

Calendar No. 229

117TH CONGRESS
1ST SESSION

S. 3375

To promote travel and tourism in the United States, to improve the health safety and security of international flights entering the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 9, 2021

Mr. WICKER (for himself, Ms. ROSEN, Ms. CORTEZ MASTO, Ms. KLOBUCHAR, Mr. KING, Mr. BLUNT, Mr. SULLIVAN, Mr. SCOTT of Florida, Ms. SINEMA, and Mr. WARNOCK) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

DECEMBER 17, 2021

Reported by Ms. CANTWELL, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

A BILL

To promote travel and tourism in the United States, to improve the health safety and security of international flights entering the United States, 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; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the
 3 “Omnibus Tourism Act of 2021”.

4 (b) **TABLE OF CONTENTS.**—The table of contents for
 5 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Defined term.

TITLE I—TRAVEL PROMOTION

Sec. 101. Short title.

Sec. 102. Purposes.

Sec. 103. Sense of Congress.

Sec. 104. Assistant Secretary for Travel and Tourism.

Sec. 105. Responsibilities of the Assistant Secretary of Commerce for Travel
 and Tourism.

Sec. 106. Travel and tourism strategy.

Sec. 107. United States Travel and Tourism Advisory Board.

TITLE II—TRAVEL SAFETY

Subtitle A—Health Safety

Sec. 201. Study and report on effects of COVID–19 pandemic on travel and
 tourism industry in United States.

Sec. 202. Ensuring Health Safety in the Skies.

Sec. 203. Feasibility study on the use of canine units to detect COVID–19 at
 airports.

Subtitle B—One-stop Security

Sec. 211. Short title.

Sec. 212. Definitions.

Sec. 213. Pilot Program for One-Stop Security.

6 **SEC. 2. DEFINED TERM.**

7 In this Act, the term “COVID–19 public health emer-
 8 gency”—

9 (1) means the public health emergency first de-
 10 clared on January 31, 2020, by the Secretary of
 11 Health and Human Services under section 319 of
 12 the Public Health Service Act (42 U.S.C. 247d) with
 13 respect to COVID–19; and

1 (2) includes any renewal of such declaration
2 pursuant to such section 319.

3 **TITLE I—TRAVEL PROMOTION**

4 **SEC. 101. SHORT TITLE.**

5 This title may be cited as the “Visit America Act”.

6 **SEC. 102. PURPOSES.**

7 The purposes of this title are—

8 (1) to support the travel and tourism industry,
9 which produces economic impacts that are vital to
10 our national economy;

11 (2) to address the recent decline in the number
12 of international travelers who visit the United
13 States; and

14 (3) to establish national goals for international
15 visitors to the United States, including—

16 (A) recommendations for achieving such
17 goals and timelines for implementing such rec-
18 ommendations;

19 (B) coordination between Federal and
20 State agencies;

21 (C) the resources needed by each Govern-
22 ment agency to achieve such goals; and

23 (D) the number of international visitors
24 and the value of national travel exports.

1 **SEC. 103. SENSE OF CONGRESS.**

2 It is the sense of Congress that—

3 (1) setting a national goal for the number of
4 international visitors is vital for aligning Federal
5 tourism policy to support American jobs and eco-
6 nomic growth;

7 (2) setting a national goal for travel exports is
8 vital for aligning Federal tourism policy to support
9 American jobs, increase travel exports, and improve
10 our Nation's balance of trade;

11 (3) the travel industry is an essential part of
12 the United States' services exports with respect to
13 business, education, medical, and leisure travel;

14 (4) the promotion of travel and visitation by the
15 Corporation for Travel Promotion (doing business as
16 "Brand USA") is vital to increasing visitation and
17 articulating the visitation laws of the United States;
18 and

19 (5) there is an urgent need for a coordinated
20 travel and tourism industry response and strategy to
21 respond to the current state of such industry and fu-
22 ture unforeseen circumstances that may impact the
23 travel and tourism industry.

1 **SEC. 104. ASSISTANT SECRETARY FOR TRAVEL AND TOUR-**
 2 **ISM.**

3 Section 2(d) of the Reorganization Plan Numbered
 4 3 of 1979 (93 Stat. 1382; 5 U.S.C. App.) is amended—

5 (1) by striking “There shall be in the Depart-
 6 ment two additional Assistant Secretaries” and in-
 7 serting “(1) There shall be in the Department 3 ad-
 8 ditional Assistant Secretaries, including the Assist-
 9 ant Secretary of Commerce for Travel and Tour-
 10 ism,”; and

11 (2) by adding at the end the following:

12 “(2) The Assistant Secretary of Commerce for Travel
 13 and Tourism shall—

14 “(A) be appointed by the President, subject to
 15 the advice and consent of the Senate; and

16 “(B) report directly to the Under Secretary for
 17 International Trade.”.

18 **SEC. 105. RESPONSIBILITIES OF THE ASSISTANT SEC-**
 19 **RETARY OF COMMERCE FOR TRAVEL AND**
 20 **TOURISM.**

21 (a) VISITATION GOALS.—The Assistant Secretary of
 22 Commerce for Travel and Tourism (referred to in this sec-
 23 tion as the “Assistant Secretary”), appointed pursuant to
 24 section 2(d) of the Reorganization Plan Numbered 3 of
 25 1979, as amended by section 104, shall—

1 (1) establish an annual goal, consistent with the
2 goals of the travel and tourism strategy developed
3 pursuant to section 106(1), for—

4 (A) the number of international visitors to
5 the United States; and

6 (B) the value of travel exports;

7 (2) develop recommendations for achieving the
8 annual goals established pursuant to paragraph (1);

9 (3) ensure that travel and tourism policy is de-
10 veloped in consultation with—

11 (A) the Tourism Policy Council;

12 (B) the Secretary of Homeland Security;

13 (C) the National Travel and Tourism Of-
14 fice;

15 (D) Brand USA;

16 (E) the United States Travel and Tourism
17 Advisory Board; and

18 (F) travel industry partners, including
19 public and private destination marketing orga-
20 nizations, travel and tourism suppliers, and
21 labor representatives from these industries.

22 (4) establish short, medium, and long-term
23 timelines for implementing the recommendations de-
24 veloped pursuant to paragraph (2);

1 ~~(5) conduct Federal agency needs assessments~~
2 ~~to identify the resources, statutory or regulatory~~
3 ~~changes, and private sector engagement needed to~~
4 ~~achieve the annual visitation goals; and~~

5 ~~(6) provide assessments and recommendations~~
6 ~~to—~~

7 ~~(A) the Committee on Commerce, Science,~~
8 ~~and Transportation of the Senate;~~

9 ~~(B) the Committee on Energy and Com-~~
10 ~~merce of the House of Representatives; and~~

11 ~~(C) the public through a publicly accessible~~
12 ~~website.~~

13 ~~(b) VISA ADJUDICATION.—The Assistant Secretary,~~
14 ~~in consultation with the Secretary of State and the Sec-~~
15 ~~retary of Homeland Security, shall—~~

16 ~~(1) explore strategies for improving visitor visa~~
17 ~~processing with respect to—~~

18 ~~(A) the maximum time for processing~~
19 ~~visas, by visitation type;~~

20 ~~(B) regulatory and policy changes needed~~
21 ~~to meet the visa processing goals referred to in~~
22 ~~subparagraph (A), including changes regarding~~
23 ~~technology, processing centers, and training;~~
24 ~~and~~

1 (C) streamlining visa applications and ad-
2 judications, including application design and
3 data collection procedures; and

4 (2) explore opportunities to establish pilot pro-
5 grams to integrate technology into the visitor visa
6 adjudication process, including video conferencing
7 and biometrics.

8 (e) DOMESTIC TRAVEL.—The Assistant Secretary
9 shall—

10 (1) evaluate, on an ongoing basis, domestic pol-
11 icy options for supporting competitiveness with re-
12 spect to the strengths, weaknesses, and growth of
13 the domestic travel industry;

14 (2) develop recommendations and goals to sup-
15 port and enhance domestic tourism, separated by
16 business and leisure; and

17 (3) engage public and private stakeholders to
18 support domestic tourism.

19 (d) WORKFORCE.—The Assistant Secretary shall—

20 (1) consult with the Secretary of Labor to de-
21 velop strategies and best practices for improving the
22 timeliness and reliability of travel and tourism work-
23 force data;

1 (2) work with the Secretary of Labor and the
 2 Bureau of Economic Analysis to improve travel and
 3 tourism industry data; and

4 (3) provide recommendations for policy en-
 5 hancements and streamlining.

6 (c) TRAVEL EXPORT PROMOTION.—The Assistant
 7 Secretary, in coordination with the Assistant Secretary of
 8 Commerce for Global Markets and the Director General
 9 of the United States and Foreign Commercial Service,
 10 shall work to promote and facilitate travel exports abroad
 11 and ensure competitiveness by—

12 (1) promoting meetings, incentives, conferences,
 13 and exhibitions;

14 (2) emphasizing rural and other destinations
 15 rich in cultural heritage or ecological tourism,
 16 among other uniquely American destinations; and

17 (3) promoting sports and recreation events and
 18 activities, which shall be hosted in the United
 19 States.

20 (f) TRAVEL SECURITY.—The Assistant Secretary
 21 shall investigate and provide recommendations to the
 22 Committee on Commerce, Science, and Transportation of
 23 the Senate, the Committee on the Judiciary of the Senate,
 24 the Committee on Homeland Security and Governmental
 25 Affairs of the Senate, the Committee on Energy and Com-

1 merce of the House of Representatives, the Committee on
 2 Homeland Security of the House of Representatives, and
 3 the Committee on the Judiciary of the House of Rep-
 4 resentatives regarding initiating, utilizing, or expanding
 5 existing security programs to better meet the needs of the
 6 United States travel and tourism industry, including—

7 (1) the Visa Waiver Program authorized under
 8 section 217 of the Immigration and Nationality Act
 9 (8 U.S.C. 1187);

10 (2) preclearance operations;

11 (3) the Trusted Traveler Program;

12 (4) the biometric entry-exit control system re-
 13 quired under section 110 of the Illegal Immigration
 14 Reform and Immigrant Responsibility Act of 1996
 15 (division C of Public Law 104–208; 8 U.S.C. 1221
 16 note); and

17 (5) the establishment of a system to provide in-
 18 creased resilience to travel during pandemics.

19 (g) RECOVERY STRATEGY.—

20 (1) INITIAL RECOVERY STRATEGY.—Not later
 21 than 1 year after amounts are appropriated to ac-
 22 complish the purposes of this section, the Assistant
 23 Secretary, in consultation with the United States
 24 Travel and Tourism Advisory Board and other rep-
 25 resentatives of the travel industry, shall develop and

1 implement a COVID-19 public health emergency re-
 2 covery strategy to assist the United States travel
 3 and tourism industry to quickly recover from the
 4 pandemic.

5 (2) FUTURE RECOVERY STRATEGIES.—After
 6 assisting in the implementation of the strategy de-
 7 veloped pursuant to paragraph (1), the Assistant
 8 Secretary, in consultation with the entities referred
 9 to in such paragraph, shall develop additional recov-
 10 ery strategies for the travel and tourism industry in
 11 anticipation of other unforeseen catastrophic events
 12 that would significantly affect the travel and tourism
 13 industry, such as hurricanes, floods, tsunamis, tor-
 14 nadoes, terrorist attacks, and pandemics.

15 (h) REPORTING REQUIREMENTS.—

16 (1) ASSISTANT SECRETARY.—The Assistant
 17 Secretary shall produce an annual forecasting report
 18 on the travel and tourism industry, which shall in-
 19 clude current and anticipated—

20 (A) domestic employment needs;

21 (B) international inbound volume and
 22 spending, taking into account the lasting effects
 23 of the COVID-19 public health emergency and
 24 the impact of the recovery strategy implemented
 25 pursuant to subsection (g)(1);

1 (C) domestic volume and spending, includ-
 2 ing Federal and State public land travel and
 3 tourism data.

4 (2) BUREAU OF ECONOMIC ANALYSIS.—The Di-
 5 rector of the Bureau of Economic Analysis should
 6 annually update the Travel and Tourism Satellite
 7 Accounts, including—

8 (A) State level travel and tourism spending
 9 data;

10 (B) travel and tourism workforce data for
 11 full-time and part-time employment; and

12 (C) Federal and State public lands spend-
 13 ing data.

14 (3) NATIONAL TRAVEL AND TOURISM OF-
 15 FICE.—The Director of the National Travel and
 16 Tourism Office—

17 (A) in partnership with the Bureau of Eco-
 18 nomic Analysis, shall report international ar-
 19 rival and spending data on a regular monthly
 20 schedule, which shall be made available to the
 21 Travel and Tourism Advisory Board and to the
 22 public through a publicly available website; and

23 (B) shall include questions in the Survey
 24 of International Air Travelers regarding wait-

1 times; visits to public lands; and State data, to
 2 the extent applicable.

3 **SEC. 106. TRAVEL AND TOURISM STRATEGY.**

4 Not less frequently than once every 10 years, the Sec-
 5 retary of Commerce, in consultation with the United
 6 States Travel and Tourism Advisory Board, the Tourism
 7 Policy Council, and the Secretary of Homeland Security,
 8 shall develop and submit to Congress a 10-year travel and
 9 tourism strategy, which shall include—

10 (1) the establishment of goals with respect to
 11 the number of annual international visitors to the
 12 United States and the annual amount of travel ex-
 13 ports during such 10-year period;

14 (2) the resources needed to achieve the goals es-
 15 tablished pursuant to paragraph (1); and

16 (3) recommendations for statutory or regulatory
 17 changes that would be necessary to achieve such
 18 goals.

19 **SEC. 107. UNITED STATES TRAVEL AND TOURISM ADVISORY**
 20 **BOARD.**

21 Section 3 of the Act entitled “An Act to encourage
 22 travel in the United States; and for other purposes” (15
 23 U.S.C. 1546) is amended—

24 (1) by amending the section heading to read as
 25 follows: “**UNITED STATES TRAVEL AND TOURISM**

1 **ADVISORY BOARD; ADVISORY COMMITTEE”;**
 2 and

3 (2) by striking “The Secretary of Commerce is
 4 authorized” and inserting the following:

5 “(a) UNITED STATES TRAVEL AND TOURISM ADVI-
 6 SORY BOARD.—

7 “(1) IN GENERAL.—There is established the
 8 United States Travel and Tourism Advisory Board
 9 (referred to in this subsection as the ‘Board’); the
 10 members of which shall be appointed by the Sec-
 11 retary of Commerce for 2-year terms from among
 12 companies and organizations in the travel and tour-
 13 ism industry.

14 “(2) EXECUTIVE DIRECTOR.—The Assistant
 15 Secretary for Travel and Tourism shall serve as the
 16 Executive Director of the Board.

17 “(3) EXECUTIVE SECRETARIAT.—The Director
 18 of the National Travel and Tourism Office of the
 19 International Trade Administration shall serve as
 20 the Executive Secretariat for the Board.

21 “(4) FUNCTIONS.—The Board’s Charter shall
 22 specify that the Board will—

23 “(A) serve as the advisory body to the Sec-
 24 retary of Commerce on matters relating to the

1 travel and tourism industry in the United
2 States;

3 “(B) advise the Secretary of Commerce on
4 government policies and programs that affect
5 the United States travel and tourism industry;

6 “(C) offer counsel on current and emerg-
7 ing issues;

8 “(D) provide a forum for discussing and
9 proposing solutions to problems related to the
10 travel and tourism industry; and

11 “(E) provide advice regarding the domestic
12 travel and tourism industry as an economic en-
13 gine.

14 “(5) RECOVERY STRATEGY.—The Board shall
15 assist the Assistant Secretary in the development
16 and implementation of the COVID-19 public health
17 emergency recovery strategy required under section
18 105(g)(1) of the Visit America Act.

19 “(b) ADVISORY COMMITTEE FOR PROMOTION OF
20 TOURIST TRAVEL.—The Secretary of Commerce is au-
21 thorized”.

TITLE II—TRAVEL SAFETY

Subtitle A—Health Safety

SEC. 201. STUDY AND REPORT ON EFFECTS OF COVID-19 PANDEMIC ON TRAVEL AND TOURISM INDUS- TRY IN UNITED STATES.

(a) DEFINITIONS.—In this section:

(1) PANDEMIC PERIOD.—The term “pandemic period” has the meaning given the term “emergency period” in section 1135(g)(1)(B) of the Social Security Act (42 U.S.C. 1320b–5(g)(1)(B)), excluding any portion of such period after the date that is 1 year after the date of the enactment of this Act.

(2) SECRETARY.—The term “Secretary” means the Secretary of Commerce.

(3) TRAVEL AND TOURISM INDUSTRY.—The term “travel and tourism industry” means the travel and tourism industry in the United States.

(b) INTERIM STUDY AND REPORT.—

(1) IN GENERAL.—Not later than 3 months after the date of the enactment of this Act, the Secretary, after consultation with relevant stakeholders, including the United States Travel and Tourism Advisory Board, shall—

(A) complete an interim study, which shall be based on data available at the time the study

1 is conducted and provide a framework for the
2 study required under subsection (c), regarding
3 the effects of the COVID-19 pandemic on the
4 travel and tourism industry, including various
5 segments of the travel and tourism industry,
6 such as domestic, international, leisure, busi-
7 ness, conventions, meetings, and events; and

8 (B) submit a report containing the results
9 of such interim study to—

10 (i) the Committee on Commerce,
11 Science, and Transportation of the Senate;
12 and

13 (ii) the Committee on Energy and
14 Commerce of the House of Representa-
15 tives.

16 (2) AVAILABILITY.—The Secretary shall make
17 the report described in paragraph (1) publicly avail-
18 able on the website of the Department of Commerce.

19 (c) IN GENERAL.—Not later than 1 year after the
20 date of the enactment of this Act, the Secretary, in con-
21 sultation with the United States Travel and Tourism Advi-
22 sory Board and the head of any other Federal agency the
23 Secretary considers appropriate, shall complete a study on
24 the effects of the COVID-19 pandemic on the travel and
25 tourism industry, including various segments of the travel

1 and tourism industry, such as domestic, international, lei-
 2 sure, business, conventions, meetings, and events.

3 ~~(d) MATTERS FOR CONSIDERATION.—~~In conducting
 4 the interim study required under subsection (b) and the
 5 study required under subsection (c), the Secretary shall
 6 consider—

7 (1) changes in employment rates in the travel
 8 and tourism industry during the pandemic period;

9 (2) changes in revenues of businesses in the
 10 travel and tourism industry during the pandemic pe-
 11 riod;

12 (3) changes in employment and sales in indus-
 13 tries related to the travel and tourism industry, and
 14 changes in contributions of the travel and tourism
 15 industry to such related industries, during the pan-
 16 demic period;

17 (4) the effects attributable to the changes de-
 18 scribed in paragraphs (1) through (3) in the travel
 19 and tourism industry and such related industries on
 20 the overall economy of the United States, includ-
 21 ing—

22 (A) an analysis of regional economies (on
 23 a per capita basis) during the pandemic period;
 24 and

1 ~~(B)~~ the projected effects of such changes
 2 on the regional and overall economy of the
 3 United States following the pandemic period;

4 ~~(5)~~ the effects attributable to the changes de-
 5 scribed in paragraphs ~~(1)~~ through ~~(3)~~ in the travel
 6 and tourism industry and such related industries on
 7 minority communities, including Native Americans,
 8 Native Hawaiians, and Alaska Natives;

9 ~~(6)~~ reports on the economic impact of COVID-
 10 19 issued by other Federal agencies; and

11 ~~(7)~~ any additional matters that the Secretary
 12 considers appropriate.

13 ~~(e) CONSULTATION AND PUBLIC COMMENT.—~~In con-
 14 ducting the study required under subsection ~~(e)~~, the Sec-
 15 retary shall—

16 ~~(1)~~ consult with representatives of—

17 ~~(A)~~ the small business sector;

18 ~~(B)~~ the restaurant or food service sector;

19 ~~(C)~~ the hotel and alternative accommoda-
 20 tions sector;

21 ~~(D)~~ the attractions or recreation sector;

22 ~~(E)~~ the outdoor recreation sector

23 ~~(F)~~ travel distribution services sector;

24 ~~(G)~~ destination marketing organizations;

25 ~~(H)~~ State tourism offices;

1 ~~(I)~~ the passenger air, railroad, and rental
2 ear sectors; and

3 ~~(J)~~ labor representatives for—

4 (i) the sectors referred to in subpara-
5 graph ~~(I)~~; and

6 (ii) security screening personnel des-
7 ignated by the Administrator of the Trans-
8 portation Security Administration; and

9 ~~(2)~~ provide an opportunity for public comment
10 and advice relevant to conducting the study.

11 ~~(f)~~ REPORT TO CONGRESS.—

12 ~~(1)~~ IN GENERAL.—Not later than 6 months
13 after the date on which the study required under
14 subsection ~~(b)~~ is completed, the Secretary, in con-
15 sultation with the United States Travel and Tourism
16 Advisory Board and the head of any other Federal
17 agency that the Secretary considers appropriate,
18 shall submit a report to the Committee on Com-
19 merce, Science, and Transportation of the Senate
20 and the Committee on Energy and Commerce of the
21 House of Representatives that contains—

22 ~~(A)~~ the results of such study;

23 ~~(B)~~ policy recommendations for promoting
24 and assisting the travel and tourism industry;
25 including in Native American, Native Hawaiian,

and Alaska Native communities; by fully implementing the Native American Tourism and Improving Visitor Experience Act (Public Law 114–221); and

(C) a description of the actions that should be taken by the Federal Government to accelerate the implementation of travel and tourism policies and programs authorized by law.

(2) ~~AVAILABILITY.~~—The Secretary shall make the report described in paragraph (1) publicly available on the website of the Department of Commerce.

SEC. 202. ENSURING HEALTH SAFETY IN THE SKIES.

(a) ~~SHORT TITLE.~~—This section may be cited as the “Ensuring Health Safety in the Skies Act of 2021”

(b) ~~DEFINITIONS.~~—In this section:

(1) ~~ADVISORY COMMITTEE.~~—The term “Advisory Committee” means the Joint Federal Advisory Committee established under subsection (d).

(2) ~~AIR TRAVEL.~~—The term “air travel” includes international air travel.

(3) ~~JOINT TASK FORCE.~~—The term “Joint Task Force” means the Joint Task Force on Air Travel During and After the COVID–19 Public Health Emergency established under subsection (e)(1).

1 (c) JOINT TASK FORCE ON AIR TRAVEL DURING
 2 AND AFTER THE COVID-19 PUBLIC HEALTH EMER-
 3 GENCY.—

4 (1) IN GENERAL.—Not later than 30 days after
 5 the date of the enactment of this Act, the Secretary
 6 of Transportation, the Secretary of Homeland Secu-
 7 rity, and the Secretary of Health and Human Serv-
 8 ices shall establish the Joint Task Force on Air
 9 Travel During and After the COVID-19 Public
 10 Health Emergency.

11 (2) DUTIES.—

12 (A) IN GENERAL.—The Joint Task Force
 13 shall develop recommended requirements, plans,
 14 and guidelines to address the health, safety, se-
 15 curity, and logistical issues relating to—

16 (i) the continuation of air travel dur-
 17 ing the COVID-19 public health emer-
 18 gency; and

19 (ii) the resumption of full operations
 20 at airports and increased passenger air
 21 travel after the COVID-19 public health
 22 emergency.

23 (B) RECOMMENDATIONS.—The rec-
 24 ommendations developed under subparagraph

1 (A), with respect to the applicable periods de-
2 scribed in subparagraph (C), shall include—

3 (i) modifying airport, air carrier, secu-
4 rity (including passenger security screen-
5 ing); and other operations related to pas-
6 senger air travel, including passenger
7 queuing, boarding, deplaning, and baggage
8 handling procedures, as a result of—

9 (I) current and anticipated
10 changes to passenger air travel during
11 and after the COVID-19 public
12 health emergency; and

13 (II) anticipated changes to pas-
14 senger air travel resulting from any
15 seasonal recurrence of the
16 coronavirus;

17 (ii) mitigating the public health and
18 economic impacts of the COVID-19 public
19 health emergency and any seasonal recur-
20 rence of the coronavirus on airports and
21 passenger air travel (including through the
22 use of personal protective equipment, the
23 implementation of strategies to promote
24 overall passenger and employee safety, and

the accommodation of social distancing as feasible and necessary);

(iii) addressing privacy and civil liberty issues that may arise from passenger health screenings, contact-tracing, or other processes used to monitor the health of individuals engaged in air travel; and

(iv) operating procedures to manage future public health crises that can be anticipated; to the extent such public health crises may impact air travel.

(C) APPLICABLE PERIODS.—The applicable periods described in this subparagraph are—

(i) the period beginning on the date of the first meeting of the Joint Task Force and ending on the last day of the COVID-19 public health emergency; and

(ii) the 1-year period beginning on the day after the end of the period described in clause (i).

(3) ACTIVITIES OF THE JOINT TASK FORCE.—

(A) IN GENERAL.—In developing the recommended requirements, plans, and guidelines under paragraph (2), and before including such

1 recommendations in the final report required
 2 under subsection (e)(2), the Joint Task Force
 3 shall—

4 (i) conduct cost-benefit evaluations re-
 5 garding such recommendations, including
 6 costs impacting air operations and impacts
 7 on air travel;

8 (ii) consider funding constraints;

9 (iii) use risk-based decision-making;

10 and

11 (iv) consult with the Advisory Com-
 12 mittee established under subsection (d)(1)
 13 and consider any consensus policy rec-
 14 ommendations of the Advisory Committee
 15 submitted under subsection (d)(2).

16 (B) INTERNATIONAL CONSULTATION.—

17 The Joint Task Force shall consult, as prac-
 18 ticable, with relevant international entities and
 19 operators, including the International Civil
 20 Aviation Organization, to harmonize (to the ex-
 21 tent possible) recommended requirements,
 22 plans, and guidelines for air travel during and
 23 after the COVID-19 public health emergency.

24 (4) MEMBERSHIP.—

1 (A) CHAIR.—The Secretary of Transpor-
 2 tation (or the Secretary’s designee) shall serve
 3 as Chair of the Joint Task Force.

4 (B) VICE-CHAIR.—The Secretary of Health
 5 and Human Services (or the Secretary’s des-
 6 ignee) shall serve as Vice Chair of the Joint
 7 Task Force.

8 (C) OTHER MEMBERS.—In addition to the
 9 Chair and Vice Chair, the members of the Joint
 10 Task Force shall include representatives of—

11 (i) the Department of Transportation;

12 (ii) the Department of Homeland Se-
 13 curity;

14 (iii) the Department of Health and
 15 Human Services;

16 (iv) the Federal Aviation Administra-
 17 tion;

18 (v) the Transportation Security Ad-
 19 ministration;

20 (vi) U.S. Customs and Border Protec-
 21 tion;

22 (vii) the Centers for Disease Control
 23 and Prevention;

24 (viii) the Occupational Safety and
 25 Health Administration;

- 1 (ix) the National Institute for Occupa-
- 2 tional Safety and Health;
- 3 (x) the Pipeline and Hazardous Mate-
- 4 rials Safety Administration;
- 5 (xi) the Department of State; and
- 6 (xii) the Environmental Protection
- 7 Agency.

8 (d) JOINT FEDERAL ADVISORY COMMITTEE.—

9 (1) ESTABLISHMENT.—Not later than 15 days

10 after the date on which the Joint Task Force is es-

11 tablished pursuant to subsection (c)(1), the Sec-

12 retary of Transportation, in consultation with the

13 Secretary of Homeland Security and the Secretary

14 of Health and Human Services, shall establish a

15 Joint Federal Advisory Committee to advise the

16 Joint Task Force.

17 (2) DUTIES OF THE ADVISORY COMMITTEE.—

18 The Advisory Committee shall develop and submit

19 consensus policy recommendations to the Joint Task

20 Force for the Joint Task Force to consider when de-

21 veloping recommendations under subsection (c)(2).

22 (3) MEMBERSHIP.—The members of the Advi-

23 sory Committee shall include representatives of—

1 (A) airport operators designated by the
2 Secretary of Transportation in consultation
3 with the Secretary of Homeland Security;

4 (B) air carriers designated by the Sec-
5 retary of Transportation;

6 (C) aircraft and aviation manufacturers
7 designated by the Secretary of Transportation;

8 (D) labor organizations representing—

9 (i) aviation industry workers (includ-
10 ing pilots, flight attendants, engineers,
11 maintenance, mechanics, air traffic con-
12 trollers, safety inspectors, and workers per-
13 forming airport services such as security,
14 terminal and cabin cleaning, passenger as-
15 sistance, and aircraft loading) designated
16 by the Secretary of Transportation; and

17 (ii) security screening personnel des-
18 ignated by the Secretary of Homeland Se-
19 curity;

20 (E) public health experts designated by the
21 Secretary of Health and Human Services;

22 (F) organizations designated by the Sec-
23 retary of Transportation that represent airline
24 passengers;

1 (G) privacy and civil liberty organizations
2 designated by the Secretary of Homeland Secu-
3 rity;

4 (H) manufacturers and integrators of pas-
5 senger screening and identity verification tech-
6 nologies designated by the Secretary of Home-
7 land Security;

8 (I) trade associations representing air ear-
9 riers (including major passenger air carriers,
10 low-cost passenger air carriers, regional pas-
11 senger air carriers, cargo air carriers, and for-
12 eign passenger air carriers) designated by the
13 Secretary of Transportation, in consultation
14 with the Secretary of Homeland Security;

15 (J) trade associations representing airport
16 operators (including large hub, medium hub,
17 small hub, nonhub primary, and nonprimary
18 commercial service airports) designated by the
19 Secretary of Transportation, in consultation
20 with the Secretary of Homeland Security; and

21 (K) aviation contractors designated by the
22 Secretary of Transportation.

23 (4) VACANCIES.—Any vacancy in the member-
24 ship of the Advisory Committee shall not affect its
25 responsibilities, but shall be filled in the same man-

1 ner as the original appointment and in accordance
2 with the Federal Advisory Committee Act (5 U.S.C.
3 App).

4 (5) PROHIBITION ON COMPENSATION.—The
5 members of the Advisory Committee shall not re-
6 ceive any compensation from the Federal Govern-
7 ment by reason of their service on the Advisory
8 Committee.

9 (6) PUBLICATION.—Not later than 14 days
10 after the date on which the Advisory Committee sub-
11 mits policy recommendations to the Joint Task
12 Force pursuant to paragraph (2), the Secretary of
13 Transportation shall publish such policy rec-
14 ommendations on a publicly accessible website.

15 (c) BRIEFINGS AND REPORTS.—

16 (1) PRELIMINARY BRIEFINGS.—As soon as
17 practicable, but not later than 6 months after the
18 date on which the Joint Task Force is established
19 pursuant to subsection (c)(1), the Joint Task Force
20 shall begin providing preliminary briefings to Con-
21 gress regarding the status of the development of the
22 recommended requirements, plan, and guidelines
23 under subsection (c)(2). The preliminary briefings
24 shall include interim versions, if any, of the rec-
25 ommendations of the Joint Task Force.

1 (2) FINAL REPORT.—

2 (A) DEADLINE.—As soon as practicable,
3 but not later than 18 months after the date of
4 enactment of this Act, the Joint Task Force
5 shall submit a final report to Congress.

6 (B) CONTENT.—The final report shall in-
7 clude—

8 (i)(I) all of the recommended require-
9 ments, plans, and guidelines developed by
10 the Joint Task Force pursuant to sub-
11 section (c)(2); and

12 (II) a description of any action taken
13 by the Federal Government as a result of
14 the recommendations referred to in sub-
15 clause (I); and

16 (ii)(I) consensus policy recommenda-
17 tions submitted by the Advisory Committee
18 pursuant to subsection (d)(2); and

19 (II) an explanation (including data
20 and risk analysis) of any action by the
21 Joint Task Force in response to the rec-
22 ommendations referred to in subclause (I).

23 (f) TERMINATION.—The Joint Task Force and the
24 Advisory Committee shall terminate on the date that is

1 30 days after the date on which the Joint Task Force sub-
 2 mits the final report required under subsection (c)(2).

3 **SEC. 203. FEASIBILITY STUDY ON THE USE OF CANINE**
 4 **UNITS TO DETECT COVID-19 AT AIRPORTS.**

5 (a) IN GENERAL.—The Administrator of the Trans-
 6 portation Security Administration, in consultation with
 7 the Secretary of Transportation, the Secretary of Home-
 8 land Security, the Director of the Centers for Disease
 9 Control and Prevention, and the Secretary of Defense,
 10 shall conduct a study to assess—

11 (1) the feasibility of using canines to detect the
 12 presence of SARS-CoV-2, the virus that causes the
 13 coronavirus disease 2019 (commonly known as
 14 “COVID-19”), in individuals infected with the
 15 virus;

16 (2) if using canines to detect the presence of
 17 SARS-CoV-2 is feasible, whether canine units could
 18 be used at airports to screen passengers, individuals
 19 accompanying passengers, crew members, and other
 20 individuals who pass through airports and airport
 21 security screening locations for SARS-CoV-2 infec-
 22 tion; and

23 (3) if using canine units to conduct screening
 24 described in paragraph (2) is feasible, how such
 25 screening would be implemented and what metrics

1 would be used to monitor the efficacy of the screen-
 2 ing.

3 ~~(b) ASSESSMENT OF EFFICACY.—~~

4 ~~(1) IN GENERAL.—~~In conducting the study re-
 5 quired under subsection (a), the Administrator shall
 6 conduct a comprehensive review and analysis of
 7 SARS-CoV-2 detection solutions to determine the
 8 efficacy of canines to detect SARS-CoV-2 in indi-
 9 viduals.

10 ~~(2) USE OF REVIEW.—~~The Administrator shall
 11 use the results of the review and analysis required
 12 under paragraph (1)—

13 ~~(A) to determine the biological detection~~
 14 ~~capabilities of canines; and~~

15 ~~(B) to inform the operational factors and~~
 16 ~~considerations necessary for the deployment of~~
 17 ~~canine units at airports to detect SARS-CoV-~~
 18 ~~2.~~

19 ~~(c) ADDITIONAL ELEMENTS.—~~In conducting the as-
 20 sessments required under subsections (a) and (b), the Ad-
 21 ministrator shall—

22 ~~(1) assess the probability of canines responding~~
 23 ~~to the presence of SARS-CoV-2;~~

1 (2) determine the specificity of response by ca-
 2 nines to SARS-CoV-2 compared to their response to
 3 a pool of similar viruses and controls;

4 (3) assess how close canine units must be to in-
 5 dividuals to detect SARS-CoV-2 at a high sensi-
 6 tivity and specificity;

7 (4) assess the effectiveness of canine units in
 8 detecting SARS-CoV-2 in symptomatic carriers
 9 compared to asymptomatic carriers;

10 (5) assess other valid measures to determine
 11 the efficacy of using canine units to screen for
 12 SARS-CoV-2 at airports, such as the accuracy of
 13 detection and the risks of false positives and false
 14 negatives;

15 (6) identify training and policy gaps that must
 16 be addressed before implementing a program to use
 17 canine units at airports to screen passengers, indi-
 18 viduals accompanying passengers, crew members,
 19 and other individuals who pass through airports and
 20 airport security screening locations, for infection
 21 with SARS-CoV-2; and

22 (7) assess—

23 (A) the number of canine units the Admin-
 24 istrator would require in order to effectively im-
 25 plement a program to use canine units at air-

ports to screen passengers; individuals accompanying passengers; crew members; and other individuals who pass through airports and airport security screening locations for infection with SARS-CoV-2; and

(B) the effect that such screenings would have on the Transportation Security Administration's existing pool of canine units.

(d) CONSIDERATIONS.—In conducting the study required under subsection (a), the Administrator shall consider—

(1) opportunities to leverage established, pre-existing scientific information regarding detection of SARS-CoV-2 by canines;

(2) established programs in foreign countries related to detection of SARS-CoV-2 by canine units;

(3) detection approaches and solutions related to the optimization of detection of SARS-CoV-2 by canines; and

(4) private industry approaches aimed to facilitate detection of SARS-CoV-2 using canine units.

(e) THIRD-PARTY VALIDATION AND VERIFICATION.—The Administrator shall ensure that any screening solutions developed pursuant to the study re-

1 quired under subsection (a) undergo validation and
 2 verification analysis by a third party with appropriate ex-
 3 pertise to ensure accuracy of data obtained from the
 4 study.

5 (f) REPORT REQUIRED.—Not later than 1 year after
 6 the date of the enactment of this Act, the Administrator
 7 shall submit a report to the Committee on Commerce,
 8 Science, and Transportation of the Senate, the Committee
 9 on Armed Services of the Senate, the Committee on
 10 Health, Education, Labor, and Pensions of the Senate, the
 11 Committee on Homeland Security of the House of Rep-
 12 resentatives, the Committee on Armed Services of the
 13 House of Representatives, and the Committee on Energy
 14 and Commerce of the House of Representatives that—

15 (1) describes the results of the study required
 16 under subsection (a), including the assessments re-
 17 quired under subsections (b) and (c); and

18 (2) makes a recommendation with respect to
 19 whether canine units at airports could be trained ef-
 20 fectively and efficiently to screen passengers, individ-
 21 uals accompanying passengers, crew members, and
 22 other individuals who pass through airports and air-
 23 port security screening locations, for infection with
 24 SARS-CoV-2.

1 **Subtitle B—One-stop Security**

2 **SEC. 211. SHORT TITLE.**

3 This subtitle may be cited as the “One-Stop Pilot
4 Program Act of 2021”.

5 **SEC. 212. DEFINITIONS.**

6 In this subtitle:

7 (1) ~~ADMINISTRATOR.~~—The term “Adminis-
8 trator” means the Administrator of the Transpor-
9 tation Security Administration.

10 (2) ~~APPROPRIATE CONGRESSIONAL COMMIT-~~
11 TEES.—The term “appropriate congressional com-
12 mittees” means—

13 (A) the Committee on Commerce, Science,
14 and Transportation of the Senate;

15 (B) the Committee on Homeland Security
16 and Governmental Affairs of the Senate; and

17 (C) the Committee on Homeland Security
18 of the House of Representatives.

19 (3) ~~TSA.~~—The term “TSA” means the Trans-
20 portation Security Administration of the Depart-
21 ment of Homeland Security.

22 **SEC. 213. PILOT PROGRAM FOR ONE-STOP SECURITY.**

23 (a) ~~IN GENERAL.~~—Notwithstanding 44901(a) of title
24 49, United States Code, the Administrator, in coordina-
25 tion with the Commissioner of U.S. Customs and Border

1 Protection, may establish a pilot program at not more
 2 than 6 foreign last point of departure airports to permit
 3 passengers and their accessible property arriving on direct
 4 flights or flight segments originating at such participating
 5 foreign airports to continue on additional flights or flight
 6 segments originating in the United States without addi-
 7 tional security re-screening if—

8 (1) the initial screening was conducted in ac-
 9 cordance with an aviation security screening agree-
 10 ment described in subsection (d);

11 (2) passengers arriving from participating for-
 12 eign airports are unable to access their checked bag-
 13 gage until the arrival at their final destination; and

14 (3) upon arrival in the United States, pas-
 15 sengers arriving from participating foreign airports
 16 do not come into contact with other arriving inter-
 17 national passengers, those passengers' property, or
 18 other persons who have not been screened or sub-
 19 jected to other appropriate security controls required
 20 for entry into the airport's sterile area.

21 (b) REQUIREMENTS FOR PILOT PROGRAM.—In ear-
 22 rying out this section, the Administrator shall ensure that
 23 there is no reduction in the level of security or specific
 24 TSA aviation security standards or requirements for
 25 screening passengers and their property prior to boarding

1 an international flight bound for the United States, in-
 2 cluding specific aviation security standards and require-
 3 ments regarding—

4 (1) high risk passengers and their property;

5 (2) weapons, explosives, and incendiaries;

6 (3) screening passengers and property transfer-
 7 ring at a foreign last point of departure airport from
 8 another airport and bound for the United States,
 9 and addressing any co-mingling of such passengers
 10 and property with passengers and property screened
 11 under the pilot program described in subsection (a);
 12 and

13 (4) insider risk at foreign last point of depart-
 14 ure airports.

15 (c) ~~RE-SCREENING OF CHECKED BAGGAGE.~~—Sub-
 16 ject to subsection (e), the Administrator may determine
 17 whether checked baggage arriving from participating for-
 18 eign airports referenced in subsection (a) that screen
 19 using an explosives detection system must be rescreened
 20 in the United States by an explosives detection system be-
 21 fore such baggage continues on any additional flight or
 22 flight segment.

23 (d) ~~AVIATION SECURITY SCREENING AGREEMENT.~~—
 24 An aviation security screening agreement described in this

1 subsection is a treaty, executive agreement, or other inter-
 2 national arrangement that—

3 (1) is signed by the Administrator, without del-
 4 egating such authority; and

5 (2) is entered into with a foreign country that
 6 delineates and implements security standards and
 7 protocols utilized at a foreign last point of departure
 8 airport that are determined by the Administrator—

9 (A) to be comparable to those of the
 10 United States; and

11 (B) sufficiently effective to enable pas-
 12 sengers and their accessible property to deplane
 13 into sterile areas of airports in the United
 14 States without the need for re-screening.

15 (c) RE-SCREENING REQUIREMENT.—

16 (1) IN GENERAL.—If the Administrator deter-
 17 mines that a foreign country participating in the
 18 aviation security screening agreement has not main-
 19 tained and implemented security standards and pro-
 20 tocols comparable to those of the United States at
 21 foreign last point of departure airports at which a
 22 pilot program has been established in accordance
 23 with this section, the Administrator shall ensure that
 24 passengers and their property arriving from such
 25 airports are re-screened in the United States, includ-

1 ing by using explosives detection systems in accord-
2 ance with section 44901(d)(1) of title 49, United
3 States Code, and implementing regulations, before
4 such passengers and their property are permitted
5 into sterile areas of airports in the United States.

6 (2) CONSULTATION.—If the Administrator has
7 reasonable grounds to believe that the other party to
8 an aviation security screening agreement has not
9 complied with such agreement, the Administrator
10 shall request immediate consultation with such
11 party.

12 (3) SUSPENSION OR TERMINATION OF AGREE-
13 MENT.—If a satisfactory agreement between TSA
14 and a foreign country is not reached within 45 days
15 after a consultation request under paragraph (2) or
16 in the case of the foreign country's continued or
17 egregious failure to maintain the security standards
18 and protocols described in paragraph (1), the Ad-
19 ministrator shall—

20 (A) suspend or terminate the aviation se-
21 curity screening agreement with such country,
22 as determined appropriate by the Adminis-
23 trator; and

24 (B) notify the appropriate congressional
25 committees of such consultation, suspension, or

1 termination, as the case may be, not later than
2 7 days after such consultation, suspension, or
3 termination.

4 (f) BRIEFINGS TO CONGRESS.—Not later than 45
5 days before an aviation security screening agreement de-
6 scribed in subsection (d) enters into force, the Adminis-
7 trator shall submit to the appropriate congressional com-
8 mittees—

9 (1) an aviation security threat assessment for
10 the country in which such foreign last point of de-
11 parture airport is located;

12 (2) information regarding any corresponding
13 mitigation efforts to address any security issues
14 identified in such threat assessment, including any
15 plans for joint covert testing;

16 (3) information on potential security
17 vulnerabilities associated with commencing such
18 agreements and mitigation plans to address such po-
19 tential security vulnerabilities;

20 (4) an assessment of the impacts that such
21 agreement will have on aviation security;

22 (5) an assessment by TSA of the screening per-
23 formed at foreign last point of departure airports,
24 including the feasibility of TSA personnel moni-
25 toring screening, security protocols, and standards;

1 (6) information regarding identifying the entity
2 or entities responsible for screening passengers and
3 property at the foreign last point of departure air-
4 port;

5 (7) the name of the entity or local authority
6 and any contractor or subcontractor party to the
7 agreement;

8 (8) information regarding the screening require-
9 ments under subsection (c);

10 (9) details regarding information sharing mech-
11 anisms between the Department of Homeland Secu-
12 rity and the foreign last point of departure airport,
13 screening authority, or entity responsible for screen-
14 ing, as required by law, regulation, or an aviation
15 screening agreement described in subsection (d); and

16 (10) a copy of the aviation security screening
17 agreement, which shall identify the foreign last point
18 of departure airport or airports at which a pilot pro-
19 gram under this section is to be established.

20 (g) CERTIFICATIONS RELATING TO THE PILOT PRO-
21 GRAM FOR ONE-STOP SECURITY.—For each aviation secu-
22 rity screening agreement described in subsection (d), the
23 Administrator shall submit to the appropriate congres-
24 sional committees—

1 ~~(1)(A)~~ a certification that such agreement satis-
2 fies all of the requirements specified in subsection
3 ~~(b)~~; or

4 ~~(B)~~ in the event that ~~1~~ or more of such require-
5 ments are not so satisfied, a description of the
6 unsatisfied requirement and information on what ac-
7 tions the Administrator will take to ensure that such
8 remaining requirements are satisfied before such
9 agreement enters into force;

10 ~~(2)~~ a certification that TSA and U.S. Customs
11 and Border Protection have ensured that any nec-
12 essary physical modifications or appropriate mitiga-
13 tions exist in the domestic one-stop security pilot
14 program airport prior to receiving international pas-
15 sengers from a last point of departure airport under
16 the aviation security screening agreement;

17 ~~(3)~~ a certification that a foreign last point of
18 departure airport covered by an aviation security
19 screening agreement has an operation to screen all
20 checked bags as required by law, regulation, or
21 international agreement, including the full utilization
22 of Explosives Detection Systems to the extent prac-
23 ticable;

24 ~~(4)~~ a certification that the Administrator con-
25 sulted with stakeholders, including air carriers, avia-

1 tion nonprofit labor organizations, airport operators,
 2 relevant interagency partners, and other stake-
 3 holders that the Administrator determines appro-
 4 priate.

5 (h) REPORT TO CONGRESS.—Not later than 5 years
 6 after the date of the enactment of this Act, the Secretary
 7 of Homeland Security, in coordination with the Adminis-
 8 trator, shall submit a report to the appropriate congres-
 9 sional committees regarding the implementation of the
 10 pilot program authorized under this section, including in-
 11 formation relating to—

12 (1) the impact of such program on homeland
 13 security and international aviation security, includ-
 14 ing any benefits and challenges of such program;

15 (2) the impact of such program on passengers,
 16 airports, and air carriers, including any benefits and
 17 challenges of such program; and

18 (3) the impact and feasibility of continuing
 19 such program or expanding it into a more perma-
 20 nent program, including any benefits and challenges
 21 of such continuation or expansion.

22 (i) RULE OF CONSTRUCTION.—Nothing in this sec-
 23 tion may be construed as limiting the authority of U.S.
 24 Customs and Border Protection to inspect persons and

1 baggage arriving in the United States in accordance with
 2 applicable law.

3 (j) SUNSET.—The pilot program authorized under
 4 this section shall terminate on the date that is 6 years
 5 after the date of the enactment of this Act.

6 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

7 (a) *SHORT TITLE.*—This Act may be cited as the “Om-
 8 nibus Travel and Tourism Act of 2021”.

9 (b) *TABLE OF CONTENTS.*—The table of contents for
 10 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Defined term.

TITLE I—TRAVEL PROMOTION

Sec. 101. Short title.

Sec. 102. Purposes.

Sec. 103. Sense of Congress.

Sec. 104. Assistant Secretary for Travel and Tourism.

*Sec. 105. Responsibilities of the Assistant Secretary of Commerce for Travel and
 Tourism.*

Sec. 106. Travel and tourism strategy.

Sec. 107. United States Travel and Tourism Advisory Board.

Sec. 108. Data on domestic travel and tourism.

TITLE II—TRAVEL SAFETY

Subtitle A—Health Safety

*Sec. 201. Study and report on effects of COVID–19 pandemic on travel and tour-
 ism industry in United States.*

Sec. 202. Ensuring Health Safety in the Skies.

*Sec. 203. Feasibility study on the use of canine units to detect COVID–19 at air-
 ports.*

Subtitle B—One-Stop Security

Sec. 211. Short title.

Sec. 212. Definitions.

Sec. 213. Pilot Program for One-Stop Security.

1 **SEC. 2. DEFINED TERM.**

2 *In this Act, the term “COVID–19 public health emer-*
 3 *gency”—*

4 *(1) means the public health emergency first de-*
 5 *clared on January 31, 2020, by the Secretary of*
 6 *Health and Human Services under section 319 of the*
 7 *Public Health Service Act (42 U.S.C. 247d) with re-*
 8 *spect to COVID–19; and*

9 *(2) includes any renewal of such declaration*
 10 *pursuant to such section 319.*

11 **TITLE I—TRAVEL PROMOTION**

12 **SEC. 101. SHORT TITLE.**

13 *This title may be cited as the “Visit America Act”.*

14 **SEC. 102. PURPOSES.**

15 *The purposes of this title are—*

16 *(1) to support the travel and tourism industry,*
 17 *which produces economic impacts that are vital to*
 18 *our national economy; and*

19 *(2) to establish national goals for international*
 20 *visitors to the United States, including—*

21 *(A) recommendations for achieving such*
 22 *goals and timelines for implementing such rec-*
 23 *ommendations;*

24 *(B) coordination between Federal and State*
 25 *agencies;*

1 (C) the resources needed by each Govern-
2 ment agency to achieve such goals; and

3 (D) the number of international visitors
4 and the value of national travel exports.

5 **SEC. 103. SENSE OF CONGRESS.**

6 *It is the sense of Congress that—*

7 (1) setting a national goal for the number of
8 international visitors to the United States is vital for
9 aligning Federal tourism policy to support American
10 jobs and economic growth;

11 (2) setting a national goal for travel exports is
12 vital for aligning Federal tourism policy to support
13 American jobs, increase travel exports, and improve
14 our Nation's balance of trade;

15 (3) the travel industry is an essential part of the
16 United States' services exports with respect to busi-
17 ness, education, medical, and leisure travel;

18 (4) the promotion of travel and visitation by the
19 Corporation for Travel Promotion (doing business as
20 “Brand USA”) is vital to increasing visitation and
21 articulating the visitation laws of the United States;
22 and

23 (5) there is an urgent need for a coordinated
24 travel and tourism industry response and strategy to
25 respond to the current state of such industry and fu-

ture unforeseen circumstances that may impact the
travel and tourism industry.

3 **SEC. 104. ASSISTANT SECRETARY FOR TRAVEL AND TOUR-**
4 **ISM.**

5 *Section 2(d) of the Reorganization Plan Numbered 3*
6 *of 1979 (93 Stat. 1382; 5 U.S.C. App.) is amended—*

7 (1) by striking “There shall be in the Depart-
8 ment two additional Assistant Secretaries” and in-
9 serting “(1) There shall be in the Department 3 addi-
10 tional Assistant Secretaries, including the Assistant
11 Secretary of Commerce for Travel and Tourism,”;
12 and

13 (2) *by adding at the end the following:*

14 “(2) *The Assistant Secretary of Commerce for Travel*
15 *and Tourism shall—*

16 “(A) be appointed by the President, subject to the
17 advice and consent of the Senate; and

18 “(B) report directly to the Under Secretary for
19 International Trade.”.

20 **SEC. 105. RESPONSIBILITIES OF THE ASSISTANT SEC-**
21 **RETARY OF COMMERCE FOR TRAVEL AND**
22 **TOURISM.**

(a) VISITATION GOALS.—The Assistant Secretary of Commerce for Travel and Tourism (referred to in this section as the “Assistant Secretary”), appointed pursuant to

1 *section 2(d) of the Reorganization Plan Numbered 3 of*
 2 *1979, as amended by section 104, shall—*

3 *(1) establish an annual goal, consistent with the*
 4 *goals of the travel and tourism strategy developed*
 5 *pursuant to section 106(1), for—*

6 *(A) the number of international visitors to*
 7 *the United States; and*

8 *(B) the value of travel exports;*

9 *(2) develop recommendations for achieving the*
 10 *annual goals established pursuant to paragraph (1);*

11 *(3) ensure that travel and tourism policy is de-*
 12 *veloped in consultation with—*

13 *(A) the Tourism Policy Council;*

14 *(B) the Secretary of Homeland Security;*

15 *(C) the National Travel and Tourism Of-*
 16 *fice;*

17 *(D) Brand USA;*

18 *(E) the United States Travel and Tourism*
 19 *Advisory Board; and*

20 *(F) travel industry partners, including pub-*
 21 *lic and private destination marketing organiza-*
 22 *tions, travel and tourism suppliers, and labor*
 23 *representatives from these industries.*

1 (4) *establish short, medium, and long-term*
 2 *timelines for implementing the recommendations de-*
 3 *veloped pursuant to paragraph (2);*

4 (5) *conduct Federal agency needs assessments, in*
 5 *consultation with the Office of Management and*
 6 *Budget, to identify the resources, statutory or regu-*
 7 *latory changes, and private sector engagement needed*
 8 *to achieve the annual visitation goals; and*

9 (6) *provide assessments and recommendations*
 10 *to—*

11 (A) *the Committee on Commerce, Science,*
 12 *and Transportation of the Senate;*

13 (B) *the Committee on Energy and Com-*
 14 *merce of the House of Representatives; and*

15 (C) *the public through a publicly accessible*
 16 *website.*

17 (b) *VISA ADJUDICATION.—The Assistant Secretary, in*
 18 *consultation with the Secretary of State and the Secretary*
 19 *of Homeland Security, shall—*

20 (1) *explore strategies for improving visitor visa*
 21 *processing with respect to—*

22 (A) *the maximum time for processing visas,*
 23 *by visitation type;*

24 (B) *regulatory and policy changes needed to*
 25 *meet the visa processing goals referred to in sub-*

1 *paragraph (A), including changes regarding*
 2 *technology, processing centers, and training; and*

3 *(C) streamlining visa applications and ad-*
 4 *judications, including application design and*
 5 *data collection procedures; and*

6 *(2) explore opportunities to establish pilot pro-*
 7 *grams to integrate technology into the visitor visa ad-*
 8 *judication process, including video conferencing and*
 9 *biometrics.*

10 *(c) DOMESTIC TRAVEL AND TOURISM.—The Assistant*
 11 *Secretary, to the extent feasible, shall—*

12 *(1) evaluate, on an ongoing basis, domestic pol-*
 13 *icy options for supporting competitiveness with re-*
 14 *spect to the strengths, weaknesses, and growth of the*
 15 *domestic travel industry;*

16 *(2) develop recommendations and goals to sup-*
 17 *port and enhance domestic tourism, separated by*
 18 *business and leisure; and*

19 *(3) engage public and private stakeholders to*
 20 *support domestic tourism.*

21 *(d) WORKFORCE.—The Assistant Secretary shall—*

22 *(1) consult with the Secretary of Labor to de-*
 23 *velop strategies and best practices for improving the*
 24 *timeliness and reliability of travel and tourism work-*
 25 *force data;*

1 (2) *work with the Secretary of Labor and the*
 2 *Bureau of Economic Analysis to improve travel and*
 3 *tourism industry data; and*

4 (3) *provide recommendations for policy enhance-*
 5 *ments and efficiencies.*

6 (e) *TRAVEL EXPORT PROMOTION.—The Assistant Sec-*
 7 *retary, in coordination with the Assistant Secretary of*
 8 *Commerce for Global Markets and the Director General of*
 9 *the United States and Foreign Commercial Service, shall*
 10 *work to promote and facilitate travel exports abroad and*
 11 *ensure competitiveness by engaging in, at a minimum—*

12 (1) *promoting meetings, incentives, conferences,*
 13 *and exhibitions;*

14 (2) *emphasizing rural and other destinations*
 15 *rich in cultural heritage or ecological tourism, among*
 16 *other uniquely American destinations; and*

17 (3) *promoting sports and recreation events and*
 18 *activities, which shall be hosted in the United States.*

19 (f) *TRAVEL SECURITY.—The Assistant Secretary shall*
 20 *investigate and provide recommendations to the Committee*
 21 *on Commerce, Science, and Transportation of the Senate,*
 22 *the Committee on the Judiciary of the Senate, the Com-*
 23 *mittee on Homeland Security and Governmental Affairs of*
 24 *the Senate, the Committee on Energy and Commerce of the*
 25 *House of Representatives, the Committee on Homeland Se-*

1 *curity of the House of Representatives, and the Committee*
 2 *on the Judiciary of the House of Representatives regarding*
 3 *initiating, utilizing, or expanding existing security pro-*
 4 *grams to better meet the needs of the United States travel*
 5 *and tourism industry, including—*

6 *(1) the Visa Waiver Program authorized under*
 7 *section 217 of the Immigration and Nationality Act*
 8 *(8 U.S.C. 1187);*

9 *(2) preclearance operations;*

10 *(3) the Trusted Traveler Program;*

11 *(4) the biometric entry-exit control system re-*
 12 *quired under section 110 of the Illegal Immigration*
 13 *Reform and Immigrant Responsibility Act of 1996*
 14 *(division C of Public Law 104–208; 8 U.S.C. 1221*
 15 *note); and*

16 *(5) the establishment of a system to provide in-*
 17 *creased resilience to travel during pandemics.*

18 *(g) RECOVERY STRATEGY.—*

19 *(1) INITIAL RECOVERY STRATEGY.—Not later*
 20 *than 1 year after amounts are appropriated to ac-*
 21 *complish the purposes of this section, the Assistant*
 22 *Secretary, in consultation with public and private*
 23 *stakeholders identified in subsection (a)(3) and public*
 24 *health officials, shall develop and implement a*
 25 *COVID–19 public health emergency recovery strategy*

1 to assist the United States travel and tourism indus-
2 try to quickly recover from the pandemic.

3 (2) *FUTURE RECOVERY STRATEGIES.*—After as-
4 sisting in the implementation of the strategy devel-
5 oped pursuant to paragraph (1), the Assistant Sec-
6 retary, in consultation with appropriate public and
7 private stakeholders, shall develop additional recovery
8 strategies for the travel and tourism industry in an-
9 ticipation of other unforeseen catastrophic events that
10 would significantly affect the travel and tourism in-
11 dustry, such as hurricanes, floods, tsunamis, torna-
12 does, terrorist attacks, and pandemics.

13 (3) *COST-BENEFIT ANALYSIS.*—In developing the
14 COVID–19 public health emergency recovery strategy
15 under paragraph (1) and additional recovery strate-
16 gies for the travel and tourism industry under para-
17 graph (2), the Assistant Secretary shall conduct cost-
18 benefit analyses that take into account the health and
19 economic effects of public health mitigation measures
20 on the travel and tourism industry.

21 (h) *REPORTING REQUIREMENTS.*—

22 (1) *ASSISTANT SECRETARY.*—The Assistant Sec-
23 retary shall produce an annual forecasting report on
24 the travel and tourism industry, to the extent feasible,
25 which shall include current and anticipated—

1 (A) domestic employment needs;

2 (B) international inbound volume and
3 spending, taking into account the lasting effects
4 of the COVID–19 public health emergency and
5 the impact of the recovery strategy implemented
6 pursuant to subsection (g)(1);

7 (C) domestic volume and spending, includ-
8 ing Federal and State public land travel and
9 tourism data.

10 (2) BUREAU OF ECONOMIC ANALYSIS.—The Di-
11 rector of the Bureau of Economic Analysis should an-
12 nually update, to the extent feasible, the Travel and
13 Tourism Satellite Accounts, including—

14 (A) State level travel and tourism spending
15 data;

16 (B) travel and tourism workforce data for
17 full-time and part-time employment; and

18 (C) Federal and State public lands spend-
19 ing data.

20 (3) NATIONAL TRAVEL AND TOURISM OFFICE.—
21 The Director of the National Travel and Tourism Of-
22 fice—

23 (A) in partnership with the Bureau of Eco-
24 nomic Analysis, shall report international ar-
25 rival and spending data on a regular monthly

1 *schedule, which shall be made available to the*
2 *Travel and Tourism Advisory Board and to the*
3 *public through a publicly available website; and*
4 *(B) shall include questions in the Survey of*
5 *International Air Travelers regarding wait-*
6 *times, visits to public lands, and State data, to*
7 *the extent applicable.*

8 **SEC. 106. TRAVEL AND TOURISM STRATEGY.**

9 *Not less frequently than once every 10 years, the Sec-*
10 *retary of Commerce, in consultation with the United States*
11 *Travel and Tourism Advisory Board, the Tourism Policy*
12 *Council, and the Secretary of Homeland Security, shall de-*
13 *velop and submit to Congress a 10-year travel and tourism*
14 *strategy, which shall include—*

15 *(1) the establishment of goals with respect to the*
16 *number of annual international visitors to the United*
17 *States and the annual value of travel exports during*
18 *such 10-year period;*

19 *(2) the resources needed to achieve the goals es-*
20 *tablished pursuant to paragraph (1); and*

21 *(3) recommendations for statutory or regulatory*
22 *changes that would be necessary to achieve such goals.*

1 **SEC. 107. UNITED STATES TRAVEL AND TOURISM ADVISORY**
 2 **BOARD.**

3 *Section 3 of the Act entitled “An Act to encourage trav-*
 4 *el in the United States, and for other purposes” (15 U.S.C.*
 5 *1546) is amended—*

6 *(1) by amending the section heading to read as*
 7 *follows: “**UNITED STATES TRAVEL AND TOURISM***
 8 ***ADVISORY BOARD; ADVISORY COMMITTEE**”; and*

9 *(2) by striking “The Secretary of Commerce is*
 10 *authorized” and inserting the following:*

11 *“(a) UNITED STATES TRAVEL AND TOURISM ADVI-*
 12 *SORY BOARD.—*

13 *“(1) IN GENERAL.—There is established the*
 14 *United States Travel and Tourism Advisory Board*
 15 *(referred to in this subsection as the ‘Board’), the*
 16 *members of which shall be appointed by the Secretary*
 17 *of Commerce for 2-year terms from among companies*
 18 *and organizations in the travel and tourism industry.*

19 *“(2) EXECUTIVE DIRECTOR.—The Assistant Sec-*
 20 *retary for Travel and Tourism shall serve as the Ex-*
 21 *ecutive Director of the Board.*

22 *“(3) EXECUTIVE SECRETARIAT.—The Director of*
 23 *the National Travel and Tourism Office of the Inter-*
 24 *national Trade Administration shall serve as the Ex-*
 25 *ecutive Secretariat for the Board.*

1 “(4) *FUNCTIONS.—The Board’s Charter shall*
 2 *specify that the Board will—*

3 “(A) *serve as the advisory body to the Sec-*
 4 *retary of Commerce on matters relating to the*
 5 *travel and tourism industry in the United*
 6 *States;*

7 “(B) *advise the Secretary of Commerce on*
 8 *government policies and programs that affect the*
 9 *United States travel and tourism industry;*

10 “(C) *offer counsel on current and emerging*
 11 *issues;*

12 “(D) *provide a forum for discussing and*
 13 *proposing solutions to problems related to the*
 14 *travel and tourism industry; and*

15 “(E) *provide advice regarding the domestic*
 16 *travel and tourism industry as an economic en-*
 17 *gine.*

18 “(5) *RECOVERY STRATEGY.—The Board shall as-*
 19 *sist the Assistant Secretary in the development and*
 20 *implementation of the COVID–19 public health emer-*
 21 *gency recovery strategy required under section*
 22 *105(g)(1) of the Visit America Act.*

23 “(b) *ADVISORY COMMITTEE FOR PROMOTION OF*
 24 *TOURIST TRAVEL.—The Secretary of Commerce is author-*
 25 *ized”.*

1 **SEC. 108. DATA ON DOMESTIC TRAVEL AND TOURISM.**

2 *The Secretary of Commerce shall, subject to the avail-*
 3 *ability of appropriations, collect and make public aggregate*
 4 *data on domestic travel and tourism trends by individuals*
 5 *traveling between points within the United States.*

6 **TITLE II—TRAVEL SAFETY**

7 **Subtitle A—Health Safety**

8 **SEC. 201. STUDY AND REPORT ON EFFECTS OF COVID-19**

9 **PANDEMIC ON TRAVEL AND TOURISM INDUS-**
 10 **TRY IN UNITED STATES.**

11 (a) *DEFINITIONS.—In this section:*

12 (1) *PANDEMIC PERIOD.—The term “pandemic*
 13 *period” has the meaning given the term “emergency*
 14 *period” in section 1135(g)(1)(B) of the Social Secu-*
 15 *rity Act (42 U.S.C. 1320b–5(g)(1)(B)), excluding any*
 16 *portion of such period after the date that is 1 year*
 17 *after the date of the enactment of this Act.*

18 (2) *SECRETARY.—The term “Secretary” means*
 19 *the Secretary of Commerce.*

20 (3) *TRAVEL AND TOURISM INDUSTRY.—The term*
 21 *“travel and tourism industry” means the travel and*
 22 *tourism industry in the United States.*

23 (b) *INTERIM STUDY AND REPORT.—*

24 (1) *IN GENERAL.—Not later than 3 months after*
 25 *the date of the enactment of this Act, the Secretary,*
 26 *after consultation with relevant stakeholders, includ-*

1 *ing the United States Travel and Tourism Advisory*
2 *Board, shall—*

3 *(A) complete an interim study, which shall*
4 *be based on data available at the time the study*
5 *is conducted and provide a framework for the*
6 *study required under subsection (c), regarding*
7 *the effects of the COVID–19 pandemic on the*
8 *travel and tourism industry, including various*
9 *segments of the travel and tourism industry,*
10 *such as domestic, international, leisure, business,*
11 *conventions, meetings, and events; and*

12 *(B) submit a report containing the results*
13 *of such interim study to—*

14 *(i) the Committee on Commerce,*
15 *Science, and Transportation of the Senate;*
16 *and*

17 *(ii) the Committee on Energy and*
18 *Commerce of the House of Representatives.*

19 *(2) AVAILABILITY.—The Secretary shall make the*
20 *report described in paragraph (1) publicly available*
21 *on the website of the Department of Commerce.*

22 *(c) IN GENERAL.—Not later than 1 year after the date*
23 *of the enactment of this Act, the Secretary, in consultation*
24 *with the United States Travel and Tourism Advisory Board*
25 *and the head of any other Federal agency the Secretary con-*

1 *siders appropriate, shall complete a study on the effects of*
 2 *the COVID–19 pandemic on the travel and tourism indus-*
 3 *try, including various segments of the travel and tourism*
 4 *industry, such as domestic, international, leisure, business,*
 5 *conventions, meetings, and events.*

6 *(d) MATTERS FOR CONSIDERATION.—In conducting*
 7 *the interim study required under subsection (b) and the*
 8 *study required under subsection (c), the Secretary shall con-*
 9 *sider—*

10 *(1) changes in employment rates in the travel*
 11 *and tourism industry during the pandemic period;*

12 *(2) changes in revenues of businesses in the trav-*
 13 *el and tourism industry during the pandemic period;*

14 *(3) changes in employment and sales in indus-*
 15 *tries related to the travel and tourism industry, and*
 16 *changes in contributions of the travel and tourism in-*
 17 *dustry to such related industries, during the pan-*
 18 *demic period;*

19 *(4) the effects attributable to the changes de-*
 20 *scribed in paragraphs (1) through (3) in the travel*
 21 *and tourism industry and such related industries on*
 22 *the overall economy of the United States, including—*

23 *(A) an analysis of regional economies (on a*
 24 *per capita basis) during the pandemic period;*

25 *and*

1 (B) the projected effects of such changes on
 2 the regional and overall economy of the United
 3 States following the pandemic period;

4 (5) the effects attributable to the changes de-
 5 scribed in paragraphs (1) through (3) in the travel
 6 and tourism industry and such related industries on
 7 minority communities, including Native Americans,
 8 Native Hawaiians, and Alaska Natives;

9 (6) reports on the economic impact of COVID-
 10 19 issued by other Federal agencies;

11 (7) the costs and health benefits associated with
 12 COVID-19 requirements for air travel for entry into
 13 or exit from the United States and any consequent
 14 disincentives for tourism;

15 (8) any Federal barriers that are
 16 disincentivizing international tourism in the United
 17 States, including the source and policy rationale for
 18 these barriers; and

19 (9) any additional matters that the Secretary
 20 considers appropriate.

21 (e) CONSULTATION AND PUBLIC COMMENT.—In con-
 22 ducting the study required under subsection (c), the Sec-
 23 retary shall—

24 (1) consult with representatives of—

25 (A) the small business sector;

1 (B) the restaurant or food service sector;

2 (C) the hotel and alternative accommoda-
3 tions sector;

4 (D) the attractions or recreation sector;

5 (E) the outdoor recreation sector

6 (F) travel distribution services sector;

7 (G) destination marketing organizations;

8 (H) State tourism offices;

9 (I) the passenger air, railroad, and rental
10 car sectors; and

11 (J) labor representatives for—

12 (i) the sectors referred to in subpara-
13 graph (I); and

14 (ii) security screening personnel des-
15 ignated by the Administrator of the Trans-
16 portation Security Administration; and

17 (2) provide an opportunity for public comment
18 and advice relevant to conducting the study.

19 (f) *REPORT TO CONGRESS.*—

20 (1) *IN GENERAL.*—Not later than 6 months after
21 the date on which the study required under subsection
22 (b) is completed, the Secretary, in consultation with
23 the United States Travel and Tourism Advisory
24 Board and the head of any other Federal agency that
25 the Secretary considers appropriate, shall submit a

1 *report to the Committee on Commerce, Science, and*
 2 *Transportation of the Senate and the Committee on*
 3 *Energy and Commerce of the House of Representa-*
 4 *tives that contains—*

5 *(A) the results of such study;*

6 *(B) policy recommendations for promoting*
 7 *and assisting the travel and tourism industry,*
 8 *including in Native American, Native Hawai-*
 9 *ian, and Alaska Native communities, by fully*
 10 *implementing the Native American Tourism and*
 11 *Improving Visitor Experience Act (Public Law*
 12 *114–221); and*

13 *(C) a description of the actions that should*
 14 *be taken by the Federal Government to accelerate*
 15 *the implementation of travel and tourism poli-*
 16 *cies and programs authorized by law.*

17 *(2) AVAILABILITY.—The Secretary shall make the*
 18 *report described in paragraph (1) publicly available*
 19 *on the website of the Department of Commerce.*

20 **SEC. 202. ENSURING HEALTH SAFETY IN THE SKIES.**

21 *(a) SHORT TITLE.—This section may be cited as the*
 22 *“Ensuring Health Safety in the Skies Act of 2021”*

23 *(b) DEFINITIONS.—In this section:*

1 (1) *ADVISORY COMMITTEE*.—The term “Advisory
2 Committee” means the Joint Federal Advisory Com-
3 mittee established under subsection (d).

4 (2) *AIR TRAVEL*.—The term “air travel” includes
5 international air travel.

6 (3) *JOINT TASK FORCE*.—The term “Joint Task
7 Force” means the Joint Task Force on Air Travel
8 During and After the COVID–19 Public Health
9 Emergency established under subsection (c)(1).

10 (c) *JOINT TASK FORCE ON AIR TRAVEL DURING AND*
11 *AFTER THE COVID–19 PUBLIC HEALTH EMERGENCY*.—

12 (1) *IN GENERAL*.—Not later than 30 days after
13 the date of the enactment of this Act, the Secretary of
14 Transportation, the Secretary of Homeland Security,
15 and the Secretary of Health and Human Services
16 shall establish the Joint Task Force on Air Travel
17 During and After the COVID–19 Public Health
18 Emergency.

19 (2) *DUTIES*.—

20 (A) *IN GENERAL*.—The Joint Task Force
21 shall develop recommended requirements, plans,
22 and guidelines to address the health, safety, secu-
23 rity, and logistical issues relating to—

1 (i) the continuation of air travel dur-
2 ing the COVID–19 public health emergency;
3 and

4 (ii) the resumption of full operations
5 at airports and increased passenger air
6 travel after the COVID–19 public health
7 emergency.

8 (B) RECOMMENDATIONS.—The rec-
9 ommendations developed under subparagraph
10 (A), with respect to the applicable periods de-
11 scribed in subparagraph (C), shall include—

12 (i) modifying airport, air carrier, se-
13 curity (including passenger security screen-
14 ing), and other operations related to pas-
15 senger air travel, including passenger queu-
16 ing, boarding, deplaning, and baggage han-
17 dling procedures, as a result of—

18 (I) current and anticipated
19 changes to passenger air travel during
20 and after the COVID–19 public health
21 emergency; and

22 (II) anticipated changes to pas-
23 senger air travel resulting from any
24 seasonal recurrence of the coronavirus;

1 (ii) mitigating the public health and
2 economic impacts of the COVID–19 public
3 health emergency and any seasonal recur-
4 rence of the coronavirus on airports and
5 passenger air travel (including through the
6 use of personal protective equipment, the
7 implementation of strategies to promote
8 overall passenger and employee safety, and
9 the accommodation of social distancing as
10 feasible and necessary);

11 (iii) addressing privacy and civil lib-
12 erty issues that may arise from passenger
13 health screenings, contact-tracing, or other
14 processes used to monitor the health of indi-
15 viduals engaged in air travel; and

16 (iv) operating procedures to manage
17 future public health crises that can be an-
18 ticipated, to the extent such public health
19 crises may impact air travel.

20 (C) *APPLICABLE PERIODS.*—The applicable
21 periods described in this subparagraph are—

22 (i) the period beginning on the date of
23 the first meeting of the Joint Task Force
24 and ending on the last day of the COVID–
25 19 public health emergency; and

1 (ii) the 1-year period beginning on the
 2 day after the end of the period described in
 3 clause (i).

4 (3) *ACTIVITIES OF THE JOINT TASK FORCE.*—

5 (A) *IN GENERAL.*—In developing the rec-
 6 ommended requirements, plans, and guidelines
 7 under paragraph (2), and before including such
 8 recommendations in the final report required
 9 under subsection (e)(2), the Joint Task Force
 10 shall—

11 (i) conduct cost-benefit evaluations re-
 12 garding such recommendations, including
 13 costs impacting air operations and impacts
 14 on air travel;

15 (ii) consider funding constraints;

16 (iii) use risk-based decision-making;

17 and

18 (iv) consult with the Advisory Com-
 19 mittee established under subsection (d)(1)
 20 and consider any consensus policy rec-
 21 ommendations of the Advisory Committee
 22 submitted under subsection (d)(2).

23 (B) *INTERNATIONAL CONSULTATION.*—The
 24 Joint Task Force shall consult, as practicable,
 25 with relevant international entities and opera-

tors, including the International Civil Aviation Organization, to harmonize (to the extent possible) recommended requirements, plans, and guidelines for air travel during and after the COVID–19 public health emergency.

(4) *MEMBERSHIP.*—

(A) *CHAIR.*—The Secretary of Transportation (or the Secretary’s designee) shall serve as Chair of the Joint Task Force.

(B) *VICE-CHAIR.*—The Secretary of Health and Human Services (or the Secretary’s designee) shall serve as Vice Chair of the Joint Task Force.

(C) *OTHER MEMBERS.*—In addition to the Chair and Vice Chair, the members of the Joint Task Force shall include representatives of—

(i) the Department of Transportation;

(ii) the Department of Homeland Security;

(iii) the Department of Health and Human Services;

(iv) the Federal Aviation Administration;

(v) the Transportation Security Administration;

- 1 (vi) *U.S. Customs and Border Protec-*
- 2 *tion;*
- 3 (vii) *the Centers for Disease Control*
- 4 *and Prevention;*
- 5 (viii) *the Occupational Safety and*
- 6 *Health Administration;*
- 7 (ix) *the National Institute for Occupa-*
- 8 *tional Safety and Health;*
- 9 (x) *the Pipeline and Hazardous Mate-*
- 10 *rials Safety Administration;*
- 11 (xi) *the Department of State; and*
- 12 (xii) *the Environmental Protection*
- 13 *Agency.*

14 (d) *JOINT FEDERAL ADVISORY COMMITTEE.—*

15 (1) *ESTABLISHMENT.—Not later than 15 days*

16 *after the date on which the Joint Task Force is estab-*

17 *lished pursuant to subsection (c)(1), the Secretary of*

18 *Transportation, in consultation with the Secretary of*

19 *Homeland Security and the Secretary of Health and*

20 *Human Services, shall establish a Joint Federal Ad-*

21 *visory Committee to advise the Joint Task Force.*

22 (2) *DUTIES OF THE ADVISORY COMMITTEE.—The*

23 *Advisory Committee shall develop and submit con-*

24 *sensus policy recommendations to the Joint Task*

1 *Force for the Joint Task Force to consider when devel-*
2 *oping recommendations under subsection (c)(2).*

3 (3) *MEMBERSHIP.—The members of the Advisory*
4 *Committee shall include representatives of—*

5 (A) *airport operators designated by the Sec-*
6 *retary of Transportation in consultation with*
7 *the Secretary of Homeland Security;*

8 (B) *air carriers designated by the Secretary*
9 *of Transportation;*

10 (C) *aircraft and aviation manufacturers*
11 *designated by the Secretary of Transportation;*

12 (D) *labor organizations representing—*

13 (i) *aviation industry workers (includ-*
14 *ing pilots, flight attendants, engineers,*
15 *maintenance, mechanics, air traffic control-*
16 *lers, safety inspectors, and workers per-*
17 *forming airport services such as security,*
18 *terminal and cabin cleaning, passenger as-*
19 *sistance, and aircraft loading) designated*
20 *by the Secretary of Transportation; and*

21 (ii) *security screening personnel des-*
22 *ignated by the Secretary of Homeland Secu-*
23 *rity;*

24 (E) *public health experts designated by the*
25 *Secretary of Health and Human Services;*

1 (F) organizations designated by the Sec-
2 retary of Transportation that represent airline
3 passengers;

4 (G) privacy and civil liberty organizations
5 designated by the Secretary of Homeland Secu-
6 rity;

7 (H) manufacturers and integrators of pas-
8 senger screening and identity verification tech-
9 nologies designated by the Secretary of Home-
10 land Security;

11 (I) trade associations representing air car-
12 riers (including major passenger air carriers,
13 low-cost passenger air carriers, regional pas-
14 senger air carriers, cargo air carriers, and for-
15 eign passenger air carriers) designated by the
16 Secretary of Transportation, in consultation
17 with the Secretary of Homeland Security;

18 (J) trade associations representing airport
19 operators (including large hub, medium hub,
20 small hub, nonhub primary, and nonprimary
21 commercial service airports) designated by the
22 Secretary of Transportation, in consultation
23 with the Secretary of Homeland Security; and

24 (K) aviation contractors designated by the
25 Secretary of Transportation.

1 (4) *VACANCIES.*—*Any vacancy in the member-*
 2 *ship of the Advisory Committee shall not affect its re-*
 3 *sponsibilities, but shall be filled in the same manner*
 4 *as the original appointment and in accordance with*
 5 *the Federal Advisory Committee Act (5 U.S.C. App).*

6 (5) *PROHIBITION ON COMPENSATION.*—*The mem-*
 7 *bers of the Advisory Committee shall not receive any*
 8 *compensation from the Federal Government by reason*
 9 *of their service on the Advisory Committee.*

10 (6) *PUBLICATION.*—*Not later than 14 days after*
 11 *the date on which the Advisory Committee submits*
 12 *policy recommendations to the Joint Task Force pur-*
 13 *suant to paragraph (2), the Secretary of Transpor-*
 14 *tation shall publish such policy recommendations on*
 15 *a publicly accessible website.*

16 (e) *BRIEFINGS AND REPORTS.*—

17 (1) *PRELIMINARY BRIEFINGS.*—*As soon as prac-*
 18 *ticable, but not later than 6 months after the date on*
 19 *which the Joint Task Force is established pursuant to*
 20 *subsection (c)(1), the Joint Task Force shall begin*
 21 *providing preliminary briefings to Congress regard-*
 22 *ing the status of the development of the recommended*
 23 *requirements, plan, and guidelines under subsection*
 24 *(c)(2). The preliminary briefings shall include in-*

1 *terim versions, if any, of the recommendations of the*
 2 *Joint Task Force.*

3 (2) *FINAL REPORT.*—

4 (A) *DEADLINE.*—*As soon as practicable, but*
 5 *not later than 18 months after the date of enact-*
 6 *ment of this Act, the Joint Task Force shall sub-*
 7 *mit a final report to Congress.*

8 (B) *CONTENT.*—*The final report shall in-*
 9 *clude—*

10 (i)(I) *all of the recommended require-*
 11 *ments, plans, and guidelines developed by*
 12 *the Joint Task Force pursuant to subsection*
 13 *(c)(2); and*

14 (II) *a description of any action taken*
 15 *by the Federal Government as a result of*
 16 *the recommendations referred to in sub-*
 17 *clause (I); and*

18 (ii)(I) *consensus policy recommenda-*
 19 *tions submitted by the Advisory Committee*
 20 *pursuant to subsection (d)(2); and*

21 (II) *an explanation (including data*
 22 *and risk analysis) of any action by the*
 23 *Joint Task Force in response to the rec-*
 24 *ommendations referred to in subclause (I).*

1 (f) *TERMINATION.*—*The Joint Task Force and the Ad-*
 2 *visory Committee shall terminate on the date that is 30*
 3 *days after the date on which the Joint Task Force submits*
 4 *the final report required under subsection (e)(2).*

5 **SEC. 203. FEASIBILITY STUDY ON THE USE OF CANINE**
 6 **UNITS TO DETECT COVID-19 AT AIRPORTS.**

7 (a) *IN GENERAL.*—*The Administrator of the Trans-*
 8 *portation Security Administration, in consultation with*
 9 *the Secretary of Transportation, the Secretary of Homeland*
 10 *Security, the Director of the Centers for Disease Control and*
 11 *Prevention, and the Secretary of Defense, shall conduct a*
 12 *study to assess—*

13 (1) *the feasibility of using canines to detect the*
 14 *presence of SARS-CoV-2, the virus that causes the*
 15 *coronavirus disease 2019 (commonly known as*
 16 *“COVID-19”), in individuals infected with the virus;*

17 (2) *if using canines to detect the presence of*
 18 *SARS-CoV-2 is feasible, whether canine units could*
 19 *be used at airports to screen passengers, individuals*
 20 *accompanying passengers, crew members, and other*
 21 *individuals who pass through airports and airport se-*
 22 *curity screening locations for SARS-CoV-2 infection;*
 23 *and*

24 (3) *if using canine units to conduct screening de-*
 25 *scribed in paragraph (2) is feasible, how such screen-*

1 *ing would be implemented and what metrics would be*
2 *used to monitor the efficacy of the screening.*

3 *(b) ASSESSMENT OF EFFICACY.—*

4 *(1) IN GENERAL.—In conducting the study re-*
5 *quired under subsection (a), the Administrator shall*
6 *conduct a comprehensive review and analysis of*
7 *SARS-CoV-2 detection solutions to determine the ef-*
8 *ficacy of canines to detect SARS-CoV-2 in individ-*
9 *uals.*

10 *(2) USE OF REVIEW.—The Administrator shall*
11 *use the results of the review and analysis required*
12 *under paragraph (1)—*

13 *(A) to determine the biological detection ca-*
14 *pabilities of canines; and*

15 *(B) to inform the operational factors and*
16 *considerations necessary for the deployment of*
17 *canine units at airports to detect SARS-CoV-2.*

18 *(c) ADDITIONAL ELEMENTS.—In conducting the as-*
19 *sessments required under subsections (a) and (b), the Ad-*
20 *ministrator shall—*

21 *(1) assess the probability of canines responding*
22 *to the presence of SARS-CoV-2;*

23 *(2) determine the specificity of response by ca-*
24 *nines to SARS-CoV-2 compared to their response to*
25 *a pool of similar viruses and controls;*

1 (3) *assess how close canine units must be to indi-*
2 *viduals to detect SARS-CoV-2 at a high sensitivity*
3 *and specificity;*

4 (4) *assess the effectiveness of canine units in de-*
5 *tecting SARS-CoV-2 in symptomatic carriers com-*
6 *pared to asymptomatic carriers;*

7 (5) *assess other valid measures to determine the*
8 *efficacy of using canine units to screen for SARS-*
9 *CoV-2 at airports, such as the accuracy of detection*
10 *and the risks of false positives and false negatives;*

11 (6) *identify training and policy gaps that must*
12 *be addressed before implementing a program to use*
13 *canine units at airports to screen passengers, individ-*
14 *uals accompanying passengers, crew members, and*
15 *other individuals who pass through airports and air-*
16 *port security screening locations, for infection with*
17 *SARS-CoV-2; and*

18 (7) *assess—*

19 (A) *the number of canine units the Admin-*
20 *istrator would require in order to effectively im-*
21 *plement a program to use canine units at air-*
22 *ports to screen passengers, individuals accom-*
23 *panying passengers, crew members, and other in-*
24 *dividuals who pass through airports and airport*

1 *security screening locations for infection with*
2 *SARS-CoV-2; and*

3 *(B) the effect that such screenings would*
4 *have on the Transportation Security Adminis-*
5 *tration's existing pool of canine units.*

6 *(d) CONSIDERATIONS.—In conducting the study re-*
7 *quired under subsection (a), the Administrator shall con-*
8 *sider—*

9 *(1) opportunities to leverage established, pre-*
10 *existing scientific information regarding detection of*
11 *SARS-CoV-2 by canines;*

12 *(2) established programs in foreign countries re-*
13 *lated to detection of SARS-CoV-2 by canine units;*

14 *(3) detection approaches and solutions related to*
15 *the optimization of detection of SARS-CoV-2 by ca-*
16 *nines; and*

17 *(4) private industry approaches aimed to facili-*
18 *tate detection of SARS-CoV-2 using canine units.*

19 *(e) THIRD-PARTY VALIDATION AND VERIFICATION.—*
20 *The Administrator shall ensure that any screening solutions*
21 *developed pursuant to the study required under subsection*
22 *(a) undergo validation and verification analysis by a third*
23 *party with appropriate expertise to ensure accuracy of data*
24 *obtained from the study.*

1 (f) *REPORT REQUIRED.*—Not later than 1 year after
 2 the date of the enactment of this Act, the Administrator
 3 shall submit a report to the Committee on Commerce,
 4 Science, and Transportation of the Senate, the Committee
 5 on Armed Services of the Senate, the Committee on Health,
 6 Education, Labor, and Pensions of the Senate, the Com-
 7 mittee on Homeland Security of the House of Representa-
 8 tives, the Committee on Armed Services of the House of Rep-
 9 resentatives, and the Committee on Energy and Commerce
 10 of the House of Representatives that—

11 (1) describes the results of the study required
 12 under subsection (a), including the assessments re-
 13 quired under subsections (b) and (c); and

14 (2) makes a recommendation with respect to
 15 whether canine units at airports could be trained ef-
 16 fectively and efficiently to screen passengers, individ-
 17 uals accompanying passengers, crew members, and
 18 other individuals who pass through airports and air-
 19 port security screening locations, for infection with
 20 SARS-CoV-2.

21 ***Subtitle B—One-Stop Security***

22 ***SEC. 211. SHORT TITLE.***

23 This subtitle may be cited as the “One-Stop Pilot Pro-
 24 gram Act of 2021”.

1 **SEC. 212. DEFINITIONS.**

2 *In this subtitle:*

3 (1) *ADMINISTRATOR.*—The term “Adminis-
4 trator” means the Administrator of the Transpor-
5 tation Security Administration.

6 (2) *APPROPRIATE CONGRESSIONAL COMMIT-*
7 *TEES.*—The term “appropriate congressional commit-
8 tees” means—

9 (A) *the Committee on Commerce, Science,*
10 *and Transportation of the Senate;*

11 (B) *the Committee on Homeland Security*
12 *and Governmental Affairs of the Senate; and*

13 (C) *the Committee on Homeland Security of*
14 *the House of Representatives.*

15 (3) *TSA.*—The term “TSA” means the Trans-
16 portation Security Administration of the Department
17 of Homeland Security.

18 **SEC. 213. PILOT PROGRAM FOR ONE-STOP SECURITY.**

19 (a) *IN GENERAL.*—Notwithstanding 44901(a) of title
20 49, United States Code, the Administrator, in coordination
21 with the Commissioner of U.S. Customs and Border Protec-
22 tion, may establish a pilot program at not more than 6
23 foreign last point of departure airports to permit passengers
24 and their accessible property arriving on direct flights or
25 flight segments originating at such participating foreign
26 airports to continue on additional flights or flight segments

1 *originating in the United States without additional secu-*
 2 *rity re-screening if—*

3 *(1) the initial screening was conducted in ac-*
 4 *cordance with an aviation security screening agree-*
 5 *ment described in subsection (d);*

6 *(2) passengers arriving from participating for-*
 7 *foreign airports are unable to access their checked bag-*
 8 *gage until the arrival at their final destination; and*

9 *(3) upon arrival in the United States, passengers*
 10 *arriving from participating foreign airports do not*
 11 *come into contact with other arriving international*
 12 *passengers, those passengers' property, or other per-*
 13 *sons who have not been screened or subjected to other*
 14 *appropriate security controls required for entry into*
 15 *the airport's sterile area.*

16 *(b) REQUIREMENTS FOR PILOT PROGRAM.—In car-*
 17 *rying out this section, the Administrator shall ensure that*
 18 *there is no reduction in the level of security or specific TSA*
 19 *aviation security standards or requirements for screening*
 20 *passengers and their property prior to boarding an inter-*
 21 *national flight bound for the United States, including spe-*
 22 *cific aviation security standards and requirements regard-*
 23 *ing—*

24 *(1) high risk passengers and their property;*

25 *(2) weapons, explosives, and incendiaries;*

1 (3) screening passengers and property transfer-
 2 ring at a foreign last point of departure airport from
 3 another airport and bound for the United States, and
 4 addressing any co-mingling of such passengers and
 5 property with passengers and property screened under
 6 the pilot program described in subsection (a); and

7 (4) insider risk at foreign last point of departure
 8 airports.

9 (c) *RE-SCREENING OF CHECKED BAGGAGE*.—Subject
 10 to subsection (e), the Administrator may determine whether
 11 checked baggage arriving from participating foreign air-
 12 ports referenced in subsection (a) that screen using an ex-
 13 plosives detection system must be rescreened in the United
 14 States by an explosives detection system before such baggage
 15 continues on any additional flight or flight segment.

16 (d) *AVIATION SECURITY SCREENING AGREEMENT*.—
 17 An aviation security screening agreement described in this
 18 subsection is a treaty, executive agreement, or other inter-
 19 national arrangement that—

20 (1) is signed by the Administrator, without dele-
 21 gating such authority; and

22 (2) is entered into with a foreign country that
 23 delineates and implements security standards and
 24 protocols utilized at a foreign last point of departure
 25 airport that are determined by the Administrator—

1 (A) to be comparable to those of the United
2 States; and

3 (B) sufficiently effective to enable passengers
4 and their accessible property to deplane into
5 sterile areas of airports in the United States
6 without the need for re-screening.

7 (e) *RE-SCREENING REQUIREMENT.*—

8 (1) *IN GENERAL.*—If the Administrator deter-
9 mines that a foreign country participating in the
10 aviation security screening agreement has not main-
11 tained and implemented security standards and pro-
12 tocols comparable to those of the United States at for-
13 eign last point of departure airports at which a pilot
14 program has been established in accordance with this
15 section, the Administrator shall ensure that pas-
16 sengers and their property arriving from such air-
17 ports are re-screened in the United States, including
18 by using explosives detection systems in accordance
19 with section 44901(d)(1) of title 49, United States
20 Code, and implementing regulations, before such pas-
21 sengers and their property are permitted into sterile
22 areas of airports in the United States.

23 (2) *CONSULTATION.*—If the Administrator has
24 reasonable grounds to believe that the other party to
25 an aviation security screening agreement has not

1 *complied with such agreement, the Administrator*
2 *shall request immediate consultation with such party.*

3 (3) *SUSPENSION OR TERMINATION OF AGREE-*
4 *MENT.—If a satisfactory agreement between TSA and*
5 *a foreign country is not reached within 45 days after*
6 *a consultation request under paragraph (2) or in the*
7 *case of the foreign country’s continued or egregious*
8 *failure to maintain the security standards and proto-*
9 *cols described in paragraph (1), the Administrator*
10 *shall—*

11 (A) *suspend or terminate the aviation secu-*
12 *rity screening agreement with such country, as*
13 *determined appropriate by the Administrator;*
14 *and*

15 (B) *notify the appropriate congressional*
16 *committees of such consultation, suspension, or*
17 *termination, as the case may be, not later than*
18 *7 days after such consultation, suspension, or*
19 *termination.*

20 (f) *BRIEFINGS TO CONGRESS.—Not later than 45 days*
21 *before an aviation security screening agreement described*
22 *in subsection (d) enters into force, the Administrator shall*
23 *submit to the appropriate congressional committees—*

1 (1) *an aviation security threat assessment for the*
2 *country in which such foreign last point of departure*
3 *airport is located;*

4 (2) *information regarding any corresponding*
5 *mitigation efforts to address any security issues iden-*
6 *tified in such threat assessment, including any plans*
7 *for joint covert testing;*

8 (3) *information on potential security*
9 *vulnerabilities associated with commencing such*
10 *agreements and mitigation plans to address such po-*
11 *tential security vulnerabilities;*

12 (4) *an assessment of the impacts that such agree-*
13 *ment will have on aviation security;*

14 (5) *an assessment by TSA of the screening per-*
15 *formed at foreign last point of departure airports, in-*
16 *cluding the feasibility of TSA personnel monitoring*
17 *screening, security protocols, and standards;*

18 (6) *information regarding identifying the entity*
19 *or entities responsible for screening passengers and*
20 *property at the foreign last point of departure air-*
21 *port;*

22 (7) *the name of the entity or local authority and*
23 *any contractor or subcontractor party to the agree-*
24 *ment;*

1 (8) *information regarding the screening require-*
 2 *ments under subsection (e);*

3 (9) *details regarding information sharing mecha-*
 4 *nisms between the Department of Homeland Security*
 5 *and the foreign last point of departure airport,*
 6 *screening authority, or entity responsible for screen-*
 7 *ing, as required by law, regulation, or an aviation*
 8 *screening agreement described in subsection (d); and*

9 (10) *a copy of the aviation security screening*
 10 *agreement, which shall identify the foreign last point*
 11 *of departure airport or airports at which a pilot pro-*
 12 *gram under this section is to be established.*

13 (g) *CERTIFICATIONS RELATING TO THE PILOT PRO-*
 14 *GRAM FOR ONE-STOP SECURITY.—For each aviation secu-*
 15 *rity screening agreement described in subsection (d), the*
 16 *Administrator shall submit to the appropriate congres-*
 17 *sional committees—*

18 (1)(A) *a certification that such agreement satis-*
 19 *fies all of the requirements specified in subsection (b);*
 20 *or*

21 (B) *in the event that 1 or more of such require-*
 22 *ments are not so satisfied, a description of the*
 23 *unsatisfied requirement and information on what ac-*
 24 *tions the Administrator will take to ensure that such*

1 *remaining requirements are satisfied before such*
2 *agreement enters into force;*

3 *(2) a certification that TSA and U.S. Customs*
4 *and Border Protection have ensured that any nec-*
5 *essary physical modifications or appropriate mitiga-*
6 *tions exist in the domestic one-stop security pilot pro-*
7 *gram airport prior to receiving international pas-*
8 *sengers from a last point of departure airport under*
9 *the aviation security screening agreement;*

10 *(3) a certification that a foreign last point of de-*
11 *parture airport covered by an aviation security*
12 *screening agreement has an operation to screen all*
13 *checked bags as required by law, regulation, or inter-*
14 *national agreement, including the full utilization of*
15 *Explosives Detection Systems to the extent prac-*
16 *ticable;*

17 *(4) a certification that the Administrator con-*
18 *sulted with stakeholders, including air carriers, avia-*
19 *tion nonprofit labor organizations, airport operators,*
20 *relevant interagency partners, and other stakeholders*
21 *that the Administrator determines appropriate.*

22 *(h) REPORT TO CONGRESS.—Not later than 5 years*
23 *after the date of the enactment of this Act, the Secretary*
24 *of Homeland Security, in coordination with the Adminis-*
25 *trator, shall submit a report to the appropriate congres-*

1 sional committees regarding the implementation of the pilot
2 program authorized under this section, including informa-
3 tion relating to—

4 (1) the impact of such program on homeland se-
5 curity and international aviation security, including
6 any benefits and challenges of such program;

7 (2) the impact of such program on passengers,
8 airports, and air carriers, including any benefits and
9 challenges of such program; and

10 (3) the impact and feasibility of continuing such
11 program or expanding it into a more permanent pro-
12 gram, including any benefits and challenges of such
13 continuation or expansion.

14 (i) *RULE OF CONSTRUCTION.*—Nothing in this section
15 may be construed as limiting the authority of U.S. Customs
16 and Border Protection to inspect persons and baggage ar-
17 riving in the United States in accordance with applicable
18 law.

19 (j) *SUNSET.*—The pilot program authorized under this
20 section shall terminate on the date that is 6 years after the
21 date of the enactment of this Act.

Calendar No. 229

117TH CONGRESS
1ST Session

S. 3375

A BILL

To promote travel and tourism in the United States, to improve the health safety and security of international flights entering the United States, and for other purposes.

DECEMBER 17, 2021

Reported with an amendment