

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2805
OFFERED BY MISS RICE OF NEW YORK**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Asia-Pacific Economic
3 Cooperation Business Travel Cards Act of 2017”.

**4 SEC. 2. ASIA-PACIFIC ECONOMIC COOPERATION BUSINESS
5 TRAVEL CARDS.**

6 (a) IN GENERAL.—Subtitle B of title IV of the
7 Homeland Security Act of 2002 (6 U.S.C. 211 et seq.)
8 is amended by inserting after section 417 the following
9 new section:

**10 “SEC. 418. ASIA-PACIFIC ECONOMIC COOPERATION BUSI-
11 NESS TRAVEL CARDS.**

12 “(a) IN GENERAL.—The Commissioner of U.S. Cus-
13 toms and Border Protection is authorized to issue Asia-
14 Pacific Economic Cooperation Business Travel Cards (re-
15 ferred to in this section as an ‘ABT Card’) to an individual
16 described in subsection (b).

17 “(b) CARD ISSUANCE.—An individual described in
18 this subsection is an individual—

1 “(1) who—

2 “(A) is a citizen of the United States; and

3 “(B) has been approved and is in good
4 standing in an existing international trusted
5 traveler program of the Department; and

6 “(2) who—

7 “(A) is engaged in business in the Asia-Pa-
8 cific region, as determined by the Commissioner
9 of U.S. Customs and Border Protection; or

10 “(B) is a United States Government offi-
11 cial actively engaged in Asia-Pacific Economic
12 Cooperation business, as determined by the
13 Commissioner of U.S. Customs and Border
14 Protection.

15 “(c) INTEGRATION WITH EXISTING TRAVEL PRO-
16 GRAMS.—The Commissioner of U.S. Customs and Border
17 Protection shall integrate application procedures for, and
18 issuance, renewal, and revocation of, ABT Cards with ex-
19 isting international trusted traveler programs of the De-
20 partment.

21 “(d) COOPERATION WITH PRIVATE ENTITIES AND
22 NONGOVERNMENTAL ORGANIZATIONS.—In carrying out
23 this section, the Commissioner of U.S. Customs and Bor-
24 der Protection may consult with appropriate private sector

1 entities and nongovernmental organizations, including
2 academic institutions.

3 “(e) FEE.—

4 “(1) IN GENERAL.—The Commissioner of U.S.
5 Customs and Border Protection shall—

6 “(A) prescribe and collect a fee for the
7 issuance and renewal of ABT Cards; and

8 “(B) adjust such fee to the extent the
9 Commissioner determines necessary to comply
10 with paragraph (2).

11 “(2) LIMITATION.—The Commissioner of U.S.
12 Customs and Border Protection shall ensure that
13 the total amount of the fees collected under para-
14 graph (1) during any fiscal year is sufficient to off-
15 set the direct and indirect costs associated with car-
16 rying out this section during such fiscal year, includ-
17 ing the costs associated with operating and main-
18 taining the ABT Card issuance and renewal proc-
19 esses.

20 “(3) ACCOUNT FOR COLLECTIONS.—There is
21 established in the Treasury of the United States an
22 ‘Asia-Pacific Economic Cooperation Business Travel
23 Card Account’ into which the fees collected under
24 paragraph (1) shall be deposited as offsetting re-
25 ceipts.

1 “(4) USE OF FUNDS.—Amounts deposited into
2 the Asia Pacific Economic Cooperation Business
3 Travel Card Account described in paragraph (3)
4 shall—

5 “(A) be credited to the appropriate ac-
6 count of the U.S. Customs and Border Protec-
7 tion for expenses incurred in carrying out this
8 section; and

9 “(B) remain available until expended.

10 “(f) NOTIFICATION.—The Commissioner of U.S.
11 Customs and Border Protection shall notify the Com-
12 mittee on Homeland Security of the House of Representa-
13 tives and the Committee on Homeland Security and Gov-
14 ernmental Affairs of the Senate within 60 days of any ex-
15 penses incurred to operate and provide ABT Card services
16 beyond the amounts collected pursuant subsection (e).

17 “(g) TRUSTED TRAVELER PROGRAM DEFINED.—In
18 this section, the term ‘trusted traveler program’ means a
19 voluntary program of the Department that allows U.S.
20 Customs and Border Protection to expedite clearance of
21 pre-approved, low-risk travelers arriving in the United
22 States.”.

23 (b) CLERICAL AMENDMENT.—The table of contents
24 in section 1(b) of the Homeland Security Act of 2002 is

1 amended by inserting after the item relating to section
2 417 the following new item:

“Sec. 418. Asia-Pacific Economic Cooperation Business Travel Cards.”.

3 **SEC. 3. ACCOUNT.**

4 (a) **IN GENERAL.**—Notwithstanding the repeal of the
5 Asia-Pacific Economic Cooperation Business Travel Cards
6 Act of 2011 (Public Law 112–54; 8 U.S.C. 1185 note)
7 pursuant to section 4(b) of this Act, amounts deposited
8 into the APEC Business Travel Card Account established
9 pursuant to such Act as of the date of the enactment of
10 this Act are hereby transferred to the Asia-Pacific Eco-
11 nomic Cooperation Business Travel Card Account estab-
12 lished pursuant to subsection (e) of section 418 of the
13 Homeland Security Act of 2002 (as added by section 2
14 of this Act), and shall be available without regard to
15 whether such amounts are expended in connection with ex-
16 penses incurred with respect to an ABT Card issued at
17 any time before or after such date of enactment.

18 (b) **AVAILABILITY.**—Amounts deposited in the Asia-
19 Pacific Economic Cooperation Business Travel Card Ac-
20 count established pursuant to subsection (e) of section 418
21 of the Homeland Security Act of 2002 shall, in addition
22 to the purposes for which such amounts are available pur-
23 suant to such subsection, also be available for expenditure
24 in connection with expenses incurred with respect to ABT

1 Cards issued at any time before the date of the enactment
2 of such section.

3 (c) **TERMINATION.**—After the transfer described in
4 subsection (a) has been carried out, the Asia-Pacific Eco-
5 nomic Cooperation Business Travel Card Account estab-
6 lished pursuant to the Asia-Pacific Economic Cooperation
7 Business Travel Cards Act of 2011 is closed.

8 **SEC. 4. CONFORMING AMENDMENTS AND REPEAL.**

9 (a) **CONFORMING AMENDMENTS.**—Subsection (c) of
10 section 411 of the Homeland Security Act of 2002 (6
11 U.S.C. 211) is amended—

12 (1) in paragraph (17), by striking “and” after
13 the semicolon at the end;

14 (2) by redesignating paragraph (18) as para-
15 graph (19); and

16 (3) by inserting after paragraph (17) the fol-
17 lowing new paragraph:

18 “(18) carry out section 418, relating to the
19 issuance of Asia-Pacific Economic Cooperation Busi-
20 ness Travel Cards; and”.

21 (b) **REPEAL.**—

22 (1) **IN GENERAL.**—The Asia-Pacific Economic
23 Cooperation Business Travel Cards Act of 2011
24 (Public Law 112–54; 8 U.S.C. 1185 note) is re-
25 pealed.

1 (2) SAVING CLAUSE.—Notwithstanding the re-
2 peal under paragraph (1), an ABT Card issued pur-
3 suant to the Asia-Pacific Economic Cooperation
4 Business Travel Cards Act of 2011 before the date
5 of the enactment of this Act that, as of such date,
6 is still valid, shall continue to remain valid on and
7 after such date until such time as such Card would
8 otherwise expire.

