

Effective 8/18/2020

78B-4-517 Immunity related to COVID-19.

- (1) As used in this section:
 - (a) "COVID-19" means:
 - (i) severe acute respiratory syndrome coronavirus 2; or
 - (ii) the disease caused by severe acute respiratory syndrome coronavirus 2.
 - (b) "Person" means the same as that term is defined in Section 68-3-12.5.
 - (c) "Premises" means real property and any appurtenant building or structure.
- (2) Subject to the other provisions of this section, a person is immune from civil liability for damages or an injury resulting from exposure of an individual to COVID-19 on the premises owned or operated by the person, or during an activity managed by the person. Immunity as described in this Subsection (2) does not apply to:
 - (a) willful misconduct;
 - (b) reckless infliction of harm; or
 - (c) intentional infliction of harm.
- (3) This section does not modify the application of:
 - (a) Title 34A, Chapter 2, Workers' Compensation Act;
 - (b) Title 34A, Chapter 3, Utah Occupational Disease Act; or
 - (c) Title 34A, Chapter 6, Utah Occupational Safety and Health Act.
- (4) The immunity in Subsection (2) is in addition to any other immunity protections that may apply in state or federal law.

Amended by Chapter 10, 2020 Special Session 5