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SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1997



ENROLLED

SENATE BILL NO. 311

(By Senator LOVE, ET AL)



PASSED April 8, 1997

In Effect From Passage

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OFFICE OF THE CLERK
SENATE OF WEST VIRGINIA

ENROLLED

Senate Bill No. 311

(BY SENATORS LOVE, HELMICK, SHARPE,
SPOUSE AND MCKENZIE)

[Passed April 8, 1997; 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 education; division of corrections; and education and state employees grievance board 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 commodities
3 received and/or services rendered by certain claimants
4 herein and has considered these claims against the state,

5 and agencies thereof, which have arisen due to
 6 overexpenditures of the departmental appropriations by
 7 officers of such state spending units, such claims having
 8 been previously considered by the court of claims which
 9 also found that the state has received the benefit of the
 10 commodities received and/or services rendered by the
 11 claimants, but were denied by the court of claims on the
 12 purely statutory grounds that to allow such claims would
 13 be condoning illegal acts contrary to the laws of the state.
 14 The Legislature pursuant to its findings of fact and also by
 15 the adoption of the findings of fact by the court of claims
 16 as its own, and, while not condoning such illegal acts,
 17 hereby declares it to be the moral obligation of the state to
 18 pay these claims in the amounts specified below, and
 19 directs the auditor to issue warrants upon receipt of
 20 properly executed requisitions supported by itemized
 21 invoices, statements or other satisfactory documents as
 22 required by section ten, article three, chapter twelve of the
 23 code of West Virginia, one thousand nine hundred thirty-
 24 one, as amended, for the payments thereof out of any fund
 25 appropriated and available for the purpose.

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

27 (TO BE PAID FROM GENERAL REVENUE FUND)

28	(1) Michael A. Cochran	\$	900.00
29	(2) Rebecca A. Griffith	\$	150.00
30	(3) Gloria M. Johnson	\$	470.00
31	(4) Linda Spencer	\$	714.00
32	(5) Mildred Faye Tallman	\$	170.00
33	(6) Sandra C. Wilmoth	\$	950.00

34 (b) *Claims against the Division of Corrections:*

35 (TO BE PAID FROM GENERAL REVENUE FUND)

36	(1) Anthony Creek Rescue Squad	\$	923.00
37	(2) Bell Atlantic-West Virginia, Inc.	\$	17,555.52
38	(3) Jolene Berry, D.O.	\$	190.00
39	(4) Ravin Bhirud, M.D.	\$	2,714.00
40	(5) C & C Pharmacy, Inc.	\$	368.93
41	(6) Charleston Area Medical Center	\$	43,101.99
42	(7) Clarksburg Anesthesia Associates	\$	918.00
43	(8) Clarksburg Cardiology Consultants	\$	235.00

44	(9) Correctional Medical Services	\$ 43,476.33
45	(10) Davis Memorial Hospital	\$ 3,664.34
46	(11) Division of Highways	\$ 13,102.18
47	(12) Manuel A. Gomez	\$ 155.00
48	(13) Grafton City Hospital	\$ 15,707.19
49	(14) Greenbrier Cardiovascular Associates	\$ 975.00
50	(15) Jan-Care Ambulance Service, Inc. . . .	\$ 486.00
51	(16) Montgomery General Hospital	\$ 86,136.14
52	(17) Joseph A. Noronha, M.D.	\$ 300.00
53	(18) Prison Health Services, Inc.	\$268,747.98
54	(19) R. Sampath, M.D., Inc.	\$ 4,268.00
55	(20) V.K. Raju, M.D.	\$ 115.00
56	(21) Sistersville General Hospital	\$ 180.40
57	(22) Wexford Health Sources, Inc.	\$169,062.44

58 (c) *Claim against the Education and State*
59 *Employees Grievance Board:*

60 (TO BE PAID FROM GENERAL REVENUE FUND)

61	(1) Archives Security, Inc.	\$ 4.62
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That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Kendy Schorner
.....
Chairman Senate Committee

Nick Frantosa
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

Carroll E. Adams
.....
Clerk of the Senate

Gregory W. King
.....
Clerk of the House of Delegates

Earl Ray Tomblin
.....
President of the Senate

Robert King
.....
Speaker House of Delegates

The within *is approved* this the *18th*
day of *April*, 1997.

Jeff Beaman
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 4/12/97

Time 4:00pm