

Senators Cowser of the 46th, Dolezal of the 27th, Gooch of the 51st, and Kennedy of the 18th offered the following amendment:

**LOST**

1 *Amend HB 112 by inserting after "year;" on line 3 the following:*

2 to amend Code Section 51-16-3 of the Official Code of Georgia Annotated, relating to  
3 rebuttable presumption of assumption of risk, so as to revise gross negligence provisions;

4 *By inserting between lines 11 and 12 the following:*

5 **SECTION 1A.**

6 Code Section 51-16-3 of the Official Code of Georgia Annotated, relating to rebuttable  
7 presumption of assumption of risk, is amended by revising the introductory paragraph and  
8 paragraph (1) of subsection (a) as follows:

9 ~~"(a) Except for gross negligence, willful and wanton misconduct, reckless infliction of~~  
10 ~~harm, or intentional infliction of harm, in In an action involving a COVID-19 liability~~  
11 claim against an individual or entity for transmission, infection, exposure, or potential  
12 exposure of COVID-19 to a claimant on the premises of such individual or entity, there  
13 shall be a rebuttable presumption of assumption of the risk by the claimant when:

14 (1) Any receipt or proof of purchase for entry, including but not limited to an electronic  
15 or paper ticket or wristband, issued to a claimant by the individual or entity for entry or  
16 attendance, includes a statement in at least ten-point Arial font placed apart from any  
17 other text, stating the following warning:

18 'Any person entering the premises waives all civil liability against this premises owner  
19 and operator for any injuries caused by the inherent risk associated with contracting  
20 COVID-19 at public gatherings, ~~except for gross negligence, willful and wanton~~

21 ~~misconduct, reckless infliction of harm, or intentional infliction of harm,~~ (1) by the  
22 individual or entity of the premises.'; or"