

It is important to include in their training, a resource for first responders to learn how to manage a terror threat during a catastrophic event such as Hurricane Harvey.

It is imperative to provide these resources to local law enforcement agencies in order to protect the United States when it is most vulnerable.

I ask my colleagues to join me in supporting H.R. 3284.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. FITZPATRICK) that the House suspend the rules and pass the bill, H.R. 3284, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. FITZPATRICK. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this motion will be postponed.

DHS INTELLIGENCE ROTATIONAL ASSIGNMENT PROGRAM ACT OF 2017

Mr. GALLAGHER. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2453) to amend the Homeland Security Act of 2002 to establish the Intelligence Rotational Assignment Program in the Department of Homeland Security, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 2453

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “DHS Intelligence Rotational Assignment Program Act of 2017”.

SEC. 2. INTELLIGENCE ROTATIONAL ASSIGNMENT PROGRAM.

Section 844 of the Homeland Security Act of 2002 (6 U.S.C. 414) is amended by adding at the end the following new subsection:

“(b) INTELLIGENCE ROTATIONAL ASSIGNMENT PROGRAM.—

“(1) ESTABLISHMENT.—The Secretary shall establish an Intelligence Rotational Assignment Program as part of the Rotation Program under subsection (a).

“(2) ADMINISTRATION.—The Chief Human Capital Officer, in conjunction with the Chief Intelligence Officer, shall administer the Intelligence Rotational Assignment Program established pursuant to paragraph (1).

“(3) ELIGIBILITY.—The Intelligence Rotational Assignment Program established pursuant to paragraph (1) shall be open to employees serving in existing analyst positions within the Department’s Intelligence Enterprise and other Department employees as determined appropriate by the Chief Human Capital Officer and the Chief Intelligence Officer.

“(4) COORDINATION.—The responsibilities specified in paragraph (3)(B) of subsection (a) that apply to the Rotation Program under such subsection shall, as applicable, also apply to the Intelligence Rotational Assignment Program under this subsection.”.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from

Wisconsin (Mr. GALLAGHER) and the gentleman from California (Ms. BARRAGÁN) each will control 20 minutes.

The Chair recognizes the gentleman from Wisconsin.

GENERAL LEAVE

Mr. GALLAGHER. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days within which to revise and extend their remarks and include any extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

Mr. GALLAGHER. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, the Department of Homeland Security currently has nine designated component intelligence programs with trained analysts who could benefit from an authorized, better organized rotation program. In order to truly develop homeland security intelligence expertise, the DHS has to develop and expand programs to cross-train their broad cadre of analysts.

One of the major lessons we learned from the September 11 terror attacks was the vital need to connect the dots by sharing information across analytical silos and across agencies. The bill we are considering today builds upon this foundation by authorizing a rotation program for intelligence analysts across the Department.

Having served as an intelligence analyst in the Marine Corps and in the intelligence community, including at the National Counterterrorism Center and the Drug Enforcement Agency, I know firsthand the value of analysts gaining experience in different mission areas and broadening their analytical skills.

H.R. 2453, the DHS Intelligence Rotational Assignment Program Act of 2017, supports the effort to develop an integrated workforce of analysts that will ultimately develop a homeland security intelligence expertise. The bill authorizes the Intelligence Rotational Assignment Program, or IRAP, and directs the Department to promote and reward participation.

There is an existing IRAP, but based on oversight efforts over the past year, it is clear the DHS needs a more integrated, coordinated, and transparent rotation program. For example, numerous intelligence components are not aware of the IRAP’s existence, and it is not being coordinated with other rotational programs offered by the Department or the intelligence community at large.

Moreover, a recent joint inspector general review involving IGs from the intelligence community, the DHS, and the Department of Justice specifically referenced the creation of the IRAP as an important step to help unify the DHS intelligence enterprise, but noted the lack of incentives to encourage participation in this initiative. So this legislation seeks to address these

shortcomings by authorizing the IRAP and providing the program with a management structure and participation incentives.

Having a robust analyst rotation program is important for a number of reasons. First, it offers key professional development opportunities to analysts by exposing them to the legal authorities, collection capabilities, and data sets associated with different intelligence offices across the DHS. It also is an important building block in the development of homeland security intelligence as a core competency above and beyond individual mission areas at the Department.

Finally, the IRAP enhances the cohesion of the DHS intelligence enterprise by exposing intelligence analysts to their counterparts in one of the eight other intelligence components, thus encouraging them to see themselves as part of the larger DHS intelligence enterprise.

In short, this bill promotes a more robust intelligence analyst rotation program to ensure the Department is building a network of employees with a true homeland security intelligence expertise.

Mr. Speaker, this bill will make the country more safe. I urge my colleagues to support this measure, and I reserve the balance of my time.

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,

Washington, DC, September 8, 2017.

Hon. MICHAEL MCCAUL,
Chairman, House Committee on Homeland Security, Washington, DC.

DEAR CHAIRMAN MCCAUL: I understand H.R. 2453, 2468, and 2470 are slated for consideration on the suspension calendar next week. All three bills amend the Homeland Security Act of 2002 to make certain improvements in the laws administered by the Secretary of Homeland Security by requiring the Secretary, acting through the Chief Intelligence Officer of the Department, to perform specific intelligence-related functions. All three bills are virtually identical to specific provisions contained in H.R. 2825, the House-passed “Department of Homeland Security Authorization Act of 2017” for which I wrote to you about on June 27, 2017. Accordingly, since H.R. 2453, 2468, and 2470 implicate National Intelligence Program (NIP)-funded activities, I expect that they would be sequentially referred to the Permanent Select Committee on Intelligence (the Committee).

As discussed in previous correspondence regarding H.R. 2825, we signed a Memorandum Regarding Authorization of the Department of Homeland Security and exchanged letters on January 11, 2017 (January 2017 Exchange of Letter), to clarify the Committee’s exclusive jurisdiction over NIP-funded elements of the Department of Homeland Security (DHS). The January 2017 Exchange of Letters affirmed that, consistent with the Rules of the House of Representatives, the Intelligence Authorization Act (IAA) is the vehicle that through which Congress authorizes annual appropriations for the NIP, including NIP-funded elements of the Department of Homeland Security (DHS). Moreover, those Letters made explicit that the Committee on Homeland Security would not report to the House any bill that authorizes any elements of DHS funded through the NIP, and that if any such bill is reported by the Committee

on Homeland Security, this Committee will request a sequential referral of the bill.

In order to expedite the House's consideration of H.R. 2453, 2468, and 2470, the Committee will forego consideration of all three measures. This courtesy, is however, conditioned on our mutual understanding and agreement that it will in no way diminish or alter the jurisdiction of the Committee with respect to any future jurisdictional claim over the subject matter contained in these bills or any similar measure. It is also conditioned on the Committee on Homeland Security's adherence to the agreement embodied in the January 2017 Exchange of Letters.

I would appreciate your response to this letter confirming this understanding and would request that you include in the Congressional Record during floor consideration of all three bills, a copy of this letter, your response, and the January 2017 Exchange of Letters, including the Memorandum. Thank you for your cooperation in this matter.

Best Regards,

DEVIN NUNES,
Chairman.

Enclosure.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON HOMELAND SECURITY,
Washington, DC, January 11, 2017.

Hon. DEVIN NUNES,

*Permanent Select Committee on Intelligence,
Washington, DC.*

DEAR CHAIRMAN NUNES: Thank you for your letter supporting the Committee on Homeland Security's plans to conduct a comprehensive reauthorization of the Department of Homeland Security ("the Department") in the 115th Congress, as expressed in the 2017 "Memorandum Regarding Authorization of the Department of Homeland Security."

I appreciate your willingness to help ensure the Department is fully authorized, and recognize that there may be areas of jurisdictional interest to the Permanent Select Committee on Intelligence ("Intelligence Committee") in such an authorization. Rule X (j)(3) of the House of Representatives grants the Committee on Homeland Security jurisdiction over the "functions of the Department of Homeland Security," including those functions related to the "integration, analysis, and dissemination of homeland security information," while Rule X(11)(b)(1) grants the Permanent Select Committee on Intelligence jurisdiction over "proposed legislation relating to . . . the National Intelligence Program as defined in Section 3(6) of the National Security Act" and "[a]uthorizations for appropriations, both direct and indirect, for the National Intelligence Program as defined in Section 3(6) of the National Security Act;"

The Committee on Homeland Security does not intend to authorize any elements of the Department that are funded through the National Intelligence Program ("NIP") as part of the Department authorization bill it reports to the House this Congress, although we both agree that the reported bill may include Department-wide provisions that could affect Department elements that happen to receive funding through the NIP. Accordingly, I will oppose as nongermane any amendments which may be offered in my committee's markup related to the NIP-funded elements of the Department. I further agree to consult you before taking any action on similar amendments which may be offered during consideration of the bill by the full House.

In the interest of ensuring the most robust Department authorization possible, we further agree that you may offer an amendment during consideration of the bill in the full House. That amendment will contain the

text of any legislative provisions related to the NIP-funded elements of DHS previously reported by the Permanent Select Committee on Intelligence. If the Permanent Select Committee on Intelligence has not reported any provisions related to the NIP-funded elements of DHS, you will not offer an amendment. Understanding, however, that both of our committees have a jurisdictional interest in the Department's Office of Intelligence and Analysis, we agree to work together to ensure that the Office receives the most effective congressional guidance.

Finally, I reiterate my intention that nothing included in the 2017 "Memorandum Regarding Authorization of the Department of Homeland Security" alters the jurisdiction of either the Committee on Homeland Security or the Permanent Select Committee on Intelligence. The Committee on Homeland Security appreciates the past success we have enjoyed working with the Intelligence Committee. I am grateful for your support and look forward to continuing to work together toward our mutual goal of ensuring that the Department and its components are authorized on a regular basis.

Sincerely,

MICHAEL T. MCCAUL,
Chairman.

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,

Washington, DC, January 11, 2017.

Hon. MICHAEL MCCAUL,

*Chairman, Committee on Homeland Security,
House of Representatives, Washington, DC.*

DEAR CHAIRMAN MCCAUL: In accordance with paragraph 10 of the January 2017 "Memorandum Regarding Authorization of the Department of Homeland Security," I write to confirm our mutual understanding of the procedure through which the House will authorize the elements of the Department of Homeland Security (DHS) funded through the National Intelligence Program (NIP).

I appreciate your dedication to producing a comprehensive reauthorization of DHS that will improve congressional oversight of the Department. As you know, Rule X(11)(b)(1) of the House of Representatives grants the Permanent Select Committee on Intelligence sole jurisdiction over "proposed legislation . . . relating to . . . the National Intelligence Program as defined in Section 3(6) of the National Security Act" and "[a]uthorizations for appropriations, both direct and indirect, for . . . the National Intelligence Program as defined in Section 3(6) of the National Security Act;" and Rule X (j)(3) of the House of Representatives grants the Committee on Homeland Security jurisdiction over the "functions of the Department of Homeland Security," including those functions related to the "integration, analysis, and dissemination of homeland security information."

As you also know, the Intelligence Authorization Act (IAA) is the annual vehicle through which Congress authorizes appropriations for the NIP, including for elements of DHS that receive funding through the NIP. The IAA includes a classified schedule of authorizations, incorporated into the statute by reference, and direction and recommendations in a classified annex to the report of the Permanent Select Committee on Intelligence. Nothing in the January 2017 "Memorandum Regarding Authorization of the Department of Homeland Security," shall be construed to grant the Committee on Homeland Security jurisdiction over proposed legislation relating to the NIP or authorizations for appropriations for the NIP.

In keeping with these principles, the Committee on Homeland Security will not report

to the House any bill that authorizes any elements of DNS funded through the NIP. If any such bill is reported by the Committee on Homeland Security, the Permanent Select Committee on Intelligence will request a sequential referral of the bill. Understanding, however, that both of our committees have a jurisdictional interest in the Department's Office of Intelligence and Analysis, we agree to work together to ensure that the Office receives the most effective congressional guidance.

We further agree that if the Committee on Homeland Security reports a DHS-wide authorization bill to the House, I may offer an amendment during consideration of the bill in the full House. That amendment will contain the text of any legislative provisions related to the NIP-funded elements of DHS previously reported by the Permanent Select Committee on Intelligence. If the Permanent Select Committee on Intelligence has not reported any provisions related to the NIP-funded elements of DHS, I will not offer an amendment, and the DHS-wide authorization bill will not contain any provisions related to the NIP-funded elements of DHS. We further agree that you will oppose as nongermane all amendments related to the NIP-funded elements of DHS in markup in the Committee on Homeland Security. If any amendments related to the NIP-funded elements of DHS are subsequently offered during consideration by the full House, you agree to consult with me before taking action.

Finally, we agree that you will support the appointment of the Chairman and Ranking Member of the Permanent Select Committee on Intelligence to any committee of conference on a DHS-wide authorization bill that includes any provisions related to the NIP-funded elements of DHS.

In accordance with Rule X(11)(b)(2) this understanding does not preclude either the Committee on Homeland Security or the Permanent Select Committee on Intelligence from authorizing other intelligence and intelligence-related activities of DHS, including, but not limited to, the Homeland Security Intelligence Program. In keeping with paragraph 5 of the January 2017 "Memorandum Regarding Authorization of the Department of Homeland Security," our committees will work jointly to vet and clear any provisions of a DHS authorization bill related to these other intelligence and intelligence-related activities of DHS. Furthermore, I hope the staff of our committees can continue to closely and expeditiously to conduct rigorous oversight of intelligence activities throughout DHS.

The understanding detailed by this letter is limited to the 115th Congress. It shall not constitute an understanding between our committees in any subsequent congress.

I would appreciate your response to this letter confirming this understanding. I look forward to working with you to continue congressional oversight of DHS intelligence activities, and I thank you in advance for your cooperation.

Sincerely,

DEVIN NUNES,
Chairman.

MEMORANDUM REGARDING AUTHORIZATION OF THE DEPARTMENT OF HOMELAND SECURITY SUBMITTED BY HON. PAUL D. RYAN OF WISCONSIN

We, the chairs of the committees with jurisdiction over the Department of Homeland

Security or its components, are hereby recording our agreement on the following principles for the 115th Congress:

1. The Department of Homeland Security ("the Department") and its components should be authorized on a regular basis to ensure robust oversight and improve its operation.

2. Committees with jurisdiction over the Department and its components will prioritize the authorization of the Department and any unauthorized or expiring component in that committee's authorization and oversight plan.

3. To the maximum extent practicable, the committees with jurisdiction over unauthorized or expiring components of the Department shall coordinate with the Committee on Homeland Security to produce a comprehensive authorization bill for the Department.

4. The Committee on Homeland Security shall coordinate with the committees with jurisdiction over unauthorized or expiring components of the Department in the development of any comprehensive authorization bill for the Department.

5. The Committee on Homeland Security and the committees with jurisdiction over components of the Department shall jointly develop a process for the vetting and pre-clearing of base text and amendments offered at subcommittee and full committee markups of a DHS authorization bill in the Committee on Homeland Security that fall within the jurisdiction of a committee other than or in addition to the Committee on Homeland Security.

6. The committees will expedite consideration of any comprehensive authorization bill for the Department, including timely resolution of any matters subject to a sequential or additional referral.

7. To the extent that there are policy differences between the committees regarding a provision of the comprehensive authorization bill for the Department, the committees will make best efforts to resolve any such dispute.

8. The Committee on Homeland Security Committee shall not include any provision in a comprehensive authorization bill that the chair of the Committee on Ways and Means has determined to be a revenue provision or a provision affecting revenue. If the chair of the Committee on Ways and Means makes such a determination, nothing in this agreement shall be construed to preclude that chair from exercising an additional or sequential referral over the measure, or a point of order under clause 5 (a) of Rule XXI of the Rules of the House of Representatives.

9. Nothing in this agreement shall be construed as altering any committee's jurisdiction under rule X of the Rules of the House of Representatives or the referral of any measure thereunder.

10. Further, nothing in this memorandum precludes a further agreement between the committees with regard to the implementation of a process to ensure regular comprehensive authorizations of the Department.

Signed,

GREGG "WALDEN,
Chair, Committee on
Energy and Commerce

DEVIN NUNES,
Chair, Permanent Select
Committee on
Intelligence

JASON CHAFFETZ,
Chair, Committee on
Oversight and Government Reform

BILL SHUSTER,
Chair, Committee on
Transportation and
Infrastructure

MICHAEL T. MCCAUL,
Chair, Committee on
Homeland Security

BOB GOODLATTE,
Chair, Committee on
the Judiciary

LAMAR SMITH,
Chair, Committee on
Science, Space and
Technology

KEVIN BRADY,
Chair, Committee on Ways
and Means.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON HOMELAND SECURITY,
Washington, DC, September 11, 2017.

Hon. DEVIN NUNES,
Chairman, Permanent Select Committee on Intelligence, Washington, DC.

DEAR CHAIRMAN NUNES: Thank you for your letter regarding H.R. 2453, H.R. 2468, and H.R. 2470. I appreciate your support in bringing these very important pieces of legislation before the House of Representatives, and appreciate the willingness of the Permanent Select Committee on Intelligence to forego seeking a sequential referral.

The Committee on Homeland Security concurs with the mutual understanding that by foregoing a sequential referral on these bills at this time, the Permanent Select Committee on Intelligence does not waive any jurisdiction over the subject matter contained in any of these bills or similar legislation in the future. In addition, should a conference on any of these bills be necessary, I would support your request to have the Permanent Select Committee on Intelligence represented for provisions within your jurisdiction on the conference committee.

Additionally, the Committee on Homeland Security recognizes and appreciates the importance of the Memorandum Regarding Authorization of the Department of Homeland Security and the letter exchange on January 11, 2017. The Committee on Homeland Security contends that per such agreement the bills considered on the floor today do "not intend to authorize any elements of the Department that are funded through the National Intelligence Program (NIP). . . . but may include Department-wide provisions that could affect Department elements that happen to receive funding through the NIP."

I will insert copies of this exchange in the Congressional Record during consideration of these bills on the House floor. I thank you for your cooperation in this matter.

Sincerely,

MICHAEL T. MCCAUL,
Chairman, Committee on Homeland Security.

Ms. BARRAGÁN. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in support of my friend's bill, H.R. 2453, the DHS Intelligence Rotational Assignment Program Act of 2017.

Mr. Speaker, 16 years ago, Americans were jarred by the spectacle of the mighty Twin Towers collapsing and fires at the Pentagon and in a Pennsylvania field. The perpetrators of the attacks sought to bring the United States to its knees. While, without question, a deep wound that may never fully heal was inflicted on the heart of this Nation on that day, we remain strong and resolute.

We emerged from that devastating experience more determined and with lessons learned about the need for better information sharing, interoperability, and coordination.

One major reform was the establishment of the Department of Homeland Security as a multimission agency, which today has 240,000 men and women serving in a range of capacities at our land, air, and seaports, as well as in the field, working to protect critical infrastructure from cyber and other attacks.

The DHS Intelligence Rotational Assignment Program Act seeks to provide DHS employees with the opportunity to do a rotational assignment within the DHS' Intelligence and Analysis division.

By establishing this program, officers and analysts across the DHS who have a passion for keeping our Nation secure would be provided the opportunity to develop or broaden their intelligence and counterterrorism skills. Organizations with such programs find that they yield benefits far beyond what the individuals who participate learn.

Mr. Speaker, I urge my House colleagues to support this bipartisan legislation.

□ 1230

Mr. Speaker, H.R. 2453 was overwhelmingly approved by the Committee on Homeland Security. The rotational program that it authorizes has the potential to not only provide some dedicated DHS employees a boost in morale and fresh perspective on the mission, but also to enrich DHS' contributions to the intelligence enterprise.

Mr. Speaker, as such, I encourage my colleagues to support H.R. 2453, and I yield back the balance of my time.

Mr. GALLAGHER. Mr. Speaker, I yield myself the balance of my time.

Mr. Speaker, I thank the gentlewoman from California for her hard work, and I, once again, urge my colleagues to support H.R. 2453, to bolster the Department of Homeland Security's Intelligence Analyst Program and, thereby, strengthen the DHS intelligence enterprise.

Additionally, I want to thank Chairman NUNES and the House Permanent Select Committee on Intelligence for working with the Committee on Homeland Security to bring my bill, as well as H.R. 2468, offered by Representative PERRY, and H.R. 2470, offered by Representative ROGERS, to the floor.

Mr. Speaker, I yield back the balance of my time.

Mr. PERRY. Mr. Speaker, I include in the RECORD the following exchange of letters:

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,

Washington, DC, September 8, 2017.

Hon. MICHAEL MCCAUL,
Chairman, House Committee on Homeland Security, Washington, DC.

DEAR CHAIRMAN MCCAUL: I understand H.R. 2453, 2468, and 2470 are slated for consideration on the suspension calendar next week. All three bills amend the Homeland Security Act of 2002 to make certain improvements in the laws administered by the Secretary of Homeland Security by requiring the Secretary, acting through the Chief Intelligence Officer of the Department, to perform specific intelligence-related functions. All three

bills are virtually identical to specific provisions contained in H.R. 2825, the House-passed “Department of Homeland Security Authorization Act of 2017” for which I wrote to you about on June 27, 2017. Accordingly, since H.R. 2453, 2468, and 2470 implicate National Intelligence Program (NIP)-funded activities, I expect that they would be sequentially referred to the Permanent Select Committee on Intelligence (the Committee).

As discussed in previous correspondence regarding H.R. 2825, we signed a Memorandum Regarding Authorization of the Department of Homeland Security and exchanged letters on January 11, 2017 (January 2017 Exchange of Letter), to clarify the Committee’s exclusive jurisdiction over NIP-funded elements of the Department of Homeland Security (DHS). The January 2017 Exchange of Letters affirmed that, consistent with the Rules of the House of Representatives, the Intelligence Authorization Act (IAA) is the vehicle that through which Congress authorizes annual appropriations for the NIP, including NIP-funded elements of the Department of Homeland Security (DHS). Moreover, those letters made explicit that the Committee on Homeland Security would not report to the House any bill that authorizes any elements of DHS funded through the NIP, and that if any such bill is reported by the Committee on Homeland Security, this Committee will request a sequential referral of the bill.

In order to expedite the House’s consideration of H.R. 2453, 2468, and 2470, the Committee will forego consideration of all three measures. This courtesy, is however, conditioned on our mutual understanding and agreement that it will in no way diminish or alter the jurisdiction of the Committee with respect to any future jurisdictional claim over the subject matter contained in these bills or any similar measure. It is also conditioned on the Committee on Homeland Security’s adherence to the agreement embodied in the January 2017 Exchange of Letters.

I would appreciate your response to this letter confirming this understanding and would request that you include in the CONGRESSIONAL RECORD during floor consideration of all three bills, a copy of this letter, your response, and the January 2017 Exchange of Letters, including the Memorandum. Thank you for your cooperation in this matter.

Best Regards,

DEVIN NUNES,
Chairman.

Enclosure.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON HOMELAND SECURITY,
Washington, DC, January 11, 2017.

Hon. DEVIN NUNES,
Permanent Select Committee on Intelligence,
U.S. Capitol, Washington, DC.

DEAR CHAIRMAN NUNES: Thank you for your letter supporting the Committee on Homeland Security’s plans to conduct a comprehensive reauthorization of the Department of Homeland Security (“the Department”) in the 115th Congress, as expressed in the 2017 “Memorandum Regarding Authorization of the Department of Homeland Security.”

I appreciate your willingness to help ensure the Department is fully authorized, and recognize that there may be areas of jurisdictional interest to the Permanent Select Committee on Intelligence (“Intelligence Committee”) in such an authorization. Rule X(j)(3) of the House of Representatives grants the Committee on Homeland Security jurisdiction over the “functions of the Department of Homeland Security,” including those functions related to the “integration, analysis, and dissemination of homeland security information,” while Rule X(11)(b)(1)

grants the Permanent Select Committee on Intelligence jurisdiction over “proposed legislation . . . relating to . . . the National Intelligence Program as defined in Section 3(6) of the National Security Act” and “[a]uthorizations for appropriations, both direct and indirect, for . . . the National Intelligence Program as defined in Section 3(6) of the National Security Act.”

The Committee on Homeland Security does not intend to authorize any elements of the Department that are funded through the National Intelligence Program (“NIP”) as part of the Department authorization bill it reports to the House this Congress, although we both agree that the reported bill may include Department-wide provisions that could affect Department elements that happen to receive funding through the NIP. Accordingly, I will oppose as nongermane any amendments which may be offered in my committee’s markup related to the NIP-funded elements of the Department. I further agree to consult you before taking any action on similar amendments which may be offered during consideration of the bill by the full House.

In the interest of ensuring the most robust Department authorization possible, we further agree that you may offer an amendment during consideration of the bill in the full House. That amendment will contain the text of any legislative provisions related to the NIP-funded elements of DHS previously reported by the Permanent Select Committee on Intelligence. If the Permanent Select Committee on Intelligence has not reported any provisions related to the NIP-funded elements of DHS, you will not offer an amendment. Understanding, however, that both of our committees have a jurisdictional interest in the Department’s Office of Intelligence and Analysis, we agree to work together to ensure that the Office receives the most effective congressional guidance.

Finally, I reiterate my intention that nothing included in the 2017 “Memorandum Regarding Authorization of the Department of Homeland Security” alters the jurisdiction of either the Committee on Homeland Security or the Permanent Select Committee on Intelligence. The Committee on Homeland Security appreciates the past success we have enjoyed working with the Intelligence Committee. I am grateful for your support and look forward to continuing to work together toward our mutual goal of ensuring that the Department and its components are authorized on a regular basis.

Sincerely,

MICHAEL T. MCCAUL,
Chairman.

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,
Washington, DC, January 11, 2017.

Hon. MICHAEL MCCAUL,
Chairman, Committee on Homeland Security,
Washington, DC.

DEAR CHAIRMAN MCCAUL: In accordance with paragraph 10 of the January 2017 “Memorandum Regarding Authorization of the Department of Homeland Security,” I write to confirm our mutual understanding of the procedure through which the House will authorize the elements of the Department of Homeland Security (DHS) funded through the National Intelligence Program (NIP).

I appreciate your dedication to producing a comprehensive reauthorization of DHS that will improve congressional oversight of the Department. As you know, Rule X(11)(b)(1) of the House of Representatives grants the Permanent Select Committee on Intelligence sole jurisdiction over “proposed legislation . . . relating to . . . the National Intel-

ligence Program as defined in Section 3(6) of the National Security Act” and “[a]uthorizations for appropriations, both direct and indirect, for . . . the National Intelligence Program as defined in Section 3(6) of the National Security Act;” and Rule X (j)(3) of the House of Representatives grants the Committee on Homeland Security jurisdiction over the “functions of the Department of Homeland Security,” including those functions related to the “integration, analysis, and dissemination of homeland security information.”

As you also know, the Intelligence Authorization Act (IAA) is the annual vehicle through which Congress authorizes appropriations for the NIP, including for elements of DHS that receive funding through the NIP. The IAA includes a classified schedule of authorizations, incorporated into the statute by reference, and direction and recommendations in a classified annex to the report of the Permanent Select Committee on Intelligence. Nothing in the January 2017 “Memorandum Regarding Authorization of the Department of Homeland Security,” shall be construed to grant the Committee on Homeland Security jurisdiction over proposed legislation relating to the NIP or authorizations for appropriations for the NIP.

In keeping with these principles, the Committee on Homeland Security will not report to the House any bill that authorizes any elements of DHS funded through the NIP. If any such bill is reported by the Committee on Homeland Security, the Permanent Select Committee on Intelligence will request a sequential referral of the bill. Understanding, however, that both of our committees have a jurisdictional interest in the Department’s Office of Intelligence and Analysis, we agree to work together to ensure that the Office receives the most effective congressional guidance.

We further agree that if the Committee on Homeland Security reports a DHS-wide authorization bill to the House, I may offer an amendment during consideration of the bill in the full House. That amendment will contain the text of any legislative provisions related to the NIP-funded elements of DHS previously reported by the Permanent Select Committee on Intelligence. If the Permanent Select Committee on Intelligence has not reported any provisions related to the NIP-funded elements of DHS, I will not offer an amendment, and the DHS-wide authorization bill will not contain any provisions related to the NIP-funded elements of DHS. We further agree that you will oppose as nongermane all amendments related to the NIP-funded elements of DHS in markup in the Committee on Homeland Security. If any amendments related to the NIP-funded elements of DHS are subsequently offered during consideration by the full House, you agree to consult with me before taking action.

Finally, we agree that you will support the appointment of the Chairman and Ranking Member of the Permanent Select Committee on Intelligence to any committee of conference on a DHS-wide authorization bill that includes any provisions related to the NIP-funded elements of DHS.

In accordance with Rule X(11)(b)(2) this understanding does not preclude either the Committee on Homeland Security or the Permanent Select Committee on Intelligence from authorizing other intelligence and intelligence-related activities of DHS, including, but not limited to, the Homeland Security Intelligence Program. In keeping with paragraph 5 of the January 2017 “Memorandum Regarding Authorization of the Department of Homeland Security,” our committees will work jointly to vet and clear any provisions of a DHS authorization bill

related to these other intelligence and intelligence-related activities of DHS. Furthermore, I hope the staff of our committees can continue to closely and expeditiously to conduct rigorous oversight of intelligence activities throughout DHS.

The understanding detailed by this letter is limited to the 115th Congress. It shall not constitute an understanding between our committees in any subsequent congress.

I would appreciate your response to this letter confirming this understanding. I look forward to working with you to continue congressional oversight of DHS intelligence activities, and I thank you in advance for your cooperation.

Sincerely,

DEVIN NUNES,
Chairman.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. GALLAGHER) that the House suspend the rules and pass the bill, H.R. 2453.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

PATHWAYS TO IMPROVING HOMELAND SECURITY AT THE LOCAL LEVEL ACT

Mr. GALLAGHER. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2427) to amend the Homeland Security Act of 2002, to direct the Assistant Secretary for State and Local Law Enforcement to produce and disseminate an annual catalog on Department of Homeland Security training, publications, programs, and services for State, local, and tribal law enforcement agencies, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 2427

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Pathways to Improving Homeland Security At the Local Level Act”.

SEC. 2. ANNUAL CATALOG ON DEPARTMENT OF HOMELAND SECURITY TRAINING, PUBLICATIONS, PROGRAMS, AND SERVICES FOR STATE, LOCAL, AND TRIBAL LAW ENFORCEMENT AGENCIES.

Section 2006(b)(4) of the Homeland Security Act of 2002 (6 U.S.C. 607(b)(4)) is amended—

(1) in subparagraph (E), by striking “and” at the end;

(2) in subparagraph (F), by striking the period and inserting “; and”; and

(3) by adding at the end the following new subparagraph:

“(G) produce an annual catalog that summarizes opportunities for training, publications, programs, and services available to State, local, and tribal law enforcement agencies from the Department and from each component and office within the Department and, not later than 30 days after the date of such production, disseminate the catalog, including by—

“(i) making such catalog available to State, local, and tribal law enforcement agencies, including by posting the catalog on

the website of the Department and cooperating with national organizations that represent such agencies;

“(ii) making such catalog available through the Homeland Security Information Network; and

“(iii) submitting such catalog to the Committee on Homeland Security and the Committee on the Judiciary of the House of Representatives and the Committee on Homeland Security and Governmental Affairs and the Committee on the Judiciary of the Senate.”.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Wisconsin (Mr. GALLAGHER) and the gentlewoman from California (Ms. BARRAGAN) each will control 20 minutes.

The Chair recognizes the gentleman from Wisconsin.

GENERAL LEAVE

Mr. GALLAGHER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous materials on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Wisconsin?

There was no objection.

Mr. GALLAGHER. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, the Pathways to Improving Homeland Security at the Local Level Act, sponsored by the gentlewoman from Florida (Mrs. DEMINGS), ensures that State and local law enforcement will continue to receive valuable information on DHS resources and programs available to law enforcement.

The bill requires the Office for State and Local Law Enforcement to produce and disseminate an annual catalog that summarizes opportunities for training, publications, programs, and services available to non-Federal law enforcement agencies from the Department of Homeland Security, and to disseminate the catalog to State and local law enforcement entities within 30 days of production.

This also requires DHS to share the catalog through the Homeland Security Information Network. By requiring the Office to share this catalog through this existing information sharing platform, it will expand the number of State and local law enforcement partners who receive it.

This bill is a commonsense measure focused on increasing transparency on DHS tools and resources available to State and local law enforcement.

I commend the gentlewoman from Florida (Mrs. DEMINGS) for her work on this measure. She is unable to be present today because of Hurricane Irma. Our thoughts and prayers are with her, her district, and the State of Florida as recovery efforts continue.

On behalf of the Committee on Homeland Security, I want to express our appreciation to the Judiciary Committee for working with us to move this measure.

Mr. Speaker, I urge my colleagues to support the measure, and I reserve the balance of my time.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON THE JUDICIARY,
Washington, DC, September 5, 2017.

Hon. MICHAEL T. MCCAUL,
Chairman, Committee on Homeland Security,
Washington, DC.

DEAR CHAIRMAN MCCAUL: I write with respect to H.R. 2427, the “Pathways to Improving Homeland Security at the Local Level Act.” As a result of your having consulted with us on provisions within H.R. 2427 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. 2427 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. 2427 and would ask that a copy of our exchange of letters on this matter be included in the Congressional Record during floor consideration of this bill.

Sincerely,

BOB GOODLATTE,
Chairman.

HOUSE OF REPRESENTATIVES,
COMMITTEE ON HOMELAND SECURITY,
Washington, DC, September 6, 2017.

Hon. BOB GOODLATTE,
Chairman, Committee on the Judiciary,
Washington, DC.

DEAR CHAIRMAN GOODLATTE: Thank you for your letter regarding H.R. 2427, the “Pathways to Improving Homeland Security at the Local Level Act.” I appreciate your support in bringing this legislation before the House of Representatives, and accordingly, understand that the Committee on the 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 the Judiciary represented on the conference committee.

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

Sincerely,

MICHAEL T. MCCAUL,
Chairman, Committee on Homeland Security.

Ms. BARRAGAN. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in support of H.R. 2427, Pathways to Improving Homeland Security at the Local Level Act.

Sixteen years ago, the terrorist attacks of September 11 brought home the reality that terrorism prevention and preparedness is a shared Federal, State, and local responsibility.