

118TH CONGRESS
1ST SESSION

H. R. 3386

To amend the Bottles and Breastfeeding Equipment Screening Act to require hygienic handling of breast milk and baby formula by security screening personnel of the Transportation Security Administration and personnel of private security companies providing security screening, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2023

Ms. PORTER (for herself, Ms. SALAZAR, and Mr. SWALWELL) introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To amend the Bottles and Breastfeeding Equipment Screening Act to require hygienic handling of breast milk and baby formula by security screening personnel of the Transportation Security Administration and personnel of private security companies providing security screening, and for other purposes.

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 “Bottles and
5 Breastfeeding Equipment Screening Enhancement Act”.

1 **SEC. 2. HYGIENIC HANDLING OF BREAST MILK AND BABY**
2 **FORMULA DURING AVIATION SECURITY**
3 **SCREENING.**

4 The Bottles and Breastfeeding Equipment Screening
5 Act (Public Law 114–293; 49 U.S.C. 44901 note) is
6 amended by adding at the end the following new sections:

7 **“SEC. 3. HYGIENIC HANDLING OF BREAST MILK AND BABY**
8 **FORMULA DURING AVIATION SECURITY**
9 **SCREENING.**

10 “Not later than 90 days after the date of the enact-
11 ment of this section and every five years thereafter, if ap-
12 propriate, the Administrator of the Transportation Secu-
13 rity Administration shall issue or update, as the case may
14 be, guidance to minimize the risk for contamination of any
15 breast milk, baby formula, purified deionized water for in-
16 fants, and juice (as well as ice packs, freezer packs, frozen
17 gel packs and other accessories required to cool breast
18 milk, baby formula, and juice) that is subject to re-screen-
19 ing or otherwise subject to additional screening. Such
20 guidance shall—

21 “(1) be developed in consultation with nation-
22 ally recognized maternal health organizations;

23 “(2) ensure adherence to hygienic standards, as
24 established by the Administrator, in consultation
25 with nationally recognized maternal health organiza-
26 tions;

1 “(3) ensure that, when any such re-screening or
2 additional screening requires additional testing, such
3 testing so adheres to such standards, to so minimize
4 such risk; and

5 “(4) apply to security screening personnel of
6 the Administration and personnel of private security
7 companies providing security screening pursuant to
8 section 44920 of title 49, United States Code.

9 **“SEC. 4. INSPECTOR GENERAL AUDIT.**

10 “Not later than one year after the date of the enact-
11 ment of this section, the Inspector General of the Depart-
12 ment of Homeland Security shall submit to the Committee
13 on Homeland Security of the House of Representatives
14 and the Committee on Commerce, Science, and Transpor-
15 tation of the Senate a report containing an audit of com-
16 pliance with the requirements of sections 2 and 3. Such
17 audit shall also include information relating to the effect
18 of various types of screening technologies, including bot-
19 tled liquid scanners, on the screening of breast milk, baby
20 formula, purified deionized water for infants, and juice (as
21 well as ice packs, freezer packs, frozen gel packs and other
22 accessories required to cool breast milk, baby formula, and
23 juice) that is subject to re-screening or otherwise subject
24 to additional screening, and the rate at which such items
25 are denied entry into the sterile area (as such term is de-

1 fined in section 1540.5 of title 49, Code of Federal Regu-
2 lations).”.

○