

WEST VIRGINIA LEGISLATURE

SENATE JOURNAL

EIGHTY-FIFTH LEGISLATURE
REGULAR SESSION, 2021
FORTY-FIFTH DAY

Charleston, West Virginia, Friday, March 26, 2021

The Senate met at 10:06 a.m.

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

Prayer was offered by Jake Nichols, Senate Parliamentarian, Elkview, West Virginia.

The Senate was then led in recitation of the Pledge of Allegiance by the Honorable Rupie Phillips, a senator from the seventh district.

Pending the reading of the Journal of Thursday, March 25, 2021,

At the request of Senator Caputo, unanimous consent being granted, the Journal was approved and the further reading thereof dispensed with.

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

The Senate then proceeded to the third order of business.

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

Eng. Com. Sub. for House Bill 2792—A Bill to amend and reenact §24-2-20 of the Code of West Virginia, 1931, as amended, relating generally to natural gas public utilities; providing for the expansion of direct access to natural gas service for new customers and allowing existing natural gas utility customers to have direct access to natural gas service if an existing user expands its service in the amount of 25 million cubic feet of natural gas per year or more; allowing this direct access for users without the permission, consent, control, review, or input of the Public Service Commission; amending certification requirements by users to the Public Service Commission; reiterating that the Public Service Commission has no jurisdiction of a Federal Energy Regulatory Commission regulated gas company; requiring the Public Service Commission to promulgate rules to implement the provisions no later than July 1, 2021; amending legislative findings; and establishing an effective date.

Referred to the Committee on Government Organization.

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

Eng. Com. Sub. for House Bill 2797, Declaring certain claims to be moral obligations of the State.

A message from the Clerk of the House of Delegates announced the concurrence by that body in the Senate amended title, passage as amended, of

Eng. House Bill 2905, Relating to repealing the prohibition against the use of certain words.

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

Eng. Com. Sub. for House Bill 2953—A Bill to amend and reenact §7-17-3 and §7-17-12 of the Code of West Virginia, 1931, as amended; all relating to clarifying that counties may hire firefighters as paid staff; delineating that a county commission may contract with the fire department of any political subdivision for fire protection services; and, modifying the existing procedures for amending fire fees to add an additional procedure for a referendum to take place, if desired, instead of utilizing the current requirement that 10 percent of voters petition for such amendment.

Referred to the Committee on Government Organization.

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

Eng. House Bill 3107—A Bill to amend and reenact §23-4-1f of the Code of West Virginia, 1931, as amended, relating to allowing workers' compensation benefits for first responders diagnosed with post-traumatic stress disorder resulting from an event or events that occurred during their employment; providing for diagnosis; noting that treatment can be conducted by other licensed mental health professionals once the initial diagnosis has been made by a psychiatrist; making benefits and employer immunity contingent on employers adding PTSD to their scope of workers' compensation coverage; and, requiring the Offices of the Insurance Commission to report annually to the Legislature on first responder PTSD claims.

Referred to the Committee on Health and Human Resources.

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

Eng. Com. Sub. for House Bill 3137—A Bill to amend and reenact §11-22-2 of the Code of West Virginia, 1931, as amended, relating to accelerating the conversion of the state excise tax on the privilege of transferring real property into a county excise tax.

Referred to the Committee on Finance.

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

Eng. House Bill 3191—A Bill to amend and reenact §5-10-19 of the Code of West Virginia, 1931, as amended; and to amend and reenact §18-7A-13a of said code, all relating to requiring employers to send certain notifications when retirants are hired as temporary, part-time employees.

Referred to the Committee on Pensions.

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

Eng. Com. Sub. for House Bill 3231—A Bill to amend and reenact §24-3-8 of the Code of West Virginia, 1931, as amended, relating to public utility security deposits and interest thereon; prohibiting the charging of interest on security deposits held for up to eighteen months; and updating reference to prior law.

Referred to the Committee on the Judiciary.

A message from the Clerk of the House of Delegates announced the passage by that body, to take effect from passage, and requested the concurrence of the Senate in the passage of

Eng. Com. Sub. for House Bill 3293—A Bill to amend and reenact §18-2-5c and §18-2-25 of the Code of West Virginia, 1931, as amended, all relating to single-sex participation in interscholastic athletic events; providing county school districts must confirm the sex of pupil at time of birth prior to pupil's participation in single-sex interscholastic athletic events under the control, supervision, and regulation of the West Virginia Secondary Schools Activities Commission; providing sex at birth be identified by original birth certificate or by a signed physician's statement; providing that the commission must verify with each county board that each student participating in single-sex interscholastic events is participating according to the student's sex at the time of the student's birth; and clarifying that these requirements do not apply to co-educational secondary school interscholastic athletic events.

Referred to the Committee on Education.

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

Eng. House Bill 3294—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §21A-2D-1, §21A-2D-2, §21A-2D-3, §21A-2D-4, §21A-2D-5, §21A-2D-6, §21A-2D-7, §21A-2D-8, and §21A-2D-9; amending said code by adding thereto a new article designated §21A-6B-1, §21A-6B-2, §21A-6B-3, §21A-6B-4, §21A-6B-5, §21A-6B-6, and §21A-6B-7; all generally relating to unemployment insurance; creating the Unemployment Insurance Program Integrity Act; providing short title; providing definitions; providing the commissioner, on a weekly basis, check unemployment insurance rolls against Division of Corrections and Rehabilitation's list of imprisoned individuals, check new hire records against the National Directory of New Hires, and check unemployment insurance rolls against a commercially available database that provides cross-matching functions to verify eligibility for unemployment benefits; providing for data sharing between Workforce West Virginia and other departments, agencies, or divisions; providing for action by bureau to make new eligibility determinations; requiring commissioner to implement internal administrative policies regarding the recovery of fraudulent unemployment overpayments, cooperative agreements with the U.S. Department of Labor to investigate unemployment fraud, and recover overpayments of unemployment benefits;

providing a mechanism for an employer to contact Workforce when an employee is offered their job back but refuses to be rehired; reporting of relevant data, to the extent permitted by federal law, by commissioner to the Legislature; providing for rulemaking; providing an effective date; establishing the Short Time Compensation Program within Workforce West Virginia; defining terms; providing that the commissioner of Workforce West Virginia establish and implement a short-time compensation program by July 1, 2023; requiring program to meet applicable federal and state law; providing that an employer that wishes to participate submit an application; requiring the commissioner to develop an employer application form to request approval of a plan and an approval process to participate in the program; establishing requirements for an application; providing procedure for commissioner approval or disapproval of a plan; providing for the effective date of a plan, expiration of a plan, revocation of a plan, and modification of a plan; employee eligibility requirements to receive short-time compensation under a plan; prescribing employee benefits and limitations on benefits; and providing for rulemaking.

Referred to the Committee on the Judiciary.

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

House Concurrent Resolution 12—Requesting the Division of Highways name bridge number 07-016/00.006.46(), (07A039), (38.70976, -81.09931) locally known as MINNORA BRIDGE (SCTB), carrying WV 16 over WEST FK LITTLE KANAWHA River in Calhoun County, the “U.S. Army PFC Charles E. Jarvis Memorial Bridge”.

Referred to the Committee on Transportation and Infrastructure.

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

House Concurrent Resolution 25—Requesting the Division of Highways name bridge numbers (54-077/00-164.69 (NB&SB), (54A249,54A250) (39.11568,-81.54558) locally known as City Beer Overpass N&S (CIBB), carrying IS77 over County Route 21 in Wood County, the “U.S. Army SSG William ‘Billy’ E. Friese Memorial Bridge”.

Referred to the Committee on Transportation and Infrastructure.

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

House Concurrent Resolution 26—Requesting the Division of Highways name bridge number 18-33/00-011.48 () (18A127), -81.72619), locally known as WEST RIPLEY BRIDGE (CSWB), carrying US 33 over MILL CREEK in Jackson County, the “U. S. Navy SK3C Victor Yoak Memorial Bridge”.

Referred to the Committee on Transportation and Infrastructure.

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

House Concurrent Resolution 33—Requesting the Division of Highways name bridge number 02-7-5.94 (02A015), locally known as Elk Branch Bridge, carrying County Route 7 over Elk Branch in Berkeley County, the “Norman A. and Carrie G. Silver Memorial Bridge”.

Referred to the Committee on Transportation and Infrastructure.

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

House Concurrent Resolution 48—Requesting the Joint Committee on Government and Finance study the judicial workload of courts and judges in the State of West Virginia.

Referred to the Committee on the Judiciary.

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

House Concurrent Resolution 56—Urging the FDA to not pass proposed new rules which would hurt and unfairly burden West Virginia farmers.

Referred to the Committee on Rules.

The Senate proceeded to the fourth order of business.

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

Your Joint Committee on Enrolled Bills has examined, found truly enrolled, and on the 25th day of March, 2021, presented to His Excellency, the Governor, for his action, the following bills, signed by the President of the Senate and the Speaker of the House of Delegates:

(Com. Sub. for S. B. 156), Authorizing Department of Homeland Security to promulgate legislative rules.

(Com. Sub. for S. B. 160), Authorizing Department of Revenue to promulgate legislative rules.

And,

(Com. Sub. for S. B. 182), Authorizing miscellaneous agencies and boards to promulgate legislative rules.

Respectfully submitted,

Mark R. Maynard,
Chair, Senate Committee.
Dean Jeffries,
Chair, House Committee.

Senator Rucker, from the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration

Senate Bill 307, Relating generally to in-state tuition rates for certain persons.

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

Respectfully submitted,

Patricia Puertas Rucker,
Chair.

At the request of Senator Tarr, as chair of the Committee on Finance, unanimous consent was granted to dispense with the second committee reference of the bill contained in the foregoing report from the Committee on Education.

Senator Tarr, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Senate Bill 424, Creating fixed income credit for low-income senior citizens.

And,

Eng. Com. Sub. for House Bill 2026, Relating to the modernization of the collection of income taxes by adopting uniform provisions relating to the mobile workforce.

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

Respectfully submitted,

Eric J. Tarr,
Chair.

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

Your Committee on Government Organization has had under consideration

Senate Bill 360, Allowing poll workers to work half days.

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

Com. Sub. for Senate Bill 360 (originating in the Committee on Government Organization)—
A Bill to amend and reenact §3-1-30 and §3-1-44 of the Code of West Virginia, 1931, as amended, all relating to authorizing poll clerks to work and be compensated for both full and half days worked during an election.

Senate Bill 508, Relating to public records management and preservation fees.

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

Com. Sub. for Senate Bill 508 (originating in the Committee on Government Organization)—
A Bill to amend and reenact §5A-8-15 of the Code of West Virginia, 1931, as amended, relating to public records management and preservation; and increasing available funds in the Public Records and Preservation Revenue Account for grants to counties for records management, access, and preservation purposes.

Senate Bill 543, Establishing Chuck Yeager Mountain State Medal of Excellence.

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

Com. Sub. for Senate Bill 543 (originating in the Committee on Government Organization)—
A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §10-3-3, relating to establishing a medal of excellence in honor of Chuck Yeager, known as the Chuck Yeager Mountain State Medal of Excellence; providing a process by which to annually provide this award to a West Virginian who demonstrates exceptional leadership or innovation; and establishing other related criteria.

Senate Bill 635, Requiring State Fire Commission propose rules for sprinkler protection in basements of certain buildings.

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

Com. Sub. for Senate Bill 635 (originating in the Committee on Government Organization)—
A Bill to amend and reenact §15A-11-5 of the Code of West Virginia, 1931, as amended, relating to requiring the State Fire Commission to propose rules relating specifically to sprinkler protection and fire protection requirements; requiring sprinkler systems and compliance with fire protection requirements for basements exceeding 2,500 square feet in buildings constructed after certain date; requiring sprinkler systems throughout buildings constructed after certain date housing emergency fire, rescue, or ambulance services; and exempting emergency services buildings that house only equipment and do not have sleeping areas or quarters within them.

And,

Senate Bill 641, Allowing counties to use severance tax proceeds for litter cleanup programs.

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

Com. Sub. for Senate Bill 641 (originating in the Committee on Government Organization)—
A Bill to amend and reenact §11-13A-6a of the Code of West Virginia, 1931, as amended, relating to coal severance tax, providing for the use of severance funds for litter programs.

With the recommendation that the five committee substitutes do pass.

Respectfully submitted,

Mark R. Maynard,
Chair.

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

Your Committee on the Judiciary has had under consideration

Senate Bill 655, Eliminating sunset and legislative audit provisions for certain PSC rules.

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

Com. Sub. for Senate Bill 655 (originating in the Committee on the Judiciary)—A Bill to amend and reenact §24A-2-2b of the Code of West Virginia, 1931, as amended, relating to rescheduling a review of Public Service Commission rules relating to recovering, hauling, and storing wrecked or disabled vehicles; and changing a sunset requirement on those rules.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

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

Your Committee on the Judiciary has had under consideration

Com. Sub. for Senate Bill 657 (originating in the Committee on Education), Relating to free expression on state institution of higher education campuses.

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

Com. Sub. for Com. Sub. for Senate Bill 657 (originating in the Committee on the Judiciary)—A Bill to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §18B-20-1, §18B-20-2, §18B-20-3, §18B-20-4, §18B-20-5, §18B-20-6, §18B-20-7, and §18B-20-8, §18B-20-9, all relating to free expression on state institution of higher education campuses; providing for definitions; defining protected expressive activities; defining public forums and prohibiting “free speech zones;” permitting expressive activity on campus under certain conditions; allowing state institutions of higher education to maintain and enforce reasonable time, place, and manner restrictions under certain parameters; requiring state institutions of higher education to treat student organizations which are open to all students equally; encouraging state institutions of higher education to develop materials to educate the campus community on its policies relating to protected speech and expression activities; requiring posting of policies on website; allowing a person or student organization who believes a violation of this article has occurred to bring an action for relief against the state institution of higher education; establishing the relief available for a violation of the article and enacting a one year statute of limitations for alleged violations under the article.

With the recommendation that the committee substitute for committee substitute do pass.

Respectfully submitted,

Charles S. Trump IV,
Chair.

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

Your Committee on Health and Human Resources has had under consideration

Senate Bill 671, Appointing Director of Office of Emergency Medical Services.

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

Com. Sub. for Senate Bill 671 (originating in the Committee on Health and Human Resources)—A Bill to amend and reenact §16-4C-4 of the Code of West Virginia, 1931, as amended, relating to providing for the appointment of a Director of the Office of Emergency Medical Services; requiring that the Office of Emergency Medical Services Director be appointed by the Secretary of the Department of Health and Human Resources.

With the recommendation that the committee substitute do pass.

Respectfully submitted,

Michael J. Maroney,
Chair.

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

Your Committee on Health and Human Resources has had under consideration

Senate Bill 714 (originating in the Committee on Health and Human Resources)—A Bill to repeal §30-3E-10 of the Code of West Virginia, 1931, as amended, to amend and reenact §30-3E-1, §30-3E-2, §30-3E-3, §30-3E-4, §30-3E-9, §30-3E-10a, §30-3E-11, §30-3E-12, §30-3E-13, and §30-3E-17 of the Code of West Virginia, 1931 as amended, all relating to physician assistant practice act, defining terms; limiting rulemaking authority; revising licensure requirements; revising practice requirements; eliminating practice agreement requirement; revising practice notification requirement; revising collaboration requirements; expanding scope of practice for physician assistant; and revising complaint process.

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

Respectfully submitted,

Michael J. Maroney,
Chair.

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

Your Committee on Health and Human Resources has had under consideration

Senate Bill 715 (originating in the Committee on Health and Human Resources)—A Bill to amend and reenact the Code of West Virginia, 1931, as amended, by adding thereto new articles, designated §29-33-1, §29-33-2, §29-33-3, §29-33-4, related to the Recovery and Hope Act; creating the State Recovery and Hope Office and providing powers thereof; providing for the

appointment of the State Recovery and Hope Officer; and authorizing the State Recovery and Hope Officer to act.

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

Respectfully submitted,

Michael J. Maroney,
Chair.

Senator Rucker, from the Committee on Education, submitted the following report, which was received:

Your Committee on Education has had under consideration

Eng. Com. Sub. for House Bill 2267, Establishing an optional bus operator in residence program for school districts.

And has amended same.

And,

Eng. House Bill 2852, Relating to distribution of the allowance for increased enrollment.

And has amended same.

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

Respectfully submitted,

Patricia Puertas Rucker,
Chair.

Senator Tarr, from the Committee on Finance, submitted the following report, which was received:

Your Committee on Finance has had under consideration

Eng. Com. Sub. for House Bill 2499, Tax reduction for arms and ammo manufacturing.

And has amended same.

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

Respectfully submitted,

Eric J. Tarr,
Chair.

The Senate proceeded to the sixth order of business.

Senators Karnes, Azinger, Boley, Clements, Grady, Hamilton, Jeffries, Lindsay, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Takubo, Trump, Weld, Woelfel, and Woodrum offered the following resolution:

Senate Concurrent Resolution 55—Supporting the Atlantic Coast Pipeline and the use of natural gas as a critical source of energy across the State of West Virginia and the United States.

Whereas, The Atlantic Coast Pipeline has created thousands of good-paying jobs in West Virginia and across the United States; and

Whereas, The utilization of natural gas as a renewable energy source has resulted in the economic development of billions of dollars in West Virginia and across the United States; and

Whereas, Natural gas provides a clean, affordable power source to the State of West Virginia and to millions of people in the United States; and

Whereas, Natural gas is the number one source of agricultural fertilizer in the United States, and together with coal, natural gas promises to be a major economic engine for the people of West Virginia and the United States as a whole; and

Whereas, The Atlantic Coast Pipeline will be one of the integral means of delivering renewable natural gas to the entire country for years to come; therefore, be it

Resolved by the Legislature of West Virginia:

That the Legislature hereby supports the Atlantic Coast Pipeline and the use of natural gas as a critical source of energy across the State of West Virginia and the United States; and, be it

Further Resolved, That the Legislature recognizes the importance of the continued development of the Atlantic Coast Pipeline and the use of clean burning natural gas for the citizens of West Virginia and all of the United States; and, be it

Further Resolved, That the Clerk of the Senate is hereby directed to forward a copy of this resolution to the Atlantic Coast Pipeline, LLC, the Federal Energy Regulatory Commission, and the West Virginia delegation of the United States Senate and the U.S. Congress.

Which, under the rules, lies over one day.

The Senate proceeded to the seventh order of business.

Senate Resolution 30, Memorializing life of Honorable Mr. Shirley Dean Love.

On unfinished business, coming up in regular order, was reported by the Clerk.

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

The question being on the adoption of the resolution, and on this question, Senator Romano demanded the yeas and nays.

The roll being taken, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips,

Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of those present and voting having voted in the affirmative, the President declared the resolution (S. R. 30) adopted.

Thereafter, at the request of Senator Weld, and by unanimous consent, the remarks by Senators Baldwin, Caputo, Stollings, Trump, Plymale, and Woodrum regarding the adoption of Senate Resolution 30 were ordered printed in the Appendix to the Journal.

The Senate proceeded to the eighth order of business.

Eng. Com. Sub. for Senate Bill 474, Exempting DOH from Purchasing Division procedures.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 474) passed with its title.

Senator Weld moved that the bill take effect July 1, 2021.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 474) takes effect July 1, 2021.

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

Eng. Com. Sub. for Senate Bill 587, Making contract consummation with state more efficient.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—32.

The nays were: None.

Absent: Hamilton and Takubo—2.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 587) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—32.

The nays were: None.

Absent: Hamilton and Takubo—2.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 587) takes effect from passage.

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

Eng. Com. Sub. for Senate Bill 673, Relating to venue for bringing civil action or arbitration proceedings under construction contracts.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 673) passed with its title.

Senator Weld moved that the bill take effect July 1, 2021.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for S. B. 673) takes effect July 1, 2021.

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

Eng. Com. Sub. for House Bill 2094, Relating to the juvenile restorative justice programs.

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

Pending discussion,

The question being “Shall Engrossed Committee Substitute for House Bill 2094 pass?”

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 2094) passed.

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

Eng. Com. Sub. for House Bill 2094—A Bill to amend and reenact §49-1-206 of the Code of West Virginia, 1931, as amended; and to amend and reenact §49-4-725 of said code, all relating to the juvenile restorative justice programs; defining the term “restorative justice program”; authorizing a court or prosecuting attorney to offer a juvenile, against whom a petition has been filed alleging that the juvenile has committed certain offenses, the opportunity to participate in a voluntary restorative justice program, where available, at any time prior to disposition of the case; listing offenses alleged to have been committed by a juvenile eligible for participation in a restorative justice program; authorizing the juvenile or victim or both to decline participation in a restorative justice program; providing for future participation in a restorative justice program after any declination by a juvenile or victim or both; requiring certain measures agreed to by the victim and juvenile to be included in a restorative justice program to provide redress to the victim and community; requiring dismissal of a petition against a juvenile upon successful completion of a restorative justice program including all agreed-to measures; clarifying information which is inadmissible against a juvenile in a subsequent proceeding.

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

Eng. Com. Sub. for House Bill 2382, Authorizing the Department of Environmental Protection to promulgate a legislative rule relating to ambient air quality standards.

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

Pending discussion,

The question being “Shall Engrossed Committee Substitute for House Bill 2382 pass?”

On the passage of the bill, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—22.

The nays were: Baldwin, Beach, Caputo, Ihlenfeld, Jeffries, Lindsay, Plymale, Romano, Stollings, Unger, and Woelfel—11.

Absent: Takubo—1.

So, a majority of all the members present and voting having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 2382) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Boley, Clements, Grady, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Rucker, Smith, Stover, Swope, Sypolt, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—23.

The nays were: Baldwin, Beach, Caputo, Ihlenfeld, Jeffries, Lindsay, Romano, Stollings, Unger, and Woelfel—10.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 2382) takes effect from passage.

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

Eng. Com. Sub. for House Bill 2896, Making a supplementary appropriation to the Department of Health and Human Resources, Division of Human Services.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 2896) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. Com. Sub. for H. B. 2896) takes effect from passage.

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

Eng. House Bill 2898, Making a supplementary appropriation to WorkForce West Virginia – Workforce Investment Act.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2898) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2898) takes effect from passage.

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

Eng. House Bill 2901, Making a supplementary appropriation to the Department of Health and Human Resources, Division of Human Services.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2901) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2901) takes effect from passage.

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

At the request of Senator Tarr, unanimous consent being granted, Senator Tarr addressed the Senate regarding his explanation for the supplemental bills.

Eng. House Bill 2903, Making a supplementary appropriation to the Department of Homeland Security, West Virginia State Police.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2903) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2903) takes effect from passage.

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

Eng. House Bill 2940, Making a supplementary appropriation to the Department of Education, State Board of Education – State Department of Education.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2940) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2940) takes effect from passage.

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

Eng. House Bill 2941, Supplementary appropriation decreasing an existing item and adding a new item of appropriation to the Department of Revenue, Insurance Commissioner.

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

On the passage of the bill, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, a majority of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2941) passed with its title.

Senator Weld moved that the bill take effect from passage.

On this question, the yeas were: Azinger, Baldwin, Beach, Boley, Caputo, Clements, Grady, Hamilton, Ihlenfeld, Jeffries, Karnes, Lindsay, Maroney, Martin, Maynard, Nelson, Phillips, Plymale, Roberts, Romano, Rucker, Smith, Stollings, Stover, Swope, Sypolt, Tarr, Trump, Unger, Weld, Woelfel, Woodrum, and Blair (Mr. President)—33.

The nays were: None.

Absent: Takubo—1.

So, two thirds of all the members elected to the Senate having voted in the affirmative, the President declared the bill (Eng. H. B. 2941) takes effect from passage.

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

The Senate proceeded to the ninth order of business.

Com. Sub. for Senate Bill 419, Redefining “firearm” to match federal code.

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

Com. Sub. for Senate Bill 458, Relating to possession of firearms by individuals during state of emergency.

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

Senate Bill 488, Relating to distributing hotel occupancy tax to convention and visitor’s bureaus.

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

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

Senate Bill 521, Extending licensure renewal term of certain private investigators, security guards, and associated firms.

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

Com. Sub. for Senate Bill 534, Permitting Economic Development Authority to make working capital loans from revolving loan fund capitalized with federal grant funds.

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

Com. Sub. for Senate Bill 585, Requiring BOE create and provide course in family and consumer sciences in secondary schools.

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

Senate Bill 588, Requiring county boards of education and county superintendents to comply with instructions of State Board of Education.

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

Com. Sub. for Senate Bill 601, Relating generally to public employees grievance procedure.

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

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

On page four, section three, lines two and three, by striking out the words "or representative".

Following discussion,

The question being on the adoption of Senator Trump's amendment to the bill, the same was put and prevailed.

On motion of Senator Trump, the following amendment to the bill (Com. Sub. for S. B. 601) was next reported by the Clerk and adopted:

On page five, section three, lines twenty-nine through thirty-eight, by striking out all of subdivision (2) and inserting in lieu thereof a new subdivision, designated subdivision (2), to read as follows:

(2) Failure to state a claim. – The employer may, upon waiver or appeal to level three, file a motion to dismiss asserting that the board lacks jurisdiction under §6C-2-2(i) of this code; that the grievance was untimely; that the grievant has failed to state a claim under this article upon which relief may be granted; or a remedy wholly unavailable to the grievant is requested. Upon filing of the motion, the administrative law judge shall immediately hold in abeyance all other proceedings, and must, within 10 days of receipt of the filing, issue a ruling on the motion or schedule the motion for a hearing. In no event shall a motion to dismiss be held in abeyance while other proceedings take place. Within 10 days of receipt of an order of dismissal, the employee may

refile the grievance, in accordance with this article and applicable rules of procedure, if the initial grievance was timely filed.

On motion of Senator Romano, the following amendment to the bill (Com. Sub. for S. B. 601) was next reported by the Clerk:

On page nine, section six, line two, after the word “expenses” by changing the colon to a period and striking out the remainder of the subsection.

Following discussion,

The question being on the adoption of Senator Romano’s amendment to the bill, and on this question, Senator Beach demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Caputo, Grady, Hamilton, Ihlenfeld, Jeffries, Lindsay, Maroney, Martin, Plymale, Romano, Rucker, Stollings, Stover, Unger, Woelfel, Woodrum, and Blair (Mr. President)—19.

The nays were: Azinger, Boley, Clements, Karnes, Maynard, Nelson, Phillips, Roberts, Smith, Swope, Sypolt, Tarr, Trump, and Weld—14.

Absent: Takubo—1.

So, a majority of those present and voting having voted in the affirmative, the President declared Senator Romano’s amendment to the bill adopted.

The bill (Com. Sub. for S. B. 601), as amended, was then ordered to engrossment and third reading.

Com. Sub. for Senate Bill 604, Requiring county commissions create districts for towing services.

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

Senate Bill 680, Allowing State Superintendent of Schools define classroom teachers certified in special education.

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

Senate Bill 710, Requiring impact statement in certain instances of school closing or consolidation.

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

Com. Sub. for Senate Joint Resolution 11, Constitutional Officer Term Limit Amendment.

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

Eng. Com. Sub. for House Bill 2260, Relating to procurement of child placing services.

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

At the request of Senator Rucker, unanimous consent being granted, the Senate returned to the sixth order of business which agenda includes the making of main motions.

Senator Rucker moved that the Senate reconsider the vote by which in earlier proceedings today it adopted Senator Romano's amendment (*shown in the Senate Journal of today, page 29*) to

Eng. Com. Sub. for Senate Bill 601, Relating generally to public employees grievance procedure.

The question being on the adoption of Senator Rucker's aforesated motion, and on this question, Senator Lindsay demanded the yeas and nays.

Following points of inquiry to the President, with resultant responses thereto,

The roll being taken, the yeas were: Azinger, Boley, Clements, Grady, Karnes, Maroney, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Swope, Sypolt, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—19.

The nays were: Baldwin, Beach, Caputo, Hamilton, Ihlenfeld, Jeffries, Lindsay, Martin, Romano, Stollings, Stover, Unger, and Woelfel—13.

Absent: Plymale and Takubo—2.

So, a majority of those present and voting having voted in the affirmative, the President declared Senator Rucker's reconsideration motion had prevailed.

The question again being on the adoption of Senator Romano's amendment to the bill (Eng. Com. Sub. for S. B. 601), and on this question, Senator Romano demanded the yeas and nays.

The roll being taken, the yeas were: Baldwin, Beach, Caputo, Grady, Ihlenfeld, Jeffries, Lindsay, Romano, Stollings, Stover, Unger, and Woelfel—12.

The nays were: Azinger, Boley, Clements, Hamilton, Karnes, Maroney, Martin, Maynard, Nelson, Phillips, Roberts, Rucker, Smith, Swope, Sypolt, Tarr, Trump, Weld, Woodrum, and Blair (Mr. President)—20.

Absent: Plymale and Takubo—2.

So, a majority of those present and voting not having voted in the affirmative, the President declared Senator Romano's amendment to the bill rejected.

The bill (Eng. Com. Sub. for S. B. 601), as amended by Senator Trump, was again ordered to engrossment and third reading.

(Senator Hamilton in the Chair.)

The Senate proceeded to the tenth order of business.

Com. Sub. for Senate Bill 401, Relating to WV Consumer Credit and Protection Act.

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

Com. Sub. for Senate Bill 603, Authorizing new market entrants to conduct remote sports wagering and remote interactive wagering.

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

Com. Sub. for Senate Bill 634, Requiring training of certain officers for persons with autism spectrum disorder.

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

Com. Sub. for Senate Bill 660, Providing for cooperation between law-enforcement agencies and military authorities.

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

Com. Sub. for Senate Bill 668, Creating Psychology Interjurisdictional Compact.

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

Senate Bill 712, Relating to oversight fees for certain gas-producing wells.

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

At the request of Senator Smith, unanimous consent being granted, the bill was referred to the Committee on Finance.

Senate Bill 713, Relating generally to inmate good time.

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

Eng. Com. Sub. for House Bill 2290, Initiating a State Employment First Policy to facilitate integrated employment of disabled persons.

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

Eng. House Bill 2897, Expiring funds to the balance of the Department of Commerce.

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

Eng. House Bill 2899, Making a supplementary appropriation to the Department of Commerce.

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

And,

Eng. House Bill 2920, Making a supplementary appropriation to the Department of Health and Human Resources, Division of Health – Laboratory Services Fund.

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

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

The Senate then proceeded to the twelfth order of business.

Remarks were made by Senators Woelfel, Maroney, and Grady.

The Senate proceeded to the thirteenth order of business.

At the request of Senator Weld, unanimous consent being granted, a leave of absence for the day was granted Senator Takubo.

The Presiding Officer announced the replacement of Senator Takubo with Senator Weld on the committee of conference as to

Eng. Com. Sub. for H. B. 2263, Update the regulation of pharmacy benefit managers.

Under the provisions of Rule 15 of the Rules of the Senate, the following senators were added as co-sponsors to the following bills and resolutions on March 25, 2021:

Senate Bill 8: Senator Grady;

Senate Bill 237: Senator Grady;

Senate Bill 307: Senator Rucker;

Com. Sub. for Senate Bill 335: Senator Martin;

Senate Bill 337: Senator Martin;

Senate Bill 572: Senator Grady;

Com. Sub. for Senate Bill 614: Senator Grady;

Senate Bill 620: Senator Jeffries;

Senate Bill 631: Senators Romano and Jeffries;

Senate Bill 633: Senator Grady;

Senate Bill 660: Senators Woodrum, Rucker, and Romano;

Senate Bill 662: Senators Romano and Ihlenfeld;

Senate Bill 663: Senator Woodrum;

Senate Bill 671: Senators Plymale and Stollings;

Senate Bill 701: Senator Jeffries;

Senate Bill 705: Senator Lindsay;

Senate Bill 706: Senator Romano;

Senate Bill 708: Senator Romano;

Senate Concurrent Resolution 23: Senator Lindsay;

Senate Concurrent Resolution 24: Senator Lindsay;

Senate Concurrent Resolution 25: Senator Lindsay;

Senate Concurrent Resolution 26: Senator Lindsay;

Senate Concurrent Resolution 28: Senator Lindsay;

Senate Concurrent Resolution 29: Senator Lindsay;

Senate Concurrent Resolution 30: Senator Lindsay;

Senate Concurrent Resolution 31: Senator Lindsay;

And,

Senate Concurrent Resolution 32: Senator Lindsay.

Pending announcement of meetings of standing committees of the Senate, including a majority party caucus,

On motion of Senator Weld, at 12:15 p.m., the Senate adjourned until tomorrow, Saturday, March 27, 2021, at 12 Noon.

SENATE CALENDAR

**Saturday, March 27, 2021
12:00 PM**

UNFINISHED BUSINESS

S. C. R. 55 - Supporting Atlantic Coast Pipeline

THIRD READING

Eng. Com. Sub. for S. B. 419 - Redefining "firearm" to match federal code

Eng. Com. Sub. for S. B. 458 - Relating to possession of firearms by individuals during state of emergency

Eng. S. B. 521 - Extending licensure renewal term of certain private investigators, security guards, and associated firms

Eng. Com. Sub. for S. B. 534 - Permitting Economic Development Authority to make working capital loans from revolving loan fund capitalized with federal grant funds

Eng. Com. Sub. for S. B. 585 - Requiring BOE create and provide course in family and consumer sciences in secondary schools

Eng. S. B. 588 - Requiring county boards of education and county superintendents to comply with instructions of State Board of Education

Eng. Com. Sub. for S. B. 601 - Relating generally to public employees grievance procedure

Eng. Com. Sub. for S. B. 604 - Requiring county commissions create districts for towing services

Eng. S. B. 680 - Allowing State Superintendent of Schools define classroom teachers certified in special education

Eng. S. B. 710 - Requiring impact statement in certain instances of school closing or consolidation

Eng. Com. Sub. for S. J. R. 11 - Constitutional Officer Term Limit Amendment

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

SECOND READING

Com. Sub. for S. B. 401 - Relating to WV Consumer Credit and Protection Act

S. B. 488 - Relating to distributing hotel occupancy tax to convention and visitor's bureaus

Com. Sub. for S. B. 603 - Authorizing new market entrants to conduct remote sports wagering and remote interactive wagering

Com. Sub. for S. B. 634 - Requiring training of certain officers for persons with autism spectrum disorder

Com. Sub. for S. B. 660 - Providing for cooperation between law-enforcement agencies and military authorities

Com. Sub. for S. B. 668 - Creating Psychology Interjurisdictional Compact

S. B. 713 - Relating generally to inmate good time

Eng. Com. Sub. for H. B. 2290 - Initiating a State Employment First Policy to facilitate integrated employment of disabled persons - (Com. amend. and title amend. pending)

Eng. H. B. 2897 - Expiring funds to the balance of the Department of Commerce

Eng. H. B. 2899 - Making a supplementary appropriation to the Department of Commerce

Eng. H. B. 2920 - Making a supplementary appropriation to the Department of Health and Human Resources, Division of Health – Laboratory Services Fund

FIRST READING

S. B. 307 - Relating generally to in-state tuition rates for certain persons

Com. Sub. for S. B. 360 - Allowing poll workers to work full and half days

S. B. 424 - Creating fixed income credit for low-income senior citizens

Com. Sub. for S. B. 508 - Relating to public records management and preservation (original similar to HB2915)

Com. Sub. for S. B. 543 - Establishing Chuck Yeager Mountain State Medal of Excellence

Com. Sub. for S. B. 635 - Requiring State Fire Commission propose rules for sprinkler protection in basements of certain buildings

Com. Sub. for S. B. 641 - Allowing counties to use severance tax proceeds for litter cleanup programs

Com. Sub. for S. B. 655 - Eliminating sunset and legislative audit provisions for certain PSC rules

Com. Sub. for Com. Sub. for S. B. 657 - Relating to free expression on state institution of higher education campuses

Com. Sub. for S. B. 671 - Appointing Director of Office of Emergency Medical Services

S. B. 714 - Relating to physician assistant practice act

S. B. 715 - Creating Recovery and Hope Act

Eng. Com. Sub. for H. B. 2026 - Relating to the modernization of the collection of income taxes by adopting uniform provisions relating to the mobile workforce (original similar to SB373)

Eng. Com. Sub. for H. B. 2267 - Establishing an optional bus operator in residence program for school districts - (Com. amends. pending)

Eng. Com. Sub. for H. B. 2499 - Tax reduction for arms and ammo manufacturing - (Com. amends. pending)

Eng. H. B. 2852 - Relating to distribution of the allowance for increased enrollment - (Com. amend. and title amend. pending)

ANNOUNCED SENATE COMMITTEE MEETINGS

Regular Session 2021

Saturday, March 27, 2021

9 a.m.	Energy, Industry & Mining	(Room 208W)
10 a.m.	Government Organization	(Room 208W)

Monday, March 29, 2021

1 p.m.	Natural Resources	(Room 208W)
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