



West Virginia House of Delegates

Standing Committee on the Judiciary

Minutes for March 26, 2025, 9:00 AM

Pursuant to the call of the Chair, the Standing Committee on the Judiciary met on Wednesday, March 26, 2025, at 9:00 AM, in the House Judiciary Committee Room with Delegate Akers in the Chair.

Members present: Delegates Butler, Ferrell, Flanigan, 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: Delegate Fluharty.

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.

House Bill 2595, Non Profit Athletics Act

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

House Bill 2576, NIL Protection Act

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

House Bill 2103, Provide certain classes of property protections from creditor collections (lied over)

Chairman Akers recognized Vice-Chairman Maynor. Vice-Chairman Maynor asked for unanimous consent to withdraw the proposed committee substitute. Without objection, Chairman Akers declared the proposed committee substitute was withdrawn.

Chairman Akers recognized Vice-Chairman Maynor for purposes of making a motion. Vice-Chairman Maynor moved for the committee to consider the new proposed 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 for consideration of the proposed committee substitute. The motion was adopted and the committee proceeded to consideration of the proposed committee substitute.

Chairman Akers recognized counsel for purposes of explaining the proposed committee substitute. Chairman Akers called for questions of counsel. Questions from the committee members followed. Chairman Akers called for amendments to the proposed 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 House Bill 2103 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 to report the committee substitute for the bill. The motion was not adopted and the bill was rejected.

House Bill 2816, Relating to clarifying secondary sources are not the law and public policy of West Virginia in certain instances

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

Chairman Akers recognized counsel for purposes of explaining the proposed committee substitute. Chairman Akers called for questions of counsel. Questions from the committee members followed. Chairman Akers called for amendments to the proposed 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 House Bill 2816 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 to report the committee substitute for the bill. The motion was adopted and Chairman Akers ordered the committee substitute for the bill to be reported as moved.

House Bill 2894, Prohibiting human trafficking of illegal aliens (lied over)

Chairman Akers recognized Vice-Chairman Maynor. Vice-Chairman Maynor asked for unanimous consent to withdraw the proposed committee substitute. Without objection, Chairman Akers declared the proposed committee substitute was withdrawn.

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

Chairman Akers recognized counsel for purposes of explaining the proposed committee substitute. Chairman Akers called for questions of counsel. Chairman Akers called for amendments to the proposed 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 House Bill 2894 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 to report the committee substitute for the bill. A roll call was demanded and with the demand being sustained, Chairman Akers ordered the clerk to call the roll. With 23 members voting in the affirmative, 1 in the negative, and 1 member absent, the motion was adopted and Chairman Akers ordered the committee substitute for the bill to be reported as moved. Members voting in the negative were Hansen.

House Bill 2958, To clarify what constitutes trespassing at an institution of higher education

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

Chairman Akers recognized counsel for purposes of explaining the proposed committee substitute. Chairman Akers called for questions of counsel. Chairman Akers called for amendments to the proposed 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 House Bill 2958 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 to report the committee substitute for the bill. The motion was adopted and Chairman Akers ordered the committee substitute for the bill to be reported as moved.

House Bill 3167, To require hair follicle drug testing of parents or guardians in cases of substantiated child abuse or neglect of a minor

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

At this time, Chairman Akers ceded the Chair to Vice-Chairman Maynor.

Chairman Maynor recognized counsel for purposes of explaining the proposed committee substitute. Chairman Maynor called for questions of counsel. Questions from the committee members followed.

At this moment, Chairman Maynor ceded the Chair to Delegate Akers.

Chairman Akers called for amendments to the proposed 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 House Bill 3167 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 to report the committee substitute for the bill. The motion was adopted and Chairman Akers ordered the committee substitute for the bill to be reported as moved.

House Bill 2892, Relating to pedestrians standing in or near the right of way

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

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

JB Akers
Committee Chair

Mr. Daniel Osborne
Senior Clerk