

Amendments
to
H.R. 903

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 903
OFFERED BY M R. KATKO**

Strike page 1, line 1, and all that follows and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Support for the TSA
3 Frontline Workforce Act of 2021”.

4 **SEC. 2. TSA FRONTLINE PAY INCREASES.**

5 (a) IN GENERAL.—The Administrator shall provide
6 salary increases and adjusted compensation to covered em-
7 ployees, as follows:

8 (1) 5 percent pay raise not later than one year
9 after the date of enactment of this Act.

10 (2) 3 percent pay raise starting one year after
11 the pay raise described in paragraph (1) and occur-
12 ring annually thereafter for three additional years.

13 (3) A onetime disbursement of \$3,000 to each
14 covered employee for COVID–19 Exposure Pay. Any
15 payment to a covered employee under this paragraph
16 shall not be—

17 (A) treated as basic pay of the covered em-
18 ployee; and

1 (B) included in total compensation of the
2 covered employee when applying any limitation
3 on such compensation.

4 (b) LIMITATION ON FUNDS.—Only funds specifically
5 appropriated to carry out this section or the requirements
6 therein may be used to carry out this section or the re-
7 quirements therein.

8 (c) COVERED EMPLOYEES DEFINED.—For purposes
9 of this Act, the term “covered employees” means—

- 10 (1) TSA security screeners;
11 (2) Federal Air Marshals; and
12 (3) other frontline employees determined by the
13 Administrator to provide direct security to the trav-
14 eling public.

15 **SEC. 3. USE OF SECURITY SERVICE FEE TO PAY SALARIES**
16 **OF TRANSPORTATION SECURITY OFFICERS.**

17 (a) IN GENERAL.—Notwithstanding any other provi-
18 sion of law, including section 44940 of title 49, United
19 States Code, during any lapse in appropriations with re-
20 spect to the Transportation Security Administration, the
21 Administrator of the Transportation Security Administra-
22 tion is authorized to utilize amounts payable to the Ad-
23 ministrator pursuant to the security service fee under such
24 section to pay Transportation Security officer salaries to

1 ensure effective continuity of security operations at air-
2 ports.

3 (b) NOTIFICATION TO CONGRESS.—If the Adminis-
4 trator of the Transportation Security Administration exer-
5 cises the authority provided under subsection (a), the Ad-
6 ministrator shall notify the Committee on Homeland Secu-
7 rity and the Committee on Appropriations of the House
8 of Representatives and the Committee on Commerce,
9 Science, and Transportation and the Committee on Appro-
10 priations of the Senate of such exercise.

11 (c) TERMINATION.—The authority provided under
12 paragraph (1) terminates, with respect to any lapse in ap-
13 propriations with respect to the Transportation Security
14 Administration, on the date of the enactment of any Act
15 making appropriations for the Transportation Security
16 Administration.

17 **SEC. 4. REDUCTION OF TSA SENIOR EXECUTIVE SERVICE.**

18 Not later than 180 days after the date of enactment
19 of this Act, the Administrator shall reduce by at least 10
20 percent the number of headquarters positions at the Sen-
21 ior Executive Service level as calculated on the date of en-
22 actment of this Act.

23 **SEC. 5. SENSE OF CONGRESS.**

24 It is the sense of Congress that—

1 (1) Congress recognized the unique national se-
2 curity and public safety mission of the Transpor-
3 tation Security Administration and its employees
4 when it passed the Aviation and Transportation Se-
5 curity Act (Public Law 107–71) just two months
6 after the terrorist attacks on September 11, 2001;

7 (2) the current personnel system of the Trans-
8 portation Security Administration supports the na-
9 tional security and public safety mission of the
10 Agency and its employees and provides sufficient au-
11 thority for the Agency to provide a more modern,
12 agile, and favorable personnel system to its employ-
13 ees than the antiquated, bureaucratic, and inflexible
14 personnel system under title 5, United States Code;

15 (3) Congress has continuously failed to properly
16 support and fund the Agency and its employees with
17 sufficient appropriations for the compensation of the
18 frontline workforce; and

19 (4) Congress recognizes and appreciates the
20 critical mission and dedication of the Agency and its
21 employees, the challenges of that mission, and the
22 need to sufficiently fund the frontline workforce.



**AMENDMENT TO THE AMENDMENT IN THE
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OFFERED BY MR. KATKO OF NEW YORK**

Page 2, strike lines 15 through 17, and insert the following:

- 1 (4) the term “covered position” means—
2 (A) a TSA security screener responsible
3 for carrying out screening functions pursuant to
4 section 44901 of title 49, United States Code;
5 and
6 (B) a Federal Air Marshal;

Page 3, strike lines 9 and 10.

Page 4, starting on line 9, strike “or section” and all that follows through “established” on line 11.

Page 6, strike lines 17 through 20 (and redesignate subsequent subparagraphs accordingly).

Page 15, after line 3, insert the following new section:

1 **SEC. 12. RULE OF CONSTRUCTION.**

2 Nothing in this Act may be construed to apply to any
3 Transportation Security Administration personnel not
4 holding a covered position.

On page 15, strike the following:

“Amend the title so as to read: ‘A bill to enhance the security operations of the Transportation Security Administration and stability of the transportation security workforce by applying the personnel system under title 5, United States Code, to employees of the Transportation Security Administration, and for other purposes.’”



**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 903
OFFERED BY MRS. CAMMACK**

Insert at the end the following new section:

1 SEC. 12. AUTHORITY OF THE ADMINISTRATOR.

2 Nothing in this Act shall be construed to limit the
3 Administrator's authority to immediately impose new se-
4 curity screening procedures or requirements, or change ex-
5 isting security screening procedures or requirements, to
6 address a national security or public safety threat, as de-
7 termined by the Administrator. Any such procedures or
8 requirements shall not be subject to collective bargaining.



**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 903
OFFERED BY MR . GUEST _____**

Insert at the end the following new section:

1 SEC. 12. SUNSET WITHOUT APPROPRIATIONS.

2 This Act and all requirements therein shall sunset at
3 the end of fiscal year 2022 if sufficient funds have not
4 been specifically appropriated to carry out the Act and
5 such requirements.



**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 903
OFFERED BY M R. GIMENEZ**

Insert at the end the following new section:

1 SEC. 12. LIMITATION OF DHS APPROPRIATIONS.

2 Funds appropriated to the Department of Homeland
3 Security may not be utilized to carry out this Act or the
4 requirements therein unless specifically appropriated to
5 carry out this Act and the requirements therein.

