

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.

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## 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

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## 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-  
12 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.”.

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