



PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 197 be amended to read as follows:

- 1 Page 27, between lines 5 and 6, begin a new paragraph and insert:
- 2 "SECTION 22. IC 22-5-4.5 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2021]:
- 5 **Chapter 4.5. Prohibition on Emergency Use Immunization**
- 6 **Requirement for Employment**
- 7 **Sec. 1. As used in this chapter, "emergency use" has the**
- 8 **meaning set forth under 21 U.S.C. 360bbb-3(a)(1) of the Food,**
- 9 **Drug, and Cosmetic Act (21 U.S.C. 564).**
- 10 **Sec. 2. An employer may not do any of the following in relation**
- 11 **to an employee's or prospective employee's failure or refusal to**
- 12 **receive an immunization that has been authorized for emergency**
- 13 **use and lacks full federal Food and Drug Administration approval:**
- 14 **(1) Require, as a condition of employment, that an employee**
- 15 **or prospective employee receive an immunization described**
- 16 **in this section.**
- 17 **(2) Terminate an employee for failing or refusing to receive an**
- 18 **immunization described in this section.**
- 19 **Sec. 3. A person who knowingly or intentionally violates section**
- 20 **2 of this chapter commits a Class A misdemeanor."**
- 21 Page 90, between lines 11 and 12, begin a new paragraph and insert:
- 22 "SECTION 96. IC 35-52-22-13.5 IS ADDED TO THE INDIANA

1 CODE AS A NEW SECTION TO READ AS FOLLOWS  
2 [EFFECTIVE JULY 1, 2021]: **Sec. 13.5. IC 22-5-4.5-3 defines a**  
3 **crime concerning unlawful labor practices."**

4 Renumber all SECTIONS consecutively.  
(Reference is to ESB 197 as printed April 1, 2021.)

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Representative Prescott