# OSHA COVID-19 Vaccination and Testing ETS VACCINATION MandateD By EMPLOYER

*(This template has been drafted for employers who have* ***decided to mandate*** *that employees receive the COVID-19 vaccine as a condition of employment. This template should be edited/revised/utilized at the employer’s discretion and should be reviewed by their legal counsel to ensure they are meeting all of the legal requirements of the OHSA COVID-19 Vaccination and Testing ETS)*

**Employees**

Recently the Occupational Health and Safety Administration (OSHA) released an emergency temporary standard (ETS) requiring private employers who employ 100 or more people implement a COVID-19 vaccination standard for employees. Our team has reviewed the rule and we have decided to implement a vaccine mandate for our employees.

What follows is a rundown of how we will implement this mandate:

1. ***Vaccinated employees:*** Employees who are already fully vaccinated should submit their vaccinated records to [INSERT DETAILS ON LOGISTICS OF SUBMITTING RECORDS]

**Acceptable Proof of Vaccination:**

* 1. Original record of vaccination
  2. Copy of Vaccination record card
  3. Copy of Medical records documenting vaccination
  4. Official document that contains vaccination type, date and name of provider
  5. Statement attesting to vaccination including specifics on vaccination\*\*
     1. \*\*Penalties will apply for false attestations

1. ***Partially vaccinated employees***: Employees who are in the process of being vaccinated should complete their vaccination series and follow the process that vaccinated employees are using.
2. ***Unvaccinated employees:*** Those who are unvaccinated must be fully vaccinated by January 4, 2022 or have an approved exemption to being vaccinated.

## IMPORTANT INFORMATION

* ***Vaccination cost:*** Vaccines are available to the public at no cost. If you have health insurance, you should present your card at the time of vaccination. If you do not have health coverage, a provider must offer you the vaccination at no cost to you.
* ***Paid time off:*** If you get vaccinated during work hours, you will be paid for your time to receive the vaccine. In addition, you may use your employer provided paid leave for purposes of recovering from vaccination side effects.
* ***Exemptions:*** Those who have a medical condition that does not allow them to become vaccinated or have a sincerely held religious belief that prevents vaccination will need to fill out an exemption form. This will exempt them from vaccination, however they will need to be tested weekly for COVID-19 and wear a face covering while at work. Please contact [EMPLOYER CONTACT] for a request form.

Regardless of your vaccination status, we are putting the following procedures in place in the event of a positive COVID-19 test or diagnosis:

***Employees are required to promptly notify [EMPLOYER CONTACT] of a positive COVID-19 test result or diagnosis. This should be done as soon as possible, preferably before starting a shift or workday.***

Employees must stay removed from the workplace until:

* You receive a negative result on a COVID-19 nucleic acid amplification test (NAAT) following a positive result on a COVID-19 antigen test if you choose to seek a NAAT test for confirmatory testing;
* You meet the return to work criteria in CDC’s “Isolation Guidance” (incorporated by reference, § 1910.509); or
* You receive a recommendation to return to work from a licensed healthcare provider.

Following a COVID-19 positive test result or diagnosis, we are prohibited from testing you again for at least 90 days.

[INSERT ADDITIONAL SPECIFIC EMPLOYER POLICY INFORMATION]

## COMPLIANCE

All staff should be fully vaccinated with their records submitted or have an approved exemption with our human resources team by January 4, 2022. Those who do not have those in place will not be eligible to work until they are submitted and approved.

Please note that these temporary rules are being applied to meet the OSHA ETS requirements and are being done in a non-discriminatory fashion. You should note that there are criminal penalties for making false statements or providing false documentation.

***You may request your records related to this policy at any time. We are required to provide you with those records by the end of the following business day after your request.***

We understand these new rules may cause inconvenience, however we are taking necessary steps to comply with this ETS designed to combat the pandemic. We want to ensure that you and your co-workers continue to have a safety workplace, even during these difficult times. Please reach out to our [INSERT CONTACT PERSON/TEAM] with any questions or concerns you may have.

[NAME]