

Introduction to 2026 Edition

For this Edition, the authors examined and assessed every Louisiana court decision of the past year dealing with matters falling within the scope of the Evidence Code and closely related matters. Amended or supplemented Authors' Notes briefly summarize, explain, or criticize cases dealing with Code Articles 101, 102, 103, 201, 202, 306.1, 402, 403, 404(B), 408, 412, 412.2, 412.4, 506, 508, 510, 602, 603, 607, 615(B)(4), 701, 702, 705, 801, 803(8), 804(B)(6), 901, and 1101. This edition also updates any additions, repeals or amendments to its various Louisiana or federal statutes affecting Louisiana's evidence law and includes additional scholarly articles dealing with evidentiary matters.

Notably, three Code Articles were amended or enacted, effective 2025: Article 306.1 was enacted to overrule the Housley presumption for causation of injuries. Article 404(A) was amended to provide for admissibility of certain evidence against an accused of financial crimes under R.S. 14:71.1 or R.S. 14:72.2. Finally, Article 804(B)(5) was amended with respect to the age of the declarant of a complaint of sexually assaultive behavior.