



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

May 20, 2014

SUBCOMMITTEE ACTION

The Committee on Homeland Security's Subcommittee on Border and Maritime Security met, pursuant to notice, in open markup session, a quorum being present, on Tuesday, May 20, 2014, in 311 Cannon House Office Building to consider the following measures: H.R. 3202, to require the Secretary of Homeland Security to prepare a comprehensive security assessment of the transportation security card program, and for other purposes. The "Essential Transportation Worker Identification Credential Assessment Act."; H.R. 3488, 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.; and H.R. 3846, to provide for the authorization of border, maritime, and transportation security responsibilities and functions in the Department of Homeland Security and the establishment of United States Customs and Border Protection, and for other purposes. The "United States Customs and Border Protection Authorization Act."

The Subcommittee took the following actions:

H.R. 3202, To require the Secretary of Homeland Security to prepare a comprehensive security assessment of the transportation security card program, and for other purposes; was forwarded to the Full Committee with a favorable recommendation, as amended, by voice vote.

The Subcommittee agreed to H.R. 3202, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 3202 offered by Ms. Jackson Lee (#1); was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 3202.

H.R. 3488, 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 forwarded to the Full Committee with a favorable recommendation, as amended, by voice vote.

The Subcommittee agreed to H.R. 3488, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 3488 offered by Mrs. Miller of Michigan (#1); was AGREED TO, as amended, by voice vote.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 3488 offered by Ms. Jackson Lee (#1A); consisting of the following amendments:

An amendment:

In section 3, insert “and subject to section 5,” before “the Secretary”.

Redesignate section 5 as section 6.

Insert after section 4 a new section entitled “Sec. 5. Lost and Stolen Passports.”

An amendment:

In section 4(a), strike paragraph (4).

In section 4(a), add at the end new subsections 4 through 8.; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 3488.

H.R. 3846, to provide for the authorization of border, maritime, and transportation security responsibilities and functions in the Department of Homeland Security and the establishment of United States Customs and Border Protection, and for other purposes.; was forwarded to the Full Committee with a favorable recommendation, as amended, by voice vote.

The Subcommittee agreed to H.R. 3846, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute to H.R. 3846 offered by Mrs. Miller of Michigan (#1); was AGREED TO, as amended, by voice vote.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Ms. Loretta Sanchez of California (#1A); consisting of the following amendments:

An amendment:

In the proposed section 411(k), add at the end a new paragraph entitled “(5) Audits.”

An amendment:

In the proposed section 411, add at the end a new subsection entitled “(o) Short Term Detention Standards.”

An amendment:

In the proposed section 411, add at the end a new subsection entitled “(o) Wait Times Transparency.”

An amendment:

In the proposed section 411, amend subsection (1) with a new subsection (1) Training.

An amendment:

In the proposed section 411(c), redesignate paragraph (10) through (12) as paragraphs (11) through (13), respectively.

In proposed section 411(c), insert after paragraph (9) the following:

“(10) administer a biometric entry and exit data system pursuant to section 7208 of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1365b);”

An amendment:

Add at the end a new section entitled “Sec. 5. International Initiatives.”; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Ms. Loretta Sanchez of California (#1B); In the proposed section 411, add at the end a new subsection entitled “(o) Department of Homeland Security Border Oversight Task Force.”; was NOT AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Ms. Loretta Sanchez of California (#1C); In the proposed Section 411, add at the ends a new subsection entitled “(o) Enhanced Customer Service Standards and Professionalism Training Plan.”; was NOT AGREED TO by voice vote.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Ms. Jackson Lee (#1D); consisting of the following amendments:

An amendment:

In the proposed section 411(c)(11), strike “and” at the end.

Redesignate the proposed section 411(c)(12) as section 411(c)(13).

In the proposed section 411(c), insert after paragraph (11) the following: “(12) submit the report required under subsection (o); and”.

In proposed section 411, add at the end a new clause entitled “(o) Report on Contract Management Acquisition and Procurement Personnel.”

An amendment:

In the proposed section 411(g), add at the end a new section paragraph entitled “(5) Annual report on staffing.”

An amendment:

Add at the ends a new section entitled “Sec. 5. Sense of Congress Regarding the Foreign Language Award Program.”

An amendment:

Add at the end a new section entitled “Sec. 5. Report on Business Transformation Initiative.” was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Ms. Jackson Lee (#1E); Add at the ends a new section entitled “Sec. 5. Report on Unaccompanied Alien Children Apprehended at the Border.”; was AGREED TO by voice vote.

An amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Ms. Jackson Lee (#1F); Add at the end a new section entitled “Sec. 5. Increase in United States Customs and Border Protection Officers.”; was WITHDRAWN by unanimous consent.

A unanimous consent request by Ms. Jackson Lee to withdraw her amendment, was not objected to.

An en bloc amendment to the Amendment in the Nature of a Substitute to H.R. 3846 offered by Mr. O’Rourke (#1G); consisting of the following amendments:

An amendment:

In the proposed section 411(c)(11), strike “and” at the end.

In the proposed section 411(c), redesignate paragraph (12) as paragraph (13).

In the proposed section 411(c), insert after paragraph (11) the following:

“(12) submit the report required under subsection (o); and”.

In the proposed section 411, add at the end a new subsection entitled “(o) Port of Entry Infrastructure Needs Assessments”

An amendment:

In the proposed section 411(k)(1)(B), insert before the semicolon at the end the following: “, including procedures for deescalating confrontations, where possible”.

In the proposed section 411(k)(1)(B), strike “and” at the end.

In the proposed section 411(k)(1)(C), strike the period at the end and insert “; and”.

In the proposed section 411(k)(1), add at the end the following: “(D) uniform reporting of incidents involving the use of deadly force by an officer or agent of United States Customs and Border Protection, including an evaluation of the degree to which the procedures required under subparagraph (B) were followed.”.

An amendment:

In the proposed section 411(c)(11), strike “and” at the end.

In the proposed section 411(c), redesignate paragraph (12) as paragraph (13).
In the proposed section 411(c), insert after paragraph (11) the following:
“(12) submit the report required under subsection (o); and”.
In the proposed section 411, add at the end a new subsection entitled “(o) Report on Migrant Deaths.”; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 3846.

