



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

June 25, 2015

COMMITTEE ACTION

The Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on Thursday, June 25, 2015, in 311 Cannon House Office Building to consider the following measures:

- H.R. 158, (Mrs. Miller of Michigan) , To clarify the grounds for ineligibility for travel to the United States regarding terrorism risk, to expand the criteria by which a country may be removed from the Visa Waiver Program, to require the Secretary of Homeland Security to submit a report on strengthening the Electronic System for Travel Authorization to better secure the international borders of the United States and prevent terrorists and instruments of terrorism from entering the United States, and for other purposes. The “Visa Waiver Program Improvement Act of 2015”.
- H.R. 455, (Mr. Katko), To require the Secretary of Homeland Security to conduct a northern border threat analysis, and for other purposes. The “Northern Border Security Review Act”.
- H.R. 998, (Mr. Meehan), To establish the conditions under which the Secretary of Homeland Security may establish preclearance facilities, conduct preclearance operations, and provide customs services outside the United States, and for other purposes. The “Preclearance Authorization Act of 2015”.
- H.R. 1073, (Mr. Franks of Arizona), To amend the Homeland Security Act of 2002 to secure critical infrastructure against electromagnetic threats, and for other purposes. The “Critical Infrastructure Protection Act”.
- H.R. 1634, (Ms. McSally), To strengthen accountability for deployment of border security technology at the Department of Homeland Security, and for other purposes. The “Border Security Technology Accountability Act of 2015”.
- H.R. 2127, (Mr. Thompson of Mississippi), To direct the Administrator of the Transportation Security Administration to limit access to expedited airport security screening at an airport security checkpoint to participants of the PreCheck program and other known low-risk passengers, and for other purposes. The “Securing Expedited Screening Act”.

H.R. 2750, (Mr. Katko), To reform programs of the Transportation Security Administration, streamline transportation security regulations, and for other purposes. The “Improved Security Vetting for Aviation Workers Act of 2015”.

H.R. 2770, (Miss Rice of New York), To amend the Homeland Security Act of 2002 to require certain maintenance of security-related technology at airports, and for other purposes. The “Keeping our Travelers Safe and Secure Act”.

H.R. 2786, (Mr. Vela), To require the Commissioner of U.S. Customs and Border Protection to submit a report on cross-border rail security, and for other purposes. The “Cross-Border Rail Security Act of 2015”.

H.R. 2843, (Mr. Katko), To require certain improvements in the Transportation Security Administration’s PreCheck expedited screening program, and for other purposes. The “TSA PreCheck Expansion Act”.

The Committee took the following actions:

H.R. 158, To clarify the grounds for ineligibility for travel to the United States regarding terrorism risk, to expand the criteria by which a country may be removed from the Visa Waiver Program, to require the Secretary of Homeland Security to submit a report on strengthening the Electronic System for Travel Authorization to better secure the international borders of the United States and prevent terrorists and instruments of terrorism from entering the United States, and for other purposes; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Border and Maritime Security from further consideration of H.R. 158.

The following amendments were offered:

An Amendment in the Nature of a Substitute offered by Mrs. Miller of Michigan (#1); was AGREED TO, amended, by voice vote.

An amendment offered by Mr. Vela (#1A) to the Amendment in the Nature of a Substitute; Page 4, line 2, insert before the first period the following: “, including the sharing of information about individuals with travel patterns that may pose concern to the security of the United States and the capacity to collect such information”.; was AGREED TO by voice vote.

An en bloc amendment to the Amendment in the Nature of a Substitute offered by Mrs. Torres (#1B), consisting of the following amendments:

An amendment: Page 3, line 3, strike “if such individual was” and insert :”and the number of such individuals”.

An amendment Page 5, line 8, strike “clause” and insert “clauses”.

Page 6, line 5, strike the closing quotes and the second period.

Page 6, beginning line 6, insert the following new clause entitled “(vi) Notification to Congress.”; was AGREED TO by voice vote.

A unanimous consent request by Mrs. Torres to consider her amendments en bloc, was not objected to.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 158.

H.R. 455, To require the Secretary of Homeland Security to conduct a northern border threat analysis, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Border and Maritime Security from further consideration of H.R. 455.

The following amendments were offered:

An amendment offered by Mr. Vela consisting of an amendment by Ms. Jackson Lee (#1); Page 2, after line 16, insert the following:

(5) An analysis of the scope of border security challenged that shall include, but not limited to, the length, terrain, population density, and climate of the northern border.; was AGREED TO by voice vote.

An en bloc amendment offered by Mr. Higgins (#2); consisting of the following amendments:

An amendment: Page 2, line 10, insert the following (and redesignate subsequent paragraphs accordingly):

(3) An analysis of the number of additional U.S. Customs and Border Protection agents and officers needed at and between ports of entry along the northern border.

An amendment: Page 2, beginning line 17, insert the following:

(5) An analysis of whether additional preclearance and pre-inspection by U.S. Customs and Border Protection at ports of entry along the northern border could help prevent terrorists and their instruments from entering the United States.; was AGREED TO by voice vote.

A unanimous consent request by Mr. Higgins to consider his amendments en bloc, was not objected to.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 455.

H.R. 998, To establish the conditions under which the Secretary of Homeland Security may establish preclearance facilities, conduct preclearance operations, and provide customs services outside the United States, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Transportation Security and the Subcommittee on Border and Maritime Security from further consideration of H.R. 998.

The following amendments were offered:

An amendment offered by Mr. Vela (#1); Page 3, line 12, strike “and” and insert a comma.

Page 3, line 13, insert before the period at the ends the following: “, and the terms and conditions for U.S. Customs and Border Protection personnel operating at the location.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 998.

H.R. 1073, To amend the Homeland Security Act of 2002 to secure critical infrastructure against electromagnetic threats, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Cybersecurity, Infrastructure Protection, and Security Technologies from further consideration of H.R. 1073.

The following amendments were offered:

An Amendment in the Nature of a Substitute offered by Mr. Perry (#1); was AGREED TO, amended, by voice vote.

An amendment offered by Mr. Thompson consisting of an amendment by Mr. Payne (#1A) to the Amendment in the Nature of a Substitute; Page 2, line 1, strike “Scenarios” and insert “Frameworks”.

Page 2, line 3, insert “or the Secretary’s designee” after “Secretary”.

Page 2, line 4, strike “national planning scenarios” and insert “national planning frameworks”.

Page 2, line 8, strike “responders” and insert “response providers”.

Page 4, after line 23, strike “scenarios” and insert “frameworks”.

Page 5, line 15, strike “scenarios” and insert “frameworks”.

Page 5, line 23, strike “responders” and insert “response providers”.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 1073.

H.R. 1634, To strengthen accountability for deployment of border security technology at the Department of Homeland Security, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Border and Maritime Security from further consideration of H.R. 1634.

The following amendments were offered:

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

An amendment offered by Mrs. Watson Coleman consisting of an amendment by Ms. Jackson Lee (#1B) to the Amendment in the Nature of a Substitute; Page 1, line 17, strike “and”.

Page 2, line 5, strike the period and insert “; and”.

Page 2, after line 5, insert the following:“(3) have a plan for meeting program implementation objectives by managing contractor performance.”.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 1634.

H.R. 2127, To direct the Administrator of the Transportation Security Administration to limit access to expedited airport security screening at an airport security checkpoint to participants of the PreCheck program and other known low-risk passengers, and for other

purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Transportation Security from further consideration of H.R. 2127.

The following amendments were offered:

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

An amendment offered by Mr. Katko (#1A) to the Amendment in the Nature of a Substitute; Page 4, line 13, insert “or registered” after “trusted”.; was AGREED TO by voice vote .

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 2127.

H.R. 2750, To reform programs of the Transportation Security Administration, streamline transportation security regulations, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute offered by Mr. Katko (#1); was AGREED TO, amended, by voice vote.

An amendment offered by Mr. Thompson (#1A) to the Amendment in the Nature of a Substitute; Page 2, line 15, strike “in criminal or certain civil activity of an individual” and insert “in status of an individual”.

Page 2 beginning line 19, insert a new subsections entitled “(d) Procedures.” and “(e) Determination and Submission.”; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 2750.

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.; was ordered to be reported

to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The following amendments were offered:

An amendment offered by Miss Rice of New York (#1); Page 4, line 1, insert “, equipment maintenance technicians, and other personnel” after “Administration personnel”.

At the end of the bill insert a new section entitled “Sec. 4. Inspector General Assessment.”; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 2770.

H.R. 2786, To require the Commissioner of U.S. Customs and Border Protection to submit a report on cross-border rail security, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, without amendment, by voice vote.

The Chair discharged the Subcommittee on Border and Maritime Security and the Subcommittee on Transportation Security from further consideration of H.R. 2786.

H.R. 2843, To require certain improvements in the Transportation Security Administration’s PreCheck expedited screening program, and for other purposes.; was ordered to be reported to the House of Representatives with a favorable recommendation, as amended, by voice vote.

The Chair discharged the Subcommittee on Transportation Security from further consideration of H.R. 2843.

The following amendments were offered:

An amendment offered by Mr. Thompson of Mississippi (#1); Page 2, line 11, strike “shall—” and all that follows through “establish” on line 12 and insert the following (and conform the margins appropriately): “shall publish”.

Page 2, line 19, strike the semicolon and insert a period.

Page 2, beginning line 20, insert the following (and redesignate subsequent subsections accordingly): “(b) Requirements.”

Page 2, beginning line 20, redesignate paragraphs (2) through (5) as paragraphs (1) through (4), respectively.

Page 3, beginning line 19, strike “Not later than 90 days after the date of enactment of this Act,” and insert “Upon publication of PreCheck program application enrollment standards pursuant to subsection (a),”

Page 4, line 18, strike “who want to enroll” and insert “enrolling”.

Page 5, line 10, amend subsection (f) (as so redesignated) with a new subsection entitled “(f) Vetting for Precheck Participants.”; was AGREED TO by voice vote.

An en bloc amendment offered by Mr. Thompson of Mississippi (#2) consisting of the following amendments:

An amendment by Ms. Loretta Sanchez of California: Page 3, line 12, strike "and" at the end.

Page 3, line 18, strike the period and insert "; and".

Page 3, beginning line 19, insert the following: Page 3, beginning line 19, insert the following:

(6) ensure that an individual who wants to enroll in the PreCheck program and has started an application with a single identification verification at one location will be able to save such individual's application on any kiosk, personal computer, mobile device, or other mobile enrollment platform and be able to return within a reasonable time to submit a second identification verification.

An amendment offered by Ms. Loretta Sanchez of California: Page 3, line 12, strike “and” at the end.

Page 3, line 18, strike the period and insert “; and”.

Page 3, beginning line 19, insert the following:

(6) ensure that any enrollment expansion using a private sector risk assessment instead of a fingerprint-based criminal history records check is be determined, by the Administrator, to be equivalent to a fingerprint-based criminal history records check conducted through the Federal Bureau of Investigation.; was AGREED TO by voice vote.

A unanimous consent request by Mr. Thompson to consider amendments en bloc, was not objected to.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 2843.

A motion by Mrs. Miller of Michigan 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. 158, H.R. 455, H.R. 998, H.R. 1073, H.R. 1634, H.R. 2127, H.R. 2750, H.R. 2770, H.R. 2786, and H.R. 2843, 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. 158, H.R. 455, H.R. 998, H.R. 1073, H.R. 1634, H.R. 2127, H.R. 2750, H.R. 2770, H.R. 2786, and H.R. 2843, was NOT OBJECTED TO.

