

114TH CONGRESS
2D SESSION

H. R. 5385

IN THE SENATE OF THE UNITED STATES

JULY 12, 2016

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

AN ACT

To amend the Homeland Security Act of 2002 to make technical corrections to the requirement that the Secretary of Homeland Security submit quadrennial homeland security reviews, 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 “Quadrennial Homeland
3 Security Review Technical Correction Act of 2016”.

4 **SEC. 2. TECHNICAL CORRECTIONS TO QUADRENNIAL**
5 **HOMELAND SECURITY REVIEW.**

6 (a) IN GENERAL.—Section 707 of the Homeland Se-
7 curity Act of 2002 (6 U.S.C. 347) is amended—

8 (1) in subsection (a)(3)—

9 (A) in subparagraph (B), by striking
10 “and”;

11 (B) by redesignating subparagraph (C) as
12 subparagraph (D); and

13 (C) by inserting after subparagraph (B)
14 the following new subparagraph (C):

15 “(C) representatives from appropriate ad-
16 visory committees established pursuant to sec-
17 tion 871 of this Act, including the Homeland
18 Security Advisory Council and the Homeland
19 Security Science and Technology Advisory Com-
20 mittee, or otherwise established, including the
21 Aviation Security Advisory Committee estab-
22 lished pursuant to section 44946 of title 49,
23 United States Code; and”;

24 (2) in subsection (b)—

25 (A) in paragraph (2), by inserting before
26 the semicolon at the end the following: “based

on the risk assessment required pursuant to
subsection (c)(2)(B)”;

(B) in paragraph (3)—

(i) by inserting “, to the extent practicable,” after “describe”; and

(ii) by striking “budget plan” and inserting “resources required”;

(C) in paragraph (4)—

(i) by inserting “, to the extent practicable,” after “identify”;

(ii) by striking “budget plan required to provide sufficient resources to successfully” and inserting “resources required to”; and

(iii) by striking the semicolon after “paragraph (2)” and inserting “, including any resources identified from redundant, wasteful, or unnecessary capabilities and capacities that can be redirected to better support other existing capabilities and capacities; and”;

(D) in paragraph (5), by striking “; and” and inserting a period; and

(E) by striking paragraph (6);

(3) in subsection (c)—

1 (A) in paragraph (1)—

2 (i) by striking “December 31 of the
3 year” and inserting “60 days after the
4 date of the submittal of the President’s
5 budget for the fiscal year after the fiscal
6 year”; and

7 (ii) by striking “conducted” and in-
8 serting “required under subsection (a)(1)”;

9 (B) in paragraph (2)—

10 (i) in subparagraph (B), by striking
11 “description of the threats to” and insert-
12 ing “risk assessment of”;

13 (ii) in subparagraph (C), by inserting
14 “, as required under subsection (b)(2)” be-
15 fore the semicolon at the end;

16 (iii) in subparagraph (D), by inserting
17 “to the extent practicable,” before “a de-
18 scription”;

19 (iv) in subparagraph (F)—

20 (I) by inserting “to the extent
21 practicable,” before “a discussion”;
22 and

23 (II) by striking “the status of”;

24 (v) in subparagraph (G)—

1 (I) by inserting “to the extent
2 practicable,” before “a discussion”;

3 (II) by striking “the status of”;

4 (III) by inserting “and risks” be-
5 fore “to national homeland”; and

6 (IV) by inserting “and” after the
7 semicolon;

8 (vi) by striking subparagraph (H);

9 and

10 (vii) by redesignating subparagraph

11 (I) as subparagraph (H);

12 (C) by redesignating paragraph (3) as
13 paragraph (4); and

14 (D) by inserting after paragraph (2) the
15 following new paragraph (3):

16 “(3) DOCUMENTATION.—The Secretary shall
17 retain and, upon request, provide to Congress the
18 following documentation regarding the quadrennial
19 homeland security review:

20 “(A) Records regarding the consultation
21 carried out pursuant to subsection (a)(3),
22 including—

23 “(i) all written communications, in-
24 cluding communications sent out by the
25 Secretary and feedback submitted to the

1 Secretary through technology, online com-
2 munications tools, in-person discussions,
3 and the interagency process; and

4 “(ii) information on how feedback re-
5 ceived by the Secretary informed the quad-
6 rennial homeland security review.

7 “(B) Information regarding the risk as-
8 sessment, as required under subsection
9 (c)(2)(B), including—

10 “(i) the risk model utilized to generate
11 the risk assessment;

12 “(ii) information, including data used
13 in the risk model, utilized to generate the
14 risk assessment;

15 “(iii) sources of information, including
16 other risk assessments, utilized to generate
17 the risk assessment; and

18 “(iv) information on assumptions,
19 weighing factors, and subjective judgments
20 utilized to generate the risk assessment,
21 together with information on the rationale
22 or basis thereof.”; and

23 (4) by adding at the end the following new sub-
24 section:

1 “(e) REVIEW.—Not later than 90 days after the sub-
2 mission of the report pursuant to subsection (c)(1), the
3 Secretary shall provide to the Committee on Homeland Se-
4 curity of the House of Representatives and the Committee
5 on Homeland Security and Governmental Affairs of the
6 Senate information on the degree to which the findings
7 and recommendations developed in the review were inte-
8 grated into the acquisition strategy and expenditure plans
9 for the Department.”.

10 (b) EFFECTIVE DATE.—The amendments made by
11 this Act shall apply with respect to a quadrennial home-
12 land security review required to be submitted after Decem-
13 ber 31, 2017.

Passed the House of Representatives July 11, 2016.

Attest:

KAREN L. HAAS,

Clerk.