

SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 47 by Representative Edmonston

1 AMENDMENT NO. 1

2 On page 1, line 2, after "170(E)" and before the comma "," insert "and to enact R.S.
3 40:1125.42"

4 AMENDMENT NO. 2

5 On page 1, line 6, after "schools;" insert "to provide relative to mask mandates; to provide
6 relative to vaccine mandates; to provide for exceptions;"

7 AMENDMENT NO. 3

8 On page 2, line 1, after "guardian" insert a period "." and delete the remainder of the line and
9 insert "is presented."

10 AMENDMENT NO. 4

11 On page 2, delete line 2, in its entirety.

12 AMENDMENT NO. 5

13 On page 2, after line 6, insert the following:

14 "Section 2. R.S. 40:1125.42 is hereby enacted to read as follows:

15 §1125.42. COVID-19 mandates; mask; vaccinations

16 A. For purposes of this Section:

17 (1) "Governmental entity" means any department, office, division, agency,
18 commission, board, committee, or other organizational unit of a political subdivision.

19 B.(1) Except as provided by Paragraph (2) of this Subsection, a
20 governmental entity or business shall not implement, order, or impose a mandate
21 requiring a person to wear a face covering to prevent the spread of COVID-19.

22 (2) The provisions of this Subsection shall not apply to the following:

23 (a) A nursing facility as defined by R.S. 40:2009.2.

24 (b) A correctional facility as defined by R.S. 14:402.

25 (c) A hospital as defined by R.S. 40:2102.

26 (d) A physician's office.

27 (e) An EMS practitioner as defined by R.S. 40:1131(15).

28 C.(1) Except as provided by Paragraph (2) of this Subsection, a
29 governmental entity or business shall not implement, order, or impose a mandate
30 requiring a person to be vaccinated against COVID-19.

31 (2) The provisions of this Subsection shall not apply to the following:

32 (a) Hospitals as defined by R.S. 40:2102, or nursing facilities as defined by
33 R.S. 40:2009.2, if the Centers for Medicare and Medicaid Services mandate that
34 patient care employees in hospitals or nursing facilities receive the COVID-19
35 vaccination.

36 (b) Religious accommodations in accordance with Title VII of the 1964 Civil
37 Rights Act.

38 (c) A physician's office.

39 (d) An EMS practitioner as defined by R.S. 40:1131(15).

40 D. A person may file a petition requesting that the attorney general seek
41 injunctive relief if a governmental entity violates the provisions of this Section. In
42 an injunction issued pursuant to a violation of this Section, a court may include
43 reasonable requirements to prevent further violations of this Section.

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E. A violation of this Section shall be fined in accordance with the following. All fines in violation of this section shall include reasonable cost of investigation and attorney fees while the attorney general investigates and prosecutes any accused violation of this Section.

(1) A governmental entity shall be fined fifty thousand dollars for each violation of this Section.

(2) A small business as defined by the Small Business Administration shall be fined ten thousand dollars for each violation of this Section.

(3) A large business shall be fined fifty thousand dollars for each violation of this Section."