

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. 411

To establish a Counterterrorism Advisory Board, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Counter Threats Advi-
5 sory Board Act of 2019”.

6 **SEC. 2. DEPARTMENT OF HOMELAND SECURITY COUNTER**
7 **THREATS ADVISORY BOARD.**

8 (a) IN GENERAL.—Subtitle A of title II of the Home-
9 land Security Act of 2002 (6 U.S.C. 121 et seq.) is amend-
10 ed by inserting after section 210E the following:

1 **“SEC. 210F. DEPARTMENTAL COORDINATION ON COUNTER**
2 **THREATS.**

3 “(a) ESTABLISHMENT.—There is authorized in the
4 Department, for a period of 2 years beginning after the
5 date of enactment of this section, a Counter Threats Advi-
6 sory Board (in this section referred to as the ‘Board’)
7 which shall—

8 “(1) be composed of senior representatives of
9 departmental operational components and head-
10 quarters elements; and

11 “(2) coordinate departmental intelligence activi-
12 ties and policy and information related to the mis-
13 sion and functions of the Department that counter
14 threats.

15 “(b) CHARTER.—There shall be a charter to govern
16 the structure and mission of the Board, which shall—

17 “(1) direct the Board to focus on the current
18 threat environment and the importance of aligning
19 departmental activities to counter threats under the
20 guidance of the Secretary; and

21 “(2) be reviewed and updated as appropriate.

22 “(c) MEMBERS.—

23 “(1) IN GENERAL.—The Board shall be com-
24 posed of senior representatives of departmental oper-
25 ational components and headquarters elements.

1 “(2) CHAIR.—The Under Secretary for Intel-
2 ligence and Analysis shall serve as the Chair of the
3 Board.

4 “(3) MEMBERS.—The Secretary shall appoint
5 additional members of the Board from among the
6 following:

7 “(A) The Transportation Security Admin-
8 istration.

9 “(B) U.S. Customs and Border Protection.

10 “(C) U.S. Immigration and Customs En-
11 forcement.

12 “(D) The Federal Emergency Management
13 Agency.

14 “(E) The Coast Guard.

15 “(F) U.S. Citizenship and Immigration
16 Services.

17 “(G) The United States Secret Service.

18 “(H) The Cybersecurity and Infrastructure
19 Security Agency.

20 “(I) The Office of Operations Coordina-
21 tion.

22 “(J) The Office of the General Counsel.

23 “(K) The Office of Intelligence and Anal-
24 ysis.

1 “(L) The Office of Strategy, Policy, and
2 Plans.

3 “(M) The Science and Technology Direc-
4 torate.

5 “(N) The Office for State and Local Law
6 Enforcement.

7 “(O) The Privacy Office.

8 “(P) The Office for Civil Rights and Civil
9 Liberties.

10 “(Q) Other departmental offices and pro-
11 grams as determined appropriate by the Sec-
12 retary.

13 “(d) MEETINGS.—The Board shall—

14 “(1) meet on a regular basis to discuss intel-
15 ligence and coordinate ongoing threat mitigation ef-
16 forts and departmental activities, including coordina-
17 tion with other Federal, State, local, tribal, terri-
18 torial, and private sector partners; and

19 “(2) make recommendations to the Secretary.

20 “(e) TERRORISM ALERTS.—The Board shall advise
21 the Secretary on the issuance of terrorism alerts under
22 section 203.

23 “(f) PROHIBITION ON ADDITIONAL FUNDS.—No ad-
24 ditional funds are authorized to carry out this section.”.

1 (b) TECHNICAL AND CONFORMING AMENDMENT.—
2 The table of contents in section 1(b) of the Homeland Se-
3 curity Act of 2002 (Public Law 107–296; 116 Stat. 2135)
4 is amended by inserting after the item relating to section
5 210E the following:

“Sec. 210F. Departmental coordination on counter threats.”.

6 (c) REPORT.—Not later than 90 days after the date
7 of enactment of this Act, the Secretary of Homeland Secu-
8 rity, acting through the Chair of the Counter Threats Ad-
9 visory Board established under section 210F of the Home-
10 land Security Act of 2002, as added by subsection (a),
11 shall submit to the Committee on Homeland Security and
12 Governmental Affairs of the Senate and the Committee
13 on Homeland Security of the House of Representatives a
14 report on the status and activities of the Counter Threats
15 Advisory Board.

16 (d) NOTICE.—The Secretary of Homeland Security
17 shall provide written notification to and brief the Com-
18 mittee on Homeland Security and Governmental Affairs
19 of the Senate and the Committee on Homeland Security
20 of the House of Representatives on any changes to or in-
21 troductions of new mechanisms to coordinate threats
22 across the Department of Homeland Security.