

114TH CONGRESS  
1ST SESSION

# H. R. 2770

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IN THE SENATE OF THE UNITED STATES

JULY 28, 2015

Received; read twice and referred to the Committee on Commerce, Science,  
and Transportation

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## AN ACT

To amend the Homeland Security Act of 2002 to require certain maintenance of security-related technology at airports, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Keeping our Travelers  
3 Safe and Secure Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds the following:

6 (1) The Administrator of the Transportation  
7 Security Administration has stated that the mainte-  
8 nance of security-related technology such as x-rays,  
9 explosive trace detection systems, explosive detection  
10 systems, liquid scanners, and enhanced walk-through  
11 metal detectors, is central to the execution of Trans-  
12 portation Security Administration’s mission to pro-  
13 tect United States transportation systems.

14 (2) Preventive and corrective maintenance is es-  
15 sential to ensuring and extending the service lives of  
16 security-related technology.

17 (3) In May 2015, the Inspector General of the  
18 Department of Homeland Security, reporting on the  
19 results of a performance audit conducted between  
20 December 2013 and November 2014, concluded that  
21 because the Transportation Security Administration  
22 did not properly manage the maintenance of its se-  
23 curity-related technology deployed to airports, it can-  
24 not be assured that routine preventive maintenance  
25 is performed or that equipment is repaired and  
26 ready for operational use.

1           (4) Specifically, the Inspector General found  
2           that the Transportation Security Administration did  
3           not issue adequate policies and procedures to docu-  
4           ment, track, and maintain preventive maintenance  
5           actions at the airport level and oversight of con-  
6           tractor-performed maintenance needed to be  
7           strengthened.

8           (5) According to the Inspector General, if the  
9           equipment is not fully operational, the Transpor-  
10          tation Security Administration may have to use  
11          other screening measures that may be less effective  
12          at detecting dangerous items, thereby potentially  
13          jeopardizing passenger safety and security.

14 **SEC. 3. MAINTENANCE OF SECURITY-RELATED TECH-**  
15 **NOLOGY.**

16          (a) IN GENERAL.—Title XVI of the Homeland Secu-  
17          rity Act of 2002 (6 U.S.C. 561 et seq.) is amended by  
18          adding at the end the following:

19                   **“Subtitle C—Maintenance of**  
20                   **Security-Related Technology**

21 **“SEC. 1621. MAINTENANCE VALIDATION AND OVERSIGHT.**

22          “(a) IN GENERAL.—Not later than 180 days after  
23          the date of the enactment of this subtitle, the Adminis-  
24          trator shall develop and implement a preventive mainte-

1 nance validation process for security-related technology  
2 deployed to airports.

3 “(b) MAINTENANCE BY ADMINISTRATION PER-  
4 SONNEL AT AIRPORTS.—For maintenance to be carried  
5 out by Administration personnel at airports, the process  
6 referred to in subsection (a) shall include the following:

7 “(1) Guidance to Administration personnel,  
8 equipment maintenance technicians, and other per-  
9 sonnel at airports specifying how to conduct and  
10 document preventive maintenance actions.

11 “(2) Mechanisms for the Administrator to  
12 verify compliance with the guidance issued pursuant  
13 to paragraph (1).

14 “(c) MAINTENANCE BY CONTRACTORS AT AIR-  
15 PORTS.—For maintenance to be carried out by a con-  
16 tractor at airports, the process referred to in subsection  
17 (a) shall require the following:

18 “(1) Provision of monthly preventive mainte-  
19 nance schedules to appropriate Administration per-  
20 sonnel at each airport that includes information on  
21 each action to be completed by a contractor.

22 “(2) Notification to appropriate Administration  
23 personnel at each airport when maintenance action  
24 is completed by a contractor.

1           “(3) A process for independent validation by a  
2           third party of contractor maintenance.

3           “(d) PENALTIES FOR NONCOMPLIANCE.—The Ad-  
4           ministrators shall require maintenance contracts for secu-  
5           rity-related technology deployed to airports to include pen-  
6           alties for noncompliance when it is determined that either  
7           preventive or corrective maintenance has not been com-  
8           pleted according to contractual requirements and manu-  
9           facturers’ specifications.”.

10          (b) CLERICAL AMENDMENT.—The table of contents  
11          of the Homeland Security Act of 2002 is amended by in-  
12          serting after the item relating to section 1616 the fol-  
13          lowing:

                    “Subtitle C—Maintenance of Security-Related Technology

                    “Sec. 1621. Maintenance validation and oversight.”.

14          **SEC. 4. INSPECTOR GENERAL ASSESSMENT.**

15          Not later than 1 year after the date of the enactment  
16          of this Act, the Inspector General of the Department of  
17          Homeland Security shall assess implementation of the re-  
18          quirements under this Act and the amendments made by  
19          this Act, and provide findings and recommendations with  
20          respect to the provision of training to Administration per-  
21          sonnel, equipment maintenance technicians, and other per-  
22          sonnel under section 1621 of the Homeland Security Act  
23          of 2002 (as added by section 3 of this Act) and the avail-

1 ability and utilization of equipment maintenance techni-  
2 cians employed by the Administration.

Passed the House of Representatives July 27, 2015.

Attest: KAREN L. HAAS,  
*Clerk.*