

ACT No. 405

2026 Regular Session

HOUSE BILL NO. 1044

BY REPRESENTATIVE LACOMBE

1 AN ACT

2 To enact R.S. 9:2801.3, relative to classification of separate property; to provide relative to
3 future earnings as it relates to the community property regime; to provide relative to
4 unearned portions of employment contracts; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2801.3 is hereby enacted to read as follows:

7 §2801.3. Award for future earnings; separate property

8 Future wages or earnings of a spouse set forth in an employment contract
9 executed during the community property regime are the separate property of the
10 contracting spouse for any unearned portions of the contract existing on the date the
11 community property regime is terminated, including but not limited to any amounts
12 later paid as severance pay or liquidated damages.

13 Section 2. It is the intent of the legislature to overrule *Orgeron v. Orgeron*, 413 So.
3d 390 (2025).

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____