

2022 Regular Session

SENATE BILL NO. 149

BY SENATOR TALBOT

PRESCRIPTION. Provides for delictual actions. (8/1/22)

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AN ACT

To enact Civil Code Art. 3493.11, relative to liberative prescription; to provide for delictual actions resulting from the operation or control of any motor vehicle, aircraft, watercraft, or other means of conveyance; to provide for two-year prescription; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Civil Code Art. 3493.11 is hereby enacted to read as follows:

Art. 3493.11. Delictual Actions; two-year prescription; operation of a vehicle, aircraft, watercraft

Delictual actions which arise due to injury or damage sustained as a result of an accident caused by the operation or control of any motor vehicle, aircraft, watercraft, or other means of conveyance, are subject to a liberative prescription of two years. This prescription commences to run from the day the injury or damage is sustained. It 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 in effect at the time of the injury or damage.

