

116TH CONGRESS
2D SESSION

H. R. 7875

To require States and units of local governments to enforce stay-at-home orders equally, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 30, 2020

Mr. KEVIN HERN of Oklahoma (for himself, Mr. BANKS, Mr. LAMBORN, Mr. GIBBS, Mr. GRIFFITH, Mr. FLORES, Mr. BUDD, Mr. DAVID P. ROE of Tennessee, Mr. BAIRD, Mr. NORMAN, Mr. GUEST, Mr. CLINE, Mr. HICE of Georgia, Mr. ALLEN, Mr. BISHOP of North Carolina, Mr. BABIN, Mr. DUNCAN, Mr. STEUBE, Mr. GOHMERT, Mr. MEUSER, Mr. ADERHOLT, Mr. TIMMONS, and Mr. GREEN of Tennessee) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To require States and units of local governments to enforce stay-at-home orders equally, 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 “Equal Opportunity
5 First Amendment Act”.

6 **SEC. 2. EQUAL ENFORCEMENT OF STAY-AT-HOME ORDERS.**

7 In the case that a State or unit of local government
8 issues an order that limits gatherings to a certain number

1 of people pursuant to a national emergency declared by
2 the President under the National Emergencies Act (50
3 U.S.C. 1601 et seq.) or a similar State emergency declara-
4 tion, the State or unit of local government may not dis-
5 criminate in the enforcement of such order, in the case
6 of persons who are exercising a right protected under the
7 First Amendment.

8 **SEC. 3. PRIVATE RIGHT OF ACTION.**

9 A person who is harmed by a violation of section 2
10 may bring an action in the appropriate district court of
11 the United States seeking relief.

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