

Union Calendar No. 194

115TH CONGRESS
1ST SESSION

H. R. 2805

[Report No. 115–274]

To permanently authorize the Asia-Pacific Economic Cooperation Business
Travel Card Program.

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2017

Miss RICE of New York (for herself, Mr. DONOVAN, Mr. REICHERT, and Mr.
LARSEN of Washington) introduced the following bill; which was referred
to the Committee on Homeland Security

AUGUST 8, 2017

Additional sponsors: Mr. ROYCE of California, Mr. GONZALEZ of Texas, Mr.
HECK, Mr. CASTRO of Texas, Mr. WILLIAMS, and Mrs. WAGNER

AUGUST 8, 2017

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on June 7, 2017]

A BILL

To permanently authorize the Asia-Pacific Economic
Cooperation Business Travel Card Program.

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 “Asia-Pacific Economic*
 5 *Cooperation Business Travel Cards Act of 2017”.*

6 **SEC. 2. ASIA-PACIFIC ECONOMIC COOPERATION BUSINESS**
 7 **TRAVEL CARDS.**

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

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

13 *“(a) IN GENERAL.—The Commissioner of U.S. Cus-*
 14 *toms and Border Protection is authorized to issue Asia-Pa-*
 15 *cific Economic Cooperation Business Travel Cards (referred*
 16 *to in this section as an ‘ABT Card’) to an individual de-*
 17 *scribed in subsection (b).*

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

20 *“(1) who—*

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

22 *“(B) has been approved and is in good*
 23 *standing in an existing international trusted*
 24 *traveler program of the Department; and*

25 *“(2) who—*

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

4 “(B) is a United States Government official
 5 actively engaged in Asia-Pacific Economic Co-
 6 operation business, as determined by the Com-
 7 missioner of U.S. Customs and Border Protec-
 8 tion.

9 “(c) *INTEGRATION WITH EXISTING TRAVEL PRO-*
 10 *GRAMS.—The Commissioner of U.S. Customs and Border*
 11 *Protection shall integrate application procedures for, and*
 12 *issuance, renewal, and revocation of, ABT Cards with exist-*
 13 *ing international trusted traveler programs of the Depart-*
 14 *ment.*

15 “(d) *COOPERATION WITH PRIVATE ENTITIES AND*
 16 *NONGOVERNMENTAL ORGANIZATIONS.—In carrying out*
 17 *this section, the Commissioner of U.S. Customs and Border*
 18 *Protection may consult with appropriate private sector en-*
 19 *tities and nongovernmental organizations, including aca-*
 20 *demic institutions.*

21 “(e) *FEE.—*

22 “(1) *IN GENERAL.—The Commissioner of U.S.*
 23 *Customs and Border Protection shall—*

24 “(A) *prescribe and collect a fee for the*
 25 *issuance and renewal of ABT Cards; and*

1 “(B) adjust such fee to the extent the Com-
2 missioner determines necessary to comply with
3 paragraph (2).

4 “(2) *LIMITATION.*—The Commissioner of U.S.
5 Customs and Border Protection shall ensure that the
6 total amount of the fees collected under paragraph (1)
7 during any fiscal year is sufficient to offset the direct
8 and indirect costs associated with carrying out this
9 section during such fiscal year, including the costs as-
10 sociated with operating and maintaining the ABT
11 Card issuance and renewal processes.

12 “(3) *ACCOUNT FOR COLLECTIONS.*—There is es-
13 tablished in the Treasury of the United States an
14 ‘Asia-Pacific Economic Cooperation Business Travel
15 Card Account’ into which the fees collected under
16 paragraph (1) shall be deposited as offsetting receipts.

17 “(4) *USE OF FUNDS.*—Amounts deposited into
18 the Asia Pacific Economic Cooperation Business
19 Travel Card Account described in paragraph (3)
20 shall—

21 “(A) be credited to the appropriate account
22 of the U.S. Customs and Border Protection for
23 expenses incurred in carrying out this section;
24 and

25 “(B) remain available until expended.

1 “(f) *NOTIFICATION.*—*The Commissioner of U.S. Cus-*
 2 *toms and Border Protection shall notify the Committee on*
 3 *Homeland Security of the House of Representatives and the*
 4 *Committee on Homeland Security and Governmental Af-*
 5 *airs of the Senate within 60 days of any expenses incurred*
 6 *to operate and provide ABT Card services beyond the*
 7 *amounts collected pursuant subsection (e).*

8 “(g) *TRUSTED TRAVELER PROGRAM DEFINED.*—*In*
 9 *this section, the term ‘trusted traveler program’ means a*
 10 *voluntary program of the Department that allows U.S. Cus-*
 11 *toms and Border Protection to expedite clearance of pre-*
 12 *approved, low-risk travelers arriving in the United States.”.*

13 “(b) *CLERICAL AMENDMENT.*—*The table of contents in*
 14 *section 1(b) of the Homeland Security Act of 2002 is*
 15 *amended by inserting after the item relating to section 417*
 16 *the following new item:*

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

17 **SEC. 3. ACCOUNT.**

18 “(a) *IN GENERAL.*—*Notwithstanding the repeal of the*
 19 *Asia-Pacific Economic Cooperation Business Travel Cards*
 20 *Act of 2011 (Public Law 112–54; 8 U.S.C. 1185 note) pur-*
 21 *suant to section 4(b) of this Act, amounts deposited into*
 22 *the APEC Business Travel Card Account established pursu-*
 23 *ant to such Act as of the date of the enactment of this Act*
 24 *are hereby transferred to the Asia-Pacific Economic Co-*
 25 *operation Business Travel Card Account established pursu-*

1 *ant to subsection (e) of section 418 of the Homeland Secu-*
 2 *rity Act of 2002 (as added by section 2 of this Act), and*
 3 *shall be available without regard to whether such amounts*
 4 *are expended in connection with expenses incurred with re-*
 5 *spect to an ABT Card issued at any time before or after*
 6 *such date of enactment.*

7 (b) *AVAILABILITY.*—*Amounts deposited in the Asia-*
 8 *Pacific Economic Cooperation Business Travel Card Ac-*
 9 *count established pursuant to subsection (e) of section 418*
 10 *of the Homeland Security Act of 2002 shall, in addition*
 11 *to the purposes for which such amounts are available pursu-*
 12 *ant to such subsection, also be available for expenditure in*
 13 *connection with expenses incurred with respect to ABT*
 14 *Cards issued at any time before the date of the enactment*
 15 *of such section.*

16 (c) *TERMINATION.*—*After the transfer described in sub-*
 17 *section (a) has been carried out, the Asia-Pacific Economic*
 18 *Cooperation Business Travel Card Account established pur-*
 19 *suant to the Asia-Pacific Economic Cooperation Business*
 20 *Travel Cards Act of 2011 is closed.*

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

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

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

3 (2) *by redesignating paragraph (18) as para-*
4 *graph (19); and*

5 (3) *by inserting after paragraph (17) the fol-*
6 *lowing new paragraph:*

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

10 (b) *REPEAL.—*

11 (1) *IN GENERAL.—The Asia-Pacific Economic*
12 *Cooperation Business Travel Cards Act of 2011 (Pub-*
13 *lic Law 112–54; 8 U.S.C. 1185 note) is repealed.*

14 (2) *SAVING CLAUSE.—Notwithstanding the re-*
15 *peal under paragraph (1), an ABT Card issued pur-*
16 *suant to the Asia-Pacific Economic Cooperation Busi-*
17 *ness Travel Cards Act of 2011 before the date of the*
18 *enactment of this Act that, as of such date, is still*
19 *valid, shall continue to remain valid on and after*
20 *such date until such time as such Card would other-*
21 *wise expire.*

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