

Calendar No. 550

107TH CONGRESS
2D SESSION

S. 1750

[Report No. 107-241]

To make technical corrections to the HAZMAT provisions of the USA
PATRIOT Act.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 30, 2001

Mr. HOLLINGS (for himself, Mr. McCAIN, Mr. BREAUX, Mr. SMITH of Oregon, and Mr. HATCH) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

AUGUST 1, 2002

Reported by Mr. HOLLINGS, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To make technical corrections to the HAZMAT provisions
of the USA PATRIOT Act.

- 1 *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*
- 2 **SECTION 1. SHORT TITLE.**
- 3 This Act may be cited as the “*Hazmat Endorsement*
- 4 *Requirements Act*”.

1 **SEC. 2. LIMITATION ON ISSUANCE OF HAZMAT LICENSES.**

2 (a) **IN GENERAL.**—Chapter 313 of title 49, United
3 States Code, is amended by adding at the end the fol-
4 lowing:

5 **“§ 31318. Issuance, renewal, upgrade, transfer, and**
6 **periodic check of hazmat licenses**

7 “(a) **IN GENERAL.**—A State may not issue, renew,
8 upgrade, or transfer a hazardous materials endorsement
9 for a commercial driver’s license to any individual author-
10 izing that individual to operate a commercial motor vehicle
11 transporting a hazardous material in commerce unless the
12 Secretary of Transportation has determined that the indi-
13 vidual does not pose a security risk warranting denial of
14 the endorsement or license. Each State shall implement
15 a program under which a background records check is
16 requested—

17 “(1) whenever a commercial driver’s license
18 with a hazardous materials endorsement is to be
19 issued, renewed, upgraded, or transferred; and

20 “(2) periodically (as prescribed by the Secretary
21 by regulations) for all other individuals holding a
22 commercial driver’s license with a hazardous mate-
23 rials endorsement.

24 **“(b) DETERMINATION OF SECURITY RISK.”**

25 “(1) **IN GENERAL.**—An individual may not be
26 denied a hazardous materials endorsement for a

1 commercial driver's license under subsection (a) un-
2 less the Secretary determines that individual—

3 “(A) in the 10-year period ending on the
4 date of the background investigation, was con-
5 victed (or found not guilty by reason of insan-
6 ity) of an offense described in section
7 44936(b)(1)(B) of this title (disregarding the
8 matter in clause (xiv)(IX) after ‘1 year,’);

9 “(B) is described in section 175b(b)(2) of
10 title 18, United States Code; or

11 “(C) may be denied admission to the
12 United States or removed from the United
13 States under subclause (IV), (VI), or (VII) of
14 section 212(a)(3)(B)(i) of the Immigration and
15 Nationality Act (8 U.S.C. 1182(a)(3)).

16 “(2) MITIGATING CIRCUMSTANCES.—In making
17 a determination under paragraph (1), the Secretary
18 shall give consideration to the circumstances of any
19 disqualifying act or offense, restitution made by the
20 individual, Federal and State mitigation remedies,
21 and other factors from which it may be concluded
22 that the individual does not pose a security risk war-
23 ranting denial of the license or endorsement.

24 “(3) APPEALS PROCESS.—The Secretary shall
25 establish an appeals process under this section for

1 individuals found to be ineligible for a hazardous
2 materials endorsement for a commercial driver's li-
3 cense that includes notice and an opportunity for a
4 hearing.

5 **“(e) BACKGROUND RECORDS CHECK.**

6 **“(1) IN GENERAL.**—Upon the request of a
7 State regarding issuance of a hazardous materials
8 endorsement for a commercial driver's license to an
9 individual, the Attorney General shall—

10 **“(A) conduct a background records check**
11 **regarding the individual;**

12 **“(B) take appropriate criminal enforce-**
13 **ment action required by information developed**
14 **or obtained in the course of the background**
15 **check; and**

16 **“(C) upon completing the background**
17 **records check, notify the Secretary of Transpor-**
18 **tation of the completion and results of the**
19 **background records check.**

20 **“(2) SCOPE.**—A background records check re-
21 garding an individual under this subsection shall
22 consist of the following:

23 **“(A) A check of the relevant criminal his-**
24 **tory data bases.**

1 “(B) In the case of an alien, a check of the
2 relevant data bases to determine the status of
3 the alien under the immigration laws of the
4 United States.

5 “(C) As appropriate, a check of the relevant
6 international data bases through Interpol
7 U.S. National Central Bureau or other appropriate
8 means.

9 “(D) Review of any other national security-related
10 information or data base identified
11 by the Attorney General for purposes of such a
12 background records check.

13 “(3) SECRETARY TO NOTIFY STATE.—After
14 making the determination required by subsection
15 (b)(1), the Secretary of Transportation shall
16 promptly notify the State of the determination.

17 “(d) REPORTING REQUIREMENT.—Each State shall
18 submit to the Secretary of Transportation, at such time
19 and in such manner as the Secretary may prescribe, such
20 information as the Secretary may require, concerning each
21 individual to whom the State issues a hazardous materials
22 endorsement for a commercial driver's license.

23 “(e) RESTRICTIONS ON USE AND MAINTENANCE OF
24 INFORMATION.—

1 “(1) FOIA NOT TO APPLY.—Information ob-
2 tained by the Attorney General or the Secretary of
3 Transportation under this section may not be made
4 available to the public under section 552 of title 5,
5 United States Code.

6 “(2) CONFIDENTIALITY.—Any information
7 other than criminal acts or offenses constituting
8 grounds for disqualification under subsection (b)(1)
9 shall be maintained confidentially by the Secretary
10 and may be used only for making determinations
11 under this section.

12 “(f) RENEWAL WAIVER FOR BACKGROUND CHECK
13 DELAYS.—The Secretary shall provide a waiver for State
14 compliance with the requirements of subsection (a) for re-
15 newals to the extent necessary to avoid the interruption
16 of service by a license holder while a background check
17 is being completed.

18 “(g) DEFINITIONS.—In this section:

19 “(1) HAZARDOUS MATERIALS.—The term ‘haz-
20 ardous material’ means—

21 “(A) a substance or material designated by
22 the Secretary under section 5103(a) of this title
23 for which the Secretary requires placarding of
24 a commercial motor vehicle transporting it in
25 commerce; and

1 “(B) a substance or material, including a
2 substance or material on the Centers for Dis-
3 ease Control’s list of select agents, designated
4 as a hazardous material by the Secretary under
5 procedures to be established by the Secretary.

6 “(2) ALIEN.—The term ‘alien’ has the meaning
7 given the term in section 101(a)(3) of the Immigra-
8 tion and Nationality Act (8 U.S.C. 1101(a)(3)).”

9 (b) ENFORCEMENT.—Section 31311(a) of title 49,
10 United States Code, is amended by adding at the end the
11 following:

12 “(21) The State shall comply with the require-
13 ments of section 31318.”.

14 (e) CONFORMING AMENDMENTS.—

15 (1) Section 31305(a)(5)(C) of title 49, United
16 States Code, is amended by striking “section 5103a”
17 and inserting “section 31318”.

18 (2) The chapter analysis for chapter 313 is
19 amended by adding at the end the following:

“31318. Limitation on issuance of hazmat licenses.”.

20 (3) Chapter 51 of title 49, United States Code,
21 is amended—

22 (A) by striking section 5103a; and

23 (B) by striking the item in the chapter
24 analysis relating to section 5103a.

4 (d) EFFECTIVE DATE.—

5 (1) IN GENERAL.—The amendments made by
6 this section shall take effect on October 26, 2001.

1 making shall supersede the interim final rule pro-
2 mulgated under this paragraph.

3 **SEC. 3. PROHIBITION ON OPERATING WITHOUT PROPER**
4 **HAZMAT ENDORSEMENT OR LICENSE.**

5 (a) **IN GENERAL.**—Chapter 313 of title 49, United
6 States Code, is further amended by adding at the end the
7 following:

8 **“§ 31319. Prohibition on unauthorized transportation**
9 **of hazardous materials**

10 “(a) **IN GENERAL.**—Notwithstanding any provision
11 of law, treaty, or international agreement to the contrary,
12 after the effective date of the interim final rule promul-
13 gated by the Secretary of Transportation under section
14 2(d)(3) of the Hazmat Endorsement Requirements Act,
15 no individual may operate a commercial motor vehicle
16 transporting a hazardous material in commerce in the
17 United States without a hazardous materials endorsement
18 or a license authorizing that individual to operate a com-
19 mercial motor vehicle transporting a hazardous material
20 in commerce—

21 “(1) issued by a State in accordance with the
22 requirements of section 31318 of this title; or

23 “(2) issued by the government of Canada or
24 Mexico, or a political subdivision thereof, after a
25 background check that is the same as, of substan-

1 tially similar to, the background check required by
2 section 31318.

3 (b) PENALTY.—The Secretary shall by regulation
4 prescribe the penalty for violation of subsection (a).”

5 (b) CONFORMING AMENDMENT.—The chapter anal-
6 ysis for chapter 313 is amended by adding at the end the
7 following:

“31319. Prohibition on unauthorized transportation of hazardous materials.”.

8 SEC. 4. PENALTY FOR FRAUDULENT ISSUANCE OR RE-
9 NEWAL OF COMMERCIAL DRIVER'S LICENSE.

10 (a) In GENERAL.—Chapter 313 of title 49, United
11 States Code, is further amended by adding at the end the
12 following:

16 “Any person who knowingly issues, obtains, or know-
17 ingly facilitates the issuance, renewal, upgrade, transfer,
18 or obtaining of, a commercial driver’s license or an en-
19 dorsement for a commercial driver’s license knowing the
20 license or endorsement to have been wrongfully issued or
21 obtained, or issued, renewed, upgraded, transferred, or ob-
22 tained through the submission of false information or the
23 intentional withholding of required information is guilty
24 of a Class E felony punishable by a fine, imprisonment,
25 or both as provided in title 18, United States Code.”.

1 (b) CONFORMING AMENDMENT.—The chapter anal-
2 ysis for chapter 313 is amended by adding at the end the
3 following:

“31320. Penalty for fraudulent issuance of renewal of commercial driver’s li-
cense”.

4 **SEC. 5. MOTOR CARRIER SECURITY REPORT.**

5 (a) IN GENERAL.—

6 (1) IN GENERAL.—The Secretary of Transpor-
7 tation shall assess the security risks associated with
8 motor carrier transportation and develop prioritized
9 recommendations for—

10 (A) improving the security of hazardous
11 materials shipments by motor carriers, includ-
12 ing shipper responsibilities;

13 (B) using biometrics or other identification
14 systems to improve the security of motor carrier
15 transportation;

16 (C) technological advancements in the area
17 of information access and transfer for the pur-
18 pose of identifying the location of hazmat ship-
19 ments and facilitating the availability of safety
20 and security information; and

21 (D) reducing other significant security re-
22 lated risks to public safety and interstate com-
23 mmerce, taking into account the impact that any

1 proposed security measure might have on the
2 provision of motor carrier transportation.

7 (b) CONSULTATION; USE OF EXISTING RE-
8 SOURCES.—In carrying out the assessment required by
9 subsection (a), the Secretary shall—

10 (1) consult with operators, drivers, safety advo-
11 eates, and public safety officials (including officials
12 responsible for responding to emergencies); and

16 (e) REPORT.—

24 (A) the assessment and prioritized re-
25 commendations required by subsection (a);

8 (C) data on the number of shipments and
9 type of hazardous materials for which
10 placarding is required for transport by motor
11 carriers in the United States, including the
12 transport of hazardous materials shipments by
13 Canadian or Mexican motor carriers with au-
14 thority to enter into the United States.

19 SEC. 6. STUDY.

20 The Secretary of Transportation shall conduct re-
21 search and operational testing to determine the feasibility,
22 costs, and benefits of requiring motor carriers trans-
23 porting certain high-risk hazardous materials, as deter-
24 mined by the Secretary, to install ignition or engine lock-
25 ing devices, silent alarms, satellite technology, or other

1 mechanisms to increase the security associated with the
2 transportation of such shipments by motor carriers. The
3 Secretary may conduct a pilot program to assess such de-
4 vices.

5 **SECTION 1. SHORT TITLE.**

6 *This Act may be cited as the “Hazmat Endorsement
7 Requirements Act”.*

8 **SEC. 2. LIMITATION ON ISSUANCE OF HAZMAT ENDORSE-
9 MENTS.**

10 (a) *IN GENERAL.—Chapter 313 of title 49, United
11 States Code, is amended by adding at the end the following:*
12 **“§ 31318. Issuance, renewal, upgrade, transfer, and
13 periodic check of hazmat endorsements**

14 “(a) *IN GENERAL.—A State may not issue, renew, up-
15 grade, or transfer a hazardous materials endorsement for
16 a commercial driver’s license to any individual authorizing
17 that individual to operate a commercial motor vehicle
18 transporting a hazardous material in commerce unless the
19 Secretary of Transportation has determined that the indi-
20 vidual does not pose a security risk warranting denial of
21 the endorsement. Each State shall implement a program
22 under which a background records check is requested—*

23 “(1) *whenever a commercial driver’s license with
24 a hazardous materials endorsement is to be issued, re-
25 newed, upgraded, or transferred; and*

1 “(2) periodically (as prescribed by the Secretary
2 by regulations) for all other individuals holding a
3 commercial driver’s license with a hazardous mate-
4 rials endorsement.

5 “(b) *DETERMINATION OF SECURITY RISK.*—

6 “(1) *IN GENERAL.*—An otherwise qualified indi-
7 vidual may not be denied a hazardous materials en-
8 dorsement for a commercial driver’s license under
9 subsection (a) unless the Secretary determines that
10 individual—

11 “(A) in the 10-year period ending on the
12 date of the application for a background inves-
13 tigation, was convicted (or found not guilty by
14 reason of insanity) of an offense described in sec-
15 tion 44936(b)(1)(B) of this title (disregarding
16 the matter in clause (xiv)(IX) after ‘1 year,’);

17 “(B) is described in section 175b(b)(2) of
18 title 18, *United States Code*; or

19 “(C) may be denied admission to the United
20 States or removed from the United States under
21 subclause (IV), (VI), or (VII) of section
22 212(a)(3)(B)(i) of the *Immigration and Nation-*
23 *ality Act* (8 U.S.C. 1182(a)(3)).

24 “(2) *MITIGATING CIRCUMSTANCES.*—In making
25 a determination under paragraph (1), the Secretary

1 *shall give consideration to the circumstances of any*
2 *disqualifying act or offense, restitution made by the*
3 *individual, Federal and State mitigation remedies,*
4 *and other factors from which it may be reasonably*
5 *concluded that the individual does not pose a security*
6 *risk warranting denial of the endorsement.*

7 “(3) *APPEALS PROCESS.*—*The Secretary shall es-*
8 *tablish an appeals process under this section for indi-*
9 *viduals found to be ineligible for a hazardous mate-*
10 *rials endorsement for a commercial driver’s license*
11 *that includes notice and an opportunity for a hear-*
12 *ing.*

13 “(c) *BACKGROUND RECORDS CHECK.*—

14 “(1) *IN GENERAL.*—*Upon the request of a State*
15 *regarding issuance of a hazardous materials endorse-*
16 *ment for a commercial driver’s license to an indi-*
17 *vidual, the Attorney General shall—*

18 “(A) *conduct a background records check re-*
19 *garding the individual;*

20 “(B) *take appropriate criminal enforcement*
21 *action required by information developed or ob-*
22 *tained in the course of the background check; and*

23 “(C) *upon completing the background*
24 *records check, notify the Secretary of Transpor-*

1 *tation of the completion and results of the back-*
2 *ground records check.*

3 “(2) *SCOPE.*—A background records check re-
4 garding an individual under this subsection shall
5 consist of the following:

6 “(A) *A check of the relevant criminal his-*
7 *tory data bases.*

8 “(B) *In the case of an alien, a check of the*
9 *relevant data bases to determine the status of the*
10 *alien under the immigration laws of the United*
11 *States.*

12 “(C) *As appropriate, a check of the relevant*
13 *international data bases through Interpol-U.S.*
14 *National Central Bureau or other appropriate*
15 *means.*

16 “(D) *Review of any other national security-*
17 *related information or data base identified by*
18 *the Attorney General for purposes of such a back-*
19 *ground records check.*

20 “(3) *SECRETARY TO NOTIFY STATE.*—After mak-
21 *ing the determination required by subsection (b)(1),*
22 *the Secretary of Transportation shall promptly notify*
23 *the State of the determination.*

24 “(d) *REPORTING REQUIREMENT.*—Each State shall

25 *submit to the Secretary of Transportation, at such time and*

1 *in such manner as the Secretary may prescribe, such infor-*
2 *mation as the Secretary may require, concerning each indi-*
3 *vidual to whom the State issues a hazardous materials en-*
4 *dorsement for a commercial driver's license.*

5 “(e) *RESTRICTIONS ON USE AND MAINTENANCE OF IN-*
6 *FORMATION.*—

7 “(1) *FOIA NOT TO APPLY.*—*Information ob-*
8 *tained by the Attorney General or the Secretary of*
9 *Transportation under this section may not be made*
10 *available to the public under section 552 of title 5,*
11 *United States Code.*

12 “(2) *CONFIDENTIALITY.*—*Any information ob-*
13 *tained by the Secretary of Transportation under this*
14 *section shall be maintained confidentially by the Sec-*
15 *retary and may be used only for making determina-*
16 *tions under this section.*

17 “(f) *RENEWAL WAIVER FOR BACKGROUND CHECK*
18 *DELAYS.*—*The Secretary may, in accordance with proce-*
19 *dures prescribed by the Secretary, provide a waiver for*
20 *State compliance with the requirements of subsection (a)*
21 *for renewals to the extent necessary to avoid the interrup-*
22 *tion of service by a license holder while a background check*
23 *is being completed. The Secretary may not grant a waiver*
24 *under this subsection to avoid interruption of service if the*
25 *interruption of service would be due to the license holder's*

1 failure to comply with the licensing renewal requirements
2 or to furnish necessary documentation in a timely manner.

3 “(g) *DEFINITIONS*.—In this section:

4 “(1) *HAZARDOUS MATERIALS*.—The term ‘haz-
5 ardous material’ means—

6 “(A) a substance or material designated by
7 the Secretary under section 5103(a) of this title
8 for which the Secretary requires placarding of a
9 commercial motor vehicle transporting it in com-
10 merce; and

11 “(B) a substance or material, including a
12 substance or material on the Centers for Disease
13 Control’s list of select agents, designated as a
14 hazardous material by the Secretary under pro-
15 cedures to be established by the Secretary for the
16 purposes of this section.

17 “(2) *ALIEN*.—The term ‘alien’ has the meaning
18 given the term in section 101(a)(3) of the Immigra-
19 tion and Nationality Act (8 U.S.C. 1101(a)(3)).”.

20 (b) *ENFORCEMENT*.—Section 31311(a) of title 49,
21 United States Code, is amended by adding at the end the
22 following:

23 “(21) The State shall comply with the require-
24 ments of section 31318.”.

25 (c) *CONFORMING AMENDMENTS*.—

“31318. Issuance, renewal, upgrade, transfer, and periodic check of hazmat endorsements.”.

14 (d) *EFFECTIVE DATE.*—

11 SEC. 3. **PROHIBITION ON OPERATING WITHOUT PROPER**
12 **HAZMAT ENDORSEMENT OR LICENSE.**

13 (a) *IN GENERAL.—Chapter 313 of title 49, United
14 States Code, is further amended by adding at the end the
15 following:*

18 “(a) *IN GENERAL.*—Notwithstanding any provision of
19 law, treaty, or international agreement to the contrary,
20 after the effective date of the interim final rule promulgated
21 by the Secretary of Transportation under section 2(d)(3)
22 of the Hazmat Endorsement Requirements Act, no indi-
23 vidual may operate a commercial motor vehicle trans-
24 porting a hazardous material (as defined in section
25 31318(g)) in commerce in the United States without a haz-

1 *ardous materials endorsement or a license authorizing that*
 2 *individual to operate a commercial motor vehicle trans-*
 3 *porting a hazardous material in commerce—*

4 “(1) *issued by a State in accordance with the re-*
 5 *quirements of section 31318 of this title; or*

6 “(2) *issued by the government of Canada or Mex-*
 7 *ico, or a political subdivision thereof, after a back-*
 8 *ground check that is the same as, or substantially*
 9 *similar to, the background check required by section*
 10 *31318.*

11 “(b) *PENALTY.*—*The Secretary shall by regulation pre-*
 12 *scribe the penalty for violation of subsection (a).*”.

13 (b) *CONFORMING AMENDMENT.*—*The chapter analysis*
 14 *for chapter 313 is amended by adding at the end the fol-*
 15 *lowing:*

“31319. *Prohibition on unauthorized transportation of hazardous materials.*”.

16 **SEC. 4. PENALTY FOR FRAUDULENT ISSUANCE OR RE-**
 17 **NEWAL OF COMMERCIAL DRIVER’S LICENSE.**

18 (a) *IN GENERAL.*—*Chapter 313 of title 49, United*
 19 *States Code, is further amended by adding at the end the*
 20 *following:*

21 **“§31320. Penalty for fraudulent issuance, renewal,**
 22 **upgrade, or transfer of commercial driv-**
 23 **er’s license**

24 “*Any person who knowingly issues, obtains, or facili-*
 25 *tates the issuance, renewal, upgrade, transfer, or obtaining*

1 *of, a commercial driver's license or an endorsement for a*
2 *commercial driver's license, or attempts to do so, knowing*
3 *the license or endorsement to have been wrongfully issued*
4 *or obtained, or issued, renewed, upgraded, transferred, or*
5 *obtained through the submission of false information or the*
6 *intentional withholding of required information is guilty*
7 *of a Class E felony punishable by a fine, imprisonment,*
8 *or both as provided in title 18, United States Code.”.*

9 (b) *CONFORMING AMENDMENT.—The chapter analysis*
10 *for chapter 313 is amended by adding at the end the fol-*
11 *lowing:*

“31320. *Penalty for fraudulent issuance, renewal, upgrade, or transfer of commercial driver's license.*”.

12 **SEC. 5. MOTOR CARRIER SECURITY REPORT.**

13 (a) *IN GENERAL.—*

14 (1) *IN GENERAL.—The Secretary of Transpor-*
15 *tation shall assess the security risks associated with*
16 *motor carrier transportation and develop prioritized*
17 *recommendations for—*

18 (A) *improving the security of hazardous*
19 *materials shipments by motor carriers, including*
20 *shipper responsibilities;*

21 (B) *using biometrics or other identification*
22 *systems to improve the security of motor carrier*
23 *transportation;*

16 (b) CONSULTATION; USE OF EXISTING RESOURCES.—

17 In carrying out the assessment required by subsection (a),

18 the Secretary shall—

1 (c) REPORT.—

2 (1) CONTENTS.—Within 180 days after the date
3 of enactment of this Act, the Secretary shall transmit
4 to the Senate Committee on Commerce, Science, and
5 Transportation and the House of Representatives
6 Committee on Transportation and Infrastructure a
7 report, without compromising national security,
8 containing—

9 (A) the assessment and prioritized rec-
10 ommendations required by subsection (a);

11 (B) any proposals the Secretary deems ap-
12 propriate for providing Federal financial, tech-
13 nological, or research and development to assist
14 carriers and shippers in reducing the likelihood,
15 severity, and consequences of deliberate acts of
16 crime or terrorism toward motor carrier employ-
17 ees, shipments, or property; and

18 (C) data on the number of shipments and
19 type of hazardous materials for which
20 placarding is required for transport by motor
21 carriers in the United States, including the
22 transport of hazardous materials shipments by
23 Canadian or Mexican motor carriers with au-
24 thority to enter into the United States.

5 SEC. 6. STUDY.

6 (a) *IN GENERAL.—The Secretary of Transportation*
7 *shall conduct research and operational testing to determine*
8 *the feasibility, costs, and benefits of requiring motor car-*
9 *riers transporting certain high-risk hazardous materials, as*
10 *determined by the Secretary, to install ignition or engine*
11 *locking devices, silent alarms, satellite technology, or other*
12 *mechanisms to increase the security associated with the*
13 *transportation of such shipments by motor carriers. The*
14 *Secretary may conduct a pilot program to assess such de-*
15 *vices.*

16 (b) *FUNDING.*—The Secretary shall use funds appro-
17 priated pursuant to the authority of section 5001(a)(5) of
18 the *Transportation Equity Act for the 21st Century* for fis-
19 cal year 2003 to carry out subsection (a).

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2D SESSION **S. 1750**

[Report No. 107-241]

A BILL

To make technical corrections to the HAZMAT
provisions of the USA PATRIOT Act.

AUGUST 1, 2002

Reported with an amendment