Congress of the United States Washington, DC 20515

May 5, 2022

The Honorable Alejandro Mayorkas Secretary of Homeland Security U.S. Department of Homeland Security 2703 Martin Luther King Avenue, SE Washington, DC 20593

Dear Secretary Mayorkas,

We write to you to express concerns about the newly created "Disinformation Governance Board" within the Department of Homeland Security (DHS), which you announced last week.¹ The creation of this Board is problematic for several reasons.

First, we have ethical concerns about an organization charged with securing the homeland engaging in anything that could have an impact on speech. We believe that the Disinformation Governance Board could be utilized as a political tool under the guise of security. This has the potential to severely undermine the American people's confidence in the Department, especially as we enter the 2022 election season.

Second, the Department's primary mission sets are countering terrorism, securing the border, securing cyberspace and infrastructure, upholding economic security, strengthening resilience, and strengthening DHS itself.² Traditionally, combatting misinformation has been a foreign mission relegated to the elements of the intelligence community with equities in foreign operations. As a domestically focused Department, we are concerned that DHS is overstepping its authority with the creation of this Board. DHS has developed a stalwart reputation as a defender of the homeland primarily because it has focused on these mission sets and has remained non-partisan in achieving them. Implementing something as vague as a "Disinformation Governance Board" will distract from these mission sets and potentially tarnish the non-partisan reputation the Department has developed since its founding.

Additionally, during your testimony last week, you claimed the Biden administration has "effectively managed" the border crisis.³ Meanwhile, the policies of the current administration have resulted in over 1.5 million border encounters in the last six months, which is the largest in our nation's history.⁴ We are concerned that the Disinformation Governance Board will distract from this crisis.

Third, we are concerned with the appointment of Nina Jankowicz as the head of this Board. Ms. Jankowicz has, on several occasions, displayed questionable judgment on matters of

³ Fox News, "<u>Mayorkas claims Biden admin has 'effectively managed' border crisis, deflects blame</u>," April 27, 2022.

¹ The Washington Post, "<u>Disinformation board to tackle Russia, migrant smugglers</u>," April 28, 2022.

² The Department of Homeland Security, <u>Mission Statement</u>.

⁴ The Wall Street Journal, "U.S.-Mexico Border Arrests Top One Million in Six Months," April 18, 2022.

disinformation and freedom of speech.⁵ For example, she has expressed support for Christopher Steele, author of the Steele Dossier. This document has long-since been discredited as one of its main sources was charged with five counts of making false statements to the FBI. Ms. Jankowicz has also cast doubt on the Hunter Biden laptop story, which she falsely claimed was "a Trump campaign product."⁶

For these reasons, we request that you respond to the following questions thirty days from the date of receipt of this letter.

- 1. Under what legal authority is DHS creating this Disinformation Governance Board?
- 2. What is the Board's specific directive and mission? What authorities will it have under the Department?
- 3. How does this Board help DHS protect the homeland from threats? Why is DHS putting valuable resources toward a mission that it appears to have no equity in when there is an ongoing crisis at our southern border?
- 4. Why was Ms. Jankowicz chosen to head this Board? Who were the other candidates considered for this position? What qualifications and vetting procedures did the Department utilize when determining who would head up the Disinformation Governance Board?

Sincerely,

C. Scott Franklin Member of Congress

Steve Scalise Member of Congress

Tom Emmer Member of Congress

Richard Hudson Member of Congress

Kevin McCarthy Member of Congress

Elise Stefanik Member of Congress

Mike Johnson Member of Congress

Gary Palmer Member of Congress

⁵ The Washington Examiner, "<u>Biden 'disinformation' chief a Trump dossier author fan and Hunter Biden laptop</u> <u>doubter</u>," April 28, 2022.

⁶ Fox News, "<u>Biden's disinformation director referred to Hunter's laptop as a 'Trump campaign product'</u>," April 28, 2022.

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Michael Cloud Member of Congress

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Bill Posey Member of Congress

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Gus Bilirakis Member of Congress

Tom McClintock Member of Congress

Gregory F. Murphy, M.D. Member of Congress

Chuck Fleischmann

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Billy Long Member of Congress

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Bob Gibbs Member of Congress

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Vern Buchanan Member of Congress

Barry Moore Member of Congress

Jody Hice Member of Congress

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Mark Amodei Member of Congress

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Michelle Fischbach Member of Congress

John H. Rutherford Member of Congress

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Mo Brooks Member of Congress

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Doug LaMalfa Member of Congress

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Blake Moore Member of Congress

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Troy Balderson Member of Congress

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Jason Smith Member of Congress

John Katko Member of Congress

Nicole Malliotakis Member of Congress

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Dan Newhouse Member of Congress

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Mark E Green, M.D. Member of Congress

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Cliff Bentz Member of Congress

Van Taylor Member of Congress

Lee Zeldin Member of Congress

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Victoria Spartz Member of Congress

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Young Kim Member of Congress

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Bruce Westerman Member of Congress

Kevin Brady

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Trey Hollingsworth Member of Congress

Mike Garcia Member of Congress

Frank D. Lucas Member of Congress

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Burgess Owens Member of Congress

Virginia Foxx Member of Congress

Mario Diaz-Balart Member of Congress

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