

SB 636

FILED

2009 MAY -8 PM 3:40

WEST VIRGINIA LEGISLATURE
SEVENTY-NINTH LEGISLATURE
REGULAR SESSION, 2009

ENROLLED

Senate Bill No. 636

(BY SENATORS FANNING, EDGELL, WHITE,
SYPOLT AND OLIVERIO)

[Passed April 9, 2009; in effect from passage.]

FILED

2009 MAY -8 PM 3:40

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 636

(BY SENATORS FANNING, EDGELL, WHITE, SYPOLT AND OLIVERIO)

[Passed April 9, 2009; 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 Division of Corrections and the Division of Natural Resources 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 the state spending units, the claims having been
8 previously considered by the Court of Claims which also
9 found that the state has received the benefit of the com-

10 modities received and/or services rendered by the claim-
 11 ants, but were denied by the Court of Claims on the purely
 12 statutory grounds that to allow the claims would be
 13 condoning illegal acts contrary to the laws of the state.
 14 The Legislature, pursuant to its findings of fact and also
 15 by the adoption of the findings of fact by the Court of
 16 Claims as its own, 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, 1931, as amended, for the payments
 24 thereof out of any fund appropriated and available for the
 25 purpose.

26 (a) *Claims against the Division of Corrections:*

27 (TO BE PAID FROM GENERAL REVENUE FUND)

28	(1) Camden-Clark Memorial Hospital	\$	4,372.43
29	(2) Monongalia General Hospital	\$	477.60
30	(3) Montgomery General Hospital	\$	19,360.21
31	(4) Montgomery Medcorp	\$	3,598.00
32	(5) West Virginia University Hospitals, Inc.	\$	40,247.49
33	(6) WVU Medical Corporation dba University Health Associates . . .	\$	2,507.00
34	(7) WVU Physicians of Charleston	\$	5,027.00

37 (b) *Claim against the Division of Natural Resources:*

38 (TO BE PAID FROM SPECIAL REVENUE FUND)

39	(1) Harry Lee Scott dba H & J Superette .	\$	30,584.00
----	---	----	-----------

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

[Handwritten Signature]

.....
Chairman Senate Committee

[Handwritten Signature]

.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within *is approved* this the *8th*
Day of *May*, 2009.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

MAY 6 2009

Time 11:00am