

**Suspend the Rules and Pass the Bill, H.R. 9668, With an Amendment**

**(The amendment strikes all after the enacting clause and inserts a new text)**

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

# H. R. 9668

To establish in the Department of Homeland Security a working group relating to countering terrorist, cybersecurity, border and port security, and transportation security threats posed to the United States by the Chinese Communist Party, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 18, 2024

Mr. STRONG (for himself and Mr. SUOZZI) introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committees on Ways and Means, Financial Services, the Judiciary, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To establish in the Department of Homeland Security a working group relating to countering terrorist, cybersecurity, border and port security, and transportation security threats posed to the United States by the Chinese Communist Party, and for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Strategic Homeland  
3 Intelligence and Enforcement Legislation to Defend  
4 against the CCP Act” or the “SHIELD Against CCP  
5 Act”.

6 **SEC. 2. WORKING GROUP TO COUNTER CERTAIN THREATS**  
7 **POSED TO THE UNITED STATES BY THE CHI-**  
8 **NESE COMMUNIST PARTY.**

9 (a) ESTABLISHMENT.—

10 (1) IN GENERAL.—Not later than 180 days  
11 after the date of the enactment of this Act, the Sec-  
12 retary of Homeland Security shall establish in the  
13 Department of Homeland Security a working group  
14 (in this section referred to as the “Working  
15 Group”), which shall carry out the duties specified  
16 in subsection (b) relating to countering terrorist, cy-  
17 bersecurity, border and port security, and transpor-  
18 tation security threats posed to the United States by  
19 the Chinese Communist Party.

20 (2) DIRECTOR.—

21 (A) APPOINTMENT.—The head of the  
22 Working Group shall be a Director (in this sec-  
23 tion referred to as the “Director”), who shall be  
24 appointed by the Secretary of Homeland Secu-  
25 rity.

1 (B) REPORTING.—The Director shall re-  
2 port to the Secretary of Homeland Security re-  
3 garding all administrative, operational, and se-  
4 curity matters of the Working Group.

5 (3) STAFFING.—The Secretary of Homeland  
6 Security shall ensure the Working Group is provided  
7 with the following:

8 (A) A sufficient number of employees to  
9 perform required duties.

10 (B) Not fewer than one employee dedicated  
11 to ensuring compliance with privacy laws and  
12 regulations.

13 (4) DETAILEES.—The Working Group may ac-  
14 cept and employ detailees with expertise in coun-  
15 tering terrorist, cybersecurity, border and port secu-  
16 rity, and transportation security threats posed by  
17 the Chinese Communist Party to the United States,  
18 or in related fields, from any element of the intel-  
19 ligence community or any other Federal agency the  
20 Director determines appropriate, with or without re-  
21 imbursement, consistent with applicable laws and  
22 regulations regarding such employees.

23 (b) DUTIES.—The Working Group shall carry out the  
24 following:

1           (1) Examine, assess, and report upon efforts by  
2           the Department of Homeland Security to counter  
3           terrorist, cybersecurity, border and port security,  
4           and transportation security threats posed to the  
5           United States by the Chinese Communist Party, in-  
6           cluding efforts to counter the Chinese Communist  
7           Party's—

8                   (A) nontraditional tactics and exploitation  
9                   of the United States immigration system  
10                  through—

11                           (i) identity theft;

12                           (ii) the immigrant and nonimmigrant  
13                           visa processes;

14                           (iii) unlawful border crossings;

15                           (iv) human smuggling; and

16                           (v) human trafficking;

17                   (B) predatory economic and trade prac-  
18                   tices, including the trafficking of counterfeit  
19                   and pirated goods, the use of forced labor, labor  
20                   exploitation for financial gain, customs fraud,  
21                   and theft of intellectual property and tech-  
22                   nology; and

23                   (C) direct or indirect support for  
24                   transnational criminal organizations trafficking

1 in fentanyl, illicit drug precursors, or other con-  
2 trolled substances through—

- 3 (i) the United States border;
- 4 (ii) international mail shipments; or
- 5 (iii) express consignment operations.

6 (2) Account for the resources of the Depart-  
7 ment that are dedicated to programs aimed at coun-  
8 tering terrorist, cybersecurity, border and port secu-  
9 rity, and transportation security threats posed to the  
10 United States by the Chinese Communist Party, and  
11 any supporting information as to the efficacy of each  
12 such program.

13 (3) Build upon existing or ongoing evaluations  
14 and avoid unnecessary duplication by reviewing the  
15 findings, conclusions, and recommendations of other  
16 appropriate working groups, committees, commis-  
17 sions, or entities established by the Department re-  
18 lated to efforts to counter terrorist, cybersecurity,  
19 border and port security, and transportation security  
20 threats posed to the United States by the Chinese  
21 Communist Party.

22 (4) Identify gaps in policies, processes, and ac-  
23 tivities of the Department to respond to terrorist,  
24 cybersecurity, border and port security, and trans-

1 portation security threats posed to the United States  
2 by the Chinese Communist Party.

3 (5) Facilitate cooperation and coordination  
4 among offices and components of the Department on  
5 a holistic response to countering terrorist, cybersecu-  
6 rity, border and port security, and transportation se-  
7 curity threats posed to the United States by the Chi-  
8 nese Communist Party.

9 (c) ADDITIONAL DUTY RELATING TO INFORMATION  
10 SHARING.—The Working Group shall review, in coordina-  
11 tion with the Office of Intelligence and Analysis of the De-  
12 partment of Homeland Security, information relating to  
13 terrorist, cybersecurity, border and port security, and  
14 transportation security threats posed to the United States  
15 by the Chinese Communist Party that is gathered by Fed-  
16 eral, State, local, Tribal, and territorial partners, and the  
17 National Network of Fusion Centers, and incorporate such  
18 information, as appropriate, into the Working Group’s  
19 own information relating to such threats. The Working  
20 Group, in coordination with the Office of Intelligence and  
21 Analysis, shall also ensure the dissemination to Federal,  
22 State, local, Tribal, and territorial partners, and the Na-  
23 tional Network of Fusion Centers, of information related  
24 to such threats.

25 (d) ANNUAL ASSESSMENTS.—

1           (1) IN GENERAL.—Not later than 180 days  
2 after the date of the enactment of this section and  
3 annually thereafter for five years, the Secretary of  
4 Homeland Security, in coordination with the Under  
5 Secretary for Intelligence and Analysis of the De-  
6 partment of Homeland Security, the Director of the  
7 Federal Bureau of Investigation, and the Director of  
8 National Intelligence, shall submit to the appro-  
9 priate congressional committees a report that as-  
10 sses terrorist, cybersecurity, border and port secu-  
11 rity, and transportation security threats posed to the  
12 United States by the Chinese Communist Party dur-  
13 ing the immediately preceding 12 months.

14           (2) CONTENTS.—Each assessment under para-  
15 graph (1) shall also include the following:

16                   (A) A description of the activities and op-  
17 erations of the Working Group undertaken pur-  
18 suant to subsection (b).

19                   (B) Any other matters the Secretary of  
20 Homeland Security determines relevant.

21           (3) FORM.—Each assessment under paragraph  
22 (1) shall be submitted in unclassified form, but may  
23 include a classified annex. The Secretary of Home-  
24 land Security shall post on a publicly available

1 website of the Department of Homeland Security the  
2 unclassified portion of each assessment.

3 (4) BRIEFING.—Not later than 30 days after  
4 the submission of each assessment under paragraph  
5 (1), the Secretary of Homeland Security shall pro-  
6 vide to the appropriate congressional committees a  
7 briefing on such assessment and the progress and  
8 challenges of the Working Group.

9 (e) COMPTROLLER GENERAL REVIEW.—Not later  
10 than one year after the date of the enactment of this Act,  
11 the Comptroller General of the United States shall submit  
12 to the appropriate congressional committees a report on  
13 the implementation of this section.

14 (f) RESEARCH AND DEVELOPMENT.—Not later than  
15 one year after the date of the enactment of this Act, the  
16 Secretary of Homeland Security, in coordination with the  
17 Director and the Under Secretary for Science and Tech-  
18 nology of the Department of Homeland Security, shall, to  
19 the extent practicable, carry out research and develop-  
20 ment, including operational testing, of technologies and  
21 techniques for enhancing the Department's security and  
22 situational awareness relating to countering terrorist, cy-  
23 bersecurity, border and port security, and transportation  
24 security threats posed to the United States by the Chinese  
25 Communist Party.



1 (g) IMPLEMENTATION.—All activities carried out  
2 pursuant to this section—

3 (1) shall be carried out in accordance with ap-  
4 plicable constitutional, privacy, civil rights, and civil  
5 liberties protections; and

6 (2) may not infringe upon the lawful exercise of  
7 free speech by United States persons.

8 (h) SUNSET.—The Working Group shall terminate on  
9 the date that is seven years after the establishment of the  
10 Working Group under subsection (a)(1).

11 (i) DEFINITIONS.—In this section:

12 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
13 TEES.—The term “appropriate congressional com-  
14 mittees” means—

15 (A) in the House of Representatives—

16 (i) the Committee on Homeland Secu-  
17 rity;

18 (ii) the Committee on Ways and  
19 Means;

20 (iii) the Committee on Financial Serv-  
21 ices;

22 (iv) the Committee on the Judiciary;

23 and

24 (v) the Committee on Foreign Affairs;

25 and

- 1 (B) in the Senate—
- 2 (i) the Committee on Homeland Security and Governmental Affairs;
- 3
- 4 (ii) the Committee on Banking, Housing, and Urban Affairs;
- 5
- 6 (iii) the Committee on Finance;
- 7 (iv) the Committee on the Judiciary;
- 8 and
- 9 (v) the Committee on Foreign Relations.
- 10

11 (2) FUSION CENTER.—The term “fusion center” has the meaning given such term in subsection

12

13 (k) of section 210A of the Homeland Security Act

14 of 2002 (6 U.S.C. 124h).

15 (3) INTELLIGENCE COMMUNITY.—The term

16 “intelligence community” has the meaning given

17 such term in section 3(4) of the National Security

18 Act of 1947 (50 U.S.C. 3003(4)).

19 (4) NATIONAL NETWORK OF FUSION CENTERS.—The term “National Network of Fusion Centers” means a decentralized arrangement of fusion

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21 centers intended to enhance individual State and

22

23 urban area fusion centers’ ability to leverage the capabilities and expertise of all such fusion centers for

24

1 the purpose of enhancing analysis and homeland se-  
2 curity information sharing nationally.

3 (5) UNITED STATES PERSONS.—The term  
4 “United States person” has the meaning given such  
5 term in section 1637(d)(10) of the Carl Levin and  
6 Howard P. “Buck” McKeon National Defense Au-  
7 thorization Act for Fiscal year 2015 (50 U.S.C.  
8 1708(d)(10)).