

**CONFERENCE COMMITTEE REPORT**

**HB 379**

**2021 Regular Session**

**Larvadain**

June 8, 2021

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 379 by Representative Larvadain, recommend the following concerning the Engrossed bill:

1. That the set of Senate Committee Amendments by the Senate Committee on Judiciary A (#3043) be adopted.

Respectfully submitted,

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Representative Ed Larvadain III

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Senator W. Jay Luneau

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Representative Gregory A. Miller

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Senator Barrow Peacock

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Representative Thomas Alexander Pressly, IV

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Senator Heather Cloud

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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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**CONFERENCE COMMITTEE REPORT DIGEST**

**HB 379**

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**Larvadain**

**Keyword and oneliner of the instrument as it left the House**

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

**Report adopts Senate amendments which would have:**

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

**Digest of the bill as proposed by the Conference Committee**

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)