

110TH CONGRESS
2D SESSION

S. 3377

To amend title 46, United States Code, to waive the biometric transportation security card requirement for certain small business merchant mariners, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 31, 2008

Mr. COLEMAN (for himself, Ms. COLLINS, and Mr. LIEBERMAN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To amend title 46, United States Code, to waive the biometric transportation security card requirement for certain small business merchant mariners, 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. SHORT TITLE.**

4 This Act may be cited as the “Small Marine Business
5 and Fishing Guide Relief Act of 2008”.

1 **SEC. 2. WAIVER OF BIOMETRIC TRANSPORTATION SECUR-**
2 **ITY CARD REQUIREMENT FOR CERTAIN**
3 **SMALL BUSINESS MERCHANT MARINERS.**

4 (a) IN GENERAL.—Section 70105 (b)(2) of title 46,
5 United States Code, is amended—

6 (1) in subparagraph (B), by inserting “and
7 serving under the authority of such license, certifi-
8 cate of registry, or merchant mariners document on
9 a vessel for which the owner or operator of such ves-
10 sel is required to submit a vessel security plan under
11 section 70103(c) of this title” before the semicolon;

12 (2) by striking subparagraph (D); and

13 (3) by redesignating subparagraphs (E), (F),
14 and (G) as subparagraphs (D), (E), and (F), respec-
15 tively.

16 (b) REPORT.—Not later than 90 days after the date
17 of the enactment of this Act, the Secretary of Homeland
18 Security shall submit to Congress a report that contains
19 the following:

20 (1) A list of the locations that provide service
21 to individuals seeking to obtain or renew a license,
22 certificate of registry, or merchant mariners docu-
23 ment under part E of subtitle II of title 46, United
24 States Code.

25 (2) An assessment of the feasibility of accepting
26 applications for licenses, certificates of registry, and

1 merchant mariner documents described in paragraph
2 (1) and any applicant biometrics required therefor at
3 the Transportation Worker Identification Credential
4 enrollment facilities or mobile enrollment centers of
5 the Department of Homeland Security.

6 (3) An assessment of the administrative feasi-
7 bility of verifying that an individual has obtained a
8 biometric transportation security card issued under
9 section 70105 of title 46, United States Code, and
10 is serving under the authority of a license, certificate
11 of registry, or merchant mariners document de-
12 scribed in paragraph (1) on a vessel for which the
13 owner or operator of such vessel is not required to
14 submit a vessel security plan under section 70103(e)
15 of such title to provide such individual a refund of
16 any fees paid by such individual to obtain such bio-
17 metric transportation security card.

18 (4) An assessment of the administrative feasi-
19 bility of verifying that an individual has obtained a
20 biometric transportation security card described in
21 paragraph (3) and is serving under the authority of
22 a license, certificate of registry, or merchant mari-
23 ners document described in paragraph (1) on a ves-
24 sel described in paragraph (3) to provide such indi-
25 vidual a credit towards the renewal of such license,

1 certificate of registry, or merchant mariners docu-
2 ment that is equal to the amount of fees paid by
3 such individual for such biometric transportation se-
4 curity card.

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