

112TH CONGRESS  
1ST SESSION

# H. R. 2764

To amend the Homeland Security Act of 2002 to establish weapons of mass destruction intelligence and information sharing functions of the Office of Intelligence and Analysis of the Department of Homeland Security and to require dissemination of information analyzed by the Department to entities with responsibilities relating to homeland security, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 1, 2011

Mr. MEEHAN (for himself, Ms. SPEIER, Mr. PASCRELL, Mr. MARINO, Mr. KING of New York, and Mr. ROGERS of Alabama) introduced the following bill; which was referred to the Committee on Homeland Security

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## A BILL

To amend the Homeland Security Act of 2002 to establish weapons of mass destruction intelligence and information sharing functions of the Office of Intelligence and Analysis of the Department of Homeland Security and to require dissemination of information analyzed by the Department to entities with responsibilities relating to homeland security, 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 “WMD Intelligence and  
3 Information Sharing Act of 2011”.

4 **SEC. 2. WEAPONS OF MASS DESTRUCTION INTELLIGENCE**  
5 **AND INFORMATION SHARING.**

6 (a) IN GENERAL.—Subtitle A of title II of the Home-  
7 land Security Act of 2002 (6 U.S.C. 121 et seq.) is amend-  
8 ed by adding at the end the following:

9 **“SEC. 210G. WEAPONS OF MASS DESTRUCTION INTEL-**  
10 **LIGENCE AND INFORMATION SHARING.**

11 “(a) IN GENERAL.—The Office of Intelligence and  
12 Analysis of the Department of Homeland Security shall—

13 “(1) support homeland security-focused intel-  
14 ligence analysis of terrorist actors, their claims, and  
15 their plans to conduct attacks involving chemical, bi-  
16 ological, radiological, and nuclear materials against  
17 the Nation;

18 “(2) support homeland security-focused intel-  
19 ligence analysis of global infectious disease, public  
20 health, food, agricultural, and veterinary issues;

21 “(3) support homeland security-focused risk  
22 analysis and risk assessments of the homeland secu-  
23 rity hazards described in paragraphs (1) and (2) by  
24 providing relevant quantitative and nonquantitative  
25 threat information;

1           “(4) leverage existing and emerging homeland  
2 security intelligence capabilities and structures to  
3 enhance prevention, protection, response, and recov-  
4 ery efforts with respect to a chemical, biological, ra-  
5 diological, or nuclear attack;

6           “(5) share information and provide tailored an-  
7 alytical support on these threats to State, local, and  
8 tribal authorities as well as other national biosecu-  
9 rity and biodefense stakeholders; and

10           “(6) perform other responsibilities, as assigned  
11 by the Secretary.

12           “(b) COORDINATION.—Where appropriate, the Office  
13 of Intelligence and Analysis shall coordinate with other  
14 relevant Department components, others in the Intel-  
15 ligence Community, including the National Counter Pro-  
16 liferation Center, and other Federal, State, local, and trib-  
17 al authorities, including officials from high-threat areas,  
18 and enable such entities to provide recommendations on  
19 optimal information sharing mechanisms, including expe-  
20 ditious sharing of classified information, and on how they  
21 can provide information to the Department.

22           “(c) REPORT.—

23           “(1) IN GENERAL.—Not later than one year  
24 after the date of the enactment of this section and

1 annually thereafter, the Secretary shall report to the  
2 appropriate congressional committees on—

3 “(A) the intelligence and information shar-  
4 ing activities under subsection (a) and of all rel-  
5 evant entities within the Department to counter  
6 the threat from weapons of mass destruction;  
7 and

8 “(B) the Department’s activities in accord-  
9 ance with relevant intelligence strategies.

10 “(2) ASSESSMENT OF IMPLEMENTATION.—The  
11 report shall include—

12 “(A) a description of methods established  
13 to assess progress of the Office of Intelligence  
14 and Analysis in implementing this section; and

15 “(B) such assessment.

16 “(d) DEFINITIONS.—In this section:

17 “(1) The term ‘appropriate congressional com-  
18 mittees’ means the Committee on Homeland Secu-  
19 rity of the House of Representatives and any com-  
20 mittee of the House of Representatives or the Senate  
21 having legislative jurisdiction under the rules of the  
22 House of Representatives or Senate, respectively,  
23 over the matter concerned.

1           “(2) The term ‘Intelligence Community’ has the  
2 meaning given that term in section 3(4) of the Na-  
3 tional Security Act of 1947 (50 U.S.C. 401a(4)).

4           “(3) The term ‘national biosecurity and bio-  
5 defense stakeholders’ means officials from the Fed-  
6 eral, State, local, and tribal authorities and individ-  
7 uals from the private sector who are involved in ef-  
8 forts to prevent, protect against, respond to, and re-  
9 cover from a biological attack or other phenomena  
10 that may have serious health consequences for the  
11 United States, including wide-scale fatalities or in-  
12 fectionous disease outbreaks.”.

13       (b) CLERICAL AMENDMENT.—The table of contents  
14 in section 1(b) of such Act is amended by adding at the  
15 end of the items relating to such subtitle the following:

“Sec. 210G. Weapons of mass destruction intelligence and information shar-  
ing.”.

16 **SEC. 3. DISSEMINATION OF INFORMATION ANALYZED BY**  
17 **THE DEPARTMENT TO STATE, LOCAL, TRIB-**  
18 **AL, AND PRIVATE ENTITIES WITH RESPON-**  
19 **SIBILITIES RELATING TO HOMELAND SECU-**  
20 **RITY.**

21       Section 201(d)(8) of the Homeland Security Act of  
22 2002 (6 U.S.C. 121(d)(8)) is amended by striking “and  
23 to agencies of State” and all that follows and inserting  
24 “to State, local, tribal, and private entities with such re-

1 sponsibilities, and, as appropriate, to the public, in order  
2 to assist in preventing, deterring, or responding to acts  
3 of terrorism against the United States.”.

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