

February 19, 2025

Sixty-ninth  
Legislative Assembly  
of North Dakota

## PROPOSED AMENDMENTS TO

### HOUSE BILL NO. 1454

Introduced by

Representatives Henderson, K. Anderson, Frelich, Hauck, Kasper

Senators Paulson, Clemens

1 A BILL for an Act to create and enact a new section to chapter 32-12.1 of the North Dakota  
2 Century Code, relating to ~~the medical liability of a government entity~~an opt-out procedure for  
3 required vaccines.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 32-12.1 of the North Dakota Century Code is created  
6 and enacted as follows:

7 ~~Medical liability of government entity~~Required vaccine - Opt-out procedure.

8 1. ~~As used in this section, "medical product" means a product used to diagnose or~~  
9 ~~manage a disease, including a medical device, drug, or biologic.~~

10 ~~2. Notwithstanding any other provision of law, a state agency, political subdivision, or any~~  
11 ~~other government entity, may not require an individual to take, or receive, or disclose~~  
12 ~~whether the individual has taken or received a medical product unless the~~  
13 ~~manufacturer of the medical product is liable for any death or serious injury caused by~~  
14 ~~the medical product~~ a vaccine or similar product used to prevent a disease, unless  
15 there is a procedure made available for an opt-out for health, religious, or  
16 philosophical reasons.

17 2. This section is not applicable to the department of corrections and rehabilitation.

18 3. For a school, day care center, child care facility, head start program, or nursery school,  
19 the provisions of section 23-07-17.1 must be followed for vaccines and vaccine opt-out  
20 provisions.