

112TH CONGRESS
2^D SESSION

H. R. 3909

To provide the Department of Justice with additional tools to target extraterritorial drug trafficking activity.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2012

Mr. MARINO introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, 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 provide the Department of Justice with additional tools to target extraterritorial drug trafficking activity.

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. SHORT TITLE.**

4 This Act may be cited as the “Targeting
5 Transnational Drug Trafficking Act of 2011”.

1 **SEC. 2. POSSESSION, MANUFACTURE OR DISTRIBUTION**
2 **FOR PURPOSES OF UNLAWFUL IMPORTA-**
3 **TIONS.**

4 (a) POSSESSION, MANUFACTURE OR DISTRIBUTION
5 FOR PURPOSES OF UNLAWFUL IMPORTATIONS.—Section
6 1009 of the Controlled Substances Import and Export Act
7 (21 U.S.C. 959) is amended—

8 (1) by redesignating subsections (b) and (c) as
9 subsections (c) and (d), respectively; and

10 (2) in subsection (a), by striking “It shall” and
11 all that follows and inserting the following: “It shall
12 be unlawful for any person to manufacture or dis-
13 tribute a controlled substance in schedule I or II or
14 flunitrazepam or a listed chemical intending, know-
15 ing, or having reasonable cause to believe that such
16 substance or chemical will be unlawfully imported
17 into the United States or into waters within a dis-
18 tance of 12 miles of the coast of the United States.

19 “(b) It shall be unlawful for any person to manufac-
20 ture or distribute a listed chemical—

21 “(1) intending or knowing that the listed chem-
22 ical will be used to manufacture a controlled sub-
23 stance; and

24 “(2) intending, knowing, or having reasonable
25 cause to believe that the controlled substance will be
26 unlawfully imported into the United States.”.

1 (b) ATTEMPT AND CONSPIRACY.—Section 1013 of
2 the Controlled Substances Import and Export Act (21
3 U.S.C. 963) is amended by adding at the end the fol-
4 lowing: “For a conspiracy to commit such an offense that
5 requires the person to intend, know, or have reasonable
6 cause to believe that a controlled substance will be unlaw-
7 fully imported into the United States, it is sufficient to
8 prove a conspiracy to commit the offense that only 1 mem-
9 ber of the conspiracy intended, knew, or had reasonable
10 cause to believe that the controlled substance would be un-
11 lawfully imported into the United States.”.

○