
DIGEST

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Abramson

HB No. 617

Abstract: Provides a preemptive period for an action for exemplary damages related to the storage, handling, or transportation of hazardous or toxic substances.

Proposed law establishes a preemptive period within which any claim for exemplary damages authorized by repealed law shall be filed.

Repealed law (C.C. Art. 2315.3) authorized an action for exemplary damages that resulted from any act of a defendant's wanton or reckless disregard for public safety in the storage, handling, or transportation of hazardous or toxic substances. Repealed law was enacted by Act No. 335 of the 1984 R.S., amended by Act No. 302 of the 1990 R.S and repealed by Act No. 2 of the 1996 1st Ex. Sess.

(Adds C.C.P. Art. 893.1)