

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

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

**H. R. 504**

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.

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 Field Engage-  
5 ment Accountability Act”.

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

7 Section 210A of the Homeland Security Act of 2002  
8 (6 U.S.C. 124h) is amended by—

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

11 (2) inserting after subsection (i) the following:

1           “(j) FUSION CENTER INFORMATION SHARING  
2 STRATEGY.—Not later than 1 year after the date of the  
3 enactment of the DHS Field Engagement Accountability  
4 Act, and not less frequently than once every 5 years there-  
5 after, the Secretary shall develop or update a strategy for  
6 Department engagement with fusion centers. Such strat-  
7 egy shall be developed and updated in consultation with  
8 the heads of intelligence components of the Department,  
9 the Chief Privacy Officer, the Officer for Civil Rights and  
10 Civil Liberties, officials of fusion centers, officers des-  
11 igned as Homeland Security Advisors, and the heads of  
12 other relevant agencies, as appropriate. Such strategy  
13 shall include the following:

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

16                   “(A) through the direct deployment of per-  
17 sonnel from intelligence components of the De-  
18 partment;

19                   “(B) through the use of Department un-  
20 classified and classified information sharing  
21 systems, including the Homeland Security In-  
22 formation Network and the Homeland Secure  
23 Data Network, or any successor systems; and

24                   “(C) through any additional means.

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

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

6 **SEC. 3. OFFICE OF INTELLIGENCE AND ANALYSIS FIELD**  
7           **PERSONNEL SUPPORT TO FUSION CENTERS.**

8           (a) **PERFORMANCE METRICS.**—Not later than 180  
9           days after the date of the enactment of this Act, the Under  
10          Secretary for Intelligence and Analysis shall—

11           (1) consider the effectiveness of existing proc-  
12           esses to identify and prepare field personnel for de-  
13           ployment to support fusion centers and internal  
14           mechanisms to ensure oversight and accountability  
15           of such field personnel, including field personnel as-  
16           signed to one center and field personnel assigned to  
17           multiple centers; and

18           (2) publish and disseminate performance  
19           metrics, taking into account, as appropriate, regional  
20           and threat diversity, for—

21           (A) field personnel from the Office of In-  
22           telligence and Analysis assigned to an indi-  
23           vidual fusion center;

1 (B) field personnel from the Office of In-  
2 telligence and Analysis assigned to multiple fu-  
3 sion centers; and

4 (C) Regional Directors of the Office of In-  
5 telligence and Analysis to ensure accountability  
6 for monitoring all field personnel under the su-  
7 pervision of such Regional Directors.

8 (b) TRAINING.—In consultation with the Chief Infor-  
9 mation Officer, the Under Secretary for Intelligence and  
10 Analysis shall develop and implement a formalized train-  
11 ing module for fusion center personnel regarding the clas-  
12 sified Homeland Secure Data Network, or any successor  
13 system.

14 (c) FUSION CENTER DEFINED.—In this section, the  
15 term “fusion center” has the meaning given such term in  
16 section 210A(k) of the Homeland Security Act of 2002,  
17 as so redesignated by section 2.

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

20 (a) IN GENERAL.—Not later than 180 days after the  
21 date of the enactment of this Act, the Chief Information  
22 Officer, in consultation with the Under Secretary for Intel-  
23 ligence and Analysis, and in accordance with the functions  
24 and responsibilities assigned to the Under Secretary under

1 title II of the Homeland Security Act of 2002 (6 U.S.C.  
2 121 et seq.), shall—

3 (1) develop policies and metrics to ensure effective  
4 use by components of the Department of the un-  
5 classified Homeland Security Information Network  
6 (referred to in this section as “HSIN”), or any suc-  
7 cessor system; and

8 (2) develop policies for posting unclassified  
9 products on HSIN, or any successor system.

10 (b) **TECHNICAL ENHANCEMENTS.**—The Chief Infor-  
11 mation Officer, in consultation with the Chief Intelligence  
12 Officer, shall assess and implement, as appropriate, tech-  
13 nical enhancements to HSIN to improve usability, includ-  
14 ing search functionality, data analysis, and collaboration  
15 capabilities.

16 **SEC. 5. REPORT.**

17 Not later than 18 months after the date of the enact-  
18 ment of this Act, the Secretary of Homeland Security shall  
19 submit a report to the Committee on Homeland Security  
20 and Governmental Affairs of the Senate, the Select Com-  
21 mittee on Intelligence of the Senate, the Committee on  
22 Homeland Security of the House of Representatives, and  
23 the Permanent Select Committee on Intelligence of the  
24 House of Representatives that describes the implementa-  
25 tion of—

1           (1) the fusion center information sharing strat-  
2           egy required under section 210A(j) of the Homeland  
3           Security Act of 2002, as added by section 2, based  
4           on performance metrics developed pursuant to such  
5           strategy;

6           (2) the deployment of field personnel to fusion  
7           centers (as such term is defined in section 210A of  
8           the Homeland Security Act of 2002 (6 U.S.C.  
9           124h)), in accordance with section 3, based on per-  
10          formance metrics developed pursuant to such sec-  
11          tion; and

12          (3) policies that seek to ensure the effective use  
13          of the Homeland Security Information Network, in  
14          accordance with section 4, based on the metrics de-  
15          veloped pursuant to such section.