

2021 Regular Session

HOUSE BILL NO. 126

BY REPRESENTATIVE STAGNI

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of consent judgment against the state in the suit entitled Alma Gonzales Mora, et al v. Sidney Farrior, et al c/w Lee Mar v. The Hanover Insurance Company, et al

1 AN ACT

2 To appropriate monies out of the state general fund for Fiscal Year 2021-2022 to be used to
3 pay the consent judgment dated January 13, 2016, between Lee Mar and the state of
4 Louisiana, through the Department of Transportation and Development in the
5 combined suit entitled "Alma Gonzales Mora, individually and on behalf of her
6 minor children, Paulina F. Mora and Jessica A. Mora, The Estate of Ignacio Mora,
7 & Nivardo Mora and Maria Pantoja de Mora versus Sidney Farrior, Pot-O-Gold
8 Rentals, Inc., Gemini Insurance Company and American Central Insurance Company
9 c/w Lee Mar versus The Hanover Insurance Company, BFI Waste Systems of North
10 America, Inc., f/k/a Browning-Ferris, Inc. and State of Louisiana through the
11 Department of Transportation and Development"; to provide for an effective date;
12 and to provide for related matters.

13 Be it enacted by the Legislature of Louisiana:

14 Section 1. The sum of Fifteen Thousand Dollars and No/100 (\$15,000.00) Dollars,
15 is hereby payable out of the State General Fund (Direct) for Fiscal Year 2020-2021 for
16 payment of the consent judgment dated January 13, 2016, between Lee Mar and the state of
17 Louisiana, through the Department of Transportation and Development in the combined suit
18 entitled "Alma Gonzales Mora, individually and on behalf of her minor children, Paulina F.
19 Mora and Jessica A. Mora, The Estate of Ignacio Mora, & Nivardo Mora and Maria Pantoja
20 de Mora versus Sidney Farrior, Pot-O-Gold Rentals, Inc., Gemini Insurance Company and

1 American Central Insurance Company c/w Lee Mar versus The Hanover Insurance
2 Company, BFI Waste Systems of North America, Inc., f/k/a Browning-Ferris, Inc. and State
3 of Louisiana through the Department of Transportation and Development", bearing Numbers
4 2004-05634 Division "F" and 2005-2884 Division "H" on the docket of the Civil District
5 Court, parish of Orleans, state of Louisiana.

6 Section 2. A judgment may only be paid from this appropriation if it is final and
7 shall be paid as to principal, interest, court costs, and expert witness fees as awarded in the
8 judgment. If the provisions of the judgment conflict with the provisions of this Act, the
9 provisions of the judgment shall be controlling. Any other provision of this Act not in
10 conflict with the provisions of a judgment shall control. Payment shall be made only after
11 presentation to the state treasurer of documentation required by the state treasurer. Further,
12 the judgment shall be deemed to have been paid on the effective date of this Act, and interest
13 shall cease to run as of that date.

14 Section 3. This Act shall become effective upon signature by the governor or, if not
15 signed by the governor, upon expiration of the time for bills to become law without signature
16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
17 vetoed by the governor and subsequently approved by the legislature, this Act shall become
18 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 126 Original

2021 Regular Session

Stagni

Appropriates \$15,000 from the state general fund for FY 2021-2022 for payment of the consent judgment for plaintiff Lee Mar in the suit entitled "Alma Gonzales Mora, et al v. Sidney Farris, et al c/w Lee Mar v. The Hanover Insurance Company, et al", bearing No. 2004-05634 Division "F" and 2005-2884 Division "H" on the docket of the Civil District Court, parish of Orleans.

Proposed law provides requirements for payment from the state treasury. Provides contingencies in case of conflict between 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.