

114TH CONGRESS
1ST SESSION

H. R. 3490

[Report No. 114-]

To amend the Homeland Security Act of 2002 to authorize the National Computer Forensics Institute, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 11, 2015

Mr. RATCLIFFE (for himself, Mr. McCAUL, and Mr. PALMER) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, 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

OCTOBER --, 2015

Reported from the Committee on the Judiciary with an amendment

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

[For text of introduced bill, see copy of bill as introduced on September 11, 2015]

A BILL

To amend the Homeland Security Act of 2002 to authorize the National Computer Forensics Institute, 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 “Strengthening State and*
5 *Local Cyber Crime Fighting Act”.*

6 **SEC. 2. AUTHORIZATION OF THE NATIONAL COMPUTER**
7 **FORENSICS INSTITUTE OF THE DEPARTMENT**
8 **OF HOMELAND SECURITY.**

9 *(a) IN GENERAL.—Subtitle C of title VIII of the*
10 *Homeland Security Act of 2002 (6 U.S.C. 381 et seq.) is*
11 *amended by adding at the end the following new section:*

12 **“SEC. 822. NATIONAL COMPUTER FORENSICS INSTITUTE.**

13 *“(a) IN GENERAL.—There is established in the Depart-*
14 *ment a National Computer Forensics Institute (in this sec-*
15 *tion referred to as the ‘Institute’), to be operated by the*
16 *United States Secret Service, for the dissemination of home-*
17 *land security information related to the investigation and*
18 *prevention of cyber and electronic crime and related threats*
19 *to educate, train, and equip State, local, tribal, and terri-*
20 *torial law enforcement officers, prosecutors, and judges.*

21 *“(b) FUNCTIONS.—The functions of the Institute shall*
22 *include the following:*

23 *“(1) Educating State, local, tribal, and terri-*
24 *torial law enforcement officers, prosecutors, and*
25 *judges on current—*

1 “(A) *cyber and electronic crimes and related*
2 *threats;*

3 “(B) *methods for investigating cyber and*
4 *electronic crime and related threats and con-*
5 *ducting computer and mobile device forensic ex-*
6 *aminations; and*

7 “(C) *prosecutorial and judicial challenges*
8 *related to cyber and electronic crime and related*
9 *threats, and computer and mobile device forensic*
10 *examinations.*

11 “(2) *Training State, local, tribal, and territorial*
12 *law enforcement officers to—*

13 “(A) *conduct cyber and electronic crime and*
14 *related threat investigations;*

15 “(B) *conduct computer and mobile device*
16 *forensic examinations; and*

17 “(C) *respond to network intrusion inci-*
18 *dents.*

19 “(3) *Training State, local, tribal, and territorial*
20 *law enforcement officers, prosecutors, and judges on*
21 *methods to obtain, process, store, and admit digital*
22 *evidence in court.*

23 “(c) *PRINCIPLES.—In carrying out the functions*
24 *under subsection (b), the Institute shall ensure, to the extent*
25 *practicable, that timely, actionable, and relevant expertise*

1 *and homeland security information related to cyber and*
2 *electronic crime and related threats is shared with State,*
3 *local, tribal, and territorial law enforcement officers, pros-*
4 *ecutors, and judges.*

5 “(d) *EQUIPMENT.—The Institute is authorized to pro-*
6 *vide State, local, tribal, and territorial law enforcement of-*
7 *ficers, prosecutors, and judges with computer equipment,*
8 *hardware, software, manuals, and tools necessary to con-*
9 *duct cyber and electronic crime and related threats inves-*
10 *tigations and computer and mobile device forensic examina-*
11 *tions.*

12 “(e) *ELECTRONIC CRIME TASK FORCES.—The Insti-*
13 *tute shall facilitate the expansion of the Secret Service’s net-*
14 *work of Electronic Crime Task Forces through the addition*
15 *of task force officers of State, local, tribal, and territorial*
16 *law enforcement officers, prosecutors, and judges educated*
17 *and trained at the Institute, in addition to academia and*
18 *private sector stakeholders.*

19 “(f) *COORDINATION WITH FEDERAL LAW ENFORCE-*
20 *MENT TRAINING CENTER.—The Institute shall seek oppor-*
21 *tunities to coordinate with the Federal Law Enforcement*
22 *Training Center within the Department to help enhance,*
23 *to the extent practicable, the training provided by the Cen-*
24 *ter to stakeholders, including by helping to ensure that such*
25 *training reflects timely, actionable, and relevant expertise*

1 *in homeland security information related to cyber and elec-*
2 *tronic crime and related threats.”.*

3 (b) *NO ADDITIONAL FUNDING.*—*No additional funds*
4 *are authorized to be appropriated to carry out this Act and*
5 *the amendment made by this Act. This Act and such*
6 *amendment shall be carried out using amounts otherwise*
7 *available for such purposes.*

8 (c) *CLERICAL AMENDMENT.*—*The table of contents of*
9 *the Homeland Security Act of 2002 is amended by inserting*
10 *after the item relating to section 821 the following new item:*

“Sec. 822. National Computer Forensics Institute.”.