

March 26, 2025

Sixty-ninth  
Legislative Assembly  
of North Dakota

**PROPOSED AMENDMENTS TO  
FIRST ENGROSSMENT**

**ENGROSSED HOUSE BILL NO. 1454**

Introduced by

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

Senators Paulson, Clemens

*In place of the amendments (25.0975.02001) proposed in the journal by the Senate, Engrossed House Bill No. 1454 is amended by amendment (25.0975.02003) as follows:*

1 | A BILL for an Act to create and enact a new section to chapter ~~32-12.1~~23-12 of the North  
2 | Dakota Century Code, relating to an opt-out procedure for required vaccines.

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

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

6 | **SECTION 1.** A new section to chapter 23-12 of the North Dakota Century Code is created  
7 | and enacted as follows:

8 | **Required vaccine - Opt-out procedure - Exemptions.**

9 | 1. ~~Notwithstanding any other provision of law, except as provided in subsections 2 and~~  
10 | ~~3~~Unless otherwise provided by law, a state agency, political subdivision, or any other  
11 | government entity, may not require an individual to take or receive a vaccine or similar  
12 | product used to prevent a disease, unless there is a procedure made available for an  
13 | opt-out for health, religious, or philosophical reasons.

14 | 2. ~~This section is not applicable to the department of corrections and rehabilitation~~The  
15 | ~~following entities are exempt from subsection 1:~~

16 | ~~a. The department of corrections and rehabilitation;~~

17 | ~~b. A correctional facility as defined under section 12-44.1-01;~~

18 | ~~c. A law enforcement agency;~~

19 | ~~d. A local public health unit;~~

20 | ~~e.d. A human service zone;~~

- 1 f.e. The state hospital;  
2 g.f. A developmental disability residential facility or other health care provider,  
3 including a long-term care provider, basic care provider, and assisted living  
4 provider; and  
5 h.g. A school, day care center, child care facility, head start program, or nursery  
6 school in compliance with section 23-07-17.1.
- 7 3. For a school, day care center, child care facility, head start program, or nursery school,  
8 the provisions of section 23-07-17.1 must be followed for vaccines and vaccine opt-out  
9 provisions This section does not apply during a public health disaster or emergency  
10 declared under chapter 37-17.1.