

# EXHIBIT D

I, Jamie Zepeda, declare under penalty of perjury of the laws of the United States of America that the following is true and correct, and state:

1. I am a summer fellow at the ACLU of West Virginia and a law student at the West Virginia University College of Law. The following is true of my own personal knowledge, and, if called as a witness, I would and could testify competently thereto.
2. As set forth below, I have transcribed excerpts of the West Virginia Legislature Government Organization Committee's testimony regarding H.B. 2890 as accurately as possible. Each excerpt that I transcribed is described using the timestamp of testimony as available via the Office of the Clerk of the West Virginia House of Delegates.
3. Attached hereto is a true and correct transcription of excerpts from testimony heard during the West Virginia House of Delegates Government Organization Meeting March 23, 2021. The recording was provided to ACLU-WV by the Clerk of the West Virginia House of Delegates in response to a WV-FOIA request by ACLU-WV Legal Director Loree Stark. ACLU-WV has a copy of the recording and can provide it upon request.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 9, 2021.

/s/ Jamie Zepeda  
Jamie Zepeda

## West Virginia House of Delegates Government Organization Committee

**Date:** Tuesday, March 23, 2021

**Members:** Chairman Steele, Vice-Chairman Foster, Minority Chair Diserio, Minority Vice-Chair Barach, Delegates Barnhart, Booth, Conley, Cooper, Dean, Fleischauer, Forsht, Hamrick, Hansen, Holstein, Jeffries, D., Jeffries, J., Kimes, Martin, Mazzocchi, Reynolds, Skaff, Smith, Sypolt, Worrell, Young

Excerpts of testimony on House Bill 2890:

<b>Time Stamp</b>	<b>Testimony</b>
00:03:53-3:55	Delegate from the 35th: Thank you, Mr. Chairman. Uh, are the microphones all broken? Okay.
00:05:04	Delegate from the 35th: I can barely hear.
00:08:15	Chairman Steele: Testing...testing... testing...1...2
00:08:51	Chairman Steele: We will resume consideration on House Bill 2773. You guys please speak up so that everybody can hear and to pick up the audio. [Only audio provided for House Bill 2773 begins with the question of amendments
00:09:35	Delegate from the 21st: [Amendment to 2773 proposed followed by an explanation and questions.]
00:12:05	Delegate from 35th: Can we return to questions of counsel; I think I got tripped up when we were dealing with the microphones. [Question presented and answer provided.]
00:14:01	Delegate from 21st: [Resubmission of amendment and questions of counsel answered to sufficiently vote on the amendment.]
00:17:07	Chairman Steele: The aye's have it, the proposed amendment is adopted.
00:23:33	Chairman Steele: Next on the agenda is discussion of committee substitute to House Bill 3002. Counsel, please describe the bill. [Committee substitute description is provided.]
00:24:36	Chairman Steele: Are there questions of counsel and... [inaudible until question of amendments, of which there were none.]
00:25:27	[Counsel describes the bill]

00:32:33	Chairman Steele: The gentleman from 51st would like to ask questions of the Public Service Commission. [Delegate from the 51st is sworn in; as questions are posed delegate's voice is audible whereas all answers provided by the member of the PSC are inaudible].
00:38:18	Chairman Steele: The next item on the agenda is committee substitute for House Bill 2962. Counsel please explain the bill.
00:40:17	[Counsel may have provided the explanation of the bill but it was inaudible until 40:39 when questions of counsel and amendments were requested, of which there were none.]