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AMENDMENT NO.

Calendar No.

Purpose: To prohibit kidnapping and rape of United States persons overseas for terrorist purposes and to enhance penalties for terrorist murders.

IN THE SENATE OF THE UNITED STATES—110th Cong., 2d Sess.

S. 2248

AMENDMENT No. 3924

To a **By** *Kyl* 1978,
To: _____ t Act,
S. 2248
Ref *3* and
Page(s)

GPO: 2005 30-772 (Rev. 4-2003)

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. KYL

Viz:

- 1 At the appropriate place, insert the following:
- 2 **SEC. ____ . TERRORIST MURDERS, KIDNAPPINGS, AND AS-**
- 3 **SAULTS.**
- 4 (a) PENALTIES FOR TERRORIST MURDER AND MAN-
- 5 SLAUGHTER.—Section 2332(a) of title 18, United States
- 6 Code, is amended—
- 7 (1) in paragraph (1), by striking “, punished by
- 8 death” and all that follows and inserting “and pun-
- 9 ished by death or imprisoned for life;”; and

1 (2) in paragraph (2), by striking “ten years”
2 and inserting “30 years”.

3 (b) ADDITION OF OFFENSE OF TERRORIST KIDNAP-
4 PING.—Section 2332 of title 18, United States Code, is
5 amended—

6 (1) by redesignating subsections (c) and (d) as
7 subsections (d) and (e), respectively; and

8 (2) by inserting after subsection (b) the fol-
9 lowing:

10 “(c) KIDNAPPING.—Whoever outside the United
11 States unlawfully seizes, confines, inveigles, decoys, kid-
12 naps, abducts, or carries away, or attempts or conspires
13 to seize, confine, inveigle, decoy, kidnap, abduct or carry
14 away, a national of the United States shall be fined under
15 this title and imprisoned for any term of years or for life.”.

16 (c) ADDITION OF SEXUAL ASSAULT TO DEFINITION
17 OF OFFENSE OF TERRORIST ASSAULT.—Section 2332(d)
18 of title 18, United States Code, as redesignated by sub-
19 section (b) of this section, is amended—

20 (1) in paragraph (1), by inserting “(as defined
21 in section 1365, including any conduct that, if the
22 conduct occurred in the special maritime and terri-
23 torial jurisdiction of the United States, would violate
24 section 2241 or 2242)” after “injury”;

1 (2) in paragraph (2), by inserting “(as defined
2 in section 1365, including any conduct that, if the
3 conduct occurred in the special maritime and terri-
4 torial jurisdiction of the United States, would violate
5 section 2241 or 2242)” after “injury”; and

6 (3) in the matter following paragraph (2), by
7 striking “or imprisoned” and all that follows and in-
8 serting “and imprisoned for any term of years not
9 less than 30 or for life.”.