

## Union Calendar No.

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

# H. R. 5389

[Report No. 114-]

To encourage engagement between the Department of Homeland Security  
and technology innovators, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2016

Mr. RATCLIFFE (for himself, Mr. McCAUL, and Mr. THOMPSON of Mississippi) introduced the following bill; which was referred to the Committee on Homeland Security

JUNE --, 2016

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

# **A BILL**

To encourage engagement between the Department of Homeland Security and technology innovators, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Leveraging Emerging  
5 Technologies Act of 2016”.

6 **SEC. 2. INNOVATION ENGAGEMENT.**

7 (a) INNOVATION ENGAGEMENT.—

8 (1) IN GENERAL.—The Secretary of Homeland  
9 Security—

10 (A) shall engage with innovative and  
11 emerging technology developers and firms, in-  
12 cluding technology-based small businesses and  
13 startup ventures, to address homeland security  
14 needs; and

15 (B) may identify geographic areas in the  
16 United States with high concentrations of such  
17 innovative and emerging technology developers  
18 and firms, and may establish personnel and of-  
19 fice space in such areas, as appropriate.

20 (2) ENGAGEMENT.—Engagement under para-  
21 graph (1) may include innovative and emerging tech-  
22 nology developers or firms with proven technologies,  
23 supported with outside investment, with potential  
24 applications for the Department of Homeland Secu-  
25 rity.

1           (3) CO-LOCATION.—If the Secretary of Home-  
2           land Security determines that it is appropriate to es-  
3           tablish personnel and office space in a specific geo-  
4           graphic area in the United States pursuant to para-  
5           graph (1)(B), the Secretary shall co-locate such per-  
6           sonnel and office space with other existing assets  
7           of—

8                     (A) the Department of Homeland Security,  
9                     where possible; or

10                    (B) Federal facilities, where appropriate.

11           (4) OVERSIGHT.—Not later than 30 days after  
12           establishing personnel and office space in a specific  
13           geographic area in the United States pursuant to  
14           paragraph (1)(B), the Secretary of Homeland Secu-  
15           rity shall inform Congress about the rationale for  
16           such establishment, the anticipated costs associated  
17           with such establishment, and the specific goals for  
18           such establishment.

19           (b) STRATEGIC PLAN.—Not later than six months  
20           after the date of the enactment of this section, the Sec-  
21           retary of Homeland Security shall develop, implement, and  
22           submit to the Committee on Homeland Security of the  
23           House of Representatives and the Committee on Home-  
24           land Security and Governmental Affairs of the Senate a  
25           Department of Homeland Security-wide strategy to

1 proactively engage with innovative and emerging tech-  
2 nology developers and firms, including technology-based  
3 small businesses and startup ventures, in accordance with  
4 subsection (a). Such strategy shall—

5           (1) focus on sustainable methods and guidance  
6           to build relationships, including with such innovative  
7           and emerging technology developers and firms in ge-  
8           ographic areas in the United States with high con-  
9           centrations of such innovative and emerging tech-  
10          nology developers and firms, and in geographic areas  
11          outside such areas, to establish, develop, and en-  
12          hance departmental capabilities to address homeland  
13          security needs;

14          (2) include efforts to—

15                (A) ensure proven innovative and emerging  
16                technologies can be included in existing and fu-  
17                ture acquisition contracts;

18                (B) coordinate with organizations that pro-  
19                vide venture capital to businesses, particularly  
20                small businesses and startup ventures, as ap-  
21                propriate, to assist the commercialization of in-  
22                novative and emerging technologies that are ex-  
23                pected to be ready for commercialization in the  
24                near term and within 36 months; and

1           (C) address barriers to the utilization of  
2           innovative and emerging technologies and the  
3           engagement of small businesses and startup  
4           ventures in the acquisition process;

5           (3) include a description of how the Depart-  
6           ment plans to leverage proven innovative and emerg-  
7           ing technologies to address homeland security needs;  
8           and

9           (4) include the criteria the Secretary plans to  
10          use to determine an innovative or technology is prov-  
11          en.

12          (c) PROHIBITION ON ADDITIONAL FUNDING.—No  
13          additional funds are authorized to be appropriated to  
14          carry out this Act.