By Del. Ambler, Cooper, Householder, Walters, Smith, R., Canterbury and Gearheart - **Making it illegal for first responders to photograph a corpse; Jonathon's Law** - Introduced 1/13/2016 - To Judiciary then Finance - 2nd reference dispensed - Amended - Passed House 2/16/2016 - Title amended - To Senate 2/17/2016 - To Judiciary
- \*2130. By Del. Westfall, Espinosa, Hamrick, McCuskey, Stansbury, White, B. and Ihle - **Including law-enforcement officers among those professionals the assault or battery of which leads to enhanced criminal penalties** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/27/2016 - To Senate 1/28/2016 - To Judiciary
- 2147. By Del. Folk, Hamilton, Frich, Shott, Householder, Ireland, Weld, Gearheart, Hanshaw and Azinger - **Requiring the circuit court, when appointing counsel for alleged protected persons, to make appointments from a listing of all interested attorneys in the circuit** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Amended - Passed House 1/26/2016 - Title amended - To Senate 1/27/2016 - To Judiciary
- \*2366. By Del. Rowan, Miller, Sobonya, Smith, P., Border, Arvon and Storch - **Relating generally to the solicitation of minors** - Introduced 1/13/2016 - To Judiciary - Passed House 2/8/2016 - To Senate 2/9/2016 - To Judiciary
- \*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 1/13/2016 - To Small Business, Entrepreneurship and Economic Development - Passed House 2/10/2016 - To Senate 2/11/2016 - To Economic Development

- \*2474. By Del. Cowles, Rowan and Duke - **Relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind** - Introduced 1/13/2016 - To Education then Finance - To House Finance 1/18/2016 - Passed House 2/19/2016 - To Senate 2/20/2016 - To Education then Finance - To Education 2/20/2016
- \*2511. By Del. Walters, Howell, Ellington, Canterbury, Smith, R., Gearheart, Perry, Smith, P. and Ambler - **Health Care Sharing Ministries Freedom to Share Act** - Introduced 1/13/2016 - To Health and Human Resources then Judiciary - To House Judiciary 1/15/2016 - Passed House 2/8/2016 - To Senate 2/9/2016 - To Banking and Insurance
2584. By Del. Rohrbach, Sobonya, Shott, Miller, Hicks, Reynolds and Rowe - **Allowing a judge to excuse a potential juror from jury duty until a later date based on seasonal employment** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Amended - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary
- \*2588. By Del. Nelson, E., Lane, Kurcaba, O'Neal, Westfall, McCuskey, Byrd, Gearheart, Storch and Espinosa - **Relating to the filing of financial statements with the Secretary of State** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary
- \*2615. By Del. Lane, Faircloth, Miller and Nelson, E. - **West Virginia Small Business Capital Act** - Introduced 1/13/2016 - To Small Business, Entrepreneurship and Economic Development then Finance - To House Finance 1/22/2016 - Amended on 3rd reading - Passed House 2/15/2016 - To Senate 2/16/2016 - To Finance
2796. By Mr. Speaker (Mr. Armstead) - **Providing paid leave for certain state officers and employees during a declared state of emergency** - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Government Organization
- \*2800. By Del. Miller, Ferro, Sobonya, Border, Rohrbach, Folk and Eldridge - **Adding law-enforcement officers' contact information and names of family members to the list of exemptions from public records requests** (original similar to SB310) - Introduced 1/13/2016 - To Judiciary - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Judiciary - Amended - Passed Senate with amended title 2/10/2016 - House refused to concur and requested Senate to recede 2/12/2016 - Senate refused to recede and requested conference 2/15/2016 - To conference 2/16/2016
- \*2852. By Del. Hamrick, Trecost, Zatezalo, Waxman and Nelson, E. - **Relating to legalizing and regulating the sale and use of fireworks** - Introduced 1/13/2016 - To Judiciary then Finance - To House Finance 1/28/2016 - Amended - Passed House 2/19/2016 - Title amended - Effective from passage
- \*2904. By Del. McGeehan and Zatezalo - **Requiring the clerk of a county commission to maintain a county ordinance book** - Introduced 1/13/2016 - To Political Subdivisions then Judiciary - To House Judiciary 1/20/2016 - Passed House 2/18/2016 - To Senate 2/19/2016 - To Government Organization
- \*3019. By Del. Ireland, Overington, Foster, Fast, Lynch, Azinger, Shott, Hicks and Hanshaw - **Requiring official business and records of the state and its political subdivisions**

- be conducted in English** - Introduced 1/13/2016 - To Judiciary - Passed House 2/17/2016 - To Senate 2/18/2016 - To Government Organization
- \*4002. By Del. Howell, Anderson, Mr. Speaker (Mr. Armstead), Faircloth, Frich, Hanshaw, McCuskey, Rohrbach, Summers, Shott and Walters - **Relating to rule making under the state Administrative Procedures Act** (original similar to SB3) - Introduced 1/13/2016 - To Judiciary - Amended - Laid over until 1/25/16 - Passed House 1/25/2016 - Title amended - To Senate 1/26/2016 - To Government Organization
4005. By Del. Cowles, Duke, Foster, Gearheart, Miller, Overington, Shott, Walters, Waxman, Westfall and Householder - **Repealing prevailing hourly rate of wages requirements** (original similar to SB2) - Introduced 1/13/2016 - To Government Organization - Laid over until 1/25/16 - Written motion to suspend Rule 95c rejected - Passed House 1/27/2016 - To Senate 1/28/2016 - To Government Organization - Passed Senate 2/4/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Motion to consider bill notwithstanding the objections of the Governor - House passed over veto 2/12/2016 - Senate reconsidered action - Passed Senate notwithstanding objections of the Governor 2/12/2016
- \*4007. By Del. Rohrbach, Weld, Espinosa, Cooper, Butler, Waxman, Moffatt, Arvon, Cowles, Hill and Anderson - **Relating generally to appointment of attorneys to assist the Attorney General** (original similar to SB8) - Introduced 1/13/2016 - To Judiciary - Amended - Laid over until 1/25/16 - Passed House 1/25/2016 - To Senate 1/26/2016 - To Judiciary - Amended - Passed Senate with amended title 2/6/2016 - House concurred in Senate amendment and passed 2/9/2016 - To Governor 2/11/16 - Vetoed by Governor 2/17/16
- \*4012. By Del. O'Neal, Mr. Speaker (Mr. Armstead), Hanshaw, Moye, Fast, Evans, A., Azinger, Waxman, Romine, Rowan and Phillips - **West Virginia Religious Freedom Restoration Act** (original similar to SB11) - Introduced 1/26/2016 - To Judiciary - Decision of the chair sustained - Amended - Passed House 2/11/2016 - To Senate 2/12/2016 - To Judiciary
- \*4013. By Del. Lane, Anderson, Blair, Hamrick, Ambler, Evans, D., Border, McCuskey, Householder, Ireland and Zatezalo - **Requiring a person desiring to vote to present documentation identifying the voter** (original similar to SB5) - Introduced 2/1/2016 - To Judiciary - Amended - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
- \*4031. By Del. Frich, Sobonya, Howell, Moffatt, Hanshaw, McCuskey, Shott, Overington, Mr. Speaker (Mr. Armstead), Rowe and Fleischauer - **Requiring agencies to respond to public comments received during the rule-making process** - Introduced 1/15/2016 - To Government Organization - Amended - Laid over until 1/25/16 - Passed House 1/25/2016 - Title amended - To Senate 1/26/2016 - To Government Organization
4033. By Del. Ellington, Summers, Householder, Rohrbach, Stansbury, Waxman, Perdue and Rodighiero (Originating in House Health and Human Resources) - **Adding criminal penalties for the unauthorized practice of pharmacists care** - Introduced 1/15/2016 - Passed House 1/20/2016 - To Senate 1/21/2016 - To Health and Human Resources then Judiciary - To Health and Human Resources 1/21/2016 - To Judiciary 2/20/2016
- \*4038. By Del. Ellington, Summers, Bates, Faircloth, Householder, Rohrbach and Stansbury - **Relating to insurance requirements for the refilling of topical eye medication** - Introduced 1/18/2016 - To Health and Human Resources - Laid over until 1/25/16 - Passed House 1/26/2016 - To Senate 1/27/2016 - To Health and Human Resources

- \*4040. By Del. Kelly, Rohrbach, Cooper, Frich, Sobonya, Border, Faircloth, Atkinson, Perdue, Perry and Waxman - **Regulating step therapy protocols in health benefit plans** - Introduced 1/18/2016 - To Health and Human Resources - Passed House 2/20/2016
- \*4053. By Del. Sobonya, Frich and Moffatt - **Department of Environmental Protection, Air Quality, rule relating to the control of annual nitrogen oxide emissions** (original similar to SB176) - Introduced 1/18/2016 - To Energy then Judiciary - To House Judiciary 1/20/2016 - Amended - Passed House 2/20/2016
- \*4060. By Del. Sobonya, Frich and Moffatt - **Relating generally to the promulgation of administrative rules by the Department of Military Affairs and Public Safety** (original similar to SB211) - Introduced 1/18/2016 - To Industry and Labor then Judiciary - To House Judiciary 1/20/2016 - Passed House 2/20/2016 - Effective from passage
- \*4080. By Del. Sobonya, Frich and Moffatt - **Department of Veterans' Assistance, rule relating to VA headstones or markers** (original similar to SB245) - Introduced 1/18/2016 - To Veterans' Affairs and Homeland Security then Judiciary - To House Judiciary 1/21/2016 - Passed House 2/20/2016 - Effective from passage
- \*4145. By Del. Blair, Azinger, Butler, Cadle, Eldridge, Householder, Marcum, Overington, Phillips, Sobonya and Upson - **Relating to carry or use of a handgun or deadly weapon** - Introduced 1/19/2016 - To Judiciary - To House Judiciary 1/19/2016 - Amendments pending - Amended - Passed House 2/8/2016 - Title amended - To Senate 2/9/2016 - To Judiciary - Amended - On 3rd reading 2/22/2016
- \*4146. By Del. Ellington, Summers, Bates, Faircloth, Householder, Rohrbach, Sobonya, Stansbury, Eldridge, McCuskey and Frich - **Providing insurance cover abuse-deterrent opioid analgesic drugs** (original similar to SB304) - Introduced 1/19/2016 - To Banking and Insurance then Select Committee on Prevention and Treatment of Substance Abuse - To House Banking and Insurance 1/19/2016 - To House Select Committee on Prevention and Treatment of Substance Abuse 1/22/2016 - Amended - Passed House 2/15/2016 - To Senate 2/16/2016 - To Banking and Insurance then Health and Human Resources - To Banking and Insurance 2/16/2016
4147. By Del. Rowan, Mr. Speaker (Mr. Armstead), Cowles, Perry, Duke, Miley, Hamilton, Espinosa, O'Neal, Anderson and Nelson, E. - **Making the West Virginia Schools for the Deaf and Blind eligible to participate in any and all funding administered or distributed by the West Virginia School Building Authority** (original similar to HB4485) - Introduced 1/19/2016 - To Education then Finance - To House Education 1/19/2016 - 2nd reference dispensed - Passed House 2/12/2016 - Effective from passage - To Senate 2/15/2016 - To Finance
4148. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal taxable income and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original similar to SB354) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Title amended - Effective from passage - To Senate 2/12/2016 - To Finance - Passed Senate 2/19/2016 - Effective from passage
4150. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Health and Human Resources**

- (original similar to SB443) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/19/2016 - Effective from passage - To Senate 2/20/2016 - To Finance
4151. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Education** (original similar to SB446) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/19/2016 - Effective from passage - To Senate 2/20/2016 - To Finance
- \*4158. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Commerce, WorkForce West Virginia – Workforce Investment Act** (original similar to SB447) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - Effective from passage - To Senate 2/12/2016 - To Finance - Passed Senate 2/19/2016 - Effective from passage
4159. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Public Services Commission – Motor Carrier Division** (original similar to SB442) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/19/2016 - Effective from passage - To Senate 2/20/2016 - To Finance
4161. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Relating to levies on classifications of property by the Board of Public Works** (original similar to SB432) - Introduced 1/19/2016 - To Finance - To House Finance 1/19/2016 - Passed House 2/11/2016 - To Senate 2/12/2016 - To Finance - On 3rd reading 2/22/2016
- \*4163. By Del. Howell, Arvon, Moffatt, Westfall, McCuskey, Miller, Cadle, Walters, Zatezalo, Kelly and Ellington - **Providing the authority and procedure for municipalities to give notice to, and publish the names of, entities delinquent in paying business and occupation taxes** - Introduced 1/20/2016 - To Political Subdivisions then Judiciary - To House Political Subdivisions 1/20/2016 - To House Judiciary 1/27/2016 - Passed House 2/8/2016 - To Senate 2/9/2016 - To Government Organization
- \*4174. By Del. Kurcaba, Statler, Weld, Fast, Kelly, Azinger, Waxman, Blair, Upson, Frich and Phillips - **Exempting activity at indoor shooting ranges from the prohibition of shooting or discharging a firearm within five hundred feet of any church or dwelling house** - Introduced 1/20/2016 - To Agriculture and Natural Resources then Judiciary - To House Judiciary 2/3/2016 - Passed House 2/18/2016 - To Senate 2/19/2016 - To Judiciary
- \*4175. By Del. Kurcaba, Faircloth, Statler, Espinosa, McGeehan, Azinger, Upson, Kelly, Trecoast and Ihle - **Relating generally to home schooling** (original similar to SB318) - Introduced 1/20/2016 - To Education - To House Education 1/20/2016 - Passed House 2/2/2016 - To Senate 2/3/2016 - To Education - Amended - Passed Senate with amended title 2/20/2016
- \*4186. By Del. Cadle, Cooper, Foster, Ambler, Howell, Butler, Householder, Moffatt, Smith, R., Westfall and Hamrick - **Relating to additional duties of the Public Service Commission** (original similar to SB498) - Introduced 1/20/2016 - To Government Organization - To House Government Organization 1/20/2016 - Amended - Passed House 2/9/2016 - Title amended - Effective from passage - To Senate 2/10/2016 - To Government Organization

- \*4188. By Del. Hamrick, Ambler, Boggs, Cadle, Guthrie, Longstreth, Rohrbach and Gearheart (Originating in House Roads and Transportation) - **Relating to the development and implementation of a program to facilitate commercial sponsorship of rest areas** - Introduced 1/20/2016 - To House Finance 1/20/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure then Finance - To Transportation and Infrastructure 2/16/2016
- \*4209. By Del. Ellington, Summers, Householder, Rohrbach, Stansbury, Campbell and Fleischauer (Originating in House Health and Human Resources) - **Relating generally to health care provider taxes** - Introduced 1/20/2016 - To House Finance 1/20/2016 - Passed House 2/17/2016 - Effective July 1, 2016 - To Senate 2/18/2016 - To Health and Human Resources then Finance - To Health and Human Resources 2/18/2016
- \*4213. By Del. Storch, Faircloth, Smith, P. and Ferro - **Uniform Deployed Parents Custody and Visitation Act** (original similar to SB422) - Introduced 1/21/2016 - To Judiciary - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
- \*4218. By Del. Miley and Cowles [By Request of the Executive] - **Expanding the definition of “underground facility” in the One-Call System Act** (original similar to SB425) - Introduced 1/21/2016 - To Energy then Judiciary - To House Judiciary 1/27/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Judiciary
- \*4227. By Del. Howell, Arvon, Zatezalo, Border, Phillips, Hartman, Ihle, Cadle, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Real Estate Appraiser Licensing and Certification Board** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - Title amended - To Senate 2/1/2016 - To Government Organization
- \*4228. By Del. Cowles, White, B., Shott, Espinosa, Nelson, E., Howell, Upson, Trecost, Reynolds, Gearheart and Hamrick - **Relating to transportation network companies** (original similar to SB324) - Introduced 1/22/2016 - To Roads and Transportation then Finance - To House Finance 2/2/2016 - Passed House 2/15/2016 - Effective July 1, 2016 - To Senate 2/16/2016 - To Judiciary
- \*4230. By Del. Howell, Arvon, Blair, Phillips, Hill, Hartman, Stansbury, McGeehan, Smith, R., Hamrick and Morgan - **Relating to qualifications of members of the Board of Registration For Professional Engineers** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - To Senate 2/1/2016 - To Government Organization
4235. By Del. Shott - **Relating to the publication requirements of the administration of estates** - Introduced 1/22/2016 - To Judiciary - Passed House 2/1/2016 - Title amended - To Senate 2/2/2016 - To Judiciary
- \*4238. By Del. Howell, Arvon, Blair, Phillips, Hill, Hartman, Stansbury, McGeehan, Smith, R., Hamrick and Morgan - **Relating to qualifications of members of the board of Professional Surveyors** - Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - Title amended - To Senate 2/1/2016 - To Government Organization
- \*4241. By Del. Howell, Arvon, Zatezalo, Border, Phillips, Hartman, Ihle, Cadle, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Real Estate Commission**



- Introduced 1/22/2016 - To Government Organization - Passed House 1/29/2016 - To Senate 2/1/2016 - To Government Organization
4243. By Del. Border, Ellington, Arvon, Kelly, Sobonya, Anderson, Deem and Ireland - **Extending the time that certain nonprofit community groups are exempt from the moratorium on creating new nursing home beds** - Introduced 1/22/2016 - To Health and Human Resources - Passed House 2/3/2016 - To Senate 2/4/2016 - To Health and Human Resources
- \*4244. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Shott, Flanigan, Waxman, Perry and White, B. - **Eliminating the need for a public hearing when no objection is filed on an application from an out of state state-chartered credit union to establish a branch in West Virginia** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - Passed Senate 2/19/2016
- \*4245. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Rowe, Flanigan, Waxman, Perry and White, B. - **Requiring the cashier or executive officer of a banking institution to provide shareholders with the institution's most recent year-end audited financial statement** - Introduced 1/25/2016 - To Banking and Insurance then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/5/2016 - To Senate 2/6/2016 - To Banking and Insurance - Passed Senate 2/19/2016
- \*4261. By Del. Shott, McCuskey, Cowles, O'Neal, Butler, Marcum, Shaffer, Sobonya, Folk, Overington and Azinger - **Prohibiting the sale or transfer of student data to vendors and other profit making entities** - Introduced 1/25/2016 - To Education then Judiciary - To House Judiciary 2/4/2016 - Amended on 3rd reading - Passed House 2/19/2016 - To Senate 2/20/2016 - To Education
- \*4291. By Del. Nelson, J., Phillips, Moffatt, Espinosa, Westfall, Perdue, Upson, Lane, Moye, Mr. Speaker (Mr. Armstead) and Del. Miley - **Increasing penalties for teachers who commit sexual offenses against children** - Introduced 1/27/2016 - To Education then Judiciary - To House Judiciary 2/4/2016 - Amended - Passed House 2/17/2016 - To Senate 2/18/2016 - To Education then Judiciary - To Education 2/18/2016
4309. By Del. Rowan, Border, Fast, Stansbury, Moye, Campbell, Overington, Romine, Duke, Pethel and Ferro - **Increasing criminal penalties for conviction of certain offenses of financial exploitation of an elderly person** (original similar to HB4306, SB362) - Introduced 1/27/2016 - To Senior Citizen Issues then Judiciary - To House Judiciary 1/29/2016 - Passed House 2/15/2016 - To Senate 2/16/2016 - To Judiciary
- \*4311. By Del. Howell, Arvon, Blair, Phillips, Hartman, Ihle, Cadle, McGeehan, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Board of Landscape Architects** (original similar to HB4313) - Introduced 1/27/2016 - To Government Organization - Passed House 2/4/2016 - To Senate 2/5/2016 - To Government Organization
- \*4313. By Del. Howell, Arvon, Blair, Phillips, Hill, Hartman, Stansbury, McGeehan, Moffatt, Atkinson and Morgan - **Relating to qualifications of members of the Board of Architects** (original similar to HB4311) - Introduced 1/27/2016 - To Government

Organization - Passed House 2/4/2016 - To Senate 2/5/2016 - To Government Organization

- \*4323. By Del. Cowles and Miley [By Request of the Executive] - **Relating to the reporting of emergency incidents by well operators and pipeline operators** (original similar to SB445) - Introduced 1/28/2016 - To Industry and Labor then Energy - To House Energy 2/3/2016 - Amended - Passed House 2/17/2016 - To Senate 2/18/2016 - To Judiciary
- 4347. By Del. Ellington, Summers, Faircloth, Rohrbach, Sobonya, Stansbury, Storch, Upson, White, B. and Frich - **Providing pregnant women priority to substance abuse treatment** - Introduced 2/1/2016 - To Select Committee on Prevention and Treatment of Substance Abuse then Health and Human Resources - To House Health and Human Resources 2/10/2016 - Passed House 2/17/2016 - To Senate 2/18/2016 - To Health and Human Resources
- 4362. By Del. Kurcaba, Fleischauer, Statler, Householder, Espinosa, Overington, Weld, Summers, Blair, Byrd and Upson - **Establishing a felony offense of strangulation** (original similar to SB482) - Introduced 2/2/2016 - To Judiciary - Amended - Passed House 2/11/2016 - To Senate 2/12/2016 - To Judiciary
- 4378. By Del. Shott, Lane, McCuskey, Sobonya, Hanshaw, Miller, Arvon, Border and Kessinger - **Relating to access to and receipt of certain information regarding a protected person by certain relatives of the protected person** - Introduced 2/3/2016 - To Judiciary - Amended - Passed House 2/17/2016 - To Senate 2/18/2016 - To Judiciary
- 4417. By Del. Shott, Hanshaw, Rowe, Marcum, Shaffer, Manchin, Summers, Kessinger, Ireland and Skinner - **Increasing wages protected from garnishment** - Introduced 2/5/2016 - To Judiciary - Passed House 2/17/2016 - To Senate 2/18/2016 - To Judiciary
- \*4467. By Del. Espinosa, Statler, Duke, Westfall, Rowan, Rohrbach and Ambler - **Including financial aid planning and completion of the Free Application for Federal Student Aid in secondary school instruction in personal finance** - Introduced 2/9/2016 - To Education - Amended - Passed House 2/18/2016 - To Senate 2/19/2016 - To Education
- 4499. By Del. O'Neal, Shott, Lane, Hanshaw, Overington, Sobonya, Azinger and Fast - **Relating to certain persons who have been disqualified or excused from jury service** - Introduced 2/11/2016 - To Judiciary - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
- \*4520. By Del. Hanshaw and Shott - **Clarifying that certain hospitals have only one governing body whose meetings shall be open to the public** (original similar to SB50) - Introduced 2/11/2016 - To Judiciary - Passed House 2/19/2016 - To Senate 2/20/2016 - To Judiciary
- \*4521. By Del. Cowles and Shott - **Modifying the requirements that allow a child witness to testify by closed circuit television** - Introduced 2/12/2016 - To Judiciary - Passed House 2/20/2016

#### **HOUSE CONCURRENT RESOLUTIONS COMMUNICATED TO SENATE**

- \*2. By Del. Rowan and Cowles - **U.S. Army PV2 William Frederick Kump Memorial Bridge** - Introduced 1/14/2016 - To Roads and Transportation then Rules - To House Rules

2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure

- \*14. By Del. Howell, Mr. Speaker (Mr. Armstead), Ambler, Anderson, Arvon, Atkinson, Azinger, Border, Butler, Cadle, Cooper, Cowles, Duke, Ellington, Espinosa, Evans, D., Frich, Hamrick, Hanshaw, Hill, Householder, Ihle, Ireland, Kelly, Kessinger, Kurcaba, McGeehan, Miller, Moffatt, O'Neal, Overington, Rowan, Shott, Smith, R., Sobonya, Stansbury, Statler, Storch, Walters, Waxman and Zatezalo - **Second Friday in July as West Virginia Collector Car Appreciation Day** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure
- \*19. By Del. Waxman, Trecost, Miley and Hamrick - **H. Laban White Memorial Bridge** - Introduced 1/21/2016 - To Roads and Transportation then Rules - To House Rules 2/10/2016 - Adopted by House 2/15/2016 - To Senate 2/16/2016 - To Transportation and Infrastructure

#### **ALL SENATE BILLS PASSED BY SENATE AND COMMUNICATED TO HOUSE**

- 1. By Sen. Cole (Mr. President), Blair, Boso, Ferns, Gaunch, Trump, Carmichael, Sypolt and Takubo - **Establishing WV Workplace Freedom Act** (original similar to HB4006) - Introduced 1/13/2016 - To Judiciary - Amended - Passed Senate 1/21/2016 - To House 1/25/2016 - To Judiciary - Amended - Passed House 2/4/2016 - Title amended - Senate concurred in House amendments and passed bill 2/5/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Senate reconsidered action - Passed Senate notwithstanding objections of the Governor 2/12/2016 - Motion to consider bill notwithstanding the objections of the Governor - House passed over veto 2/12/2016
- \*6. By Sen. Ferns, Carmichael, Gaunch, Takubo, Trump, Prezioso, Stollings, Plymale, Blair, Karnes and Sypolt - **Requiring drug screening and testing of applicants for TANF program** (original similar to HB4010) - Introduced 1/13/2016 - To Health and Human Resources then Finance - Com. sub. reported 1/20/2016 - To Finance 1/20/2016 - Amended - Passed Senate 2/9/2016 - To House 2/10/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/12/2016
- \*7. By Sen. Leonhardt, Carmichael, Ashley, Stollings, Trump and Blair - **Establishing wrongful conduct rule prohibiting recovery of damages in certain circumstances** (original similar to HB4008) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/6/2016 - Amended - Passed Senate 2/11/2016 - To House 2/12/2016 - To Judiciary - Laid over until 2/20 - Amended - On 3rd reading, Special Calendar 2/22/2016
- \*10. By Sen. Sypolt, Ferns, Gaunch, Karnes, Leonhardt, Trump, Walters, Boley, Boso, Takubo and Blair - **Creating Unborn Child Protection from Dismemberment Abortion Act** (original similar to HB4004) - Introduced 1/13/2016 - To Health and Human Resources then Judiciary - Com. sub. reported 2/12/2016 - 2nd reference dispensed - Passed Senate 2/17/2016 - To House 2/18/2016 - To Health and Human Resources then Judiciary
- \*13. By Sen. Carmichael, Boso, Gaunch, Leonhardt, Trump, Walters, Blair, Takubo, Miller and Unger - **Increasing penalties for overtaking and passing stopped school buses** (original similar to HB4349) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported

- 1/20/2016 - Passed Senate with amended title 1/26/2016 - To House 1/27/2016 - To Judiciary
- \*14. By Sen. Trump, Boso, Ferns, Leonhardt, Takubo and Blair - **Limiting successor corporation asbestos-related liabilities** - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/26/2016 - Passed Senate 1/29/2016 - To House 2/1/2016 - To Judiciary - Amended - Passed House 2/20/2016
15. By Sen. Boso and Gaunch - **Adopting learned intermediary doctrine as defense to civil action due to inadequate warnings or instructions** - Introduced 1/13/2016 - To Judiciary - Passed Senate 2/1/2016 - To House 2/2/2016 - To Judiciary - Amended - Passed House 2/16/2016 - Senate concurred in House amendments and passed bill 2/17/2016 - To Governor 2/19/16
- \*16. By Sen. Ashley, Plymale, Williams, Miller, Stollings and Unger - **Providing tax credit for providing broadband service to unserved areas** - Introduced 1/13/2016 - To Transportation and Infrastructure then Finance - Com. sub. reported 2/1/2016 - To Finance 2/1/2016 - Com. sub. for com. sub. reported 2/12/2016 - Passed Senate 2/17/2016 - To House 2/18/2016 - To Finance
- \*27. By Sen. Kirkendoll, Miller and Gaunch - **Permitting county commissions hire outside attorneys for collection of taxes through courts** - Introduced 1/13/2016 - To Government Organization then Judiciary - Com. sub. reported 1/25/2016 - To Judiciary 1/25/2016 - Com. sub. for com. sub. reported 1/27/2016 - Passed Senate 2/1/2016 - To House 2/2/2016 - To Judiciary then Finance
29. By Sen. Palumbo - **Tolling statute of limitations in certain cases** - Introduced 1/13/2016 - To Judiciary - Passed Senate 2/5/2016 - To House 2/8/2016 - To Judiciary
32. By Sen. Palumbo, Beach and Miller - **Relating to withdrawal of candidates for office and filling vacancies** - Introduced 1/13/2016 - To Judiciary - Amended - Passed Senate 1/26/2016 - To House 1/27/2016 - To Judiciary - Amended - Passed House 2/5/2016 - Title amended - Effective from passage - Senate concurred in House amendments and passed bill 2/6/2016 - Effective from passage - To Governor 2/9/16 - Approved by Governor 2/11/16
- \*39. By Sen. Stollings and Gaunch - **Regulating off-road motorcycles within Hatfield-McCoy Recreation Area** - Introduced 1/13/2016 - To Natural Resources then Judiciary - Com. sub. reported 1/21/2016 - To Judiciary 1/21/2016 - Passed Senate 2/9/2016 - To House 2/10/2016 - To Roads and Transportation then Government Organization
- \*40. By Sen. Stollings - **Changing definition of facilities eligible for funding assistance from Courthouse Facilities Improvement Authority** - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/1/2016 - Passed Senate 2/4/2016 - Effective from passage - To House 2/5/2016 - To Judiciary then Finance
- \*43. By Sen. Williams, Beach, Blair, Leonhardt and Miller - **Clarifying means of posting to prohibit hunting or trespassing** - Introduced 1/13/2016 - To Natural Resources then Judiciary - Com. sub. reported 1/21/2016 - To Judiciary 1/21/2016 - Passed Senate 2/9/2016 - To House 2/10/2016 - To Agriculture and Natural Resources then Judiciary

54. By Sen. Sypolt - **Altering how tax is collected on homeowners' associations** - Introduced 1/13/2016 - To Finance - Amended - Passed Senate 2/19/2016 - To House 2/20/2016 - To Finance
- \*68. By Sen. Ferns and Takubo - **Disallowing Health Care Authority to conduct rate review and set rates for hospitals** - Introduced 1/13/2016 - To Health and Human Resources then Finance - Com. sub. reported 2/3/2016 - 2nd reference dispensed - Passed Senate 2/6/2016 - To House 2/8/2016 - To Health and Human Resources
- \*73. By Sen. Yost and Miller - **Creating felony crime of knowingly leaving scene of crash resulting in serious bodily injury** (original similar to HB4478) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Judiciary
- \*102. By Sen. Trump, Boso and Gaunch - **Conforming to federal Law-Enforcement Officers Safety Act** - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/20/2016 - Passed Senate 1/26/2016 - To House 1/27/2016 - To Judiciary
- \*105. By Sen. Trump and Gaunch - **Creating Tim Tebow Act allowing nonpublic school student participate in SSAC member school athletics** - Introduced 1/13/2016 - To Education then Judiciary - Com. sub. reported 2/12/2016 - 2nd reference dispensed - Amended - Passed Senate 2/17/2016 - To House 2/18/2016 - To Education then Judiciary
107. By Sen. Trump - **Uniform Interstate Depositions and Discovery Act** - Introduced 1/13/2016 - To Judiciary - Passed Senate with amended title 1/27/2016 - To House 1/28/2016 - To Judiciary
- \*109. By Sen. Trump - **Repealing code provisions related to certain reports by trustees for property** - Introduced 1/13/2016 - To Banking and Insurance then Judiciary - Com. sub. reported 1/27/2016 - To Judiciary 1/27/2016 - Amended - Passed Senate with amended title 2/4/2016 - To House 2/5/2016 - To Banking and Insurance then Judiciary
123. By Sen. Stollings - **Treatment for sexually transmitted diseases** - Introduced 1/13/2016 - To Health and Human Resources then Judiciary - 2nd reference dispensed - Passed Senate 2/3/2016 - To House 2/4/2016 - To Health and Human Resources - Amended - Passed House 2/15/2016 - Title amended - Senate concurred in House amendments and passed bill 2/16/2016 - To Governor 2/19/16
- \*146. By Sen. Plymale and Unger - **Establishing instruction standards for early childhood education** - Introduced 1/13/2016 - To Education - Com. sub. reported 1/25/2016 - Passed Senate 1/29/2016 - Effective July 1, 2016 - To House 2/1/2016 - To Education - Laid over until 2/19 - Amended - Passed House 2/20/2016 - Effective July 1, 2016
147. By Sen. Romano, Snyder and Facemire (Originating in Senate ) - **Providing consumers sales and service tax and use tax exemption for certain services and tangible personal property sold for repair, remodeling and maintenance of aircraft** - Introduced 1/13/2016 - To Finance - Amended - Passed Senate 2/16/2016 - To House 2/17/2016 - To Finance
- \*150. By Sen. Maynard - **Authorizing Department of Transportation promulgate legislative rules** (original similar to HB4082) - Introduced 1/13/2016 - To Judiciary - Com. sub.

- reported 1/27/2016 - Passed Senate 2/1/2016 - Effective from passage - To House 2/2/2016 - To Judiciary - Amended - Passed House 2/19/2016 - Effective from passage
- \*157. By Sen. Maynard - **Authorizing Department of Revenue to promulgate legislative rules** (original similar to HB4088) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/20/2016 - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Judiciary
  - \*159. By Sen. Maynard - **Authorizing promulgation of legislative rules by miscellaneous boards and commissions** (original similar to HB4096) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 2/2/2016 - Passed Senate 2/5/2016 - Effective from passage - To House 2/8/2016 - To Judiciary
  - \*195. By Sen. Maynard - **Authorizing DHHR to promulgate legislative rules** (original similar to HB4114) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/21/2016 - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Judiciary
  - \*202. By Sen. Maynard - **Authorizing Department of Commerce promulgate legislative rules** (original similar to HB4126) - Introduced 1/13/2016 - To Natural Resources then Judiciary - To Judiciary 1/21/2016 - Com. sub. reported 1/26/2016 - Passed Senate 1/29/2016 - Effective from passage - To House 2/1/2016 - To Judiciary
  - \*216. By Sen. Maynard - **Authorizing Human Rights Commission promulgate legislative rule relating to Pregnant Workers' Fairness Act** (original similar to HB4141) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/26/2016 - Passed Senate 1/29/2016 - Effective from passage - To House 2/1/2016 - To Judiciary
  - \*254. By Sen. Trump - **Not allowing county park commissions to prohibit firearms in facilities** - Introduced 1/13/2016 - To Government Organization then Judiciary - Com. sub. reported 1/29/2016 - 2nd reference dispensed - Passed Senate 2/3/2016 - Effective from passage - To House 2/4/2016 - To Judiciary
  - \*259. By Sen. Blair, Karnes and Snyder - **Amending Unfair Trade Practices Act** - Introduced 1/13/2016 - To Government Organization then Judiciary - Com. sub. reported 1/27/2016 - To Judiciary 1/27/2016 - Com. sub. for com. sub. reported 2/17/2016 - Passed Senate 2/20/2016
  - 261. By Sen. Blair - **Bringing state code relating to daylight saving time in conformity with federal code** - Introduced 1/13/2016 - To Government Organization - Passed Senate 2/3/2016 - To House 2/4/2016 - To Government Organization - Passed House 2/15/2016 - To Governor 2/19/16
  - \*262. By Sen. Blair - **Eliminating need for law enforcement to obtain court order prior to having access to inmate mail and phone recordings** (original similar to HB4424) - Introduced 1/13/2016 - To Judiciary - Com. sub. reported 1/25/2016 - Passed Senate 1/28/2016 - To House 1/29/2016 - To Judiciary
  - \*263. By Sen. Blair and Snyder - **Allowing travel and other expense reimbursement for members of Municipal Home Rule Board** - Introduced 1/13/2016 - To Government Organization - Com. sub. reported 1/15/2016 - Passed Senate 1/20/2016 - To House 1/21/2016 - To Political Subdivisions then Finance

- \*265. By Sen. Blair and Snyder - **Allowing library volunteers necessary access to user records** - Introduced 1/13/2016 - To Government Organization then Judiciary - To Judiciary 1/15/2016 - Com. sub. reported 2/2/2016 - Amended - Passed Senate 2/5/2016 - To House 2/8/2016 - To Judiciary
- \*267. By Sen. Blair - **Modifying removal procedure for certain county, school district and municipal officers** - Introduced 1/13/2016 - To Government Organization then Judiciary - Com. sub. reported 2/12/2016 - 2nd reference dispensed - Passed Senate 2/17/2016 - To House 2/18/2016 - To Government Organization then Judiciary
- \*268. By Sen. Blair - **Abolishing Council of Finance and Administration** - Introduced 1/13/2016 - To Government Organization - Com. sub. reported 1/29/2016 - Passed Senate 2/3/2016 - To House 2/4/2016 - To Government Organization then Finance - To House Finance 2/10/2016
- \*270. By Sen. Gaunch - **Repealing code relating to insurance policies** - Introduced 1/14/2016 - To Banking and Insurance then Judiciary - To Judiciary 1/26/2016 - Com. sub. reported 2/2/2016 - Passed Senate 2/5/2016 - To House 2/8/2016 - To Banking and Insurance then Judiciary
271. By Sen. Ferns and Gaunch - **Conforming definition of attest services to Uniform Accountancy Act** (original similar to HB4312) - Introduced 1/14/2016 - To Judiciary - Passed Senate 2/2/2016 - To House 2/3/2016 - To Judiciary
- \*272. By Sen. Blair, Gaunch, Plymale and Romano - **Allowing investigators from Attorney General's office to carry concealed weapons** - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016 - To House 2/17/2016 - To Judiciary
- \*278. By Sen. Ferns, Takubo, Walters, Stollings and Palumbo - **Clarifying physicians' mutual insurance company is not state or quasi-state actor** - Introduced 1/14/2016 - To Banking and Insurance then Judiciary - To Judiciary 1/26/2016 - Com. sub. reported 2/4/2016 - Passed Senate 2/8/2016 - To House 2/9/2016 - To Banking and Insurance then Judiciary
- \*283. By Sen. Ferns - **Creating crime when fire is caused by operation of a clandestine drug laboratory** - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 2/12/2016 - Passed Senate 2/17/2016 - To House 2/18/2016 - To Judiciary
- \*288. By Sen. Trump, Blair, Takubo, Walters, Romano and Palumbo - **Creating one-day special license for charitable events to sell nonintoxicating beer** (original similar to HB4571) - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 1/27/2016 - Passed Senate 2/1/2016 - Effective from passage - To House 2/2/2016 - To Judiciary then Finance
- \*290. By Sen. Trump - **Assignment of wages by employers and payment by payroll card** - Introduced 1/14/2016 - To Judiciary - Com. sub. reported 1/25/2016 - Amended - Passed Senate with amended title 1/28/2016 - To House 1/29/2016 - To Judiciary
- \*293. By Sen. Walters, Boso and Sypolt - **Neighborhood Investment Program Act** (original similar to HB4563) - Introduced 1/14/2016 - To Economic Development then Finance - To

Finance 2/11/2016 - Com. sub. reported 2/16/2016 - Passed Senate 2/19/2016 - To House 2/20/2016 - To Finance

- \*298. By Sen. Walters - **Allowing restaurants, private clubs and wineries sell alcoholic beverages on Sundays** (original similar to SB21, SB307) - Introduced 1/15/2016 - To Economic Development then Judiciary - Com. sub. reported 2/11/2016 - 2nd reference dispensed - Passed Senate 2/16/2016 - To House 2/17/2016 - To Roads and Transportation then Judiciary
- 299. By Sen. Plymale, Laird and Miller - **Creating Library Facilities Improvement Fund** (original similar to HB4488) - Introduced 1/15/2016 - To Education then Finance - 2nd reference dispensed - Passed Senate 2/15/2016 - To House 2/16/2016 - To Education then Finance
- 306. By Sen. Blair - **Permitting sale of county or district property online** - Introduced 1/15/2016 - To Government Organization - Passed Senate 2/3/2016 - To House 2/4/2016 - To Political Subdivisions then Government Organization
- \*309. By Sen. Blair - **Relating to child-care center licensing and exempting county parks and recreation from licensure** - Introduced 1/15/2016 - To Government Organization - Com. sub. reported 2/5/2016 - Amended - Passed Senate 2/9/2016 - To House 2/10/2016 - To Government Organization - Passed House 2/19/2016
- 311. By Sen. Snyder, Romano, Gaunch, Kessler and Blair - **Allowing permanent exception for mortgage modification or refinancing loan under federal Making Home Affordable program** - Introduced 1/18/2016 - To Government Organization - Passed Senate 1/26/2016 - To House 1/27/2016 - To Banking and Insurance then Finance - To House Finance 2/5/2016
- \*313. By Sen. Boso, Miller, Romano, Mullins, Facemire and Takubo - **Relating to school calendar and allowing unused accrued instructional time count toward 180 day requirement** - Introduced 1/19/2016 - To Education then Finance - Com. sub. reported 2/12/2016 - 2nd reference dispensed - Amended - Passed Senate with amended title 2/19/2016 - Effective July 1, 2016 - To House 2/20/2016 - To Education
- \*315. By Sen. Walters, Ashley, Beach, Boley, Boso, Gaunch, Kessler, Kirkendoll, Laird, Leonhardt, Maynard, Miller, Mullins, Palumbo, Plymale, Snyder, Stollings, Sypolt, Takubo, Trump, Williams and Blair - **Providing for construction of statewide fiber optic broadband infrastructure network** - Introduced 1/19/2016 - To Transportation and Infrastructure then Government Organization - Com. sub. reported 1/28/2016 - To Government Organization 1/28/2016 - Com. sub. for com. sub. reported 2/15/2016 - Passed Senate 2/18/2016 - To House 2/19/2016 - To Political Subdivisions then Finance
- 323. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano and Williams - **Correcting statute subsection designations regarding trespassing on property** - Introduced 1/19/2016 - To Judiciary - Passed Senate with amended title 1/26/2016 - To House 1/27/2016 - To Judiciary
- \*326. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano and Plymale - **Repeal and recodify law relating to contributing to delinquency of minor child** - Introduced 1/19/2016 - To



- Judiciary - Com. sub. reported 2/3/2016 - Passed Senate 2/6/2016 - To House 2/8/2016 - To Judiciary
- \*328. By Sen. Gaunch, Ashley, Carmichael, Facemire, Karnes, Kirkendoll, Leonhardt, Stollings, Takubo, Walters, Plymale, Unger, Blair, Prezioso, Williams and Romano - **Creating West Virginia Veterans Program Fund** (original similar to SB77) - Introduced 1/20/2016 - To Judiciary then Finance - Com. sub. reported 2/11/2016 - 2nd reference dispensed - Passed Senate 2/15/2016 - To House 2/16/2016 - To Veterans' Affairs and Homeland Security then Finance
329. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano, Plymale, Stollings and Unger - **Eliminating sunset provision for commission to study residential placement of children** - Introduced 1/20/2016 - To Health and Human Resources then Judiciary - 2nd reference dispensed - Passed Senate 2/1/2016 - To House 2/2/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/15/2016
- \*330. By Sen. Gaunch and Boso - **Requiring automobile liability insurers provide 10 days' notice of intent to cancel due to nonpayment of premium** - Introduced 1/20/2016 - To Banking and Insurance then Judiciary - Com. sub. reported 2/2/2016 - 2nd reference dispensed - Passed Senate 2/5/2016 - To House 2/8/2016 - To Banking and Insurance then Judiciary - To House Judiciary 2/12/2016
333. By Sen. Karnes and Leonhardt - **Taking and registering of wildlife** (original similar to HB4255) - Introduced 1/20/2016 - To Natural Resources then Government Organization - 2nd reference dispensed - Passed Senate with amended title 2/2/2016 - To House 2/3/2016 - To Agriculture and Natural Resources then Judiciary
334. By Sen. Karnes - **Identifying coyote as fur-bearing animal and woodchuck as game animal** (original similar to HB4236) - Introduced 1/20/2016 - To Natural Resources then Government Organization - 2nd reference dispensed - Passed Senate 2/2/2016 - To House 2/3/2016 - To Agriculture and Natural Resources then Government Organization
336. By Sen. Karnes and Leonhardt - **Relating to crossbow hunting** (original similar to HB4389) - Introduced 1/20/2016 - To Natural Resources - Passed Senate 2/2/2016 - To House 2/3/2016 - To Agriculture and Natural Resources then Judiciary
- \*338. By Sen. Trump, Kessler, Woelfel, Palumbo, Romano, Stollings, Plymale and Yost - **Compiling and maintaining Central State Mental Health Registry** - Introduced 1/21/2016 - To Health and Human Resources then Judiciary - Com. sub. reported 1/27/2016 - 2nd reference dispensed - Passed Senate 2/1/2016 - To House 2/2/2016 - To Health and Human Resources then Judiciary - To House Judiciary 2/15/2016
341. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Expiring funds from Insurance Commissioner, Examination Revolving Fund and Insurance Commission Fund to State Fund, General Revenue** (original similar to HB4162) - Introduced 1/21/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
- \*342. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Decreasing appropriations from State Fund, General Revenue, to DHHR, Division of Human Services and Bureau of Senior Services** (original similar to HB4336) - Introduced

- 1/21/2016 - To Finance - Com. sub. reported 1/27/2016 - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Finance - Passed House 2/8/2016 - Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
- \*343. By Sen. Cole (Mr. President), Hall, Kessler and Trump - **Authorizing prosecuting attorneys designate law-enforcement officers and investigators as custodians of records** (original similar to HB4206, HB4289) - Introduced 1/21/2016 - To Judiciary - Com. sub. reported 1/28/2016 - Amended - Passed Senate with amended title 2/2/2016 - Effective from passage - To House 2/3/2016 - To Judiciary
345. By Sen. Hall - **Relating to parking on state-owned or leased property** - Introduced 1/21/2016 - To Finance - Passed Senate 2/9/2016 - To House 2/10/2016 - To Government Organization then Finance
346. By Sen. Hall and Prezioso - **Updating projects managed by Project Management Office** (original similar to HB4624) - Introduced 1/21/2016 - To Finance - Passed Senate 2/9/2016 - To House 2/10/2016 - To Finance
349. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Updating meaning of federal adjusted gross income** (original similar to HB4030) - Introduced 1/21/2016 - To Finance - Passed Senate 2/9/2016 - Effective from passage - To House 2/10/2016 - To Finance
351. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Dedicating severance tax proceeds** (original similar to HB4268) - Introduced 1/21/2016 - To Finance - Passed Senate 2/17/2016 - To House 2/18/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
352. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Dedicating corporation net income tax proceeds to railways** (original similar to HB4029) - Introduced 1/21/2016 - To Finance - Passed Senate 2/20/2016 - Effective from passage
357. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund** (original similar to HB4229) - Introduced 1/21/2016 - To Finance - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Finance - Passed House 2/8/2016 - Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
360. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation to Division of Human Services** (original similar to HB4149) - Introduced 1/21/2016 - To Finance - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - To Finance - Passed House 2/8/2016 - Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
- \*361. By Sen. Gaunch, Boso, Mullins, Palumbo, Walters, Williams and Prezioso - **Prohibiting persons who have committed crimes against elderly from performing community service involving elderly** (original similar to HB4306, HB4555) - Introduced 1/21/2016 - To Judiciary - Com. sub. reported 2/3/2016 - Passed Senate 2/6/2016 - To House 2/8/2016 - To Judiciary

364. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation expiring funds from General Revenue** (original similar to HB4189) - Introduced 1/21/2016 - To Finance - Constitutional rule suspended - Passed Senate 1/27/2016 - Effective from passage - To House 1/28/2016 - Reference dispensed - Motion to lay over adopted - Laid over until 2/1/16 - Passed House 2/2/2016 - Effective from passage - To Governor 2/4/16 - Approved by Governor 2/4/16
- \*369. By Sen. Sypolt, Boso, Plymale, Prezioso and Williams - **Reducing legislative education reporting requirements** - Introduced 1/21/2016 - To Education - Com. sub. reported 1/29/2016 - Passed Senate 2/3/2016 - To House 2/4/2016 - To Education - Amended - Amended on 3rd reading - Passed House 2/19/2016 - Title amended
- \*378. By Sen. Trump, Carmichael, Williams, Ashley, Gaunch, Leonhardt, Palumbo, Romano, Miller, Boso, Stollings, Sypolt, Blair and Plymale - **Relating to truancy intervention** (original similar to HB4638) - Introduced 1/25/2016 - To Judiciary - Com. sub. reported 2/8/2016 - Passed Senate 2/11/2016 - To House 2/12/2016 - To Judiciary
379. By Sen. Trump, Palumbo, Gaunch, Williams, Beach, Yost and Miller - **Relating to candidate filing fees** (original similar to HB4381) - Introduced 1/25/2016 - To Judiciary - Passed Senate with amended title 2/1/2016 - Effective from passage - To House 2/2/2016 - To Judiciary
385. By Sen. Trump - **Allowing defendants 180 days to identify nonparties wholly or partially at fault in civil actions** - Introduced 1/25/2016 - To Judiciary - Passed Senate 2/5/2016 - To House 2/8/2016 - To Judiciary
- \*387. By Sen. Karnes - **Shared animal ownership agreements to consume raw milk** - Introduced 1/25/2016 - To Agriculture and Rural Development then Judiciary - Com. sub. reported 1/27/2016 - To Judiciary 2/2/2016 - Com. sub. for com. sub. reported 2/2/2016 - Passed Senate 2/5/2016 - To House 2/8/2016 - To Health and Human Resources - On 2nd reading, Special Calendar 2/22/2016
- \*400. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reducing amount of sales tax proceeds dedicated to School Major Improvement Fund** (original similar to SB463) - Introduced 1/27/2016 - To Finance - Com. sub. reported 2/12/2016 - Passed Senate 2/18/2016 - To House 2/19/2016 - To Finance
403. By Sen. Leonhardt and Williams - **Relating to cooperative extension workers** - Introduced 1/27/2016 - To Government Organization - Passed Senate 2/15/2016 - To House 2/16/2016 - To Agriculture and Natural Resources then Government Organization
- \*404. By Sen. Ferns, Plymale, Stollings and Prezioso - **Removing prohibition on billing persons for testing for HIV and sexually transmitted diseases** - Introduced 1/27/2016 - To Health and Human Resources then Finance - Com. sub. reported 2/10/2016 - 2nd reference dispensed - Passed Senate 2/15/2016 - To House 2/16/2016 - To Health and Human Resources then Finance
415. By Sen. Ashley - **Lengthening maximum term of negotiable certificates of deposit municipal funds can hold** - Introduced 1/28/2016 - To Banking and Insurance - Passed Senate 2/5/2016 - To House 2/8/2016 - To Banking and Insurance then Finance - To House Finance 2/12/2016

419. By Sen. Kessler [By Request of the Executive] - **Relating to termination of Workers' Compensation Debt Reduction Act** - Introduced 1/28/2016 - To Finance - Amended - Passed Senate with amended title 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
423. By Sen. Hall, Boso and Plymale - **Providing for disposition of unclaimed and unredeemed savings bond** - Introduced 1/29/2016 - To Finance - Passed Senate 2/16/2016 - To House 2/17/2016 - To Finance
- \*424. By Sen. Boso, Blair, Karnes, Kessler, Kirkendoll, Leonhardt, Miller, Mullins, Snyder, Stollings, Sypolt, Takubo, Unger, Walters, Williams, Woelfel, Gaunch and Ferns - **Allowing fire departments assess fees** - Introduced 1/29/2016 - To Government Organization - Com. sub. reported 2/12/2016 - Amended - Passed Senate 2/18/2016 - To House 2/19/2016 - To Finance
426. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Continuing Office of Coalfield Community Development** (original similar to HB4214) - Introduced 1/29/2016 - To Energy, Industry and Mining then Government Organization - 2nd reference dispensed - Passed Senate 2/9/2016 - To House 2/10/2016 - To Small Business, Entrepreneurship and Economic Development then Government Organization
- \*429. By Sen. Ashley and Gaunch - **Adopting two National Association of Insurance Commissioners' models to protect enrollees and general public and permit greater oversight** - Introduced 1/29/2016 - To Banking and Insurance - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Banking and Insurance then Judiciary - To House Judiciary 2/19/2016
431. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Authorizing pharmacists and pharmacy interns dispense opioid antagonists** (original similar to HB4335) - Introduced 1/29/2016 - To Health and Human Resources - Passed Senate 2/20/2016
- \*434. By Sen. Karnes and Takubo - **Allowing home-based micro-processed foods sold at farmers markets** - Introduced 1/29/2016 - To Agriculture and Rural Development - Com. sub. reported 2/16/2016 - Passed Senate 2/19/2016 - To House 2/20/2016 - To Agriculture and Natural Resources then Health and Human Resources
- \*436. By Sen. Kirkendoll, Boley, Mullins and Walters - **Defining adequate shelter for dogs and cats** (original similar to HB4373) - Introduced 2/1/2016 - To Judiciary - Com. sub. reported 2/12/2016 - Passed Senate with amended title 2/17/2016 - To House 2/18/2016 - To Agriculture and Natural Resources then Judiciary
437. By Sen. Blair - **Updating and clarifying code relating to rules governing mixed martial arts** - Introduced 2/1/2016 - To Government Organization - Passed Senate 2/11/2016 - To House 2/12/2016 - To Government Organization
439. By Sen. Hall and Plymale - **Eliminating requirement that budget director approve requisitions for personal services payment under certain circumstances** - Introduced 2/1/2016 - To Finance - Passed Senate 2/17/2016 - To House 2/18/2016 - To Finance

449. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from State Fund, General Revenue to Department of Administration, Public Defender Services** (original similar to HB4154) - Introduced 2/1/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
450. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from State Fund, General Revenue to DHHR, Division of Health** (original similar to HB4153) - Introduced 2/1/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
451. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from State Fund, General Revenue to Department of Military Affairs** (original similar to HB4270) - Introduced 2/1/2016 - To Finance - Passed Senate 2/11/2016 - Effective from passage - To House 2/12/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
459. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Requiring county board of education to pay tuition to Mountaineer Challenge Academy** (original similar to HB4325) - Introduced 2/2/2016 - To Education - Passed Senate 2/15/2016 - To House 2/16/2016 - To Education then Finance
462. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Reducing deposit of excess lottery proceeds into WV Infrastructure Fund** (original similar to HB4217) - Introduced 2/2/2016 - To Finance - Passed Senate 2/17/2016 - To House 2/18/2016 - To Finance - On 1st reading, Special Calendar 2/22/2016
- \*465. By Sen. Carmichael, Gaunch, Maynard, Karnes, Sypolt and Walters - **Allowing professional employer insure certain risks through pure insurance captive** - Introduced 2/2/2016 - To Judiciary - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Judiciary
469. By Sen. Williams and Sypolt - **Clarifying what personal funds are exempt from levy following judgment** - Introduced 2/2/2016 - To Judiciary - Passed Senate 2/12/2016 - To House 2/15/2016 - To Judiciary
483. By Sen. Sypolt, Boley, Plymale and Ferns - **Marshall County LSIC waiver** (original similar to HB4447) - Introduced 2/2/2016 - To Education - Passed Senate 2/15/2016 - Effective July 1, 2016 - To House 2/16/2016 - To Education
488. By Sen. Takubo, Stollings and Plymale - **Requiring WV Secondary School Activities Commission manage hypertrophic cardiomyopathy** - Introduced 2/3/2016 - To Education - Amended - Amended - Passed Senate 2/20/2016
- \*493. By Sen. Trump - **Allowing creation of self-settled spendthrift trusts** - Introduced 2/3/2016 - To Judiciary - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016 - To House 2/17/2016 - To Judiciary

- \*501. By Sen. Trump - **Relating to trusts** - Introduced 2/3/2016 - To Banking and Insurance - Com. sub. reported 2/9/2016 - Passed Senate 2/12/2016 - To House 2/15/2016 - To Banking and Insurance then Judiciary
- \*504. By Sen. Ashley, Laird, Maynard, Miller, Romano, Walters and Plymale - **Relating to confidentiality of juvenile records** - Introduced 2/3/2016 - To Judiciary - Com. sub. reported 2/12/2016 - Passed Senate 2/17/2016 - To House 2/18/2016 - To Judiciary
- 507. By Sen. Carmichael, Blair, Gaunch, Plymale, Prezioso and Trump - **Exempting motor vehicles engaged in nonemergency transport of Medicaid recipients from PSC permit requirements** - Introduced 2/4/2016 - To Government Organization - Passed Senate 2/17/2016 - Effective from passage - To House 2/18/2016 - To Government Organization
- 509. By Sen. Carmichael and Blair - **Removing 10-day requirement Division of Labor has to inspect amusement rides and attractions** - Introduced 2/4/2016 - To Government Organization - Passed Senate 2/11/2016 - To House 2/12/2016 - To Government Organization - Amended - On 3rd reading, Special Calendar 2/22/2016
- \*510. By Sen. Walters, Plymale, Trump, Boso, Ashley, Hall, Unger, Kessler, Woelfel, Blair and Ferns - **Establishing Adult Drug Court Participation Fund** - Introduced 2/4/2016 - To Finance - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016 - To House 2/17/2016 - To Finance
- \*511. By Sen. Ashley, Plymale, Hall, Trump, Boso, Kessler and Unger - **Establishing Court Advanced Technology Subscription Fund** - Introduced 2/4/2016 - To Finance - Com. sub. reported 2/11/2016 - Passed Senate 2/16/2016 - To House 2/17/2016 - To Finance
- 515. By Sen. Hall, Walters and Plymale - **Authorizing payment of certain claims against state** - Introduced 2/4/2016 - To Finance - Passed Senate 2/17/2016 - Effective from passage - To House 2/18/2016 - To Finance
- 516. By Sen. Leonhardt and Woelfel - **Relating to registration for selective service** (original similar to HB4512) - Introduced 2/4/2016 - To Military then Government Organization - 2nd reference dispensed - Passed Senate 2/16/2016 - To House 2/17/2016 - To Veterans' Affairs and Homeland Security then Judiciary
- \*517. By Sen. Gaunch and Trump - **Clarifying PEIA plans that are exempt from regulation by Insurance Commissioner** (original similar to HB4551) - Introduced 2/4/2016 - To Banking and Insurance - Com. sub. reported 2/9/2016 - Passed Senate 2/15/2016 - To House 2/16/2016 - To Banking and Insurance then Finance
- \*524. By Sen. Blair - **Rewriting Board of Barbers and Cosmetologists article** - Introduced 2/5/2016 - To Government Organization - Com. sub. reported 2/9/2016 - Passed Senate 2/15/2016 - To House 2/16/2016 - To Government Organization
- \*529. By Sen. Blair, Ferns, Carmichael, Palumbo, Stollings, Trump and Woelfel - **Making certain sport and educational fantasy games lawful** (original similar to HB4583) - Introduced 2/5/2016 - To Judiciary - Com. sub. reported 2/15/2016 - Passed Senate 2/18/2016 - To House 2/19/2016 - To Judiciary then Finance

552. By Sen. Miller, Beach, Carmichael, Williams, Woelfel, Blair and Plymale - **Eliminating requirement sheriff pay jury costs to State Treasury** (original similar to HB4644) - Introduced 2/8/2016 - To Government Organization - Passed Senate 2/20/2016
553. By Sen. Trump - **Merging purposes and provisions of Volunteer Fire Department Workers' Compensation Subsidy Program and Fund** (original similar to HB4547) - Introduced 2/8/2016 - To Government Organization - Passed Senate 2/20/2016 - Effective July 1, 2016
558. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Maintaining solvency of Unemployment Compensation Fund** (original similar to HB4642) - Introduced 2/8/2016 - To Finance - Passed Senate 2/15/2016 - Effective from passage - To House 2/16/2016 - To Finance
573. By Sen. Blair - **Prohibiting municipal annexation which would result in unincorporated territory within municipality** - Introduced 2/10/2016 - To Government Organization - Passed Senate 2/20/2016
579. By Sen. Plymale and Prezioso - **Eliminating WV Port Authority** - Introduced 2/11/2016 - To Finance - Passed Senate 2/20/2016
- \*582. By Sen. Plymale and Woelfel - **Providing refundable tax credit for motor fuel sold for use or consumed in railroad diesel locomotives** - Introduced 2/11/2016 - To Finance - Com. sub. reported 2/17/2016 - Passed Senate 2/20/2016
583. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Administration** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
584. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by DEP** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
585. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by DHHR** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
586. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Military Affairs and Public Safety** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
587. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in

- Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Revenue** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
588. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Transportation** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
589. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by miscellaneous agencies and boards** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
590. By Sen. Trump, Maynard, Ferns, Carmichael, Cline, Karnes, Gaunch, Leonhardt, Ashley, Snyder, Palumbo, Beach, Miller, Kirkendoll, Romano, Woelfel and Williams (Originating in Senate Judiciary) - **Repealing certain obsolete legislative rules by Department of Commerce** - Introduced 2/11/2016 - Passed Senate 2/16/2016 - Effective from passage - To House 2/17/2016 - To Judiciary
- \*597. By Sen. Ferns and Plymale - **Relating to Health Care Authority** - Introduced 2/12/2016 - To Health and Human Resources then Finance - Com. sub. reported 2/17/2016 - 2nd reference dispensed - Amended - Amended - Passed Senate with amended title 2/20/2016 - Effective from passage

#### **SENATE CONCURRENT RESOLUTIONS ADOPTED BY SENATE AND COMMUNICATED TO HOUSE**

2. By Sen. Leonhardt, Boley, Ashley, Facemire, Sypolt, Yost, Beach, Boso, Ferns, Miller, Palumbo, Plymale, Romano, Takubo, Unger, Williams, Prezioso and Blair - **Urging Congress provide funding for WV National Guard** - Introduced 1/19/2016 - To Military - Adopted by Senate 1/29/2016 - To House 2/1/2016 - To Rules - To House Rules 2/1/2016
3. By Sen. Stollings, Kirkendoll, Miller and Plymale - **Julian, Earl and Edward Hill Brothers Memorial Bridge** - Introduced 1/19/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
5. By Sen. Beach, Facemire, Kessler, Kirkendoll, Miller, Palumbo, Plymale, Prezioso, Romano, Snyder, Stollings, Unger, Williams, Woelfel, Yost, Laird, Leonhardt and Gaunch - **Coach Bill Stewart Exit** - Introduced 1/19/2016 - To Transportation and Infrastructure - Adopted by Senate 2/4/2016 - To House 2/5/2016 - To Rules - To House Rules 2/5/2016
6. By Sen. Stollings, Kirkendoll and Plymale - **USMC PFC Marshall Lee King Memorial Bridge** - Introduced 1/20/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016



8. By Sen. Maynard, Plymale and Stollings - **US Army PFC Ernest D. Marcum Bridge** - Introduced 1/20/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
9. By Sen. Maynard, Stollings and Plymale - **US Army First Sergeant Jesse T. McPeake Memorial Road** - Introduced 1/21/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
11. By Sen. Stollings and Plymale - **US Marine Corps Sergeant Gerald Leslie Perry Memorial Bridge** - Introduced 1/25/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
12. By Sen. Maynard, Yost, Stollings, Leonhardt, Plymale, Miller and Woelfel - **Wayne County Veterans Memorial Highway** - Introduced 1/26/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
13. By Sen. Palumbo, Walters, Plymale, Stollings, Williams and Unger - **Tom Williams Family Bridge** - Introduced 1/27/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
14. By Sen. Maynard, Stollings and Plymale - **US Marine Corps PFC Billy Joe Vickers Memorial Bridge** - Introduced 1/28/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
15. By Sen. Maynard, Stollings, Woelfel and Plymale - **US Army SFC Jesse Muncy Memorial Bridge** - Introduced 1/29/2016 - To Transportation and Infrastructure - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
16. By Sen. Romano, Facemire, Williams and Stollings - **US Army CPL John Belcastro Bridge** - Introduced 2/1/2016 - Committee reference dispensed - Adopted by Senate 2/2/2016 - To House 2/3/2016 - To Rules - To House Rules 2/3/2016 - Adopted by House 2/15/2016
- \*17. By Sen. Maynard, Plymale and Stollings - **US Army Sergeant Charles Edward Smith Memorial Bridge** (original similar to SB365, SCR12) - Introduced 2/1/2016 - To Transportation and Infrastructure - Com. sub. reported 2/10/2016 - Adopted by Senate 2/10/2016 - To House 2/11/2016 - To Rules - To House Rules 2/11/2016
- \*18. By Sen. Williams, Sypolt and Plymale - **Wilbur Lee Clayton Memorial Bridge** - Introduced 2/2/2016 - To Transportation and Infrastructure - Com. sub. reported 2/17/2016 - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
19. By Sen. Stollings, Plymale and Unger - **Rev. Rexford Montgomery Workman Memorial Bridge** - Introduced 2/3/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
- \*20. By Sen. Ashley, Stollings and Plymale - **US Army CPL Troy Matthews Memorial Bridge** - Introduced 2/3/2016 - To Transportation and Infrastructure - Com. sub. reported

2/17/2016 - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016

21. By Sen. Ashley, Stollings and Plymale - **US Army S/SGT Delmer R. Jones Memorial Bridge** - Introduced 2/3/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
22. By Sen. Stollings, Woelfel, Plymale and Maynard - **Trautwein Family Bridge** - Introduced 2/4/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
23. By Sen. Kirkendoll, Stollings, Unger and Plymale - **Johnny Mack Bryant Memorial Bridge** - Introduced 2/5/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
24. By Sen. Mullins, Stollings, Unger and Plymale - **US Army PFC Arland W. Hatcher Memorial Bridge** - Introduced 2/5/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
25. By Sen. Kirkendoll, Stollings, Plymale and Unger - **US Army PFC Cornelius Vance Memorial Bridge** - Introduced 2/6/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
26. By Sen. Maynard, Stollings and Plymale - **Charles Edward Ellis and Ira Virgil Ellis Memorial Bridge** - Introduced 2/6/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
- \*27. By Sen. Walters, Stollings and Plymale - **Herman Daner Rogers Memorial Bridge** - Introduced 2/6/2016 - To Transportation and Infrastructure - Com. sub. reported 2/17/2016 - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
28. By Sen. Kirkendoll, Unger, Plymale and Stollings - **US Marine Corps CPL Ronald "Duke" Varney Memorial Bridge** - Introduced 2/8/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016
29. By Sen. Carmichael, Hall, Ashley, Stollings and Plymale - **US Army SSG Landon Clair Ray and US Army SPC4 Garry Dwight Haynes Memorial Bridge** - Introduced 2/10/2016 - To Transportation and Infrastructure - Adopted by Senate 2/17/2016 - To House 2/18/2016 - To Rules - To House Rules 2/18/2016

#### HOUSE BILLS PASSED LEGISLATURE

- \*2101. By Del. Morgan, Caputo, Faircloth, Folk, Howell and Smith, R. - **Eliminating obsolete government entities** - Passed 2/8/2016 - To Governor 2/9/16 - Approved by Governor 2/11/16
4005. By Del. Cowles, Duke, Foster, Gearheart, Miller, Overington, Shott, Walters, Waxman, Westfall and Householder - **Repealing prevailing hourly rate of wages requirements**

(original similar to SB2) - Passed 2/4/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Motion to consider bill notwithstanding the objections of the Governor 2/12/2016 - House passed over veto 2/12/2016 - Senate reconsidered action 2/12/2016 - Passed Senate notwithstanding objections of the Governor 2/12/2016

- \*4007. By Del. Rohrbach, Weld, Espinosa, Cooper, Butler, Waxman, Moffatt, Arvon, Cowles, Hill and Anderson - **Relating generally to appointment of attorneys to assist the Attorney General** (original similar to SB8) - Passed 2/9/2016 - To Governor 2/11/16 - Vetoed by Governor 2/17/16
- 4148. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Updating the meaning of federal taxable income and certain other terms used in the West Virginia Corporation Net Income Tax Act** (original similar to SB354) - Passed 2/19/2016; Effective from passage
- \*4158. By Mr. Speaker (Mr. Armstead) and Del. Miley [By Request of the Executive] - **Making a supplementary appropriation to the Department of Commerce, WorkForce West Virginia – Workforce Investment Act** (original similar to SB447) - Passed 2/19/2016; Effective from passage
- \*4244. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Shott, Flanigan, Waxman, Perry and White, B. - **Eliminating the need for a public hearing when no objection is filed on an application from an out of state state-chartered credit union to establish a branch in West Virginia** - Passed 2/19/2016
- \*4245. By Del. Walters, Frich, Westfall, McCuskey, Manchin, Skinner, Rowe, Flanigan, Waxman, Perry and White, B. - **Requiring the cashier or executive officer of a banking institution to provide shareholders with the institution’s most recent year-end audited financial statement** - Passed 2/19/2016

#### HOUSE CONCURRENT RESOLUTIONS ADOPTED BY BOTH HOUSES

- 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 1/13/2016

#### SENATE BILLS PASSED LEGISLATURE

- 1. By Sen. Cole (Mr. President), Blair, Boso, Ferns, Gaunch, Trump, Carmichael, Sypolt and Takubo - **Establishing WV Workplace Freedom Act** (original similar to HB4006) - Passed 2/5/2016 - To Governor 2/8/16 - Vetoed by Governor 2/11/16 - Senate reconsidered action 2/15/2016 - Passed Senate notwithstanding objections of the Governor 2/12/2016 - Motion to consider bill notwithstanding the objections of the Governor 2/12/2016 - House passed over veto 2/12/2016
- 15. By Sen. Boso and Gaunch - **Adopting learned intermediary doctrine as defense to civil action due to inadequate warnings or instructions** - Passed 2/17/2016 - To Governor 2/19/16

32. By Sen. Palumbo, Beach and Miller - **Relating to withdrawal of candidates for office and filling vacancies** - Passed 2/6/2016; Effective from passage - To Governor 2/9/16 - Approved by Governor 2/11/16
123. By Sen. Stollings - **Treatment for sexually transmitted diseases** - Passed 2/16/2016 - To Governor 2/19/16
261. By Sen. Blair - **Bringing state code relating to daylight saving time in conformity with federal code** - Passed 2/15/2016 - To Governor 2/19/16
- \*309. By Sen. Blair - **Relating to child-care center licensing and exempting county parks and recreation from licensure** - Passed 2/19/2016
- \*342. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Decreasing appropriations from State Fund, General Revenue, to DHHR, Division of Human Services and Bureau of Senior Services** (original similar to HB4336) - Passed 2/8/2016; Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
357. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation from Lottery Net Profits to Bureau of Senior Services, Lottery Senior Citizens Fund** (original similar to HB4229) - Passed 2/8/2016; Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
360. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation to Division of Human Services** (original similar to HB4149) - Passed 2/8/2016; Effective from passage - To Governor 2/10/16 - Approved by Governor 2/11/16
364. By Sen. Cole (Mr. President) and Kessler [By Request of the Executive] - **Supplemental appropriation expiring funds from General Revenue** (original similar to HB4189) - Passed 2/2/2016; Effective from passage - To Governor 2/4/16 - Approved by Governor 2/4/16

#### SENATE CONCURRENT RESOLUTIONS ADOPTED BY BOTH HOUSES

16. By Sen. Romano, Facemire, Williams and Stollings - **US Army CPL John Belcastro Bridge** - Adopted 2/15/2016

#### HOUSE BILLS VETOED BY GOVERNOR

- \*4007. By Del. Rohrbach, Weld, Espinosa, Cooper, Butler, Waxman, Moffatt, Arvon, Cowles, Hill and Anderson - **Relating generally to appointment of attorneys to assist the Attorney General** (original similar to SB8) - Passed 2/9/2016 - To Governor 2/11/16 - Vetoed by Governor 2/17/16

#### HOUSE BILLS IN CONFERENCE

- \*2800. By Del. Miller, Ferro, Sobonya, Border, Rohrbach, Folk and Eldridge - **Adding law-enforcement officers' contact information and names of family members to the list of exemptions from public records requests** (original similar to SB310) - To conference 2/16/2016. House conferees: Lane, Hanshaw, Shaffer

## **SPECIAL CALENDAR**

**Monday, February 22, 2016**

**41<sup>st</sup> Day**

**11:00 A. M.**

### **THIRD READING**

- Com. Sub. for S. B. 7 - Establishing wrongful conduct rule prohibiting recovery of damages in certain circumstances (SHOTT) (REGULAR)
- S. B. 509 - Removing 10-day requirement Division of Labor has to inspect amusement rides and attractions (HOWELL) (REGULAR)
- H. B. 2605 - Removing the limitation on actions against the perpetrator of sexual assault or sexual abuse upon a minor (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4001 - Relating to candidates or candidate committees for legislative office disclosing contributions (SHOTT) (REGULAR)
- H. B. 4152 - Making a supplementary appropriation to the Division of Environmental Protection – Protect Our Water Fund (E. NELSON) (EFFECTIVE FROM PASSAGE)
- H. B. 4155 - Making a supplementary appropriation to the Department of Health and Human Resources, Division of Health – West Virginia Birth-to-Three Fund, and the Department of Health and Human Resources, Division of Human Services - Medical Services Trust Fund (E. NELSON) (EFFECTIVE FROM PASSAGE)
- H. B. 4157 - Supplementing, amending, and increasing items of the existing appropriations from the State Road Fund to the Department of Transportation, Division of Highways (E. NELSON) (EFFECTIVE FROM PASSAGE)
- H. B. 4160 - Making a supplementary appropriation to the Department of Revenue, Tax Division (E. NELSON) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 4197 - Allowing required HIV and hepatitis testing for the protection of law- enforcement officers who may have been exposed (HOUSEHOLDER) (REGULAR)
- Com. Sub. for H. B. 4265 - Relating to payment by the West Virginia Municipal Bond Commission or state sinking fund commission or the governing body issuing the bonds (E. NELSON) (REGULAR)
- Com. Sub. for H. B. 4310 - Relating to the West Virginia University Institute of Technology (ESPINOSA) (EFFECTIVE FROM PASSAGE)

- H. B. 4316 - Relating to reimbursement of certification fee for National Board for Professional Teaching Standards certification (HOUSEHOLDER) (REGULAR)
- Com. Sub. for H. B. 4319 - Including in the definition of “veteran” active members of the Guard and Reserve in order to exempt them from fees charged by the Secretary of State (HOUSEHOLDER) (REGULAR)
- Com. Sub. for H. B. 4322 - Expanding the Learn and Earn Program (E. NELSON) (REGULAR)
- H. B. 4340 - Amending licensing requirements for an act which may be called Lynette’s Law (HOWELL) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 4366 - Finding and declaring certain claims against the state and its agencies to be moral obligations of the state (HOUSEHOLDER) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 4377 - Eliminating exemption from hotel occupancy taxes on rental of hotel and motel rooms for thirty or more consecutive days (E. NELSON) (JULY 1, 2016)
- Com. Sub. for H. B. 4445 - Relating to the adoption of instructional educational resources (ESPINOSA) (REGULAR)
- Com. Sub. for H. B. 4540 - Removing prohibition of disposal of certain electronics in landfills (HOWELL) (REGULAR)
- Com. Sub. for H. B. 4604 - Relating to violations of the Ethics Act (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4605 - Prohibiting contracting with a state agency unless business entity submits disclosure of interested parties (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4606 - Relating to the recusal of certain public officials from voting for appropriation of moneys to nonprofit entities (SHOTT) (REGULAR)
- H. B. 4618 - Relating to limitations on use of a public official’s name or likeness (SHOTT) (REGULAR)

## **SECOND READING**

- Com. Sub. for S. B. 387 - Shared animal ownership agreements to consume raw milk (ELLINGTON) (REGULAR)
- Com. Sub. for H. B. 2795 - Providing that when a party’s health condition is at issue in a civil action, medical records and releases for medical information may be requested and required without court order (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4360 - Increasing the criminal penalty for the unlawful practice of law (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4383 - Making individuals responsible for the costs relating to the filing of excessive false complaints (SHOTT) (REGULAR)
- Com. Sub. for H. B. 4388 - Relating to stroke centers (ELLINGTON) (REGULAR)

H. B. 4470 - Expanding newborn testing to include Adrenoleukodystrophy (ELLINGTON) (REGULAR)

H. B. 4489 - Relating generally to human trafficking (SHOTT) (REGULAR)

### **FIRST READING**

S. B. 341 - Expiring funds from Insurance Commissioner, Examination Revolving Fund and Insurance Commission Fund to State Fund, General Revenue (E. NELSON) (EFFECTIVE FROM PASSAGE)

S. B. 351 - Dedicating severance tax proceeds (E. NELSON) (EFFECTIVE FROM PASSAGE)

S. B. 419 - Relating to termination of Workers' Compensation Debt Reduction Act (E. NELSON) (EFFECTIVE FROM PASSAGE) (FINANCE COMMITTEE AMENDMENT PENDING)

S. B. 449 - Supplemental appropriation from State Fund, General Revenue to Department of Administration, Public Defender Services (E. NELSON) (EFFECTIVE FROM PASSAGE)

S. B. 450 - Supplemental appropriation from State Fund, General Revenue to DHHR, Division of Health (E. NELSON) (EFFECTIVE FROM PASSAGE)

S. B. 451 - Supplemental appropriation from State Fund, General Revenue to Department of Military Affairs (E. NELSON) (EFFECTIVE FROM PASSAGE)

S. B. 462 - Reducing deposit of excess lottery proceeds into WV Infrastructure Fund (E. NELSON) (EFFECTIVE FROM PASSAGE)

Com. Sub. for H. B. 2823 - Eliminating the street and interurban and electric railways tax (E. NELSON) (REGULAR)

Com. Sub. for H. B. 2897 - Young Entrepreneur Reinvestment Act (E. NELSON) (REGULAR)

H. B. 4315 - Relating to air-ambulance fees for emergency treatment or air transportation (E. NELSON) (REGULAR) (FINANCE COMMITTEE TITLE AMENDMENT PENDING)

H. B. 4639 - Establishing a method for the simple majority of mineral interest owners (IRELAND) (REGULAR)

**HOUSE CALENDAR**

**Monday, February 22, 2016**

**41<sup>st</sup> Day**

**11:00 A. M.**

**SECOND READING**

H. B. 4359 - Requiring the issuance of a photo identification to persons employed as a security guard by a security guard firm (HOWELL) (REGULAR)

**FIRST READING**

H. B. 4217 - Reducing the distributions to the West Virginia Infrastructure Fund (E. NELSON) (EFFECTIVE FROM PASSAGE) (FINANCE COMMITTEE TITLE AMENDMENT PENDING)

H. B. 4268 - Relating to dedication of severance tax proceeds to the West Virginia Infrastructure General Obligation Debt Service Fund (E. NELSON) (EFFECTIVE FROM PASSAGE)

Com. Sub. for H. B. 4365 - Relating to the certificate of need process (SHOTT) (REGULAR)



# **WEST VIRGINIA HOUSE OF DELEGATES**

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**MONDAY, FEBRUARY 22, 2016**

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**HOUSE CONVENES AT 11:00 A.M.**

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**PUBLIC HEARING – COMMITTEE ON HEALTH & HUMAN RESOURCES  
8:30 A.M. HOUSE CHAMBER**

**COM. SUB. FOR S. B. 10, CREATING UNBORN CHILD PROTECTION FROM DISMEMBERMENT  
ABORTION ACT.**

**COMMITTEE ON THE JUDICIARY  
9:00 A.M. – 418M**

**COMMITTEE ON FINANCE  
9:30 A.M. AND 2:00 P.M. – 464M**

**COMMITTEE ON BANKING AND INSURANCE  
IMMEDIATELY FOLLOWING FLOOR SESSION BEHIND CHAMBER**

**COMMITTEE ON GOVERNMENT ORGANIZATION  
2:00 P.M. – 215E**

**COMMITTEE ON EDUCATION  
2:00 P.M. – 434M**





HOUSE OF DELEGATES  
STEPHEN J. HARRISON, Clerk  
Building 1, Room M-212  
1900 Kanawha Blvd., East  
Charleston, WV 25305-0470