

RÉSUMÉ DIGEST

ACT 139 (HB 99)

2025 Regular Session

Billings

Existing law provides that a person who is aggrieved by a final decision or order in an adjudication proceeding is entitled to judicial review.

New law prohibits a court, administrative judge, or hearing officer presiding over a contested case, hearing, or appeal from deferring to a state agency's interpretation of a state statute or rule and requires the court, administrative judge, or hearing officer to interpret the meaning of the statute or rule de novo.

Prior law provided that an agency, official of an agency, or other persons acting on behalf of an agency or official were not entitled to judicial review. Further provided that prior law did not apply to DCFS in appeals brought pursuant to existing law (Children's Code).

New law repeals prior law. Provides, however, that if the agency conducting an adjudication proceeding issues a final decision or order, the agency is not entitled to seek judicial review.

Effective upon signature of governor (June 8, 2025).

(Amends R.S. 49:978.1(A) and 992(B)(3); Adds R.S. 49:978.1(H))