

1 **Senate Bill No. 496**

2 (By Senators Facemire, Laird, Blair and Plymale)

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

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10 A BILL finding and declaring certain claims against the state and  
11 its agencies to be moral obligations of the state; and  
12 directing the Auditor to issue warrants for the payment  
13 thereof.

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

15 **CLAIMS AGAINST THE STATE.**

16 **§1. Finding and declaring certain claims against the Department of**  
17 **Education and West Virginia Racing Commission to be moral**  
18 **obligations of the state and directing payments thereof.**

19 The Legislature has heretofore made findings of fact that the  
20 state has received the benefit of the commodities received and/or  
21 services rendered by certain claimants herein and has considered  
22 these claims against the state, and agencies thereof, which have

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

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

19 (TO BE PAID FROM GENERAL REVENUE FUND)

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

21 (b) *Claims against the West Virginia Racing Commission:*

22 (TO BE PAID FROM GENERAL REVENUE FUND)

23 (1) Duane Barber.. . . . \$ 720.00

1	(2) Romney Brown.. . . . .	\$ 5,820.00
2	(3) Nancy Camp.. . . . .	\$ 660.00
3	(4) James W. Casey.. . . . .	\$ 15,180.00
4	(5) Diana Lee Chinn. . . . .	\$ 660.00
5	(6) Kari L. Conner.. . . . .	\$ 6,477.00
6	(7) Robin Figgins. . . . .	\$ 1,320.00
7	(8) Janet Hoke.. . . . .	\$ 12,784.40
8	(9) Jennifer A. Johnson. . . . .	\$ 1,235.40
9	(10) Bonnie A. Kempe.. . . . .	\$ 660.00
10	(11) Carrol Langley. . . . .	\$ 4,796.60
11	(12) Wilson Langley. . . . .	\$ 5,507.50
12	(13) Thomas Lee. . . . .	\$ 568.40
13	(14) Farah Mahar for Amir Associates.. . . . .	\$ 5,718.00
14	(15) Gloria McCormick. . . . .	\$ 960.00
15	(16) Theresa A. McPherson. . . . .	\$ 1,577.60
16	(17) Rene Moore. . . . .	\$ 5,104.20
17	(18) Tex Mullins.. . . . .	\$ 1,560.00
18	(19) Charles Parker. . . . .	\$ 1,680.00
19	(20) Ronald Riffle.. . . . .	\$ 551.00
20	(21) Vito Riggi. . . . .	\$ 2,563.60
21	(22) Skoobie Schneider.. . . . .	\$ 1,500.00
22	(23) Lenworth Sewell.. . . . .	\$ 540.00
23	(24) Marc J. Sharp.. . . . .	\$ 1,680.00

1	(25) Edgar M. Sneed Sr.. . . . .	\$ 1,440.00
2	(26) Karen E. Steele.. . . . .	\$ 3,704.80
3	(27) Gary Ray Welsh. . . . .	\$ 1,152.90

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(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.)