

2021 Regular Session

HOUSE BILL NO. 666

BY REPRESENTATIVE JEFFERSON

APPROPRIATIONS: Appropriates funds for payment of consent judgment against the state in the suit entitled Charles G. Phillips, Jr. et al. v the State of Louisiana 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 "Charles G. Phillips, Jr. and Sandra J. Phillips
4 vs. State of Louisiana Department of Transportation and Development, Shelter
5 Mutual Ins. Co., LA Farm Bureau Casualty Ins. Co. and Velma R. Miller" between
6 the state of Louisiana, through the Department of Transportation and Development,
7 and Charles G. Phillips, Jr., and Sandra J. Phillips; to provide for certain
8 requirements and limitations; to provide for an effective date; and to provide for
9 related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. The sum of Forty-Five Thousand Five Hundred and No/100 (\$45,500)
12 Dollars is hereby payable out of the State General Fund (Direct) for Fiscal Year 2020-2021
13 for payment of the consent judgment captioned "Charles G. Phillips, Jr. and Sandra J.
14 Phillips vs. State of Louisiana Department of Transportation and Development, Shelter
15 Mutual Ins. Co., LA Farm Bureau Casualty Ins. Co. and Velma R. Miller", signed on
16 January 6, 2020, between the state of Louisiana, through the Department of Transportation
17 and Development, and Charles G. Phillips, Jr., and Sandra J. Phillips bearing Number 46368
18 on the docket of the Third Judicial District Court, parish of Union, state of Louisiana.

19 Section 2. The judgment may only be paid from this appropriation if it is final and
20 shall be paid as to principal, interest, court costs, and expert witness fees as awarded in the
21 judgment. If the provisions of the judgment conflict with the provisions of this Act, the

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 666 Original

2021 Regular Session

Jefferson

Appropriates \$45,500 out of the State General Fund (Direct) for FY 2020-2021 for payment of the consent judgment captioned "Charles G. Phillips, Jr. and Sandra J. Phillips vs. State of Louisiana Department of Transportation and Development, Shelter Mutual Ins. Co., LA Farm Bureau Casualty Ins. Co. and Velma R. Miller", bearing No. 46368 on the docket of the 3rd JDC, parish of Union.

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.