

2025 Regular Session

HOUSE BILL NO. 193

BY REPRESENTATIVE AMEDEE

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CIVIL/ACTIONS: Provides relative to lawsuit procedures for incarcerated individuals

1 AN ACT

2 To amend and reenact R.S. 15:1184(A)(2), relative to suits by prisoners; to provide for the
3 procedure for suits by prisoners; to provide for the dismissal of suits by prisoners;
4 to provide relative to peremptory exceptions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 15:1184(A)(2) is hereby amended and reenacted to read as follows:

7 §1184. Suits by prisoners

8 A.

9 * * *

10 (2)(a) No prisoner suit shall assert a claim under state law until such
11 administrative remedies as are available are exhausted. If a prisoner suit is filed in
12 contravention of this Paragraph, the court shall dismiss the suit ~~without prejudice~~.

13 A suit dismissed under this Section shall not interrupt prescription.

14 (b) If a prisoner fails to timely initiate or pursue his administrative remedies
15 within the deadlines established in R.S. 15:1172(B) or LAC 22:I.325, his claim is
16 abandoned and any subsequent suit asserting such a claim shall be dismissed with
17 prejudice.

18 (c) If the administrative remedy process is ongoing and incomplete at the
19 time the prisoner suit is filed, the suit shall be dismissed without prejudice.

