

# Can the CDC make a law or order?

The Centers for Disease Control and Prevention (CDC) issued an Order pdf icon[PDF – 11 pages] on January 29, 2021 requiring the wearing of masks by travelers and operators.

In this order, the CDC states that they have the authority to create such an order, as written in our code of law 42 U.S.C. 264.

Does 42 U.S.C. 264 give the CDC this authority?

The CDC does NOT have the authority to create an order for interstate travel. That means that this order DOES NOT apply to flights within a state, or to buses, ferries, or any other conveyance in your village, town, city, or state, as long as the traveling remains within the state!

The CDC surgeon general, with approval from the secretary of Health and Human Services, can only create regulations that prevent the spread of infectious disease FROM A FOREIGN COUNTRY, or ACROSS STATES.....*not*, within a state.

And, the regulations must be “necessary”. We must ask the surgeon general for the proof that masks are “necessary” even for foreign and across state lines, is, necessary!

So, when your local bus line says that “federal law” requires you to cover your face – you know that they are lying.

Further, has the HHS Acting Secretary Norris Cochran signed this CDC “order”? Our law says only the HHS Secretary has that authority.

Nope! It was signed by Martin S. Cetron, on February 1, 2021.

EFFECTIVE DATE:

This Order shall enter into effect on February 1, 2021, at 11:59 p.m. and will remain in effect unless modified or rescinded based on specific public health or other considerations, or until the Secretary of Health and Human Services rescinds the determination under section 319 of the Public Health Service Act (42 U.S.C. 247d) that a public health emergency exists.

In testimony whereof, the Director of the Division of Global Migration and Quarantine at the Centers for Disease Control and Prevention, U.S. Department of Health and Human Services, has hereunto set his hand at Atlanta, GA, this 29th day of January 2021.



Martin S. Cetron, M.D.  
Director, Division of Global Migration and Quarantine  
Centers for Disease Control and Prevention

zoom

---

The code of law also says that the regulations the surgeon general makes **MAY provide** that individuals who are “reasonably believed to be infected” in a “qualifying stage” (coughing, sneezing, etc) with a communicable disease who is traveling across state lines can be detained, and if, upon examination they are found to be infected, for a time and in a manner that is considered to be “reasonably necessary.” However, they can’t detain you if you’re traveling within your state, at ALL!

Walking around without a mask is not a reason for anyone to reasonably believe that you may be infected.

**Who has the authority to enforce isolation and quarantine because of a communicable disease?** – Link to HH article

“The authority for carrying out these functions on a daily basis has been delegated to the Centers for Disease Control and Prevention (CDC).”

Has the HHS Acting Secretary Norris Cochran signed the CDC “order”? No, see above. Our law says only the HHS Secretary has that authority.

---

*All the credit for bringing this truth to light goes to Peggy Hall  
of <http://www.TheHealthyAmerican.org>*

---

Source: <https://minnesotan.community/can-the-cdc-make-a-law-or-order/>

[Disclaimer]