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**HOUSE BILL NO. 2116****FLOOR AMENDMENT IN THE NATURE OF A SUBSTITUTE**

Proposed by Delegate Mugler

(Patron Prior to Substitute—Delegate Mugler)

House Amendments in [ ] - January 25, 2021

A *BILL to amend the Code of Virginia by adding sections numbered 32.1-42.2 and 44-146.17:1.1, relating to declaration of emergency; essential workers; access to personal protective equipment and immunization; emergency.*

**Be it enacted by the General Assembly of Virginia:**

**1. That the Code of Virginia is amended by adding sections numbered 32.1-42.2 and 44-146.17:1.1 as follows:**

**§ 32.1-42.2. Declared emergency; certain persons deemed essential workers; priority for personal protective equipment and immunization.**

*In any case in which the Board or the Commissioner has made an emergency order or regulation to meet an emergency, not provided for by general regulations, for the purpose of suppressing nuisances dangerous to the public health or a communicable, contagious, or infectious disease or other danger to the public life and health, funeral service licensees and any person employed by a funeral service establishment [ , or by any public medical examination facility established under Article 1 (§ 32.1-277 et seq.) of Chapter 8 of Title 32.1, ] shall be considered essential workers and shall be included in any group afforded priority with regard to (i) access to personal protective equipment and (ii) administration of any vaccination against such communicable disease of public health threat during such emergency.*

**§ 44-146.17:1.1. Declared emergency; certain persons deemed essential workers; priority for personal protective equipment and immunization.**

*In any case in which the Governor has declared a state of emergency related to a communicable disease of public health threat pursuant to § 44-146.17, funeral service licensees and any other person employed by a funeral service establishment [ , or by any public medical examination facility established under Article 1 (§ 32.1-277 et seq.) of Chapter 8 of Title 32.1, ] shall be considered essential workers and shall be included in any group afforded priority with regard to (i) access to personal protective equipment and (ii) administration of any vaccination against such communicable disease of public health threat during such emergency.*

**2. That an emergency exists and this act is in force from its passage.**

ENGROSSED

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