

***In the Senate of the United States,***

*October 2, 2017.*

*Resolved*, That the bill from the House of Representatives (H.R. 1616) entitled “An Act to amend the Homeland Security Act of 2002 to authorize the National Computer Forensics Institute, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Strengthening State  
3 and Local Cyber Crime Fighting Act of 2017”.

4 **SEC. 2. AUTHORIZATION OF THE NATIONAL COMPUTER**  
5                   **FORENSICS INSTITUTE OF THE DEPARTMENT**  
6                   **OF HOMELAND SECURITY.**

7       (a) IN GENERAL.—Subtitle C of title VIII of the  
8 Homeland Security Act of 2002 (6 U.S.C. 381 et seq.)  
9 is amended by adding at the end the following new section:

1 **“SEC. 822. NATIONAL COMPUTER FORENSICS INSTITUTE.**

2       “(a) IN GENERAL.—There is authorized for fiscal  
3 years 2017 through 2022 within the United States Secret  
4 Service a National Computer Forensics Institute (in this  
5 section referred to as the ‘Institute’). The Institute shall  
6 disseminate information related to the investigation and  
7 prevention of cyber and electronic crime and related  
8 threats, and educate, train, and equip State, local, tribal,  
9 and territorial law enforcement officers, prosecutors, and  
10 judges.

11       “(b) FUNCTIONS.—The functions of the Institute  
12 shall include the following:

13               “(1) Educating State, local, tribal, and terri-  
14 torial law enforcement officers, prosecutors, and  
15 judges on current—

16                       “(A) cyber and electronic crimes and re-  
17 lated threats;

18                       “(B) methods for investigating cyber and  
19 electronic crime and related threats and con-  
20 ducting computer and mobile device forensic ex-  
21 aminations; and

22                       “(C) prosecutorial and judicial challenges  
23 related to cyber and electronic crime and re-  
24 lated threats, and computer and mobile device  
25 forensic examinations.

1           “(2) Training State, local, tribal, and territorial  
2 law enforcement officers to—

3           “(A) conduct cyber and electronic crime  
4 and related threat investigations;

5           “(B) conduct computer and mobile device  
6 forensic examinations; and

7           “(C) respond to network intrusion inci-  
8 dents.

9           “(3) Training State, local, tribal, and territorial  
10 law enforcement officers, prosecutors, and judges on  
11 methods to obtain, process, store, and admit digital  
12 evidence in court.

13       “(c) PRINCIPLES.—In carrying out the functions  
14 specified in subsection (b), the Institute shall ensure, to  
15 the extent practicable, that timely, actionable, and rel-  
16 evant expertise and information related to cyber and elec-  
17 tronic crime and related threats is shared with State, local,  
18 tribal, and territorial law enforcement officers and pros-  
19 ecutors.

20       “(d) EQUIPMENT.—The Institute may provide State,  
21 local, tribal, and territorial law enforcement officers with  
22 computer equipment, hardware, software, manuals, and  
23 tools necessary to conduct cyber and electronic crime and  
24 related threat investigations and computer and mobile de-  
25 vice forensic examinations.

1       “(e) **ELECTRONIC CRIME TASK FORCES.**—The Insti-  
2 tute shall facilitate the expansion of the network of Elec-  
3 tronic Crime Task Forces of the United States Secret  
4 Service through the addition of State, local, tribal, and  
5 territorial law enforcement officers educated and trained  
6 at the Institute.

7       “(f) **SAVINGS PROVISION.**—All authorized activities  
8 and functions carried out by the Institute at any location  
9 as of the day before the date of the enactment of this sec-  
10 tion are authorized to continue to be carried out at any  
11 such location on and after such date.”.

12       (b) **FUNDING.**—For each of fiscal years 2018  
13 through 2022, amounts appropriated for United States  
14 Secret Service, Operations and Support, may be used to  
15 carry out this Act and the amendments made by this Act.

16       (c) **CLERICAL AMENDMENT.**—The table of contents  
17 in section 1(b) of the Homeland Security Act of 2002 (6  
18 U.S.C. 101 et seq.) is amended by inserting after the item  
19 relating to section 821 the following new item:

“Sec. 822. National Computer Forensics Institute.”.

20 **SEC. 3. PREVENTION, INVESTIGATION, AND PROSECUTION**  
21 **OF ECONOMIC, HIGH TECHNOLOGY, INTER-**  
22 **NET, AND OTHER WHITE COLLAR CRIME.**

23       (a) **IN GENERAL.**—Title I of the Omnibus Crime  
24 Control and Safe Streets Act of 1968 (34 U.S.C. 10101  
25 et seq.) is amended by adding at the end the following:

1 **“PART MM—PREVENTION, INVESTIGATION, AND**  
2 **PROSECUTION OF WHITE COLLAR CRIME**

3 **“SEC. 3030. SHORT TITLE.**

4 “This part may be cited as the ‘National White Collar  
5 Crime Control Act of 2017’.

6 **“SEC. 3031. ESTABLISHMENT OF GRANT PROGRAM.**

7 “(a) **AUTHORIZATION.**—The Director of the Bureau  
8 of Justice Assistance is authorized to enter into a coopera-  
9 tive agreement with or make a grant to an eligible entity  
10 for the purpose of improving the identification, investiga-  
11 tion, and prosecution of white collar crime (including each  
12 category of such crimes set forth in paragraphs (1)  
13 through (3) of subsection (b)) by providing comprehensive,  
14 direct, and practical training and technical assistance to  
15 law enforcement officers, investigators, auditors and pros-  
16 ecutors in States and units of local government.

17 “(b) **WHITE COLLAR CRIME DEFINED.**—For pur-  
18 poses of this part, the term ‘white collar crime’ includes—

19 “(1) high-tech crime, including cyber and elec-  
20 tronic crime and related threats;

21 “(2) economic crime, including financial fraud  
22 and mortgage fraud; and

23 “(3) Internet-based crime against children and  
24 child pornography.

25 **“SEC. 3032. PURPOSES.**

26 “The purposes of this part include the following:

1           “(1) To ensure that training is available for  
2 State, local, tribal and territorial law enforcement  
3 agencies and officers nationwide to support local ef-  
4 forts to identify, prevent, investigate, and prosecute  
5 cyber and financial crimes, including those crimes  
6 facilitated via computer networks and other elec-  
7 tronic means, and crimes involving financial and eco-  
8 nomic impacts such as intellectual property crimes.

9           “(2) To deliver training to State, local, tribal,  
10 and territorial law enforcement officers, and other  
11 criminal justice professionals concerning the use of  
12 proven methodologies to prevent, detect, and respond  
13 to such crimes, recognize emerging issues, manage  
14 electronic and financial crime evidence and to im-  
15 prove local criminal justice agency responses to such  
16 threats.

17           “(3) To provide operational and technical as-  
18 sistance and training concerning tools, products, re-  
19 sources, guidelines, and procedures to aid and en-  
20 hance criminal intelligence analysis, conduct cyber  
21 crime and financial crime investigations, and related  
22 justice information sharing at the local and State  
23 levels.

24           “(4) To provide appropriate training on protec-  
25 tions for privacy, civil rights, and civil liberties in

1 the conduct of criminal intelligence analysis and  
2 cyber and electronic crime and financial crime inves-  
3 tigations, including in the development of policies,  
4 guidelines, and procedures by State, local, tribal,  
5 and territorial law enforcement agencies to protect  
6 and enhance privacy, civil rights, and civil liberties  
7 protections and identify weaknesses and gaps in the  
8 protection of privacy, civil rights, and civil liberties.

9 **“SEC. 3033. AUTHORIZED PROGRAMS.**

10 “A grant or cooperative agreement awarded under  
11 this part may be made only for the following programs,  
12 with respect to the prevention, investigation, and prosecu-  
13 tion of certain criminal activities:

14 “(1) Programs to provide a nationwide support  
15 system for State and local criminal justice agencies.

16 “(2) Programs to assist State and local crimi-  
17 nal justice agencies to develop, establish, and main-  
18 tain intelligence-focused policing strategies and re-  
19 lated information sharing.

20 “(3) Programs to provide training and inves-  
21 tigative support services to State and local criminal  
22 justice agencies to provide such agencies with skills  
23 and resources needed to investigate and prosecute  
24 such criminal activities and related criminal activi-  
25 ties.

1           “(4) Programs to provide research support, to  
2           establish partnerships, and to provide other re-  
3           sources to aid State and local criminal justice agen-  
4           cies to prevent, investigate, and prosecute such  
5           criminal activities and related problems.

6           “(5) Programs to provide information and re-  
7           search to the general public to facilitate the preven-  
8           tion of such criminal activities.

9           “(6) Programs to establish or support national  
10          training and research centers regionally to provide  
11          training and research services for State and local  
12          criminal justice agencies.

13          “(7) Programs to provide training and over-  
14          sight to State and local criminal justice agencies to  
15          develop and comply with applicable privacy, civil  
16          rights, and civil liberties related policies, procedures,  
17          rules, laws, and guidelines.

18          “(8) Any other programs specified by the Attor-  
19          ney General as furthering the purposes of this part.

20 **“SEC. 3034. APPLICATION.**

21          “To be eligible for an award of a grant or cooperative  
22          agreement under this part, an entity shall submit to the  
23          Director of the Bureau of Justice Assistance an applica-  
24          tion in such form and manner, and containing such infor-

1 mation, as required by the Director of the Bureau of Jus-  
2 tice Assistance.

3 **“SEC. 3035. ELIGIBILITY.**

4 “States, units of local government, not-for-profit enti-  
5 ties, and institutions of higher-education with dem-  
6 onstrated capacity and experience in delivering training,  
7 technical assistance and other resources including direct,  
8 practical laboratory training to law enforcement officers,  
9 investigators, auditors and prosecutors in States and units  
10 of local government and over the Internet shall be eligible  
11 to receive an award under this part.

12 **“SEC. 3036. RULES AND REGULATIONS.**

13 “The Director of the Bureau of Justice Assistance  
14 shall promulgate such rules and regulations as are nec-  
15 essary to carry out this part, including rules and regula-  
16 tions for submitting and reviewing applications under sec-  
17 tion 3035.”.

18 (b) AUTHORIZATION OF APPROPRIATIONS.—There  
19 are authorized to be appropriated \$13,000,000 for each  
20 of fiscal years 2018 through 2022 to carry out —

21 (1) part MM of title I of the Omnibus Crime  
22 Control and Safe Streets Act of 1968, as added by  
23 subsection (a); and

1           (2) section 401(b) of the Prioritizing Resources  
2           and Organization for Intellectual Property Act of  
3           2008 (34 U.S.C. 30103(b)).

Attest:

*Secretary.*



115<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H.R. 1616**

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**AMENDMENT**