Suspend the Rules and Pass the Bill, H.R. 2589, With an Amendment
(The amendment strikes all after the enacting clause and inserts a new text)

116TH CONGRESS
1ST SESSION

H. R. 2589

To amend the Homeland Security Act of 2002 to establish a homeland intelligence doctrine for the Department of Homeland Security, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2019

Mr. GREEN of Tennessee introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To amend the Homeland Security Act of 2002 to establish a homeland intelligence doctrine for the Department of Homeland Security, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Unifying DHS Intelligence Enterprise Act”.

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SEC. 2. HOMELAND INTELLIGENCE DOCTRINE.

(a) IN GENERAL.—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is amended by adding at the end the following new section:

"SEC. 210H. HOMELAND INTELLIGENCE DOCTRINE.

“(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this section, the Secretary, acting through the Chief Intelligence Officer of the Department, in coordination with intelligence components of the Department, the Office of the General Counsel, the Privacy Office, and the Office for Civil Rights and Civil Liberties, shall develop and disseminate written Department-wide guidance for the processing, analysis, production, and dissemination of homeland security information (as such term is defined in section 892) and terrorism information (as such term is defined in section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485)).

“(b) CONTENTS.—The guidance required under subsection (a) shall, at a minimum, include the following:

“(1) A description of guiding principles and purposes of the Department’s intelligence enterprise.

“(2) A summary of the roles, responsibilities, and programs of each intelligence component of the Department in the processing, analysis, production, or dissemination of homeland security information
and terrorism information, including relevant au-
torities and restrictions applicable to each such in-
telligence component.

“(3) Guidance for the processing, analysis, and
production of such information.

“(4) Guidance for the dissemination of such in-
formation, including within the Department, among
and between Federal departments and agencies,
among and between State, local, Tribal, and terri-
torial governments, including law enforcement, and
with foreign partners and the private sector, con-
sistent with the protection of privacy, civil rights,
and civil liberties.

“(5) A description of how the dissemination to
the intelligence community (as such term is defined
in section 3(4) of the National Security Act of 1947
(50 U.S.C. 3003(4))) and Federal law enforcement
of such information assists such entities in carrying
out their respective missions.

“(e) FORM.—The guidance required under subsection
(a) shall be submitted in unclassified form, but may in-
clude a classified annex.

“(d) ANNUAL REVIEW.—For each of the five fiscal
years beginning with the first fiscal year that begins after
the date of the enactment of this section, the Secretary
shall conduct a review of the guidance required under sub-
section (a) and, as appropriate, revise such guidance.”.

(b) CLERICAL AMENDMENT.—The table of contents
in section 1(b) of the Homeland Security Act of 2002 is
amended by inserting after the item relating to section
210G the following new item:
“Sec. 210H. Homeland intelligence doctrine.”.

SEC. 3. COMPTROLLER GENERAL ASSESSMENT.

(a) Annual Assessment Required.—Not later
than one year after the date of the enactment of this Act
and again not later than five years thereafter, the Compt-
troller General of the United States shall submit to the
Committee on Homeland Security of the House of Rep-
representatives and the Committee on Homeland Security
and Governmental Affairs of the Senate an assessment of
the degree to which guidance established pursuant to sec-
tion 210H of the Homeland Security Act of 2002 (as
added by section 2 of this Act) is implemented across the
Department of Homeland Security. Such assessment
should evaluate the extent to which such guidance is car-
rried out in a manner that protects privacy, civil rights,
and civil liberties.

(b) Elements of Assessment.—In conducting
each assessment under subsection (a), the Comptroller
General of the United States shall—
(1) use standard methodology and reporting formats in order to demonstrate and display any changes over time; and

(2) include any other subject matter the Comptroller General determines appropriate.

(c) ACCESS TO RELEVANT DATA.—To carry out this section, the Secretary of Homeland Security shall ensure that the Comptroller General of the United States has access to all relevant data.

SEC. 4. ANALYSTS FOR THE CHIEF INTELLIGENCE OFFICER.

Paragraph (1) of section 201(e) of the Homeland Security Act of 2002 (6 U.S.C. 121(e)) is amended by adding at the end the following new sentence: “The Secretary shall also provide the Chief Intelligence Officer with a staff having appropriate expertise and experience to assist the Chief Intelligence Officer.”.