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## DIGEST

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Greene

HB No. 957

**Abstract:** Provides relative to the non-payment of judgments.

Present law provides that if final, nonappealable judgment awarding monetary damages is not paid within 30 days after it becomes due, there shall be a late payment penalty of 24% on the amount due or \$100 per day, along with reasonable attorney fees, for each calendar day after 30 days that the judgment remains unpaid, whichever is greater. Requires that the penalty amount be paid at the same time as the actual judgment. Excludes these requirements from application to any nonpayment resulting from conditions over which the employee had no control. Prohibits including the penalty payment in any formula used to establish premium rates. Provides that the \$100 per day penalty shall not exceed \$3,000 in the aggregate.

Proposed law specifies that the present law penalty provision is applicable to any award payable against any party for untimely payment of a final nonappealable judgment. Provides that the uncontrollable conditions exclusion in present law is applicable to the party against whom the claim is made. Also provides that after a final judgment is rendered, all subsequent hearings may be by motion.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 23:1201(G))