

DEPARTMENT OF HOMELAND SECURITY BLUE CAMPAIGN
AUTHORIZATION ACT OF 2017

MAY 22, 2017.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed

Mr. McCAUL, from the Committee on Homeland Security,
submitted the following

R E P O R T

[To accompany H.R. 1370]

The Committee on Homeland Security, to whom was referred the bill (H.R. 1370) to amend the Homeland Security Act of 2002 to require the Secretary of Homeland Security to issue Department of Homeland Security-wide guidance and develop training programs as part of the Department of Homeland Security Blue Campaign, and for other purposes, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

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The amendment is as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Department of Homeland Security Blue Campaign Authorization Act of 2017”.

SEC. 2. ENHANCED DEPARTMENT OF HOMELAND SECURITY COORDINATION THROUGH THE BLUE CAMPAIGN.

(a) IN GENERAL.—Subtitle C of title IV of the Homeland Security Act of 2002 (6 U.S.C. 231 et seq.) is amended by adding at the end the following new section:

“SEC. 434. DEPARTMENT OF HOMELAND SECURITY BLUE CAMPAIGN.

“(a) IN GENERAL.—There is authorized in the Department a campaign to be known as the ‘Blue Campaign’. As part of the Blue Campaign, the Secretary shall—

“(1) issue Department-wide guidance to appropriate personnel of the Department;

“(2) develop training programs for such personnel; and

“(3) coordinate departmental efforts, including training for such personnel.

“(b) GUIDANCE AND TRAINING.—The Blue Campaign shall provide guidance and training to appropriate personnel of the Department regarding the following:

“(1) Programs for such personnel, as well as Federal, State, and local law enforcement entities, to help identify instances of human trafficking and potential connections to terrorist activities, including along the borders of the United States.

“(2) Systematic and routine information sharing between and among the components of the Department and the National Network of Fusion Centers regarding individuals suspected or convicted of human trafficking and patterns and practices of human trafficking and potential connections to terrorist activities, including along the borders of the United States.

“(3) Techniques to identify suspected victims of trafficking along the borders of the United States.

“(4) Techniques specifically for Transportation Security Administration personnel to—

“(A) identify suspected victims of trafficking at airport security; and

“(B) serve as a liaison and resource to aviation workers and the traveling public.

“(5) Utilizing resources to educate partners and stakeholders and increase public awareness of human trafficking, such as indicator cards, fact sheets, pamphlets, posters, brochures, and radio and television campaigns.

“(6) Leveraging partnerships with governmental, non-governmental, and private sector organizations at the State and local levels to raise public awareness of human trafficking and potential connections to terrorist activities, including along the borders of the United States.

“(7) Any other activities determined necessary by the Secretary as part of the Blue Campaign.

“(c) DEFINITION.—In this section, the term ‘human trafficking’ means an act or practice described in paragraph (9) or (10) of section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102).”.

(b) INFORMATION TECHNOLOGY SYSTEMS.—Not later than one year after the date of the enactment of this Act, the Secretary of Homeland Security shall ensure that, consistent with the Department of Homeland Security-wide guidance required under subsection (a) of section 434 of the Homeland Security Act of 2002 (as added by subsection (a) of this section), information technology systems utilized within the Department to record and track information regarding individuals suspected or convicted of human trafficking (as such term is defined in such section 434) are integrated with each other.

(c) OVERSIGHT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Homeland Security shall report to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate on the status and effectiveness of the Blue Campaign.

(d) AUTHORIZATION.—There is authorized to be appropriated \$819,000 to carry out section 434 of the Homeland Security Act of 2002, as added by subsection (a) of this section.

(e) CLERICAL AMENDMENT.—The table of contents of the Homeland Security Act of 2002 is amended by inserting after the item relating to section 433 the following new item:

“Sec. 434. Department of Homeland Security Blue Campaign.”.

PURPOSE AND SUMMARY

This bill amends the Homeland Security Act of 2002 (Pub. L. 107–296) to require the Secretary of Homeland Security to issue Department of Homeland Security-wide guidance and develop training programs as part of the Department of Homeland Security Blue Campaign to combat human trafficking.

BACKGROUND AND NEED FOR LEGISLATION

Human trafficking is a multi-billion dollar industry that enslaves 20 million people around the world whether for the purposes of prostitution, sex exploitation, or forced labor. According to the FBI, the most effective way to investigate human trafficking is through a collaborative, multi-agency approach with our Federal, State, local and tribal partners.

DHS describe the Blue Campaign as a unified effort by the Department to conduct outreach to enhance awareness of trafficking and provide training and materials to those in the best position to identify trafficking victims. The Campaign works in collaboration with law enforcement, government, non-governmental and private organizations to identify victims and trains others in identification techniques. The Department uses the resources and expertise of the Customs and Border Patrol, Immigration and Customs Enforcement, the U.S. Citizenship and Immigration Services, and the Federal Law Enforcement Training Center to help with this effort.

This bill adds the Transportation Security Administration to this fight by training its personnel to recognize the signs of trafficking and serve as a liaison to aviation workers and requires the Department to share information across the Department and with the National Network of Fusion Centers regarding patterns and practices of human trafficking and potential connections to terrorist activities.

HEARINGS

No hearings were held on H.R. 1370 in the 115th Congress.

COMMITTEE CONSIDERATION

The Committee met on March 8, 2017, to consider H.R. 1370, and ordered the measure to be reported to the House with a favorable recommendation, as amended, by voice vote. The Committee took the following actions:

The following amendments were offered:

An amendment by MR. THOMPSON of Mississippi (#1) was AGREED TO by voice vote.

Page 2, line 9, insert before “As part of the Blue Campaign” the following: “There is authorized in the Department a campaign to be known as the ‘Blue Campaign’.”

Page 2, line 12, strike “and” after the semicolon.

Page 2, line 14, strike the period and insert “; and”.

Page 2, line 15, insert the following:

“(3) coordinate departmental efforts, including training for such personnel.”

Page 2, beginning line 18, amend paragraphs (1) and (2) to read as follows:

“(1) Programs for such personnel, as well as Federal, State, and local law enforcement entities, to help identify instances of human trafficking and potential connections to terrorist activities, including along the borders of the United States.

“(2) Systematic and routine information sharing between and among the components of the Department and the National Network of Fusion Centers regarding individuals suspected or convicted of human trafficking and patterns and practices of human trafficking and potential connections to terrorist activities, including along the borders of the United States.’ ”.

Page 3, line 2, strike “border” and insert “borders”.

Page 3, line 14, redesignate paragraph (6) as paragraph (7).

Page 3, beginning line 14, insert the following:

“(6) Leveraging partnerships with governmental, non-governmental, and private sector organizations at the State and local levels to raise public awareness of human trafficking and potential connections to terrorist activities, including along the borders of the United States.”.

COMMITTEE VOTES

Clause 3(b) of Rule XIII of the Rules of the House of Representatives requires the Committee to list the recorded votes on the motion to report legislation and amendments thereto.

No recorded votes were requested during consideration of H.R. 1370.

COMMITTEE OVERSIGHT FINDINGS

Pursuant to clause 3(c)(1) of Rule XIII of the Rules of the House of Representatives, the Committee has held oversight hearings and made findings that are reflected in this report.

NEW BUDGET AUTHORITY, ENTITLEMENT AUTHORITY, AND TAX EXPENDITURES

In compliance with clause 3(c)(2) of Rule XIII of the Rules of the House of Representatives, the Committee finds that H.R. 1370, the Department of Homeland Security Blue Campaign Authorization Act of 2017, would result in no new or increased budget authority, entitlement authority, or tax expenditures or revenues.

CONGRESSIONAL BUDGET OFFICE ESTIMATE

Pursuant to clause 3(c)(3) of Rule XIII of the Rules of the House of Representatives, a cost estimate provided by the Congressional Budget Office pursuant to section 402 of the Congressional Budget Act of 1974 was not made available to the Committee in time for the filing of this report. The Chairman of the Committee shall cause such estimate to be printed in the *Congressional Record* upon its receipt by the Committee.

STATEMENT OF GENERAL PERFORMANCE GOALS AND OBJECTIVES

Pursuant to clause 3(c)(4) of Rule XIII of the Rules of the House of Representatives, H.R. 1370 contains the following general performance goals and objectives, including outcome related goals and objectives authorized.

The goal of H.R. 1370 is to authorize the DHS Blue Campaign to combat human trafficking.

DUPLICATIVE FEDERAL PROGRAMS

Pursuant to clause 3(c) of Rule XIII, the Committee finds that H.R. 1370 does not contain any provision that establishes or reau-

thorizes a program known to be duplicative of another Federal program.

CONGRESSIONAL EARMARKS, LIMITED TAX BENEFITS, AND LIMITED TARIFF BENEFITS

In compliance with Rule XXI of the Rules of the House of Representatives, this bill, as reported, contains no congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(e), 9(f), or 9(g) of the Rule XXI.

FEDERAL MANDATES STATEMENT

An estimate of Federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act was not made available to the Committee in time for the filing of this report. The Chairman of the Committee shall cause such estimate to be printed in the *Congressional Record* upon its receipt by the Committee.

PREEMPTION CLARIFICATION

In compliance with section 423 of the Congressional Budget Act of 1974, requiring the report of any Committee on a bill or joint resolution to include a statement on the extent to which the bill or joint resolution is intended to preempt State, local, or Tribal law, the Committee finds that H.R. 1370 does not preempt any State, local, or Tribal law.

DISCLOSURE OF DIRECTED RULE MAKINGS

The Committee estimates that H.R. 1370 would require no directed rule makings.

ADVISORY COMMITTEE STATEMENT

No advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act were created by this legislation.

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

SECTION-BY-SECTION ANALYSIS OF THE LEGISLATION

Section 1. Short Title.

This section provides that this bill may be cited as the “Department of Homeland Security Blue Campaign Authorization Act of 2017”.

Sec. 2. Enhanced Department of Homeland Security Coordination Through the Blue Campaign.

This section amends the Homeland Security Act by adding a new section authorizing the Department’s “Blue Campaign”, which shall issue guidance, develop training to Department of Homeland Secu-

riety (DHS) personnel and coordinate Department-wide training relating to the of human trafficking. Through the DHS Blue Campaign, the Secretary is authorized to provide guidance and training on programs to help identify instances of trafficking; systematic and routine information sharing among the components of the Department and the National Network of Fusion Centers; techniques to identify victims of trafficking along the U.S. border; techniques for Transportation Security Administration personnel to identify victims of trafficking and serve as a liaison and resource for aviation workers and travelers; utilizing resources to promote public awareness of trafficking; and leveraging partnerships to raise public awareness of trafficking. The Secretary is also authorized to engage in additional activities necessary to operate the Blue Campaign. This section also includes a definition of human trafficking.

Additionally, this section directs the Secretary to ensure that, not later than 1 year after enactment, the information technology systems used for human trafficking-related information are integrated with each other. The Secretary shall also report to the House Committee on Homeland Security and the Senate Committee on Homeland Security and Governmental Affairs on the status and effectiveness of the Blue Campaign.

Last, the bill authorizes \$819,000 to carry out the section and amends the table of contents of the Homeland Security Act with a clerical amendment.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (new matter is printed in italic and existing law in which no change is proposed is shown in roman):

HOMELAND SECURITY ACT OF 2002

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Homeland Security Act of 2002”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

*	*	*	*	*	*	*
TITLE IV—BORDER, MARITIME, AND TRANSPORTATION SECURITY						
*	*	*	*	*	*	*
Subtitle C—Miscellaneous Provisions						
*	*	*	*	*	*	*
<i>Sec. 434. Department of Homeland Security Blue Campaign.</i>						
*	*	*	*	*	*	*

TITLE IV—BORDER, MARITIME, AND TRANSPORTATION SECURITY

* * * * * * *

Subtitle C—Miscellaneous Provisions

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- (1) issue Department-wide guidance to appropriate personnel of the Department;
- (2) develop training programs for such personnel; and
- (3) coordinate departmental efforts, including training for such personnel.

(b) *GUIDANCE AND TRAINING.*—The Blue Campaign shall provide guidance and training to appropriate personnel of the Department regarding the following:

(1) Programs for such personnel, as well as Federal, State, and local law enforcement entities, to help identify instances of human trafficking and potential connections to terrorist activities, including along the borders of the United States.

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(3) Techniques to identify suspected victims of trafficking along the borders of the United States.

(4) Techniques specifically for Transportation Security Administration personnel to—

(A) identify suspected victims of trafficking at airport security; and

(B) serve as a liaison and resource to aviation workers and the traveling public.

(5) Utilizing resources to educate partners and stakeholders and increase public awareness of human trafficking, such as indicator cards, fact sheets, pamphlets, posters, brochures, and radio and television campaigns.

(6) Leveraging partnerships with governmental, non-governmental, and private sector organizations at the State and local levels to raise public awareness of human trafficking and potential connections to terrorist activities, including along the borders of the United States.

(7) Any other activities determined necessary by the Secretary as part of the Blue Campaign.

(c) *DEFINITION.*—In this section, the term “human trafficking” means an act or practice described in paragraph (9) or (10) of section 103 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7102).

* * * * *

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Congress of the United States

House of Representatives

COMMITTEE ON THE JUDICIARY

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May 5, 2017

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The Honorable Michael T. McCaul
Chairman
Committee on Homeland Security
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman McCaul,

I write with respect to H.R. 1370, the "Department of Homeland Security Blue Campaign Authorization Act." As a result of your having consulted with us on provisions within H.R. 1370 that fall within the Rule X jurisdiction of the Committee on the Judiciary, I forego any further consideration of this bill so that it may proceed expeditiously to the House floor for consideration.

The Judiciary Committee takes this action with our mutual understanding that by foregoing consideration of H.R. 1370 at this time, we do not waive any jurisdiction over subject matter contained in this or similar legislation and that our committee will be appropriately consulted and involved as this bill or similar legislation moves forward so that we may address any remaining issues in our jurisdiction. Our committee also reserves the right to seek appointment of an appropriate number of conferees to any House-Senate conference involving this or similar legislation and asks that you support any such request.

I would appreciate a response to this letter confirming this understanding with respect to H.R. 1370 and would ask that a copy of our exchange of letters on this matter be included your committee report and in the *Congressional Record* during floor consideration of H.R. 1370.

Sincerely,



Bob Goodlatte
Chairman

cc: The Honorable John Conyers, Jr.
The Honorable Bennie G. Thompson
The Honorable Paul Ryan, Speaker
The Honorable Thomas Wickham, Jr., Parliamentarian

MICHAEL T. McCAUL, TEXAS
CHAIRMANBENNIE G. THOMPSON, MISSISSIPPI
RANKING MEMBER

One Hundred Fifteenth Congress
U.S. House of Representatives
Committee on Homeland Security
Washington, DC 20515

May 11, 2017

The Honorable Bob Goodlatte
Chairman, Committee on Judiciary
2138 Rayburn House Office Building
Washington, D.C. 20515

Dear Chairman Goodlatte,

Thank you for your letter regarding H.R. 1370, the "Department of Homeland Security Blue Campaign Authorization Act of 2017." I appreciate your support in bringing this legislation before the House of Representatives, and accordingly, understand that the Committee on Judiciary will forego further consideration of the bill.

The Committee on Homeland Security concurs with the mutual understanding that by foregoing consideration of this bill at this time, the Judiciary does not waive any jurisdiction over the subject matter contained in this bill or similar legislation in the future. In addition, should a conference on this bill be necessary, I would support your request to have the Committee on Judiciary represented on the conference committee.

I will insert copies of this exchange in the report and the *Congressional Record* during consideration of this bill on the House floor. I thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink that reads "Michael T. McCaul".

MICHAEL T. McCAUL
Chairman
Committee on Homeland Security

cc: The Honorable Paul D. Ryan, Speaker
The Honorable Bennie G. Thompson, Ranking Member, Committee on Homeland Security
The Honorable John Conyers, Jr., Ranking Member, Committee on Judiciary
Mr. Thomas J. Wickham, Parliamentarian