



# West Virginia House of Delegates

## Standing Committee on the Judiciary

Minutes for March 27, 2025, 9:00 AM

Pursuant to the call of the Chair, the Standing Committee on the Judiciary met on Thursday, March 27, 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, Maynor, Phillips, Ridenour, Roop, Shamblin, Ward, B., Zatezalo, and Chairman Akers.

Members absent: Delegates Martin.

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 3517**, Relating generally to fiscal emergencies of local governments; establishing a system to remediate those emergencies; requiring certain action be taken by the State Auditor or a designee; and modernizing the process for the dissolution of municipalities (originating)

Chairman Akers recognized Delegate Hanshaw, Mr. Speaker, for purposes of explaining the bill. Chairman Akers called for questions of Delegate Hanshaw regarding the bill. Chairman Akers advanced the bill to markup and discussion.

**House Bill 3516**, Amending the time period within which a person may file suit if the basis of the suit occurred in the persons infancy, from age of majority plus eighteen years, to age of majority plus two years (originating)

Chairman Akers recognized counsel for purposes of explaining the bill. Chairman Akers called for questions of counsel regarding the bill. Questions from the committee members followed. Chairman Akers advanced the bill to markup and discussion.

**House Bill 2491**, Relating to conditions on holding online raffles

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 asked for unanimous consent to pause consideration of the bill. Without objection, consideration of the bill was paused.

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

**House Bill 3513**, Relating to standards of liability and insurance requirements in certain civil actions  
(originating)

Chairman Maynor recognized Delegate Akers as the lead sponsor for purposes of explaining the bill. Chairman Maynor called for questions of Delegate Akers regarding the bill. Chairman Maynor advanced the bill to markup and discussion.

**House Bill 3515**, Relating to appointment of officers of the West Virginia State Police; and increasing the number of principal supervisors to 20 (originating)

Chairman Maynor recognized Delegate Akers as the lead sponsor for purposes of explaining the bill. Chairman Maynor called for questions of Delegate Akers regarding the bill. Chairman Maynor advanced the bill to markup and discussion.

Chairman Maynor returned to consideration of the Committee Substitute for House Bill 2491.

Chairman Maynor called for amendments to the proposed committee substitute. On motion by Delegate Hillenbrand, an amendment to the committee substitute was offered.

Delegate Hillenbrand asked for unanimous consent for counsel to explain the proposed amendment in lieu of having it read. Without objection, Chairman Maynor recognized counsel to explain the proposed amendment. Chairman Maynor called for questions regarding the proposed amendment. Chairman Maynor called for discussion on the motion to amend the committee substitute. Chairman Maynor put the question before the committee on adoption of the motion to amend the committee substitute. The motion was adopted and the proposed amendment to the committee substitute was approved. Chairman Maynor called for further amendments to the proposed committee substitute. Hearing none, Chairman Maynor recognized Delegate Mallow for purposes of making a motion.

Delegate Mallow moved to report Committee Substitute for House Bill 2491 to the floor with the recommendation that it do pass. Chairman Maynor called for discussion on the motion. Discussion from the committee members followed. Chairman Maynor 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 Maynor ordered the bill to be reported as moved.

**Committee Substitute for House Bill 2576**, NIL Protection Act

Chairman Maynor recognized counsel for purposes of explaining the 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 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 2576 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 bill. The motion was adopted and Chairman Akers ordered the bill to be reported as moved.

**House Bill 2595, Non Profit Athletics Act**

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 2595 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 2551, Increase criminal penalties for trespassing livestock**

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

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

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 2892 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.

On motion of Vice-Chairman Maynor, the committee recessed.

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Chairman Akers called the committee to order and to reconvene.

**House Resolution 13**, Urging statewide efforts to promote C-peptide testing education and training initiatives among critical care and emergency healthcare providers in Memory of Michael Brandon Cochran (originating)

Chairman Akers recognized Delegate Roop as the lead sponsor for purposes of explaining the bill. Chairman Akers called for questions of Delegate Roop regarding the bill. Questions from the committee members followed. Chairman Akers recognized Vice-Chairman Maynor.

Vice-Chairman Maynor asked for unanimous consent to immediately advance the resolution to markup and discussion. Without objection, Chairman Akers advanced the resolution to mark up and discussion. Chairman Akers recognized Vice-Chairman Maynor for purposes of making a motion.

Vice-Chairman Maynor moved to report originating House Resolution 13 to the floor with the recommendation that it be adopted, but that it first be referred to the Committee on Rules. 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 originating resolution to be reported as moved.

**Committee Substitute for House Bill 2410**, Safeguard the Right-To-Try Cutting-Edge Medicine Act

Chairman Akers recognized Vice-Chairman Maynor as a sponsor for purposes of explaining the bill. Chairman Akers called for questions of Vice-Chairman Maynor regarding the bill. Questions from the committee members followed. Chairman Akers advanced the bill to markup and discussion.

**House Bill 3014**, Relating generally to liability of hospital police

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. Without objection and having been placed under oath by Chairman Akers, Mr. Jason Webb, representing Vandalia Health, answered questions from the committee members. Chairman Akers advanced the bill to markup and discussion.

**House Bill 3425**, Clarifying that any person employed by the Division of Corrections and Rehabilitation pursuant to a contract includes contracted staff that work for vendors

Chairman Akers recognized Delegate Kelly as the lead sponsor for purposes of explaining the bill. Chairman Akers called for questions of Delegate Kelly regarding the bill. Chairman Akers advanced the bill to markup and discussion.

**House Bill 3514**, Relating to providing that any person convicted of a crime pursuant to §61-8B-1 et seq. shall be required to register pursuant to this article (originating)

Chairman Akers recognized counsel for purposes of explaining the bill. Chairman Akers called for questions of counsel regarding the bill. Chairman Akers advanced the bill to markup and discussion.

**House Bill 2973**, Regarding venue for legal actions against the West Virginia Secondary School Activities Commission

Chairman Akers recognized Delegate Gearheart as the lead sponsor for purposes of explaining the bill. Chairman Akers called for questions of Delegate Gearheart 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.

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Delegate JB Akers

Committee Chair

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Mr. Daniel Osborne

Senior Clerk