



HOUSE BILL 572: No Vaccine Mandate by EO, Rule, or Agency.

2021-2022 General Assembly

Committee:	House Rules, Calendar, and Operations of the House	Date:	May 6, 2021
Introduced by:	Reps. Kidwell, Hanig, Moss	Prepared by:	Jason Moran-Bates
Analysis of:	Second Edition		Staff Attorney

OVERVIEW: *House Bill 572 would prohibit the Governor from using an executive order to require that an individual receive a COVID-19 vaccine and prohibit the Division of Emergency Management from amending the North Carolina Emergency Operations Plan from requiring immunization if that requirement were implemented by an executive order. It would also prevent state public health authorities and licensing agencies from imposing a COVID-19 vaccine mandate.*

CURRENT LAW: North Carolina law currently does not address the authority of the Division of Emergency Management or Governor to adopt a vaccine mandate by executive order during a state of emergency.

BILL ANALYSIS: House Bill 572 would prohibit the Governor from using the emergency powers under Chapter 166A of the General Statutes to require that individuals receive a vaccine by operation of an executive order. The Division of Emergency Management would be prevented from amending the North Carolina Emergency Operations Plan to require individuals to receive vaccines if that requirement were implemented by operation of an executive order. In addition, agencies would not be allowed to adopt rules requiring individuals to get a vaccine as a condition of licensure. Finally, the bill would prevent public health authorities in the state from issuing orders requiring individuals to get COVID-19 vaccines.

EFFECTIVE DATE: This bill would be effective when it becomes law.

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