
DIGEST

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HB 435 Engrossed

2025 Regular Session

Egan

Abstract: Provides a limitation on recovery of general damages in certain circumstances.

Proposed law defines "general damages" and "special damages".

Proposed law provides that in a suit for damages arising from a delictual action, the tortfeasor shall not be required to pay an amount in excess of \$5,000,000 for general damages to any one claimant or plaintiff.

Proposed law provides that the jury shall not be advised of the limitations imposed by proposed law but the courts shall appropriately reduce any award of general damages that exceed the limitation.

Proposed law shall not be construed as creating a cause of action or setting forth elements of or types of damages that are or not recoverable in any delictual action provided for in the Civil Code.

(Adds R.S. 22:1899)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Change applicability of proposed law from claims filed under a liability policy to suits for damages arising from a delictual action.