

WEST VIRGINIA LEGISLATURE
EIGHTY-FIRST LEGISLATURE
REGULAR SESSION, 2014



ENROLLED

Senate Bill No. 558

(BY SENATORS FACEMIRE, EDGELL AND BLAIR)

[PASSED MARCH 6, 2014; IN EFFECT FROM PASSAGE.]

SB 558

FILED
2014 MAR 28 A 10:20
OFFICE WEST VIRGINIA
SECRETARY OF STATE

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Senate Bill No. 558

OFFICE WEST VIRGINIA
SECRETARY OF STATE

(BY SENATORS FACEMIRE, EDGELL AND BLAIR)

[Passed March 6, 2014; 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 the Department of Administration/Office of Technology; Department of Health and Human Resources; Division of Corrections; Division of Highways; Division of Juvenile Services; Division of Motor Vehicles; Real Estate Commission; Regional Jail Authority; and State of West Virginia 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

03 C A 8 8 award and hereby declares it to be the moral obligation of the
9 state to pay each such claim in the amount specified below
10 and directs the Auditor to issue warrants for the payment
11 thereof out of any fund appropriated and available for the
12 purpose.

13 (a) *Claims against the Department of*
14 *Administration/Office of Technology:*

15 (TO BE PAID FROM SPECIAL REVENUE FUND)

- 16 (1) American Telephone Wiring Company \$245.00
- 17 (2) Ebridge Consulting LLC \$156,256.75
- 18 (3) IBM Corporation \$10,278.66
- 19 (4) Pitney Bowes Inc \$6,438.00
- 20 (5) Planet Technologies Inc. \$86,615.00
- 21 (6) Pomeroy IT Solutions Sales Company Inc. \$87,827.04

22 (b) *Claims against the Department of Health and Human*
23 *Resources:*

24 (TO BE PAID FROM GENERAL REVENUE FUND)

- 25 (1) AT&T Communications of
- 26 West Virginia \$22,000.00
- 27 (2) Terrell Ellis & Associates Inc. \$24,581.83

28 (c) *Claims against the Division of Corrections:*

29 (TO BE PAID FROM GENERAL REVENUE FUND)

- 30 (1) Jonathan Boatwright \$4.47
- 31 (2) Miguel Delgado \$35.00
- 32 (3) Alva L. Richmond \$17.85
- 33 (4) James L. Riley III \$2.12
- 34 (5) Charles E. Roberts \$450.00
- 35 (6) Bobby Roddy \$56.45
- 36 (7) Dale Shoop \$19.49
- 37 (8) Matthew Smallwood \$420.00
- 38 (9) Regional Jail Authority \$2,645,204.00

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

40 (TO BE PAID FROM STATE ROAD FUND)

- 41 (1) Josanna Kim Aaron \$173.40
- 42 (2) Karen Adams \$403.77
- 43 (3) Michael S. Alastanos \$300.00
- 44 (4) Berna K. Ankrom \$296.86
- 45 (5) James A. Arnett \$250.00
- 46 (6) Jessica Bailey \$221.00

47	(7) Paul Bailey Jr. and Jennifer Bailey	\$286.65
48	(8) Chris M. Baker	\$133.75
49	(9) Virginia L. Baker	\$500.00
50	(10) Peggy S. Banish	\$500.00
51	(11) Caleb Banks	\$500.00
52	(12) Barry Barnett	\$356.00
53	(13) Virgil Barnette Jr.	\$232.35
54	(14) William E. Barry	\$311.76
55	(15) Teresa A. Barton	\$250.00
56	(16) Jennifer Susan Beafore	\$243.80
57	(17) John H. Black	\$325.90
58	(18) Kerry L. Black	\$143.60
59	(19) Deborah L. Boggs	\$868.98
60	(20) Gary C. Bradfield and Charlene	
61	Bradfield	\$85.12
62	(21) Brenda Bragg	\$3,756.36
63	(22) Ronald E. Brandstetter	\$87.85
64	(23) Dale D. Brown Sr.	\$119.00

65	(24) Dwight R. Browning	\$317.00
66	(25) Sandra Burdette	\$250.00
67	(26) Brian Burkhammer	\$356.52
68	(27) Ray A. Cadd	\$500.00
69	(28) Darleen R. Caldwell	\$4,000.00
70	(29) Arlie Campbell and Tammy Campbell	\$250.00
71	(30) Benjamin E. Carpenter and	
72	Kasey A. Tucker	\$500.00
73	(31) Thelma J. Carpenter	\$231.61
74	(32) Catherine Cauley	\$500.00
75	(33) Tina Cecil	\$147.34
76	(34) Ray O. Chandler and Emily J. Chandler ...	\$174.90
77	(35) Dollie P. Childers	\$114.48
78	(36) Gene Chiorello	\$100.00
79	(37) Robert Chumney	\$275.55
80	(38) John D. Clarkson	\$199.76
81	(39) Leonard Cleavenger and Donna	
82	Cleavenger	\$250.00

83	(40) Raymond Gary Clevenger	\$3,000.00
84	(41) Susan Cleaver	\$716.54
85	(42) Douglas P. Cochran	\$310.91
86	(43) Mary J. Coen	\$80.69
87	(44) Jennifer K. Coiner	\$250.00
88	(45) Michael Cole	\$370.68
89	(46) Christina Columbo	\$452.17
90	(47) Randi Conley and Patrick Conley	\$500.00
91	(48) Michael Conte	\$500.00
92	(49) Robert L. Cook and Michelle Cook	\$8,000.00
93	(50) James M. Cooper	\$314.53
94	(51) Francine C. Corey	\$500.00
95	(52) Arnold Lee Cottrell Jr.	\$751.00
96	(53) Samuel Robert Cover and	
97	Terri Lynn Cover	\$500.00
98	(54) Candice B. Crane and Kevin L. Crane	\$500.00
99	(55) Matthew Crimmel	\$320.00
100	(56) Erica Lynn Cumpston	\$146.81

101	(57) Charles S. Dague	\$21.20
102	(58) Jon Daniels	\$10,850.00
103	(59) Johnathan Daniels, by and through his parent,	
104	Jon Daniels	\$4,150.00
105	(60) Lori A. Davis	\$151.50
106	(61) Phillip E. Davis	\$250.00
107	(62) Melissa Devericks	\$101.00
108	(63) Edgar K. Dicken	\$238.20
109	(64) Spencer Didion	\$232.00
110	(65) Theresa Dillon	\$1,016.54
111	(66) Kate Nicole Dobson-Forman	\$1,000.00
112	(67) Mary F. Dolin	\$187.80
113	(68) Shayna Dorazio	\$1,000.00
114	(69) Russell L. Dorton	\$94.66
115	(70) Michael Dotson and Andrea Dotson	\$290.44
116	(71) David Downward	\$15,000.00
117	(72) Gerard D'Souza	\$127.20
118	(73) Nora Jane Duncan	\$211.34

119	(74) George E. Durban III	\$218.79
120	(75) Todd M. Dye	\$500.00
121	(76) Cherie Edwards	\$475.00
122	(77) Malinda Edwards and Oral L. Edwards ...	\$499.88
123	(78) Charles V. Elsender	\$250.00
124	(79) Alphonso Erby	\$303.94
125	(80) Patricia A. Evans	\$307.16
126	(81) Margaret Fix-Billington	\$578.39
127	(82) Joyce Ann Fletcher and	
128	Harry K. Fletcher	\$500.00
129	(83) Sam Floyd and Kim Floyd	\$500.00
130	(84) Gregory A. Foster	\$250.00
131	(85) Dale A. Fox	\$250.00
132	(86) Alice J. Foy	\$500.00
133	(87) Rodger Keith Franks	\$250.00
134	(88) Phillip R. Frazier	\$631.24
135	(89) Randy R. Geer and Kimberly D. Geer	\$935.56
136	(90) Robert E. Gilkeson	\$500.00

137	(91) Wayne E. Goddard and Mary Goddard . . .	\$245.88
138	(92) Dale Gombarcik	\$161.60
139	(93) Ruth Graef and Gregory Graef	\$412.03
140	(94) David W. Greear II and	
141	Jennifer Elaine Greear	\$250.00
142	(95) Reginald H. Green	\$500.00
143	(96) Gary P. Hamilton	\$500.00
144	(97) Brad G. Hamrick	\$318.52
145	(98) Kelly M. Hanna	\$500.00
146	(99) Melissa Hapney	\$100.70
147	(100) Mary Hardy	\$238.00
148	(101) Jennifer Harmon and Jimmy Harmon	\$500.00
149	(102) Matthew G. Harper	\$424.32
150	(103) Timothy Harper and Carrie R. Harper	\$250.00
151	(104) Larry Harris	\$195.57
152	(105) Virginia M. Harris	\$500.00
153	(106) Brenda Harshbarger	\$500.00
154	(107) Johnna Harter	\$500.00

155	(108) Vicky S. Hartley and	
156	Jonathan E. Hartley	\$500.00
157	(109) Terri Hughes Harwood and	
158	Jason D. Harwood	\$235.37
159	(110) David Hatten	\$260.71
160	(111) Terrell K. Haught	\$250.00
161	(112) William R. Headley	\$289.37
162	(113) Skyler Hebden	\$397.00
163	(114) Donna K. Hemphill	\$250.00
164	(115) Kurstie S. Hendon	\$137.75
165	(116) Chris Henson	\$500.00
166	(117) Kevin Herbaugh and	
167	Debbie Herbaugh	\$856.06
168	(118) Robert K. Hertzog and	
169	Lori Hertzog	\$1,502.81
170	(119) Francis W. Hess and Patricia E. Hess	\$228.96
171	(120) Cccil L. Hickman	\$346.60
172	(121) Micheel J. Hildebrand	\$127.41

173	(122) Kelly L. Hitt	\$500.00
174	(123) Maurice D. Hoffman	\$100.00
175	(124) Vicki C. Holstein	\$219.56
176	(125) Trina Hood	\$467.94
177	(126) Robert L. Horner	\$172.96
178	(127) Jason Howard	\$159.37
179	(128) Leslie R. Howard and	
180	Mary J. Howard	\$500.00
181	(129) Bonita Hubbard	\$385.80
182	(130) Joseph Hutchinson and	
183	Jennifer Hutchinson	\$85,000.00
184	(131) Teresa Hylton	\$64.00
185	(132) Mariea Dawn Webb and Helen I. Ice	\$308.89
186	(133) Stacy L. Jackson	\$715.71
187	(134) Frank W. James	\$960.01
188	(135) Dave Janssen and Adriane Janssen	\$500.00
189	(136) Eleanor Jewell	\$100.00
190	(137) Adam J. Johnson	\$113.95

191	(138) Derek Johnson	\$746.87
192	(139) Garrett Johnson	\$80.56
193	(140) Jeremy Johnson	\$364.75
194	(141) Larry B. Johnson	\$197.82
195	(142) Ronnie Johnson	\$185.45
196	(143) Angela S. Jones and Ricky Jones	\$1,000.00
197	(144) Keith Jones	\$125.08
198	(145) Rita Jones	\$227.84
199	(146) Robert W. Jones	\$500.00
200	(147) Shirley A. Jones	\$250.00
201	(148) William Chad Jones	\$607.31
202	(149) Karen Kaufmann	\$173.02
203	(150) Charlotte Keaton and Basil Keaton	\$500.00
204	(151) Angela Ann Keeney	\$95.35
205	(152) Matthew Keesecker	\$268.00
206	(153) David R. Keith	\$1,000.00
207	(154) Robert Kelly	\$415.00
208	(155) Lisa L. Kennedy	\$191.31

209	(156) Barbara L. King	\$40,000.00
210	(157) Linda S. Kipp and Stanley H. Kipp	\$250.00
211	(158) Gene Kiral and Jerri Kiral	\$500.00
212	(159) Timothy W. Knoble	\$149.00
213	(160) Sharon Krasyk	\$4,250.00
214	(161) Kenneth Krisantz	\$159.00
215	(162) Andrea Kroger	\$154.66
216	(163) Robert C. Krum	\$285.03
217	(164) Sharon Krutilla	\$224.94
218	(165) Michael W. Sprowls and	
219	Alicia M. Kuhn	\$120.00
220	(166) Jeffrey Kukura and Lisa Kukura	\$336.97
221	(167) Mark T. Kyanko and Mari J. Kyanko	\$500.00
222	(168) David D. Lambert Jr.	\$193.68
223	(169) Billy Jr Lane II	\$1,000.00
224	(170) Tammy Lazzarine	\$1,000.00
225	(171) Bari G. Lehn	\$500.00
226	(172) Georgetta Lester	\$1,000.00

227	(173) Jeffrey Lewis	\$25,000.00
228	(174) Richard Lewis	\$500.00
229	(175) Edward R. Link	\$53.00
230	(176) Richard Linville	\$500.00
231	(177) Harold F. Lipscomb	\$600.00
232	(178) Becky Lofstead	\$297.43
233	(179) Brenda S. Louk	\$250.00
234	(180) JoAnn Lowery	\$500.00
235	(181) Richard J. Lucas	\$1,188.63
236	(182) Stephanie Lucas and Joshua Lucas	\$259.95
237	(183) Madelyn Lusk	\$100.00
238	(184) Gail C. Marsh	\$79.50
239	(185) Bob Martin	\$291.50
240	(186) Levi L. Martin	\$250.00
241	(187) Travis E. Martin	\$60,000.00
242	(188) Jonna Mason	\$500.00
243	(189) Gary L. Matheny	\$196.10
244	(190) William H. May	\$500.00

245	(191) Virginia Ann Maynor	\$250.00
246	(192) Joseph J. Mazella	\$388.46
247	(193) Janene R. McCarty and Pat McCarty	\$437.29
248	(194) William F. McClelland Sr. and	
249	Janet L. McClelland	\$250.00
250	(195) Catherine D. McLaughlin	\$500.00
251	(196) William G. McLean Jr.	\$305.13
252	(197) Stevi Mead	\$180.00
253	(198) Wanda E. Meador	\$250.00
254	(199) Sandra Meeks	\$201.40
255	(200) Paul C. Mendez	\$500.00
256	(201) Jerry Michaels and	
257	Theresa Michaels	\$745.55
258	(202) John David Miller	\$153.70
259	(203) Tami Mitchem	\$100.00
260	(204) James Monk	\$32,000.00
261	(205) Chalmer L. Morgan	\$171.00
262	(206) Melanie S. Morris	\$327.49

263	(207) Beverly Morrison	\$250.00
264	(208) Ralph Moyer	\$141.42
265	(209) Barbara Nissman	\$500.00
266	(210) Judy A. Northup and Rich Northup	\$858.98
267	(211) David A. Noss	\$118.78
268	(212) Laura O'Hara	\$569.28
269	(213) Joseph R. Ojeda	\$200.00
270	(214) Krista Oxley	\$8,019.36
271	(215) Carla Pahl (Ross) and Nicole Pahl	\$95.93
272	(216) Mary A. Paisley	\$146.81
273	(217) Adel Palffy	\$66.89
274	(218) Lila Stewart Palumbo	\$612.57
275	(219) Mary Pape	\$410.17
276	(220) Shobha Patel	\$304.15
277	(221) Evan S. Pauley	\$2,000.00
278	(222) William J. Perry	\$500.00
279	(223) Gary L. Phillips	\$100.00
280	(224) Collette Pinkard	\$187.69

281	(225) Audrey Pitt	\$413.60
282	(226) Benjamin Pitt	\$528.46
283	(227) Lee Anne M. Pruitt and	
284	Harold A. Pruitt	\$141.79
285	(228) Laura Ann Pugh	\$500.00
286	(229) Edward L. Rabel Jr.	\$250.00
287	(230) Lisa Raber	\$201.25
288	(231) Charles C. Raber Jr.	\$256.29
289	(232) John Peter Richardson and	
290	Patricia A. Richardson	\$160,000.00
291	(233) Paul J. Riggins	\$200.00
292	(234) John E. Robinson	\$83.25
293	(235) Karen S. Rogerson	\$99.95
294	(236) Charles Roskovensky	\$207.72
295	(237) Lisa Dianne Roth	\$120.07
296	(238) Kenneth J. Rowback	\$1,642.25
297	(239) Donna L. Roy and Robert J. Roy Sr.	\$500.00
298	(240) Roxie M. Runyon	\$500.00

299	(241) Kimberly A. Rymer and	
300	Kenneth D. Rymer III	\$370.95
301	(242) Sarah Burkhart and Jane Sackett	\$137.80
302	(243) Jenny L. Santilli	\$327.73
303	(244) Douglas L. Sappington	\$332.20
304	(245) Lesley Sattes	\$652.96
305	(246) Steve Schatzel	\$475.18
306	(247) Johnny D. Scott	\$169.55
307	(248) Glenna Shaffer	\$500.00
308	(249) Carrie Shaw	\$158.50
309	(250) Ronald R. Sheltz	\$1,824.92
310	(251) Gregory Shimko and	
311	Dorothy Shimko	\$250.00
312	(252) Howard L. Shinn	\$359.40
313	(253) Tyler J. Shipp	\$3,110.00
314	(254) Stephen M. Sholes and	
315	Rebecca L. Sholes	\$4,010.55
316	(255) Larry Shriver II	\$156.45

317	(256) Jennifer Sigman	\$693.00
318	(257) Jeremy D. Sipple	\$500.00
319	(258) Tara Sizemore	\$146.28
320	(259) Denita Smith	\$127.20
321	(260) Jay R. Smith	\$171.36
322	(261) Mary C. Smith	\$489.90
323	(262) Rick Snodgrass	\$437.78
324	(263) Samuel Snodgrass	\$250.00
325	(264) Sarah Snyder	\$11,127.75
326	(265) Thomas Sowers	\$369.51
327	(266) Brittany N. Staffileno	\$500.00
328	(267) Kenneth Stamper	\$200.00
329	(268) Adrian Stargell	\$499.23
330	(269) Sandra J. Fittro and Chris Steffich	\$250.00
331	(270) Richard Stotler	\$250.00
332	(271) Joyce A. Stout	\$333.90
333	(272) Gregory L. Street	\$898.57
334	(273) Sheila Strong	\$440.01

335	(274) James R. Stultz	\$300.00
336	(275) Rinda Faye Stump	\$173.84
337	(276) Carroll Summers	\$629.64
338	(277) Ryan H. Sutton	\$195.93
339	(278) Thomas Kopnski and Mary Lou Tait	\$180.20
340	(279) Bruce Talago	\$511.03
341	(280) Jamie Tallman	\$330.00
342	(281) Steven A. Taylor	\$82.44
343	(282) Jennifer A. Tennant	\$106.75
344	(283) Raymond J. Terek and	
345	Sandra L. Terek	\$500.00
346	(284) Ralph Thomas	\$1,000.00
347	(285) Stephen Ashley Thomas	\$128.21
348	(286) Howard G. Thompson	\$500.00
349	(287) George Todd	\$500.00
350	(288) William Toney	\$2,251.69
351	(289) Fred Richard Travis Sr.	\$100.00
352	(290) George E. Trent	\$98.00

353	(291) David E. Turner	\$388.00
354	(292) Justin D. Vance	\$500.00
355	(293) Alberta Vanscoy and Robin Vanscoy	\$184.40
356	(294) John M. Vencill	\$250.00
357	(295) Leora J. Vincent	\$250.00
358	(296) Patricia A. Wagers	\$500.00
359	(297) Damon J. Wallace	\$72.46
360	(298) Deborah A. Ward	\$130.99
361	(299) Betty Jeanette Watson	\$353.50
362	(300) Cheryl Watson	\$100.00
363	(301) Samantha Watson	\$880.72
364	(302) Chris Webb	\$204.53
365	(303) Lloyd Weeks	\$146.84
366	(304) Richard Weinberger	\$706.20
367	(305) Bill Weiss	\$186.46
368	(306) Jerry L. Welch Jr.	\$148.40
369	(307) Angie Wells	\$617.71
370	(308) Loretta June Westfall	\$8,000.00

371	(309) Cherish N. Whaley	\$200.00
372	(310) Sharon R. White	\$100.00
373	(311) Brandon Wilhite	\$5,275.30
374	(312) John C. Williams and	
375	Lois M. Williams	\$250.00
376	(313) Rory T. Williams	\$227.44
377	(314) Thomas D. Willis and Dusty Willis	\$250.00
378	(315) Becky Wilson	\$175.23
379	(316) Crystal C. Wilson	\$250.00
380	(317) Charles P. Winans	\$212.05
381	(318) Vicki Wiseman	\$250.00
382	(319) Tiffany Wolfe	\$500.00
383	(320) Janice L. Wolford and	
384	Robert E. Wolford	\$500.00
385	(321) Ronald P. Wood	\$763.58
386	(322) Todd A. Wood and Rachel M. Wood	\$500.00
387	(323) Alphus R. Wyatt	\$154.10
388	(324) Ralph F. Wycoff and	
389	Crystal R. Wycoff	\$308.06

390	(325) Kimberly Yingling	\$349.75
391	(326) Jeffrey Yorty and Ann Yorty	\$1,218.72
392	(327) Floyd A. Yost	\$325.63
393	(328) Deborah I. Young	\$94.16
394	(329) Matthew J. Youst and Tracy D. Youst ...	\$500.00
395	<i>(e) Claim against the Division of Juvenile Services:</i>	
396	(TO BE PAID FROM GENERAL REVENUE FUND)	
397	(1) Ronald Hambleton	\$50.00
398	<i>(f) Claims against the Division of Motor Vehicles:</i>	
399	(TO BE PAID FROM STATE ROAD FUND)	
400	(1) Linsey Degarmo and Elizabeth Degarmo ...	\$250.00
401	(2) Micky Leigh Jenks	\$565.00
402	(3) Jody Johnson	\$2,081.76
403	<i>(g) Claim against the Real Estate Commission:</i>	
404	(TO BE PAID FROM SPECIAL REVENUE FUND)	
405	(1) Public Employees Insurance Agency ...	\$2,371.07
406	<i>(h) Claims against the Regional Jail Authority:</i>	
407	(TO BE PAID FROM SPECIAL REVENUE FUND)	

408	(1) Dickie Altizer	\$4.42
409	(2) Vincent B. Banks	\$500.00
410	(3) Joseph L. Cirigliano	\$329.84
411	(4) David L. Gale	\$93.00
412	(5) John M. Golaszewski	\$120.00
413	(6) Zack McClendon	\$271.36
414	(7) Michael Sams	\$46.92
415	<i>(i) Claims against the State of West Virginia:</i>	
416	(TO BE PAID FROM GENERAL REVENUE FUND)	
417	(1) Wanda Carney	\$48,000.00
418	(2) Betty Jarvis	\$57,000.00

419 The Legislature finds that the above moral obligations
420 and the appropriations made in satisfaction thereof shall be
421 the full compensation for all claimants and that prior to the
422 payments to any claimant provided in this bill, the Court of
423 Claims shall receive a release from said claimant releasing
424 any and all claims for moral obligations arising from the
425 matters considered by the Legislature in the finding of the
426 moral obligations and the making of the appropriations for
427 said claimant. The Court of Claims shall deliver all releases
428 obtained from claimants to the department against which the
429 claim was allowed.

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

[Signature]
.....
Member ~~Chairman~~ Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Signature]
.....
Clerk of the Senate

[Signature]
.....
Clerk of the House of Delegates

[Signature]
.....
President of the Senate

[Signature]
.....
Speaker of the House of Delegates

OFFICE WEST VIRGINIA
SECRETARY OF STATE

2014 MAR 28 A 10:20

FILED

The within *is approved* this
the *28th* Day of *March*, 2014.

[Signature]
.....
Governor

PRESENTED TO THE GOVERNOR

MAR 27 2014

Time 3:45pm