

118TH CONGRESS
2D SESSION

H. R. 10077

To direct certain institutions of higher education to pay the medical costs of students who were diagnosed with certain diseases following a required COVID–19 vaccination, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 29, 2024

Mr. ROSENDALE (for himself, Mr. POSEY, and Mr. CRANE) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To direct certain institutions of higher education to pay the medical costs of students who were diagnosed with certain diseases following a required COVID–19 vaccination, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “University Forced Vac-
5 cination Student Injury Mitigation Act of 2024”.

1 **SEC. 2. PAYMENT OF MEDICAL COSTS AFTER COVID-19**
2 **VACCINE.**

3 (a) IN GENERAL.—Beginning not later than 90 days
4 after the date of the enactment of this Act, in order to
5 continue to be eligible to receive funds under an applicable
6 program, a covered institution shall pay the medical costs
7 for each covered individual with an approved request
8 under subsection (b).

9 (b) REQUEST FOR PAYMENT.—

10 (1) SUBMISSION.—A student seeking payment
11 of medical costs under subsection (a) shall submit to
12 the covered institution at which the student is en-
13 rolled a request for payment containing the following
14 information:

15 (A) A record of COVID-19 vaccination, in-
16 cluding—

17 (i) the date of such vaccination; and

18 (ii) certification that such vaccination
19 was in order to comply with requirements
20 of the institution for attendance at such
21 institution.

22 (B) Certification from a medical provider
23 that, following the vaccination described in
24 paragraph (1), the student received a diagnosis
25 of at least 1 of the following diseases:

26 (i) Myocarditis.

1 (ii) Pericarditis.

2 (iii) Thrombosis with
3 thrombocytopenia syndrome.

4 (iv) Guillian-Barre Syndrome.

5 (v) Any other disease with a positive
6 association with the COVID-19 vaccine
7 which the Secretary of Education deter-
8 mines to be warranted.

9 (C) Medical costs for the student.

10 (D) Records, including medical records,
11 supporting—

12 (i) the diagnosis described in subpara-
13 graph (B); and

14 (ii) the medical costs described in sub-
15 paragraph (C).

16 (2) APPROVAL.—

17 (A) IN GENERAL.—Not later than 30 days
18 after receiving a request under paragraph (1),
19 the institution shall review the request and
20 make a determination with respect to whether
21 the request contains the information required
22 under subparagraphs (A) through (D) of such
23 paragraph.

24 (B) INSUFFICIENT INFORMATION.—In the
25 case of a student who submits a request under

1 paragraph (1) that contains insufficient infor-
2 mation to be approved under subparagraph (A),
3 the institution shall assist such student in com-
4 pleting such request.

5 (C) INACCURATE INFORMATION.—

6 (i) MEDICAL COSTS.—If an institution
7 receives a request under paragraph (1)
8 that contains inconsistent information with
9 respect to medical costs described in sub-
10 paragraph (C) of paragraph (1) and the
11 records supporting such medical costs in-
12 cluded pursuant to subparagraph (D)(i) of
13 such paragraph, the institution may dis-
14 pute such medical costs.

15 (ii) CIVIL ACTION.—An institution
16 may bring a civil action in an appropriate
17 district court of the United States against
18 a student who, with the intent to defraud
19 the institution, submitted a request under
20 paragraph (1) containing false or fraudu-
21 lent information, seeking damages in an
22 amount that is equal to three times the
23 amount of the payment the student re-
24 ceived or sought.

25 (c) COMPLIANCE.—

1 (1) NOTIFICATION.—A student who is enrolled
2 in a covered institution and who submitted a request
3 under subsection (b) may notify the Secretary if
4 such institution is not complying with the require-
5 ments of this section. Such notification shall in-
6 clude—

7 (A) the date of submission of such request;

8 (B) the information included in such re-
9 quest; and

10 (C) any other information supporting the
11 claim that the institution is not complying with
12 the requirements of this section.

13 (2) DETERMINATION.—

14 (A) IN GENERAL.—Upon receipt of a noti-
15 fication under paragraph (1), the Secretary
16 shall make a determination with respect to
17 whether the covered institution is complying
18 with the requirements of this section.

19 (B) LOSS OF FUNDS.—If the Secretary de-
20 termines that such institution is not in compli-
21 ance with the requirements of this section, the
22 institution shall not be eligible to receive funds
23 under an applicable program for the fiscal year
24 beginning after the date of such determination.

25 (d) DEFINITIONS.—In this section:

1 (1) APPLICABLE PROGRAM.—The term “appli-
2 cable program” has the meaning given such term in
3 section 400(c) of the General Education Provisions
4 Act (20 U.S.C. 1221(c)).

5 (2) COVERED INSTITUTION.—The term “cov-
6 ered institution” means an institution of higher edu-
7 cation (as such term is defined in section 102 of the
8 Higher Education Act of 1965 (20 U.S.C. 1002))—

9 (A) that receives funds under an applicable
10 program; and

11 (B) that requires, or required, a COVID-
12 19 vaccination for attendance at such institu-
13 tion.

14 (3) STUDENT.—The term “student” means an
15 individual who, for any amount of time, attends, or
16 attended, as applicable, a covered institution after
17 January 20, 2020.

18 (4) MEDICAL COSTS.—The term “medical
19 costs” means—

20 (A) costs associated with the diagnosis,
21 cure, mitigation, or treatment of a disease de-
22 scribed in subparagraphs (A) through (E) of
23 subsection (b)(2); and

- 1 (B) any wages or income lost due to illness
- 2 caused by such a disease.

