

Amendment to SB 123

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to employee payment of medical testing and employment requirements
4 for COVID-19.

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6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 Payment for Medical Testing. Amend RSA 275:3 by replacing it with the following:

9 275:3 Payment for Medical Examination, **Test**, or Records Furnished. It shall be unlawful for
10 any employer, as defined in RSA 275:4, to require any employee or applicant for employment to pay
11 the cost of a medical examination, **test**, or the cost of furnishing any records required by the
12 employer as a condition of employment.

13 2 New Subdivision; COVID-19 Employment Requirements. Amend RSA 275 by inserting after
14 section 77 the following new subdivision:

15 COVID-19 Employment Requirements

16 275:78 COVID-19 Employment Requirements.

17 I. It shall be unlawful for any employer, as defined in RSA 275:4, to require any employee or
18 applicant for employment to have received a COVID-19 vaccination as a condition of employment,
19 unless the vaccination has received final approval from the Federal Drug Administration.

20 II. Paragraph I shall not apply to health care providers.

21 3 Effective Date. This act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill prohibits an employer from requiring that an employee or applicant for employment pay the cost of any medical test as a condition of employment. This bill also prohibits certain employers from requiring a COVID-19 vaccination that has not received final FDA approval as a condition of employment.