

2022 Regular Session

HOUSE BILL NO. 402

BY REPRESENTATIVE HUGHES

1 AN ACT

2 To amend and reenact R.S. 9:2800.9(A)(1), relative to prescription; to provide relative to the
3 prescriptive period for certain civil actions against a person for certain acts
4 committed against a minor; to provide for definitions; to provide for implementation;
5 to provide for an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 9:2800.9(A)(1) is hereby amended and reenacted to read as follows:

8 §2800.9. Action against a person for abuse of a minor

9 A.(1) An action against a person for sexual abuse of a minor; or for physical
10 abuse of a minor resulting in permanent impairment or permanent physical injury or
11 scarring does not prescribe. "Abuse" has the same meaning as provided in Children's
12 Code Article 603.

13 * * *

14 Section 2. Any person whose cause of action related to sexual abuse of a minor was
15 barred by liberative prescription shall be permitted to file an action under R.S. 9:2800.9 on
16 or before June 14, 2024. It is the express intent of the legislature to revive until June 14,
17 2024, any cause of action related to sexual abuse of a minor that previously prescribed under
18 any Louisiana prescriptive period.

1 Section 3. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____