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WEEKLY UPDATE

July 23 - 27, 2018

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Previous Updates:

- [FY 2018 Omnibus](#)
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- [Weekly 6/18/18](#)
- [Weekly 6/11/18](#)

Latest News

- The House and Senate were in session this week with the Senate considering its next package of appropriations bills to include the Interior-Environment, Financial Services, Transportation-HUD and Agriculture spending measures for fiscal year 2019. Within this package is the appropriations for ONDCP, HIDTA, and Drug Free Communities. The House Homeland Security Committee marked-up a slew of bills, and the full House considered the Conference Report to the annual National Defense Authorization Act. The Conference Report removes the Email Privacy Act, which was originally included within the House passed version. Several law enforcement groups sent a letter to conferees urging them to remove the provision, which you can view [here](#).
- After this week, the House will recess for their August recess and will not return until September 4. The Senate Majority Leader announced last month that the Senate is canceling its August recess and will remain in session most of the month. When the House returns in September, it will have the remainder of the month to determine the path forward to fund the government since the fiscal year ends on September 30.
- **ACTION ALERT: Byrne JAG** - Last month the Seventh Circuit Court of Appeals stayed the nationwide injunction that was preventing Byrne JAG funding from being released by the Justice Department to state and local grantees due the sanctuary city issue. With the funding now freed up, it is critical that agencies draw down those funds ASAP. Given the continuing political uncertainty around the sanctuary city issue, new legal challenges could still arise that could hamper the release of JAG funds. Agencies should take action now to ensure they receive the funding.
- **Asset Forfeiture Update** – This week DOJ MLARS and Treasury TEOAF announced the release of an updated guide to asset forfeiture equitable sharing for state/local/tribal law enforcement agencies. This is a significant update designed to tighten procedures around the equitable sharing program. Agencies and task forces must understand the new requirements to ensure compliance and continued eligibility to participate in equitable sharing. Companies that provide goods and services to law enforcement that are supported in part by equitable sharing funds also need to understand the updated requirements. See the updated guide here: <https://www.justice.gov/criminal-afmls/file/794696/download>. FAQs and training sessions for LE agencies will be forthcoming from MLARS.
- **ARTICLES OF INTEREST:**
Justice Department details new efforts to combat foreign influence cyberattacks
Washington Examiner | Kelly Cohen
The Justice Department on Thursday released the findings of a cyber task force created in



February by Attorney General Jeff Sessions, saying it will now implement a policy that will let the public know when a foreign government is attempting to influence American politics. "Influence operations are a form of information warfare," Deputy Attorney General Rod Rosenstein said in prepared remarks at Aspen Security Forum in Colorado on Thursday. "Exposing schemes to the public is an important way to neutralize them. The American people have a right to know if foreign governments are targeting them with propaganda." **Continue reading [here](#).**

Senators push to clear backlog in testing rape kits

The Hill | Wyatt Schiff

Senators on Wednesday held a hearing on efforts to cut the backlog in testing forensic DNA evidence, in particular for rape kits. Officials testified before the Senate Judiciary Committee on the progress made through a Justice Department grant program to state and local crime labs. But they said there was still a massive backlog and more work needed to be done. Judiciary Chairman Chuck Grassley (R-Iowa) highlighted the Debbie Smith Act of 2004, which created the grant program. **Continue reading [here](#).**

Rape kit access would expand under bipartisan bill, as victims seek 'care and justice'

Fox News | Kaitlyn Schallhorn

When Leah Griffin was raped in 2014, she immediately went to the closest hospital to undergo a rape kit exam – the first step, she thought, in prosecuting the man who assaulted her. But Seattle hospital staff told her their emergency department wasn't equipped to do the forensic test, and instead she would have to travel to another hospital about an hour away. Further travel at that moment was not an option for Griffin, who was 28 years old at the time, disoriented from the attack and bleeding. She had her injuries treated at the hospital, and several hours later, when she was able to drive across the busy city, she finally underwent a sexual assault exam. **Continue reading [here](#).**

Hearings & Markups Happening This Week

House Oversight Committee - Full Committee Hearing

[Cyber-securing the Vote: Ensuring the Integrity of the U.S. Election System](#)

July 24 @ 10:00 am - 2154 Rayburn

House Ways & Means Committee - Human Resources Subcommittee Hearing

[The Opioid Crisis: Implementation of the Family First Prevention Services Act \(FFPSA\)](#)

July 24 @ 10:00 am - 1100 Longworth

House Homeland Security Committee - [Full Committee Markup](#) - July 24 @ 10:00 am - HVC 210

[H.R. 5869](#) - **Maritime Border Security Review Act**

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To require the Secretary of Homeland Security to conduct a maritime border threat analysis, and for other purposes.

[H.R. 6198](#) - **Countering Weapons of Mass Destruction Act of 2018**

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend the Homeland Security Act of 2002 to establish the Countering Weapons of Mass Destruction Office, and for other purposes.

[H.R. 6265](#) - **PreCheck is PreCheck Act of 2018**

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To ensure that only travelers who are members of a trusted traveler program use Transportation Security Administration security screening lanes designated for trusted travelers, and for other purposes.

[H.R. 6374](#) - **FIT Act**



Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To require the Department of Homeland Security to streamline Federal contractor fitness determinations, and for other purposes.

[H.R. 6400](#) - United States Ports of Entry Threat and Operational Review Act

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To require the Secretary of Homeland Security to conduct a threat and operational analysis of ports of entry, and for other purposes.

[H.R. 6430](#) - Securing the Homeland Security Supply Chain Act of 2018

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to implement certain requirements for information relating to supply chain risk, and for other purposes.

[H. Res. 1005](#) - Directing the Secretary of Homeland Security to transmit certain documents to the House of Representatives relating to the border security policies, procedures, and activities as such relate to the interdiction of families by the U.S. Border Patrol between ports of entry.

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: Directing the Secretary of Homeland Security to transmit certain documents to the House of Representatives relating to the border security policies, procedures, and activities as such relate to the interdiction of families by the U.S. Border Patrol between ports of entry.

[H.R. 6439](#) - Biometric Identification Transnational Migration Alert Program Authorization Act of 2018

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend the Homeland Security Act of 2002 to establish in the Department of Homeland Security the Biometric Identification Transnational Migration Alert Program, and for other purposes.

[H.R. 6438](#) - DHS Countering Unmanned Aircraft Systems Coordinator Act

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend the Homeland Security Act of 2002 to establish in the Department of Homeland Security an Unmanned Aircraft Systems Coordinator, and for other purposes.

[H.R. 6443](#) - Advancing Cybersecurity Diagnostics and Mitigation Act

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to establish a continuous diagnostics and mitigation program at the Department of Homeland Security, and for other purposes.

[H.R. 6461](#) - TSA National Deployment Force Act

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend title 49, United States Code, to establish in the Transportation Security Administration a National Deployment Office, and for other purposes.

[H.R. 6459](#) - TSA Opportunities to Pursue Expanded Networks for Business Act

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.

Summary: To amend the Homeland Security Act of 2002 to require a strategy to diversify the technology stakeholder marketplace regarding the acquisition by the Transportation Security Administration of security screening technologies, and for other purposes.

[H.R. 6447](#) - Department of Homeland Security Chief Data Officer Authorization Act

Status: To be marked-up by the House Homeland Security Committee on 7/24/18.



Summary: To amend the Homeland Security Act of 2002 to establish the position of Chief Data Officer of the Department of Homeland Security, and for other purposes.

House Homeland Security Committee - Border Security Subcommittee Hearing
[Boots at the Border: Examining the National Guard Deployment to the Southwest Border](#)
July 24 @ 2:00 pm - HVC 210

House Appropriations Committee - [Full Committee Markup](#) - July 25 @ 10:00 am
[H.R. XXXX - FY 2019 Homeland Security Appropriations Act](#)
Committee Draft Report: [here](#)
Status: To be considered by the House Appropriations Committee on 7/25; Approved by the House Appropriations Homeland Security Subcommittee on 7/19.
Summary: Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2019, and for other purposes. This bill provides \$538,000,000 for the State Homeland Security Grant Program, \$85,000,000 for Operation Stonegarden, and \$661,000,000 for the Urban Area Security Initiative.

House Homeland Security Committee - Cybersecurity Subcommittee Hearing
[Assessing the State of Federal Cybersecurity Risk Determination](#)
July 25 @ 10:30 am - HVC 210

House Homeland Security Committee - Emergency Preparedness Subcommittee Hearing
[Using Innovative Technology and Practices to Enhance the Culture of Preparedness](#)
July 25 @ 2:00 pm - HVC 210

Legislation on the Floor This Week

House:

[H.R. 2345](#) – National Suicide Hotline Improvement Act of 2018

Status: To be considered by the House on 7/23/18.

Summary: This bill requires the Federal Communications Commission (FCC) to coordinate with the Substance Abuse and Mental Health Services Administration and to consult with the Department of Veterans Affairs to examine: (1) the feasibility of designating a three-digit dialing code for a national suicide prevention and mental health crisis hotline system; and (2) the effectiveness of the current National Suicide Prevention Lifeline (1-800-273-TALK), including how well it addresses the needs of veterans. The FCC must submit to Congress a recommended dialing code, a cost-benefit analysis comparing the three-digit code to the current lifeline number, and cost estimates for service providers, states, and localities.

[H.R. 5954](#) – Anti-terrorism Clarification Act of 2018

Status: To be considered by the House on 7/23/18.

Summary: To amend title 18, United States Code, to clarify the meaning of the terms “act of war” and “blocked asset”, and for other purposes.

[Conference Report](#) of [H.R. 5515](#) – National Defense Authorization Act for Fiscal Year 2019

Explanatory Statement: [here](#)

Status: Consideration by the House this week.

Summary: This bill authorizes FY2019 appropriations and sets forth policies for Department of Defense (DOD) programs and activities, including military personnel strengths. It does not provide budget authority, which is provided in subsequent appropriations legislation. The House version included the Email Privacy Act, which amends sections 2702, 2703, and 2705 of title 18, United States Code, to make a series of changes to voluntary and involuntary disclosure requirements for third-party service providers. However, the Conference Report removes this provision from the final bill.



*Additional Legislative Items are Possible

Senate:

Note: Due to Senate scheduling and rules, additional items not listed may be added to the calendar for consideration.

H.R. 6147 - FY 2019 Minibus Appropriations bill

Status: To be considered by the Senate this week. Approved by the House on 7/19/18.

Summary: The Senate version will include the Interior-Environment, Financial Services, Transportation-HUD and Agriculture spending measures for fiscal year 2019. Within this package is the appropriations for ONDCP, HIDTA, and Drug Free Communities. The House passed version only included the Interior-Environment and Financial Services bills. The Senate bill includes \$280 million for HIDTA.

Recap of Last Week's Hearings & Markups

Note: For more details on any of the following hearings, we can provide access to hearing transcripts upon request.

House Judiciary Committee - Full Committee Field Hearing - July 16

[Oversight of the ATF National Canine Division](#)

Summary: This field hearing on the ATF canine training program was held at the ATF Canine Training Center in Front Royal, Virginia. There have been some discussions on moving the National Canine Division in Virginia to the National Center for Explosives Training and Research in Alabama. Director Brandon testified that contamination affects the training, and that trace contaminants can prove problematic during training and render a canine unable to detect the target odor in another environment. Brandon stated that the current facility is located in a pristine environment which helps prevent contaminations from interfering in the training of the dogs. Brandon discussed additional benefits of the current facility noting the size of the facility, its proximity to Washington, DC, its colocation with CBP, and the relationships that have been built with the community.

Senate Judiciary Committee – Full Committee Hearing - July 18

[Promoting Justice for Victims of Crime: Examining the Federal Investment in DNA Analysis](#)

Summary: This hearing examined the current rape kit backlog and potential changes to the reauthorization of the Debbie Smith Act. Senators continue to remain concerned with the backlog, in particular the backlog that exists within law enforcement evidence rooms that have not been sent to the lab for testing. There were also questions on data collection and accountability, in particular examining the depth of the backlog and how quickly testing occurs. Additionally, Members discussed efforts by some states that require all rape kits to be sent for testing within a particular time frame.

House Appropriations Committee - [Homeland Security Subcommittee Markup](#) - July 19

H.R. XXXX - FY 2019 Homeland Security Appropriations Act

Status: Approved by the House Appropriations Homeland Security Subcommittee on 7/19.

Summary: Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2019, and for other purposes. This bill provides \$538,000,000 for the State Homeland Security Grant Program, \$85,000,000 for Operation Stonegarden, and \$661,000,000 for the Urban Area Security Initiative.

House E&C Committee - Health Subcommittee Hearing - July 19

[21st Century Cures Implementation: Examining Mental Health Initiatives](#)

Summary: This hearing examined what is being done to address mental health issues. Members of the Committee discussed ways to identify students who may be suffering from mental health issues, how to ensure they receive support, and concerns with privacy laws preventing school officials from being notified of potential threats to their schools by individuals who have mental health problems. Witnesses stated that more education needs to be done to communicate on when it is



permissible to share information and what types of information can be shared. There was also discussions about children separated at the border, mental health treatment for those who also have a substance abuse problem, and technical assistance and training programs for health professionals. Additionally, Members discussed the Jail Diversion Grant Programs for mental health in jails and the status of whether those programs have been successful.

Legislation Considered Last Week

House:

S. 717 – POWER Act

Status: Approved by the House on 7/17/18.

Summary: This bill requires the U.S. Attorney's office in each judicial district to conduct, at least annually, a public event to promote pro bono legal services for survivors of domestic violence, dating violence, sexual assault, and stalking. Additionally, the U.S. Attorney's office in a judicial district that contains an Indian tribe or tribal organization must conduct, at least once during each three-year period, a public event to promote pro bono legal services for Indian or Alaska Native victims of domestic violence, dating violence, sexual assault, and stalking. U.S. Attorneys' offices must, in conducting public events, seek to maximize the local impact and the provision of high-quality pro bono legal services to survivors. U.S. Attorneys' offices must report to the Department of Justice (DOJ) on the public events they conduct. DOJ must compile and summarize the reports and submit them to Congress.

H.R. 6147 – Department of the Interior, Environment, and Related Agencies Appropriations Act

Status: Approved by the House on 7/19/18.

Summary: This minibus appropriations bill includes the \$35.3 billion Interior-Environment appropriations and the \$23.4 billion Financial Services bill. The Financial Services portion includes funding for ONDCP, which includes \$280,000,000 for the HIDTA program.

Senate:

Nothing affecting the law enforcement or homeland security communities.



Legislation Introduced Last Week

Date Introduced	Bill Number	Sponsor	Description
7/19/2018	HR 6462	Peter Welch (D-VT-AL)	To provide oversight of the border zone in which Federal agents may conduct vehicle checkpoints and stops and enter private land without a warrant, and to make technical corrections.
7/19/2018	HR 6461	Bonnie Watson Coleman (D-NJ-12)	To amend title 49, United States Code, to establish in the Transportation Security Administration a National Deployment Office, and for other purposes.
7/19/2018	HR 6459	Bennie Thompson (D-MS-2)	To amend the Homeland Security Act of 2002 to require a strategy to diversify the technology stakeholder marketplace regarding the acquisition by the Transportation Security Administration of security screening technologies, and for other purposes.
7/19/2018	HR 6455	Grace Meng (D-NY-6)	To reauthorize funding for the Urban Search and Rescue Response System.
7/19/2018	HR 6447	John Carter (R-TX-31)	To amend the Homeland Security Act of 2002 to establish the position of Chief Data Officer of the Department of Homeland Security, and for other purposes.
7/19/2018	HR 6443	John Ratcliffe (R-TX-4)	To amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to establish a continuous diagnostics and mitigation program at the Department of Homeland Security, and for other purposes.
7/19/2018	HR 6439	Mike McCaul (R-TX-10)	To amend the Homeland Security Act of 2002 to establish in the Department of Homeland Security the Biometric Identification Transnational Migration Alert Program, and for other purposes.
7/19/2018	HR 6438	Scott Perry (R-PA-4)	To amend the Homeland Security Act of 2002 to establish in the Department of Homeland Security an Unmanned Aircraft Systems Coordinator, and for other purposes.
7/19/2018	HRes 1005	Bennie Thompson (D-MS-2)	Directing the Secretary of Homeland Security to transmit certain documents to the House of Representatives relating to the border security policies, procedures, and activities as such relate to the interdiction of families by the U.S. Border Patrol between ports of en-
7/19/2018	S 3252	Orrin Hatch (R-UT)	A bill to amend title 23, United States Code, to modify requirements relating to reservation of funds for failure to enact or enforce open container laws and repeat intoxicated driver laws, and for other purposes.
7/18/2018	HR 6436	Kathleen Rice (D-NY-4)	To direct the Director of National Intelligence to submit to State election officials and Congress annual reports on pre-election threats for general elections for Federal office.
7/18/2018	HR 6430	Peter King (R-NY-2)	Securing the Homeland Security Supply Chain Act of 2018 - To amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to implement certain requirements for information relating to supply chain risk, and for other purposes.
7/18/2018	HR 6429	Jared Huffman (D-CA-2)	Protecting Access to Classified Information in Elections Act - To amend the Intelligence Reform and Terrorism Prevention Act of 2004 to authorize candidates in a presidential election campaign to request a security clearance.



7/18/2018	HR 6424	Chris Collins (R-NY-27)	9-1-1 Fee Integrity Act - To amend the Wireless Communications and Public Safety Act of 1999, to clarify acceptable 9–1–1 obligations or
7/18/2018	HR 6417	Bob Goodlatte (R-VA-6)	AG and Legal Workforce Act - To create a nonimmigrant H–2C work visa program for agricultural workers, to make mandatory and permanent requirements relating to use of an electronic employment eligibility verification system, and for other purposes.
7/18/2018	HR 6415	Drew Ferguson (R-GA-3)	American Border Act - To provide for border security, and for other purposes.
7/18/2018	S 3238	Brian Schatz (D-HI)	A bill to improve oversight by the Federal Communications Commission of the wireless and broadcast emergency alert systems.
7/17/2018	HR 6411	Ed Perlmutter (D-CO-7)	FinCEN Improvement Act of 2018 - To amend the duties of the Financial Crimes Enforcement Network (FinCEN) to ensure FinCEN works with Tribal law enforcement agencies, protects against all forms of terrorism, and focuses on virtual currencies.
7/17/2018	HR 6408	William Keating (D-MA-9)	ACE Act - To amend the Homeland Security Act of 2002 to authorize international cooperative activities to strengthen efforts relating to countering violent extremism, and for other purposes.
7/17/2018	HR 6401	Mike McCaul (R-TX-10)	Preventing Emerging Threats Act of 2018 - To assist the Department of Homeland Security in preventing emerging threats from unmanned aircraft and vehicles, and for other purposes.
7/17/2018	S 3227	Kamala Harris (D-CA)	REUNITE Act - To reunite families separated at or near ports of entry.
7/17/2018	S 3225	Patty Murray (D-WA)	Stop Shackling and Detaining Pregnant Women Act - To ensure the humane treatment of pregnant women by reinstating the presumption of release and prohibiting shackling, restraining, and other inhumane treatment of pregnant detainees.
7/16/2018	HR 6378	Susan Brooks (R-IN-5)	Pandemic and All-Hazards Preparedness and Advancing Innovation Act of 2018 - To reauthorize certain programs under the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act with respect to public health security and all-hazards preparedness and response, and for other purposes.
7/16/2018	S 3216	Tina Smith (D-MN)	Justice for Native Survivors of Sexual Violence Act - To amend the Indian Civil Rights Act of 1968 to extend the jurisdiction of tribal courts to cover crimes involving sexual violence, and for other purposes.



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Upcoming Events/Conferences

[APCO 2018](#)

August 5-8—Las Vegas, NV

[ASCIA 2018 Fall Conference](#)

October 4-6—Orlando, FL

[IACP 2018](#)

October 6-9—Orlando, FL

[National Fusion Center Association Annual Training Event](#)

November 6-8—Alexandria, VA

July 2018

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August 2018

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■ Senate in Session

■ House & Senate in Session

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