

No: 1567 ✓

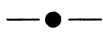
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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1985



ENROLLED

Com. Sub. for
HOUSE BILL No. 1567

(By ~~Mr.~~ Del. Murensky + Del. Wells)



Passed April 11, 1985

In Effect From Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 1567
(By DELEGATE MURENSKY and DELEGATE WELLS)

[Passed April 11, 1985; in effect from passage.]

AN ACT finding and declaring certain claims for reparations of innocent victims of crimes occurring in West Virginia to be moral obligations of the state and directing the auditor to issue warrants for the payment thereof.

Be it enacted by the Legislature of West Virginia:

REPARATION AWARDS TO VICTIMS OF CRIMES.

§1. Finding and declaring certain crime victims claims for reparation to be moral obligations of the state and directing payment thereof.

1 The Legislature has duly considered the findings of fact and
2 recommendations for awards reported to it by the court of
3 claims in respect to the following named claimants who were
4 innocent victims of crime within this state and entitled to
5 reparations; and in respect to each of such named claims the
6 Legislature adopts those findings of fact as its own, hereby
7 declares it to be the moral obligation of the state to pay each
8 such claimant in the amount specified below, and directs the
9 auditor to issue warrants for the payment thereof out of any
10 fund appropriated and available for the purpose.

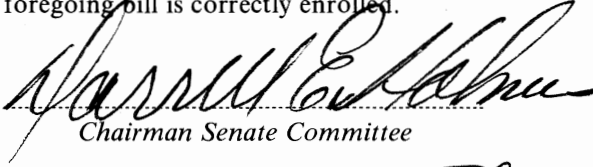
Claims for crime victims reparation awards:

12	(TO BE PAID FROM CRIME VICTIMS REPARATION FUND)		
13	(1)	Atwell, Malinda A.	\$ 300.75
14	(2)	Baker, Ricky E.	\$ 8,070.20
15	(3)	Basham, Fred, as administrator	
16		of the estate of Fred	
17		Arthur Basham.....	\$ 693.17
18	(4)	Bess, Jan E.	\$ 1,017.65
19	(5)	Broyles, Chester A., III	\$ 4,979.90
20	(6)	Carkin, Maria A.	\$ 7,573.73
21	(7)	Carter, Kenneth W.	\$ 7,884.05
22	(8)	Clinebell, Thomas S.	\$ 3,889.80
23	(9)	DeBrular, Eileen M.	\$ 5,711.50
24	(10)	DeBrular, Eileen M., as	
25		guardian of Michael Lee West	\$ 9,288.50
26	(11)	DeFoe, Kevin Todd	\$ 1,809.15
27	(12)	Dempsey, Brenda J.	\$ 1,203.20
28	(13)	Eccleston, Eugene C., Jr.	\$ 11,433.58
29	(14)	Elliott, Donald L.....	\$ 371.50
30	(15)	Gill, Margaret J.....	\$ 1,355.65
31	(16)	Haley, G. Richard F.....	\$ 2,532.15
32	(17)	Hitt, Thelma E.	\$ 1,477.25
33	(18)	Holcomb, James M.	\$ 20,000.00
34	(19)	Kegley, Donald B.	\$ 520.08
35	(20)	Kelley, Randall L.	\$ 246.87
36	(21)	Lavin, Gene A.	\$ 20,000.00
37	(22)	Logston, Brenda K.	\$ 20,000.00
38	(23)	Malone, Garnet M.	\$ 7,924.80
39	(24)	Martin, Phillip G.	\$ 63.50
40	(25)	McNeal, Otis M. L., Jr.....	\$ 107.50
41	(26)	Miller, James B.	\$ 20,000.00
42	(27)	Moore, Harold R.	\$ 143.20
43	(28)	Moore, Linda Elaine	\$ 1,283.00
44	(29)	Sellards, Danny C.....	\$ 97.00
45	(30)	Shear, Dorothy I.....	\$ 361.00
46	(31)	Sweatte, Gwendolyn Y.....	\$ 243.65
47	(32)	Taylor, Keith W.	\$ 14,746.52
48	(33)	Thacker, Katherine Kaye,	
49		as guardian of Kathy Ann	
50		Thacker, a minor	\$ 1,643.00
51	(34)	Thacker, Katherine Kaye,	

52	as guardian of John Edward	
53	Thacker, a minor	\$ 147.75
54	(35) Turner, Mark Wayne.....	\$ 781.00
55	(36) Walker, Ike	\$ 2,800.00
56	(37) Walker, Orville E.	\$ 706.00
57	(38) White, Woodrow W.	<u>\$ 1,250.00</u>
58	TOTAL	\$182,656.60

59 The Legislature finds that the above moral obligations and
 60 the appropriations made in satisfaction thereof shall be the full
 61 compensation for all claimants herein; provided that any
 62 claimant herein who, subsequent to the payment of an award,
 63 receives or recovers benefits or advantages for the economic
 64 loss not prior considered by the court of claims in the course
 65 of and in reduction of the award of reparations, shall inform
 66 the court of claims and crime victims reparation fund of such
 67 recovery for determination of the amounts thereof and
 68 requirement for the deposit thereof in the crime victims
 69 reparation fund.

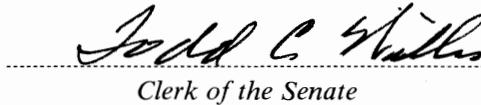
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

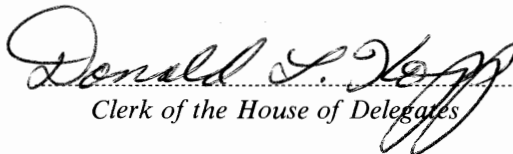

Chairman Senate Committee

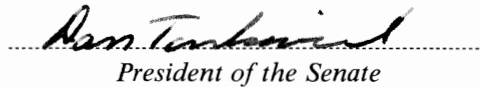

Chairman House Committee

Originating in the House.

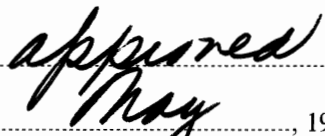

Takes effect from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within  this the 
day of _____, 1985.


Governor

PRESENTED TO THE

GOVERNOR

Date 4/19/85

Time 7:36 p.m.