

1 **SEC. 203. AUTOMATED TARGETING SYSTEM.**

2 (a) **IN GENERAL.**—The Secretary, acting through the
3 Commissioner, shall—

4 (1) identify and seek the submission of data re-
5 lated to the movement of a shipment of cargo
6 through the international supply chain; and

7 (2) analyze the data described in paragraph (1)
8 to identify high-risk cargo for inspection.

9 (b) **REQUIREMENT.**—The Secretary, acting through
10 the Commissioner, shall require the electronic trans-
11 mission to the Department of additional data elements for
12 improved high-risk targeting, including appropriate secu-
13 rity elements of entry data, as determined by the Sec-
14 retary, to be provided as advanced information with re-
15 spect to cargo destined for importation into the United
16 States prior to loading of such cargo on vessels at foreign
17 seaports.

18 (c) **CONSIDERATION.**—The Secretary, acting through
19 the Commissioner, shall—

20 (1) consider the cost, benefit, and feasibility
21 of—

1 (A) requiring additional nonmanifest docu-
2 mentation;

3 (B) reducing the time period allowed by
4 law for revisions to a container cargo manifest;

5 (C) reducing the time period allowed by
6 law for submission of certain elements of entry
7 data, for vessel or cargo; and

8 (D) such other actions the Secretary con-
9 siders beneficial for improving the information
10 relied upon for the Automated Targeting Sys-
11 tem and any successor targeting system in fur-
12 thering the security and integrity of the inter-
13 national supply chain; and

14 (2) consult with stakeholders, including the
15 Commercial Operations Advisory Committee, and
16 identify to them the need for such information, and
17 the appropriate timing of its submission.

18 (d) REGULATIONS.—The Secretary shall promulgate
19 regulations to carry out this section. In promulgating such
20 regulations, the Secretary shall adhere to the parameters
21 applicable to the development of regulations under section

1 343(a) of the Trade Act of 2002 (19 U.S.C. 2071 note),
2 including provisions relating to consultation, technology,
3 analysis, use of information, confidentiality, and timing re-
4 quirements.

5 (e) SYSTEM IMPROVEMENTS.—The Secretary, acting
6 through the Commissioner, shall—

7 (1) conduct, through an independent panel, a
8 review of the effectiveness and capabilities of the
9 Automated Targeting System;

10 (2) consider future iterations of the Automated
11 Targeting System, which would incorporate smart
12 features, such as more complex algorithms and real-
13 time intelligence, instead of relying solely on rule
14 sets that are periodically updated;

15 (3) ensure that the Automated Targeting Sys-
16 tem has the capability to electronically compare
17 manifest and other available data for cargo entered
18 into or bound for the United States to detect any
19 significant anomalies between such data and facili-
20 tate the resolution of such anomalies;

1 (4) ensure that the Automated Targeting Sys-
2 tem has the capability to electronically identify, com-
3 pile, and compare select data elements for cargo en-
4 tered into or bound for the United States following
5 a maritime transportation security incident, in order
6 to efficiently identify cargo for increased inspection
7 or expeditious release; and

8 (5) develop a schedule to address the rec-
9 ommendations of the Comptroller General of the
10 United States, the Inspector General of the Depart-
11 ment of the Treasury, and the Inspector General of
12 the Department with respect to the operation of the
13 Automated Targeting System.

14 (f) SECURE TRANSMISSION OF CERTAIN INFORMA-
15 TION.—All information required by the Department from
16 supply chain partners shall be transmitted in a secure
17 fashion, as determined by the Secretary, so as to protect
18 the information from unauthorized access.

19 (g) AUTHORIZATION OF APPROPRIATIONS.—There
20 are authorized to be appropriated to the United States
21 Customs and Border Protection to carry out the Auto-

1 mated Targeting System for identifying high-risk ocean-
2 borne container cargo for inspection—

3 (1) \$33,200,000 for fiscal year 2008;

4 (2) \$35,700,000 for fiscal year 2009; and

5 (3) \$37,485,000 for fiscal year 2010.

6 **SEC. 204. CONTAINER SECURITY STANDARDS AND PROCE-**
7 **DURES.**

8 (a) **ESTABLISHMENT.**—

9 (1) **IN GENERAL.**—Not later than 90 days after
10 the date of the enactment of this Act, the Secretary
11 shall initiate a rulemaking proceeding to establish
12 minimum standards and procedures for securing
13 containers in transit to the United States.

14 (2) **INTERIM RULE.**—Not later than 180 days
15 after the date of the enactment of this Act, the Sec-
16 retary shall issue an interim final rule pursuant to
17 the proceeding described in paragraph (1).

18 (3) **MISSED DEADLINE.**—If the Secretary is un-
19 able to meet the deadline established pursuant to
20 paragraph (2), the Secretary shall submit a letter to
21 the appropriate congressional committees explaining