BENNIE G. THOMPSON, MISSISSIPPI
CHAIRMAN

PETER T. KING, NEW YORK
RANKING MEMBER

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

May 14, 2009

COMMITTEE ACTION

The Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on Thursday, May 14, 2009, in 311 Cannon House Office Building to consider H.R. 2200. The Committee took the following actions:

H.R. 2200, "To authorize the Transportation Security Administration's programs relating to the provision of transportation security, and for other purposes."; was ordered to be reported to the House, as amended, with a favorable recommendation by voice vote.

The Committee adopted the bill, as amended, by a roll call vote of 22 yeas, 0 nays, and 1 voting "present" (Roll Call Vote No. 4).

The vote was as follows:

ROLL CALL VOTE NO. 4		
YEAS	**NAYS**	**PRESENT**
Mr. Thompson		Mr. Souder
Ms. Sanchez		
Mr. DeFazio		
Ms. Jackson-Lee		
Ms. Clarke		
Ms. Richardson		
Mrs. Kirkpatrick		
Mr. Luján		
Mr. Pascrell		
Mr. Cleaver		
Mr. Green		
Mr. Himes		
Mr. Massa		
Ms. Titus		
Mr. King		
Mr. Rogers		
Mr. McCaul		
Mr. Dent		

Mr. Bilirakis Mr. Broun Mrs. Miller Mr. Austria		
22	**0**	**1**

Per a unanimous consent request by Ms. Jackson-Lee; Ms. Norton, had she been present would have voted “aye”; Mr. Cuellar, had he been present, would have voted “aye”.

Per a unanimous consent request by Mr. King; Mr. Olson, would have been allowed to record his intended vote.

The following amendments were offered:

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

An Amendment offered by Ms. Sanchez to the Amendment in the Nature of a Substitute (#1A); At the end of title IV add a new section entitled "Sec.__. Requirements for Issuance of Transportation Security Cards; Access Pending Issuance."; was AGREED TO by voice vote.

An Amendment offered by Mr. Lungren to the Amendment in the Nature of a Substitute (#1B); Page 79, after line 4, insert the following: "Subtitle A-Security Credentialing"; Page 80, after line 11, add a new Subtitle entitled "Subtitle B-SAFE Truckers Act of 2009"; was AGREED TO by voice vote.

An Amendment offered by Mr. Lungren to the Amendment in the Nature of a Substitute (#1C); At the end of subtitle A of title II of the bill, insert a new section entitled "Sec. ___. Federal Air Marshals."; was NOT AGREED TO by a recorded vote of 11 yeas and 13 nays (Roll Call Vote No. 1).

The vote was as follows:

ROLL CALL VOTE NO. 1	
YEAS	**NAYS**
Mr. King	Mr. Thompson
Mr. Souder	Ms. Sanchez
Mr. Lungren	Ms. Jackson-Lee
Mr. Rogers	Mr. Cuellar
Mr. McCaul	Ms. Clarke
Mr. Dent	Ms. Richardson
Mr. Bilirakis	Mrs. Kirkpatrick
Mr. Broun	Mr. Luján
Mrs. Miller	Mr. Pascrell
Mr. Olson	Mr. Cleaver

Mr. Austria	Mr. Green Ms. Kilroy Mr. Massa Ms. Titus
11	**13**

Per an unanimous consent request by Ms. Norton; Ms. Norton, had she been present would have voted “nay”.

An Amendment offered by Mr. Souder to the Amendment in the Nature of a Substitute (#1D); In title II, at the end of subtitle A add a new section entitled "Sec.___. Securing Aviation from Extreme Terrorist Threats."; was AGREED TO, as amended, by voice vote.

An amendment offered by Mr. Pascrell to the amendment offered by Mr. Souder to the Amendment in the Nature of a Substitute (#1D1); In title IV at the end of subtitle B add the following new section entitled “Sec.___. Securing Aviation From Extreme Terrorist Threats.”; was AGREED TO by a recorded vote of 14 yeas and 11 nays (Roll Call Vote No. 2).

The vote was as follows:

ROLL CALL VOTE NO. 2	
YEAS	**NAYS**
Mr. Thompson Ms. Harman Ms. Norton Ms. Jackson-Lee Mr. Cuellar Ms. Clarke Ms. Richardson Mrs. Kirkpatrick Mr. Luján Mr. Pascrell Mr. Cleaver Mr. Green Ms. Kilroy Ms. Titus	Mr. King Mr. Souder Mr. Lungren Mr. Rogers Mr. McCaul Mr. Dent Mr. Bilirakis Mr. Broun Mrs. Miller Mr. Olson Mr. Austria
14	**11**

An Amendment offered by Mr. Bilirakis to the Amendment in the Nature of a Substitute (#1E); At the end of title III of the bill insert a new section entitled "Sec.___. Pipeline Security Study."; was WITHDRAWN by unanimous consent.

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

An Amendment offered by Mr. Broun to the Amendment in the Nature of a Substitute (#1F); In section 307 of the bill insert a new subsection entitled "(c) Other Reports."; was NOT AGREED TO by a recorded vote of 9 yeas and 17 nays (Roll Call Vote No. 3).

The vote was as follows:

ROLL CALL VOTE NO. 3	
YEAS	**NAYS**
Mr. Thompson	Mr. King
Ms. Sanchez	Mr. Rogers
Ms. Harman	Mr. McCaul
Ms. Norton	Mr. Dent
Ms. Jackson-Lee	Mr. Bilirakis
Mr. Cuellar	Mr. Broun
Ms. Clarke	Mrs. Miller
Ms. Richardson	Mr. Olson
Mrs. Kirkpatrick	Mr. Austria
Mr. Luján	
Mr. Pascrell	
Mr. Cleaver	
Mr. Green	
Mr. Himes	
Ms. Kilroy	
Mr. Massa	
Ms. Titus	
17	**9**

An Amendment offered by Mr. Broun to the Amendment in the Nature of a Substitute (#1G); At the end of subtitle B of title II of the bill, insert a new section entitled "Sec 238. GAO Study of TSA Staffing Levels."; was NOT AGREED TO by voice vote.

An Amendment offered by Mr. Broun to the Amendment in the Nature of a Substitute (#1H); In title II, at the end of subtitle A add a new section entitled "Sec. ___. Use of Protective Face Masks."; was AGREED TO, amended, by voice vote.

An amendment offered by Ms. Titus to the amendment offered by Mr. Broun to the Amendment in the Nature of a Substitute (#1H1); In the amendment instruction, strike “subtitle A” and insert “subtitle B”. Beginning on page

1, strike line 1 through page 2, line 9, and insert a new section entitled "Sec.___. Protective Equipment."; was AGREED TO by voice vote.

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

An En Bloc Amendment offered by Mr. Thompson to the Amendment in the Nature of a Substitute (#1I); consisting of the amendments listed below; was AGREED TO by voice vote.

An Amendment offered by Mr. Broun to the Amendment in the Nature of a Substitute; In section 102(c)(1)(A) of the bill, insert the following ", including vulnerability of a cyber attack" after "modes".

An Amendment offered by Mr. Dent to the Amendment in the Nature of a Substitute; At the end of title IV add a new section entitled "Sec.___. Harmonizing Security Card Expirations."

An Amendment offered by Mr. Olson to the Amendment in the Nature of a Substitute; In title II, at the end of subtitle B add a new section entitled "Sec. ___. Prohibition on Outsourcing."

An Amendment offered by Ms. Jackson-Lee to the Amendment in the Nature of a Substitute; Page 11, line 24, strike "Section" and insert "(a) Covert Testing.-Section"; Page 17, after line 4, insert a new subsection entitled "(b) Uniforms."

An Amendment offered by Mr. Rogers to the Amendment in the Nature of a Substitute; Page 77, strike lines 14 through 19 and insert a new subsection entitled "(3) Allocation."

An Amendment offered by Mr. Green to the Amendment in the Nature of a Substitute; Page 34, line 10, strike "and" Page 34, after line 10, insert the following (and conform the subsequent paragraphs accordingly): "(2) compares the total number of misidentified passengers who must undergo secondary screening or have been prevented from boarding a plane during the 3-month period beginning 90 days before the date of enactment of the Transportation Security Administration Authorization Act the 3-month period beginning 90 days after such date; and".

An Amendment offered by Mr. Pascrell to the Amendment in the Nature of a Substitute; In section 221(b) of the bill- insert a new subsection (5) "including an assessment of the role of new and emerging technologies, including technologies, that could be utilized at both commercial and general aviation facilities." And conform the section

An Amendment offered by Mr. King to the Amendment in the Nature of a Substitute; Page 75, line 22, strike "At" and insert the following: (1) In General.–At Page 75, after line 25, insert a new subsection entitled (2) First Technology Tested." Page 76, after line 6, insert a new subsection entitled "(d) Authorization of Appropriation."

An Amendment offered by Mrs. Kirkpatrick to the Amendment in the Nature of a Substitute; At the end of subtitle B of title II of the bill insert a new section entitled "Sec.___. Report on Whole Body Imaging Technology."

An Amendment offered by Mr. DeFazio to the Amendment in the Nature of a Substitute; Page 20, after line 17, insert a new subsection entitled "(d) Reimbursement" and "(1) Reimbursement."

A motion by Ms. Sanchez that, pursuant to Rule XXII, clause 1, the Committee authorize the Chairman to offer such motions as may be necessary in the House to go to conference with the Senate on the bill just ordered reported by this Committee or on a similar Senate bill, was agreed to.

A motion by Mr. King that, pursuant to Rule XIII clause 2(c), Members may have two days in which to file Minority and additional views on H. R. 2200, was agreed to without objection.

A unanimous consent request by Mr. Thompson to authorize Committee Staff to make any technical and conforming changes to H. R. 2200, was agreed to.