

2024 Regular Session

HOUSE BILL NO. 719

BY REPRESENTATIVE MARCELLE

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of the consent judgment against the state in the suit entitled Nicole C. Henderson et al. v. Union Pacific R.R. Co., et al.

1 AN ACT

2 To appropriate monies out of the state general fund for Fiscal Year 2023-2024 to be used to
3 pay the consent judgment captioned "Nicole C. Henderson and Marva Henderson
4 versus Union Pacific Railroad Company et al" between the state of Louisiana,
5 through the Department of Transportation and Development, and Nicole Henderson
6 on behalf of her minor sons; to provide for an effective date; and to provide for
7 related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. The sum of Fifty-Six Thousand Five Hundred and No/100 (\$56,500)
10 Dollars is hereby payable out of the State General Fund (Direct) for Fiscal Year 2023-2024
11 for payment of the consent judgment captioned "Nicole C. Henderson and Marva Henderson
12 versus Union Pacific Railroad Company et al", signed on April 24, 2019, between the state
13 of Louisiana, through the Department of Transportation and Development, and Nicole
14 Henderson on behalf of her minor sons, bearing Number 76,956, Division A, on the docket
15 of the Eighteenth Judicial District, parish of Iberville, state of Louisiana.

16 Section 2. The judgment may only be paid from this appropriation if it is final and
17 shall be paid as to principal, interest, court costs, and expert witness fees as awarded in the
18 judgment. If the provisions of the judgment conflict with the provisions of this Act, the
19 provisions of the judgment shall be controlling. Any other provision of this Act not in
20 conflict with the provisions of the judgment shall control. Payment shall be made only after

1 presentation to the state treasurer of documentation required by the state treasurer. Further,
2 the judgment shall be deemed to have been paid on the effective date of this Act, and interest
3 shall cease to run as of that date.

4 Section 3. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 719 Original

2024 Regular Session

Marcelle

Appropriates \$56,500 out of the State General Fund (Direct) for FY 2023-2024 for payment of the consent judgment against the state in the suit entitled Nicole C. Henderson, et al. v Union Pacific R.R., Co., et al., bearing No. 76,956, Division A, on the docket of the 18th Judicial District, parish of Iberville.

Proposed law provides relative to payment. Provides relative to conflicts between the judgment and proposed law. Prohibits accrual of interest on the judgment as of the effective date of proposed law.

Effective upon signature of governor or lapse of time for gubernatorial action.