



Compliance Update

by Exude, Inc.

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U.S. Supreme Court Halts OSHA ETS Vaccine Mandate

Today the U.S. Supreme Court halted the Biden Administration's OSHA ETS vaccine mandate for employers with 100 employees or more. The 6-3 decision by the Court in *NFIB v. OSHA* enjoins the Administration from taking further steps to implement or enforce the OSHA ETS. Covered employers that had taken steps to comply with the OSHA ETS's January 10 compliance deadline may now decide whether to withdraw that policy or proceed with their own vaccine mandate, independent of the OSHA ETS. A copy of the decision can be viewed [here](#).

Also today, the Court authorized the Centers for Medicare and Medicaid Services ("CMS") to proceed with its vaccine mandate, which the Court reasoned was consistent with federal authority granted the agency by Congress. This 5-4 decision by the Court lifts prior injunctions that lower courts imposed on the CMS vaccine mandate, allowing the rule to be implemented and enforced against CMS-approved health care providers. We note this rule only applies to CMS-approved health care providers. A copy of the decision can be viewed [here](#).

This alert was prepared for Exude, Inc. by Maynard Cooper & Gale, a national law firm. The information in this alert is not intended to create and does not create an attorney-client relationship.

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