

117TH CONGRESS
2D SESSION

S. 4809

To strengthen the requirements relating to advance electronic information
for cargo, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 8, 2022

Mr. SCOTT of Florida introduced the following bill; which was read twice and
referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To strengthen the requirements relating to advance electronic
information for cargo, 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 “Uniform Postal Data
5 Acquisition for Transparency and Early Detection within
6 the United States Postal Service Act” or the “UPDATED
7 USPS Act”.

1 **SEC. 2. MODIFICATION OF REQUIREMENTS RELATING TO**
2 **ADVANCE ELECTRONIC INFORMATION FOR**
3 **CARGO.**

4 (a) **ELIMINATION OF RESTRICTION ON USE OF AD-**
5 **VANCE ELECTRONIC INFORMATION FOR COMMERCIAL EN-**
6 **FORCEMENT.**—Section 343(a)(3)(F) of the Customs Bor-
7 der Security Act of 2002 (19 U.S.C. 1415(a)(3)(F)) is
8 amended by striking “, and shall” and all that follows
9 through “thereunder”.

10 (b) **ELIMINATION OF WAIVERS OF REQUIREMENT TO**
11 **TRANSMIT ADVANCE ELECTRONIC INFORMATION FOR**
12 **COUNTRIES.**—

13 (1) **IN GENERAL.**—Section 343(a)(3)(K)(vi) of
14 the Customs Border Security Act of 2002 (19
15 U.S.C. 1415(a)(3)(K)(vi)) is amended—

16 (A) by striking subclauses (II), (III), and
17 (IV); and

18 (B) by striking “(I) Notwithstanding” and
19 inserting “Notwithstanding”.

20 (2) **EFFECTIVE DATE.**—The amendments made
21 by paragraph (1) take effect on the date that is 180
22 days after the date of the enactment of this Act.

23 (c) **REQUIREMENT TO REFUSE SHIPMENTS FOR**
24 **WHICH ADVANCE ELECTRONIC INFORMATION IS NOT**
25 **TRANSMITTED.**—Section 343(a)(3)(K)(vii) of the Cus-

1 toms Border Security Act of 2002 (19 U.S.C.
2 1415(a)(3)(K)(vii)) is amended to read as follows:

3 “(vii) The Commissioner shall refuse entry
4 for any international mail shipments described
5 in clause (i) received after December 31, 2022,
6 for which the information described in para-
7 graphs (1) and (2) is not transmitted as re-
8 quired under this subparagraph.”.

9 (d) INCLUSION OF LETTER CLASS MAIL; PUBLICA-
10 TION OF NUMBER OF SHIPMENTS FOR WHICH ADVANCE
11 ELECTRONIC INFORMATION NOT TRANSMITTED.—Sec-
12 tion 343(a)(3)(K) of the Customs Border Security Act of
13 2002 (19 U.S.C. 1415(a)(3)(K)) is amended—

14 (1) by redesignating clauses (viii) and (ix) as
15 clauses (x) and (xi), respectively; and

16 (2) by inserting after clause (vii) the following:

17 “(viii) Not later than December 31, 2022,
18 the Postal Service shall arrange for the trans-
19 mission to the Commissioner of the information
20 described in paragraphs (1) and (2) for all
21 international mail shipments.

22 “(ix) Not less frequently than every 30
23 days, the Postal Service shall publish on a pub-
24 licly accessible internet website the number of
25 international mail shipments for which the in-

1 formation described in paragraphs (1) and (2)
2 was not transmitted to the Commissioner under
3 this subparagraph during the preceding 30-day
4 period.”.

5 (e) MONTHLY REPORT.—Section 343(a) of the Cus-
6 toms Border Security Act of 2002 (19 U.S.C. 1415(a))
7 is amended by adding at the end the following:

8 “(6) MONTHLY REPORT.—Not later than 90
9 days after the date of the enactment of the UP-
10 DATED USPS Act, and every 30 days thereafter,
11 the Secretary shall publish, for the preceding 30-day
12 period, the following information:

13 “(A) The total volume of international
14 mail shipments and other cargo received by the
15 Postal Service and private sector importers for
16 which advance electronic information is sub-
17 mitted under this section.

18 “(B) The number of packages included in
19 such shipments and cargo that U.S. Customs
20 and Border Protection requested to screen and
21 the number of packages provided for such
22 screening by the Postal Service and private sec-
23 tor importers.

24 “(C) An assessment of the results of in-
25 spections by U.S. Customs and Border Protec-

tion of international mail facilities and private sector importers, including the number of goods inspected and seized.

“(D) The volume of Inbound Express Mail Service items entered under section 13031(b)(9)(D) of the Consolidated Omnibus Budget Reconciliation Act of 1985 (19 U.S.C. 58c(b)(9)(D)).

“(E) The total amount of fees paid to U.S. Customs and Border Protection by the Postal Service and private sector importers under that section.

“(F) The number of international mail shipments, disaggregated by letters and packages, received from each foreign country.”.

(f) TECHNICAL AMENDMENTS.—Section 343 of the Customs Border Security Act of 2002 (19 U.S.C. 1415) is amended—

(1) in subsection (a)(3)(G), by striking the second period at the end;

(2) by amending subsection (c) to read as follows:

“(c) SECRETARY DEFINED.—In this section, the term ‘Secretary’ means the Secretary of the Treasury and the Secretary of Homeland Security acting jointly.”; and

1 (3) by striking “the Customs Service” each
2 place it appears and inserting “U.S. Customs and
3 Border Protection”.

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