

Regular Session, 2007

HOUSE BILL NO. 765

BY REPRESENTATIVE ALARIO

APPROPRIATIONS/SUPPLEML: Provides for supplemental appropriations for Fiscal Year 2006-2007

1 AN ACT

2 To appropriate funds from certain sources to be allocated to designated agencies and
3 purposes in specific amounts for the making of supplemental appropriations for said
4 agencies and purposes for the 2006-2007 Fiscal Year; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. The following sums are hereby appropriated from the sources specified and
8 in the amounts specified for the purpose of making supplemental appropriations for the
9 2006-2007 Fiscal Year.

10 EXECUTIVE DEPARTMENT

11 01-107 DIVISION OF ADMINISTRATION

12 Payable out of the State General Fund (Direct)
13 to the Executive Administration Program for, or
14 on behalf of, the city of New Orleans or other
15 governmental entity in Orleans Parish for purposes
16 of establishing a working capital infrastructure program
17 to provide an adequate revenue stream for the cost necessary
18 to complete the repairs and replacement
19 of vital public infrastructure damaged or destroyed by
20 Hurricanes Katrina and Rita, including fire, police,
21 water, sewer, and transportation \$ 23,000,000

22 The commissioner of administration is authorized to make such changes as may be necessary
23 to the recipient entity of this appropriation and to execute any memorandum of
24 understanding or cooperative endeavor agreements necessary to effectuate this commitment.
25 It is recognized that this appropriation is for the first installment on such commitment.

26 Payable out of the State General Fund by
27 Statutory Dedications out of the 2004 Overcollections
28 Fund to the Community Development Block Grant
29 Program for obligations for The Road Home \$ 67,000,000

1 Payable out of the State General Fund by
 2 Statutory Dedications out of the 2004 Overcollections
 3 Fund from the return of state funds paid or deposited
 4 into the registry of the court for state FEMA match
 5 which has been forgiven by Act of Congress to the
 6 Community Development Block Grant Program to
 7 provide funding for Fiscal Year 2006-2007 obligations
 8 of The Road Home program \$ 380,000,000

9 Provided, however, that in recognition of the critical need to address the shortfall in The
 10 Road Home program, the governor and the legislature have proposed additional funding for
 11 the program in the amount of \$714,000,000 consisting of \$67,000,000 from state funds,
 12 \$380,000,000 from the return of state match paid to FEMA or deposited in the registry of
 13 the court for payment to FEMA, which has been forgiven by Act of Congress, and
 14 \$267,000,000 in Community Development Block Grant funds previously allocated to
 15 provide for FEMA eligible and for ineligible costs for state building reconstruction.
 16 Notwithstanding any provision of law to the contrary, these appropriations and commitments
 17 are and shall be deemed to be bona fide obligations and encumbrances for Fiscal Year 2006-
 18 2007.

19 **ELECTED OFFICIALS**

20 **04-160 AGRICULTURE AND FORESTRY**

21 Payable out of the State General Fund (Direct)
 22 to the Management and Finance Program for
 23 the Second Harvest Food Bank of Greater
 24 New Orleans and Acadiana to purchase or
 25 otherwise acquire food to adequately feed
 26 and nourish people throughout Louisiana \$ 5,000,000

27 Provided, however, that the monies appropriated herein shall be used by Second Harvest
 28 Food Bank of Greater New Orleans and Acadiana to acquire food from Louisiana farmers,
 29 manufacturers, wholesalers and vendors, to the greatest degree practicable.

30 **DEPARTMENT OF ECONOMIC DEVELOPMENT**

31 **05-252 OFFICE OF BUSINESS DEVELOPMENT**

32 Payable out of the State General Fund (Direct)
 33 to the Business Development Program for the
 34 technology and commercialization program for
 35 support of research and development relating to
 36 sickle cell anemia and leukemia \$ 2,000,000

37 **DEPARTMENT OF HEALTH AND HOSPITALS**

38 **09-307 OFFICE OF THE SECRETARY**

39 Payable out of the State General Fund (Direct)
 40 for implementation of the North Louisiana
 41 LSU Health Science Center/Rural Hospital
 42 Medical Home Network \$ 10,000,000

43 Provided, however, that monies appropriated herein for the North Louisiana LSU Health
 44 Science Center/Rural Hospital Medical Home Network shall be used to continue the
 45 collaboration with rural physicians and rural hospitals in north Louisiana by sponsorship of
 46 continuing medical education, furnishing medical consultation to and with physicians, and
 47 rendering other support as may be appropriate.

1 Provided, further, that each recipient institution shall deposit funds received pursuant to this
 2 appropriation into a restricted fund or funds to be used and expended solely and exclusively
 3 for the purposes of this appropriation.

4 **HIGHER EDUCATION**

5 **19-671 BOARD OF REGENTS**

6 Payable out of the State General Fund (Direct) \$ 10,720,000
 7 for Endowed Chairs and Professorships

8 Payable out of the State General Fund (Direct) \$ 15,000,000
 9 for operating expenses related to storm recovery
 10 to be equitably allocated between the University
 11 of New Orleans, Southern University-New Orleans,
 12 McNeese State University, Delgado Community College,
 13 Nunez Community College, SOWELA Technical
 14 Community College, Tulane University, Loyola University,
 15 Dillard University, Xavier University, and Our Lady
 16 of Holy Cross College

17 Provided, however, that the \$15,000,000 State General Fund (Direct) provided to the Board
 18 for the operating expenses related to storm recovery shall be distributed in
 19 accordance with a plan developed and approved by the Board of Regents and approved by
 20 the division of administration.

21 Further provided, however, that each recipient institution shall deposit funds received pursuant to
 22 this appropriation into a restricted fund or funds to be used and expended solely
 23 and exclusively for the purposes of this appropriation.

24 **19-600 LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS**

25 Payable out of the State General Fund (Direct) \$ 30,000,000
 26 for implementation of Phase I of the statewide
 27 electronic medical records system for state public
 28 hospitals and medical centers

29 Provided, however, that each recipient institution shall deposit funds received pursuant to
 30 this appropriation into a restricted fund or funds of the institution to be used and expended
 31 solely and exclusively for the purposes of this appropriation.

32 **19-620 UNIVERSITY OF LOUISIANA BOARD OF SUPERVISORS**

33 Payable out of the State General Fund (Direct) \$ 5,200,000
 34 for technology infrastructure conversion upgrades
 35 at Grambling State University, Louisiana Tech
 36 University, Nicholls State University, the University
 37 of Louisiana at Monroe, and Northwestern State
 38 University

39 Provided, however, that each recipient institution shall deposit funds received pursuant to
 40 this appropriation into a restricted fund or funds of the institution to be used and expended
 41 solely and exclusively for the purposes of this appropriation.

42 **19-649 LOUISIANA COMMUNITY AND TECHNICAL COLLEGES BOARD OF
 43 SUPERVISORS**

44 Payable out of the State General Fund (Direct) \$ 15,000,000
 45 for technology infrastructure conversion upgrades

1 Provided, however, that each recipient institution shall deposit funds received pursuant to
 2 this appropriation into a restricted fund or funds of the institution to be used and expended
 3 solely and exclusively for the purposes of this appropriation.

4 **OTHER REQUIREMENTS**

5 **20-945 STATE AID TO LOCAL GOVERNMENT ENTITIES**

6 Payable out of the State General Fund (Direct)	
7 to the Louisiana Housing Finance Agency for	
8 deposit into the Louisiana Housing Trust Fund	\$ 25,000,000
9 Payable out of the State General Fund (Direct)	
10 to the Orleans Parish School System for subsidy	
11 of the employee portion of health insurance premiums	
12 for certain system retirees	\$ 2,291,570
13 Payable out of the State General Fund (Direct)	
14 to the St. Bernard Parish School System for subsidy	
15 of health insurance premiums	\$ 5,640,000
16 Payable out of the State General Fund (Direct)	
17 to the Cameron Parish School System for subsidy	
18 of health insurance premiums	\$ 1,075,146
19 Payable out of the State General Fund (Direct)	
20 to the Plaquemines Parish School System for subsidy	
21 of health insurance premiums	\$ 636,000
22 Payable out of the State General Fund (Direct)	
23 to the city of Bogalusa School System for	
24 subsidy of health insurance premiums	\$ 1,356,514
25 Payable out of the State General Fund (Direct)	
26 to the New Orleans Convention Center for	
27 operational expenses	\$ 8,000,000
28 Payable out of the State General Fund (Direct)	
29 to the New Orleans Convention and Visitor's	
30 Bureau for operational expenses	\$ 4,000,000

31 Section 2. The following sums are hereby appropriated from the State General Fund for
 32 the purpose of making supplemental capital outlay appropriations for Fiscal Year 2006-2007.

33 **01/112 DEPARTMENT OF MILITARY AFFAIRS**

34 () Minden Readiness Center, Phase I	
35 Planning and Construction	
36 (Webster)	
37 Payable out of the State General Fund (Direct)	\$ 4,600,000

1 DEPARTMENT OF ECONOMIC DEVELOPMENT

2 05/252 OFFICE OF BUSINESS DEVELOPMENT

(1524) Mega-Project Site Preparation,
Planning, and Construction
(Statewide)
Payable out of the State General Fund by
Statutory Dedication out of the Mega-project
Development Fund, in the event that House Bill
No. 615 of the 2007 Regular Session of the Legislature
is enacted into law \$ 150,000,000

12 Provided, however, that of the monies appropriated herein for the Mega-Project Site
13 Preparation, Planning, and Construction, the sum of \$50,000,000 shall be expended solely
14 for improvements, infrastructure, and other activities related to the Cyber Innovation Center,
15 a research park supporting Air Force Cyber Command, Barksdale Air Force, provided the
16 United States Department of Defense selects Louisiana as the Center's site on or before
17 December 31, 2007.

18 () Franklin Farms Industrial Mega Site
19 Site Preparation and Land Acquisition
20 (Richland)
21 Payable out of the State General Fund (Direct) \$ 5,000,000
22 Pending receipt and approval of a Capital Outlay
23 Request

24 (1352) Tulane National Primate Research Center
25 Planning and Construction
26 (St. Tammany)
27 Payable out of the State General Fund (Direct) \$ 5,000,000

28 () New Orleans Port Cold Storage Facility
29 Planning and Construction
30 (Orleans)
31 Payable out of the State General Fund (Direct) \$ 3,000,000

32 DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

33 07/270 ADMINISTRATION

34 (81) Highway Program
35 (Statewide)
36 Payable out of the State General Fund (Direct) \$ 150,000,000

37 Provided, however, that of the monies appropriated herein, Sixty Million and No/100
38 (\$60,000,000.00) Dollars shall be allocated for costs associated with the construction of I-49
39 and an environmental study in the City of Shreveport.

40 Provided, however, that of the monies appropriated herein for the Highway Program, the
41 sum of \$100,000,000 shall be expended solely for construction and other activities related
42 to interstate highway projects which were included in the Highway Program adopted on
43 April 30, 2007, by the House and Senate Committees on Transportation, Highways and
44 Public Works.

45 07/274 PUBLIC IMPROVEMENTS

46 (91) Port Construction and Development Priority Program
47 (Statewide)
48 Payable out of the State General Fund (Direct) \$ 35,000,000

1

HIGHER EDUCATION**2 19/609 PENNINGTON BIOMEDICAL RESEARCH CENTER**

3 () New Clinical Research Facility
 4 Planning and Construction
 5 (East Baton Rouge)
 6 Payable out of the State General Fund (Direct) \$ 5,000,000

7 19/604S LSU HEALTH SCIENCES CENTER SHREVEPORT

8 () Feist-Weiller Cancer Research Center
 9 Planning, Construction, and Acquisitions
 10 (Caddo)
 11 Payable out of the State General Fund (Direct) \$ 3,700,000

12 19/625 LOUISIANA TECH UNIVERSITY

13 () Research Park
 14 Land Acquisition, Planning, and Construction
 15 (Lincoln)
 16 Payable out of the State General Fund (Direct) \$ 12,000,000

17 DEPARTMENT OF EDUCATION**18 19/681 SUBGRANTEE ASSISTANCE**

19 () K-12 Classroom-based technology
 20 Acquisitions
 21 (Statewide)
 22 Payable out of the State General Fund (Direct) \$ 25,000,000

23 Provided, however, that of the monies appropriated herein for classroom-based technology,
 24 fifteen percent (15%) shall be allocated for acquisitions for non-public schools.

25 Section 3.A. The following sums are hereby appropriated from the General Fund of
 26 the state of Louisiana, such monies to be comprised wholly of nonrecurring revenues out of
 27 the General Fund of the state of Louisiana for Fiscal Year 2005-2006, as recognized by the
 28 Revenue Estimating Conference, for the purpose of making supplemental capital outlay
 29 appropriations for Fiscal Year 2006-2007.

30 EXECUTIVE DEPARTMENT**31 01/07 DIVISION OF ADMINISTRATION**

32 () Major Repairs for Higher Education Facilities
 33 Based on Condition Assessment
 34 (Statewide)
 35 Payable out of the State General Fund (Direct) \$ 77,000,000

36 () Community Primary Health Care Clinics
 37 Planning, Acquisition, and Construction
 38 (Statewide)
 39 Payable out of the State General Fund (Direct) \$ 55,000,000

1 Provided, however, that of the monies appropriated herein, no monies may be expended for
2 planning, acquisition, expansion, or construction of a federally qualified health center, a
3 FQHC Look-Alike, or any satellite of such a health center or look-alike, in Vermilion Parish.

4 **DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

5 **07/270 ADMINISTRATION**

6 (81) Highway Priority Program
7 (Statewide)
8 Payable out of the State General Fund (Direct) \$ 450,000,000

9 **07/274 PUBLIC IMPROVEMENTS**

10 (91) Port Construction and Development Priority Program
11 (Statewide)
12 Payable out of the State General Fund (Direct) \$ 7,000,000

13 () Hurricane Flood Protection, Construction, and
14 Development Program for projects in accordance
15 with the Coastal Protection Plan
16 (Statewide)
17 Payable out of the State General Fund by
18 Statutory Dedications out of the Coastal Protection
19 and Restoration Fund \$ 52,700,000

20 **DEPARTMENT OF NATURAL RESOURCES**

21 **11/435 OFFICE OF COASTAL RESTORATION AND MANAGEMENT**

22 () Coastal Restoration and Management Projects
23 in accordance with the Coastal Protection Plan
24 (Statewide)
25 Payable out of the State General Fund by
26 Statutory Dedications out of the Coastal Protection
27 and Restoration Fund \$ 147,300,000

28 **MISCELLANEOUS NON-STATE ENTITIES**

29 **50/N LOUISIANA CANCER RESEARCH CONSORTIUM**

30 () Cancer Consortium Facilities
31 Land Acquisition, Planning and Construction
32 (Orleans)
33 Payable out of the State General Fund (Direct) \$ 38,000,000

34 Section 4.A. Notwithstanding any provision of law to the contrary, the commissioner
35 of administration, with the approval of the Joint Legislative Committee on the Budget, may
36 do all things necessary to leverage the monies appropriated to the division of administration
37 in this Act for the planning, acquisition, and construction of community primary health care
38 clinics with the federal new markets tax credit program or other available federal tax credit
39 programs. This authorization includes, but is not limited to, the incorporation of one or more
40 nonprofit corporations to effectuate the utilization of such tax credits to the extent possible.

1 It is recognized by the legislature that the construction of such clinics is a public purpose,
2 and that the use of such appropriations and tax credits is deemed and shall be construed to
3 be funding for a capital improvement project or capital outlay pursuant to Article VII of the
4 Constitution of Louisiana and Title 39 of the Louisiana Revised Statutes of 1950.

5 B. In order to accomplish and effectuate such leveraging, the appropriation may be
6 made available, pursuant to cooperative endeavor agreement to one or more nonprofit
7 corporations, political subdivisions, or public trusts, if necessary to receive additional funds
8 for the designated purposes under the federal new markets tax credit program or other such
9 tax credit programs.

10 Section 5. For the satisfaction and payment of consent judgments, stipulated
11 judgments, and other judgments against the state, if such judgments are final, and
12 notwithstanding the provisions of R.S. 49:112, the provisions of this Section contain
13 appropriations in the total amount of Thirty-Two Million Dollars, be it more or less
14 estimated, as specifically provided in each Subsection.

15 A. There is hereby appropriated the sum of Twenty Million Seven Hundred Thousand
16 (\$20,700,000) Dollars, be it more or less estimated, out of the State General Fund (Direct)
17 for Fiscal Year 2006-2007 to be allocated to pay the consent judgments, stipulated
18 judgments, and other judgments against the state, if such judgments are final, and if such
19 judgments are delineated in the following House Bills introduced in the 2007 Regular
20 Session:

21 House Bill No. 5 by Representative Elcie Guillory
22 House Bill No. 7 by Representative Fannin
23 House Bill No. 8 by Representative Walsworth
24 House Bill No. 9 by Representative Gary Smith
25 House Bill No. 10 by Representative Martiny
26 House Bill No. 11 by Representative Dartez
27 House Bill No. 12 by Representative Morrish
28 House Bill No. 65 by Representative Beard
29 House Bill No. 66 by Representative Jane Smith
30 House Bill No. 67 by Representative Toomy
31 House Bill No. 68 by Representative Kenney
32 House Bill No. 69 by Representative Schneider
33 House Bill No. 75 by Representative Kleckley
34 House Bill No. 77 by Representative Mike Powell
35 House Bill No. 83 by Representative Kleckley
36 House Bill No. 84 by Representative Hebert
37 House Bill No. 85 by Representative Gallot
38 House Bill No. 89 by Representative Dartez
39 House Bill No. 90 by Representative Dartez
40 House Bill No. 100 by Representative Frith

1 House Bill No. 106 by Representative Quezaire
2 House Bill No. 107 by Representative Baudoin
3 House Bill No. 109 by Representative Robideaux
4 House Bill No. 111 by Representative Downs
5 House Bill No. 142 by Representative Robideaux
6 House Bill No. 143 by Representative Waddell
7 House Bill No. 145 by Representative Lambert
8 House Bill No. 146 by Representative Baldone
9 House Bill No. 147 by Representative Crane
10 House Bill No. 153 by Representative Alexander
11 House Bill No. 167 by Representative John Smith
12 House Bill No. 175 by Representative Smiley
13 House Bill No. 218 by Representative Greene
14 House Bill No. 226 by Representative Fauchoux
15 House Bill No. 236 by Representative Gary Smith
16 House Bill No. 237 by Representative Smiley
17 House Bill No. 262 by Representative Jefferson
18 House Bill No. 274 by Representative Dove
19 House Bill No. 275 by Representative Kenney
20 House Bill No. 276 by Representative Michael Jackson
21 House Bill No. 285 by Representative McVea
22 House Bill No. 447 by Representative Burns
23 House Bill No. 478 by Representative Mickey Guillory
24 House Bill No. 541 by Representative Gallot
25 House Bill No. 590 by Representative Martiny
26 House Bill No. 604 by Representative Townsend
27 House Bill No. 605 by Representative Walker
28 House Bill No. 705 by Representative Cazayoux
29 House Bill No. 706 by Representative Triche
30 House Bill No. 748 by Representative Karen Carter
31 House Bill No. 872 by Representative St. Germain
32 House Bill No. 905 by Representative Greene
33 House Bill No. 907 by Representative Farrar

34 B. The sum of Twenty-Four Thousand Five Hundred and No/100 (\$24,500.00) Dollars
35 is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year
36 2006-2007 to be used to pay the judgment in the suit entitled "Ronald Arnold, Melissa
37 Arnold, Brandi Arnold, and Brax Arnold v. the State of Louisiana through the Department
38 of Transportation and Development", bearing Number 498,677 on the docket of the
39 Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

40 C. The sum of Fifteen Thousand Two Hundred Two and 44/100 (\$15,202.44) Dollars
41 is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year
42 2006-2007 to be used to pay the consent judgment in the suit entitled "Sterling Aucoin, Jr.
43 v. State of Louisiana, through the Department of Transportation and Development", bearing
44 Number 112,498 "C" on the docket of the Sixteenth Judicial District Court, parish of St.
45 Mary, state of Louisiana.

1 D. The sum of Three Hundred Fifty-Eight Thousand Four Hundred Fifty-Six and
2 70/100 (\$358,456.70) Dollars, plus interest from February 26, 1999, until paid, is hereby
3 appropriated out of the General Fund of the state of Louisiana to be used to pay the judgment
4 in the suit entitled "Keith Baham, Chad Baham, and Sheri Lynn Baham Cormier v. H&S
5 Construction Company, Inc., et al", bearing Number 06-899 on the docket of the Third
6 Circuit Court of Appeal, state of Louisiana, on appeal from Number 99-0950 on the docket
7 of the Fifteenth Judicial District Court, parish of Lafayette, state of Louisiana; consolidated
8 with "Kenneth Johnson and Chrystal Johnson, Individually and on behalf of minor children,
9 Holden Johnson and Seth Johnson v. State of Louisiana, through the Department of
10 Transportation and Development and H&S Construction Company, Inc., et al", bearing
11 Number 06-898 on the docket of the Third Circuit Court of Appeal, state of Louisiana, on
12 appeal from Number 99-0460 on the docket of the Fifteenth Judicial District Court, state of
13 Louisiana; consolidated with "Narcisse Thibodeaux, et al v. State of Louisiana, through the
14 Department of Transportation and Development, et al", bearing Number 06-900 on the
15 docket of the Third Circuit Court of Appeal, state of Louisiana, on appeal from Number 99-
16 1555 on the docket of the Fifteenth Judicial District Court, state of Louisiana.

17 E. The sum of One Hundred Forty-Eight Thousand Nine Hundred Seventy-Three and
18 11/100 (\$148,973.11) Dollars, plus interest from July 20, 2002, until paid, plus costs in the
19 amount of Seventeen Thousand Four Hundred Eight-Two and 52/100 (\$17,482.52) Dollars,
20 is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year
21 2006-2007 to be used to pay the judgment in the suit entitled "Rosemary Bourgeois on
22 behalf of the minor children, Mandy Ashlyn Billiot and Daniel Joseph Billiot", bearing
23 Number 2002-002563 on the docket of the Twenty-First Judicial District Court, parish of
24 Tangipahoa, state of Louisiana, and bearing Number 2005 CA 1844 on the docket of the
25 First Circuit Court of Appeal, state of Louisiana.

26 F. The sum of Twelve Thousand and No/100 (\$12,000.00) Dollars is hereby
27 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
28 be used to pay the judgment in the suit entitled "Jennifer Bruhl v. Erica M. Blythe", bearing
29 Number 448,565 on the docket of the Nineteenth Judicial District Court, parish of East
30 Baton Rouge, state of Louisiana, consolidated with "William Crotwell v. Erica Blythe",

1 bearing Number 448,545 on the docket of the Nineteenth Judicial District Court, parish of
2 East Baton Rouge, state of Louisiana.

3 G. The sum of One Thousand Five Hundred and No/100 (\$1,500.00) Dollars is hereby
4 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
5 be used to pay the consent judgment in the suit entitled "Joe Cash, Jr. and Robert Killcrease
6 v. State of Louisiana, through the Department of Transportation and Development", bearing
7 Number 98,686 on the docket of the Twenty-First Judicial District Court, parish of
8 Livingston, state of Louisiana.

9 H. The sum of Seven Thousand Six Hundred Forty-Three and 42/100 (\$7,643.42)
10 Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal
11 Year 2006-2007 to be used to pay the consent judgment in the suit entitled "Darlene Castay,
12 individually and on behalf of her minor son, Howard Castay, Jr., and Howard Castay v. State
13 of Louisiana, Department of Transportation and Development", bearing Number 114,194
14 "B" on the docket of the Sixteenth Judicial District Court, parish of St. Mary, state of
15 Louisiana.

16 I. The sum of Eighteen Thousand and No/100 (\$18,000.00) Dollars is hereby
17 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
18 be used to pay the consent judgment in the suit entitled "William Crotwell v. Erica Blythe,
19 bearing Number 448,545 on the docket of the Nineteenth Judicial District Court, parish of
20 East Baton Rouge, state of Louisiana, consolidated with "Jennifer Bruhl v. Erica M. Blythe",
21 bearing Number 448,565 on the docket of the Nineteenth Judicial District Court, parish of
22 East Baton Rouge, state of Louisiana.

23 J. The sum of Two Million Seven Hundred Forty-Seven Thousand Seven Hundred
24 Thirty-Six and 43/100 (\$2,747,736.43) Dollars, plus judicial interest from November 29,
25 1995, until paid, plus costs in the amount of Thirteen Thousand Seven Hundred Fifty-Three
26 and 07/100 (\$13,753.07) Dollars, is hereby appropriated out of the General Fund of the state
27 of Louisiana for Fiscal Year 2007 to be used to pay the judgment in the suit entitled
28 "Thomas R. Denton v. Pamela A. Vidrine, American Deposit Insurance Company, Louisiana
29 Sheriffs' Automobile Risk Program, and State Farm Mutual Automobile Insurance
30 Company", bearing Number 27,225 on the docket of the Eighteenth Judicial District Court,

1 parish of West Baton Rouge, state of Louisiana, and bearing Number 2006 CA 0141 on the
2 docket of the First Circuit Court of Appeal, state of Louisiana.

3 K. The sum of Twenty-Six Thousand and No/100 (\$26,000.00) Dollars is hereby
4 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
5 be used to pay the amount awarded to Lyricka Gates in the consent judgment in the suit
6 entitled "Darren Gates and Carrie Thomas Gates, individually and on behalf of their minor
7 daughter, Lyricka Gates v. Frank Malinda, et al", bearing Number 577-509 on the docket of
8 the Twenty-Fourth Judicial District Court, parish of Jefferson, state of Louisiana.

9 L. The sum of Ten Thousand Three Hundred Fifteen and No/100 (\$10,315.00) Dollars
10 is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year
11 2006-2007 to be used to pay the amounts awarded to Edward J. Granger and Betty Jo Hines
12 Bridges in the consent judgment in the suit entitled "Edward J. Granger, et al v. State of
13 Louisiana, through the Department of Transportation and Development", bearing Number
14 135,918 "D" on the docket of the Thirty-Second Judicial District Court, parish of
15 Terrebonne, state of Louisiana.

16 M. The sum of Seventy Thousand and No/100 (\$70,000.00) Dollars is hereby
17 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
18 be used to pay the consent judgment in the suit entitled "Ernest Harthcock and Hilda
19 Harthcock v. the Parish of East Baton Rouge and the city of Baton Rouge, and the State of
20 Louisiana", bearing Number 504,931 on the docket of the Nineteenth Judicial District Court,
21 parish of East Baton Rouge, state of Louisiana.

22 N. The sum of Five Thousand and No/100 (\$5,000.00) Dollars is hereby appropriated
23 out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay
24 the amounts awarded to Nolan Henry, Peggy Henry, Lacey Henry, Tyler O. Roberts,
25 National Union Fire Insurance Company of Louisiana, State Farm Mutual Automobile
26 Insurance Company, Cintas Corporation, and Jeff Savoy in the consent judgment in the suit
27 entitled "Nolan Henry, Peggy Henry, and Lacey Henry v. Tyler Roberts, et al", bearing
28 Number 81128-F on the docket of the Fifteenth Judicial District Court, parish of Acadia,
29 state of Louisiana.

1 O. The sum of Six Thousand Five Hundred and No/100 (\$6,500.00) Dollars is hereby
2 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
3 be used to pay the consent judgment in the suit entitled "Joseph James and Jill James v.
4 Louisiana Department of Transportation and Development", bearing Number 479,501-C on
5 the docket of the First Judicial District Court, parish of Caddo, state of Louisiana. Monies
6 appropriated in this Subsection shall be paid by the state treasurer directly to Joseph James
7 and Jill James.

8 P. The sum of Five Hundred Twenty-Three Thousand Nine Hundred Four and 01/100
9 (\$523,904.01) Dollars, plus interest from January 29, 1999, until paid, plus costs in the
10 amount of Nineteen Thousand Nine Hundred Twenty-Eight and 04/100 (\$19,928.04)
11 Dollars, is hereby appropriated out of the General Fund of the state of Louisiana to be used
12 to pay the judgment in the suit entitled "Kenneth Johnson and Chrystal Johnson, Individually
13 and on behalf of minor children, Holden Johnson and Seth Johnson v. State of Louisiana,
14 through the Department of Transportation and Development and H&S Construction
15 Company, Inc., et al", bearing Number 06-898 on the docket of the Third Circuit Court of
16 Appeal, state of Louisiana, on appeal from Number 99-0460 on the docket of the Fifteenth
17 Judicial District Court, state of Louisiana; consolidated with "Keith Baham, Chad Baham,
18 and Sheri Lynn Baham Cormier v. H&S Construction Company, Inc., et al", bearing Number
19 06-899 on the docket of the Third Circuit Court of Appeal, state of Louisiana, on appeal
20 from Number 99-0950 on the docket of the Fifteenth Judicial District Court, parish of
21 Lafayette, state of Louisiana; consolidated with "Narcisse Thibodeaux, et al v. State of
22 Louisiana, through the Department of Transportation and Development, et al", bearing
23 Number 06-900 on the docket of the Third Circuit Court of Appeal, state of Louisiana, on
24 appeal from Number 99-1555 on the docket of the Fifteenth Judicial District Court, state of
25 Louisiana.

26 Q. The sum of Sixteen Thousand and No/100 (\$16,000.00) Dollars is hereby
27 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
28 be used to pay the consent judgment in the suit entitled "Gail Lacaze v. State of Louisiana,
29 Department of Transportation and Development", bearing Number 52,024 of the docket of
30 the Twenty-Ninth Judicial District Court, parish of St. Charles, state of Louisiana.

1 R. The sum of One Hundred Thousand and No/100 (\$100,000.00) Dollars is hereby
2 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
3 be used to pay the consent judgment in the suit entitled "Raquel Matthews, et al v. State of
4 Louisiana, through the Department of Transportation and Development, et al", bearing
5 Number 84031 "C" on the docket of the Fifteenth Judicial District Court, parish of Acadia,
6 state of Louisiana.

7 S. The sum of Three Thousand Five Hundred and No/100 (\$3,500.00) Dollars is
8 hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-
9 2007 to be used to pay the consent judgment in the suit entitled "Brandi Miller v. State of
10 Louisiana through the Department of Transportation and Development and Assumption
11 Parish Police Jury", bearing Number 28,186 on the docket of the Twenty-Third Judicial
12 District Court, parish of Assumption, state of Louisiana.

13 T. The sum of Ninety-Seven Thousand Five Hundred and No/100 (\$97,500.00)
14 Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal
15 Year 2006-2007 to be used to pay the consent judgment in the suit entitled "Gheorghe Olar
16 and Lisa Olar v. State, of Louisiana, through the Department of Transportation and
17 Development", bearing Number 56,521 on the docket of the Eighteenth Judicial District
18 Court, parish of Iberville, state of Louisiana.

19 U. The sum of Two Thousand Five Hundred and No/100 (\$2,500.00) Dollars is hereby
20 appropriated out of the General Fund of the state of Louisiana to be used to pay the amounts
21 awarded to Steve Rainwater and Brigitte Rainwater in the consent judgment in the suit
22 entitled "Steve Rainwater, et al v. State of Louisiana, et al", bearing Number 03-3008 on the
23 docket of the Fourth Judicial District Court, parish of Ouachita, state of Louisiana.

24 V. The sum of Forty Thousand and No/100 (\$40,000.00) Dollars is hereby
25 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
26 be used to pay the consent judgment in the suit entitled "Jerry Lynn Rockwell and Marilyn
27 A. Rockwell v. The City and Parish (City-Parish) of Assumption, State of Louisiana, through
28 the Department of Transportation and Development, and ABC Insurance Company", bearing
29 Number 533,703 on the docket of the Nineteenth Judicial District Court, parish of East
30 Baton Rouge, state of Louisiana.

1 W. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby appropriated
2 out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay
3 the consent judgment in the suit entitled "Joan Lynn Valin Rusk and Ashley Diane Rusk v.
4 the Jones Motor Group, Inc., d/b/a Jones Motor, David H. Jackson, Mae F. Fernando d/b/a
5 Mae's Trucking, Bobby Ray Nash, and the State of Louisiana through the Department of
6 Transportation and Development", bearing Number 34,868 on the docket of the Eighteenth
7 Judicial District Court, parish of West Baton Rouge, state of Louisiana.

8 X. The sum of Two Thousand Nine Hundred Ninety-Six and No/100 (\$2,996.00)
9 Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal
10 Year 2006-2007 to be used to pay the amounts awarded to Jill Shelley and Lois Shelley in
11 the consent judgment in the suit entitled "Jill Shelley, et al v. State of Louisiana, through the
12 Department of Transportation and Development", bearing Number 110,123 "C" on the
13 docket of the Sixteenth Judicial District Court, parish of St. Mary, state of Louisiana.

14 Y. The sum of Ninety-Seven Thousand Seven Hundred Four and 56/100 (\$97,704.56)
15 Dollars, plus interest from April 1, 1999, until paid, is hereby appropriated out of the
16 General Fund of the state of Louisiana to be used to pay the judgment in the suit entitled
17 "Narcisse Thibodeaux, et al v. State of Louisiana, through the Department of Transportation
18 and Development, et al", bearing Number 06-900 on the docket of the Third Circuit Court
19 of Appeal, state of Louisiana, on appeal from Number 99-1555 on the docket of the Fifteenth
20 Judicial District Court, state of Louisiana"; consolidated with "Kenneth Johnson and
21 Chrystal Johnson, Individually and on behalf of minor children, Holden Johnson and Seth
22 Johnson v. State of Louisiana, through the Department of Transportation and Development
23 and H&S Construction Company, Inc., et al", bearing Number 06-898 on the docket of the
24 Third Circuit Court of Appeal, state of Louisiana, on appeal from Number 99-0460 on the
25 docket of the Fifteenth Judicial District Court, state of Louisiana; consolidated with "Keith
26 Baham, Chad Baham, and Sheri Lynn Baham Cormier v. H&S Construction Company, Inc.,
27 et al", bearing Number 06-899 on the docket of the Third Circuit Court of Appeal, state of
28 Louisiana, on appeal from Number 99-0950 on the docket of the Fifteenth Judicial District
29 Court, parish of Lafayette, state of Louisiana.

1 Z. The sum of One Hundred Sixty-Two Thousand Five Hundred and No/100
2 (\$162,500.00) Dollars is hereby appropriated out of the General Fund of the state of
3 Louisiana for Fiscal Year 2006-2007 to be used to pay the consent judgment in the suit
4 entitled "Tonette Todd, individually and on behalf of her minor child Trevor Todd v. State
5 of Louisiana, through the Department of Transportation and Development, et al", bearing
6 Number 55,263 on the docket of the Eighteenth Judicial District Court, parish of Iberville,
7 state of Louisiana.

8 AA. The sum of Two Hundred Thirty-Seven Thousand Five Hundred and No/100
9 (\$237,500.00) Dollars is hereby appropriated out of the General Fund of the state of
10 Louisiana for Fiscal Year 2006-2007 to be used to pay the consent judgment in the suit
11 entitled "Carol C. Weintritt and George C. Weintritt v. State of Louisiana, through the
12 Department of Transportation and Development", bearing Number 493,047 on the docket
13 of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

14 BB. The sum of Two Hundred Thousand and No/100 (\$200,000.00) Dollars is hereby
15 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
16 be used to pay the judgment in the suit entitled "Susan Robinson, Tutrix of Jamie Kyle
17 Robinson v. State of Louisiana, Department of Transportation and Development," bearing
18 case Number 99-2579 on the docket of the Fourth Judicial District Court, state of Louisiana.

19 CC. The sum of Thirty Seven-Thousand Five Hundred and No/100 (\$37,500.00)
20 Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal
21 Year 2006-2007 to be used to pay the judgment in the suit entitled "James Morphis and
22 Margie Morphis v. State of Louisiana, through the Department of Transportation and
23 Development, et al", bearing Number 32,873 on the docket of the Twenty-Eighth Judicial
24 District Court, parish of LaSalle, state of Louisiana.

25 DD. The sum of Fifty Thousand and No/100 (\$50,000.00) Dollars is hereby
26 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
27 be used to pay the consent judgment in the suit entitled "Milbon Dupre, Catherine Dupre,
28 Emile Dupre, Julie Buckner, Angelle Lord and Marcel Dupre v. Missouri Pacific Railroad
29 Company d/b/a Union Pacific Railroad Company and the Parish of St. Landry, a Political
30 Subdivision of the State of Louisiana, Red River, Atchafalaya and Bayou Boeuf Levee

1 District, and the State of Louisiana, through the Department of Transportation and
2 Development," bearing Number 04-C-2348 on the docket of the Twenty-Seventh Judicial
3 District Court, state of Louisiana.

4 EE. The sum of Twenty Thousand and No/100 (\$20,0000.00) Dollars is hereby
5 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
6 be used to pay the consent judgment in the suit entitled "Joseph Michael Bearb, et al v. State
7 Farm Insurance Company, et al", bearing Number 217,427 "C" on the docket of the Ninth
8 Judicial District Court, parish of Rapides, state of Louisiana.

9 FF. The sum of Sixteen Thousand Five Hundred and No/100 (\$16,500.00) Dollars is
10 hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-
11 2007 to be used to pay the consent judgment in the suit entitled "Margarite D. Sims and
12 Frank Sims, Sr., individually and on behalf of their minor children Nelson Sims and Percy
13 Sims v. State of Louisiana through the Department of Transportation and Development",
14 bearing Number 422,709 "H", on the docket of the Nineteenth Judicial District Court, parish
15 of East Baton Rouge, state of Louisiana.

16 Section 6. The sum of One Hundred Fifty Thousand and No/100 (\$150,000.00)
17 Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal
18 Year 2006-2007 to be used to pay the judgment awarding compensation for wrongful
19 conviction and incarceration in "In the matter of Michael Williams", bearing case Number
20 548,955 on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge,
21 state of Louisiana.

22 Section 7.A. The sum of One Hundred Seventeen Thousand Two Hundred Thirty-One
23 and No/100 (\$117,231.00) Dollars is hereby appropriated out of the General Fund of the
24 state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment rendered by the
25 Board of Tax Appeals in the matter entitled "Union Pacific Railroad Company v. Cynthia
26 Bridges, Secretary, Department of Revenue, State of Louisiana", bearing Number 6364 on
27 the docket of the Board of Tax Appeals, state of Louisiana.

28 B. The sum of One Hundred Twenty-One Thousand Four Hundred Eighty-Six and
29 No/100 (\$121,486.00) Dollars is hereby appropriated out of the General Fund of the state
30 of Louisiana for Fiscal Year 2006-2007 to be used to pay the recommendation for payment

1 rendered by the Board of Tax Appeals in the matter entitled "MCI Telecommunications
2 Corporation v. Secretary, Department of Revenue, State of Louisiana", bearing Number
3 4816 on the docket of the Board of Tax Appeals, state of Louisiana.

4 Section 8. The sum of Thirty Thousand and No/100 (\$30,000.00) Dollars is hereby
5 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
6 the Department of Social Services, Office of Community Services (10-370), to the Child
7 Welfare Services Program for costs and expenses incurred by the Ware Youth Center
8 Authority in the parish of Red River in 2004 related to the care and custody of the juvenile,
9 Ronald, O.

10 Section 9. The sum of Ten Million and No/100 (\$10,000,000.00) Dollars is hereby
11 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to
12 provide funds to be available to the commissioner of administration for the compromise or
13 settlement and initial payment in the judgment against the state entitled "Jean Boudreax,
14 et al v. State of Louisiana, Department of Transportation and Development, et al", bearing
15 Number 71,408 on the docket of the Twenty-First Judicial District Court, parish of
16 Tangipahoa, state of Louisiana.

17 Section 10. Notwithstanding any provision of law to the contrary, the appropriations
18 contained in Sections 1, 5, 6, 7, 8, and 9 of this Act are and shall be deemed to be
19 encumbered and bona fide obligations for purposes of R.S. 39:82 for Fiscal Year 2006-2007.

20 Section 11. This Act shall become effective upon signature by the governor or, if not
21 signed by the governor, upon expiration of the time for bills to become law without signature
22 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
23 vetoed by the governor and subsequently approved by the legislature, this Act shall become
24 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.

Alario

HB No. 765

Provides for supplemental operating and capital outlay appropriations for Fiscal Year 2006-2007.

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