

[La. R.S. § 9:2791.1](#)

Current through the 2024 First and Second Extraordinary Sessions and Act 601 of the 2024 Regular Session.
Revisions of the Louisiana State Law Institute now current through 2024 First Extraordinary Session.

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ancillaries > Book 3. Of the different modes of acquiring the ownership of things > Code Title
5. Of Quasi Contracts, and of Offenses and Quasi Offenses (Chs. 1 — 4) > Chapter 2. Of
offenses and quasi offenses (§§ 9:2791 — 9:2800.29)**

§ 9:2791.1. Limitation of liability for commercial motor vehicles

A. For purposes of this Section:

(1) “Commercial motor vehicle” means a motor vehicle used in commerce to transport passengers or property. This definition shall also include a motor vehicle rental agency as provided by [49 U.S.C. 30106](#).

(2) “Optional equipment” means equipment or a component part of a commercial motor vehicle that:

(a) Was not required to be installed or equipped on the commercial motor vehicle under the Federal Motor Vehicle Safety Standards as provided by 49 C.F.R. 571 at the time the commercial motor vehicle was manufactured or sold, whichever occurred last.

(b) Was not required by law to be installed on the commercial motor vehicle issued after the vehicle was manufactured or first sold.

B. No individual shall have a cause of action against an owner, a lessor, or an operator of a commercial motor vehicle, or a person renting or leasing the commercial motor vehicle for failure to install optional equipment on a commercial motor vehicle.

C. The provisions of this Section do not apply to a vehicle involved in an accident after failure to comply with a law requiring a mandatory recall.

D. The owner of a commercial motor vehicle shall have no duty to install optional equipment. Additionally, the absence of optional equipment shall not be admissible to establish the owner's negligence.

History

[Acts 2024, No. 490](#), § 1, effective August 1, 2024.