
DIGEST

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HB 552 Original

2020 Regular Session

Pressly

Abstract: Provides that delictual actions are subject to a two-year prescriptive period and limits recovery of medical or healthcare expenses incurred to the amount actually paid or incurred by or on behalf of the claimant.

Present law provides, with certain exceptions, a one-year prescriptive period for delictual actions which commences from the day the injury or damage is sustained.

Present law provides a two-year prescriptive period for delictual actions arising from crimes of violence and provides a three-year prescriptive period for delictual actions arising out of any act of sexual assault.

Proposed law repeals the one-year prescriptive period, provides that delictual actions are subject to a two-year prescriptive period, and otherwise retains present law.

Proposed law limits recovery of medical or healthcare expenses incurred to the amount actually paid or incurred by or on behalf of the claimant.

(Amends C.C. Art. 3493.10; Adds R.S. 9:2800.25; Repeals C.C. Art. 3492)