

117TH CONGRESS
2D SESSION

S. 4036

To establish a procedure for terminating a determination by Surgeon General
to suspend certain entries and imports from designated places.

IN THE SENATE OF THE UNITED STATES

APRIL 7, 2022

Mr. LANKFORD (for himself, Ms. SINEMA, Mr. CORNYN, Mr. KELLY, Mr. THUNE, Mr. MANCHIN, Mrs. CAPITO, Mr. TESTER, Mr. PORTMAN, Ms. HASSAN, and Mr. TILLIS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To establish a procedure for terminating a determination
by Surgeon General to suspend certain entries and im-
ports from designated places.

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 “Public Health and Bor-
5 der Security Act of 2022”.

1 **SEC. 2. TERMINATION OF SUSPENSION OF ENTRIES AND**
2 **IMPORTS FROM DESIGNATED PLACES RE-**
3 **LATED TO THE COVID-19 PANDEMIC.**

4 (a) IN GENERAL.—An order of suspension issued
5 under section 362 of the Public Health Service Act (42
6 U.S.C. 265) as a result of the public health emergency
7 relating to the Coronavirus Disease 2019 (COVID-19)
8 pandemic declared under section 319 of such Act (42
9 U.S.C. 247d) on January 31, 2020, and any continuation
10 of such declaration (including the continuation described
11 in Proclamation 9994 on February 24, 2021), shall be lift-
12 ed not earlier than 60 days after the date on which the
13 Surgeon General provides written notification to the ap-
14 propriate authorizing and appropriating committees of
15 Congress that such public health emergency declaration
16 (including the continuation described in Proclamation
17 9994 on February 24, 2021) have been terminated.

18 (b) PROCEDURES DURING 60-DAY TERMINATION
19 WINDOW.—

20 (1) PLAN.—Not later than 30 days after the
21 date on which a written notification is provided
22 under subsection (a) with respect to an order of sus-
23 pension, the Surgeon General, in consultation with
24 the Secretary of Homeland Security, and the head of
25 any other Federal agency, State, local or Tribal gov-
26 ernment, or nongovernmental organization that has

1 a role in managing outcomes associated with the
2 suspension, as determined by the Surgeon General
3 (or the designee of the Surgeon General), shall de-
4 velop and submit to the appropriate committees of
5 Congress, a plan to address any possible influx of
6 entries or imports, as defined in such order of sus-
7 pension, related to the termination of such order.

8 (2) FAILURE TO SUBMIT.—If a plan under
9 paragraph (1) is not submitted to the appropriate
10 committees of Congress within the 30-day period de-
11 scribed in such paragraph, not later than 7 days
12 after the expiration of such 30-day period, the Sec-
13 retary shall notify the appropriate committees of
14 Congress, in writing, of the status of preparing such
15 a plan and the timing for submission as required
16 under paragraph (1). The termination of order re-
17 lated to such plan shall be delayed until that date
18 that is 30 days after the date on which such plan
19 is submitted to such committees.

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