

#207

WEST VIRGINIA LEGISLATURE

SECOND EXTRAORDINARY SESSION, 1986

— ● —

ENROLLED

HOUSE BILL No. 207

(By Mr. *Speaker, Mr. Albright & Del. Swann*)
[By request of the Executive]

— ● —

Passed *July 20,* 1986

In Effect *From* Passage

ENROLLED
H. B. 207

(By Mr. SPEAKER, Mr. ALBRIGHT, and DELEGATE SWANN)
[By request of the Executive]

[Passed July 20, 1986; in effect from passage.]

AN ACT finding and declaring certain claims for compensation 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:

COMPENSATION AWARDS TO VICTIMS OF CRIMES.

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

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

12 *Claims for crime victims compensation awards:*

13 (TO BE PAID FROM CRIME VICTIMS COMPENSATION FUND)

14	(1)	Carol L. Adkins.....	\$	833.33
15	(2)	Lynn Adkins and Sue A. Pennington,		
16		Co-Administrators of the Estate of		
17		Elmer L. Soler	\$	1,382.50
18	(3)	Melissa Albright.....	\$	2,451.60
19	(4)	Steven M. Aldridge	\$	4,193.62
20	(5)	Arthur Lee Apitzsch	\$	20,000.00
21	(6)	Nicholas Pete Arvon	\$	78.53
22	(7)	William A. Behnke	\$	877.02
23	(8)	James E. Bennett	\$	712.80
24	(9)	Gregory M. Berry.....	\$	416.00
25	(10)	Kenneth W. Bird	\$	1,388.45
26	(11)	Mark B. Blackburn	\$	20,000.00
27	(12)	Mary R. Blankenship	\$	1,250.00
28	(13)	Brenda L. Bowen	\$	705.00
29	(14)	Robert Earl Brannen	\$	1,885.00
30	(15)	Julia B. Burleson	\$	1,250.00
31	(16)	James Don Bush	\$	2,500.00
32	(17)	Wanda L. Bush	\$	41,875.00
33	(18)	Wanda L. Bush as guardian		
34		of Shane Dell Bush.....	\$	5,625.00
35	(19)	James M. Byrd	\$	311.24
36	(20)	Daniel R. Cahill	\$	787.75
37	(21)	Howard B. Candler and		
38		Betty J. Candler	\$	1,250.00
39	(22)	June K. Carden	\$	2,642.87
40	(23)	Joseph B. Cecil	\$	6,156.77
41	(24)	Jimmy K. Chambers	\$	5,021.45
42	(25)	Yvonne M. Chambers	\$	23,070.74
43	(26)	Yvonne M. Chambers as guardian		
44		of Leona Marie Chambers	\$	13,464.63
45	(27)	Yvonne M. Chambers as guardian		
46		of Tina Louise Chambers	\$	13,464.63
47	(28)	Lenzy V. Cisco.....	\$	1,272.50
48	(29)	Opal R. Coffey	\$	1,250.00
49	(30)	Jackson L. Collins, Sr.....	\$	264.20
50	(31)	Donald K. Cooper	\$	3,666.30
51	(32)	James D. Cooper	\$	1,920.00
52	(33)	Paul W. Cunningham	\$	125.80
53	(34)	Robert Darrah.....	\$	1,250.00
54	(35)	David O. Davis	\$	56.90
55	(36)	Virgil S. Davis	\$	10,718.12

56	(37)	Bessie Dempsey	\$	445.50
57	(38)	Patsy L. Dennis.....	\$	5,816.65
58	(39)	William L. Dodrill	\$	433.36
59	(40)	Bradley B. Eberhart	\$	4,228.85
60	(41)	Doris P. Elswick.....	\$	20,000.00
61	(42)	Barbara J. Farley	\$	4,591.89
62	(43)	Charles E. Farley.....	\$	4,107.14
63	(44)	David Allen Farley	\$	4,107.14
64	(45)	Genevieve R. Farley	\$	10,000.00
65	(46)	Roger Lee Farley	\$	4,107.14
66	(47)	Zina E. Farley.....	\$	11,250.01
67	(48)	Roy C. Farmer	\$	1,058.21
68	(49)	F. Chris Fields	\$	10,000.00
69	(50)	Lynn Fields	\$	1,250.00
70	(51)	Susan Fields	\$	10,000.00
71	(52)	Michael D. Fitch.....	\$	1,755.70
72	(53)	Charles B. Forinash.....	\$	96.05
73	(54)	Gregory W. Geffken.....	\$	407.00
74	(55)	Dexter K. Gilbert	\$	20,000.00
75	(56)	Helen V. Gillum	\$	52.93
76	(57)	Mary Goad	\$	1,250.00
77	(58)	David C. Gowers.....	\$	155.64
78	(59)	Jeffrey C. Grandstaff	\$	756.06
79	(60)	Leslie A. Gray	\$	11,932.21
80	(61)	William P. Gross.....	\$	4,520.95
81	(62)	Bernice Ella Hair.....	\$	1,250.00
82	(63)	Albert J. Hamaker.....	\$	20,000.00
83	(64)	Sharlee Hanshaw	\$	10,000.00
84	(65)	James M. Harris.....	\$	146.26
85	(66)	Jeffrey T. Hawkins	\$	7,825.71
86	(67)	Stephen Michael Hayes	\$	3,062.79
87	(68)	Edith W. Hendricks	\$	1,250.00
88	(69)	Kenneth C. Herron.....	\$	8,805.87
89	(70)	James E. Hill.....	\$	653.10
90	(71)	Rella G. Hinkle	\$	1,164.74
91	(72)	Rella G. Hinkle,		
92		Administrator for Estate of		
93		Earnest A. Hinkle	\$	50,000.00
94	(73)	Thelmer J. Hollingsworth	\$	1,250.00
95	(74)	Rachel M. Hughart	\$	178.25
96	(75)	David C. Hunter	\$	20,000.00
97	(76)	Edward R. Ison.....	\$	23.04

98	(77)	James C. Jackson, Sr.	\$	2,527.72
99	(78)	Dennis D. Jarrell	\$	6,837.30
100	(79)	Cora J. Johnson	\$	87.34
101	(80)	Kimmy J. Johnson	\$	4,089.95
102	(81)	Lottie Vista Jones	\$	20,000.00
103	(82)	Helen Kelly	\$	36,564.50
104	(83)	Helen Kelly as guardian		
105		of Harold Kelly	\$	13,435.50
106	(84)	Lottie King	\$	67.00
107	(85)	Jack Kirk	\$	336.80
108	(86)	Danny E. Knuckles, Sr.	\$	3,801.41
109	(87)	Charles Krieger	\$	956.59
110	(88)	Lori Koontz Lanier	\$	41,065.00
111	(89)	Lori Koontz Lanier as guardian		
112		of Andrea Nichole Koontz	\$	8,935.00
113	(90)	Brenda K. Lewis	\$	5,004.40
114	(91)	Robert S. Lewis	\$	1,250.00
115	(92)	Donald W. Lilly	\$	225.00
116	(93)	Stephen K. Lilly, Committee for		
117		Kyle G. Lilly	\$	20,000.00
118	(94)	Donald D. Lucas, Jr.	\$	20,000.00
119	(95)	Randy W. Lynch	\$	1,250.00
120	(96)	Darla S. Matheny	\$	43.57
121	(97)	Vollena Maynard	\$	4,083.43
122	(98)	Brenda Faye McPeake	\$	4,107.14
123	(99)	Kimberly J. McQuain	\$	856.20
124	(100)	Michelle M. Merica	\$	131.75
125	(101)	Ines W. Miller	\$	248.81
126	(102)	John C. Mills as guardian		
127		of Patrick E. Mills	\$	24,328.93
128	(103)	Roger L. Moffatt	\$	356.40
129	(104)	Michael R. Mooney	\$	20,000.00
130	(105)	Lanna Rhodes Moore	\$	17,758.87
131	(106)	Lanna Rhodes Moore as guardian		
132		of Robert D. Moore, III	\$	2,241.13
133	(107)	Leslie D. Moore	\$	209.98
134	(108)	Sylvia R. Moore	\$	600.00
135	(109)	Elizabeth Jane Murphy	\$	36,350.00
136	(110)	Elizabeth Jane Murphy as guardian		
137		of Kandace Michelle Murphy	\$	3,412.50
138	(111)	Elizabeth Jane Murphy as guardian		
139		of Krystal Jane Murphy	\$	3,412.50

140	(112)	Elizabeth Jane Murphy as guardian		
141		of Bryan Mitchell Murphy.....	\$	3,412.50
142	(113)	Elizabeth Jane Murphy as guardian		
143		of Kari Aynn Murphy	\$	3,412.50
144	(114)	Barbara J. Musick	\$	1,250.00
145	(115)	Barbara J. Musick as guardian		
146		of Eva Jo Musick	\$	4,687.50
147	(116)	Joyce A. Nuckols	\$	2,381.37
148	(117)	Darla K. Parrill	\$	5,792.50
149	(118)	Mona P. Quinn	\$	1,091.48
150	(119)	Donna S. Quintrell.....	\$	2,942.18
151	(120)	Carolyn S. Ramey.....	\$	39,677.62
152	(121)	Carolyn S. Ramey as guardian		
153		of Rebecca L. Ramey	\$	9,072.38
154	(122)	Shirley Ramey.....	\$	1,250.00
155	(123)	Edward O. Ray	\$	4,650.34
156	(124)	James H. Redman	\$	20,000.00
157	(125)	Bernard Riggs.....	\$	173.79
158	(126)	James E. Robertson.....	\$	291.00
159	(127)	William T. Robinson	\$	288.00
160	(128)	Khristine Sue Sacco.....	\$	11,250.00
161	(129)	Kathy L. Sandman.....	\$	5,879.10
162	(130)	Kathy L. Sandman as guardian		
163		of Michael Sandman	\$	5,879.09
164	(131)	David M. Shaffer	\$	7,184.32
165	(132)	Robert T. Shepherd, Jr.	\$	1,994.54
166	(133)	Bettie L. Sherwood	\$	1,472.00
167	(134)	Glenn A. Sherwood	\$	13,055.36
168	(135)	Betty L. Siviero.....	\$	353.54
169	(136)	Virginia Sizemore	\$	4,107.14
170	(137)	Iva J. Skidmore.....	\$	1,342.15
171	(138)	Iva J. Skidmore as guardian		
172		of Cheryl L. Skidmore.....	\$	24,328.92
173	(139)	Linda Sue Smith.....	\$	4,107.14
174	(140)	Monty S. Smith	\$	2,962.44
175	(141)	Lorena R. Snodgrass.....	\$	582.00
176	(142)	Sherman R. Spurlock	\$	1,250.00
177	(143)	Randy L. Steele.....	\$	16,633.31
178	(144)	Nora E. Stover	\$	1,469.42
179	(145)	Ronald L. Streight.....	\$	1,576.28
180	(146)	Eugene C. Suder.....	\$	20,000.00
181	(147)	Donny G. Teters	\$	4,833.38

182	(148)	Joseph V. Tenaglio.....	\$	311.50
183	(149)	Robert T. Thomas.....	\$	2,669.58
184	(150)	Terri J. Tibbs	\$	328.75
185	(151)	Alyce G. Titus	\$	498.90
186	(152)	Lorraine Toler.....	\$	1,370.00
187	(153)	Frankie Lynn Tucker	\$	44,150.00
188	(154)	Frankie Lynn Tucker as guardian		
189		of Crystal Lynn Tucker	\$	1,950.00
190	(155)	Frankie Lynn Tucker as guardian		
191		of Amanda Kay Tucker	\$	1,950.00
192	(156)	Frankie Lynn Tucker as guardian		
193		of John Edward Tucker	\$	1,950.00
194	(157)	Russell H. Turner, Sr.....	\$	190.98
195	(158)	Charles R. Tyson.....	\$	2,364.21
196	(159)	Terry W. Unrue	\$	20,000.00
197	(160)	Frank W. Vetter.....	\$	413.26
198	(161)	Homer F. Ward	\$	20,000.00
199	(162)	Rosemary Warmen	\$	4,107.14
200	(163)	Raymond E. Weaver	\$	865.00
201	(164)	Sarah Jane White.....	\$	8,562.50
202	(165)	Sarah Jane White as guardian		
203		of Justin David White	\$	3,750.00
204	(166)	Sarah Jane White as guardian		
205		of Jessica Ann White	\$	3,375.00
206	(167)	Sarah Jane White as guardian		
207		of Jeremy Allen White	\$	4,312.50
208	(168)	Patricia A. Wiles	\$	32,937.50
209	(169)	Patricia A. Wiles as guardian		
210		of Christopher Wiles	\$	11,700.00
211	(170)	Patricia A. Wiles as guardian		
212		of Donald Davis, Jr.....	\$	5,362.50
213	(171)	Sharon K. Williams.....	\$	36,350.00
214	(172)	Sharon K. Williams as guardian		
215		of Shane Williams	\$	7,800.00
216	(173)	Sharon K. Williams as guardian		
217		of Marc Lewis	\$	2,925.00
218	(174)	Sharon K. Williams as guardian		
219		of Julie Lewis.....	\$	2,925.00
220	(175)	James H. Wilson.....	\$	2,093.79
221	(176)	Shelia M. Wisinsky	\$	321.61
222	(177)	Billie Sue Wright.....	\$	20,000.00
223		TOTAL.....		<u>\$1,232,792.67</u>

on
E. H.

224 The Legislature finds that the above moral obligations
225 and the appropriations made in satisfaction thereof shall
226 be the full compensation for all claimants herein;
227 provided that any claimant herein who, subsequent to
228 the payment of an award, receives or recovers benefits
229 or advantages for the economic loss not prior considered
230 by the court of claims in the course of and in reduction
231 of the award of compensation, shall inform the court of
232 claims and crime victims compensation fund of such
233 recovery for determination of the amounts thereof and
234 requirement for the deposit thereof in the crime victims
235 compensation fund.

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

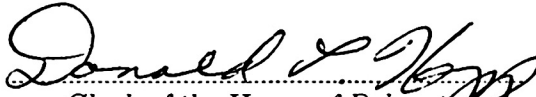

Chairman Senate Committee


Chairman House Committee

Originating in the House.

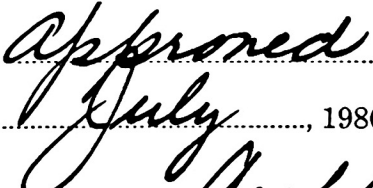
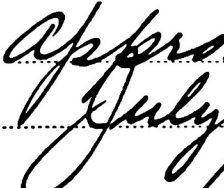
Takes effect from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within  this the 28th
day of  July, 1986.


Governor

PRESENTED TO THE
GOVE

Date 7/22/86

Time 4:00 p.m.

RECEIVED

MS JUL 30 PM 4:51

U.S. DEPT. OF JUSTICE