

# HOUSE BILL NO. 4792

May 05, 2021, Introduced by Reps. LaFave, Carra, Bezotte, Markkanen, Brann, Damoose, Maddock, Roth, Wozniak, Bellino and Yaroach and referred to the Committee on Oversight.

A bill to prohibit proof of COVID-19 vaccination or immunity status for certain purposes; and to provide remedies.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 1. This act shall be known and may be cited as the  
2 "COVID-19 vaccination privacy act".

3           Sec. 3. As used in this act, "place of public accommodation"  
4 means a business, or an educational, refreshment, entertainment,  
5 recreation, health, or transportation facility, or institution of  
6 any kind, whether licensed or not, whose goods, services,

1 facilities, privileges, advantages, or accommodations are extended,  
2 offered, sold, or otherwise made available to the public.

3 Sec. 5. Except as otherwise authorized or required by a law of  
4 the United States or this state, a place of public accommodation  
5 shall not require an individual to present documentation disclosing  
6 his or her COVID-19 vaccination or immunity status to gain access  
7 to or receive a service from the place of public accommodation.

8 Sec. 7. (1) An individual may bring a civil action against a  
9 place of public accommodation that violates this act to recover  
10 damages as follows:

11 (a) If there is no previous judgment for a violation of this  
12 act against the place of public accommodation, \$1,000.00.

13 (b) If there is 1 previous judgment for a violation of this  
14 act against the place of public accommodation, \$10,000.00.

15 (c) If there are 2 previous judgments for a violation of this  
16 act against the place of public accommodation, \$100,000.00.

17 (d) If there are 3 or more previous judgments for a violation  
18 of this act against the place of public accommodation,  
19 \$1,000,000.00.

20 (2) In an action under subsection (1), the court shall award  
21 an individual who prevails against a place of public accommodation  
22 actual, reasonable attorney fees.