

116TH CONGRESS  
1ST SESSION

# H. R. 1589

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.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2019

Mr. WALKER (for himself and Mr. KING of New York) 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 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “CBRN Intelligence and  
3 Information Sharing Act of 2019”.

4 **SEC. 2. CHEMICAL, BIOLOGICAL, RADIOLOGICAL, AND NU-**5 **CLEAR INTELLIGENCE AND INFORMATION  
6 SHARING.**

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

10 **“SEC. 210H. CHEMICAL, BIOLOGICAL, RADIOLOGICAL, AND  
11 NUCLEAR INTELLIGENCE AND INFORMATION  
12 SHARING.**

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

15 “(1) support homeland security-focused intel-  
16 ligence analysis of terrorist actors, their claims, and  
17 their plans to conduct attacks involving chemical, bi-  
18 logical, radiological, or nuclear materials against  
19 the United States;

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

23 “(3) support homeland security-focused risk  
24 analysis and risk assessments of the homeland secu-  
25 rity hazards described in paragraphs (1) and (2), in-  
26 cluding the transportation of chemical, biological,

1       nuclear, and radiological materials, by providing relevant quantitative and nonquantitative threat information;

4           “(4) leverage existing and emerging homeland security intelligence capabilities and structures to enhance prevention, protection, response, and recovery efforts with respect to a chemical, biological, radiological, or nuclear attack;

9           “(5) share information and provide tailored analytical support on such threats to State, local, Tribal, and territorial authorities, and other Federal agencies, as well as relevant national biosecurity and biodefense stakeholders, as appropriate; and

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

16       “(b) COORDINATION.—Where appropriate, the Office of Intelligence and Analysis shall coordinate with other relevant Department components, including the Countering Weapons of Mass Destruction Office and the National Biosurveillance Integration Center, agencies within the intelligence community, including the National Counter Proliferation Center, and other Federal, State, local, Tribal, and territorial authorities, including officials from high-threat urban areas, State and major urban area fusion centers, and local public health departments, as ap-

1 appropriate, and enable such entities to provide rec-  
2 ommendations on optimal information sharing mecha-  
3 nisms, including expeditious sharing of classified informa-  
4 tion, and on how such entities can provide information to  
5 the Department.

6       “(c) DEFINITIONS.—In this section:

7           “(1) INTELLIGENCE COMMUNITY.—The term  
8       ‘intelligence community’ has the meaning given such  
9       term in section 3(4) of the National Security Act of  
10      1947 (50 U.S.C. 3003(4)).

11           “(2) NATIONAL BIOSECURITY AND BIODEFENSE  
12       STAKEHOLDERS.—The term ‘national biosecurity  
13       and biodefense stakeholders’ means officials from  
14       Federal, State, local, Tribal, and territorial authori-  
15       ties and individuals from the private sector who are  
16       involved in efforts to prevent, protect against, re-  
17       spond to, and recover from a biological attack or  
18       other phenomena that may have serious health con-  
19       sequences for the United States, including infectious  
20       disease outbreaks.”.

21       (b) CLERICAL AMENDMENT.—The table of contents  
22       in section 1(b) of the Homeland Security Act of 2002 is  
23       amended by inserting after the item relating to section  
24       201F the following new item:

“Sec. 210H. Chemical, biological, radiological, and nuclear intelligence and in-  
formation sharing.”.

## 1       (c) REPORT.—

2               (1) IN GENERAL.—Not later than one year  
3               after the date of the enactment of this Act and an-  
4               nually thereafter for each of the following four years,  
5               the Secretary of Homeland Security shall report to  
6               the appropriate congressional committees on the fol-  
7               lowing:

8                       (A) The intelligence and information shar-  
9               ing activities under section 210H of the Home-  
10               land Security Act of 2002 (as added by sub-  
11               section (a) of this section) and of all relevant  
12               entities within the Department of Homeland  
13               Security to counter the threat from attacks  
14               using chemical, biological, radiological, or nu-  
15               clear materials.

16                       (B) The Department's activities in accord-  
17               ance with relevant intelligence strategies.

18               (2) ASSESSMENT OF IMPLEMENTATION.—The  
19               reports required under paragraph (1) shall include  
20               the following:

21                       (A) An assessment of the progress of the  
22               Office of Intelligence and Analysis of the De-  
23               partment of Homeland Security in imple-  
24               menting such section 210H.

(B) A description of the methods established to carry out such assessment.

12 SEC. 3. DISSEMINATION OF INFORMATION ANALYZED BY  
13 THE DEPARTMENT TO STATE, LOCAL, TRIB-  
14 AL, TERRITORIAL, AND PRIVATE ENTITIES  
15 WITH RESPONSIBILITIES RELATING TO  
16 HOMELAND SECURITY.

17       Paragraph (6) of section 201(d) of the Homeland Se-  
18 curity Act of 2002 (6 U.S.C. 121(d)) is amended by strik-  
19 ing “and to agencies of State” and all that follows through  
20 the period at the end and inserting “to State, local, tribal,  
21 territorial, and private entities with such responsibilities,  
22 and, as appropriate, to the public, in order to assist in  
23 preventing, deterring, or responding to acts of terrorism  
24 against the United States.”.

