

2020 Second Extraordinary Session

HOUSE BILL NO. 64

BY REPRESENTATIVE IVEY

GOVERNMENTAL REGULATIONS: Provides for a program of public health and safety options for local governments to implement during a public health emergency (Item #28)

1 AN ACT

2 To enact R.S. 29:770.1, relative to the provision of information during a public health
3 emergency; to mandate that the state fire marshal provide a mechanism for the
4 operators of public buildings and utilities to post safety measures to the public; to
5 describe the parameters and requirements of the mechanism; to exempt participants
6 from liability; to provide for guidance from local government; to provide for rule
7 making; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 29:770.1 is hereby enacted to read as follows:

10 §770.1. Informed patronage

11 A. The state fire marshal shall make available a printable menu-styled form,
12 that operators of public buildings and utilities may post during a public health
13 emergency, to inform the public of the safety measures being taken inside of the
14 establishment. The form shall be available on the website maintained by the office
15 of state fire marshal.

16 B. The state fire marshal shall ensure the form allows for the following
17 information to be conspicuously displayed:

18 (1) A menu of options, each represented by an easily identifiable image, of
19 the possible safety measures that may be implemented by an operator in response to

1 the public health emergency. The options are to include, but not be limited to the
2 following:

3 (a) Employees are required to wear masks.

4 (b) Citizens are required to wear masks.

5 (c) Employees are periodically required to wash hands.

6 (d) Hand sanitizer is available.

7 (e) Social distancing is observed.

8 (2) A reasonable and easily identifiable symbol for an operator to indicate
9 which of the available menu options the business is employing, such as a checkmark.

10 (3) The specific time and date when the public building or utility will adopt
11 the indicated safety procedures.

12 C. An operator who chooses to post the menu-styled form:

13 (1) Shall consult with the local governing authority as to which safety
14 procedures to adopt and proceed accordingly.

15 (2) Shall consult with the local governing authority before making changes
16 to the posted form.

17 (3) Shall consult with the local governing authority before removing the
18 posted form.

19 (4) Shall not incur any liability as a result of posting the form.

20 D. The state fire marshal shall adopt such rules as are necessary to
21 implement the provisions of this Section.

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 64 Engrossed

2020 Second Extraordinary Session

Ivey

Abstract: Requires the state fire marshal to provide a form that operators or public buildings and utilities may use to describe the safety precautions they are employing during a public health emergency.

Proposed law requires the state fire marshal to provide a menu-styled form, which a public building or utility operator may print and post, in order to communicate to the public the

safety precautions being utilized during a declared public health emergency. Requires the form to be available on the state fire marshal's website.

Proposed law describes the information the form is to contain.

Proposed law instructs the operator to consult with local governing authorities in regards to which safety measures to employ.

Proposed law allows the operator to modify or remove the posted form after consulting with local governing authorities.

Proposed law shields an owner or operator from incurring liability as a result of the posted form.

Proposed law instructs the state fire marshal to promulgate rules necessary to implement proposed law.

(Adds R.S. 29:770.1)