

111TH CONGRESS
1ST SESSION

S. 428

To allow travel between the United States and Cuba.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2009

Mr. DORGAN (for himself, Mr. ENZI, Mr. LUGAR, and Mr. DODD) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To allow travel between the United States and Cuba.

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 “Freedom to Travel
5 to Cuba Act”.

6 **SEC. 2. TRAVEL TO CUBA.**

7 On and after the date of the enactment of this Act,
8 and subject to section 3—

9 (1) the President may not regulate or prohibit,
10 directly or indirectly, travel to or from Cuba by

1 United States citizens or legal residents, or any of
2 the transactions incident to such travel; and

3 (2) any regulation in effect on such date of en-
4 actment that regulates or prohibits travel to or from
5 Cuba by United States citizens or legal residents or
6 transactions incident to such travel shall cease to
7 have any force or effect.

8 **SEC. 3. EXCEPTIONS.**

9 Section 2 shall not apply in a case in which the
10 United States is at war with Cuba, armed hostilities be-
11 tween the two countries are in progress, or there is immi-
12 nent danger to the public health or the physical safety of
13 United States travelers.

14 **SEC. 4. APPLICABILITY.**

15 This Act applies to actions taken by the President
16 before the date of the enactment of this Act that are in
17 effect on such date of enactment, and to actions taken
18 on or after such date.

19 **SEC. 5. INAPPLICABILITY OF OTHER PROVISIONS.**

20 The provisions of this Act apply notwithstanding sec-
21 tion 102(h) of the Cuban Liberty and Democratic Soli-
22 darity (LIBERTAD) Act of 1996 (22 U.S.C. 6032(h))
23 and section 910(b) of the Trade Sanctions Reform and
24 Export Enhancement Act of 2000 (22 U.S.C. 7210(b)).

○