

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 3551  
OFFERED BY Ms. MCSALLY OF ARIZONA**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. CUSTOMS-TRADE PARTNERSHIP AGAINST TER-**  
2 **RORISM.**

3 (a) IN GENERAL.—Subtitle B of title II of the Secu-  
4 rity and Accountability for Every Port Act of 2006 (6  
5 U.S.C. 961 et seq.) is amended to read as follows:

6 **“Subtitle B—Customs-Trade**  
7 **Partnership Against Terrorism**

8 **“SEC. 211. ESTABLISHMENT OF THE CUSTOMS-TRADE**  
9 **PARTNERSHIP AGAINST TERRORISM PRO-**  
10 **GRAM.**

11 “(a) IN GENERAL.—There is established within U.S.  
12 Customs and Border Protection a voluntary government-  
13 private sector partnership program to be known as the  
14 Customs-Trade Partnership Against Terrorism (C-  
15 TPAT).

16 “(b) PURPOSE.—The purposes of the C-TPAT pro-  
17 gram are to—

1           “(1) strengthen and improve the overall secu-  
2           rity of the international supply chain and United  
3           States border security;

4           “(2) facilitate the movement of secure cargo  
5           through the international supply chain;

6           “(3) ensure compliance with applicable law; and

7           “(4) serve as the Authorized Economic Oper-  
8           ator program for the United States.

9           “(c) DIRECTOR.—There shall be at the head of the  
10          C-TPAT program a Director, who shall report to the Ex-  
11          ecutive Assistant Commissioner of the Office of Field Op-  
12          erations (in this subtitle referred to as the ‘Executive As-  
13          sistant Commissioner’) of U.S. Customs and Border Pro-  
14          tection.

15          “(d) DUTIES.—The Director of the C-TPAT pro-  
16          gram shall—

17                 “(1) oversee the activities of the C-TPAT pro-  
18                 gram, including certification of C-TPAT partici-  
19                 pants;

20                 “(2) evaluate and make revisions to security  
21                 criteria pursuant to subsections (c) and (d) of sec-  
22                 tion 213;

23                 “(3) ensure that participants receive a tangible  
24                 and measurable benefit for participation; and

1           “(4) carry out other duties and powers pre-  
2           scribed by the Executive Assistant Commissioner.

3   **“SEC. 212. ELIGIBLE ENTITIES AND NOTICE OF BENEFITS.**

4           “(a) ELIGIBLE ENTITIES.—Importers, exporters,  
5           customs brokers, forwarders, air, sea, and land carriers,  
6           contract logistics providers, and other entities in the inter-  
7           national supply chain and intermodal transportation sys-  
8           tem are eligible to apply for participation in the C-TPAT  
9           program.

10          “(b) TIERED PARTICIPATION.—

11           “(1) IN GENERAL.—Applicants may be eligible  
12           to participate as Tier 1 or Tier 2 participants.

13           “(2) IMPORTERS.—Importers may be eligible to  
14           participate as Tier 3 participants.

15           “(3) EXTENSION.—The Executive Assistant  
16           Commissioner may, in his or her discretion, extend  
17           Tier 3 participation to other entity types, if appro-  
18           priate.

19          “(c) NOTICE OF BENEFITS.—

20           “(1) IN GENERAL.—The Commissioner of U.S.  
21           Customs and Border Protection shall publish, on the  
22           U.S. Customs and Border Protection website or  
23           through other appropriate online publication, infor-  
24           mation about benefits to C-TPAT program partici-  
25           pants.

1           “(2) CHANGES.—The Commissioner of U.S.  
2 Customs and Border Protection shall publish, on the  
3 U.S. Customs and Border Protection website or  
4 through other appropriate online publication, notice  
5 of any changes to benefits to C-TPAT program par-  
6 ticipants not later than 30 days before any such  
7 changes take effect.

8 **“SEC. 213. PARTICIPATION ELIGIBILITY.**

9           “(a) IN GENERAL.—The Executive Assistant Com-  
10 missioner shall review all documentation submitted by an  
11 applicant pursuant to subsection (b)(2), conduct a back-  
12 ground investigation of such applicant, and vet such appli-  
13 cant.

14           “(b) GENERAL REQUIREMENTS.—To be eligible for  
15 participation in the C-TPAT program, an entity shall, at  
16 a minimum—

17           “(1) have a designated company employee au-  
18 thorized to bind such entity that is a direct company  
19 employee and will serve as the primary point of con-  
20 tact responsible for participation of such entity in  
21 the C-TPAT program;

22           “(2) at the time of initial application and annu-  
23 ally thereafter, including in advance of any recertifi-  
24 cation or revalidation, submit an international sup-  
25 ply chain security profile, which shall identify how

1 such entity meets the minimum security criteria of  
2 the C-TPAT program established by the Commis-  
3 sioner of U.S. Customs and Border Protection and  
4 how such entity will maintain and enhance internal  
5 policies, procedures, and practices related to inter-  
6 national supply chain security; and

7 “(3) meet any specific requirements for eligible  
8 entities, as established by the Commissioner.

9 “(c) MINIMUM SECURITY CRITERIA.—The Commis-  
10 sioner of U.S. Customs and Border Protection shall estab-  
11 lish minimum security criteria for participants in the C-  
12 TPAT program, review such minimum security criteria  
13 not less than once each year, and update such minimum  
14 security criteria as necessary. Such minimum security cri-  
15 teria shall seek to address security vulnerabilities in the  
16 international supply chain.

17 “(d) ADDITIONAL AND UPDATED CRITERIA.—The  
18 Commissioner of U.S. Customs and Border Protection  
19 may establish additional and updated security criteria for  
20 individual C-TPAT program participants, categories of  
21 C-TPAT program participants, or particular entity types  
22 to meet in order to address a security vulnerability in the  
23 international supply chain.

24 “(e) CONSULTATION.—When establishing or updat-  
25 ing security criteria in accordance with subsection (c), and

1 when establishing additional or updated security criteria  
2 in accordance subsection (d), the Commissioner of U.S.  
3 Customs and Border Protection shall consult with C-  
4 TPAT program participants and other interested parties,  
5 and shall—

6           “(1) conduct a cost benefit analysis of such pro-  
7 posed new, additional, or updated security criteria in  
8 consultation with the Commercial Customs Oper-  
9 ations Advisory Committee established under section  
10 109 of the Trade Facilitation and Trade Enforce-  
11 ment Act of 2015 (Public Law 114–125; 19 U.S.C.  
12 4316);

13           “(2) determine operational feasibility and con-  
14 duct a phased implementation of such proposed ad-  
15 ditional or updated security criteria; and

16           “(3) provide C-TPAT program participants  
17 and other interested parties a 90-day comment pe-  
18 riod to review and comment on such proposed addi-  
19 tional or updated security criteria.

20           “(f) WAIVER.—The Commissioner of U.S. Customs  
21 and Border Protection may waive the requirements of sub-  
22 section (e) if the Commissioner determines there is a sig-  
23 nificant and imminent risk to the national security of the  
24 United States and such a waiver is necessary to protect  
25 such national security.

1 **“SEC. 214. BENEFITS FOR C-TPAT PROGRAM PARTICI-**  
2 **PANTS.**

3 “(a) IN GENERAL.—The Executive Assistant Com-  
4 missioner shall extend certain benefits to each C-TPAT  
5 program participant. Minimum benefits for all such par-  
6 ticipants shall include the following:

7 “(1) Assignment of a U.S. Customs and Border  
8 Protection Supply Chain Security Specialist to each  
9 participant.

10 “(2) Access to the C-TPAT program’s web-  
11 based Portal system and training materials.

12 “(3) A periodic and unclassified update on  
13 threats to the international supply chain.

14 “(b) PUBLIC AVAILABILITY.—The Executive Assist-  
15 ant Commissioner shall make publicly available on the C-  
16 TPAT portal an annual assessment of the tangible bene-  
17 fits being realized by C-TPAT program participants.

18 **“SEC. 215. TIER 1 PARTICIPANTS.**

19 “(a) CERTIFICATION.—The Executive Assistant  
20 Commissioner shall certify the security measures and  
21 international supply chain security practices of all appli-  
22 cants to and participants in the C-TPAT program in ac-  
23 cordance with section 213(b)(2) and the guidelines re-  
24 ferred to in subsection (c) of this section. Certified partici-  
25 pants shall be Tier 1 participants.

1           “(b) **BENEFITS FOR TIER 1 PARTICIPANTS.**—Upon  
2 completion of the certification under subsection (a), a C–  
3 TPAT program participant shall be certified as a Tier 1  
4 participant. The Executive Assistant Commissioner shall  
5 extend limited benefits to a Tier 1 participant.

6           “(c) **GUIDELINES.**—Not later than 180 days after the  
7 date of the enactment of this subtitle, the Commissioner  
8 of U.S. Customs and Border Protection shall update the  
9 guidelines and criteria for certifying a C–TPAT program  
10 participant’s security measures and supply chain security  
11 practices under this section. Such guidelines shall include  
12 a background investigation and review of appropriate doc-  
13 umentation, as determined by the Commissioner.

14           “(d) **TIMEFRAME.**—To the extent practicable, the  
15 Executive Assistant Commissioner shall complete the Tier  
16 1 certification process within 90 days of receipt of an ap-  
17 plication for participation in the C–TPAT program.

18 **“SEC. 216. TIER 2 PARTICIPANTS.**

19           “(a) **VALIDATION.**—The Executive Assistant Com-  
20 missioner shall validate the security measures and inter-  
21 national supply chain security practices of a Tier 1 C–  
22 TPAT program participant in accordance with the guide-  
23 lines referred to in subsection (c) to validate such partici-  
24 pant as a Tier 2 participant. Such validation shall include  
25 on-site assessments at appropriate foreign and domestic



1 locations utilized by such Tier 1 participant in its inter-  
2 national supply chain.

3 “(b) BENEFITS FOR TIER 2 PARTICIPANTS.—The  
4 Executive Assistant Commissioner, shall extend benefits  
5 to each C-TPAT participant that has been validated as  
6 a Tier 2 participant under this section. Such benefits may  
7 include the following:

8 “(1) Reduced scores in U.S. Customs and Bor-  
9 der Protection’s Automated Targeting System.

10 “(2) Reduced number of security examinations  
11 by U.S. Customs and Border Protection.

12 “(3) Priority examinations of cargo.

13 “(4) Access to the Free and Secure Trade  
14 (FAST) Lanes at United States ports of entry.

15 “(5) Recognition as a trusted trade partner by  
16 foreign customs administrations that have signed  
17 Mutual Recognition Agreements with U.S. Customs  
18 and Border Protection.

19 “(6) In the case of importers, eligibility to par-  
20 ticipate in the Importer Self-Assessment Program  
21 (ISA).

22 “(c) GUIDELINES.—Not later than 180 days after the  
23 date of the enactment of this subtitle, the Commissioner  
24 shall develop a schedule and update the guidelines and cri-  
25 teria for validating a C-TPAT participant’s security

1 measures and supply chain security practices under this  
2 section.

3 “(d) TIMEFRAME.—To the extent practicable, the  
4 Executive Assistant Commissioner shall complete the Tier  
5 2 validation process for a C-TPAT program participant  
6 under this section within one year after certification of  
7 such participant as a Tier 1 participant.

8 **“SEC. 217. TIER 3 PARTICIPANTS.**

9 “(a) IN GENERAL.—The Commissioner shall estab-  
10 lish a third tier of C-TPAT program participation that  
11 offers additional benefits to C-TPAT program partici-  
12 pants that are importers or other entity types, in accord-  
13 ance with section 212(b), that demonstrate a sustained  
14 commitment to maintaining security measures and inter-  
15 national supply chain security practices that exceed the  
16 guidelines established for validation as a Tier 2 partici-  
17 pant in the C-TPAT program under section 216.

18 “(b) BEST PRACTICES.—The Executive Assistant  
19 Commissioner may designate a Tier 2 C-TPAT program  
20 participant as a Tier 3 participant based on a review of  
21 best practices in such participant’s international supply  
22 chain that reflect a continued approach to enhanced inter-  
23 national supply chain security, including—

24 “(1) compliance with any additional or updated  
25 criteria established by the Commissioner of U.S.

1 Customs and Border Protection under section  
2 213(d) that exceed the guidelines established pursu-  
3 ant to section 216 for validating a C-TPAT pro-  
4 gram participant as a Tier 2 participant; and

5 “(2) any other factors that the Executive As-  
6 sistant Commissioner determines appropriate.

7 “(c) BENEFITS FOR TIER 3 PARTICIPANTS.—The  
8 Executive Assistant Commissioner, in consultation with  
9 the Commercial Customs Operations Advisory Committee  
10 established under section 109 of the Trade Facilitation  
11 and Trade Enforcement Act of 2015 (Public Law 114–  
12 125; 19 U.S.C. 4316) and the National Maritime Security  
13 Advisory Committee established under section 70112 of  
14 title 46, United States Code, shall extend benefits to each  
15 C-TPAT program participant that has been validated as  
16 a Tier 3 participant under this section, which may include  
17 the following:

18 “(1) Further reduction in the number of exami-  
19 nations by U.S. Customs and Border Protection.

20 “(2) Front of the line inspections and examina-  
21 tions.

22 “(3) Exemption from Stratified Exams.

23 “(4) Shorter wait times at United States ports  
24 of entry.

1           “(5) Access to the Free and Secure Trade  
2 (FAST) Lanes at United States ports of entry.

3           “(6) Recognition as a trusted trade partner by  
4 foreign customs administrations that have signed  
5 Mutual Recognition Agreements with U.S. Customs  
6 and Border Protection.

7           “(7) In the case of importers, eligibility to par-  
8 ticipate in the Importer Self-Assessment Program  
9 (ISA).

10 **“SEC. 218. CONSEQUENCES FOR LACK OF COMPLIANCE.**

11           “(a) IN GENERAL.—If at any time the Executive As-  
12 sistant Commissioner determines that a C-TPAT pro-  
13 gram participant’s security measures or international sup-  
14 ply chain security practices fail to meet any of the require-  
15 ments under this subtitle, the Executive Assistant Com-  
16 missioner may deny such participant benefits otherwise  
17 made available pursuant to this subtitle, either in whole  
18 or in part. The Executive Assistant Commissioner shall  
19 develop procedures, in consultation with Commercial Cus-  
20 toms Operations Advisory Committee, established under  
21 section 109 of the Trade Facilitation and Trade Enforce-  
22 ment Act of 2015 (Public Law 114–125; 19 U.S.C. 4316),  
23 that provide appropriate protections to C-TPAT program  
24 participants, including advance notice and an opportunity  
25 for such participants to provide additional information to

1 U.S. Customs and Border Protection regarding any such  
2 alleged failure, before any of such benefits are revoked.  
3 Such procedures may not limit the ability of the Executive  
4 Assistant Commissioner to take actions to protect the na-  
5 tional security of the United States.

6 “(b) FALSE OR MISLEADING INFORMATION; LACK OF  
7 COMPLIANCE WITH LAW.—If a C-TPAT program partici-  
8 pant knowingly provides false or misleading information  
9 to the Commissioner of U.S. Customs and Border Protec-  
10 tion, the Executive Assistant Commissioner, or any other  
11 officers or officials of the United States Government, or  
12 if at any time the Executive Assistant Commissioner de-  
13 termines that a C-TPAT program participant has com-  
14 mitted a serious violation of Federal law or customs regu-  
15 lations, or if a C-TPAT program participant has com-  
16 mitted a criminal violation relating to the economic activ-  
17 ity of such participant, the Executive Assistant Commis-  
18 sioner may suspend or expel such participant from the C-  
19 TPAT program for an appropriate period of time. The Ex-  
20 ecutive Assistant Commissioner, after the completion of  
21 the process described in subsection (d), may publish in the  
22 Federal Register a list of C-TPAT program participants  
23 that have been so suspended or expelled from the C-TPAT  
24 program pursuant to this subsection.

1           “(c) NATIONAL SECURITY.—If at any time the Exec-  
2     utive Assistant Commissioner determines that a C-TPAT  
3     program participant poses a significant and imminent risk  
4     to the national security of the United States or has com-  
5     mitted a serious violation of Federal law or customs regu-  
6     lations, or if a C-TPAT program participant has com-  
7     mitted a criminal violation relating to the economic activ-  
8     ity of such participant, the Executive Assistant Commis-  
9     sioner may suspend or expel such participant from the C-  
10    TPAT program for an appropriate period of time. The Ex-  
11    ecutive Assistant Commissioner, after the completion of  
12    the process described in subsection (d), may publish in the  
13    Federal Register a list of C-TPAT program participants  
14    that have been so suspended or expelled from the C-TPAT  
15    program pursuant to this subsection.

16           “(d) RIGHT OF APPEAL.—

17           “(1) IN GENERAL.—The Commissioner of U.S.  
18    Customs and Border Protection shall establish a  
19    process for a C-TPAT program participant to ap-  
20    peal a decision of the Executive Assistant Commis-  
21    sioner under subsection (a). Such appeal shall be  
22    filed with the Commissioner not later than 90 days  
23    after the date of such decision, and the Commis-  
24    sioner shall issue a determination not later than 90  
25    days after such appeal is filed.

1           “(2) APPEALS OF OTHER DECISIONS.—The  
2           Commissioner of U.S. Customs and Border Protec-  
3           tion shall establish a process for a C-TPAT pro-  
4           gram participant to appeal a decision of the Execu-  
5           tive Assistant Commissioner under subsections (b)  
6           and (c). Such appeal shall be filed with the Commis-  
7           sioner not later than 30 days after the date of such  
8           decision, and the Commissioner shall issue a deter-  
9           mination not later than 90 days after such appeal is  
10          filed.

11       **“SEC. 219. VALIDATIONS BY OTHER DHS COMPONENTS.**

12          “(a) IN GENERAL.—The Commissioner of U.S. Cus-  
13       toms and Border Protection may recognize regulatory in-  
14       spections conducted by other components of the Depart-  
15       ment of Homeland Security of entities as sufficient to con-  
16       stitute validation for C-TPAT program participation.  
17       Such regulatory inspections shall not limit the ability of  
18       U.S. Customs and Border Protection to conduct a C-  
19       TPAT program validation.

20          “(b) REVALIDATION.—Nothing in this section may  
21       limit the Commissioner of U.S. Customs and Border Pro-  
22       tection’s ability to require a revalidation by U.S. Customs  
23       and Border Protection.

24          “(c) CERTIFICATION.—Nothing in this section may  
25       be construed to authorize certifications of C-TPAT appli-

1 cants to be performed by any party other than U.S. Cus-  
2 toms and Border Protection.

3 **“SEC. 220. RECERTIFICATION AND REVALIDATION.**

4 “(a) RECERTIFICATION.—The Commissioner of U.S.  
5 Customs and Border Protection shall implement a recer-  
6 tification process for all C-TPAT program participants.  
7 Such process shall occur annually, and shall require—

8 “(1) a review of the security profile and sup-  
9 porting documentation to ensure adherence to the  
10 minimum security criteria under section 213; and

11 “(2) background checks and vetting.

12 “(b) REVALIDATION.—The Commissioner of U.S.  
13 Customs and Border Protection shall implement a re-  
14 validation process for all Tier 2 and Tier 3 C-TPAT pro-  
15 gram participants. Such process shall require—

16 “(1) a framework based upon objective, risk  
17 based criteria for identifying participants for peri-  
18 odic revalidation at least once every four years fol-  
19 lowing the initial validation of such participants;

20 “(2) on-site assessments at appropriate foreign  
21 and domestic locations utilized by such a participant  
22 in its international supply chain; and

23 “(3) an annual plan for revalidation that in-  
24 cludes—

25 “(A) performance measures;



1           “(B) an assessment of the personnel need-  
2           ed to perform such revalidations; and

3           “(C) the number of participants that will  
4           be revalidated during the following year.

5           “(c) REVALIDATION UNDER A MUTUAL RECOGNI-  
6           TION AGREEMENT.—

7           “(1) IN GENERAL.—Upon request from the  
8           Commissioner of U.S. Customs and Border Protec-  
9           tion, all Tier 2 and Tier 3 C-TPAT program par-  
10          ticipants shall provide any revalidation report con-  
11          ducted by a foreign government under a Mutual  
12          Recognition Agreement.

13          “(2) RECOGNITION.—The Commissioner of  
14          U.S. Customs and Border Protection may recognize  
15          revalidations of entities conducted by foreign govern-  
16          ments under a Mutual Recognition Agreement as  
17          sufficient to constitute a revalidation for C-TPAT  
18          program participation under subsection (b).

19          “(3) NO LIMITATION.—Nothing in this sub-  
20          section may be construed to limit the Commissioner  
21          of U.S. Customs and Border Protection’s ability to  
22          require a revalidation by U.S. Customs and Border  
23          Protection.

24          “(d) DESIGNATED COMPANY EMPLOYEES.—Only  
25          designated company employees of a C-TPAT program

1 participant under section 213(b)(1) are authorized to re-  
2 spond to a revalidation report. Third-party entities are not  
3 authorized to respond to a revalidation report.

4 **“SEC. 221. NONCONTAINERIZED CARGO AND THIRD PARTY**  
5 **LOGISTICS PROVIDERS.**

6 “The Commissioner of U.S. Customs and Border  
7 Protection shall consider the potential for participation in  
8 the C-TPAT program by importers of noncontainerized  
9 cargoes and non-asset-based third party logistics providers  
10 that otherwise meet the requirements under this subtitle.

11 **“SEC. 222. PROGRAM MANAGEMENT.**

12 “(a) IN GENERAL.—The Commissioner of U.S. Cus-  
13 toms and Border Protection shall establish sufficient in-  
14 ternal quality controls and record management, including  
15 recordkeeping (including maintenance of a record manage-  
16 ment system in accordance with subsection (b)) and moni-  
17 toring staff hours, to support the management systems of  
18 the C-TPAT program. In managing the C-TPAT pro-  
19 gram, the Commissioner shall ensure that the C-TPAT  
20 program includes the following:

21 “(1) A 5-year plan to identify outcome-based  
22 goals and performance measures of the C-TPAT  
23 program.

1           “(2) An annual plan for each fiscal year de-  
2           signed to match available resources to the projected  
3           workload.

4           “(3) A standardized work program to be used  
5           by agency personnel to carry out the certifications,  
6           validations, recertifications, and revalidations of C-  
7           TPAT program participants.

8           “(b) DOCUMENTATION OF REVIEWS.—The Commis-  
9           sioner of U.S. Customs and Border Protection shall main-  
10          tain a record management system to document determina-  
11          tions on the reviews of each C-TPAT program partici-  
12          pant, including certifications, validations, recertifications,  
13          and revalidations.

14          “(c) CONFIDENTIAL INFORMATION SAFEGUARDS.—  
15          In consultation with the Commercial Customs Operations  
16          Advisory Committee established under section 109 of the  
17          Trade Facilitation and Trade Enforcement Act of 2015  
18          (Public Law 114–125; 19 U.S.C. 4316), the Commis-  
19          sioner of U.S. Customs and Border Protection shall de-  
20          velop and implement procedures to ensure the protection  
21          of confidential data collected, stored, or shared with gov-  
22          ernment agencies or as part of the application, certifi-  
23          cation, validation, recertification, and revalidation proc-  
24          esses.

1 “(d) RESOURCE MANAGEMENT STAFFING PLAN.—  
2 The Commissioner of U.S. Customs and Border Protec-  
3 tion shall—

4 “(1) develop a staffing plan to recruit and train  
5 staff (including a formalized training program) to  
6 meet the objectives identified in the 5-year strategic  
7 plan under subsection (a)(1); and

8 “(2) provide cross-training in post incident  
9 trade resumption for the C-TPAT Director and  
10 other relevant personnel who administer the C-  
11 TPAT program.

12 “(e) REPORT TO CONGRESS.—In connection with the  
13 President’s annual budget submission for the Department  
14 of Homeland Security, the Commissioner of U.S. Customs  
15 and Border Protection shall report to the appropriate con-  
16 gressional committees on the progress made by the Com-  
17 missioner to certify, validate, recertify, and revalidate C-  
18 TPAT program participants. Each such report shall be  
19 due on the same date that the President’s budget is sub-  
20 mitted to Congress.”.

21 (b) SAVING CLAUSE.—

22 (1) IN GENERAL.—The amendments made by  
23 this Act shall take effect and apply beginning on the  
24 date that is 30 days after the date of the enactment

1 of this Act with respect to applicants for participa-  
2 tion in the C-TPAT program.

3 (2) EXCEPTION.—Paragraph (1) shall not  
4 apply in case of C-TPAT program participants who  
5 are such participants as of the date specified in such  
6 paragraph. Such participants shall be subject to the  
7 amendments made by this Act upon revalidation of  
8 such participants to participate in such program.  
9 Until such time, such participants shall be subject to  
10 the requirements of the C-TPAT program as in ex-  
11 istence on the day before the date of the enactment  
12 of this Act.

13 (c) CLERICAL AMENDMENTS.—The table of contents  
14 in section 1(b) of the Security and Accountability for  
15 Every Port Act of 2006 is amended by striking the items  
16 relating to subtitle B of title II and inserting the following  
17 new items:

“Subtitle B—Customs-Trade Partnership Against Terrorism

“Sec. 211. Establishment of the Customs and Trade Partnership Against Ter-  
rorism program.

“Sec. 212. Eligible entities and notice of benefits.

“Sec. 213. Participation eligibility.

“Sec. 214. Benefits for C-TPAT program participants.

“Sec. 215. Tier 1 participants.

“Sec. 216. Tier 2 participants.

“Sec. 217. Tier 3 participants.

“Sec. 218. Consequences for lack of compliance.

“Sec. 219. Validations by other DHS components.

“Sec. 220. Recertification and revalidation.

“Sec. 221. Noncontainerized cargo and third party logistics providers.

“Sec. 222. Program management.”.

