
DIGEST

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Talbot

HB No. 219

Abstract: Provides venue and forum non conveniens procedures for actions involving asbestos and silica.

Proposed law provides that actions involving latent diseases, including asbestos and silica, shall be brought in the parish in which the plaintiff has resided for no less than one year preceding the filing of the action or in the parish in which the plaintiff alleges substantial exposure to asbestos or silica.

Proposed law provides that if exposure is alleged in more than one parish, the court shall determine which parish has the most significant contacts based on the convenience of the parties and witnesses, the amount and length of exposure, and the interest of justice, and shall transfer the action to that parish.

Proposed law provides that when two or more venue articles conflict, proposed law governs the venue for the action exclusively.

(Amends C.C.P. Art. 45; Adds C.C.P. Art. 78.1)