

HOUSE BILL NO. HB0096

Prohibiting mask, vaccine and testing discrimination.

Sponsored by: Representative(s) McCann, Allemand, Angelos,
Bear, Brady, Heiner, Pendergraft and Webb
and Senator(s) Pearson

A BILL

for

1 AN ACT relating to public health and safety; prohibiting
2 discrimination and publishing or advertising based on a
3 person's vaccination, face covering or medical testing
4 status as specified; providing a civil cause of action;
5 providing definitions; and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 35-4-140 is created to read:

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11 **35-4-140. Discrimination based on face coverings,**
12 **vaccination status and medical testing; penalty.**

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14 (a) As used in this section:

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1 (i) "COVID-19" means the novel coronavirus
2 identified as severe acute respiratory syndrome coronavirus
3 (SARS-CoV-2), any disease caused by severe acute
4 respiratory syndrome coronavirus (SARS-CoV-2), its viral
5 fragments or a virus mutating therefrom and all conditions
6 associated with the disease that are caused by severe acute
7 respiratory syndrome coronavirus (SARS-CoV-2), its viral
8 fragments or a virus mutating therefrom;

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10 (ii) "COVID-19 medical testing" means testing
11 performed to detect, diagnose or monitor COVID-19
12 including, but not limited to, molecular testing,
13 temperature testing, nasal swabbing, nasopharyngeal
14 swabbing, oropharyngeal swabbing, saliva testing, antigen
15 testing, antibody testing, urinalysis and blood testing;

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17 (iii) "Face covering" means a mask or protective
18 covering for the mouth and nose worn to reduce the spread
19 of COVID-19;

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21 (iv) "Vaccination" means the act of
22 administering a vaccine;

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1 (v) "Vaccine" means any substance including
2 live, weakened or dead viruses designed to be administered
3 to a person to produce immunity and prevent infectious
4 viruses and diseases.

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6 (b) No person who receives subsidies from the state
7 or federal government shall:

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9 (i) Refuse, withhold from or deny a person any
10 services, goods, facilities, advantages or privileges that
11 are public in nature or that invite the patronage of the
12 public based on a person's COVID-19 vaccination or booster
13 status, whether a person is not wearing a face covering for
14 COVID-19 purposes or whether a person refuses to submit to
15 COVID-19 medical testing;

16

17 (ii) Publish, display or mail, either directly
18 or indirectly, any communication, notice or advertisement
19 that states that a person is required to wear a face
20 covering for COVID-19 purposes, to have a COVID-19
21 vaccination or booster or to submit to COVID-19 medical
22 testing as a condition for receiving or accessing services,

1 goods, facilities, advantages or privileges that are public
2 in nature or that invite the patronage of the public.

3

4 (c) Any person aggrieved by a violation of subsection
5 (b) of this section may file a civil action to recover a
6 civil award of not more than five thousand dollars
7 (\$5,000.00).

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9 **Section 2.** This act is effective immediately upon
10 completion of all acts necessary for a bill to become law
11 as provided by Article 4, Section 8 of the Wyoming
12 Constitution.

13

14

(END)