

2022 Regular Session

HOUSE BILL NO. 486

BY REPRESENTATIVES MINCEY AND SCHEXNAYDER

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of the consent judgment against the state in the case entitled David Sanders v. Hudson 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 captioned "David Sanders versus Hudson Insurance  
4 Company; J.S. Helwig & Son, L.L.C.; the Estate of Karl S. Lindberg; RLI Insurance  
5 Company; Prime Inc.; Devon A. White; and the State of Louisiana, Department of  
6 Transportation and Development" between the state of Louisiana, through the  
7 Department of Transportation and Development, and David Sanders; to provide for  
8 an effective date; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. The sum of Fifty Thousand and No/100 (\$50,000) Dollars is hereby  
11 payable out of the State General Fund (Direct) for Fiscal Year 2021-2022 for payment of the  
12 consent judgment captioned "David Sanders versus Hudson Insurance Company; J.S. Helwig  
13 & Son, L.L.C.; the Estate of Karl S. Lindberg; RLI Insurance Company; Prime Inc.; Devon  
14 A. White; and the State of Louisiana, Department of Transportation and Development",  
15 signed on August 9, 2018, between the state of Louisiana, through the Department of  
16 Transportation and Development, and David Sanders, bearing Number 75774, Division B,  
17 on the docket of the Eighteenth Judicial District, parish of Iberville, 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

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.

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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 486 Original

2022 Regular Session

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Appropriates \$50,000 out of the State General Fund (Direct) for FY 2021-2022 for payment of the consent judgment entitled David Sanders v. Hudson Ins. Co. et al., bearing No. 75774, Division B, on the docket of the 18<sup>th</sup> Judicial District, parish of Iberville.

Proposed law provides relative to payment. Provides relative to conflicts between the 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.