

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 383

2024 Regular Session

Galle

LIABILITY/CIVIL: Limits liability of operators of motor vehicles for harm caused to certain persons who are injured while illegally blocking a road or highway

Synopsis of Senate Amendments

1. Makes a technical change.
2. Specifies that the operator of the motor vehicle believes he or his passengers are in immediate danger of serious bodily injury and the harm suffered would be a result of a pedestrian illegally blocking a roadway in order for the operator to have a limitation of action.
3. Specifies that any damage resulting from any act or omission by the operator of the motor vehicle does not apply to intentional acts.

Digest of Bill as Finally Passed by Senate

Proposed law provides that no pedestrian illegally blocking a roadway shall have a cause of action against the operator of a motor vehicle for any injury, death, loss, or damage resulting from any unintentional act or omission by the operator of the vehicle if such injury, death, loss, or damage is caused by the operator's use of force with his vehicle.

Proposed law provides that the operator may use force with his vehicle in order to retreat or escape from the pedestrian illegally blocking the roadway if the operator reasonably believes that he or his passengers are in immediate danger of imminent death, serious bodily injury, or serious bodily harm from the pedestrian illegally blocking a roadway.

(Adds R.S. 9:2792.10)