



West Virginia House of Delegates

Standing Committee on Energy and Public Works

Minutes for March 13, 2025, 3:00 PM

Pursuant to the call of the Chair, the Standing Committee on Energy and Public Works met on March 13, 2025, 3:00 PM, in the House Judiciary Committee Room 410-M.

Members present: Delegates Anderson B., Bridges, Campbell, Cannon, Crouse, DeVault, Dillon, Eldridge, Fehrenbacher, Green, Hansen, Hillenbrand, Holstein, Howell, Linville, Lucas, Moore, Parsons, Riley, Sheedy, Sr., Street, Young, Zatezalo.

Members absent: Delegates Maynor, Steele.

A silent roll call being taken, the presence of a quorum was established.

On motion of Delegate Zatezalo, the minutes of the previous meeting, March 10, 2025 were approved.

REPORTS FROM SUBCOMMITTEES:

As the next order of business, Chairman Anderson called for reports of the Sub-Committee on Honorary Naming Resolutions and recognized Delegate Hillenbrand as Chairman of the Sub-Committee on the Honorary Naming Resolutions. Delegate Hillenbrand provided the following report:

The Sub-Committee on Honorary Naming Resolutions has had under consideration House Concurrent Resolutions 46, 47, 50, 51, 54, 55, 56, 60, 61, 62, 63, 67, 68, 69, 71, 79, and 83, and reports the same back committee substitutes for each with the recommendation they each be adopted by the full committee, and that they each do pass.

House Concurrent Resolution 46, U.S. Army Ronald Gene Sypolt Memorial Bridge.

House Concurrent Resolution 47, Clinton "Randy" Dean 101st Airborne Vietnam Veterans Memorial Bridge.

House Concurrent Resolution 50, Alfred E. Garrison Memorial Bridge.

House Concurrent Resolution 51, U.S. Army Roy Lee Hill Memorial Bridge.

House Concurrent Resolution 54, PFC Howard Bissett Memorial Bridge.

House Concurrent Resolution 55, Vance Brothers Six Military Veterans Highway.

House Concurrent Resolution 56, Tom Bill Dudley Memorial Bridge.

House Concurrent Resolution 60, Janice Cosco Memorial Bridge Longest Serving Marion County Clerk.

House Concurrent Resolution 61, U.S. Navy Seaman First Class Guy Harlow Waugh Memorial Road.

House Concurrent Resolution 62, U.S. Army PFC Henry James Miller Memorial Bridge.

House Concurrent Resolution 63, Gary W. Spinks Memorial Bridge.

House Concurrent Resolution 67, 2nd LT Darwin Keith "Gus" Kyle Memorial Bridge.

House Concurrent Resolution 68, Jim Marcum and Airiel Wallace Memorial Bridge.

House Concurrent Resolution 69, Landen, Fannie, Katherine, Ab and Laura Baisden Family Memorial Bridge.

House Concurrent Resolution 71, Leonard N. Miller Memorial Bridge.

House Concurrent Resolution 79, Donald Tackett Jr. Memorial Road.

House Concurrent Resolution 83, Benny Filiaggi III Memorial Bridge.

Honorary Naming Resolutions

Chairman Anderson recognized Vice-Chairman Zatezalo for the purpose of making a motion. Vice-Chairman Zatezalo asked for unanimous consent to suspend the rules to have the Committee Substitutes for House Concurrent Resolutions 46, 47, 50, 51, 54, 55, 56, 60, 61, 62, 63, 67, 68, 69, 71, 79, and 83 advanced to markup and passage. Chairman Anderson put the question before the committee on the adoption of unanimous consent to suspend the rules on the aforementioned Committee Substitutes for House Concurrent Resolutions to have them advanced to markup and passage. Chairman Anderson called for any objections. Hearing none, Committee Substitutes for House Concurrent Resolutions 46, 47, 50, 51, 54, 55, 56, 60, 61, 62, 63, 67, 68, 69, 71, 79, and 83 advanced to markup and passage. Upon the aforementioned House Concurrent Resolutions having been advanced to markup and passage, Chairman Anderson put the question to the committee if any explanation of counsel on any particular resolutions were desired. Hearing none, Chairman Anderson recognized Vice-Chairman Zatezalo for the purpose of making a motion.

Vice-Chairman Zatezalo moved for Committee Substitute for House Concurrent Resolutions 46, 47, 50, 51, 54, 55, 56, 60, 61, 62, 63, 67, 68, 69, 71, 79, and 83 to be reported to the floor with the recommendation that they each be adopted, but that they first be referred to the Committee on Rules. Chairman Anderson called for discussion on the motion. Hearing none, Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and Committee Substitute for House Concurrent Resolutions 46, 47, 50, 51, 54, 55, 56, 60, 61, 62, 63, 67, 68, 69, 71, 79, and 83 would be reported as moved.

As the next order of business, Chairman Anderson called for additional sub-committee reports and recognized Delegate Linville as Chairman of the Sub-Committee on Environment, Infrastructure, and Technology. Delegate Linville provided the following report:

The Sub-Committee on Environment, Infrastructure, and Technology has had under consideration House Bill 2181 and reports the same back, with the recommendation that it be adopted by the full committee and that it do pass.

MARKUP AND PASSAGE:

Committee Substitute for House Bill 2002, Establishing One Stop Shop Permitting Process.

Chairman Anderson recognized committee counsel, Robert Akers, for purposes of explaining the committee substitute. Chairman Anderson called for questions of counsel. Questions from the committee members followed. With leave of the committee and having been previously placed under oath by Chairman Anderson, Mr. Sean Whelan, General Counsel, West Virginia Office of the Governor, answered questions from the committee members. Chairman Anderson called for amendments to the committee substitute. Hearing none, Chairman Anderson recognized Vice-Chairman Zatezalo for purposes of making a motion.

Vice-Chairman Zatezalo moved to report the Committee Substitute for House Bill 2002 to the floor with the recommendation that it do pass, but that it first be reported to the Committee on Finance. Chairman Anderson called for discussion on the motion. Discussion by the committee members followed. Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and the committee substitute would be reported as moved.

Committee Substitute for House Bill 2451, To facilitate the creation of home-based businesses.

Chairman Anderson recognized committee counsel, Daniel Baker, for purposes of explaining the committee substitute. Chairman Anderson called for questions of counsel. Questions from the committee members followed. Chairman Anderson called for amendments to the committee substitute. Hearing none, Chairman Anderson recognized Vice-Chairman Zatezalo for purposes of making a motion.

Vice-Chairman Zatezalo moved to report the Committee Substitute for House Bill 2451 to the floor with the recommendation that it do pass. Chairman Anderson called for discussion on the motion. Hearing none, Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and the committee substitute would be reported as moved.

Committee Substitute for House Bill 2835, Relating to creating the West Virginia Infrastructure Deployment Clearinghouse.

Chairman Anderson recognized committee counsel, Brian Casto, for purposes of explaining the committee substitute. Chairman Anderson called for questions of counsel. Questions from the committee members followed. Chairman Anderson called for amendments to the committee substitute and recognized Delegate Linville.

Delegate Linville moved to amend the committee substitute and asked unanimous consent to explain the amendment in lieu of having it read. Chairman Anderson put the question before the

committee and with no objection, recognized Delegate Linville to explain the amendment. Chairman Anderson called for questions of Delegate Linville as sponsor of the amendment. Questions of counsel as to the amendment followed. Hearing no questions of Delegate Linville as sponsor of the amendment, Chairman Anderson put the question before the committee on the adoption of the amendment presented by Delegate Linville. The amendment having prevailed, Chairman Anderson declared the Committee Substitute amended. Chairman Anderson called for any additional amendments. Hearing none, Chairman Anderson put the question before the committee on adoption of the motion to amend the committee substitute presented by Delegate Linville. Chairman Anderson recognized Vice-Chairman Zatezalo for purposes of making a motion on the amendment presented by Delegate Linville.

Vice-Chairman Zatezalo moved to report the Committee Substitute for House Bill 2835 to the floor with the recommendation that it do pass as amended. Chairman Anderson called for discussion on the motion. Hearing none, Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and the committee substitute, as amended, would be reported as moved.

Committee Substitute for House Bill 2878, To require railroad companies to provide alternative entry and exit ways.

Chairman Anderson recognized committee counsel, Daniel Baker, for purposes of explaining the committee substitute. Chairman Anderson called for questions of counsel. Questions from the committee members followed. With leave of the committee and having been previously placed under oath by Chairman Anderson, Sarah Runyon, Chief Engineer Deputy, West Virginia Division of Highways, answered questions from the committee members. Chairman Anderson called for amendments to the committee substitute. Hearing none, Chairman Anderson recognized Vice-Chairman Zatezalo for purposes of making a motion.

Vice-Chairman Zatezalo moved to report the Committee Substitute for House Bill 2878 to the floor with the recommendation that it do pass. Chairman Anderson called for discussion on the motion. Discussion by the committee members followed. Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and the committee substitute would be reported as moved.

Committee Substitute for House Bill 3144, Wireless Infrastructure and Facilities Siting and Co-location.

Chairman Anderson recognized committee counsel, Robert Akers, for purposes of explaining the committee substitute. Chairman Anderson called for questions of counsel. Hearing none, Chairman Anderson called for amendments to the committee substitute. Hearing none, Chairman Anderson recognized Vice-Chairman Zatezalo for purposes of making a motion.

Vice-Chairman Zatezalo moved that Committee Substitute for House Bill 3144 be reported to the floor with the recommendation that it do pass. Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and the Committee Substitute for House Bill 3144 would be reported as moved.

Committee Substitute for House Bill 3231, Relating to withholding tax on income of nonresidents from natural resources royalty payments.

Chairman Anderson recognized committee counsel, Robert Akers, for purposes of explaining the committee substitute. Chairman Anderson called for questions of counsel. Hearing none, Chairman Anderson called for amendments to the committee substitute. Hearing none, Chairman Anderson recognized Vice-Chairman Zatezalo for purposes of making a motion.

Vice-Chairman Zatezalo moved that Committee Substitute for House Bill 3231 be reported to the floor with the recommendation that it do pass. Chairman Anderson put the question before the committee on adoption of the motion. Chairman Anderson declared the motion was adopted and the Committee Substitute for House Bill 3231 would be reported as moved.

Chairman Anderson recognized Vice-Chairman Zatezalo for the purpose of making a motion for reconsideration of Committee Substitute for House Bill 3231.

Vice-Chairman Zatezalo moved for reconsideration of Committee Substitute for House Bill 3231. Chairman Anderson put the question before the committee on adoption of the motion to reconsider Committee Substitute for House Bill 3231.

Division was called. Chairman Anderson called on Vice-Chairman Zatezalo to explain the motion for reconsideration of Committee Substitute for House Bill 3231. Vote by show of hands on the motion to reconsider was taken and the Chairman declared the motion adopted. Chairman Anderson recognized Vice-Chairman Zatezalo for the purposes of making a motion.

Vice-Chairman Zatezalo moved for Committee Substitute for House Bill 3231 be reported to the floor with the recommendation that it do pass, but that it first be referred to the Committee on Finance. Chairman Anderson called for discussion on the motion. Hearing none, Chairman Anderson put the question before the committee on adoption of the motion for Committee Substitute for House Bill 3231 to be reported to the floor with the recommendation that it do pass, but that it first be referred to the Committee on Finance. Chairman Anderson declared the motion was adopted and the Committee Substitute for House Bill 3231 will be reported as moved.

COMMITTEE HEARINGS:

House Bill 2502, Establishing limitations on billing practices of Internet or telecommunications providers that fail to provide subscribed customers service for five or more days.

Chairman Anderson recognized Delegate Hillenbrand as lead sponsor for purposes of explaining the bill. Delegate Hillenbrand explained the bill. Chairman Anderson called for questions of Delegate Hillenbrand. Hearing no questions or discussion by the committee members, Chairman Anderson advanced the bill to markup and passage.

House Bill 3168, Allow customers to make changes to their accounts by phone or mail.

Chairman Anderson recognized Delegate Mallow as lead sponsor for purposes of explaining the bill. Chairman Anderson called for questions of Delegate Mallow. Hearing no

questions or discussion by the committee members, Chairman Anderson advanced the bill to markup and passage.

House Bill 3174, Requiring municipalities take actions when potential customers apply for sewer service.

Chairman Anderson recognized Delegate G. Howell as the lead sponsor for purposes of explaining the bill. Delegate G. Howell explained the bill. Chairman Anderson called for questions of Delegate G. Howell. Questions from the committee members followed. With leave of the committee and having been placed under oath by Chairman Anderson, Mr. Todd Grinstead, Executive Director, West Virginia Rural Water Association, answered questions from the committee members. With leave of the committee and having been previously placed under oath, Charlotte Lane, Chairman, West Virginia Public Service Commission, answered questions from the committee members. Hearing no further questions or discussion by the committee members, Chairman Anderson advanced the bill to markup and passage.

House Bill 3187, Relating to the West Virginia Task Force on Artificial Intelligence.

Chairman Anderson recognized Delegate Linville as co-sponsor for purposes of explaining the bill. Chairman Anderson called for questions of Delegate Linville. Hearing no questions or discussion by the committee members, Chairman Anderson advanced the bill to markup and passage.

House Bill 3263, Relating to providing notification of utility service disruption to its' customers.

Chairman Anderson recognized Delegate Pushkin as the lead sponsor for purposes of explaining the bill. Delegate Pushkin explained the bill. Chairman Anderson called for questions of Delegate Pushkin. Questions from the committee members followed. With leave of the committee and having been previously placed under oath, Charlotte Lane, Chairman, West Virginia Public Service Commission, answered questions from the committee members. Hearing no further questions or discussion by the committee members, Chairman Anderson advanced the bill to markup and passage.

House Bill 3292, Relating to special stops required for on-track equipment.

With there being no bill sponsors present to explain the bill, Delegate Riley asked for unanimous consent to explain the bill in lieu of the sponsor. With no objections made by the committee members to the unanimous consent request, Chairman Anderson recognized Delegate Riley as representative of the sponsor for purposes of explaining the bill. Chairman Anderson called for questions of Delegate Riley. Hearing no questions or discussion by the committee members, Chairman Anderson advanced the bill to markup and passage.

On Motion of Delegate Fehrenbacher the committee adjourned.

E.W. Anderson B.

Committee Chair

Mari Humphrey

Committee Clerk