

1 **“SEC. 203. STATE, LOCAL, TRIBAL, AND REGIONAL INFOR-**
2 **MATION FUSION CENTER INITIATIVE.**

3 “(a) ESTABLISHMENT.—The Secretary shall estab-
4 lish a State, Local, and Tribal Information Fusion Center
5 Initiative to establish partnerships with State, local, tribal,
6 and regional information fusion centers.

7 “(b) DUTIES.—Through the State, Local, Tribal, and
8 Regional Information Fusion Center Initiative, the Sec-
9 retary shall—

10 “(1) coordinate with the principal official of
11 each State, local, tribal, or regional information fu-
12 sion center and the official designated as the Home-
13 land Security Advisor of the State;

14 “(2) provide Department operational and intel-
15 ligence advice and assistance to State, local, tribal,
16 and regional information fusion centers;

17 “(3) support efforts to include State, local, trib-
18 al, and regional information fusion centers into ef-
19 forts to establish an information sharing environ-
20 ment (as defined under section 1016(2) of the Intel-
21 ligence Reform and Terrorism Prevention Act of
22 2004 (Public Law 108–458; 118 Stat. 3665));

23 “(4) conduct table-top and live training exer-
24 cises to regularly assess the capability of individual
25 and regional networks of State, local, tribal, and re-
26 gional information fusion centers to integrate the ef-

1 forts of such networks with the efforts of the De-
2 partment;

3 “(5) coordinate with other relevant Federal en-
4 tities engaged in homeland security-related activities;

5 “(6) provide analytic and reporting advice and
6 assistance to State, local, tribal, and regional infor-
7 mation fusion centers;

8 “(7) review homeland security information
9 gathered by State, local, tribal, and regional infor-
10 mation fusion centers and incorporate relevant infor-
11 mation with homeland security information of the
12 Department;

13 “(8) Provide management assistance to State,
14 local, tribal, and regional information fusion centers;

15 “(9) Serve as a point of contact to ensure the
16 dissemination of relevant homeland security informa-
17 tion.

18 “(10) facilitate close communication and coordi-
19 nation between State, local, tribal, and regional in-
20 formation fusion centers and the Department;

21 “(11) provide State, local, tribal, and regional
22 information fusion centers with expertise on Depart-
23 ment resources and operations;

24 “(12) provide training to State, local, tribal,
25 and regional information fusion centers and encour-

1 age such information fusion centers to participate in
2 terrorist threat-related exercises conducted by the
3 Department; and

4 “(13) carry out such other duties as the Sec-
5 retary determines are appropriate.

6 “(c) DEFINITION OF STATE, LOCAL, TRIBAL, OR RE-
7 GIONAL INFORMATION FUSION CENTER.—For purposes
8 of this section, the term ‘State, local, tribal, or regional
9 information fusion center’ means a local or regional center
10 comprised of State, local, or tribal governmental entities
11 that—

12 “(1) serves as a data analysis and dissemina-
13 tion center for potentially relevant homeland security
14 information;

15 “(2) is managed by a state, local, or tribal gov-
16 ernment entity; and

17 “(3) is designated as a State, local, tribal, or
18 regional information fusion center by the Sec-
19 retary.”.

20 (b) CLERICAL AMENDMENT.—The table of contents
21 in section 1(b) of such Act is further amended by adding
22 at the end of the items relating to such subtitle the fol-
23 lowing:

 “Sec. 203. State, Local, Tribal, and Regional Information Fusion Center Initia-
 tive”.

24 (c) REPORTS.—

1 (1) CONCEPT OF OPERATIONS.—Not later than
2 90 days after the date of the enactment of this Act
3 and before the State, Local, Tribal, and Regional In-
4 formation Fusion Center Initiative under section
5 203 of the Homeland Security Act of 2002, as
6 added by subsection (a), has been implemented, the
7 Secretary shall submit to the Committee on Home-
8 land Security and Governmental Affairs of the Sen-
9 ate and the Committee on Homeland Security of the
10 House of Representatives a report that contains a
11 concept of operations for the Initiative, which shall
12 include a privacy and civil liberties impact assess-
13 ment.

14 (2) PRIVACY AND CIVIL LIBERTIES.—

15 (A) REVIEW OF CONCEPT OF OPER-
16 ATIONS.—Not later than 180 days after the
17 date on which the report under paragraph (1)
18 is submitted, the Privacy Officer of the Depart-
19 ment of Homeland Security and the Officer for
20 Civil Rights and Civil Liberties of the Depart-
21 ment of Homeland Security shall review the pri-
22 vacy and civil liberties implications of the Ini-
23 tiative and the concept of operations and report
24 any concerns to the Secretary of Homeland Se-
25 curity and the Under Secretary of Homeland

1 Security for Intelligence and Analysis. The Sec-
2 retary may not implement the Initiative until
3 the Privacy Officer and the Officer for Civil
4 Rights and Civil Liberties have certified that
5 any privacy or civil liberties concerns have been
6 addressed.

7 (B) REVIEW OF PRIVACY IMPACT.—Under
8 the authority of section 222(5) of the Home-
9 land Security Act of 2002 (6 U.S.C. 142(5)),
10 not later than one year after the date on which
11 the State, Local, Tribal, and Regional Informa-
12 tion Fusion Center Initiative is implemented,
13 the Privacy Officer of the Department of
14 Homeland Security, in consultation with the Of-
15 ficer for Civil Rights and Civil Liberties of the
16 Department of Homeland Security, shall submit
17 to Congress, the Secretary of Homeland Secu-
18 rity, and the Under Secretary of Homeland Se-
19 curity for Intelligence and Analysis a report on
20 the privacy and civil liberties impact of the Ini-
21 tiative.

22 **SEC. 3. HOMELAND SECURITY INFORMATION SHARING**
23 **FELLOWS PROGRAM.**

24 (a) ESTABLISHMENT OF PROGRAM.—Subtitle A of
25 title II of the Homeland Security Act of 2002 (6 U.S.C.

1 121 et seq.), as amended by section 2 is further amended
2 by adding at the end the following:

3 **“SEC. 204. HOMELAND SECURITY INFORMATION SHARING**
4 **FELLOWS PROGRAM.**

5 “(a) ESTABLISHMENT.—

6 “(1) IN GENERAL.—The Secretary, acting
7 through the Under Secretary for Intelligence and
8 Analysis, shall establish a fellowship program in ac-
9 cordance with this section for the purpose of—

10 “(A) detailing State, local, and tribal ana-
11 lysts and law enforcement officials and officers
12 to the Department to participate in the work of
13 the Office of Intelligence and Analysis in order
14 to become familiar with—

15 “(i) the mission and capabilities of the
16 Office of Intelligence and Analysis; and

17 “(ii) the role, programs, products, and
18 personnel of the Office of Intelligence and
19 Analysis; and

20 “(B) promoting information sharing be-
21 tween the Department and State, local, and
22 tribal analysts and law enforcement agencies by
23 stationing analysts and law enforcement officers
24 alongside Department intelligence analysts in
25 order to—

1 “(i) serve as a point of contact in the
2 Department to assist in the representation
3 of State, local, and tribal homeland secu-
4 rity information needs;

5 “(ii) identify homeland security infor-
6 mation of interest to State, local, and trib-
7 al analysts and law enforcement officers;
8 and

9 “(iii) assist Department analysts in
10 preparing and disseminating terrorism-re-
11 lated products that are tailored to State,
12 local, and tribal analysts and law enforce-
13 ment agencies and designed to help thwart
14 terrorist attacks.

15 “(2) PROGRAM NAME.—The program under
16 this section shall be known as the ‘Homeland Secu-
17 rity Information Sharing Fellows Program’.

18 “(b) ELIGIBILITY.—

19 “(1) IN GENERAL.—In order to be eligible for
20 selection as an Information Sharing Fellow under
21 the program, an individual must—

22 “(A) have homeland security-related re-
23 sponsibilities or law enforcement-related respon-
24 sibilities;

1 “(B) be eligible for an appropriate national
2 security clearance;

3 “(C) possess a valid need for access to
4 classified information, as determined by the
5 Under Secretary for Intelligence and Analysis;
6 and

7 “(D) be an employee of an eligible entity.

8 “(2) ELIGIBLE ENTITIES.—For purposes of this
9 subsection, the term ‘eligible entity’ means—

10 “(A) a State, local, tribal, or regional fu-
11 sion center;

12 “(B) a State or local law enforcement or
13 other government entity that serves a major
14 metropolitan area, as determined by the Sec-
15 retary;

16 “(C) a State or local law enforcement or
17 other government entity that serves a suburban
18 or rural area, as determined by the Secretary;

19 “(D) a State or local law enforcement or
20 other government entity with port responsibil-
21 ities, as determined by the Secretary;

22 “(E) a State or local law enforcement or
23 other government entity with border responsibil-
24 ities, as determined by the Secretary;

1 “(F) a State or local law enforcement or
2 other government entity with agricultural re-
3 sponsibilities, as determined by the Secretary;

4 “(G) a tribal law enforcement or other au-
5 thority; or

6 “(H) such other entity as the Secretary de-
7 termines is appropriate.

8 “(c) OPTIONAL PARTICIPATION.—No State, local, or
9 tribal law enforcement or other government entity shall
10 be required to participate in the Homeland Security Infor-
11 mation Sharing Fellows Program.

12 “(d) PROCEDURES FOR NOMINATION AND SELEC-
13 TION.—

14 “(1) IN GENERAL.—The Under Secretary shall
15 establish procedures to provide for the nomination
16 and selection of individuals to participate in the
17 Homeland Security Information Sharing Fellows
18 Program.

19 “(2) LIMITATIONS.—The Under Secretary
20 shall—

21 “(A) select analysts and law enforcement
22 officers representing a broad cross-section of
23 State, local, and tribal agencies; and

24 “(B) ensure that the number of Informa-
25 tion Sharing Fellows selected does not impede

1 the activities of the Office of Intelligence and
2 Analysis.

3 “(e) LENGTH OF SERVICE.—Information Sharing
4 Fellows shall serve for a reasonable period of time, as de-
5 termined by the Under Secretary. Such period of time
6 shall be sufficient to advance the information-sharing
7 goals of the Under Secretary and encourage participation
8 by as many qualified nominees as possible.

9 “(f) CONDITION.—As a condition of selecting an indi-
10 vidual as an Information Sharing Fellow under the pro-
11 gram, the Under Secretary shall require that the individ-
12 ual’s employer agree to continue to pay the individual’s
13 salary and benefits during the period for which the indi-
14 vidual is detailed.

15 “(g) STIPEND.—During the period for which an indi-
16 vidual is detailed under the program, the Under Secretary
17 shall, subject to the availability of appropriations provide
18 to the individual a stipend to cover the individual’s reason-
19 able living expenses for that period.

20 “(h) SECURITY CLEARANCES.—If an individual se-
21 lected for a fellowship under the Information Sharing Fel-
22 lows Program does not possess the appropriate security
23 clearance, the Under Secretary shall ensure that security
24 clearance processing is expedited for such individual and
25 shall ensure that each such Information Sharing Fellow

1 has obtained the appropriate security clearance prior to
2 participation in the Program.”.

3 (b) CLERICAL AMENDMENT.—The table of contents
4 in section 1(b) of such Act is further amended by adding
5 at the end of the items relating to such subtitle the fol-
6 lowing:

“Sec. 204. Homeland Security Information Sharing Fellows Program”.

7 (c) REPORTS.—

8 (1) CONCEPT OF OPERATIONS.—Not later than
9 90 days after the date of the enactment of this Act
10 and before the Homeland Security Information
11 Sharing Fellows Program under section 204 of the
12 Homeland Security Act of 2002, as added by sub-
13 section (a), has been implemented, the Secretary
14 shall submit to the Committee on Homeland Secu-
15 rity and Governmental Affairs of the Senate and the
16 Committee on Homeland Security of the House of
17 Representatives a report that contains a concept of
18 operations for the Program, which shall include a
19 privacy and civil liberties impact assessment.

20 (2) PRIVACY AND CIVIL LIBERTIES.—

21 (A) REVIEW OF CONCEPT OF OPER-
22 ATIONS.—Not later than 180 days after the
23 date on which the report under paragraph (1)
24 is submitted, the Privacy Officer of the Depart-
25 ment of Homeland Security and the Officer for

1 Civil Rights and Civil Liberties of the Depart-
2 ment of Homeland Security shall review the pri-
3 vacy and civil liberties implications of the Pro-
4 gram and the concept of operations and report
5 any concerns to the Secretary of Homeland Se-
6 curity and the Under Secretary of Homeland
7 Security for Intelligence and Analysis. The Sec-
8 retary may not implement the Program until
9 the Privacy Officer and the Officer for Civil
10 Rights and Civil Liberties have certified that
11 any privacy or civil liberties concerns have been
12 addressed.

13 (B) REVIEW OF PRIVACY IMPACT.—Under
14 the authority of section 222(5) of the Home-
15 land Security Act of 2002 (6 U.S.C. 142(5)),
16 not later than one year after the date on which
17 the Homeland Security Information Sharing
18 Fellows Program is implemented, the Privacy
19 Officer of the Department of Homeland Secu-
20 rity, in consultation with the Officer for Civil
21 Rights and Civil Liberties of the Department of
22 Homeland Security, shall submit to Congress,
23 the Secretary of Homeland Security, and the
24 Under Secretary of Homeland Security for In-

- 1 telligence and Analysis a report on the privacy
- 2 and civil liberties impact of the Program.

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