

## Union Calendar No. 710

115<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 6447

[Report No. 115-915]

To amend the Homeland Security Act of 2002 to establish the position of Chief Data Officer of the Department of Homeland Security, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

JULY 19, 2018

Mr. CARTER of Texas (for himself and Mr. McCAUL) introduced the following bill; which was referred to the Committee on Homeland Security

SEPTEMBER 4, 2018

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on July 19, 2018]

# **A BILL**

To amend the Homeland Security Act of 2002 to establish the position of Chief Data Officer of the Department of 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,*

3 **SECTION 1. SHORT TITLE.**

4        *This Act may be cited as the “Department of Home-*  
5 *land Security Chief Data Officer Authorization Act”.*

6 **SEC. 2. CHIEF DATA OFFICER OF THE DEPARTMENT OF**  
7 **HOMELAND SECURITY.**

8        *Section 703 of the Homeland Security Act of 2002 (6*  
9 *U.S.C. 343) is amended by adding at the end the following*  
10 *new subsection:*

11        *“(c) CHIEF DATA OFFICER.—*

12                *“(1) IN GENERAL.—The Secretary, in consulta-*  
13 *tion with the Chief Information Officer, shall des-*  
14 *ignate a career appointee (as such term is defined in*  
15 *section 3132 of title 5, United States Code) of the De-*  
16 *partment as the Chief Data Officer of the Depart-*  
17 *ment.*

18                *“(2) QUALIFICATIONS.—The Chief Data Officer*  
19 *shall possess demonstrated training and experience in*  
20 *the management, governance, generation, collection,*  
21 *protection, analysis, use, and sharing of data, includ-*  
22 *ing the protection and de-identification of personally*  
23 *identifiable information.*

24                *“(3) FUNCTIONS.—The Chief Data Officer shall*  
25 *be responsible for the following:*

1           “(A) Ensuring that the Department con-  
2 forms with data management best practices rec-  
3 ognized across industry and the Federal Govern-  
4 ment.

5           “(B) Coordinating the organization and in-  
6 tegration of data across the Department for im-  
7 proved interoperability, analysis, and decision-  
8 making.

9           “(C) Reviewing the impact of the infra-  
10 structure of the Department regarding data in-  
11 tegrity and interoperability.

12           “(D) Coordinating the release of data for  
13 public use following appropriate privacy reviews  
14 within the Department, as coordinated with the  
15 Chief Privacy Officer.

16           “(E) Promoting the use of modern data sys-  
17 tems to improve Department operations.

18           “(F) Coordinating the storage of Depart-  
19 ment records in accordance with the National  
20 Archives and Records Administration’s General  
21 Records Schedules.

22           “(G) Overseeing, in coordination with the  
23 Chief Privacy Officer of the Department, as ap-  
24 propriate, the Department’s compliance with the  
25 following responsibilities:

1           “(i) Issuing guidelines ensuring and  
2           maximizing the quality, objectivity, utility  
3           and integrity of information (including sta-  
4           tistical information).

5           “(ii) Establishing administrative  
6           mechanisms that allow affected persons to  
7           seek and obtain correction of information  
8           maintained and disseminated by relevant  
9           components of the Department that does not  
10          comply with the Department’s guidelines.

11          “(iii) Reporting to the Director of the  
12          Office of Management and Budget about the  
13          number and nature of complaints received  
14          by relevant components of the Department  
15          regarding the accuracy of information dis-  
16          seminated and how such complaints were  
17          handled by such components.

18          “(H) Coordinating with appropriate offi-  
19          cials of the Department, including the Chief Pri-  
20          vacy Officer, component privacy officers, compo-  
21          nent Chief Data Officers, and program man-  
22          agers, regarding the use of data within their re-  
23          spective components and under their authorities.

24          “(I) Serving as the liaison to other Federal  
25          agencies and the Office of Management and

1           *Budget on data and the best way to use existing*  
2           *Department data for statistical purposes.*

3           “(4) *COMPONENT CHIEF DATA OFFICERS.*—*The*  
4           *heads of each operational component of the Depart-*  
5           *ment, in consultation with the Chief Data Officer of*  
6           *the Department and the Chief Information Officer of*  
7           *such component, shall designate a career appointee*  
8           *(as such term is defined in section 3132 of title 5,*  
9           *United States Code) from each such component of the*  
10           *Department as the Chief Data Officer of their respec-*  
11           *tive component. Each such component Chief Data Of-*  
12           *ficer shall—*

13                   “(A) *have the qualifications described under*  
14                   *subsection (c)(2); and*

15                   “(B) *coordinate with and assist the Chief*  
16                   *Data Officer of the Department in the implemen-*  
17                   *tation of the functions specified in subpara-*  
18                   *graphs (A) through (F) of paragraph (3) for*  
19                   *their respective component.*

20           “(5) *REPORTS.*—*Not later than 180 days after*  
21           *the date of the enactment of this subsection and peri-*  
22           *odically thereafter as necessary, the Secretary shall*  
23           *submit to the Committee on Homeland Security of the*  
24           *House of Representatives and the Committee on*  
25           *Homeland Security and Governmental Affairs of the*

1       *Senate a report on the implementation of this sub-*  
2       *section, including any concerns regarding such imple-*  
3       *mentation.”.*

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