

118TH CONGRESS
1ST SESSION

H. R. 5561

To prohibit the President and the Secretary of Health and Human Services from declaring certain emergencies or disasters for the purpose of imposing gun control.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 19, 2023

Mr. CLOUD (for himself, Mr. ARRINGTON, Mr. DAVIDSON, Mr. CRAWFORD, Mr. ROSENDALE, Mr. WOMACK, Mr. WALBERG, Ms. VAN DUYNE, Mr. NORMAN, Mr. ROGERS of Alabama, Mr. BISHOP of North Carolina, Mr. OGLES, Mrs. BOEBERT, Mr. ADERHOLT, Mr. KELLY of Pennsylvania, Mrs. LESKO, Mr. HIGGINS of Louisiana, Mr. GOODEN of Texas, Mr. YAKYM, Mr. GALLAGHER, Mr. KUSTOFF, Mr. FITZGERALD, Mr. FEENSTRA, Mrs. MILLER of Illinois, Mr. GROTHMAN, Mrs. HINSON, Mr. SESSIONS, Mr. HARRIS, Mr. MOONEY, and Mr. STEIL) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit the President and the Secretary of Health and Human Services from declaring certain emergencies or disasters for the purpose of imposing gun control.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Protecting the Right
3 to Keep and Bear Arms Act of 2023”.

4 **SEC. 2. LIMITATION ON DECLARATIONS BY PRESIDENT.**

5 The President (or any designee thereof) shall not, for
6 the purpose of imposing gun control, declare an emergency
7 pursuant to the National Emergencies Act (50 U.S.C.
8 1601 et seq.) or an emergency or major disaster pursuant
9 to the Robert T. Stafford Disaster Relief and Emergency
10 Assistance Act (42 U.S.C. 5121 et seq.).

11 **SEC. 3. LIMITATION ON DECLARATIONS BY HHS.**

12 The Secretary of Health and Human Services shall
13 not, for the purpose of imposing gun control, declare a
14 public health emergency pursuant to section 319 of the
15 Public Health Service Act (42 U.S.C. 247d).

16 **SEC. 4. FIREARMS POLICIES.**

17 Section 706(a) of the Robert T. Stafford Disaster Re-
18 lief and Emergency Assistance Act (42 U.S.C. 5207(a))
19 is amended—

20 (1) in paragraph (3) by striking “; or” and in-
21 serting a semicolon;

22 (2) in paragraph (4) by striking the period and
23 inserting a semicolon; and

24 (3) by adding at the end the following:

25 “(5) prohibit the possession, manufacture, sale,
26 or transfer of arms, as protected by the Second

1 Amendment to the Constitution of the United
2 States;

3 “(6) prohibit the possession, manufacture, sale,
4 or transfer of ammunition;

5 “(7) prohibit the possession, manufacture, sale,
6 or transfer of ammunition feeding devices; or

7 “(8) prohibit the possession, manufacture, sale,
8 or transfer of firearms accessories.”.

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