

AMENDMENT TO H.R. _____
OFFERED BY MR. DAVIS OF ILLINOIS

Strike section 224 and insert the following:

1 **SEC. 224. STANDARDS FOR REPEATED PERFORMANCE DE-**
2 **FICIENCIES.**

3 Section 44935(f) of title 49, United States Code, is
4 amended—

5 (1) by redesignating paragraphs (5) and (6) as
6 paragraphs (6) and (7), respectively; and

7 (2) by inserting after paragraph (4) the fol-
8 lowing new paragraph (5):

9 “(5) REPEATED PERFORMANCE DEFICIENCY.—

10 The Assistant Secretary of Homeland Security
11 (Transportation Security Administration) shall de-
12 velop standards for transportation security officers
13 who demonstrate performance deficiencies as evi-
14 denced by failing scheduled or covert operational
15 tests, including annual proficiency reviews, more
16 than three times during a testing period or who neg-
17 ligently failing to detect a live explosive with the po-
18 tential to do significant harm to human life or prop-
19 erty. The standards developed shall include, at a
20 minimum, the removal of the transportation security

1 officer from screening operations pending the conclu-
2 sion of all employment actions in response to the
3 performance deficiencies, including remedial train-
4 ing.”.

