

112TH CONGRESS
1ST SESSION

H. R. 2846

To amend the Implementing Recommendations of the 9/11 Commission Act of 2007 to provide immunity for reporting and responding to suspicious transactions, activities, and occurrences that involve a vessel, facility, port, or waterway, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 7, 2011

Mr. RIGELL (for himself, Mrs. MILLER of Michigan, and Mr. LONG) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend the Implementing Recommendations of the 9/11 Commission Act of 2007 to provide immunity for reporting and responding to suspicious transactions, activities, and occurrences that involve a vessel, facility, port, or waterway, 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 “Suspected Maritime
5 Activities Reporting of Terrorism Immunity Act” or the
6 “SMART Immunity Act”.

1 **SEC. 2. IMMUNITY FOR REPORTING AND RESPONDING TO**
2 **SUSPICIOUS TRANSACTIONS, ETC. INVOLV-**
3 **ING A VESSEL, FACILITY, PORT, OR WATER-**
4 **WAY.**

5 Section 1206(d)(2) of the Implementing Rec-
6 ommendations of the 9/11 Commission Act of 2007 (6
7 U.S.C. 1104(d)(2)) is amended—

8 (1) by striking “directed against a passenger
9 transportation system” and inserting the following:
10 “directed against—

11 “(1) a passenger transportation system—”;

12 (2) by redesignating subparagraphs (A) and
13 (B) as clauses (i) and (ii), and moving them 2 ems
14 to the right;

15 (3) by striking the period at the end and insert-
16 ing “; or”; and

17 (4) by adding at the end the following new sub-
18 paragraph:

19 “(B) a vessel, facility (as that term is de-
20 fined in section 70101 of title 46, United States
21 Code), port, or waterway, whether or not a pas-
22 senger is threatened, indicating that an indi-
23 vidual may be engaging, or preparing to en-
24 gage, in a violation of law relating to—

25 “(i) a threat to a vessel, facility (as so
26 defined), port, or waterway; or

1 “(ii) an act of terrorism (as that term
2 is defined in section 3077 of title 18,
3 United States Code) against a vessel, facil-
4 ity, port, or waterway.”.

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