

1st Sub. H.B. 60

VACCINE PASSPORT AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 14, 2022 5:00 PM

Representative **Walt Brooks** proposes the following amendments:

1. *Page 3, Lines 80 through 82:*

80 (c) "Regulated entity" means ~~{a person}~~ **an employer, as defined in Section 34A-6-103,** that
is subject to a regulation by the Centers for
81 Medicare and Medicaid Services regarding a COVID-19 vaccine, unless the person is the state
82 or a political subdivision of the state that is not an academic medical center.

2. *Page 4, Lines 98 through 101:*

98 (d) a regulated entity if compliance with Subsection (2) would result in a violation of
99 binding, mandatory regulations or ~~{guidance}~~ **requirements that affect the regulated entity's**
funding issued by the Centers for Medicare and Medicaid

100 Services or the United States Centers for Disease Control and Prevention; ~~{or}~~

101 (e) a recommendation by a governmental entity that an employee receive a vaccine ~~{-}~~ **; or**
(f) a governmental entity, as defined in Section 63D-2-102, with respect to an employee of the
governmental entity if:

(i) the employee has, as part of the employee's duties, direct exposure to human blood, human fecal
matter, or other potentially infectious materials that may expose the employee to:

(A) hepatitis; or

(B) tuberculosis; and

(ii) the governmental entity allows the employee to decline vaccination if the employee submits to the
governmental entity a written statement that receiving the vaccine would:

(A) be injurious to the health and well-being of the employee;

(B) conflict with a sincerely held religious belief, practice, or observance of the employee; or

(C) conflict with a sincerely held personal belief of the employee.

3. *Page 4, Lines 105 through 106:*

105 (1) As used in this section:

(a) "Employer" means, notwithstanding Section 34A-5-102:

(i) the state;

(ii) a county, city, town, or school district in the state; and

(iii) a person, including a public utility, having one or more workers or operatives regularly employed
in the same business, or in or about the same establishment, under any contract of hire.

106 ~~{(a)}~~ **(b)** "Immunity passport" means a document, digital record, or software application

4. Page 4, Line 109:

109 ~~{(b)}~~ (c) "Regulated entity" means a person that is subject to a regulation by the Centers for

5. Page 4, Line 112:

112 ~~{(c)}~~ (d) "School" means the same as that term is defined in Section 53G-9-301.

6. Page 5, Lines 126 through 129:

126 (b) a regulated entity if compliance with Subsection (2) would result in a violation of
127 binding, mandatory regulations or ~~{guidance}~~ requirements that affect the regulated entity's
funding issued by the Centers for Medicare and Medicaid

128 Services or the United States Centers for Disease Control and Prevention; ~~{or}~~

129 (c) a recommendation by an employer that an employee receive a vaccine ~~{.}~~ ; or

(d) a governmental entity, as defined in Section 63D-2-102, with respect to an employee of the
governmental entity if:

(i) the employee has, as part of the employee's duties, direct exposure to human blood, human fecal
matter, or other potentially infectious materials that may expose the employee to:

(A) hepatitis; or

(B) tuberculosis; and

(ii) the governmental entity allows the employee to decline vaccination if the employee submits to the
governmental entity a written statement that receiving the vaccine would:

(A) be injurious to the health and well-being of the employee;

(B) conflict with a sincerely held religious belief, practice, or observance of the employee; or

(C) conflict with a sincerely held personal belief of the employee.