

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 698

BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO WORKER'S COMPENSATION; AMENDING CHAPTER 4, TITLE 72, IDAHO CODE,
BY THE ADDITION OF A NEW SECTION 72-452, IDAHO CODE, TO PROVIDE THAT
CORONAVIRUS VACCINATION-RELATED ACCIDENTS OR INJURIES SHALL BE COM-
PENSABLE; AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 4, Title 72, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 72-452, Idaho Code, and to read as follows:

72-452. CORONAVIRUS VACCINATION-RELATED ACCIDENTS OR INJURIES. (1) If an employer requires an employee to receive a coronavirus vaccination in the course of employment or as a condition of hiring or continued employment, any accident or injury caused by such vaccination shall be compensable.

(2) The provisions of this title shall be construed in the light most favorable to an employee with respect to a claim for compensation for any accident or injury caused by a coronavirus vaccination received in the course of employment or as a condition of hiring or continued employment.

(3) For purposes of this section:

(a) "Coronavirus" means:

(i) Severe acute respiratory syndrome coronavirus 2;

(ii) The disease caused by severe acute respiratory syndrome coronavirus 2; or

(iii) Any subsequently identified mutation, modification, or strain of coronavirus if the transmission of said virus among humans rises to the level of an epidemic or pandemic and qualifies for an emergency declaration under applicable Idaho law.

(b) "Coronavirus vaccination" means the administration of a vaccine that is licensed under section 351 of the public health service act, 42 U.S.C. 262, or authorized for emergency use under section 564 of the federal food, drug, and cosmetic act, 21 U.S.C. 360bbb-3, for coronavirus.

(4) Nothing in this section shall be construed to indicate support for nor authorization of coronavirus vaccine mandates.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval.