



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

April 15, 2010

**COMMITTEE ACTION**

The Committee on Homeland Security met, pursuant to notice, in open markup session, a quorum being present, on Thursday, April 15, 2010, in 311 Cannon House Office Building to consider H.R. 4842, to authorize appropriations for the Directorate of Science and Technology of the Department of Homeland Security for fiscal years 2011 and 2012, and for other purposes.

The Committee took the following actions:

H.R. 4842, to authorize appropriations for the Directorate of Science and Technology of the Department of Homeland Security for fiscal years 2011 and 2012, and for other purposes.; was ordered to be favorably reported to the House, as amended, by a recorded vote of 26 yeas and 0 nays (Roll Call Vote No. 23).

The vote was as follows:

<b>ROLL CALL VOTE NO. 23</b>	
<b>YEAS</b>	<b>NAYS</b>
Mr. Thompson	
Ms. Sanchez	
Mr. Cuellar	
Mr. Carney	
Ms. Clarke	
Ms. Richardson	
Mrs. Kirkpatrick	
Mr. Luján	
Mr. Owens	
Mr. Pascrell	
Mr. Cleaver	
Mr. Green	
Mr. Himes	
Ms. Kilroy	
Ms. Titus	
Mr. King	
Mr. Smith	
Ms. Souder	
Mr. Lungren	
Mr. Rogers	
Mr. McCaul	
Mr. Dent	

Mr. Bilirakis Mr. Olson Mr. Cao Mr. Austria	
<b>26</b>	<b>0</b>

The Committee adopted H.R. 4842, as amended, by voice vote.

The following amendments were offered:

An Amendment in the Nature of a Substitute offered by Mr. Thompson to H.R. 4842, (#1); was AGREED TO by voice vote.

A unanimous consent request to adopt amendments numbered #1A through #1P, as amended, where applicable, was agreed to.

An Amendment offered by Ms. Titus to the Amendment in the Nature of a Substitute to H.R. 4842, (#1A) Page 16, line 24, before the semicolon insert “, which shall include policies to ensure that operational testing is done at facilities that already have relevant and appropriate safety and material certifications to the extent such facilities are available.”; was AGREED TO by unanimous consent.

An Amendment offered by Mr. Cao to the Amendment in the Nature of a Substitute to H.R. 4842, (#1B); At the end of title IV add a new section entitled “Sec. \_\_\_\_ Homeland Security Science and Technology Fellows Program.”; was AGREED TO by unanimous consent.

An Amendment offered by Mr. Owens to the Amendment in the Nature of a Substitute to H.R. 4842, (#1C) Page 23, strike “and” after the semicolon at line 5, strike the period at line 8 and insert “and”, and after line 8 and insert a new clause: (v) in reviewing proposals submitted to the Secretary, shall give priority to any proposal submitted by a small business concern as defined under section 3 of the Small Business Act (15 U.S.C. 632).; was AGREED TO by unanimous consent.

An Amendment offered by Mr. Olson to the Amendment in the Nature of a Substitute to H.R. 4842, (#1D); At the end of title IV add a new section entitled “Sec. \_\_\_\_ Biological Threat Agent Assay Equivalency.”; was AGREED TO by unanimous consent.

An Amendment offered by Ms. Kirkpatrick to the Amendment in the Nature of a Substitute to H.R. 4842, (#1E); At the end of title IV add a new section entitled “Sec. \_\_\_\_ Study of Feasibility and Benefit of Expanding or Establishing Program to Create a New Cybersecurity Capacity Building Track at Certain Institutions of Higher Education.”; was AGREED TO by unanimous consent.

An Amendment offered by Mr. Souder to the Amendment in the Nature of a Substitute to H.R. 4842, (#1F); Section 409 is amended with the following:  
Page 40, line 10 - strike the “.” and insert “ , and to enhance the development of border security technology.”

And by adding a new subsection entitled “(f) Border Security.” was AGREED TO by unanimous consent.

An Amendment offered by Ms. Harman to the Amendment in the Nature of a Substitute to H.R. 4842, (#1G) At the end of title IV add a new section entitled “Sec. \_\_\_\_ Sense of Congress Regarding Centers of Excellence.”; was AGREED TO by unanimous consent.

An Amendment offered by Ms. Harman to the Amendment in the Nature of a Substitute to H.R. 4842, (#1H); At the end of title IV add a new section entitled “Sec. \_\_\_\_ Assessment, Research, Testing, and Evaluation of Technologies to Mitigate the Threat of Small Vessel Attack.”; was AGREED TO by unanimous consent.

An Amendment offered by Mr. McCaul to the Amendment in the Nature of a Substitute to H.R. 4842, (#1I); In Section 404 “Cybersecurity and Research and Development”, insert a new subsection (d) entitled “Authorization of Cybersecurity Preparedness Consortium and Training Center.”; was AGREED TO, as amended, by unanimous consent.

An Amendment offered by Ms. Jackson Lee to the Amendment offered by Mr. McCaul (#1I) to the Amendment in the Nature of a Substitute to H.R. 4842, (#1I1); In proposed section 226(c), in paragraph (3) after “Department” strike the period and insert “: and” and after paragraph (3) insert a new paragraph (4)

At the end of the proposed section 226, add a new subsection entitled “(d) Definitions.”; was AGREED TO by unanimous consent.

An Amendment offered by Mr. McCaul to the Amendment in the Nature of a Substitute to H.R. 4842, (#1J); At the end of title IV add a new section entitled “Sec. \_\_. Research and Development Projects.”; was AGREED TO by unanimous consent.

An Amendment offered by Mr. McCaul to the Amendment in the Nature of a Substitute to H.R. 4842, (#1K); At the end of title II, section 202, insert a new section entitled “(7) Evaluation of Department of Defense Technologies”.” was AGREED TO by unanimous consent.

An Amendment offered by Ms. Clarke to the Amendment in the Nature of a Substitute to H.R. 4842, (#1L); At the end of title IV add a new section entitled “Sec. \_\_. National Urban Security Technology Laboratory.”; was AGREED TO by unanimous consent.

An Amendment offered by Ms. Jackson Lee to the Amendment in the Nature of a Substitute to H.R. 4842, (#1M); Page 21, line 4, before “provide” insert “engage

and initiate proactive outreach efforts and”.”; was AGREED TO by unanimous consent.

An Amendment offered by Ms. Jackson Lee to the Amendment in the Nature of a Substitute to H.R. 4842, (#1N); Page 37, strike line 17 and insert the following:

(2) An identification of any attackers, including any affiliations with terrorists, terrorist organizations, state entities and non-state entities.; was AGREED TO by unanimous consent.

An Amendment offered by Ms. Jackson Lee to the Amendment in the Nature of a Substitute to H.R. 4842, (#1O); Page 33, beginning at line 17, strike “including monitoring technologies” and insert “including real-time monitoring and real-time analytic technologies”.

Page 33, line 20, strike “for” and insert “and policies for real-time” after “techniques for”.

Page 33, line 21, insert a comma after “attacks”.; was AGREED TO by unanimous consent.

An Amendment offered by Mr. Cuellar to the Amendment in the Nature of a Substitute to H.R. 4842, (#1P); Page 13, line 19, strike the period and insert “including through randomized sampling, focus groups, and other methods as appropriate.”.

Page 13, strike “and” after the semicolon at line 15, strike the period at line 19 and insert “; and”, and after line 19 insert the following new paragraph:

“(3) establish standards and performance measures to be met by the Directorate in order to provide high-quality customer service.

Page 15, line 10, after “collected” insert “and the success of the Directorate in meeting the customer service performance and standards”. ”.; was AGREED TO by unanimous consent.

Without objection the Chair authorized staff to make technical and conforming corrections.

A motion by Ms. Clarke that, pursuant to Rule XXII, clause 1, the Committee authorize the Chairman to offer such motions as may be necessary in the House to go to conference with the Senate on the bill just ordered reported by this Committee or on a similar Senate bill, was agreed to.

A motion by Mr. King that, pursuant to Rule XIII clause 2(c), Members may have two days in which to file Minority and additional views on the measures considered today was agreed to.

