

2022 Regular Session

HOUSE BILL NO. 113

BY REPRESENTATIVE THOMPSON

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of the consent judgment against the state in the suit entitled Benjamin Wayne Owen v. State of Louisiana, Dept. of Transportation and Development, 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 "Benjamin Wayne Owen versus State of
4 Louisiana, Department of Transportation and Development, et al" between the state
5 of Louisiana, through the Department of Transportation and Development, and
6 Benjamin Wayne Owen; to provide for an effective date; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. The sum of Two Hundred Fifty Thousand and No/100 (\$250,000) Dollars
10 is hereby payable out of the State General Fund (Direct) for Fiscal Year 2021-2022 for
11 payment of the consent judgment captioned "Benjamin Wayne Owen versus State of
12 Louisiana, Department of Transportation and Development, et al", signed on May 3, 2021,
13 between the state of Louisiana, through the Department of Transportation and Development
14 and Benjamin Wayne Owen, bearing Number 74,150 on the docket of the Twenty-Sixth
15 Judicial District Court, parish of Webster, 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 113 Original

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Thompson

Appropriates \$250,000 out of the State General Fund (Direct) for FY 2021-2022 for payment of the consent judgment entitled Benjamin Wayne Owen versus State of Louisiana, Dept. of Transportation and Development, et al., bearing No. 74,150 on the docket of the 26th JDC, parish of Webster.

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.