

DON'T BE FOOLED BY THE SIGN! YOU DO NOT LOSE YOUR RIGHTS AT THE SCHOOLHOUSE DOOR!

WHAT IS THIS ALL ABOUT?

Official, state-created “community spread” of fear and confusion in your public education community courtesy of your elected officials.

TELL ME MORE, PLEASE.

Sure. Your 2020 General Assembly adopted SB 359 and Governor Kemp failed to veto this shameful act.

WHAT IS SB 359 ABOUT?

Like the sign says, the law protects “business safety” and not educator safety. It attempts to provide school districts with comprehensive immunity from tort liability relating to Covid-19. The only exception is for “gross negligence, willful or wanton misconduct, reckless infliction of harm or intentional infliction of harm.”

HOW SO?

SB 359 provides an “assumption of risk” presumption as a defense to any Covid-19 lawsuit against the school district because plaintiffs allege they contracted or were exposed to Covid-19 at school. The “assumption of risk” presumption applies if the school places an “assumption of risk” warning to plaintiffs before they enter the school.

SO, THE SCHOOL DISTRICT IS REQUIRED TO PLACE THE SCARY SIGN AT THE SCHOOLHOUSE DOOR TO PROTECT THEMSELVES?

Yes. You are catching on quickly.

WHAT ABOUT ME? DO I LOSE MY RIGHTS TO FILE A WORKERS COMPENSATION CLAIM?

No. You still retain your rights to file a Georgia workers’ compensation claim if you believe you contracted Covid-19 at school. That is why GAE recommends you obtain a negative test before you go to school.

DO I LOSE MY CONSTITUTIONAL RIGHTS AS A CITIZEN, VOTER, PARENT?

No! SB 359 cannot immunize the school district from the exercise of your constitutional rights of free speech and association. Stand up and be heard.



