

112TH CONGRESS
1ST SESSION

S. 86

To close the loophole that allowed the 9/11 hijackers to obtain credit cards from United States banks that financed their terrorist activities, to ensure that illegal immigrants cannot obtain credit cards to evade United States immigration laws, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 25 (legislative day, JANUARY 5), 2011

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To close the loophole that allowed the 9/11 hijackers to obtain credit cards from United States banks that financed their terrorist activities, to ensure that illegal immigrants cannot obtain credit cards to evade United States immigration laws, 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,*

3 **SECTION 1. VERIFICATION OF IDENTITY FOR NON-UNITED**
4 **STATES PERSONS OPENING BANK ACCOUNTS.**

5 (a) IN GENERAL.—Section 5318(l) of title 31, United
6 States Code, is amended—

1 (1) by redesignating paragraphs (3) through
2 (6) as paragraphs (4) through (7), respectively; and

3 (2) by inserting after paragraph (2) the fol-
4 lowing:

5 “(3) RESTRICTIONS ON VERIFYING IDENTITY.—

6 “(A) CUSTOMER INFORMATION.—For the
7 purpose of verifying the identity of an indi-
8 vidual who is a non-United States person seek-
9 ing to open an account in accordance with the
10 regulations issued under this section, a financial
11 institution may only accept—

12 “(i) a social security number;

13 “(ii) a passport number and the coun-
14 try of issuance;

15 “(iii) an alien identification card num-
16 ber; or

17 “(iv) any combination of items de-
18 scribed in clauses (i) through (iii).

19 “(B) CUSTOMER VERIFICATION THROUGH
20 DOCUMENTS.—For the purpose of verifying the
21 identity of an individual who is a non-United
22 States person seeking to open an account in ac-
23 cordance with regulations issued under this sec-
24 tion, a financial institution may not accept

1 identification documents issued by a foreign
2 government, other than an unexpired passport.

3 “(C) DEFINITION.—As used in this para-
4 graph, the term ‘non-United States person’
5 means any individual that is not a citizen or na-
6 tional of the United States, as defined in sec-
7 tion 101 of the Immigration and Nationality
8 Act (8 U.S.C. 1101).”.

9 (b) CONFORMING AMENDMENT.—Section 5318(l)(6)
10 of title 31, United States Code, as redesignated by this
11 section, is amended by striking “(4)” and inserting “(5)”.

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