

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 103** HLS 21RS 343

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 2, 2021	3:07 PM	Author: MCCORMICK
Dept./Agy.: Statewide		Analyst: Monique Appeaning
Subject: Civil liability for requirement of COVID-19 vaccination		

LIABILITY/CIVIL

OR SEE FISC NOTE GF EX

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Provides for liability relative to the administration of COVID-19 vaccinations

Proposed law provides for civil liability for public and private entities that require COVID-19 vaccinations for employment, school admissions, entry into premises, or services rendered. Proposed law retains employee rights and remedies granted under the Louisiana Workers' Compensation Law.

EXPENDITURES	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW					
Annual Total						
REVENUES	<u>2021-22</u>	<u>2022-23</u>	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed law may create an expenditure exposure, potentially significant, for state and local governmental entities pursuant to the establishment of liability for all civil damages for injury or death resulting from or related to establishment of a required COVID-19 vaccination to access governmental services and facilities. The Legislative Fiscal Office (LFO) is not able to quantify the number of public entities that will require a COVID-19 vaccination for access to a building owned or operated by a public entity, services rendered by public entities, employment, school admissions, or for any other reason. Likewise, the LFO cannot quantify the potential costs that may result if such a requirement were found to have resulted in injury or death resulting from or related to the required COVID-19 vaccination.

The Office of Risk Management is unable to estimate the potential fiscal exposure for the state, but anticipates proposed law may result in increased legal costs and possibly adverse settlements and judgments if any public entity requires a COVID-19 vaccination for access. Local governmental entities are assumed to realize similar exposure.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate

Dual Referral Rules

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Alan M. Boxberger

Alan M. Boxberger
Staff Director