

GREEN SHEET REDIGEST

HB 54

2022 Regular Session

Bagley

CRIME/MISDEMEANOR: Creates the crime of discrimination based on vaccination status.

DIGEST

Proposed law prohibits banning entry onto the premises of a governmental entity or public educational institution based on COVID-19 vaccination status.

Proposed law provides that a government entity or public educational institution found to be in violation of proposed law will be liable for damages, including reasonable court costs and attorneys fees.

Proposed law provides an exemption for healthcare providers enrolled in Medicare or Medicaid who are subject to fines or penalties for noncompliance with federal rules and regulations.

Effective August 1, 2022.

(Adds R.S. 9:2800.25.1)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Make technical changes.
2. Remove the penalty of imprisonment.
3. Provide for enforcement by a summons in lieu of arrest.
4. Prohibit only governmental entities or educational institutions from requiring proof of a COVID-19 vaccination for anyone seeking admission on the premises of the entity or institution.
5. Establish an exemption for healthcare providers enrolled in Medicare or Medicaid who are subject to fines or penalties for noncompliance with federal rules and regulations.

The House Floor Amendments to the engrossed bill:

1. Prohibit an employer of a governmental entity or educational institution from discharging or discriminating against any employee based on his refusal to adhere to a vaccine requirement.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the reengrossed bill

1. Change criminal offense to civil action.
2. Exclude private educational institutions.

3. Include liability of government entity or public educational institution for damages, reasonable court costs, and attorneys fees.
4. Make technical changes.