

HB1074_L.001

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Civic, Military and Veterans Affairs.

HB21-1074 be amended as follows:

- 1 Amend printed bill, page 2, line 4, strike "**Immunity from civil liability**"
- 2 and substitute "**Protections**".

- 3 Page 2, line 5, strike "**COVID-19**" and substitute "**public health**".

- 4 Page 2, line 15, strike ""GUIDELINES"" and substitute ""PUBLIC HEALTH
- 5 GUIDELINES"".

- 6 Page 2, strike lines 20 through 25 and substitute:
 - 7 "(2) AN ENTITY IS NOT LIABLE FOR ANY CIVIL DAMAGES FOR
 - 8 EXPOSURE, LOSS, DAMAGE, INJURY, OR DEATH AS A RESULT OF COVID-19
 - 9 UNLESS:
 - 10 (a) A CLAIMANT PROVES BY CLEAR AND CONVINCING EVIDENCE
 - 11 THAT THE EXPOSURE, LOSS, DAMAGE, INJURY, OR DEATH WAS CAUSED BY
 - 12 THE ENTITY'S FAILURE TO COMPLY WITH PUBLIC HEALTH GUIDELINES; OR
 - 13 (b) THE EXPOSURE, LOSS, DAMAGE, INJURY, OR DEATH WAS
 - 14 CAUSED BY GROSS NEGLIGENCE OR A WILLFUL AND WANTON ACT OR
 - 15 OMISSION OF THE ENTITY."

- 16 Page 3, after line 1 insert:
 - 17 "(4) NOTHING IN THIS SECTION AFFECTS AN EMPLOYER'S LIABILITY
 - 18 PURSUANT TO THE "WORKERS' COMPENSATION ACT OF COLORADO",
 - 19 ARTICLES 40 TO 47 OF TITLE 8."

- 20 Renumber succeeding subsection accordingly.

- 21 Page 1, line 102, strike "**APPLICABLE**" and substitute "**PUBLIC**".

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