

Union Calendar No. 241

116TH CONGRESS
1ST SESSION

H. R. 4402

[Report No. 116-299]

To require the Secretary of Homeland Security to conduct an inland waters threat analysis, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 19, 2019

Mrs. LESKO (for herself, Ms. SLOTKIN, Mr. CORREA, and Mr. CRENSHAW) introduced the following bill; which was referred to the Committee on Homeland Security

NOVEMBER 19, 2019

Additional sponsors: Mr. COLLINS of New York, Miss GONZÁLEZ-COLÓN of Puerto Rico, and Miss RICE of New York

NOVEMBER 19, 2019

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To require the Secretary of Homeland Security to conduct an inland waters threat analysis, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Inland Waters Security
5 Review Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) APPROPRIATE CONGRESSIONAL COMMIT-
9 TEES.—The term “appropriate congressional com-
10 mittees” means—

11 (A) the Committee on Homeland Security
12 of the House of Representatives;

13 (B) the Committee on Homeland Security
14 and Government Affairs of the Senate; and

15 (C) the Committee on Commerce, Science,
16 and Transportation of the Senate.

17 (2) INLAND WATERS.—The term “inland
18 waters” has the meaning given such term in section
19 83.03 of title 33, Code of Federal Regulations.

20 **SEC. 3. INLAND WATERS THREAT ANALYSIS.**

21 (a) IN GENERAL.—Not later than 180 days after the
22 date of the enactment of this Act, the Secretary of Home-
23 land Security shall submit to the appropriate congres-
24 sional committees an inland waters threat analysis that
25 includes an identification and description of the following:

1 (1) Current and potential terrorism and crimi-
2 nal threats posed by individuals and groups seeking
3 to—

4 (A) enter the United States through inland
5 waters; or

6 (B) exploit security vulnerabilities on in-
7 land waters.

8 (2) Security challenges at United States inland
9 waters ports regarding—

10 (A) terrorism and instruments of terror
11 entering the United States; and

12 (B) criminal activity, as measured by the
13 total flow of illegal goods and illicit drugs, re-
14 lated to the inland waters.

15 (3) Security mitigation efforts with respect to
16 the inland waters to—

17 (A) prevent terrorists and instruments of
18 terror from entering the United States; and

19 (B) reduce criminal activity related to the
20 inland waters.

21 (4) Vulnerabilities related to cooperation be-
22 tween State, local, Tribal, and territorial law en-
23 forcement, or international agreements, that hinder
24 effective security, counterterrorism, anti-trafficking

1 efforts, and the flow of legitimate trade with respect
2 to inland waters.

3 (5) Metrics and performance measures used by
4 the Department of Homeland Security to evaluate
5 inland waters security, as appropriate.

6 (b) ANALYSIS REQUIREMENTS.—In preparing the
7 threat analysis required under subsection (a), the Sec-
8 retary of Homeland Security shall consider and examine
9 the following:

10 (1) Technology needs and challenges.

11 (2) Personnel needs and challenges.

12 (3) The roles of State, local, Tribal, and terri-
13 torial law enforcement, as well as private sector
14 partners and the public, relating to inland waters se-
15 curity.

16 (4) The need for cooperation among Federal,
17 State, local, Tribal, territorial, and international
18 partner law enforcement, as well as private sector
19 partners and the public, relating to inland waters se-
20 curity.

21 (5) The challenges posed by geography with re-
22 spect to inland waters security.

23 (c) CLASSIFIED THREAT ANALYSIS.—To the extent
24 possible, the Secretary of Homeland Security shall submit
25 the threat analysis required under subsection (a) in un-

1 classified form. The Secretary may submit a portion of
2 the threat analysis in classified form if the Secretary de-
3 termines that such is appropriate.

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