

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 7439
OFFERED BY MR. MAGAZINER OF RHODE ISLAND**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Strengthening State
3 and Local Efforts to Counter Transnational Repression
4 Act”.

5 SEC. 2. COUNTERING TRANSNATIONAL REPRESSION.

6 (a) IN GENERAL.—Subtitle H of title VIII of the
7 Homeland Security Act of 2002 (6 U.S.C. 361 et seq.)
8 is amended by adding at the end the following new section:

9 **“SEC. 890E. STRENGTHENING STATE AND LOCAL LAW EN-**
10 **FORCEMENT EFFORTS TO COUNTER**
11 **TRANSNATIONAL REPRESSION AND RELATED**
12 **TERRORISM THREATS.**

13 “(a) IN GENERAL.—The Secretary, in consultation
14 with public and private sector stakeholders, shall, in a
15 manner consistent with the protection of privacy rights,
16 civil rights, and civil liberties, develop, through the Fed-
17 eral Law Enforcement Training Centers and in coordina-
18 tion with the Assistant Secretary for State and Local Law

1 Enforcement and the Under Secretary for Intelligence and
2 Analysis, a training program to enhance the capabilities
3 of State, local, tribal, campus, and territorial law enforce-
4 ment personnel, including personnel of the National Net-
5 work of Fusion Centers, to counter transnational repres-
6 sion and related terrorism threats.

7 “(b) REQUIREMENTS.—The training developed pur-
8 suant to subsection (a) shall relate to the following:

9 “(1) Identifying instances of transnational re-
10 pression and related terrorism threats.

11 “(2) Types of information that should be col-
12 lected and recorded in information technology sys-
13 tems to help identify suspected perpetrators of
14 transnational repression and related terrorism
15 threats.

16 “(3) Types of information that should be
17 shared routinely with the private sector, including
18 faith-based organizations, education campus authori-
19 ties, and communities that may be targets or are
20 victims of transnational repression and related ter-
21 rorism threats.

22 “(4) Identifying suspected targets or victims of
23 transnational repression and related terrorism
24 threats.

1 “(5) Personal safety best practices for individ-
2 uals and communities that may be targets or are vic-
3 tims of transnational repression and related ter-
4 rorism threats to prevent and mitigate transnational
5 repression and related terrorism threats and ensure
6 that such targets and victims are afforded prompt
7 information about and access to victim support re-
8 sources, including such resources offered by the Cy-
9 bersecurity and Infrastructure Security Agency, the
10 U.S. Citizenship and Immigration Services, and the
11 Office for Civil Rights and Civil Liberties, to address
12 their immediate and long-term needs.

13 “(c) PROVISION OF CERTAIN TRAININGS.—Trainings
14 developed pursuant to subsection (a) shall be provided by
15 the Federal Law Enforcement Training Center or another
16 office or component of the Department if the Director of
17 the Federal Law Enforcement Training Center determines
18 such other office or component is accredited by the Fed-
19 eral Law Enforcement Training Accreditation Model
20 Practice Clearinghouse or pursuant to some other process.

21 “(d) COMMUNITY AWARENESS BRIEFINGS.—The As-
22 sistant Secretary of Partnership and Engagement and the
23 Officer for Civil Rights and Civil Liberties, in coordination
24 with the Under Secretary for Intelligence and Analysis,
25 as appropriate, shall engage with State, local, tribal, cam-

1 pus, and territorial law enforcement personnel, including
2 personnel of the National Network of Fusion Centers, and
3 individuals and communities that may be targets or are
4 victims of transnational repression and related terrorism
5 threats, including by informing such individuals and com-
6 munities about how to identify transnational repression
7 and related terrorism threats and protect against
8 transnational repression and related terrorism threats.

9 “(e) DEFINITIONS.—In this section:

10 “(1) PERSONAL SAFETY BEST PRACTICES.—

11 The term ‘personal safety best practices’ means
12 measures for enhancing individuals’ and commu-
13 nities’ physical security, situational awareness, and
14 online security.

15 “(2) TRANSNATIONAL REPRESSION.—The term

16 ‘transnational repression’ means an action of a for-
17 eign government or an agent of a foreign govern-
18 ment that satisfies each of the following:

19 “(A) The action involves—

20 “(i) any effort intended to coerce, har-
21 ass, or digitally or physically threaten, in-
22 cluding by force or reasonable fear of
23 death or serious bodily injury or imprison-
24 ment of a person or an immediate family
25 member of a person, a person to take an

1 action in the interest of such a foreign gov-
2 ernment;

3 “(ii) any effort intended to harass or
4 coerce, including by force or reasonable
5 fear of death or serious bodily injury or
6 imprisonment, a person to forebear from
7 exercising their First Amendment rights or
8 any other right guaranteed to the person
9 by the Constitution or laws of the United
10 States, or to retaliate against a person for
11 having exercised such a right;

12 “(iii) an extrajudicial killing; or

13 “(iv) any act intended to further the
14 efforts specified in clause (i), (ii), or (iii).

15 “(B) The action is engaged in for or in the
16 interests of such a foreign government.

17 “(C) The action—

18 “(i) occurs, in whole or in part, in the
19 United States; or

20 “(ii) is committed against a United
21 States person.

22 “(3) UNITED STATES PERSON.—The term
23 ‘United States person’ has the meaning given such
24 term in section 1637(d)(10) of the Carl Levin and
25 Howard P. ‘Buck’ McKeon National Defense Au-

1 thorization Act for Fiscal year 2015 (50 U.S.C.
2 1708(d)(10)).”.

3 (b) RESEARCH AND DEVELOPMENT.—The Secretary
4 of Homeland Security shall, to the extent practicable, co-
5 ordinate with the Under Secretary for Science and Tech-
6 nology and the Assistant Secretary for State and Local
7 Law Enforcement of the Department of Homeland Secu-
8 rity to—

9 (1) carry out research and development of a
10 technology to enhance participation rates in training
11 offered to other State, local, tribal, campus, and ter-
12 ritorial law enforcement personnel, including per-
13 sonnel of the National Network of Fusion Centers,
14 for the purpose of enhancing domestic preparedness
15 for and collective response to transnational repres-
16 sion and related terrorism threats and other home-
17 land security threats; and

18 (2) share information relating to researching
19 and developing methods for identifying instances,
20 suspected targets, and victims of transnational re-
21 pression and related terrorism threats, and methods
22 for collecting and recording information to help iden-
23 tify suspected perpetrators of transnational repres-
24 sion and related terrorism threats.

1 (c) COMPROLLER GENERAL REVIEW.—Not later
2 than two years after the date of the enactment of this Act,
3 the Comptroller General of the United States shall submit
4 to Congress a report on the implementation of section
5 890E of the Homeland Security Act of 2002, as added
6 by subsection (a).

7 (d) CLERICAL AMENDMENT.—The table of contents
8 in section 1(b) of the Homeland Security Act of 2002 is
9 amended by inserting after the item relating to section
10 890D the following new item:

“Sec. 890E. Strengthening State and local law enforcement efforts to counter
transnational repression and related terrorism threats.”.

Amend the title so as to read: “A bill to amend the
Homeland Security Act of 2002 to require the Secretary
of Homeland Security to develop a training program to
enhance the capabilities of State, local, tribal, campus,
and territorial law enforcement personnel to counter
transnational repression and related terrorism threats,
and for other purposes.”.

