

SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION

S.F. No. 488

(SENATE AUTHORS: GRUENHAGEN, Green and Lucero)

| DATE | D-PG | OFFICIAL STATUS |
|------------|------|---------------------------------------|
| 01/19/2023 | 308 | Introduction and first reading |
| | | Referred to Health and Human Services |
| 01/23/2023 | 353 | Author added Lucero |

1.1 A bill for an act

1.2 relating to health; establishing a vaccine recipient bill of rights; proposing coding

1.3 for new law in Minnesota Statutes, chapter 145.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. **[145.665] VACCINE RECIPIENT BILL OF RIGHTS.**

1.6 Subdivision 1. Purposes; public policy. The purposes of this section are to defend the

1.7 constitutional liberties of Minnesota residents, promote the provision of vaccine information

1.8 to vaccine recipients, ensure vaccines are provided only after the provision of informed

1.9 consent, and promote sound science. It is declared to be the public policy of this state to

1.10 protect the interests of each vaccine recipient by establishing a vaccine recipient bill of

1.11 rights that includes but is not limited to the rights specified in this section.

1.12 Subd. 2. Determination of individual's medical interest. An individual shall reserve

1.13 the right, at all times, to determine what is in the individual's own best medical interest

1.14 regarding obtaining or not obtaining vaccines without threat to the individual's livelihood,

1.15 ability to attend school, or freedom of movement.

1.16 Subd. 3. Disclosure of specific vaccine being administered. A health care provider

1.17 administering a vaccine must disclose to each vaccine recipient the specific vaccine being

1.18 administered to the recipient.

1.19 Subd. 4. Information about vaccines. Before consenting to a vaccine, an individual

1.20 must be given access to information about the vaccine being offered to allow the individual

1.21 to determine whether obtaining the vaccine is in the individual's medical interest. Vaccine

1.22 information to which the individual is given access must include independent information

2.1 from sources other than vaccine manufacturers, governmental entities, or quasi-governmental
2.2 entities.

2.3 Subd. 5. **Consultation with advocate.** Before consenting to a vaccine, an individual
2.4 who is over age 65 and is dependent on others for activities of daily living is entitled to
2.5 consult with a knowledgeable, independent advocate with medical training to help the
2.6 individual determine whether obtaining the vaccine is in the individual's medical interest.

2.7 Subd. 6. **Experimental or investigational vaccines.** No individual shall be required,
2.8 coerced, forced, or pressured to obtain an experimental or investigational vaccine. For
2.9 purposes of this subdivision, "experimental or investigational vaccine" means a vaccine
2.10 that is not approved by the federal Food and Drug Administration but includes a vaccine
2.11 authorized for use according to an emergency use authorization.

2.12 Subd. 7. **Promotion of COVID-19 vaccine.** No employer shall ask a health care provider
2.13 to promote a COVID-19 vaccine.

2.14 Subd. 8. **Vaccine adverse events reporting system.** All health care providers must
2.15 educate themselves regarding the vaccine adverse events reporting system run by the Centers
2.16 for Disease Control and Prevention and the Food and Drug Administration, check the system
2.17 regularly, and provide each vaccine recipient with information on the system.

2.18 Subd. 9. **Private businesses.** A private business operating in Minnesota is prohibited
2.19 from requiring an individual to obtain a vaccine, unless the private business is authorized
2.20 or required to do so under other law. A private business operating in Minnesota is prohibited
2.21 from coercing an individual to obtain a vaccine.