



West Virginia House of Delegates

Standing Committee on the Judiciary

Minutes for March 04, 2025, 9:00 AM

Pursuant to the call of the Chair, the Standing Committee on the Judiciary met on Tuesday, March 04, 2025, at 9:00 AM in the House Judiciary Committee Room with Delegate Akers in the Chair.

Members present: Delegates Butler, Ferrell, Flanigan, Fluharty, Funkhouser, Hansen, Heckert, Hillenbrand, Holstein, Hornby, Jennings, Kelly, D., Kimble, Kump, Mallow, Marple, Martin, Maynor, Phillips, Ridenour, Roop, Shamblin, Ward, B., Zatezalo, and Chairman Akers.

Members absent: None.

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

On motion of Vice-Chairman Maynor, the minutes of the previous meeting were approved.

Chairman Akers recognized the clerk for purposes of receiving subcommittee reports:

The House Subcommittee on Courts has had under consideration House Bill 2634 and reports the same back, to the Standing Committee on the Judiciary.

The House Subcommittee on Legal Services has had under consideration House Bill 2382 and reports the same back, with amendment, to the Standing Committee on the Judiciary.

The House Subcommittee on Homeland Security has had under consideration House Bill 2870 and reports the same back, with amendment, to the Standing Committee on the Judiciary.

Committee Substitute for House Bill 2710, Truth in Giving

Chairman Akers recognized counsel for purposes of explaining the bill. Chairman Akers called for questions of counsel. Questions from the committee members followed. Chairman Akers called for amendments to the committee substitute for the bill. Hearing none, Chairman Akers recognized Vice-Chairman Maynor for purposes of making a motion.

Vice-Chairman Maynor moved to report Committee Substitute for House Bill 2710 to the floor with the recommendation that it do pass. Chairman Akers called for discussion on the motion. Chairman Akers put the question before the committee on adoption of the motion. The motion was adopted and Chairman Akers ordered the committee substitute for the bill to be reported as moved.

Committee Substitute for House Bill 2871, Relating to the crime of negligent homicide

Chairman Akers recognized Vice-Chairman Maynor for purposes of making a motion. Vice-Chairman Maynor moved for the committee to consider the proposed committee substitute for the committee

substitute for the bill. Chairman Akers called for discussion on the motion. Chairman Akers put the question before the committee on adoption of the motion. The motion was adopted and the committee proceeded to consideration of the committee substitute for the committee substitute for the bill.

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

Vice-Chairman Maynor moved to report Committee Substitute for Committee Substitute for House Bill 2871 to the floor with the recommendation that it do pass. Chairman Akers called for discussion on the motion. Discussion among the committee members followed. Chairman Akers put the question before the committee on adoption of the motion. The motion was adopted and Chairman Akers ordered the committee substitute for the committee substitute for the bill to be reported as moved.

Committee Substitute for Senate Bill 138, Enhancing penalties for fleeing officer

Chairman Akers recognized Vice-Chairman Maynor for purposes of making a motion. Vice-Chairman Maynor moved for the committee to consider the proposed committee amendment to the committee substitute for the bill. Chairman Akers called for discussion on the motion. Chairman Akers put the question before the committee on adoption of the motion. The motion was adopted and the committee proceeded to consideration of the committee amendment to the committee substitute for the bill.

Chairman Akers recognized counsel for purposes of explaining the committee amendment to the committee substitute. Chairman Akers called for questions of counsel. Questions from the committee members followed. Chairman Akers called for amendments to the committee amendment for the committee substitute. On motion by Delegate Ridenour, an amendment was offered.

Chairman Akers recognized the clerk to read the amendment. Chairman Akers recognized Delegate Ridenour. Delegate Ridenour asked for unanimous consent to reform the amendment. Chairman Akers recognized Delegate Ridenour for purposes of making a motion to lie the bill over. Chairman Akers put the question before the committee on adoption of the motion. The motion was adopted and the bill will lie over.

Committee Substitute for Senate Bill 240, Updating crime of sexual extortion

Chairman Akers recognized counsel for purposes of explaining the committee substitute for the bill. Chairman Akers called for questions of counsel. Questions from the committee members followed. Chairman Akers called for amendments to the committee substitute for the bill. On motion by Delegate Hornby, an amendment was offered. Chairman Akers recognized Delegate Hornby.

Delegate Hornby asked for unanimous consent to withdraw the amendment. Without objection, the amendment was withdrawn. Chairman Akers called for additional amendments. Hearing none, Chairman Akers recognized Vice-Chairman Maynor for purposes of making a motion.

Vice-Chairman Maynor moved to report Committee Substitute for Senate Bill 240 to the floor with the recommendation that it do pass. Chairman Akers called for discussion on the motion. Discussion from the committee members followed. Chairman Akers put the question before the committee on adoption

of the motion. The motion was adopted and Chairman Akers ordered the committee substitute for the bill to be reported as moved.

House Bill 2634, To double the criminal penalty for anyone found guilty of sexual assault on a minor
Chairman Akers recognized Delegate Vance as the lead sponsor for purposes of explaining the bill. Chairman Akers called for questions of Delegate Vance. Chairman Akers advanced the bill to markup and discussion.

House Bill 2382, Camping ban on certain public property

Chairman Akers recognized Delegate Chiarelli as the lead sponsor for purposes of explaining the bill. Chairman Akers called for questions of Delegate Chiarelli. Questions from the committee members followed. Chairman Akers advanced the bill to markup and discussion.

On Motion of Vice-Chairman Maynor, the committee adjourned.

Delegate JB Akers
Committee Chair

Mr. Daniel Osborne
Senior Clerk