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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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SB 361 Original

DIGEST  
2026 Regular Session

Mizell

Proposed law provides that except as otherwise provided in proposed law, general damages shall not be awarded in a delictual action in an amount in excess of \$500,000, regardless of the number of parties against whom the action is brought or the number of actions brought.

Proposed law provides that if the trier of fact finds that a claimant has suffered a permanent mental injury that severely impairs the claimant's ability to be employed or enjoy a reasonable standard of living, general damages shall not be awarded in a delictual action in an amount in excess of \$1 million, regardless of the number of parties against whom the action is brought or the number of actions brought.

Proposed law provides that the limitations on general damages imposed by proposed law shall not apply if the trier of fact finds that the claimant has suffered permanent and severe physical injury, including a substantial physical abnormality or disfigurement, loss of use of a limb, loss of or substantial impairment to a major body organ or system, or an injury that renders the claimant permanently incapable of independent self-care or the ability to perform life-sustaining activities.

Proposed law provides that the limitations on general damages imposed by proposed law shall not apply if the trier of fact finds by clear and convincing evidence that the tortfeasor's actions were intentional or malicious.

Effective August 1, 2026.

(Adds C.C. Art. 2315.14)