

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

H. R. 2590

To require a Department of Homeland Security overseas personnel enhancement plan, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by Mr. JOHNSON

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “DHS Overseas Per-
5 sonnel Enhancement Act of 2019”.

6 **SEC. 2. OVERSEAS PERSONNEL BRIEFING.**

7 (a) IN GENERAL.—Not later than 90 days after sub-
8 mission of the comprehensive 3-year strategy required
9 under section 1910 of the National Defense Authorization
10 Act for Fiscal Year 2017 (Public Law 114–328) and an-
11 nually thereafter, the Secretary shall brief the Committee
12 on Homeland Security of the House of Representatives

1 and the Committee on Homeland Security and Govern-
2 mental Affairs of the Senate regarding Department per-
3 sonnel with primary duties that take place outside of the
4 United States.

5 (b) REQUIREMENTS.—The briefings required under
6 subsection (a) shall include the following:

7 (1) A detailed summary of, and deployment
8 schedule for, each type of personnel position with
9 primary duties that take place outside of the United
10 States and how each such position contributes to the
11 Department’s mission.

12 (2) Information related to how the geographic
13 and regional placement of such positions contributes
14 to the Department’s mission.

15 (3) Information related to any risk mitigation
16 plans for each geographic and regional placement,
17 including to address counter-intelligence risks.

18 (4) Information regarding the costs of deploy-
19 ing or maintaining personnel at each geographic and
20 regional placement, including information on any
21 cost-sharing agreement with foreign partners to
22 cover a portion or all the costs relating to such de-
23 ployment or maintenance.

24 (5) Information on guidance and practices to
25 guard against counter-espionage and counter-intel-

1 ligence threats, including cyber threats, associated
2 with Department personnel.

3 (6) Information regarding trends in foreign ef-
4 forts to influence such personnel while deployed
5 overseas to contribute to the Department's mission.

6 (7) Information related to the position-specific
7 training received by such personnel before and dur-
8 ing placement at a foreign location.

9 (8) Challenges that may impede the commu-
10 nication of counterterrorism information between
11 Department personnel at foreign locations and De-
12 partment entities in the United States, including
13 technical, resource, and administrative challenges.

14 (9) The status of efforts to implement the
15 strategy referred to in subsection (a).

16 (10) The status of efforts (beginning with the
17 second briefing required under this section) to imple-
18 ment the enhancement plan under section 3.

19 (11) A detailed explanation regarding any in-
20 ability of the Department to meet the requirements
21 described in this section.

22 **SEC. 3. OVERSEAS PERSONNEL ENHANCEMENT PLAN.**

23 (a) IN GENERAL.—Not later than 90 days after the
24 first briefing required under section 2, the Secretary shall
25 submit to the Committee on Homeland Security of the

1 House of Representatives and the Committee on Home-
2 land Security and Governmental Affairs of the Senate a
3 plan to enhance the effectiveness of Department personnel
4 at foreign locations.

5 (b) PLAN REQUIREMENTS.—The plan required under
6 subsection (a) shall include proposals to—

7 (1) improve efforts of Department personnel at
8 foreign locations, as necessary, for purposes of pro-
9 viding foreign partner capacity development and fur-
10 thering the Department’s mission;

11 (2) as appropriate, redeploy Department per-
12 sonnel to respond to changing threats to the United
13 States, consistent with the limits on the resources of
14 the Department;

15 (3) enhance collaboration among Department
16 personnel at foreign locations, other Federal per-
17 sonnel at foreign locations, and foreign partners;

18 (4) improve the communication of information
19 between Department personnel at foreign locations
20 and Department entities in the United States, in-
21 cluding to address technical, resource, and adminis-
22 trative challenges; and

23 (5) maintain practices to guard against
24 counter-espionage threats associated with Depart-
25 ment personnel.

1 **SEC. 4. TERMINATION.**

2 The briefing requirement under section 2 shall termi-
3 nate on the date that is 4 years after the submission of
4 the strategy referred to in subsection (a) of such section.

5 **SEC. 5. DEFINITIONS.**

6 In this Act—

7 (1) the term “Department” means the Depart-
8 ment of Homeland Security; and

9 (2) the term “Secretary” means the Secretary
10 of Homeland Security.