



One Hundred Tenth Congress  
U.S. House of Representatives  
Committee on Homeland Security  
Washington, DC 20515

April 26, 2007

## COMMITTEE ACTION

The Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on April 26, 2007, in 210 Cannon House Office Building to continue consideration of H.R. 1680, to authorize the Secretary of Homeland Security to regulate the sale of ammonium nitrate to prevent and deter the acquisition of ammonium nitrate by terrorists.

The Committee took the following actions:

H.R. 1680, to authorize the Secretary of Homeland Security to regulate the sale of ammonium nitrate to prevent and deter the acquisition of ammonium nitrate by terrorists, and for other purposes.; was ordered to be reported to the House, as amended, by voice vote.

A unanimous consent request by Mr. Thompson to amend the title so as to read: "H.R. 1680, to authorize the Secretary of Homeland Security to regulate the sale of ammonium nitrate to prevent and deter the acquisition of ammonium nitrate by terrorists, and for other purposes."; was not objected to.

The Committee adopted the bill, as amended, by voice vote.

The following amendments were offered:

An amendment offered by Mr. Thompson (#1), page 2, strike lines 18 through 20 and insert a new subsection (2); page 2, strike lines 21 through 23 and insert a new section (3); page 3, strike lines 1 through 4 and insert a new section entitled "Sec. 899B. Regulation of the Sale and Transfer of Ammonium Nitrate."; page 5, line 16, strike "of ownership"; page 5, line 23 strike "that"; page 5, line 24, strike "shall" and insert "to"; page 5, strike lines 3 through 6 and insert the following "subsection (c) or(d) of each person that takes possession of ammonium nitrate from the owner of an ammonium nitrate facility, in a manner prescribed by the Secretary."; page 9, line 18, strike "purchases" both places it occurs and insert "purchases or transfers"; page 9, lines 21 and 22, strike "Page 9, lines 21 and 22, strike "purchase or attempted

purchase” and insert “purchase or transfer or attempted purchase or transfer”.; Page 11, at the end of line 4, add the following: “Upon receipt of such report, the relevant Federal authorities shall inform State, local, and tribal law enforcement entities as appropriate.”.; Page 11, strike lines 5 through 14 and insert the a new section “Sec. 899F. Prohibitions and Penalty.”; Page 12, line 25, after “terrorism” insert “or for other illicit purposes”.; and to make corrections to the table of contents; was AGREED TO by voice vote.

An amendment offered by Mrs. Christensen (#2), on page 5, line 9, before the period insert “and the intended use of ammonium nitrate to be purchased by the applicant.”; was AGREED TO by voice vote.

An amendment offered by Ms. Brown-Waite (#3), on page 5, line 17, strike “three-year period” and insert “two year period”.; was AGREED TO by voice vote.

An amendment offered by Mr. King (#4), Page 12, after line 14 insert a new subsection entitled “Sec. 899G. Protection from Civil Liability.” Page 12, line 16, strike “Nothing” and insert “Except as provided in section 899G, nothing”. And to make additional confirming changes. was AGREED TO by voice vote.

An amendment offered by Mr. Lungren (#5), to insert at the end of the proposed section 899B new subsections entitled “(g) Check of Terrorist Watch Lists.”; was WITHDRAWN by unanimous consent.

A unanimous consent request by Mr. Lungren to withdraw his amendment, was not objected to.

An amendment offered by Mr. Lungren (#6), on page 3, line 8, insert after “The Secretary” the following: “, in consultation with the heads of appropriate Federal departments and agencies, including the Secretary of Agriculture,”. Insert at the end of the proposed section 899B a new subsection “(g) Registration Procedures and Check of Terrorist Watch List.”; on page 12, lines 11 through 12, strike “ON OWNER OF FACILITIES”. ; and on page 12, line 12, strike “Subsection (a)(2)” and insert “Paragraphs (1) and (2) of subsection (a)”.; was AGREED TO by voice vote.

A motion by Mr. Thompson to authorized Staff to make any technical and conforming changes; was not objected to.

A motion by Ms. Sanchez to authorize the Chairman to offer such motions as may be necessary in the House to go to Conference with the Senate on the bill just ordered reported by this Committee, or on a similar Senate bill; was not objected to.

