

2020 Regular Session

HOUSE BILL NO. 628

BY REPRESENTATIVE SEABAUGH AND SENATOR ROBERT MILLS

CIVIL/DAMAGES: Provides relative to \$500,000 limitation on general damages

1 AN ACT

2 To enact Civil Code Article 2315(C), relative to damages; to provide for a limitation on
3 general damages; to define general damages; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. Civil Code Article 2315(C) is hereby enacted to read as follows:

6 Art. 2315. Liability for acts causing damages

7 * * *

8 C.(1) The total amount recoverable for general damages exclusive of
9 economic or special damages shall not exceed five hundred thousand dollars plus
10 interest and costs.

11 (2) In this Paragraph, "general damages" are defined as damages that may
12 not be fixed with any degree of pecuniary exactitude or measured definitely in terms
13 of money and which include mental or physical pain or suffering, inconvenience, the
14 loss of gratification of intellectual or physical enjoyment, or other losses of life or
15 lifestyle.

DIGEST

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HB 628 Original

2020 Regular Session

Seabaugh

Abstract: Creates a \$500,000 limitation for general damages in civil suits.

Present law provides that every act of a person that causes damages obliges that person who is at fault to repair it.

Present law provides that damages may include loss of consortium, service, and society, but does not include such costs as future medical treatment.

Proposed law provides for a \$500,000 limitation for general damages, excluding special or economic damages, in civil suits.

Proposed law defines "general damages."

(Adds C.C. 2315(C))