

112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4005

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IN THE SENATE OF THE UNITED STATES

JUNE 29, 2012

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

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## AN ACT

To direct the Secretary of Homeland Security to conduct a study and report to Congress on gaps in port security in the United States and a plan to address them.

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 “Gauging American  
3 Port Security Act” or the “GAPS Act”.

4 **SEC. 2. STUDY, REPORT, AND PLAN TO ADDRESS GAPS IN**  
5 **PORT SECURITY.**

6 (a) IN GENERAL.—Not later than 1 year after the  
7 date of enactment of this Act the Secretary of Homeland  
8 Security shall—

9 (1) conduct a study of, and submit to the Con-  
10 gress a report on, remaining gaps in port security in  
11 the United States; and

12 (2) include in such report a prioritization of  
13 such gaps and a plan for addressing them.

14 (b) FORM.—The report required under subsection (a)  
15 shall be submitted in classified form but shall contain an  
16 unclassified annex.

17 **SEC. 3. INFORMATION SHARING.**

18 The Secretary of Homeland Security shall, in accord-  
19 ance with rules for the handling of classified information,  
20 share, as appropriate, with designated points of contact  
21 from Federal agencies and State, local, or tribal govern-  
22 ments, and port system owners and operators, relevant in-  
23 formation regarding remaining gaps in port security of the  
24 United States, prioritization of such gaps, and a plan for  
25 addressing such gaps. In the event that a designated point  
26 of contact does not have the necessary security clearance

1 to receive such information, the Secretary shall help expe-  
2 dite the clearance process, as appropriate.

Passed the House of Representatives June 28, 2012.

Attest:

KAREN L. HAAS,

*Clerk.*