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SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 334  
by Senator Talbot

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1 AMENDMENT NO. 1

2 On page 1, line 11, change "~~one year~~" to "one year" and delete "~~two~~"

3 AMENDMENT NO. 2

4 On page 1, line 12, delete "~~years~~"

5 AMENDMENT NO. 3

6 On page 1, line 16, after "**B. Prescription for**" delete the remainder of the line and insert "**a**  
7 **personal injury claim arising out of a delictual action shall be in accordance with**"

8 AMENDMENT NO. 4

9 On page 1, line 17, delete "~~subject to~~"

10 AMENDMENT NO. 5

11 On page 2, line 3, change "~~one year~~" to "one year" and delete "~~two years~~"

12 AMENDMENT NO. 6

13 On page 2, line 9, change "~~action~~" to "~~claim~~" and after "~~personal injury~~" delete the  
14 remainder of the line and insert:

15 **"arising out of a delictual action that would otherwise be subject to the liberative**  
16 **prescription of one year shall be subject to a liberative prescription of two years if the**  
17 **following conditions are met:**

18 **(1) A claimant who is represented by counsel for the recovery of damages for**  
19 **a personal injury claim arising out of a delictual action shall provide written notice of**  
20 **his intent to seek recovery of damages to all responsible parties and liability insurers.**

21 **(2) The notification requirement of Paragraph (1) of this Section shall be made**  
22 **not later than thirty days of retaining counsel, and thereafter, the parties shall**  
23 **communicate exclusively with counsel. The thirty days authorized pursuant to this**  
24 **Paragraph shall not exceed the liberative prescription of one year provided for in this**  
25 **Section.**

26 **(3) Following receipt of the notice required in Paragraph (1), a party may**  
27 **conduct discovery with respect to the claim in any matter authorized by the Code of**  
28 **Civil Procedure, including procedures for discovery in medical malpractice actions.**

29 **(4) The liberative prescriptive period shall extend only to claimants who comply**  
30 **with the provisions of this Section. If a claimant does not comply with the provisions**  
31 **of this Section, the one year prescriptive period shall apply."**

32 AMENDMENT NO. 7

33 On page 2, delete lines 10 through 23 in their entirety