2022 LEGISLATIVE SCORECARD

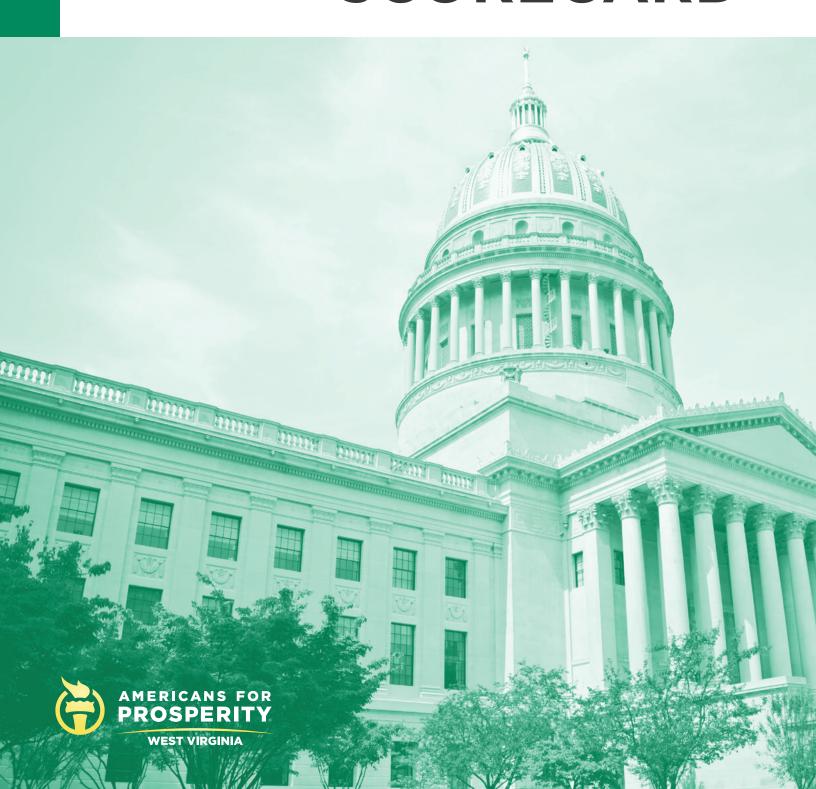




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FELLOW MOUNTAINEERS



Thank you for your interest in our 2022 Americans for Prosperity-West Virginia Legislative (AFP-WV) Key Vote Scorecard.

Years ago, votes taken in the State

Legislature were not recorded. This meant that citizens had no way to know how their lawmakers voted. Thankfully, principled lawmakers stood up and demanded that all votes be recorded so that citizens would be able to see how their legislators voted on key issues. It is in this continued spirit of government transparency and accountability that we release our annual scorecard—to ensure government remains accountable to the people.

By partnering with lawmakers regardless of party, elevating principled leaders, building meaningful coalitions, and continuing our signature grassroots engagement, AFP-WV remains a leading force behind rapid adoption of proven policies that will make our state a better place to live, work, and raise a family.

We hope that you will join us in reviewing where your lawmakers stood on critical issues that are part of our Pathway to Prosperity Legislative Agenda and holding them accountable for their positions. Doing so will help to accomplish lasting policy changes well into the future.

Sincerely,

JASON HUFFMAN
State Director

SCORING METHODOLOGY

✓ = Voted with AFP-West Virginia's position

× = Voted against AFP-West Virginia's position

NA = Absent



EXPLAINING THE PROCESS

Every year, AFP-WV releases an updated version of our Path to Prosperity Legislative Agenda. The Path to Prosperity is a comprehensive legislative roadmap for policymakers. It embodies the bottom-up solutions that will change the state's status quo and help our fellow Mountaineers reach their full potential. Launched in 2019, the policy agenda seeks to elevate and amplify voices of West Virginians across the state who want to remove the barriers that are holding back their fellow citizens.

We work with legislative leaders of both parties to enact the much-needed reforms outlined in the Path to Prosperity. When one of these polices is up for a vote in committee or on the floor, we send a Key Vote Alert to every member of the legislature indicating our support for that bill. In some instances, we ask lawmakers to vote against legislation detrimental to creating the conditions for a new and stronger West Virginia in which everyone can reach their full potential.

Connecting citizens with their lawmakers on the important issues before the legislature increases government transparency, gets citizens engaged in the legislative process, and helps inform lawmakers on the issues.

KEY VOTES | 2022 REGULAR SESSION

HEALTH CARE

HB 4643 | Exempting certain health services from certificate of need.

House Floor Amendment Summers 2-22 #2.

AFP Position: Support Sponsor: Summers Outcome: Rejected

House RCS# 211 | Senate RCS# N/A

The floor amendment to HB 4643 would have repealed the state's failed Certificate of Need (CON) laws. Under the current certificate of need process, our hometown medical providers are forced to get a permission slip from unelected government bureaucrats before the are legally allowed to improve care in our communities. CON represents needless red tape holding health care providers back from increasing the quality of care and providing more access to services at a more affordable price.

HB 4111 | Relating to the prescriptive authority of advance practice registered nurses.

Passage

AFP's Position: Support Sponsor: Rohrbach

Co-Sponsors: Jeffries, D., Summers, Reed, Ward, G., Bates, Rowan, Forsht, Mallow, Worrell Outcome: Passed as HB 214 during Special Session House RCS# 83 | Senate RCS# N/A

HB 4111 would have made the prescribing Executive Orders issued by Governor Justice permanent for advanced practice registered nurses (APRN) and physician assistants (PA). Empowering health care providers to deliver medical care within the full scope of their training improves patient access to high-quality health care and lowers costs. Current law limits these highly skilled providers from providing the care they are trained for. We must remove these needless government-imposed barriers.



ECONOMIC PROGRESS

SB 4 | Repealing ban on construction of nuclear power plants.

Passage

AFP Position: Support Sponsor: Takubo

Co-Sponsors: Nelson, Jeffries, Lindsay, Woelfel,

Woodrum, Karnes, Plymale, Roberts

AFP's Position: Support

Outcome: Completed Legislative Action House RCS# 55 | Senate RCS# 45

SB 4 repealed the 25-year-old ban on the construction of nuclear power plants in the state. Artificial barriers (bans, moratoriums, lengthy, and expensive permitting processes) result in a net loss for the economy. Ultimately, these actions result in consumers having to pay higher energy prices, hurting us all, especially the least fortunate in our society. SB 4 removes yet another barrier to West Virginia developing an innovative all-of-the-above approach to energy abundance.

HB 4007 | To reduce personal income tax rates.

Passage

AFP's Position: Support Sponsor: Householder

Co-Sponsors: Summers, Espinosa, Linville, Criss, Graves, Riley, Rowan, Gearheart, Hott, Ellington

Outcome: Passed House

House RCS# 118 | Senate RCS# N/A

House Bill 4007 would have cut every West Virginians personal income tax 10% for each income bracket while also establishing a savings fund for possible future cuts. HB 4007 represented good incremental progress towards the long-term goal of significantly reducing West Virginian's tax burden, putting more money into the pockets of hardworking Mountaineers so they're better empowered to live their version of the American Dream.

SB 3 | Requiring work search activities to qualify for unemployment benefits.

Passage

AFP Position: Support Sponsor: Takubo

Co-Sponsors: Nelson, Martin AFP's Position: Support Outcome: Passed Senate

House RCS# N/A | Senate RCS# 76

SB 3 would have helped ensure unemployment assistance is utilized by those with a desire to remain in the West Virginia workforce rather than those leaving the workforce by helping to ensure recipients are actively pursuing employment opportunities. Updating West Virginia's policies would have helped ensure continued assistance while also ending overuse and misuse by some, which places financial burdens on taxpayers and businesses while undermining our state's economic future.

SB 2 | Relating to unemployment benefits program.

Passage

AFP's Position: Support Sponsor: Takubo Outcome: Passed Senate

House RCS# N/A | Senate RCS# 78

SB 2 would have reduced the timeframe of unemployment eligibility from 26 weeks to a maximum of 20, dependent on the unemployment rate in WV at a given time. It would have provided an emphasis on greater detection and elimination of fraud and other forms of misuse. As West Virginia continues to prioritize important economic reforms to grow our state, these unemployment reforms would have ensured our assistance for those in need is appropriate and fiscally responsible.

KEY VOTES | 2022 REGULAR SESSION

HB 2096 | Reinstating the film investment tax credit.

Passage

AFP Position: Oppose Sponsor: Graves

Co-Sponsors: Barrett, Hanna, Skaff, Lovejoy,

Martin, Thompson, Wamsley
Outcome: Completed Legislative Action
House RCS# 541 | Senate RCS# 393

HB 2096 reinstated West Virginia's failed film tax credit. Special interest tax carve outs, like the film tax credit, make it harder for lawmakers to adopt broad-based tax cuts that will put more money back in the pockets of all West Virginians. Film tax credits represent a failed experiment in corporate welfare comprised of government stepping outside its proper role in order to pick economic winners and losers. We are deeply disappointed in lawmakers who chose support HB 2096.

FREE SPEECH

SB 216 | Creating Student Journalist Press Freedom Restoration Act.

Passage

AFP Position: Support Sponsor: Azinger

Co-Sponsors: Roberts, Maynard, Rucker

Outcome: Passed Senate

House RCS# N/A | Senate RCS# 183

SB 216 would have ensured that student journalists and their work on school-sponsored media are protected by the First Amendment's guarantees of freedom of speech and the press. Without the protections afforded by SB 216, public university administrators can chill student journalists' free speech rights by stopping them from publishing material that is at odds with school administrators and, in some instances, even retaliate against journalism teachers and advisers.

TECH AND INNOVATION

HB 4001 | Generally relating to broadband.

Passage

AFP's Position: Support Sponsor: Linville

Co-Sponsors: Pack, Holstein, Toney, Mallow, Hamrick, Barnhart, Worrell, Kimble, Rowan,

Nestor

Outcome: Completed Legislative Action House RCS# 681 | Senate RCS# 559

HB 4001 represents an opportunity for West Virginia to continue building on the progress of the closing the digital divide in West Virginia. The legislation: Assists in the deployment of middle mile broadband to unserved and unfunded areas on the broadband availability map; Establishes a process of mapping the disturbances in rights of way, including the poles, to ensure accurate costs for engaging in a project; Increases accountability for service providers.

HB 4667 | Prohibition on county, city, or municipality restrictions on advanced air mobility aircraft.

Passage

AFP's Position: Support Sponsor: Howell

Co-Sponsors: Hanshaw, Summers, Fast Outcome: Completed Legislative Action House RCS# 695 | Senate RCS# 526

HB 4667 (similar to SB 5) represents an opportunity for West Virginia to make meaningful progress in becoming more prepared for the commercialization of drones. The legislation: Creates an Unmanned Aircraft Systems Advisory Council to identify key trends in the industry and recommend legislative fixes to unnecessary barriers preventing the utilization of this technology in the state; Sets clear, uniform rules for deployment of this technology within West Virginia.

CRIMINAL JUSTICE REFORM

HB 4522 | Relating to the expungement of criminal records.

Passage

AFP's Position: Support Sponsor: Capito

Co-Sponsors: Fluharty, Garcia, Kelly, D., Nestor,

Pack, Pritt, Pushkin, Queen

Outcome: Did Not Complete Legislative Action

House RCS# 102 | Senate RCS# 517

Under current law, in order for individuals who were not convicted of a crime to have their records expunged they must petition the government to clear their name. HB 4522 would have recognized that this obligation should be on the government, not innocent citizens, by automatically expunging the records of individuals who were acquitted.

HB 4006 | Relating to revising the criminal code generally.

AFP's Position: Oppose

Sponsor: Steele

Co-Sponsors: Smith, Wamsley, Forsht Outcome: Did Not Complete Legislative Action

House RCS# N/A | Senate RCS# N/A

HB 4006 would have severely damaged the state's justice system by leading to more low-level, non-violent offenders being incarcerated for longer periods at a time when state and local governments are already struggling to afford the fiscal impact of our current, more proportional sentences. HB 4006 would have wasted taxpayer money while failing to provide increased public safety. It was opposed by prosecutors, judges, and reformers. No votes are displayed because the bill died in committee.

EDUCATIONAL FREEDOM

HJR 102 | Clarifying that the policy-making and rule-making authority of the State Board of Education is subject to legislative review, approval, amendment, or rejection.

Adoption

AFP's Position: Support Sponsor: Espinosa

Co-Sponsors: Tully, Ward, G., Maynor, Crouse, Clark, Linville, Barnhart, Barrett, Hanna, Kimble

Outcome: Completed Legislative Action House RCS# 357 | Senate RCS# 244

HJR 102 proposes a much-needed Constitutional Amendment. If adopted by the people on the 2022 General Election ballot, the HJR 102 will increase accountability and transparency for the State Board of Education by allowing the legislature to have oversight of the Board's rules. HJR 102 ensures the voices of all West Virginians, who vote for the members of their legislature and trust them to represent their priorities, are heard when it comes to the state's education policies.

	Anderson, William (R)	Barach, Jim (D)	Barnhart, Trenton (R)	Barrett, Jason (R)	Bates, Mick (R)	Boggs, Brent (D)	Booth, Josh (R)	Bridges, Jordan (R)	Brown, Nathan (D)	Burkhammer, Adam (R)	Capito, Moore (R)
DISTRICT	08	36	07	61	30	34	19	24	20	46	35
HB2096 RCS# 541	×	×	×	×	×	×	×	×	×	×	×
HB4001 RCS# 681	~	~	~	~	~	~	~	~	NA	~	~
HB4007 RCS# 118	~	×	~	~	~	×	~	~	×	~	~
HB4111 RCS# 83	~	~	~	~	~	~	~	~	~	~	~
HB4522 RCS# 102	~	~	~	~	~	~	~	~	~	~	~
HB4643 RCS# 211	×	×	~	~	×	×	×	×	×	×	×
HB4667 RCS# 695	×	~	~	~	~	~	~	~	NA	~	~
HJR102 RCS# 357	~	×	~	~	~	×	~	~	NA	~	~
SB2 RCS# NA											
SB216 RCS# NA											
SB3 RCS# NA											
SB4 RCS# 55	~	~	~	~	~	~	NA	×	×	~	~

Clark, Wayne (R)	Conley, Roger (R)	Cooper, Roy (R)	Criss, Vernon (R)	Crouse, Kathie (R)	Dean, Mark (R)	Diserio, Phil (D)	Doyle, John (D)	Ellington, Joe (R)	Espinosa, Paul (R)	Evans, Ed (D)	Fast, Tom (R)	Ferrell, Dana (R)	Fleischauer, Barbara (D)
65	10	28	10	13	21	02	67	27	66	26	32	39	51
×	×	×	×	×	×	×	×	×	×	×	×	×	×
~	~	NA	×	~	~	~	~	~	×	~	~	~	~
~	~	~	~	~	NA	×	×	NA	~	~	~	~	×
NA	~	~	~	~	~	~	~	~	~	~	~	~	~
NA	~	~	~	~	~	~	~	~	~	~	×	~	~
~	~	~	×	~	~	×	×	~	~	NA	~	~	×
~	~	NA	~	~	~	~	~	~	~	~	~	~	×
~	~	~	~	~	~	×	~	~	NA	×	~	~	×
NA	~	NA	×	~	×	~	×	~	~	×	~	~	NA

	Fluharty, Shawn (D)	Forsht, Don (R)	Foster, Geoff (R)	Garcia, Joey (D)	Gearheart, Marty (R)	Graves, Dianna (R)	Griffith, Ric (D)	Hamrick, Danny (R)	Hanna, Caleb (R)	Hansen, Evan (D)	Hanshaw, Roger (R)
DISTRICT	03	60	15	50	27	38	19	48	44	51	33
HB2096 RCS# 541	×	×	~	×	×	×	×	×	×	×	×
HB4001 RCS# 681	~	~	~	~	×	~	~	~	~	~	~
HB4007 RCS# 118	×	~	~	×	~	~	NA	~	~	×	~
HB4111 RCS# 83	~	~	~	~	~	~	~	~	~	~	~
HB4522 RCS# 102	~	~	~	~	~	~	~	~	~	~	~
HB4643 RCS# 211	×	~	~	×	~	~	×	~	×	×	~
HB4667 RCS# 695	~	~	~	~	~	~	~	~	~	~	~
HJR102 RCS# 357	×	~	~	×	~	~	×	NA	~	×	~
SB2 RCS# NA											
SB216 RCS# NA											
SB3 RCS# NA											
SB4 RCS# 55	~	~	~	~	~	×	~	~	~	×	~

	Kelly, John (R)	Kessinger, Kayla (R)	Kimble, Laura (R)	Kimes, Shannon (R)	Linville, Daniel (R)	Longanacre, Todd (R)	Lovejoy, Chad (D)	Mallow, Phil (R)	Mandt, John (R)	Martin, Carl (R)	Maynard, Zach (R)
DISTRICT	10	32	48	09	16	42	17	50	16	45	22
HB2096 RCS# 541	×	×	×	×	×	×	×	×	×	×	~
HB4001 RCS# 681	~	~	~	~	~	~	~	~	~	~	~
HB4007 RCS# 118	~	~	~	~	~	~	×	~	~	~	~
HB4111 RCS# 83	~	~	~	~	~	~	~	~	~	NA	~
HB4522 RCS# 102	~	~	~	~	~	~	~	~	~	~	~
HB4643 RCS# 211	×	~	~	~	~	~	×	~	×	×	×
HB4667 RCS# 695	×	~	~	~	~	~	~	~	~	~	~
HJR102 RCS# 357	~	~	~	~	~	~	×	~	~	~	~
SB2 RCS# NA											
SB216 RCS# NA											
SB3 RCS# NA											
SB4 RCS# 55	~	~	~	~	~	~	×	~	~	~	×

Maynor, Jordan (R)	Mazzocchi, Margitta (R)	McGeehan, Pat (R)	Miller, George (R)	Nestor, Ty (R)	Pack, Larry (R)	Paynter, Tony (R)	Pethtel, Dave (D)	Phillips, Chris (R)	Pinson, Jonathan (R)	Pritt, Chris (R)	Pushkin, Mike (D)	Queen, Ben (R)	Reed, Ken (R)
28	24	01	58	43	35	25	05	47	13	36	37	48	59
×	×	×	×	×	×	~	×	×	~	~	×	×	×
~	~	~	~	~	~	~	~	~	~	~	~	~	~
~	~	~	~	~	~	~	×	~	~	~	×	~	~
~	~	~	~	NA	~	~	~	~	~	~	~	~	~
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×	~	NA	~	×	×	~	×	×	×	~	×	×	×
~	~	~	~	~	~	~	~	~	~	~	×	~	~
~	~	~	~	~	~	NA	×	~	~	~	×	~	~
~	×	~	~	~	~	×	~	~	~	~	~	~	~

	Reynolds, Charlie (R)	Riley, Clay (R)	Rohrbach, Matthew (R)	Rowan, Ruth (R)	Rowe, Larry (D)	Skaff, Douglas (D)	Smith, Doug (R)	Statler, Joe (R)	Steele, Brandon (R)	Storch, Erikka (R)	Summers, Amy (R)
DISTRICT	04	48	17	57	36	35	27	51	29	03	49
HB2096 RCS# 541	×	×	×	×	×	×	×	×	~	×	×
HB4001 RCS# 681	~	×	~	~	~	~	~	~	~	~	~
HB4007 RCS# 118	~	~	~	~	×	×	~	~	~	~	~
HB4111 RCS# 83	~	~	~	~	~	~	~	~	~	~	~
HB4522 RCS# 102	~	~	~	~	~	~	~	~	×	~	~
HB4643 RCS# 211	×	×	×	~	×	×	×	×	×	×	~
HB4667 RCS# 695	~	~	~	~	×	~	~	~	~	~	~
HJR102 RCS# 357	~	~	~	~	×	×	~	~	~	~	~
SB2 RCS# NA											
SB216 RCS# NA											
SB3 RCS# NA											
SB4 RCS# 55	~	~	~	~	×	~	~	~	~	~	×

Sypolt, Terri (R)	Thompson, Cody (D)	Toney, Christopher (R)	Tully, Heather (R)	Walker, Danielle (D)	Wamsley, Johnnie (R)	Ward, Bryan (R)	Ward, Guy (R)	Westfall, Steve (R)	Williams, John (D)	Worrell, Evan (R)	Young, Kayla (D)	Zatezalo, Mark (R)	Zukoff, Lisa (D)
52	43	31	41	51	14	55	50	12	51	18	35	O1	04
×	×	×	×	×	×	×	×	×	×	×	×	×	×
NA	~	~	~	NA	~	~	~	~	~	~	~	~	~
~	×	~	~	×	~	~	~	~	×	~	×	~	×
~	~	~	~	~	~	~	~	~	~	~	~	~	NA
~	~	~	~	~	~	~	~	~	~	~	~	~	~
~	NA	×	~	×	×	×	×	×	×	×	×	×	×
~	~	~	~	NA	~	~	~	~	~	~	~	~	~
~	×	~	~	×	~	~	~	~	×	~	×	~	×
~	~	×	~	×	~	~	~	~	NA	~	~	~	~

SENATE VOTES

	Azinger, Mike (R)	Baldwin, Stephen (D)	Beach, Robert (D)	Blair, Craig (R)	Boley, Donna (R)	Brown, Owens (D)	Caputo, Mike (D)	Clements, Charles (R)	Geffert, Hannah (D)	Grady, Amy (R)	Hamilton, Bill (R)	Jeffries, Glenn (D)	Karnes, Robert (R)	Lindsay, Richard (D)	Maroney, Mike (R)
DISTRICT	03	10	13	15	03	01	13	02	16	04	11	08	11	08	02
HB2096 RCS# 393	×	×	×	×	×	×	×	×	×	×	×	×	~	×	×
HB4001 RCS# 559	~	~	NA	~	~	~	~	~	~	~	~	~	~	~	~
HB4007 RCS# NA															
HB4111 RCS# NA															
HB4522 RCS# 517	~	~	~	NA	~	~	~	~	~	~	~	~	~	~	~
HB4643 RCS# NA															
HB4667 RCS# 526	~	×	×	~	~	×	×	~	×	~	~	NA	~	×	~
HJR102 RCS# 244	~	×	×	~	~	×	×	~	×	~	×	×	~	×	~
SB2 RCS# 78	~	×	×	~	~	×	×	~	×	×	×	×	~	×	~
SB216 RCS# 183	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
SB3 RCS# 76	~	×	×	~	~	×	×	~	×	~	~	×	~	×	~
SB4 RCS# 45	~	~	×	~	~	~	×	~	×	~	~	~	~	~	NA

Martin, Patrick (R)	Maynard, Mark (R)	Nelson, Eric (R)	Phillips, Rupie (R)	Plymale, Robert (D)	Roberts, Rollan (R)	Romano, Michael (D)	Rucker, Patricia (R)	Smith, Randy (R)	Stollings, Ron (D)	Stover, David (R)	Swope, Chandler (R)	Sypolt, David (R)	Takubo, Tom (R)	Tarr, Eric (R)	Trump, Charles (R)	Weld, Ryan (R)	Woelfel, Mike (D)	Woodrum, Jack (R)
12	06	17	07	05	09	12	16	14	07	09	06	14	17	04	15	01	05	10
×	×	×	×	×	NA	×	×	×	×	×	×	×	×	×	×	×	×	×
~	~	~	~	NA	~	~	~	~	~	~	~	~	~	~	~	~	NA	~
~	~	~	~	NA	~	~	~	~	~	~	~	~	~	~	~	~	~	~
~	~	~	~	NA	~	×	~	~	~	~	~	~	~	~	~	~	~	~
~	~	~	~	~	~	×	~	~	×	~	~	~	~	~	~	~	×	~
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~	~	~	~	×	~	×	~	~	×	~	~	~	~	~	~	~	×	~
~	~	~	×	~	~	×	NA	×	~	NA	~	×	~	~	~	~	~	~

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