

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

ENROLLED

House Bill 3157

BY DELEGATE HANSHAW (MR. SPEAKER)

[Passed April 8, 2025; in effect 90 days from passage

(July 7, 2025)]

1 AN ACT to amend and reenact §14-2-17a of the Code of West Virginia, as amended, relating to
2 the shortened procedure for road condition claims; and establishing process by which the
3 Clerk of the Claims Commission, the Claims Commission, and the Division of Highways
4 expedite certain road condition claims.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2. CLAIMS AGAINST THE STATE.

§14-2-17a. Shortened procedure for road condition claims.

1 (a) Notwithstanding the regular and shortened procedures provided for in §14-2-16 and
2 §14-2-17 of this code, there shall be a shortened procedure for road condition claims. The
3 shortened procedure authorized by this section shall apply only to a claim possessing all of the
4 following characteristics:

5 (1) The claim does not arise under an appropriation for the current fiscal year.

6 (2) The claim alleges that a condition on the state's highways or roads caused property
7 damage.

8 (3) The Division of Highways concurs in the claim and informs the clerk that it will stipulate
9 to the entire amount of the claims or to a specific amount of the claim.

10 (4) The stipulated amount claimed does not exceed \$3,000.

11 (b) The clerk shall prepare a stipulation concerning the claim to be approved by the
12 commission. When approved by the commission the clerk shall mail a release to the claimant and
13 inform the claimant that once the release is signed and returned to the commission, the clerk will
14 notify the Division of Highways that the executed release has been received. Upon receipt from
15 the clerk of confirmation that an executed release has been received from the claimant, the
16 Division of Highways shall certify each approved claim and award, and requisition relating thereto,
17 to the State Auditor. The State Auditor thereupon shall issue his or her warrant to the Treasurer

18 in favor of the claimant. The State Auditor shall issue his or her warrant without further
19 examination or review of the claim except for the question of a sufficient unexpended balance in
20 the appropriation.

The Clerk of the House of Delegates and the Clerk of the Senate hereby certify that the foregoing bill is correctly enrolled.

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Clerk of the House of Delegates

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Clerk of the Senate

Originated in the House of Delegates.

In effect 90 days from passage.

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Speaker of the House of Delegates

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President of the Senate

The within is this the.....
Day of, 2025.

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Governor