

**TERMS AND CONDITIONS RELATED TO
COVID-19 VACCINATION AND TESTING AS REQUIRED BY
NEW JERSEY EXECUTIVE ORDER 271**

In accordance with Executive Order No. 271 (“EO 271”), all contractors and subcontractors (collectively “Contractors”) must maintain a policy that requires all covered workers to either provide proof to the Contractor that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly. Any covered worker that has not provided proof that the worker is fully vaccinated must submit to a minimum of weekly or twice weekly testing on an ongoing basis until fully vaccinated. **This requirement applies to all contracts for services or construction that exceed \$35,500. It does not apply to contracts for the provision of goods.**

Covered workers must demonstrate proof of full vaccination status by presenting the following documents to the Contractor:

- a) The CDC COVID-19 Vaccination Card issued to the vaccine recipient by the vaccination site, or an electronic or physical copy of the same;
- b) Official record from the New Jersey Immunization Information System or other State immunization registry;
- c) A record from the health care provider’s portal/medical record system on official letterhead signed by a licensed physician, nurse practitioner, physician’s assistant, registered nurse or pharmacist;
- d) A military immunization or health record from the United Sate Armed Forces; or
- e) Docket mobile phone application record or any state specific application that produces a digital health record.

To satisfy the testing requirement, a covered worker must undergo screening testing at minimum one or two times weekly. Where a Contractor requires an unvaccinated covered worker to submit proof of a COVID-19 test, the worker may choose either antigen or molecular tests that have Emergency Use Authorization by the U.S. Food and Drug Administration (“FDA”) or are operating per the Laboratory Developed Test requirements by the U.S. Centers for Medicare and Medicaid Services. When a Contractor provides unvaccinated covered workers with on-site access to COVID-19 tests, the Contractor may elect to administer or provide access to either an antigen or molecular test. If a covered worker is not working on-site during a week where testing would otherwise be required, the Contractor’s policy need not require the covered worker to submit to testing for that week.

The Contractor also must have a policy for tracking test results from testing required by these terms and must report results to the local public health departments.

“Covered worker” means any full-time or part-time worker of a Contractor working on or in connection with a contract with the University that requires such worker to enter, work at, or provide services in any place, site, installation, building, room, or facility in which the University conducts official business or is within the University’s custody or control. This requirement does not apply to workers who perform work outside the State of New Jersey.

In accordance with EO 271, a covered worker shall be considered “fully vaccinated” for COVID-19 two weeks or more after they have received the second dose in a two-dose series or two weeks or more after they have received a single-dose vaccine. A covered worker will only be considered fully vaccinated when they have received a COVID-19 vaccine that is currently authorized for emergency use by the FDA or the World Health Organization, or that are approved for use by the same. Covered workers who are not fully vaccinated, or for whom vaccination status is unknown or who have not provided sufficient proof of documentation, shall be considered unvaccinated for purposes of this requirement.

Contractors shall certify, at the time of submission of any invoice, that they have complied with this requirement and EO 271 during the period of time covered by the invoice.

Representative Name	
Title	
Company	
Representative Signature	