

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-20-79

Time 2:20 p.m.

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1979

—•—

ENROLLED

SENATE BILL NO. 524

(By Mr. Horton, & Mr. Linde)

—•—

PASSED March 7, 1979

In Effect from Passage

No. 524

ENROLLED

Senate Bill No. 524

(By MR. HANLON and MR. HINKLE)

[Passed March 7, 1979; 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 payments thereof.

Be it enacted by the Legislature of West Virginia:

§1. Finding and declaring certain claims against the board of regents, department of corrections, department of health, department of public safety, and the secretary of state to be moral obligations of the state and directing payment thereof.

1 The Legislature has heretofore made findings of fact
2 that the state has received the benefit of the commodities
3 and services rendered by certain claimants herein and
4 has considered claims against the state, the board of re-
5 gents, department of corrections, department of health,
6 department of public safety, and the secretary of state,
7 agencies thereof, which have arisen due to overexpendi-
8 tures of departmental appropriations by officers of such
9 state spending unit, such claims having been previously
10 considered by the court of claims which also found that
11 the state has received the benefit of the commodities and
12 services rendered by each claimant, but were denied by
13 the court of claims on the purely statutory grounds that
14 to allow such claims would be condoning illegal acts con-
15 trary to the laws of the state. The Legislature, pursuant
16 to its findings of fact and also by the adoption of the find-
17 ings of fact by the court of claims as its own, and, while
18 not condoning such illegal acts, hereby declares it to be

19 the moral obligation of the state to pay each such claim in
20 the amount specified below, and directs the auditor to
21 issue warrants upon receipt of a properly executed requi-
22 sition supported by an itemized invoice, statement or
23 other satisfactory document as required by section ten,
24 article three, chapter twelve of the code of West Vir-
25 ginia, one thousand nine hundred thirty-one, as amended,
26 for the payment thereof out of any fund appropriated and
27 available for the purpose.

28 (a) Claims against the Board of Regents:

29 (To be paid from General Revenue Fund)

30 (1) Capitol Business Equipment, Inc.\$ 951.06

31 (b) Claims against the Department of Corrections:

32 (To be paid from General Revenue Fund)

33 (1) Alling & Cory\$ 4,401.40

34 (2) IBM Corporation\$ 3,962.30

35 (3) Physicians Fee Office\$ 2,956.50

36 (c) Claims against the Department of Health:

37 (To be paid from General Revenue Fund)

38 (1) Charleston Area Medical Center, Inc. \$20,000.00

39 (d) Claims against the Department of Public Safety:

40 (To be paid from General Revenue Fund)

41 (1) The County Commission of Mason

42 County\$ 3,600.00

43 (2) R. L. Smith, d/b/a Architectural

44 Associates\$ 879.91

45 (e) Claims against the Secretary of State:

46 (To be paid from General Revenue Fund)

47 (1) Eastman Kodak Co.\$ 275.00

48 (2) Texaco, Inc.\$ 33.09

49 TOTAL\$37,059.26

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

James L. Davis
Chairman Senate Committee

Barbara C. Thurston
Chairman House Committee

Originated in the Senate.

To take effect from passage.

John H. Kellough Jr.
Clerk of the Senate

Blankenship
Clerk of the House of Delegates

W. T. Bullock
President of the Senate

Chas. M. Lee, Jr.
Speaker House of Delegates

The within *is approved* this the *20*
day of *March*, 1979.

John D. Ralston
Governor

RECEIVED

MAR 12 9 42 AM '79

OFFICE OF THE GOVERNOR

RECEIVED

19 MAR 21 11:08

OFFICE
GOV. OF STATE