
SENATE COMMITTEE AMENDMENTS

2020 Regular Session

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 435
by Senator Abraham

1 AMENDMENT NO. 1

2 On page 1, line 2, after " 29:735(A)(1)," and before "relative to" insert "and to enact R.S.
3 29:773,"

4 AMENDMENT NO. 2

5 On page 1, line 5, after "Act;" and before "to provide" insert "to provide relative to limitation
6 of liability during the COVID-19 public health emergency;"

7 AMENDMENT NO. 3

8 On page 1, line 8, after "reenacted" and before "to read" insert "and R.S. 29:773 is hereby
9 enacted"

10 AMENDMENT NO. 4

11 On page 1, after line 17, insert the following:

12 **"§773. Limitation of liability during the COVID-19 public health emergency**
13 **A. Notwithstanding any other provision of law to the contrary, no person or**
14 **entity, including any local or state governmental entity or employee thereof, shall be**
15 **liable for damages or personal injury resulting from or related to an actual or alleged**
16 **exposure to COVID-19 in the course of or through such person or entity's business**
17 **services or while engaged in the performance of such person or entity's duties, provided**
18 **that the person or entity was relying on and generally followed applicable government**
19 **standards and guidance related to COVID-19 exposure.**

20 **B. This provision shall not apply if damages resulted from or related to the**
21 **actual or alleged exposure to COVID-19 is shown by clear and convincing evidence to**
22 **be the result of gross negligence, willful misconduct, or intentional criminal**
23 **misconduct.**

24 **C. This provision shall not affect the right of any person to receive benefits to**
25 **which he would otherwise be entitled under the workers' compensation law."**