WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1991

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ENROLLED

Com. Sub.for
HOUSE BILL No. 2726

(By Mr. Del. Murrell Temple)

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Passed March 5, 1991

In Effect July 1, 1991
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 administration; department of education; department of health and human resources; division of corrections; and Workers' Compensation Fund, to be moral obligations of the state and directing payments thereof.

1 The Legislature has heretofore made findings of fact that the state has received the benefit of the commodities received and/or services rendered by certain claimants herein and has considered these claims against the state and agencies thereof, which have arisen due to over-expenditures of the departmental appropriations by officers of such state spending units, such claims having been previously considered by the court of claims which also found that the state has received the benefit of the commodities received and/or
services rendered by the claimants, 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
these claims in the amounts specified below, and directs
the auditor to issue warrants upon receipt of properly
executed requisitions supported by itemized invoices,
statements or other satisfactory documents 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 payments thereof out of any fund
appropriated and available for the purpose.

(a) Claim against the Department of Administration:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Xerox Corporation .......... $ 444.90

(b) Claims against the Department of Education:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Trilla J. Daubenspeck ........ $ 295.00
(2) Sherry S. Hetzel ............. $ 212.00
(3) Steven J. Klos ............... $ 517.00
(4) Patricia F. Stine ............ $ 250.00
(5) Dennis L. Venderlic ......... $ 485.00
(6) Salena M. Williams .......... $ 250.00

(c) Claims against the Department of Health and
Human Resources:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Blue Ridge Funeral Homes ... $ 800.00
(2) Copeland & Associates of
West Virginia .................. $ 100,000.00

(d) Claims against the Division of Corrections:

(TO BE PAID FROM GENERAL REVENUE FUND)

(1) Fisher Auto Parts .......... $ 203.71
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47  (2) General Anesthesia Services, Inc. .......... $ 2,200.00
49  (3) Richard E. McCray, DDS ............. $ 185.00
50  (4) Reynolds Memorial Hospital ........ $ 43.00

51 (e) Claims against the Workers' Compensation Fund:

52  (TO BE PAID FROM WORKERS' COMPENSATION FUND)
53  (1) James W. Lane, M.D ............... $ 3,666.66
54  (2) Tameran, Inc. ................. $ 12,087.60
55  (3) Xerox Corporation ............... $ 3,416.08
56  (4) West Virginia American Water Company .......... $ 839.27
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Homer Heck
Chairman Senate Committee

Ernest Moore
Chairman House Committee

Originating in the House.

Takes effect July 1, 1991.

Darrell E. Hollins
Clerk of the Senate

Donald L. Spark
Clerk of the House of Delegates

Dave C. Summitt
President of the Senate

Robert C. Coleman
Speaker of the House of Delegates

The within is approved this the 5th day of December, 1991.

Winston Caperton
Governor