

2021 Regular Session

HOUSE BILL NO. 249

BY REPRESENTATIVE MIKE JOHNSON

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of a consent judgment against the state in the suit captioned Gerald R. White, et ux versus La. Dept. of Transportation and Development, et al.

1 AN ACT

2 To appropriate monies out of the state general fund for Fiscal Year 2020-2021 to be used to  
3 pay the consent judgment captioned "Gerald R. White, et ux versus Louisiana  
4 Department of Transportation & Development, et al." between the state of Louisiana,  
5 through the Department of Transportation and Development, and Gerald White and  
6 Charlotte White; to provide for certain requirements and limitations; to provide an  
7 effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. The sum of one hundred fifty thousand and no/100 (\$150,000) dollars is  
10 hereby payable out of the State General Fund (Direct) for Fiscal Year 2020-2021 for  
11 payment of the consent judgment captioned "Gerald R. White, et ux versus Louisiana  
12 Department of Transportation & Development, et al.", signed on August 5, 2020, between  
13 the state of Louisiana, through the Department of Transportation and Development, and  
14 Gerald White and Charlotte White bearing Number 253,702, on the docket of the 9th  
15 Judicial District Court, parish of Rapides, 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.

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#### 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)]

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HB 249 Original

2021 Regular Session

Mike Johnson

Appropriates \$150,000 out of the State General Fund (Direct) for FY 2020-2021 for payment of the consent judgment captioned "Gerald R. White, et ux versus Louisiana Department of Transportation & Development, et al.", signed on Aug. 5, 2020, between the state of Louisiana, through the Department of Transportation and Development, and Gerald White and Charlotte White bearing Number 253,702, on the docket of the 9th Judicial District Court, parish of Rapides.

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.