

Union Calendar No. 120

114TH CONGRESS
1ST SESSION

H. R. 2200

[Report No. 114-164]

To amend the Homeland Security Act of 2002 to establish chemical, biological, radiological, and nuclear 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.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2015

Ms. MCSALLY (for herself, Mr. MCCAUL, Mr. KING of New York, Mr. MEEHAN, Mr. THOMPSON of Mississippi, and Mr. PAYNE) introduced the following bill; which was referred to the Committee on Homeland Security

JUNE 17, 2015

Additional sponsor: Mrs. BROOKS of Indiana

JUNE 17, 2015

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[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 May 1, 2015]

A BILL

To amend the Homeland Security Act of 2002 to establish chemical, biological, radiological, and nuclear 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,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “CBRN Intelligence and*
5 *Information Sharing Act of 2015”.*

6 **SEC. 2. CHEMICAL, BIOLOGICAL, RADIOLOGICAL, AND NU-**
7 **CLEAR INTELLIGENCE AND INFORMATION**
8 **SHARING.**

9 *(a) IN GENERAL.—Subtitle A of title II of the Home-*
10 *land Security Act of 2002 (6 U.S.C. 121 et seq.) is amended*
11 *by adding at the end the following:*

12 **“SEC. 210G. CHEMICAL, BIOLOGICAL, RADIOLOGICAL, AND**
13 **NUCLEAR INTELLIGENCE AND INFORMATION**
14 **SHARING.**

15 *“(a) IN GENERAL.—The Office of Intelligence and*
16 *Analysis of the Department of Homeland Security shall—*

17 *“(1) support homeland security-focused intel-*
18 *ligence analysis of terrorist actors, their claims, and*
19 *their plans to conduct attacks involving chemical, bio-*
20 *logical, radiological, and nuclear materials against*
21 *the Nation;*

22 *“(2) support homeland security-focused intel-*
23 *ligence analysis of global infectious disease, public*
24 *health, food, agricultural, and veterinary issues;*

1 “(3) support homeland security-focused risk
2 analysis and risk assessments of the homeland secu-
3 rity hazards described in paragraphs (1) and (2), in-
4 cluding the transportation of chemical, biological, nu-
5 clear, and radiological materials, by providing rel-
6 evant quantitative and nonquantitative threat infor-
7 mation;

8 “(4) leverage existing and emerging homeland se-
9 curity intelligence capabilities and structures to en-
10 hance prevention, protection, response, and recovery
11 efforts with respect to a chemical, biological, radio-
12 logical, or nuclear attack;

13 “(5) share information and provide tailored ana-
14 lytical support on these threats to State, local, and
15 tribal authorities as well as other national biosecurity
16 and biodefense stakeholders and other Federal agen-
17 cies, as appropriate; and

18 “(6) perform other responsibilities, as assigned
19 by the Secretary.

20 “(b) COORDINATION.—Where appropriate, the Office of
21 Intelligence and Analysis shall coordinate with other rel-
22 evant Department components, including the National Bio-
23 surveillance Integration Center, others in the Intelligence
24 Community, including the National Counter Proliferation
25 Center, and other Federal, State, local, and tribal authori-

1 *ties, including officials from high-threat areas, State and*
2 *major urban area fusion centers, and local public health*
3 *departments, as appropriate, and enable such entities to*
4 *provide recommendations on optimal information sharing*
5 *mechanisms, including expeditious sharing of classified in-*
6 *formation, and on how they can provide information to the*
7 *Department.*

8 “(c) *DEFINITIONS.—In this section:*

9 “(1) *The term ‘appropriate congressional com-*
10 *mittees’ means the Committee on Homeland Security*
11 *of the House of Representatives and any committee of*
12 *the House of Representatives or the Senate having leg-*
13 *islative jurisdiction under the rules of the House of*
14 *Representatives or Senate, respectively, over the mat-*
15 *ter concerned.*

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

19 “(3) *The term ‘national biosecurity and bio-*
20 *defense stakeholders’ means officials from the Federal,*
21 *State, local, and tribal authorities and individuals*
22 *from the private sector who are involved in efforts to*
23 *prevent, protect against, respond to, and recover from*
24 *a biological attack or other phenomena that may have*

1 *serious health consequences for the United States, in-*
2 *cluding infectious disease outbreaks.”.*

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

“Sec. 210G. Chemical, biological, radiological, and nuclear intelligence and infor-
 mation sharing.”.

6 *(c) REPORT.—*

7 *(1) IN GENERAL.—Not later than one year after*
8 *the date of the enactment of this Act and annually*
9 *thereafter, the Secretary of Homeland Security shall*
10 *report to the appropriate congressional committees*
11 *on—*

12 *(A) the intelligence and information shar-*
13 *ing activities under subsection (a) and of all rel-*
14 *evant entities within the Department of Home-*
15 *land Security to counter the threat from attacks*
16 *using chemical, biological, radiological, and nu-*
17 *clear materials; and*

18 *(B) the Department’s activities in accord-*
19 *ance with relevant intelligence strategies.*

20 *(2) ASSESSMENT OF IMPLEMENTATION.—The re-*
21 *port shall include—*

22 *(A) a description of methods established to*
23 *assess progress of the Office of Intelligence and*

1 *Analysis in implementing the amendment made*
2 *by subsection (a); and*

3 *(B) such assessment.*

4 (3) *TERMINATION.—This subsection shall have*
5 *no force or effect after the end of the 5-year period be-*
6 *ginning on the date of the enactment of this Act.*

7 **SEC. 3. DISSEMINATION OF INFORMATION ANALYZED BY**
8 **THE DEPARTMENT TO STATE, LOCAL, TRIBAL,**
9 **AND PRIVATE ENTITIES WITH RESPONSIBIL-**
10 **ITIES RELATING TO HOMELAND SECURITY.**

11 *Section 201(d)(8) of the Homeland Security Act of*
12 *2002 (6 U.S.C. 121(d)(8)) is amended by striking “and to*
13 *agencies of State” and all that follows and inserting “to*
14 *State, local, tribal, and private entities with such respon-*
15 *sibilities, and, as appropriate, to the public, in order to*
16 *assist in preventing, deterring, or responding to acts of ter-*
17 *rorism against the United States.”.*

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