

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
Fossella OF New York, OR HIS DESIGNEE,
DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 5020, AS REPORTED
OFFERED BY MR. FOSSELLA OF NEW YORK**

At the end of the bill, add the following (and conform the table of contents accordingly):

1 **TITLE VI—COMMUNICATION OF**
2 **INFORMATION CONCERNING**
3 **TERRORIST THREATS**

4 **SEC. 601. IDENTIFICATION OF BEST PRACTICES.**

5 (a) STUDY.—The Secretary of Homeland Security
6 and the Director of National Intelligence shall conduct
7 jointly, or contract with an entity to conduct, a study of
8 the operations of Federal, State, and local government en-
9 tities to identify best practices for the communication of
10 information concerning a terrorist threat.

11 (b) CONTENTS.—

12 (1) IDENTIFICATION OF BEST PRACTICES.—The
13 study conducted under this section shall be focused
14 on an analysis and identification of the best prac-
15 tices of the information sharing processes of the fol-
16 lowing government entities:

17 (A) Joint Terrorism Task Forces, which
18 are operated by the Federal Bureau of Inves-



1 tigitations with the participation of local law en-
2 forcement agencies.

3 (B) State Homeland Security Fusion Cen-
4 ters, which are established by a State and share
5 information with Federal departments.

6 (C) The Homeland Security Operations
7 Center, which is operated by the Department of
8 Homeland Security for the purposes of coordi-
9 nating information.

10 (D) State and local law enforcement agen-
11 cies that collect, utilize, and disseminate infor-
12 mation on potential terrorist attacks.

13 (E) The appropriate elements of the intel-
14 ligence community, as defined in section 3 of
15 the National Security Act of 1947 (50 U.S.C.
16 401a), involved in the sharing of counter-ter-
17 rorism information.

18 (2) COORDINATION OF GOVERNMENT ENTI-
19 TIES.—The study conducted under this section shall
20 include an examination of methods for coordinating
21 the activities of Federal, State, and local entities in
22 responding to a terrorist threat, and specifically the
23 communication to the general public of information
24 concerning the threat. The study shall not include



1 an examination of the sources and methods used in
2 the collection of the information.

3 (c) OBTAINING OFFICIAL DATA.—In conducting the
4 study, the Secretary, in conjunction with the Director,
5 with due regard for the protection of classified informa-
6 tion, may secure directly from any department or agency
7 of the United States information necessary to enable the
8 Secretary to carry out this section. Classified information
9 shall be handled through established methods for control-
10 ling such information.

11 (d) TEMPORARY DUTY OF FEDERAL PERSONNEL.—
12 The Secretary, in conjunction with the Director, may re-
13 quest the head of any department or agency of the United
14 States to detail to temporary duty personnel within the
15 administrative jurisdiction of the head of the department
16 or agency that the Secretary may need to carry out this
17 section, each detail to be without loss of seniority, pay,
18 or other employee status.

19 (e) REPORT.—

20 (1) IN GENERAL.—Not later than 6 months
21 after the date of enactment of this Act, the Sec-
22 retary, in conjunction with the Director, shall submit
23 to Congress a report that contains—

24 (A) a detailed statement of the findings
25 and conclusions of the study, including identi-



1 fication of the best practices for the processing,
2 analysis, and dissemination of information be-
3 tween the government entities referred to in
4 subsection (b)(1); and

5 (B) recommendations for a formalized
6 process of consultation, communication, and
7 confidentiality between Federal, State, and local
8 governments, incorporating the best practices of
9 the various entities studied, to facilitate com-
10 munication and help prevent the unauthorized
11 dissemination of information and criticism of
12 decisions concerning terrorist threats.

13 (2) CLASSIFIED INFORMATION.—To the extent
14 determined appropriate by the Secretary, in conjunc-
15 tion with the Director, the Secretary may submit a
16 portion of the report in classified form.

17 (f) AUTHORIZATION OF APPROPRIATIONS.—There is
18 authorized to be appropriated to carry out this section
19 \$5,000,000 for fiscal year 2007.

20 **SEC. 602. CENTERS OF BEST PRACTICES.**

21 (a) IN GENERAL.—The Secretary of Homeland Secu-
22 rity, in consultation with the Director of National Intel-
23 ligence, shall make grants for the establishment and oper-
24 ation of 3 centers to implement the best practices, identi-
25 fied by the study conducted under section 601, for the



1 processing, analysis, and dissemination of information
2 concerning a terrorist threat (in this section, each referred
3 to as a “Center”).

4 (b) LOCATION OF CENTERS.—In carrying out sub-
5 section (a), the Secretary, in consultation with the Direc-
6 tor, shall make grants to—

7 (1) the State of New York for the establishment
8 of a Center to be located in New York City;

9 (2) the State of Michigan for the establishment
10 of a Center to be located in Detroit; and

11 (3) the State of California for the establishment
12 of a Center to be located in Los Angeles.

13 (c) PURPOSE OF CENTERS.—Each Center shall—

14 (1) implement the best practices, identified by
15 the study conducted under section 601, for informa-
16 tion sharing concerning a terrorist threat;

17 (2) coordinate the communication of these best
18 practices with other metropolitan areas;

19 (3) coordinate with the Secretary and the Di-
20 rector to develop a training curriculum to implement
21 these best practices;

22 (4) provide funding and technical assistance to
23 other metropolitan areas to assist the metropolitan
24 areas in the implementation of the curriculum devel-
25 oped under paragraph (3); and



1 (5) coordinate with the Secretary and the Di-
2 rector to establish a method to advertise and dis-
3 seminate these best practices.

4 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
5 authorized to be appropriated for making grants under
6 this section—

7 (1) \$10,000,000 for fiscal year 2007 for the es-
8 tablishment of the Centers; and

9 (2) \$3,000,000 for each of fiscal years 2008
10 through 2012 for the operation of the Centers.

11 (e) REPORT TO CONGRESS.—Not later than March
12 31, 2010, the Secretary, in consultation with the Director,
13 shall submit to Congress a report evaluating the oper-
14 ations of the Centers and making recommendations for fu-
15 ture funding.

