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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1004 Session of  
2022

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INTRODUCED BY MASTRIANO, BROOKS, DUSH AND J. WARD,  
JANUARY 11, 2022

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REFERRED TO VETERANS AFFAIRS AND EMERGENCY PREPAREDNESS,  
JANUARY 11, 2022

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AN ACT

1 Amending Title 51 (Military Affairs) of the Pennsylvania  
2 Consolidated Statutes, in Pennsylvania National Guard,  
3 providing for vaccine exclusion.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 51 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 2318. Vaccine exclusion.

9 (a) Prohibition.--No member of the Pennsylvania National  
10 Guard may be required to receive a COVID-19 vaccine. No  
11 administrative or legal actions may be taken against a member of  
12 the Pennsylvania National Guard based solely on the member's  
13 refusal to receive a COVID-19 vaccine.

14 (b) Definitions.--As used in this section, the following  
15 words and phrases shall have the meanings given to them in this  
16 subsection unless the context clearly indicates otherwise:

17 "COVID-19." The novel coronavirus as identified in the  
18 Governor's proclamation of disaster emergency issued on March 6,

1 2020, published at 50 Pa.B. 1644 (March 21, 2020).

2 "COVID-19 vaccine." A vaccine for COVID-19 that has received  
3 emergency use authorization or approval from the United States  
4 Food and Drug Administration.

5 Section 2. This act shall take effect in 60 days.