

SENATE BILL NO. 60

BY SENATOR MARTINY

1 AN ACT

2 To enact Code of Evidence Article 412.5, relative to civil actions for domestic abuse; to  
3 provide certain requirements, terms, and procedures; to provide relative to certain  
4 evidence; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Evidence Article 412.5 is hereby enacted to read as follows:

7 **Art. 412.5. Evidence of similar crimes, wrongs, or acts in certain civil cases**

8 **A. In any civil action alleging acts of domestic abuse as defined in R.S.**  
9 **46:2132(3), family violence as defined in R.S. 9:362(4), or sexual abuse as**  
10 **defined in R.S. 9:362(6), evidence of the defendant's commission of a crime,**  
11 **wrong, or act involving acts of domestic abuse, family violence, or sexual abuse**  
12 **may be admissible and may be considered for its bearing on any matter to**  
13 **which it is relevant subject to the balancing test provided in Article 403.**

14 **B. A plaintiff in a tort action intending to offer evidence under the**  
15 **provisions of this Article shall provide reasonable notice in advance of trial of**  
16 **the nature of such evidence.**

17 **C. The provisions of this Article shall not be construed to preclude or**  
18 **limit the introduction or consideration of any evidence otherwise authorized**  
19 **under law.**

1           Section 2. This Act shall become effective upon signature by the governor or, if not  
2 signed by the governor, upon expiration of the time for bills to become law without signature  
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
5 effective on the day following such approval.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_