SLS 24RS-483 ORIGINAL

2024 Regular Session

SENATE BILL NO. 303

BY SENATOR ALLAIN

LIABILITY. Provides for a limitation on general damages. (8/1/24)

1	AN ACT
2	To enact Civil Code Art. 2315(C), relative to damages; to provide relative to a limitation on
3	general damages; to provide for definitions; and to provide for related matters.
4	Be it enacted by the Legislature of Louisiana:
5	Section 1. Civil Code Art. 2315(C) is hereby enacted to read as follows:
6	Art. 2315. Liability for acts causing damages
7	* * *
8	C.(1) The total amount recoverable for general damages exclusive of
9	economic or special damages shall not exceed five hundred thousand dollars
10	plus interest and costs.
11	(2) In this Paragraph, "general damages" are defined as damages that
12	may not be fixed with any degree of pecuniary exactitude or measured definitely
13	in terms of money and which include mental or physical pain or suffering,
14	inconvenience, the loss of gratification of intellectual or physical enjoyment, or
15	other losses of life or lifestyle.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Hanna Gettys.

DIGEST

SB 303 Original

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Allain

<u>Present law</u> provides that every act of a person that causes damage to another obliges that person who is at fault to repair it.

<u>Present law</u> provides that damages may include loss of consortium, service, and society, but do not include such costs as future medical treatment.

<u>Proposed law</u> provides for a \$500,000 limitation for general damages, excluding special or economic damages, in civil suits.

Proposed law defines "general damages".

Effective August 1, 2024.

(Adds C.C. Art. 2315(C))