

regulations at 42 CFR 71.4, 71.20, 71.31, and 71.32.

**Sherri Berger,**

*Chief of Staff, Centers for Disease Control and Prevention.*

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Disease Control and Prevention

#### Delegation of Authority

Notice is hereby given that pursuant to Section 222 of the Public Health Service Act [42 U.S.C. 217a], as amended, I have delegated to the Director, Centers for Disease Control and Prevention (CDC), authority to appoint temporary members to the National Institute for Occupational Safety and Health's Safety and Occupational Health Study Section (SOHSS). This authority may be redelegated by the CDC Director.

This delegation supersedes the June 7, 2016, delegation concerning this authority.

This delegation became effective upon date of signature. In addition, I affirmed and ratified any actions taken by the Director, CDC or her subordinates that involved the exercise of the authorities delegated herein, or substantially similar authorities vested in me by prior annual HHS appropriations acts, prior to the effective date of the delegation.

Dated: November 2, 2021.

**Xavier Becerra,**

*Secretary.*

[FR Doc. 2021–24249 Filed 11–4–21; 8:45 am]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Disease Control and Prevention

#### Requirement for Negative Pre-Departure COVID–19 Test Result or Documentation of Recovery From COVID–19 for All Airline or Other Aircraft Passengers Arriving Into the United States From Any Foreign Country

**AGENCY:** Centers for Disease Control and Prevention (CDC), Department of Health and Human Services (HHS).

**ACTION:** Notice of agency amended order.

**SUMMARY:** The Centers for Disease Control and Prevention (CDC), located within the Department of Health and Human Services (HHS), announces an Amended Order requiring negative pre-departure COVID–19 test results or documentation of recovery from COVID–19 for all airline or other aircraft passengers arriving into the United States from any foreign country. This Amended Order was signed by the CDC Director on October 25, 2021, and supersedes the previous Order signed by the CDC Director on January 25, 2021.

**DATES:** This Amended Order will become effective at 12:01 a.m. on November 8, 2021.

#### FOR FURTHER INFORMATION CONTACT:

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**SUPPLEMENTARY INFORMATION:** This Amended Order updates COVID–19 testing requirements for air passengers 2 years of age and older boarding a flight to the United States, depending on their COVID–19 vaccination status.

This Amended Order prohibits the boarding of any passenger 2 years of age and older on any airline or aircraft destined to the United States from a foreign country unless the passenger presents:

(1) Paper or digital documentation of a negative pre-departure viral test result for SARS–CoV–2, the virus that causes COVID–19, that meets one of the following requirements:

- For passengers who are fully vaccinated against COVID–19, the viral test must be conducted on a specimen collected no more than 3 days before the flight's departure from a foreign country.
  - For passengers not fully vaccinated against COVID–19, the viral test must be conducted on a specimen collected no more than 1 day before the flight's departure from a foreign country.
- Or

(2) Paper or digital documentation of recovery from COVID–19 in the form of both:

- A positive viral test result conducted on a specimen collected no more than 90 days before the flight; and
- A letter from a licensed health care provider or public health official stating that the passenger has been cleared for travel.

This Amended Order also constitutes a controlled free pratique to any airline or other aircraft operator with an aircraft arriving into the United States. Pursuant to this controlled free pratique, the

airline or other aircraft operator must comply with the requirements outlined in the Amended Order.

A copy of the Amended Order and Passenger Attestation form is provided below. A copy of the signed Amended Order and Passenger Attestation form can be found at <https://www.cdc.gov/quarantine/fr-proof-negative-test.html>.

#### Centers for Disease Control and Prevention (CDC), Department of Health and Human Services (HHS)

#### Notice and Amended Order Under Section 361 of the Public Health Service Act (42 U.S.C. 264) and 42 Code of Federal Regulations 71.20 & 71.31(b)

#### Requirement for Negative Pre-Departure COVID–19 Test Result or Documentation of Recovery From COVID–19 for All Airline or Other Aircraft Passengers Arriving Into the United States From Any Foreign Country

##### Summary

Pursuant to 42 CFR 71.20, 71.31(b) and as set forth in greater detail below, this Notice and Amended Order<sup>1</sup> prohibits the boarding of any passenger—2 years of age or older—on any aircraft destined to the United States<sup>2</sup> from a foreign country unless the passenger<sup>3</sup> presents:

(1) Paper or digital documentation of a negative pre-departure viral test result for SARS–CoV–2, the virus that causes COVID–19, that meets one of the following requirements:

- For passengers who are fully vaccinated against COVID–19, the viral test must be conducted on a specimen collected no more than 3 calendar days before the flight's departure from a foreign country (*Qualifying Test for Fully Vaccinated*).

- For passengers who are not fully vaccinated against COVID–19, the viral test must be conducted on a specimen collected no more than 1 calendar day before the flight's departure from a foreign country (*Qualifying Test for Not Fully Vaccinated*).

Or

(2) Paper or digital documentation of recovery from COVID–19 in the form of both:

<sup>1</sup> This Amended Order supersedes the previous order signed by the Centers for Disease Control and Prevention (CDC) Director on January 25, 2021.

<sup>2</sup> This includes any flight, regardless of whether the United States is final destination or connection to another country.

<sup>3</sup> A parent or other authorized individual may present the required documentation on behalf of a passenger 2–17 years of age. An authorized individual may act on behalf of any passenger who is unable to act on their own behalf (e.g., by reason of age, or physical or mental impairment).