

117TH CONGRESS  
1ST SESSION

# H. R. 5613

To prohibit the Federal Government from mandating vaccination against  
COVID-19 for interstate travel.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 19, 2021

Mr. CAWTHORN (for himself, Mr. DUNCAN, Mr. BIGGS, Ms. TENNEY, Mr. STEUBE, Mrs. BOEBERT, and Mr. PERRY) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, 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

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## A BILL

To prohibit the Federal Government from mandating  
vaccination against COVID-19 for interstate travel.

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. SHORT TITLE.**

4       This Act may be cited as the “Let Me Travel America  
5       Act”.

1 **SEC. 2. LIMITATION ON AUTHORITY OF SURGEON GEN-**  
2 **ERAL.**

3 Section 361 of the Public Health Service Act (42  
4 U.S.C. 264) is amended by adding at the end the fol-  
5 lowing:

6 “(f) Nothing in this section shall be construed to pro-  
7 vide the Surgeon General, the Secretary of Health and  
8 Human Services, or any Federal agency with the authority  
9 to mandate vaccination against Coronavirus Disease 2019  
10 (COVID-19) as a prerequisite for interstate travel, trans-  
11 portation, or movement.”.

12 **SEC. 3. INTERSTATE COMMON CARRIERS.**

13 (a) IN GENERAL.—Chapter 805 of title 49, United  
14 States Code, is amended by adding at the end the fol-  
15 lowing:

16 **“§ 80505. COVID-19 vaccination status**

17 “(a) IN GENERAL.—An entity described in subsection  
18 (b) may not deny service to any individual solely based  
19 on the vaccination status of the individual with respect  
20 to the Coronavirus Disease 2019 (COVID-19).

21 “(b) ENTITY DESCRIBED.—An entity referred to in  
22 subsection (a) is a common carrier or any other entity,  
23 including a rail carrier (as defined in section 10102, in-  
24 cluding Amtrak), a motor carrier (as defined in section  
25 13102), a water carrier (as defined in that section), and  
26 an air carrier (as defined in section 40102), that—

1 “(1) provides interstate transportation of pas-  
2 sengers; and

3 “(2) is subject to the jurisdiction of the Depart-  
4 ment of Transportation or the Surface Transpor-  
5 tation Board under this title.

6 “(c) SAVINGS PROVISION.—Nothing in this section  
7 applies to the regulation of intrastate travel, transpor-  
8 tation, or movement, including the intrastate transpor-  
9 tation of passengers.”.

10 (b) CLERICAL AMENDMENT.—The analysis for chap-  
11 ter 805 of title 49, United States Code, is amended by  
12 inserting after the item relating to section 80504 the fol-  
13 lowing:

“80505. COVID-19 vaccination status.”.

14 **SEC. 4. RULE OF CONSTRUCTION.**

15 Nothing in this Act, or an amendment made by this  
16 Act, shall be construed to permit or otherwise authorize  
17 Congress or an executive agency to enact or otherwise im-  
18 pose a COVID-19 vaccine mandate.

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