

109TH CONGRESS
2^D SESSION

H. R. 4839

To prohibit entities owned or controlled by foreign governments from conducting certain operations at seaports in the United States, and from entering into agreements to conduct such operations.

IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2006

Mr. SHAW (for himself, Mr. CARDIN, and Mr. WELLER) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To prohibit entities owned or controlled by foreign governments from conducting certain operations at seaports in the United States, and from entering into agreements to conduct such operations.

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. OPERATION OF U.S. SEAPORTS.**

4 (a) REQUIREMENT.—No entity that is owned or con-
5 trolled by a foreign government, or any agency or instru-
6 mentality thereof, may—

1 (1) conduct operations at any seaport in the
2 United States relating to—

3 (A) the import or export of cargo by vessel,
4 or the movement of cargo in connection with
5 such import or export; or

6 (B) the arrival or departure of the crew
7 and passengers on a cargo vessel; or

8 (2) enter into any contract or other agreement
9 to conduct operations described in paragraph (1).

10 (b) REGULATIONS.—The President shall promulgate
11 such regulations as may be necessary to enforce the re-
12 quirements of subsection (a), including requiring any per-
13 son to furnish, in the form of reports or otherwise, such
14 information as is necessary to enforce such requirements.

15 (c) EMPLOYEES.—The prohibition in subsection (a)
16 does not apply to any individual performing operations de-
17 scribed in that subsection in the course of employment by
18 another person.

19 (d) PENALTIES.—Any person who violates any re-
20 quirement of subsection (a) or any regulation promulgated
21 under subsection (b) shall be subject to the penalties
22 under section 206 of the International Emergency Eco-
23 nomic Powers Act (50 U.S. 1705) to the same extent as
24 such penalties apply to violations under that Act.

25 (e) DEFINITION.—In this section:

1 (1) STATE.—The term “State” means any of
2 the several States, the District of Columbia, and any
3 commonwealth, territory, or possession of the United
4 States.

5 (2) UNITED STATES.—The term “United
6 States” means the several States, the District of Co-
7 lumbia, and any commonwealth, territory, or posses-
8 sion of the United States.

9 **SEC. 2. EFFECTIVE DATE.**

10 (a) IN GENERAL.—This Act shall take effect 90 days
11 after the date of the enactment of this Act.

12 (b) APPLICABILITY.—This Act shall not apply with
13 respect to any contract or other agreement to conduct op-
14 erations described in subsection (a) that is entered into
15 before the effective date of this Act.

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