

Union Calendar No. 599

115TH CONGRESS
2^D SESSION

H. R. 5206

[Report No. 115-773]

To amend the Homeland Security Act of 2002 to establish the Office of Biometric Identity Management, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2018

Ms. MCSALLY (for herself, Mr. BACON, Mr. GALLAGHER, Mr. HIGGINS of Louisiana, and Mr. MCCAUL) introduced the following bill; which was referred to the Committee on Homeland Security

JUNE 21, 2018

Additional sponsor: Mr. KATKO

JUNE 21, 2018

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on March 7, 2018]

A BILL

To amend the Homeland Security Act of 2002 to establish the Office of Biometric Identity Management, 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 “Office of Biometric Iden-*
5 *tity Management Authorization Act of 2018” or the “OBIM*
6 *Authorization Act of 2018”.*

7 **SEC. 2. ESTABLISHMENT OF THE OFFICE OF BIOMETRIC**
8 **IDENTITY MANAGEMENT.**

9 *(a) IN GENERAL.—Title VII of the Homeland Security*
10 *Act of 2002 (6 U.S.C. 341 et. seq.) is amended by adding*
11 *at the end the following new section:*

12 **“SEC. 710. OFFICE OF BIOMETRIC IDENTITY MANAGEMENT.**

13 *“(a) ESTABLISHMENT.—The Office of Biometric Iden-*
14 *tity Management is established within the Management Di-*
15 *rectorate of the Department.*

16 *“(b) DIRECTOR.—*

17 *“(1) IN GENERAL.—The Office of Biometric*
18 *Identity Management shall be administered by the*
19 *Director of the Office of Biometric Identity Manage-*
20 *ment (in this section referred to as the ‘Director’) who*
21 *shall report to the Secretary, or to another official of*
22 *the Department, as the Secretary may direct.*

23 *“(2) QUALIFICATIONS AND DUTIES.—The Direc-*
24 *tor shall—*

1 “(A) have significant professional manage-
2 ment experience, as well as experience in the
3 field of biometrics and identity management;

4 “(B) lead the Department’s biometric iden-
5 tity services to support anti-terrorism, counter-
6 terrorism, border security, credentialing, na-
7 tional security, and public safety;

8 “(C) enable operational missions across the
9 Department by receiving, matching, storing,
10 sharing, and analyzing biometric and associated
11 biographic and encounter data;

12 “(D) deliver biometric identity information
13 and analysis capabilities to—

14 “(i) the Department and its compo-
15 nents;

16 “(ii) appropriate Federal, State, local,
17 and tribal agencies;

18 “(iii) appropriate foreign governments;

19 and

20 “(iv) appropriate private sector enti-
21 ties;

22 “(E) support the law enforcement, public
23 safety, national security, and homeland security
24 missions of other Federal, State, local, and tribal
25 agencies, as appropriate;

1 “(F) manage the operation of the Depart-
2 ment’s primary biometric repository and identi-
3 fication system;

4 “(G) manage Biometric Support Centers to
5 provide biometric identification and verification
6 analysis and services to the Department, appro-
7 priate Federal, State, local, and tribal agencies,
8 appropriate foreign governments, and appro-
9 priate private sector entities;

10 “(H) oversee the implementation of Depart-
11 ment-wide standards for biometric conformity,
12 and work to make such standards Government-
13 wide;

14 “(I) in coordination with the Department’s
15 Office of Policy, and in consultation with rel-
16 evant component offices and headquarters offices,
17 enter into data sharing agreements with appro-
18 priate Federal, State, local, and foreign agencies
19 to support immigration, law enforcement, na-
20 tional security, and public safety missions;

21 “(J) maximize interoperability with other
22 Federal, State, local, and foreign biometric sys-
23 tems, as appropriate;

24 “(K) ensure the activities of the Office of
25 Biometric Identity Management are carried out

1 *in compliance with the policies and procedures*
2 *established by the Privacy Officer appointed*
3 *under section 222; and*

4 “(L) *carry out other duties and powers pre-*
5 *scribed by law or delegated by the Secretary.*”

6 “(c) *DEPUTY DIRECTOR.—There shall be in the Office*
7 *of Biometric Identity Management a Deputy Director, who*
8 *shall assist the Director in the management of the Office.*”

9 “(d) *OTHER AUTHORITIES.—*

10 “(1) *IN GENERAL.—The Director may establish*
11 *such other offices within the Office of Biometric Iden-*
12 *tity Management as the Director determines necessary*
13 *to carry out the missions, duties, functions, and au-*
14 *thorities of the Office.*”

15 “(2) *NOTIFICATION.—If the Director exercises the*
16 *authority provided by paragraph (1), the Director*
17 *shall notify the Committee on Homeland Security of*
18 *the House of Representatives and the Committee on*
19 *Homeland Security and Governmental Affairs of the*
20 *Senate not later than 30 days before exercising such*
21 *authority.”.*”

22 “(b) *CLERICAL AMENDMENT.—The table of contents in*
23 *section 1(b) of the Homeland Security Act of 2002 is*
24 *amended by adding after the item relating to section 709*
25 *the following new item:*

 “*Sec. 710. Office of Biometric Identity Management.*”

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