

Supreme Court Reinstates CMS COVID-19 Vaccine Mandate

By: Laura Caty on January 13, 2022 on graydon.law

The Supreme Court stayed the preliminary injunction which had previously prevented enforcement of the CMS vaccine mandate from going into effect until today, January 13, 2022. In non-legal terms, the CMS Vaccine Mandate is in effect for those certain Medicare/Medicaid certified health care providers, and enforceable pending further legal action.

If covered by the CMS mandate, employers must complete the following requirements by the Phase 1 January 27th date:

- Develop a policy and process or plan for vaccinating all covered staff;
- Collect all exemption requests and have granted/denied such requests;
- Collect all vaccination cards;
- Identify those individuals who require a temporary delay in vaccination; and
- All covered staff must have received at least one vaccine dose prior to providing any patient care, treatment or other services within the covered facility.

By the Phase 2 February 28th date, employers must also comply with the following requirements:

- All covered staff must have completed the vaccination series or have been granted an exemption or have been identified as having a temporary delay as recommended by the CDC.

The [Graydon Labor & Employment team](#) is prepared to assist in preparing policies, providing sample exemption forms, or any other aspect of the CMS mandate. Give us a call!