

## RÉSUMÉ DIGEST

**ACT 9 (HB 59)**

**2020 First Extraordinary Session**

**Mincey**

New law provides for immunity for public, nonpublic, and charter schools from civil liability from damages resulting from exposure to COVID-19 or acts undertaken in an effort to respond to the COVID-19 public health emergency.

New law prohibits causes of action related to the contraction of COVID-19 at a public, nonpublic, or charter school facility, bus, or event and at a public or nonpublic postsecondary education facility or event based on the actions or failure to act of school agents.

New law provides that schools and postsecondary institutions shall not be immune from civil liability for damages resulting from actions or inactions that (1) are in violation of a policy adopted by the school and (2) are determined to be grossly negligent or wanton or reckless misconduct.

New law prohibits a public school governing authority from adopting a policy, rule, or regulation that imposes a lesser standard than what is prescribed in a rule or regulation adopted by the State Board of Elementary and Secondary Education, in accordance with the Administrative Procedure Act.

New law provides that the State Board of Elementary and Secondary Education adopt policies that are informed by the Centers for Disease Control and Prevention guidelines regarding COVID-19 by July 15, 2020.

New law provides that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, University of Louisiana System, and Community and Technical Colleges adopt policies that are informed by the Centers for Disease Control and Prevention guidelines regarding COVID-19.

Effective March 11, 2020.

(Adds R.S. 17:439.1 and 3391)