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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 2530

04/16/2021 Authored by Lucero, Franson, Bennett, Raleigh, Gruenhagen and others
The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to health; prohibiting the requirement of vaccine passports, vaccine passes,
1.3 and vaccine credentials for immunization status; proposing coding for new law in
1.4 Minnesota Statutes, chapter 144.

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

1.6 Section 1. 144.066 PROHIBITION ON VACCINE PASSPORTS, VACCINE
1.7 PASSES, AND VACCINE CREDENTIALS FOR IMMUNIZATION STATUS.

1.8 Subdivision 1. Definitions. (a) For purposes of this section, the following terms have
1.9 the meanings given.

1.10 (b) "Local unit of government" has the meaning given in section 4A.07, subdivision 1.

1.11 (c) "Vaccine passport" or "vaccine pass" or "vaccine credential" means proof that an
1.12 individual has tested negative for a contagious disease, or received a vaccination against a
1.13 contagious disease, or is post-transmission recovery from a contagious disease.

1.14 Subd. 2. Government-issued vaccine passport, vaccine pass, and vaccine
1.15 credential. (a) In order to protect the fundamental rights and privacies of Minnesotans and
1.16 because vaccination status is protected health information, no government entity or its
1.17 subdivisions, agents, designees, or assigns are permitted to issue or require use of vaccine
1.18 passports or vaccine passes or vaccine credentials. The vaccine passport or vaccine pass or
1.19 vaccine credential may be electronic, digital such as a cell phone app, or physical such as
1.20 a paper card that an individual can access to show the individual's vaccination status.

1.21 (b) Funds from the state treasury or any national government entity or local political
1.22 subdivision or their agents, designees, or assigns shall not be used to fund a database,

2.1 infrastructure, or any supporting technology pertaining to vaccine passports or vaccine
2.2 passes or vaccine credentials.

2.3 Subd. 3. **Businesses.** In order to protect the fundamental rights and privacies of
2.4 Minnesotans and because vaccination status is protected health information, no entity doing
2.5 business in Minnesota including nonprofit organizations shall require patrons, customers,
2.6 employees, contractors, or staff to provide a vaccine passport or vaccine pass or vaccine
2.7 credential certifying vaccination or post-transmission recovery to gain access to, entry upon,
2.8 or service from the business. This includes but is not limited to travel by air, train, water,
2.9 or rental car.

2.10 Subd. 4. **Violation.** (a) A violation of this section is a misdemeanor. The business shall
2.11 be fined a penalty of \$10,000 for each violation.

2.12 (b) An individual may bring an action to assert a claim under this section and may recover
2.13 compensatory damages plus costs and disbursements including the costs of investigation
2.14 and attorney fees in addition to equitable relief as determined by the court in addition to
2.15 seeking any other remedy otherwise available under law.

2.16 Subd. 5. **Action prohibited.** The governor and every agency of state government and
2.17 local units of government, and local political subdivisions and their agents, designees, and
2.18 assigns are prohibited from taking any action to study, plan, and implement vaccination
2.19 passports or vaccine passes or vaccine credentials.