

Senate Bill No. 496

(By Senators Facemire, Laird, Blair and Plymale)

[Introduced March 11, 2013;
referred to the Committee on Finance.]

A BILL 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 and West Virginia Racing Commission to be moral obligations of the state and directing payments thereof.

1 The Legislature has heretofore made findings of fact that
2 the state has received the benefit of the commodities
3 received and/or services rendered by certain claimants herein
4 and has considered these claims against the state, and

5 agencies thereof, which have arisen due to overexpenditures
6 of the departmental appropriations by officers of the state
7 spending units, the claims having been previously considered
8 by the Court of Claims which also found that the state has
9 received the benefit of the commodities received and/or
10 services rendered by the claimants, but were denied by the
11 Court of Claims on the purely statutory grounds that to allow
12 the claims would be condoning illegal acts contrary to the
13 laws of the state. The Legislature, pursuant to its findings of
14 fact and also by the adoption of the findings of fact by the
15 Court of Claims as its own, while not condoning such illegal
16 acts, hereby declares it to be the moral obligation of the state
17 to pay these claims in the amounts specified below and
18 directs the Auditor to issue warrants upon receipt of properly
19 executed requisitions supported by itemized invoices,
20 statements or other satisfactory documents as required by
21 section ten, article three, chapter twelve of the Code of West
22 Virginia, 1931, as amended, for the payments thereof out of
23 any fund appropriated and available for the purpose.

24 (a) *Claim against the Department of Education:*

25 (TO BE PAID FROM GENERAL REVENUE FUND)

26 (1) Winchester Speech Pathologists PC.. . . . \$2643.75

27 (b) *Claims against the West Virginia Racing*

28 *Commission:*

29 (TO BE PAID FROM GENERAL REVENUE FUND)

30 (1) Duane Barber. \$720.00

31 (2) Romney Brown. \$5,820.00

32 (3) Nancy Camp. \$660.00

33 (4) James W. Casey. \$15,180.00

34 (5) Diana Lee Chinn. \$660.00

35 (6) Kari L. Conner. \$6,477.00

36 (7) Robin Figgins. \$1,320.00

37 (8) Janet Hoke. \$12,784.40

38 (9) Jennifer A. Johnson. \$1,235.40

39 (10) Bonnie A. Kempe. \$660.00

40 (11) Carrol Langley. \$4,796.60

41 (12) Wilson Langley. \$5,507.50

42	(13) Thomas Lee.	\$568.40
43	(14) Farah Mahar for Amir Associates.	\$5,718.00
44	(15) Gloria McCormick.	\$960.00
45	(16) Theresa A. McPherson.	\$1,577.60
46	(17) Rene Moore.	\$5,104.20
47	(18) Tex Mullins.	\$1,560.00
48	(19) Charles Parker.	\$1,680.00
49	(20) Ronald Riffle.	\$551.00
50	(21) Vito Riggi.	\$2,563.60
51	(22) Skoobie Schneider.	\$1,500.00
52	(23) Lenworth Sewell.	\$540.00
53	(24) Marc J. Sharp.	\$1,680.00
54	(25) Edgar M. Sneed Sr..	\$1,440.00
55	(26) Karen E. Steele.	\$3,704.80
56	(27) Gary Ray Welsh.	\$1,152.90

(NOTE: The purpose of this bill is to provide payment to certain claimants who provided commodities and/or services to the state, but who were not paid because the agency involved overspent its budget.

Total amount of general revenue - \$88,765.15.)