

115TH CONGRESS  
1ST SESSION

# H. R. 248

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

JANUARY 4, 2017

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.”.

○