

110TH CONGRESS
1ST SESSION

H. R. 1695

To establish a National Commission on the Prevention of Radicalization,
to enhance information sharing, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 26, 2007

Mr. REICHERT introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To establish a National Commission on the Prevention of
Radicalization, to enhance information sharing, 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 “Preventing Radicalism
5 by Exploring and Vetting its Emergence as a National
6 Threat (PREVENT) Act”.

1 **SEC. 2. NATIONAL COMMISSION ON THE PREVENTION OF**
2 **RADICALIZATION.**

3 (a) ESTABLISHMENT.—There is established in the
4 legislative branch the National Commission on
5 Radicalization and Terrorism (in this title referred to as
6 the “Commission”).

7 (b) PURPOSES.—The purposes of the Commission are
8 the following:

9 (1) Examine and report upon the facts and
10 causes relating to radicalization in the United
11 States, including United States connections to non-
12 United States persons and networks, radicalization
13 in prison, individual or “lone wolf” radicalization,
14 radicalization in connection with gang activity,
15 radicalization and the use of the internet and other
16 facets of the phenomenon of radicalization that the
17 Commission considers important.

18 (2) Build upon and bring together the work of
19 other entities and avoid unnecessary duplication, by
20 reviewing the findings, conclusions, and rec-
21 ommendations of—

22 (A) the ongoing work of the National Con-
23 sortium for the Study of Terrorism and Re-
24 sponses to Terror, the Homeland Security Pol-
25 icy Institute at the George Washington Univer-
26 sity, and other academic work, as appropriate;

1 (B) Federal, State, local or tribal studies
2 on, reviews of, and experiences with
3 radicalization; and

4 (C) foreign governments and overseas ex-
5 periences.

6 (3) Report to the President and the Congress
7 on its findings, conclusions, and recommendations
8 for immediate and long-term countermeasures to
9 radicalization in the United States and measures
10 that can be taken to prevent radicalization from de-
11 veloping and spreading within the United States.

12 (c) COMPOSITION OF COMMISSION.—

13 (1) MEMBERS.—The Commission shall be com-
14 posed of 20 members, of whom—

15 (A) 4 members shall be appointed by the
16 President, one of whom shall be designated by
17 the President to serve as chairman of the Com-
18 mission;

19 (B) 1 member shall be appointed by the
20 Senate majority leader;

21 (C) 1 member shall be appointed by the
22 Senate minority leader;

23 (D) 1 member shall be appointed by the
24 Speaker of the House of Representatives;

1 (E) 1 member shall be appointed by the
2 minority leader of the House of Representa-
3 tives;

4 (F) 1 member shall be appointed by the
5 Chairman of the Homeland Security Committee
6 of the House of Representatives;

7 (G) 1 member shall be appointed by the
8 ranking minority member of the Homeland Se-
9 curity Committee of the House of Representa-
10 tives;

11 (H) 1 member shall be appointed by the
12 Chairman of the Permanent Select Committee
13 on Intelligence of the House of Representatives;

14 (I) 1 member shall be appointed by the
15 ranking minority member of the Permanent Se-
16 lect Committee on Intelligence of the House of
17 Representatives;

18 (J) 1 member shall be appointed by the
19 Chairman of the Judiciary Committee of the
20 House of Representatives;

21 (K) 1 member shall be appointed by the
22 ranking minority member of the Judiciary Com-
23 mittee of the House of Representatives;

1 (L) 1 member shall be appointed by the
2 Chairman of the Homeland Security and Gov-
3 ernmental Affairs Committee of the Senate;

4 (M) 1 member shall be appointed by the
5 ranking minority member of the Homeland Se-
6 curity and Governmental Affairs Committee of
7 the Senate;

8 (N) 1 member shall be appointed by the
9 Chairman of the Select Committee on Intel-
10 ligence of the Senate;

11 (O) 1 member shall be appointed by the
12 ranking minority member of the Select Com-
13 mittee on Intelligence of the Senate;

14 (P) 1 member shall be appointed by the
15 Chairman of the Judiciary Committee of the
16 Senate; and

17 (Q) 1 member shall be appointed by the
18 ranking minority member of the Judiciary Com-
19 mittee of the Senate.

20 (2) QUALIFICATIONS.—It is the sense of Con-
21 gress that individuals appointed to the Commission
22 should be prominent United States citizens, with na-
23 tional recognition and significant depth of experience
24 in such professions as law enforcement, the armed
25 services, sociology, psychology, technology and social

1 networking, law, public administration, intelligence,
2 corrections, and foreign affairs.

3 (3) DEADLINE FOR APPOINTMENT.—All mem-
4 bers of the Commission shall be appointed on or be-
5 fore 6 months after the date of the enactment of
6 this Act.

7 (d) MEETINGS.—

8 (1) INITIAL MEETING.—The Commission shall
9 meet and begin the operations of the Commission as
10 soon as practicable.

11 (2) SUBSEQUENT MEETINGS.—After its initial
12 meeting, the Commission shall meet upon the call of
13 the Chairman or a majority of its members.

14 (3) QUORUM.—Eleven members of the Commis-
15 sion shall constitute a quorum.

16 (e) VACANCIES.—Any vacancy in the Commission
17 shall not affect its powers, and shall be filled in the same
18 manner in which the original appointment was made.

19 (f) POWERS OF COMMISSION.—

20 (1) IN GENERAL.—

21 (A) HEARINGS AND EVIDENCE.—The
22 Commission or, on the authority of the Com-
23 mission, any subcommittee or member thereof,
24 may, for the purpose of carrying out this sec-
25 tion hold hearings and sit and act at such times

1 and places, take such testimony, receive such
2 evidence, and administer such oaths as may be
3 authorized by the Commission.

4 (B) CONTRACTING.—The Commission
5 may, to such extent and in such amounts as are
6 provided in appropriation Acts, enter into con-
7 tracts to enable the Commission to discharge its
8 duties under this section.

9 (2) INFORMATION FROM FEDERAL AGENCIES.—

10 (A) IN GENERAL.—The Commission may
11 secure directly from any executive department,
12 bureau, agency, board, commission, office, inde-
13 pendent establishment, or instrumentality of the
14 Government, information, suggestions, esti-
15 mates, and statistics for the purposes of this
16 section. The head of each department, bureau,
17 agency, board, commission, office, independent
18 establishment, or instrumentality shall, to the
19 extent authorized by law, furnish such informa-
20 tion, suggestions, estimates, and statistics di-
21 rectly to the Commission, upon request made by
22 the chairman, the chairman of any sub-
23 committee created by a majority of the Com-
24 mission, or any member designated by a major-
25 ity of the Commission.

1 (B) RECEIPT, HANDLING, STORAGE, AND
2 DISSEMINATION.—Information shall only be re-
3 ceived, handled, stored, and disseminated by
4 members of the Commission and its staff con-
5 sistent with all applicable statutes, regulations,
6 and Executive orders.

7 (g) ASSISTANCE FROM FEDERAL AGENCIES.—

8 (1) GENERAL SERVICES ADMINISTRATION.—
9 The Administrator of General Services shall provide
10 to the Commission on a reimbursable basis adminis-
11 trative support and other services for the perform-
12 ance of the Commission’s functions.

13 (2) OTHER DEPARTMENTS AND AGENCIES.—In
14 addition to the assistance prescribed in paragraph
15 (1), departments and agencies of the United States
16 may provide to the Commission such services, funds,
17 facilities, staff, and support services as they may de-
18 termine advisable and as may be authorized by law.

19 (h) GIFTS.—The Commission may accept, use, and
20 dispose of gifts or donations of services or property.

21 (i) POSTAL SERVICES.—The Commission may use
22 the United States mails in the same manner and under
23 the same conditions as departments and agencies of the
24 United States.

1 (j) NONAPPLICABILITY OF FEDERAL ADVISORY COM-
2 MITTEE ACT.—The Federal Advisory Committee Act (5
3 U.S.C. App.) shall not apply to the Commission.

4 (k) PUBLIC MEETINGS.—

5 (1) IN GENERAL.—The Commission shall hold
6 public hearings and meetings to the extent appro-
7 priate.

8 (2) PROTECTION OF INFORMATION.—Any pub-
9 lic hearings of the Commission shall be conducted in
10 a manner consistent with the protection of informa-
11 tion provided to or developed for or by the Commis-
12 sion as required by any applicable statute, regula-
13 tion, or Executive order.

14 (l) STAFF OF COMMISSION.—

15 (1) APPOINTMENT AND COMPENSATION.—The
16 chairman of the Commission, in consultation with
17 the vice chairman and in accordance with rules
18 agreed upon by the Commission, may appoint and
19 fix the compensation of a staff director and such
20 other personnel as may be necessary to enable the
21 Commission to carry out its functions, without re-
22 gard to the provisions of title 5, United States Code,
23 governing appointments in the competitive service,
24 and without regard to the provisions of chapter 51
25 and subchapter III of chapter 53 of such title relat-

1 ing to classification and General Schedule pay rates,
2 except that no rate of pay fixed under this sub-
3 section may exceed the equivalent of that payable for
4 a position at level V of the Executive Schedule under
5 section 5316 of title 5, United States Code.

6 (2) PERSONNEL AS FEDERAL EMPLOYEES.—

7 (A) IN GENERAL.—The executive director
8 and any employees of the Commission shall be
9 employees under section 2105 of title 5, United
10 States Code, for purposes of chapters 63, 81,
11 83, 84, 85, 87, 89, and 90 of that title.

12 (B) MEMBERS OF COMMISSION.—Subpara-
13 graph (A) shall not be construed to apply to
14 members of the Commission.

15 (3) DETAILEES.—Any Federal Government em-
16 ployee may be detailed to the Commission without
17 reimbursement from the Commission, and such
18 detailee shall retain the rights, status, and privileges
19 of his or her regular employment without interrup-
20 tion.

21 (4) CONSULTANT SERVICES.—The Commission
22 may procure the services of experts and consultants
23 in accordance with section 3109 of title 5, United
24 States Code, but at rates not to exceed the daily rate
25 paid a person occupying a position at level IV of the

1 Executive Schedule under section 5315 of title 5,
2 United States Code.

3 (5) EMPHASIS ON SECURITY CLEARANCES.—
4 Emphasis shall be made to hire employees and re-
5 tain contractors and detailees with active security
6 clearances.

7 (m) COMPENSATION AND TRAVEL EXPENSES.—

8 (1) COMPENSATION.—Each member of the
9 Commission may be compensated at not to exceed
10 the daily equivalent of the annual rate of basic pay
11 in effect for a position at level IV of the Executive
12 Schedule under section 5315 of title 5, United
13 States Code, for each day during which that member
14 is engaged in the actual performance of the duties
15 of the Commission.

16 (2) TRAVEL EXPENSES.—While away from
17 their homes or regular places of business in the per-
18 formance of services for the Commission, members
19 of the Commission shall be allowed travel expenses,
20 including per diem in lieu of subsistence, in the
21 same manner as persons employed intermittently in
22 the Government service are allowed expenses under
23 section 5703(b) of title 5, United States Code.

24 (n) SECURITY CLEARANCES FOR COMMISSION MEM-
25 BERS AND STAFF.—The appropriate Federal agencies or

1 departments shall cooperate with the Commission in expe-
2 ditiously providing to the Commission members and staff
3 appropriate security clearances to the extent possible pur-
4 suant to existing procedures and requirements, except that
5 no person shall be provided with access to classified infor-
6 mation under this section without the appropriate security
7 clearances.

8 (o) REPORTS OF COMMISSION.—

9 (1) INTERIM REPORTS.—The Commission may
10 submit to the President and Congress interim re-
11 ports containing such findings, conclusions, and rec-
12 ommendations for corrective measures as have been
13 agreed to by a majority of Commission members.

14 (2) FINAL REPORT.—Not later than 24 months
15 after the date of the enactment of this Act, the
16 Commission shall submit to the President and Con-
17 gress a final report containing such findings, conclu-
18 sions, and recommendations for corrective measures
19 as have been agreed to by a majority of Commission
20 members.

21 (3) PUBLIC AVAILABILITY.—The Commission
22 shall release public versions of the reports required
23 under this subsection.

24 (p) TERMINATION.—The Commission, and all the au-
25 thorities under this section, shall terminate 60 days after

1 the date on which the final report is submitted under sub-
2 section (o)(2).

3 (q) FUNDING.—

4 (1) IN GENERAL.—There is authorized to be
5 appropriated to the Commission \$9,000,000 for the
6 activities of the Commission under this section.

7 (2) DURATION OF AVAILABILITY.—Amounts
8 made available to the Commission under paragraph
9 (1) shall remain available until the earlier of the ex-
10 penditure of the amounts or the termination of the
11 Commission.

12 (r) RADICALIZATION DEFINED.—In this section the
13 term “radicalization” means the process of adopting an
14 extremist belief system, including the willingness to use,
15 support, or facilitate violence, as a method to effect soci-
16 etal change.

17 **SEC. 3. EVALUATION OF PROTECTED CRITICAL INFRA-**
18 **STRUCTURE INFORMATION INCENTIVES.**

19 (a) IN GENERAL.—The Secretary of Homeland Secu-
20 rity shall work with the Center for Risk and Economic
21 Analysis of Terrorism Events (CREATE), led by the Uni-
22 versity of Southern California, to evaluate the feasibility
23 and practicality of creating further incentives for private
24 sector critical infrastructure stakeholders to participate in

1 the sharing of Protected Critical Infrastructure Informa-
2 tion.

3 (b) INCLUDED INCENTIVES.—Incentives evaluated
4 under this section shall include, but not be limited to, tax
5 incentives, grant eligibility incentives, and certificates of
6 compliance and other non-monetary incentives.

7 (c) RECOMMENDATIONS.—The evaluation shall also
8 include recommendations on the structure and thresholds
9 of any incentive program.

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