

# CMS Health Care Vaccine Mandate Allowed by U.S. Supreme Court

## Labor & Employment Law Update

By Suzannah Wilson Overholt on January 13, 2022



Ending months of uncertainty, today the Supreme Court issued its decision allowing CMS to enforce its vaccine mandate for health care workers. The Court's decision stays the injunctions entered by federal courts in Missouri and Louisiana. CMS may now enforce the rule nationwide. Before today's decision, the

CMS rule could only be enforced in 26 states.

As a refresher on what the CMS rule requires, see our previous summary of the rule. Further guidance should be issued by CMS before compliance is required. We will continue to keep you updated.

In another opinion issued today, the Court decided that OSHA's "shot or test" rule for large employers may not be enforced.