

**AMENDMENT TO RULES COMM. PRINT 119-8**  
**OFFERED BY MR. STRONG OF ALABAMA**

Add at the end of subtitle A of title XVII of division  
A the following:

1 **SEC. 1703. WORKING GROUP TO COUNTER CERTAIN**  
2 **THREATS POSED TO THE UNITED STATES BY**  
3 **THE CHINESE COMMUNIST PARTY.**

4 (a) ESTABLISHMENT.—

5 (1) IN GENERAL.—Not later than 180 days  
6 after the date of the enactment of this Act, the Sec-  
7 retary of Homeland Security shall establish in the  
8 Department of Homeland Security a working group  
9 (in this section referred to as the “Working  
10 Group”), which shall carry out the duties specified  
11 in subsection (b) relating to countering terrorist, cy-  
12 bersecurity, border and port security, and transpor-  
13 tation security threats posed to the United States by  
14 the Chinese Communist Party.

15 (2) DIRECTOR.—

16 (A) APPOINTMENT.—The head of the  
17 Working Group shall be a Director (in this sec-  
18 tion referred to as the “Director”), who shall be

1 appointed by the Secretary of Homeland Secu-  
2 rity.

3 (B) REPORTING.—The Director shall re-  
4 port to the Secretary of Homeland Security re-  
5 garding all administrative, operational, and se-  
6 curity matters of the Working Group.

7 (3) STAFFING.—The Secretary of Homeland  
8 Security shall ensure the Working Group is provided  
9 with the following:

10 (A) A sufficient number of employees to  
11 perform required duties.

12 (B) Not fewer than one employee dedicated  
13 to ensuring compliance with privacy laws and  
14 regulations.

15 (4) DETAILEES.—The Working Group may ac-  
16 cept and employ detailees with expertise in coun-  
17 tering terrorist, cybersecurity, border and port secu-  
18 rity, and transportation security threats posed by  
19 the Chinese Communist Party to the United States,  
20 or in related fields, from any element of the intel-  
21 ligence community or any other Federal agency the  
22 Director determines appropriate, with or without re-  
23 imbursement, consistent with applicable laws and  
24 regulations regarding such employees.

1 (b) DUTIES.—The Working Group shall carry out the  
2 following:

3 (1) Examine, assess, and report upon efforts by  
4 the Department of Homeland Security to counter  
5 terrorist, cybersecurity, border and port security,  
6 and transportation security threats posed to the  
7 United States by the Chinese Communist Party, in-  
8 cluding efforts to counter the Chinese Communist  
9 Party's—

10 (A) nontraditional tactics and exploitation  
11 of the United States immigration system  
12 through—

13 (i) identity theft;

14 (ii) the immigrant and nonimmigrant  
15 visa processes;

16 (iii) unlawful border crossings;

17 (iv) human smuggling; and

18 (v) human trafficking;

19 (B) predatory economic and trade prac-  
20 tices, including the trafficking of counterfeit  
21 and pirated goods, the use of forced labor, labor  
22 exploitation for financial gain, customs fraud,  
23 and theft of intellectual property and tech-  
24 nology;

1 (C) direct or indirect support for  
2 transnational criminal organizations trafficking  
3 in fentanyl, illicit drug precursors, or other con-  
4 trolled substances through—

- 5 (i) the United States border;  
6 (ii) international mail shipments; or  
7 (iii) express consignment operations;  
8 and

9 (D) support for illicit financial activity by  
10 Chinese Money Laundering Organizations, in-  
11 cluding any repatriation to China or any other  
12 country of the proceeds derived from the activi-  
13 ties described in subparagraphs (A) through  
14 (C).

15 (2) Account for the resources of the Depart-  
16 ment that are dedicated to programs aimed at coun-  
17 tering terrorist, cybersecurity, border and port secu-  
18 rity, and transportation security threats posed to the  
19 United States by the Chinese Communist Party, and  
20 any supporting information as to the efficacy of each  
21 such program.

22 (3) Build upon existing or ongoing evaluations  
23 and avoid unnecessary duplication by reviewing the  
24 findings, conclusions, and recommendations of other  
25 appropriate working groups, committees, commis-

1 sions, or entities established by the Department re-  
2 lated to efforts to counter terrorist, cybersecurity,  
3 border and port security, and transportation security  
4 threats posed to the United States by the Chinese  
5 Communist Party.

6 (4) Identify gaps in policies, processes, and ac-  
7 tivities of the Department to respond to terrorist,  
8 cybersecurity, border and port security, and trans-  
9 portation security threats posed to the United States  
10 by the Chinese Communist Party.

11 (5) Facilitate cooperation and coordination  
12 among offices and components of the Department on  
13 a holistic response to countering terrorist, cybersecu-  
14 rity, border and port security, and transportation se-  
15 curity threats posed to the United States by the Chi-  
16 nese Communist Party.

17 (c) ADDITIONAL DUTY RELATING TO INFORMATION  
18 SHARING.—The Working Group shall review, in coordina-  
19 tion with the Office of Intelligence and Analysis of the De-  
20 partment of Homeland Security, information relating to  
21 terrorist, cybersecurity, border and port security, and  
22 transportation security threats posed to the United States  
23 by the Chinese Communist Party that is gathered by Fed-  
24 eral, State, local, Tribal, and territorial partners, and the  
25 National Network of Fusion Centers, and incorporate such

1 information, as appropriate, into the Working Group's  
2 own information relating to such threats. The Working  
3 Group, in coordination with the Office of Intelligence and  
4 Analysis, shall also ensure the dissemination to Federal,  
5 State, local, Tribal, and territorial partners, and the Na-  
6 tional Network of Fusion Centers, of information related  
7 to such threats.

8 (d) ANNUAL ASSESSMENTS.—

9 (1) IN GENERAL.—Not later than 180 days  
10 after the date of the enactment of this section and  
11 annually thereafter for five years, the Secretary of  
12 Homeland Security, in coordination with the Under  
13 Secretary for Intelligence and Analysis of the De-  
14 partment of Homeland Security, the Director of the  
15 Federal Bureau of Investigation, and the Director of  
16 National Intelligence, shall submit to the appro-  
17 priate congressional committees a report that as-  
18 sesses terrorist, cybersecurity, border and port secu-  
19 rity, and transportation security threats posed to the  
20 United States by the Chinese Communist Party dur-  
21 ing the immediately preceding 12 months.

22 (2) CONTENTS.—Each assessment under para-  
23 graph (1) shall also include the following:

1 (A) A description of the activities and op-  
2 erations of the Working Group undertaken pur-  
3 suant to subsection (b).

4 (B) Any other matters the Secretary of  
5 Homeland Security determines relevant.

6 (3) FORM.—Each assessment under paragraph  
7 (1) shall be submitted in unclassified form, but may  
8 include a classified annex. The Secretary of Home-  
9 land Security shall post on a publicly available  
10 website of the Department of Homeland Security the  
11 unclassified portion of each assessment.

12 (4) BRIEFING.—Not later than 30 days after  
13 the submission of each assessment under paragraph  
14 (1), the Secretary of Homeland Security shall pro-  
15 vide to the appropriate congressional committees a  
16 briefing on such assessment and the progress and  
17 challenges of the Working Group.

18 (e) COMPTROLLER GENERAL REVIEW.—Not later  
19 than one year after the date of the enactment of this Act,  
20 the Comptroller General of the United States shall submit  
21 to the appropriate congressional committees a report on  
22 the implementation of this section.

23 (f) RESEARCH AND DEVELOPMENT.—Not later than  
24 one year after the date of the enactment of this Act, the  
25 Secretary of Homeland Security, in coordination with the

1 Director and the Under Secretary for Science and Tech-  
2 nology of the Department of Homeland Security, shall, to  
3 the extent practicable, carry out research and develop-  
4 ment, including operational testing, of technologies and  
5 techniques for enhancing the Department’s security and  
6 situational awareness relating to countering terrorist, cy-  
7 bersecurity, border and port security, and transportation  
8 security threats posed to the United States by the Chinese  
9 Communist Party.

10 (g) IMPLEMENTATION.—All activities carried out  
11 pursuant to this section—

12 (1) shall be carried out in accordance with ap-  
13 plicable constitutional, privacy, civil rights, and civil  
14 liberties protections; and

15 (2) may not infringe upon the lawful exercise of  
16 free speech by United States persons.

17 (h) SUNSET.—The Working Group shall terminate on  
18 the date that is seven years after the establishment of the  
19 Working Group under subsection (a)(1).

20 (i) DEFINITIONS.—In this section:

21 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
22 TEES.—The term “appropriate congressional com-  
23 mittees” means—

24 (A) in the House of Representatives—



1 (i) the Committee on Homeland Secu-  
2 rity;

3 (ii) the Committee on Ways and  
4 Means;

5 (iii) the Committee on Financial Serv-  
6 ices;

7 (iv) the Committee on the Judiciary;  
8 and

9 (v) the Committee on Foreign Affairs;  
10 and

11 (B) in the Senate—

12 (i) the Committee on Homeland Secu-  
13 rity and Governmental Affairs;

14 (ii) the Committee on Banking, Hous-  
15 ing, and Urban Affairs;

16 (iii) the Committee on Finance;

17 (iv) the Committee on the Judiciary;

18 and

19 (v) the Committee on Foreign Rela-  
20 tions.

21 (2) FUSION CENTER.—The term “fusion cen-  
22 ter” has the meaning given such term in subsection  
23 (k) of section 210A of the Homeland Security Act  
24 of 2002 (6 U.S.C. 124h).

1           (3) INTELLIGENCE COMMUNITY.—The term  
2           “intelligence community” has the meaning given  
3           such term in section 3(4) of the National Security  
4           Act of 1947 (50 U.S.C. 3003(4)).

5           (4) NATIONAL NETWORK OF FUSION CEN-  
6           TERS.—The term “National Network of Fusion Cen-  
7           ters” means a decentralized arrangement of fusion  
8           centers intended to enhance individual State and  
9           urban area fusion centers’ ability to leverage the ca-  
10          pabilities and expertise of all such fusion centers for  
11          the purpose of enhancing analysis and homeland se-  
12          curity information sharing nationally.

13          (5) UNITED STATES PERSONS.—The term  
14          “United States person” has the meaning given such  
15          term in section 1637(d)(10) of the Carl Levin and  
16          Howard P. “Buck” McKeon National Defense Au-  
17          thorization Act for Fiscal year 2015 (50 U.S.C.  
18          1708(d)(10)).

