

118TH CONGRESS  
1ST SESSION

# S. 832

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.

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## IN THE SENATE OF THE UNITED STATES

MARCH 16, 2023

Mr. RUBIO (for himself and Mr. SCOTT of Florida) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “International Port Se-  
3 curity Enforcement Act”.

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

5 Section 70108 of title 46, United States Code, is  
6 amended—

7 (1) in subsection (f)—

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

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

13 “(i) has conducted the assessment in  
14 accordance with subsection (b); and

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

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

22 (B) by amending paragraph (3) to read as  
23 follows:

24 “(3) LIMITATIONS.—Nothing in this section  
25 may be construed—

1           “(A) to require the Secretary to treat an  
2           assessment conducted by a foreign government  
3           or an international organization as an assess-  
4           ment that satisfies the requirement under sub-  
5           section (a);

6           “(B) to limit the discretion or ability of the  
7           Secretary to conduct an assessment under this  
8           section;

9           “(C) to limit the authority of the Secretary  
10          to repatriate aliens to their respective countries  
11          of origin; or

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

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

19          “(g) STATE SPONSORS OF TERRORISM AND INTER-  
20          NATIONAL TERRORIST ORGANIZATIONS.—The Sec-  
21          retary—

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

24                         “(A) a foreign government that is a state  
25                         sponsor of terrorism; or

1           “(B) a foreign terrorist organization; and

2           “(2) shall—

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

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

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