

1 **Senate Bill No. 382**

2 (By Senators M. Hall and Walters)

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4 [Introduced January 30, 2015; referred to the Committee on Finance.]
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9 A BILL finding and declaring certain claims against the state and its agencies to be moral obligations
10 of the state; and directing the Auditor to issue warrants for the payment thereof.

11 *Be it enacted by the Legislature of West Virginia:*

12 **CLAIMS AGAINST THE STATE.**

13 **§1. Finding and declaring certain claims against the Department of Health and Human**
14 **Resources to be moral obligations of the state and directing payments thereof.**

15 The Legislature has heretofore made findings of fact that the state has received the benefit
16 of the commodities received and/or services rendered by certain claimants herein and has considered
17 these claims against the state, and agency thereof, which have arisen due to overexpenditures of the
18 departmental appropriations by officers of the state spending units, the claims having been
19 previously considered by the Court of Claims which also found that the state has received the benefit
20 of the commodities received and/or services rendered by the claimants, but were denied by the Court
21 of Claims on the purely statutory grounds that to allow the claims would be condoning illegal acts

1 contrary to the laws of the state. The Legislature, pursuant to its findings of fact and also by the
 2 adoption of the findings of fact by the Court of Claims as its own, while not condoning such illegal
 3 acts, hereby declares it to be the moral obligation of the state to pay these claims in the amounts
 4 specified below and directs the Auditor to issue warrants upon receipt of properly executed
 5 requisitions supported by itemized invoices, statements or other satisfactory documents as required
 6 by section ten, article three, chapter twelve of the Code of West Virginia, 1931, as amended, for the
 7 payments thereof out of any fund appropriated and available for the purpose.

8 *Claims against the Department of Health and Human Resources:*

9 (TO BE PAID FROM GENERAL REVENUE FUND)

10	(1) Altmeyer Funeral Homes Inc..	\$	13,595.00
11	(2) Bailey-Kirk Funeral Home.	\$	5,000.00
12	(3) Bartlett-Chapman Funeral Home.	\$	2,500.00
13	(4) Beard Mortuary.	\$	2,500.00
14	(5) Browning Funeral Home Inc.	\$	2,500.00
15	(6) Broyles-Shrewsbury Funeral Home Inc..	\$	1,250.00
16	(7) Carpenter and Ford Funeral Home.	\$	3,750.00
17	(8) Casto Funeral Home Inc..	\$	2,500.00
18	(9) Chafin Funeral Home Inc..	\$	3,750.00
19	(10) Chambers-James Funeral Homes Inc..	\$	2,500.00
20	(11) Chapman's Mortuary Inc.	\$	13,750.00
21	(12) Cunningham-Parker-Johnson Funeral Home Inc..	\$	1,250.00

1	(13) Curry Funeral Home.....	\$ 3,750.00
2	(14) Douglas Mortuary.....	\$ 2,500.00
3	(15) Family Heritage Funeral Home.	\$ 1,250.00
4	(16) Fanning Funeral Home Inc..	\$ 1,250.00
5	(17) Ferrell-Chambers Funeral Home and Ceredo	
6	Kenova Funeral Home.....	\$ 5,000.00
7	(18) Ford Funeral Home Inc.....	\$ 2,088.81
8	(19) Giffin Funeral Home Inc.....	\$ 1,250.00
9	(20) Helsley-Johnson Funeral Home Inc..	\$ 5,000.00
10	(21) JG Lampkin Funeral Home.	\$ 1,250.00
11	(22) Johnson Tiller Funeral Home.....	\$ 7,500.00
12	(23) Keller Funeral Home.	\$ 8,750.00
13	(24) Kimes Funeral Home.	\$ 5,000.00
14	(25) Klingel-Carpenter Mortuary.....	\$ 1,250.00
15	(26) Lambert-Tatman Funeral Home.....	\$ 11,250.00
16	(27) Leavitt Funeral Home Inc..	\$ 6,250.00
17	(28) McCulla Funeral Home.	\$ 7,500.00
18	(29) Melton Mortuary Inc.....	\$ 18,750.00
19	(30) Myers Funeral Home.	\$ 2,500.00
20	(31) Perine Funeral Home.	\$ 1,250.00
21	(32) Perry & St. Clair Funeral Home.....	\$ 1,250.00

1	(33) Pivont Funeral Service Inc..	\$ 1,250.00
2	(34) Roselawn Funeral Home.	\$ 2,500.00
3	(35) Schaeffer Funeral Home Inc..	\$ 2,500.00
4	(36) Seaver Funeral Services Inc..	\$ 6,250.00
5	(37) Spurgeon Funeral Home...	\$ 2,500.00
6	(38) Stevens & Grass Funeral Home.	\$ 660.61
7	(39) Tankersley Funeral Home.	\$ 1,250.00
8	(40) Taylor & Verdale Funeral Home Inc...	\$ 2,500.00
9	(41) Vaughn Funeral Home.	\$ 2,500.00
10	(42) Wallace & Wallace Inc..	\$ 1,250.00
11	(43) Wallace Funeral Home Inc..	\$ 3,750.00

(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 - \$176,344.42.)