



General Assembly

January Session, 2021

Raised Bill No. 1029

LCO No. 4766



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING CAUSES OF ACTION AGAINST LICENSED NURSING HOME FACILITIES FOR FAILURE TO MEET STANDARDS OF CARE RELATED TO COVID-19.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) (a) As used in this section,
2 "COVID-19" means the respiratory disease designated by the World
3 Health Organization on February 11, 2020, as coronavirus 2019, and any
4 related mutation thereof recognized by the World Health Organization
5 as a communicable respiratory disease.

6 (b) Notwithstanding any provision of the general statutes, any person
7 may bring a civil action in the superior court for the judicial district
8 where such person resides for any loss, damage, injury or death arising
9 from exposure to or transmission of COVID-19 at a nursing home, as
10 defined in section 19a-490 of the general statutes, due to the failure of
11 such nursing home to comply with, or negligence of such nursing home
12 in complying with, any standard of care specified in guidance issued by
13 the Department of Public Health or the National Centers for Disease
14 Control and Prevention applicable to such nursing home at the relevant

15 time, to recover damages and other appropriate relief.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To allow a person to bring a civil action against a licensed nursing home facility for injuries resulting from the failure to comply with standards of care related to COVID-19.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]