

AMENDMENTS ADOPTED TO THE
HOMELAND SECURITY APPROPRIATIONS BILL
FOR FY 2014

Full Committee Markup
House Appropriations Committee
Wednesday, May 22, 2013

#1

CARTER #1

Committee on Appropriations
Subcommittee on Homeland Security

ADOPTED
VV

FY14 Department of Homeland Security Appropriations Bill
Full Committee Markup

MANAGER'S AMENDMENT
Offered by Mr. Carter of Texas

In the REPORT:

Page 29, before the heading "Border Security Inspections and Trade Facilitation", insert:

"Guam-Commonwealth of the Northern Mariana Islands (CNMI) Visa
Waiver Program

The Committee is aware of ongoing discussions at DHS regarding the Guam-CNMI visa waiver program, and is concerned that DHS has made inadequate progress toward finalizing these deliberations. The Committee urges DHS to finalize decisions and pending rulemakings relating to the Guam-CNMI visa waiver program, to include appropriate security protocols, as necessary."

Page 31, in the first sentence under the heading "Reimbursable Agreements Pilot", replace "Section 561" with "Section 560".

Page 52, before the heading "Explosive Detection Systems Procurement and Installation", insert:

"Further, the Committee is aware that TSA is conducting an internal investigation based on reported allegations that some TSA employees may have subjected passengers to secondary screening based only on the passenger's perceived race or religion. TSA is directed to brief the Committee on the findings of that investigation not later than 30 days after

the date of enactment of this Act, as well as the types of training provided to TSA officers on compliance with applicable laws pertaining to privacy, civil rights, and civil liberties, and to prevent profiling based on race or religion. This briefing shall also address any changes to TSA officer training prompted by the internal investigation.”

Page 41, in the first full paragraph under the heading “Domestic Investigations, after “\$10,000,000;” insert:

“includes \$20,000,000 for the ICE Child Exploitation Investigation Unit (CEIU) and for field office support of CEIU activities.”

Page 41, before the heading “Overstay Analysis and Enforcement”, insert:

“The Committee commends ICE for its work to combat child sexual exploitation, particularly child rescue, child victim identification and training, and hiring wounded warriors for law enforcement support positions.”

Page 93, before the heading “Social Media”, insert:

“The Committee notes that once a search and rescue team is activated to respond to a disaster, the individual team’s expenses are funded from within the funds provided for the Disaster Relief Fund.”

Page 100, before the heading “Flood Hazard Mapping and Risk Analysis”, insert:

“In a report issued in September 2012 (GAO-12-838), GAO noted that FEMA needed improved criteria to assess a jurisdiction’s capability to respond and recover on its own following a disaster. Specifically, FEMA primarily relies on a population-based criterion to determine whether to recommend to the President that a locality receive funding. To address the concerns raised by GAO, the Committee directs FEMA to provide a report to the Committee not later than 30 days after the date of enactment of this Act on the status of FEMA’s implementation of the recommendations included in GAO-12-838, to include actions already taken and a timeline for full implementation.”

Page 136, under the heading "Salaries and Expenses" under the subheading "Protection", replace only the title "Presidential Candidate Nominee Protection" with the title "National Special Security Event Fund". Under the same subheading, in the last line before the subtotal, replace only the title "National Special Security Event Fund" with "Presidential Candidate Nominee Protection".

Handwritten initials/signature

CARTER #2

ADOPTED
25-21

**AMENDMENT TO THE FISCAL YEAR 2014
HOMELAND SECURITY APPROPRIATIONS BILL
OFFERED BY MR. CARTER OF TEXAS**

At the appropriate place in the bill, insert the following:

“SEC. _____. None of the funds appropriated by this Act for U.S. Immigration and Customs Enforcement shall be available to pay for an abortion, except where the life of the mother would be endangered if the fetus were carried to term, or in the case of rape or incest: *Provided*, That should this prohibition be declared unconstitutional by a court of competent jurisdiction, this section shall be null and void.

SEC. _____. None of the funds appropriated by this Act for U.S. Immigration and Customs Enforcement shall be used to require any person to perform, or facilitate in any way the performance of, any abortion.

SEC. _____. Nothing in the preceding section shall remove the obligation of the Assistant Secretary of Homeland Security for U.S. Immigration and Customs Enforcement to provide escort services necessary for a female detainee to receive such service outside the detention facility: *Provided*, That nothing in this section in any way diminishes the effect of section ____ [preceding section] intended to address the philosophical beliefs of individual employees of U.S. Immigration and Customs Enforcement.”

And amend the report accordingly.

Price
ADOPTED VV

**AMENDMENT TO HOMELAND SECURITY
APPROPRIATIONS BILL
OFFERED BY MR. PRICE OF NORTH CAROLINA
AND MR. DENT OF PENNSYLVANIA**

At the appropriate place in the bill, insert the following:

1 SEC. _____. In making grants under the heading
2 “Firefighter Assistance Grants”, the Secretary shall grant
3 waivers from the requirements in subsections (a)(1)(A),
4 (a)(1)(B), (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section
5 34 of the Federal Fire Prevention and Control Act of 1974
6 (15 U.S.C. 2229a).

#4

Culberson
Adopted

**AMENDMENT TO HOMELAND SECURITY
APPROPRIATIONS BILL
OFFERED BY MR. CULBERSON OF TEXAS**

At the end of the bill (before the spending reduction account), insert the following, and redesignate the subsequent section accordingly:

1 SEC. 563. None of the funds made available by this
2 Act may be used to eliminate or reduce funding for a pro-
3 gram, project or activity as proposed in the President's
4 budget request for a fiscal year until such proposed change
5 is subsequently enacted in an appropriation Act, or unless
6 such change is made pursuant to the reprogramming or
7 transfer provisions of this Act.



ADOPTED
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AMENDMENT TO H.R.
OFFERED BY MR. OWENS OF NEW YORK
(Homeland Security Appropriations Bill)

At the end of the bill (before the short title), insert
the following:

1 SEC. _____. None of the funds made available in this
2 Act may be used to establish, collect, or otherwise impose
3 a border crossing fee for pedestrians or passenger vehicles
4 at land ports of entry along the Southern border or the
5 Northern border, or to conduct any study relating to the
6 imposition of such a fee.



Additional language to be added to the end of the Owens Amendment:

Amend the report accordingly by striking the "Land Border Crossing Fee Studies" paragraph on page 31.

#8

De Lauro
AS AMENDED
AGREED TO
26-20

AMENDMENT TO HOMELAND SECURITY

APPROPRIATIONS BILL

OFFERED BY MS. DELAURO OF CONNECTICUT

AS AMENDED BY CARTER SUBSTITUTE

~~Add at the end (before the short title) the following:~~

AS AMENDED

1 SEC. _____ None of the funds made available by this

2 Act may be used to enter into any Federal contract unless

3 the contractor and all subcontractors prohibit retaliation

4 against any of their employees for inquiring about, dis-

5 cussing, or disclosing the wages of the employee or another

6 employee. This section shall not apply with respect to in-

7 stances in which an employee who has access to the wage

8 information of other employees as a part of such employ-

9 ee's essential job functions discloses the wages of such

10 other employees to individuals who do not otherwise have

11 access to such information, unless such disclosure is in

12 response to a complaint or charge or in furtherance of an

13 investigation, proceeding, hearing, or action under section

14 6(d) of the Fair Labor Standards Act of 1938 (29 U.S.C.

15 206(d), including an investigation conducted by the em-

16 ployer.

→ INSERT IN LIEU OF THE ABOVE LANGUAGE
THE LANGUAGE ADOPTED IN AMEND-
MENT 8-S, AS AMENDED.

8-5-

CARTER SUBSTITUTE

Carter Substitute Amendment to the DeLauro Amendment

AS AMENDED

AS AMENDED.
ADDED TO
25-21

In lieu of the DeLauro Amendment

Insert at the appropriate place in the report:

“Non-Discrimination and Anti-Retaliation

The Department shall ensure that all contracts and subcontracts comply with existing law with respect to discrimination and retaliation against all employees. The Committee strongly supports compliance with existing laws such as the Equal Pay Act and the Fair Labor Standards Act.”

INSERT AMENDMENT 8-5-A

#8-S-A

AGREED TO
VJ

Perfecting Amendment to the Carter Amendment

Offered by Mr. Womack

Insert at the end of the Carter Amendment the following:

“Discrimination and retaliation of any employee under any contract or subcontract must always be taken seriously and be given all due process under the law.”

Ryan

ADOPTED VV

9

**AMENDMENT TO HOMELAND SECURITY
APPROPRIATIONS BILL
OFFERED BY MR. RYAN OF OHIO**

At the end of the bill (before the spending reduction account) insert the following:

- 1 SEC. _____. None of the funds made available by
- 2 this Act may be used to approve a classification petition
- 3 filed for or by a citizen or national of Brazil in order to
- 4 render such individual eligible to receive an immigrant
- 5 visa.

