

115TH CONGRESS  
2D SESSION

# H. R. 5089

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IN THE SENATE OF THE UNITED STATES

MARCH 22, 2018

Received; read twice and referred to the Committee on Commerce, Science,  
and Transportation

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## AN ACT

To improve threat information sharing, integrated operations,  
and law enforcement training for transportation security,  
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 “Strengthening Local  
3 Transportation Security Capabilities Act of 2018”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) **PUBLIC AND PRIVATE SECTOR STAKE-**  
7 **HOLDERS.**—The term “public and private sector  
8 stakeholders” has the meaning given such term in  
9 section 114(u)(1)(C) of title 49, United States Code.

10 (2) **SURFACE TRANSPORTATION ASSET.**—The  
11 term “surface transportation asset” includes facili-  
12 ties, equipment, or systems used to provide transpor-  
13 tation services by—

14 (A) a public transportation agency (as  
15 such term is defined in section 1402(5) of the  
16 Implementing Recommendations of the 9/11  
17 Commission Act of 2007 (Public Law 110–53;  
18 6 U.S.C. 1131(5)));

19 (B) a railroad carrier (as such term is de-  
20 fined in section 20102(3) of title 49, United  
21 States Code);

22 (C) an owner or operator of—

23 (i) an entity offering scheduled, fixed-  
24 route transportation services by over-the-  
25 road bus (as such term is defined in sec-  
26 tion 1501(4) of the Implementing Rec-

1                   ommendations of the 9/11 Commission Act  
2                   of 2007 (Public Law 110–53; 6 U.S.C.  
3                   1151(4)); or

4                   (ii) a bus terminal; or

5                   (D) other transportation facilities, equip-  
6                   ment, or systems, as determined by the Sec-  
7                   retary.

8                   (3) TRANSPORTATION FACILITY.—The term  
9                   “transportation facility” means a bus terminal,  
10                  intercity or commuter passenger rail station, airport,  
11                  multi-modal transportation center, or other trans-  
12                  portation facility, as determined by the Secretary of  
13                  Homeland Security.

14 **SEC. 3. THREAT INFORMATION SHARING.**

15                  (a) PRIORITIZATION.—The Secretary of Homeland  
16                  Security shall prioritize the assignment of officers and in-  
17                  telligence analysts under section 210A of the Homeland  
18                  Security Act of 2002 (6 U.S.C. 124h) from the Transpor-  
19                  tation Security Administration and, as appropriate, from  
20                  the Office of Intelligence and Analysis of the Department  
21                  of Homeland Security, to locations with participating  
22                  State, local, and regional fusion centers in jurisdictions  
23                  with a high-risk surface transportation asset in order to  
24                  enhance the security of such assets, including by improv-

1 ing timely sharing of classified information regarding ter-  
2 rorist and other threats.

3 (b) INTELLIGENCE PRODUCTS.—Officers and intel-  
4 ligence analysts assigned to locations with participating  
5 State, local, and regional fusion centers under this section  
6 shall participate in the generation and dissemination of  
7 transportation security intelligence products, with an em-  
8 phasis on terrorist and other threats to surface transpor-  
9 tation assets that—

10 (1) assist State, local, and tribal law enforce-  
11 ment agencies in deploying their resources, including  
12 personnel, most efficiently to help detect, prevent,  
13 investigate, apprehend, and respond to terrorist and  
14 other threats;

15 (2) promote more consistent and timely sharing  
16 of threat information among jurisdictions; and

17 (3) enhance the Department of Homeland Secu-  
18 rity’s situational awareness of such terrorist and  
19 other threats.

20 (c) CLEARANCES.—The Secretary of Homeland Secu-  
21 rity shall make available to appropriate owners and opera-  
22 tors of surface transportation assets, and any other person  
23 that the Secretary determines appropriate to foster great-  
24 er sharing of classified information relating to terrorist  
25 and other threats to surface transportation assets, the

1 process of application for security clearances under Execu-  
2 tive Order No. 13549 (75 Fed. Reg. 162; relating to a  
3 classified national security information program) or any  
4 successor Executive order.

5 **SEC. 4. INTEGRATED AND UNIFIED OPERATIONS CENTERS.**

6 (a) FRAMEWORK.—Not later than 120 days after the  
7 date of the enactment of this Act, the Administrator of  
8 the Transportation Security Administration, in consulta-  
9 tion with the heads of other appropriate offices or compo-  
10 nents of the Department of Homeland Security, shall  
11 make available to public and private sector stakeholders  
12 a framework for establishing an integrated and unified op-  
13 erations center responsible for overseeing daily operations  
14 of a transportation facility that promotes coordination for  
15 responses to terrorism, serious incidents, and other pur-  
16 poses, as determined appropriate by the Administrator.

17 (b) REPORT.—Not later than 1 year after the date  
18 of the enactment of this Act, the Administrator of the  
19 Transportation Security Administration shall report to the  
20 Committee on Homeland Security of the House of Rep-  
21 resentatives and the Committee on Commerce, Science,  
22 and Transportation of the Senate regarding the establish-  
23 ment and activities of integrated and unified operations  
24 centers at transportation facilities at which the Transpor-  
25 tation Security Administration has a presence.

1 **SEC. 5. LOCAL LAW ENFORCEMENT SECURITY TRAINING.**

2 (a) IN GENERAL.—The Secretary of Homeland Secu-  
3 rity, in consultation with public and private sector stake-  
4 holders, may develop, through the Federal Law Enforce-  
5 ment Training Centers, a training program to enhance the  
6 protection, preparedness, and response capabilities of law  
7 enforcement agencies with respect to terrorism and other  
8 serious incidents at a surface transportation asset.

9 (b) REQUIREMENTS.—If the Secretary of Homeland  
10 Security develops the training program described in sub-  
11 section (a), such training program shall—

12 (1) be informed by current information regard-  
13 ing terrorist tactics;

14 (2) include tactical instruction tailored to the  
15 diverse nature of the surface transportation asset  
16 operational environment; and

17 (3) prioritize training officers from law enforce-  
18 ment agencies that are eligible for or receive grants  
19 under sections 2003 or 2004 of the Homeland Secu-  
20 rity Act of 2002 (6 U.S.C. 604 and 605) and

1 officers employed by railroad carriers that operate  
2 passenger service, including interstate passenger  
3 service.

Passed the House of Representatives March 22,  
2018.

Attest:

KAREN L. HAAS,

*Clerk.*