WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1981

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ENROLLED

Com. Sub. for
HOUSE BILL No. 1542

(By Mr. Holmes & Mr. Otte)

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Passed April 6, 1981

In Effect 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.

The Legislature has heretofore made findings of fact that the state has received the benefit of the commodities and services rendered by certain claimants herein and has considered claims against the state, 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, agencies thereof, which have arisen due to overexpenditures of the departmental appropriations by officers of such state spending unit, such claims having been previously considered by the court of claims which also found that the state has received the benefit of the commodities and services rendered by
each claimant, but were denied by the court of claims on the 
3 purely statutory grounds that to allow such claims would be 
4 condoning illegal acts contrary to the laws of the state. The 
5 Legislature pursuant to its findings of fact and also by the 
6 adoption of the findings of fact by the court of claims as its 
7 own, and, while not condoning such illegal acts, hereby de-
8 clares it to be the moral obligation of the state to pay each 
9 such claim in the amount specified below, and directs the 
10 auditor to issue warrants upon receipt of a properly executed 
11 requisition supported by an itemized invoice, statement or 
12 other satisfactory document as required by section ten, article 
13 three, chapter twelve of the code of West Virginia, one thou-
14 sand nine hundred thirty-one, as amended, for the payment 
15 thereof out of any fund appropriated and available for the 
16 purpose.

27 (a) Claim against the Board of Regents:
28
29 TO BE PAID FROM GENERAL REVENUE FUND
30
31 (1) Johnson Controls, Inc. _________________________ $ 7,780.00
32
(b) Claims against the Department of Corrections:
33
34 TO BE PAID FROM GENERAL REVENUE FUND
35
36 (1) Appalachian Mental Health Center .............. $ 4,875.00
37 (2) William R. Barton, M.D. ....................... $ 153.00
38 (3) Betsy Ross Bakeries, Inc. ...................... $ 687.95
39 (4) Capital Credit Corporation ..................... $ 313.50
40 (5) Grafton City Hospital ......................... $ 977.69
41 (6) Greenbrier Physicians, Inc. ................... $ 104.00
42 (7) Interstate Printers & Publishers, Inc. .... $ 157.30
43 (8) I. H. Luna, M.D. .................................. $ 260.00
44 (9) M. Merrick & Associates, Inc. ............... $ 108.38
45 (10) Memorial General Hospital ................. $ 96,328.93
46 (11) Robert R. Weiler, M.D. ...................... $ 1,259.00
47 (12) Xerox Corporation ........................... $ 120.00

(c) Claim against the Department of Finance and Admin-
48istration:
49
50 TO BE PAID FROM GENERAL REVENUE FUND
51
52 (1) City of Charleston ............................ $ 31,699.20
(d) Claim against the Office of the Governor:

TO BE PAID FROM GENERAL REVENUE FUND

1. Joe L. Smith, Jr., Inc. d/b/a Biggs-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 _______ day of _______ , 1981.

Governor