

APPROVED AND SIGNED BY THE GOVERNOR

Date 4-16-81

Time _____

Mo: 1542

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1981

— ● —

ENROLLED

Com. Sub. for
HOUSE BILL No. 1542

(By Mr. Holmes + Mr. Otte)

— ● —

Passed April 6, 1981

In Effect From Passage



ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 1542

(By MR. HOLMES and MR. OTTE)

[Passed April 6, 1981; 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 board of occupational therapy; the board of regents; the department of corrections; the department of finance and administration; and the office of the governor, to be moral obligations of the state and directing payment thereof.**

1 The Legislature has heretofore made findings of fact that the
2 state has received the benefit of the commodities and services
3 rendered by certain claimants herein and has considered claims
4 against the state, the board of occupational therapy, the board
5 of regents, the department of corrections, the department of
6 finance and administration and the office of the governor,
7 agencies thereof, which have arisen due to overexpenditures of
8 the departmental appropriations by officers of such state
9 spending unit, such claims having been previously considered
10 by the court of claims which also found that the state has re-
11 ceived the benefit of the commodities and services rendered by

12 each claimant, but were denied by the court of claims on the
 13 purely statutory grounds that to allow such claims would be
 14 condoning illegal acts contrary to the laws of the state. The
 15 Legislature pursuant to its findings of fact and also by the
 16 adoption of the findings of fact by the court of claims as its
 17 own, and, while not condoning such illegal acts, hereby de-
 18 clares it to be the moral obligation of the state to pay each
 19 such claim in the amount specified below, and directs the
 20 auditor to issue warrants upon receipt of a properly executed
 21 requisition supported by an itemized invoice, statement or
 22 other satisfactory document as required by section ten, article
 23 three, chapter twelve of the code of West Virginia, one thou-
 24 sand nine hundred thirty-one, as amended, for the payment
 25 thereof out of any fund appropriated and available for the
 26 purpose.

27 (a) *Claim against the Board of Regents:*

28 TO BE PAID FROM GENERAL REVENUE FUND

29 (1) Johnson Controls, Inc.\$ 7,780.00

30 (b) *Claims against the Department of Corrections:*

31 TO BE PAID FROM GENERAL REVENUE FUND

32 (1) Appalachian Mental Health Center\$ 4,875.00
 33 (2) William R. Barton, M.D.\$ 153.00
 34 (3) Betsy Ross Bakeries, Inc.\$ 687.95
 35 (4) Capital Credit Corporation\$ 313.50
 36 (5) Grafton City Hospital\$ 977.69
 37 (6) Greenbrier Physicians, Inc.\$ 104.00
 38 (7) Interstate Printers & Publishers, Inc.\$ 157.30
 39 (8) I. H. Luna, M.D.\$ 260.00
 40 (9) M. Merrick & Associates, Inc.\$ 108.38
 41 (10) Memorial General Hospital\$ 96,328.93
 42 (11) Robert R. Weiler, M.D.\$ 1,259.00
 43 (12) Xerox Corporation\$ 120.00

44 (c) *Claim against the Department of Finance and Adminis-*
 45 *tration:*

46 TO BE PAID FROM GENERAL REVENUE FUND

47 (1) City of Charleston\$ 31,699.20

48 (d) *Claim against the Office of the Governor:*

49 TO BE PAID FROM GENERAL REVENUE FUND

50 (1) Joe L. Smith, Jr., Inc. d/b/a Biggs-

51 Johnston-Withrow ----- \$ 24,126.92

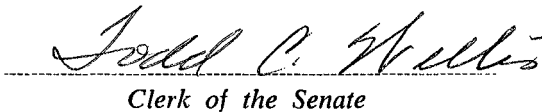
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

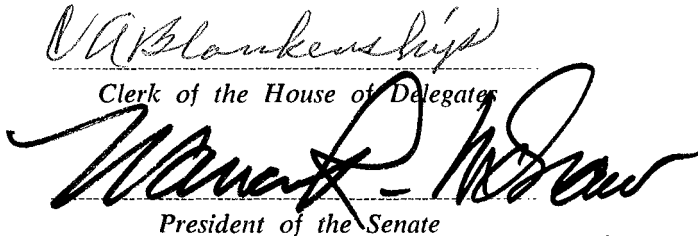

Chairman Senate Committee

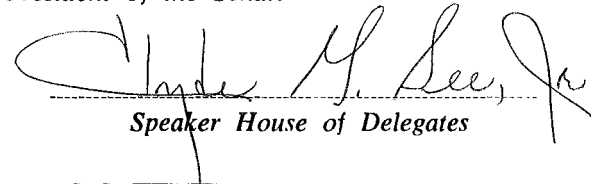

Chairman House Committee

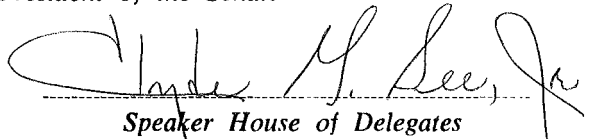
Originated in the House.

Takes effect from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within is approved this the 16
day of April, 1981.


Governor

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OFFICE OF THE GOVERNOR

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OFFICE
SECY. OF STATE