

**The New Transportation Security Administration:  
Issues, Challenges, Opportunities**



**Surface Transportation Security  
Issues**

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**Zuckert, Scoutt & Rasenberger and Farragut International**

# **Scope of Concerns**

- **800,000 HAZ Mat Shipments Daily**
- **3 Million Truck Drivers With Haz Mat Endorsements**
- **28 Million Ocean Containers Handled Annually**
- **774 Million Passengers By Motorcoach**

# **USA Patriot Act, Section 1012**

- **Background Checks For All Haz Mat Drivers**
- **No Haz Mat Endorsement For “Security Risk”**

## **S. 1790 (Hollings) - Remedial Legislation**

- **Standards For Security Risks**
- **Procedural, Due Process Safeguards**

# **FMCSA To Issue Interim Final Rule On USA Patriot Act Requirements**

- **Will Address Standards, Procedural Issues**
- **Employer Access To Background Check Results?**
- **Uniformity, Preemption Considerations**

# **Separate Background Check, Credential Requirements**

- **States**
- **Coast Guard**
- **Florida Ports**
- **Other Ports**

# **Transportation Workers ID Card**

- **National Infrastructure Security Committee,  
Under DOT National Security Advisor**
- **Credentialing Direct Action Group**
- **Report to Secretary Mineta by Mid-April**

# **Single Worker ID Card**

- **All Modes Covered**
- **Effective For 5 Years**
- **Biometric Identifiers**
- **FBI Criminal Background Check**
- **Different Levels of Access**

# Smart Card Technology

- **Separate Info For Different Modal Requirements (CDL, Port, Airport)**
- **Incorporate CDL Information**

# **Foreign Worker Application**

- **Canadian/Mexican Truck and Bus Drivers**
- **Foreign Merchant Marine**
- **International Flight Crews**

# **System Architecture**

- **Single Database or Links to Several Databases**
- **Development and Maintenance Costs, User Fees Unknown**

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