

AMENDMENT NO. _____ Calendar No. _____

Purpose: To prohibit the use of Federal funds to prohibit foreign air carriers traveling to or from Cuba from making transit stops in the United States for refueling and other technical services based on the Cuban Assets Control Regulations.

IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.

S. _____

Making appropriations for financial services and general government for the fiscal year ending September 30, 2017, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Ms. COLLINS

Viz:

1 At the appropriate place, insert the following:
2 SEC. _____. (a) Notwithstanding section 102(h) of
3 the Cuban Liberty and Democratic Solidarity
4 (LIBERTAD) Act of 1996 (22 U.S.C. 6032(h)) and sec-
5 tion 910(b) of the Trade Sanctions Reform and Export
6 Enhancement Act of 2000 (22 U.S.C. 7209(b)), and ex-
7 cept as provided in subsection (b), none of the funds ap-
8 propriated or otherwise made available by this Act or by
9 any other Act may be used to implement any law, regula-
10 tion, or policy that prohibits the provision of technical

1 services otherwise permitted under an international air
2 transportation agreement in the United States for an air-
3 craft of a foreign air carrier that is en route to or from
4 Cuba based on the restrictions set forth in part 515 of
5 title 31, Code of Federal Regulations (commonly known
6 as the “Cuban Assets Control Regulations”).

7 (b) This section shall not apply to to foreign carriers
8 that—

9 (1) are owned by the Government of Cuba or
10 are based in Cuba; or

11 (2) do not otherwise have a license to make
12 transit stops in the United States.

13 (c) Nothing in this section may be construed to limit
14 the authority of the President to restrict transit stops de-
15 scribed in subsection (a), or any transaction incident to
16 such transit stops, on a case-by-case basis, if such restric-
17 tion—

18 (1) is important to the national security of the
19 United States; or

20 (2) is designed to protect the health or safety
21 of United States citizens or legal residents.