

107TH CONGRESS
1ST SESSION

H. R. 1292

To require the President to develop and implement a strategy for homeland security.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2001

Mr. SKELTON introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committees on Transportation and Infrastructure, the Judiciary, and Intelligence (Permanent Select), 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

A BILL

To require the President to develop and implement a strategy for homeland security.

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 “Homeland Security
5 Strategy Act of 2001”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1 (1) The United States needs to enhance activi-
2 ties to improve homeland security for its citizens and
3 territory in providing protection from the threat of
4 terrorist or strategic attacks, including cyber attacks
5 and attacks involving the use of chemical, biological,
6 radiological, or nuclear weapons.

7 (2) The two key aspects of homeland security
8 are—

9 (A) antiterrorism activities, including ac-
10 tivities relating to force protection, prevention
11 and detection of attack, law enforcement, public
12 health, reporting, and other activities that pre-
13 cede a domestic attack against the United
14 States; and

15 (B) consequence management, including
16 activities carried out by government entities
17 that are designed to respond to and mitigate
18 the effects of a domestic attack against the
19 United States.

20 (3) There is currently no well-publicized, widely
21 understood, comprehensive, governmentwide strategy
22 concerning the role of the United States Government
23 in homeland security crisis and consequence man-
24 agement.

1 (4) Development and implementation of a
2 homeland security strategy will necessarily involve
3 several executive departments and agencies and will
4 only succeed if the heads of those departments and
5 agencies agree to fully support implementation of
6 the strategy within and across those departments
7 and agencies, including implementation of all aspects
8 of the strategy relating to resourcing and funding of
9 personnel and equipment.

10 (5) The United States Government does not
11 currently have an adequate strategic sense of the un-
12 conventional threats to the United States. Due to
13 the significant conventional military superiority of
14 the United States, future adversaries are unlikely to
15 risk a direct head-to-head military confrontation
16 with the United States, but rather are likely to seek
17 to exploit weaknesses in the domestic preparedness
18 and counterterrorism preparedness of the United
19 States.

20 (6) A United States homeland security strategy
21 should reflect a layered approach to homeland secu-
22 rity that provides for activities relating to each of
23 the following: prevention of an attack, protection
24 from an attack, and response to an attack.

1 (7) The Department of Defense has assets that
2 could be used to provide and enhance homeland se-
3 curity, but those assets should only be used for that
4 purpose in appropriate circumstances.

5 **SEC. 3. REQUIREMENT TO DEVELOP HOMELAND SECURITY**
6 **STRATEGY.**

7 (a) REQUIREMENT TO DEVELOP STRATEGY.—The
8 President shall develop a comprehensive strategy for
9 homeland security under which Federal, State, and local
10 government organizations coordinate and cooperate to
11 meet homeland security objectives.

12 (b) COMPONENTS OF STRATEGY.—The homeland se-
13 curity strategy required to be developed under subsection
14 (a) shall include the following components:

15 (1) Identification of specific homeland security
16 threats based upon the results of the assessment
17 under subsection (c).

18 (2) Development of a specific strategy with re-
19 spect to antiterrorism activities and consequence
20 management that includes specific, measurable ob-
21 jectives by which the efficacy of the execution of the
22 strategy may be determined.

23 (3) Identification of the Federal executive de-
24 partments, agencies, and other organizations that
25 should play a role in protecting homeland security

1 and specification of the role of each such organiza-
2 tion.

3 (4) Providing for the selective use of personnel
4 and assets of the Armed Forces in circumstances in
5 which those personnel and assets would provide
6 unique capability and could be used without infringing
7 on the civil liberties of the people of the United
8 States.

9 (5) Optimization of the use of intelligence as-
10 sets and capabilities, including improvement of the
11 processes by which intelligence information is pro-
12 vided to State and local governments.

13 (6) Providing for augmentation of existing med-
14 ical response capability and equipment stockpiles at
15 the Federal, State, and local levels.

16 (7) Development of a multiyear plan for phased
17 implementation of the strategy and a comprehensive
18 projected budget.

19 (c) RISK ASSESSMENT.—The President shall conduct
20 a comprehensive threat and risk assessment with respect
21 to homeland security to be used as the basis for the identi-
22 fication of specific homeland security threats for purposes
23 of subsection (b)(1).

1 **SEC. 4. IMPLEMENTATION OF STRATEGY.**

2 (a) IN GENERAL.—The President shall implement
3 the homeland security strategy developed under section 3.
4 The President shall begin to implement the strategy as
5 soon as practicable and shall carry out such implementa-
6 tion in accordance with the plan developed under section
7 3(b)(7).

8 (b) DESIGNATION OF RESPONSIBLE OFFICIAL.—The
9 President shall designate a single official in the United
10 States Government to be responsible for, and to report to
11 the President on, homeland security.

12 (c) PARTICIPATION OF AGENCY HEADS.—The Presi-
13 dent shall ensure that the homeland security strategy, in-
14 cluding any organizational changes within the executive
15 branch required for the implementation of that strategy,
16 is carried out through the heads of the appropriate execu-
17 tive departments and agencies.

18 (d) RESTRUCTURING OF APPROPRIATIONS AC-
19 COUNTS AS NECESSARY.—The Director of the Office of
20 Management and Budget shall restructure appropriations
21 accounts as necessary to carry out the organizational and
22 operational changes made in implementing the homeland
23 security strategy.

1 **SEC. 5. REPORT TO CONGRESS.**

2 (a) REPORT REQUIRED.—Not later than 90 days
3 after the date of the enactment of this Act, the President
4 shall submit to Congress a report describing—

5 (1) the process by which the homeland security
6 strategy required by this Act will be developed;

7 (2) the time line for developing such strategy;
8 and

9 (3) the anticipated funding and any legislative
10 changes necessary to carry out the strategy.

11 (b) CLASSIFIED ANNEX.—The report required under
12 subsection (a) shall be in unclassified form, but may con-
13 tain a classified annex as necessary.

14 **SEC. 6. HOMELAND SECURITY DEFINED.**

15 In this Act, the term “homeland security” means the
16 protection of the territory, critical infrastructures, and
17 citizens of the United States by Federal, State, and local
18 government entities from the threat or use of chemical,
19 biological, radiological, nuclear, cyber, or conventional
20 weapons by military or other means.

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