

118TH CONGRESS
1ST SESSION

S. 172

To terminate any existing mask mandates imposed by the Federal Government, to prevent the implementation of new mask mandates, to preserve individual liberty, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 31, 2023

Mr. CRUZ introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To terminate any existing mask mandates imposed by the Federal Government, to prevent the implementation of new mask mandates, to preserve individual liberty, 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. SHORT TITLE.**

4 This Act may be cited as the “No Mask Mandates
5 Act of 2023”.

1 **SEC. 2. TERMINATION OF FACE MASK ORDERS.**

2 (a) **TERMINATION.**—Effective on the date of enact-
3 ment of this Act, the following shall be void and have no
4 force or effect:

5 (1) Executive Order 13991 (86 Fed. Reg.
6 7045), issued on January 20, 2021.

7 (2) The order issued by the Centers for Disease
8 Control and Prevention on January 29, 2021, pursu-
9 ant to section 361 of the Public Health Service Act
10 (42 U.S.C. 264), requiring persons to wear masks
11 while on conveyances and at transportation hubs.

12 (b) **NO AUTHORITY TO ISSUE SUBSEQUENT OR-**
13 **DERS.**—Notwithstanding any other provision of law, no
14 Federal agency or office may issue an order requiring per-
15 sons to wear face masks in response to COVID–19.

16 (c) **NO AUTHORITY TO ISSUE MANDATES IN RE-**
17 **SPONSE TO A PUBLIC HEALTH EMERGENCY.**—Section
18 361 of the Public Health Service Act (42 U.S.C. 264) is
19 amended by adding at the end the following:

20 “(f) Nothing in this section authorizes the Secretary
21 to require persons to wear face masks in response to a
22 public health emergency declared under section 319.”.

23 **SEC. 3. RESTRICTIONS ON THE USE OF PREVIOUSLY AP-**
24 **PROPRIATED FUNDS.**

25 Notwithstanding any other provision of law, no funds
26 previously appropriated by Congress may be used by any

1 executive agency or department of the United States to
2 develop, implement, or otherwise enforce any Federal rule,
3 regulation, or order requiring persons to wear masks in
4 response to COVID-19.

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