
DIGEST

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HB 497 Engrossed

2015 Regular Session

Henry

Abstract: Provides for an award of court costs and reasonable attorney fees in actions for injury caused by acts of terror.

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 by wanton and reckless disregard 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.

(Adds C.C. Art. 2315.9)

Summary of Amendments Adopted by House

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

1. Delete the awarding of exemplary damages and the limitation of the right of recovery against the terrorist only.
2. Delete the five-year prescriptive period.
3. Specify in the definition of "terrorist" that his actions are committed knowingly.