

**AMENDMENT TO H.R. 2647, AS REPORTED
OFFERED BY MR. TAYLOR OF MISSISSIPPI**

Strike section 3505 and insert the following:

1 **SEC. 3505. MEASURES TO DEFEND VESSELS AGAINST PI-**
2 **RACY.**

3 (a) REQUIRED MEASURES FOR MARITIME SECURITY
4 FLEET VESSELS.—Section 53107(b) of title 46, United
5 States Code, is amended by adding at the end the fol-
6 lowing new paragraph:

7 “(3) MEASURES TAKEN TO DEFEND AGAINST
8 PIRACY.—(A) The Emergency Preparedness Agree-
9 ment for any operating agreement that first takes
10 effect or is renewed after the date of enactment of
11 the National Defense Authorization Act for Fiscal
12 Year 2010 shall require that any vessel that is sub-
13 ject to the agreement and engaged in hazardous car-
14 riage shall be equipped with appropriate lethal and
15 non-lethal defense measures to protect the vessel,
16 crew, and cargo from piracy.

17 “(B) In this paragraph:

18 “(i) The term ‘hazardous carriage’
19 means—

1 “(I) the carriage of cargo for the De-
2 partment of Defense in an area that is des-
3 ignated by the Coast Guard or the Inter-
4 national Maritime Bureau of the Inter-
5 national Chamber Of Commerce as an area
6 of high risk of piracy; and

7 “(II) any operation in such an area
8 while en route to or from the port at which
9 such carriage begins or ends, respectively.

10 “(ii) Except for purposes of clause (i), the
11 term ‘piracy’ means any act that is determined
12 by the master of a vessel to be a hostile act di-
13 rected at the vessel.”.

14 (b) MEASURES AUTHORIZED TO DEFEND VES-
15 SELS.—

16 (1) IN GENERAL.—Chapter 703 of title 46,
17 United States Code, is amended by adding at the
18 end the following new section:

19 “§ 70307. Measures to defend against piracy

20 “(a) ACTIONS AUTHORIZED.—Any person may take
21 any action to prepare a vessel of the United States to de-
22 fend against an act of piracy, or to defend such a vessel
23 against an act of piracy in an area that is designated by
24 the Coast Guard or the International Maritime Bureau of

1 the International Chamber of Commerce as an area of
2 high risk of piracy, including any action to—

3 “(1) arm such a vessel;

4 “(2) acquire, use the services of, or equip
5 armed security personnel; or

6 “(3) take defensive measures under the direc-
7 tion of the master of the vessel.

8 “(b) LIABILITY.—A person shall not be liable for any
9 criminal or civil penalty or damages under Federal or
10 State law for any action taken by the person that is au-
11 thorized under subsection (a).

12 “(c) PIRACY DEFINED.—In this section the term ‘pi-
13 racy’ has the same meaning that term has in section
14 53107(b)(3).”.

15 (2) CLERICAL AMENDMENT.—The table of sec-
16 tions at the beginning of such chapter is amended
17 by adding at the end the following new item:

“70307. Measures to defend against piracy.”.

18 (c) ACTIONS BY SECRETARY OF STATE.—The Sec-
19 retary of State shall seek to enter into agreements with
20 foreign governments to allow merchant vessels with arms
21 on board for self-defense against piracy to enter and de-
22 part from ports freely.

