SLS 24RS-127 **ORIGINAL**

2024 Regular Session

SENATE BILL NO. 20

BY SENATOR SEABAUGH

EVIDENCE. Provides for evidence in personal injury claims. (8/1/24)

1	AN ACT
2	To enact Civil Code Art. 2315.12, relative to the presumption of causation of injuries; to
3	prohibit a presumption of causation in certain circumstances; to provide for
4	prospective application; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. Civil Code Art. 2315.12 is hereby enacted to read as follows:
7	Art. 2315.12. Presumption of causation of injuries
8	In a claim for personal injury damages that is not raised pursuant to the
9	Louisiana Workers' Compensation Law, the lack of a prior history of an illness
10	or injury shall not create a presumption that an illness or injury was caused by
11	the act that is the subject of the claim.
12	Section 2. This provisions of this Act shall have prospective application only and
13	shall not apply to causes of action filed prior to the effective date of this Act.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Hanna Gettys.

DIGEST

SB 20 Original

2024 Regular Session

Seabaugh

<u>Proposed law</u> provides that in a claim for personal injury damages that is not raised pursuant to the LWC law, the lack of a prior history of an illness or injury shall not create a presumption that an illness or injury was caused by the act that is the subject of the claim.

<u>Proposed law</u> shall have prospective application only and shall not apply to causes of action filed prior to the effective date of <u>proposed law</u>.

Effective August 1, 2024.

(Adds C.C. Art. 2315.12)