

# HB3001



## 103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3001

Introduced 2/16/2023, by Rep. Patrick Windhorst

### SYNOPSIS AS INTRODUCED:

New Act

Creates the Freedom from COVID-19 Vaccination for State Employees Act. Provides that no individual shall be required to obtain a COVID-19 vaccination as a condition of employment with a State agency. Provides that no State employee may be disciplined, discharged, or demoted for failing to obtain a COVID-19 vaccination. Defines "appointee", "COVID-19 vaccination", "employee", "State agency", and "State employee". Effective immediately.

LRB103 05675 JDS 50694 b

A BILL FOR

1 AN ACT concerning government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the  
5 Freedom from COVID-19 Vaccination for State Employees Act.

6 Section 5. Definitions. As used in this Act:

7 "Appointee" means a person appointed to a position in or  
8 with a State agency, regardless of whether the position is  
9 compensated.

10 "COVID-19 vaccination" means any vaccination that is  
11 intended to provide or improve acquired immunity from the  
12 Severe Acute Respiratory Syndrome Coronavirus 2 (SARS-CoV-2)  
13 virus or any variant of that virus.

14 "Employee" means (i) any person employed full-time,  
15 part-time, or under a contract and whose employment duties are  
16 subject to the direction and control of an employer with  
17 regard to the material details of how the work is to be  
18 performed, (ii) any appointed or elected commissioner,  
19 trustee, director, or board member of a board of a State  
20 agency, including any retirement system or investment board  
21 subject to the Illinois Pension Code, or (iii) any other  
22 appointee.

23 "State agency" has the meaning ascribed to that term in

1 Section 1-7 of the Illinois State Auditing Act.

2 "State employee" means any employee of a State agency.

3 Section 10. Freedom from COVID-19 vaccination.

4 (a) No individual shall be required to obtain a COVID-19  
5 vaccination as a condition of employment with a State agency.

6 (b) No State employee may be disciplined, discharged, or  
7 demoted for failing to obtain a COVID-19 vaccination.

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.