

2021 Regular Session

HOUSE BILL NO. 311

BY REPRESENTATIVE COX

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of consent judgment against the State in the suit captioned Linda D. Weaver, et vir vs. State of La., Dept. of Transportation and Development

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 "Linda D. Weaver, et vir versus State of
4 Louisiana, Department of Transportation and Development" between the state of
5 Louisiana, through the Department of Transportation and Development, and Linda
6 D. Weaver and Charles Weaver; to provide for certain requirements and limitations;
7 to provide an effective date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. The sum of seventy-five thousand and no/100 (\$75,000) dollars is hereby
10 payable out of the State General Fund (Direct) for Fiscal Year 2020-2021 for payment of the
11 consent judgment captioned "Linda D. Weaver, et vir versus State of Louisiana, Department
12 of Transportation and Development", signed on October 16, 2020, between the state of
13 Louisiana, through the Department of Transportation and Development, and Linda D.
14 Weaver and Charles Weaver, bearing Number 36,596, on the docket of the 39th Judicial
15 District Court, parish of Red River, 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 311 Original

2021 Regular Session

Cox

Appropriates \$75,000 out of the State General Fund (Direct) for FY 2020-2021 for payment of the consent judgment captioned "Linda D. Weaver, et vir versus State of Louisiana, Department of Transportation and Development", bearing No. 36,596 on the docket of the 39th JDC, parish of Red River.

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.