

RÉSUMÉ DIGEST

ACT 343 (HB 1250)

2026 Regular Session

McFarland

New law provides for legislative intent.

New law defines "aerospace flight activities" and "aerospace flight entity".

New law provides that an action against an aerospace flight entity arising from an act of the aerospace flight entity in connection with a public issue is subject to a special motion to strike, unless the court determines the plaintiff has established a probability of success on the claim.

New law provides relative to documentation the court is to use in determining whether the plaintiff has a probability of success.

New law provides that a determination that the plaintiff has a probability of success on the claim is admissible in evidence.

New law provides that the prevailing party be awarded reasonable attorney fees and costs.

New law provides that the special motion to strike may be filed within 90 days of service of the petition or any time later at the court's discretion.

New law provides that the aerospace flight entity retains the right to file a special motion to strike if the plaintiff voluntarily dismisses the action prior to the running of the delays for filing an answer.

New law requires all discovery proceedings to be stayed upon the filing of a notice and to remain stayed until notice of entry of the order ruling on the motion.

New law does not apply to any enforcement action brought on behalf of the state of La. by the attorney general, district attorney, or city attorney acting as a public prosecutor.

Effective August 1, 2026.

(Adds R.S. 9:2800.31)