

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 1909

To amend title 10, United States Code, to require the establishment of a unified combatant command for homeland security of the United States, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2002

Mr. BOND introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to require the establishment of a unified combatant command for homeland security of the United States, 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. HOMELAND SECURITY COMMAND.**

4       (a) ESTABLISHMENT.—(1) Chapter 6 of title 10,  
5       United States Code, is amended by adding at the end the  
6       following new section:

1 **“§ 169. Unified combatant command for homeland se-**  
2 **curity**

3 “(a) ESTABLISHMENT.—The President, through the  
4 Secretary of Defense, shall establish under section 161 of  
5 this title a unified combatant command for homeland se-  
6 curity of the United States (hereinafter in this section re-  
7 ferred to as the ‘homeland security command’). The prin-  
8 cipal function of the command is to prepare forces to carry  
9 out assigned missions for the homeland security of the  
10 United States.

11 “(b) FORCES.—The units and personnel of the  
12 Armed Forces designated by the President to provide  
13 homeland security of the United States shall comprise the  
14 homeland security command.

15 “(c) COMMANDER AND DEPUTY COMMANDER.—(1)  
16 The commander of the homeland security command shall  
17 hold the grade of general or, in the case of an officer of  
18 the Navy, admiral while serving in that position, without  
19 vacating his permanent grade. The commander of such  
20 command shall be appointed to that grade by the Presi-  
21 dent, by and with the advice and consent of the Senate,  
22 for service in that position.

23 “(2) The deputy commander of the homeland security  
24 command shall be a commissioned officer of the Army Na-  
25 tional Guard of the United States or the Air National  
26 Guard of the United States who has significant experience

1 at the tactical and operational levels and is qualified by  
2 reason of experience to advise the commander on all mat-  
3 ters relating to the use of the Army National Guard and  
4 the Air National Guard.”.

5 (2) The table of sections at the beginning of such  
6 chapter is amended by adding at the end the following  
7 new item:

“169. Unified combatant command for homeland security.”.

8 (b) HEADQUARTERS.—In the establishment of the  
9 combatant command for homeland security of the United  
10 States under section 169 of title 10, United States Code  
11 (as added by subsection (a)), the location of the head-  
12 quarters of the command shall be selected on the basis  
13 of the following criteria:

14 (1) The location is geographically central within  
15 the United States so that the furnishing of logistical  
16 and administrative support throughout the area of  
17 operational responsibility of the command is opti-  
18 mized.

19 (2) The location is not near a major population  
20 center.

21 (3) As of the date of the enactment of this Act,  
22 the location has existing infrastructure in use by the  
23 Armed Forces for the development of doctrine and  
24 the furnishing of training support and maneuver  
25 services specifically tailored to defense against and

1 response to asymmetric terroristic threats, including  
2 those involving the use of chemical agents, biological  
3 agents, or radiological or nuclear weapons.

4 (c) LIMITATION.—In establishing the combatant  
5 command for homeland security of the United States, the  
6 President shall allocate personnel and assets to the com-  
7 mand in a manner that—

8 (1) uses assets of the Department of Defense  
9 existing on the date of the enactment of this Act;  
10 and

11 (2) does not cause an increase in the total num-  
12 ber of personnel comprising all headquarters of the  
13 unified combatant commands above the total number  
14 of personnel comprising all headquarters of the uni-  
15 fied combatant commands that are in existence on  
16 that date.

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