
DIGEST

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HB 450 Original

2025 Regular Session

Melerine

Abstract: Eliminates a presumption of causation of injuries in certain circumstances.

Proposed law provides that a person making a claim for damages shall not be aided in proving damages by establishing any of the following:

- (1) The person was in good health prior to the act giving rise to the claim.
- (2) The illness, injury, or condition subject to the claim for damages both arose and remained following the act.
- (3) There is a reasonable possibility of a causal connection between the act and said illness, injury, or condition subject to the claim for damages.

Proposed law provides that a person making a claim for damages shall be required to prove every element of the claim.

Proposed law does not apply to the La. Workers' Compensation Law.

Proposed law is intended to legislatively overrule *Housley v. Cerise*, 579 So. 2d 973 (La. 1991).

Proposed law shall have prospective application only.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds C.E. Art. 306.1)