



CHAPTER 130A

ARTICLE 6 - COMMUNICABLE DISEASES

N.C.G.S. § 130A-158.3.

COVID-19 vaccination requirement prohibited; exemption.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 04:18 UTC	dc60cc84f92c087ef91393b8 - 56a0b8c1862ce0c54da6fd21 - 6c589a4edf480920

§ 130A-158.3(a)

Notwithstanding any provision of this Chapter or Chapter 166A of the General Statutes to the contrary, no State or local public health agency or public health official may require any person, including an applicant for employment or an employee, to provide proof of a COVID-19 vaccination or to submit to a COVID-19 vaccination or series of COVID-19 vaccinations unless the exemption in subsection (b) of this section applies. For purposes of this section, the following definitions apply:

- (1) Applicant for employment. - Any person who seeks to be permitted, required, or directed by a State or local public health agency, or any person employed by a State or local public health agency, to engage in employment in consideration of direct or indirect gain or profit.
- (2) COVID-19. - The coronavirus disease of 2019.
- (3) Employee. - Any individual employed by a State or local public health agency.
- (4) State or local public health agency. - Includes the following:
 - a.The Department or any of its divisions.
 - b.The Commission for Public Health or any district created by the Commission pursuant to subsection (d) of G.S. 130A-29.
 - c.A local health department as defined in subdivision (5) of G.S. 130A-2.
- (5) State or local public health official. - Includes the following:
 - a.The Secretary or a designee.

- b.The State Health Director or a designee.
- c.The head of any State or local public health agency or a designee.

§ 130A-158.3(b)

An exemption to subsection (a) of this section applies to the following:

- (1) Any employee, vendor, volunteer, trainee, or student that is required by a facility certified by the Centers for Medicare and Medicaid Services to show proof of a COVID-19 vaccination, or to submit to a COVID-19 vaccination or COVID-19 series of vaccinations.
- (2) An employee employed by any entity that receives federal funding if complying with subsection (a) of this section would result in the loss of that federal funding.
- (3) An employee employed by the Department of Health and Human Services in the Division of State Operated Healthcare Facilities if the Department requires the COVID-19 vaccination or series of vaccinations for that employee.-
(2023-134, s. 5.8(b).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 130A-29	(a)	"Commission pursuant to subsection (d) of"
G.S. 130A-2	(a)	"as defined in subdivision (5) of"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 130A-158.3 (2026).

PINPOINT

N.C. Gen. Stat. § 130A-158.3(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

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