HLS 25RS-386 ORIGINAL

2025 Regular Session

HOUSE BILL NO. 45

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BY REPRESENTATIVE VILLIO

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of a consent judgment against the state in the suit entitled State Farm Mutual Automobile Ins. Co. v. Oliver et al.

AN ACT

2 Relative to the appropriation of monies out of the state general fund to be used to pay the 3 consent judgment captioned "State Farm Mutual Automobile Insurance Company as 4 partial subrogee of B & T Farms versus Herman D. Oliver and State of Louisiana 5 through the Department of Transportation and Development" between the state of 6 Louisiana, through the Department of Transportation and Development, and State 7 Farm Automobile Insurance Company; to provide for an effective date; and to 8 provide for related matters. 9 Be it enacted by the Legislature of Louisiana: 10 Section 1. The sum of Ten Thousand and No/100 (\$10,000) Dollars is hereby 11 payable out of the State General Fund (Direct) for Fiscal Year 2024-2025 for payment of the 12 consent judgment captioned "State Farm Mutual Automobile Insurance Company as partial 13 subrogee of B & T Farms versus Herman D. Oliver and State of Louisiana through the 14 Department of Transportation and Development", signed on March 2, 2023, between the 15 state of Louisiana, through the Department of Transportation and Development, and State 16 Farm Mutual Automobile Insurance Company, bearing Number 1046191, Division B, on the 17 docket of the Eighteenth Judicial District, parish of West Baton Rouge, state of Louisiana. 18 Section 2. The judgment may only be paid from this appropriation if it is final and 19 shall be paid as to principal, interest, court costs, and expert witness fees as awarded in the 20 judgment. If the provisions of the judgment conflict with the provisions of this Act, the

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- 1 provisions of the judgment shall be controlling. Any other provision of this Act not in
- 2 conflict with the provisions of the judgment shall control. Payment shall be made only after
- 3 presentation to the state treasurer of documentation required by the state treasurer. Further,
- 4 the judgment shall be deemed to have been paid on the effective date of this Act, and interest
- 5 shall cease to run as of that date.
- 6 Section 3. This Act shall become effective upon signature by the governor or, if not
- 7 signed by the governor, upon expiration of the time for bills to become law without signature
- 8 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
- 9 vetoed by the governor and subsequently approved by the legislature, this Act shall become
- 10 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 45 Original

2025 Regular Session

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Appropriates \$10,000 out of the State General Fund (Direct) for FY 2024-2025 for payment of the consent judgment against the state in the suit entitled State Farm Auto. Ins. Co. v. Herman D. Oliver et al, bearing No. 1046191, Division B, on the docket of the 18th Judicial District, parish of West Baton Rouge.

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

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