A BILL

To enact sections 3792.05 and 4113.73 of the Revised Code to enact the COVID-19 Vaccination and Passport Protection Act to prohibit schools, institutions of higher education, employers, and places of public accommodation from requiring COVID-19 vaccines or proof of vaccination.

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

Section 1. That sections 3792.05 and 4113.73 of the Revised Code be enacted to read as follows:

Sec. 3792.05. (A) As used in this section:

(1) "Place of public accommodation" has the same meaning as in section 4112.01 of the Revised Code.

(2) "Private college" has the same meaning as in section 3365.01 of the Revised Code.

(3) "Proof of COVID-19 vaccination status" means a paper document or a digital application available on a smartphone, tablet, or other device, that demonstrates, including through
the use of a scannable code, an individual's COVID-19 vaccination status.

(4) "School" means either or both of the following:

(a) A chartered nonpublic school as defined in section 3310.01 of the Revised Code;

(b) A public school as defined in section 3792.04 of the Revised Code.

(5) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code.

(B) Notwithstanding any provision of the Revised Code to the contrary, both of the following apply:

(1) No school, private college, or state institution of higher education shall prohibit a student from enrolling in or attending classes at the school, college, or institution for either of the following reasons:

(a) The student has not been or will not be vaccinated against COVID-19.

(b) The student refuses to show proof of COVID-19 vaccination status.

(2) No proprietor or employee, keeper, or manager of a place of public accommodation shall deny a person the full enjoyment of the accommodations, advantages, facilities, or privileges of the place of public accommodation for either of the following reasons:

(a) The person has not been or will not be vaccinated against COVID-19.

(b) The person refuses to show proof of COVID-19
vaccination status.

Sec. 4113.73. (A) As used in this section:

(1) "Employer" means any person who has one or more employees. "Employer" includes an agent of an employer, the state or any agency or instrumentality of the state, and any municipal corporation, county, township, school district, or other political subdivision or any agency or instrumentality thereof.

(2) "Proof of COVID-19 vaccination status" means a paper document or a digital application available on a smartphone, tablet, or other device, that demonstrates, including through the use of a scannable code, an individual's COVID-19 vaccination status.

(B) No employer shall discharge without just cause, refuse to hire, or otherwise discriminate against any person with respect to hire, tenure, terms, conditions, or privileges of employment, or any matter directly or indirectly related to employment, for either of the following reasons:

(1) The person has not been or will not be vaccinated against COVID-19.

(2) The person refuses to show proof of COVID-19 vaccination status.

Section 2. This act shall be known as the COVID-19 Vaccination and Passport Protection Act.