

WEST VIRGINIA LEGISLATURE

SECOND EXTRAORDINARY SESSION, 1988

— ● —

ENROLLED

HOUSE BILL No. 206

(By Mr. Del. Antip + Del. Wells)

— ● —

Passed June 9, 1988

In Effect From Passage



C-641

ENROLLED
H. B. 206

(By DELEGATES ARTRIP and WELLS)

[Passed June 9, 1988; 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 payment thereof; and expressly determining certain other claims to not be moral obligations of the state, not authorized for payment hereunder, and to not be hereafter recertified for reconsideration.

Be it enacted by the Legislature of West Virginia:

CLAIMS AGAINST THE STATE.

§1. Finding and declaring certain claims against the department of agriculture; attorney general; non-intoxicating beer commissioner; department of commerce; governor's office of community and industrial development; department of corrections; department of education; educational broadcasting authority; farm management commission; department of finance and administration; state fire marshal; department of health; department of health-office of the chief medical examiner; department of highways; human rights commission; department of human services; department of labor; lottery commission; department of natural resources; department of public safety; public service commission; railroad maintenance authority; board of regents; state board of rehabilitation; secretary of state; supreme court of appeals; state

tax department; treasurer's office and workers' compensation fund, to be moral obligations of the state and directing payment thereof; and expressly finding and declaring certain claims against the department of corrections; department of culture and history; department of education; department of finance and administration; department of health; department of highways; department of public safety; board of regents and workers' compensation fund are not moral obligations of the state, rejecting payment thereof hereunder, and expressly denying hereafter any further recertification for reconsideration thereof.

1 The Legislature has considered the findings of fact
 2 and recommendations reported to it by the court of
 3 claims concerning various claims against the state and
 4 agencies thereof, and in respect of each to the following
 5 claims the Legislature adopts those findings of fact as
 6 its own, and in respect of certain claims herein, the
 7 Legislature has independently made findings of fact and
 8 determinations of award and hereby declares it to be the
 9 moral obligation of the state to pay each such claim in
 10 the amount specified below, and directs the auditor to
 11 issue warrants for the payment thereof out of any fund
 12 appropriated and available for the purpose. However, it
 13 is the stated intent of the Legislature that any and all
 14 claims which were certified by the clerk of the court of
 15 claims in accordance with section twenty-three, article
 16 two, chapter fourteen of the code of West Virginia, one
 17 thousand nine hundred thirty-one, as amended, and
 18 which claims are specifically rejected in this bill, are
 19 such claims which the Legislature has expressly
 20 determined are not moral obligations of the State of
 21 West Virginia.

22 (a) *Claims against the Department of Agriculture:*

23 (TO BE PAID FROM GENERAL REVENUE FUND)

24	(1) A & I Supply Company	\$ 1,977.14
25	(2) Mechanical Supply Company, Inc. . .	\$ 2,518.80
26	(3) Shawnee Hills Community	
27	Mental Health/Mental	

28	Retardation Center, Inc	\$ 5,372.50
29	(b) <i>Claims against the Attorney General:</i>	
30	(TO BE PAID FROM GENERAL REVENUE FUND)	
31	(1) Holiday Inn of Fairmont	\$ 30.05
32	(2) Morgan, Gregory A	\$ 6,962.10
33	(3) Spieler, Emily A	\$ 144.00
34	(c) <i>Claims against the Nonintoxicating</i>	
35	<i>Beer Commissioner:</i>	
36	(TO BE PAID FROM GENERAL REVENUE FUND)	
37	(1) Arthur H. Fulton, Inc	\$ 731.43
38	(2) C. Schmidt & Sons, Inc.	\$ 1,722.20
39	(3) Sullivan's Distributing, Inc.	\$ 190.57
40	(d) <i>Claims against the Department of Commerce:</i>	
41	(TO BE PAID FROM GENERAL REVENUE FUND)	
42	(1) Elwin E. Aliff Construction	
43	Company, Inc	\$ 12,073.30
44	(2) Johnson Controls, Inc.	\$ 10,000.00
45	(e) <i>Claims against the Governor's Office of</i>	
46	<i>Community and Industrial Development:</i>	
47	(TO BE PAID FROM GENERAL REVENUE FUND)	
48	(1) Bramwell, Town of	\$ 6,645.63
49	(2) Brooke County Board of	
50	Education, The	\$ 12,500.00
51	(3) Capon Bridge Community	
52	and Senior Center	\$ 8,849.00
53	(4) Glenville, City of	\$ 33,387.22
54	(5) Hampshire County	
55	Commission, The	\$ 44,234.16
56	(6) Harrisville, Town of	\$ 3,486.35
57	(7) Hurricane, City of	\$ 12,382.64
58	(8) Marshall County Sewerage District	\$ 88,120.96
59	(9) Marshall University	\$ 25,241.97
60	(10) Mineral County Commission	\$ 21,741.80
61	(11) Moorefield, Town of	\$ 74,835.16
62	(12) New Cumberland, City of	\$ 13,625.00
63	(13) Ohio Valley Industrial and Business	

64	Development Corporation	\$ 15,074.96
65	(14) Parsons, City of	\$ 12,700.00
66	(15) Xerox Corporation	\$ 879.13
67	(f) <i>Claims against the Department of Corrections:</i>	
68	(TO BE PAID FROM GENERAL REVENUE FUND)	
69	(1) A & I Supply Company	\$ 1,680.37
70	(2) Braxton County Emergency Squad	\$ 145.50
71	(3) Byers, John W	\$ 1,915.00
72	(4) Cabell Huntington Hospital	\$ 138.75
73	(5) Cash, Joseph W., Jr.	\$ 691.11
74	(6) Casto & Harris, Inc.	\$ 487.14
75	(7) Chesapeake and Potomac Telephone	
76	Company of West Virginia	\$ 42,719.02
77	(8) Contractors Supply Corporation ...	\$ 3,758.57
78	(9) Dunbar Printing Company	\$ 129.22
79	(10) Elkins Builders Supply Co.	\$ 1,289.28
80	(11) Exxon Company U.S.A.	\$ 97.23
81	(12) Family Dental Associates, Inc.	\$ 488.00
82	(13) Federal Correctional Institution	
83	(Alderson)	\$ 55,615.51
84	(14) Federal Correctional Institution	
85	(Lexington)	\$ 4,390.59
86	(15) Federal Express Corporation	\$ 40.37
87	(16) Foster Medical Corporation	\$ 1,050.00
88	(17) Gear, James W.	\$ 2,170.00
89	(18) General Welding Supply Co.	\$ 210.00
90	(19) H. Goodman, Inc.	\$ 67.66
91	(20) Goodyear Tire and Rubber	
92	Company, The	\$ 721.56
93	(21) Grafton City Hospital, Inc.	\$ 316.85
94	(22) Greenbrier County,	
95	Sheriff and Treasurer	\$ 228.44
96	(23) Greenbrier County Commission	\$ 40.88
97	(24) Hajoca Corporation, Weslakin Div. ..	\$ 4,761.55
98	(25) Hill, B. J.	\$ 140.00
99	(26) Hobart Brothers Company	\$ 15.59
100	(27) Hodges, Stephen	\$ 70.00
101	(28) Hyre, E. Clifton	\$ 191.00
102	(29) Jan-Care Ambulance Service, Inc. ..	\$ 482.00
103	(30) John Marshall Medical	
104	Services, Inc.	\$ 11.70

105	(31) Mellon Bank, Assignee of	
106	Kleen All of America, Inc.	\$234,400.00
107	(32) Marshall County Sheriff's	
108	Department	\$ 1,869.86
109	(33) Mutual Wholesalers, Inc.	\$ 203.04
110	(34) Nale Equipment Co., Inc.	\$ 122.09
111	(35) National Laboratories	\$ 928.91
112	(36) Pinewood Medical Corporation, Inc.	\$ 658.00
113	(37) Prime Computer, Inc.	\$ 4,585.20
114	(38) Purolator Courier Corp.	\$ 98.00
115	(39) R. C. Steele Co.	\$ 26.72
116	(40) Radiology, Inc.	\$ 165.00
117	(41) Regional Distribution Center	\$ 233.96
118	(42) Reynolds Memorial Hospital, Inc. .	\$ 611.00
119	(43) Rite Aid Corporation	\$ 996.06
120	(44) Robinson Textiles, Inc.	\$ 15,395.68
121	(45) Sears, Roebuck & Company	\$ 61.79
122	(46) Standard Exterminating Company	\$ 95.00
123	(47) Standard Laboratories, Inc.	\$ 74.50
124	(48) Stumpp, Harold M.	\$ 64.54
125	(49) Superamerica, Division of	
126	Ashland Oil, Inc.	\$ 42.97
127	(50) Taylor, Donald R.	\$ 180.00
128	(51) Traylor, J. R., Jr.	\$ 3,895.00
129	(52) Tri-Cities Health Service Corp.,	
130	d/b/a HCA Huntington Hospital	\$ 271.50
131	(53) Tri-State Otolaryngology, Head and	
132	Neck Surgery, Inc.	\$ 190.00
133	(54) U.O.V.P., Inc.	\$ 68.00
134	(55) Uniforms Manufacturing, Inc.	\$ 13,265.69
135	(56) UNIJAX	\$ 879.56
136	(57) Vance, Kenneth E.	\$ 207.00
137	(58) Virginia Welding Supply Company	\$ 842.77
138	(59) W.Va. Uniforms, Inc.	\$ 95.43
139	(60) West Virginia Welding Supply Co.	\$ 101.40
140	(61) Wood, Ralph E.	\$ 130.00

141 (g) *Claims against the Department of Education:*

142 (TO BE PAID FROM GENERAL REVENUE FUND)

143	(1) American College Testing	
144	Program, The	\$ 1,780.50
145	(2) Charleston Trophy and	

146	Engraving, Inc.	\$	127.36
147	(3) Cumberland Charter Service	\$	7,509.00
148	(4) E & G, Inc., a WV Corporation, d/b/a		
149	Ramada Inn of South Charleston	\$	16,881.20
150	(5) Herff Jones, Inc.	\$	5,353.03
151	(6) McNeel, Tom	\$	66.50
152	(7) Richard, Jeffrey Alan	\$	202.50
153	(8) Xerox Corporation	\$	242.06
154	(9) Zenith Data Systems Corp.	\$	5,316.40
155	(h) <i>Claim against the Educational Broadcasting</i>		
156	<i>Authority:</i>		
157	(TO BE PAID FROM GENERAL REVENUE FUND)		
158	(1) Ampex Corporation	\$	181,593.52
159	(i) <i>Claims against the Farm Management Commission:</i>		
160	(TO BE PAID FROM GENERAL REVENUE FUND)		
161	(1) J. F. Allen Company	\$	301.26
162	(2) Coyne Textile Services	\$	45.27
163	(3) DeLauder, Joe N.	\$	250.00
164	(4) Fox Dairy Supply Inc.....	\$	517.87
165	(5) Goodyear Tire and Rubber		
166	Company, The	\$	549.55
167	(6) Liggett, Jedson R., d/b/a		
168	Liggett's Supply	\$	10,892.81
169	(7) Oldtown Farm, Inc.	\$	100.00
170	(8) Southern States Point Pleasant		
171	Cooperative, Inc.	\$	593.21
172	(j) <i>Claims Against the Department of Finance</i>		
173	<i>and Administration:</i>		
174	(TO BE PAID FROM GENERAL REVENUE FUND)		
175	(1) Capitol Business Equipment, Inc. ..	\$	355.00
176	(TO BE PAID FROM SPECIAL REVENUE FUND)		
177	from Acct. No. 8151-01		
178	(1) Executone/Mountain State		
179	Communications, Inc.....	\$	50.00
180	(2) Moore Business Forms &		
181	Systems Division	\$	176.18

182	(3) Storage Technology Corporation ...	\$ 438.00
183	(k) <i>Claim against the State Fire Marshal:</i>	
184	(TO BE PAID FROM GENERAL REVENUE FUND)	
185	(1) Van Volunteer Fire Department ...	\$ 4,575.93
186	(l) <i>Claims against the Department of Health:</i>	
187	(TO BE PAID FROM GENERAL REVENUE FUND)	
188	(1) Aide's Discount Store, Inc.	\$ 706.10
189	(2) Alker Tire & Supply, Inc.	\$ 333.55
190	(3) Alpha Therapeutic Corporation ...	\$ 4,268.91
191	(4) American Hotel Register Company	\$ 233.81
192	(5) American Red Cross	\$ 7,008.06
193	(6) American Teletronics Corporation	\$ 266.20
194	(7) American White Goods Company ..	\$ 610.45
195	(8) Appalachian Regional	
196	Healthcare, Inc.	\$ 10,249.62
197	(9) Appalachian Tire Products, Inc. ...	\$ 22.38
198	(10) Armour Pharmaceutical Company	\$ 8,086.12
199	(11) Banks, Earl	\$ 43.50
200	(12) Brook Lane Psychiatric Center	\$ 7,661.84
201	(13) Buckland, James.	\$ 18.00
202	(14) Cabell Huntington Hospital	\$ 165.45
203	(15) Cannon, Randy	\$ 30.00
204	(16) Capage, James.	\$ 390.00
205	(17) Columbia Sussex Corp., d/b/a	
206	Holiday Inn Heart-O-Town.	\$ 546.66
207	(18) Crawford, James.	\$ 60.00
208	(19) Deal, Rodney	\$ 10.00
209	(20) Diagnostic Affiliates, Inc.	\$ 682.00
210	(21) Dukane Corporation	\$ 69.99
211	(22) Exxon Company U.S.A.	\$ 222.37
212	(23) Fayette-Monroe-Raleigh	
213	Summers Counties Mental	
214	Health Council, Inc.	\$ 30,436.97
215	(24) Goldfarb Electric Supply Co. Inc. ...	\$ 201.21
216	(25) Greenbrier Medical Arts	
217	Pharmacy, Inc.	\$ 437.36
218	(26) Greybill, Thomas	\$ 18.00
219	(27) Hancock-Brooke Mental	
220	Health Service	\$ 8,915.45

221	(28) Home Health Products, Inc.	\$ 101.34
222	(29) Hope Gas, Inc.	\$ 10,756.10
223	(30) IAMFES, Inc.	\$ 42.73
224	(31) Independent Dressed Beef	
225	Company, Inc.	\$ 134.17
226	(32) Karoll's Inc.	\$ 1,558.12
227	(33) Lanham, Wayne	\$ 81.50
228	(34) Life Technologies, Inc., Gibco	
229	Labratories Division	\$ 120.06
230	(35) Logan-Mingo Area	
231	Mental Health, Inc.	\$ 6,168.01
232	(36) Long, Buddy	\$ 39.30
233	(37) Lowe's of West Virginia, Inc.,	
234	d/b/a Lowe's of Charleston	\$ 29.65
235	(38) Meadows, Don	\$ 50.00
236	(39) Medline Industries, Inc.	\$ 1,006.41
237	(40) Mercer, McDowell, Wyoming	
238	Mental Health Council, Inc.	\$ 15,829.80
239	(41) Mid-Ohio Valley Board of Health ..	\$ 2,133.70
240	(42) Misco, Inc.	\$ 37.65
241	(43) Moore, Elmer	\$ 45.00
242	(44) National Laboratories	\$ 42.97
243	(45) National Service Industries, Inc.,	
244	d/b/a National Linen Service	\$ 1,028.65
245	(46) Northern Panhandle Behavioral	
246	Health Center, Inc.	\$ 93,976.00
247	(47) Pankey, Cheryl	\$ 75.97
248	(48) Perkin-Elmer Corporation, The	\$ 1,017.14
249	(49) Polyfoam Packers Corp.	\$ 120.02
250	(50) Potomac Highlands Mental	
251	Health Guild, Inc.	\$ 30,797.00
252	(51) Princeton Community Hospital	\$ 160.00
253	(52) Rader, James	\$ 5.00
254	(53) Radiological Consultants	
255	Association, Inc.	\$ 103.00
256	(54) Radiology, Inc.	\$ 1,216.14
257	(55) Red Line Medical Supply Company	\$ 29.10
258	(56) Rider Pharmacy	\$ 297.85
259	(57) Roche Biomedical Labratories, Inc.	\$ 8,693.05
260	(58) Safety First Supply Co.	\$ 23.74
261	(59) Fred Sammons, Inc.	\$ 53.33
262	(60) Sears Roebuck & Company	\$ 41.70

263	(61) Shawnee Hills Community Mental	
264	Health/Mental Retardation	
265	Center, Inc.	\$ 38,215.20
266	(62) Sims, Scott	\$ 33.00
267	(63) St. Mary's Hospital	\$ 15,459.95
268	(64) Standard Theatre Supply Co.	\$ 1,091.70
269	(65) Stonewall Jackson	
270	Memorial Hospital	\$ 1,581.03
271	(66) Stuarts Drug & Surgical Supply ...	\$ 41.30
272	(67) Trans-Med, Inc.....	\$ 229.50
273	(68) Uniforms Manufacturing, Inc.	\$ 1,737.47
274	(69) UNIJAX	\$ 113.31
275	(70) Union Oil Company of California,	
276	d/b/a UNOCAL	\$ 70.50
277	(71) Valley Comprehensive Community	
278	Mental Health Center, Inc.	\$ 30,590.00
279	(72) Van Nostrand Reinhold	
280	Company, Inc.....	\$ 106.29
281	(73) W.Va. Electric Supply Company ...	\$ 381.17
282	(74) West Virginia Welding Supply	\$ 54.53
283	(75) West Virginia Business	
284	Machines, Inc.....	\$ 154.80
285	(76) West Virginia Paper, Inc.	\$ 215.19
286	(77) West Virginia University	
287	Hospitals, Inc.....	\$ 560.00
288	(78) Western District Guidance	
289	Center, Inc.	\$ 27,847.15
290	(79) Williams & Company	\$ 63.96
291	(80) Williams and Company, Inc.....	\$ 525.83
292	(81) Yeager, Inc.	\$ 1,000.00

293 (m) *Claims against the Department of Health:*

294 (TO BE PAID FROM GENERAL REVENUE FUND)

295 (Welch Emergency Hospital-overtime claims)

296	(1) Adams, Elsie	\$ 267.24
297	(2) Addair, Karen	\$ 346.39
298	(3) Addair, Luther	\$ 691.01
299	(4) Addair, Merry	\$ 610.00
300	(5) Adkins, Nathan	\$ 705.59
301	(6) Akers, Mary	\$ 306.44
302	(7) Bailey, Anna.....	\$ 591.45

303	(8) Bailey, Ardeen	\$	346.44
304	(9) Bailey, Clarissa	\$	955.65
305	(10) Bailey, Sylvia	\$	3,037.14
306	(11) Bailey, William	\$	493.40
307	(12) Bailey, Wilma	\$	484.95
308	(13) Barrett, Sylvia	\$	220.37
309	(14) Baylor, Barbara	\$	284.16
310	(15) Beaman, Virginia	\$	626.54
311	(16) Beavers, Cheryl	\$	6.16
312	(17) Beheler, Helen	\$	927.42
313	(18) Bell, Cynthia	\$	742.50
314	(19) Billings, Ronald	\$	3,050.51
315	(20) Birchfield, Sherri	\$	212.23
316	(21) Bishop, Barbara	\$	490.68
317	(22) Bishop, Donald	\$	660.99
318	(23) Bishop, Linda	\$	456.56
319	(24) Blankenship, Jeannie	\$	641.63
320	(25) Blizzard, James	\$	292.26
321	(26) Boggs, Martha	\$	217.83
322	(27) Bolen, Debra	\$	786.51
323	(28) Box, Naomi	\$	628.95
324	(29) Boyd, Howard	\$	216.80
325	(30) Brickey, Sandra D.	\$	114.53
326	(31) Browning, Mary	\$	774.98
327	(32) Burks, Edna	\$	419.88
328	(33) Burroughs, Nathaniel	\$	448.21
329	(34) Bush, Ethel	\$	436.71
330	(35) Carter, Lori	\$	349.29
331	(36) Carter, Lucille	\$	454.36
332	(37) Carter, Richard	\$	113.87
333	(38) Cartwright, Norma	\$	797.21
334	(39) Chatman, Brenda	\$	350.85
335	(40) Chatman, Cheryl	\$	572.14
336	(41) Church, Alice	\$	364.24
337	(42) Church, Bennett	\$	765.59
338	(43) Church, Juanita	\$	1,938.66
339	(44) Coleman, Jerlene	\$	777.24
340	(45) Compton, Myrtle	\$	928.78
341	(46) Cook, Leah	\$	568.90
342	(47) Cooper, Patricia	\$	911.76
343	(48) Cox, Helena	\$	443.83
344	(49) Cox, Paula	\$	686.79

345	(50)	Dalton, Izallier	\$	328.57
346	(51)	Dalton, Shirley	\$	54.99
347	(52)	Davis, Evelyn	\$	292.77
348	(53)	Davis, Judy	\$	185.87
349	(54)	Dawson, Helena	\$	520.35
350	(55)	Day, Carol	\$	1,579.75
351	(56)	Day, Drema	\$	505.89
352	(57)	Deskins, Albert	\$	175.64
353	(58)	Donithan, Andrea	\$	389.11
354	(59)	Edwards, Charlie	\$	320.79
355	(60)	Edwards, Robert	\$	237.39
356	(61)	England, Elizabeth	\$	335.25
357	(62)	Evans, Virginia	\$	458.53
358	(63)	Falvo, Albert	\$	397.54
359	(64)	Farmer, Diane	\$	749.74
360	(65)	Farmer, Esther	\$	465.60
361	(66)	Finney, Beverly	\$	850.73
362	(67)	Frasher, Rita	\$	2,626.00
363	(68)	Gillenwater, David	\$	44.80
364	(69)	Gillenwater, Earline	\$	574.23
365	(70)	Gillespie, Carolyn	\$	677.55
366	(71)	Goforth, Sylvia	\$	507.99
367	(72)	Grant, Sheryl	\$	160.91
368	(73)	Green, Loretta	\$	657.20
369	(74)	Green, Patsy	\$	517.04
370	(75)	Guidi, Francoise	\$	181.06
371	(76)	Hale, Karen	\$	126.13
372	(77)	Hall, Henry	\$	344.38
373	(78)	Hamilton, Mary Martin	\$	523.71
374	(79)	Handshoe, Ogie	\$	236.95
375	(80)	Hardee, Fred	\$	1,199.52
376	(81)	Haynes, Janice	\$	334.00
377	(82)	Heath, William	\$	231.66
378	(83)	Hicks, Helen	\$	289.82
379	(84)	Hill, Barbara	\$	370.79
380	(85)	Holland, Patricia	\$	414.96
381	(86)	Hopkins, Rosetta	\$	422.98
382	(87)	Horton, John	\$	233.08
383	(88)	Horton, Rita	\$	1,182.76
384	(89)	Hudson, Regina	\$	143.64
385	(90)	Huffman, Barbara	\$	266.17
386	(91)	Hurley, Ellen	\$	794.60

387	(92) Jeffries, Diana	\$	543.80
388	(93) Jenks, Charles	\$	387.18
389	(94) Johnson, Nancy	\$	342.01
390	(95) Johnson, Thomas.....	\$	262.16
391	(96) Johnson, Vanessa	\$	575.42
392	(97) Jones, John	\$	573.37
393	(98) Jones, Sandra	\$	63.42
394	(99) Jordan, Nanci	\$	331.32
395	(100) Joyce, Denise	\$	787.42
396	(101) Keen, Elizabeth	\$	948.43
397	(102) Krajc, Frank	\$	274.40
398	(103) Lane, Edward	\$	82.42
399	(104) Lane, Pamela	\$	675.48
400	(105) Law, Millard	\$	585.77
401	(106) Law, Phalanders.....	\$	110.26
402	(107) Lawson, Patricia.....	\$	209.94
403	(108) Ledford, Paul.....	\$	61.86
404	(109) Lester, Beatrice	\$	278.98
405	(110) Lester, Carol	\$	670.60
406	(111) Lester, Carolyn	\$	603.94
407	(112) Lester, Darcus.....	\$	904.44
408	(113) Lilly, Dennis	\$	550.80
409	(114) Lipscomb, Ruthie	\$	531.27
410	(115) Lockhart, Patricia	\$	229.74
411	(116) Lockhart, Virginia.....	\$	301.53
412	(117) Marcum, Wanda.....	\$	98.26
413	(118) Marsh, Marvin	\$	287.92
414	(119) Martin, Jane	\$	920.02
415	(120) Martin, Linda	\$	3.93
416	(121) Mathews, John	\$	406.15
417	(122) Mathews, William	\$	515.17
418	(123) Matney, Donald.....	\$	786.78
419	(124) Matthews, Jeff.....	\$	882.94
420	(125) May, Margaret	\$	402.46
421	(126) McBride, Martha	\$	1,280.74
422	(127) McBride, Rebecca	\$	538.80
423	(128) McCoy, Bernadette	\$	553.74
424	(129) McGrew, Patricia.....	\$	306.98
425	(130) McGrew, William.....	\$	318.79
426	(131) McKinney, Jane	\$	1,004.72
427	(132) Mikels, Betty	\$	954.38
428	(133) Miller, April	\$	15.04

429	(134)	Miller, Peggy	\$	1,034.71
430	(135)	Mills, Monica	\$	1,476.06
431	(136)	Mocnik, Gina	\$	108.91
432	(137)	Morgan, Darrell	\$	1,100.18
433	(138)	Mullens, Ruth	\$	449.04
434	(139)	Mullins, Barbara	\$	655.50
435	(140)	Mullins, Charolate	\$	372.77
436	(141)	Mullins, Ola	\$	380.56
437	(142)	Mullins, Patricia	\$	305.53
438	(143)	Munsey, Ellissa	\$	358.39
439	(144)	Neal, William	\$	1,081.55
440	(145)	Neeley, Rebecca Sue	\$	1,287.94
441	(146)	Neirman, Charles	\$	1,093.42
442	(147)	Nystrom, Judy	\$	762.90
443	(148)	Paramore, Eugene	\$	680.89
444	(149)	Parker, Mary	\$	262.73
445	(150)	Parker, Sandra	\$	324.34
446	(151)	Parks, Gail	\$	439.12
447	(152)	Payne, Ruth	\$	725.68
448	(153)	Perkins, Kathy	\$	433.95
449	(154)	Pittman, Tina	\$	113.55
450	(155)	Premo, Mary	\$	524.76
451	(156)	Pruitt, Robin	\$	337.36
452	(157)	Rakes, Christina	\$	305.51
453	(158)	Randolph, Ronald E.	\$	957.48
454	(159)	Redd, Mary	\$	351.74
455	(160)	Reedy, Betty	\$	534.22
456	(161)	Reilley, Alva	\$	402.05
457	(162)	Rhodes, Kathy	\$	1,195.27
458	(163)	Richards, Claude R.	\$	293.07
459	(164)	Riffe, Kim	\$	210.18
460	(165)	Riggs, Billy R.	\$	1,807.36
461	(166)	Rose, Jo Nell	\$	581.10
462	(167)	Rotenberry, Deborah	\$	302.71
463	(168)	Rotenberry, Jerry	\$	878.18
464	(169)	Scales, Cora Marie	\$	427.37
465	(170)	Shirley, Jessie	\$	388.17
466	(171)	Short, Charles	\$	1,688.53
467	(172)	Shrader, Teresa	\$	807.94
468	(173)	Shrewsberry, Violet	\$	291.69
469	(174)	Sigmon, Connie	\$	511.13
470	(175)	Simons, Wanda	\$	1,018.18

471	(176)	Slaughter, Carolyn.....	\$	5.67
472	(177)	Spencer, Dietrich	\$	259.95
473	(178)	Steele, Milton.....	\$	920.68
474	(179)	Steele, Nellie R.	\$	376.00
475	(180)	Stevenson, Martha.....	\$	1,904.72
476	(181)	Swiney, Evelyn	\$	477.37
477	(182)	Terry, Helen	\$	441.50
478	(183)	Thomas, Linda	\$	194.45
479	(184)	Tilley, Garland	\$	398.29
480	(185)	Townsend, Yvonne.....	\$	476.62
481	(186)	Vance, Casperetta	\$	412.38
482	(187)	Vaughn, Laura	\$	376.13
483	(188)	Walker, Charlene	\$	54.64
484	(189)	Walker, Larry	\$	196.96
485	(190)	Walker, Marvin	\$	233.86
486	(191)	White, Kathy	\$	417.28
487	(192)	Whited, Debra.....	\$	576.00
488	(193)	Whitehead, Alice	\$	497.35
489	(194)	Wolfe, Carolyn.....	\$	1,079.85
490	(195)	Woody, Claudia.....	\$	481.16
491	(196)	Yates, Deborah	\$	990.16
492	(197)	Young, James	\$	674.40

493 TOTAL..... \$111,295.98

494 (n) *Claims against the Department of Health—*
495 *Office of the Chief Medical Examiner:*

496 (TO BE PAID FROM GENERAL REVENUE FUND)

497	(1)	Adams, Joe	\$	50.00
498	(2)	Almase, Luis	\$	50.00
499	(3)	American Hospital Supply		
500		Corporation, American Scientific		
501		Products Division	\$	125.41
502	(4)	Boone, Ralph H.	\$	200.00
503	(5)	Chartex Services, Inc.	\$	63.34
504	(6)	Clemente Diaz, MD PC, Inc.	\$	100.00
505	(7)	Cottle, Aaron D.	\$	200.00
506	(8)	Craske, William J.	\$	50.00
507	(9)	Crisp, Ronald J.....	\$	4,850.00
508	(10)	Glover, John E.	\$	100.00
509	(11)	Griffith, Kirk M.....	\$	525.00
510	(12)	Hori, Jose M.	\$	400.00

511	(13) LeVaughn, Mark M.	\$ 581.25
512	(14) Lifeteam E.M.S. Ambulance	
513	Service	\$ 64.00
514	(15) H. A. Lindsay, Inc.	\$ 300.00
515	(16) Mail-Well Envelope Company	\$ 43.24
516	(17) Marsh, James M.	\$ 700.00
517	(18) Nicolet Instrument Corporation....	\$ 65.11
518	(19) Pickens, J. Keith	\$ 300.00
519	(20) Potomac Valley Hospital	\$ 75.00
520	(21) Rochlani, S. P.	\$ 500.00
521	(22) Schreiber, Joseph E.	\$ 450.00
522	(23) Syva/a Syntex Company	\$ 750.35
523	(24) Wilson, Carl	\$ 1,050.00
524	(25) Wood, Norman E.	\$ 600.00

525 (o) *Claims against the Department of Highways:*

526

(TO BE PAID FROM STATE ROAD FUND)

527	(1) Brown, Opal M. and John	\$ 263.16
528	(2) City of Fairmont	\$ 1,632.40
529	(3) Cooper, Ruth Ann	\$ 210.81
530	(4) General Welding Supply Company	\$ 125.00
531	(5) Gillispie, Carolyn Kay	\$ 1,200.00
532	(6) Gillispie, Robert Kevin	\$ 500.00
533	(7) Good, Gregory C., as committee for	
534	Good, Melinda F.	\$200,000.00
535	(8) S. J. Groves & Sons Company, for the	
536	benefit of Atlas Machine and Iron	
537	Works, Inc.	\$217,259.56
538	(9) Hatfield, James and Eula; Hatfield, William	
539	R. and Gwendolyn; Hatfield, Wallie,	
540	guardian of Crockett Hatfield, an	
541	incompetent; Hatfield, Wallie and Ethel;	
542	Newsom, Addie Jean and Oakey; Hall,	
543	Vicie and Ray	\$ 2,250.00
544	(10) Hatfield, James and Eula	\$ 16,000.00
545	(11) Hatfield, Wallie and Ethel	\$ 14,000.00
546	(12) Hatfield, William R.	
547	and Gwendolyn	\$ 15,000.00
548	(13) Knott, Paul P., Executor of the	
549	Estate of Delores C. Knott,	
550	deceased	\$152,732.00
551	(14) Kushner, John R. and Sheryl	\$ 177.75

552	(15) Lekanidis, Terry G.	\$ 579.32
553	(16) Life, Lawrence L., Sr.	\$ 362.27
554	(17) Liming, Patricia	\$ 2,529.07
555	(18) Liming, Roger	\$ 500.00
556	(19) Mackey, Frank D.	\$ 100.84
557	(20) Marcum, Vernon, Jr.	\$ 100.00
558	(21) Maxey, George R. and Shirley	\$ 199.96
559	(22) Petty, W. Marshall and Patricia A.	\$ 300.00
560	(23) Rodeheaver, Linda and Von	\$ 601.83
561	(24) State Farm Mutual Automobile	
562	Insurance Company, as subrogee of	
563	Vernon Marcum, Jr.	\$ 1,611.25
564	(25) Sutphin, John H. and Nancy	\$ 16,800.00
565	(26) West Virginia Safety Council, Inc.	\$ 300.00
566	(27) Withrow, Terry James	\$ 73.86
567	(28) Wright, Robert L. and Robin L.	\$ 261.87

568 (p) *Claims against the Human Rights Commission:*

569 (TO BE PAID FROM GENERAL REVENUE FUND)

570	(1) Bickley, Jacobs & Barkus.	\$ 4,350.00
571	(2) Gerl, James.	\$ 8,080.52
572	(3) N. Joan Thaxton,	
573	Court Reporters, Inc.	\$ 1,254.64

574 (q) *Claims against the Department of Human Services:*

575 (TO BE PAID FROM SPECIAL REVENUE FUND)

576 from Acct.No. 9150-01

577	(1) Crow-Hussell Funeral Home.	\$ 1,300.00
578	(2) Dawson Funeral Home, Inc.	\$ 650.00
579	(3) Lawson, Sharon.	\$ 46.20
580	(4) Carl R. Spear Funeral Home	\$ 650.00
581	(5) Stockert-Gibson Funeral Home	\$ 325.00
582	(6) Williams Mortuary, Inc.	\$ 1,300.00

583 from Acct. No. 9155-10

584	(1) City Hospital, Inc.	\$ 1,721.47
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585 (r) *Claims against the Department of Labor:*

586 (TO BE PAID FROM GENERAL REVENUE FUND)

587	(1) Boggs, James	\$ 1,184.00
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588	(2) Bowyer, Floyd	\$ 3,336.00
589	(3) Bryant, Richard	\$ 2,285.00
590	(4) Cook, Timothy	\$ 41,418.00
591	(5) Cox, Charles	\$ 1,684.00
592	(6) Delp, Raymond	\$ 165.00
593	(7) Divers, Dennis	\$ 4,250.00
594	(8) Evans, Ronnie	\$ 1,142.00
595	(9) Fisher, Charles	\$ 2,662.00
596	(10) Fletcher, Walter	\$ 1,275.00
597	(11) Gray, James	\$ 7,925.00
598	(12) Jennings, Lowery	\$ 1,634.00
599	(13) Lilly, Barry	\$ 1,618.00
600	(14) Martin, James	\$ 7,414.00
601	(15) Meador, Kenneth	\$ 4,545.00
602	(16) Milam, Archie	\$ 3,690.00
603	(17) Milam, Jackie	\$ 554.00
604	(18) McMillion, Albert	\$ 2,689.00
605	(19) Murdock, Albert	\$ 1,268.00
606	(20) Nichols, Robert	\$ 1,463.00
607	(21) Prather, Gary	\$ 892.00
608	(22) Sadler, Leslie	\$ 1,676.00
609	(23) Snuffer, Ronnie	\$ 864.00
610	(24) Stover, Clifford	\$ 1,790.00
611	(25) Stover, Lonnie	\$ 605.00
612	(26) Taylor, Ernest	\$ 731.00
613	(27) Thompson, Ronnie	\$ 4,302.00
614	(28) Toler, Joey	\$ 1,251.00
615	(29) Tucker, Mark	\$ 1,947.00
616	(30) Walker, C. J.	\$ 1,608.00
617	(31) Watson, David	\$ 406.00
618	(32) Whitt, Aubrey	\$ 1,495.00
619	(33) Williams, Fred	\$ 1,403.00
620	(34) Williams, Timothy	\$ 1,829.00

621 (s) *Claim against the West Virginia*
622 *Lottery Commission:*

623 (TO BE PAID FROM SPECIAL REVENUE FUND)

624 from Acct. No. 8013-06

625 (1) Scientific Games, Inc. \$ 18,000.00

626 (t) *Claims against the Department of Natural Resources:*

627

(TO BE PAID FROM GENERAL REVENUE FUND)

628	(1) Capitol Business Equipment, Inc. . .	\$	805.01
629	(2) Cole Business Furniture	\$	194.79
630	(3) B. Stanley Gill, Inc.	\$	152.55
631	(4) Harris Corporation	\$	585.02
632	(5) Motorola C & E, Inc.	\$	1,251.72
633	(6) Sears, Roebuck and Company	\$	304.22
634	(7) Varian Associates, Inc.	\$	9,675.71

635

(TO BE PAID FROM SPECIAL REVENUE FUND)

636	(1) Capitol Business Equipment, Inc. . .	\$	806.83
637	(2) Motorola C. & E., Inc.	\$	3,239.20

638 (u) *Claims against the Department of Public Safety:*

639

(TO BE PAID FROM GENERAL REVENUE FUND)

640	(1) Alltel Corporation	\$	78.58
641	(2) Associated Radiologist, Inc.	\$	276.50
642	(3) Blevins, Ronald Glenn	\$	300.00
643	(4) Capitol Business Equipment, Inc. . .	\$	660.00
644	(5) Charleston Area Medical Center . . .	\$	7,135.96
645	(6) General Anesthesia Services	\$	441.00
646	(7) Goodyear Tire and Rubber		
647	Company, The	\$	5,348.81
648	(8) Hamrick, R. Edward, Jr	\$	330.00
649	(9) Hanover Shoe Co., The	\$	59.50
650	(10) Health Plus Professionals, Inc.	\$	108.00
651	(11) Jan-Care Ambulance Service, Inc. .	\$	49.00
652	(12) Johnson & Higgins of		
653	Washington D.C., Inc	\$	16,500.00
654	(13) Kanawha Valley Radiologists, Inc. .	\$	304.00
655	(14) Knickerbocker, Inc.	\$	2,296.33
656	(15) MacCallum, John P., M.D.		
657	and Associates, Inc.	\$	180.00
658	(16) Mayle, Timothy R.	\$	171.91
659	(17) McKinley Engineering Company . .	\$	396.00
660	(18) Michie Company, The	\$	1,674.76
661	(19) Midkiff, James D.	\$	597.50
662	(20) Orthopaedic Associates, Inc.	\$	2,134.00
663	(21) P. C. Corro, M.D., Inc.	\$	14.92
664	(22) Phillips, T. L.	\$	538.90
665	(23) RCA Service Company	\$	313.50

666	(24) Rose's Linen & Uniform Service,		
667	Division of Spalding Services ...	\$	1,542.80
668	(25) Settle, Edmund C., Jr.	\$	90.00
669	(26) Smith & Jones Home		
670	Suppliers, Inc.	\$	950.00
671	(27) Thoracic and Cardiovascular		
672	Associates, Inc.	\$	2,703.00
673	(28) Tiley, Edward H.	\$	1,765.00
674	(29) Waco Equipment Company	\$	23.28
675	(30) White, G. W.	\$	300.00
676	(31) Wilfredo N. Molano, MDSC, Inc.	\$	340.00
677	(32) Williams, George W.	\$	1,000.00
678	(v) <i>Claim against the Public Service Commission:</i>		
679	(TO BE PAID FROM SPECIAL REVENUE FUND)		
680	from Acct. No. 8280		
681	(1) Smith, Joe L. Jr., Inc.		
682	BJW Printers Division	\$	34,918.38
683	(w) <i>Claim against the Railroad Maintenance Authority:</i>		
684	(TO BE PAID FROM SPECIAL REVENUE FUND)		
685	from Acct. No. 8344-06		
686	(1) Butts, Mrs. Terry	\$	45.00
687	(x) <i>Claims against the Board of Regents:</i>		
688	(TO BE PAID FROM GENERAL REVENUE FUND)		
689	(1) Eastern Associates,		
690	A Limited Partnership	\$	6,314.00
691	(TO BE PAID FROM SPECIAL REVENUE FUND)		
692	from Acct. No. 8628-11		
693	(1) A-One Rental Sales and Service	\$	580.00
694	from Acct. No. 8610-60		
695	(1) Aerosol Monitoring & Analysis, Inc.	\$	4,662.70
696	(2) Booth, Beverly A.	\$	2,494.27
697	(3) Guidi, Fred Thomas	\$	294.28
698	(4) Hammack, Barbara J.	\$	605.50
699	(5) Muth, Sarah A.	\$	657.50

700	(6) Nicholas, Kathy Elaine	\$ 156.00
701	(7) Shaffer, Kathryn F.	\$ 1,227.00
702	(8) Silcott, Patricia Lynn	\$ 2,217.00
703	(9) Warmate, Nsobiari.	\$ 375.00
704	from Acct. No. 8610-31	
705	(1) Birchman, John Robert	\$ 121.00
706	(2) Hardman, Dann A.	\$ 118.50
707	(3) Webb, Jeffrey M.	\$ 35.00
708	from Acct. No. 8610-10	
709	(1) Cronic, Jane Fanslow	\$ 125.00
710	(2) Pervola, Terry A.	\$ 300.00
711	from Acct. No. 8835	
712	(1) E. P. Fogleman Construction	
713	Co., Inc.	\$ 30,000.00
714	from Acct. No. 9280	
715	(1) Meleady, Rene' A.	\$ 125.00
716	from Acct. No. 8610-34	
717	(1) Murphy, Michael Robert	\$ 208.94
718	(y) <i>Claims against the State Board of Rehabilitation:</i>	
719	(TO BE PAID FROM FEDERAL FUNDS)	
720	from Acct. No. 7873	
721	(1) A T & T	\$ 242.58
722	(2) Braxton V.O.I.C.E., Inc.	\$ 735.24
723	(3) Beckley Radiology Associates	\$ 175.50
724	(4) Cole Office, Environments, Division	
725	of Joyce International, Inc.	\$ 260.58
726	(5) St. Joseph's Hospital	\$ 2,569.08
727	(6) Wade, John A., M. D., Inc.	\$ 840.00
728	(z) <i>Claim against the Secretary of State:</i>	
729	(TO BE PAID FROM GENERAL REVENUE FUND)	
730	(1) Mail-Well Envelope Company	\$ 498.53
731	(aa) <i>Claims against the Supreme Court of Appeals:</i>	
732	(TO BE PAID FROM GENERAL JUDICIAL	

733	ACCOUNT NO. 1110 AND THE APPROPRIATION		
734	FOR CURRENT FISCAL YEAR 1987-88 THEREOF)		
735	(1) Blair, Robert E.....	\$	2,515.00
736	(2) Keller, Gary E., Sheriff		
737	Tyler County	\$	4,202.25
738	(bb) <i>Claims against the State Tax Department:</i>		
739	(TO BE PAID FROM GENERAL REVENUE FUND)		
740	(1) Arnett & Foster.....	\$	51,972.55
741	(2) Carnegie-Mellon University	\$	1,228.00
742	(cc) <i>Claims against the Treasurer's Office:</i>		
743	(TO BE PAID FROM GENERAL REVENUE FUND)		
744	(1) Hecks, Inc.	\$	21.30
745	(2) Xerox Corporation	\$	3,207.98
746	(dd) <i>Claims against the Workers' Compensation Fund:</i>		
747	(TO BE PAID FROM WORKERS' COMPENSATION FUND)		
748	(1) Bell & Howell Company	\$	479.00
749	(2) Linotype Company	\$	1,478.43
750	The Legislature finds that the above moral obligations		
751	and the appropriations made in satisfaction thereof shall		
752	be the full compensation for all claimants, and that prior		
753	to the payments to any claimant provided for in this bill,		
754	the court of claims shall receive a release from said		
755	claimant releasing any and all claims for moral		
756	obligations arising from the matters considered by the		
757	Legislature in the finding of the moral obligations and		
758	the making of the appropriations for said claimant. The		
759	court of claims shall deliver all releases obtained from		
760	claimants to the department against which the claim		
761	was allowed.		
762	The Legislature expressly finds and determines that		
763	the claims listed below are not moral obligations of the		
764	state, should not be paid hereunder, nor hereafter		
765	recertified for reconsideration:		
766	(a) <i>Claims against the Department of Corrections:</i>		
767	(GENERAL REVENUE FUND)		

768	(1) Board of Regents.....	\$ 16,027.18
769	(2) Employment Security,	
770	Department of	\$ 8,739.13
771	(3) Hall, Clarence B.....	\$ 200.00
772	* (4) Lassiter, Russell	\$ 60.12
773	(5) Miller, James E., Jr.	\$ 5,000.00
774	* (6) Mullins, David	\$ 141.60
775	* (7) Sartin, Elijah	\$ 118.05
776	* (8) Sims, Gary	\$ 184.10
777	(b) <i>Claim against the Department of</i>	
778	<i>Culture and History:</i>	
779	(GENERAL REVENUE FUND)	
780	(1) Employment Security,	
781	Department of	\$ 661.86
782	(c) <i>Claims against the Department of Education:</i>	
783	(GENERAL REVENUE FUND)	
784	(1) Employment Security,	
785	Department of	\$ 4,233.66
786	(2) Secretary of State	\$ 43.10
787	(3) West Virginia College	
788	of Graduate Studies	\$ 875.00
789	(d) <i>Claim against the Department of Finance</i>	
790	<i>and Administration:</i>	
791	(SPECIAL REVENUE FUND)	
792	(1) Lacy, Surshel C.	\$ 725.00
793	(e) <i>Claim against the Department of Health:</i>	
794	(GENERAL REVENUE FUND)	
795	(1) Employment Security,	
796	Department of	\$ 2,226.52
797	(f) <i>Claims against the Department of Highways:</i>	
798	(STATE ROAD FUND)	
799	** (1) Lane Construction Corporation, The	\$454,931.52
800	* (2) USX Corporation	\$141,350.55
801	(g) <i>Claim against the Department of Public Safety:</i>	

802

(GENERAL REVENUE FUND)

803

(1) Death Disability and Retirement Board,

804

Department of Public Safety \$232,561.96

805

(h) *Claims against the Board of Regents:*

806

(SPECIAL REVENUE FUND)

807

*(1) Kirby Electric Service, Inc. \$107,835.04

808

*(2) Mellon-Stuart Company \$697,934.33

809

(i) *Claim against the Workers' Compensation Fund:*

810

(WORKERS' COMPENSATION FUND)

811

(1) Employment Security,

812

Department of \$ 3,235.43

813

* Recertified Claim

814

**The Legislature concurs with the position of the

815

Department of Highways that payment of this claim

816

should be made from federal moneys applied for and

817

obtained, because the project was a totally federal-

818

funded project.

819

NOTE: The purpose of this bill is for the Legislature

820

to find and declare the existence of a moral obligation

821

to pay, with public moneys, each of the claims herein

822

against specified state agencies, by the named clai-

823

nants, payable from the specified funds, and in the

824

amounts of the awards made. This bill also, as now

825

required by recent decision of our Supreme Court of

826

Appeals, expressly sets forth the claims considered but

827

being denied, so that such claims will not again be

828

automatically recertified to the Legislature by the Clerk

829

of the Court of Claims for any further or subsequent

830

reconsideration.

831

The claims against the Supreme Court of Appeals,

832

awarded herein, do not require new appropriation of

833

general revenue funds as do the other claims against

834

general revenue herein, since the court has agreed that

835

such claims will be absorbed and paid from its current

836

appropriation of general revenue funds in its General

837

Judicial Account No. 1110 for current fiscal year 1987-

838

88.

839 A second and separate bill (either a supplementary
840 appropriation bill or a section of the budget bill) will
841 actually appropriate the moneys herein awarded and
842 permit payment in current fiscal year 1987-88 and
843 through June 30, 1989.

844 The totals, as to type of funds and amounts of awards
845 in the bill, are:

846	(1) General Revenue Funds of	\$1,805,513.22
847	(2) Special Revenue Funds of	\$ 112,544.88
848	(3) Federal Funds of	\$ 4,822.98
849	(4) State Road Funds of	\$ 645,670.95
850	(5) Workers' Compensation Fund	\$ 1,957.43

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

Gene O. Williams
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect from passage.

Judd C. White
Clerk of the Senate

Donald L. Kopp
Clerk of the House of Delegates

Don Tonkowi
President of the Senate

Robert C. Cal
Speaker of the House of Delegates

The within *approved* this the *25th*
day of *June*, 1988.

Richard A. Shanks, Jr.
Governor

PRESENTED TO THE

GOVERNOR

Date 6/13/88

Time 12:06 p.m.

RECEIVED

1963 JUL -1 11:27

OFFICE OF THE
SPECIAL AGENT