

Regular Session, 2008

HOUSE BILL NO. 496

BY REPRESENTATIVE BALDONE

APPROPRIATIONS/JUDGMENT: Appropriates funds for payment of certain judgments against the DOTD

1 AN ACT

2 To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2008-
3 2009 to be used to pay certain judgments against the Department of Transportation
4 and Development; to pay the consent judgment in the suit entitled "Gary Davis v.
5 State of Louisiana, Department of Transportation and Development"; to pay the
6 amended judgment in the suit entitled "Kerry Jude LeBlanc and Annette St. Pierre
7 LeBlanc v. State of Louisiana, through the Department of Transportation and
8 Development and Ronald Hayes", consolidated with "Warren St. Pierre and Annette
9 St. Pierre v. State of Louisiana through the Department of Transportation and
10 Development"; to pay the consent judgment in the suit entitled "Warren St. Pierre
11 and Annette St. Pierre v. the State of Louisiana through the Department of
12 Transportation and Development", consolidated with "Kerry Jude LeBlanc and
13 Annette St. Pierre LeBlanc v. State of Louisiana, through the Department of
14 Transportation and Development and Ronald Hayes"; to provide for interest; to
15 provide for costs; and to provide for related matters.

16 Be it enacted by the Legislature of Louisiana:

17 Section 1. The sum of Seven Thousand and No/100 (\$7,000.00) Dollars is hereby
18 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to
19 pay the consent judgment in the suit entitled "Gary Davis v. State of Louisiana, Department
20 of Transportation and Development", bearing Number 95888 on the docket of the
21 Seventeenth Judicial District Court, parish of Lafourche, state of Louisiana.

1 Section 2.A. The sum of Six Hundred Six Thousand Three Hundred Ninety-Four and
2 31/100 (\$606,394.31) Dollars, plus legal interest from May 30, 2002, until paid, plus costs
3 as awarded by the court, is hereby appropriated out of the General Fund of the state of
4 Louisiana for Fiscal Year 2008-2009 to be used to pay the amended judgment in the suit
5 entitled "Kerry Jude LeBlanc and Annette St. Pierre LeBlanc v. State of Louisiana, through
6 the Department of Transportation and Development and Ronald Hayes", bearing Number
7 59,388 on the docket of the Twenty-Ninth Judicial District Court, parish of St. Charles, state
8 of Louisiana, and bearing Number 07-CA-139 on the docket of the Fifth Circuit Court of
9 Appeal, state of Louisiana, consolidated with "Warren St. Pierre and Annette St. Pierre v.
10 State of Louisiana through the Department of Transportation and Development", bearing
11 Number 62,539 on the docket of the Twenty-Ninth Judicial District Court, parish of St.
12 Charles, state of Louisiana.

13 B. Monies awarded in this judgment to Kerry Jude LeBlanc and Annette St. Pierre
14 LeBlanc for future medical expenses shall be payable from the Future Medical Care Fund
15 pursuant to R.S. 39:1533.2.

16 Section 3. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby
17 appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to
18 be used to pay the consent judgment in favor of Warren St. Pierre and Carole St. Pierre in
19 the suit entitled "Warren St. Pierre and Annette St. Pierre v. the State of Louisiana through
20 the Department of Transportation and Development", bearing Number 62,539 on the docket
21 of the Twenty-Ninth Judicial District Court, parish of St. Charles, state of Louisiana,
22 consolidated with "Kerry Jude LeBlanc and Annette St. Pierre LeBlanc v. State of Louisiana,
23 through the Department of Transportation and Development and Ronald Hayes", bearing
24 Number 59,388 on the docket of Twenty-Ninth Judicial District Court, parish of St. Charles,
25 state of Louisiana.

26 Section 4. The judgment provided for in Section 2 of this Act shall be deemed to
27 have been paid on the effective date of this Act and legal interest shall cease to run as of that
28 date.

1 Section 5. This Act shall become effective on July 1, 2008; if vetoed by the governor
2 and subsequently approved by the legislature, this Act shall become effective on July 1,
3 2008, or on the day following such approval by the legislature, whichever is later.

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)]

Baldone

HB No. 496

Appropriates from the state general fund for FY 2008-2009 the sum of \$7,000 to pay the consent judgment in "Gary Davis v. State of Louisiana, Dept. of Transportation and Development", bearing No. 95888 on the docket of the 17th Judicial District Court, parish of Lafourche.

Appropriates from the state general fund for FY 2008-2009 the sum of \$606,394.31, plus interest and costs, to pay the amended judgment in "Kerry Jude LeBlanc and Annette St. Pierre LeBlanc v. State of Louisiana, through the Dept. of Transportation and Development", bearing Nos. 59,388 and 07-CA-139 on the dockets of the 29th Judicial District Court, parish of St. Charles, and the 5th Circuit Court of Appeal, state of Louisiana, respectively. Monies awarded for future medical expenses shall be paid from the Future Medical Care Fund.

Appropriates from the state general fund for FY 2008-2009 the sum of \$10,000 to pay the consent judgment in "Warren St. Pierre and Annette St. Pierre v. State of Louisiana through the Dept. of Transportation and Development", bearing No. 62,539 on the docket of the 29th Judicial District Court, parish of St. Charles.

Interest ceases to run on the effective date of the Act.

Effective July 1, 2008.