

118TH CONGRESS
1ST SESSION

S. 641

To terminate the requirement imposed by the Director of the Centers for Disease Control and Prevention for proof of COVID–19 vaccination for foreign travelers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 2, 2023

Mr. LEE (for himself, Mr. MARSHALL, Mr. DAINES, Mr. RUBIO, Mr. SCOTT of Florida, Mr. RICKETTS, and Ms. LUMMIS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To terminate the requirement imposed by the Director of the Centers for Disease Control and Prevention for proof of COVID–19 vaccination for foreign travelers, 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 “Fair Removal of Exist-
5 ing and Enforced Bans on Immunization Relating to Des-
6 tination Act” or the “FREEBIRD Act”.

1 **SEC. 2. TERMINATING CDC REQUIREMENT FOR PROOF OF**
2 **COVID-19 VACCINATION FOR FOREIGN TRAV-**
3 **ELERS.**

4 (a) **IN GENERAL.**—Beginning on the date of the en-
5 actment of this Act, the air travel vaccination requirement
6 for foreign travelers shall have no force or effect.

7 (b) **PROHIBITION ON FUNDING.**—Beginning on the
8 date of the enactment of this Act, no Federal funds may
9 be used to administer, implement, or enforce the air travel
10 vaccination requirement for foreign travelers.

11 (c) **AIR TRAVEL VACCINATION REQUIREMENT FOR**
12 **FOREIGN TRAVELERS.**—In this Act, the term “air travel
13 vaccination requirement for foreign travelers” refers to the
14 requirement specified in—

15 (1) the order issued by the Director of the Cen-
16 ters for Disease Control and Prevention entitled
17 “Amended Order Implementing Presidential Procla-
18 mation on Advancing the Safe Resumption of Global
19 Travel During the COVID-19 Pandemic” and pub-
20 lished in the Federal Register on April 7, 2022 (87
21 Fed. Reg. 20405 et seq.), for proof of COVID-19
22 vaccination for air travelers who are covered individ-
23 uals (as defined in such order); or

24 (2) any successor or subsequent order of the
25 Centers for Disease Control and Prevention requir-
26 ing foreign persons traveling by air to show proof of

1 COVID–19 vaccination as a condition on entering
2 the United States.

3 **SEC. 3. REPORT.**

4 Not later than 90 days after the date of the enact-
5 ment of this Act, the Director of the Centers for Disease
6 Control and Prevention shall submit a report to Congress
7 on the number of visitors denied entry under the order
8 specified in section 2(c)(1) during the period beginning on
9 April 7, 2022, and ending on the date of the enactment
10 of this Act.

11 **SEC. 4. RULE OF CONSTRUCTION.**

12 Nothing in this Act may be construed to suggest that
13 the provisions of section 2 shall effect the order issued
14 by the Director of the Centers for Disease Control and
15 Prevention entitled “Requirements for Negative Pre-De-
16 parture COVID–19 Test Results or Documentation of Re-
17 covery from COVID–19 for Aircraft Passengers Traveling
18 to the United States From the People’s Republic of
19 China” and published in the Federal Register on January
20 5, 2023 (88 Fed. Reg. 864) for proof of negative pre-de-
21 parture COVID–19 test results or documentation of recov-
22 ery from COVID–19 for aircraft passengers traveling to
23 the United States from the People’s Republic of China or
24 departing from a designated airport (as defined in such
25 order) if such passenger has been in the People’s Republic

1 of China within the 10 days prior to departure for the
2 United States.

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