

**THE SEAMEN'S CHURCH INSTITUTE**  
OF NEW YORK AND NEW JERSEY

**North American Maritime Ministry  
Association Conference 2007**

**Advocacy Update**

By Douglas B. Stevenson, Esq.

Director, Policy, Advocacy & Law

Seamen's Church Institute of New York & New Jersey

**27 September 2007**



# Advocacy Update

- Maritime Labour Convention, 2006
- Identification Credentials
  - Domestic United States: TWIC
  - International: ILO-185 SID
- Shore Leave/Terminal Access
- Coast Guard Authorization Act
  - Free Access to Terminals
  - Penalty Wage Law
- Seamen's Manslaughter Act
- Area Maritime Security Committees

# Maritime Labour Convention 2006

Adopted by ILO on February 23, 2006

Maritime Labor Convention, 2006 (not ILO-186)

Consolidates 37 Conventions and 30  
Recommendations

No Country (of 106 there) opposed Convention



# Maritime Labour Convention 2006

Most significant achievement in history of seafarers' rights law!

- Minimum standards for working on ships
- Standards for conditions of employment
- Promotes compliance by flexible implementation
- Strengthens enforcement

# Maritime Labour Convention 2006

## ICMA Contributions to MLC 2006

- Welfare provisions included
- Widest possible application (seafarers and vessels)
- Rights to medical care protected
- Right to shore leave introduced
- Introduced security for repatriation
- 30+ recommendations adopted



# Maritime Labour Convention 2006

**Entry into force:** ratification by **30** countries with a total share of **33%** of the **world's** gross tonnage

- Expected to be in force within **3-5 years**
- Liberia first to ratify
- Canada, European Union, and United States considering ratification

# Maritime Labour Convention 2006

## What's Next?

- Inform Public and Authorities about seafarers' value to economy.
- Inform Public and Authorities about the need to protect seafarers

# Maritime Labour Convention 2006

What's Next?

**Ratify the Convention!**

# Identification Documents

- International Seafarers' Identity Document (ILO-185)
- United States Transportation Worker Identification Credential (TWIC)

# ILO-185 Seafarer's Identity Document (SID)

- Ascertain identity through biometrics
- Recognize status as professional mariner
- Improve security
- Substitute for Visa
  - Enhance shore leave opportunities

# ILO-185 Seafarer's Identity Document (SID)

- Adopted on 19 June 2003
- In force 9 February 2005
- Ratified by : Azerbaijan, Bahamas, France, Hungary, Jordan, Republic of Korea, Madagascar, Moldova, Nigeria, Pakistan, and Vanuatu
- Need USA to ratify!

# Transportation Worker Identification Credential (TWIC)

- Mandated by Maritime Transportation Security Act (MTSA) 2002
- Control unescorted access to secure areas of a vessel or facility required to have a security plan
- Background investigation
- Biometric identification card

# Transportation Worker Identification Credential (TWIC)

## Who needs a TWIC?

- U.S. merchant mariners
- Persons allowed unescorted access to secure areas
- Chaplains

# Transportation Worker Identification Credential (TWIC)

- TSA to issue TWICs
- Valid for 5 years
- Cost is \$137.25 - \$105.25 for those with prior threat assessment.
- Required by 25 September 2008
- Enrollment schedule ?

# Shore Leave and Terminal Access

- Visas
  - Most seafarers now have them
  - Australia will require visas
- Few terminals deny shore leave or chaplains access, however. . .
  - More escort fees

# Shore Leave and Terminal Access

- ISPS and MTSA require shore facility security plans to:
  - Facilitate seafarers' shore leave and crew changes
  - Facilitate chaplains access to vessels
- USCG and Congress responding to our reports
- Report!

# Pending Legislation

## **2008 Coast Guard Authorization/Appropriation Bills: H.R. 2830 and S.1892**

- Terminal transit fees (H.R. 2830)**
- Penalty Wage Act (H.R. 2830)**
- Seafarers' Identification (H.R. 2830)**
- Support of Seafarers' Fund (S.1892)**
- Fishing vessel license liens (S.1892)**

# Area Maritime Security Committees

- Forum for promoting secure marine transportation system;
- Education and resource network for maritime domain awareness;
- Promote marine security programs;
- Develop security communications network;
- Encourage stakeholders to observe, monitor, report questionable or inappropriate activity; and
- Create and maintain Area Maritime Security Plans.

# Seamen's Manslaughter Act 18 U.S.C. 1115

- Makes simple negligence a crime for seafarers.
- Undermines marine casualty investigations.
- Discourages Recruiting and Retention.
- **REPEAL THE LAW!**



# Area Maritime Security Committees

- Each USCG Sector (Captain of the Port) has an AMSC

- Sector Boston 617-223-3000

- Sector Northern New England 207-767-0320

- Sector Southeastern New England 401-435-2300

- Sector New York 718-354-4001

- Sector Long Island Sound 203-468-4472

- Sector Delaware Bay 215-271-4940

- Sector Baltimore 410-576-2561

- Sector Hampton Roads 757-483-8565

- Sector North Carolina 252-247-4501



# Area Maritime Security Committees

- Each USCG Sector (Captain of the Port) has an AMSC
  - Sector Miami 305-535-4111
  - Sector Key West 305-295-1442
  - Sector Charleston 843-724-7600
  - Sector Jacksonville 904-564-7500
  - Sector San Juan 787-289-2040
  - Sector St. Petersburg 813-228-2192



# Area Maritime Security Committees

- Each USCG Sector (Captain of the Port) has an AMSC
  - Sector Mobile 251-441-6001
  - Sector New Orleans 504-589-6196
  - Sector Houston-Galveston 713-671-5100
  - Sector Corpus Christi 361-939-6269
  - Sector Upper Mississippi River 314-539-3091
  - Sector Ohio Valley 502-779-5400
  - Sector Lower Mississippi 901-544-3912



# Area Maritime Security Committees

- Each USCG Sector (Captain of the Port) has an AMSC

- Sector Buffalo 716-843-9527

- Sector Lake Michigan 414-747-7154

- Sector Detroit 313-568-9471

- Sector Sault Ste Marie 906-635-3211

- Sector Los Angeles/Long Beach 310-732-2000

- Sector San Diego 619-278-7033

- Sector San Francisco 415-399-3523

- Sector Seattle 206-217-6200

- Sector Portland 503-240-9310



# Area Maritime Security Committees

- Each USCG Sector (Captain of the Port) has an AMSC
  - Sector Honolulu 808-842-2640
  - Sector Guam 671-355-4822
  - Sector Juneau 907-463-2450
  - Sector Anchorage 907-271-6700



# Area Maritime Security Committees

## Strategic Plans

- Maritime Assessment and Strategy Toolkit (MAST)
  - Based on risk management
  - Uses cost/benefit analysis
  - BASIS FOR GRANTS!!!!

# Advocacy Update

Questions? . . .

Comments? . . .