

**SENATE SUMMARY OF HOUSE AMENDMENTS**

**SB 489**

**2020 Regular Session**

**McMath**

**KEYWORD AND SUMMARY AS RETURNED TO THE SENATE**

LIABILITY. Provides relative to limitation of liability of governmental entities which require its employees to work during a declared state of emergency. (gov sig)

**SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL**

1. Add provision for employees to retain rights and remedies granted under the Louisiana Workers' Compensation Law.

**DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE**

DIGEST

SB 489 Reengrossed

2020 Regular Session

McMath

Proposed law provides that a governmental entity which is in substantial compliance with Proclamation Number 25 JBE 2020 and any subsequent related proclamations and associated guidelines issued by the Centers for Disease Control and Prevention, shall not have civil liability for injury or death due to COVID-19 infection transmitted through an alleged exposure occurring on its premises or through the services provided by the governmental entity during the COVID-19 public health emergency as declared by Proclamation Number 25 JBE 2020, unless the injury or death was caused by gross negligence or willful and wanton misconduct.

Requires that employees under proposed law still retain the rights and remedies granted under the Louisiana Workers' Compensation Law.

Proposed law defines a "governmental entity" as the state, all agencies, boards, committees, or commissions of the executive, legislative, or judicial branches of state government, and any political subdivision which employs the public employee or employed the former public employee.

Proposed law provides that due to the imminent threat posed by COVID-19 as provided in Proclamation Number 25 JBE 2020 and any subsequent related proclamations, declaring the existence of a statewide public health emergency, proposed law shall be retroactive to March 11, 2020.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 29:773)

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