

## 2026 Regular Session

SENATE BILL NO. 67

BY SENATOR MORRIS

**LIABILITY.** Provides for limits on recovery in tort claims of negligent infliction of emotional distress absent physical injury. (8/1/26)

# 1 AN ACT

2 To enact Civil Code Art. 2315(C), relative to limiting recovery in tort claims of negligent  
3 infliction of emotional distress absent physical injury; to provide relative to an  
4 injured person; to provide relative to certain types of mental anguish and emotional  
5 distress; to provide relative to medical evidence; to provide relative to the duty of  
6 defendants; and to provide for related matters.

7        Be it enacted by the Legislature of Louisiana:

8 Section 1. C.C. Art. 2315(C) is hereby enacted to read as follows:

## 9 Art. 2315. Liability for acts causing damages

\* \* \*

**C. To recover for mental anguish or emotional distress absent physical injury under this Article, the injured person shall suffer severe, debilitating, and foreseeable mental anguish or emotional distress, supported by competent medical evidence, as a result of outrageous conduct on the part of the defendant, who shall be shown to have breached a special, direct duty the defendant owed to the plaintiff.**

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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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## DIGEST

SB 67 Original

2026 Regular Session

Morris

Proposed law (C.C. Art. 2315(C)) provides that to recover for mental anguish or emotional distress absent physical injury pursuant to present law, the injured person shall suffer severe, debilitating, and foreseeable mental anguish or emotional distress, supported by competent medical evidence, as a result of outrageous conduct on the part of the defendant, who shall be shown to have breached a special, direct duty the defendant owed to the plaintiff.

Effective August 1, 2026.

(Adds C.C. Art. 2315(C))