

Regular Session, 2010
HOUSE BILL NO. 323

ACT No. 465

BY REPRESENTATIVE WILLMOTT

1 AN ACT

2 To enact R.S. 9:2800.21, relative to curators; to provide a limitation of liability for certain
3 curators and undercurators for the acts of interdicts; to provide for exceptions; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2800.21 is enacted to read as follows:

7 §2800.21. Limitation of liability for curators and undercurators; acts of interdicts
8 A curator or an undercurator who performs the duties and obligations of his
9 office without compensation shall not be personally liable for any injury, death,
10 damage, civil penalty, or other loss caused by the interdict in his charge unless the
11 injury, death, damage, civil penalty, or other loss was caused by the gross negligence
12 or willful and wanton misconduct of the curator or undercurator in executing the
13 duties and obligations of his office; however, this Section shall not apply if there is
14 applicable insurance to cover such loss, but any recovery shall be limited to the
15 amount of such insurance.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____