Russell Law Firm, LLC Highlights Injury Claim Rule Changes

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BATON ROUGE, LA - November 20, 2026 -
Russell Law Firm, LLC, a Baton Rouge personal injury firm, is highlighting Louisiana laws that changed the deadline to file injury lawsuits and the rules for recovering damages when an injured person is partly at fault. Act 423 of 2024 set a two-year filing period for delictual actions arising after July 1, 2024, and Act 15 of 2025 bars recovery for people found 51 percent or more at fault beginning January 1, 2026.

Act 423, House Bill 315, enacted Civil Code article 3493.11, which states that delictual actions are subject to a liberative prescription of two years that begins to run from the day injury or damage is sustained. The act repealed articles 3492 and 3493, which had set a one-year period, and says it applies prospectively only to delictual actions arising after its July 1, 2024 effective date, according to the enrolled text.

Act 15 of 2025, House Bill 431, amends Civil Code article 2323. Under new article 2323(A)(2), a person whose negligence is 51 percent or more of the fault for his or her injury, death, or loss is not entitled to recover damages, according to the enrolled act. If the person?s share of fault is less than 51 percent, the

damages recoverable are reduced in proportion to that percentage. A claimant found 50 percent at fault recovers a reduced amount, while one found 51 percent recovers nothing.

Before the amendment, article 2323(A) reduced damages in proportion to the claimant?s negligence without a threshold that bars recovery. The act also adds article 2323(D), which requires that when comparative fault is submitted to a jury, the jury be instructed on the effect of the article. Article 2323(C), which was not changed, provides that a claim is not reduced when the other party is an intentional tortfeasor.

The act becomes effective on January 1, 2026, and its text does not say which claims it governs. Civil Code article 6 provides that, absent contrary legislative expression, substantive laws apply prospectively only, and law firm summaries differ on whether the accident date or the filing date controls.

Act 466 of 2025, Senate Bill 231, took effect on January 1, 2026, applies prospectively only, and does not apply to causes of action filed before that date, according to its enrolled text. Where a health insurer or Medicare paid a contracted medical provider, the act limits recovery of those medical expenses to the amount actually paid plus any cost sharing the claimant paid or owes, not the amount billed.

Russell Law Firm, LLC handles car, truck, motorcycle, rideshare, pedestrian, and wrongful death cases, along with DWI defense, according to the firm. Danny Russell is the firm?s founder and lead personal injury attorney, and attorneys Dayal Reddy and Lane Macaluso are listed on its team page. The firm says it has represented Louisiana clients since 2016. The firm lists community pages for Addis, Baker, Brusly, Central, Denham Springs, Gonzales, Livingston, Livonia, Plaquemine, Port Allen, Prairieville, Pride, St. Gabriel, Walker, and Zachary.

This release is based on the enrolled texts of Act 423 of 2024, Act 15 of 2025, and Act 466 of 2025 and on Civil Code article 6. It provides general information and is not legal advice. How these rules apply to a particular claim depends on when it arose, when suit was filed, and the facts.

Russell Law Firm, LLC represents injured people in Baton Rouge and throughout Louisiana.
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Russell Law Firm, LLC

Russell Law Firm, LLC is a Baton Rouge law firm handling personal injury, DWI, DUI, and other legal matters. The firm provides respectful, personalized representation tailored to each client?s unique situation.

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