

116TH CONGRESS
1ST SESSION

S. 2708

To improve communication between the Federal Bureau of Investigation and State law enforcement agencies.

IN THE SENATE OF THE UNITED STATES

OCTOBER 24, 2019

Mr. SCOTT of Florida (for himself, Mr. JOHNSON, and Mr. LANKFORD) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To improve communication between the Federal Bureau of Investigation and State law enforcement agencies.

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 “Threat Information
5 Protocol for Sharing Act of 2019”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) **APPROPRIATE RECIPIENTS.**—The term “ap-
9 propriate recipients”, with respect to a State,
10 means—

1 (A) the primary law enforcement agency of
2 the State; and

3 (B) the State fusion center (as described
4 in section 210A of the Homeland Security Act
5 of 2002 (6 U.S.C. 124h)).

6 (2) BUREAU.—The term “Bureau” means the
7 Federal Bureau of Investigation.

8 (3) CRIMINAL EVENT.—The term “criminal
9 event” means a misdemeanor or felony offense under
10 Federal or State law resulting in a criminal arrest
11 recorded in the National Crime Information Center
12 of the Bureau.

13 (4) NATIONAL TIP LINE.—The term “national
14 tip line”, with respect to the Bureau, means—

15 (A) the online electronic tip form main-
16 tained by the Bureau; and

17 (B) any toll-free telephone number main-
18 tained by the Bureau.

19 (5) STATE.—The term “State” means each of
20 the several States, the District of Columbia, the
21 Commonwealth of Puerto Rico, and any other terri-
22 tory or possession of the United States.

23 **SEC. 3. FBI MONTHLY REPORT TO STATES.**

24 (a) IN GENERAL.—Not later than 180 days after the
25 date of enactment of this Act, and each month thereafter,

1 the Director of the Bureau shall submit to the appropriate
2 recipients for a State a report that describes all informa-
3 tion received by the Bureau through the national tip line
4 relating to an individual or threat in the State during the
5 preceding month.

6 (b) CONTENTS.—The report submitted to the appro-
7 priate recipients for a State under subsection (a) shall
8 contain all information provided to the Bureau through
9 the national tip line relating to an individual or threat in
10 the State, including—

- 11 (1) the name of each individual identified;
- 12 (2) the nature of each threat reported;
- 13 (3) the location of each threat reported;
- 14 (4) the date on which the Bureau received the
15 information; and
- 16 (5) the action taken by the Bureau, if any.

17 **SEC. 4. PROGRAM INTEGRITY AND ACCOUNTABILITY.**

18 (a) ANNUAL REPORTING.—Not later than 1 year
19 after the date of enactment of this Act, and each year
20 thereafter, the Director of the Bureau shall submit to
21 Congress a report detailing, for the preceding year—

- 22 (1) the total number of reports received
23 through the national tip line relating to an indi-
24 vidual or threat; and

1 (2) the total number of reports submitted to the
2 appropriate recipients for each State under section
3 3(a).

4 (b) ACCOUNTABILITY REPORTING.—Not later than
5 September 30 of the year beginning after the date of en-
6 actment of this Act, and each year thereafter, the Director
7 of the Bureau shall submit to Congress a report detailing,
8 for the preceding year—

9 (1) the total number of criminal events that
10 took place during the year involving an individual or
11 threat that had been the subject of a report received
12 through the national tip line prior to the criminal
13 event;

14 (2) any action taken by the Bureau—

15 (A) after the Bureau received a report de-
16 scribed in paragraph (1); and

17 (B) before the related criminal event de-
18 scribed in paragraph (1) occurred; and

19 (3) for each criminal event described in para-
20 graph (1) with respect to which the Bureau did not
21 take action after receiving the related report and be-
22 fore the criminal event occurred, the accountability
23 measures employed by the Bureau to address the
24 failure to investigate the report, including any dis-

1 cipline, suspension, or termination of an employee of
2 the Bureau.

3 (c) GOVERNMENT ACCOUNTABILITY OFFICE RE-
4 PORT.—

5 (1) REVIEW.—Not later than 60 days after the
6 date of enactment of this Act, the Comptroller Gen-
7 eral of the United States shall initiate a review of
8 the processes and procedures of the Bureau relating
9 to the operation of the national tip line.

10 (2) REPORT.—Not later than 1 year after the
11 date of enactment of this Act, the Comptroller Gen-
12 eral of the United States shall submit to Congress
13 a report based on the review conducted under para-
14 graph (1) that includes—

15 (A) the manner in which the Bureau cata-
16 logues or records information upon receipt
17 through the national tip line;

18 (B) the manner in which the Bureau evalu-
19 ates information described in subparagraph (A)
20 for further review;

21 (C) the frequency with which the evalua-
22 tion of information described in subparagraph
23 (B) leads to further review or investigation by
24 the Bureau or appropriate recipients for a
25 State;

1 (D) the manner in which the Bureau refers
2 information to appropriate recipients for a
3 State for further review or investigation; and

4 (E) any recommended improvements to the
5 processes and procedures of the Bureau relating
6 to the operation of the national tip line.

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