WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1985

ENROLLED

Com. Sul. for
HOUSE BILL No. 1569

(By Rep. Ed Muravsky & Del. Wells)

Passed ________________ April 13, 1985

In Effect ________________ 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 alcohol beverage control commissioner; attorney general; beer commission; board of regents; department of corrections; department of education; department of health; department of highways; department of mines; department of motor vehicles; department of natural resources; department of public safety; division of vocational rehabilitation; governor's office of economic and community development; human rights commission; supreme court of appeals; and treasurer, to be moral obligations of the state and directing payment thereof.

1 The Legislature has considered the findings of fact and recommendations reported to it by the court of claims concerning various claims against the state and agencies thereof, and in respect to each of the following claims the Legislature adopts those findings of fact as its own, and hereby declares it to be the moral obligation of the state to pay each
such claim in the amount specified below, and directs the auditor to issue warrants for the payment thereof out of any fund appropriated and available for the purpose.

(a) Claims against the Alcohol Beverage Control Commissioner:

(TO BE PAID FROM SPECIAL REVENUE FUND)

13 (1) Appalachian Power Company .......... $ 229.17
14 (2) Central Beverage Distributors, Inc. .... $ 7,659.76

(b) Claim against the Attorney General:

(TO BE PAID FROM GENERAL REVENUE FUND)

17 (1) Norval D. Goe, Executor of the Estate of William Robert Goe, dec. .............. $ 7,569.42

(c) Claim against the Beer Commission:

(TO BE PAID FROM GENERAL REVENUE FUND)

21 (1) Central Distributing Co., Inc. ........ $ 505.10

(d) Claims against the Board of Regents:

(TO BE PAID FROM GENERAL REVENUE FUND)

24 (1) Mary Ann Babich ................... $ 540.00
25 (2) Elliott A. Bigelow .................. $ 497.90
26 (3) Department of Employment Security ... $ 436.53
27 (4) Janet Dooley ...................... $ 7,886.00
28 (5) Karl Van Hildebrand ............... $ 287.20
29 (6) Terry A. Johnson .................. $ 120.54
30 (7) Richard D. Koval .................. $ 65.44
31 (8) John Vincent Lacey, Jr. .......... $ 459.36
32 (9) Elizabeth D. Morgan ............... $ 766.00
33 (10) Danny R. Sinclair ................ $ 696.57
34 (11) Timothy E. Smith ................. $ 239.52
35 (12) Alfred D. Yoppi, Jr. ............. $ 231.48
36 (13) Nickolas F. Zara ................ $ 207.90

(TO BE PAID FROM SPECIAL REVENUE FUND)

38 (1) Chapman Printing Company .......... $ 205.00
39 from Acct. No. 8623-11
40 (2) The Lawhead Press, Inc. .......... $ 576.00
41 from Acct. No. 8600-40
(3) Barbara Ann McCabe ................ $ 269.47
   from Acct. No. 9280-00
(4) Moore Business Forms, Inc. ............. $ 490.07
   from Acct. No. 8641-11
(5) Steven Gerard Noonan ................ $ 60.00
   from Acct. No. 8610-13
(6) Anita Faye Wickline .................. $ 98.85
   from Acct. No. 8627-32
(7) Beverly Pisegna Fulmer ............... $ 228.00
   from Acct. No. 9280-00

(e) Claims against the Department of Corrections:
   (TO BE PAID FROM GENERAL REVENUE FUND)
(1) Baysal & Associates, Inc. .............. $ 130.00
(2) W. Auvil Godwin ...................... $ 2,700.00
(3) Grafton Sanitary Sewer Board .......... $ 1,725.00
(4) D. Verne McConnell ................... $ 22.00
(5) Medical Dental Bureau, Inc. (Agent for
    Ohio Valley Medical Center, Inc.) .... $ 186.76
(6) Richard F. Terry, M.D., Inc............ $ 735.00
(7) Virginia Electric and
    Power Company ........................ $ 110.00
(8) Wheeling Electric Company ............. $ 4,602.64

(f) Claim against the Department of Education:
   (TO BE PAID FROM GENERAL REVENUE FUND)
(1) AM International Inc., Debtor in
    Possession Varityper Division .......... $ 524.00

(g) Claims against the Department of Health:
   (TO BE PAID FROM GENERAL REVENUE FUND)
(1) Dental Arts Laboratory, Inc.......... $ 135.20
(2) Leonard J. Gwiazdowsky ............... $ 502.50
(3) Holzer Clinic ........................ $ 105.00
(4) Holzer Hospital Foundation, d/b/a/
    Holzer Medical Center ............... $ 476.25
(5) Kellogg Sales Company ................. $ 137.50
(6) Parke-Davis .......................... $ 6,864.00
(7) Pfizer, Inc. ........................... $ 3,748.56
(8) St. Joseph's Hospital ................ $ 317.27
(9) Stonewall Jackson Memorial Hospital .. $ 1,085.79
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80  (10) 3M Company ................................................. $ 565.09
81  (11)  Xerox Corporation ........................................ $ 5,006.13
82  (12)  Sophia Clark ................................................ $ 2,613.00

83  \(h\)  **Claim against the Department of Health—**
84  **Office of the Chief Medical Examiner:**
85  
86  (1)  Jeffry S. Life ............................................... $ 35.00

87  \(i\)  **Claims against the Department of Highways:**
88  (TO BE PAID FROM STATE ROAD FUND)
89  89  (1)  American Bridge Division of United States Steel Corporation ......................................................... $593,088.75
90  90  (2)  American National Property & Casualty, Subrogee of Charles R. Hart ........................................ $ 644.25
91  91  (3)  Anderson Equipment Company ........................................ $ 2,453.34
92  92  (4)  William F. Angel ............................................ $ 224.93
93  93  (5)  Bates & Rogers Construction Corporation ....................... $ 11,424.65
94  94  (6)  Carroll L. Bolyard ........................................... $ 535.24
95  95  (7)  Shirley G. Burbridge ......................................... $ 122.89
96  96  (8)  Sylvia A. Cadle ............................................... $ 8,630.00
97  97  (9)  Carl E. Stephens Construction Company, Inc ....................... $ 1,000.00
98  98  (10) Myrtle Stephens Construction Company, Inc ....................... $ 224.62
99  99  (11) Engineered Products, Inc ....................................... $ 13,139.81
100 100  (12) Erie Insurance Exchange, Subrogee of Joseph E. Martin & Goldie J. Martin ....................... $ 4,980.00
101 101  (13) Richard R. Fisher ........................................... $ 2,477.65
102 102  (14) Max B. Harbert ............................................... $ 50.00
103 103  (15) Thomas J. Hiddemen, Jr ...................................... $ 150.75
104 104  (16) Dianna Rinehart Jones .................................... $ 100.00
105 105  (17) Joseph H. Justice ............................................ $ 815.06
106 106  (18) L. G. De Felice, Inc ........................................ $743,451.06
107 107  (19) Joseph E. Martin & Goldie J. Martin ....................... $ 100.00
108 108  (20) Mid-Atlantic Paving Company, Inc ........................ $ 3,929.25
109 109  (21) Herbert Midkiff ............................................. $ 3,679.00
110 110  (22) Jack E. Murray ............................................... $ 287.47
111 111  (23) Regina M. Rhoads ............................................ $ 100.00
112 112  (24) Theresa Ritz ................................................ $ 21,418.80
113 113  (25) Dennis L. Sanders and
Nancy J. Sanders ............................ $ 505.00
Carl Eugene Shockey, d/b/a Gene's Mobile Homes .... $ 500.00
Amelio J. White .............................. $ 133.36
Harry L. White ............................... $ 1,707.85
James K. White and Barbara White .................. $ 579.04
Harry E. Wilmoth ............................. $ 250.00
L. R. Skelton & Company ......................... $340,800.44
Barbara M. Neri .............................. $11,040.00
Fred Staffilino, Jr. and Linda Staffilino .......... $ 14,000.00
Tucker's Used Cars, Inc. ....................... $10,778.82

(j) Claim against the Department of Mines:
   (TO BE PAID FROM GENERAL REVENUE FUND)
   (1) Xerox Corporation ........................ $ 913.98

(k) Claim against the Department of Mines—
    Office of Oil & Gas:
    (TO BE PAID FROM GENERAL REVENUE FUND)
    (1) Xerox Corporation ........................ $1,691.83

(l) Claims against the Department
    of Motor Vehicles:
    (TO BE PAID FROM STATE ROAD FUND)
    (1) Hamilton Business Systems .............. $ 39.43
    (2) Xerox Corporation ........................ $ 848.25

(m) Claims against the Department of
    Natural Resources:
    (TO BE PAID FROM GENERAL REVENUE FUND)
    (1) Johnson Controls, Inc. .................. $15,326.67
    (2) Xerox Corporation ........................ $ 8,500.00
    (TO BE PAID FROM FEDERAL REVENUE FUND)
    (1) The Goodyear Tire & Rubber Company .... $ 401.00
        from Acct. No. 7930-79
    (2) Keizer Saw & Mower ...................... $ 309.95
        from Acct. No. 7930-79
(n) **Claims against the Department of Public Safety:**

(TO BE PAID FROM GENERAL REVENUE FUND)

1. Aarom Boonsue, M.D., Inc. ................ $ 290.00
2. AM International Inc., Debtor in Possession Varityper Division ...................... $ 600.00
3. City of Wellsburg .......................... $ 22.50
4. Consolidated Business Forms Company ... $ 178.49
5. Doctor’s Urgent Care, Inc............... $ 55.00
6. Eagle Aviation, Inc. ....................... $ 3,577.00
7. The Goodyear Tire & Rubber Co. ......... $ 2,764.50
8. Greenbrier Physicians, Inc. ............. $ 50.00
9. The James & Law Company ............... $ 182.90
10. Jordan Chiropractic Clinic, Inc. ....... $ 130.00
11. Kanawha Valley Radiologist, Inc. ...... $ 100.00
12. Marjorie Garden Associates ............. $ 210.00
13. Means Charleston Center ................. $ 137.84
14. Putnam General Hospital ................. $ 1,533.40
15. Roentgen Diagnostics, Inc. ............. $ 39.00
16. St. Joseph’s Hospital ..................... $ 6.00
17. Three Community Cable TV ............... $ 164.00
18. 3M Company ............................... $ 246.16

(o) **Claims against the Division of Vocational Rehabilitation:**

(TO BE PAID FROM FEDERAL REVENUE FUND)

1. Krown Research, Inc. ...................... $ 194.00
   from Acct. No. 7873-79
2. St. Joseph’s Hospital ..................... $ 4,999.40
   from Acct. No. 7873-79

(p) **Claim against the Governor’s Office of Economic and Community Development:**

(TO BE PAID FROM SPECIAL REVENUE FUND)

1. West Virginia Utility Contractors’ Association ................ $ 3,374.57
   from Acct. No. 8024-26

(q) **Claim against the Human Rights Commission:**

(TO BE PAID FROM GENERAL REVENUE FUND)
(1) Department of Employment Security...... $ 424.00

(r) Claim against the Supreme Court of Appeals:

(TO BE PAID FROM SUPREME COURT GENERAL JUDICIAL FUND,
ACCOUNT NO. 1110-00, FROM APPROPRIATION
FOR CURRENT FISCAL YEAR 1984-85)

(1) The Sheriff and Treasurer of
Kanawha County ...................... $200,016.15

(s) Claim against the Treasurer:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Bob Dalton Investigations, Inc. ....... $ 294.53

The Legislature finds that the above moral obligations and
the appropriations made in satisfaction thereof shall be the full
compensation for all claimants, and that prior to the payments
to any claimant provided for in this bill, the court of claims
shall receive a release from said claimant releasing any and
all claims for moral obligations arising from the matters
considered by the Legislature in the finding of the moral
obligations and the making of the appropriations for said
claimant. The court of claims shall deliver all releases obtained
from claimants to the 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 of the House of Delegates

The within .................................. this the ..................................

day of ........................................ 1985.

Governor
PRESENTED TO THE
GOVERNOR
Date  4/25/85
Time  2:30 p.m.