

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

# H. R. 350

---

## AN ACT

To authorize dedicated domestic terrorism offices within the Department of Homeland Security, the Department of Justice, and the Federal Bureau of Investigation to analyze and monitor domestic terrorist activity and require the Federal Government to take steps to prevent domestic terrorism.

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 “Domestic Terrorism  
5 Prevention Act of 2022”.

6 **SEC. 2. DEFINITIONS.**

7        In this Act—

8            (1) the term “Director” means the Director of  
9 the Federal Bureau of Investigation;

10           (2) the term “domestic terrorism” has the  
11 meaning given the term in section 2331 of title 18,  
12 United States Code;

13           (3) the term “Domestic Terrorism Executive  
14 Committee” means the committee within the De-  
15 partment of Justice tasked with assessing and shar-  
16 ing information about ongoing domestic terrorism  
17 threats;

18           (4) the term “hate crime incident” means an  
19 act described in section 241, 245, 247, or 249 of  
20 title 18, United States Code, or in section 901 of the  
21 Civil Rights Act of 1968 (42 U.S.C. 3631);

22           (5) the term “Secretary” means the Secretary  
23 of Homeland Security; and

1           (6) the term “uniformed services” has the  
2           meaning given the term in section 101(a) of title 10,  
3           United States Code.

4 **SEC. 3. OFFICES TO COMBAT DOMESTIC TERRORISM.**

5           (a) AUTHORIZATION OF OFFICES TO MONITOR, ANA-  
6           LYZE, INVESTIGATE, AND PROSECUTE DOMESTIC TER-  
7           RORISM.—

8           (1) DOMESTIC TERRORISM UNIT.—There is au-  
9           thorized a Domestic Terrorism Unit in the Office of  
10          Intelligence and Analysis of the Department of  
11          Homeland Security, which shall be responsible for  
12          monitoring and analyzing domestic terrorism activ-  
13          ity.

14          (2) DOMESTIC TERRORISM OFFICE.—There is  
15          authorized a Domestic Terrorism Office in the  
16          Counterterrorism Section of the National Security  
17          Division of the Department of Justice—

18                 (A) which shall be responsible for inves-  
19                 tigating and prosecuting incidents of domestic  
20                 terrorism;

21                 (B) which shall be headed by the Domestic  
22                 Terrorism Counsel; and

23                 (C) which shall coordinate with the Civil  
24                 Rights Division on domestic terrorism matters  
25                 that may also be hate crime incidents.

1           (3) DOMESTIC TERRORISM SECTION OF THE  
2 FBI.—There is authorized a Domestic Terrorism  
3 Section within the Counterterrorism Division of the  
4 Federal Bureau of Investigation, which shall be re-  
5 sponsible for investigating domestic terrorism activ-  
6 ity.

7           (4) STAFFING.—The Secretary, the Attorney  
8 General, and the Director shall each ensure that  
9 each office authorized under this section in their re-  
10 spective agencies shall—

11                   (A) have an adequate number of employees  
12 to perform the required duties;

13                   (B) have not less than one employee dedi-  
14 cated to ensuring compliance with civil rights  
15 and civil liberties laws and regulations; and

16                   (C) require that all employees undergo an-  
17 nual anti-bias training.

18           (5) SUNSET.—The offices authorized under this  
19 subsection shall terminate on the date that is 10  
20 years after the date of enactment of this Act.

21 (b) JOINT REPORT ON DOMESTIC TERRORISM.—

22           (1) BIENNIAL REPORT REQUIRED.—Not later  
23 than 180 days after the date of enactment of this  
24 Act, and each 6 months thereafter for the 10-year  
25 period beginning on the date of enactment of this

1 Act, the Secretary of Homeland Security, the Attor-  
2 ney General, and the Director of the Federal Bureau  
3 of Investigation shall submit a joint report authored  
4 by the domestic terrorism offices authorized under  
5 paragraphs (1), (2), and (3) of subsection (a) to—

6 (A) the Committee on the Judiciary, the  
7 Committee on Homeland Security and Govern-  
8 mental Affairs, and the Select Committee on  
9 Intelligence of the Senate; and

10 (B) the Committee on the Judiciary, the  
11 Committee on Homeland Security, and the Per-  
12 manent Select Committee on Intelligence of the  
13 House of Representatives.

14 (2) CONTENTS.—Each report submitted under  
15 paragraph (1) shall include—

16 (A) an assessment of the domestic ter-  
17 rorism threat posed by White supremacists and  
18 neo-Nazis, including White supremacist and  
19 neo-Nazi infiltration of Federal, State, and  
20 local law enforcement agencies and the uni-  
21 formed services; and

22 (B)(i) in the first report, an analysis of in-  
23 cidents or attempted incidents of domestic ter-  
24 rorism that have occurred in the United States  
25 since April 19, 1995, including any White-su-

1           premacist-related incidents or attempted inci-  
2           dents; and

3                   (ii) in each subsequent report, an analysis  
4           of incidents or attempted incidents of domestic  
5           terrorism that occurred in the United States  
6           during the preceding 6 months, including any  
7           White-supremacist-related incidents or at-  
8           tempted incidents;

9                   (C) a quantitative analysis of domestic ter-  
10          rorism for the preceding 6 months, including—

11                           (i) the number of—

12                                   (I) domestic terrorism related as-  
13                                   sessments initiated by the Federal  
14                                   Bureau of Investigation, including the  
15                                   number of assessments from each  
16                                   classification and subcategory, with a  
17                                   specific classification or subcategory  
18                                   for those related to White  
19                                   supremacism;

20                                   (II) domestic terrorism-related  
21                                   preliminary investigations initiated by  
22                                   the Federal Bureau of Investigation,  
23                                   including the number of preliminary  
24                                   investigations from each classification  
25                                   and subcategory, with a specific clas-

1                   sification or subcategory for those re-  
2                   lated to White supremacy, and how  
3                   many preliminary investigations re-  
4                   sulted from assessments;

5                   (III) domestic terrorism-related  
6                   full investigations initiated by the  
7                   Federal Bureau of Investigation, in-  
8                   cluding the number of full investiga-  
9                   tions from each classification and sub-  
10                  category, with a specific classification  
11                  or subcategory for those related to  
12                  White supremacy, and how many  
13                  full investigations resulted from pre-  
14                  liminary investigations and assess-  
15                  ments;

16                  (IV) domestic terrorism-related  
17                  incidents, including the number of in-  
18                  cidents from each classification and  
19                  subcategory, with a specific classifica-  
20                  tion or subcategory for those related  
21                  to White supremacy, the number of  
22                  deaths and injuries resulting from  
23                  each incident, and a detailed expla-  
24                  nation of each incident;

1 (V) Federal domestic terrorism-  
2 related arrests, including the number  
3 of arrests from each classification and  
4 subcategory, with a specific classifica-  
5 tion or subcategory for those related  
6 to White supremacy, and a detailed  
7 explanation of each arrest;

8 (VI) Federal domestic terrorism-  
9 related indictments, including the  
10 number of indictments from each clas-  
11 sification and subcategory, with a spe-  
12 cific classification or subcategory for  
13 those related to White supremacy,  
14 and a detailed explanation of each in-  
15 dictment;

16 (VII) Federal domestic terrorism-  
17 related prosecutions, including the  
18 number of incidents from each classi-  
19 fication and subcategory, with a spe-  
20 cific classification or subcategory for  
21 those related to White supremacy,  
22 and a detailed explanation of each  
23 prosecution;

24 (VIII) Federal domestic ter-  
25 rorism-related convictions, including



1 the number of convictions from each  
2 classification and subcategory, with a  
3 specific classification or subcategory  
4 for those related to White  
5 supremacism, and a detailed expla-  
6 nation of each conviction; and

7 (IX) Federal domestic terrorism-  
8 related weapons recoveries, including  
9 the number of each type of weapon  
10 and the number of weapons from each  
11 classification and subcategory, with a  
12 specific classification or subcategory  
13 for those related to White  
14 supremacism; and

15 (ii) an explanation of each individual  
16 case that progressed through more than 1  
17 of the stages described under clause (i)—

18 (I) including the specific classi-  
19 fication or subcategory for each case;  
20 and

21 (II) not including personally  
22 identifiable information not otherwise  
23 releasable to the public; and

24 (D) certification that each of the assess-  
25 ments and investigations described under sub-

1 paragraph (C) are in compliance with all appli-  
2 cable civil rights and civil liberties laws and reg-  
3 ulations.

4 (3) HATE CRIMES.—In compiling a joint report  
5 under this subsection, the domestic terrorism offices  
6 authorized under paragraphs (1), (2), and (3) of  
7 subsection (a) shall, in consultation with the Civil  
8 Rights Division of the Department of Justice and  
9 the Civil Rights Unit of the Federal Bureau of In-  
10 vestigation, review each Federal hate crime charge  
11 and conviction during the preceding 6 months to de-  
12 termine whether the incident also constitutes a do-  
13 mestic terrorism-related incident.

14 (4) CLASSIFICATION AND PUBLIC RELEASE.—  
15 Each report submitted under paragraph (1) shall  
16 be—

17 (A) unclassified, to the greatest extent pos-  
18 sible, with a classified annex only if necessary;  
19 and

20 (B) in the case of the unclassified portion  
21 of the report, posted on the public websites of  
22 the Department of Homeland Security, the De-  
23 partment of Justice, and the Federal Bureau of  
24 Investigation.

1           (5) NONDUPLICATION.—If two or more provi-  
2           sions of this subsection or any other law impose re-  
3           quirements on an agency to report or analyze infor-  
4           mation on domestic terrorism that are substantially  
5           similar, the agency may produce one report that  
6           complies with each such requirement as fully as pos-  
7           sible.

8           (c) DOMESTIC TERRORISM EXECUTIVE COM-  
9           MITTEE.—There is authorized a Domestic Terrorism Ex-  
10          ecutive Committee, which shall meet on a regular basis,  
11          and not less regularly than 4 times each year, to coordi-  
12          nate with United States Attorneys and other key public  
13          safety officials across the country to promote information  
14          sharing and ensure an effective, responsive, and organized  
15          joint effort to combat domestic terrorism.

16          (d) FOCUS ON GREATEST THREATS.—The domestic  
17          terrorism offices authorized under paragraphs (1), (2),  
18          and (3) of subsection (a) shall focus their limited resources  
19          on the most significant domestic terrorism threats, as de-  
20          termined by the number of domestic terrorism-related inci-  
21          dents from each category and subclassification in the joint  
22          report for the preceding 6 months required under sub-  
23          section (b).

1 **SEC. 4. TRAINING TO COMBAT DOMESTIC TERRORISM.**

2 (a) **REQUIRED TRAINING AND RESOURCES.**—The  
3 Secretary, the Attorney General, and the Director shall  
4 review the anti-terrorism training and resource programs  
5 of their respective agencies that are provided to Federal,  
6 State, local, and Tribal law enforcement agencies, includ-  
7 ing the State and Local Anti-Terrorism Program that is  
8 funded by the Bureau of Justice Assistance of the Depart-  
9 ment of Justice, and ensure that such programs include  
10 training and resources to assist State, local, and Tribal  
11 law enforcement agencies in understanding, detecting, de-  
12 terring, and investigating acts of domestic terrorism and  
13 White supremacist and neo-Nazi infiltration of law en-  
14 forcement and corrections agencies. The Attorney General  
15 shall make training available to Department prosecutors  
16 and to Assistant United States Attorneys on countering  
17 and prosecuting domestic terrorism. The domestic-ter-  
18 rorism training shall focus on the most significant domes-  
19 tic terrorism threats, as determined by the quantitative  
20 analysis in the joint report required under section 3(b).

21 (b) **REQUIREMENT.**—Any individual who provides do-  
22 mestic terrorism training required under this section shall  
23 have—

24 (1) expertise in domestic terrorism; and

1           (2) relevant academic, law enforcement, or  
2 other community-based experience in matters related  
3 to domestic terrorism.

4           (c) REPORT.—

5           (1) IN GENERAL.—Not later than 6 months  
6 after the date of enactment of this Act and twice  
7 each year thereafter, the Secretary, the Attorney  
8 General, and the Director shall each submit a bian-  
9 nual report to the committees of Congress described  
10 in section 3(b)(1) on the domestic terrorism training  
11 implemented by their respective agencies under this  
12 section, which shall include copies of all training ma-  
13 terials used and the names and qualifications of the  
14 individuals who provide the training.

15           (2) CLASSIFICATION AND PUBLIC RELEASE.—

16 Each report submitted under paragraph (1) shall—

17           (A) be unclassified, to the greatest extent  
18 possible, with a classified annex only if nec-  
19 essary;

20           (B) in the case of the unclassified portion  
21 of each report, be posted on the public website  
22 of the Department of Homeland Security, the  
23 Department of Justice, and the Federal Bureau  
24 of Investigation; and

1           (C) include the number of Federal inci-  
2 dents, investigations, arrests, indictments, pros-  
3 ecutions, and convictions with respect to a false  
4 report of domestic terrorism or hate crime inci-  
5 dent.

6 **SEC. 5. INTERAGENCY TASK FORCE.**

7           (a) IN GENERAL.—Not later than 180 days after the  
8 date of enactment of this Act, the Attorney General, the  
9 Director, the Secretary, and the Secretary of Defense shall  
10 establish an interagency task force to analyze and combat  
11 White supremacist and neo-Nazi infiltration of the uni-  
12 formed services and Federal law enforcement agencies.

13           (b) REPORT.—

14           (1) IN GENERAL.—Not later than 1 year after  
15 the interagency task force is established under sub-  
16 section (a), the Attorney General, the Secretary, and  
17 the Secretary of Defense shall submit a joint report  
18 on the findings of the task force and the response  
19 of the Attorney General, the Secretary, and the Sec-  
20 retary of Defense to such findings, to—

21                   (A) the Committee on the Judiciary of the  
22 Senate;

23                   (B) the Committee on Homeland Security  
24 and Governmental Affairs of the Senate;

1 (C) the Select Committee on Intelligence of  
2 the Senate;

3 (D) the Committee on Armed Services of  
4 the Senate;

5 (E) the Committee on the Judiciary of the  
6 House of Representatives;

7 (F) the Committee on Homeland Security  
8 of the House of Representatives;

9 (G) the Permanent Select Committee on  
10 Intelligence of the House of Representatives;  
11 and

12 (H) the Committee on Armed Services of  
13 the House of Representatives.

14 (2) CLASSIFICATION AND PUBLIC RELEASE.—  
15 The report submitted under paragraph (1) shall  
16 be—

17 (A) submitted in unclassified form, to the  
18 greatest extent possible, with a classified annex  
19 only if necessary; and

20 (B) in the case of the unclassified portion  
21 of the report, posted on the public website of  
22 the Department of Defense, the Department of  
23 Homeland Security, the Department of Justice,  
24 and the Federal Bureau of Investigation.

1 **SEC. 6. FEDERAL SUPPORT FOR ADDRESSING HATE CRIME**  
2 **INCIDENTS WITH A NEXUS TO DOMESTIC**  
3 **TERRORISM.**

4 (a) **COMMUNITY RELATIONS SERVICE.**—The Com-  
5 munity Relations Service of the Department of Justice,  
6 authorized under section 1001(a) of the Civil Rights Act  
7 of 1964 (42 U.S.C. 2000g), may offer the support of the  
8 Service to communities where the Department of Justice  
9 has brought charges in a hate crime incident that has a  
10 nexus to domestic terrorism.

11 (b) **FEDERAL BUREAU OF INVESTIGATION.**—Section  
12 249 of title 18, United States Code, is amended by adding  
13 at the end the following:

14 “(f) **FEDERAL BUREAU OF INVESTIGATION.**—The  
15 Attorney General, acting through the Director of the Fed-  
16 eral Bureau of Investigation, shall assign a special agent  
17 or hate crimes liaison to each field office of the Federal  
18 Bureau of Investigation to investigate hate crimes inci-  
19 dents with a nexus to domestic terrorism (as such term  
20 is defined in section 2 of the Domestic Terrorism Preven-  
21 tion Act of 2022).”.

22 **SEC. 7. RULE OF CONSTRUCTION.**

23 Nothing in this Act, or any amendment made by this  
24 Act, may be construed to authorize the infringement or  
25 violation of any right protected under the First Amend-



1 ment to the Constitution of the United States or an appli-  
2 cable provision of Federal law.

3 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

4       There are authorized to be appropriated to the De-  
5 partment of Justice, the Federal Bureau of Investigation,  
6 the Department of Homeland Security, and the Depart-  
7 ment of Defense such sums as may be necessary to carry  
8 out this Act.

        Passed the House of Representatives May 18, 2022.

Attest:

*Clerk.*

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

---

---

# H. R. 350

## AN ACT

To authorize dedicated domestic terrorism offices within the Department of Homeland Security, the Department of Justice, and the Federal Bureau of Investigation to analyze and monitor domestic terrorist activity and require the Federal Government to take steps to prevent domestic terrorism.