

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

H. R. 1313

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.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. JOHNSON

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Transit Security Grant
5 Program Flexibility Act”.

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

8 Section 1406(b)(2)(A) of the Implementing Rec-
9 ommendations of the 9/11 Commission Act of 2007 (6

1 U.S.C. 1135(b)(2)(A)) is amended by inserting “and asso-
2 ciated backfill” after “security training”.

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

5 Section 1406 of the Implementing Recommendations
6 of the 9/11 Commission Act of 2007 (6 U.S.C. 1135) is
7 amended—

8 (1) by redesignating subsection (m) as sub-
9 section (n); and

10 (2) by inserting after subsection (l) the fol-
11 lowing:

12 “(m) PERIODS OF PERFORMANCE.—

13 “(1) IN GENERAL.—Except as provided in para-
14 graph (2), funds provided pursuant to a grant
15 awarded under this section for a use specified in
16 subsection (b) shall remain available for use by a
17 grant recipient for a period of not fewer than 36
18 months.

19 “(2) EXCEPTION.—Funds provided pursuant to
20 a grant awarded under this section for a use speci-
21 fied in subparagraph (M) or (N) of subsection (b)(1)
22 shall remain available for use by a grant recipient
23 for a period of not fewer than 48 months.”.

1 **SEC. 4. GAO REVIEW.**

2 (a) IN GENERAL.—The Comptroller General of the
3 United States shall conduct a review of the public trans-
4 portation security assistance grant program under section
5 1406 of the Implementing Recommendations of the 9/11
6 Commission Act of 2007 (6 U.S.C. 1135).

7 (b) SCOPE.—The review required under subsection
8 (a) shall include the following:

9 (1) An assessment of the type of projects fund-
10 ed under the public transportation security grant
11 program referred to in such subsection.

12 (2) An assessment of the manner in which such
13 projects address threats to public transportation in-
14 frastructure.

15 (3) An assessment of the impact, if any, of this
16 Act (including the amendments made by this Act) on
17 types of projects funded under the public transpor-
18 tation security assistance grant program.

19 (4) An assessment of the management and ad-
20 ministration of public transportation security assist-
21 ance grant program funds by grantees.

22 (5) Recommendations to improve the manner in
23 which public transportation security assistance grant
24 program funds address vulnerabilities in public
25 transportation infrastructure.

1 (6) Recommendations to improve the manage-
2 ment and administration of the public transportation
3 security assistance grant program.

4 (c) REPORT.—Not later than 1 year after the date
5 of enactment of this Act and again not later than 5 years
6 after such date of enactment, the Comptroller General
7 shall submit to the Committee on Homeland Security and
8 Governmental Affairs of the Senate and the Committee
9 on Homeland Security of the House of Representatives a
10 report on the review required under this section.

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

12 The budgetary effects of this Act, for the purpose of
13 complying with the Statutory Pay-As-You-Go-Act of 2010,
14 shall be determined by reference to the latest statement
15 titled “Budgetary Effects of PAYGO Legislation” for this
16 Act, submitted for printing in the Congressional Record
17 by the Chairman of the Senate Budget Committee, pro-
18 vided that such statement has been submitted prior to the
19 vote on passage.