

Calendar No. 552

114TH CONGRESS
2D SESSION**S. 2522****[Report No. 114–296]**

To amend the Homeland Security Act of 2002 to build partnerships to prevent violence by extremists.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 9, 2016

Mr. CARPER introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

JULY 11, 2016

Reported by Mr. JOHNSON, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]**A BILL**

To amend the Homeland Security Act of 2002 to build partnerships to prevent violence by extremists.

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. AUTHORIZATION OF THE OFFICE FOR PART-**
 2 **NERSHIPS AGAINST VIOLENT EXTREMISM OF**
 3 **THE DEPARTMENT OF HOMELAND SECURITY.**

4 (a) IN GENERAL.—Title I of the Homeland Security
 5 Act of 2002 (6 U.S.C. 101 et seq.) is amended by adding
 6 at the end the following:

7 **“SEC. 104. OFFICE FOR PARTNERSHIPS AGAINST VIOLENT**
 8 **EXTREMISM.**

9 “(a) DEFINITIONS.—In this section—

10 “(1) the term ‘countering violent extremism’
 11 means proactive and relevant actions to counter ef-
 12 forts by extremists to radicalize, recruit, and mobi-
 13 lize followers to violence and to address the condi-
 14 tions that allow for violent extremist recruitment
 15 and radicalization; and

16 “(2) the term ‘violent extremism’ means ideo-
 17 logically motivated international terrorism or domes-
 18 tic terrorism, as those terms are defined in section
 19 2331 of title 18, United States Code.

20 “(b) ESTABLISHMENT.—There is in the Department
 21 an Office for Partnerships Against Violent Extremism.

22 “(c) HEAD OF OFFICE.—The Office for Partnerships
 23 Against Violent Extremism shall be headed by an Assist-
 24 ant Secretary for Partnerships Against Violent Extre-
 25 mism, who shall be designated by the Secretary and report
 26 directly to the Secretary.

1 “(d) ~~DEPUTY ASSISTANT SECRETARY; ASSIGNMENT~~
2 ~~OF PERSONNEL.—~~The Secretary shall—

3 “(1) ~~designate a career Deputy Assistant Sec-~~
4 ~~retary for Partnerships Against Violent Extremism;~~
5 ~~and~~

6 “(2) ~~assign or hire, as appropriate, permanent~~
7 ~~staff to the Office for Partnerships Against Violent~~
8 ~~Extremism.~~

9 “(e) ~~RESPONSIBILITIES.—~~

10 “(1) ~~IN GENERAL.—~~The Assistant Secretary for
11 ~~Partnerships Against Violent Extremism~~ shall be re-
12 ~~sponsible for the following:~~

13 “(A) ~~Leading the efforts of the Depart-~~
14 ~~ment to counter violent extremism across all the~~
15 ~~components and offices of the Department that~~
16 ~~conduct strategic and supportive efforts to~~
17 ~~counter violent extremism. Such efforts shall in-~~
18 ~~clude the following:~~

19 “(i) ~~Partnering with communities to~~
20 ~~address vulnerabilities that can be ex-~~
21 ~~ploited by violent extremists in the United~~
22 ~~States and explore potential remedies for~~
23 ~~Government and nongovernment institu-~~
24 ~~tions.~~

1 “(ii) Working with civil society groups
2 and communities to counter violent extrem-
3 ist propaganda, messaging, or recruitment.

4 “(iii) In coordination with the Office
5 for Civil Rights and Civil Liberties of the
6 Department, managing the outreach and
7 engagement efforts of the Department di-
8 rected toward communities at risk for
9 radicalization and recruitment for violent
10 extremist activities.

11 “(iv) Ensuring relevant information,
12 research, and products inform efforts to
13 counter violent extremism.

14 “(v) Developing and maintaining De-
15 partment-wide strategy, plans, policies, and
16 programs to counter violent extremism.
17 Such plans shall, at a minimum, address
18 each of the following:

19 “(I) The Department’s plan to
20 leverage new and existing Internet
21 and other technologies and social
22 media platforms to improve non-
23 government efforts to counter violent
24 extremism, as well as the best prac-
25 tices and lessons learned from other

1 Federal, State, local, tribal, territorial,
2 and foreign partners engaged in simi-
3 lar counter-messaging efforts.

4 “(II) The Department’s coun-
5 tering violent extremism-related en-
6 gagement efforts.

7 “(III) The use of cooperative
8 agreements with State, local, tribal,
9 territorial, and other Federal depart-
10 ments and agencies responsible for ef-
11 forts relating to countering violent ex-
12 tremism.

13 “(vi) Coordinating with the Office for
14 Civil Rights and Civil Liberties of the De-
15 partment to ensure all of the activities of
16 the Department related to countering vio-
17 lent extremism fully respect the privacy,
18 civil rights, and civil liberties of all per-
19 sons.

20 “(vii) In coordination with the Under
21 Secretary for Science and Technology and
22 in consultation with the Under Secretary
23 for Intelligence and Analysis, identifying
24 and recommending new empirical research
25 and analysis requirements to ensure the

1 dissemination of information and methods
2 for Federal, State, local, tribal, and terri-
3 torial countering violent extremism practi-
4 tioners, officials, law enforcement, and
5 nongovernmental partners to utilize such
6 research and analysis.

7 “(viii) Assessing the methods used by
8 violent extremists to disseminate propa-
9 ganda and messaging to communities at
10 risk for recruitment by violent extremists.

11 “(B) Developing a digital engagement
12 strategy that expands the outreach efforts of
13 the Department to counter violent extremist
14 messaging by—

15 “(i) exploring ways to utilize relevant
16 Internet and other technologies and social
17 media platforms; and

18 “(ii) maximizing other resources avail-
19 able to the Department.

20 “(C) Serving as the primary representative
21 of the Department in coordinating countering
22 violent extremism efforts with other Federal de-
23 partments and agencies and nongovernmental
24 organizations.

1 “(D) Serving as the primary Department-
 2 level representative in coordinating with the De-
 3 partment of State on international countering
 4 violent extremism issues.

5 “(E) In coordination with the Adminis-
 6 trator of the Federal Emergency Management
 7 Agency, providing guidance regarding the use of
 8 grants made to State, local, and tribal govern-
 9 ments under sections 2003 and 2004 under the
 10 allowable uses guidelines related to countering
 11 violent extremism.

12 “(F) Developing a plan to expand philan-
 13 thropic support for domestic efforts related to
 14 countering violent extremism, including by iden-
 15 tifying viable community projects and needs for
 16 possible philanthropic support.

17 “(G) Administering the assistance de-
 18 scribed in subsection (f).

19 “(2) COMMUNITIES AT RISK.—For purposes of
 20 this subsection, the term ‘communities at risk’ shall
 21 not include a community that is determined to be at
 22 risk solely on the basis of race, religious affiliation,
 23 or ethnicity.

24 “(f) GRANTS TO COUNTER VIOLENT EXTREMISM.—

1 “(1) ESTABLISHMENT.—The Assistant Sec-
2 retary for Partnerships Against Violent Extremism,
3 in coordination with the Administrator of the Fed-
4 eral Emergency Management Agency and the Officer
5 for Civil Rights and Civil Liberties of the Depart-
6 ment, shall establish a grant program for eligible
7 community groups and organizations to assist those
8 groups and organizations in establishing counter-
9 messaging campaigns targeting violent extremism
10 and to strengthen community programs to counter
11 violent extremism.

12 “(2) IMPLEMENTATION PLAN.—Not later than
13 90 days after the date of enactment of this section,
14 the Assistant Secretary for Partnerships Against
15 Violent Extremism, in coordination with the Admin-
16 istrator of the Federal Emergency Management
17 Agency and the Officer for Civil Rights and Civil
18 Liberties of the Department, shall provide to the
19 Committee on Homeland Security and Governmental
20 Affairs of the Senate and the Committee on Home-
21 land Security of the House of Representatives an
22 implementation plan for the grant program estab-
23 lished under this subsection, including eligibility cri-
24 teria, application criteria, a methodology for award-

ing grants, and a plan for monitoring and evaluating grant applications and awards.

~~“(3) PROHIBITION.—A community group or organization is not eligible for a grant under this subsection if the group or organization has knowingly funded violent extremist activities or organizations known to engage in such activities, as determined by the Assistant Secretary for Partnerships Against Violent Extremism, in coordination with the heads of other relevant Federal departments and agencies.~~

~~“(g) STRATEGY TO COUNTER VIOLENT EXTREMISM IN THE UNITED STATES.—~~

~~“(1) STRATEGY.—Not later than 90 days after the date of enactment of this section, the Secretary shall submit to the Committee on Homeland Security and Governmental Affairs and the Committee on the Judiciary of the Senate and the Committee on Homeland Security and the Committee on the Judiciary of the House of Representatives a comprehensive Department strategy to counter violent extremism in the United States.~~

~~“(2) CONTENTS OF STRATEGY.—The strategy required under paragraph (1) shall, at a minimum, address each of the following:~~

1 “(A) The Department’s digital engagement
2 effort, including a plan to leverage new and ex-
3 isting Internet, digital, and other technologies
4 and social media platforms to counter violent
5 extremism, as well as the best practices and les-
6 sons learned from other Federal, State, local,
7 tribal, territorial, nongovernmental, and foreign
8 partners engaged in similar counter-messaging
9 activities.

10 “(B) The Department’s countering violent
11 extremism-related engagement and outreach ac-
12 tivities.

13 “(C) The use of cooperative agreements
14 with State, local, tribal, territorial, and other
15 Federal departments and agencies responsible
16 for activities relating to countering violent ex-
17 tremism.

18 “(D) Ensuring all activities related to
19 countering violent extremism adhere to relevant
20 Department and applicable Department of Jus-
21 tice guidance regarding privacy, civil rights, and
22 civil liberties, including safeguards against dis-
23 crimination.

24 “(E) The development of qualitative and
25 quantitative outcome-based metrics to evaluate

1 the Department's programs and policies to
2 counter violent extremism.

3 “(F) An analysis of the homeland security
4 risk posed by violent extremism based on the
5 threat environment and empirical data assess-
6 ing terrorist activities and incidents, and violent
7 extremist propaganda, messaging, or recruit-
8 ment.

9 “(G) Information on the Department's
10 near-term, mid-term, and long-term risk-based
11 goals for countering violent extremism, reflect-
12 ing the risk analysis conducted under subpara-
13 graph (F).

14 “(3) STRATEGIC CONSIDERATIONS.—In draft-
15 ing the strategy required under paragraph (1), the
16 Secretary shall consider including the following:

17 “(A) Departmental efforts to undertake re-
18 search to improve the Department's under-
19 standing of the risk of violent extremism and to
20 identify ways to improve countering violent ex-
21 tremism activities and programs, including out-
22 reach, training, and information sharing pro-
23 grams.

24 “(B) The opportunities and challenges as-
25 sociated with the establishment of the grant

1 program under subsection (f) that leverages
2 emerging and existing social media and Internet
3 platforms to directly and indirectly counter vio-
4 lent extremist propaganda.

5 “(C) The Department’s nondiscrimination
6 policies as they relate to countering violent ex-
7 tremism.

8 “(D) Departmental efforts to help promote
9 community engagement and partnerships to
10 counter violent extremism in furtherance of the
11 strategy.

12 “(E) Departmental efforts to help increase
13 support for programs and initiatives to counter
14 violent extremism of other Federal, State, local,
15 tribal, territorial, nongovernmental, and foreign
16 partners that are in furtherance of the strategy,
17 and which adhere to all relevant constitutional,
18 legal, and privacy protections.

19 “(F) Departmental efforts to disseminate
20 to local law enforcement and the general public
21 information on resources, such as training guid-
22 ance, workshop reports, and the violent extrem-
23 ist threat, through multiple platforms, including
24 the development of a dedicated webpage, and

1 information regarding the effectiveness of those
2 efforts.

3 “(G) Departmental efforts to use coopera-
4 tive agreements with State, local, tribal, terri-
5 torial, and other Federal departments and
6 agencies responsible for efforts relating to coun-
7 tering violent extremism, and information re-
8 garding the effectiveness of those efforts.

9 “(H) Information on oversight mechanisms
10 and protections to ensure that activities and
11 programs undertaken pursuant to the strategy
12 adhere to all relevant constitutional, legal, and
13 privacy protections.

14 “(I) Departmental efforts to conduct over-
15 sight of all countering violent extremism train-
16 ing and training materials and other resources
17 developed or funded by the Department.

18 “(J) Departmental efforts to foster trans-
19 parency by making, to the extent practicable,
20 all regulations, guidance, documents, policies,
21 and training materials publicly available, includ-
22 ing through any webpage developed under sub-
23 paragraph (F).

24 “(4) STRATEGIC IMPLEMENTATION PLAN.—

1 “(A) IN GENERAL.—Not later than 90
2 days after the date on which the Secretary sub-
3 mits the strategy required under paragraph (1),
4 the Secretary shall submit to the Committee on
5 Homeland Security and Governmental Affairs
6 and the Committee on the Judiciary of the Sen-
7 ate and the Committee on Homeland Security
8 and the Committee on the Judiciary of the
9 House of Representatives an implementation
10 plan for each of the components and offices of
11 the Department with responsibilities under the
12 strategy.

13 “(B) CONTENTS.—The implementation
14 plan required under subparagraph (A) shall in-
15 clude an integrated master schedule and cost
16 estimate for activities and programs contained
17 in the implementation plan, with specificity on
18 how each such activity and program aligns with
19 near-term, mid-term, and long-term goals speci-
20 fied in the strategy required under paragraph
21 (1).

22 “(h) ANNUAL REPORT.—Beginning in the first fiscal
23 year beginning after the date of enactment of this section,
24 and in each of the next 5 fiscal years, the Assistant Sec-
25 retary for Partnerships Against Violent Extremism shall

1 submit to Congress an annual report on the Office for
2 Partnerships Against Violent Extremism, which shall in-
3 clude the following:

4 “(1) A description of the status of the pro-
5 grams and policies of the Department for countering
6 violent extremism in the United States, including the
7 budget of the Department for countering violent ex-
8 tremism and the number of full-time employees dedi-
9 cated to countering violent extremism programs, as
10 well as the number of part-time employees sup-
11 porting countering violent extremism programs.
12 Each such budget shall include an accounting of all
13 funding amounts for all departmental programs, ini-
14 tiatives, and personnel related to countering violent
15 extremism.

16 “(2) A description of the efforts of the Office
17 for Partnerships Against Violent Extremism to co-
18 operate with and provide assistance to other Federal
19 departments and agencies.

20 “(3) Qualitative and quantitative metrics for
21 evaluating the success of such programs and policies
22 and the steps taken to evaluate the success of such
23 programs and policies.

24 “(4) An accounting of grants awarded by the
25 Department to counter violent extremism, and an

1 accounting of all training specifically aimed at coun-
2 tering violent extremism sponsored by the Depart-
3 ment.

4 “(5) Details of the optimal level of personnel
5 and funding for the Office for Partnerships Against
6 Violent Extremism.

7 “(6) An analysis of how the Department’s ac-
8 tivities to counter violent extremism correspond and
9 adapt to the threat environment.

10 “(7) A summary of how civil rights and civil
11 liberties are protected in the Department’s activities
12 to counter violent extremism.

13 “(8) An evaluation of the grant program estab-
14 lished under subsection (f), including information on
15 the effectiveness of such grants in countering violent
16 extremism.

17 “(9) A description of how the Office for Part-
18 nerships Against Violent Extremism incorporated
19 lessons learned from the countering violent extre-
20 mism programs and policies of foreign, State, local,
21 tribal, and territorial governments and stakeholder
22 communities.

23 “(i) ANNUAL REVIEW.—Not later than 1 year after
24 the date of enactment of this section, and every year there-

1 after, the Office for Civil Rights and Civil Liberties of the
2 Department shall—

3 “(1) conduct a review of the Office for Partner-
4 ships Against Violent Extremism activities to ensure
5 that all of the activities of the Office related to coun-
6 tering violent extremism respect the privacy, civil
7 rights, and civil liberties of all persons; and

8 “(2) make publicly available on the website of
9 the Department a report containing the results of
10 the review conducted under paragraph (1).”.

11 (b) TECHNICAL AND CONFORMING AMENDMENT.—
12 The table of contents in section 1(b) of the Homeland Se-
13 curity Act of 2002 (6 U.S.C. 101 et seq.) is amended by
14 inserting after the item relating to section 103 the fol-
15 lowing:

“Sec. 104. Office for Partnerships Against Violent Extremism.”.

16 (c) SUNSET.—Effective on the date that is 7 years
17 after the date of enactment of this Act—

18 (1) section 104 of the Homeland Security Act
19 of 2002, as added by subsection (a), is repealed; and

20 (2) the table of contents in section 1(b) of the
21 Homeland Security Act of 2002 (6 U.S.C. 101 et
22 seq.) is amended by striking the item relating to sec-
23 tion 104.

1 **SECTION 1. AUTHORIZATION OF THE OFFICE FOR PART-**
 2 **NERSHIPS AGAINST VIOLENT EXTREMISM OF**
 3 **THE DEPARTMENT OF HOMELAND SECURITY.**

4 (a) *IN GENERAL.*—*The Homeland Security Act of*
 5 *2002 (6 U.S.C. 101 et seq.) is amended—*

6 (1) *by inserting after section 801 the following:*

7 **“SEC. 802. OFFICE FOR PARTNERSHIPS AGAINST VIOLENT**
 8 **EXTREMISM.**

9 “(a) *DEFINITIONS.*—*In this section:*

10 “(1) *ADMINISTRATOR.*—*The term ‘Adminis-*
 11 *trator’ means the Administrator of the Federal Emer-*
 12 *gency Management Agency.*

13 “(2) *ASSISTANT SECRETARY.*—*The term ‘Assist-*
 14 *ant Secretary’ means the Assistant Secretary for*
 15 *Partnerships Against Violent Extremism designated*
 16 *under subsection (c).*

17 “(3) *COUNTERING VIOLENT EXTREMISM.*—*The*
 18 *term ‘countering violent extremism’ means proactive*
 19 *and relevant actions to counter recruitment,*
 20 *radicalization, and mobilization to violence and to*
 21 *address the immediate factors that lead to violent ex-*
 22 *tremism and radicalization.*

23 “(4) *DOMESTIC TERRORISM; INTERNATIONAL*
 24 *TERRORISM.*—*The terms ‘domestic terrorism’ and*
 25 *‘international terrorism’ have the meanings given*

1 *those terms in section 2331 of title 18, United States*
 2 *Code.*

3 “(5) *RADICALIZATION.—The term*
 4 *‘radicalization’ means the process by which an indi-*
 5 *vidual chooses to facilitate or commit domestic ter-*
 6 *rorism or international terrorism.*

7 “(6) *VIOLENT EXTREMISM.—The term ‘violent*
 8 *extremism’ means international or domestic ter-*
 9 *rorism.*

10 “(b) *ESTABLISHMENT.—There is in the Department*
 11 *an Office for Partnerships Against Violent Extremism.*

12 “(c) *HEAD OF OFFICE.—The Office for Partnerships*
 13 *Against Violent Extremism shall be headed by an Assistant*
 14 *Secretary for Partnerships Against Violent Extremism, who*
 15 *shall be designated by the Secretary and report directly to*
 16 *the Secretary.*

17 “(d) *DEPUTY ASSISTANT SECRETARY; ASSIGNMENT OF*
 18 *PERSONNEL.—The Secretary shall—*

19 “(1) *designate a career Deputy Assistant Sec-*
 20 *retary for Partnerships Against Violent Extremism;*
 21 *and*

22 “(2) *assign or hire, as appropriate, permanent*
 23 *staff to the Office for Partnerships Against Violent*
 24 *Extremism.*

25 “(e) *RESPONSIBILITIES.—*

1 “(1) *IN GENERAL.*—*The Assistant Secretary*
2 *shall be responsible for the following:*

3 “(A) *Leading the efforts of the Department*
4 *to counter violent extremism across all the com-*
5 *ponents and offices of the Department that con-*
6 *duct strategic and supportive efforts to counter*
7 *violent extremism. Such efforts shall include the*
8 *following:*

9 “(i) *Partnering with communities to*
10 *address vulnerabilities that can be exploited*
11 *by violent extremists in the United States*
12 *and explore potential remedies for Govern-*
13 *ment and non-government institutions.*

14 “(ii) *Working with civil society groups*
15 *and communities to counter violent extrem-*
16 *ist propaganda, messaging, or recruitment.*

17 “(iii) *In coordination with the Office*
18 *for Civil Rights and Civil Liberties of the*
19 *Department, managing the outreach and*
20 *engagement efforts of the Department di-*
21 *rected toward communities at risk for*
22 *radicalization and recruitment for violent*
23 *extremist activities.*

1 “(iv) *Ensuring relevant information,*
2 *research, and products inform efforts to*
3 *counter violent extremism.*

4 “(v) *Developing and maintaining De-*
5 *partment-wide strategy, plans, policies, and*
6 *programs to counter violent extremism.*
7 *Such plans shall, at a minimum, address*
8 *each of the following:*

9 “(I) *The Department’s plan to le-*
10 *verage new and existing Internet and*
11 *other technologies and social media*
12 *platforms to improve non-government*
13 *efforts to counter violent extremism, as*
14 *well as the best practices and lessons*
15 *learned from other Federal, State,*
16 *local, tribal, territorial, and foreign*
17 *partners engaged in similar counter-*
18 *messaging efforts.*

19 “(II) *The Department’s coun-*
20 *tering violent extremism-related en-*
21 *gagement efforts.*

22 “(III) *The use of cooperative*
23 *agreements with State, local, tribal,*
24 *territorial, and other Federal depart-*
25 *ments and agencies responsible for ef-*

1 *forts relating to countering violent ex-*
2 *tremism.*

3 *“(vi) Coordinating with the Office for*
4 *Civil Rights and Civil Liberties of the De-*
5 *partment to ensure all of the activities of*
6 *the Department related to countering vio-*
7 *lent extremism fully respect the privacy,*
8 *civil rights, and civil liberties of all persons.*

9 *“(vii) In coordination with the Under*
10 *Secretary for Science and Technology and*
11 *in consultation with the Under Secretary*
12 *for Intelligence and Analysis, identifying*
13 *and recommending new empirical research*
14 *and analysis requirements to ensure the dis-*
15 *semination of information and methods for*
16 *Federal, State, local, tribal, and territorial*
17 *countering violent extremism practitioners,*
18 *officials, law enforcement personnel, and*
19 *non-governmental partners to utilize such*
20 *research and analysis.*

21 *“(viii) Assessing the methods used by*
22 *violent extremists to disseminate propa-*
23 *ganda and messaging to communities at*
24 *risk for recruitment by violent extremists.*

1 “(B) *Developing a digital engagement strat-*
2 *egy that expands the outreach efforts of the De-*
3 *partment to counter violent extremist messaging*
4 *by—*

5 “(i) *exploring ways to utilize relevant*
6 *Internet and other technologies and social*
7 *media platforms; and*

8 “(ii) *maximizing other resources avail-*
9 *able to the Department.*

10 “(C) *Serving as the primary representative*
11 *of the Department in coordinating countering*
12 *violent extremism efforts with other Federal de-*
13 *partments and agencies and non-governmental*
14 *organizations.*

15 “(D) *Serving as the primary Department-*
16 *level representative in coordinating with the De-*
17 *partment of State on international countering*
18 *violent extremism issues.*

19 “(E) *In coordination with the Adminis-*
20 *trator, providing guidance regarding the use of*
21 *grants made to State, local, and tribal govern-*
22 *ments under sections 2003 and 2004 under the*
23 *allowable uses guidelines related to countering*
24 *violent extremism.*

1 “(F) *Developing a plan to expand philan-*
 2 *thropic support for domestic efforts related to*
 3 *countering violent extremism, including by iden-*
 4 *tifying viable community projects and needs for*
 5 *possible philanthropic support.*

6 “(2) *COMMUNITIES AT RISK.—For purposes of*
 7 *this subsection, the term ‘communities at risk’ shall*
 8 *not include a community that is determined to be at*
 9 *risk solely on the basis of race, religious affiliation,*
 10 *or ethnicity.*

11 “(f) *STRATEGY TO COUNTER VIOLENT EXTREMISM IN*
 12 *THE UNITED STATES.—*

13 “(1) *STRATEGY.—Not later than 90 days after*
 14 *the date of enactment of this section, the Secretary*
 15 *shall submit to the Committee on Homeland Security*
 16 *and Governmental Affairs of the Senate, the Com-*
 17 *mittee on the Judiciary of the Senate, the Committee*
 18 *on Homeland Security of the House of Representa-*
 19 *tives, and the Committee on the Judiciary of the*
 20 *House of Representatives a comprehensive Depart-*
 21 *ment strategy to counter violent extremism in the*
 22 *United States.*

23 “(2) *CONTENTS OF STRATEGY.—The strategy re-*
 24 *quired under paragraph (1) shall, at a minimum, ad-*
 25 *dress each of the following:*

1 “(A) *The Department’s digital engagement*
2 *effort, including a plan to leverage new and ex-*
3 *isting Internet, digital, and other technologies*
4 *and social media platforms to counter violent ex-*
5 *tremism, as well as the best practices and lessons*
6 *learned from other Federal, State, local, tribal,*
7 *territorial, nongovernmental, and foreign part-*
8 *ners engaged in similar counter-messaging ac-*
9 *tivities.*

10 “(B) *The Department’s countering violent*
11 *extremism-related engagement and outreach ac-*
12 *tivities.*

13 “(C) *The use of cooperative agreements with*
14 *State, local, tribal, territorial, and other Federal*
15 *departments and agencies responsible for activi-*
16 *ties relating to countering violent extremism.*

17 “(D) *Ensuring all activities related to coun-*
18 *tering violent extremism adhere to relevant De-*
19 *partment and applicable Department of Justice*
20 *guidance regarding privacy, civil rights, and*
21 *civil liberties, including safeguards against dis-*
22 *crimination.*

23 “(E) *The development of qualitative and*
24 *quantitative outcome-based metrics to evaluate*

1 the Department's programs and policies to
2 counter violent extremism.

3 “(F) *An analysis of the homeland security*
4 *risk posed by violent extremism based on the*
5 *threat environment and empirical data assessing*
6 *terrorist activities and incidents, and violent ex-*
7 *tremist propaganda, messaging, or recruitment.*

8 “(G) *Information on the Department's*
9 *near-term, mid-term, and long-term risk-based*
10 *goals for countering violent extremism, reflecting*
11 *the risk analysis conducted under subparagraph*
12 *(F).*

13 “(3) *STRATEGIC CONSIDERATIONS.—In drafting*
14 *the strategy required under paragraph (1), the Sec-*
15 *retary shall consider including the following:*

16 “(A) *Departmental efforts to undertake re-*
17 *search to improve the Department's under-*
18 *standing of the risk of violent extremism and to*
19 *identify ways to improve countering violent ex-*
20 *tremism activities and programs, including out-*
21 *reach, training, and information sharing pro-*
22 *grams.*

23 “(B) *The Department's nondiscrimination*
24 *policies as they relate to countering violent extre-*
25 *mism.*

1 “(C) Departmental efforts to help promote
2 community engagement and partnerships to
3 counter violent extremism in furtherance of the
4 strategy.

5 “(D) Departmental efforts to help increase
6 support for programs and initiatives to counter
7 violent extremism of other Federal, State, local,
8 tribal, territorial, nongovernmental, and foreign
9 partners that are in furtherance of the strategy,
10 and which adhere to all relevant constitutional,
11 legal, and privacy protections.

12 “(E) Departmental efforts to disseminate to
13 local law enforcement agencies and the general
14 public information on resources, such as training
15 guidance, workshop reports, and the violent ex-
16 tremist threat, through multiple platforms, in-
17 cluding the development of a dedicated webpage,
18 and information regarding the effectiveness of
19 those efforts.

20 “(F) Departmental efforts to use cooperative
21 agreements with State, local, tribal, territorial,
22 and other Federal departments and agencies re-
23 sponsible for efforts relating to countering violent
24 extremism, and information regarding the effec-
25 tiveness of those efforts.

1 “(G) *Information on oversight mechanisms*
 2 *and protections to ensure that activities and pro-*
 3 *grams undertaken pursuant to the strategy ad-*
 4 *here to all relevant constitutional, legal, and pri-*
 5 *vacv protections.*

6 “(H) *Departmental efforts to conduct over-*
 7 *sight of all countering violent extremism train-*
 8 *ing and training materials and other resources*
 9 *developed or funded by the Department.*

10 “(I) *Departmental efforts to foster trans-*
 11 *parency by making, to the extent practicable, all*
 12 *regulations, guidance, documents, policies, and*
 13 *training materials publicly available, including*
 14 *through any webpage developed under subpara-*
 15 *graph (E).*

16 “(4) *STRATEGIC IMPLEMENTATION PLAN.—*

17 “(A) *IN GENERAL.—Not later than 90 days*
 18 *after the date on which the Secretary submits the*
 19 *strategy required under paragraph (1), the Sec-*
 20 *retary shall submit to the Committee on Home-*
 21 *land Security and Governmental Affairs of the*
 22 *Senate, the Committee on the Judiciary of the*
 23 *Senate, the Committee on Homeland Security of*
 24 *the House of Representatives, and the Committee*
 25 *on the Judiciary of the House of Representatives*

1 *an implementation plan for each of the compo-*
2 *nents and offices of the Department with respon-*
3 *sibilities under the strategy.*

4 “(B) *CONTENTS.*—*The implementation plan*
5 *required under subparagraph (A) shall include*
6 *an integrated master schedule and cost estimate*
7 *for activities and programs contained in the im-*
8 *plementation plan, with specificity on how each*
9 *such activity and program aligns with near-*
10 *term, mid-term, and long-term goals specified in*
11 *the strategy required under paragraph (1).*

12 “(g) *ANNUAL REPORT.*—*Not later than April 1, 2017,*
13 *and annually thereafter, the Assistant Secretary shall sub-*
14 *mit to Congress an annual report on the Office for Partner-*
15 *ships Against Violent Extremism, which shall include the*
16 *following:*

17 “(1) *A description of the status of the programs*
18 *and policies of the Department for countering violent*
19 *extremism in the United States.*

20 “(2) *A description of the efforts of the Office for*
21 *Partnerships Against Violent Extremism to cooperate*
22 *with and provide assistance to other Federal depart-*
23 *ments and agencies.*

24 “(3) *Qualitative and quantitative metrics for*
25 *evaluating the success of such programs and policies*

1 *and the steps taken to evaluate the success of such*
2 *programs and policies.*

3 “(4) *An accounting of—*

4 “(A) *grants and cooperative agreements*
5 *awarded by the Department to counter violent*
6 *extremism; and*

7 “(B) *all training specifically aimed at*
8 *countering violent extremism sponsored by the*
9 *Department.*

10 “(5) *An analysis of how the Department’s activi-*
11 *ties to counter violent extremism correspond and*
12 *adapt to the threat environment.*

13 “(6) *A summary of how civil rights and civil lib-*
14 *erties are protected in the Department’s activities to*
15 *counter violent extremism.*

16 “(7) *An evaluation of the use of section 2003 and*
17 *section 2004 grants and cooperative agreements*
18 *awarded to support efforts of local communities in the*
19 *United States to counter violent extremism, including*
20 *information on the effectiveness of such grants and co-*
21 *operative agreements in countering violent extremism.*

22 “(8) *A description of how the Office for Partner-*
23 *ships Against Violent Extremism incorporated lessons*
24 *learned from the countering violent extremism pro-*

1 *grams and policies of foreign, State, local, tribal, and*
 2 *territorial governments and stakeholder communities.*

3 “(h) *ANNUAL REVIEW*.—Not later than 1 year after
 4 *the date of enactment of this section, and every year there-*
 5 *after, the Office for Civil Rights and Civil Liberties of the*
 6 *Department shall—*

7 “(1) *conduct a review of the Office for Partner-*
 8 *ships Against Violent Extremism activities to ensure*
 9 *that all of the activities of the Office related to coun-*
 10 *tering violent extremism respect the privacy, civil*
 11 *rights, and civil liberties of all persons; and*

12 “(2) *make publicly available on the website of*
 13 *the Department a report containing the results of the*
 14 *review conducted under paragraph (1).”; and*

15 *(2) in section 2008(b)—*

16 *(A) in subparagraph (A), by striking “or”*
 17 *at the end;*

18 *(B) in subparagraph (B), by striking the*
 19 *period at the end and inserting “; or”; and*

20 *(C) by adding at the end the following:*

21 “(C) *to support any organization or group*
 22 *which has knowingly or recklessly funded domes-*
 23 *tic terrorism or international terrorism (as those*
 24 *terms are defined in section 2331 of title 18,*
 25 *United States Code) or organization or group*

1 *known to engage in or recruit to such activities,*
 2 *as determined by the Assistant Secretary for*
 3 *Partnerships Against Violent Extremism in con-*
 4 *sultation with the Administrator and the heads*
 5 *of other appropriate Federal departments and*
 6 *agencies.”.*

7 ***(b) TECHNICAL AND CONFORMING AMENDMENT.—****The*
 8 *table of contents in section 1(b) of the Homeland Security*
 9 *Act of 2002 (6 U.S.C. 101 note) is amended by inserting*
 10 *after the item relating to section 801 the following:*

“Sec. 802. Office for Partnerships Against Violent Extremism.”.

11 ***(c) SUNSET.—****Effective on the date that is 7 years after*
 12 *the date of enactment of this Act—*

13 ***(1)*** *section 802 of the Homeland Security Act of*
 14 *2002, as added by subsection (a), is repealed; and*

15 ***(2)*** *the table of contents in section 1(b) of the*
 16 *Homeland Security Act of 2002 (6 U.S.C. 101 note)*
 17 *is amended by striking the item relating to section*
 18 *802.*

Calendar No. 552

114TH CONGRESS
2D Session

S. 2522

[Report No. 114-296]

A BILL

To amend the Homeland Security Act of 2002 to build partnerships to prevent violence by extremists.

JULY 11, 2016

Reported with an amendment