

1961-02

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1986

— ● —

## ENROLLED

HOUSE BILL No. 1961

(By ~~Mr.~~ Del. Murensky + Del. Kells)

— ● —

Passed March 8, 1986

In Effect From Passage

**ENROLLED**  
**H. B. 1961**

(By DELEGATE MURENSKEY and DELEGATE WELLS)

[Passed March 8, 1986; 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 regents, the secretary of state and the tax department 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 commod-  
3       ities and services rendered by certain claimants herein  
4       and has considered claims against the state, the board  
5       of regents and the secretary of state, agencies thereof,  
6       which have arisen due to over-expenditures of the  
7       departmental appropriations by officers of such state  
8       spending unit, such claims having been previously  
9       considered by the court of claims which also found that  
10      the state has received the benefit of the commodities and  
11      services rendered by each claimant, but were denied by  
12      the court of claims on the purely statutory grounds that  
13      to allow such claims would be condoning illegal acts  
14      contrary to the laws of the state. The Legislature  
15      pursuant to its findings of fact and also by the adoption

16 of the findings of fact by the court of claims as its own,  
17 and, while not condoning such illegal acts, hereby  
18 declares it to be the moral obligation of the state to pay  
19 each such claim in the amount specified below, and  
20 directs the auditor to issue warrants upon receipt of a  
21 properly executed requisition supported by an itemized  
22 invoice, statement or other satisfactory document as  
23 required by section ten, article three, chapter twelve of  
24 the code of West Virginia, one thousand nine hundred  
25 thirty-one, as amended, for the payment thereof out of  
26 any fund appropriated and available for the purpose.

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

28 (TO BE PAID FROM GENERAL REVENUE)

29 (1) Mountaineer Gas Co. . . . . \$ 126.68

30 (b) *Claims against the Secretary of State:*

31 (TO BE PAID FROM GENERAL REVENUE)

32 (1) C & P Telephone Co. of W. Va. . . . . \$ 12,012.66

33 (2) The S. Spencer Moore Company . . . . \$ 222.64

34 (c) *Claim against the Tax Department:*

35 (TO BE PAID FROM GENERAL REVENUE)

36 (1) B-K Dynamics, Inc. . . . . \$237,235.77

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

*Quinn O. Williams*  
Chairman Senate Committee

*Floyd Fuller*  
Chairman House Committee

Originating in the House.

Takes effect from passage.

*Walter C. Willis*  
Clerk of the Senate

*Donald E. Kepp*  
Clerk of the House of Delegates

*Don Tonkovich*  
President of the Senate

*Joseph P. Allright IV*  
Speaker of the House of Delegates

The within *approved* this the *25<sup>th</sup>*  
*March*  
day of \_\_\_\_\_, 1986.

*Archie A. Shivers, Jr.*  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/21/86

Time 5:04 p.m.

