

117TH CONGRESS  
1ST SESSION

# S. 2322

To require a pilot program on the participation of non-asset-based third-party logistics providers in the Customs-Trade Partnership Against Terrorism.

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## IN THE SENATE OF THE UNITED STATES

JULY 13, 2021

Mr. CORNYN (for himself, Mr. MENENDEZ, Mr. CARPER, and Mr. SCOTT of South Carolina) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To require a pilot program on the participation of non-asset-based third-party logistics providers in the Customs-Trade Partnership Against Terrorism.

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 “Customs-Trade Part-  
5 nership Against Terrorism Pilot Program Act of 2021”  
6 or the “CTPAT Pilot Program Act of 2021”.

1 **SEC. 2. PILOT PROGRAM ON PARTICIPATION OF NON-**  
2 **ASSET-BASED THIRD-PARTY LOGISTICS PRO-**  
3 **VIDERS IN CUSTOMS-TRADE PARTNERSHIP**  
4 **AGAINST TERRORISM.**

5 (a) IN GENERAL.—Not later than one year after the  
6 date of the enactment of this Act, the Secretary of Home-  
7 land Security shall issue a final rule to carry out a pilot  
8 program to assess whether allowing entities described in  
9 subsection (b) to participate in the Customs-Trade Part-  
10 nership Against Terrorism under subtitle B of title I of  
11 the SAFE Port Act (6 U.S.C. 961 et seq.) would enhance  
12 port security, combat terrorism, prevent supply chain se-  
13 curity breaches, or otherwise meet the goals of the Cus-  
14 toms-Trade Partnership Against Terrorism.

15 (b) ENTITIES DESCRIBED.—An entity described in  
16 this subsection is a non-asset-based third-party logistics  
17 provider that—

18 (1) arranges international transportation of  
19 freight and is licensed by the Department of Trans-  
20 portation; and

21 (2) meets such other requirements as the Sec-  
22 retary establishes in the rule required by subsection  
23 (a).

24 (c) REQUIREMENTS.—In carrying out the pilot pro-  
25 gram required by subsection (a), the Secretary shall—

1           (1) ensure that not more than 10 entities de-  
2           scribed in subsection (b) participate in the pilot pro-  
3           gram;

4           (2) provide for the participation of those enti-  
5           ties on a voluntary basis;

6           (3) continue the program for a period of not  
7           less than one year after the date on which the Sec-  
8           retary issues the final rule required by subsection  
9           (a); and

10          (4) terminate the pilot program not more than  
11          5 years after that date.

12          (d) REPORT REQUIRED.—Not later than 180 days  
13 after the termination of the pilot program under sub-  
14 section (c)(4), the Secretary shall submit to Congress a  
15 report on the findings of, and any recommendations aris-  
16 ing from, the pilot program concerning the participation  
17 in the Customs-Trade Partnership Against Terrorism of  
18 entities described in subsection (b).

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