

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 6838

To provide for asylum or refugee status for certain Canadian nationals subject to harm by reason of the invocation of the Emergencies Act by the Government of Canada.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 25, 2022

Ms. HERRELL introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To provide for asylum or refugee status for certain Canadian nationals subject to harm by reason of the invocation of the Emergencies Act by the Government of Canada.

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 “Canadian Trucker  
5 Freedom Act of 2022”.

6 **SEC. 2. CERTAIN INDIVIDUALS DEEMED TO BE REFUGEES.**

7 For purposes of section 101(a)(42) of the Immigra-  
8 tion and Nationality Act, a person who demonstrates that  
9 they are described in section 3 shall be deemed to be a

1 refugee, and may be admitted as a refugee under section  
2 207 of such Act or receive asylum under section 208 of  
3 such Act (without regard to any determination of credible  
4 fear under section 235 of such Act). Such deeming shall  
5 remain effective for a period of 5 years, which may be  
6 renewed by the Secretary of Homeland Security, if the  
7 Secretary determines that the person would continue to  
8 be subject to harm pursuant to the invocation of the  
9 Emergencies Act (R.S.C., 1985, c. 22 (4th Supp.)) by the  
10 Government of Canada.

11 **SEC. 3. PERSON DESCRIBED.**

12 A person described in this section is any Canadian  
13 national—

14 (1) who engaged in a nonviolent protest;

15 (2) who was harmed financially, physically, or  
16 in his or her reputation, as a result of that protest,  
17 by the Government of Canada pursuant to the invo-  
18 cation of the Emergencies Act (R.S.C., 1985, c. 22  
19 (4th Supp.)) by that government;

20 (3) who presents himself or herself at a port of  
21 entry to the United States or at any United States  
22 consulate, and announces an intent to be deemed a  
23 refugee pursuant to this Act;

24 (4) who consents to a test for SARS-CoV-2,  
25 and tests negative for such virus; and

1           (5) who did not unlawfully enter the United  
2       States.

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