
DIGEST

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HB 803 Original

2024 Regular Session

Muscarello

Abstract: Provides with respect to interruption of prescription.

Present law (C.C. Art. 3462) provides that prescription is interrupted when an action is commenced in a court of competent jurisdiction and venue.

Proposed law retains present law but removes the requirement of proper venue.

Present law (C.C.P. Art. 863(F)) provides for the imposition of sanctions.

Proposed law retains present law but provides that sanctions shall not be imposed with respect to an original petition that is filed within 60 days of an applicable prescriptive date and then transferred to a court of proper venue.

(Amends C.C. Art. 3462 and C.C.P. Art. 863(F))