

RÉSUMÉ DIGEST

ACT 75 (HB 537)

2026 Regular Session

Crews

Prior law provided for the creation of the Workers' Compensation Advisory Council (council).

Prior law required the council to be composed of 17 members. Prior law also required the members to be domiciled in La. and appointed by the governor to serve at his pleasure.

Prior law required, to the extent practicable, every organization or entity, which provided nominations to the council, to strive for diversity in its appointments on the basis of sex, race, ethnicity, and geography. Prior law further required each appointment by the governor to be submitted to the Senate for confirmation.

Prior law required that the council be comprised of the following:

- (1) Two council members who were representatives of labor and who were presently or formerly affiliated with labor and residing and working in La.
- (2) Two council members who were representatives of business interests in La.
- (3) One member who was a representative of self-insured industries in La.
- (4) One member who was an attorney licensed to practice law in La. and who had previously represented employers in workers' compensation claims.
- (5) One member who was an attorney licensed to practice law in La. and who had previously represented claimants in workers' compensation claims.
- (6) One member who was a representative from the La. State Medical Society.
- (7) Five members who were from the general public, specifically from each Public Service Commission district.
- (8) One member who was a representative from the La. Orthopaedic Association.
- (9) One member who was the assistant secretary of the office of workers' compensation administration.
- (10) One member who was a representative of the Chiropractic Association of La.
- (11) One member who was a representative of the La. Psychological Association.

Prior law required the chairperson of the council to be the assistant secretary of the office of workers' compensation administration.

Prior law required any change in membership to achieve the goal of geographic representation and diversity based on sex, race, and ethnicity to occur by attrition.

Prior law required the council to monitor and, at least 30 days prior to the convening of the regular session of the legislature, report to the governor and the legislature on the implementation and administration of workers' compensation laws and make specific recommendations.

Prior law required the council to review and make recommendations to the governor, through La. Works, on any proposed rules affecting the administration or resolution of claims concerning workers' compensation.

Prior law prohibited any member of the council, who was acting within the scope of his official functions and duties, from being held individually liable for a policy recommendation or policy action by the council, unless damage or injury was caused by the member's willful or wanton misconduct.

Prior law prohibited any person immune from liability from being subject to a civil or administrative subpoena for his recommendations or exercise of judgment as a member of the council, including a subpoena seeking his oral or written testimony at trial, discovery, or other proceeding, and a subpoena duces tecum seeking documents, inspections, things or information in electronic or any other form.

Prior law provided for the transfer of the council to La. Works.

New law repeals the Workers' Compensation Advisory Council and any provisions of prior law concerning the council.

Effective August 1, 2026.

(Repeals R.S. 23:1294 and R.S. 36:309(B)(2))