

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 5736
OFFERED BY MR. ROSE OF NEW YORK**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Transnational White
3 Supremacist Extremism Review Act”.

4 SEC. 2. THREAT ASSESSMENT.

5 (a) IN GENERAL.—The Under Secretary for Intel-
6 ligence and Analysis of the Department of Homeland Se-
7 curity shall, in coordination with appropriate Federal
8 partners, develop a terrorism threat assessment and ref-
9 erence aid regarding threats to the United States associ-
10 ated with foreign violent white supremacist extremist or-
11 ganizations. Consistent with the protection of classified
12 and confidential unclassified information, the Under Sec-
13 retary shall share the threat assessment developed under
14 this section with State, local, and Tribal law enforcement
15 officials, including officials who operate within State, local,
16 and regional fusion centers through the Department of
17 Homeland Security State, Local, and Regional Fusion
18 Center Initiative established in accordance with section

1 210A of the Homeland Security Act of 2002 (6 U.S.C.
2 124h).

3 (b) COORDINATION.—The threat assessment and ref-
4 erence aid developed pursuant to subsection (a)—

5 (1) shall be developed in coordination with the
6 Office of Civil Rights and Civil Liberties of the De-
7 partment of Homeland Security and other appro-
8 priate Federal agencies; and

9 (2) may be informed by existing products devel-
10 oped by such Office and agencies, as appropriate.

11 (c) OVERVIEW.—The threat assessment and ref-
12 erence aid shall include an overview of symbols, flags, or
13 other references utilized by adherents of foreign violent
14 white supremacist extremist organizations.

15 (d) DISTRIBUTION.—Consistent with the protection
16 of classified and confidential unclassified information, the
17 Under Secretary for Intelligence and Analysis of the De-
18 partment of Homeland Security shall share the threat as-
19 sessment and reference aid with the following:

20 (1) State, local, and Tribal law enforcement of-
21 ficials, including officials who operate within State,
22 local, and regional fusion centers through the De-
23 partment of Homeland Security State, Local, and
24 Regional Fusion Center Initiative established in ac-

1 cordance with section 210A of the Homeland Secu-
2 rity Act of 2002 (6 U.S.C. 124h).

3 (2) Appropriate owners and operators of online
4 platforms to assist in identifying content that may
5 be associated with a foreign violent white suprema-
6 cist extremist organization that may violate the
7 terms of service of such online platforms, upon re-
8 quest from such online platforms and in consultation
9 with the Office of Civil Rights and Civil Liberties of
10 the Department.

11 (e) DEFINITIONS.—In this section:

12 (1) FOREIGN VIOLENT WHITE SUPREMACIST
13 EXTREMIST ORGANIZATION.—The term “foreign vio-
14 lent white supremacist extremist organization”
15 means an organization based outside the United
16 States that seeks, wholly or in part, through unlaw-
17 ful acts of force or violence, to support a belief in
18 the intellectual and moral superiority of the white
19 race over other races.

20 (2) ONLINE PLATFORM.—The term “online
21 platform” means internet-based information services
22 consisting of the storage and processing of informa-
23 tion by and at the request of a content provider and
24 the dissemination of such content to third parties.

1 (f) LIMITATION.—The Under Secretary for Intel-
2 ligence and Analysis of the Department of Homeland Se-
3 curity shall ensure that the threat assessment and ref-
4 erence aid does not contain the name or other identifiable
5 information of any individual or organization engaged in
6 lawful political or public discourse in the United States
7 protected under the United States Constitution.

