WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1985

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ENROLLED

HOUSE BILL No. 1548

(By Mr. Murnensky and Mr. Walls)

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Passed March 30, 1985

In Effect From Passage
ENROLLED

H. B. 1568

(By Delegate Murensky and Delegate Wells)

(Passed March 25, 1985; 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; and the state fire marshal, 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 and the state fire marshal, 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.

(a) Claims against the Department of Corrections:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) FCI Alderson $118,352.21

(2) Raleigh Orthopedic Association, Inc. $250.00

(3) Wheeling Hospital $1,385.10

(b) Claims against the Farm Management Commission:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Bush Industries Feed & Grain $2,805.00

(c) Claims against the State Fire Marshal:

(SPECIAL OR EX. EX.

(TO BE PAID FROM GENERAL REVENUE FUND NO. 8002-24)

(1) Dunlow Volunteer Fire Department $2,744.39
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within........................................ this the ........................

day of ........................................ 1985.

Governor
PRESENTED TO THE
GOVERNOR
Date 4/04/85
Time 3:37 p.m.