

DIGEST

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SB 125 Reengrossed

2026 Regular Session

Boudreaux

Present law requires that after July 1, 2022, compensation for the physical harm and injury suffered by the petitioner be calculated at a rate of \$40,000 per year incarcerated, not to exceed a maximum total amount of \$400,000, to be paid at a rate of \$40,000 annually.

Proposed law retains present law regarding the rate of \$40,000 per year, but increases the lifetime cap from \$400,000 to \$600,000.

Present law authorizes that beginning July 1, 2022, any petitioner who has been awarded compensation by the court pursuant to the provisions of present law, on or after September 1, 2005, and prior to July 1, 2022, to file a petition seeking supplemental compensation in the amount authorized by present law.

Proposed law authorizes that beginning August 1st of the calendar year in which the Act becomes effective, any petitioner who has been awarded compensation by the court pursuant to the provisions of proposed law, on or after September 1, 2005, and prior to August 1st of the calendar year in which the Act becomes effective, to file a petition seeking supplemental compensation in the amount authorized by proposed law.

Present law requires the petitioner to file a petition seeking supplemental compensation on or before July 1, 2023, or be forever barred from filing a supplemental petition.

Proposed law requires the petitioner to file a petition seeking supplemental compensation on or before August 1st of the calendar year following the calendar year in which the Act becomes effective, or be forever barred from filing a supplemental petition.

Effective upon appropriation of funds by the legislature.

(Amends R.S. 15:572.8(H)(2) and (Q))

Summary of Amendments Adopted by SenateCommittee Amendments Proposed by Senate Committee on Finance to the engrossed bill

1. Provide that implementation of proposed law shall be subject to the appropriation of funds by the legislature for this purpose.
2. Make technical changes.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Appropriations to the reengrossed bill:

1. Make effectiveness of proposed law subject to appropriation of monies by the legislature for the implementation of proposed law.
2. Change the date when petitioners would be eligible for the new lifetime cap for compensation under proposed law from August 1, 2026 to August first of the calendar year in which the Act becomes effective.

3. Change the deadline when petitioners who had previously been awarded compensation under present law may file a petition seeking supplemental compensation under proposed law from August 1, 2027 to August first of the calendar year following the calendar year in which the Act becomes effective.
4. Make a technical change.