

2020 Regular Session

HOUSE BILL NO. 79

BY REPRESENTATIVE HUVAL

EVIDENCE: Provides relative to evidence of past lost wages

1 AN ACT

2 To enact Code of Evidence Article 416, relative to evidence of past lost wages; to provide  
3 that documentary evidence of past lost wages shall be produced to support a claim;  
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Evidence Article 416 is hereby enacted to read as follows:

7 Art. 416 Past lost wages

8 A. Any party making a claim for past lost wages shall introduce  
9 documentary evidence in support of the claim. Any party who fails to produce  
10 documentary evidence in support of a claim for past lost wages shall be precluded  
11 from referring in the course of trial directly or indirectly to any past lost wages, and  
12 past lost wages shall not be submitted to the jury or included on the jury verdict  
13 form.

14 B. Documentary evidence to establish past lost wages may include certified  
15 tax records, certified employment records that reflect the wages earned, and certified  
16 financial statements from an accredited depository or bank.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 79 Original

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**Abstract:** Requires that documentary evidence of past lost wages be produced to support a claim.

Present law provides that evidence of past lost wages may be produced to support a claim.

Proposed law requires that documentary evidence of past lost wages be produced and that failure to produce documentary evidence precludes the party from making a claim for past lost wages.

(Adds C.E. Art. 416)