

2022 Regular Session

HOUSE BILL NO. 836

BY REPRESENTATIVE WHEAT

APPROPRIATIONS/JUDGMENT: Appropriates funds for partial payment of the judgment against the state in the suit entitled Jean Boudreaux and the Victims of the Flood of April 6, 1983, on the Tangipahoa River v. State of La. 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 a portion of the judgment captioned "Jean Boudreaux and the Victims of the
4 Flood on April 6, 1983 on the Tangipahoa River versus the State of Louisiana,
5 Department of Transportation, et al."; to provide for an effective date; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Notwithstanding the provisions of R.S. 49:112, the sum of Forty-Five
9 Million and No/100 (\$45,000,000) Dollars is hereby payable out of the State General Fund
10 (Direct) for Fiscal Year 2021-2022 to the plaintiffs through Hancock Bank, as escrow agent,
11 into escrow account number 1097000229 for payment of a portion of the judgment captioned
12 "Jean Boudreaux and the Victims of the Flood on April 6, 1983 on the Tangipahoa River
13 versus the State of Louisiana, Department of Transportation, et al.", rendered on June 10,
14 2005, bearing Number 2004 CA 0985, on the docket of the Court of Appeal, First Circuit,
15 state of Louisiana.

16 Section 2. This Act shall become effective upon signature by the governor or, if not
17 signed by the governor, upon expiration of the time for bills to become law without signature
18 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
19 vetoed by the governor and subsequently approved by the legislature, this Act shall become
20 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 836 Original

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Wheat

Present law (R.S. 49:112) prohibits payment by the state treasurer for any claim or debt against the state if more than 10 years have lapsed from the event or facts upon which any judgment is rendered. Proposed law creates an exception for the judgment rendered in the case captioned "Jean Boudreaux and the Victims of the Flood on April 6, 1983 on the Tangipahoa River versus the State of Louisiana, Department of Transportation, et al." rendered on June 10, 2005, bearing Number 2004 CA 0985, on the docket of the Court of Appeal, First Circuit. Further appropriates \$45,000,000 out of the State General Fund (Direct) for FY 2021-2022 for payment of a portion of this judgment.

Effective upon signature of governor or lapse of time for gubernatorial action.