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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry J. Guillot.

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DIGEST

SB 508 Original

2020 Regular Session

McMath

Proposed law provides that a restaurant which, in good faith and regardless of compensation, provides food-to-go by drive-through during a declared state of emergency when the state of emergency prohibits the congregation of persons within a restaurant shall not be liable for any civil damages or injury as a result of any act or omission related to donation or sale of food, unless the damages or injury was caused by gross negligence or willful and wanton misconduct.

Proposed law defines:

- (1) "During a declared state of emergency" means during the period of time set forth in a declaration of the governor in accordance with present law and shall include the time period as set forth in the declaration and shall also be retroactive to the precipitating event requiring the declaration.
- (2) "Restaurant" means an eating establishment which gives or offers for retail sale prepared food to the public within its premises.

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

(Adds R.S. 37:1739)