

2026 Regular Session

SENATE BILL NO. 58

BY SENATOR KLEINPETER

CRIME/PUNISHMENT. Imposes a mandatory minimum sentence for aggravated flight from a law enforcement officer. (8/1/26)

AN ACT

To amend and reenact R.S. 14:108.1(E) and to enact R.S. 14:108.1(G) and R.S. 15:571.11(A)(1)(e), relative to aggravated flight from an officer; to provide a minimum time of imprisonment; to provide relative to the distribution of collected fines; to require seizure of insurance proceeds in certain circumstances; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:108.1(E) is hereby amended and reenacted and R.S. 14:108.1(G) is hereby enacted to read as follows:

§108.1. Flight from an officer; aggravated flight from an officer

* * *

E.(1) Except as provided in Paragraph (2) of this Subsection, whoever commits aggravated flight from an officer shall be imprisoned at hard labor for not less than one year nor more than ten years, without benefit of parole, probation, or suspension of sentence, and may be fined not more than two thousand dollars.

(2) Whoever commits the crime of aggravated flight from an officer that results in serious bodily injury shall be imprisoned at hard labor for not less than

two years nor more than fifteen years, without benefit of parole, probation, or suspension of sentence, and may be fined not more than two thousand dollars.

(3) Any insurance proceeds, received or to be received, directly or indirectly by either a defendant charged with violating Subsection C of this Section or any agent, assignee, or representative of the defendant, as a direct or indirect result of the defendant's crime shall be subject to the provisions of R.S. 46:1852.

* * *

G. Funds received by a parish law enforcement agency that are derived from fines imposed pursuant to this Section shall be deposited into an account set aside by the agency and utilized to support either high-speed pursuit driver training or the acquisition of devices or technology designed to minimize the risk to the public inherent to high-speed police pursuits in accordance with R.S. 15:571.11(A)(1)(e).

Section 2. R.S. 15:571.11(A)(1)(e) is hereby enacted to read as follows:

§571.11. Dispositions of fines and forfeitures

A.(1)(a) * * *

(e) Notwithstanding any other provision of law to the contrary, funds received by a parish law enforcement agency that are derived from fines imposed for a violation of R.S. 14:108.1 shall be deposited into an account set aside by the agency and utilized to support either high-speed pursuit driver training or the acquisition of devices or technology designed to minimize the risk to the public inherent to high-speed police pursuits.

* * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

DIGEST

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Present law defines aggravated flight from an officer as the intentional refusal of a driver to

bring a vehicle to a stop or of an operator to bring a watercraft to a stop, under circumstances wherein human life is endangered, knowing that he has been given a visual and audible signal to stop by a police officer when the officer has reasonable grounds to believe that the driver or operator has committed an offense.

Proposed law retains present law.

Present law provides that aggravated flight from an officer is punishable by imprisonment at hard labor for a period not to exceed 10 years and an additional fine not to exceed \$2,000.

Proposed law increases the minimum period of imprisonment from zero years to one year, without benefit of parole, probation, or suspension of sentence, but otherwise retains present law.

Present law provides that aggravated flight from an officer that results in serious bodily injury is punishable by imprisonment at hard labor for a period not to exceed 15 years and an additional fine not to exceed \$2,000.

Proposed law increases the minimum period of imprisonment from zero years to two years, without benefit of parole, probation, or suspension of sentence, but otherwise retains present law.

Present law provides that all fines, upon collection by the sheriff or executive officer of the court, will be paid into the treasury of the parish in which the court is situated and deposited in a special "Criminal Court Fund" account. Present law also provides that certain percentages of fines deposited into a criminal court fund account will be distributed to parish and law enforcement agencies.

Proposed law provides that, notwithstanding any other provision of law, parish law enforcement agencies will set aside any portion of the funds derived from violations of proposed law in an account to be utilized for either high-speed pursuit driver training or the acquisition of devices or technology designed to minimize the public risk inherent to high-speed police pursuits.

Proposed law otherwise retains present law.

Present law provides that certain funds derived directly or indirectly from criminal activity are subject to forfeiture.

Proposed law applies present law to insurance proceeds received by a defendant charged with committing aggravated flight from an officer, and otherwise retains present law.

Present law provides that all fines and forfeitures, except for certain forfeitures of criminal bail bonds, will be paid into the treasury of the parish in which the court is situated and deposited in a special "criminal court fund" account and distributed on motion of the district attorney pursuant to an order of the district judge.

Proposed law provides that all fines generated by violations of proposed law that are paid to the treasury of the parish in which the court is situated and distributed from the criminal court fund to parish law enforcement agencies will be set aside by the law enforcement agency that receives the funds in an account and utilized for either high-speed pursuit driver training or the acquisition of devices or technology designed to minimize the public risk inherent to high-speed police pursuits.

Proposed law otherwise retains present law.

Effective August 1, 2026.

(Amends R.S. 14:108.1(E); adds R.S. 14:108.1(G) and R.S. 15:571.11(A)(1)(e))