

Schmitt 2

ERN23587 2X9

S.L.C.



AMENDMENT NO. _____ Calendar No. _____

Purpose: To prohibit the Federal Government from mandating vaccination against COVID-19 for interstate travel.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. _____

To amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2024 through 2028, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SCHMITT

Viz:

- 1 At the end of subtitle A of title VII, add the following:
- 2 **SEC. 715. LET ME TRAVEL AMERICA ACT.**
- 3 (a) **IN GENERAL.**—Chapter 805 of title 49, United
- 4 States Code, is amended by adding at the end the fol-
- 5 lowing:
- 6 **“§ 80505. COVID-19 vaccination status**
- 7 **“(a) IN GENERAL.**—An entity described in subsection
- 8 (b) may not deny service to any individual solely based
- 9 on the vaccination status of the individual with respect
- 10 to the Coronavirus Disease 2019 (COVID-19).

1 “(b) ENTITY DESCRIBED.—An entity referred to in
2 subsection (a) is a common carrier or any other entity,
3 including a rail carrier (as defined in section 10102, in-
4 cluding Amtrak), a motor carrier (as defined in section
5 13102), a water carrier (as defined in that section), and
6 an air carrier (as defined in section 40102), that—

7 “(1) provides interstate transportation of pas-
8 sengers; and

9 “(2) is subject to the jurisdiction of the Depart-
10 ment of Transportation or the Surface Transpor-
11 tation Board under this title.

12 “(c) SAVINGS PROVISION.—Nothing in this section
13 applies to the regulation of intrastate travel, transpor-
14 tation, or movement, including the intrastate transpor-
15 tation of passengers.”.

16 (b) CLERICAL AMENDMENT.—The analysis for chap-
17 ter 805 of title 49, United States Code, is amended by
18 inserting after the item relating to section 80504 the fol-
19 lowing:

“80505. COVID-19 vaccination status.”.

20 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
21 tion, or an amendment made by this section, shall be con-
22 strued to permit or otherwise authorize Congress or an
23 executive agency to enact or otherwise impose a COVID-
24 19 vaccine mandate.