

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 497

2015 Regular Session

Henry

CIVIL/ACTIONS: Provides for the recovery of damages for injuries arising out of an act of terror

Synopsis of Senate Amendments

1. Removes the requirement that damages awarded for injuries caused by an act of terror do not also require the plaintiff to show the perpetrator demonstrated "a wanton and reckless disregard for the rights and safety of the person or the person's property through" that act of terror.
2. Adds that an action brought under the provisions of proposed law shall be subject to a liberative prescriptive period of two years.

Digest of Bill as Finally Passed by Senate

Proposed law authorizes the award of court costs and reasonable attorney fees for an action for injury caused to a person or person's property through acts of terror or terrorism.

Proposed law specifies that the rights and remedies provided by proposed law are in addition to any other rights and remedies.

Proposed law provides for the definition of "act of terror" or "terrorism" and "terrorist".

Proposed law provides for payment of costs and reasonable attorney fees by the plaintiff upon determination by the court that the action is frivolous or fraudulent.

Provides that an action brought under the provisions of proposed law shall be subject to a liberative prescriptive period of two years.

(Adds C.C. Art. 2315.9)