

Boston: Proof of COVID-19 Vaccination to Enter Certain Indoor Venues; Workers Must Be Vaccinated

By Michael R. Bertoncini

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Newly elected Boston Mayor Michelle Wu has announced that, starting on January 15, 2022, individuals will be required to show proof of vaccination against COVID-19 in order to enter certain indoor spaces in Boston. People working in those locations also will be required to have received their vaccines.

This new policy is in addition to the City's existing [indoor mask mandate](#).

Covered Locations

The new policy, dubbed "B Together," covers certain indoor locations offering indoor dining, indoor fitness, and indoor entertainment.

Indoor Dining

(portions of food service establishments offering food and drink, including those identified below)*

Restaurants

Bars

All indoor dining areas of food service establishments

Indoor Entertainment, Recreational, and Event Venues (including those listed below)

Movie theaters

Music or concert venues

Commercial event and party venues

Museums and galleries

Professional sports arenas and indoor stadiums

Convention centers and exhibition halls

Indoor Gyms and Fitness Settings (including those listed below)

Commercial gyms and fitness centers

Yoga, Pilates, barre, and dance studios

Boxing and kickboxing gyms

Fitness boot camps

Indoor pools

Other facilities used for conducting group fitness classes

*Excludes (1) food service establishments offering food or drink exclusively for off-premises or outdoor consumption, and (2) food service establishments providing charitable food services, such as soup kitchens.

Employees working in these covered locations also must be vaccinated.

Covered businesses are responsible for checking proof of vaccination and posting a notice (available [here](#)) about the COVID-19 vaccine requirement at their entrance.

The policy excludes pre-kindergarten through grade 12 public and non-public schools and programs,

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COVID-19
Multi-State Resources: COVID-19 Advisor
Reimagine the Workplace
Vaccine Mandate Litigation

Performing arts
theaters

Bowling alleys

Other recreational
centers

child care
programs, senior
centers, and
community
centers. The
policy does not
apply to indoor
college and
university spaces
that already
require
vaccination for all

members of the community.

Proof of Vaccination

Individuals may demonstrate their vaccination status with any of the following:

- A Centers for Disease Control and Prevention (CDC) vaccination card;
- A digital image of their CDC vaccination card;
- An image or printout of any official immunization record;
- A City of Boston-designated app containing a digital image of any official immunization record; or
- Another COVID-19 vaccine verification app.

There is no requirement in the policy to have a vaccine booster to enter indoor establishments. However, the Boston Public Health Commission, in consultation with public health data and guidance from the CDC, may modify this provision in the future.

Covered businesses must require proof of vaccination. If a customer requests an exemption from the vaccine requirement due to a disability, the City's [website](#) advises the covered business to:

engage with them in a cooperative dialogue to see if a reasonable accommodation is possible. A business does not have to provide a reasonable accommodation if doing so would create a direct threat (including contact with an unvaccinated individual) for other customers or employees of the business, or impose an undue hardship on the business.

Covered businesses do not have to check vaccination status for entry for "a quick and limited purpose," such as using the bathroom, placing an order, or making a delivery. Individuals entering a venue for these limited purposes must wear a face mask.

Compliance Timeline

The timeline for compliance with the B Together policy is:

Date	Requirement
January 15, 2022	People age 12 and over must show proof of one dose of vaccine
February 15, 2022	People age 12 and over must show proof of full vaccination
March 1, 2022	Children ages 5-11 must show proof of one dose of vaccine
May 1, 2022	People ages 5 and over must show proof of full vaccination

Enforcement

City inspectors will check for compliance. Businesses that are found not in compliance will receive a warning. If businesses continue not to comply, they may be fined or face other enforcement action.

Jackson Lewis attorneys are closely monitoring updates and changes to legal requirements and guidance and are available to help employers weed through the complexities involved with state-specific or multistate-compliant plans.

If you have questions or need assistance, please reach out to the Jackson Lewis attorney with whom you regularly work, or any member of our [COVID-19 team](#).

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