

FSN2018 - 2018 Regular Session – Update 1-16-18

Bill	Title	SA/SI	Last Action	Committee Reference	Notes
SB 4	Establishing Mental Health and Military Service Member Court program	SI SB107	01/10/18 - To Senate Judiciary	Senate Ref. 1 - Judiciary Senate Ref. 2 - Finance	
SB 11	Relating generally to traumatic brain injury		01/10/18 - To Senate Health and Human Resources	Senate Ref. 1 - Health and Human Resources Senate Ref. 2 - Education	This is the Return to Learn bill supported by WVUCED.
SB 15	Including nurses employed by nursing homes in WV Nurse Overtime and Patient Safety Act		01/10/18 - To Senate Health and Human Resources	Senate Ref. 1 - Health and Human Resources Senate Ref. 2 - Finance	This bill includes provisions prohibiting mandatory overtime for nurses in nursing homes, as will those in hospitals.
SB 25	Prohibiting doctors and lawyers from filing fraudulent disability claims		01/10/18 - To Senate Health and Human Resources	Senate Ref. 1 - Health and Human Resources Senate Ref. 2 - Judiciary	This bill creates a felony offense for doctors or lawyers who file, provide evidence, or otherwise help a person filing a fraudulent disability claim.
SB 55	Providing continued eligibility for developmental disability services to dependents of military personnel		01/10/18 - To Senate Military	Senate Ref. 1 - Military Senate Ref. 2 - Health and Human Resources Senate Ref. 3 - Finance	
SB 61	Prohibiting smoking in motor vehicle when minor 16 years old or less is present		01/10/18 - To Senate Health and Human Resources	Senate Ref. 1 - Health and Human Resources Senate Ref. 2 - Judiciary	

SB 64	Requiring minimum standards of universal design for disabled persons in certain newly constructed buildings		01/10/18 - To Senate Government Organization	Senate Ref. 1 - Government Organization	Minimum universal design for accessibility required in the construction of single family homes, townhouses, multilevel dwellings, and ground floor units in buildings with 3 or fewer units.
SB 107	Establishing Mental Health, Veteran and Service Members Court	SI SB4 SI SB74	01/10/18 - To Senate Judiciary	Senate Ref. 1 - Judiciary Senate Ref. 2 - Finance	
SB 113	Improper use or representation of service animals		01/10/18 - To Senate Judiciary	Senate Ref. 1 - Judiciary	Creates a misdemeanor offense for representing an animal as a service animal that has not been trained as a service animal - fine up to \$100 and 30 hours of community service with an agency or non-profit that serves primarily people with visual impairments or other disabilities.
SB 124	Providing authorization and oversight of public charter schools		01/10/18 - To Senate Education	Senate Ref. 1 - Education Senate Ref. 2 - Finance	Provides state funding, state benefits for employees, and provides for special schools, classes, regular class programs, home-teaching & visiting teacher services for exceptional children - all for public charter schools.
SB 126	Creating earned income tax credit for low income workers		01/10/18 - To Senate Tax Reform	Senate Ref. 1 - Senate Ref. 2 - Finance	
SB 139	Changing qualifier for low income for homestead tax credit		01/10/18 - To Senate Finance	Senate Ref. 1 - Finance	Changes eligibility income level for low income homestead tax credit to 300% or less of federal poverty level.

SB 140	Requiring photo identification on voter registration cards		01/10/18 - To Senate Judiciary	Senate Ref. 1 - Judiciary	Requires voter registration cards to include photograph of the voter and may include voter registration information on driver's license - effective January 1, 2019.
SB 152	Budget Bill		01/10/18 - To Senate Finance	Senate Ref. 1 - Finance	This is the Governor's Budget Bill which is the starting point for each house to develop their budget bill.
SB 257	Creating WV Counseling Protection Act		01/12/18 - To Senate Health and Human Resources	Senate Ref. 1 - Health and Human Resources Senate Ref. 2 - Judiciary	Protects communication between patient/client and mental health provider and prohibits state agencies & political subdivisions from denying or restricting provision of counseling.
SB 284	Increasing access to career education and workforce training		01/15/18 - To Senate Education	Senate Ref. 1 - Education Senate Ref. 2 - Finance	Establishes Advanced Career Education (ACE) programs for post-secondary career education and the West Virginia Invests Program providing grants to eligible institutions for individual's tuition after federal aid has been exhausted.
HB 2024	Creating a criminal felony offense of aggravated assault or battery of a child or a person who is mentally incapacitated		01/10/18 - To House Judiciary	House Ref. 1 - Judiciary	Creates a felony offense of assault or battery of a child under age 15 or a person who is "mentally incapacitated" regardless of age and provides the following sentences: Assault - \$1,000-3,000 fine and/or 1-3 years in prison Battery: \$3,000-10,000 fine and/or 1-5 years in prison.
HB 2108	Requiring school bus aides, who are trained in preventing bullying and providing a safe environment for students while being transported		01/10/18 - To House Education	House Ref. 1 - Education House Ref. 2 - Finance	Requires each county board of education to have trained school bus aides to prevent bullying to be on school buses whenever students are being transported.

	on a school bus, to be present on school buses				
HB 2123	Making the West Virginia Schools for the Deaf and Blind eligible to participate in any and all funding administered or distributed by the West Virginia School Building Authority		01/10/18 - To House Education	House Ref. 1 - Education House Ref. 2 - Finance	
HB 2132	Limiting able-bodied adults without dependents receipt of SNAP benefits to three months in a thirty-six month period		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	Able-bodied adults with no dependents, age 18-50, to 3 months of SNAP benefits in a 36 month period unless they are employed, going to school, or volunteering at least 20 hours per week. DHHR may not request a waiver of this requirement.
HB 2175	Requiring recipients of Supplemental Nutrition Assistance Program be issued a photo identification card		01/10/18 - To House Judiciary	House Ref. 1 - Judiciary House Ref. 2 - Finance	Requires photo ID card for SNAP beneficiaries, requires card to be presented for all qualified purchases, and establishes a misdemeanor offense for using someone else's SNAP card with a \$500 fine and/or 15 days in jail.
HB 2179	Issuing a special registration plate for persons who are residents of this state and who have a family member diagnosed with autism spectrum disorder		01/10/18 - To House Roads and Transportation	House Ref. 1 - Roads and Transportation House Ref. 2 - Finance	
HB 2197	Requiring retail establishments offering gasoline or other motor fuel to provide refueling assistance and refueling access to persons with a disability		01/10/18 - To House Roads and Transportation	House Ref. 1 - Roads and Transportation House Ref. 2 - Judiciary	
HB 2202	Requiring the Human Rights Commission, when investigating a complaint of discrimination, to specifically include an examination of the intent of the person		01/10/18 - To House Judiciary	House Ref. 1 - Judiciary	Requires the Human Rights Commission, when investigating a discrimination complaint, to find out the intent of the employer, labor organization, employment agency,

					owner, real estate broker, real estate salesman, or financial institution accused of discriminating.
HB 2309	Discontinuing the use of common core standards and assessments in the state		01/10/18 - To House Education	House Ref. 1 - Education	
HB 2323	Exempting social security benefits from personal income tax		01/10/18 - To House Senior Citizen Issues	House Ref. 1 - Senior Citizen Issues House Ref. 2 - Finance	This bill exempts social security benefits, including disability benefits, from person income tax.
HB 2358	Exempting a percentage of social security benefits from personal income tax		01/10/18 - To House Senior Citizen Issues	House Ref. 1 - Senior Citizen Issues House Ref. 2 - Finance	This bill exempts a percentage of social security benefits from personal income tax, on a sliding scale based on overall gross income.
HB 2399	Creating the West Virginia Earned Income Tax Credit		01/10/18 - To House Finance	House Ref. 1 - Finance	
HB 2417	Exempting from personal income tax the entirety of any income received under the federal Social Security system for certain persons		01/10/18 - To House Senior Citizen Issues	House Ref. 1 - Senior Citizen Issues House Ref. 2 - Finance	Exempts social security benefits of an individual with adjusted federal gross income of \$1,000 or less from personal income tax.
HB 2462	Relating to the compensation of personnel employed at the West Virginia Schools for the Deaf and the Blind		01/10/18 - To House Education	House Ref. 1 - Education House Ref. 2 - Finance	Clarifies the minimum salary scale for personnel at the School for the Deaf & Blind.
HB 2523	Eliminating the certificate of need program		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	Eliminates the Certificate of Need (CON) program for health care facilities & providers.
HB 2531	Allowing military personnel and reservists the additional five-year		01/10/18 - To House	House Ref. 1 - Veterans' Affairs and	

	period to enter upon or recover land already allowed to infants and the insane		Veterans' Affairs and Homeland Security	Homeland Security House Ref. 2 - Judiciary	
HB 2537	Relating to disability pensions of municipal employees		01/10/18 - To House Pensions and Retirement	House Ref. 1 - Pensions and Retirement House Ref. 2 - Finance	Requires pensions to be increased as minimum wage increases.
HB 2543	Preventing the State Board of Education from implementing common core academic standards and assessments		01/10/18 - To House Education	House Ref. 1 - Education	
HB 2571	Developing a resource for use by parents to monitor and track deaf and hard-of-hearing children's expressive and receptive language acquisition		01/10/18 - To House Education	House Ref. 1 - Education	This is the LEAD-K bill that was introduced in 2017 - it is a carryover bill. We anticipate a new bill being introduced this session.
HB 2665	Requiring a person restraining a mentally ill or mentally challenged person in a "four point restraint" to administer sedation by injection at the time the patient is secured		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	This bill requires that sedation be administered at the time a four-point restraint is used to secure a mental health patient, provides guidelines, including removing the restraints once the patient awakens and placement in a safe seclusion room - also indicates that that the safe seclusion room (with or without sedation) be the first alternative.
HB 2695	Creating a pilot program for expansion of school-based mental health and school-based diversion		01/10/18 - To House Education	House Ref. 1 - Education	Establishes a 3-year pilot of school-based mental health & school-based diversion as a collaboration between the WV Dept. of Education and the Bureau for Behavioral Health & Health Facilities in DHHR with targeted screening, early intervention, and as

					an alternative to disciplinary measures.
HB 2708	Relating to a lawful method for a developmentally disabled person to purchase a base hunting license		01/10/18 - To House Agriculture and Natural Resources	House Ref. 1 - Agriculture and Natural Resources House Ref. 2 - Judiciary House Ref. 3 - Finance	Provides for a person with a developmental disability to get a hunting license - requires training and requires the individual be accompanied & supervised by a person over 18 years of age when hunting.
HB 2743	Requiring the release of an unemancipated minor's medical records for drug testing		01/10/18 - To House Political Subdivisions	House Ref. 1 - Political Subdivisions House Ref. 2 - Judiciary	Requires the release of medical records of an unemancipated minor to the parent or guardian without the consent of the minor.
HB 2761	Relating to qualifications of paraprofessionals, autism mentors and braille or sign support specialists		01/10/18 - To House Education	House Ref. 1 - Education House Ref. 2 - Finance	Provides that autism mentors and Braille or sign support specialists that hold paraprofessional titles be considered qualified for early childhood classroom assistant teacher positions.
HB 2787	Creating an additional class of special education classroom aides		01/10/18 - To House Education	House Ref. 1 - Education House Ref. 2 - Finance	Creates a class & pay grade of "Aide V" - requires completion of 3 e-learning classes provided by the WV Dept. of Education Office of Special Education on special needs students.
HB 2808	The West Virginia Assisted Outpatient Treatment Act		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	
HB 2847	Relating to the state's Medicaid Home and Community-Based Services Intellectual/Developmental Disability Waiver		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 -	Requires DHHR to reinstate all the provisions for the IDD Waiver that were in place prior to July 1, 2015.

				Finance	
HB 2848	Livable Home Tax Credit		01/10/18 - To House Senior Citizen Issues	House Ref. 1 - Senior Citizen Issues House Ref. 2 - Finance	Provides a tax credit for accessibility modifications made to a home for a senior citizen or person with a disability.
HB 2945	Relating to exemptions from mandated immunizations		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	Exempts a child from mandatory immunizations if certified by a physician and/or by notarized certification by parent or guardian.
HB 2956	Establishing a new special revenue fund, designated the Adult Drug Court Participation Fund		01/10/18 - To House Judiciary	House Ref. 1 - Judiciary House Ref. 2 - Finance	
HB 2964	Budget Stabilization Act of 2017		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Finance	Prohibits the governor from presenting a budget greater than the FY 2015 budget except for increases to PEIA and Medicaid Waivers.
HB 2999	Establishing a program for the licensing and regulation of out- patient substance abuse counseling programs		01/10/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Government Organization	
HB 3014	Prohibiting a person appointed agent under a power of attorney from exerting undue influence over the principal		01/10/18 - To House Judiciary	House Ref. 1 - Judiciary	
HB 3023	Relating to public school education assessment of students for dyslexia and dyscalculia		01/10/18 - To House Education	House Ref. 1 - Education House Ref. 2 - Finance	Requires State Board of Education to develop & adopt informational materials & guidelines, including appropriate screening instruments & comprehensive assessments, for the

					assessment of students with dyslexia and dyscalculia.
HB 3026	Providing that a vehicle driver who injures a "vulnerable road user" is guilty of reckless driving		01/10/18 - To House Roads and Transportation	House Ref. 1 - Roads and Transportation House Ref. 2 - Judiciary	Allows for a fine and confinement for a vehicle driver injuring a "vulnerable road user" which includes a person using a wheelchair along with several other types of persons.
HB 3104	Transfer of the West Virginia Traumatic Brain and Spinal Cord Injury Rehabilitation Fund		01/12/18 - To House Finance	House Ref. 1 - Government Organization House Ref. 2 - Finance	This transfers the TBI/SCI Rehabilitation Fund from DRS to DHHR and abolishes the TBA/SCI Rehabilitation Fund Board.
HB 4019	Budget Bill, making appropriations of public money out of the treasury in accordance with section fifty-one, article six of the Constitution		01/10/18 - To House Finance	House Ref. 1 - Finance	This is the Governor's Budget Bill which will be the starting point for each house in developing their budget bill.
HB 4028	Allowing funding allotted for treatment supervision of drug offenders to be applied to participants in the Adult Drug Court Program		01/11/18 - To House Judiciary	House Ref. 1 - Judiciary House Ref. 2 - Finance	
HB 4035	Creating a legislative coalition to study and report to the Legislature on palliative care		01/12/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	The coalition is to study and provide a report on end of life care and palliative care (reducing the suffering of dying patients).
HB 4147	Authorizing the earlier issuance of identification cards to approved medical marijuana consumers and caregivers		01/16/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Judiciary	
HB 4151	Exempting Buildings 6, 7 and 9 of the Capitol Complex from the requirement that food service facilities be operated by West		01/16/18 - To House Government Organization	House Ref. 1 - Government Organization House Ref. 2 -	

	Virginia Division of Vocational Rehabilitation			Finance	
HB 4153	Imposing a health care related provider tax on certain health care organizations		01/16/18 - To House Health and Human Resources	House Ref. 1 - Health and Human Resources House Ref. 2 - Finance	Establishes a tiered provider tax for HMOs.