



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

June 6, 2018

COMMITTEE ACTION

The Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on Wednesday, June 6, 2018, in 210 of the House Visitors Center and considered the following measures:

- H.R. 4627, (Mr. Donovan) To amend the Homeland Security Act of 2002 to authorize expenditures to combat emerging terrorist threats, including vehicular attacks, and for other purposes. The “Shielding Public Spaces from Vehicular Terrorism Act”.
- H.R. 4991, (Mr. Donovan) To amend the Homeland Security Act of 2002 to establish the National Urban Security Technology Laboratory, and for other purposes. The “Supporting Research and Development for First Responders Act”.
- H.R. 5206, (Ms. McSally) To amend the Homeland Security Act of 2002 to establish the Office of Biometric Identity Management, and for other purposes. The “Office of Biometric Identity Management Authorization Act of 2018”.
- H.R. 5207, (Ms. McSally) To amend the Homeland Security Act of 2002 to establish the immigration advisory program, and for other purposes. The “Immigration Advisory Program Authorization Act of 2018”.
- H.R. 5729, (Mr. Katko) To restrict the department in which the Coast Guard is operating from implementing any rule requiring the use of biometric readers for biometric transportation security cards until after submission to Congress of the results of an assessment of the effectiveness of the transportation security card program. The “Transportation Worker Identification Credential Accountability Act of 2018”.
- H.R. 5730, (Mr. Katko) To require testing and evaluation of advanced transportation security screening technologies related to the mission of the Transportation Security Administration, and for other purpose. The “Transportation Security Technology Innovation Reform Act of 2018”.
- H.R. 5733, (Mr. Bacon) To amend the Homeland Security Act of 2002 to provide for the responsibility of the National Cybersecurity and Communications Integration Center to maintain capabilities to identify threats to industrial control systems, and for other

purposes. The “DHS Industrial Control Systems Capabilities Enhancement Act of 2018”.

H.R. 5762, (Mr. Langevin) To amend the Homeland Security Act of 2002 to authorize a Joint Task Force to enhance integration of the Department of Homeland Security’s border security operations to detect, interdict, disrupt, and prevent narcotics, such as fentanyl and other synthetic opioids, from entering the United States, and for other purposes. The “Joint Task Force to Combat Opioid Trafficking Act of 2018”.

H.R. 5766, (Mr. Payne) To improve the security of public areas of transportation facilities, and for other purposes. The “Securing Public Areas of Transportation Facilities Act of 2018”.

H. Res. 898, (Mr. Thompson of Mississippi) Directing the Secretary of Homeland Security to transmit certain documents to the House of Representatives relating to Department of Homeland Security policies and activities relating to homeland security information produced and disseminated regarding cybersecurity threats posed by the ZTE Corporation, headquartered in Shenzhen, China.

The Committee took the following actions:

The Chair discharged the Subcommittee on Emergency Preparedness, Response, and Communications from further consideration of H.R. 4627 and H.R. 4991.

The Chair discharged the Subcommittee on Border and Maritime Security from further consideration of H.R. 5206 and H.R. 5207.

H.Res. 898, Directing the Secretary of Homeland Security to transmit certain documents to the House of Representatives relating to Department of Homeland Security policies and activities relating to homeland security information produced and disseminated regarding cybersecurity threats posed by the ZTE Corporation, headquartered in Shenzhen, China.; was ordered to be reported to the House with an unfavorable recommendation, without amendment, by a recorded vote of 16 yeas and 11 nays (Roll Call Vote No. 37). The vote was as follows:

Roll No. 37	
Yeas	Nays
Mr. McCaul	Mr. Thompson of Mississippi
Mr. King of New York	Mr. Langevin
Mr. Rogers of Alabama	Mr. Richmond
Mr. Barletta	Mr. Keating
Mr. Perry	Mr. Payne
Mr. Katko	Mr. Vela
Mr. Hurd	Mrs. Watson Coleman
Ms. McSally	Miss Rice of New York
Mr. Donovan	Mr. Correa
Mr. Gallagher	Mrs. Demings
Mr. Higgins of Louisiana	Ms. Barragán

Mr. Garrett Mr. Fitzpatrick Mr. Estes of Kansas Mr. Bacon Mrs. Lesko	
Total	

A unanimous consent request by Mr. McCaul that H.R. 4991 and H.R. 5776 be ordered to be reported to the House with a favorable recommendation, without amendment; was not objected to.

A unanimous consent request by Mr. McCaul that H.R. 4627 and H.R. 5206 be considered; the Amendment in the Nature of a Substitute be considered, and the amendments to the Amendment in the Nature of a Substitute prefiled and listed on the roster be adopted; the Amendment in the Nature of a Substitute, as amended, be agreed to; the measures as so amended be ordered to be reported to the House with a favorable recommendation; was not objected to.

A unanimous consent request by Mr. McCaul that H.R. 5207, H.R. 5729, H.R. 5730, H.R. 5733, and H.R. 5762 be considered; the amendments prefiled and listed on the roster be adopted; the measures as amended be agreed to; the measures as so amended be ordered to be reported to the House with a favorable recommendation; was not objected to.

H.R. 4627, (Mr. Donovan) To amend the Homeland Security Act of 2002 to authorize expenditures to combat emerging terrorist threats, including vehicular attacks, and for other purposes.; was ordered to be reported to the House with a favorable recommendation, as amended/without amendment, by unanimous consent.

The Committee adopted H.R. 4627, as amended, by unanimous consent.

The following amendments were offered:

An Amendment in the Nature of a Substitute offered by Mr. Donovan (#1); was AGREED TO, by unanimous consent.

An amendment to the Amendment in the Nature of a Substitute offered by Ms. Jackson Lee (#1A); Add at the end a new section entitled "Sec. 4. Report."; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 4991, To amend the Homeland Security Act of 2002 to establish the National Urban Security Technology Laboratory, and for other purposes.; was ordered to be reported to the House with a favorable recommendation, without amendment, by unanimous consent.

H.R. 5206, To amend the Homeland Security Act of 2002 to establish the Office of Biometric Identity Management, and for other purposes.; was ordered to be reported to the House with a favorable recommendation, as amended, by unanimous consent.

The Committee adopted H.R. 5206, as amended, by unanimous consent.

The following amendments were offered:

An Amendment in the Nature of a Substitute offered by Ms. McSally (#1); was AGREED TO, as amended, by unanimous consent.

An amendment to the Amendment in the Nature of a Substitute offered by Mrs. Watson Coleman (#1A); Page 4, line 3, strike “and” after the semicolon at the end.

Page 4, beginning line 4, insert the following (and make necessary conforming changes):

(K) ensure the activities of the Office of Biometric Identity Management are carried out in compliance with the policies and procedures established by the Privacy Officer appointed under section 222; and; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 5207, To amend the Homeland Security Act of 2002 to establish the immigration advisory program, and for other purposes. ; was ordered to be reported to the House with a favorable recommendation, as amended, by unanimous consent.

The Committee adopted H.R. 5207, as amended, by unanimous consent.

The following amendments were offered:

An amendment offered by Mr. Thompson of Mississippi (#1); Page 3, beginning line 10, insert the following (and make necessary conforming changes):

A new paragraph entitled “(c) Notification to Congress.”

And “(d) Amendment of Existing Agreements.”; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 5729, To restrict the department in which the Coast Guard is operating from implementing any rule requiring the use of biometric readers for biometric transportation security cards until after submission to Congress of the results of an assessment of the effectiveness of the transportation security card program. ; was ordered to be reported to the House with a favorable recommendation, as amended, by unanimous consent.

The Committee adopted H.R. 5729, as amended, by unanimous consent.

The following amendments were offered:

An amendment offered by Ms. Jackson Lee (#1); Add at the end a new section entitled “Sec. __. Progress Updates.” ; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 5730, To require testing and evaluation of advanced transportation security screening technologies related to the mission of the Transportation Security Administration, and for other purpose. ; was ordered to be reported to the House with a favorable recommendation, as amended, by unanimous consent.

The Committee adopted H.R. 5730, as amended, by unanimous consent.

The following amendments were offered:

An amendment offered by Mr. Thompson of Mississippi (#1); In section 3(a)(4), strike “and” after the semicolon at the end.

In section 3(a)(5), strike the period at the end and insert “; and”.

In section 3(a), add at the end the following: (6) to the extent practicable, provide funding and promote efforts to enable participation by a small business concern (as such term is described under section 3 of the Small Business Act (15 U.S.C. 632)) that has an advanced technology or capability but does not have adequate resources to participate in testing and evaluation processes.

In section 4(a), insert after paragraph (2) the following (and make necessary conforming changes): (3) assessing whether the Administration can further encourage innovation and competition among technology stakeholders, including through increased participation of and funding for small business concerns (as such term is described under section 3 of the Small Business Act (15 U.S.C. 632));; was AGREED TO, by unanimous consent.

An amendment offered by Ms. Jackson Lee (#2); Add at the end a new section entitled “Sec. 6. Assessment.”; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 5733, To amend the Homeland Security Act of 2002 to provide for the responsibility of the National Cybersecurity and Communications Integration Center to maintain capabilities to identify threats to industrial control systems, and for other purposes.; was ordered to be reported to the House with a favorable recommendation as amended, by unanimous consent.

The Committee adopted H.R. 5733, as amended, by unanimous consent.

The following amendments were offered:

An amendment offered by Mr. Langevin (#1); Page 3, line 14, strike “; and” and insert a semicolon.

Page 3, after line 14, insert the following: “(4) collect, coordinate, and provide vulnerability information to the industrial control systems community by, as appropriate, working closely with security researchers, industry end-users, product manufacturers, and other industrial control systems stakeholders; and”.

Page 3, line 15, strike “(4)” and insert “(5)”; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 5762, To amend the Homeland Security Act of 2002 to authorize a Joint Task Force to enhance integration of the Department of Homeland Security’s border security operations to detect, interdict, disrupt, and prevent narcotics, such as fentanyl and other synthetic opioids, from entering the United States, and for other purposes. ; was ordered to be reported to the House with a favorable recommendation, as amended, by unanimous consent.

The Committee adopted H.R. 5762, as amended, by unanimous consent.

The following amendments were offered:

An amendment offered by Mr. Keating (#1); Page 4, line 11, insert “entity or” after “international”.; was AGREED TO, by unanimous consent.

Without objection, staff were authorized to make technical and conforming changes.

H.R. 5766, To improve the security of public areas of transportation facilities, and for other purposes.; was ordered to be reported to the House with a favorable recommendation, without amendment, by unanimous consent.

A motion by Mr. Donovan 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. 4327, H.R. 4991, H.R. 5206, H.R. 5207, H.R. 5729, H.R. 5730, H.R. 5733, H.R. 5762, H.R. 5766, or any similar measure, was NOT OBJECTED TO.

A motion by Mr. Thompson of Mississippi that, pursuant to Rule XI clause 2(l), Members may have two days in which to file any supplemental, minority, additional, or dissenting views on H.R. 4327, H.R. 4991, H.R. 5206, H.R. 5207, H.R. 5729, H.R. 5730, H.R. 5733, H.R. 5762, H.R. 5766, or H. Res. 898 was NOT OBJECTED TO.

