

**Suspend the Rules and Pass the Bill, H. R. 2770, With An  
Amendment**

**(The amendment strikes all after the enacting clause and inserts a  
new text)**

114<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2770

To amend the Homeland Security Act of 2002 to require certain maintenance of security-related technology at airports, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 2015

Miss RICE of New York (for herself, Mr. THOMPSON of Mississippi, Mr. KATKO, and Mr. PAYNE) introduced the following bill; which was referred to the Committee on Homeland Security

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## A BILL

To amend the Homeland Security Act of 2002 to require certain maintenance of security-related technology at airports, 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 “Keeping our Travelers  
5 Safe and Secure Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) The Administrator of the Transportation  
4 Security Administration has stated that the mainte-  
5 nance of security-related technology such as x-rays,  
6 explosive trace detection systems, explosive detection  
7 systems, liquid scanners, and enhanced walk-through  
8 metal detectors, is central to the execution of Trans-  
9 portation Security Administration's mission to pro-  
10 tect United States transportation systems.

11 (2) Preventive and corrective maintenance is es-  
12 sential to ensuring and extending the service lives of  
13 security-related technology.

14 (3) In May 2015, the Inspector General of the  
15 Department of Homeland Security, reporting on the  
16 results of a performance audit conducted between  
17 December 2013 and November 2014, concluded that  
18 because the Transportation Security Administration  
19 did not properly manage the maintenance of its se-  
20 curity-related technology deployed to airports, it can-  
21 not be assured that routine preventive maintenance  
22 is performed or that equipment is repaired and  
23 ready for operational use.

24 (4) Specifically, the Inspector General found  
25 that the Transportation Security Administration did  
26 not issue adequate policies and procedures to docu-

1       ment, track, and maintain preventive maintenance  
2       actions at the airport level and oversight of con-  
3       tractor-performed maintenance needed to be  
4       strengthened.

5           (5) According to the Inspector General, if the  
6       equipment is not fully operational, the Transpor-  
7       tation Security Administration may have to use  
8       other screening measures that may be less effective  
9       at detecting dangerous items, thereby potentially  
10      jeopardizing passenger safety and security.

11 **SEC. 3. MAINTENANCE OF SECURITY-RELATED TECH-**  
12 **NOLOGY.**

13       (a) IN GENERAL.—Title XVI of the Homeland Secu-  
14 rity Act of 2002 (6 U.S.C. 561 et seq.) is amended by  
15 adding at the end the following:

16           **“Subtitle C—Maintenance of**  
17           **Security-Related Technology**

18 **“SEC. 1621. MAINTENANCE VALIDATION AND OVERSIGHT.**

19       “(a) IN GENERAL.—Not later than 180 days after  
20 the date of the enactment of this subtitle, the Adminis-  
21 trator shall develop and implement a preventive mainte-  
22 nance validation process for security-related technology  
23 deployed to airports.

24       “(b) MAINTENANCE BY ADMINISTRATION PER-  
25 SONNEL AT AIRPORTS.—For maintenance to be carried

1 out by Administration personnel at airports, the process  
2 referred to in subsection (a) shall include the following:

3 “(1) Guidance to Administration personnel,  
4 equipment maintenance technicians, and other per-  
5 sonnel at airports specifying how to conduct and  
6 document preventive maintenance actions.

7 “(2) Mechanisms for the Administrator to  
8 verify compliance with the guidance issued pursuant  
9 to paragraph (1).

10 “(c) MAINTENANCE BY CONTRACTORS AT AIR-  
11 PORTS.—For maintenance to be carried out by a con-  
12 tractor at airports, the process referred to in subsection  
13 (a) shall require the following:

14 “(1) Provision of monthly preventive mainte-  
15 nance schedules to appropriate Administration per-  
16 sonnel at each airport that includes information on  
17 each action to be completed by a contractor.

18 “(2) Notification to appropriate Administration  
19 personnel at each airport when maintenance action  
20 is completed by a contractor.

21 “(3) A process for independent validation by a  
22 third party of contractor maintenance.

23 “(d) PENALTIES FOR NONCOMPLIANCE.—The Ad-  
24 ministrator shall require maintenance contracts for secu-  
25 rity-related technology deployed to airports to include pen-

1 alties for noncompliance when it is determined that either  
2 preventive or corrective maintenance has not been com-  
3 pleted according to contractual requirements and manu-  
4 facturers' specifications.”.

5 (b) CLERICAL AMENDMENT.—The table of contents  
6 of the Homeland Security Act of 2002 is amended by in-  
7 serting after the item relating to section 1616 the fol-  
8 lowing:

“Subtitle C—Maintenance of Security-Related Technology

“Sec. 1621. Maintenance validation and oversight.”.

9 **SEC. 4. INSPECTOR GENERAL ASSESSMENT.**

10 Not later than one year after the date of the enact-  
11 ment of this Act, the Inspector General of the Department  
12 of Homeland Security shall assess implementation of the  
13 requirements under this Act and the amendments made  
14 by this Act, and provide findings and recommendations  
15 with respect to the provision of training to Administration  
16 personnel, equipment maintenance technicians, and other  
17 personnel under section 1621 of the Homeland Security  
18 Act of 2002 (as added by section 3 of this Act) and the  
19 availability and utilization of equipment maintenance tech-  
20 nicians employed by the Administration.