

Union Calendar No. 391

117TH CONGRESS
2^D SESSION

H. R. 8801

[Report No. 117-545]

To amend the Homeland Security Act of 2002 to establish stronger accountability mechanisms for Joint Task Forces, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 13, 2022

Mr. CORREA (for himself, Mr. GIMENEZ, and Ms. SLOTKIN) introduced the following bill; which was referred to the Committee on Homeland Security

OCTOBER 28, 2022

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 italic]

[For text of introduced bill, see copy of bill as introduced on September 13, 2022]

A BILL

To amend the Homeland Security Act of 2002 to establish stronger accountability mechanisms for Joint Task Forces, 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 “DHS Joint Task Force*
5 *Reauthorization Act of 2022”.*

6 **SEC. 2. JOINT TASK FORCES OF THE DEPARTMENT OF**
7 **HOMELAND SECURITY.**

8 *Subsection (b) of section 708 of the Homeland Security*
9 *Act of 2002 (6 U.S.C. 348) is amended—*

10 *(1) by amending paragraph (8) to read as fol-*
11 *lows:*

12 *“(8) JOINT TASK FORCE STAFF.—*

13 *“(A) IN GENERAL.—Each Joint Task Force*
14 *shall have a staff, composed of personnel from*
15 *relevant components and offices of the Depart-*
16 *ment, to assist the Director of such Joint Task*
17 *Force in carrying out the mission and respon-*
18 *sibilities of such Joint Task Force.*

19 *“(B) REPORT.—The Secretary shall include*
20 *in the report submitted under paragraph*
21 *(6)(F)—*

22 *“(i) the number of personnel perma-*
23 *nently assigned to each Joint Task Force by*
24 *each component and office; and*

1 “(ii) the number of personnel assigned
2 on a temporary basis to each Joint Task
3 Force by each component and office.”;

4 (2) in paragraph (9)—

5 (A) in the heading, by inserting “MISSION
6 AND” after “ESTABLISHMENT OF”;

7 (B) by amending subparagraph (A) to read
8 as follows:

9 “(A) using leading practices in performance
10 management and lessons learned by other law
11 enforcement task forces and joint operations, es-
12 tablish—

13 “(i) the mission, strategic goals, and
14 objectives of each Joint Task Force;

15 “(ii) the criteria for terminating each
16 Joint Task Force; and

17 “(iii) outcome-based and other appro-
18 priate performance metrics for evaluating
19 the effectiveness of each Joint Task Force
20 with respect to the mission, strategic goals,
21 and objectives established pursuant to clause
22 (i), including—

23 “(I) targets for each such Joint
24 Task Force to achieve for each of the

1 *three years after such establishment;*
2 *and*

3 *“(II) a description of the method-*
4 *ology used to establish such metrics;”;*

5 *(C) in subparagraph (B)—*

6 *(i) by striking “date of the enactment*
7 *of this section” and insert “date of the en-*
8 *actment of the DHS Joint Task Forces Re-*
9 *authorization Act of 2022”;*

10 *(ii) by inserting “mission, strategic*
11 *goals, objectives, and” before “metrics”; and*

12 *(iii) by striking the period at the end*
13 *and inserting “; and”; and*

14 *(D) by amending subparagraph (C) to read*
15 *as follows:*

16 *“(C) not later than one year after the date*
17 *of the enactment of the DHS Joint Task Forces*
18 *Reauthorization Act of 2022 and annually there-*
19 *after, submit to the committees specified in sub-*
20 *paragraph (B) a report that contains informa-*
21 *tion on the progress in implementing the out-*
22 *come-based and other appropriate performance*
23 *metrics established pursuant to subparagraph*
24 *(A)(iii).”;*

25 *(3) in paragraph (11)—*

1 (A) in the heading, by inserting “OR TERMI-
2 NATION” after “FORMATION”; and

3 (B) by amending subparagraph (A) to read
4 as follows:

5 “(A) *IN GENERAL.*—Not later than 90 days
6 before establishing or terminating a Joint Task
7 Force under this subsection, the Secretary shall
8 submit to the majority leader of the Senate, the
9 minority leader of the Senate, the Speaker of the
10 House of Representatives, the majority leader of
11 the House of Representatives, the minority leader
12 of the House of Representatives, and the Com-
13 mittee on Homeland Security and the Committee
14 on Transportation and Infrastructure of the
15 House of Representatives and the Committee on
16 Homeland Security and Governmental Affairs
17 and the Committee on Commerce, Science, and
18 Transportation of the Senate a notification re-
19 garding such establishment or termination, as
20 the case may be. The contents of any such notifi-
21 cation shall include the following:

22 “(i) The criteria and conditions re-
23 quired to establish or terminate such Joint
24 Task Force.

1 “(ii) *The primary mission, strategic*
2 *goals, objectives, and plan of operations of*
3 *such Joint Task Force.*

4 “(iii) *If such notification is a notifica-*
5 *tion of termination, information on the ef-*
6 *fectiveness of such Joint Task Force as*
7 *measured by the outcome-based performance*
8 *metrics and other appropriate performance*
9 *metrics established pursuant to paragraph*
10 *(9)(A)(iii).*

11 “(iv) *The funding and resources re-*
12 *quired to establish or terminate such Joint*
13 *Task Force.*

14 “(v) *The number of personnel perma-*
15 *nently assigned to such Joint Task Force*
16 *from each component and office.*

17 “(vi) *The number of personnel assigned*
18 *on a temporary basis to such Joint Task*
19 *Force from each component and office.*

20 “(vii) *If such notification is a notifica-*
21 *tion of establishment, the anticipated costs*
22 *of establishing and operating such Joint*
23 *Task Force.*

24 “(viii) *If such notification is a notifi-*
25 *cation of termination, funding allocated in*

1 *the immediately preceding fiscal year to*
2 *such Joint Task Force for—*

3 *“(I) operations notwithstanding*
4 *such termination; and*

5 *“(II) activities associated with*
6 *such termination.*

7 *“(ix) The anticipated establishment or*
8 *termination date of such Joint Task Force,*
9 *as the case may be.”;*

10 (4) *in paragraph (12)—*

11 *(A) in subparagraph (A)—*

12 *(i) by striking “January 31, 2018, and*
13 *January 31, 2021, the Inspector General of*
14 *the Department” and inserting “one year*
15 *after the date of the enactment of the DHS*
16 *Joint Task Forces Reauthorization Act of*
17 *2022, the Comptroller General of the United*
18 *States”;* and

19 *(ii) by inserting “an assessment of the*
20 *effectiveness of the Secretary’s utilization of*
21 *the authority provided under this section for*
22 *the purposes set forth in subsection (b)(2) as*
23 *among the range of options available to the*
24 *Secretary to conduct joint operations among*
25 *departmental components and offices and”*

1 before “a review of the Joint Task Forces”;

2 and

3 (B) in subparagraph (B)—

4 (i) in the matter preceding clause (i),
5 by striking “reviews” and inserting “re-
6 view”; and

7 (ii) by amending clauses (i) and (ii) to
8 read as follows:

9 “(i) an assessment of methodology uti-
10 lized to determine whether to establish or
11 terminate each Joint Task Force; and

12 “(ii) an assessment of the effectiveness
13 of oversight over each Joint Task Force with
14 specificity regarding the Secretary’s utiliza-
15 tion of outcome-based or other appropriate
16 performance metrics established pursuant to
17 paragraph (9)(A)(iii) to evaluate the effec-
18 tiveness of each Joint Task Force in meas-
19 uring progress with respect to the mission,
20 strategic goals, and objectives established
21 pursuant to paragraph (9)(A)(i) of such
22 Joint Task Force.”; and

23 (5) in paragraph (13), by striking “2022” and
24 inserting “2024”.

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