

118TH CONGRESS
1ST SESSION

S. _____

To amend section 70108 of title 46, United States Code, to prohibit the Secretary of the Department in which the United States Coast Guard is operating from entering into an agreement relating to assessing the effectiveness of antiterrorism measures at a foreign port with any foreign government that is a state sponsor of terrorism, and for other purposes.

IN THE SENATE OF THE UNITED STATES

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

A BILL

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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 “International Port Se-
5 curity Enforcement Act”.

1 **SEC. 2. FOREIGN PORT SECURITY ASSESSMENTS.**

2 Section 70108 of title 46, United States Code, is
3 amended—

4 (1) in subsection (f)—

5 (A) in paragraph (1), by striking “provided
6 that” and all that follows and inserting the fol-
7 lowing: “if—

8 “(A) the Secretary certifies that the for-
9 eign government or international organization—

10 “(i) has conducted the assessment in
11 accordance with subsection (b); and

12 “(ii) has provided the Secretary with
13 sufficient information pertaining to its as-
14 sessment (including information regarding
15 the outcome of the assessment); and

16 “(B) the foreign government that con-
17 ducted the assessment is not a state sponsor of
18 terrorism (as defined in section 3316(h).”;

19 (B) by amending paragraph (3) to read as
20 follows:

21 “(3) LIMITATIONS.—Nothing in this section
22 may be construed—

23 “(A) to require the Secretary to treat an
24 assessment conducted by a foreign government
25 or an international organization as an assess-

1 ment that satisfies the requirement under sub-
2 section (a);

3 “(B) to limit the discretion or ability of the
4 Secretary to conduct an assessment under this
5 section;

6 “(C) to limit the authority of the Secretary
7 to repatriate aliens to their respective countries
8 of origin; or

9 “(D) to prevent the Secretary from re-
10 questing security and safety measures that the
11 Secretary considers necessary to safeguard
12 Coast Guard personnel during the repatriation
13 of aliens to their respective countries of ori-
14 gin.”; and

15 (2) by adding at the end the following:

16 “(g) STATE SPONSORS OF TERRORISM AND INTER-
17 NATIONAL TERRORIST ORGANIZATIONS.—The Sec-
18 retary—

19 “(1) may not enter into an agreement under
20 subsection (f)(2) with—

21 “(A) a foreign government that is a state
22 sponsor of terrorism; or

23 “(B) a foreign terrorist organization; and

24 “(2) shall—

1 “(A) deem any port that is under the juris-
2 diction of a foreign government that is a state
3 sponsor of terrorism as not having effective
4 antiterrorism measures for purposes of this sec-
5 tion and section 70109; and

6 “(B) immediately apply the sanctions de-
7 scribed in section 70110(a) to such port.”.