



THE 2023 LEGISLATIVE SESSION RECAP

We are pleased to provide this recap of the 2023 Legislative Session summarizing the key legislation that the League tracked this session. In 2023, 2,317 bills were introduced – about one hundred more than last year – and 356 made it through both houses and were presented to the Governor.

Our members provided an extraordinary amount of advocacy this year, not just at the Mid-Winter Conference, but throughout the session. Many times, when we were meeting with legislators we would hear “My Mayors already contacted me”. It is such a benefit to our team at the capitol when members have given their delegation an understanding of how legislation will affect their town, not just in general terms, but with specific examples and detail. The educational component you provided this year moved the needle of several pieces of legislation.

We also benefited from having city officials who are also serving in the House of Delegates and the Senate. When the caucus meets, it is important to have a voice for local government in the room. A special thank you to those that are currently serving their cities in their local government and representing them in state government as well.

This year the legislature was busy forming and passing state tax reform, so changes to city finances were largely sidelined. Now that they have passed their tax reform, we anticipate B&O tax, and other municipal revenues will be back in the spotlight next year. We will be working on this issue as well as some proposed legislation around short-term vacation rentals and will keep you posted as we progress.

Although several bills that would have been detrimental to our municipalities did not pass this year, we expect that they will be refiled in the 2024 Legislative Session. It is important that members stay engaged with their Senators and Delegates throughout the year. Keeping your local delegation informed on the issues you are facing and the successes you are having year-round gives us an advantage when advocating for municipal issues during the 60-day session.

Thank you for your continued engagement!

Travis L. Blosser
Executive Director





MUNICIPAL BILL TALLY

2317 Total bills were introduced

235 Bills were tracked by the League

42 Bills contained provisions strengthening local control or benefiting local government

21 Bills would have limited municipal revenues

4 Bills contained unfunded mandates

29 Bills contained preemptions on local government authority



A NOTE ABOUT “MUNI BRIEF”

In addition to the official summaries of the bills provided in the legislation itself, we are including a municipal “Muni Brief” to provide a simplified interpretation on the impact of the new laws on municipalities. The “Muni Brief” is provided with the understanding that the West Virginia Municipal League Inc., its officers, members, employees, and agents are not engaged in rendering legal services. Any specific questions regarding the impact of any legislation on an individual municipality should be directed to an attorney retained by the municipality.





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SENATE BILLS

SB 83 – Authorizing tactical medical professionals to carry firearms

(WV Code §30-29-3, §30-43-1, §30-43-2, §30-43-3)

Effective May 3, 2023

By Senators Takubo, Phillips, and Hamilton

Muni Brief: Enables tactical medical professionals certified in Tactical Combat Casualty Care and Tactical Emergency Medical Support to be attached to a law-enforcement agency. The certified tactical medical professionals are able to carry firearms and are afforded the same protections from civil or criminal liability as law enforcement agencies or officers.

Official Description: Relating to tactical medical professionals; defining terms; authorizing to carry firearms; training and certification requirements; and protecting from civil or criminal liability.

SB 128 – Clarifying authority of Governor and Legislature to proclaim and declare state of emergency and preparedness

(WV Code §15-5-2, §15-5-6)

Effective February 23, 2023

By Senators Smith, Tarr, Azinger, Roberts, Deeds, Boley, Rucker, Taylor, Karnes, and Woodrum

Muni Brief: Provides that during a proclaimed state of emergency or state of preparedness, municipal or county health officials may not take any enforcement action which is not authorized by statute.

Official Description: Relating to states of emergency and preparedness; defining terms; clarifying the authority of the Governor and the Legislature to proclaim or declare states of emergency and preparedness; creating two classes of states of preparedness and establishing the criteria therefor; establishing the initial duration of gubernatorially proclaimed states of emergency and preparedness and the requirements for extending same; expanding and clarifying the powers of the Governor as to what he or she may order under proclamations of states of emergency and preparedness; expressly limiting the Governor’s authority to order certain actions in an executive order issued pursuant to a proclamation or declaration of a state of emergency or preparedness; clarifying that the declaration of a state of preparedness has the same effect as a declaration of a state of emergency for the purposes of the Emergency Management Assistance Compact and the Statewide Mutual Aid System; and stating that the powers granted as to orders issued under states of emergency do not include the authority to limit the lawful possession and use of firearms and ammunitions.

SB 131 – Allowing municipal fire marshals to receive service weapon upon retirement

(WV Code §8-15-28)

Effective June 2, 2023

By Senators Nelson, Woodrum, Jeffries, Phillips, Trump, Deeds, Stuart, Queen, Smith, Rucker, Hamilton, and Maroney

Muni Brief: Allows the award of service weapon to retiring fire marshals, fulltime deputy or assistant fire marshals after 20 years of honorable service unless the person is otherwise prohibited from possessing a firearm.

Official Description: Providing for municipal fire departments to provide service weapons to municipal fire marshals upon retirement in certain circumstances; and allowing the sale of retired service weapons to active and retired fire marshals.

SB 207 – Relating to state allocation of funding to regional councils

(WV Code §5B-2-4a)

Effective May 2, 2023

By Senators Jeffries and Plymale

Muni Brief: Eliminates the \$40,000 cap on distributions of state funds from the Department of Economic Development to regional councils. The total amount of funds provided by the legislature for regional councils will be divided by the number of eligible regional councils, with no limitation on any single regional council.

Official Description: Relating to the state allocation of funding to regional councils; and eliminating the maximum state allocation allowed to each eligible regional council.

SB 208 – Relating to criminal justice training for all law-enforcement and correction officers regarding individuals with autism spectrum disorders

(WV Code §30-29-5a)

Effective May 31, 2023

By Senators Caputo, Woelfel, Oliverio, Rucker, Hamilton, Hunt, Chapman, Stuart, and Deeds

Muni Brief: Requires all law-enforcement officers to receive a course in appropriate interactions with individuals with autism, alzheimers, or dementia offered through the Law-Enforcement Professional Standards Subcommittee as part of their in-service training requirement every three years.

Official Description: Relating to criminal justice training for all law-enforcement officers and correction officers regarding individuals with autism spectrum disorders, Alzheimer's, and related dementias and requiring that all current law-enforcement officers receive the course of basic training for appropriate interaction with and response to individuals with autism spectrum disorders, Alzheimer's, and related dementias every three years.

SB 239 – Requiring Commissioner of Bureau for Behavioral Health to engage certain providers and leaders to study homeless demographic

(WV Code §9-5-31)

Effective May 16, 2023

By Senators Azinger, Takubo, and Deeds

Muni Brief: Requires a demographic study of homelessness across the state with the participation of stakeholders including municipal leaders to be reported to the legislature on or before July 1, 2024. The study will be used in consideration of potential legislation.

Official Description: Relating to requiring the Commissioner of the Bureau for Behavioral Health to engage behavioral health providers, substance use disorder providers, municipal leaders, and county government leaders to study a breakdown of homeless demographic information throughout West Virginia; reporting the findings of the study to the President of the Senate, Speaker of the House of Delegates, and the Joint Committee on Government and Finance; and providing a date report is due.

SB 268 – Relating to PEIA

(WV Code §5-16-2, §5-16-3, §5-16-4, §5-16-5, §5-16-5b, §5-16-7, §5-16-7b, §5-16-7c, §5-16-7g, §5-16-8, §5-16-9, §5-16-10, §5-16-11, §5-16-13, §5-16-14, §5-16-15, §5-16-16, §5-16-18, §5-16-23, §5-16-25, §5-16-26, §5-16-28, §5-16-30, §5-16-31, §5-16-32)

Effective March 6, 2023

By Senators Takubo, Hamilton, Queen, Plymale, Deeds, and Nelson

Muni Brief: Makes substantial changes to the state plan. For non-state plans, increases the reimbursement rate for in-patient care to 110% of medicare.

Official Description: To amend and reenact various sections of code and adding three new sections all relating to the West Virginia Public Employees Insurance Act.

SB 298 – Relating to non-federally declared emergencies and non-states of emergency

(WV Code §15-5-9)

Effective March 10, 2023

By Senators Trump, Woodrum, Plymale, and Deeds

Muni Brief: Clarifies that cities can enter into mutual aid agreements with other agencies and organizations in bordering counties or in contiguous states regardless of a federal or state emergency declaration.

Official Description: Clarifying that mutual aid agreements can be entered into by local emergency services or organizations for reciprocal aid in bordering counties of other states for day-to-day support for fire and emergency medical service calls.

SB 335 – Authorizing Department of Homeland Security to promulgate legislative rules

(WV Code §64-6-1, §64-6-2, §64-6-3, §64-6-4, §64-6-5)

Effective March 6, 2023

By Senator Woodrum

Muni Brief: This is a rules bundle for the Department of Homeland Security. Two rules changes in this bundle were: 170CSR7 which establishes guidelines for the State Office of the National Flood Insurance Program (formerly under the Office of the Insurance Commissioner), including developing training for floodplain management, fostering interagency participation, and developing templates to help municipalities meet the requirements of the National Flood Insurance Program; and 87CSR8 which extends the period for which a firefighter can be classified as probationary to five years and made some modifications to the training curriculum requirements.

Official Description: Relating generally to authorizing certain agencies of the Department of Homeland Security to promulgate legislative rules; authorizing the rules as filed and as modified by the Legislative Rule-Making Review Committee and as amended by the Legislature and directing certain agencies of the Department of Homeland Security to amend current legislative rules; relating to authorizing the Governor's Committee on Crime to promulgate a legislative rule relating to protocol for law enforcement response to domestic violence; relating to authorizing the Division of Emergency Management to promulgate a legislative rule relating to the National Flood Insurance Program; relating to authorizing the Fire Commission to promulgate a legislative rule relating to hazardous substance emergency response training programs; relating to authorizing the Fire Commission to promulgate a legislative rule relating to certification of home inspectors; relating to authorizing the Fire Commission to promulgate a legislative rule relating to volunteer firefighters' training equipment, and operating standards; relating to authorizing the Fire Marshal to promulgate a legislative rule relating to certification of electrical inspectors; relating to authorizing the Fire Marshal to promulgate a legislative rule relating to supervision of fire protection work; relating to authorizing the Fire Marshal to promulgate a legislative rule relating to electrician licensing; relating to authorizing the Fire Marshal to promulgate a legislative rule relating to certification of home inspectors; relating to authorizing the State Police to promulgate a legislative rule relating to West Virginia State Police professional standards investigations, employee rights, early identification system, psychological assessment, and progressive discipline; and relating to directing the State Police

to promulgate a legislative rule relating to modified vehicle inspections.

SB 345 – Authorizing Department of Revenue to promulgate legislative rules

(WV Code §64-7-1, §64-7-2, §64-7-3, §64-7-4)

Effective March 10, 2023

By Senator Woodrum

Muni Brief: This is a rules bundle for the Department of Revenue. One rule change in the bundle was 110CSR28 removing the cost recovery fee calculation that the Tax Department performs to determine what their fee for administering municipal sales taxes would be and sets that fee at a flat 1% of net tax revenues.

Official Description: Relating generally to authorizing certain agencies of the Department of Revenue to promulgate legislative rules; authorizing the rules as filed, as modified, and as modified and amended by the Legislative Rule-Making Review Committee, and as amended by the Legislature; relating to authorizing the Division of Financial Institutions to promulgate a legislative rule relating to money transmission services; relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to suitability in annuity transactions; relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to pharmacy auditing entities and pharmacy benefit managers; relating to authorizing the Insurance Commissioner to promulgate a legislative rule relating to bail bondsmen in criminal cases; relating to authorizing the Lottery Commission to promulgate a legislative rule relating to West Virginia Lottery sports wagering; relating to authorizing the Tax Commissioner to promulgate a legislative rule relating to the valuation of producing and reserve oil, natural gas liquids, and natural gas for ad valorem property tax purposes; relating to authorizing the Tax Commissioner to promulgate a legislative rule relating to West Virginia Film Industry Investment Act; relating to authorizing the Tax Commissioner to promulgate a legislative rule relating to the Farm-to-Food Bank tax credit; relating to authorizing the Tax Commissioner to promulgate a legislative rule relating to property transfer tax; relating to authorizing the Tax Commissioner to promulgate a legislative rule relating to municipal sales and use tax administration; and relating to authorizing the Tax Commissioner to promulgate a legislative rule relating to a personnel rule for the Tax Division.

SB 458 – Setting rate of interest on delinquent retirement contribution submissions

(WV Code §5-10D-13, §5-10D-14)

Effective June 4, 2023

By Senators Nelson

Muni Brief: An employer who is participating in any public retirement system administered under the Consolidated Public Retirement Board (such as PERS), may not terminate its participation without approval of the legislature.

Official Description: All relating to the Consolidated Public Retirement Board; setting the rate of interest on delinquent retirement contribution submissions; and prohibiting employer unilateral termination without legislative action.

SB 475 – Modifying examinations for disability pensions

(WV Code §8-22-23a)

Effective July 1, 2023

By Senators Nelson and Plymale

Muni Brief: At the discretion of the oversight board, allows for in-person or virtual medical exams by physician chosen by the oversight board, and/or review of medical records.

Official Description: Modifying examinations for disability pensions; and providing the oversight board discretion in the method of medical examinations of a member applying for disability benefits.



SB 481 – Extending sunset provision of Upper Kanawha Valley Resiliency and Revitalization Program

(WV Code §5B-2-15)

Effective May 31, 2023

By Senators Roberts, Caputo, Jeffries, Nelson, Smith, Stover, Woodrum, Phillips, and Deeds

Muni Brief: Extends the deadline to complete the program to June 30, 2029.

Official Description: Relating to extending the sunset provision of the Upper Kanawha Valley Resiliency and Revitalization Program.

SB 490 – Patrol Officer Cassie Marie Johnson Memorial Act

(WV Code §61-5-17a)

Effective June 4, 2023

By Senators Deeds, Hamilton, Hunt, Jeffries, Karnes, Maroney, Martin, Phillips, Stuart, Trump, Weld, Woodrum, Plymale, Swope, Roberts, Grady, Nelson, and Taylor

Muni Brief: Creates a felony of obstructing a law-enforcement officer causing death with minimum of 15 year prison sentence.

Official Description: Creating the offense of obstructing a law-enforcement officer, probation officer, parole officer, courthouse security officer, correctional officer, the State Fire Marshal, a deputy or assistant fire marshal, firefighter, or emergency medical service personnel causing death; requiring proof of knowingly, willfully and forcibly obstructing or hindering a law enforcement officer, probation officer, parole officer, courthouse security officer, correctional officer, the State Fire Marshal, a deputy or assistant fire marshal, firefighter, or emergency medical service personnel engaged in their official capacity and thereby proximately causing the death of the person acting in his or her official capacity; establishing the criminal penalty therefor as life imprisonment with parole eligibility after service of 15 years; and providing a definition.

SB 534 – Relating to nonintoxicating beer, nonintoxicating craft beer, cider, wine, and liquor license requirements

WV Code §8-12-26, §8-12-27, §11-16-3, §11-16-6, §11-16-6a, §11-16-6d, §11-16-6f, §11-16-8, §11-16-9, §60-3A-3a, §60-3A-8, §60-4-3a, §60-4-3b, §60-7-2, §60-7-2a, §60-7-6, §60-7-8a, §60-7-8g, §60-8-6g, §60-8A-5, §61-8-27)

Effective June 9, 2023

By Senators Trump, Takubo, and Maroney

Muni Brief: Allows cities to designate DORAs (designated outdoor refreshment areas) in which alcohol may be sold and consumed. Provides that businesses that hold state beer licenses under §11-16-1 *et seq.* may not be charged for a municipal beer license. Businesses may still be required to get a municipal business license, and the new section appears to only apply to beer licenses, not liquor, wine, or private club licenses. We encourage cities to contact their City Attorney for advice and legal interpretation of the new section.

Official Description: Authorizing municipalities to create private outdoor designated areas by ordinances; creating special permit for Class A licensees who apply to be qualified permit holders to operate in private outdoor designated areas, setting forth requirements, and setting fees; providing municipalities may not impose additional license fees on any state licensee; promoting tourism in the state by permitting authorized brewers, resident brewers, wineries, farm wineries, distilleries, mini-distilleries, and micro-distilleries a limited off-site retail privilege for off-premises consumption sales for nonintoxicating beer manufactured by them and permitting limited complimentary samples at private fair and festivals; providing requirements for the conduct of the sales at private fairs and festivals; requiring payment of taxes, fees and markups, and no license fee; clarifying the nonintoxicating beer growler requirements for contents and sealing; allowing brewer and resident brewer to have additional places of manufacture under one license and based on manufacturing volume capacity; reducing fees and limiting additional places of manufacture under one license; forbidding the commissioner from considering licenses in other state as a criterion when evaluating



applications for licensure in this state; providing that any applicant for licensure in this state must meet all requirements, must be in good standing in all other states and must never had a license revoked in any other state in which it is licensed; providing, that persons licensed as resident brewers in this state are limited to producing 25,000 barrels of non-intoxicating beer and limited to self-distribution rights of 10,000 barrels of non-intoxicating beer; providing that such production and distribution limits shall apply, in the aggregate, whether produced in another state or West Virginia, as to all non-intoxicating beer produced by a person licensed as a resident brewer in West Virginia; providing a licensed brewer or resident brewer may enter into contract brewing services agreements with another licensed brewer or resident brewer with its principal place of business and manufacture located in the State of West Virginia for purposes of sharing brewing equipment or facilities as part of the manufacture of nonintoxicating beer or nonintoxicating craft beer; requiring any such contract brewing services agreement shall be provided to the West Virginia Alcohol Beverage and Control Administration and contain enumerated terms and conditions: removing limit on nonintoxicating beer or nonintoxicating craft beer which may be included with an order, sale or delivery of multiple meals; allowing commissioner to refuse a license if applicant or manager is not a suitable applicant; increasing number and size of liquor samples that are permitted; requiring manager to be suitable applicant and of good moral character; reducing and modifying food inventory required for private cigar shop, private club bars, private food truck, private manufacturer club, private hotel, private resort hotel, private farmers market in a private club restaurant, private multi-sport complex, and private food court; allowing a private manufacturer club to have operating food truck or other portable kitchen in lieu of on-premises food preparation facilities; removing acreage requirement for private wedding venue or barn license; clarifying nonintoxicating beer license requirements for persons, fairs and festivals; clarifying retail liquor outlet license requirements for applicants; clarifying that the statute applying to distilleries and mini-distilleries also applies to micro-distilleries; clarifying manufacturing limitations on distilleries, mini-distilleries, and micro distilleries; permitting dually licensed events, and a license fee; creating a private coliseum or center license and specifying license requirements; authorizing private coliseum or center license to conduct a temporary event in conjunction with a private fair and festival licensee and setting forth requirements; setting fees; creating a private food court license and specifying license requirements; clarifying dual licensing requirements and authorization for private fair and festivals, requirements, and no license fee; permitting private fairs and festivals to conduct on-premises consumption sales with certain requirements; permitting private fairs and festivals to allow authorized brewers, resident brewers, wineries, farm wineries, distilleries, mini-distilleries, and micro-distilleries to conduct limited off-premises consumption retail sales with certain requirements from the private fair and festival's licensed premises; permitting a private wine restaurant to operate a separately licensed but connected wine specialty shop; clarifying unlawful admission to dance hall; and exempting permit holder operating a private outdoor designated area, private coliseum or center licensee, or private food court from prohibition on admitting persons under the age of 18.

SB 548 – Clarifying what parties can redeem delinquent property and limiting those entitled to bid

(WV Code §11A-3-2, §11A-3-13, §11A-3-38, §11A-3-45, §11A-3-45a, §11A-3-46, §11A-3-47, §11A-3-48, §11A-3-48a, §11A-3-56)

Effective June 9, 2023

By Senator Weld

Muni Brief: Requires bidders in a tax sale register with the State Auditor's office prior to bidding. The Auditor can refuse registration to anyone who hasn't paid in a prior auction, has any delinquent property taxes, has a history of non-compliance with city or county code enforcement, is subject to legal proceedings related to city or county code enforcement, or has failed to comply with a raze or repair order from a city or a county. The same reasons may also disqualify a buyer from purchasing properties off the auditor's unsold land rolls.

Official Description: Modifying who is entitled to redeem real estate that is subject to delinquent taxes; modifying certain public notices regarding the certification of real estate to the Auditor; modifying who is entitled to redeem nonentered or certified lands; specifying that participation in certain auctions conducted by West Virginia Auditor constitutes transacting business in West Virginia; providing eligibility requirements to bid on tax liens at certain auctions conducted by the Auditor; providing for certain rule-making authority, including emergency rulemaking; barring certain parties from participating in auctions conducted by Auditor; modifying certain public notices regarding certain auctions conducted by the Auditor; providing for the incurrence of legal expenses related to title examinations by the West Virginia Auditor and the reimbursement for those expenses; authorizing West Virginia Auditor to refuse to sell unsold lands to potential buyers who fail to meet certain criteria; and barring certain parties from purchasing unsold lands.

SB 558 – Prohibiting law-enforcement agencies from posting booking photographs of certain criminal defendants on social media

(WV Code §62-1-6a)

Effective June 7, 2023

By Senators Weld, Woelfel, and Woodrum

Muni Brief: Prohibits law enforcement agencies from posting booking photos (mug shots) of people arrested on misdemeanors or non-violent felonies on social media with a few exceptions. Law enforcement agencies that have booking photos posted on their social media must remove any photos posted within 14 days upon request if the persons charges were dismissed or the person was otherwise not convicted.

Official Description: Relating to prohibiting law enforcement agencies of the state from posting on social media the booking photographs of individuals alleged to have committed a minor offense; clarifying that the Division of Corrections and Rehabilitation and its subordinate organizations may not be considered a law enforcement agency for purposes of this section; providing exceptions; and requiring removal of booking photographs in certain instances.

SB 561 – Relating to administration of WV Drinking Water Treatment Revolving Fund Act

(WV Code §16-13C-1 through §16-13C-6; §22-36-1 *et seq.*)

Effective July 1, 2023

By Senators Jeffries and Woelfel

Muni Brief: Transfers administration of the WV Drinking Water Treatment Revolving Fund from DHHR to DEP. Requires DEP to conduct an environmental review of projects funded by the Revolving Fund and may direct local entities to implement measures deemed necessary to prevent adverse health impacts. DEP may require all projects comply with federal law.

Official Description: Relating to the administration of the West Virginia Drinking Water Treatment Revolving Fund; transferring administration of Drinking Water Treatment Revolving Fund from Department of Health and Human Resources to Department of Environmental Protection; adding provisions relating to review by Department of Environmental Protection of funded projects and implementation of mitigation efforts if necessary to protect public health and the environment; and providing for Department of Environmental Protection to propose legislative rules.

SB 591 – Allowing counties and municipalities to jointly undertake development projects

(WV Code §7-12-9a)

Effective June 2, 2023

By Senators Swope, Rucker, Trump, and Roberts

Muni Brief: Allows county and municipal development authorities to contract to jointly undertake economic development projects and to share expenses and revenues from joint economic development projects.



Official Description: Relating to allowing counties and municipalities the opportunity to jointly undertake economic development projects and to allow a pro-rata share in costs and revenues generated from said economic development projects.

SB 633 – Requiring prompt appearances for persons detained on capiases

(WV Code §62-1-7, §62-1C-17b, §62-2-17)

Effective June 9, 2023

By Senators Woodrum, Trump, Deeds, Caputo, Woelfel, and Rucker

Muni Brief: Modifies definition of effective notice of a court date. Imposes a deadline on length of time in which the court must provide an appearance for persons detained on a capias.

Official Description: Relating to failure to appear; requiring compliance with the magistrate court criminal rules; requiring transport to the regional jail serving the charging county if an arrest occurs in a county other than the charging county and the defendant remains incarcerated after the arraignment; requiring prompt court appearances for persons detained on capiases or warrants for failure to appear; providing procedures for issuing bench warrants and capiases for nonappearance at scheduled court hearings or other proceeding; providing for purposes of capiases for failure to appear after indictment, that newspaper publication alone does not constitute effective notice; allowing a grace period after a failure to appear to allow certain defendants to appear except in defined circumstances; providing procedures following execution of bench warrants for nonappearance; providing that in all cases where a defendant is arrested and held under a capias for failure to appear in the county wherein the charge or charges is pending, and he or she is entitled to admission to bail, an initial appearance shall be held as soon as practicable, or within five days whichever is sooner, and bail shall be considered; and requiring courts to ensure that all inactive warrants and capiases for failure to appear are removed from law-enforcement databases.

SB 661 – Clarifying preferential recall rights for employees sustaining compensable injury

(WV Code §23-5A-3)

Effective June 9, 2023

By Senators Roberts and Tarr

Muni Brief: Specifies injured employee requesting reinstatement do so in writing via US mail with return receipt. Limits the period for preferential recall to 120 days from the employee's release date.

Official Description: Relating to the preferential recall rights of an employee who is off work due to a compensable injury; providing that any demand for reinstatement made by an injured employee must be made in writing; providing for how and where the demand for reinstatement must be mailed; providing requirements for an injured employee's reinstatement to his or her former position; providing for a preferential recall time period of 120 days when the injured employee is employed by contractors as defined by §30-42-3 of said code; stating that it is the employee's obligation to continually seek the possibility of employment during the preferential recall period; and providing that the employee's right to preferential recall terminates once the employer offers the employee his or her former position or a comparable position.

SB 674 – Providing statutory recognition and appointment of board members for WV First Foundation

(WV Code §5-30-1 *et seq.*)

Effective March 10, 2023

By Senators Trump, Weld, and Tarr

Muni Brief: Establishes the board for the foundation managing opioid litigation settlement funds required by the settlement memorandum of understanding with approved by the court.

Official Description: Recognizing the creation of the West Virginia First Foundation pursuant to the terms of the West Virginia First Memorandum of Understanding; setting forth legislative



findings; defining terms; specifying governing board membership; providing for appointment of an executive director of the governing board and setting forth qualifications; providing for audit and review of the foundation; and requiring local governments, regions, and the foundation to prepare annual reports.

SB 677 – Clarifying role and responsibilities of State Resiliency Officer

(WV Code §15-5-2, §15-5-4b, §15-5-4c, §15-5-24, §15-5-25, §15-5-26, §29-31-1, §29-31-2, §29-31-2a, §29-31-3, §29-31-6, §29-31-7, §29-31-8, §29-31-9, §29-31-10, §29-31-11, §29-31-12, §29-31-13, §29-31-14)

Effective March 11, 2023

By Senators Swope and Rucker

Muni Brief: Requires State Resiliency Office to develop a new Flood Resiliency Plan by June 2024, and provide technical support and notice of funding opportunities to municipalities in updating Hazard Mitigation Plans and Local Comprehensive Disaster Plans. Established a Disaster Recovery Trust Fund and a WV Flood Resiliency Trust Fund that may disburse funds to local governments during an emergency, or for assistance in implementing the Flood Resiliency Plan.

Official Description: Relating generally to the Resiliency and Flood Protection Planning Act; modifying definitions; repealing, continuing, and moving provisions governing the West Virginia Disaster Recovery Trust Fund into the act; revising provisions governing the State Resiliency Office, the State Resiliency Officer, and the State Resiliency Board within the act; expanding upon the qualifications, powers, and duties of the State Resiliency Officer and the Deputy State Resiliency Officer, including, but not limited to, requiring a vulnerability assessment of critical infrastructure at the state and municipal levels including hospitals, schools, fire stations, and comparable facilities; requiring leadership in state planning efforts "in the event of" states of emergency; requiring development of new state Flood Resiliency Plan; providing for receipt and disbursement of funds from the West Virginia Disaster Recovery Trust Fund and the duties of the State Resiliency Officer in administering the same; creating the West Virginia Flood Resiliency Trust Fund; providing for receipt and disbursement of funds from the West Virginia Flood Resiliency Trust Fund and the duties of the State Resiliency Officer in administering the same; and providing tax exemption.

SB 679 – Requiring Office of Inspector General to promulgate rules concerning location of forensic group homes

(WV Code §27-9-2)

Effective March 6, 2023

By Senators Tarr, Woelfel, Plymale, and Roberts

Muni Brief: Requires Office of Inspector General to promulgate emergency rules to limit the locations of forensic group homes from being located within a mile of a residential area, a licensed day care, or a school.

Official Description: Relating to forensic group homes; requiring the Office of Inspector General to propose rules regulating a forensic group homes location; and providing for variance for existing providers.





HB 2008 – Requiring local entities to enforce immigration laws

(WV Code §15-15-1, §15-15-2, §15-15-3, §15-15-4, §15-15-5, §15-15-6, §15-15-7, §15-15-8, §15-15-9)

Effective June 9, 2023

By Delegates Loganacre, Crouse, Ferrell, Ridenour, Fast, Thorne, Keaton, Ross, Martin, Mazzocchi, and McGeehan

Muni Brief: Prohibits state, county, or municipal entities from enacting or articulating a policy of non-compliance with immigration laws. Requires law enforcement agencies to comply with immigration detainers. Allows complaints of non-compliance to be made to and investigated by the Attorney General’s Office who may pursue injunctive relief if violation is substantiated. Provides for removal from office of any elected official who takes official action that violates this new section of code. Provides the Attorney General may defend entities or law enforcement agencies who get sued if the AG determines the entity made a good-faith effort to comply with the new code.

Official Description: Relating to prohibiting subdivisions and local entities from adopting policies that prohibit or materially restrict cooperation with federal entities enforcing immigration law; requiring state entities, local entities and law enforcement agencies to cooperate with the enforcement of immigration laws; providing for definitions; requiring that entities and agencies not prohibit the enforcement of immigration laws or cooperation with other governmental agencies to enforce immigration laws; providing for complaint procedures; providing for mandatory duties regarding immigration detainers; providing for actions to ensure compliance; providing that the failure to satisfy the duties imposed by this enactment constitutes neglect of duty and malfeasance in office and exposes elected officials to removal from office as provided by law; providing for mandatory agreements regarding the housing of persons subject to immigration detainers; providing for the Attorney General to defend good-faith compliance under certain circumstances; providing Whistle-Blower protections to individuals who report violations; and prohibiting discrimination on the basis of protected classes.

HB 2026 – Authorizing municipalities with police or firefighter employees in PERS to become participating employer in Municipal Police Officer and Firefighter Retirement System for a limited time

(WV Code §8-22A-33a)

Effective June 9, 2023

By Delegates Clark, Horst, Honaker, Barnhart, Worrell, and Espinosa

Muni Brief: Opens opportunity until July 1, 2025, for cities whose police and firefighters are covered under PERS to opt that members hired after July 1, 2015, may become members of the Municipal Police Officers and Firefighters Retirement System.

Official Description: Relating to additional opportunity for municipal police officers or firefighters to transfer into the Municipal Police Officers and Firefighters Retirement System; providing conditions upon which municipal police officers or firefighters may transfer into Municipal Police Officers and Firefighters Retirement System; providing for transfer of assets pertaining to municipal police officers or firefighters; requiring certain computations to be made by the Consolidated Public Retirement Board; requiring certain payments; and terminating liability of the Public Employees Retirement System.



HB 2283 – Relating to authorized expenditures of revenues from certain state funds for fire departments

(WV Code §8-15-8B)

Effective June 6, 2023

By Delegate Statler

Muni Brief: Authorized additional uses for money from the Municipal Pensions and Protection Fund and the Fire Protection Fund. Requires a separate account for money received from these accounts, or any other state grants to be kept separate from unrestricted funds.

Official Description: Clarifying and expanding categories of allowable expenditures; permitting state grant funds to be deposited into a state account and be transferred from the account for unrestricted use; and setting forth a 60-day time frame for fire departments receiving grant funds to transfer unrestricted funds from a restricted account.

HB 2640 – Authorizing certain agencies of the Department of Environmental Protection to promulgate legislative rules

(WV Code §64-3-1)

Effective March 6, 2023

By Delegate Foster

Muni Brief: This is rules bundle that includes the rules related to the DEP's Abandoned and Dilapidated Properties Grant Program. The general conditions for grant application were amended to include that the project will give priority to structures near high visibility traffic areas, tourism corridors and/or common open spaces.

Official Description: Authorizing the rules as filed and as modified by the Legislative Rule-Making Review Committee and as amended by the Legislature; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to standards of performance for new stationary sources; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to requirements for operating permits; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to emission standards for hazardous air pollutants; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to control of ozone season nitrogen oxides emissions; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to quarrying and reclamation; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the Recycling Assistance Grant Program; authorizing the Department of Environmental Protection to promulgate a legislative rule relating to the Reclamation of Abandoned and Dilapidated Properties Grant Program; and authorizing the Secretary's Office of the Department of Environmental Protection to promulgate a legislative rule relating to reclamation of solar and wind electricity generation facilities.

HB 2760 – To allow CPR firefighters to drive ambulances when both attendants are needed to administer patient care

(WV Code §17C-1-6)

Effective June 9, 2023

By Delegates Ross, Dillon, Burkhammer, A. Hall, and Riley

Muni Brief: Allows firefighters to drive ambulances when all EMTs on crew are required for patient care. There must be an MOU between the fire and EMS provider and drivers must have completed an Emergency Vehicle Operations Course.

Official Description: Relating to permitting firefighters to drive ambulances when both attendants are needed to administer patient care.

HB 2848 – Water and Sewer Operator licensing reciprocity

(WV Code §16-1-9g)

Effective June 5, 2023

By Delegates Riley, Linville, Cannon, Barnhart, Westfall, Clark, Fehrenbacher, W. Hall, Maynor, Adkins, and Hite

Muni Brief: Allows expedited WV certification of public water or wastewater operators certified by another jurisdiction.

Official Description: Related to modifying the requirements for out of state wastewater operators to obtain a license in the state; setting forth application requirements; and providing a waiver.

HB 2860 – To dispose of old AFFF foam accumulated by fire departments

(WV Code §29-3-5g)

Effective June 4, 2023

By Delegates Heckert, Foggin, Westfall, Anderson, Brooks, Crouse, Vance, Honaker, Shamblin, Chiarelli, and Jennings

Muni Brief: Requires the State Fire Commission to find a method for disposal of AFFF.

Official Description: Relating to providing for the safe disposal of used aqueous film forming foam; defining a term; requiring the State Fire Commission to dispose of used aqueous film forming and other class B fire-fighting foams.

HB 2883 – Making a supplemental appropriation from the Coronavirus State Fiscal Recovery Fund

Effective March 11, 2023

By Delegates Hanshaw and Skaff

Muni Brief: Allocates \$20M to the Reclamation of Abandoned and Dilapidated Property Program Fund and \$177M to the Water Development Authority

Official Description: AN ACT supplementing and amending Chapter eleven, Acts of the Legislature, Regular Session, 2022, known as the budget bill, as amended, in Title II from the appropriations of public moneys out of federal moneys remaining unappropriated, to the Executive, Governor's Office, Coronavirus State Fiscal Recovery Fund, fund 8823, fiscal year 2023, organization 0100, by supplementing and amending the appropriations for the fiscal year ending June 30, 2023.

HB 2914 – Supplementing and amending appropriations to the Governor's Office – Civil Contingent Fund

Effective March 10, 2023

By Delegates Hanshaw and Skaff

Muni Brief: Allocates \$85M to the Governor's Civil Contingent Fund for grant match funds.

Official Description: AN ACT supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2023, organization 0100 by supplementing and amending the appropriations for the fiscal year ending June 30, 2023..

HB 2955 – Relating to the establishment and operation of regional water, wastewater, and stormwater authorities

(WV Code §16-13D-1, §16-13D-2, §16-13D-3, §16-13D-4, §16-13D-5, §16-13D-6, §16-13D-8, §16-13D-9, §16-13D-10, §16-13D-11, §16-13D-12, §16-13D-13, §16-13D-14, §16-13D-15, §16-13D-17, §16-13D-21, §16-13D-22)

Effective June 7, 2023

By Delegates Riley and Keaton

Muni Brief: Adds the ability of public agencies to form regional stormwater authorities similar to regional water and regional wastewater authorities.

Official Description: Relating to the establishment and operation of regional water, wastewater, and stormwater authorities.



HB 3036 – Increasing the number of districts and the limit on approved costs under the BUILD WV Act

(WV Code §5B-2L-14, §5B-2L-16)

Effective June 7, 2023

By Delegates Hanshaw and Skaff

Muni Brief: Removed the limit on the number of BUILD WV districts and increased the annual aggregate sum of all costs for all projects from \$40M to \$150M.

Official Description: Removing the limit on the number of certified BUILD WV districts that may be certified in this state; and increasing the limit on aggregate sum of approved costs for all BUILD WV projects for any fiscal year.

HB 3042 – Relating to forbidding excessive government limitations on exercise of religion

(WV Code §35-1A-1)

Effective May 29, 2023

By Delegates Pinson, Crouse, Foster, C. Pritt, Fast, Ridenour, Burkhammer, Kirby, Mallow, Worrell, and Martin

Muni Brief: Creates a civil cause of action against government entities that “substantially burden a person’s exercise of religion”. Remedies are limited to injunctive or declaratory relief and costs and attorney fees.

Official description: Relating to forbidding excessive government limitations on exercise of religion; providing definitions; forbidding government from treating religious conduct more restrictively than any conduct of reasonably comparable risk; forbidding government from treating religious conduct more restrictively than comparable conduct because of alleged economic need or benefit; ensuring that, in all cases where state action is alleged to substantially burden the exercise of religion, that a compelling interest test is mandated, and strict scrutiny is applied; providing remedies; addressing applicability, construction, and severability.

HB 3146 – Establishing in West Virginia Code, the contents of the Uniform Public Meetings During Emergencies Act

(WV Code §6-9C-1, §6-9C-2, §6-9C-3, §6-9C-4, §6-9C-5, §6-9C-6, §6-9C-7, §6-9C-8, §6-9C-9, §6-9C-10)

Effective June 7, 2023

By Delegates Storch, Howell, Clark, and Linville

Muni Brief: Codifies many of the practices for virtual meetings that were recommended by the Ethics Commission during the pandemic. The Ethics Commission does not have the authority to issue advisory opinions interpreting this new Act, so any questions of interpretation should be directed to your City Attorney.

Official Description: Providing for virtual meetings; providing mechanism for authorization of virtual meetings; setting forth rules for, and conduct of virtual meetings; providing for public observation of, and public participation in, virtual meetings; providing for notice of virtual meetings; providing for rules governing same and exceptions; providing for procedural rules governing conduct of same; and establishing relation to the Electronic Signatures in Global and National Commerce Act.

HB 3148 – Relating to financing municipal policemen’s and firemen’s pension and relief funds

(WV Code §8-22-16, §8-22-20)

Effective June 4, 2023

By Delegates Storch, Marple, Anderson, E. Pritt, and C. Pritt

Muni Brief: As of July 1, 2023, prohibits municipalities using the alternative method of financing from choosing the conservation method of financing police and fire pensions if they close their funds to new hires. Allows cities using the alternative or conservation method of



financing to convert to the optional or optional-II method under certain circumstances.

Official Description: Relating to financing options for municipal policemen's and firemen's pensions and relief funds; prohibiting municipalities from using the conservation method of financing for their municipal policemen's and firemen's pension and relief funds; and providing that certain municipalities may convert to either the optional method or optional II method of financing under certain circumstances.

HB 3211 – Relating to authorizing service credit for unused accrued annual or sick leave days for use in determining retirement benefits in the Municipal Police Officer and Firefighter Retirement System

(WV Code §8-22A-27a)

Effective June 6, 2023

By Delegates Storch, Anderson, Kump, Reynolds, Ferrell, Hite, C. Pritt, Marple, Hornbuckle, E. Pritt, and Fluharty

Muni Brief: Allows members to apply unused leave as credited service.

Official Description: Authorizing service credit for unused accrued annual or sick leave days in the West Virginia Municipal Police Officers and Firefighters Retirement System; defining an annual leave or sick leave day as eight hours; authorizing service credit for unused accrued annual or sick leave days in the West Virginia Municipal Police Officers and Firefighters Retirement System; and limiting credit for accrued annual or sick leave days to the policy offered by the State of West Virginia for its state employees who are covered by the rules of the West Virginia Division of Personnel.

HB 3215 – Relating to land use

(WV Code §8A-1-2, §8A-2-7, §8A-4-2, §8A-5-1, §8A-5-3, §8A-5-6, §8A-5-8, §8A-8-4, §8A-8-5)

Effective May 31, 2023

By Delegate Riley

Muni Brief: Planning commissions only required to meet semiannually if no business is before the commission. Requires some minor updates to subdivision ordinances. Provides the ability to increase staff authority and expedite processes. Provides that Boards of Zoning Appeals are only required to meet semiannually if no business is before the board.

Official Description: Relating to land use planning; modifying definitions; modifying the frequency of planning commission meetings; clarifying contents of subdivision and land development ordinances; addressing jurisdiction of planning commission; clarifying process for minor proposals; modifying provisions related to approval of major proposals; providing for flexibility in qualifications for county boards of zoning appeals; and modifying frequency of board of zoning appeals meetings.

HB 3303 – Clarifying and expanding the powers and duties of the director of the Coalfield Community Development Office

(WV Code §5B-2A-4, §5B-2A-5)

Effective June 9, 2023

By Delegates Reynolds, Bridges, Sheedy, Crouse, Hott, Zatezalo, Willis, Phillips, Ward, and Brooks

Muni Brief: Assigns responsibility for management of grants issued by US Department of Energy and US Department of Commerce's Economic Development Administration for coalfield economic development or revitalization projects to the Coalfield Community Development Office.

Official Description: Continuing the Office of Coalfield Community Development under the Department of Economic Development; providing that the Governor appoint and set the salary of the director of the office by July 1, 2026; providing that funding for position to carry out the duties of the office shall be as provided by appropriation of the Legislature; clarifying and providing additional duties, powers, and responsibilities for the Office of Coalfield Community Development; and providing a sunset date.

HB 3340 – To revise the West Virginia Tax Increment Financing Act

(WV Code §7-11B-3, §7-11B-7, §7-11B-8, §7-11B-9, §7-11B-10)

Effective February 27, 2023

By Delegates Hardy, Espinosa, Storch, Statler, Hott, Hite, Horst, and Toney

Muni Brief: Makes changes to the notice requirements. Allows that a TIF placed by a municipality may be amended without consent of the county and a TIF placed by a county may be amended without consent of municipalities.

Official Description: Relating generally to property tax increment financing; amending definition of tax increment financing; modifying the existing authorization for a county commission or municipality to extend the termination time of certain districts; providing for certain notice to other levying bodies prior to a new project plan or project plan amendment for certain property tax districts being considered for approval; and eliminating certain approval of other levying bodies prior to amendment of an existing district by the county commission or governing body of the municipality making the amendment.

HB 3354 – To authorize municipalities to combine operations with other municipalities and counties to provide governmental services

(WV Code §8-12-5)

Effective June 9, 2023

By Delegate Rowe, Hanshaw, Foster, Steele

Muni Brief: Provides specific authorization for cities and counties to enter into agreements to combine service operations and share equipment and employees. An unrelated amendment that was added to the bill removed §8-12-5(14) – To regulate the keeping of gunpowder and other combustibles and amended §8-12-5(16) by removing specific authority to enforce federal firearms laws. Other sections of code related to the WV state fire code and arresting authority for municipal police officers may provide similar authority. We recommend contacting your City Attorney for a legal opinion on how to interpret the amended code.

Official Description: Authorizing municipalities to combine operations with other municipalities and counties to provide governmental services; removing authority for regulation of keeping gunpowder and other combustibles; and clarifying that a firearm violation is a violation of only state law.

HB 3364 – Requiring the closure of certain municipal policemen’s and firemen’s pension and relief funds as condition of issuance of pension funding revenue bonds

(WV Code §8-33-4a)

Effective March 3, 2023

By Delegate Storch

Muni Brief: Requires a municipality using the alternative method of funding to close that fund hired on or after the date of the bonds.

Official Description: Relating to the issuance of pension funding revenue bonds; and requiring the closure of certain municipal policemen’s and firemen’s pension and relief funds as condition of issuance of pension funding revenue bonds.

HB 3387 – Extending the moratorium on the authorization of new convention bureaus for an additional two years

(WV Code §7-18-13a)

Effective June 4, 2023

By Delegates Hardy, Storch, Westfall, and Espinosa

Muni Brief: Extends the moratorium on any new CVBs until June 30, 2026.

Official Description: Relating to extending the moratorium on the authorization of new convention and visitors bureaus for an additional two years and clarifying when and how a new convention and visitors bureau can qualify for a distribution of the hotel occupancy tax proceeds.



HB 3428 – Relating to the West Virginia Business Ready Sites Program

(WV Code §24-2-1n)

Effective March 2, 2023

By Delegate Howell

Muni Brief: Makes the program permanent and eliminates the cap on number of industrial sites that may be designated. Also deletes geographic apportionment requirements.

Official Description: Establishing the West Virginia Business Ready Sites Program as a permanent program; authorizing industrial development agencies to recommend required criteria for utility service to certain industrial development sites; giving Public Service Commission discretion to certify sites based on required criteria for utility service; providing for public utilities that can meet required criteria to apply to Public Service Commission for a certain plan to provide utility services to industrial development sites; waiving public hearing on proposed rate change for utility service to industrial development sites if no substantial opposition is received; eliminating the cap on the number of industrial development sites that may be designated by the Public Service Commission; eliminating certain requirements that industrial development sites be apportioned geographically amongst West Virginia's congressional districts; and eliminating the sunset provision of the West Virginia Business Ready Sites Program.

HB 3552 – Relating to per diem jail costs

(WV Code §15A-3-16)

Effective June 9, 2023

By Delegates Brooks, Phillips, Honaker, Hott Heckert

Muni Brief: Increases per diem rate to \$54.48. Provides that Class I, Class II, or Class III with populations in excess of 4,000 cities and counties may enter into a memorandum of understanding allowing the county to seek reimbursement for on day of incarceration of persons incarcerated by municipal police.

Official Description: Providing authority for counties to seek reimbursement from certain municipalities for certain per diem costs; providing for the payment of housing and maintenance of inmates; setting a per day, per inmate base rate for payments; establishing a means of calculating fees; providing for a reduced rate in certain circumstances; providing for an enhanced rate in certain circumstances; providing for recalculation every decennial; requiring publication on the agency webpage; and establishing an effective date.





RESOLUTIONS

HCR 52 – Study the financial effects of raising the threshold from \$25,000 to \$50,000 for the requirement of bids for municipal, public service district, county, and state public works projects

By Delegate Barnhart

Muni Brief: Study resolution for the Joint Committee on Government and Finance to study any financial benefit to be had from raising the bidding threshold for public works projects. Report and proposed draft legislation due to the Committee during the regular session of the 2024 Legislature.





BILL EFFECTIVE DATES

February 23, 2023	SB 128 – Clarifying authority of Governor and Legislature to proclaim and declare state of emergency and preparedness (page 5)
February 27, 2023	HB 3340 – To revise the West Virginia Tax Increment Financing Act (page 19)
March 2, 2034	HB 3428 – Relating to the West Virginia Business Ready Sites Program (page 20)
March 3, 2023	HB 3364 – Requiring the closure of certain municipal policemen’s and firemen’s pension and relief funds as condition of issuance of pension funding revenue bonds (page 19)
March 6, 2023	SB 268 – Relating to PEIA (page 7) SB 335 – Authorizing Department of Homeland Security to promulgate legislative rules (page 7) SB 679 – Requiring Office of Inspector General to promulgate rules concerning location of forensic group homes (page 13) HB 2640 – Authorizing certain agencies of the Department of Environmental Protection to promulgate legislative rules (page 15)
March 10, 2023	SB 298 – Relating to non-federally declared emergencies and non-states of emergency (page 7) SB 345 – Authorizing Department of Revenue to promulgate rules (page 7) SB 674 – Providing statutory recognition and appointment of board members for WV First Foundation (page 12) HB 2914 – Supplementing and amending appropriations to the Governor’s Office – Civil Contingent Fund (page 16)
March 11, 2023	SB 677 – Clarifying role and responsibilities of State Resiliency Officer (page 13) HB 2883 – Making a supplemental appropriation from the Coronavirus State Fiscal Recovery Fund (page 16)
May 2, 2023	SB 207 – Relating to state allocation of funding to regional councils (page 6)
May 3, 2023	SB 83 – Authorizing tactical medical professionals to carry firearms (page 5)
May 16, 2023	SB 239 – Requiring Commissioner of Bureau for Behavioral Health to engage certain providers and leader to study homeless demographic (page 6)



- May 29, 2023 HB 3042 – Relating to forbidding excessive government limitations on exercise of religion (page 17)
- May 31, 2023 SB 208 – Relating to criminal justice training for all law-enforcement and correction officers regarding individuals with autism spectrum disorders (p)
 SB 481 – Extending sunset provision of Upper Kanawha Valley Resiliency and Revitalization Program (page 9)
 HB 3215 – Relating to land use (page 18)
- June 2, 2023 SB 131 – Allowing municipal fire marshals to receive service weapon upon retirement (page 6)
 SB 591 – Allowing counties and municipalities to jointly undertake development projects (page 11)
- June 4, 2023 SB 458 – Setting rate of interest on delinquent retirement contribution submissions (page 8)
 SB 490 – Patrol Officer Cassie Marie Johnson Memorial Act (page 9)
 HB 2860 – To dispose of old AFFF foam accumulated by fire departments (page 16)
 HB 3148 – Relating to financing municipal policemen’s and firemen’s pension and relief funds (page 17)
 HB 3387 – Extending the moratorium on the authorization of new convention bureaus for an additional two years (page 19)
- June 5, 2023 HB 2848 – Water and Sewer Operator licensing reciprocity (page 15)
- June 6, 2023 HB 2283 – Relating to authorized expenditures of revenues from certain state funds for fire departments (page 15)
 HB 3211 – Relating to authorizing service credit for unused accrued annual or sick leave days for use in determining retirement benefits in the Municipal Police Officer and Firefighter Retirement System (page 18)
- June 7, 2023 SB 558 – Prohibiting law-enforcement agencies from posting booking photographs of certain criminal defendants on social media (page 11)
 HB 2955 – Relating to the establishment and operation of regional water, wastewater, and stormwater authorities (page 16)
 HB 3036 – Increasing the number of districts and the limit on approved costs under the BUILD WV Act (page 17)
 HB 3146 – Establishing in West Virginia Code, the contents of the Uniform Public Meetings During Emergencies Act (page 17)
- June 9, 2023 SB 534 – Relating to nonintoxicating beer, nonintoxicating craft beer, cider, wine, and liquor license requirements (page 9)
 SB 548 – Clarifying what parties can redeem delinquent property and limiting those entitled to bid (page 10)
 SB 633 – Requiring prompt appearances for persons detained on capiases (page 12)
 SB 661 – Clarifying preferential recall rights for employees sustaining compensable injury (page 12)



HB 2008 – Requiring local entities to enforce immigration laws (page 14)
HB 2026 – Authorizing municipalities with policy or firefighter employees in PERS to become participating employer in Municipal Police Officer and Firefighter Retirement System for a limited time (page 14)
HB 2760 – To allow CPR firefighters to drive ambulances when both attendants are needed to administer patient care (page 15)
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HB 3354 – To authorize municipalities to combine operations with other municipalities and counties to provide governmental services (page 19)
HB 3552 – Relating to per diem jail costs (page 20)

July 1, 2023

SB 475 – Modifying examinations for disability pensions (page 8)
SB 561 – Relating to administration of the WV Drinking Water Treatment Revolving Fund Act (page 11)

