

2019 Regular Session

HOUSE BILL NO. 383

BY REPRESENTATIVE DAVIS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

EVIDENCE: Provides relative to the admissibility of evidence regarding worker's compensation claims and payments of benefits

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AN ACT

To amend and reenact Code of Evidence Article 414, relative to the admissibility of evidence; to provide relative to the admissibility of evidence of certain worker's compensation claims or payments of benefits; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Evidence Article 414 is hereby amended and reenacted to read as follows:

Art. 414. Worker's compensation payments

Evidence of the nature and extent of a worker's compensation claim or of payment of past or future worker's compensation benefits ~~shall not~~ may be admissible to a jury, directly or indirectly, in any civil proceeding with respect to a claim for damages relative to the same injury for which the worker's compensation benefits are claimed or paid. Such evidence shall be admissible and presented to the judge ~~only~~.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 383 Original

2019 Regular Session

Davis

**Abstract:** Authorizes evidence of certain worker's compensation claims or payments of benefits to be admissible to a jury.

Present law prohibits evidence of the nature and extent of a worker's compensation claim or of payment of benefits from being admissible to a jury in any civil proceeding, but provides that such evidence shall be admissible and presented to the judge only.

Proposed law provides that such evidence may be admissible to a jury and shall be admissible and presented to the judge.

(Amends C.E. Art. 414)