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]

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

Be it enacted by the Legislature of West Virginia:

ARTICLE 19. COVID-19 JOBS PROTECTION ACT.

§55-19-7. ~~Exception.~~ Exceptions.

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

(b) The limitations on liability provided in this article shall not apply to any employer that 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.