

2025 Regular Session

HOUSE BILL NO. 434

BY REPRESENTATIVE DEWITT

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CIVIL/DAMAGES: Provides relative to recovery limitations for failure to maintain compulsory motor vehicle liability security

1 AN ACT

2 To amend and reenact R.S. 32:866(A)(1) and (C), relative to the recovery for certain
3 damages; to provide a limitation of recovery under certain circumstances; to require
4 automobile insurance to recover certain damages; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:866(A)(1) and (C) are hereby amended and reenacted to read as
7 follows:

8 §866. Compulsory motor vehicle liability security; failure to comply; limitation of
9 damages

10 A.(1) There shall be no recovery for the first ~~fifteen~~ one hundred thousand
11 dollars of bodily injury and no recovery for the first ~~twenty-five~~ one hundred
12 thousand dollars of property damage based on any cause or right of action arising out
13 of a motor vehicle accident, for such injury or damages occasioned by an owner or
14 operator of a motor vehicle involved in such accident who fails to own or maintain
15 compulsory motor vehicle liability security.

16 * * *

17 C. If the owner of a motor vehicle, who fails to own or maintain compulsory
18 motor vehicle liability security, institutes an action to recover damages in any
19 amount, regardless of whether such owner or operator is at fault, and is awarded an
20 amount equal to or less than ~~the minimum amount of compulsory motor vehicle~~

