

SENATE BILL 9060

By Niceley

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 29; Title 50; Title 56 and Title 68, relative to
COVID-19.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 50, Chapter 1, Part 3, is amended by adding the following as a new section:

(a) As used in this section:

(1) "COVID-19" means the novel coronavirus, SARS-CoV-2, and coronavirus disease 2019, including a mutation of the novel coronavirus, SARS-CoV-2, and coronavirus disease 2019;

(2) "Employee" means an individual who performs services for an employer for valuable consideration and does not include a self-employed independent contractor;

(3) "Employer" means an individual or private entity that employs one (1) or more employees; and

(4) "Serious bodily injury" means extreme physical pain, disfigurement, infertility, or protracted loss or substantial impairment of a function of a bodily member, organ, or mental faculty.

(b) Notwithstanding a law to the contrary, an employer shall not require an individual to be subjected to a COVID-19 vaccination as a condition of employment if the individual has contracted and recovered from COVID-19.

(c) If an employer requires an individual to be subjected to a COVID-19 vaccination in order to be hired or to maintain employment, then the employer is one

hundred percent (100%) liable for serious bodily injury sustained by the individual due to the COVID-19 vaccination.

(d) If an employer requires an individual to be subjected to a COVID-19 vaccination in order to be hired or to maintain employment and the individual dies due to the COVID-19 vaccination and the individual's life insurance policy holder refuses to pay the death benefit to a beneficiary due to a clause in the policy that excludes a death caused by or due to experimental treatments or vaccines, then the employer is one hundred percent (100%) liable to pay the full benefit to the beneficiary.

SECTION 2. Tennessee Code Annotated, Section 29-34-802(d), is amended by adding the following as a new subdivision:

Apply to a cause of action brought pursuant to SECTION 1 of this act.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it, and applies to vaccinations occurring on or after the effective date of this act.