

2025 Regular Session

LSLI Disposition Sheet for Title 9

Effective date is August 1, 2025 unless otherwise noted

<u>LSA-R.S.</u>	<u>Effect</u>	<u>Act No.</u>	<u>Section</u>	<u>Sp. Eff. Dt.</u>
√9:121 -----	Amend-----	116-----	1	
√9:122 -----	Amend-----	116-----	1	
√9:123 -----	Amend-----	116-----	1	
√9:124 -----	Amend-----	116-----	1	
√9:125 -----	Repeal-----	116-----	2	✓
√9:126 -----	Amend-----	116-----	1	
√9:127 -----	Amend-----	116-----	1	
√9:128 -----	Amend-----	116-----	1	
√9:129 -----	Amend-----	116-----	1	
√9:130 -----	Amend-----	116-----	1	
√9:131 -----	Amend-----	116-----	1	
√9:132 -----	Amend-----	116-----	1	
√9:133 -----	Amend-----	116-----	1	
√9:154(A)(18) -----	Amend-----	398-----	3	✓ 06/20/2025 ✓
√9:315.16(A) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:315.40(1) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:315.40(3) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:399.1(A) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:399.1(F)(3) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:399.1(F)(4) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:406(B)(2) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:406(C)(2) -----	Amend-----	477-----	4	✓ 10/01/2027 ✓
√9:1114 -----	Enact-----	224-----	1	
√9:1281 thru 1289 (Chpt.3, Code Title IV, Code Bk.II)	Enact-----	27-----	2	✓
√9:2717.4 -----	Enact-----	236-----	1	06/01/2026 ✓

√ 9:2793.13	-----Enact-----	234	----- 1
√ 9:2800.12	-----Amend-----	383	----- 1
√ 9:2800.27	-----Amend-----	466	----- 1-----01/01/2026 ✓
√ 9:2800.30	-----Enact-----	317	----- 1
√ 9:2800.60	-----Amend-----	175	----- 1
√ 9:2800.62(2)	-----Amend-----	345	----- 1
√ 9:2800.63(B)(1)	-----Amend-----	345	----- 1
√ 9:2800.63(E)	-----Enact-----	345	----- 1
√ 9:3137.10	-----Enact-----	198	----- 1
√ 9:3578.3	-----Amend-----	510	----- 1
√ 9:3578.4(A)(1)	-----Amend-----	510	----- 1
√ 9:3578.4(D)	-----Enact-----	510	----- 1
√ 9:3578.6(A)(9)	-----Enact-----	510	----- 1
√ 9:3591.1 thru 3591.7 (Chpt.5, Code Title XII, Code Bk.III)	-----Enact-----	496	----- 1
√ 9:5701	-----Amend-----	133	----- 1

Approved by *KW* on 7/21/2025
(Attorney)

 KW on 7/21/2025
(Revisor)

ACT 116

2025 Regular Session

ENROLLED

SENATE BILL NO. 156

BY SENATOR PRESSLY AND REPRESENTATIVES BOYD, BROWN, BRYANT, CARRIER, DAVIS, FISHER, FREIBERG, GADBERRY, HUGHES, JACKSON, LACOMBE, LAFLEUR, TERRY LANDRY, LARVADAIN, LYONS, MELERINE, MILLER, NEWELL, STAGNI, TAYLOR AND WILLARD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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Edits To: RS 9 Pgs. 2, 3
Note:

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AN ACT

To amend and reenact R.S. 9:121 through 124 and 126 through 133 and to repeal R.S. 9:125, relative to in vitro fertilized human embryos; to provide for definitions; to provide for uses of an in vitro fertilized human embryo; to provide for legal rights of an in vitro fertilized human embryo; to provide for ownership of an in vitro fertilized human embryo; to provide for qualification to perform in vitro fertilization procedures; to provide for destruction of an in vitro fertilized human embryo; to provide for judicial standards; to provide for liability; to provide for inheritance rights; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1, R.S. 9:121 through 124 and 126 through 133 are hereby amended and reenacted to read as follows:

CHAPTER 3. IN VITRO FERTILIZED HUMAN EMBRYOS

§121. Human embryo; in vitro fertilization; definition

~~A "human embryo" for the purposes of this Chapter is an in vitro fertilized human ovum, with certain rights granted by law, composed of one or more living human cells and human genetic material so unified and organized that it will develop in utero into an unborn child.~~

1 Notwithstanding any other law to the contrary and for the purposes of
2 this Chapter the following definitions shall apply:

3 (1) "Human embryo" means a fertilized human ovum that is biologically
4 human, with certain rights granted by law, composed of one or more living
5 human cells and human genetic material.

6 (2) "In vitro fertilized human embryo" means a human embryo created
7 through the in vitro fertilization process that has certain rights granted by law
8 and is composed of one or more living human cells and human genetic material
9 so unified and organized that it may develop in utero into an unborn child.

10 (3) "Nonviable in vitro fertilized human embryo" means an in vitro
11 fertilized human embryo that fails to meet necessary developmental milestones,
12 except when the embryo is in a state of cryopreservation. An embryo shall not
13 be deemed nonviable before seventy-two hours from fertilization. Viability of
14 an in vitro fertilized human embryo is presumed unless it is deemed nonviable.

15 §122. Uses of an in vitro fertilized human embryo in vitro

16 The use of a human ovum embryo fertilized in vitro is solely for the support
17 and contribution of the complete development of human in utero implantation. No
18 in vitro fertilized human ovum embryo will be farmed or cultured solely for research
19 purposes or any other purposes. The sale of a human ovum, fertilized human ovum
20 embryo, or human embryo is expressly prohibited.

21 §123. Capacity

22 A. An in vitro fertilized human ovum embryo exists as a juridical person
23 until it is either: such time as the in vitro fertilized ovum is implanted in the womb;
24 or at any other time when rights attach to an unborn child in accordance with law:

- 25 (1) Deemed nonviable as provided in R.S. 9:121; or
26 (2) Implanted in the womb, at which time rights attach as otherwise
27 allowed by law.

28 B. As a juridical person, the in vitro fertilized human embryo shall:

- 29 (1) Have the capacity to sue or be sued.
30 (2) Be recognized as a separate entity apart from the medical facility or

1 clinic where it is housed or stored.

2 §124. ~~Legal status~~ Identification and confidentiality

3 As a juridical person, the in vitro fertilized human ovum embryo shall be
 4 given an identification by the medical facility ~~for use within the medical facility~~
 5 ~~which entitles such ovum to sue or be sued.~~ The confidentiality of the in vitro
 6 fertilization fertilized human embryo and the patient from which it came shall be
 7 maintained.

8 *decisionmaking*
 9 §126. Ownership; control and decision-making authority

10 An in vitro fertilized human ovum is a biological human being which

11 A. An in vitro fertilized human embryo is not susceptible of ownership,

12 and is not the property of the physician which who acts as an agent of fertilization,
 13 or the facility which employs him the physician, or the donors of the sperm and
 14 ovum. ~~If the in vitro fertilization patients express their identity, then their rights as~~
 15 ~~parents as provided under the Louisiana Civil Code will be preserved. If the in vitro~~
 16 ~~fertilization patients fail to express their identity, then the physician shall be deemed~~
 17 ~~to be temporary guardian of the in vitro fertilized human ovum until adoptive~~
 18 ~~implantation can occur. A court in the parish where the in vitro fertilized ovum is~~
 19 ~~located may appoint a curator, upon motion of the in vitro fertilization patients, their~~
 20 ~~heirs, or physicians who caused in vitro fertilization to be performed, to protect the~~
 21 ~~in vitro fertilized human ovum's rights.~~

22 B. Neither the facility nor the physician acting as an agent of fertilization
 23 shall have *decisionmaking* decision-making authority over a viable in vitro fertilized human
 24 embryo.

25 C. The intended parent or parents shall have control and *decisionmaking* decision-
 26 making authority over a viable in vitro fertilized human embryo.

27 §127. Responsibility

28 Any physician or medical facility who causes in vitro fertilization of a human
 29 ovum embryo in vitro will be directly responsible for the in vitro safekeeping of the
 30 fertilized ovum human embryo.

1 §128. Qualifications

2 ~~Only medical facilities meeting the standards of the American Fertility~~
 3 ~~Society and the American College of Obstetricians and Gynecologists and directed~~
 4 ~~by a medical doctor licensed to practice medicine in this state and possessing~~
 5 ~~specialized training and skill in in vitro fertilization also in conformity with the~~
 6 ~~standards established by the American Fertility Society or the American College of~~
 7 ~~Obstetricians and Gynecologists shall cause the in vitro fertilization of a human~~
 8 ~~ovum to occur. No person shall engage in in vitro fertilization procedures unless~~
 9 ~~qualified as provided in this Section.~~

10 **No person shall engage in in vitro fertilization procedures unless the**
 11 **following criteria are met:**

12 **(1) The procedure is performed at a medical facility that meets the**
 13 **standards of the American Society for Reproductive Medicine and the**
 14 **American College of Obstetricians and Gynecologists.**

15 **(2) The medical facility is directed by a medical doctor who:**

16 **(a) Is licensed to practice medicine in this state;**

17 **(b) Possesses specialized training and skill in in vitro fertilization that is**
 18 **in conformity with the standards established by the American Society for**
 19 **Reproductive Medicine and the American College of Obstetricians and**
 20 **Gynecologists; and**

21 **(c) Is double board certified or eligible to practice by the American**
 22 **Board of Obstetrics and Gynecology in both obstetrics and gynecology as well**
 23 **as reproductive endocrinology and infertility.**

24 §129. Destruction

25 A viable in vitro fertilized human ~~ovum~~ **embryo** is a juridical person which
 26 shall not be intentionally destroyed by any natural or other juridical person or
 27 through the actions of any other such person. ~~An in vitro fertilized human ovum that~~
 28 ~~fails to develop further over a thirty-six hour period except when the embryo is in a~~
 29 ~~state of cryopreservation, is considered non-viable and is not considered a juridical~~
 30 ~~person.~~

1 §130. Duties of donors Legal transfer of rights and responsibilities

2 An ~~The~~ **The** in vitro fertilized human ovum **embryo** is a juridical person which
 3 cannot be owned by the in vitro fertilization patients who owe it ~~owed~~ a high duty
 4 of care and prudent administration. If the ~~in vitro fertilization patients~~ **current**
 5 **intended parent or parents of an in vitro fertilized human embryo choose to**
 6 renounce **their rights and responsibilities for the embryo**, by notarial act, their
 7 parental rights for in utero implantation, then the in vitro fertilized human ovum shall
 8 be available for adoptive implantation in accordance with written procedures of the
 9 facility where it is housed or stored **the rights and responsibilities shall be legally**
 10 **transferred to a new intended parent or parents who shall assume the rights and**
 11 **responsibilities for the in vitro fertilized human embryo**. The in vitro fertilization
 12 patients may renounce their parental rights in favor of another married couple, but
 13 only if the other couple is willing and able to receive the in vitro fertilized ovum.
 14 **The legal transfer of rights and responsibilities shall only be permitted for uses**
 15 **consistent with R.S. 9:122**. No compensation shall be paid or received by either
 16 couple ~~any person~~ to renounce parental **for the renouncing of their rights and**
 17 **responsibilities for an in vitro fertilized human embryo**. Constructive fulfillment
 18 of the statutory provisions for adoption in this state shall occur when a married
 19 couple executes a notarial act of adoption of the in vitro fertilized ovum and birth
 20 occurs.

21 §131. Judicial standard

22 In disputes arising between any parties regarding the in vitro fertilized ovum
 23 **human embryo**, the judicial standard for resolving such disputes is to be **dispute**
 24 **shall be resolved in accordance with the terms and provisions of the in vitro**
 25 **fertilization agreement by the parties. If no such agreement exists, then disputes**
 26 **shall be determined by a court of competent jurisdiction and** in the best interest
 27 of the in vitro fertilized ovum **human embryo**. **Any provision in an in vitro**
 28 **fertilization agreement that directs or provides for the intentional destruction**
 29 **of an embryo shall be deemed null and void.**

30 §132. Liability

1 ~~Strict liability or liability of any kind including actions relating to succession~~
 2 ~~rights and inheritance shall not be applicable to any physician, hospital, in vitro~~
 3 ~~fertilization clinic, or their agent who acts in good faith in the screening, collection,~~
 4 ~~conservation, preparation, transfer, or cryopreservation of the human ovum fertilized~~
 5 ~~in vitro for transfer to the human uterus. Any immunity granted by this Section is~~
 6 ~~applicable only to an action brought on behalf of the in vitro fertilized human ovum~~
 7 ~~as a juridical person.~~

8 A. No physician, healthcare provider, hospital, in vitro fertilization
 9 clinic, laboratory personnel, provider of goods and services, or their agent who
 10 participates in the screening, collection, preparation, transfer, analysis, storage,
 11 transportation, fertilization, culture, cryopreservation, or any other act
 12 typically performed during the in vitro fertilization process of the human
 13 embryo fertilized in vitro for transfer to the human uterus shall be subject to
 14 criminal prosecution except in cases where acts were made with criminal
 15 negligence as defined in R.S. 14:12, or specific or general criminal intent as
 16 defined in R.S. 14:10.

17 B. All civil matters brought against any qualified healthcare provider
 18 shall be brought in accordance with the procedures provided by the Louisiana
 19 Medical Malpractice Act, R.S. 40:1231.1 et seq. Any civil matter brought
 20 against a nonqualified healthcare provider shall be subjected to civil liability
 21 based upon the applicable standard of care.

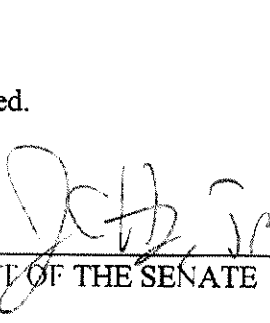
22 §133. Inheritance rights

23 Inheritance rights will not flow to the in vitro fertilized ~~ovum~~ human
 24 embryo as a juridical person, unless the in vitro fertilized ~~ovum~~ human embryo
 25 develops into an unborn child that is born in a live birth, or at any other time when
 26 rights attach to an unborn child in accordance with law. As a juridical person, the
 27 embryo or child born as a result of in vitro fertilization and in vitro fertilized ~~ovum~~
 28 human embryo donation to another couple person does not retain its inheritance
 29 rights from the in vitro fertilization patients or a donor of gametes used in the in vitro
 30 fertilization process, unless the donor is a person from whom the child could

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otherwise inherit under laws of succession notwithstanding the in vitro fertilization process.

Section 2. R.S. 9:125 is hereby repealed.



PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

ACT 398

ENROLLED

2025 Regular Session

HOUSE BILL NO. 693 (Substitute for House Bill No. 596 by Representative Wright)

BY REPRESENTATIVES WRIGHT AND BEAULLIEU

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NO EDITS

Classification RS 9

- COPY PGS 1-2, 84-85

AN ACT

To amend and reenact R.S. ~~9:154(A)(18)~~ and R.S. 18:1482, 1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii) and (iii), (10), (12), (15)(a), (b)(ii), (c), and (d), (16), (17), (19), (22), and (24), 1484(introductory paragraph), (2) and (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), the heading of Part II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 1491.1(A), (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H) through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a), and (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B)(4)(a) and (b), (5) through (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and (2)(introductory paragraph) and (a) and (E), 1495.4(C)(introductory paragraph) and (1)(a) and (2) and (D)(1) and (3)(a), 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(introductory paragraph), 1505.2(A)(1), (B), (C), (D)(3)(b)(i) and (c), (4), and (5), (F), (G), (H)(1)(b) and (c), (2)(a)(introductory paragraph), (b)(i)(introductory paragraph), (c), (e), (f) and (g), (3)(a)(iii) through (vii) and (b) through (d), and (5), (I)(1), (2), (4), (5)(a), (b)(ii), and (c) through (e), (6), and (7), (J), (K), (L)(2) and (4), (M), (O)(1), (P), (Q)(1), (2), and (3)(a)(i), and (R)(2) and (3)(a)(i), 1505.2.1(A), (D), and (E), 1505.3(B) and (D)(1)(a) and (2)(a)(i) and (b)(introductory paragraph) and (ii), 1505.4(A)(1), (2)(a), and (3) and (B), 1505.5(B) and (C)(1), 1505.6(A) through (C), 1511.2(B), 1511.4(A)(2)(h) and (i), (C)(1) and (2)(introductory paragraph), and (D), 1511.4.1(C)(3), and 1511.5(A)(1) and (B), to enact R.S. 18:1483(9)(d)(v), (15)(b)(iii) and (iv), and (25) through (32), 1491.1(B)(5)(d) and (e), 1491.6(J), 1491.6.1, 1491.9, 1501.3(G), 1505.2(H)(2)(h) and (I)(8), 1511.2(D) and (E), 1511.4(C)(2)(f) and (3), and 1511.4.2, and to repeal R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B), relative to

1 the revision of the system of laws related to election campaign finance; to provide
 2 for the Campaign Finance Disclosure Act; to establish leadership committees and
 3 provide authorizations and restrictions related thereto; to provide for the many
 4 various duties and requirements of committees, including political committees,
 5 principal campaign committees, subsidiary committees, independent expenditure-
 6 only committees, and leadership committees; to provide for contributions; to provide
 7 for contribution limits; to provide for contributions made to or by a political party;
 8 to provide for expenditures; to provide for limitations on expenditures; to provide for
 9 reporting requirements; to provide for contributions, expenditures, and reporting
 10 related to closed party primary elections; to provide for joint fundraising efforts and
 11 agreements; to provide for foreign nationals; to provide for the powers and duties of
 12 the Supervisory Committee on Campaign Finance Disclosure; to provide for
 13 investigations conducted by and penalties issued by the supervisory committee; to
 14 repeal provisions related to the regulation of contributions and expenditures related
 15 to proposition elections; to provide for loans; to provide for coordinated
 16 expenditures; to provide for excess contributions; to provide an exception to the
 17 Code of Governmental Ethics for persons contracting with, employed by, or
 18 volunteering for a gubernatorial transition or inauguration; to provide for definitions
 19 and terminology; and to provide for related matters.

20 Be it enacted by the Legislature of Louisiana:

21 Section 1. R.S. 18:1482, ~~1483(1), (2)(a), (4), (6)(a) and (b), (9)(a), (b)(ii), (c), (d)(ii)~~
 22 and (iii), (10), (12), (16), (17), (19), (22), and (24), 1484(introductory paragraph), (2) and
 23 (3), 1485(E), 1486(A), (B), and (C)(1) and (2)(introductory paragraph) and (d), the heading
 24 of Part II of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, 1491.1(A),
 25 (B)(3), and (D), 1491.2, 1491.3(A), 1491.4, 1491.5(A), (B)(1), (2), and (3), (E), and (H)
 26 through (J), 1491.6(A), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a), and
 27 (2), (D), (E)(introductory paragraph), (G), and (I), 1491.7(A), (B), ~~(4)(a) and (b), (5) through~~
 28 (8), (10), (13), (14), (18), and (22), and (C), 1491.8, 1495.2, 1495.3(B)(1) and
 29 (2)(introductory paragraph) and (a) and (E), 1495.4(C)(1)(a) and (2) and (D)(1) and (3)(a),
 30 1495.5(B)(5) and (9) and (C), 1495.6, 1501.1, 1501.3(C)(introductory paragraph),

Section 3. R.S. 9:154(A)(18) is hereby amended and reenacted to read as follows:

§154. Presumptions of abandonment

A. Property is presumed abandoned if it is unclaimed by the apparent owner during the time set forth below for the particular property for the following:

* * *

(18) Checks drawn on a campaign account pursuant to R.S. 18:1505.2 for the return of campaign contributions made in excess of contribution limits, ~~six~~ twelve months from the date of the check if not negotiated.

* * *

Section 4. R.S. 18:1486(C)(1) and (2)(d), 1505.2(N), and 1511.3(B) are hereby repealed in their entirety.

Section 5. The Louisiana State Law Institute is authorized and directed to arrange in alphabetical order and renumber the definitions contained in R.S. 18:1481 and to correct any cross-references to the renumbered paragraphs if necessary, consistent with the provisions of this Act. [✓][ACTS 2025, No. 398]

Section 6. The provisions of Section 2 of this Act shall supersede those same provisions of Section 1 of this Act and those same provisions of Act No. 1 of the 2024 First Extraordinary Session of the Legislature of Louisiana and Act No. 640 of the 2024 Regular Session of the Legislature of Louisiana upon the effective date of Act 640 of the 2024 Regular Session of the Legislature of Louisiana.

Section 7. The Supervisory Committee on Campaign Finance Disclosure shall prepare updated forms and instructions and explanations for the completion of such forms in compliance with this Act as provided in R.S. 18:1511.3 no later than January 15, 2026. All committees, candidates, and other persons required to file reports with the supervisory committee pursuant to the provisions of this Act may file reports containing the information required by this Act using the forms offered by the supervisory committee on the effective date of this Act until such forms have been updated as provided in this Section. Until such forms have been updated, the supervisory committee shall not find a candidate, committee, or other person required to file reports pursuant to this Act in violation of the Campaign

[NOTE ALL PROVISIONS NOTE @ RS 18:1481 IN § 2] [NOTE @ RS 18:1511.3]

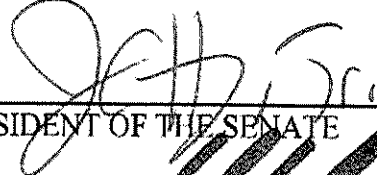
1 Finance Disclosure Act for failure to file any information required by this Act but not
2 provided for on the forms offered by the supervisory committee on the effective date of this
3 Act.

4 Section 8.(A) Section 2 of this Act shall become effective upon the effective date
5 of Act No. 640 of the 2024 Regular Session of the Legislature of Louisiana.

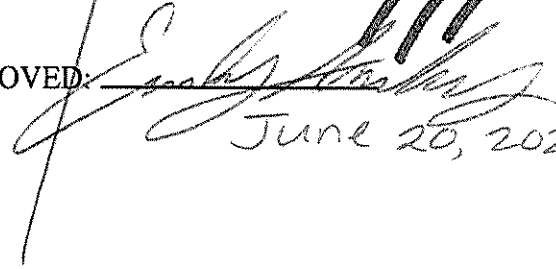
6 (B) This Section and Sections 1, 3, 4, 5, 6, and 7 of this Act shall become effective
7 upon signature of this Act by the governor or, if not signed by the governor, upon expiration
8 of the time for bills to become law without signature by the governor, as provided by Article
9 III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and
10 subsequently approved by the legislature, this Section and Sections 1, 3, 4, 5, 6, and 7 of this
11 Act shall become effective on the day following such approval.

NOTE: ALL PROVISIONS
IN § 2


SPEAKER OF THE HOUSE OF REPRESENTATIVES


PRESIDENT OF THE SENATE


GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

ACT 477
2025 Regular Session
Edit Sheet

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Classification RS 9

- NOTE § 19
- COPY PGS. 1-2, 8-11, 37

ACT 477

ENROLLED

2025 Regular Session

HOUSE BILL NO. 617

BY REPRESENTATIVES CARVER, AMEDEE, BACALA, BAMBURG, BERAULT, BILLINGS, BOYER, BRAUD, BRYANT, CHENEVERT, COATES, COX, CREWS, DICKERSON, DOMANGUE, EDMONSTON, FIRMENT, FISHER, FREIBERG, GLORIOSO, HEBERT, HENRY, HILFERTY, JACKSON, MIKE JOHNSON, KERNER, LACOMBE, MACK, MCMAKIN, MELERINE, MOORE, NEWELL, OWEN, SCHLEGEL, SPELL, STAGNI, TAYLOR, THOMPSON, WALTERS, WILDER, WRIGHT, AND WYBLE AND SENATORS BASS, BOUDREAUX, CATHEY, CLOUD, CONNICK, HENRY, MCMATH, MILLER, MIZELL, MYERS, REESE, SELDERS, AND WHEAT

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Note: SEE ATTACHED EDIT SHEET

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AN ACT

To amend and reenact Children's Code Articles 509(B)(1), 512(B)(1), 522(A)(2), 1269.3(F), 1270(B), (E), and (F), 1271(A), 1273, 1283.2(H), 1285.2(H), and 1519, Code of Evidence Article 902(10), R.S. 6:333(F)(14), R.S. 9:315.16(A), 315.40(1) and (3), 399.1(A) and (F)(3) and (4), and 406(B)(2) and (C)(2), R.S. 11:441.1(F), R.S. 13:998 (B) and (E)(1) and (3), 1141(B) and (E)(1) and (3), 1414(B) and (E)(1) and (3), 4291(B)(1), and 5108.2, R.S. 15:587(A)(2)(a) and (b), 587.1(I), and 587.5(A)(4), R.S. 17:192.1(A)(1)(a) and (3), R.S. 23:1605(A)(4), R.S. 36:3(7), 8(E)(2)(d), 9(C), 471(B) and (C)(1), 472(A), 475.1(B) and (C), 476, and 477, R.S. 40:34.5(E), 46.12(D) and (F), and 1061.14(B)(3)(b)(i), R.S. 43:111(A)(8), R.S. 44:38, R.S. 46:51(introductory paragraph), 51.3, 233.1(C)(introductory paragraph) and (D)(introductory paragraph), 236.1.1(3), 236.1.4(E), 236.1.8(D), 236.3(A)(2), 236.10(A), 236.11(C), 236.12(B)(1), 236.14(D)(1)(introductory paragraph), 236.15(A)(1), 236.16, 238(B), (C), (D), (E)(introductory paragraph) and (7), and (F), 281, 1002(A), (B)(introductory paragraph), and (C), and 2136.2(F), R.S. 47:299.11(1), 299.41(B), 463.112(C), and 9027(C)(10)(introductory paragraph) and (c), and R.S. 51:1442(4) and to repeal R.S. 36:474(A)(11) and (G) and 477(B)(2) and

R.S. 46:51(2) and (14) and 233.1(A) and (B), relative to the organization of the Department of Children and Family Services; to create the office of child support and the office of child welfare; to eliminate the office of children and family services; to transfer the duties of certain offices within the Department of Children and Family Services; to remove outdated provisions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Children's Code Articles 509(B)(1), 512(B)(1), 522(A)(2), 1269.3(F), 1270(B), (E), and (F), 1271(A), 1273, 1283.2(H), 1285.2(H), and 1519 are hereby amended and reenacted to read as follows:

Art. 509. Development of interagency protocols; drafting committee membership; meetings; compliance deadline

* * *

B. At a minimum, each committee shall include the following members:

(1) A representative of the office of ~~children and family services~~; child welfare, Department of Children and Family Services.

* * *

Art. 512. Composition of the multidisciplinary investigative team

* * *

B. Governmental entities that have responsibilities imposed by law for the investigation of child abuse include:

(1) The office of ~~children and family services~~; child welfare, Department of Children and Family Services.

* * *

Art. 522. Applicability

A. A child advocacy center is established and becomes subject to the provisions of this Chapter when all of the following have been accomplished:

* * *

(2) An agreement to use the services of a child advocacy center has been executed by representatives of the district attorney, the office of ~~children and family~~

1 ~~children and family, office of child support.~~ Department of Children and Family
2 Services, introduced as evidence in any child or spousal support proceeding. "Field
3 officer" means any person designated or authorized as a field officer pursuant to the
4 provisions of R.S. 46:236.1.8.

5 Section 3. R.S. 6:333(F)(14) is hereby amended and reenacted to read as follows:

6 §333. Disclosure of financial records; reimbursement of costs

7 * * *

8 F. The following disclosures by a bank or any affiliate are hereby
9 specifically authorized and, except as otherwise provided in this Subsection, nothing
10 in this Section shall prohibit, restrict, or otherwise apply to:

11 * * *

12 (14) The disclosure by a bank or any affiliate of data match information on
13 an individual to the secretary of the Department of Children and Family Services; or
14 his designee in the office of ~~children and family services, child support enforcement~~
15 ~~section~~; for use in attempting to establish, modify, or enforce a child support
16 obligation of such individual. Such disclosure to the department shall be limited to
17 the name, record address, social security or taxpayer identification number, and an
18 average daily account balance for the most recent thirty-day period, of a noncustodial
19 parent who maintains an account at such institution and who owes past-due support
20 as identified by the state by name and social security or taxpayer identification
21 number. The disclosure authorization provided for in this Paragraph shall apply to
22 all co-owners listed on the applicable account.

23 * * *

24 Section 4. R.S. 9:315.16(A), 315.40(1) and (3), 399.1(A) and (F)(3) and (4), and
25 406(B)(2) and (C)(2) are hereby amended and reenacted to read as follows:

26 §315.16. Review of guidelines

27 A. The guidelines set forth in this Part shall be reviewed by the legislature
28 not less than once every four years. A review of the guidelines shall take place in
29 2012 and every four years thereafter, and it shall be the responsibility of the office
30 of ~~children and family services, child support, enforcement section of the~~

1 Department of Children and Family Services, and the Louisiana District Attorneys
 2 Association, in consultation with the child support review committee provided in
 3 Subsection B of this Section, to obtain all information required to comply with the
 4 provisions of 42 U.S.C. 667(a) and present the same to the legislature sixty days
 5 prior to the beginning of the 2008 Regular Session of the Legislature and every four
 6 years thereafter.

7 * * *

8 §315.40. Definitions

9 ⇒ As used in this Subpart:

10 (1) "Administrator" means the ~~administrator~~ assistant secretary of the child
 11 ~~support enforcement section, office of children and family services, office of child~~
 12 support, Department of Children and Family Services.

13 * * *

14 (3) "Department" means the Department of Children and Family Services,
 15 ~~office of children and family services~~ child support.

16 * * *

17 §399.1. Dismissal of final order following judgment of paternity; time periods;
 18 procedure; effects

19 A. Notwithstanding any other provision of law, a judgment establishing
 20 paternity may be set aside or vacated by the adjudicated father of a child, the child,
 21 the mother of the child, or the legal representative of any of these persons. The
 22 proceeding shall be instituted by ordinary process in a court of competent
 23 jurisdiction and service shall be made upon the office of ~~children and family~~
 24 ~~services, child support, enforcement section of the~~ Department of Children and
 25 Family Services, if services are being provided by the department. The burden of
 26 proof shall be upon the party seeking to set aside or vacate the judgment of paternity.
 27 The proceeding shall be brought within a two-year period commencing with the date
 28 on which the adjudicated father knew or should have known of a judgment that
 29 established him as the father of the child or commencing with the date the

1 adjudicated father knew or should have known of the existence of an action to
2 adjudicate the issue of paternity, whichever is first.

3 * * *

4 F.

5 * * *

6 (3) The judgment dismissing an established order of support shall be served
7 upon the office of ~~children and family services~~, child support, ~~enforcement section~~
8 of the Department of Children and Family Services, if services are being provided
9 by the department.

10 (4) Neither the state of Louisiana, its officers, employees, agents,
11 contractors, nor the office of ~~children and family services~~, child support,
12 ~~enforcement section of the~~ Department of Children and Family Services shall be
13 liable in any case to compensate any person for child support paid or for any other
14 costs as a result of the judgment setting aside or vacating the judgment of paternity
15 or support entered in accordance with this Section.

16 * * *

17 §406. Revocation of authentic act; with and without cause; procedure

18 * * *

19 B.

20 * * *

21 (2) The petitioner shall institute the annulment proceeding by ordinary
22 process in a court of competent jurisdiction upon notice to the other party who
23 executed the notarial act of acknowledgment and other necessary parties including
24 the office of ~~children and family services~~, child support, ~~enforcement section of the~~
25 Department of Children and Family Services.

26 * * *

27 C.

28 * * *

29 (2) Neither the state of Louisiana, its officers, employees, agents,
30 contractors, nor the office of ~~children and family services~~, child support,

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 ~~enforcement section of the~~ Department of Children and Family Services shall be
2 liable to compensate any person for child support paid or any other costs as a result
3 of the revocation of any authentic act of acknowledgment or the annulment of any
4 judgment of paternity or support in accordance with this Section.

5 * * *

6 Section 5. R.S. 11:441.1(F) is hereby amended and reenacted to read as follows:

7 §441.1. Early Retirement and Payroll Reduction Act of 2006

8 * * *

9 F. Notwithstanding any other provision of law or of this Section to the
10 contrary, the provisions of this Section which eliminate vacated positions shall not
11 be applicable to any positions of the Department of Children and Family Services,
12 ~~office of children and family services; child support enforcement section;~~ or to
13 Department of Public Safety and Corrections security officers or probation and
14 parole officers; or to any positions of the LSU health care services division.

15 * * *

16 Section 6. R.S. 13:998(B) and(E)(1) and (3), 1141(B) and (E)(1) and (3), 1414(B)
17 and (E)(1) and (3), 4291(B)(1), and 5108.2 are hereby amended and reenacted to read as
18 follows:

19 §998. Nonrefundable fee; assessment and disposition

20 * * *

21 B. The clerks of the respective district courts, within thirty days of the close
22 of each fiscal year, shall remit all funds collected pursuant to this Section to be
23 deposited in the state treasurer's account for credit to a special statutorily dedicated
24 fund account after meeting the requirements of Article VII, Section 9 of the
25 Constitution of Louisiana. The monies in this account shall be invested by the state
26 treasurer in the same manner as monies in the state general fund, and interest earned
27 on the investment of these monies shall be credited to the account following
28 compliance with the requirement of Article VII, Section 9(B) of the Constitution of
29 Louisiana, relative to the Bond Security and Redemption Fund. Disbursement of
30 funds shall be made by the ~~office of children and family services in the Department~~

HB NO. 617

ENROLLED

[Acts 2025, No. 477]

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Section 19. This Act shall become effective only if the Act which originated as
House Bill No. 624 of this 2025 Regular Session of the Legislature is enacted. If House Bill
No. 624 is enacted then:

[Acts 2025, No. 478]

(A) Sections 1 through 9 and 11 through 18 of this Act shall become effective on
October 1, 2027.

(B) Section 10 of this Act shall become effective on October 1, 2025.

*[NOTE ALL PROVISIONS
IN THIS ACT]*

[Signature]

SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Signature]

PRESIDENT OF THE SENATE

[Signature]

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: *Angeline Friel June 20, 2025*

ACT 224

ENROLLED

2025 Regular Session

HOUSE BILL NO. 56

BY REPRESENTATIVES HORTON, AMEDEE, BACALA, BAYHAM, BILLINGS, BUTLER, CREWS, DEVILLIER, DICKERSON, EMERSON, FIRMENT, MIKE JOHNSON, JACOB LANDRY, MELERINE, OWEN, THOMPSON, VENTRELLA, WILDER, WILEY, AND WYBLE AND SENATORS BARROW, BASS, EDMONDS, FESI, HENRY, MIGUEZ, PRESSLY, SEABAUGH, SELDERS, AND STINE

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Classification RS 9
- NOTE 2

1 AN ACT

2 To enact R.S. 9:1114, relative to displaying the flag of the United States; to prohibit certain
3 restrictions on displaying the flag of the United States; to provide for civil relief for
4 violations; to provide for an exception; to provide for applicability; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 9:1114 is hereby enacted to read as follows:

8 §1114. Freedom to display the flag of the United States

9 A. Notwithstanding any covenant, declaration, contractual provision, lease,
10 or rental agreement, no planned community, condominium association, or lessor
11 shall adopt or enforce any provision outlawing or restricting an individual from
12 displaying a removable, portable flag of the United States.

13 B. Nothing in this Section shall prevent a planned community, condominium
14 association, or lessor from adopting or enforcing reasonable provisions as to the size,
15 time, place, and manner of displaying the flag of the United States.

16 C. Injunctive relief shall be available when a violation of this Section occurs.
17 In the event that injunctive relief is granted, court costs and reasonable attorney fees
18 shall also be made available.

HB NO. 56

ENROLLED

1
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Section 2. The provisions of this Act shall be given prospective application only to any new covenant, declaration, contractual provision, lease or rental agreement constructed after the effective date of this Act.

g [Acts 2025, No. 224]
[Acts 2025, No. 224, eff. 9/1/2025]

CNOTE [RS 9:1114]

Philip R. Canfield

SPEAKER OF THE HOUSE OF REPRESENTATIVES

John H. Roemer

PRESIDENT OF THE SENATE

Jeff Landry

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: *Angelique Freed* June 10, 2025

ACT 27

2025 Regular Session

ENROLLED

SENATE BILL NO. 35

BY SENATOR PRICE (On Recommendation of the Louisiana State Law Institute)

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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Edits To: CC Pgs. 2, 4, 6
Note: - COPY PGS. 1-6, 10

La. State Law Institute
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Edits To: RS 9 Pgs. 9
Note: - COPY PGS. 1, 6-10

AN ACT

To amend and reenact Section 3 of Chapter 3 of Title IV of Book II of the Civil Code, to be comprised of Civil Code Arts. 689 through 696, to enact Chapter 3 of Code Title IV of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:1281 through 1289, and to repeal Civil Code Art. 696.1, relative to legal servitudes; to provide for rights of passage; to provide for enclosed estates; to provide for utility servitudes; to provide for constructions; to provide for location; to provide for compensation; to provide for indemnification; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Section 3 of Chapter 3 of Title IV of Book II of the Civil Code, comprised of Civil Codes Arts. 689 through 696, is hereby amended and reenacted to read as follows:

SECTION 3. RIGHT OF PASSAGE

Art. 689. Enclosed estate; right of passage

A. The owner of an estate that has no access to a public road ~~or utility~~ may claim a right of passage over neighboring property to the nearest public road ~~or utility~~. He The owner is bound to compensate his the neighbor for the right of passage acquired ~~and to indemnify his neighbor for the damage he may occasion.~~

~~New or additional maintenance burdens imposed upon the servient estate or intervening lands resulting from the utility servitude shall be the responsibility of the owner of the dominant estate.~~

B. The right to demand compensation from the owner of the enclosed

indemnify the owner of the servient estate for any damage caused by the exercise of the right of passage.

B. The right for to demand indemnity against the owner of the enclosed estate may be lost become barred by prescription. The accrual of this prescription has no effect on the right of passage.

Revision Comments – 2025

(a) This revision does not change the law. The requirement to indemnify one's neighbor for any damage caused by the exercise of the right of passage was previously located in Article 689 but has been moved to Article 696 to clarify that the right for indemnification applies to all rights of passage acquired under this ^{this} Article, including rights of passage acquired under Articles 689 and 694.

Section

(b) The indemnity required under Article 696 is for damage caused to the servient estate due to the exercise of the servitude. See Yiannopoulos, 4 La. Civ. L. Treatise, Predial Servitudes §5:15 (2013). Damages may be caused to the servient estate in the construction of works built by the owner of the enclosed estate or the owner's use of the servitude. ^{this}

(c) Indemnification for damages is distinct from the compensation required in Article 689. Whereas compensation under Article 689 is the fair market value of the right of passage, the amount of the indemnity is fixed in light of the damage occasioned to the servient estate. See, e.g., Dickerson v. Coon, 71 So. 3d 1135 (La. App. 2 Cir. 2011) (discussing the removal of timber to build a right of passage); Robertson v. Arledge, 328 So. 3d 551 (La. App. 2 Cir. 2021) (discussing the forced relocation and replacement of deer stands). If the owner of the servient estate cannot prove damage resulting from the exercise of the servitude, no indemnity may be owed. See Altemus v. Boudreaux, 184 So. 3d 142 (La. App. 3 Cir. 2015).

Section 2. Chapter 3 of Code Title IV of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:1281 through 1289, is hereby enacted to read as follows:

CHAPTER 3. UTILITY SERVITUDES

§1281. Definition

As used in this Chapter, a utility is a service, such as electricity, water, sewer, gas, telephone, cable, and power and communication networks, of the kind commonly used in the operation of an ordinary household, whether the service is provided to a household or business.

Revision Comments – 2025

(a) This revision does not change the law but simply relocates existing law on utility servitudes from the Civil Code to the Revised Statutes. The only utilities for which a servitude may be claimed under this Chapter are those of the nature described in this Section. A utility of the nature described in this Section may, however, be claimed for any type of dominant estate regardless of whether it is used for residential, agricultural, or commercial purposes.

(b) The reference to an "ordinary household" does not mean that only an

1 estate on which an ordinary household is located is entitled to a utility servitude, nor
 2 that the utility may be used only for household purposes.

3 §1282. Estate having no access to utility; utility servitude

4 A. The owner of an estate that has no access to a utility may claim a
 5 utility servitude over neighboring property to the nearest utility. The owner of
 6 the dominant estate is bound to compensate the neighbor for the utility
 7 servitude acquired.

8 B. The right to demand compensation from the owner of the dominant
 9 estate may become barred by prescription. The accrual of prescription has no
 10 effect on the utility servitude due to the owner of the dominant estate.

11 Revision Comments – 2025

12 (a) A utility servitude is a predial servitude and regulated by application of
 13 the rules governing predial servitudes to the extent that their application is
 14 compatible with the rules governing a utility servitude.

15 (b) A utility servitude is based on the rules governing a right of passage for
 16 an enclosed estate in Civil Code Article 689 et seq. To the extent applicable, the
 17 Civil Code articles on enclosed estates and jurisprudence interpreting those articles
 18 may be applied by analogy to a utility servitude.

19 §1283. Extent of the utility servitude

20 The utility servitude shall be limited to the rights reasonably necessary
 21 to provide the utility to the dominant estate. The burden imposed on the
 22 servient estate shall not be substantially different from that required to provide
 23 the utility to an ordinary household.

24 Revision Comments – 2025

25 A utility servitude may be claimed regardless of whether the dominant estate
 26 is used for residential, agricultural, or commercial purposes. The burden imposed
 27 upon the servient estate in any case cannot, however, be substantially different from
 28 the burden necessary to provide the utility to an ordinary household. See R.S.
 29 9:1281.

30 §1284. Necessary works

31 The owner of the dominant estate may construct on the location of the
 32 utility servitude the works that are reasonably necessary for the exercise of the
 33 servitude. The works shall be constructed, maintained, and operated in a
 34 manner that reasonably minimizes hazards posed by the servitude.

35 Revision Comments – 2025

1 (a) This Section permits the owner of the dominant estate to construct upon
 2 the servient estate the works that are reasonably necessary to the exercise of the
 3 utility servitude. Because of the limitations imposed by R.S. 9:1281 and 1283,
 4 however, those works cannot be substantially different from the works that would
 5 be required to provide the utility to an ordinary household.

6 (b) This Section does not require the owner of the dominant estate to
 7 construct the works on the servient estate. The owner may execute a juridical act
 8 granting to a third person, such as a utility provider, the right to enter upon the
 9 servient estate for the purpose of constructing or maintaining the necessary works,
 10 but the juridical act may not grant the third person any rights greater than those
 11 enjoyed by the owner of the dominant estate.

12 **§1285. Location of the utility servitude**

13 **The owner of the dominant estate may not demand the location of the**
 14 **utility servitude anywhere that the owner chooses. The location of the utility**
 15 **servitude generally shall be taken along the shortest route that is the least**
 16 **injurious to the servient estate and intervening lands.**

17 Revision Comments – 2025

18 (a) In determining the extent to which a location is injurious to the servient
 19 estate and intervening lands, consideration should be given to whether the location
 20 causes a significant threat to the safety of the operations on the servient estate,
 21 unreasonably interferes with the enjoyment of the servient estate, interferes with
 22 natural or man-made impediments on the servient estate, or imposes unreasonable
 23 costs on the owner of the dominant estate or the utility provider. Courts may also
 24 consider whether it would be less injurious to the servient estate to place a utility
 25 servitude at the location of other existing servitudes, including other utility
 26 servitudes.

27 (b) In determining the location of the utility servitude, this Section recognizes
 28 that there may be multiple estates, or intervening lands, that could serve as the
 29 servient estate, all of which may allow an equidistant utility servitude to the public
 30 road. In such a case, the court must determine which estate will be the servient estate
 31 and where on that estate the servitude will be located. In both instances, the court
 32 should ensure that the shortest route that is the least injurious is selected.

33 **§1286. Voluntary loss of utility access**

34 **If an estate loses access to a utility as a result of a voluntary act of its**
 35 **owner, the neighbors are not bound to furnish a utility servitude to the owner**
 36 **or the owner's successors.**

37 Revision Comments – 2025

38 (a) The owner of an estate deprives himself of access to a utility only if the
 39 estate had access to that utility at the time of the alienation that caused the estate to
 40 lose access. Thus, the preclusion of this Section does not apply unless the utility
 41 actually existed before the estate became enclosed, and the estate had access to the
 42 utility at the time of the alienation.

43 (b) The utility servitude is based on the rules governing a right of passage for
 44 an enclosed estate in Civil Code Article 689. An estate may, however, lose access
 45 to a utility while having access to a public road. For this Section to apply, the estate

1 must lose access to a utility as a result of a voluntary act of its owner.

2 §1287. Voluntary alienation or partition

3 A. When in the case of judicial partition, or a voluntary alienation of an
4 estate or a part thereof, property alienated or partitioned loses access to a
5 utility, a utility servitude shall be furnished gratuitously to the owner and the
6 owner's successors even if it is not the location that otherwise would be selected
7 in accordance with R.S. 9:1285, and even if the act of alienation or partition
8 does not mention a utility servitude.

9 B. In the case of judicial partition, a utility servitude shall be furnished
10 by the owner of the land on which the utility servitude was previously exercised.
11 In the case of a voluntary alienation, a utility servitude shall be furnished on the
12 estate whose owner caused the enclosure.

13 Revision Comments – 2025

14 (a) Rules of statutory construction require that words used in the singular
15 number include the plural. See R.S. 1:7. An estate could lose access to a utility due
16 to a voluntary alienation of multiple estates or a partition involving multiple co-
17 owners, such that a utility servitude must be furnished gratuitously over multiple
18 estates whose owners caused the enclosure.

19 (b) The utility servitude is based on the rules governing a right of passage for
20 an enclosed estate in Civil Code Article 689. An estate may, however, lose access
21 to a utility while having access to a public road. For this Article to apply, the estate
22 must lose access to a utility as a result of a partition or alienation of the estate or a
23 part thereof.

Section

24 §1288. Relocation of the utility servitude

25 The owner of the dominant estate has no right to the relocation of the
26 utility servitude after it is fixed. The owner of the servient estate has the right
27 to demand relocation of the utility servitude to a more convenient place at his
28 own expense, provided that the new location is equally convenient to the
29 dominant estate.

30 §1289. Indemnity

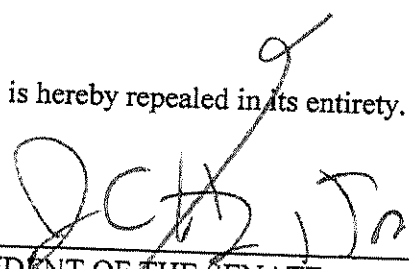
31 A. The owner of a dominant estate having a utility servitude under this
32 Chapter is bound to indemnify the owner of the servient estate for any damage
33 caused by the exercise of the servitude.

34 B. The right to demand indemnity against the owner of the dominant

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estate may become barred by prescription. The accrual of prescription has no effect on the utility servitude.

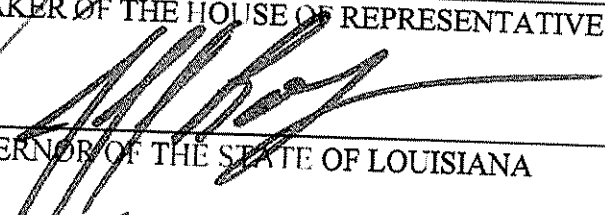
Section 3. Civil Code Art. 696.1 is hereby repealed in its entirety.




PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 

June 4, 2025

ACT 236

ENROLLED

2025 Regular Session

HOUSE BILL NO. 37

BY REPRESENTATIVES SCHLEGEL, BACALA, BAYHAM, BERAULT, BILLINGS, BOYER, BUTLER, CARVER, CHENEVERT, COATES, COX, DESHOTEL, DEVILLIER, ECHOLS, EDMONSTON, EGAN, EMERSON, FIRMENT, FREIBERG, GLORIOSO, HORTON, MIKE JOHNSON, LAFLEUR, JACOB LANDRY, LARVADAIN, LYONS, MOORE, OWEN, RISER, ROMERO, SPELL, TAYLOR, TURNER, VILLIO, WILDER, WYBLE, AND ZERINGUE AND SENATORS BARROW, BOUDREAUX, CLOUD, HENRY, AND MIZELL

La. State Law Institute
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Edits To: RS 9 Pgs. 2-4, 6

Note:

1 AN ACT

2 To enact R.S. 9:2717.4, relative to the duty of care when contracting with minors; to
3 establish a duty of care for a covered platform; to provide for definitions; to provide
4 for exceptions; to provide limitations on how adults interact with minors on covered
5 platforms; to provide for penalties; to provide for an effective date; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 9:2717.4 is hereby enacted to read as follows:

9 §2717.4. Kids Online Protection and Anti-Grooming Act

10 A. This Section shall be known and may be cited as the "Kids Online
11 Protection and Anti-Grooming Act".

12 B. For purposes of this Section:

13 (1) "Connect" means the linking, associating, or interacting of user accounts
14 between an adult and a minor on a covered platform, including but not limited to
15 subscribing or friending.

1 (2)(a) "Covered platform" means an online platform, online video game,
2 messaging application, or video streaming service that accesses the internet and is
3 used by a minor.

4 (b) "Covered platform" shall not include any of the following:

5 (i) An entity acting in its capacity as a provider of a common carrier service
6 subject to the Communications Act of 1934 ^{47 U.S.C. 151 et seq.}

7 (ii) An entity providing broadband internet access service as defined in 47
8 CFR 54.400.

9 (iii) An entity acting in its capacity as a provider of an email service.

10 (iv) An entity acting in its capacity as a teleconferencing or video
11 conferencing service that allows reception and transmission of audio or video signals
12 for real-time communication provided that the service is not an online platform and
13 the real-time communication is initiated by using a unique link or identifier to
14 facilitate access.

15 (v) An entity acting in its capacity as a wireless messaging service, including
16 such a service provided through short messaging service or multimedia messaging
17 service protocols that is not a component of or linked to an online platform and
18 where the exclusive function is direct messaging consisting of the transmission of
19 texts, photos, or videos that are sent by electronic means, where messages are
20 transmitted from the sender to a recipient.

21 (vi) A nonprofit corporation.

22 (vii) Any school.

23 (viii) A public library.

24 (ix) A news or sports coverage website or application where the inclusion
25 of video, image, or other visual content on the website or application is related
26 primarily to the website or application's own gathering, reporting, or publishing of
27 news content or sports coverage and the website or application is not otherwise an
28 online platform.

29 (x) A product or service that primarily functions as business-to-business
30 software, such as cloud storage, file sharing, or a file collaboration service.

1 (xi) A virtual private network or similar service that exists predominantly to
2 route internet traffic between locations.

3 (xii) A federal, state, or local government with an internet domain.

4 (xiii) A video streaming service that consists primarily of entertainment or
5 other information or content that is not user-generated or user-uploaded, but is
6 preselected by the provider, and either requires users to register with a method of
7 payment or does not permit users to interact socially with each other.

8 (xiv) Platforms that primarily provide career networking and professional
9 development opportunities.

10 (4) ~~(3)~~ "Minor" means an account holder on the covered platform who resides
11 in this state under circumstances where the covered platform reasonably believes or
12 has actual knowledge that the account holder is under the age of sixteen and is not
13 emancipated or married.

14 (6) ~~(4)~~(a) "Online platform" means any public website, online service, online
15 application, or mobile application that predominantly provides a community forum
16 for user-generated content, such as sharing videos, images, games, audio files, or
17 other content, including a social media service, social network, or virtual reality
18 environment.

19 (b) A website, online service, online application, or mobile application is not
20 an online platform solely on the basis that it includes a chat, comment, or other
21 interactive function that is incidental to its predominant purpose.

22 (7) ~~(5)~~ "Online video game" means a video game, including an educational
23 video game, that accesses the internet and allows the user to do any of the following:

24 (a) Create and upload content that is not incidental to game play such as
25 character or level designs.

26 (b) Engage in microtransactions within the game.

27 (c) Communicate with other users.

28 (3) ~~(6)~~(a) "Microtransaction" means any of the following:

29 (i) A purchase made in an online video game involving surprise mechanics,
30 new characters, or other in-game items.

1 (ii) A purchase made using a virtual currency that is purchasable or
2 redeemable using cash or credit that is included as part of a paid subscription service.

3 (iii) Any purchase or transfer of virtual currency on a covered platform.

4 (b) The term shall not include a purchase made in an online video game
5 using a virtual currency that is earned through game play and is not otherwise
6 purchasable or redeemable using cash or credit or included as part of a paid
7 subscription service.

8 ~~(5)~~ "Nonprofit corporation" means any organization organized on a not-for
9 -profit basis under the provisions of Chapter ² of Title 12 of the Louisiana Revised
10 Statutes of 1950.

11 (8) "Precise geolocation" means information derived from technology,
12 including but not limited to global positioning system level latitude and longitude
13 coordinates or other mechanisms, that directly identify the specific location of a
14 natural person with precision and accuracy within a radius of one thousand seven
15 hundred fifty feet. The provisions of this definition shall not extend to the content
16 of communications.

17 (9) "School" means any child daycare center as defined in R.S. 17:407.33,
18 any public or nonpublic school enrolling students in prekindergarten through grade
19 twelve, any institution under the management and supervision of a public
20 postsecondary education management board, any nonpublic college or university,
21 any program or initiative of the Board of Regents, or any proprietary school as
22 defined in R.S. 17:3140.1.

23 (10) "Sexually explicit material" shall have the same meaning as provided
24 in R.S. 25:225.

25 C. Every owner or operator of a covered platform who contracts with a
26 minor, including the creation of an online account, shall owe a duty of care to the
27 minor. The duty of care shall require the covered platform to take reasonable
28 measures in the operation of the covered platform to prioritize the privacy of the
29 minor's account and establish the following default privacy settings for minors:

1 (1) Prohibit an adult from connecting to a minor without express consent
2 from the minor's legal representative.

3 (2) Prohibit an adult from sending private or direct messages to a minor on
4 a covered platform by video, voice, or messaging, unless the minor is connected to
5 the adult on the covered platform.

6 (3) Prohibit a covered platform from disclosing or sharing the precise
7 geolocation of a minor with any individual who is not the legal representative of the
8 minor or is not a representative of a law enforcement agency authorized by law to
9 receive that information.

10 (4) Restrict the visibility of the minor's account to only connected accounts.

11 (5) Allow the legal representative of a minor to choose to be informed via
12 text, voice, email, through the legal representative's linked account or through the
13 covered platform's parental control interface within a reasonable time, if any of the
14 following occur:

15 (a) A minor is exposed to sexually explicit material on a covered platform.

16 (b) A connection is made between a minor and any other user on a covered
17 platform.

18 D. A covered platform shall enable the legal representative of a minor whose
19 account is connected to the account of the minor through the covered platform's
20 parental supervision tools to do the following:

21 (1) Utilize tools or features to manage the settings of the minor's account on
22 a covered platform.

23 (2) View accounts that are connected to or blocked from the minor's account.

24 (3) Block accounts from the minor.

25 (4) Prohibit or place limits on the minor's ability to make or receive
26 microtransactions on a covered platform.

27 E. Notwithstanding the provisions of this Section, the legal representative
28 of a minor may opt out of the protections required in this Section by providing
29 express consent to a covered platform.

1 F. The default privacy settings required in Subsection ~~(E)~~^C of this Section
2 may only be modified by the legal representative of a minor whose account is linked
3 to the minor's account through the covered platform's parental supervision tools.

4 G.(1) Any owner or operator of a covered platform who violates the
5 provisions of this Section shall be subject to a civil fine of up to ten thousand dollars
6 per violation set and enforced by the attorney general by filing a civil enforcement
7 action in a court of competent jurisdiction.

8 (2)(a) Prior to filing a civil enforcement action, the attorney general shall
9 provide the owner or operator with a written notice that identifies each alleged
10 violation and an explanation of the basis for each allegation.

11 (b) The owner or operator may cure the alleged violations by providing the
12 attorney general, within forty-five days of receipt of the notice provided pursuant to
13 Subparagraph (a) of this Paragraph, a written statement indicating that the violation
14 is cured and no further violations will occur.

15 (c) Except as provided in Paragraph (3) of this Subsection, the attorney
16 general shall not file a civil enforcement action if the owner or operator timely cures
17 the alleged violations as provided by Subparagraph (b) of this Paragraph.

18 (3) The attorney general may file a civil enforcement action against an owner
19 or operator who does either of the following:

20 (a) Fails to cure a violation after receiving the written notice described in
21 Subparagraph (2)(a) of this Subsection.

22 (b) Commits another violation of the same provision after curing a violation
23 and providing a written statement in accordance with Subparagraph (2)(b) of this
24 Subsection.

25 (4) If a court of competent jurisdiction grants judgment or injunctive relief
26 to the attorney general, the court shall award the attorney general reasonable attorney
27 fees, court costs, and investigative costs.

28 H. All monies received from the payment of a fine or civil penalty imposed
29 and collected pursuant to the provisions of this Section shall be used by the attorney

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general for consumer protection enforcement efforts or to promote consumer protection and education.

Section 2. The provisions of this Act shall become effective on June 1, 2026.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: Angélique Freund June 11, 2025

ACT 234

La. State Law Institute
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ENROLLED

2025 Regular Session

HOUSE BILL NO. 16

BY REPRESENTATIVES SCHLEGEL, AMEDEE, BERAULT, BUTLER, CARVER, DAVIS, DEVILLIER, EMERSON, FREIBERG, HORTON, MCFARLAND, OWEN, TAYLOR, VILLO, AND WYBLE

AN ACT


To enact R.S. 9:2793.13, relative to gratuitous donation of medical equipment or supplies; to provide for a limitation of liability; to provide for an exception; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:2793.13 is hereby enacted to read as follows:

§2793.13. Gratuitous donation of medical equipment or supplies: limitation of liability

Any nonprofit organization that gratuitously donates medical equipment or supplies, which are in proper working condition at the time of the donation and have not been the subject of any product recall prior to or at the time of the donation, shall not be liable to any person for any injury, death, loss, civil penalty, or damage as a result of the subsequent use of any donated medical equipment or supplies, unless the damage or injury was caused by gross negligence or willful or wanton misconduct of the nonprofit organization or its employees and authorized agents.



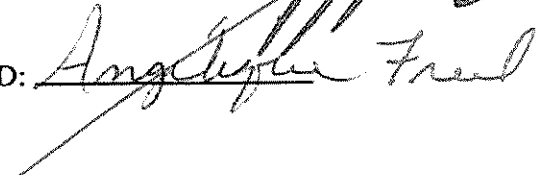
SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 11, 2025

2025 Regular Session

HOUSE BILL NO. 575

BY REPRESENTATIVES VENTRELLA, AMEDEE, BUTLER, CARRIER, DESHOTEL, DEVILLIER, DEWITT, DICKERSON, EDMONSTON, EGAN, EMERSON, FIRMENT, HORTON, MACK, MCCORMICK, OWEN, SCHAMERHORN, THOMPSON, AND WILDER AND SENATOR EDMONDS

1 AN ACT

2 To amend and reenact R.S. 9:2800.12, relative to abortion; to provide a cause of action; to
3 provide damages; to provide definitions; to provide exceptions; and to provide for
4 related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2800.12 is hereby amended and reenacted to read as follows:

7 §2800.12. Liability for unlawful termination of a pregnancy

8 A. ~~Any person who performs an abortion is liable to the~~ The mother of the
9 unborn child ~~for any damage occasioned or precipitated by the abortion, which shall~~
10 have a right and cause of action for damages pursuant to this Section against any
11 person or entity as provided herein who knowingly performs or substantially
12 facilitates an abortion with the intent to achieve that result. An action survives
13 pursuant to this Section shall survive for a period of ~~three~~ five years from the date
14 of discovery of the damage with a preemptive period of ten years from the date of
15 the abortion.

16 B. For purposes of this Section:

17 (1) "Abortion" ~~and "abortion-inducing drug" means the deliberate~~
18 ~~termination of an intrauterine human pregnancy after fertilization of a female ovum,~~
19 ~~by any person, including the pregnant woman herself, with an intention other than~~
20 ~~to produce a live birth or to remove a dead unborn child shall have the same meaning~~
21 as provided by R.S. 14:87.1.

22 (2) "Damage" ~~includes all special and general damages which are~~
23 ~~recoverable in an intentional tort, negligence, survival, or wrongful death action for~~

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

1 ~~injuries suffered or damages occasioned by the unborn child or mother.~~

2 "Substantially facilitates" means administering, prescribing, dispensing, distributing,
3 selling, or coordinating the sale of an abortion-inducing drug to a person in this state.

4 "Substantially facilitates" shall not include administering, prescribing, dispensing,
5 distributing, selling, or coordinating the sale of medications for legal, therapeutic
6 purposes under the laws of this state.

7 (3) "Unborn child" means the unborn offspring of human beings from the
8 moment of conception through pregnancy and until termination of the pregnancy.

9 ~~C.(1) The signing of a consent form by the mother prior to the abortion does~~
10 ~~not negate this cause of action, but rather reduces the recovery of damages to the~~
11 ~~extent that the content of the consent form informed the mother of the risk of the~~
12 ~~type of injuries or loss for which she is seeking to recover.~~

13 ~~(2) The~~ Except as provided in this Section, the laws governing medical
14 malpractice or limitations of liability thereof provided in Title 40 of the Louisiana
15 Revised Statutes of 1950 are not applicable to this Section. There shall be a
16 rebuttable presumption that medical malpractice law pursuant to R.S. 40:1231.1 et
17 seq. applies to any covered healthcare provider licensed to practice in Louisiana and
18 practicing within the lawful scope of practice in accordance with law.

19 D. A person entitled to bring an action under this Section may recover all of
20 the following damages:

21 (1) Statutory damages in the amount of not less than one hundred thousand
22 dollars for the provision of abortion-inducing drugs when it is reasonably foreseeable
23 that the abortion-inducing drugs will be used by or provided to a pregnant woman
24 for the purpose of inducing an abortion.

25 (2) Special and general damages upon proof of injuries including but not
26 limited to loss of consortium and emotional distress.

27 (3) Exemplary damages upon proof that injuries were caused by a wanton
28 and reckless disregard for the law or safety of others through intentional acts that
29 performed or substantially facilitated an abortion as defined by R.S. 14:87.1.

1 (4) Exemplary damages when the woman upon whom the abortion was
2 knowingly performed or substantially facilitated was a minor when the defendant
3 knew or should have known the minor's age.

4 (5) Court costs and reasonable attorney fees.

5 E. The courts shall have personal jurisdiction over any defendant sued under
6 this Section in accordance with R.S. 13:3201.

7 F. Notwithstanding any other law to the contrary, an action under this
8 Section may not be brought against the following:

9 (1) The woman upon whom an abortion was performed or substantially
10 facilitated.

11 (2) A healthcare provider licensed to practice medicine in this state.

12 (3) A pharmacist or pharmacy licensed in this state and acting within the
13 scope of regulations promulgated by the Board of Pharmacy.

14 G. An individual bringing an action under this Section may proceed using
15 the initials or pseudonym of the mother of the unborn child and may seek to close
16 any proceedings in the case or enter other protective orders to preserve the privacy
17 of the woman upon whom the abortion was performed or substantially facilitated.

18 H. This Section shall be known and may be cited as the "Justice for Victims
19 of Abortion Drug Dealers Act".



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 

June 20, 2025

ACT 466

2025 Regular Session

SENATE BILL NO. 231

BY SENATOR REESE

La. State Law Institute

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Edits To: RS 9

Pgs. 3

ENROLLED

Note: NOTE § 2

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AN ACT

To amend and reenact R.S. 9:2800.27, relative to civil actions; to provide relative to recoverable medical expenses; to provide relative to the amount billed and the amount paid in certain circumstances; to provide relative to the calculation of certain damages; to provide relative to admissible evidence; to provide relative to certain definitions; to provide relative to obtaining discovery in certain circumstances; to provide relative to admissibility of evidence; to provide relative to automobile liability insurance that provides for medical payments coverage; to provide relative to attorney-negotiated write-offs or discounts for medical expenses; to provide relative to write-offs or discounts provided by a medical provider; to provide related to consideration; to provide relative to attorney fees; to provide for prospective application; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:2800.27 is hereby amended and reenacted to read as follows:

§2800.27. Recoverable past medical expenses; collateral sources; limitations;
evidence

A. For the purpose of this Section:

(1) "Contracted medical provider" means any in-network medical provider that has entered into a contract or agreement directly with a health insurance issuer or with a health insurance issuer through a network of providers for the provision of covered healthcare services at a pre-negotiated rate, or any medical provider that has billed and received payment for covered healthcare services from Medicare when the provider is a participating provider in those programs.

(2) "Cost of procurement" means the cost paid by or on behalf of the claimant to procure the benefit paid by a health insurance issuer or Medicare and the cost of procurement of the award of medical expenses, including but not limited to contracted attorney fees and health insurance premiums paid.

1 ~~(3)~~(2) "Cost sharing" means copayments, coinsurance, deductibles, and any
2 other amounts which have been paid or are owed by the claimant to a medical
3 provider.

4 ~~(4)~~(3) "Health insurance issuer" means any health insurance coverage through
5 a policy or certificate of insurance subject to regulation of insurance under state law,
6 a health maintenance organization, an employer-sponsored health plan, the Office
7 of Group Benefits, or an equivalent federal or state health plan.

8 ~~(5)~~(4) "Medical provider" means any healthcare provider, hospital,
9 ambulance service, or their heirs or assignees.

10 B. In cases where a claimant's medical expenses have been paid, in whole or
11 in part, by a health insurance issuer or Medicare to a contracted medical provider,
12 the claimant's recovery of medical expenses is limited to the amount actually paid
13 to the contracted medical provider by the health insurance issuer or Medicare, and
14 any applicable cost sharing amounts paid or owed by the claimant, and not the
15 amount billed. ~~The court shall award to the claimant forty percent of the difference~~
16 ~~between the amount billed and the amount actually paid to the contracted medical~~
17 ~~provider by a health insurance issuer or Medicare in consideration of the claimant's~~
18 ~~cost of procurement, provided that this amount shall be reduced if the defendant~~
19 ~~proves that the recovery of the cost of procurement would make the award~~
20 ~~unreasonable. The determination of this award shall be made only in accordance with~~
21 ~~the provisions of Subsection F of this Section.~~

22 C. In cases where a claimant's medical expenses have been paid, in whole or
23 in part, by Medicaid to a medical provider, the claimant's recovery of medical
24 expenses actually paid by Medicaid is limited to the amount actually paid to the
25 medical provider by Medicaid, and any applicable cost sharing amounts paid or
26 owed by the claimant, and not the amount billed.

27 ~~D. The recovery of past medical expenses other than those provided by~~
28 ~~Subsection B or C of this Section shall be limited to amounts paid to a medical~~
29 ~~provider by or on behalf of the claimant, and amounts remaining owed to a medical~~
30 ~~provider, including medical expenses secured by a contractual or statutory privilege;~~

1 ~~lien, or guarantee. The determination of this award shall be made only in accordance~~
 2 ~~with Subsection F of this Section.~~

3 ~~E-D.~~ In cases where a claimant's medical expenses are paid pursuant to the
 4 Louisiana Workers' Compensation Law as provided in R.S. 23:1020.1 et seq., a
 5 claimant's recovery of medical expenses is limited to the amount paid under the
 6 medical payment fee schedule of the Louisiana Workers' Compensation Law.

7 E. In a trial to recover past medical expenses provided by Subsection B
 8 of this Section, the trier of fact shall be informed of the amounts billed and
 9 amounts actually paid for medical expenses that have been incurred by the
 10 claimant.

11 ~~F. In a jury trial, only after a jury verdict is rendered may the court receive~~
 12 ~~evidence related to the limitations of recoverable past medical expenses provided by~~
 13 ~~Subsection B or D of this Section. The jury shall be informed only of the amount~~
 14 ~~billed by a medical provider for medical treatment. Whether any person, health~~
 15 ~~insurance issuer, or Medicare has paid or has agreed to pay, in whole or in part, any~~
 16 ~~of a claimant's medical expenses, shall not be disclosed to the jury. In trial to the~~
 17 ~~court alone, the court may consider such evidence. The recovery of past medical~~
 18 ~~expenses other than those provided by Subsections B or C of this Section shall~~
 19 ~~include the amounts paid to a medical provider by or on behalf of the claimant,~~
 20 ~~and the amounts remaining owed to a medical provider, including medical~~
 21 ~~expenses secured by a contractual or statutory privilege, lien, or guarantee.~~

22 G. In cases where the attorney for the claimant has entered into a
 23 pre-negotiated agreement with a medical provider of the claimant whereby the
 24 medical provider has agreed to accept as full compensation an amount less than
 25 the amount billed, a claimant's recovery of medical expenses shall be limited to
 26 the amount actually paid pursuant to the pre-negotiated agreement, and any
 27 applicable cost sharing amounts paid or owed by the claimant.

28 ~~G-H.~~ This Section shall not apply in cases brought pursuant to R.S. 40:1231.1
 29 et seq., or 1237.1 et seq., or to any benefits received by a party through a policy
 30 of automobile liability insurance that provides for medical payments coverage.

SB NO. 231

ENROLLED

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Section 2. The provisions of this Act shall have prospective application only and shall not apply to causes of action filed prior to the effective date of this Act.

Section 3. The provisions of this Act shall become effective on January 1, 2026.



PRESIDENT OF THE SENATE



SPEAKER OF THE HOUSE OF REPRESENTATIVES



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 30, 2025

[NOTE: 2025: 2900.21]

ACT 317

2025 Regular Session

SENATE BILL NO. 39

BY SENATOR MORRIS

La. State Law Institute

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Ed/As To: RS 9 Pgs. 1-2

ENROLLED

Note: - NOTE E 2

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AN ACT

To enact R.S. ~~9:2800.30~~, relative to liability of public entities; to provide relative to limitation of liability for false imprisonment of an offender sentenced to a term of imprisonment; to provide relative to the limitation of the use of civil actions for certain injuries and damages to an offender; to provide relative to false imprisonment and unlawful detention of a convicted offender; to provide relative to certain challenges to lawful imprisonment; to provide relative to the calculation of an offender's sentence, release date, good time date, or parole date; to provide relative to jurisdiction and venue; to provide for definitions, terms, conditions, and procedures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:2800.30 is hereby enacted to read as follows:

§2800.30. Limitation of liability of a public entity for false imprisonment of an offender sentenced to a term of imprisonment

A. Definitions

For purposes of this Section:

(2) ~~(1)~~ **"Department" means the Department of Public Safety and Corrections.**

(4) ~~(2)~~ **"Offender" means a person convicted of a crime and sentenced to serve a term of imprisonment.**

(3) **"False imprisonment" means the unlawful detention of an offender by or on behalf of the department, including incarceration of an offender beyond the date the offender was legally required to be released from prison.**

(1) ~~(4)~~ **"Bona fide termination" means that the underlying proceeding is brought to a conclusion on the merits and all appeals are exhausted.**

B. Civil actions

(1) **Any civil action for damages based on claims of false imprisonment**

1 shall be governed by the terms and provisions of the Prison Litigation Reform
2 Act, R.S. 15:1181 et seq.

3 (2) An offender challenging the computation or calculation of the
4 offender's sentence, release date, good time date, or parole date shall pursue
5 that claim pursuant to the provisions of R.S. 15:1171 et seq., including judicial
6 review in the parish of East Baton Rouge in the Nineteenth Judicial District
7 Court.

8 C. Threshold requirement of bona fide termination

9 (1) No civil action for damages based on claims of false imprisonment
10 arising from the computation or calculation of the offender's sentence, release
11 date, good time date, or parole date shall be brought against a sheriff, the
12 department, or any officer or employee thereof, unless the offender first obtains
13 a bona fide termination in the offender's favor in proceedings brought pursuant
14 to the provisions of R.S. 15:1171 et seq., including judicial review.

15 (2) ~~(1)~~ Any civil action for damages claiming false imprisonment brought
16 while underlying proceedings seeking a bona fide termination are ongoing, but
17 before a bona fide termination is obtained, shall be dismissed without prejudice.

18 (3) (2) Any civil action for damages claiming false imprisonment brought
19 after the offender fails to timely initiate or pursue the procedure required to
20 challenge the computation or calculation of the offender's sentence, release date,
21 good time date, or parole date shall be dismissed with prejudice.

22 Section 2. The provisions of this Act shall have prospective application only.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Handwritten signature]

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: *[Handwritten signature]* June 11, 2025

[NOTE: R.S. 9:2800.30]

ACT 175

ENROLLED

2025 Regular Session

HOUSE BILL NO. 289

BY REPRESENTATIVES CARRIER AND ROMERO

La. State Law Institute
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Edits To: RS 9 Pgs. 2

Note:

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AN ACT

To amend and reenact R.S. ~~9:2800.60~~ and R.S. ~~40:1799~~, relative to civil liability for firearm and ammunition manufacturers and distributors; to extend liability protections; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:2800.60 is hereby amended and reenacted to read as follows:

§2800.60. Liability of manufacturers and sellers of firearms

A. The legislature finds and declares that the Louisiana Products Liability Act was not designed to impose liability on a manufacturer or seller for the improper use of a properly designed and manufactured product. The legislature further finds and declares that the manufacture and sale of firearms and ammunition by manufacturers, distributors, and dealers, duly licensed by the appropriate federal and state authorities, is lawful activity and is not unreasonably dangerous.

B. No firearm or ammunition manufacturer, distributor, or seller shall be liable for any injury, damage, or death resulting from any shooting injury by any other person unless the claimant proves and shows that such injury, damage, or death was proximately caused by the unreasonably dangerous construction or composition of the product as provided in R.S. 9:2800.55.

C. Notwithstanding any other provision of law to the contrary, no manufacturer, distributor, or seller of a firearm or ammunition who has transferred that firearm or ammunition in compliance with ~~federal~~ and state law shall incur any

1 liability for any action of any person who uses a firearm in a manner which is
 2 unlawful, negligent, or otherwise inconsistent with the purposes for which it was
 3 intended.

4 D. The failure of a manufacturer, distributor, or seller to ^{ensure} insure that a firearm
 5 has a device which would make the firearm useable only by the lawful owner or
 6 authorized user of the firearm; indicate to users that a cartridge is in the chamber of
 7 the firearm; or prevent the firearm from firing if the ammunition magazine is
 8 removed, shall not make the firearm unreasonably dangerous, unless such device is
 9 required by ~~federal~~ or state statute or regulation.

10 E.(1) For the purposes of this Chapter, the potential of a firearm or
 11 ammunition to cause serious injury, damage, or death as a result of normal function
 12 does not constitute a firearm or ammunition malfunction due to defect in design or
 13 manufacture.

14 (2) A firearm or ammunition may not be deemed defective in design or
 15 manufacture on the basis of its potential to cause serious bodily injury, property
 16 damage, or death when discharged legally or illegally.

17 F. Notwithstanding any provision of law to the contrary, no manufacturer,
 18 distributor, or seller of a firearm or ammunition shall incur any liability for failing
 19 to warn users of the risk that:

20 (1) A firearm or ammunition has the potential to cause serious bodily injury,
 21 property damage, or death when discharged legally or illegally.

22 (2) An unauthorized person could gain access to the firearm or ammunition.

23 (3) A cartridge may be in the chamber of the firearm.

24 (4) The firearm is capable of being fired even with the ammunition magazine
 25 removed.

26 G. ~~The provisions of this Section shall not apply to assault weapons~~
 27 ~~manufactured in violation of 18 U.S.C. §922(v).~~ In any civil action where the court
 28 finds that the defendant is not liable as provided in this Section, the court shall award
 29 the defendant all attorney fees, costs, and compensation for loss of income, and
 30 expenses incurred as a result of such action.

Section 2. R.S. 40:1799 is hereby ~~amended~~ and reenacted to read as follows:

§1799. Preemption of state law; liability of manufacturer, trade association, or dealer of firearms and ammunition

A. The governing authority of any political subdivision or local or other governmental authority of the state is precluded and preempted from bringing suit to recover against any firearms or ammunition manufacturer, distributor, trade association, or dealer for damages for injury, death, or loss or to seek other injunctive relief resulting from or relating to the ~~lawful~~ design, manufacture, marketing, or sale of firearms or ammunition. The authority to bring such actions as may be authorized by law shall be reserved exclusively to the state.

B. This Section shall not prohibit the governing authority of a political subdivision or local or other governing authority of the state from bringing an action against a firearms or ammunition manufacturer, distributor, trade association, or dealer for breach of contract as to firearms or ammunition purchased by the political subdivision or local authority of the state.

C. If a governing authority violates the provision of this Section, the defendant may be entitled to court costs and attorney fees.

D. The court shall award reasonable attorney fees, court costs, compensation for loss of income, and all expenses to the defendant in any civil action if the court finds that the action was improperly brought under this Section.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 8, 2025

ACT 345

ENROLLED

2025 Regular Session

HOUSE BILL NO. 36

BY REPRESENTATIVES SCHLEGEL, BUTLER, DEVILLIER, DICKERSON,
EDMONSTON, HORTON, MIKE JOHNSON, OWEN, THOMAS, AND VILLO

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Classification RS 9

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AN ACT

To amend and reenact R.S. 9:2800.62(2) and R.S. 9:2800.63(B)(1) and to enact R.S. 9:2800.63(E), relative to consumable hemp products; to expand the definition of illegal controlled substance; to provide for damages in certain circumstances; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:2800.62(2) and 2800.63(B)(1) are hereby amended and reenacted and R.S. 9:2800.63(E) is hereby enacted to read as follows:

§2800.62. Definitions

As used in this Chapter, unless the context requires otherwise:

* * *

(2) "Illegal controlled substance" means either of the following:

(a) ~~cocaine~~ Cocaine, phencyclidine, heroin, or methamphetamine and any other illegal controlled dangerous substance the possession or distribution of which is a violation of the Uniform Controlled Dangerous Substances Law, R.S. 40:961 et seq.

(b) A consumable hemp product as defined in R.S. 3:1481, the possession or distribution of which is a violation of R.S. 3:1482 or 1483.

* * *

§2800.63. Action for damages by persons other than the individual user

* * *

B. A person entitled to bring an action pursuant to Subsection A of this Section may seek damages from one or more of the following:

(1) A person who sold, administered, or furnished an illegal controlled substance to the individual user or consumable hemp product as defined by R.S. 3:1481 to a person under the age of twenty-one.

* * *


E.(1) A person otherwise entitled to bring an action pursuant to Subsection A of this Section may not seek damages if the damages were caused by an individual's use of a consumable hemp product and any of the following applies:

(a) The sole allegation is that the processor, wholesaler, or retailer was operating without an active permit, provided the business held a valid permit at the time of applying for renewal, and the renewal application was under review by the Louisiana Department of Health or the Office of Alcohol and Tobacco Control at the time of the alleged offense.

(b) The consumable hemp product that caused the damage was approved by the Louisiana Department of Health at the time of the alleged incident.

(c) The consumable hemp product that caused the damage had been previously approved by the Louisiana Department of Health and had not been revoked for more than sixty days prior to the alleged incident.

(2) The exemptions in this Subsection shall not apply if the individual injured as a result of the use of the consumable hemp product is a minor.



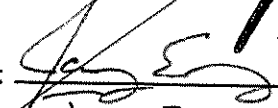
SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: 
June 20, 2025

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

ACT 198

ENROLLED

2025 Regular Session

HOUSE BILL NO. 470

BY REPRESENTATIVE MCFARLAND

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Classification RS 9

AN ACT

To enact R.S. 9:3137.10, relative to revenue-based financing transactions; to provide for definitions; to provide for amounts charged in a revenue-based financing transaction; to provide for disclosures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:3137.10 is hereby enacted to read as follows:

§3137.10. Revenue-based financing transaction

A.(1) For the purposes of this Chapter, "revenue-based financing transaction" means an agreement under which a person engaged in a commercial enterprise sells or agrees to forward a percentage of sales, revenue, or income, and the person's payment obligation increases and decreases according to the volume of sales made or revenue or income received.

(2) For the purposes of this Chapter, a "revenue-based financing transaction" is not a transaction for the use, forbearance, or detention of money.

B. Amounts charged in a revenue-based financing transaction, whether in the nature of a fee, discount, or otherwise, are not interest.

C.(1) A revenue-based financing transaction shall include a written disclosure of the terms of the revenue-based financing transaction as provided in Paragraph (2) of this Subsection. The disclosure shall be provided at or before consummation of the transaction. Only one disclosure shall be provided for each revenue-based financing transaction, and a disclosure shall not be required as a result of a modification, forbearance, or change to a consummated revenue-based financing transaction.

(2) A revenue-based financing transaction shall provide a written disclosure of the following information:

(a) The total amount of funds provided to the commercial enterprise under the terms of the agreement.

(b) The total amount of funds disbursed to the commercial enterprise if less than the amount specified in Subparagraph (a) of this Paragraph as a result of any fees deducted or withheld at disbursement, any amount paid to the provider to satisfy a prior balance, and any amount paid to a third party on behalf of the commercial enterprise.

(c) The total amount to be paid to the provider under the terms of the agreement.

(d) The total dollar cost under the terms of the agreement, calculated by finding the difference between the amount specified in Subparagraph (a) of this Paragraph and the amount specified in Subparagraph (c) of this Paragraph.

(e) The manner, frequency, and amount of each payment, or if the amount of the payments vary, the manner and frequency of the payments, the estimated amount of the initial payment, a description of the methodology for calculating any variable payment, and the circumstances under which payments may vary.

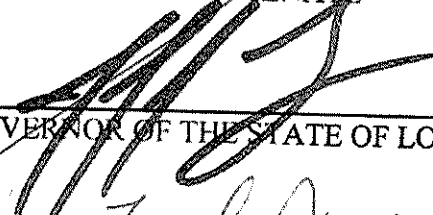
(f) Whether there are any costs or discounts associated with prepayment, including a reference to the provision in the transaction that creates the contractual rights of the parties related to prepayment.



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE



GOVERNOR OF THE STATE OF LOUISIANA

APPROVED:  June 8, 2025

ACT 510

ENROLLED

2025 Regular Session

HOUSE BILL NO. 582

BY REPRESENTATIVE LACOMBE

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Edits To: RS 9 Pgs. 2
Note:

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AN ACT

To amend and reenact R.S. 9:3578.3 and 3578.4(A)(1) and to enact R.S. 9:3578.4(D) and 3578.6(A)(9), relative to deferred presentment transactions and small loans; to revise a definition; to provide for finance charge and fees; to provide for the calculation of a new maximum outstanding principal balance; to provide for lending information; to prohibit certain acts; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:3578.3 and 3578.4(A)(1) are hereby amended and reenacted and R.S. 9:3578.4(D) and 3578.6(A)(9) are hereby enacted to read as follows:

§3578.3. Definitions

As used in this Chapter, the following terms have the following meanings ascribed to them:

(1) "Commissioner" means the commissioner of the office of financial institutions.

(2) "Consumer Price Index for All Urban Consumers" means the All Items Consumer Price Index for All Urban Consumers for the U.S. city average reported on a not seasonally adjusted basis published by the United States Bureau of Labor Statistics.

(3) "Deferred presentment transaction" means a transaction made pursuant to a written agreement whereby a licensee:

(a) Accepts a check from the issuer dated as of the date it was written;

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(b) Agrees to hold the check for a period of time not to exceed thirty days prior to negotiation or presentment; and

(c) Pays to the issuer of the check the amount of the check less the fee permitted in R.S. 9:3578.4(A). The amount paid to the issuer of the check may not exceed three hundred fifty seven hundred dollars.

~~(3)~~(4) "Licensee" means a person licensed pursuant to this Chapter that offers deferred presentment transactions or small loans, or both.

~~(4)~~(5) "Partial payment" means a payment of fifty dollars or more on a deferred presentment transaction or small loan.

~~(5)~~(6) "Prepayment" means payment in full of the deferred presentment transaction or small loan amount prior to the end of the term of that transaction or loan.

~~(6)~~(7) "Small loan" means a consumer loan, as defined in R.S. 9:3516(14), of three hundred fifty dollars or less, made for a term of sixty days or less.

§3578.4. Finance charge and fees

A.(1) In conjunction with a deferred presentment transaction or small loan, a licensee may charge a fee not to exceed sixteen and seventy-five one hundredths percent of the face amount of the check issued, ~~or in the case of a small loan, the equivalent rate of interest, provided however that such fee or interest does not exceed forty-five dollars, regardless of the name or type of charge.~~

* * *

D. On or before September first of each year, the office of financial institutions shall publish a new maximum outstanding principal balance permitted pursuant to this Section on its website. The maximum outstanding principal balance shall be calculated by applying the twelve-month increase or decrease in July of the United States Bureau of Labor Statistics Consumer Price Index for All Urban Consumers for the previous calendar year to the previous maximum outstanding principal balance and rounding the amount up to the nearest ten-dollar increment.

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§3578.6. Prohibited acts

A. A licensee shall not:

* * *

(9) Report any negative information about its customers to any credit bureau or credit reporting service.

* * *



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

ACT 496

ENROLLED

2025 Regular Session

HOUSE BILL NO. 368

BY REPRESENTATIVE ST. BLANC

La. State Law Institute
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Edits To: RS 9 Pgs. 7, 8
Note: - NOTE § 2

1 AN ACT

2 To enact Chapter 5 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised
3 Statutes of 1950, to be comprised of R.S. 9:3591.1 through 3591.7, relative to
4 consumer-directed earned wage access services; to provide definitions; to require and
5 prohibit certain acts of providers of earned wage access services; to provide for
6 statutory compliance and applicability; to provide for annual reporting of earned
7 wage access services data; to provide for enforcement; and to provide for related
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. Chapter 5 of Code Title XII of Code Book III of Title 9 of the Louisiana
11 Revised Statutes of 1950, comprised of R.S. 9:3591.1 through 3591.7, is hereby enacted to
12 read as follows:

13 CHAPTER 5. LOUISIANA EARNED WAGE ACCESS SERVICES

14 §3591.1. Short title

15 This Chapter shall be known and may be cited as the "Louisiana Earned
16 Wage Access Services Act".

1 (6) "Employer-integrated earned wage access services" means the business
2 of delivering to consumers access to earned but unpaid income that is based on
3 employment, income, and attendance data obtained directly or indirectly from an
4 employer, including without limitation an employer's payroll service provider.

5 (7) "Fee" means a charge imposed by a provider for delivery or expedited
6 delivery of proceeds to a consumer, a subscription or membership charge imposed
7 by a provider for a bona fide group of services that include earned wage access
8 services, or an amount paid by an employer to a provider on a consumer's behalf,
9 which entitles the consumer to receive proceeds at reduced or no cost to the
10 consumer. "Fee" does not mean a voluntary tip, gratuity, or donation.

11 (8) "Outstanding proceeds" means a payment of proceeds to a consumer by
12 a provider that has not yet been repaid to that provider.

13 (9) "Proceeds" means a payment to a consumer by a provider that is based
14 on earned but unpaid income.

15 (10) "Provider" means a person that is engaged in the business of offering
16 and providing earned wage access services to consumers. "Provider" does not
17 include any of the following:

18 (a) A service provider, such as a payroll service provider, whose role may
19 include verifying the available earnings but who is not contractually obligated to
20 fund proceeds delivered as part of an earned wage access service.

21 (b) An employer that offers a portion of salary, wages, or compensation
22 directly to his employees or independent contractors prior to the normally scheduled
23 pay date.

24 (c) An entity that offers or provides earned wage access services and reports
25 a consumer's payment or nonpayment of outstanding proceeds, fees, or voluntary
26 tips, gratuities, or other donations solely attributable to the earned wage access
27 services to a consumer reporting agency, as defined in Section 603(p) of the federal
28 Fair Credit Reporting Act, 15 U.S.C. 1681a(p).

1 §3591.3. Required acts of a provider

2 A provider shall:

3 (1) Develop and implement policies and procedures for responding to
4 questions raised by consumers and addressing complaints from consumers.

5 (2) Before entering into an agreement with a consumer for the provision of
6 earned wage access services, do all of the following:

7 (a) Inform the consumer of the consumer's rights under the agreement.

8 (b) Fully and clearly disclose to the consumer all provider-imposed fees or
9 a schedule of fees associated with the provision of earned wage access services.

10 (3) Inform the consumer of any material changes to the terms and conditions
11 of the earned wage access services agreement before implementing those changes.

12 (4) Allow the consumer to cancel use of the provider's earned wage access
13 services at any time, without incurring a fee for that cancellation.

14 (5) Whenever he offers a consumer the option to receive proceeds for a fee
15 or solicits a tip, gratuity, or other donation, provide the consumer at least one
16 reasonable option to obtain the same amount of proceeds at no cost and clearly
17 explain how the consumer may select the no-cost option.

18 (6) Comply with all applicable local, state, and federal privacy and
19 information security laws.

20 (7) Provide proceeds to a consumer via any means mutually agreed upon by
21 the consumer and the provider.

22 (8) If he seeks repayment of outstanding proceeds, fees, voluntary tips,
23 gratuities, or other donations from a consumer's account at a depository institution,
24 including via electronic transfer, do all of the following:

25 (a) Comply with applicable provisions of the federal Electronic Fund
26 Transfer Act, 15 U.S.C. 1693 et seq., and its implementing regulations.

27 (b) Reimburse the consumer for the full amount of any overdraft or ~~non-~~
28 sufficient funds fees imposed on that consumer by the consumer's depository
29 institution, which were caused by the provider's attempt to seek payment of any
30 outstanding proceeds, fees, voluntary tips, gratuities, or other donations on a date

1 before, or in an incorrect amount from, the date or amount disclosed to the consumer.

2 The provisions of this Subparagraph shall not apply with respect to payments of
3 outstanding proceeds, fees, tips, gratuities, or other donations incurred by a consumer
4 through fraudulent means.

5 (9) If he solicits or receives a tip, gratuity, or donation from a consumer, do
6 all of the following:

7 (a) Clearly and conspicuously disclose to the consumer immediately prior
8 to each transaction that a tip, gratuity, or donation amount may be zero and is
9 voluntary.

10 (b) Clearly and conspicuously disclose in the agreement with the consumer
11 that tips, gratuities, or donations are voluntary and that the offering of earned wage
12 access services, including the amount of proceeds a consumer is eligible to request
13 and the frequency with which proceeds are provided to a consumer, is not contingent
14 on whether the consumer pays any tip, gratuity, or donation or on the size of any tip,
15 gratuity, or donation.

16 §3591.4. Prohibited acts of a provider

17 A provider shall not:

18 (1) Compel or attempt to compel repayment by a consumer of outstanding
19 proceeds, fees, voluntary tips, gratuities, or other donations through any of the
20 following means:

21 (a) By initiating a civil suit against the consumer in a court of competent
22 jurisdiction.

23 (b) By making unsolicited, outbound telephone calls.

24 (c) By using a third party to pursue collection of outstanding proceeds or
25 payments on the provider's behalf.

26 (d) By selling any outstanding amounts to a third-party debt collector or debt
27 purchaser.

28 (2) Share with an employer any fees, voluntary tips, gratuities, or other
29 donations that were received from or charged to a consumer for earned wage access
30 services.

1 (3) Require a consumer's credit score from a credit report to determine a
2 consumer's eligibility for earned wage access services.

3 (4) Accept payment from a consumer of outstanding proceeds, fees,
4 voluntary tips, gratuities, or donations via credit card or charge card.

5 (5) Charge a late fee, deferral fee, interest, or any other charge for failure to
6 repay outstanding proceeds, fees, voluntary tips, gratuities, or other donations.

7 (6) Condition the amount of proceeds a consumer is eligible to request or the
8 frequency with which a consumer is eligible to request proceeds on whether the
9 consumer pays fees, voluntary tips, gratuities, or other donations or on the size of
10 any fee, voluntary tip, gratuity, or donation.

11 (7) If he solicits or accepts voluntary tips, gratuities, or other donations,
12 mislead or deceive consumers about the voluntary nature of the tips, gratuities, or
13 other donations or make representations that tips, gratuities, or other donations will
14 benefit any specific individuals.

15 (8) Advertise, print, display, publish, distribute, broadcast or cause to be
16 advertised, printed, displayed, published, distributed, or broadcasted, in any manner,
17 any statement or representation with regard to the earned wage access services
18 offered by the provider that does either of the following:

19 (a) Is false, misleading, or deceptive.

20 (b) Omits material information that is necessary to make the statement or
21 representation not false, misleading, or deceptive.

22 §3591.5. Statutory compliance: applicability

23 A provider shall not be deemed to be engaging in lending, a money
24 transmission, or a debt collection in this state or in violation of the laws of this state
25 relating to the payment of minimum or overtime wages, deductions from payroll,
26 salary, wages, compensation or other income, or the sale or assignment of, or an
27 order for earned but unpaid income, if that provider complies with the provisions of
28 R.S. 9:3591.3 and 3591.4.

1 §3591.6. Fee reporting: consumer protection

2 A. Notwithstanding any other provision of this Chapter, a provider that
3 charges a fee for the provision of earned wage access services, including transaction
4 fees, membership fees, or any other form of compensation, shall submit an annual
5 report to the Office of Financial Institutions. The report shall pertain to the preceding
6 calendar year and shall be submitted no later than March first of the following year.

7 All reports shall include the following information:

8 (1) Gross revenue attributable to its earned wage access services.

9 (2) The total number of transactions in which the provider provided proceeds
10 to consumers.

11 (3) The total number of unique consumers to whom the provider provided
12 proceeds.

13 (4) The total dollar amount of proceeds the provider provided to consumers.

14 (5) The total dollar amount of fees, voluntary tips, gratuities, or other
15 donations the provider received from consumers.

16 (6) The number and nature of consumer complaints received by the provider
17 and the resolution status of each complaint.

18 B. The Office of Financial Institutions shall make this data available to the
19 public in aggregated form in an annual report assessing the impact of earned wage
20 access services in the state by July first of each year.

21 C. Submission by providers of the annual report in Subsection A shall not be
22 deemed an action or transaction subject to the jurisdiction of the Office of Financial
23 Institutions.

24 §3591.7. Enforcement of this Chapter: penalties

25 A. Providers subject to the provisions of this Chapter shall be subject to
26 enforcement by the attorney general pursuant to the provisions of the Unfair Trade
27 Practices and Consumer Protection Law, R.S. 51:1401 et seq.

28 B. Any provider that fails to timely submit the required annual report as
29 required by R.S. ~~51:3591.6~~ shall not be authorized to utilize the provisions of this
30 Chapter.

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C. If a provider fails to timely submit the annual report required by R.S.
RS:3591.6, any agreement made by that provider with a consumer for
consumer-directed earned wage access services, credit agreements, promissory notes,
or other contracts with a consumer shall be an absolute nullity.

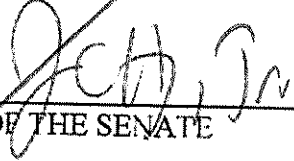
Section 2. The first report required by R.S. RS:3591.6 as enacted by Section 1 of this
Act shall be filed with the Office of Financial Institutions no later than March 1, 2027.

[ACTS 2025, No. 496]

NOTE: RS:3591.6



SPEAKER OF THE HOUSE OF REPRESENTATIVES



PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____

ACT 133

ENROLLED

2025 Regular Session

HOUSE BILL NO. 72

BY REPRESENTATIVES DEWITT, CARVER, FIRMENT, HENRY, MIKE JOHNSON,
WILDER, AND WYBLE

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- NOTE 2

1 AN ACT

2 To amend and reenact R.S. ~~9:5701~~, relative to prescriptive periods for certain debts; to
3 provide for definitions; to provide for applicability; and to provide for related
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1, R.S. 9:5701 is hereby amended and reenacted to read as follows:

7 §5701. Debts due charitable or educational institution or fund

8 A. For purposes of this Section "writing" shall have the same meaning as
9 provided in Code of Evidence Article 1001.

10 B. Except as provided in Subsection ~~B~~ C of this Section, actions for debts
11 including student loans, stipends, or benefits due to any charitable or educational
12 institution in the state or to any fund bequeathed for charitable or educational
13 purposes, or educational obligations owed to the state or its agencies, other than
14 obligations created under the Federal Family Education Loan Program, are
15 prescribed by thirty years, provided the debt is evidenced in writing.

16 ~~B. C.~~ Actions for debts, due to public institutions of higher education in this
17 state, other than student loans, stipends, or benefits are prescribed by ten years,
18 provided the debt is evidenced in writing.

HB NO. 72

[Acts 2025, No. 133] **ENROLLED**

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Section 2. The provisions of this Act shall be remedial and retroactive in nature, but shall not revive any obligation pursuant to this Section which has been adjudicated on the effective date of this Section.

NOTE: RSR 9:5701

[Signature]

SPEAKER OF THE HOUSE OF REPRESENTATIVES

[Signature]

PRESIDENT OF THE SENATE

[Signature]

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: *[Signature]* April 8, 2025