
DIGEST

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HB 13 Original

2022 Regular Session

Nelson

Abstract: Increases the prescriptive period for tort actions regarding damages sustained during the operation or control of a vehicle from one year to two years.

Present law provides for a general one-year liberative prescriptive period for delictual actions (C.C. Art. 3492).

Proposed law increases the one-year prescriptive period for delictual actions involving vehicles to a two-year liberative prescriptive period, commencing from the day injury or damage is sustained.

Proposed law provides that prescription does not run against minors or interdicts in actions involving permanent disability and brought pursuant to the Louisiana Products Liability Act or state law governing product liability actions at the time of the injury or damage.

Proposed law defines vehicle as any motor vehicle, aircraft, vessel, or other means of conveyance.

Proposed law provides that proposed law is prospective and shall apply only to actions where the right to file a pleading or motion to enforce any right, claim, or action has not expired on the day proposed law is effective.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds C.C. Art. 3493.11)