

No. 441

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1987

—•—

ENROLLED

SENATE BILL NO. 441

(By Senators Tomplin and Holman)

—•—

PASSED March 14 1987

In Effect from Passage



ENROLLED

Senate Bill No. 441

(BY SENATORS TOMBLIN AND HOLMES)

[Passed March 14, 1987; 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 fact
2 and recommendations for awards reported to it by the court
3 of claims in respect to the following named claimants who
4 were innocent victims of crime within this state and entitled
5 to compensation; and in respect to each of such named
6 claimants the Legislature adopts those findings of fact as its
7 own, hereby declares it to be the moral obligation of the
8 state to pay each such claimant in the amount specified
9 below, and directs the auditor to issue warrants for the
10 payment thereof out of any fund appropriated and
11 available for the purpose.

12	Claims for crime victims compensation awards:	
13	<i>(To be paid from Crime Victims Compensation Fund)</i>	
14	(1) Antill, Patricia A.	\$ 271.50
15	(2) Arritt, Jon M., II	\$ 831.18
16	(3) Arvin, Carole J.	\$ 21,250.00
17	(4) Baker, Roger Alan	\$ 563.00
18	(5) Ball, Timmy D.	\$ 1,783.00
19	(6) Barnett, Phyllis J.	\$ 7,401.18
20	(7) Bennett, Irene Lockhart	\$ 3,059.60
21	(8) Bills, Michael	\$ 1,310.00
22	(9) Bokanovich, Gary E.	\$ 954.45
23	(10) Brumfield, Patricia A.	\$ 46,310.00
24	(11) Brumfield, Patricia A., as guardian of	
25	Derrick K. Brumfield	\$ 3,690.00
26	(12) Butcher, Timothy Earl	\$ 1,250.00
27	(13) Currence, Donald L., as guardian of	
28	Jared Currence	\$ 13,104.00
29	(14) Shiflett, Thomas J. & Delores A.,	
30	as guardians of Jesse Armstrong ...	\$ 17,423.25
31	(15) Shiflett, Thomas J. & Delores A., as	
32	guardians of Jennifer Armstrong ...	\$ 18,222.75
33	(16) Cain, John B., Jr.	\$ 14,050.97
34	(17) Calhoun, Beth A.	\$ 50.00
35	(18) Carder, Tammy J.	\$ 60.00
36	(19) Casto, Brenda J.	\$ 453.20
37	(20) Casto, William J.	\$ 12,642.04
38	(21) Casto, William J., as guardian of	
39	Lisa M. Casto	\$ 4,717.99
40	(22) Cole, Rose	\$ 1,250.00
41	(23) Cote, Richard F.	\$ 11,238.76
42	(24) Cunningham, Margie L.	\$ 139.00
43	(25) Doherty, Lidia Meade	\$ 1,689.50
44	(26) Farr, Gerald D.	\$ 989.69
45	(27) Fife, Larry J.	\$ 18,753.70
46	(28) Flora, James L.	\$ 965.96
47	(29) Gallagher, Glenn F.	\$ 82.00
48	(30) Gardner, David W.	\$ 449.85
49	(31) Goad, Mary	\$ 10,000.00
50	(32) Gongola, Edward G., Jr.	\$ 1,680.21
51	(33) Graham, Melvin	\$ 1,250.00
52	(34) Graham, Wilma, as guardian of	
53	Roy L. Graham, II	\$ 48,750.00

54	(35)	Grimm, Wendy L.	\$ 14,026.85
55	(36)	Gwynn, Gary S.	\$ 9,648.00
56	(37)	Hall, Gail R.	\$ 16,379.90
57	(38)	Halle, Evelyn Virginia	\$ 12,544.18
58	(39)	Halle, Evelyn Virginia, as guardian	
59		of Michael Charles Phillips	\$ 10,000.00
60	(40)	Hamlin, Ruby Mae	\$ 1,243.75
61	(41)	Hardway, Bernice	\$ 20,000.00
62	(42)	Harkins, Ruth A.	\$ 1,260.70
63	(43)	Harless, Freddie E., II	\$ 18,926.43
64	(44)	Harrison, Harvey S.	\$ 2,573.67
65	(45)	Harvey, Dayton R.	\$ 3,637.65
66	(46)	Helton, Angela M.	\$ 1,250.00
67	(47)	Bragg, Glen E.	\$ 7.50
68	(48)	Hibbs, Samuel	\$ 297.84
69	(49)	Hill, Jackie S.	\$ 348.60
70	(50)	Jackson, Nelsie P.	\$ 7.60
71	(51)	Jeffrey, Claude, Jr.	\$ 6,762.10
72	(52)	Jenkins, Martin C.	\$ 4,221.06
73	(53)	Johns, Gregory L.	\$ 1,676.72
74	(54)	Johnson, Duane C.	\$ 350.00
75	(55)	Johnson, Martha	\$ 964.99
76	(56)	Jones, Rose M.	\$ 340.00
77	(57)	Keller, Gary F.	\$ 647.33
78	(58)	King, Mildred.	\$ 1,250.00
79	(59)	Kirkpatrick, David B.	\$ 1,406.50
80	(60)	Kowcheck, Hilda Mae	\$ 50,000.00
81	(61)	Lamb, Johnny R.	\$ 18,447.90
82	(62)	Light, Gary L.	\$ 10,000.00
83	(63)	Long, Timothy R.	\$ 921.00
84	(64)	Marchman, Robert E.	\$ 337.00
85	(65)	Marcum, Myrtle.	\$ 30,370.00
86	(66)	Marcum, Myrtle, as guardian of	
87		Tiffany Marcum	\$ 8,825.00
88	(67)	Marcum, Myrtle, as guardian of	
89		Shawn Marcum.	\$ 5,745.00
90	(68)	Marcum, Myrtle, as guardian of	
91		Elmer Marcum, Jr.	\$ 5,060.00
92	(69)	McKinney, Beverly J.	\$ 1,250.00
93	(70)	McKisic, Donald Larry	\$ 2,139.12
94	(71)	Miller, David A.	\$ 10,036.77
95	(72)	Mitchell, Sue A.	\$ 20,000.00

96	(73)	Mitchell, Terry L.	\$ 4,014.02
97	(74)	Morrision, Nadine P.	\$ 9,149.66
98	(75)	Mugnano, David P.	\$ 280.00
99	(76)	Nelson, Becky L.	\$ 335.00
100	(77)	Nelson, Pamela S.	\$ 1,250.00
101	(78)	Nicholas, Karla L.	\$ 5,138.34
102	(79)	Paluso, Louie	\$ 14,122.83
103	(80)	Ralston, Margaret L.	\$ 906.00
104	(81)	Reese, Jane A.	\$ 20,000.00
105	(82)	Richards, Ronald G.	\$ 3,516.69
106	(83)	Riggs, James A.	\$ 12,842.20
107	(84)	Rinehart, Frederick D.	\$ 137.50
108	(85)	Ring, Matthew R.	\$ 1,337.00
109	(86)	Samms, Erma L.	\$ 1,250.00
110	(87)	Satterfield, Harry W., Jr.	\$ 16.00
111	(88)	Shaw, Joseph M.	\$ 1,310.27
112	(89)	Sisler, Rose E.	\$ 1,641.42
113	(90)	Sizemore, Melvena	\$ 257.75
114	(91)	Skaggs, Gordon E.	\$ 20.00
115	(92)	Slaymaker, Allen F.	\$ 1,417.07
116	(93)	Smith, Robert L.	\$ 3,885.01
117	(94)	Stewart, Ronda	\$ 1,305.00
118	(95)	Stewart, Ronda, as guardian of	
119		Micky Stewart.	\$ 2,000.00
120	(96)	Stewart, Ronda, as guardian of	
121		Samantha Stewart.	\$ 2,000.00
122	(97)	Swami, Kirtanananda	\$ 20,000.00
123	(98)	Taylor, Thomas Lee	\$ 1,503.14
124	(99)	Thorn, Daniel J.	\$ 339.36
125	(100)	Tierney, Richard Joseph	\$ 512.30
126	(101)	Toler, Juanita Jane, as guardian of	
127		Edmond Dennis Toler	\$ 5,000.00
128	(102)	Toler, Juanita Jane, as guardian of	
129		Kimberly Ann Toler.	\$ 5,000.00
130	(103)	Tomaszewski, Terry L.	\$ 135.00
131	(104)	Tucker, Sandra K.	\$ 81.31
132	(105)	Unrue, Kenneth F.	\$ 1,172.05
133	(106)	Veltman, Catherine A.	\$ 5,136.76
134	(107)	Waid, Edgar C.	\$ 180.97
135	(108)	Welch, William D.	\$ 1,250.00
136	(109)	White, Bertie Mae	\$ 10,000.00
137	(110)	White, Bertie Mae, as guardian of	
138		Sue Ann White	\$ 5,000.00

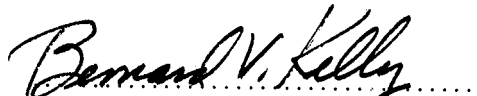
139	(111)	White, Bertie Mae, as guardian of	
140		Susan Rae White.....	\$ 5,000.00
141	(112)	White, Bertie Mae, as guardian of	
142		Donald Mairs White, Jr.....	\$ 5,000.00
143	(113)	Whitehill, William George,	
144		Administrator of the Estate	
145		of George Russell Whitehill.....	\$ 50,000.00
146	(114)	Wilmer, Dwain E.	\$ 326.48
147	(115)	Wood, Alma Jewell.....	\$ 750.11
148	(116)	Workman, Michael	\$ 4,888.39
149	(117)	Young, Lee W., Jr.....	\$ 2,077.68
150			
151		TOTAL	\$771,025.25

152 The Legislature finds that the above moral obligations
153 and the appropriations made in satisfaction thereof shall be
154 the full compensation for all claimants herein: *Provided,*
155 That any claimant herein who, subsequent to the payment
156 of an award, receives or recovers benefits or advantages for
157 the economic loss not prior considered by the court of
158 claims in the course of and in reduction of the award of
159 compensation, shall inform the court of claims and crime
160 victims compensation fund of such recovery for
161 determination of the amounts thereof and requirement for
162 the deposit thereof in the crime victims compensation fund.

[Handwritten signatures and marks at the bottom of the page]

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


Chairman Senate Committee

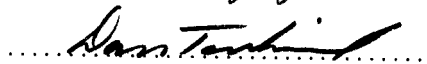

Chairman House Committee

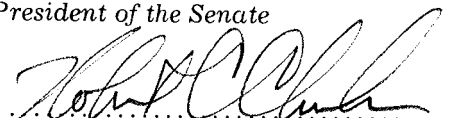
Originated in the Senate.

In effect from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within  this the 
day of 1987.

Governor

PRESENTED TO THE

GOVERNOR

Date 3/22/87

Time 3:11 p.m.

2
 3
 4
 5
 6
 7
 8

1507

[illegible]