
DIGEST

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HB 282 Original

2016 Regular Session

Connick

Abstract: Changes the one-year liberative prescriptive period for delictual actions to a two-year prescriptive period.

Present law provides a general one-year liberative prescriptive period for delictual actions (C.C. Art. 3492), and a two-year period for delictual actions for damages arising from an act defined as a crime of violence (C.C. Art. 3493.10).

Present law (R.S. 9:5628) provides a special one-year prescriptive period for medical malpractice actions.

Proposed law retains the present law one-year prescriptive period with respect to medical malpractice actions pursuant to R.S. 9:5628.

Proposed law increases the general one-year prescriptive period for delictual actions to a two-year prescriptive period.

The effective date of proposed law is contingent upon the passage of House Bill 89 of this 2016 Regular Session, and the effective date of House Bill 89 of this 2016 Regular Session is contingent upon the passage of this legislation.

(Amends C.C. Art. 3493.10; Repeals C.C. Art. 3492)