

# Union Calendar No. 695

118<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 9668

**[Report No. 118–850, Part I]**

To establish in the Department of Homeland Security a working group relating to countering terrorist, cybersecurity, border and port security, and transportation security threats posed to the United States by the Chinese Communist Party, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 18, 2024

Mr. STRONG (for himself and Mr. SUOZZI) introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committees on Ways and Means, Financial Services, the Judiciary, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

DECEMBER 10, 2024

Additional sponsors: Mr. HIGGINS of Louisiana, Mr. D'ESPOSITO, Mr. GREEN of Tennessee, Mr. GUEST, and Mr. BUCHANAN

DECEMBER 10, 2024

Reported from the Committee on Homeland Security

DECEMBER 10, 2024

Committees on Foreign Affairs, Financial Services, Ways and Means, and the Judiciary discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# **A BILL**

To establish in the Department of Homeland Security a working group relating to countering terrorist, cybersecurity, border and port security, and transportation security threats posed to the United States by the Chinese Communist Party, 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 “Strategic Homeland  
5 Intelligence and Enforcement Legislation to Defend  
6 against the CCP Act” or the “SHIELD Against CCP  
7 Act”.

8 **SEC. 2. WORKING GROUP TO COUNTER CERTAIN THREATS**

9 **POSED TO THE UNITED STATES BY THE CHI-**  
10 **NESE COMMUNIST PARTY.**

11 (a) ESTABLISHMENT.—

12 (1) IN GENERAL.—Not later than 180 days  
13 after the date of the enactment of this Act, the Sec-  
14 retary of Homeland Security shall establish in the  
15 Department of Homeland Security a working group  
16 (in this section referred to as the “Working  
17 Group”), which shall carry out the duties specified  
18 in subsection (b) relating to countering terrorist, cy-  
19 bersecurity, border and port security, and transpor-  
20 tation security threats posed to the United States by  
21 the Chinese Communist Party.

22 (2) DIRECTOR.—

23 (A) APPOINTMENT.—The head of the  
24 Working Group shall be a Director (in this sec-  
25 tion referred to as the “Director”), who shall be

1 appointed by the Secretary of Homeland Secu-  
2 rity.

3 (B) REPORTING.—The Director shall re-  
4 port to the Secretary of Homeland Security re-  
5 garding all administrative, operational, and se-  
6 curity matters of the Working Group.

7 (3) STAFFING.—The Secretary of Homeland  
8 Security shall ensure the Working Group is provided  
9 with the following:

10 (A) A sufficient number of employees to  
11 perform required duties.

12 (B) Not fewer than one employee dedicated  
13 to ensuring compliance with privacy laws and  
14 regulations.

15 (4) DETAILEES.—The Working Group may ac-  
16 cept and employ detailees with expertise in coun-  
17 tering terrorist, cybersecurity, border and port secu-  
18 rity, and transportation security threats posed by  
19 the Chinese Communist Party to the United States,  
20 or in related fields, from any element of the intel-  
21 ligence community or any other Federal agency the  
22 Director determines appropriate, with or without re-  
23 imbursement, consistent with applicable laws and  
24 regulations regarding such employees.

1 (b) DUTIES.—The Working Group shall carry out the  
2 following:

3 (1) Examine, assess, and report upon efforts by  
4 the Department of Homeland Security to counter  
5 terrorist, cybersecurity, border and port security,  
6 and transportation security threats posed to the  
7 United States by the Chinese Communist Party, in-  
8 cluding efforts to counter the Chinese Communist  
9 Party’s—

10 (A) nontraditional tactics and exploitation  
11 of the United States immigration system  
12 through—

13 (i) identity theft;

14 (ii) the immigrant and nonimmigrant  
15 visa processes;

16 (iii) unlawful border crossings;

17 (iv) human smuggling; and

18 (v) human trafficking;

19 (B) predatory economic and trade prac-  
20 tices, including the trafficking of counterfeit  
21 and pirated goods, the use of forced labor, labor  
22 exploitation for financial gain, customs fraud,  
23 money laundering practices, theft of intellectual  
24 property and technology, and risks to the crit-  
25 ical infrastructure supply chain;

1 (C) malign influence operations and  
2 transnational repression targeting United  
3 States persons;

4 (D) threats to critical infrastructure;

5 (E) direct or indirect support for  
6 transnational criminal organizations trafficking  
7 in fentanyl, illicit drug precursors, or other con-  
8 trolled substances through—

9 (i) the United States border;

10 (ii) international mail shipments; or

11 (iii) express consignment operations;

12 (F) the movement of cross-border funds  
13 through traditional money laundering practices,  
14 third party facilitators, or emerging money  
15 laundering techniques, including  
16 cryptocurrency; and

17 (G) exploitation of vulnerabilities in the  
18 United States export control regime, including  
19 the export in violation of law of controlled tech-  
20 nologies from the United States.

21 (2) Account for the resources of the Depart-  
22 ment that are dedicated to programs aimed at coun-  
23 tering terrorist, cybersecurity, border and port secu-  
24 rity, and transportation security threats posed to the  
25 United States by the Chinese Communist Party, and

1 any supporting information as to the efficacy of each  
2 such program.

3 (3) Build upon existing or ongoing evaluations  
4 and avoid unnecessary duplication by reviewing the  
5 findings, conclusions, and recommendations of other  
6 appropriate working groups, committees, commis-  
7 sions, or entities established by the Department re-  
8 lated to efforts to counter terrorist, cybersecurity,  
9 border and port security, and transportation security  
10 threats posed to the United States by the Chinese  
11 Communist Party.

12 (4) Identify gaps in policies, processes, and ac-  
13 tivities of the Department to respond to terrorist,  
14 cybersecurity, border and port security, and trans-  
15 portation security threats posed to the United States  
16 by the Chinese Communist Party.

17 (5) Facilitate cooperation and coordination  
18 among offices and components of the Department on  
19 a holistic response to countering terrorist, cybersecu-  
20 rity, border and port security, and transportation se-  
21 curity threats posed to the United States by the Chi-  
22 nese Communist Party.

23 (c) ADDITIONAL DUTY RELATING TO INFORMATION  
24 SHARING.—The Working Group, in accordance with appli-  
25 cable constitutional, privacy, civil rights, and civil liberties

1 protections, shall review, in coordination with the Office  
2 of Intelligence and Analysis of the Department of Home-  
3 land Security, information relating to terrorist, cybersecu-  
4 rity, border and port security, and transportation security  
5 threats posed to the United States by the Chinese Com-  
6 munist Party that is gathered by Federal, State, local,  
7 Tribal, and territorial partners, and the National Network  
8 of Fusion Centers, and incorporate such information, as  
9 appropriate, into the Working Group's own information  
10 relating to such threats. The Working Group, in coordina-  
11 tion with the Office of Intelligence and Analysis, shall also  
12 ensure the dissemination to Federal, State, local, Tribal,  
13 and territorial partners, and the National Network of Fu-  
14 sion Centers, of information related to such threats.

15 (d) ANNUAL ASSESSMENTS.—

16 (1) IN GENERAL.—Not later than 180 days  
17 after the date of the enactment of this section and  
18 annually thereafter for five years, the Secretary of  
19 Homeland Security, in coordination with the Under  
20 Secretary for Intelligence and Analysis of the De-  
21 partment of Homeland Security, the Director of the  
22 Federal Bureau of Investigation, and the Director of  
23 National Intelligence, shall submit to the Committee  
24 on Homeland Security of the House of Representa-  
25 tives and the Committee on Homeland Security and

1 Governmental Affairs of the Senate a report that as-  
2 sses terrorist, cybersecurity, border and port secu-  
3 rity, and transportation security threats posed to the  
4 United States by the Chinese Communist Party dur-  
5 ing the immediately preceding 12 months.

6 (2) CONTENTS.—Each assessment under para-  
7 graph (1) shall also include the following:

8 (A) A description of the activities and op-  
9 erations of the Working Group undertaken pur-  
10 suant to subsection (b).

11 (B) Any other matters the Secretary of  
12 Homeland Security determines relevant.

13 (3) FORM.—Each assessment under paragraph  
14 (1) shall be submitted in unclassified form, but may  
15 include a classified annex. The Secretary of Home-  
16 land Security shall post on a publicly available  
17 website of the Department of Homeland Security the  
18 unclassified portion of each assessment.

19 (4) BRIEFING.—Not later than 30 days after  
20 the submission of each assessment under paragraph  
21 (1), the Secretary of Homeland Security shall pro-  
22 vide to the Committee on Homeland Security of the  
23 House of Representatives and the Committee on  
24 Homeland Security and Governmental Affairs of the

1 Senate a briefing on such assessment and the  
2 progress and challenges of the Working Group.

3 (e) COMPTROLLER GENERAL REVIEW.—Not later  
4 than one year after the date of the enactment of this Act,  
5 the Comptroller General of the United States shall submit  
6 to the Committee on Homeland Security of the House of  
7 Representatives and the Committee on Homeland Security  
8 and Governmental Affairs of the Senate, a report on the  
9 implementation of this section.

10 (f) RESEARCH AND DEVELOPMENT.—Not later than  
11 one year after the date of the enactment of this Act, the  
12 Secretary of Homeland Security, in coordination with the  
13 Director and the Under Secretary for Science and Tech-  
14 nology of the Department of Homeland Security, shall, to  
15 the extent practicable, carry out research and develop-  
16 ment, including operational testing, of technologies and  
17 techniques for enhancing the Department’s security and  
18 situational awareness relating to countering terrorist, cy-  
19 bersecurity, border and port security, and transportation  
20 security threats posed to the United States by the Chinese  
21 Communist Party, in accordance with applicable constitu-  
22 tional, privacy, civil rights, and civil liberties protections.

23 (g) SUNSET.—The Working Group shall terminate on  
24 the date that is seven years after the establishment of the  
25 Working Group under subsection (a)(1).

1 (h) DEFINITIONS.—In this section:

2 (1) CRITICAL INFRASTRUCTURE.—The term  
3 “critical infrastructure” has the meaning given such  
4 term in section 1016(e) of Public Law 107–56 (42  
5 U.S.C. 5195c(e)).

6 (2) FUSION CENTER.—The term “fusion cen-  
7 ter” has the meaning given such term in subsection  
8 (k) of section 210A of the Homeland Security Act  
9 of 2002 (6 U.S.C. 124h).

10 (3) INTELLIGENCE COMMUNITY.—The term  
11 “intelligence community” has the meaning given  
12 such term in section 3(4) of the National Security  
13 Act of 1947 (50 U.S.C. 3003(4)).

14 (4) NATIONAL NETWORK OF FUSION CEN-  
15 TERS.—The term “National Network of Fusion Cen-  
16 ters” means a decentralized arrangement of fusion  
17 centers intended to enhance individual State and  
18 urban area fusion centers’ ability to leverage the ca-  
19 pabilities and expertise of all such fusion centers for  
20 the purpose of enhancing analysis and homeland se-  
21 curity information sharing nationally.

22 (5) UNITED STATES PERSONS.—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)).



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