

2022 Regular Session

HOUSE BILL NO. 490

BY REPRESENTATIVE DUSTIN MILLER

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of the judgment against the state in the suit captioned Mitchell Morton et al. v. State of Louisiana 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 "Mitchell Morton and Audrey Oliver versus  
4 State of Louisiana Department of Transportation and Development and Calvin  
5 Voisin" between the state of Louisiana, through the Department of Transportation  
6 and Development, and Mitchell Morton; to provide for an effective date; and to  
7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. The sum of Twenty-Five Thousand and No/100 (\$25,000) Dollars is  
10 hereby payable out of the State General Fund (Direct) for Fiscal Year 2021-2022 for  
11 payment of the consent judgment captioned "Mitchell Morton and Audrey Oliver versus  
12 State of Louisiana Department of Transportation and Development and Calvin Voisin",  
13 signed on April 26, 2013, between the State of Louisiana, through the Department of  
14 Transportation and Development and Mitchell Morton, bearing Number 69,490 on the  
15 docket of the Eighteenth Judicial District Court, parish of Iberville, 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 490 Original

2022 Regular Session

Dustin Miller

Appropriates \$25,000 out of the State General Fund (Direct) for FY 2021-2022 for payment of the consent judgment entitled Mitchell Morton and Audrey Oliver versus State of Louisiana Department of Transportation and Development and Calvin Voisin, bearing No. 69,490 on the docket of the 18th JDC, 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.