

2018 Regular Session

SENATE BILL NO. 60

BY SENATOR MARTINY

DOMESTIC VIOLENCE. Provides relative to civil actions for domestic abuse. (gov sig)

1 AN ACT

2 To enact Code of Evidence Article 412.5, relative to civil actions for domestic abuse; to
3 provide certain requirements, terms, and procedures; to provide relative to certain
4 evidence; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Evidence Article 412.5 is hereby enacted to read as follows:

7 **Art. 412.5. Evidence of similar crimes, wrongs, or acts in certain civil cases**

8 **A. In any civil action alleging acts of domestic abuse as defined in R.S.**
9 **46:2132(3), family violence as defined in R.S. 9:362(4), or sexual abuse as**
10 **defined in R.S. 9:362(6), evidence of the defendant's commission of a crime,**
11 **wrong, or act involving acts of domestic abuse, family violence, or sexual abuse**
12 **may be admissible and may be considered for its bearing on any matter to**
13 **which it is relevant subject to the balancing test provided in Article 403.**

14 **B. A plaintiff in a tort action intending to offer evidence under the**
15 **provisions of this Article shall provide reasonable notice in advance of trial of**
16 **the nature of such evidence.**

17 **C. The provisions of this Article shall not be construed to preclude or**

