

112TH CONGRESS
2^D SESSION

S. 3542

AN ACT

To authorize the Assistant Secretary of Homeland Security (Transportation Security Administration) to modify screening requirements for checked baggage arriving from preclearance airports, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “No-Hassle Flying Act
3 of 2012”.

4 **SEC. 2. PRECLEARANCE AIRPORTS.**

5 (a) IN GENERAL.—Section 44901(d) of title 49,
6 United States Code, is amended by adding at the end the
7 following new paragraph:

8 “(4) PRECLEARANCE AIRPORTS.—

9 “(A) IN GENERAL.—For a flight or flight
10 segment originating at an airport outside the
11 United States and traveling to the United
12 States with respect to which checked baggage
13 has been screened in accordance with an avia-
14 tion security preclearance agreement between
15 the United States and the country in which
16 such airport is located, the Assistant Secretary
17 (Transportation Security Administration) may,
18 in coordination with U.S. Customs and Border
19 Protection, determine whether such baggage
20 must be re-screened in the United States by an
21 explosives detection system before such baggage
22 continues on any additional flight or flight seg-
23 ment.

24 “(B) AVIATION SECURITY PRECLEARANCE
25 AGREEMENT DEFINED.—In this paragraph, the
26 term ‘aviation security preclearance agreement’

1 means an agreement that delineates and imple-
2 ments security standards and protocols that are
3 determined by the Assistant Secretary, in co-
4 ordination with U.S. Customs and Border Pro-
5 tection, to be comparable to those of the United
6 States and therefore sufficiently effective to en-
7 able passengers to deplane into sterile areas of
8 airports in the United States.

9 “(C) REPORT.—The Assistant Secretary
10 shall submit to the Committee on Homeland
11 Security of the House of Representatives, the
12 Committee on Commerce, Science, and Trans-
13 portation of the Senate, and the Committee on
14 Homeland Security and Governmental Affairs
15 of the Senate an annual report on the re-
16 screening of baggage under this paragraph.
17 Each such report shall include the following for
18 the year covered by the report:

19 “(i) A list of airports outside the
20 United States from which a flight or flight
21 segment traveled to the United States for
22 which the Assistant Secretary determined,
23 in accordance with the authority under
24 subparagraph (A), that checked baggage
25 was not required to be re-screened in the

1 United States by an explosive detection
2 system before such baggage continued on
3 an additional flight or flight segment.

4 “(ii) The amount of Federal savings
5 generated from the exercise of such au-
6 thority.”.

7 (b) CONFORMING AMENDMENTS.—Section 44901 of
8 title 49, United States Code, is amended by striking “ex-
9 plosive” each place it appears and inserting “explosives”.

Passed the Senate November 29, 2012.

Attest:

Secretary.

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