

115TH CONGRESS
2D SESSION

H. R. 5079

IN THE SENATE OF THE UNITED STATES

MARCH 20, 2018

Received; read twice and referred to the Committee on Homeland Security and
Governmental Affairs

AN ACT

To amend the Homeland Security Act of 2002 to require the Department of Homeland Security to develop an engagement strategy with fusion centers, 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 “DHS Field Engage-
3 ment Accountability Act”.

4 **SEC. 2. ENGAGEMENT STRATEGY WITH FUSION CENTERS.**

5 Section 210A of the Homeland Security Act of 2002
6 (6 U.S.C. 124h) is amended by—

7 (1) redesigning subsections (j) and (k) as sub-
8 sections (k) and (l), respectively; and

9 (2) inserting after subsection (i) the following
10 new subsection:

11 “(j) **FUSION CENTER INFORMATION SHARING**
12 **STRATEGY.**—Not later than 1 year after the date of the
13 enactment of this subsection, the Secretary shall develop
14 and update at least once every 5 years a strategy for De-
15 partment engagement with fusion centers. Such strategy
16 shall be developed and updated in consultation with the
17 heads of intelligence components of the Department, the
18 Chief Privacy Officer of the Department, the Officer for
19 Civil Rights and Civil Liberties of the Department, offi-
20 cials of fusion centers, officers designated as Homeland
21 Security Advisors, and the heads of other relevant agen-
22 cies, as appropriate. Such strategy shall include the fol-
23 lowing:

24 “(1) Specific goals and objectives for sharing
25 information and engaging with fusion centers—

1 “(A) through the direct deployment of per-
2 sonnel from intelligence components of the De-
3 partment;

4 “(B) through the use of Department un-
5 classified and classified information sharing
6 systems, including the Homeland Security In-
7 formation Sharing Network and the Homeland
8 Secure Data Network, or any successor sys-
9 tems; and

10 “(C) through any additional means.

11 “(2) The performance metrics to be used to
12 measure success in achieving the goals and objec-
13 tives referred to in paragraph (1).

14 “(3) A 5-year plan for continued engagement
15 with fusion centers.”.

16 **SEC. 3. OFFICE OF INTELLIGENCE AND ANALYSIS FIELD**
17 **PERSONNEL SUPPORT TO FUSION CENTERS.**

18 (a) PERFORMANCE METRICS.—Not later than 180
19 days after the date of the enactment of this Act, the Under
20 Secretary for Intelligence and Analysis of the Department
21 of Homeland Security shall—

22 (1) consider the effectiveness of existing proc-
23 esses to identify and prepare field personnel for de-
24 ployment to support fusion centers and internal
25 mechanisms to ensure oversight and accountability

1 of such field personnel, including field personnel as-
2 signed to one center and field personnel assigned to
3 multiple centers; and

4 (2) publish and disseminate performance
5 metrics, taking into account, as appropriate, regional
6 and threat diversity, for—

7 (A) field personnel from the Office of In-
8 telligence and Analysis assigned to an indi-
9 vidual fusion center;

10 (B) field personnel from the Office of In-
11 telligence and Analysis assigned to multiple fu-
12 sion centers; and

13 (C) regional Directors of the Office of In-
14 telligence and Analysis to ensure accountability
15 for monitoring all field personnel under the su-
16 pervision of such Regional Directors.

17 (b) TRAINING.—In consultation with the Chief Infor-
18 mation Officer of the Department of Homeland Security,
19 the Under Secretary for Intelligence and Analysis of the
20 Department shall develop and implement a formalized
21 training module for fusion center personnel regarding the
22 classified Homeland Secure Data Network of the Depart-
23 ment, or any successor system.

24 (c) FUSION CENTER DEFINED.—In this section, the
25 term “fusion center” has the meaning given such term in

1 section 210A of the Homeland Security Act of 2002 (6
2 U.S.C. 124h).

3 **SEC. 4. DHS COMPONENT USAGE OF THE HOMELAND SECU-**
4 **RITY INFORMATION NETWORK.**

5 (a) IN GENERAL.—Not later than 180 days after the
6 date of the enactment of this Act, the Chief Intelligence
7 Officer of the Department of Homeland Security, in con-
8 sultation with the Chief Information Officer of the Depart-
9 ment, shall—

10 (1) develop policies and metrics to ensure effective
11 use by components of the Department of the
12 Department’s unclassified Homeland Security Infor-
13 mation Sharing Network, or any successor system;
14 and

15 (2) develop policies for posting unclassified
16 products on the Homeland Security Information
17 Sharing Network, or any successor system.

18 (b) TECHNICAL ENHANCEMENTS.—The Chief Infor-
19 mation Officer of the Department of Homeland Security,
20 in consultation with the Chief Intelligence Officer of the
21 Department, shall assess and implement, as appropriate,
22 technical enhancements to the Homeland Security Infor-
23 mation Sharing Network (HSIN) to improve usability, in-
24 cluding search functionality, data analysis, and collabora-
25 tion capabilities.

1 **SEC. 5. REPORT.**

2 Not later than 18 months after the date of the enact-
3 ment of this Act, the Secretary of Homeland Security shall
4 submit to the Committee on Homeland Security and the
5 Permanent Select Committee on Intelligence of the House
6 of Representatives and the Committee on Homeland Secu-
7 rity and Governmental Affairs and the Select Committee
8 on Intelligence of the Senate a report on the implementa-
9 tion of the following:

10 (1) The fusion center information sharing strat-
11 egy required under subsection (j) of section 210A of
12 the Homeland Security Act of 2002 (6 U.S.C.
13 124h), as added by section 2 of this Act, based on
14 performance metrics developed pursuant to such
15 strategy.

16 (2) Field personnel deployed to fusion centers
17 (as such term is defined in section 210A of the
18 Homeland Security Act of 2002 (6 U.S.C. 124h)) in
19 accordance with section 3, based on performance
20 metrics developed pursuant to such section.

21 (3) Policies that seek to ensure the effective use
22 of the Homeland Security Information Sharing Net-

- 1 work in accordance with section 4, based on the
- 2 metrics developed pursuant to such section.

Passed the House of Representatives March 19,
2018.

Attest:

KAREN L. HAAS,

Clerk.