

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 2580

By: Stearman

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6 AS INTRODUCED

7 An Act relating to public health; creating the  
8 Maintaining the People's Rights Act; preempting  
9 vaccine mandates by any authority other than the  
10 Legislature; prohibiting discrimination on the basis  
of vaccination or immunity status; defining term;  
providing for codification; and providing an  
effective date.

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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 7311 of Title 63, unless there  
16 is created a duplication in numbering, reads as follows:

17 This act shall be known and may be cited as the "Maintaining the  
18 People's Rights Act".

19 SECTION 2. NEW LAW A new section of law to be codified  
20 in the Oklahoma Statutes as Section 7312 of Title 63, unless there  
21 is created a duplication in numbering, reads as follows:

22 Vaccine mandates may only be imposed by the Legislature, which  
23 hereby states its intent to preempt any vaccine-related ordinances,  
24 rules, and orders. No elected or appointed official or any

1 political subdivision of the state, including, but not limited to,  
2 counties, cities, towns, school districts, agencies, boards,  
3 councils, and commissions, shall issue or enforce a vaccine mandate  
4 through any means, including, but not limited to, orders,  
5 ordinances, or rules.

6 SECTION 3. NEW LAW A new section of law to be codified  
7 in the Oklahoma Statutes as Section 7313 of Title 63, unless there  
8 is created a duplication in numbering, reads as follows:

9 No person shall be discriminated against on the basis of his or  
10 her vaccination or immunity status by denial of any public  
11 accommodation. For purposes of this section, "discrimination" shall  
12 include, but not be limited to, the following:

13 1. Providing any service, financial aid, or benefit to an  
14 individual that is different or is provided in a different manner  
15 from that provided to other similarly situated members of the  
16 general public;

17 2. Subjecting any individual to segregation or separate  
18 treatment in any manner related to that individual's receipt of any  
19 service, financial aid, or benefit provided to other similarly  
20 situated members of the general public;

21 3. Restricting in any way the enjoyment of any advantage or  
22 privilege enjoyed by others receiving any service, financial aid, or  
23 benefit provided to other similarly situated members of the general  
24 public;

1       4. Treating an individual differently from others in  
2 determining whether that individual satisfies any admission,  
3 enrollment, quota, eligibility, membership, or other requirement or  
4 condition which individuals must meet in order to be provided any  
5 service, financial aid, function, or benefit available to other  
6 similarly situated members of the general public; and

7       5. Denying an individual an opportunity to participate in a  
8 program through the provision of service or otherwise afford that  
9 individual an opportunity to do so that is different from that  
10 afforded to other similarly situated members of the general public.

11       SECTION 4. This act shall become effective November 1, 2021.

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