

HOUSE BILL NO. HB0059

Prohibiting mask, vaccine and testing discrimination.

Sponsored by: Representative(s) Ward, Allemand, Angelos,
Bear, Haroldson, Heiner, Hornok, Jennings,
Locke, Neiman, Penn, Slagle, Smith, Strock
and Trujillo

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 penalty; providing
5 definitions; making conforming amendments; and providing
6 for an effective date.

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

9

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

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

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1 (a) As used in this section:

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

11

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

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

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1 (iv) "Vaccination" means the act of
2 administering a vaccine;

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

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9 (b) No person shall:

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

18

19 (ii) Publish, display or mail, either directly
20 or indirectly, any communication, notice or advertisement
21 that states that a person is required to wear a face
22 covering, is required to have a COVID-19 vaccination or
23 booster or is required to submit to COVID-19 medical

1 testing as a condition for receiving or accessing services,
2 goods, facilities, advantages and privileges that are
3 public in nature or that invite the patronage of the
4 public.

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6 (c) Any person aggrieved by a violation of subsection
7 (b) of this section may file a civil action to recover a
8 civil penalty of not more than five thousand dollars
9 (\$5,000.00).

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

15

16

(END)