HOUSE BILL 799

By: Delegates Morgan, Arikan, Beitzel, Boteler, Chisholm, Clark, M. Fisher, Grammer, Hornberger, Jacobs, Kittleman, Krebs, Mangione, Mautz, McComas, Otto, Parrott, Rose, Shoemaker, Szeliga, and Thiam

Introduced and read first time: February 3, 2022
Assigned to: Health and Government Operations

A BILL ENTITLED

AN ACT concerning

State and Local Government – COVID–19 – Vaccination by Choice Act

FOR the purpose of prohibiting the State and the political subdivisions in the State from requiring an applicant for employment or an employee to provide proof of vaccination against COVID–19 as a condition for employment; and generally relating to employment in State and local government and vaccination requirements.

BY adding to

Article – Local Government
Section 1–207
Annotated Code of Maryland
(2013 Volume and 2021 Supplement)

BY adding to

Article – State Personnel and Pensions
Section 2–312
Annotated Code of Maryland
(2015 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Local Government

1–207.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.

(B) THIS SECTION APPLIES TO THE FOLLOWING GOVERNMENTAL ENTITIES:

(1) COUNTIES;

(2) MUNICIPALITIES;

(3) BICOUNTY AGENCIES;

(4) COUNTY BOARDS OF EDUCATION;

(5) PUBLIC CORPORATIONS;

(6) SPECIAL TAXING DISTRICTS; AND

(7) ANY OTHER POLITICAL SUBDIVISIONS IN THE STATE.

(C) A GOVERNMENTAL ENTITY MAY NOT REQUIRE AN APPLICANT FOR EMPLOYMENT OR AN EMPLOYEE TO PROVIDE PROOF OF VACCINATION AGAINST COVID–19 AS A CONDITION FOR EMPLOYMENT.

Article – State Personnel and Pensions

2–312.


(B) THIS SECTION APPLIES TO ALL UNITS IN THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES OF STATE GOVERNMENT, INCLUDING ALL UNITS WITH INDEPENDENT PERSONNEL SYSTEMS.

(C) A UNIT OF STATE GOVERNMENT MAY NOT REQUIRE AN APPLICANT FOR EMPLOYMENT OR AN EMPLOYEE TO PROVIDE PROOF OF VACCINATION AGAINST COVID–19 AS A CONDITION FOR EMPLOYMENT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2022.