2020 Second Extraordinary Session

HOUSE BILL NO. 63

BY REPRESENTATIVE IVEY

COMMERCIAL REGULATIONS: Provides for a program of public health and safety options for businesses 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 business

4   owners and operators to post safety measures to the public; to describe the

5   parameters and requirements of the mechanism; to exempt participants from liability;

6   to provide for rule making; and to provide for related matters.

7   Be it enacted by the Legislature of Louisiana:

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

9   §770.1. Informed patronage

10   A. The state fire marshal shall make available a printable menu-styled form,

11   that business owners and operators may post during a public health emergency, to

12   inform the public of the safety measures being taken inside of the establishment. The

13   form shall be available on the website maintained by the office of state fire marshal.

14   B. The state fire marshal shall ensure the form allows for the following

15   information to be conspicuously displayed:

16   (1) A menu of options, each represented by an easily identifiable image, of

17   the possible safety measures that may be implemented by a business in response to

18   the public health emergency. The options are to include, but not be limited to the

19   following:

20   (a) Employees are required to wear masks.

1   (b) Customers are required to wear masks.

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

3   (d) Hand sanitizer is available.

4   (e) Social distancing is observed.

5   (2) A reasonable and easily identifiable symbol for a business to indicate

6   which of the available menu options the business is employing, such as a checkmark.

7   (3) The specific time and date when the business will adopt the indicated

8   safety procedures.

9   C. An owner or operator who chooses to post the menu-styled form:

10   (1) May change the selected options at any time and shall modify the form

11   accordingly.

12   (2) May choose to remove the posting at any time.

13   (3) Shall not incur any liability as a result of posting the form.

14   D.   The state fire marshal shall adopt such rules as are necessary to

15   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 63 Engrossed   2020 Second Extraordinary Session   Ivey

Abstract: Requires the state fire marshal to provide a form that businesses 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 business owner or 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 website.

Proposed law describes the information the form is to contain.

Proposed law allows the operator to modify or remove the posted form at any time.

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)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1.   Make technical changes.