

107TH CONGRESS  
2D SESSION

# S. 2668

To ensure the safety and security of passenger air transportation cargo  
and all-cargo air transportation.

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IN THE SENATE OF THE UNITED STATES

JUNE 21, 2002

Mrs. HUTCHISON introduced the following bill; which was read twice and  
referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To ensure the safety and security of passenger air  
transportation cargo and all-cargo air transportation.

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 “Air Cargo Security  
5       Act”.

6       **SEC. 2. INSPECTION OF CARGO CARRIED ABOUT PAS-**  
7       **SENGER AIRCRAFT.**

8       Section 44901(f) of title 49, United States Code, is  
9       amended to read as follows:

1       “(f) CARGO.—The Under Secretary of Transpor-  
 2       tation for Security shall establish a system to screen, in-  
 3       spect, or otherwise ensure the security of all cargo that  
 4       is to be transported in—

5               “(1) passenger aircraft operated by an air car-  
 6       rier or foreign air carrier in air transportation or  
 7       intrastate air transportation; or

8               “(2) all-cargo aircraft in air transportation and  
 9       intrastrate air transportation.”.

10   **SEC. 3. MEASURES TO INCREASE THE SAFETY AND SECU-**  
 11               **RITY OF AIR CARGO.**

12       (a) IN GENERAL.—Subchapter I of chapter 449 of  
 13       title 49, United States Code, is amended by adding at the  
 14       end the following:

15   **“§ 44921. Air cargo security measures**

16       “(a) INSPECTION OF CARGO CARRIED ABOARD PAS-  
 17       SENGER FLIGHTS.—The Under Secretary of Transpor-  
 18       tation for Security shall ensure that—

19               “(1) there is a system established capable of  
 20       providing an unbroken, objective, verifiable record of  
 21       custody of cargo to be transported in air transpor-  
 22       tation or intrastate air transportation and that each  
 23       person having custody of the cargo from the time it  
 24       leaves the initial shipper until it is loaded aboard the  
 25       aircraft is known and properly certified; and

1           “(2) there is a comprehensive system of certifi-  
2           cation for shippers and providers of cargo transpor-  
3           tation services that includes the assignment of a  
4           unique encrypted identifier that must be presented  
5           to an air carrier or foreign air carrier providing air  
6           transportation or intrastate air transportation before  
7           cargo may be accepted for shipment in air transpor-  
8           tation or intrastate air transportation.

9           “(b) REGULAR INSPECTIONS OF SHIPPING FACILI-  
10          TIES.—The Under Secretary of Transportation for Secu-  
11          rity shall establish a system for the regular inspection of  
12          shipping facilities for shipments of cargo transported in  
13          air transportation or intrastate air transportation to en-  
14          sure that appropriate security controls, systems, and pro-  
15          tocols are observed, and shall enter into such arrange-  
16          ments with the civil aviation authorities, or other appro-  
17          priate officials, of foreign countries to ensure that such  
18          inspections are conducted on a regular basis at shipping  
19          facilities for cargo transported in air transportation to the  
20          United States.”.

21          (c) CONFORMING AMENDMENT.—The chapter anal-  
22          ysis for chapter 449 of title 49, United States Code, is  
23          amended by adding at the end the following:

“44921. Air cargo security measures”.

1 **SEC. 4. PERSONNEL AND EQUIPMENT.**

2       There are authorized to be appropriated to the Sec-  
3 retary of Transportation such sums as may be necessary  
4 to provide the Under Secretary of Transportation for Se-  
5 curity sufficient personnel and equipment to carry out sec-  
6 tion 44921 of title 49, United States Code.

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