



One Hundred Thirteenth Congress
U.S. House of Representatives
Committee on Homeland Security
Washington, DC 20515

October 29, 2013

COMMITTEE ACTION

The Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on Tuesday, October 29, 2013, in 311 Cannon House Office Building to consider the following measures: H.R. 1095, To amend title 49, United States Code, to direct the Assistant Secretary of Homeland Security (Transportation Security Administration) to transfer unclaimed money recovered at airport security checkpoints to nonprofit organizations that provide places of rest and recuperation at airports for members of the Armed Forces and their families, and for other purposes; H.R. 1204, the “Aviation Security Stakeholder Participation Act of 2013”; H.R. 1791, the “Medical Preparedness Allowable Use Act”; H.R. 2719, the “Transportation Security Acquisition Reform Act”; H.R. 2952, the “Critical Infrastructure Research and Development Advancement Act of 2013”; and H.R. 3107, the “Homeland Security Cybersecurity Boots-on-the-Ground Act.”

The Committee took the following actions:

H.R. 2719, To require the Transportation Security Administration to implement best practices and improve transparency with regard to technology acquisition programs, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Committee agreed to H.R. 2719, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 2719 offered by Mr. Hudson (#1); was AGREED TO, as amended, by voice vote.

A unanimous consent request by Mr. McCaul to consider the Amendment in the Nature of a Substitute as base text for purposes of amendment was not objected to.

An amendment to the Amendment in the Nature of a Substitute to H.R. 2719 offered by Ms. Sanchez (#1A); Page 14, line 18, before the period insert the following: “, prepared after consultation with the Secretary of Defense and the heads of Federal departments and agencies that achieved their published goals

for prime contracting with small and minority owned businesses, including small and disadvantaged businesses, in prior fiscal years, to identify policies and procedures that could be incorporated at the Administration in furtherance of achieving the Administration's published goal for such contracting"; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 2719 offered by Mr. Chaffetz (#1B); Page 7, after line 23, insert the following: "(6) Confirmation that there are no significant risks to human health and safety posed by the proposed acquisition."; was AGREED TO by voice vote.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 2719 offered by Ms. Jackson Lee (#1C); consisting of the following amendments:

Page 7, line 23, after the period insert "To the extent practicable, the evaluation shall include consultation with organizations that advocate for the protection of privacy and civil liberties."

Page 15, line 15, in the section heading strike "REPORT" and insert "REPORTS".

Page 15, after line 15, insert a new subsection entitled "(a) Implementation of Previous Recommendations."

Page 16, after line 5, insert a new section entitled "Sec. ____ Report on Feasibility of Inventory Tracking."; was AGREED TO by voice vote.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 2719 offered by Mr. Richmond (#1D); consisting of the following amendments:

Page 13, strike lines 7 through 10 and insert a new subsection entitled "(b) Tracking of Inventory.";

Page 16, after line 5, insert a new section entitled "Sec. ____ Government Accountability Office Review of TSA's Test and Evaluation Process."; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 2719 offered by Mr. Barber (#1E); Page 16, line 5, before the period insert the following: ", including any efficiencies, cost savings, or delays that have resulted from such implementation"; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 2719 offered by Mr. O'Rourke (#1F); Page 14, line 14 after "challenges" insert " , including deviations from the Administration's subcontracting plans and the extent to which contract bundling was a factor."; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 2719.

H.R. 1204, To amend title 49, United States Code, to direct the Assistant Secretary of Homeland Security (Transportation Security Administration) to establish an Aviation Security Advisory Committee, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Committee agreed to H.R. 1204, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 1204 offered by Mr. Thompson of Mississippi (#1); was AGREED TO, as amended, by voice vote.

A unanimous consent request by Mr. McCaul to consider the Amendment in the Nature of a Substitute as base text for purposes of amendment was not objected to.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 1204 offered by Mr. Palazzo (#1A); consisting of the following amendments:

Page 3, line 8, strike “and” and insert a comma.

Page 3, line 10, insert before the period at the end the following: “`, and a detailed justification for why any of such recommendations have been rejected”.

In section 2(a) in the proposed section 44946 of title 49, United States Code, in the proposed subsection (b)(1), insert “`, refinement’ ” after “`development’ ”.; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 1204 offered by Mr. Thompson (#1B); In section 2(a) in the proposed section 44946 of title 49, United States Code, redesignate subsections (h) through (k) as subsections (i) through (l), respectively.

In section 2(a), in the proposed section 44946 of title 49 United States Code, insert after subsection (g) a new subsection entitled “(h) Security Technology Subcommittee.”; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 1204 offered by Mr. Hudson (#1C); In section 2 of the bill, in the proposed subparagraph (B) of subsection (c)(1) of the proposed section 44946 of title 49, United States Code, strike “30” and insert “32”.

In section 2 of the bill in the proposed subparagraph (C) of subsection (c)(1) of the proposed section 44946 of title 49, United States Code, insert “businesses

that conduct security operations at airports, aeronautical repair stations,” before “passenger advocacy groups”.; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 1204 offered by Mr. Horsford (#1D); In section 2(a), in the proposed section 44946 of title 49, United States Code, in the proposed subsection (f), amend the heading to read as follows: “Perimeter Security, Exit Lane Security, and Access Control Subcommittee”.

In section 2(a), in the proposed section 44946 of title 49, United States Code, in the proposed subsection (f)(1), strike “airport perimeter security subcommittee” and insert “airport perimeter security, exit lane security, and access control subcommittee”.

In section 2(a), in the proposed section 44946 of title 49, United States Code, in the proposed subsection (f)(1), insert after “perimeter security” the following: “ , exit lane security at commercial service airports,”.

In section 2(a), in the proposed section 44946 of title 49, United States Code, in the proposed subsection (f)(2), insert after “ ‘perimeter security’ ” the following: “ ‘ , exit lane security at commercial service airports,’ ”.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 1204.

H.R. 1095, To amend title 49, United States Code, to direct the Assistant Secretary of Homeland Security (Transportation Security Administration) to transfer unclaimed money recovered at airport security checkpoints to nonprofit organizations that provide places of rest and recuperation at airports for members of the Armed Forces and their families, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Committee agreed to H.R. 1095, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 1095 offered by Mr. Roger of Alabama (#1); was AGREED TO, as amended, by voice vote.

A unanimous consent request by Mr. McCaul to consider the Amendment in the Nature of a Substitute as base text for purposes of amendment was not objected to.

An amendment to the Amendment in the Nature of a Substitute to H.R. 1095 offered by Ms. Jackson Lee (#1A); Page 1, line 9, strike “ and” ; Page 2, line 2, strike the period and insert “ ; and” ; and

Page 2, after line 2, insert the following: (3) by adding at the end the following new sentence: “The Assistant Secretary shall ensure that the name of each nonprofit agency to which funds are transferred under this subsection is printed in the Federal Register.”.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 1095.

H.R. 2952, To amend the Homeland Security Act of 2002 to make certain improvements in the laws relating to the advancement of security technologies for critical infrastructure protection, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Committee agreed to H.R. 2952, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 2952 offered by Mrs. Brooks on behalf of Mr. Meehan (#1); was AGREED TO, as amended, by voice vote.

A unanimous consent request by Mr. McCaul to consider the Amendment in the Nature of a Substitute as base text for purposes of amendment was not objected to.

An amendment to the Amendment in the Nature of a Substitute to H.R. 2952 offered by Ms. Jackson Lee (#1A); Page 2, line 17, after “protecting critical infrastructure” insert “, including against all threats”.; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 2952 offered by Ms. Jackson Lee (#1B); Add at the end a new section entitled “Sec. ____ Assessment and Report on Vulnerabilities and Threats on Computer Systems.”; was WITHDRAWN by unanimous consent.

A unanimous consent request by Ms. Jackson Lee to withdraw her amendment was not objected to.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 2952.

H.R. 3107, To require the Secretary of Homeland Security to establish cybersecurity occupation classifications, assess the cybersecurity workforce, develop a strategy to address identified gaps in the cybersecurity workforce, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Committee agreed to H.R. 3107, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 3107 offered by Ms. Clarke (#1); was AGREED TO, as amended, by voice vote.

A unanimous consent request by Mr. McCaul to consider the Amendment in the Nature of a Substitute as base text for purposes of amendment was not objected to.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3107 offered by Ms. Jackson Lee (#1A); Add at the end of paragraph (2) of section 2(b) the following: (G) Information on how many senior, mid- and entry level cybersecurity positions are filled by career Federal employees and how many are filled by contractors.; was WITHDRAWN by unanimous consent.

A unanimous consent request by Ms. Jackson Lee to withdraw her amendment was not objected to.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3107 offered by Ms. Jackson Lee (#1B); Add at the end of section 2 a new subsection entitled “(g) Cybersecurity Fellowship Program.”; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3107 offered by Mr. Keating (#1C); In paragraph (2) of section 2(a), strike “may be” and insert “are”.; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3107 offered by Mr. Swalwell (#1D); In subparagraph (A) of section 2(c)(1), insert before the semicolon at the end the following: “, including relating to mid-career employees, members of economically disadvantaged or underserved communities, the unemployed, and veterans”.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 3107.

H.R. 1791, To amend the Homeland Security Act of 2002 to codify authority under existing grant guidance authorizing use of Urban Area Security Initiative and State Homeland Security Grant Program funding for enhancing medical preparedness, medical surge capacity, and mass prophylaxis capabilities.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Committee agreed to H.R. 1791, as amended, by voice vote.

The following amendments were offered:

An amendment to H.R. 1791 offered by Ms. Jackson Lee (#1); Page 2, line 19, strike the period at the end and insert “; and” .

Page 2, after line 19, insert the following: (3) by adding at the end of subsection (b) a new paragraph entitled “(6) Transparency to Law Enforcement Entities.”; was WITHDRAWN by unanimous consent.

A unanimous consent request by Ms. Jackson Lee to withdraw her amendment was not objected to.

An amendment to H.R. 1791 offered by Mr. Thompson (#2); Page 2, after line 19, insert a new section entitled “Sec. 3. Reauthorization of Metropolitan Medical Response Grant Program.”; was WITHDRAWN by unanimous consent.

A unanimous consent request by Mr. Thompson to withdraw his amendment was not objected to.

An amendment to H.R. 1791 offered by Mr. Payne (#3); Page 2, line 16, strike “and immediate victims” and insert the following: “immediate victims, and vulnerable populations”.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 1791.

A motion by Mrs. Brooks that, pursuant to Rule XXII, clause 1, the Committee authorizes the Chair to offer such motions as may be necessary in the House to go to conference with the Senate on H.R. 1095, H.R. 1204, H.R. 1791, H.R. 2719, H.R. 2952, and H.R. 3107, or on any similar Senate bills, was agreed to.

A motion by Mr. Thompson that, pursuant to Rule XI clause 2(1), Members may have two days in which to file supplemental, minority, and additional views on H.R. 1095, H.R. 1204, H.R. 1791, H.R. 2719, H.R. 2952, and H.R. 3107, was agreed to.

