

117TH CONGRESS 1ST SESSION

H. R. 5418

To prohibit the Department of Transportation and other agencies from promulgating rules requiring a person to provide proof of a COVID-19 vaccination in order to engage in interstate commerce, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

September 29, 2021

Mr. Crenshaw introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Transportation and Infrastructure, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit the Department of Transportation and other agencies from promulgating rules requiring a person to provide proof of a COVID-19 vaccination in order to engage in interstate commerce, and for other purposes.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. PROHIBITION ON PROOF OF VACCINATION RE-
- 4 QUIREMENTS.
- 5 (a) IN GENERAL.—Notwithstanding any other provi-
- 6 sion of law, an agency or department described in sub-

- 1 section (b) may not promulgate any rule to require a per-
- 2 son to provide proof of a COVID-19 vaccination of any
- 3 kind in order to engage in interstate commerce.
- 4 (b) Agencies and Departments Described.—An
- 5 agency or department referred to in subsection (a) is any
- 6 of the following:
- 7 (1) The Department of Transportation.
- 8 (2) The National Railroad Passenger Corpora-
- 9 tion (commonly referred to as "Amtrak").
- 10 (3) The Surface Transportation Board.
- 11 (4) The Transportation Security Administra-
- tion.
- 13 (5) The National Transportation Safety Board.
- 14 (6) The Federal Maritime Commission.
- 15 (7) The Department of Commerce.
- 16 (c) Limitation on the Use of HHS Suspension
- 17 OF ENTRIES AND IMPORTS AUTHORITY.—Section 361(e)
- 18 of the Public Health Service Act (42 U.S.C. 264(e)) is
- 19 amended by adding at the end the following: "Nothing in
- 20 this section shall be construed to authorize the Secretary
- 21 of Health and Human Services to mandate vaccination
- 22 against COVID-19 as a prerequisite for engaging in inter-
- 23 state commerce or travel.".