
DIGEST

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HB 443 Reengrossed

2025 Regular Session

Henry

Abstract: Provides relative to notices required in a delictual action.

Proposed law requires written notification to be sent to a defendant within 20 business days of retention of counsel for the plaintiff if the defendant has insurance that may cover a portion of damages arising from a cause of action.

Proposed law requires all of the following in a notification to a defendant:

- (1) The name of the plaintiff.
- (2) The contact information of the attorney for the plaintiff.
- (3) The nature of the claim.
- (4) The date of the incident that gave rise to the cause of action.
- (5) The location where the incident occurred that gave rise to the cause of action.
- (6) The domicile of the plaintiff.

Proposed law permits sanctions against an attorney who fails to comply with the provisions of proposed law.

(Adds C.C. Art. 2315.12)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Remove the requirement that a defendant's insurer be notified if the plaintiff retains counsel.

The House Floor Amendments to the engrossed bill:

1. Make technical corrections.

2. Increase the period of time in which counsel shall send written notification to the defendant from 10 days to 20 days.