

TWIC Compliance

AAPA Meeting

Houston, TX
16 July 2008



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Facilities

- Facilities

- TWIC Compliance for Owners and Operators of Maritime Transportation Security Act (MTSA) regulated facilities will be phased in based on Captain Of The Port (COTP) zones leading up to the National Compliance Date of 15 April 2009.
- TWIC Final Rule, published on January 25, 2007, advises Owners and Operators of MTSA regulated facilities of their responsibility to notify employees of the TWIC requirements. Specifically, 33 CFR 105.200(b)(14) require owners or operators of MTSA regulated facilities to "[i]nform facility personnel of their responsibility to apply for and maintain a TWIC, including the deadlines and methods for such applications.



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Framework COTP Zone Compliance (both Announced & Expected)

October - November 2008	December 2008 – January 2009	February 2009	March - April 2009
<u>October 15, 2008</u> Northern New England Boston Southeastern New England	Long Island Sound Charleston Savannah Jacksonville	Honolulu South East Alaska Prince William Sound Western Alaska	New York Guam Houston/Galveston Los Angeles/Long Beach San Juan
<u>October 31, 2008</u> Buffalo Duluth Detroit Lake Michigan Sault Ste. Marie	Baltimore Delaware Bay Mobile Pittsburgh Ohio Valley Lower Mississippi River San Diego	Puget Sound Portland (OR) San Francisco Bay	NOTE: COTP Zones are arranged in order of announcement or in tentative groupings for compliance. All compliance announcements will be made in the Federal Register at least 90 days in advance.
<u>November 28, 2008</u> Corpus Christi Port Arthur North Carolina Cape Fear River	Hampton Roads Morgan City New Orleans Upper Mississippi River Miami Key West St. Petersburg		

Vessels & Mariners



- Vessels
 - MTSA regulated Vessel Owners and Operators must comply with TWIC no later than 15 April 2009.
- Coast Guard Credentialed Mariners
 - Mariners must obtain TWICs prior to 15 April 2009.
 - Mariners may use their valid Coast Guard-issued MMD, License or COR, along with a valid photo ID, to be eligible for unescorted access in secure areas of any MTSA-regulated facility that has a compliance date earlier than April 15, 2009.



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Guidance

- TWIC FINAL RULE 25 January 2007
- TWIC Final Rule amending National Compliance Date 7 May 2008
- Compliance Notices – Federal Register
- Navigation and Vessel Inspection Circular 03-07
- Policy Advisory Council reinstated; 5 decisions published
 - 01-07 TWIC & Law Enforcement Officials & Other Regulatory Agencies
 - 02-07 Escorting Aboard U.S.-Flagged Vessels Operating in Foreign Waters
 - 01-08 Redefining Secure Areas and Acceptable Access Control
 - 02-08 Federal & Law Enforcement Officials Authority to act as Escorts on Regulated Facilities and Vessels
 - 03-08 Escorting Standards for ‘Persons in addition to Crew’
- Rail



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Enforcement

- TWIC verifications will be incorporated into MTSA inspections. Failure to comply with the regulations set forth in MTSA can result in both criminal and civil penalties and various control and compliance measures of facilities and vessels not in compliance. The CG will conduct:

- **Announced** - One announced Annual Compliance exam within each calendar year;
- **Unannounced** - At least one unannounced Facility Security Spot Check for each facility within each calendar year; and
- **Unannounced where warranted** - An unannounced MTSA Annual Compliance Examination where the Facility Security Spot Check or deficiency history warrants.



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Questions?

- USCG website - HOMEPORT.USCG.MIL
 - Final Rulemakings
 - Compliance Notices & Framework
 - Navigation and Vessel Inspection Circular 03-03
 - Policy Advisory Council Decisions
 - FAQs
- USCG Helpdesk –
 - Phone – 877-687-2243 (877-MTSA-AID)
 - Email – USCG-TWIC-HELPDESK@USCG.MIL



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