WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1983

ENROLLED

HOUSE BILL No. 1271

(By Mr. Stoneman and Mr. Faircloth)

Passed March 10, 1983

In Effect from Passage
ENROLLED

H. B. 1271

(By Mr. Starcher and Mr. Faircloth)

[Passed March 10, 1983; 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 corrections; the farm management commission; the secretary of state; and the railroad maintenance authority 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 department of corrections, the farm management commission, the secretary of state, and the railroad maintenance authority, agencies thereof, which have arisen due to over-expenditures 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 purely statutory grounds that to allow such claims would be condoning illegal acts contrary to the laws of the state. The Legislature pursuant to its findings of fact and also by the adoption of the findings of fact by the court of claims as its own, and, while not condoning such illegal
acts, hereby declares it to be the moral obligation of the state to pay each such claim in the amount specified below, and directs the auditor to issue warrants upon receipt of a properly executed requisition supported by an itemized invoice, statement or other satisfactory document as required by section ten, article three, chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, as amended, for the payment thereof out of any fund appropriated and available for the purpose.

26 (a) **Claims against the Department of Corrections:**

27 *(TO BE PAID FROM GENERAL REVENUE FUND)*

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<td>(1) Ace Adjustment Service, Inc., Agent for United Hospital Center, Inc.</td>
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<td>(23) Professional Laboratory &amp; X-Ray</td>
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(26) Reynolds Memorial Hospital, Inc. $ 95,180.94
(27) Charles H. Simmons,
d/b/a Simmons’ Hauling $ 1,926.80
(28) Steven Richman, DO, Inc. $ 495.00
(29) Summers Community
Clinic Pharmacy $ 29.90
(30) Summers County Hospital $ 13,456.65
(31) Utah Valley Hospital $ 1,825.16
(32) Alfredo C. Velasquez $ 1,430.00
(33) Westinghouse Electric
Supply Company $ 732.76
(34) A. H. Robins Co. $ 259.54
(35) C. H. James & Co. $ 2,332.18
(36) West Virginia School of Osteopathic
Medicine Clinic, Inc. $ 14,709.50

(b) Claims against the Farm
Management Commission:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Exxon Co., U.S.A. $ 219.71
(2) Mountaineer Motor Sales, Inc. $ 86.87
(3) Scott Saw Sales & Services $ 42.44
(4) Boso Agri-Center, Inc. $ 2,288.94

(c) Claim against the Secretary of State:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) J. P. Currence $ 143.00

(d) Claim against the Railroad
Maintenance Authority:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Wilson Welding Supply Company $ 340.00

Total $ 431,798.46
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originating in the House.

Takes effect from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within bill is approved this the 26th day of March 1983.

[Signature]
Governor