
DIGEST

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HB 181 Engrossed

2025 Regular Session

Wiley

Abstract: Provides with respect to definitions of terms in the Civil Code.

Present law (C.C. Art. 14) sets forth conflict of laws principles for multistate cases.

Proposed law (C.C. Art. 3514) redesignates present law to appear in Book IV of the Civil Code.

Proposed law (C.C. Art. 14) provides with respect to the use of gender.

Proposed law (C.C. Art. 15) provides with respect to the use of number.

Present law (C.C. Arts. 159, 234, 811(B), 1805, 1899, 1900, 1978, 1979, 1981, 1985, 2021, 2035, 2321(C)(3), 2442, 2701, 2806(B) and (C), 2838, 2841, 2843, 2844(A) and (C), 3025, and 3536) uses the terms "third party" and "third person".

Proposed law retains present law, uses consistent terminology, and makes other technical changes.

Present law (C.C. Arts. 2315.1(E) and 2315.2(E)) provides with respect to the survival and wrongful death actions and sets forth exceptions in cases of abandonment.

Proposed law adds a presumption of abandonment when a parent has left the child for at least twelve months and fails to provide for the child.

Present law (C.C. Art. 3343) provides for a definition of "third person".

Proposed law repeals present law as duplicative and adds a Comment to Article 3338 concerning this repeal.

Present law (C.C. Art. 3506) sets forth definitions of terms in the Civil Code.

Proposed law updates the definitions of "assignment", "successor", and "third person"; adds a definition of "juridical act"; eliminates the definitions of "children" and "family"; and relocates the concepts of gender, number, and abandonment.

(Amends C.C. Arts. 14, 159, 234, 811(B), 1805, 1899, 1900, the heading of Chapter 7 of Title IV of Book III and C.C. Arts. 1978, 1979, 1981, 1985, 2021, 2035, 2315.1(E), 2315.2(E), 2321(C)(3), 2442, 2701, 2806(B) and (C), 2838, 2841, 2843, 2844(A) and (C), 3025, 3506, and 3536; Adds C.C.

Arts. 15 and 3514; Repeals C.C. Art. 3343)