
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 390 by Senator Claitor

1 AMENDMENT NO. 1

2 On page 1, line 2, change "13:5109(B)(3) through (5)," to "Subpart L of Part II-A of Subtitle
3 I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.36,"

4 AMENDMENT NO. 2

5 On page 1, line 3, after "state;" and before "to provide" insert the following:

6 "to provide for the creation of the Payment of Judgments Fund; to provide for the
7 deposit, investment, and use of monies in the fund;"

8 AMENDMENT NO. 3

9 On page 1, line 9, change "R.S. 13:5109(B)(3) through (5) are" to:

10

11 Subpart L of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of
12 1950, comprised of R.S. 39:100.36 is"

13 AMENDMENT NO. 4

14 On page 1, delete lines 10 through 13, and insert the following:

15 **SUBPART L. PAYMENT OF JUDGEMENTS FUND**

16 **§100.36. Payment of Judgements Fund; order of payment of judgments**

17 **A. The "Payment of Judgments Fund", hereinafter referred to as the**
18 **fund, is hereby created in the state treasury. Interest earned on the investment**
19 **of monies in the fund shall be deposited in and credited in the fund.**
20 **Unexpended and unencumbered monies in the fund at the close of each fiscal**
21 **year shall remain in the fund. Monies in the fund shall be appropriated,**
22 **administered, and used solely and exclusively for the purpose of satisfying final**
23 **nonappealable judgments and compromises against the state as further**
24 **provided in this Section.**

25 **B. The fund shall be comprised of all monies appropriated, donated, or**
26 **otherwise made available to provide funding to satisfy and pay judgments**
27 **against the state. All of such monies required to be deposited in the state**
28 **treasury in accordance with Article VII, Section 9(A) of the Constitution of**
29 **Louisiana shall be deposited in the fund after first meeting the requirements of**
30 **Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond**
31 **Security and Redemption Fund.**

32 **C. Annually, the Office of Risk Management shall notify the**
33 **commissioner of administration of all final nonappealable judgments and**
34 **compromises which cannot be paid from the Self-Insurance Fund as of**
35 **December thirty-first. The governor shall then include in the executive budget**
36 **an amount sufficient to pay such judgments or compromises, including judicial**
37 **interest and costs. The legislature shall appropriate into the fund such monies**
38 **as it deems necessary and appropriate to pay such judgments."**

39 AMENDMENT NO. 5

40 On page 1, line 14, change "(3)" to "**D.**"

1 AMENDMENT NO. 6

2 On page 1, line 14, after "that" and before "final" insert "monies are appropriated to the
3 fund to pay"

4 AMENDMENT NO. 7

5 On page 1, at the end of line 14, insert "that"