

# **WEST VIRGINIA LEGISLATURE**

## **2024 REGULAR SESSION**

**Introduced**

### **House Bill 5249**

By Delegates Crouse, Petitto, Adkins, Dean, and  
Smith

[Introduced January 26, 2024; Referred to the  
Committee on Health and Human Resources then  
Education]

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 prohibiting vaccine and immunization requirements for  
 3 certain schools in this state.

*Be it enacted by the Legislature of West Virginia:*

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

**§16-3-4d. Prohibition on mandatory immunizations or vaccinations for private, parochial,  
 charter, virtual charter, and remote public schools.**

1 (a) The provisions of §16-3-4 of this code are not applicable to students enrolled in private,  
 2 parochial, charter, virtual charter, and remote public schools in this state.

3 (b) Students enrolled in private, parochial, charter, virtual charter, and remote public  
 4 schools in this state shall agree to obey all rules of the West Virginia Secondary School Activities  
 5 Commission governing awards, all-star games, parental consents, physical examinations, and  
 6 vaccinations applicable to all high school athletes, as otherwise set forth in §18-2-25 of this code.

NOTE: The purpose of this bill is to prohibit vaccine mandates for certain schools in this state. The bill acknowledges that student athletes must still adhere to certain guidelines.

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