

2021 Regular Session

HOUSE BILL NO. 103

BY REPRESENTATIVES MCCORMICK, AMEDEE, AND HODGES

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

LIABILITY/CIVIL: Provides for liability relative to the administration of COVID-19 vaccinations

1 AN ACT

2 To enact R.S. 9:2800.28, relative to civil liability; to provide for refusal to mandate COVID-  
3 19 vaccination; to provide relative to business and professional licenses; and to  
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2800.28 is hereby enacted to read as follows:

7 §2800.28. COVID-19 vaccination mandates; limitation of liability; protection of  
8 business permits and professional licenses

9 A. No natural or juridical person shall be liable for any civil damages, and  
10 no cause of action may be maintained against a natural or juridical person who, in  
11 the course of, through the performance of, or by a provision of the person's business  
12 operations, refuses to mandate a COVID-19 vaccination or immunization for any  
13 employee or customer.

14 B. No state, state agency, or political subdivision of the state shall refuse to  
15 permit, renew, or withhold a business license or professional license solely on the  
16 basis that the business has refused to mandate a COVID-19 vaccination or  
17 immunization for any employee or customer.

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**DIGEST**

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 103 Engrossed

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McCormick

**Abstract:** Prohibits civil liability for refusal to mandate a COVID-19 vaccination and protects business permits and professional licenses from refusal for failure to refuse to mandate a COVID-19 vaccination.

Proposed law provides that no natural or juridical person shall be liable for any civil damages and no cause of action may be maintained against a natural or juridical person who in the course of, through the performance of, or by a provision of their business operations, refuses to mandate a COVID-19 vaccination for any employee or customer.

Proposed law provides that no state or local government, or political subdivision thereof, shall refuse to permit, renew, or withhold a business license or professional license solely on the basis of the business refusing to mandate COVID-19 vaccinations.

(Adds R.S. 9:2800.28)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Make technical changes.
2. Replace provisions of proposed law providing for civil liability with a limitation of liability for a natural or juridical person's refusal to mandate COVID-19 vaccinations for employees and customers and add protection of business permits and professional licenses for businesses refusing to mandate COVID-19 vaccinations.