

**As Introduced**

**134th General Assembly  
Regular Session  
2021-2022**

**H. B. No. 425**

**Representatives Wiggam, Hall**

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**A BILL**

To enact section 3792.02 of the Revised Code to 1  
prohibit certain actions related to COVID-19 and 2  
genetic technologies. 3

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3792.02 of the Revised Code be 4  
enacted to read as follows: 5

**Sec. 3792.02.** (A) As used in this section: 6

(1) "Business" means a corporation, association, 7  
partnership, limited liability company, sole proprietorship, 8  
joint venture, or other business entity composed of one or more 9  
individuals, whether or not the entity is operated for profit. 10

(2) "Political subdivision" means a county, township, 11  
municipal corporation, school district, or other body corporate 12  
and politic responsible for governmental activities in a 13  
geographic area smaller than that of the state. "Political 14  
subdivision" also includes a board of health of a city or 15  
general health district. 16

(3) "Public official" means any officer, employee, or duly 17  
authorized agent or representative of a state agency or 18

political subdivision. 19

(4) "School" means a child day-care center, preschool, 20  
elementary school, secondary school, technical or career center, 21  
or institution of higher education, whether public or private. 22

(5) "State agency" means any organized agency, board, 23  
body, court, commission, department, institution, office, or 24  
other entity established by the laws of the state for the 25  
exercise of any function of state government. 26

(B) Except as provided in section 3792.04 of the Revised 27  
Code, a business, political subdivision, public official, 28  
school, or state agency shall not require an individual to 29  
receive any of the following utilizing messenger ribonucleic 30  
acid, deoxyribonucleic acid, or any other genetic vaccine 31  
technology: 32

(1) A vaccine; 33

(2) A drug; 34

(3) A biological product; 35

(4) A form of genetic immunotherapy. 36

(C) A business, political subdivision, public official, 37  
school, or state agency shall not discriminate against an 38  
individual based on the individual's refusal to receive a 39  
vaccine, drug, biological product, or form of genetic 40  
immunotherapy described in division (B) of this section, 41  
including by taking an adverse employment action against the 42  
individual. 43

(D) (1) A business, political subdivision, public official, 44  
school, or state agency shall not require an individual to wear 45  
a facial covering. 46

<u>(2) Division (D)(1) of this section does not apply to</u>	47
<u>either of the following:</u>	48
<u>(a) A hospital or other health care facility;</u>	49
<u>(b) A workplace or other setting where both of the</u>	50
<u>following are the case:</u>	51
<u>(i) The wearing of facial coverings is consistent with</u>	52
<u>industry practices or safety standards;</u>	53
<u>(ii) A facial covering is worn for a reason other than to</u>	54
<u>prevent the spread of COVID-19.</u>	55
<u>(E)(1) A business, political subdivision, public official,</u>	56
<u>school, or state agency shall not require an individual to</u>	57
<u>undergo testing for COVID-19.</u>	58
<u>(2) Division (E)(1) of this section does not apply to a</u>	59
<u>hospital or other health care facility.</u>	60