

Union Calendar No. 478

110TH CONGRESS
2^D SESSION

H. R. 6098

[Report No. 110-752]

To amend the Homeland Security Act of 2002 to improve the financial assistance provided to State, local, and tribal governments for information sharing activities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 20, 2008

Mr. REICHERT introduced the following bill; which was referred to the Committee on Homeland Security

JULY 10, 2008

Additional sponsors: Mr. KING of New York, Ms. HARMAN, Mr. DICKS, Mr. BRADY of Pennsylvania, Mr. SHAYS, Mr. BILIRAKIS, Mr. DENT, Mr. PERLMUTTER, and Mr. BISHOP of Georgia

JULY 10, 2008

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]

A BILL

To amend the Homeland Security Act of 2002 to improve the financial assistance provided to State, local, and tribal governments for information sharing activities, 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 “Personnel Reimburse-
5 ment for Intelligence Cooperation and Enhancement of
6 Homeland Security Act” or the “PRICE of Homeland Se-
7 curity Act”.

8 **SEC. 2. FINDINGS.**

9 The Congress finds as follows:

10 (1) After the terrorist attacks on September 11,
11 2001, State, local, and tribal governments redoubled
12 their efforts to combat terrorism and expended tre-
13 mendous energy and financial resources to help the
14 Federal Government fight the terrorist threat.

15 (2) States and localities have formed fusion
16 centers, hired intelligence analysts, and contributed
17 law enforcement officers and other resources to the
18 expansion of the Federal Bureau of Investigation’s
19 Joint Terrorism Task Forces and the establishment
20 of Field Intelligence Groups, among other efforts.

21 (3) These actions, in conjunction with the ef-
22 forts of the Federal Government and private indus-
23 try, have materially contributed to the common de-
24 fense of this Nation and have helped keep our home-
25 land secure.

1 (4) The National Strategy for Information
2 Sharing issued by the President in October 2007
3 plainly states that “The Federal Government may
4 need to provide financial and technical assistance, as
5 well as human resource support, to these fusion cen-
6 ters if they are to achieve and sustain a baseline
7 level of capability. The objective is to assist State
8 and local governments in the establishment and the
9 sustained operation of these fusion centers. A sus-
10 tained Federal partnership with State and major
11 urban area fusion centers is critical to the safety of
12 our Nation, and therefore a national priority.”

13 (5) The Federal Government has endeavored to
14 support these State efforts through the State Home-
15 land Security Grant Program and other methods of
16 Federal assistance but have placed restrictions on
17 the use of these funds that make long-term planning
18 for fusion centers unmanageable.

19 (6) It is vital to the security of our homeland
20 that States and localities are able to continue to re-
21 ceive funding for the participation of State and local
22 analysts in fusion centers and in their State and
23 local efforts to combat terrorism and terrorist-re-
24 lated activities.

1 **SEC. 3. GRANT ELIGIBILITY FOR ANALYSTS.**

2 Section 2008(a) of the Homeland Security Act of
3 2002 (6 U.S.C. 609(a)) is amended—

4 (1) in the matter preceding paragraph (1) by
5 striking “Grants” and all that follows through
6 “plans, through” and inserting the following: “The
7 Administrator shall permit grant recipients under
8 section 2003 or 2004 to use grant funds to achieve
9 and sustain target capabilities related to preventing,
10 preparing for, protecting against, and responding to
11 acts of terrorism, consistent with a State homeland
12 security plan and relevant local, tribal, and regional
13 homeland security plans, through”; and

14 (2) in paragraph (10) by inserting the following
15 after “analysts”: “regardless of whether such ana-
16 lysts are current or new full-time employees or con-
17 tract employees and such funding shall be made
18 available without time limitations placed on the pe-
19 riod of time that such analyst can serve under
20 awarded grants.”.

21 **SECTION 1. SHORT TITLE.**

22 *This Act may be cited as the “Personnel Reimburse-*
23 *ment for Intelligence Cooperation and Enhancement of*
24 *Homeland Security Act” or the “PRICE of Homeland Se-*
25 *curity Act”.*

1 **SEC. 2. FINDINGS.**

2 *The Congress finds as follows:*

3 (1) *After the terrorist attacks on September 11,*
4 *2001, State, local, and tribal governments redoubled*
5 *their efforts to combat terrorism and expended tre-*
6 *mendous energy and financial resources to help the*
7 *Federal Government fight the terrorist threat.*

8 (2) *States and localities have formed fusion cen-*
9 *ters, hired intelligence analysts, and contributed a*
10 *significant amount of resources to the expansion of*
11 *Federal homeland security efforts.*

12 (3) *These actions, in conjunction with the efforts*
13 *of the Federal Government and private industry, have*
14 *materially contributed to the common defense of this*
15 *Nation and have helped keep our homeland secure.*

16 (4) *The National Strategy for Information Shar-*
17 *ing issued by the President in October 2007 plainly*
18 *states that “The Federal Government may need to*
19 *provide financial and technical assistance, as well as*
20 *human resource support, to these fusion centers if*
21 *they are to achieve and sustain a baseline level of ca-*
22 *pability. The objective is to assist State and local gov-*
23 *ernments in the establishment and the sustained oper-*
24 *ation of these fusion centers. A sustained Federal*
25 *partnership with State and major urban area fusion*

1 *centers is critical to the safety of our Nation, and*
2 *therefore a national priority.”.*

3 *(5) The Federal Government has endeavored to*
4 *support these State efforts through the State Home-*
5 *land Security Grant Program and other methods of*
6 *Federal assistance but have placed restrictions on the*
7 *use of these funds that make long-term planning for*
8 *fusion centers unmanageable.*

9 *(6) It is vital to the security of our homeland*
10 *that States and localities are able to continue to re-*
11 *ceive funding for the participation of State and local*
12 *analysts in fusion centers and in their State and*
13 *local efforts to combat terrorism and terrorist-related*
14 *activities.*

15 **SEC. 3. GRANT ELIGIBILITY FOR ANALYSTS.**

16 *Section 2008(a) of the Homeland Security Act of 2002*
17 *(6 U.S.C. 609(a)) is amended—*

18 *(1) in the matter preceding paragraph (1) by*
19 *striking “Grants” and all that follows through*
20 *“plans, through” and inserting the following: “The*
21 *Administrator shall permit grant recipients under*
22 *section 2003 or 2004 to use grant funds to achieve*
23 *and sustain target capabilities related to preventing,*
24 *preparing for, protecting against, and responding to*
25 *acts of terrorism, consistent with a State homeland*

1 security plan and relevant local, tribal, and regional
2 homeland security plans, through”; and

3 (2) in paragraph (10) by inserting the following
4 after “analysts”: “regardless of whether such analysts
5 are current or new full-time employees or contract
6 employees and such funding shall be made available
7 without time limitations placed on the period of time
8 that such analyst can serve under awarded grants.”.

9 **SEC. 4. USE OF FUNDS FOR PERSONNEL AND OPERATIONAL**
10 **COSTS.**

11 Section 2008(b)(2) of the Homeland Security Act of
12 2002 (6 U.S.C. 609(b)(2)) is amended by striking so much
13 as precedes subparagraph (B) and inserting the following:

14 “(2) *PERSONNEL AND OPERATIONAL COSTS.*—

15 “(A) *IN GENERAL.*—The recipient of a
16 grant under section 2003 or 2004 may, at the re-
17 cipient’s discretion, use up to 50 percent of the
18 amount of the grant awarded for any fiscal year
19 to pay for personnel and operational costs, in-
20 cluding overtime and backfill costs, in support of
21 the uses authorized under subsection (a).”.

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