

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. The state, a state agency, or a political subdivision of the state shall not
15 refuse to permit, renew, or withhold a business license or professional license solely
16 on the basis that the business has refused to mandate a COVID-19 vaccination or
17 immunization for any employee or customer.

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)]

HB 103 Reengrossed

2021 Regular Session

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 the state, a state agency, or political subdivision thereof, shall not 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.

The House Floor Amendments to the engrossed bill:

1. Make technical changes.