

114TH CONGRESS
2D SESSION

H. R. 5179

To limit the authority of personnel of the Department of Homeland Security to prohibit a citizen or permanent resident of the United States from boarding as a passenger on an aircraft or cruise ship based on inclusion of the individual in a watchlist, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2016

Mr. AMASH introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To limit the authority of personnel of the Department of Homeland Security to prohibit a citizen or permanent resident of the United States from boarding as a passenger on an aircraft or cruise ship based on inclusion of the individual in a watchlist, 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 “No Fly for Terrorists
5 Act”.

1 **SEC. 2. PROHIBITION ON PREVENTING A CITIZEN OR PER-**
2 **MANENT RESIDENT OF THE UNITED STATES**
3 **FROM BOARDING AS A PASSENGER ON AN**
4 **AIRCRAFT OR CRUISE SHIP BASED ON INCLU-**
5 **SION IN A WATCHLIST.**

6 (a) AIRCRAFT.—Section 44903(j)(2) of title 49,
7 United States Code, is amended by redesignating subpara-
8 graph (H) as subparagraph (I), and by inserting after
9 subparagraph (G) the following:

10 “(H) PROHIBITION ON PREVENTING A
11 PASSENGER FROM BOARDING ABSENT CONVIC-
12 TION FOR CRIME OF TERRORISM.—No per-
13 sonnel of the Department of Homeland Security
14 may prohibit an individual who is a citizen or
15 permanent resident of the United States from
16 boarding as a passenger on a flight based on
17 the inclusion of the individual on any automatic
18 selectee list, no fly list, consolidated and inte-
19 grated terrorist watchlist, or other similar list
20 maintained by the Federal Government unless
21 the individual has been convicted of a Federal
22 crime of terrorism as such term is defined in
23 section 2332b(g)(5) of title 18.”.

24 (b) CRUISE SHIPS.—Section of title 40701 of the In-
25 telligence Reform and Terrorism Prevention Act of 2004
26 (46 U.S.C. 70101 note) is amended by redesignating sub-

1 section (d) as subsection (e), and by inserting after sub-
2 section (c) the following:

3 “(d) PROHIBITION ON PREVENTING A PASSENGER
4 FROM BOARDING ABSENT CONVICTION FOR CRIME OF
5 TERRORISM.—No personnel of the Department of Home-
6 land Security may prohibit an individual who is a citizen
7 or permanent resident of the United States from boarding
8 as a passenger on a cruise ship based on the inclusion
9 of the individual on the no transport list, automatic se-
10 lectee list, consolidated and integrated terrorist watchlist,
11 or other similar list maintained by the Federal Govern-
12 ment unless the individual has been convicted of a Federal
13 crime of terrorism as such term is defined in section
14 2332b(g)(5) of title 18.”.

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