



WEST VIRGINIA SENATE
COMMITTEE ON THE JUDICIARY

MINUTES FOR FEBRUARY 21, 2019, 3:00 P.M.

Pursuant to the call of the Chairman, the Senate Committee on the Judiciary met on February 21, 2019, at 3:00 p.m. in Room 208-W.

All members being present, with the exception of Senator Cline, who was absent, the Chairman declared the presence of a quorum. (See attached roll call and agenda).

On motion of Senator Weld, the minutes of the previous meeting were approved.

Chairman Trump moved **Originating Bill 2** to the top of the agenda.

Originating Bill 2 – Regarding commission of notaries public to make acknowledgements beyond the borders of West Virginia.

Brian Skinner, Counsel, explained the bill and responded to questions.

With leave of the committee, Donald Kersey, Director and Deputy Legal Counsel, Elections Division, West Virginia Secretary of State, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

Senator Maynard requested a ruling under the provisions of Senate Rule 43.

Chairman Trump replied that any impact of the Senator would be a member of a class of persons possibly to be affected by the passage of this bill, and refused to excuse Senator Maynard from voting.

On motion of Senator Weld, the committee agreed to the originating bill.

On motion of Senator Weld, the committee reported the originating bill to the full Senate with the recommendation that it do pass.

Chairman Trump moved **S. B. 622** next on the agenda.

S. B. 622 - Relating generally to regulation and control of financing elections.

Sarah Canterbury, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

With leave of the committee, Donald Kersey returned to answer questions.

With leave of the committee, Chuck Flannery, Deputy Secretary and Chief of Staff, West Virginia Secretary of State, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Romano, the committee agreed to amend the committee substitute on page 17, line 33 by adding language clarifying that a political committee may not engage in any activity until such committee files a statement of organization with the Secretary of State.

Senator Woelfel moved to amend the committee substitute to provide that all amendments enacted thereby would not become effective until January 1, 2020.

Unanimous consent being granted, Senator Woelfel reformed his amendment to provide that all amendments enacted thereby would not become effective until January 1, 2020, except for the provisions defining a political action committee.

The question being on the adoption of the amendment offered by Senator Woelfel, the same was put, and a division of the body was demanded by Senator Woelfel. The vote being 6 in favor and 10 opposed, the amendment was rejected.

Senator Romano moved to amend the committee substitute to incorporate the provisions of Senate Bill 115 into the committee substitute.

The question being on the adoption of the amendment offered by Senator Romano, the same was put, and a division of the body was demanded by Senator Romano. The vote being 7 in favor and 8 opposed, the amendment was rejected.

On motion of Senator Weld, the committee agreed to the committee substitute, as amended.

On motion of Senator Weld, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

On motion of Senator Weld, the committee adjourned.



Charles S. Trump IV, Chair



Beverly Douglas, Analyst/Clerk