

117TH CONGRESS
1ST SESSION

S. 2840

To permit civil actions against the United States for COVID–19 vaccination mandates.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 23, 2021

Mr. LEE introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To permit civil actions against the United States for COVID–19 vaccination mandates.

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 “Don’t Jab Me Act”.

5 **SEC. 2. DEFINITIONS.**

6 In this Act:

7 (1) AGGRIEVED INDIVIDUAL.—The term “ag-

8 grieved individual” includes—

9 (A) an individual who received a COVID–

10 19 vaccine as a result of Executive Order

1 14043 to prevent the termination, or any other
2 adverse consequence, of the employment of the
3 individual with the Federal agency;

4 (B) an individual who is required to receive
5 a COVID–19 vaccine as a result of Executive
6 Order 14043 to prevent the termination, or any
7 other adverse consequence, of the employment
8 of the individual with the Federal agency;

9 (C) an individual who received a COVID–
10 19 vaccine as a result of a Federal agency re-
11 quirement (or required by their employer who is
12 acting pursuant to a Federal requirement) as a
13 condition of new or continued employment; and

14 (D) an individual who is required by a
15 Federal agency (or required by their employer
16 who is acting pursuant to a Federal require-
17 ment) to receive a COVID–19 vaccine, or be
18 faced with an adverse consequence, as a condi-
19 tion of new or continued employment.

20 (2) EXECUTIVE ORDER 14043.—The term “Ex-
21 ecutive Order 14043” means Executive Order 14043
22 (86 Fed. Reg. 50989; relating to requiring coronavi-
23 rus disease 2019 vaccination for Federal employees).

1 **SEC. 3. CIVIL ACTIONS AGAINST THE UNITED STATES FOR**
2 **COVID-19 VACCINATION MANDATES.**

3 Any aggrieved individual may commence an action in
4 an appropriate district court of the United States against
5 the United States seeking declaratory or injunctive relief
6 and to recover compensatory damages for injuries sus-
7 tained as a result of a COVID-19 vaccination mandate.

8 **SEC. 4. RULE OF CONSTRUCTION.**

9 Nothing in this Act may be construed to permit or
10 otherwise authorize a COVID-19 vaccine mandate under
11 Federal law (including regulations).

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