WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1989

ENROLLED

HOUSE BILL No. 2426

(By Mr. Del. Seacrest & Helmick)

Passed April 4, 1989

In Effect Ninety Days From Passage
AN ACT finding and declaring a certain claim against the state and its agency to be a moral obligation of the state and directing the auditor to issue a warrant for the payment thereof.

Be it enacted by the Legislature of West Virginia:

CLAIM AGAINST THE STATE.

§1. Finding and declaring a certain claim against the department of education to be a moral obligation of the state and directing payment thereof.

The Legislature has heretofore made findings of fact that the state has received the benefit of the services rendered by a certain claimant herein and has considered this claim against the state agency thereof, which has arisen due to an over-expenditure of the departmental appropriations by officers of such state spending unit, such claim having been previously considered by the court of claims which also found that the state has received the benefit of the services rendered by the claimant, but was denied by the court of claims on the purely statutory grounds that to allow such claim 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 this claim in the amount specified below, and directs the auditor to issue a warrant 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.

Claim against the Department of Education:

(TO BE PAID FROM GENERAL REVENUE FUND)

Lester R. Lucas, Jr. ......................... $4,911.47
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 ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 24th day of April 1989.

Governor
PRESENTED TO THE GOVERNOR
Date 4/4/59
Time 11:41