



BROOKS BAWDEN LLC

Weekly Update

June 5 - 16, 2017

Content in this Weekly Update:

- Highlighted Issues 1
- This Week's Hearings/ Markups 2
- Legislation on the House & Senate Floor 4
- Previous Hearings/ Markups 4
- Previous Floor Actions 6
- Introduced Legislation 7

Links to Previous Updates:

- [FY2017 FEMA Grants](#)
- [FY 2017 Omnibus](#)
- [Trump FY18 Budget Request](#)
- [115 Congress Chairs](#)
- [Weekly 5/29/17](#)
- [Weekly 5/22/17](#)
- [Weekly 5/15/17](#)
- [Weekly 5/8/17](#)
- [Weekly 5/1/17](#)
- [Weekly 4/24/17](#)
- [Weekly 4/10/17](#)

Latest News

- **GET SMART ON BIG DATA FOR LE/INTEL:** If you are in the DC area on June 27th and interested in the operational and policy implications of big data, consider attending this event co-hosted by our client Thomson Reuters and the Atlantic Council (we will be there). <http://www.atlanticcouncil.org/events/upcoming-events/detail/big-data-a-twentyfirst-century-arms-race>. They will release a new joint paper on advantages of smart use of big data by law enforcement and intelligence professionals, and considerations for agencies and policy makers for reinforcing privacy and community trust. It's a big issue and only getting bigger, so register at the link above.
- The House and Senate are in session this week. Much of the attention will be on the public hearing by the Senate Intelligence Committee where Attorney General Jeff Sessions will testify regarding the investigation into Russian hacking and other issues. Additionally, appropriations and authorizing committees of jurisdiction will hold hearings on the FY 2018 spending requests for various federal agencies, including the Department of Justice and FBI.
- The House Homeland Security Committee plans on holding a markup on a reauthorization measure for the Department of Homeland Security. The House Homeland Security Committee has been active over the past couple of years taking a piecemeal approach to reauthorize certain parts of the department, with the hopes of an overall comprehensive reauthorization measure. The Major County Sheriffs of America sent a letter ([here](#)) in support of the legislation to the committee.
- Last week, the House and Senate Homeland Security Committees heard from DHS Secretary Kelly on the department's FY 2018 budget request, as well as priorities for a potential reauthorization of the department. Additionally, the House Judiciary Crime Subcommittee held a hearing examining the various DOJ grant programs. Much of the attention however was on the Senate Intelligence Committee hearing, where former FBI Director James Comey testified.
- **DHS Grants Allocations** - Two weeks ago, the Department of Homeland Security released the fiscal year 2017 grant allocations for the State Homeland Security Grant Program, UASI, and others. A couple items to highlight: there will be 33 high risk urban areas funded under UASI, up from 29; permissible use of Stonegarden funds will be expanded to include 287(g)-related border enforcement functions; and due to the late issuance of the allocations, there will be a shorter application submission period. You can view the summary of the allocations [here](#).
- **DEA Fentanyl Handling Guidelines** - On June 6, The Drug Enforcement Administration released an updated video and guidelines for local law enforcement and first responders on the dangers of fentanyl exposure. Sheriff Mike Chapman of Loudoun County, VA was in attendance of the announcement on behalf of the Major County Sheriffs of America. You can view the updated briefing guide on fentanyl [here](#). You can download the video [here](#).

- **ARTICLES OF INTEREST:**

Supreme Court to rule on cellphone location privacy**Politico | Josh Gerstein**

The Supreme Court has agreed to decide how much privacy Americans are entitled to in cellphone tracking data that can reflect their location and movement. The justices announced Monday that they will rule on whether a search warrant should be required before authorities obtain information from mobile-phone companies that can reflect a user's approximate movements in the past. The method traces which phone tower a device was connected to and which set of antennas on the tower were used. The case was brought by a man convicted in a string of armed robberies in Michigan based on "cell site location information" the FBI obtained with a court order, but without a warrant requiring probable cause. **Continue reading [here](#).**

Veterans Affairs Chief Says Medical Marijuana Drawing Interest as Potential Treatment**The Wall Street Journal | Michael Bender**

Dr. David Shulkin, the secretary of the U.S. Department of Veterans Affairs, said Wednesday that medical marijuana may benefit veterans dealing with post-traumatic stress disorder, and encouraged lawmakers to debate the issue. "There may be some evidence that this is beginning to be helpful, and we're interested in looking at that," Dr. Shulkin told reporters at the White House when asked about medical marijuana. Federal law prohibits the agency's doctors from prescribing medical marijuana, he said. Top officials from the American Legion, an advocacy group for veterans, urged the Trump administration last week to reclassify marijuana and allow research into whether cannabis could reduce suicides among troops and help veterans dealing with PTSD. **Continue reading [here](#).**

California could become a sanctuary state for marijuana**Fox 5 San Diego | CNN Wire**

California lawmakers are trying to protect the marijuana industry by establishing California as a sanctuary state for pot. A bill moving through the state legislature would prohibit state and local police from assisting federal agents who target marijuana businesses that are legal according to state law, unless those agents have a court order. "The reason for this is because the present administration in Washington is very unpredictable," Assemblyman Reggie Jones-Sawyer, a Democrat from Los Angeles and the author of the bill, told CNNMoney. "This is protecting the rights of Californians." The bill passed the state Assembly 41-33 last week. Most Democrats supported the bill, and most Republicans opposed it. **Continue reading [here](#).**

WH: Trump to Nominate Nathan Sales as Counterterrorism Coordinator**Newsmax | AP**

U.S. President Donald Trump intends to nominate Nathan Sales, a former Homeland Security official, as State Department's coordinator for counterterrorism, the White House said on Friday. Sales is a professor at Syracuse University College of Law, and previously served as deputy assistant secretary for policy at the Department of Homeland Security and as senior counsel in the Office of Legal Policy at the Department of Justice, the White House said in a statement. You can view the article [here](#).

Hearings & Markups Happening This Week

Senate Homeland Security Committee - [Full Committee Markup](#) - June 12 @ 5:30 pm - 216 Capitol

[Brock Long](#), to be Administrator of the Federal Emergency Management Agency, Department of Homeland Security

Status: Ordered to be reported favorably by the Senate Homeland Security Committee on 6/12; Hearing held on 6/7

Senate Appropriations Committee - CJS Subcommittee Hearing

[Review of the FY2018 Budget Request for the U.S. Department of Justice](#)

June 13 @ 10:00 am - 192 Dirksen

House E&C Committee - Communications Subcommittee Hearing

[Promoting Security in Wireless Technology](#)

June 13 @ 10:00 am - 2322 Rayburn

House Judiciary Committee - Courts Subcommittee Hearing

[Examining the Supreme Court's TC Heartland Decision](#)

June 13 @ 10:00 am - 2141 Rayburn

House Appropriations Committee - CJS Subcommittee Hearing

[Department of Justice Budget Hearing](#)

June 13 @ 2:00 pm - 2359 Rayburn

Senate Intelligence Hearing - Full Committee Hearing

[Attorney General Jeff Sessions](#)

June 13 @ 2:30 pm - 216 Hart

Senate Indian Affairs Committee - [Full Committee Markup](#) - June 13 @ 2:30 pm - 628 Dirksen

[S. 772 - AMBER Alert in Indian Country Act of 2017](#)

Status: To be marked-up by the Indian Affairs Committee on 6/13

Summary: To amend the PROTECT Act to make Indian tribes eligible for AMBER Alert grants.

Senate Homeland Security Committee - Full Committee Hearing

[Ideology and Terror: Understanding the Tools, Tactics, and Techniques of Violent Extremism](#)

June 14 @ 10:00 am - 342 Dirksen

House Judiciary Committee - [Full Committee Markup](#) - June 14 @ 10:00 am - 2141 Rayburn

[H.R. 495 - Protection of Children Act](#)

Status: To be considered by the House Judiciary Committee on 6/14

Summary: This bill amends the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 to eliminate the special repatriation requirements for unaccompanied alien children (UAC) who are nationals or residents of a country contiguous to the United States. (The same removal requirements are applied to all UACs who are not victims of a severe form of trafficking in persons and who do not have a fear of returning to their country of nationality or last habitual residence.) An immigration officer who finds an inadmissible UAC at a land border or port of entry shall return the child to his or her country of nationality or of last habitual residence. (Currently such authority is discretionary.) The Department of State is authorized to negotiate agreements between the United States and other countries for the repatriation of children. (Under current law, State is required to negotiate agreements between the United States and countries contiguous to the United States for the repatriation of children.)

[H.R. 2826 - Refugee Program Integrity Restoration Act](#)

Status: To be considered by the House Judiciary Committee on 6/14

Summary: To provide for an annual adjustment of the number of admissible refugees, and for other purposes.

House Homeland Security Committee - [Full Committee Markup](#) - June 14 @ 11:00 am - HVC 210

[H.R. 2825 - Department of Homeland Security Authorization Act of 2017](#)

Status: To be marked up by the House Homeland Security Committee on 6/14

Summary: To amend the Homeland Security Act of 2002 to make certain improvements in the laws administered by the Secretary of Homeland Security, and for other purposes.

Senate Homeland Security Committee - Regulatory Affairs Subcommittee Hearing

[Agency Approaches to Reorganization: Examining OMB's Memorandum on the Federal Workforce](#)

June 15 @ 9:30 am - 342 Dirksen

House Judiciary Committee - Full Committee Hearing

[Data Stored Abroad: Ensuring Lawful Access and Privacy Protection in the Digital Era](#)

June 15 @ 10:00 am - 2141 Rayburn

Senate Judiciary Committee - [Full Committee Markup](#) - June 15 @ 10:00 am - 226 Dirksen
[Stephen Elliott Boyd](#), to be an Assistant Attorney General for Legislative Affairs

Status: To be considered by the Senate Judiciary Committee on 6/15; Hearing held 5/24

[Lee Francis Cissna](#), to be Director of United States Citizenship and Immigration Services, Department of Homeland Security

Status: To be considered by the Senate Judiciary Committee on 6/15; Hearing held 5/24

House Appropriations Committee - CJS Subcommittee Hearing

[Federal Bureau of Investigation - Budget Hearing](#)

June 16 @ 10:30 am - 2359 Rayburn

Legislation on the Floor This Week

House:

Nothing affecting the law enforcement or homeland security community.

Senate:

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

Nothing affecting the law enforcement or homeland security community.

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.

Senate Homeland Security Committee - Full Committee Hearing - June 6

[The Department of Homeland Security Fiscal Year 2018 Budget Request](#)

Summary: This hearing heard from DHS Secretary Kelly on the FY 2018 budget request. Questions revolved around cuts to the grant programs, immigration enforcement, cyber security, and other issues. Regarding the grant programs, Senators expressed concerns with the Administration's desire to cut the various homeland security grant programs. Secretary Kelly stated that since 9/11, where these programs were crucial to allow state and local jurisdictions to ramp up purchasing of equipment and capabilities to prevent future attacks, however, since then we have matured in our capabilities, and with budget constraints, state and local jurisdictions need to take on a greater share of the financial burden to fund their anti-terrorism capabilities.

House Oversight Committee - Full Committee Hearing - June 7

[Fast and Furious, Six Years Later](#)

Summary: This hearing examined any new information or evidence that may exist with regards to the Fast and Furious investigation. Members of the committee expressed continued concerns that information regarding the investigation continues to be withheld from the committee. The Department of Justice declined to appear before the committee on this matter citing ongoing litigation.

Senate Homeland Security Committee - Full Committee [Nomination Hearing](#) - June 7

[Brock Long](#), to be Administrator, Federal Emergency Management Agency, U.S. Department of Homeland

Security;

[Russell Vought](#), to be Deputy Director, Office of Management and Budget; and
[Neomi Rao](#), to be Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget

House Homeland Security Committee - Full Committee Hearing - June 7

[Department of Homeland Security Reauthorization and the President's FY 2018 Budget Request](#)

Summary: This hearing heard from DHS Secretary Kelly on the FY 2018 budget request with many of the same questions as the Senate hearing the previous day. Questions revolved around cuts to the grant programs, immigration enforcement, cyber security, and other issues. Regarding the grant programs, Members expressed concerns with the Administration's desire to cut the various homeland security grant programs. Secretary Kelly stated that since 9/11, where these programs were crucial to allow state and local jurisdictions to ramp up purchasing of equipment and capabilities to prevent future attacks, however, since then we have matured in our capabilities, and with budget constraints, state and local jurisdictions need to take on a greater share of the financial burden to fund their anti-terrorism capabilities.

House Judiciary Committee - Crime Subcommittee Hearing - June 8

[Oversight of Department of Justice Grant Programs](#)

Summary: This hearing examined the various justice grant programs, including those administered by OJP, OVW, and the COPS office. Members of the committee discussed how the grants have worked, and what could be improved. Some members also discussed ways that some of the programs could be streamlined, and address concerns of potential overlap. Additionally, oversight of the grants was discussed to ensure money is not wasted, and that all requirements of the grant is being met. Mr. Hanson was asked about the equipment working group, and he stated that the working group has been reassembled and they are looking at the previous administrations policy regarding so-called "military" equipment.

Senate Intelligence Committee - Full Committee Hearing - June 8

[Former Director James Comey, FBI](#)

Summary: This hearing heard from former FBI Director James Comey regarding the agency's investigations into the Clinton email investigation, the investigation into Russian collusion and interference into the 2016 election, and his ultimate termination as Director. Director Comey admitting to leaking of his own memos detailing his conversations with President Trump, admitted that while there was not a direct request to drop the investigation into Michael Flynn, that the conversations were inappropriate, and also an inappropriate request by former AG Lynch to not label the investigation into former Secretary Clinton an investigation.

Joint Economic Committee - Full Committee Hearing - June 8

[Economic Aspects of the Opioid Crisis](#)

Summary: This hearing examined the economic affects of the current heroin and opioid crisis. Witnesses testified to the devastating effects that this crisis has had on families, communities and local economies. Ohio Attorney General Mike DeWine stated that his state is facing the worst public health crisis in our lifetime. Congressman Tiberi stated that developments in the sourcing, cost of production, potency, and retail delivery have spread the supply of both legal and illegal addictive drugs across the country. Additionally, the addition of fentanyl have made deaths and overdoses ever more prevalent.

House Homeland Security Committee - Transportation Subcommittee Hearing - June 8

[How Can the United States Secret Service Evolve to Meet the Challenges Ahead](#)

Summary: This hearing examined the U.S. Secret Service, and how the new director plans to address past concerns and reform the agency. The hearing focused heavily on how the agency plans to address moral issues, misconduct, recruitment, and overall staffing. Additionally concerns surrounding overtime for the department was a top concern among members of the committee. Director Alles stated much of the problems that the agency has faced stemmed from a leadership failure that manifested into other problems and misconduct. IG Roth also addressed inefficiencies within the Secret Service, and the need to update systems and ensure that the different databases they have are capable of communicating with each other.

Legislation Considered Last Week

House:

[H.R. 2213](#) - **Anti-Border Corruption Reauthorization Act of 2017**

Status: Approved by the House on 6/7; Reported as amended by the House Homeland Security Committee on 5/16

Summary: Customs and Border Protection could waive its polygraph requirement when recruiting certain military and law enforcement officials to work as Border Patrol agents under this legislation. The bill is intended to help the agency comply with President Trump's executive order directing CBP to hire 5,000 more Border Patrol officers.

Senate:

Nothing affecting the law enforcement or homeland security community.

Legislation Introduced Last Week

Date Introduced	Bill Number	Sponsor	Description
6/8/2017	HR 2857	Kristi Noem (R-SD-AL)	Supporting Families in Substance Abuse Treatment Act - To support foster care maintenance payments for children with parents in a licensed residential family-based treatment facility for substance abuse.
6/8/2017	HR 2851	John Katko (R-NY-24)	To amend the Controlled Substances Act to clarify how controlled substance analogues are to be regulated, and for other purposes.
6/8/2017	HR 2841	David Cicilline (D-RI-1)	To prevent a person who has been convicted of a misdemeanor hate crime, or received an enhanced sentence for a misdemeanor because of hate or bias in its commission, from obtaining a firearm.
6/8/2017	HR 2834	Danny Davis (D-IL-7)	Partnership Grants to Strengthen Families Affected by Parental Substance Abuse Act - To improve the well-being of, and improve permanency outcomes for, children and families affected by heroin, opioids, and other substance abuse.
6/8/2017	HR 2831	John Rutherford (R-FL-4)	To improve the port and maritime security functions of the Department of Homeland Security, and for other purposes.
6/8/2017	HR 2829	Ted Poe (R-TX-2)	To amend title 18, United States Code, to strengthen enforcement of spousal court-ordered property distributions, and for other purposes.
6/8/2017	HR 2825	Mike McCaul (R-TX-10)	DHS Authorization Act of 2017 - To amend the Homeland Security Act of 2002 to make certain improvements in the laws administered by the Secretary of Homeland Security, and for other purposes.
6/8/2017	S 1327	Chuck Grassley (R-IA)	A bill to amend the Controlled Substances Act to clarify how controlled substance analogues are to be regulated, and for other purposes.
6/8/2017	S 1324	Bob Casey (D-PA)	A bill to prevent a person who has been convicted of a misdemeanor hate crime, or received an enhanced sentence for a misdemeanor because of hate or bias in its commission, from obtaining a firearm.
6/7/2017	HR 2811	David Cicilline (D-RI-1)	To preserve the integrity of American elections by providing the Attorney General with the investigative tools to identify and prosecute foreign agents who seek to circumvent Federal registration requirements and unlawfully influence the political process.
6/7/2017	HR 2803	Ted Poe (R-TX-2)	To provide assistance in abolishing human trafficking in the United States.
6/7/2017	S 1312	Chuck Grassley (R-IA)	A bill to prioritize the fight against human trafficking in the United States.
6/7/2017	S 1311	John Cornyn (R-TX)	Abolish Human Trafficking Act of 2017
6/7/2017	S 1305	Jeff Flake (R-AZ)	A bill to provide U.S. Customs and Border Protection with adequate flexibility in its employment authorities.
6/7/2017	S 1300	Rand Paul (R-KY)	A bill to prohibit the indefinite detention of persons by the United States, and for other purposes.
6/6/2017	HR 2784	Ruben Gallego (D-AZ-7)	To require the Attorney General to establish a "Good Neighbor" code of conduct for federally licensed firearms dealers, and for other purposes.

6/6/20017	HR 2774	Ted Lieu (D-CA-33)	Hack DHS Act - To establish a bug bounty pilot program within the Department of Homeland Security, and for other purposes.
6/6/2017	S 1297	Tom Cotton (R-AR)	A bill to make title VII of the Foreign Intelligence Surveillance Act of 1978 permanent, and for other purposes.
6/2/2017	HRes 373	Eleanor Holmes Norton (D-DC-AL)	Expressing support for the designation of June 2017 as "National Gun Violence Awareness Month" and calling on Congress to address gun violence.



BROOKS BAWDEN, LLC

Office Address:

300 M Street, SE
Suite 402
Washington, DC 20003

Mailing Address:

401 Massachusetts Ave, NW
Suite 509
Washington, DC 20001

Phone: (202) 350-0103
Fax: (202) 629-4528

Email:

rbrooks@brooksawden.com
bbawden@brooksawden.com
jledden@brooksawden.com
lcooper@brooksawden.com
fscalera@brooksawden.com



Visit us at:

www.brooksawden.com

TRUSTED ADVISORS FOR BUSINESS STRATEGY AND POLICY ADVOCACY

Brooks Bawden, LLC is a team of experienced professionals who serve as trusted advisors to law enforcement, homeland security, and intelligence practitioners and solution providers.

Our government relations practice helps clients advance critical policy priorities with Congress, federal agencies, and state legislatures. Our Capitol Hill experience and track record of successful advocacy for public safety causes is unmatched. Our business strategy consulting practice enables companies to connect innovative products and services with market needs. Through decades of service we have built a deep network of relationships at the local, state, and federal levels.



**Subscribe to the Brooks Bawden
Weekly Update [here](#), or by emailing Josh at
jledden@brooksawden.com**