

AMENDMENT #3

OFFERED IN THE SENATE

BY SENATOR MYERS

TO: CSSB 3006(L&C)

1 Page 1, line 1, following "Act":

2 Insert "relating to immunization rights;"

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4 Page 1, following line 8:

5 Insert a new bill section to read:

6 **"* Sec. 2.** AS 18.09 is amended by adding new sections to read:

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Article 2A. Immunization Rights.

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Sec. 18.09.270. Employment discrimination based on vaccination status.

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10 (a) It is unlawful discrimination for an employer to require an individual to receive a
11 vaccination as a condition of employment unless the business conducted by the
12 employer or the duties of the position are medical in nature. An employer that requires
13 an individual to receive a vaccination under this section shall allow an individual to
14 refuse the vaccine for a medical reason, including pregnancy.

15 (b) Notwithstanding AS 09.50.250 and AS 09.65.070, an employer that
16 requires an individual to receive a vaccination as a condition of employment under (a)
17 of this section is civilly liable to the individual for damages sustained by the individual
18 that result from the required vaccination.

19 **Sec. 18.09.280. Access to public spaces and services.** A state agency or
20 political subdivision of the state may not require an individual to receive a vaccination
21 against the novel coronavirus disease (COVID-19) or a variant of COVID-19 as a
22 condition of accessing a publicly available service, event, or facility. Notwithstanding
23 AS 09.50.250 and AS 09.65.070, an individual may maintain an action against a state
agency or political subdivision of the state that violates this section."

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2 Renumber the following bill sections accordingly.

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4 Page 2, following line 2:

5 Insert a new bill section to read:

6 **"* Sec. 4.** AS 23.30.055 is amended by adding a new subsection to read:

7 (b) Notwithstanding (a) of this section or AS 23.30.045, this chapter does not
8 apply to a claim arising under AS 18.09.270 or 18.09.280."

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10 Renumber the following bill sections accordingly.

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12 Page 3, line 9:

13 Delete "Sections 3 and 4"

14 Insert "Sections 5 and 6"