

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2194

By Delegates Jennings, Hillenbrand and Ridenour

[Introduced January 11, 2023; Referred to the
Committee on Workforce Development then Health
and Human Resources]

1 A BILL to amend and reenact §55-19-7 of the Code of West Virginia, 1931, as amended, relating to
2 the removing the protection of the Act from employers that require vaccinations as a
3 condition of employment.

Be it enacted by the Legislature of West Virginia:

ARTICLE 19. COVID-19 JOBS PROTECTION ACT.

§55-19-7. ~~Exception.~~ Exceptions.

1 (a) Excluding the provisions of §55-19-5 and §55-19-6 of this code, the limitations on
2 liability provided in this article shall not apply to any person, or employee or agent thereof, who
3 engaged in intentional conduct with actual malice.

4 (b) The limitations on liability provided in this article shall not apply to any employer that
5 requires, as a condition of employment, its employees be vaccinated.

NOTE: The purpose of this bill is to except from coverage by Act employers that require vaccinations as a condition of employment.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.