

2024 Regular Session

HOUSE BILL NO. 383

BY REPRESENTATIVE GALLE

LIABILITY/CIVIL: Limits liability of operators of motor vehicles for harm caused to certain persons who are injured while illegally blocking a road or highway

1 AN ACT

2 To enact R.S. 9:2792.10, relative to civil liability; to provide for a limitation of action; to  
3 provide relative to a pedestrian illegally blocking a roadway; to provide for use of  
4 force with a vehicle in order to retreat or escape; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9: 2792.10 is hereby enacted to read as follows:

7 §2792.10. Limitation of action; pedestrian blocking roadway

8 No pedestrian illegally blocking a roadway in violation of R.S. 32:143.2, 216,  
9 or any other applicable statute shall have a cause of action against the operator of a  
10 motor vehicle for any injury, death, loss, or damage resulting from any act or  
11 omission by the operator of the motor vehicle if such injury, death, loss, or damage  
12 is caused by the operator's use of force with his vehicle in order to retreat or escape  
13 from the pedestrian illegally blocking the roadway, and the operator reasonably  
14 believes that he or his passengers are in immediate danger of imminent death, bodily  
15 injury, or serious bodily harm.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, 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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HB 383 Original

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**Abstract:** Provides a limitation of action for operators of motor vehicles for harm caused to persons injured while illegally blocking a roadway.

Proposed law provides that no pedestrian illegally blocking a roadway shall have a cause of action against the operator of a motor vehicle for any injury, death, loss, or damage resulting from any act or omission by the operator of the vehicle if such injury, death, loss, or damage is caused by the operator's use of force with his vehicle.

Proposed law provides that the operator may use force with his vehicle in order to retreat or escape from the pedestrian illegally blocking the roadway if the operator reasonably believes that he or his passengers are in immediate danger.

(Adds R.S. 9:2792.10)