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SB 516

FILED

2006 MAR 31 P 2:43

SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
Regular Session, 2006

ENROLLED

SENATE BILL NO. 516

(By Senator Love, et al)

PASSED March 11, 2006

In Effect From Passage

FILED

2006 MAR 31 P 2:43

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 516

(By SENATORS LOVE, SHARPE, EDGELL AND MINEAR)

[Passed March 11, 2006; 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.

Be it enacted by the Legislature of West Virginia:

CLAIMS AGAINST THE STATE.

§1. Finding and declaring certain claims against Concord University; Division of Corrections; Division of Environmental Protection; Division of Highways; Division of Labor; Division of Natural Resources; Division of Rehabilitation Services; Office of Emergency Services; Public Service Commission; Regional Jail and Correctional Facility Authority; West Virginia Division of Banking and West Virginia University to be moral obligations of the state and directing payment thereof.

- 1 The Legislature has considered the findings of fact and
- 2 recommendations reported to it by the Court of Claims
- 3 concerning various claims against the state and agencies

4 thereof and in respect to each of the following claims, the
 5 Legislature adopts those findings of fact as its own and in
 6 respect of certain claims herein, the Legislature has
 7 independently made findings of fact and determinations of
 8 award and hereby declares it to be the moral obligation of
 9 the state to pay each such claim in the amount specified
 10 below and directs the Auditor to issue warrants for the
 11 payment thereof out of any fund appropriated and avail-
 12 able for the purpose.

13 (a) *Claim against Concord University:*

14 (TO BE PAID FROM SPECIAL REVENUE FUND)

15 (1) Aramark Facility Services Inc. \$ 557,037.52

16 (b) *Claims against the Division of Corrections:*

17 (TO BE PAID FROM GENERAL REVENUE FUND)

18 (1) Barbour County Commission \$ 21,750.00

19 (2) James Samples \$ 750.00

20 (c) *Claim against the Division of Environmental Protec-*
 21 *tion:*

22 (TO BE PAID FROM SPECIAL REVENUE FUND)

23 (1) Leonard D. Wells \$ 1,900.00

24 (d) *Claims against the Division of Highways:*

25 (TO BE PAID FROM STATE ROAD FUND)

26 (1) Paul A. Akers \$ 500.00

27 (2) Orville W. Bell, Jr. \$ 219.67

28 (3) Irene M. Betler \$ 250.00

29 (4) Donald J. Birmingham \$ 100.00

30 (5) Susan Board \$ 770.82

31 (6) Michael J. and Lisa Bonanno \$ 100.00

32 (7) Anthony Bongiovanni \$ 196.65

33 (8) Michael Buckbee \$ 248.04

34 (9) Melissa Burnett \$ 616.15

35	(10) Joseph M. and Terri L. Bush	\$	500.00
36	(11) Laura Callahan	\$	900.00
37	(12) Pamela L. Campbell	\$	226.73
38	(13) Teela Carson	\$	340.47
39	(14) David R. Carter	\$	500.00
40	(15) Thomas G. Coberly	\$	150.00
41	(16) Stacy and Brian Collins	\$	580.73
42	(17) Joshua James Cook	\$	403.78
43	(18) Lonnie R. and Rosa Lynn Crites	\$	250.00
44	(19) Tom Daddysman	\$	250.00
45	(20) Robert L. Dalrymple	\$	48.35
46	(21) Sandra S. Dietz	\$	216.24
47	(22) Joann Dodd	\$	249.10
48	(23) Kenneth W. Doddrill	\$	500.00
49	(24) Jessica Donaldson	\$	135.18
50	(25) Ronald J. Duke	\$	250.00
51	(26) Richard Dunham	\$	114.65
52	(27) Betty and Nelson Edwards	\$	250.00
53	(28) Gary and Rebecca Eisenman	\$	1,000.00
54	(29) Bryan A. Elkins	\$	250.00
55	(30) Maria Farley	\$	500.00
56	(31) Jaime and Brent Foster	\$	319.86
57	(32) Carrie L. Franklin	\$	205.39
58	(33) Ralph E. and Phyllis J. Givens	\$	250.00
59	(34) Elizabeth Gore	\$	3,426.61
60	(35) Betsy F. and Eric T. Greathouse	\$	500.00
61	(36) Kenny W. Gregg	\$	127.19
62	(37) Sharon Harmon	\$	500.00
63	(38) Michelle L. Harrington	\$	77.60
64	(39) David M. Haynes	\$	405.08
65	(40) John Hoffman	\$	284.85
66	(41) Colosia A. Huff	\$	342.29
67	(42) Debra K. Huff	\$	500.00
68	(43) Heather Huffman	\$	250.00
69	(44) James Klein	\$	100.00
70	(45) Judith M. Koehler	\$	172.61
71	(46) George F. Landers	\$	500.00
72	(47) Lisa Roat Lavender	\$	500.00

73	(48) Charles R. Long	\$ 194.23
74	(49) Teresa A. Lucas	\$ 2,694.34
75	(50) Rocky L. Martin	\$ 101.22
76	(51) Shannon G. Masters	\$ 101.67
77	(52) Karon McGrew	\$ 101.74
78	(53) Dee L. Mooney	\$ 100.00
79	(54) Tiffany Moore	\$ 118.72
80	(55) Nixon D. Nelson	\$ 204.93
81	(56) Frank Offutt	\$ 150.00
82	(57) Lisa Page	\$ 233.31
83	(58) Lenard Anthony Panrell	\$ 100,975.00
84	(59) Randy Parker	\$ 314.36
85	(60) Robert G. Phillips	\$ 250.00
86	(61) Velma C. and James C. Pomeroy	\$ 500.00
87	(62) Terri A. Radcliff	\$ 45.58
88	(63) Brandy M. Richmond	\$ 230.94
89	(64) Melissa A. Richmond	\$ 239.88
90	(65) Ronald L. Riley	\$ 3,734.47
91	(66) Connie Roese	\$ 450.00
92	(67) Carla R. Rose	\$ 500.00
93	(68) Susan A. Samples	\$ 315.60
94	(69) Judith A. See	\$ 250.00
95	(70) Robert D. Shirk	\$ 2,194.98
96	(71) Richard M. and Sandra Lynn Sliger	\$ 221.92
97	(72) Tammie R. Stephens	\$ 391.37
98	(73) Wesley S. Swain	\$ 163.54
99	(74) David Nicholas Thornton	\$ 100.00
100	(75) Judy Tonkin	\$ 333.85
101	(76) Jan Triplett	\$ 180.00
102	(77) W.R. Mollohan Inc.	\$ 8,340.47
103	(78) Patricia A. Welling	\$ 250.00
104	(79) Andrew W. Whipkey	\$ 465.30
105	(80) Kitty Wolfe	\$ 83.07
106	(81) Joyce and Nick F. Zervos, Jr.	\$ 500.00
107	(e) <i>Claims against the Division of Labor:</i>	
108	(TO BE PAID FROM GENERAL REVENUE FUND)	
109	(1) SGS North America	\$ 18,040.00

110	(2) West Virginia Truck and Trailer Inc. . . \$	2,424.17
111	<i>(f) Claims against the Division of Natural Resources:</i>	
112	(TO BE PAID FROM SPECIAL REVENUE FUND)	
113	(1) Fabricut Contract \$	17,156.00
114	(2) Madison Coal &	
115	Supply Company Inc. \$	41,864.90
116	(3) Tom's Collision Repair \$	856.30
117	<i>(g) Claim against the Division of Rehabilitation Services:</i>	
118	(TO BE PAID FROM SPECIAL REVENUE FUND)	
119	(1) Sami M. Ghareeb DDS \$	894.00
120	<i>(h) Claim against the Office of Emergency Services:</i>	
121	(TO BE PAID FROM GENERAL REVENUE FUND)	
122	(1) RCS Communications \$	3,814.13
123	<i>(i) Claims against the Public Service Commission:</i>	
124	(TO BE PAID FROM SPECIAL REVENUE FUND)	
125	(1) Fred A. McComas \$	47.30
126	(2) Arnold W. Ryan II \$	35.88
127	<i>(j) Claims against the Regional Jail and Correctional</i>	
128	<i>Facility Authority:</i>	
129	(TO BE PAID FROM SPECIAL REVENUE FUND)	
130	(1) Ralph Blankenship \$	873.95
131	(2) Charles Haynes \$	65.00
132	(3) Daniel R. Turner \$	85.00
133	<i>(k) Claim against the West Virginia Division of Banking:</i>	
134	(TO BE PAID FROM SPECIAL REVENUE FUND)	
135	(1) Equifax Information Services LLC. . . \$	989.01
136	<i>(l) Claim against West Virginia University:</i>	

137 (TO BE PAID FROM SPECIAL REVENUE FUND)

138 Nicole Elizabeth Novak \$ 62.54

139 The Legislature finds that the above moral obligations
140 and the appropriations made in satisfaction thereof shall
141 be the full compensation for all claimants and that prior to
142 the payments to any claimant provided in this bill, the
143 Court of Claims shall receive a release from said claimant
144 releasing any and all claims for moral obligations arising
145 from the matters considered by the Legislature in the
146 finding of the moral obligations and the making of the
147 appropriations for said claimant. The Court of Claims
148 shall deliver all releases obtained from claimants to the
149 department against which the claim was allowed.

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

Camp White
.....
Chairman Senate Committee

Beary
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

Russell E. Hobbs
.....
Clerk of the Senate

Bryan D. Seal
.....
Clerk of the House of Delegates

Carl Ray Tomblin
.....
President of the Senate

Robert S. Taylor
.....
Speaker House of Delegates

The within *is approved* this the *31st*
Day of *May*, 2006.

[Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

MAR 27 2006

Time 9:10am