

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4215

By Delegate Hott

[Introduced January 10, 2024; Referred
to the Committee on Health and Human Resources
then Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §16-3-4d, relating to the prohibition of discrimination based upon the vaccine
 3 status of an individual.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 3. PREVENTION AND CONTROL OF COMMUNICABLE AND OTHER
 INFECTIOUS DISEASES.**

§16-3-4d. Prohibiting discrimination based upon vaccine status.

1 It shall be an unlawful discriminatory practice for a healthcare provider to provide lesser or
 2 disparate treatment to a patient based upon their vaccination status. A healthcare provider may
 3 implement reasonable accommodation measures to protect the safety and health of employees,
 4 patients, visitors, and other persons from COVID-19; however, a healthcare provider may not
 5 refuse to treat a patient based upon their vaccination status, nor may they provide lesser or
 6 disparate treatment to patients based upon that vaccination status.

NOTE: The purpose of this bill is to ensure that hospitals do not provide lesser treatment to unvaccinated individuals as opposed to vaccinated individuals.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.