

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 379

2021 Regular Session

Larvadain

LIABILITY/TORTS: Provides for liability for damages caused by sexual harassment

Synopsis of Senate Amendments

1. Changes reference from "sexual harassment" as provided in R.S. 42:342 to "sexual assault" as defined in R.S. 46:2184.
2. Clarifies that the three-year prescriptive period is as provided by C.C. Art. 3496.2.

Digest of Bill as Finally Passed by Senate

Proposed law (C.C. Art. 2315.11) provides for liability for damages caused by an act or acts of sexual assault in the workplace for the perpetrator of the sexual assault.

Proposed law (C.C. Art. 2315.11) defines acts or acts of sexual assault as provided in R.S. 46:2184.

Present law (C.C.P. Art. 863) provides for sanctions for pleadings not verified or certified by an attorney.

Proposed law (C.C. Art. 2315.11) provides for an amount of court costs, reasonable attorney fees, and other related costs to the defendant, as well as other sanctions and relief under C.C.P. Art. 863, for frivolous or fraudulent claims.

Proposed law (C.C. Art. 2315.11) provides for a liberative prescriptive period of three years as provided in C.C. Art. 3496.2.

(Adds C.C. Art. 2315.11)