

2021 Regular Session

HOUSE BILL NO. 432

BY REPRESENTATIVE JAMES

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of the consent judgment against the state in the suit entitled Randy Stephens v. State of Louisiana through the Department 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 "Randy Stephens versus State of Louisiana
4 through the Department of Transportation & Development" between the state of
5 Louisiana, through the Department of Transportation and Development, and Randy
6 Stephens; to provide for certain requirements and limitations; to provide an effective
7 date; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. The sum of One Hundred Twenty-Five Thousand and No/100 (\$125,000)
10 Dollars is hereby payable out of the State General Fund (Direct) for Fiscal Year 2020-2021
11 for payment of the consent judgment captioned "Randy Stephens versus State of Louisiana,
12 through the Department of Transportation & Development", signed on December 16, 2019,
13 between the state of Louisiana, through the Department of Transportation and Development,
14 and Randy Stephens bearing Number 85,732, Division B, on the docket of the Thirtieth
15 Judicial District Court, parish of Vernon, 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 432 Original

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James

Appropriates \$125,000 out of the State General Fund (Direct) for FY 2020-2021 for payment of the consent judgment captioned "Randy Stephens versus State of Louisiana, through the Department of Transportation & Development", signed on Dec. 16, 2019, bearing Number 85,732, Division B, on the docket of the 30th JDC, parish of Vernon.

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.