

117TH CONGRESS
1ST SESSION

H. R. 396

IN THE SENATE OF THE UNITED STATES

APRIL 22, 2021

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

AN ACT

To amend the Implementing Recommendations of the 9/11 Commission Act of 2007 to clarify certain allowable uses of funds for public transportation security assistance grants and establish periods of performance for such grants, 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 “Transit Security Grant
3 Program Flexibility Act”.

4 **SEC. 2. ALLOWABLE USES OF FUNDS FOR PUBLIC TRANS-**
5 **PORTATION SECURITY ASSISTANCE GRANTS.**

6 Subparagraph (A) of section 1406(b)(2) of the Imple-
7 menting Recommendations of the 9/11 Commission Act of
8 2007 (6 U.S.C. 1135(b)(2); Public Law 110–53) is
9 amended by inserting “and associated backfill” after “se-
10 curity training”.

11 **SEC. 3. PERIODS OF PERFORMANCE FOR PUBLIC TRANS-**
12 **PORTATION SECURITY ASSISTANCE GRANTS.**

13 Section 1406 of the Implementing Recommendations
14 of the 9/11 Commission Act of 2007 (6 U.S.C. 1135; Pub-
15 lic Law 110–53) is amended—

16 (1) by redesignating subsection (m) as sub-
17 section (n); and

18 (2) by inserting after subsection (l) the fol-
19 lowing new subsection:

20 “(m) PERIODS OF PERFORMANCE.—

21 “(1) IN GENERAL.—Except as provided in para-
22 graph (2), funds provided pursuant to a grant
23 awarded under this section for a use specified in
24 subsection (b) shall remain available for use by a
25 grant recipient for a period of not fewer than 36
26 months.

1 “(2) EXCEPTION.—Funds provided pursuant to
2 a grant awarded under this section for a use speci-
3 fied in subparagraph (M) or (N) of subsection (b)(1)
4 shall remain available for use by a grant recipient
5 for a period of not fewer than 55 months.”.

6 **SEC. 4. GAO REVIEW.**

7 (a) IN GENERAL.—The Comptroller General of the
8 United States shall conduct a review of the public trans-
9 portation security assistance grant program under section
10 1406 of the Implementing Recommendations of the 9/11
11 Commission Act of 2007 (6 U.S.C. 1135; Public Law
12 110–53).

13 (b) SCOPE.—The review required under paragraph
14 (1) shall include the following:

15 (1) An assessment of the type of projects fund-
16 ed under the public transportation security grant
17 program referred to in such paragraph.

18 (2) An assessment of the manner in which such
19 projects address threats to public transportation in-
20 frastructure.

21 (3) An assessment of the impact, if any, of this
22 Act (including the amendments made by this Act) on
23 types of projects funded under the public transpor-
24 tation security assistance grant program.

1 (4) An assessment of the management and ad-
2 ministration of public transportation security assist-
3 ance grant program funds by grantees.

4 (5) Recommendations to improve the manner in
5 which public transportation security assistance grant
6 program funds address vulnerabilities in public
7 transportation infrastructure.

8 (6) Recommendations to improve the manage-
9 ment and administration of the public transportation
10 security assistance grant program.

11 (c) REPORT.—Not later than one year after the date
12 of the enactment of this Act and again not later than five
13 years after such date of enactment, the Comptroller Gen-
14 eral of the United States shall submit to the Committee
15 on Homeland Security of the House of Representatives
16 and the Committee on Homeland Security and Govern-
17 mental Affairs of the Senate a report on the review re-
18 quired under this section.

19 **SEC. 5. DETERMINATION OF BUDGETARY EFFECTS.**

20 The budgetary effects of this Act, for the purpose of
21 complying with the Statutory Pay-As-You-Go Act of 2010,
22 shall be determined by reference to the latest statement
23 titled “Budgetary Effects of PAYGO Legislation” for this
24 Act, submitted for printing in the Congressional Record
25 by the Chairman of the Committee on the Budget of the

- 1 House of Representatives, provided that such statement
- 2 has been submitted prior to the vote on passage.

Passed the House of Representatives April 20, 2021.

Attest: CHERYL L. JOHNSON,
Clerk.