

Regular Session, 2010
HOUSE BILL NO. 1423
BY REPRESENTATIVE HUTTER

ACT No. 753

1 AN ACT

2 To enact R.S. 9:1121.104, relative to condominiums; to provide for attorney fees in certain
3 circumstances; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 9:1121.104 is hereby enacted to read as follows:

6 §1121.104. Attorney fees

7 Notwithstanding the provisions of R.S. 9:1121.101 and 1122.112 to the
8 contrary, in the event the actions or inactions by the association of unit owners to
9 repair damage to any common element of a unit or portion of a unit which falls under
10 the responsibility of the association, the association of unit owners may be
11 responsible for the payment of any condominium repairs and the court costs and
12 reasonable attorney fees of the individual unit owner incurred during the pendency
13 of a claim when judgment is rendered in favor of the individual unit owner. Any
14 contractual provision that attempts to limit, diminish, or prevent the recovery
15 provided for in this Section shall be prohibited.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____