

S.L.C.  
1/25/08  
5715  
Am

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: 2000 29-772 (Rev.)

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.”.