

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1990

— ● —

ENROLLED

Com. Sub. for
HOUSE BILL No. 4359

(By ~~Mr.~~ *Del. Seacrist & Minard*)

— ● —

Passed *March 6,* 1990

In Effect *July 1, 1990* ~~Passage~~

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 4359
(By DELEGATES SEACRIST AND MINARD)

[Passed March 6, 1990; in effect July 1, 1990.]

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 education; department of finance and administration; governor's office; and railroad maintenance authority; and Workers' Compensation Fund, to be moral obligations of the state and directing payments thereof.

1 The Legislature has heretofore made findings of fact
2 that the state has received the benefit of the commod-
3 ities received and/or services rendered by certain
4 claimants herein and has considered these claims
5 against the state and agencies thereof, which have
6 arisen due to over-expenditures of the departmental
7 appropriations by officers of such state spending units,
8 such claims having been previously considered by the
9 court of claims which also found that the state has

10 received the benefit of the commodities received and/or
 11 services rendered by the claimants, 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 these claims in the amounts specified below, and directs
 20 the auditor to issue warrants upon receipt of properly
 21 executed requisitions supported by itemized invoices,
 22 statements or other satisfactory documents as required
 23 by section ten, article three, chapter twelve of the code
 24 of West Virginia, one thousand nine hundred thirty-one,
 25 as amended, for the payments thereof out of any fund
 26 appropriated and available for the purpose.

27 (a) *Claims against the Department of Education:*

28 (TO BE PAID FROM GENERAL REVENUE FUND)

29	(1)	Carole L. Ball	\$	199.00
30	(2)	Rhandy L. Barnett	\$	235.00
31	(3)	Daniel C. Barnette	\$	199.00
32	(4)	Gregory D. Bonnell	\$	199.00
33	(5)	Cheri L. Brown	\$	235.00
34	(6)	Juanita Browning	\$	120.00
35	(7)	Judith C. Collins	\$	161.75
36	(8)	Mary K. Coontz	\$	199.00
37	(9)	Patricia L. Cowan	\$	199.00
38	(10)	James R. Gallaher	\$	470.00
39	(11)	Mary M. Gerba	\$	223.00
40	(12)	Lucy L. Wise-Gladwell	\$	97.00
41	(13)	Miller L. Hall	\$	314.00
42	(14)	Linda D. Harris	\$	199.00
43	(15)	Victoria A. Honaker	\$	230.00
44	(16)	Patsy A. Kerns	\$	398.00
45	(17)	Elizabeth Ann Kirby	\$	199.00
46	(18)	William N. Kraft	\$	282.00
47	(19)	Elizabeth M. Lathey	\$	398.00
48	(20)	Phyllis Ann Manley	\$	40.00
49	(21)	Pamela Lea McCourt	\$	199.00
50	(22)	Marquita Ann McIntyre	\$	199.00

51	(23)	Deborah A. Myers.....	\$	199.00
52	(24)	John Alan Quesenberry.....	\$	199.00
53	(25)	Kathleen L. Quesenberry	\$	199.00
54	(26)	Robert R. Reel	\$	384.00
55	(27)	Stanley Robinson.....	\$	384.00
56	(28)	Zelma Stewart	\$	235.00
57	(29)	Rose Mary Wentz	\$	199.00
58	(30)	Jeffrey Zigray	\$	192.00

59 (b) *Claims against the Department of*
60 *Finance and Administration:*

61 (TO BE PAID FROM GENERAL REVENUE FUND)

62	(1)	Coal Valley News	\$	23.94
63	(2)	WV Newspaper Publishing		
64		Co., Inc.	\$	33.11

65 (c) *Claim against the Governor's Office:*

66 (TO BE PAID FROM GENERAL REVENUE FUND)

67	(1)	City of Elkins	\$	31,440.89
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68 (d) *Claim against the Railroad Maintenance*
69 *Authority:*

70 (TO BE PAID FROM GENERAL REVENUE FUND)

71	(1)	CSX Transportation, Inc	\$	100,000.00
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72 (e) *Claim against the Workers'*
73 *Compensation Fund:*

74 (TO BE PAID FROM SPECIAL REVENUE FUND)

75	(1)	Mail-Well Envelope Company...	\$	15,572.95
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Enr. Com. Sub. for H. B. 4359] 4

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

Frederick L. Perdue
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect July 1, 1990.

James E. Blum
Clerk of the Senate

Donald L. Hopp
Clerk of the House of Delegates

Keith Burdette
President of the Senate

Robert E. Gorman
Speaker of the House of Delegates

The within *is approved* this the *19th*
day of *March*, 1990.

Winston Caperton
Governor

PRESENTED TO THE

GOVERNOR

Date 3/13/90

Time 2:35 pm

RECEIVED
1990 MAR 19 PM 4:49
OFFICE OF THE SECRETARY OF STATE
OFFICE OF THE SECRETARY OF STATE

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/19/90