
DIGEST

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HB 87 Engrossed

2024 Regular Session

Echols

Abstract: Provides that an employer or school is liable for damages in mandating that its employees or students receive a COVID-19 vaccination.

Present law (R.S. 23:1032) provides that an intentional tort is the only exception for Worker's Compensation as the exclusive remedy for an employee injured in the course and scope of employment.

Proposed law expands present law to include the provisions of proposed law (C.C. Art. 2315.12) as an exception to the exclusive remedy for an injured employee.

Proposed law (C.C. Art. 2315.12) provides that any employer or school that mandates its employees or students receive a COVID-19 vaccination shall be liable for any injuries incurred as a result of the employees or students receiving the vaccination.

Proposed law defines "damages", "public employer", and "school".

Proposed law provides for prospective application only.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 23:1032(A)(1)(a); Adds C.C. Art. 2315.12)