

116TH CONGRESS
1ST SESSION

H. R. 4942

To direct the Transportation Security Administration to develop and disseminate best practices for rental companies and dealers to report suspicious behavior to law enforcement agencies at the point of sale of a covered rental vehicle to prevent and mitigate acts of terrorism using motor vehicles, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 31, 2019

Mr. GOTTHEIMER (for himself and Mr. FITZPATRICK) introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To direct the Transportation Security Administration to develop and disseminate best practices for rental companies and dealers to report suspicious behavior to law enforcement agencies at the point of sale of a covered rental vehicle to prevent and mitigate acts of terrorism using motor vehicles, and for other purposes.

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 “Darren Drake Act”.

5 **SEC. 2. FINDINGS.**

6 Congress makes the following findings:

1 (1) From 2013 through 2017, terrorists carried
2 out 25 known vehicle ramming attacks in North
3 America and Western Europe, resulting in 156 fa-
4 talities and 790 injuries.

5 (2) The Islamic State of Iraq and the Levant,
6 or ISIS, was designated by the Department of State
7 as a foreign terrorist organization on December 17,
8 2004, and was designated as a Specially Designated
9 Global Terrorist (SDGT) on October 15, 2004.

10 (3) Al-Qa'ida and the Islamic State have pro-
11 moted vehicle attacks for years, including in Inspire,
12 the online magazine of al-Qa'ida and in Rumiya, the
13 magazine of the Islamic State.

14 (4) The Islamic State calls upon its followers to
15 conduct vehicle ramming attacks by buying, renting,
16 stealing, or borrowing trucks and targeting large
17 outdoor events, crowded pedestrian streets, outdoor
18 markets and rallies.

19 (5) On November 21, 2017, a grand jury in the
20 Southern District of New York returned a 22-count
21 indictment against the perpetrator of an alleged ve-
22 hicular terrorist attack carried out in the name of
23 the designated foreign terrorist organization the Is-
24 lamic State in lower Manhattan on October 31,
25 2017, which killed eight people, including Darren

1 Drake of New Milford, New Jersey, and injured 12
2 more.

3 (6) On March 27, 2019, an Ohio man plead
4 guilty to 29 Federal hate crimes for driving a car
5 into a crowd of counter-protestors in Charlottesville,
6 Virginia, on August 12, 2017, killing one woman
7 and injuring dozens.

8 (7) The automotive sale and rental industry has
9 been a leader in strengthening security measures,
10 working with government agencies and officials in-
11 cluding the Department of Homeland Security,
12 Transportation Security Administration, and the
13 Federal Bureau of Investigation, and continuing to
14 innovate and improve to better protect its customers,
15 employees, assets, and the general public.

16 **SEC. 3. TSA BEST PRACTICES RELATED TO CERTAIN INFOR-**
17 **MATION COLLECTED BY RENTAL COMPANIES**
18 **AND DEALERS.**

19 (a) DEVELOPMENT AND DISSEMINATION.—

20 (1) IN GENERAL.—Not later than one year
21 after the date of the enactment of this Act, the Ad-
22 ministrator of the Transportation Security Adminis-
23 tration shall develop and disseminate best practices
24 for rental companies and dealers to report suspicious

1 behavior to law enforcement agencies at the point of
2 sale of a covered rental vehicle.

3 (2) CONSULTATION; UPDATES.—The Adminis-
4 trator of the Transportation Security Administration
5 shall develop and, as necessary, update the best
6 practices described in paragraph (1) after consulta-
7 tion with relevant rental industry stakeholders.

8 (b) REPORT TO CONGRESS.—Not later than one year
9 after the date of the enactment of this Act, the Secretary
10 of Homeland Security and the Administrator of the Trans-
11 portation Security Administration shall jointly submit to
12 Congress a report on the implementation of this section,
13 including an assessment of—

14 (1) the impact of the best practices described in
15 subsection (a) on efforts to protect the United
16 States against terrorist attacks; and

17 (2) ways to improve and expand cooperation
18 and engagement between—

19 (A) the Department of Homeland Security
20 and the Transportation Security Administra-
21 tion; and

22 (B) rental companies, dealers, and other
23 relevant rental industry stakeholders.

24 (c) DEFINITIONS.—In this section, the terms “cov-
25 ered rental vehicle”, “dealer”, and “rental company” have

- 1 the meanings given those terms in section 30102 of title
- 2 49, United States Code.

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