

No. 1272

APPROVED AND SIGNED BY THE GOVERNOR

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OFFICE OF THE GOVERNOR

Date 3-26-83

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1983

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ENROLLED

HOUSE BILL No. 1272

(By Mr. Starcher + Mr. Faircloth)

— ● —

Passed March 10, 1983

In Effect From Passage



ENROLLED

H. B. 1272

(By MR. STARCHER and MR. FAIRCLOTH)

[Passed March 10, 1983; in effect from passage.]

AN ACT finding and declaring certain claims against the state and its agencies to be moral obligations of the state and directing the auditor to issue warrants for the payments thereof.

Be it enacted by the Legislature of West Virginia:

CLAIMS AGAINST THE STATE.

§1. Finding and declaring certain claims against the attorney general; board of regents; the farm management commission; department of corrections; department of culture and history; department of education; department of finance and administration; department of health; department of highways; department of motor vehicles; department of natural resources; department of public safety; division of vocational rehabilitation; human rights commission; insurance commissioner; municipal bond commission; public legal services; secretary of state; state tax department; supreme court of appeals; and workmen's compensation fund, to be moral obligations of the state and directing payment thereof.

1 The Legislature has considered the findings of fact and rec-
2 ommendations reported to it by the court of claims concerning
3 various claims against the state and agencies thereof, and in re-
4 spect to each of the following claims the Legislature adopts
5 those findings of fact as its own, and hereby declares it to be
6 the moral obligation of the state to pay each such claim in the
7 amount specified below, and directs the auditor to issue war-

8 rants for the payment thereof out of any fund appropriated
9 and available for the purpose.

10 (a) *Claim against the Attorney General:*

11 (TO BE PAID FROM GENERAL REVENUE FUND)

12 (1) Angela Preston \$ 110.00

13 (b) *Claims against the Board of Regents:*

14 (TO BE PAID FROM SPECIAL REVENUE FUND)

15 (1) Raymond L. Maynard
16 from Acct. No. 8632-06 \$ 1,061.74

17 (TO BE PAID FROM SPECIAL REVENUE FUND)

18 (1) Susan L. Cale
19 from Acct. No. 9280 \$ 530.00

20 (2) Margaret Graff
21 from Acct. No. 9280 \$ 1,096.50

22 (3) Mr. and Mrs. Stephen Kent Hill
23 from Acct. No. 8610-31 \$ 93.35

24 (4) McAnallen Brothers, Inc.
25 from Acct. No. 8835 \$ 20,228.00

26 (5) William B. McGinley
27 from Acct. No. 8610-41 \$ 500.00

28 (6) Shane Meat Company
29 from Acct. No. 8610-31 \$ 1,412.52

30 (c) *Claim against the Farm*

31 *Management Commission:*

32 (TO BE PAID FROM GENERAL REVENUE FUND)

33 (1) Department of Employment Security \$ 5,308.35

34 (d) *Claims against the Department*
35 *of Corrections:*

36 (TO BE PAID FROM GENERAL REVENUE FUND)

37 (1) Silbern D. Goddard and
38 Metta Goddard \$ 2,723.00

39 (2) Green Tab Publishing \$ 3,856.47

40 (3) Reynolds Memorial Hospitals, Inc. \$ 53,321.95

41	(4) Weslakin Corporation	\$	95.67
42	(5) Department of Employment Security	\$156,267.00	
43	(6) Donald A. Harman	\$	497.45
44	(e) <i>Claim against the Department of</i>		
45	<i>Culture and History:</i>		
46	(TO BE PAID FROM GENERAL REVENUE FUND)		
47	(1) Department of Employment Security	\$	2,822.00
48	(f) <i>Claim against the Department of Education:</i>		
49	(TO BE PAID FROM GENERAL REVENUE FUND)		
50	(1) Moore Business Forms, Inc.	\$	60.97
51	(g) <i>Claims against the Department of Finance</i>		
52	<i>and Administration:</i>		
53	(TO BE PAID FROM GENERAL REVENUE FUND)		
54	(1) Swain Window Cleaning Service	\$	2,332.00
55	(2) Appalachian Engineers, Inc.	\$	1,076.16
56	(3) Johnson Controls, Inc.	\$	2,856.20
57	(h) <i>Claims against the Department of Health:</i>		
58	(TO BE PAID FROM GENERAL REVENUE FUND)		
59	(1) American Hospital Supply	\$	1,140.00
60	(2) Narendra Bora	\$	157.00
61	(3) Carol Jo Brown	\$	546.13
62	(4) Larry Greathouse	\$	204.00
63	(5) Lester A. Kubski	\$	88.07
64	(6) The Michie Company	\$	163.31
65	(7) William E. Coy	\$	90.14
66	(8) Chad Cunningham	\$	7.34
67	(9) Department of Employment Security	\$	8,835.93
68	(10) Donald R. Hogsett	\$	60.00
69	(11) Janet T. Surface	\$	132.00
70	(i) <i>Claims against the Department of Highways:</i>		
71	(TO BE PAID FROM STATE ROAD FUND)		
72	(1) Jimmy G. Adams	\$	96.43
73	(2) Shirley R. Adams and Billy Adams ..	\$	91.68

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74	(3) Larry L. Bennett	\$ 192.42
75	(4) Frank Bonacci	\$ 531.30
76	(5) Jack E. Brown	\$ 152.09
77	(6) John R. Coffman	\$ 131.24
78	(7) Geneva Conley	\$ 10,000.00
79	(8) Michael Conley	\$ 1,500.00
80	(9) Robert Conley	\$ 2,995.00
81	(10) Michael Crouch	\$ 1,350.00
82	(11) Edward E. Dilling and	
83	Jennifer Dilling	\$ 75.00
84	(12) Paul Gyke and Joe Ann Gyke	\$ 83.97
85	(13) Patricia Ann Hall and Lacy Hall ..	\$ 1,846.78
86	(14) Glenn E. Miller	\$ 155.76
# 87	(15) Mark A. Hissam and Julia A. Hissam	\$ 3,395.37
88	(16) Ricky S. Howerton	\$ 20,000.00
89	(17) Industrial Gas & Supply Company	\$ 2,389.42
90	(18) Waitman D. Jett and Marilyn Jett	\$ 935.00
91	(19) Chester Jones	\$ 9,000.00
92	(20) Teddy Keiffer	\$ 3,557.14
93	(21) Robert Howard Latts	\$ 150.00
a 94	(22) John T. May	\$ 303.40
95	(23) Monongahela Power Company	\$ 38.38
96	(24) Irlant E. Moore and Robert L. Moore	\$ 43.15
97	(25) Novo Corporation	\$162,929.00
98	(26) John Orndoff	\$ 104.16
99	(27) Sidney Pozell and Lillian Pozell	\$ 144.00
100	(28) Frank E. Redd	\$ 51.00
101	(29) Stanley T. Ruckman	\$ 78.75
102	(30) Savage Construction Company, Inc.	\$ 4,488.75
103	(31) Ethea M. Scott	\$ 38.00
104	(32) Harry R. Sellards and	
105	F rances A. Sellards	\$ 122.00
106	(33) Stark Electric, Inc.	\$ 10,800.00
107	(34) Charles W. W. Stultz and	
108	Mary N. Stultz	\$ 5,126.91
109	(35) Velma Sutton	\$ 2,969.36
110	(36) Terra Aqua Conservation	\$ 854.78
111	(37) Thomas R. Treadway	\$ 140.28
112	(38) Tri-City Welding Supply Company	\$ 1,831.00
113	(39) Wayne Concrete Co.	\$ 2,642.84

114	(40) Jesse C. Anderson	\$ 1,132.95
115	(41) Gene Brady Beegle	\$ 1,778.00
116	(42) Black Rock Contracting, Inc.	\$312,741.46
117	(43) Browning-Ferris Industries,	
118	Chemical Service, Inc.	\$ 601.71
119	(44) Fibair, Inc.	\$ 29,482.48
120	(45) Benjamin C. Henry	\$ 4,500.00
121	(46) Holly, Kenney, Schott, Inc.	\$ 13,755.00
122	(47) Kanawha County Commission	\$ 2,362.08
123	(48) Ruth A. Krippene	\$ 3,152.65
124	(49) Thomas E. Layton, II	\$ 235.36
125	(50) Doris Leslie	\$ 146.47
126	(51) Lucas Tire, Inc.	\$ 1,804.07
127	(52) James C. Martin, Jr. and	
128	Shirley B. Martin	\$ 6,846.00
129	(53) Roy G. Shawver	\$ 833.49
130	(54) Ruby E. Shrader	\$ 18,310.00
131	(55) C. O. Smith, Jr.	\$ 630.00
132	(56) St. Paul's Protestant	
133	Episcopal Church	\$ 122.00

134 (j) *Claims against the Department of*
 135 *Motor Vehicles:*

136 (TO BE PAID FROM STATE ROAD FUND)

137	(1) General Motors	
138	Acceptance Corporation	\$ 4,245.98
139	(2) Harold E. Wiley	\$ 14.00

140 (k) *Claims against the Department of*
 141 *Natural Resources:*

142 (TO BE PAID FROM SPECIAL REVENUE FUND)

143	(1) Henry A. Kay and	
144	Charles E. Kay	
145	from Acct. No. 8300	\$ 3,800.00

146 (TO BE PAID FROM GENERAL REVENUE FUND)

147	(2) The Chesapeake & Potomac	
148	Telephone Company	\$ 7,591.93
149	(3) Victor Frisco and Janet Frisco	\$ 500.00

150 (l) *Claims against the Department of*
151 *Public Safety:*

152 (TO BE PAID FROM GENERAL REVENUE FUND)

153	(1) The Hertz Corporation	\$	600.00
154	(2) Moore Business Forms, Inc.	\$	2,586.61
155	(3) Department of Employment Security	\$	1,341.64

156 (m) *Claims against the Division of*
157 *Vocational Rehabilitation:*

158 (TO BE PAID FROM SPECIAL REVENUE FUND)

159	(1) Evans Lumber Company	\$	458.97
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160 (n) *Claim against the Human*
161 *Rights Commission:*

162 (TO BE PAID FROM GENERAL REVENUE FUND)

163	(1) Department of Employment Security	\$	13,577.00
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164 (o) *Claim against the Insurance Commissioner:*

165 (TO BE PAID FROM GENERAL REVENUE FUND)

166	(1) Department of Employment Security	\$	5,511.92
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167 (p) *Claim against the Municipal*
168 *Bond Commission:*

169 (TO BE PAID FROM GENERAL REVENUE FUND)

170	(1) City of Oak Hill	\$	531.49
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171 (q) *Claims against Public Legal Services:*

172 (TO BE PAID FROM GENERAL REVENUE FUND)

173	(1) David R. Gold and Louis H.		
174	Khourey, d/b/a Gold & Khourey	\$	1,563.00
175	(2) James D. Terry	\$	345.00

176 (r) *Claims against the Secretary of State:*

177 (TO BE PAID FROM GENERAL REVENUE FUND)

178	(1) Department of Employment Security	\$	2,279.12
179	(2) Chicago Embroidery Company ..	\$	3,468.07

180	(3) Mountaineer Office Supply, a		
181	division of F & M Supply Co., Inc.	\$	1,860.00
182	(s) <i>Claim against the State Tax Department:</i>		
183	(TO BE PAID FROM GENERAL REVENUE FUND)		
184	(1) Charleston Business Machines	\$	95.00
185	(t) <i>Claims against the Supreme</i>		
186	<i>Court of Appeals:</i>		
187	(TO BE PAID FROM GENERAL REVENUE FUND)		
188	(1) C. Elaine Friend	\$	165.00
189	(2) David Lee Closson	\$	50.00
190	(3) David R. Gold and Louis H.		
191	Khourey, d/b/a Gold & Khourey	\$	107.50
192	(TO BE PAID FROM SUPREME COURT GENERAL		
193	JUDICIAL FUND, ACCOUNT NO. 1110-00, FROM		
194	APPROPRIATION FOR CURRENT FISCAL YEAR 1982-83)		
195	(1) Arthur U. Browning	\$	4,500.00
196	(2) Harold E. Darlington	\$	4,500.00
197	(3) E. W. Day	\$	4,500.00
198	(4) C. P. Dingler	\$	4,500.00
199	(5) Ruth A. Donaldson	\$	4,500.00
200	(6) Peter H. Dougherty	\$	4,500.00
201	(7) Glen Greene	\$	4,500.00
202	(8) Garry Osburn	\$	4,500.00
203	(9) Sharrell Stickler	\$	3,375.00
204	(10) Eugene C. Suder	\$	3,375.00
205	(11) D. M. VandeLinde	\$	3,375.00
206	(12) Lester Warner	\$	3,375.00
207	(13) Wetzel K. Workman	\$	4,500.00
208	(14) Nat Marino	\$	4,500.00
209	(15) Norma Tarr	\$	4,500.00
210	(16) Richard D. Graham, Jr.	\$	4,500.00
211	(17) Robert A. Isner	\$	4,500.00
212	(18) Howard R. Nordeck	\$	4,500.00

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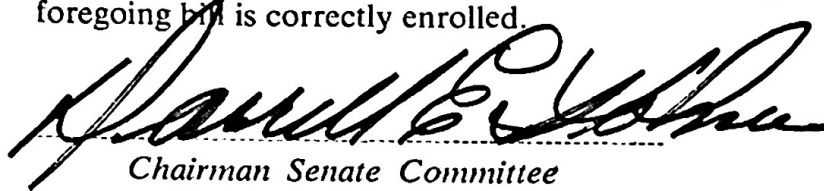
213 (u) *Claim against the Workmen's*
214 *Compensation Fund:*


215 (TO BE PAID FROM SPECIAL REVENUE FUND)

216 (1) Janet T. Surface \$ 6,828.33

217 The Legislature finds that the above moral obligations and
218 the appropriations made in satisfaction thereof shall be the full
219 compensation for all claimants, and that prior to the payments
220 to any claimant provided for in this bill, the court of claims shall
221 receive a release from said claimant releasing any and all claims
222 for moral obligations arising from the matters considered by
223 the Legislature in the finding of the moral obligations and the
224 making of the appropriations for said claimant. The court of
225 claims shall deliver all releases obtained from claimants to the
226 department against which the claim was allowed."

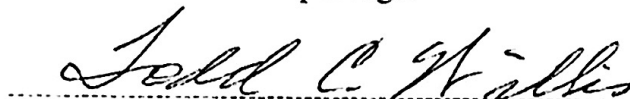
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

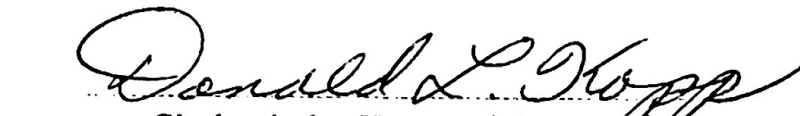


Chairman Senate Committee

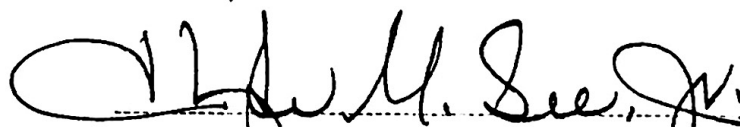

Chairman House Committee

Originating in the House.

Takes effect from passage.


Clerk of the Senate


Clerk of the House of Delegates

President of the Senate


Speaker House of Delegates

The within is approved this the 26
day of March, 1983.


Governor

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