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HOUSE BILL 16

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2020

INTRODUCED BY

Phelps Anderson and David M. Gallegos and Jack Chatfield and
Rachel A. Black and Randal S. Crowder

AN ACT

RELATING TO TORTS; PROVIDING IMMUNITY FROM LIABILITY FOR TORT
CLAIMS RELATING TO CORONAVIRUS DISEASE 2019 UNDER CERTAIN
CONDITIONS; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. [NEW MATERIAL] TORT CLAIMS--IMMUNITY FROM
LIABILITY.--A person who operates a business, facility or
activity that is open to the public shall not be liable for a
breach of duty of care when damages or injury are alleged to
result from exposure or potential exposure to coronavirus
disease 2019 if the person complies with federal and state laws
that provide requirements for mitigation of the spread of
coronavirus disease 2019.

SECTION 2. EMERGENCY.--It is necessary for the public
peace, health and safety that this act take effect immediately.

underscored material = new
[bracketed material] = delete