

West Virginia Legislature

JOURNAL
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HOUSE of DELEGATES

Eighty-Fifth Legislature
First Regular Session

Held at Charleston
Published by the Clerk of the House



February 22, 2021
THIRTEENTH DAY

Monday, February 22, 2021

THIRTEENTH DAY

[DELEGATE HANSHAW, MR. SPEAKER, IN THE CHAIR]

The House of Delegates met at 11:00 a.m., and was called to order by the Honorable Roger Hanshaw, 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, 2021, being the first order of business, when the further reading thereof was dispensed with and the same approved.

Committee Reports

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

Your Committee on Education has had under consideration:

H. B. 2308, Creating the Business PROMISE+ Scholarship,

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. 2308) was referred to the Committee on Finance.

Delegate Capito, Chair of the Committee on the Judiciary, submitted the following report, which was received:

Your Committee on the Judiciary has had under consideration:

H. B. 2372, Allow pre-candidacy papers to be filed the day after the general election,

And reports back a committee substitute therefor, with the same title, as follows:

Com. Sub. for H. B. 2372 - "A Bill to amend and reenact §3-8-5e of the Code of West Virginia, 1931, as amended, relating to modifying the date to file pre-candidacy registration papers to the day after a general election is held,"

With the recommendation that the committee substitute do pass.

Messages from the Senate

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. 277 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §55-19-1, §55-19-2, §55-19-3, §55-19-4, §55-19-5, §55-19-6, §55-19-7, and §55-19-8, all relating generally to creating the COVID-19 Jobs Protection Act; designating a short title; making legislative findings; setting forth legislative purposes; defining terms; prohibiting certain claims against persons or entities arising from COVID-19, COVID-19 care, or impacted care; extinguishing liability for death or personal injury related to the design, manufacture, or labeling of supplies or personal protective equipment either sold or donated; creating an exception to the extinguishment of claims for persons having actual knowledge of a product defect acting with conscious, reckless, and outrageous indifference to a substantial and unnecessary risk or with actual malice, making workers' compensation the sole and exclusive remedy for COVID-19-related injuries or conditions through employment; providing for severability of provisions; adding retro activity of act to January 1, 2020; clarifying that no new cause of action is created nor defense limited by the act; and clarifying that the article does not affect duties or rights arising from contract"; which was referred to the Committee on the Judiciary.

Resolutions Introduced

Delegate Pinson offered the following resolution, which was reported by the Clerk as follows:

H. R. 9 - "Declaring the week of February 20, 2021 National FFA Week in West Virginia."

Whereas, The National FFA Organization prepares students for future career and leadership success through agricultural education in middle and high schools; and

Whereas, The West Virginia membership of the FFA organization continues to be strongly represented by agriculture education students in eighty-three chapters throughout the state with four thousand seven hundred seventy-eight members; and

Whereas, The motto of the FFA organization, "Learning to Do, Doing to Learn, Earning to Live, Living to Serve", motivates members to be active members in their community, school, state, and nation; and

Whereas, The National FFA week is for students, educators, alumni, and supporters to celebrate the continual growth of the organization and its' role in the development of the United States' future leaders; and

Whereas, The House of Delegates of West Virginia recognizes the importance of agriculture to the economy of this state, as well as the importance of the education and training students receive through agricultural education programs that develop competent and assertive agricultural leadership; and

Whereas, National FFA Week always runs Saturday to Saturday and encompasses Feb. 22, George Washington's birthday; now, therefore, be it

Resolved by the House of Delegates:

That the Congress here assembled accept that February 20th be declared the official start to National FFA Week in West Virginia; and, be it

Further Resolved, That the House of Delegates of West Virginia also recognizes and commends the 2020-2021 state FFA officers as follows: Creed Ammons, President; Emily Yates, Secretary; Natalie Phillips, Vice President; Kaley Sponaule, Vice President; Zane Cogar, Vice President;

Jocelyn Prado, Vice President; Lucas Moreland, Vice President; Marlee Norris, Vice President; Rayne Thompson, Vice President; and, be it

Further Resolved, That a copy of this resolution be sent to the State President of the West Virginia FFA State Association.

At the respective requests of Delegate Summers, and by unanimous consent, reference of the resolution (H. R. 9) to a committee was dispensed with, and it was taken up for immediate consideration.

On the question of adoption of the resolution, the yeas and nays were demanded, which demand was sustained.

The yeas and nays having been ordered, they were taken (**Roll No. 46**), and there were—yeas 96, nays none, absent and not voting 4, with the absent and not voting being as follows:

Absent and Not Voting: Doyle, Hamrick, Higginbotham and Hornbuckle.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the resolution (H. R. 9), adopted.

Delegates Holstein and Barnhart offered the following resolution, which was read by its title and referred to the Committee on the Judiciary then Rules:

H. C. R. 6 - "Requesting the Congress of the United States take action in regard to 47 US Code Section 230 and condemn political censorship in all forms."

Whereas, The State of West Virginia recognizes that freedom of speech is the cornerstone of American Democracy and fundamental to political debate in the United States.

Whereas, Social media platforms such as Facebook, Twitter and Instagram represent the major platforms in which political discourse is commonly expressed and debated.

Whereas, These "Big Tech" giants possess incredible power to regulate the political discussion not just in the United States, but around the world. With any level of power comes responsibility and these companies have a responsibility to permit free speech in all forms.

Whereas, On January 8th, 2021, US President Donald J. Trump was permanently banned from Twitter and suspended from an array of social media platforms including but not limited to Facebook, Instagram, Snapchat, Spotify, and other platforms. Thousands of other accounts have been suspended for sharing political opinion that does not fit that of the "Big Tech" elitists. This censorship is unprecedented, unparalleled, and un-American.

Whereas, It is recognized that these companies are private entities, however, the product that they offer is a platform for public speech and public communication. Censoring what an individual can say in a public forum, is an egregious violation of that individual's first amendment right to free speech.

Whereas, This issue is bipartisan in the sense that an individual can be a victim of being silenced and freedom of speech being stripped from the individual in the 21st Century.

Resolved by the Legislature of West Virginia:

That the State of West Virginia hereby calls on the Congress of the United State to join together in a bipartisan effort to amend Section 230 of the US Code and condemn political censorship in all forms; and

That it hereby applies to Congress to amend Section 230 of the US Code in order to protect freedom of speech in the digital age; and, be it

Further Resolved, That the Clerk of the House of Delegates forward a copy of this resolution to the President and Secretary of the United States Senate and to the Speaker and Clerk of the United States House of Representatives, and copies to the members of the said Senate and House of Representatives from this state.

Bills Introduced

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

By Delegates Hanshaw (Mr. Speaker) and Skaff

[By Request of the Executive]:

H. B. 2026 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-21-31; and to amend and reenact §11-24-7, relating to the modernization of the collection of income taxes by adopting uniform provisions relating to the mobile workforce; removing the 'throw out' provision; replacing origin sourcing with market sourcing for services and intangible property; and changing the apportionment of multi-state income from a four factor formula to a single sales factor"; to the Committee on Finance.

By Delegates Barrett, Graves, Espinosa, Criss, Storch, Rowe, Pethtel, Howell and Householder:

H. B. 2627 - "A Bill to amend and reenact §29-22A-10 of the Code of West Virginia, 1931, as amended, relating to continuation of licensed racetrack modernization fund; and making technical corrections"; to the Committee on Finance.

By Delegates Barrett, Criss, Graves, Gearheart, Howell, Householder, Pethtel, Rowe and Storch:

H. B. 2628 - "A Bill to amend and reenact §29-22A-9 of the Code of West Virginia, 1931, as amended, relating to removing the prohibition on having automated teller machines in the area where racetrack video lottery machines are located and making technical corrections"; to the Committee on the Judiciary.

By Delegates Nestor, Longanacre, Wamsley, Kimble, Summers, Conley, Reynolds, Fluharty, Sypolt, Jennings and Cooper:

H. B. 2629 - "A Bill to amend and reenact §20-2-28 of the Code of West Virginia, 1931, as amended, relating to providing hunting, fishing, and trapping privileges in West Virginia to all persons who are former members of the United States Armed Forces that were honorably or administratively discharged from service"; to the Committee on Veterans' Affairs and Homeland Security then Finance.

By Delegates Reynolds, Haynes, Wamsley, Riley and Tully:

H. B. 2630 - "A Bill to amend and reenact §22-1-16 of the Code of West Virginia, 1931, as amended, relating to requiring the West Virginia Department of Environmental Protection to pay back fines to towns and cities if they make required upgrades or fixes to their communities in relation to those fines"; to the Committee on Finance.

By Delegates Hott, D. Kelly, Graves, B. Ward, Westfall, Dean, Paynter, Hamrick, Phillips, Mandt and Pritt:

H. B. 2631 - "A Bill to amend and reenact § 20-1-7e of the Code of West Virginia, 1931, as amended, relating to allowing off duty Natural Resources Police Officers of the Law Enforcement Section of the West Virginia Division of Natural Resources to contract to work for a private person or entity during off duty hours if the type of the contract work does not violate Division of Natural Resources Law Enforcement Section rules as to location or nature"; to the Committee on Agriculture and Natural Resources then the Judiciary.

By Delegate Criss:

H. B. 2632 - "A Bill to amend and reenact §17-3-2 of the West Virginia Code, 1931, as amended, relating to the use of the State Road Fund for state road purposes"; to the Committee on Technology and Infrastructure then Finance.

By Delegates J. Pack, Cooper, Summers, Steele, Hanna, Graves, Phillips, Barnhart, Rohrbach, G. Ward and Tully:

H. B. 2633 - "A Bill to amend and reenact §19-1-3a and §19-1-7 of the Code of West Virginia, 1931, as amended; to amend and reenact §19-1C-2, §19-1C-3, §19-1C-4, §19-1C-5, and §19-1C-6 of said code; to amend said code by adding thereto a new section, designated §19-1C-7; to amend and reenact §19-9A-2 of said code; to amend and reenact §19-12A-5 of said code; to amend and reenact §19-14-1, §19-14-2, §19-14-3, §19-14-5, §19-14-6, §19-14-7, §19-14-8, §19-14-9, §19-14-10, §19-14-11, §19-14-12 and §19-14-14 of said code; to amend said code by adding thereto a new section, designated §19-14-16; to amend and reenact §19-21A-1, §19-21A-3, §19-21A-4, and §19-21A-8 of said code; to amend and reenact §19-25-1, §19-25-2, and §19-25-5 of said code; to amend and reenact §19-31-1 of said code; to amend and reenact §19-35-1, §19-35-2, §19-35-3, §19-35-4, §19-35-5, and §19-35-6 of said code; to amend said code by adding thereto two new sections, designated §19-35-3a and §19-35-3b; to amend and reenact §19-37-2 of said code; and to amend said code by adding thereto a new article, designated §19-38-1, §19-38-2, §19-38-3, §19-38-4, and §19-38-5, all relating to the 2021 Farm Bill; eliminating requirement that certain duties of the department rest in a particular division; clarifying that raw milk can be sold for purposes other than human consumption; defining terms related to the care of livestock; reorganize Livestock Care Standards Board as an advisory board to the commissioner; direct commissioner to select members for advisory board; requiring certain constituencies be represented; modify duties of advisory board; granting commissioner authority to promulgate certain legislative rules after consultation with advisory board; classifying complaints and related communications regarding inhumane treatment of livestock as confidential and exempt from disclosure under the Freedom of Information Act; providing for reimbursement and compensation of advisory board members; requiring annual meetings of the advisory board; directing department of agriculture to administer and enforce established standards; defining the scope of said administration and enforcement; eliminating fee for permit to feed untreated garbage to swine; removing outdated language regarding procedures for leasing of farmland; authorizing the cancellation of certain leases; amend name of West Virginia Commercial Feed Law; define terms related to commercial feed; modify the powers and duties of the commissioner; eliminate requirement to publish annual composite report; eliminating specific fee language in statute; modifying application deadlines and timelines and permit expiration dates; defining requirements for individuals to possess Commercial Feed Manufacturing Permit, Commercial Feed Distributor Permit, and Commercial Feed Interstate Permit; establishing registration requirements for pet food and specialty pet food; identifying situations in which commissioner may refuse to grant, suspend, or revoke permits; providing opportunities for applicants, permittees or registrants to amend application and appeal adverse determinations; establishing labeling requirements; establishing certain inspection and registration fees and requirements; authorizing the commissioner to inspect certain tonnage records; defining adulteration of commercial feed or feed ingredients; defining misbranding of commercial feed; make technical modifications; define additional prohibited acts; establish

requirements for distribution of raw milk as commercial feed; authorize establishment of analytical variation regulations; authorize penalties for excessive deviations; provide for penalties to be returned to purchasers where possible; authorize late payment penalties; expanding scope of authority for West Virginia Conservation Agency and State Conservation Committee to address water quality issues; defining terms related to conservation; expand duties and powers of State Conservation Committee; expanding scope of authority for conservation districts; limiting liability of landowner who invites or permits persons to enter for agricultural purposes; defining agricultural purposes; clarifying ownership of Guthrie Center; stating legislative findings and purpose; defining terms related to farmers markets and cottage foods; eliminating certain definitions; establishing requirements for farmers market registration; providing that registration be conspicuously displayed; clarifying that farmers markets are not required to obtain food establishment permit; providing for department to establish sampling regulations; authorizing enforcement actions against non-compliant farmers markets; establishing requirements for farmers market vendor permits; clarifying that farmers market vendors are not required to obtain food establishment permit; exempting certain vendors from obtaining vendor permit; authorizing department to establish conditions and procedures for issuance of vendor permits; authorizing inspections as a condition of issuing vendor permits; requiring vendor permits be displayed in a conspicuous manner; authorizing enforcement action against non-compliant farmers market vendors; clarifying role of local health departments in farmers markets; prohibiting local health department from requiring food establishment permits for farmers markets or vendors; authorizing certain actions by local health departments at farmers markets; requiring all actions by local health departments at farmers markets to be done in consultation with department of agriculture; directing department to promulgate rules; eliminating requirement to consult with department of health and human resources; establishing requirements for regulation of potentially hazardous foods; requiring vendors of potentially hazardous foods to obtain vendor permit; directing department to establish requirements for obtaining vendor permits; eliminating certain labeling requirements; establishing requirements for sale of nonpotentially hazardous foods; expanding permissible kitchens for nonpotentially hazardous foods to include farm, community, or commercial kitchens; expanding West Virginia Fresh Food Act to include milk and other dairy products, expanding West Virginia Fresh Food Act to include other foods grown, produced, or processed by in-state producers; directing commissioner to establish criteria for food or food products to satisfy in-state requirement; directing commissioner to establish criteria for determining when exception or exemption should be granted to state institutions; requiring Purchasing Division to ensure that all contracts related to the purchase of food include provisions to ensure compliance with Fresh Food Act; establishing Agriculture Investment Program; setting forth legislative findings and purpose; defining terms related to the Agriculture Investment Fund; establishing fund in State Treasury; defining source of funds and permissible expenditures from fund; authorizing West Virginia Agriculture Investment Program; providing for program administration; authorizing either grants or loans from the fund; establishing certain criteria for awarding grants or loans; authorizing commissioner to establish committee to assist in program administration; and directing commissioner to propose legislative rules for program"; to the Committee on Agriculture and Natural Resources then Government Organization.

By Delegates Rohrbach, J. Pack, Summers, Reed, Longanacre, G. Ward, Forsht, Smith, Bates, Steele and Espinosa:

H. B. 2634 - "A Bill to amend and reenact §16-54-8 of the Code of West Virginia, 1931, as amended, relating to treatment of pain; and requiring insurance providers to provide coverage certain treatment"; to the Committee on Banking and Insurance then Health and Human Resources.

By Delegate Fluharty:

H. B. 2635 - "A Bill to repeal §55-9-1, §55-9-2, and §55-9-3 of the Code of West Virginia, 1931, as amended, all relating to repealing antiquated provisions relating to void gaming contracts, recovery and loss of money in gaming, and recovery of gaming losses by bill in equity"; to the Committee on Small Business, Entrepreneurship and Economic Development then the Judiciary.

By Delegates Skaff and Rowe:

H. B. 2636 - "A Bill to amend and reenact §5-10A-2 of the Code of West Virginia, 1931, as amended; to amend and reenact §5-10D-1 of said code; and to amend said code by adding thereto a new article, designated §7-28-1, §7-28-2, §7-28-3, §7-28-4, §7-28-5, §7-28-6, §7-28-7, §7-28-8, §7-28-9, §7-28-10, §7-28-11, §7-28-12, §7-28-13, §7-28-14, §7-28-15, §7-28-16, §7-28-17, §7-28-18, §7-28-19, §7-28-20, §7-28-21, §7-28-22, §7-28-23, §7-28-24, §7-28-25, §7-28-26, §7-28-27, §7-28-28, §7-28-29, §7-28-30, §7-28-31, §7-28-32, §7-28-33, §7-28-34, and §7-28-35, all relating to establishing a 911 Emergency Services Retirement System to be administered by the Consolidated Public Retirement Board; setting forth definitions; providing effective dates and voting requirement; establishing federal qualification requirements; providing for liberal construction; providing that plan is not a substitute for social security; providing for and setting membership standards; setting forth required contributions from members and employers; creating fund and providing for investments; providing for transfer from Public Employees Retirement System; setting time limits; setting forth notice requirements; providing for the commencement of benefits, federal law maximum benefit limitations, minimum required distributions, and direct rollovers; providing for retirement credited through member's use of accrued annual or sick leave; providing for retirement benefits; setting forth annuity options; providing for refunds in certain circumstances; providing for deferred retirement; providing for forfeitures of benefits; providing awards and benefits for duty-related disability and for other causes; requiring physical examinations; establishing criteria for termination of disability; providing for prior disability; providing awards and benefits to surviving spouse and additional death benefits and scholarships for dependent children; providing for burial benefit; prohibiting double death benefits; establishing exemption from taxation, garnishment and other process; authorizing certain deductions; establishing the effect of qualified domestic relation orders; prohibiting fraud; establishing criminal penalties; requiring repayment in certain circumstances; providing for treatment of prior military service; establishing effective date of the system; providing voluntary employer participation; establishing starting date for benefits; limiting county liability; and providing for no forfeiture of benefits if system terminates"; to the Committee on Pensions and Retirement then Finance.

By Delegates Skaff and Walker:

H. B. 2637 - "A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article and six sections designated §11-13EE-1, §11-13EE-2, §11-13EE-3, §11-13EE-4, §11-13EE-5, and §11-13EE-6, all relating to creating a residential tax credit for graduates with an associate's degree, bachelor's degree, or graduate degree; providing for a short title; providing for definitions; establishing the amount of credit allowed; establishing conditions for the credit to take effect; providing for an application to receive the credit; providing for a report to regarding the credit and its costs to the Governor, the President of the Senate, and Speaker of the House; and providing rulemaking authority to the Tax Commissioner"; to the Committee on Education then Finance.

Special Calendar**Third Reading**

Com. Sub. for H. B. 2008, Amending requirements for licensure relating to elevator mechanics, crane operators, HVAC, electricians, and plumbers; 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. 47**), and there were—yeas 61, nays 37, absent and not voting 2, with the nays and absent and not voting being as follows:

Nays: Barach, Barrett, Bates, Boggs, Booth, Brown, Dean, Diserio, Doyle, Evans, Ferrell, Fleischauer, Fluharty, Garcia, Griffith, Hansen, Hornbuckle, J. Jeffries, Lovejoy, Maynard, Miller,

Paynter, Pethtel, Pushkin, Rohrbach, Rowe, Skaff, Statler, Storch, Thompson, Toney, Walker, G. Ward, Williams, Worrell, Young and Zukoff.

Absent and Not Voting: Higginbotham and Longanacre.

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (Com. Sub. for H. B. 2008) passed.

On motion of Delegate Steele, the title of the bill was amended to read as follows:

Com. Sub. for H. B. 2008 – “A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §21-3C-14; to amend and reenact §21-14-2 and §21-14-7 of said code; to amend and reenact §21-16-2, §21-16-3, §21-16-5, and §21-16-8 of said code; to amend said code by adding thereto a new section, designated §21-16-11; to amend and reenact §29-3B-2, §29-3B-3, §29-3B-4, §29-3B-6, and §29-3B-8 of said code; and to amend and reenact §29-3D-2, §29-3D-3, §29-3D-4, §29-3D-6, and §29-3D-7 of said code, all relating to licensure in this state; providing for state code precedence over local ordinances; providing for altered definitions of a Journeyman and Master plumber; providing for monetary penalties for improperly performing plumbing work under certain conditions; providing for altered definitions of HVAC Technician; providing that an applicant for a HVAC technician license must only provide documentation of up to 2,000 hours work, training, and experience; providing for monetary penalties for improperly performing HVAC work under certain conditions; providing for veterans who meet certain conditions be eligible for HVAC technician licensure; providing for altered definitions of Journeyman and Master electricians; providing for exemptions for licensure under certain conditions; providing for extended time frames for electricians to renew a license without retesting; providing for monetary penalties for improperly performing electrical work under certain conditions; providing for definitions of fire protection workers; providing for an altered definition of Journeyman sprinkler fitter; providing for an exemption from licensure when meeting certain conditions; providing for monetary penalties for improperly performing fire protection work; and providing for other minor technical changes.”

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

H. B. 2253, Relating to forgery and other crimes concerning lottery tickets; on third reading, coming up in regular order, with the right to amend, was reported by the Clerk.

On motion of Delegate Kessinger, the bill was amended on page one, section twelve, line two, immediately following the words “guilty of a”, by striking out the word “felony” and inserting in lieu thereof the word “misdemeanor”.

On page one, section twelve, lines three and four, immediately following the word “for”, by striking out the words “a determinate period of not less” and inserting in lieu thereof the words “not more”.

And,

On page one, section twelve, line four, immediately following the word “year”, by striking out the words “nor more than five years”.

Having been engrossed, the bill was read a third time.

The question being on the passage of the bill, the yeas and nays were taken (**Roll No. 48**), and there were—yeas 91, nays 8, absent and not voting 1, with the nays and absent and not voting being as follows:

Nays: Hanna, Hornbuckle, Kimes, Martin, Miller, Pushkin, Rowe and Walker.

Absent and Not Voting: Higginbotham,

So, a majority of the members present and voting having voted in the affirmative, the Speaker declared the bill (H. B. 2253) 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

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

Com. Sub. for H. J. R. 1, Supervision of Free Schools Modification Amendment,

Com. Sub. for H. B. 2260, Relating to procurement of child placing services,

And,

H. B. 2500, Create an act for Statewide Uniformity for Auxiliary Container Regulations.

First Reading

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

Com. Sub. for H. B. 2094, Relating to the juvenile restorative justice programs,

And,

H. B. 2184, Increasing the penalties for exposure of governmental representatives to fentanyl or any other harmful drug.

Leaves of Absence

At the request of Delegate Summers, and by unanimous consent, leave of absence for the day was granted Delegate Higginbotham.

Miscellaneous Business

Delegate Longanacre noted to the Clerk that he was absent when the vote was taken on Roll No. 47, and had he been present, he would have voted "Yea" thereon.

Pursuant to House Rule 94b, forms were filed with the Clerk's Office to be added as a cosponsor of the following:

H. B. 2052, Delegate Zukoff;

H. B. 2057, Delegate Young;

H. B. 2081, Delegate Rowe;

H. B. 2160, Delegates Pushkin and Young;

H. B. 2257, Delegate Westfall;

H. B. 2337, Delegates Fleischauer and Young;

H. B. 2338, Delegate Lovejoy;

H. B. 2362, Delegate Lovejoy;

H. B. 2494, Delegate Lovejoy;

H. B. 2547, Delegate Lovejoy;

H. B. 2573, Delegate Linville;

H. B. 2575, Delegate Lovejoy;

H. B. 2622, Delegates Lovejoy and Young;

And,

H. B. 2623, Delegates Lovejoy and Lovejoy.

At 11:31 a.m., the House of Delegates adjourned until 11:00 a.m., Tuesday, February 23, 2021.

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

SPECIAL CALENDAR

Tuesday, February 23, 2021

14th Day

11:00 A. M.

THIRD READING

- Com. Sub. for H. J. R. 1 - Supervision of Free Schools Modification Amendment (CAPITO)
- Com. Sub. for H. B. 2260 - Relating to procurement of child placing services (CAPITO)
(REGULAR)
- H. B. 2500 - Create an act for Statewide Uniformity for Auxiliary Container
Regulations (STEELE) (REGULAR)

SECOND READING

- Com. Sub. for H. B. 2094 - Relating to the juvenile restorative justice programs (CAPITO)
(REGULAR)
- H. B. 2184 - Increasing the penalties for exposure of governmental
representatives to fentanyl or any other harmful drug (CAPITO)
(REGULAR)

FIRST READING

- Com. Sub. for H. B. 2372 - Allow pre-candidacy papers to be filed the day after the general
election (CAPITO) (REGULAR)

HOUSE CALENDAR

Tuesday, February 23, 2021

14th Day

11:00 A. M.

SECOND READING

- Com. Sub. for H. B. 2004 - Permit a licensed health care professional from another state to practice in this state through telehealth when registered with the appropriate West Virginia board (J. PACK) (EFFECTIVE FROM PASSAGE)
- Com. Sub. for H. B. 2015 - Requiring rules of local boards of health to be approved by the county commission except in cases of a public health emergency (J. PACK) (EFFECTIVE FROM PASSAGE)
- H. B. 2536 - Relating to expressions of legislative intent regarding equivalent instruction time (ELLINGTON) (REGULAR)

FIRST READING

- H. J. R. 2 - Providing that courts have no authority or jurisdiction to intercede or intervene in, or interfere with, any impeachment proceedings of the House of Delegates or the Senate (CAPITO)
- H. B. 2582 - Relating to creating a third set of conditions for the professional teaching certificate (ELLINGTON) (REGULAR)

**WEST VIRGINIA
HOUSE OF DELEGATES**

TUESDAY, FEBRUARY 23, 2021

HOUSE CONVENES AT 11:00 A.M.

**COMMITTEE ON ENERGY AND MANUFACTURING
9:00 A.M. – HOUSE CHAMBER**

**COMMITTEE ON HEALTH AND HUMAN RESOURCES
9:00 A.M. – ROOM 215 E**

**COMMITTEE ON GOVERNMENT ORGANIZATION
1:00 P.M. – ROOM 215 E**

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