

2024 Regular Session

SENATE BILL NO. 244

BY SENATOR TALBOT

EVIDENCE. Provides for admissibility of evidence for payment of medical expenses or losses from personal injury or property damage. (8/1/24)

1 AN ACT  
2 To amend and reenact Code of Evidence Art. 409, relative to evidence; to provide relative  
3 to expenses and losses incurred from personal injury or property damage; to provide  
4 for admissibility of evidence for payment of medical and similar expenses; to  
5 provide with respect to mitigation, reduction or avoidance of liability; and to provide  
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Code of Evidence Art. 409 is hereby amended and reenacted to read as  
9 follows:

10 Art. 409. Payment of medical and similar expenses; **collateral source**

11 In a civil case, evidence of furnishing or offering or promising to pay  
12 expenses or losses occasioned by an injury to person or damage to property is not  
13 admissible to prove liability for the injury or damage ~~nor is it~~ **and shall be**  
14 admissible to mitigate, reduce, or avoid liability therefor. This Article does not  
15 require the exclusion of such evidence when it is offered solely for another purpose,  
16 such as to enforce a contract for payment.

