

2026 Regular Session

SENATE BILL NO. 125

BY SENATOR BOUDREAUX

CRIMINAL PROCEDURE. Increases the compensation cap for the wrongful conviction compensation law. (8/1/26)

1 AN ACT

2 To amend and reenact R.S. 15:572.8(H)(2) and (Q), relative to reprieve and pardons of
3 convicted persons; to provide for compensation for wrongful conviction and
4 imprisonment; to provide for deadline to file for supplemental compensation; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:572.8(H)(2) and (Q) are hereby amended and reenacted to read
8 as follows:

9 §572.8. Compensation for wrongful conviction and imprisonment; petition process;
10 compensation; proof; assignment of powers and duties

11 * * *

12 H.(1) * * *

13 (2)(a) Compensation for the physical harm and injury suffered by the
14 petitioner shall be calculated at a rate of twenty-five thousand dollars per year
15 incarcerated, not to exceed a maximum total amount of two hundred fifty thousand
16 dollars, to be paid at a rate of twenty-five thousand dollars annually.

17 (b) After July 1, 2022, **through July 31, 2026**, compensation for the physical

1 harm and injury suffered by the petitioner shall be calculated at a rate of forty
2 thousand dollars per year incarcerated, not to exceed a maximum total amount of
3 four hundred thousand dollars, to be paid at a rate of forty thousand dollars annually.

4 (c) **Beginning August 1, 2026, compensation for the physical harm and**
5 **injury suffered by the petitioner shall be calculated at a rate of forty thousand**
6 **dollars per year incarcerated, not to exceed a maximum total amount of six**
7 **hundred thousand dollars, to be paid at a rate of forty thousand dollars**
8 **annually.**

9 (d) Any petitioner who has not previously been awarded compensation
10 pursuant to the provisions of this Section who files a petition seeking compensation
11 on or after July 1, 2022, has the option to receive a lump sum payment in the amount
12 of two hundred fifty thousand dollars in lieu of receiving forty thousand dollars
13 annually.

14 * * *

15 Q. Beginning ~~July 1, 2022~~ **August 1, 2026**, any petitioner who has been
16 awarded compensation by the court pursuant to the provisions of this Section, on or
17 after September 1, 2005, and prior to ~~July 1, 2022~~ **August 1, 2026**, may file a
18 petition seeking supplemental compensation in the amount authorized by the
19 provisions of Subparagraph (H)(2)(~~b~~)(**c**) of this Section. The petitioner shall file a
20 petition seeking supplemental compensation on or before ~~July 1, 2023~~ **August 1,**
21 **2027**, or be forever barred from filing a supplemental petition. Any compensation
22 awarded pursuant to this Subsection shall be awarded at a rate of forty thousand
23 dollars annually.

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