

AMENDMENT TO
RULES COMMITTEE PRINT 119-33
OFFERED BY MR. GOTTHEIMER OF NEW JERSEY

At the end of subtitle B of title XVII, insert the following:

1 **SEC. 17__ . JOINT DEPARTMENT OF DEFENSE-DEPART-**
2 **MENT OF HOMELAND SECURITY PILOT PRO-**
3 **GRAM ON PREVENTION OF TERRORIST**
4 **THREATS INVOLVING MOTOR VEHICLES.**

5 (a) ESTABLISHMENT.—Beginning not later than one
6 year after the date of the enactment of this Act, the Sec-
7 retary of Defense and the Secretary of Homeland Security
8 shall jointly carry out a one-year pilot program to—

9 (1) in consultation with representatives of the
10 automotive sale and rental industry, develop a uni-
11 form standard for the type of information collected
12 by rental companies and the type of information
13 used in submitting suspicious activity reports;

14 (2) provide operators with a threat assessment
15 prepared by the Under Secretary of Homeland Secu-
16 rity for Intelligence and Analysis regarding the ter-
17 rorism threat of covered rental vehicles;

1 (3) distribute guidance for improving the sus-
2 picious activity reporting process, including training
3 for designated employees of dealers and rental com-
4 panies to better identify suspicious activity;

5 (4) provide technical assistance to operators to
6 better access suspicious activity reports; and

7 (5) if determined necessary by the Secretaries,
8 establish a procedure for—

9 (A) checking information against a des-
10 ignated watch list that does not contain any
11 classified information; and

12 (B) dealers and rental companies to pro-
13 vide notice of a sale or rental to the Federal
14 Bureau of Investigation.

15 (b) REPORTS TO CONGRESS.—

16 (1) PILOT PROGRAM.—Not later than 120 days
17 after the date of establishment of the pilot program
18 under subsection (a) and every 120 days thereafter
19 until the conclusion of the pilot program, the Sec-
20 retary of Homeland Security and the Secretary of
21 Defense shall jointly submit to Congress a report on
22 the pilot program. Each such report shall include
23 each of the following for the period covered by the
24 report:

1 (A) An assessment of the effect of the pilot
2 program on privacy and civil liberties.

3 (B) A description of the effect that perma-
4 nent implementation of the pilot program would
5 have on efforts to protect the United States
6 against terrorist attacks.

7 (2) STUDY.—The Secretary of Homeland Secu-
8 rity and the Secretary of Defense shall jointly con-
9 duct a study on best practices for working with rent-
10 al companies and ride sharing companies (including
11 through peer-to-peer applications) to identify risks
12 and threats of terrorist attacks. Not later than 18
13 months after the date of the enactment of this Act,
14 the Secretaries shall jointly submit to Congress a re-
15 port on the results of the study.

16 (c) EXEMPTION FROM LIABILITY.—A dealer or rent-
17 al company shall not be liable for any action taken as part
18 of the pilot program under this section.

19 (d) DEFINITIONS.—In this section:

20 (1) The term “covered rental vehicle” means a
21 truck, tractor, trailer, bus, semitrailer, or van capa-
22 ble of transporting more than 15 passengers.

1 (2) The terms “dealer” and “rental company”
2 have the meanings given such terms in section
3 30102 of title 49, United States Code.

