

107TH CONGRESS
1ST SESSION

S. 1559

To amend the Ports and Waterways Safety Act to provide that certain information be provided before a vessel arrives in United States waters.

IN THE SENATE OF THE UNITED STATES

OCTOBER 17, 2001

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

A BILL

To amend the Ports and Waterways Safety Act to provide that certain information be provided before a vessel arrives in United States waters.

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 “Transparent Sea Act
5 of 2001”.

6 **SEC. 2. PREARRIVAL MESSAGES FROM VESSELS DESTINED**
7 **TO UNITED STATES PORTS.**

8 Section 4(a)(5) of the Ports and Waterways Safety
9 Act (33 U.S.C. 1223(a)(5)) is amended by striking para-
10 graph (5) and inserting the following:

1 “(5)(A) may require the receipt of prearrival
2 messages from any vessel destined for a port or
3 place subject to the jurisdiction of the United States,
4 not later than 96 hours before the vessel’s arrival or
5 such time as deemed necessary under regulations
6 promulgated by the Secretary to thoroughly examine
7 all information provided, which shall include with re-
8 spect to the vessel—

9 “(i) the route and name of each port and
10 each place of destination in the United States;

11 “(ii) the estimated date and time of arrival
12 at each port or place;

13 “(iii) the name of the vessel;

14 “(iv) the country of registry of the vessel;

15 “(v) the call sign of the vessel;

16 “(vi) the International Maritime Organiza-
17 tion (IMO) international number or, if the ves-
18 sel does not have an assigned IMO international
19 number, the official number of the vessel;

20 “(vii) the name of the registered owner of
21 the vessel;

22 “(viii) the name of the operator of the ves-
23 sel;

24 “(ix) the name of the classification society
25 of the vessel;

1 “(x) a general description of the cargo on
2 board the vessel;

3 “(xi) in the case of certain dangerous
4 cargo—

5 “(I) the name and description of the
6 dangerous cargo;

7 “(II) the amount of the dangerous
8 cargo carried;

9 “(III) the stowage location of the dan-
10 gerous cargo; and

11 “(IV) the operational condition of the
12 equipment under section 164.35 of title 33
13 of the Code of Federal Regulations;

14 “(xii) the date of departure and name of
15 the port from which the vessel last departed;

16 “(xiii) the name and telephone number of
17 a 24-hour point of contact for each port in-
18 cluded in the notice of arrival;

19 “(xiv) the location or position of the vessel
20 at the time of the report;

21 “(xv) a list of crew members onboard the
22 vessel including with respect to each crew
23 member—

24 “(I) the full name;

25 “(II) the date of birth;

1 “(III) the nationality;

2 “(IV) the passport number or mari-
3 ners document number; and

4 “(V) the position or duties;

5 “(xvi) a list of persons other than crew
6 members onboard the vessel including with re-
7 spect to each such person—

8 “(I) the full name;

9 “(II) the date of birth;

10 “(III) the nationality; and

11 “(IV) the passport number; and

12 “(xvii) any other information required by
13 the Secretary; and

14 “(B) any changes to the information required
15 by subparagraph (A), except changes in the arrival
16 or departure time of less than six hours, must be re-
17 ported as soon as practicable but not less than 24
18 hours before entering the port of destination.

19 The Secretary may deny entry of a vessel into the terri-
20 torial sea of the United States if the Secretary has not
21 received notification for the vessel in accordance with
22 paragraph (5).”.

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