

# **WEST VIRGINIA LEGISLATURE**

## **2022 REGULAR SESSION**

**Introduced**

### **House Bill 4030**

BY DELEGATES JENNINGS, STEELE, FOSTER, D. JEFFRIES,  
PHILLIPS, MCGEEHAN, SYPOLT, HANNA, HOUSEHOLDER,  
FAST, AND B. WARD

[Introduced January 12, 2022; 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  
2 to 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.