

**ACT No. 54**

2026 Regular Session

HOUSE BILL NO. 131

BY REPRESENTATIVE BACALA

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 930.4(B) and (C) and to enact  
3 Code of Criminal Procedure Article 930.5(C), relative to post-conviction relief; to  
4 provide relative to repetitive applications; to provide relative to custody and bail  
5 pending retrial; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Criminal Procedure Article 930.4(B) and (C) are hereby amended  
8 and reenacted and Code of Criminal Procedure Article 930.5(C) is hereby enacted to read  
9 as follows:

10 Art. 930.4. Jurisdictional bars to relief; repetitive applications

11 \* \* \*

12 B. If the application alleges a claim of which the petitioner had knowledge  
13 and ~~inexcusably~~ failed to raise in the proceedings leading to conviction, the court  
14 shall deny relief.

15 C. If the application alleges a claim which the petitioner raised in the trial  
16 court and ~~inexcusably~~ failed to pursue on appeal, the court shall deny relief.

17 \* \* \*

18 Art. 930.5. Custody pending retrial; bail

19 \* \* \*

20 C. The provisions of Paragraph B of this Article do not apply until a  
21 judgment granting post-conviction relief becomes final. If relief is granted, the  
22 effect of that judgment shall be stayed until either of the following occurs:

1                   (1) The time period to invoke the supervisory jurisdiction of the Louisiana  
2                   Supreme Court has expired.

3                   (2) The Louisiana Supreme Court, after receipt of a timely application, has  
4                   taken final action on the matter.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_