
DIGEST

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Montoucet

HB No. 936

Abstract: Authorizes a right of action by a property owner for environmental damages to property which occurred prior to the purchase of the property.

Proposed law provides that the current owner of any property subject to the provisions of R.S. 30:29 or 2015.1 shall have a right of action to assert claims for non-apparent environmental damages that were caused or sustained prior to his acquisition of the property, and that the right of action includes the right to assert any delictual or contractual claim of any prior owner of the property.

Proposed law provides that the provisions of proposed law shall apply both prospectively and retroactively, and are intended to legislatively overrule the cases of *Eagle Pipe and Supply, Inc. v. Amerada Hess Corporation, et al.*, 2011 WL 5865523, 2010-C-2267 (La. 2011), and *Prados v. South Central Bell Tel. Co.*, 329 So.2d 744 (La. 1975).

(Adds R.S. 30:29.2)