

# Union Calendar No. 129

118<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3932

**[Report No. 118-162]**

To authorize appropriations for fiscal year 2024 for intelligence and intelligence related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2023

Mr. TURNER introduced the following bill; which was referred to the Permanent Select Committee on Intelligence

AUGUST 18, 2023

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 *italie*]

[For text of introduced bill, see copy of bill as introduced on June 7, 2023]

# **A BILL**

To authorize appropriations for fiscal year 2024 for intelligence and intelligence related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, 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; TABLE OF CONTENTS.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the “In-*  
 5 *telligence Authorization Act for Fiscal Year 2024”.*

6 (b) *TABLE OF CONTENTS.*—*The table of contents for*  
 7 *this Act is as follows:*

*Sec. 1. Short title; table of contents.*

*Sec. 2. Definitions.*

**TITLE I—INTELLIGENCE ACTIVITIES**

*Sec. 101. Authorization of appropriations.*

*Sec. 102. Classified schedule of authorizations.*

*Sec. 103. Intelligence Community Management Account.*

**TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND  
DISABILITY SYSTEM**

*Sec. 201. Authorization of appropriations.*

**TITLE III—GENERAL INTELLIGENCE COMMUNITY MATTERS**

*Sec. 301. Restriction on conduct of intelligence activities.*

*Sec. 302. Increase in employee compensation and benefits authorized by law.*

*Sec. 303. Prohibition on availability of funds to implement Executive Order  
13556.*

*Sec. 304. Nonapplicability of certain prohibitions relating to modification of ac-  
count structure for National Intelligence Program budget.*

*Sec. 305. Secure communication between Congress and intelligence community.*

**TITLE IV—MATTERS RELATING TO NATIONAL INTELLIGENCE  
ENTERPRISE**

**Subtitle A—Miscellaneous Authorities and Limitations**

*Sec. 401. Enhanced personnel security review with respect to social media.*

*Sec. 402. Limitation on authority of Director of National Intelligence to establish  
additional national intelligence centers.*

*Sec. 403. Improvements relating to intelligence community staffing, details, and  
assignments.*

*Sec. 404. Insider threats.*

*Sec. 405. Modification of deadline for annual submission of National Intelligence  
Priorities Framework.*

*Sec. 406. Matters relating to chief data officers of intelligence community.*

*Sec. 407. Modification to special pay authority for science, technology, engineer-  
ing, or mathematics positions.*

*Sec. 408. Annual report on unfunded priorities of intelligence community.*

*Sec. 409. Notice to Congress of counterintelligence threats to legislative branch.*

- Sec. 410. Congressional notice of counterintelligence investigations into persons holding elected offices and candidates for such offices.*
- Sec. 411. Submission of legislative proposals.*
- Sec. 412. Sunset of certain intelligence community reporting requirements.*
- Sec. 413. Notice and damage assessment with respect to significant unauthorized disclosure of classified national intelligence.*
- Sec. 414. In-state tuition rates for certain members of intelligence community.*
- Sec. 415. Repeal of study on personnel under Strategic Intelligence Partnership Program.*
- Sec. 416. Authorization relating to certain intelligence and counterintelligence activities of Coast Guard.*
- Sec. 417. Intelligence Community Counterintelligence Offices.*
- Sec. 418. Termination of Climate Security Advisory Council.*
- Sec. 419. Limitation on availability of funds for Federal Bureau of Investigation pending submission of information regarding certain media engagements.*
- Sec. 420. Limitation on availability of funds for Federal Bureau of Investigation pending submission of certain memorandum relating to budget.*
- Sec. 421. Limitation on availability of funds for Office of the Director of National Intelligence pending submission of certain documents and annexes.*

*Subtitle B—Reports and Other Matters*

- Sec. 431. Inclusion of counternarcotics as special topic in certain budget justification materials.*
- Sec. 432. Development of plan to make open-source intelligence products available to certain Federal employees.*
- Sec. 433. Intelligence community-wide policy on prepublication review.*
- Sec. 434. Review relating to confidential human source program of Federal Bureau of Investigation.*
- Sec. 435. Inspector General of the Intelligence Community assessment of Overt Human Intelligence Collection Program of Department of Homeland Security.*
- Sec. 436. Intelligence assessments regarding Haiti.*
- Sec. 437. Intelligence assessment of influence operations by People's Republic of China toward Pacific Islands countries.*
- Sec. 438. Independent study on economic impact of military invasion of Taiwan by People's Republic of China.*
- Sec. 439. Reports on civilian casualties caused by certain operations of foreign governments.*
- Sec. 440. Report by Director of National Intelligence on Uyghur genocide.*
- Sec. 441. Technical corrections.*

*TITLE V—MATTERS RELATING TO DEFENSE INTELLIGENCE AND  
OVERHEAD ARCHITECTURE*

- Sec. 501. Extension of authority to engage in commercial activities as security for intelligence collection activities.*
- Sec. 502. Modification of reporting requirement for All-Domain Anomaly Resolution Office.*
- Sec. 503. Military intelligence collection and analysis partnerships.*
- Sec. 504. Authorization for establishment of National Space Intelligence Center as field operating agency.*
- Sec. 505. Defense Intelligence Agency assessment of strategic competition in Latin America and the Caribbean.*

*Sec. 506. Quarterly briefings relating to use of Military Intelligence Program funds.*

**TITLE VI—MATTERS RELATING TO NATIONAL SECURITY AGENCY,  
CYBER, AND COMMERCIAL CLOUD ENTERPRISE**

*Sec. 601. Congressional notification by National Security Agency of intelligence collection adjustments.*

*Sec. 602. Modifications to enforcement of cybersecurity requirements for national security systems.*

*Sec. 603. Support by intelligence community for certain cross-functional team of Department of Defense.*

*Sec. 604. Commercial Cloud Enterprise notification.*

*Sec. 605. Commercial Cloud Enterprise sole source task order notification requirement.*

*Sec. 606. Analysis of commercial cloud initiatives of intelligence community.*

**TITLE VII—MATTERS RELATING TO CENTRAL INTELLIGENCE  
AGENCY**

*Sec. 701. Inspector General of the Central Intelligence Agency quarterly employee engagement summaries.*

*Sec. 702. Improved funding flexibility for payments made by Central Intelligence Agency for qualifying injuries to brain.*

*Sec. 703. Benjamin Tallmadge Institute as primary Central Intelligence Agency entity for education and training in counterintelligence.*

*Sec. 704. Central Intelligence Agency intelligence assessment of Sinaloa Cartel and Jalisco Cartel.*

*Sec. 705. Central Intelligence Agency intelligence assessment with respect to efforts by People's Republic of China to increase influence in Middle East.*

*Sec. 706. Assessment of availability of mental health and chaplain services to Agency employees.*

*Sec. 707. Assessment by Director of Central Intelligence Agency on certain effects of Abraham Accords.*

**TITLE VIII—REPORTING AND INVESTIGATIONS OF ALLEGATIONS OF  
SEX-RELATED OFFENSES AND SEXUAL HARASSMENT IN  
CENTRAL INTELLIGENCE AGENCY**

*Sec. 801. Reporting and investigation of allegations of sex-related offenses and sexual harassment in Central Intelligence Agency.*

**TITLE IX—MATTERS RELATING TO TECHNOLOGY AND INNOVATION**

*Sec. 901. Intelligence Community Innovation Unit.*

*Sec. 902. Establishment of Office of Engagement.*

*Sec. 903. Requirement for a chief technology officer within each element of the intelligence community.*

*Sec. 904. Requirement to authorize additional security clearances for certain contractors.*

*Sec. 905. Intelligence Innovation Board.*

*Sec. 906. Programs for next-generation microelectronics in support of artificial intelligence.*

*Sec. 907. Program for Beyond 5G.*

*Sec. 908. Intelligence community commercial remote sensing requirements.*

*Sec. 909. Requirement to ensure intelligence community directives appropriately account for artificial intelligence and machine learning tools in intelligence products.*

1 **SEC. 2. DEFINITIONS.**

2 *In this Act:*

3 (1) **CONGRESSIONAL INTELLIGENCE COMMIT-**  
4 **TEES.**—*The term “congressional intelligence commit-*  
5 *tees” has the meaning given such term in section 3*  
6 *of the National Security Act of 1947 (50 U.S.C.*  
7 *3003).*

8 (2) **INTELLIGENCE COMMUNITY.**—*The term “in-*  
9 *telligence community” has the meaning given such*  
10 *term in section 3 of the National Security Act of 1947*  
11 *(50 U.S.C. 3003).*

12 **TITLE I—INTELLIGENCE**  
13 **ACTIVITIES**

14 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

15 *Funds are hereby authorized to be appropriated for fis-*  
16 *cal year 2024 for the conduct of the intelligence and intel-*  
17 *ligence-related activities of the Federal Government.*

18 **SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.**

19 (a) **SPECIFICATIONS OF AMOUNTS.**—*The amounts au-*  
20 *thorized to be appropriated under section 101 for the con-*  
21 *duct of the intelligence activities of the Federal Government*  
22 *are those specified in the classified Schedule of Authoriza-*  
23 *tions prepared to accompany this Act.*

1           **(b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AU-**  
2 **THORIZATIONS.**—

3           **(1) AVAILABILITY.**—*The classified Schedule of*  
4 *Authorizations referred to in subsection (a) shall be*  
5 *made available to the Committee on Appropriations*  
6 *of the Senate, the Committee on Appropriations of the*  
7 *House of Representatives, and to the President.*

8           **(2) DISTRIBUTION BY THE PRESIDENT.**—*Subject*  
9 *to paragraph (3), the President shall provide for suit-*  
10 *able distribution of the classified Schedule of Author-*  
11 *izations referred to in subsection (a), or of appro-*  
12 *priate portions of such Schedule, within the executive*  
13 *branch of the Federal Government.*

14           **(3) LIMITS ON DISCLOSURE.**—*The President*  
15 *shall not publicly disclose the classified Schedule of*  
16 *Authorizations or any portion of such Schedule ex-*  
17 *cept—*

18                   **(A)** *as provided in section 601(a) of the Im-*  
19 *plementing Recommendations of the 9/11 Com-*  
20 *mission Act of 2007 (50 U.S.C. 3306(a));*

21                   **(B)** *to the extent necessary to implement the*  
22 *budget; or*

23                   **(C)** *as otherwise required by law.*

1 **SEC. 103. INTELLIGENCE COMMUNITY MANAGEMENT AC-**  
 2 **COUNT.**

3 (a) *AUTHORIZATION OF APPROPRIATIONS.—There is*  
 4 *authorized to be appropriated for the Intelligence Commu-*  
 5 *nity Management Account of the Director of National Intel-*  
 6 *ligence for fiscal year 2024 the sum of \$715,200,000.*

7 (b) *CLASSIFIED AUTHORIZATION OF APPROPRIA-*  
 8 *TIONS.—In addition to amounts authorized to be appro-*  
 9 *priated for the Intelligence Community Management Ac-*  
 10 *count by subsection (a), there are authorized to be appro-*  
 11 *priated for the Intelligence Community Management Ac-*  
 12 *count for fiscal year 2024 such additional amounts as are*  
 13 *specified in the classified Schedule of Authorizations re-*  
 14 *ferred to in section 102(a).*

15 **TITLE II—CENTRAL INTEL-**  
 16 **LIGENCE AGENCY RETIRE-**  
 17 **MENT AND DISABILITY SYS-**  
 18 **TEM**

19 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

20 *There is authorized to be appropriated for the Central*  
 21 *Intelligence Agency Retirement and Disability Fund*  
 22 *\$514,000,000 for fiscal year 2024.*



1 **TITLE III—GENERAL INTEL-**  
2 **LIGENCE COMMUNITY MAT-**  
3 **TERS**

4 **SEC. 301. RESTRICTION ON CONDUCT OF INTELLIGENCE**  
5 **ACTIVITIES.**

6 *The authorization of appropriations by this Act shall*  
7 *not be deemed to constitute authority for the conduct of any*  
8 *intelligence activity which is not otherwise authorized by*  
9 *the Constitution or the laws of the United States.*

10 **SEC. 302. INCREASE IN EMPLOYEE COMPENSATION AND**  
11 **BENEFITS AUTHORIZED BY LAW.**

12 *Appropriations authorized by this Act for salary, pay,*  
13 *retirement, and other benefits for Federal employees may*  
14 *be increased by such additional or supplemental amounts*  
15 *as may be necessary for increases in such compensation or*  
16 *benefits authorized by law.*

17 **SEC. 303. PROHIBITION ON AVAILABILITY OF FUNDS TO IM-**  
18 **PLEMENT EXECUTIVE ORDER 13556.**

19 *None of the funds authorized to be appropriated by this*  
20 *Act or otherwise made available for fiscal year 2024 for an*  
21 *element of the intelligence community may be obligated or*  
22 *expended to implement Executive Order 13556 (75 Fed.*  
23 *Reg. 68675; relating to controlled unclassified information),*  
24 *or any successor order.*

1 **SEC. 304. NONAPPLICABILITY OF CERTAIN PROHIBITIONS**  
2 **RELATING TO MODIFICATION OF ACCOUNT**  
3 **STRUCTURE FOR NATIONAL INTELLIGENCE**  
4 **PROGRAM BUDGET.**

5 *None of the prohibitions under section 8067 of the Con-*  
6 *solidated Appropriations Act, 2023 (Public Law 117–328)*  
7 *shall apply with respect to amounts authorized to be appro-*  
8 *riated by this Act.*

9 **SEC. 305. SECURE COMMUNICATION BETWEEN CONGRESS**  
10 **AND INTELLIGENCE COMMUNITY.**

11 *(a) IN GENERAL.—The Director of National Intel-*  
12 *ligence shall provide secure communications to support the*  
13 *oversight functions of the congressional intelligence commit-*  
14 *tees, including through the procurement, installation, con-*  
15 *figuration, and maintenance of sufficient software,*  
16 *connectivity, information technology equipment, computers,*  
17 *printers, and related peripheral equipment to ensure that*  
18 *such committees are able to communicate with the intel-*  
19 *ligence community through secure data, voice, and video*  
20 *communications at all classification levels.*

21 *(b) ON-PREMISES SUPPORT.—During any period*  
22 *when either the Senate or House of Representatives is in*  
23 *session, or upon the request of either of the congressional*  
24 *intelligence committees, the Director shall provide to such*  
25 *committees timely on-premises support to ensure the effi-*

1 *cient operation of networks, equipment, and software and*  
2 *the resolution of any related issues.*

3 (c) *GOVERNANCE.—The Director, in coordination with*  
4 *designated congressional leaders, shall establish governance*  
5 *and security policies applicable to the connectivity, equip-*  
6 *ment, and software provided under subsection (a).*

7 (d) *BUDGET.—The Director shall ensure that within*  
8 *the budget of the Office of the Director of National Intel-*  
9 *ligence there is a specific expenditure center and project to*  
10 *be used to carry out this section.*

11 (e) *TREATMENT AS CONGRESSIONAL RECORDS.—Any*  
12 *data stored or transmitted by the congressional intelligence*  
13 *committees through networks, equipment, or software pro-*  
14 *vided under subsection (a) is a congressional record and*  
15 *shall not be treated as an agency record for purposes of sec-*  
16 *tion 552 of title 5, United States Code, (commonly known*  
17 *as the “the Freedom of Information Act”) or any other law.*

18 (f) *DESIGNATED CONGRESSIONAL LEADERS.—In this*  
19 *section, the term “designated congressional leaders”*  
20 *means—*

21 (1) *the Chair and Ranking Member of the Per-*  
22 *manent Select Committee on Intelligence of the House*  
23 *of Representatives, or their designees; and*

24 (2) *the Chair and Vice Chair of the Select Com-*  
25 *mittee on Intelligence of the Senate, or their designees.*

1 **TITLE IV—MATTERS RELATING**  
2 **TO NATIONAL INTELLIGENCE**  
3 **ENTERPRISE**

4 **Subtitle A—Miscellaneous**  
5 **Authorities and Limitations**

6 **SEC. 401. ENHANCED PERSONNEL SECURITY REVIEW WITH**  
7 **RESPECT TO SOCIAL MEDIA.**

8 (a) *SENSE OF CONGRESS.*—*It is the sense of Congress*  
9 *that—*

10 (1) *the intelligence community should take ap-*  
11 *propriate measures to thoroughly and in a timely*  
12 *manner investigate and adjudicate prospective appli-*  
13 *cants for sensitive national security positions within*  
14 *the intelligence community;*

15 (2) *the intelligence community should use exist-*  
16 *ing authorities to ensure robust continuous vetting for*  
17 *continued eligibility for access to classified informa-*  
18 *tion and carefully manage the speed and accuracy of*  
19 *the security clearance adjudication process at both the*  
20 *initial investigation process and throughout the ca-*  
21 *reer of personnel serving in positions within the intel-*  
22 *ligence community;*

23 (3) *the intelligence community must balance the*  
24 *increasing demand for recruiting the best talent to*  
25 *meet personnel requirements in an expeditious man-*

1 *ner while still maintaining a dedicated and patriotic*  
2 *workforce with allegiance to the Constitution and the*  
3 *United States Government;*

4 *(4) the availability of social media to the na-*  
5 *tional security workforce of the United States, includ-*  
6 *ing both private and public accounts, can enable the*  
7 *unauthorized disclosure of classified national security*  
8 *information in an instant, which endangers the*  
9 *United States and its partners and allies, and em-*  
10 *powers foreign adversaries; and*

11 *(5) to ensure the loyalty and patriotism of the*  
12 *trusted national security and intelligence community*  
13 *workforce of the United States, the intelligence com-*  
14 *munity must fully use available vetting resources and*  
15 *all authorities prescribed by law, while guaranteeing*  
16 *all constitutional protections of such workforce.*

17 *(b) ENHANCED PERSONNEL SECURITY REVIEW WITH*  
18 *RESPECT TO SOCIAL MEDIA.—Section 11001(b) of title 5,*  
19 *United States Code, is amended by adding at the end the*  
20 *following new paragraph:*

21 *“(3) SPECIAL REQUIREMENTS WITH RESPECT TO*  
22 *SOCIAL MEDIA.—*

23 *“(A) IN GENERAL.—Information obtained*  
24 *and integrated from sources described in para-*  
25 *graph (1) shall include any publicly available*

1           *social media information relating to the covered*  
2           *individual.*

3           “(B) *DISCLOSURE BY COVERED INDIVID-*  
4           *UALS.—The enhanced personnel security pro-*  
5           *gram of an agency shall include a requirement*  
6           *that a covered individual disclose any username*  
7           *or alias used by the covered individual on any*  
8           *social media account, including both private and*  
9           *public social media accounts, but may not re-*  
10          *quire the covered individual to disclose any pass-*  
11          *word for any such account.”.*

12 **SEC. 402. LIMITATION ON AUTHORITY OF DIRECTOR OF NA-**  
13                   **TIONAL INTELLIGENCE TO ESTABLISH ADDI-**  
14                   **TIONAL NATIONAL INTELLIGENCE CENTERS.**

15           *The National Security Act of 1947 (50 U.S.C. 3001*  
16 *et seq.) is amended—*

17                   (1) *by amending section 102A(f)(2) (50 U.S.C.*  
18                   *3024(f)(2)) to read as follows:*

19                   “(2)(A) *The Director of National Intelligence shall*  
20 *oversee the National Counterterrorism Center, the National*  
21 *Counterproliferation and Biosecurity Center, the National*  
22 *Counterintelligence and Security Center, the Foreign Ma-*  
23 *ign Influence Center, and the Cyber Threat Intelligence*  
24 *and Integration Center.*

1       “(B) *The Director of National Intelligence may estab-*  
2 *lish a new national intelligence center, or assign a new*  
3 *function to a national intelligence center, but only if—*

4               “(i) *the Director submits to the congressional in-*  
5 *telligence committees written notification of such pro-*  
6 *posed establishment or assignment; and*

7               “(ii) *a period of 90 days has elapsed after the*  
8 *date on which such committees receive such notifica-*  
9 *tion.*”;

10              (2) *by amending section 103(c)(14) (50 U.S.C.*  
11 *3025(c)(14)) to read as follows:*

12              “(14) *Such other offices and officials as may be*  
13 *established by law or the Director may establish or*  
14 *designate in the Office, including national intelligence*  
15 *centers (consistent with the notification requirement*  
16 *under section 102A(f)(2)(B)).*”; and

17              (3) *by amending section 119B(a) (50 U.S.C.*  
18 *3058(a)) to read as follows:*

19              “(a) *AUTHORITY TO ESTABLISH.—The Director of Na-*  
20 *tional Intelligence may establish, consistent with the notifi-*  
21 *cation requirement under section 102A(f)(2)(B), one or*  
22 *more national intelligence centers to address intelligence*  
23 *priorities, including regional issues.*”.

1 **SEC. 403. IMPROVEMENTS RELATING TO INTELLIGENCE**  
2 **COMMUNITY STAFFING, DETAILS, AND AS-**  
3 **SIGNMENTS.**

4 (a) *IMPROVEMENTS RELATING TO ASSIGNMENTS AND*  
5 *DETAILS.*—Section 102A(f)(3)(A) of the National Security  
6 Act of 1947 (50 U.S.C. 3024(f)(3)(A)) is amended—

7 (1) *in the matter preceding clause (i), by strik-*  
8 *ing “personnel policies” and inserting “binding per-*  
9 *sonnel policies”;*

10 (2) *by amending clause (i) to read as follows:*

11 “(i) *require and facilitate assignments and de-*  
12 *tails of personnel to national intelligence centers, and*  
13 *between elements of the intelligence community over*  
14 *the course of the careers of such personnel;”;* and

15 (3) *by amending clause (v) to read as follows:*

16 “(v) *require service in more than one element of*  
17 *the intelligence community as a condition of pro-*  
18 *motion to such positions within the intelligence com-*  
19 *munity as the Director shall specify, and take req-*  
20 *uisite steps to ensure compliance among elements of*  
21 *the intelligence community; and”.*

22 (b) *REQUIRED STAFFING DOCUMENT FOR OFFICE OF*  
23 *DIRECTOR OF NATIONAL INTELLIGENCE.*—

24 (1) *REQUIREMENT.*—*Not later than 120 days*  
25 *after the date of the enactment of this Act, the Direc-*  
26 *tor of National Intelligence shall establish, and there-*



1     *after shall update as necessary, a single document set-*  
2     *ting forth each position within the Office of the Direc-*  
3     *tor of National Intelligence, including any direc-*  
4     *torate, center, or office within such Office.*

5             (2) *ELEMENTS.*—*The document under paragraph*  
6     *(1) shall include, with respect to each position set*  
7     *forth in the document, the following:*

8                     (A) *A description of the position.*

9                     (B) *The directorate, center, office, or other*  
10     *component of the Office of the Director of Na-*  
11     *tional Intelligence within which the position is.*

12                    (C) *The element of the intelligence commu-*  
13     *nity designated to fill the position, if applicable.*

14                    (D) *The requisite type and level of skills for*  
15     *the position, including any special skills or cer-*  
16     *tifications required.*

17                    (E) *The requisite security clearance level for*  
18     *the position.*

19                    (F) *The pay grade for the position.*

20                    (G) *Any special pay or incentive pay pay-*  
21     *able for the position.*

22             (3) *INTEGRATED REPRESENTATION.*—*In estab-*  
23     *lishing and filling the positions specified in para-*  
24     *graph (1), the Director of National Intelligence shall*  
25     *take such steps as may be necessary to ensure the in-*

1        *tegrated representation of officers and employees from*  
2        *the other elements of the intelligence community with*  
3        *respect to such positions.*

4        **SEC. 404. INSIDER THREATS.**

5        *Section 102A(f) of the National Security Act of 1947*  
6        *(50 U.S.C. 3024(f)) is amended—*

7                *(1) by redesignating paragraphs (8) through (10)*  
8                *as paragraphs (9) through (11), respectively; and*

9                *(2) by inserting after paragraph (7) the fol-*  
10                *lowing new paragraph (8):*

11                *“(8) The Director of National Intelligence shall—*

12                        *“(A) conduct assessments and audits of the com-*  
13                        *pliance of each element of the intelligence community*  
14                        *with minimum insider threat policy;*

15                        *“(B) receive information from each element of*  
16                        *the intelligence community regarding the collection,*  
17                        *sharing, and use by such element of audit and moni-*  
18                        *toring data for insider threat detection across all clas-*  
19                        *sified and unclassified information technology systems*  
20                        *within such element;*

21                        *“(C) provide guidance and oversight to Federal*  
22                        *departments and agencies to fully implement auto-*  
23                        *mated records checks, consistent with personnel vet-*  
24                        *ting reforms and the Trusted Workforce 2.0 initiative,*  
25                        *or successor initiative, and ensure that information*

1       *collected pursuant to such records checks is appro-*  
2       *priately shared in support of intelligence community-*  
3       *wide insider threat initiatives;*

4               “(D) carry out evaluations of the effectiveness of  
5       *counterintelligence, security, and insider threat pro-*  
6       *gram activities of each element of the intelligence*  
7       *community, including with respect to the lowest orga-*  
8       *nizational unit of each such element, that include an*  
9       *identification of any gaps, shortfalls, or resource*  
10       *needs of each such element;*

11               “(E) identify gaps, shortfalls, resources needs,  
12       *and recommendations for adjustments in allocations*  
13       *and additional resources and other remedies to*  
14       *strengthen counterintelligence, security, and insider*  
15       *threat detection programs;*

16               “(F) pursuant to final damage assessments fa-  
17       *cilitated by the National Counterintelligence and Se-*  
18       *curity Center that have been undertaken as a result*  
19       *of an unauthorized disclosure, determine whether the*  
20       *heads of the elements of the intelligence community*  
21       *implement recommended mitigation, and notify the*  
22       *congressional intelligence committees of such deter-*  
23       *minations; and*

24               “(G) study the data collected during the course  
25       *of background investigations and adjudications for se-*

1       *curity clearances granted to individuals who subse-*  
2       *quently commit unauthorized disclosures, and issue*  
3       *findings regarding the quality of such data as a pre-*  
4       *dictor for insider threat activity, delineated by the se-*  
5       *verity of the unauthorized disclosure.”.*

6       **SEC. 405. MODIFICATION OF DEADLINE FOR ANNUAL SUB-**  
7                               **MISSION OF NATIONAL INTELLIGENCE PRI-**  
8                               **ORITIES FRAMEWORK.**

9       *Section 102A(p)(3) of the National Security Act of*  
10      *1947 (50 U.S.C. 3024(p)(3)) is amended by striking “Octo-*  
11      *ber 1” and inserting “March 1”.*

12      **SEC. 406. MATTERS RELATING TO CHIEF DATA OFFICERS OF**  
13                               **INTELLIGENCE COMMUNITY.**

14      *(a) PROHIBITION ON SIMULTANEOUS SERVICE AS*  
15      *CHIEF DATA OFFICER AND CHIEF INFORMATION OFFI-*  
16      *CER.—Section 103G of the National Security Act of 1947*  
17      *(50 U.S.C. 3032) is amended by adding at the end the fol-*  
18      *lowing new subsection:*

19               *“(d) PROHIBITION ON SIMULTANEOUS SERVICE AS*  
20      *CHIEF DATA OFFICER AND CHIEF INFORMATION OFFI-*  
21      *CER.—An individual serving in the position of Chief Infor-*  
22      *mation Officer of the Intelligence Community or chief infor-*  
23      *mation officer of any other element of the intelligence com-*  
24      *munity, as the case may be, may not, while so serving, serve*  
25      *as the Intelligence Community Chief Data Officer under*

1 *section 103K or as the chief data officer of any other element*  
2 *of the intelligence community.”.*

3 (b) *CLARIFICATION OF DUTIES OF INTELLIGENCE*  
4 *COMMUNITY CHIEF DATA OFFICER.—*

5 (1) *CLARIFICATION OF DATA-RELATED DUTIES.—*  
6 *Section 103K(c)(4) of the National Security Act of*  
7 *1947 (50 U.S.C. 3034b(c)(4)) is amended by inserting*  
8 *“relating to data” after “duties”.*

9 (2) *REMOVAL OF UNRELATED DUTIES AND FUNC-*  
10 *TIONS.—Not later than 90 days after the date of the*  
11 *enactment of this Act, consistent with section 103K(c)*  
12 *of the National Security Act of 1947 (50 U.S.C.*  
13 *3034b(c)), as amended by paragraph (1), the Director*  
14 *of National Intelligence shall complete such internal*  
15 *reorganization of the Office of the Director of Na-*  
16 *tional Intelligence as the Director determines nec-*  
17 *essary to ensure that the duties of the Intelligence*  
18 *Community Chief Data Officer appointed under such*  
19 *section do not include—*

20 (A) *any duty relating to partnership inter-*  
21 *operability or partnership engagement; or*

22 (B) *any other duty that does not relate to*  
23 *an issue involving data.*

24 (3) *BRIEFING.—Prior to the date on which the*  
25 *Director completes the reorganization under para-*

1        *graph (2), the Director shall provide to the congress-*  
2        *sional intelligence committees a briefing regarding—*

3                *(A) the proposed reorganization; and*

4                *(B) any other efforts of the Director to en-*  
5        *sure that any future duties prescribed by the Di-*  
6        *rector to be performed by the Intelligence Com-*  
7        *munity Chief Data Officer pursuant to section*  
8        *103K(c) of the National Security Act of 1947 (50*  
9        *U.S.C. 3034b(c)), as amended by paragraph (1),*  
10       *relate exclusively to issues involving data, con-*  
11       *sistent with such section.*

12        *(c) REPORTS.—Not later than 90 days after the date*  
13       *of the enactment of this Act, the head of each element of*  
14       *the intelligence community shall submit to the congressional*  
15       *intelligence committees a written report regarding the orga-*  
16       *nizational and reporting structure for the chief data officer*  
17       *of that element, including an identification of whether such*  
18       *chief data officer reports to, or is otherwise subordinate to,*  
19       *the chief information officer of that element and, if so, the*  
20       *rationale for such organizational and reporting structure.*

21       **SEC. 407. MODIFICATION TO SPECIAL PAY AUTHORITY FOR**  
22                **SCIENCE, TECHNOLOGY, ENGINEERING, OR**  
23                **MATHEMATICS POSITIONS.**

24        *(a) MODIFICATION.—Section 113B of the National Se-*  
25       *curity Act of 1947 (50 U.S.C. 3049a) is amended—*

1           (1) *in the section heading, by inserting “**AND***  
2           ***POSITIONS REQUIRING BANKING OR FINAN-***  
3           ***CIAL SERVICES EXPERTISE”*** after “***MATHE-***  
4           ***MATICS POSITIONS”***;

5           (2) *in subsection (a)—*

6           (A) *in the heading, by inserting “OR IN*  
7           ***BANKING OR FINANCIAL SERVICES”*** after  
8           ***“MATHEMATICS”***;

9           (B) *in paragraph (1), in the matter pre-*  
10           *ceding subparagraph (A), by inserting “or in*  
11           *banking or financial services (including expertise*  
12           *relating to critical financial infrastructure oper-*  
13           *ations, capital markets, banking compliance pro-*  
14           *grams, or international investments)”* after “*or*  
15           *mathematics”*;

16           (C) *by redesignating paragraph (2) as*  
17           *paragraph (3); and*

18           (D) *by inserting after paragraph (1) the fol-*  
19           *lowing new paragraph:*

20           ***“(2) LIMITATION ON NUMBER OF RECIPIENTS.—***

21           *For each element of the intelligence community, the*  
22           *number of individuals serving in a position in such*  
23           *element who receive a higher rate of pay established*  
24           *or increased under paragraph (1) may not, at any*  
25           *time during a given fiscal year, exceed 50 individuals*

1       or 5 percent of the total number of full-time equiva-  
2       lent positions authorized for such element for the pre-  
3       ceding fiscal year, whichever is greater.”; and

4               (3) in subsection (e), by striking “the element”  
5       and inserting “an element”.

6       (b) *CLERICAL AMENDMENT.*—The table of contents at  
7       the beginning of such Act is amended by striking the item  
8       relating to section 113B and inserting the following new  
9       item:

      “Sec. 113B. Special pay authority for science, technology, engineering, or mathe-  
          matics positions and positions requiring banking or financial  
          services expertise.”.

10       (c) *REPORTS.*—Not later than September 1 of each  
11       year until September 1, 2025, the head of each element of  
12       the intelligence community shall submit to the congressional  
13       intelligence committees a report on any rates of pay estab-  
14       lished for such element under section 113B of such Act (50  
15       U.S.C. 3049a), as amended by subsection (a), including—

16               (1) a description of any rates of pay so estab-  
17       lished; and

18               (2) an identification of the number of positions  
19       in such element that will be subject to such rates of  
20       pay during the subsequent fiscal year.



1 **SEC. 408. ANNUAL REPORT ON UNFUNDED PRIORITIES OF**  
2 **INTELLIGENCE COMMUNITY.**

3 *Section 514(a) of the National Security Act of 1947*  
4 *(50 U.S.C. 3113(a)) is amended by inserting “prepare and”*  
5 *after “each element of the intelligence community shall”.*

6 **SEC. 409. NOTICE TO CONGRESS OF COUNTERINTEL-**  
7 **LIGENCE THREATS TO LEGISLATIVE BRANCH.**

8 *Title V of the National Security Act of 1947 (50 U.S.C.*  
9 *3091 et seq.) is amended by adding at the end the following*  
10 *new section (and conforming the table of contents at the*  
11 *beginning of such Act accordingly):*

12 **“SEC. 516. NOTICE TO CONGRESS OF COUNTERINTEL-**  
13 **LIGENCE THREATS TO LEGISLATIVE BRANCH**  
14 **AND LEGISLATIVE BRANCH OFFICIALS.**

15 *“(a) NOTIFICATION, BRIEFINGS, AND PREPARATION OF*  
16 *REPORTS.—Consistent with the protection of intelligence*  
17 *sources and methods, the Director of National Intelligence*  
18 *and the Director of the Federal Bureau of Investigation*  
19 *shall jointly—*

20 *“(1) notify, in a timely manner, congressional*  
21 *leadership of any counterintelligence threat to the leg-*  
22 *islative branch or a legislative branch official;*

23 *“(2) provide to legislative branch officials deter-*  
24 *mined appropriate by the Directors, including any*  
25 *such official targeted or compromised by such a*

1       *threat, briefings on the defense against such threats;*  
2       *and*

3               “(3) *prepare reports that include specific infor-*  
4       *mation concerning such threats to the legislative*  
5       *branch or legislative branch officials but exclude the*  
6       *intelligence sources or methods by which such infor-*  
7       *mation has been obtained, to facilitate the increased*  
8       *distribution of specific information concerning such*  
9       *threats.*

10              “(b) *DEFENSIVE PRIORITY.—In determining the ap-*  
11       *propriateness of disseminating information on counterintel-*  
12       *ligence threats (including information associated with a*  
13       *sensitive intelligence matter or ongoing criminal investiga-*  
14       *tion) or of providing a briefing on the defense against such*  
15       *threats under subsection (a), the Director of National Intel-*  
16       *ligence and the Director of the Federal Bureau of Investiga-*  
17       *tion shall seek to resolve such determination in favor of the*  
18       *action most compatible with enhancing the defense of the*  
19       *legislative branch against such threats.*

20              “(c) *QUARTERLY REPORTS.—*

21               “(1) *REQUIREMENT.—On a quarterly basis, the*  
22       *Director of National Intelligence shall submit to con-*  
23       *gressional leadership a report on counterintelligence*  
24       *threats to the legislative branch or legislative branch*  
25       *officials.*

1           “(2) *MATTERS.*—Each report under paragraph  
2           (1) shall include, with respect to the quarterly period  
3           covered by the report, the following:

4                   “(A) A description of any counterintel-  
5                   ligence threat to the legislative branch or a legis-  
6                   lative branch official (including the identity of  
7                   any such official) identified during such period.

8                   “(B) An identification of each date on  
9                   which the intelligence community became aware  
10                  of such a threat.

11                  “(C) An identification of the number of  
12                  briefings provided under subsection (a)(2) during  
13                  such period, including an identification of each  
14                  date on which such a briefing occurred.

15                  “(D) An identification of the number of re-  
16                  ports prepared under subsection (a)(3) during  
17                  such period.

18           “(d) *DEFINITIONS.*—In this section:

19                   “(1) *CONGRESSIONAL LEADERSHIP.*—The term  
20                   ‘congressional leadership’ means—

21                           “(A) the Speaker of the House of Represent-  
22                           atives;

23                           “(B) the minority leader of the House of  
24                           Representatives;

25                           “(C) the majority leader of the Senate;

1                   “(D) the minority leader of the Senate;

2                   “(E) the Chairman and Ranking Member of  
3 the Permanent Select Committee on Intelligence  
4 of the House of Representatives; and

5                   “(F) the Chairman and Vice Chairman of  
6 the Select Committee on Intelligence of the Sen-  
7 ate.

8                   “(2) *LEGISLATIVE BRANCH.*—The term ‘legisla-  
9 tive branch’ has the meaning given that term in sec-  
10 tion 202 of title 18, United States Code.

11                   “(3) *LEGISLATIVE BRANCH OFFICIAL.*—The term  
12 ‘legislative branch official’ includes—

13                   “(A) a Member of Congress;

14                   “(B) an elected officer of either House of  
15 Congress;

16                   “(C) any employee of, or any other indi-  
17 vidual functioning in the capacity of an em-  
18 ployee of—

19                   “(i) a Member of Congress;

20                   “(ii) a committee of either House of  
21 Congress;

22                   “(iii) the leadership staff of the House  
23 of Representatives or the leadership staff of  
24 the Senate;

25                   “(iv) a joint committee of Congress; or

1                   “(v) a working group or caucus orga-  
 2                   nized to provide legislative services or other  
 3                   assistance to Members of Congress; and

4                   “(D) any other legislative branch employee  
 5                   serving in a position described under section  
 6                   13101(13) of title 5, United States Code.”.

7 **SEC. 410. CONGRESSIONAL NOTICE OF COUNTERINTEL-**  
 8                   **LIGENCE INVESTIGATIONS INTO PERSONS**  
 9                   **HOLDING ELECTED OFFICES AND CAN-**  
 10                   **DIDATES FOR SUCH OFFICES.**

11           *Title V of the National Security Act of 1947 (50 U.S.C.*  
 12 *3091 et seq.), as amended by section 409, is further amend-*  
 13 *ed by adding at the end the following new section (and con-*  
 14 *forming the table of contents at the beginning of such Act*  
 15 *accordingly):*

16 **“SEC. 517. CONGRESSIONAL NOTICE OF COUNTERINTEL-**  
 17                   **LIGENCE INVESTIGATIONS INTO FEDERAL**  
 18                   **ELECTED OFFICIALS AND CANDIDATES IN**  
 19                   **ELECTIONS FOR FEDERAL OFFICE.**

20           “(a) *NOTICE REQUIREMENT.*—*Notwithstanding sec-*  
 21 *tion 533 of title 28, United States Code, the delegation of*  
 22 *the authorities of the Attorney General, or any other delega-*  
 23 *tion of authority, direction, or policy of the executive*  
 24 *branch, the Director of Federal Bureau of Investigation*  
 25 *shall notify congressional leadership not later than 48 hours*

1 *after the commencement of a counterintelligence investiga-*  
 2 *tion into a person who holds an elected Federal office or*  
 3 *a candidate in an election for such an office. Such notifica-*  
 4 *tion shall include a summary of the relevant facts associ-*  
 5 *ated with the counterintelligence investigation and the iden-*  
 6 *tity of the person subject to such investigation.*

7       “(b) *CONGRESSIONAL LEADERSHIP.*—*The term ‘con-*  
 8 *gressional leadership’ means—*

9               “(1) *the Speaker of the House of Representatives;*

10              “(2) *the minority leader of the House of Rep-*  
 11 *resentatives;*

12              “(3) *the majority leader of the Senate;*

13              “(4) *the minority leader of the Senate;*

14              “(5) *the Chairman and Ranking Member of the*  
 15 *Permanent Select Committee on Intelligence of the*  
 16 *House of Representatives; and*

17              “(6) *the Chairman and Vice Chairman of the Se-*  
 18 *lect Committee on Intelligence of the Senate.”.*

19 **SEC. 411. SUBMISSION OF LEGISLATIVE PROPOSALS.**

20       *Title V of the National Security Act of 1947 (50 U.S.C.*  
 21 *3091 et seq.), as amended by section 410, is further amend-*  
 22 *ed by adding at the end the following new section (and con-*  
 23 *forming the table of contents at the beginning of such Act*  
 24 *accordingly):*

1 **“SEC. 518. SUBMISSION OF LEGISLATIVE PROPOSALS.**

2 *“Not later than 45 days after the date on which the*  
3 *President submits to Congress the budget for each fiscal year*  
4 *pursuant to section 1105(a) of title 31, United States Code,*  
5 *the Director of National Intelligence shall submit to the con-*  
6 *gressional intelligence committees any legislative provisions*  
7 *that are proposed by the Director to be enacted as part of*  
8 *the annual intelligence authorization bill for that fiscal*  
9 *year.”.*

10 **SEC. 412. SUNSET OF CERTAIN INTELLIGENCE COMMUNITY**  
11 **REPORTING REQUIREMENTS.**

12 *Title V of the National Security Act of 1947 (50 U.S.C.*  
13 *3091), as amended by section 411, is further amended by*  
14 *adding at the end the following new section (and con-*  
15 *forming the table of contents at the beginning of such Act*  
16 *accordingly):*

17 **“SEC. 519. TERMINATION OF CERTAIN REPORTING RE-**  
18 **QUIREMENTS.**

19 *“(a) SUNSET.—Effective on December 31, 2025, each*  
20 *report described in subsection (b) that is still required to*  
21 *be submitted to Congress as of such date shall no longer*  
22 *be required to be submitted to Congress.*

23 *“(b) REPORTS DESCRIBED.—Except as provided in*  
24 *subsection (c), a report described in this subsection is a re-*  
25 *curring report that is required to be submitted to Congress*  
26 *by the Director of National Intelligence, or by any officer,*

1 *official, component, or element of the Office of the Director*  
2 *of National Intelligence, pursuant to—*

3           “(1) *a provision of an annual intelligence au-*  
4 *thorization Act for fiscal year 2021 or any prior fis-*  
5 *cal year;*

6           “(2) *any amendment made by such an Act; or*

7           “(3) *any committee report, classified annex, or*  
8 *explanatory statement accompanying such an Act.*

9           “(c) *EXCEPTIONS.—Subsection (a) shall not apply*  
10 *with respect to any of the following:*

11           “(1) *A reporting requirement imposed on all de-*  
12 *partments and agencies of the Federal Government.*

13           “(2) *A report required in conjunction with a*  
14 *provision of law that requires a certification, deter-*  
15 *mination or comparable finding, or authorizing waiv-*  
16 *er with respect to a condition, limitation, or com-*  
17 *parable restriction.*

18           “(3) *A recurring report required by a provision*  
19 *of law that specifies when the requirement to submit*  
20 *the report terminates.*

21           “(4) *An annual report required by section 108B*  
22 *of the National Security Act of 1947 (50 U.S.C.*  
23 *3043b).*

24           “(5) *A report required to be submitted by an in-*  
25 *dividual or entity other than an individual referred*



1       to in subsection (b) that requires consultation or co-  
2       ordination with an individual described in subsection  
3       (b).

4       “(d) *REPORT TO CONGRESS.*—Not later than February  
5       1, 2024, the Director of National Intelligence shall submit  
6       to the congressional intelligence committees a report that  
7       includes—

8               “(1) a list of all reports that the Director deter-  
9       mines are described in subsection (b) and not subject  
10       to an exception under subsection (c); and

11               “(2) for each report included on such list, a cita-  
12       tion to the provision of law under which the report  
13       is required to be submitted.”.

14       **SEC. 413. NOTICE AND DAMAGE ASSESSMENT WITH RE-**  
15               **SPECT TO SIGNIFICANT UNAUTHORIZED DIS-**  
16               **CLOSURE OF CLASSIFIED NATIONAL INTEL-**  
17               **LIGENCE.**

18       *Title XI of the National Security Act of 1947 (50*  
19       *U.S.C. 3231 et seq.) is amended by inserting after section*  
20       *1105 the following new section (and conforming the table*  
21       *of contents at the beginning of such Act accordingly):*

1 **“SEC. 1105A. NOTICE AND DAMAGE ASSESSMENT WITH RE-**  
2 **SPECT TO SIGNIFICANT UNAUTHORIZED DIS-**  
3 **CLOSURE OF CLASSIFIED NATIONAL INTEL-**  
4 **LIGENCE.**

5 *“(a) NOTIFICATION AND DAMAGE ASSESSMENT RE-*  
6 *QUIREMENTS.—*

7 *“(1) REQUIREMENTS.—If the Director of Na-*  
8 *tional Intelligence becomes aware of an actual or po-*  
9 *tential significant unauthorized disclosure of classi-*  
10 *fied national intelligence—*

11 *“(A) as soon as practicable, but not later*  
12 *than 7 days after the date on which the Director*  
13 *becomes so aware, the Director shall notify the*  
14 *congressional intelligence committees of such ac-*  
15 *tual or potential disclosure; and*

16 *“(B) in the case of an actual disclosure, not*  
17 *later than 7 days after the date on which the Di-*  
18 *rector becomes so aware, the Director or the head*  
19 *of any element of the intelligence community*  
20 *from which the significant unauthorized disclo-*  
21 *sure originated shall initiate a damage assess-*  
22 *ment consistent with the procedures set forth in*  
23 *Intelligence Community Directive 732 (relating*  
24 *to the conduct of damage assessments), or suc-*  
25 *cessor directive, with respect to such disclosure.*

1           “(2) *CONTENTS OF NOTIFICATION.*—A notification  
2           submitted to the congressional intelligence com-  
3           mittees under paragraph (1)(A) with respect to an ac-  
4           tual or potential significant unauthorized disclosure  
5           of classified national intelligence shall include—

6                     “(A) a summary of the facts and cir-  
7                     cumstances of such disclosure;

8                     “(B) a summary of the contents of the na-  
9                     tional intelligence revealed or potentially re-  
10                    vealed, as the case may be, by such disclosure;

11                    “(C) an initial appraisal of the level of ac-  
12                    tual or potential damage, as the case may be, to  
13                    the national security of the United States as a  
14                    result of such disclosure; and

15                    “(D) in the case of an actual disclosure,  
16                    which elements of the intelligence community  
17                    will be involved in the damage assessment con-  
18                    ducted with respect to such disclosure pursuant  
19                    to paragraph (1)(B).

20           “(b) *DAMAGE ASSESSMENT REPORTING REQUIRE-*  
21 *MENTS.*—

22                     “(1) *RECURRING REPORTING REQUIREMENT.*—  
23                     Not later than 30 days after the date of the initiation  
24                     of a damage assessment pursuant to subsection  
25                     (a)(1)(B), and every 90 days thereafter until the com-

1        *pletion of the damage assessment or upon the request*  
2        *of the congressional intelligence committees, the Direc-*  
3        *tor of National Intelligence shall—*

4                *“(A) submit to the congressional intelligence*  
5                *committees copies of any documents or materials*  
6                *disclosed as a result of the significant unauthor-*  
7                *ized disclosure of the classified national intel-*  
8                *ligence that is the subject of the damage assess-*  
9                *ment; and*

10               *“(B) provide to the congressional intel-*  
11               *ligence committees a briefing on such documents*  
12               *and materials and a status of the damage assess-*  
13               *ment.*

14               *“(2) FINAL DAMAGE ASSESSMENT.—As soon as*  
15               *practicable after completing a damage assessment*  
16               *pursuant to subsection (a)(1)(B), the Director of Na-*  
17               *tional Intelligence shall submit the final damage as-*  
18               *essment to the congressional intelligence committees.*

19               *“(c) NOTIFICATION OF REFERRAL TO DEPARTMENT OF*  
20               *JUSTICE.—If a referral is made to the Department of Jus-*  
21               *tice from any element of the intelligence community regard-*  
22               *ing a significant unauthorized disclosure of classified na-*  
23               *tional intelligence under this section, the Director of Na-*  
24               *tional Intelligence shall notify the congressional intelligence*

1 committees of the referral on the date such referral is  
2 made.”.

3 **SEC. 414. IN-STATE TUITION RATES FOR CERTAIN MEMBERS**  
4 **OF INTELLIGENCE COMMUNITY.**

5 (a) *IN GENERAL.*—Section 135(d) of the Higher Edu-  
6 cation Act of 1965 (20 U.S.C. 1015d(d)), as amended by  
7 section 6206(a)(4) of the Foreign Service Families Act of  
8 2021 (Public Law 117–81), is further amended—

9 (1) in paragraph (1), by striking “or” after the  
10 semicolon;

11 (2) in paragraph (2), by striking the period at  
12 the end and inserting “; or”; and

13 (3) by adding at the end the following new para-  
14 graph:

15 “(3) an officer or employee of an element of the  
16 intelligence community (as such term is defined in  
17 section 3 of the National Security Act of 1947 (50  
18 U.S.C. 3003)) who serves in a position of employment  
19 in such element for a period of more than 30 days.”.

20 (b) *EFFECTIVE DATE.*—The amendments made by sub-  
21 section (a) shall take effect at each public institution of  
22 higher education in a State that receives assistance under  
23 the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.)  
24 for the first period of enrollment at such institution that  
25 begins after July 1, 2024.

1 **SEC. 415. REPEAL OF STUDY ON PERSONNEL UNDER STRA-**  
2 **TEGIC INTELLIGENCE PARTNERSHIP PRO-**  
3 **GRAM.**

4 *Section 6435 of the Intelligence Authorization Act for*  
5 *Fiscal Year 2023 (Public Law 117–263; 136 Stat. 3533)*  
6 *is repealed (and conforming the table of contents in section*  
7 *6001(b) accordingly).*

8 **SEC. 416. AUTHORIZATION RELATING TO CERTAIN INTEL-**  
9 **LIGENCE AND COUNTERINTELLIGENCE AC-**  
10 **TIVITIES OF COAST GUARD.**

11 *(a) AUTHORIZATION.—Consistent with the policies,*  
12 *procedures, and coordination required pursuant to section*  
13 *811 of the Counterintelligence and Security Enhancements*  
14 *Act of 1994 (50 U.S.C. 3381) and section 902 of the Coun-*  
15 *terintelligence Enhancement Act of 2002 (50 U.S.C. 3382),*  
16 *the Commandant of the Coast Guard may obligate and ex-*  
17 *pend amounts made available under the National Intel-*  
18 *ligence Program for the intelligence and counterintelligence*  
19 *activities of the Coast Guard to conduct such an activity*  
20 *without regard to any other provision of law or regulation*  
21 *relating to the obligation, expenditure, or accounting of*  
22 *Government funds, if—*

23 *(1) the object of the activity is of a confidential,*  
24 *extraordinary, or emergency nature; and*

25 *(2) following each such expenditure, the Com-*  
26 *mandant submits to the congressional intelligence*

1        *committees a written certification that the object of*  
2        *the activity was of a nature described in paragraph*  
3        *(1).*

4        *(b) TREATMENT OF CERTIFICATION.—Each written*  
5        *certification under subsection (a)(2) shall be deemed a full*  
6        *and sufficient voucher for the expenditure of the amount*  
7        *expressed therein, and is final and conclusive upon the ac-*  
8        *counting officers of the United States.*

9        *(c) LIMITATION.—Except as provided in subsection*  
10       *(d), of the funds made available under the National Intel-*  
11       *ligence Program for a fiscal year for the intelligence and*  
12       *counterintelligence activities of the Coast Guard, not more*  
13       *than 5 percent may be expended during the fiscal year*  
14       *under subsection (a) to conduct such activities in accord-*  
15       *ance with such subsection unless, for each intended expendi-*  
16       *ture in excess of such percentage—*

17                *(1) the Commandant submits to the congres-*  
18                *sional intelligence committees a notification of the in-*  
19                *tent to expend the amounts; and*

20                *(2) a period of 30 days has elapsed following the*  
21                *date on which the Commandant submits such notifi-*  
22                *cation.*

23        *(d) WAIVER.—*

24                *(1) AUTHORITY.—The Commandant may waive*  
25                *the limitation under subsection (c) if the Com-*

1        *mandant determines such a waiver is necessary as a*  
2        *result of extraordinary circumstances that affect the*  
3        *national security of the United States.*

4            (2) *NOTIFICATION TO CONGRESS.—Not later*  
5        *than 2 days after issuing a waiver under paragraph*  
6        *(1), the Commandant shall submit to the congres-*  
7        *sional intelligence committees written notice and jus-*  
8        *tification for the waiver.*

9            (e) *NATIONAL INTELLIGENCE PROGRAM DEFINED.—In*  
10        *this section, the term “National Intelligence Program” has*  
11        *the meaning given that term in section 3 of the National*  
12        *Security Act of 1947 (50 U.S.C. 3003).*

13        **SEC. 417. INTELLIGENCE COMMUNITY COUNTERINTEL-**  
14            **LIGENCE OFFICES.**

15            (a) *ESTABLISHMENT OF OFFICES.—*

16            (1) *AGREEMENTS WITH DEPARTMENTS AND*  
17        *AGENCIES.—The Director of National Intelligence,*  
18        *acting through the Director of the National Counter-*  
19        *intelligence and Security Center, shall seek to enter*  
20        *into an agreement with the head of a designated Fed-*  
21        *eral department or agency under which the Director*  
22        *of National Intelligence and the head of the des-*  
23        *ignated Federal department or agency shall establish*  
24        *within the designated Federal department or agency*  
25        *an office, which shall be known as an “Intelligence*



1       *Community Counterintelligence Office*”, in accord-  
2       *ance with this section.*

3               (2) *LOCATION.*—*Each office established under*  
4       *this subsection within a department or agency shall*  
5       *be physically located within the headquarters of the*  
6       *department or agency and within reasonable prox-*  
7       *imity to the offices of the agency or departmental*  
8       *leadership.*

9               (3) *SECURITY.*—*The Director of the National*  
10       *Counterintelligence and Security Center shall be re-*  
11       *sponsible for the protection of classified information*  
12       *and for the establishment and enforcement of all secu-*  
13       *rity-related controls within an Intelligence Commu-*  
14       *nity Counterintelligence Office.*

15       (b) *PERSONNEL.*—

16               (1) *DIRECTOR.*—

17                       (A) *APPOINTMENT.*—*The head of an Intel-*  
18       *ligence Community Counterintelligence Office es-*  
19       *tablished within a designated Federal depart-*  
20       *ment or agency pursuant to this section shall be*  
21       *the Director of the Intelligence Community*  
22       *Counterintelligence Office of the department or*  
23       *agency who is appointed by the Director of Na-*  
24       *tional Intelligence. The Director of the Intel-*

1           *ligence Community Counterintelligence Office*  
2           *shall—*

3                     *(i) be supervised and subject to per-*  
4                     *formance evaluations by the Director of the*  
5                     *National Counterintelligence and Security*  
6                     *Center, in consultation with the head of the*  
7                     *department or agency;*

8                     *(ii) be an employee of the intelligence*  
9                     *community with significant counterintel-*  
10                    *ligence experience; and*

11                    *(iii) serve for a period of 3 years.*

12                    *(B) RESPONSIBILITIES.—The Director of an*  
13                    *Intelligence Community Counterintelligence Of-*  
14                    *fice at a designated Federal department or agen-*  
15                    *cy shall carry out the following responsibilities:*

16                    *(i) Serving as the head of the Intel-*  
17                    *ligence Community Counterintelligence Of-*  
18                    *fice of the department or agency, with su-*  
19                    *pervisory responsibility for the Office and*  
20                    *any other personnel assigned to the Office.*

21                    *(ii) Advising the head of the depart-*  
22                    *ment or agency on counterintelligence and*  
23                    *intelligence information.*

24                    *(iii) Ensuring that counterintelligence*  
25                    *threat information and, as appropriate, fin-*

1            *ished intelligence on topics related to the*  
2            *functions of the department or agency, are*  
3            *provided to appropriate personnel of the de-*  
4            *partment or agency without delay.*

5            *(iv) Ensuring critical intelligence rel-*  
6            *evant to the head of the department or agen-*  
7            *cy is requested and disseminated in a time-*  
8            *ly manner.*

9            *(v) Establishing, as appropriate, mech-*  
10           *anisms for collaboration through which de-*  
11           *partment or agency subject matter experts,*  
12           *including those without security clearances,*  
13           *can share information and expertise with*  
14           *the intelligence community.*

15           *(vi) Correlating and evaluating coun-*  
16           *terintelligence threats identified within in-*  
17           *telligence community reporting, in coordi-*  
18           *nation with the National Counterintel-*  
19           *ligence and Security Center, and providing*  
20           *appropriate dissemination of such intel-*  
21           *ligence to officials of the department or*  
22           *agency with a need-to-know.*

23           *(vii) Advising the head of the agency*  
24           *or department on methods to improve the*

1                    *counterintelligence posture of the agency or*  
2                    *department.*

3                    *(viii) Where appropriate, supporting*  
4                    *the agency or department leadership in en-*  
5                    *gaging with the National Security Council.*

6                    *(ix) In coordination with the National*  
7                    *Counterintelligence and Security Center, es-*  
8                    *tablishing counterintelligence partnerships*  
9                    *to improve the counterintelligence defense of*  
10                    *the department or agency.*

11                    *(2) DEPUTY DIRECTOR.—Each Intelligence Com-*  
12                    *munity Counterintelligence Office established within*  
13                    *a department or agency shall have a Deputy Director*  
14                    *who is appointed by the head of the department or*  
15                    *agency, in coordination with the Director of National*  
16                    *Intelligence. The Deputy Director shall—*

17                    *(A) be supervised and subject to perform-*  
18                    *ance evaluations by the head of the department*  
19                    *or agency, in consultation with the Director of*  
20                    *the National Counterintelligence and Security*  
21                    *Center;*

22                    *(B) be a current or former employee of the*  
23                    *department or agency with significant experience*  
24                    *within such agency or department; and*

1           (C) *serve at the pleasure of the head of the*  
2 *department or agency.*

3           (3) *OTHER EMPLOYEES.—*

4           (A) *JOINT DUTY ASSIGNMENT.—Each Intel-*  
5 *ligence Community Counterintelligence Office*  
6 *shall have such other employees as the Director*  
7 *of National Intelligence, in consultation with the*  
8 *head of the department or agency, determines*  
9 *appropriate. Employment at an Intelligence*  
10 *Community Counterintelligence Office is an in-*  
11 *telligence community joint duty assignment. A*  
12 *permanent change of station to an Intelligence*  
13 *Community Counterintelligence Office shall be*  
14 *for a period of not less than 2 years.*

15           (B) *SUPERVISION.—The Director of the In-*  
16 *telligence Community Counterintelligence Office*  
17 *of a department or agency shall be responsible*  
18 *for the supervision and management of employ-*  
19 *ees assigned to the Office of that department or*  
20 *agency, including employees assigned by pro-*  
21 *gram elements of the intelligence community and*  
22 *other Federal departments and agencies, as ap-*  
23 *propriate.*

24           (C) *JOINT DUTY OR ASSIGNED PERSONNEL*  
25 *REIMBURSEMENT.—The Director of National In-*

1           *telligence shall reimburse a program element of*  
2           *the intelligence community or a Federal depart-*  
3           *ment or agency for any permanent change of sta-*  
4           *tion employee assigned to the Office of that ele-*  
5           *ment, department, or agency from amounts au-*  
6           *thorized to be appropriated for the Office of the*  
7           *Director of National Intelligence.*

8           *(D) OPERATION UNDER AUTHORITY OF DI-*  
9           *RECTOR OF NATIONAL INTELLIGENCE.—Employ-*  
10          *ees assigned to an Intelligence Community Coun-*  
11          *terintelligence Office under this paragraph shall*  
12          *operate under the authorities of the Director of*  
13          *National Intelligence for the duration of their as-*  
14          *signment or period of employment within the Of-*  
15          *fice, except for temporary duty assignment em-*  
16          *ployees.*

17          *(E) INCENTIVE PAY.—*

18                 *(i) IN GENERAL.—An employee who*  
19                 *accepts employment at an Intelligence Com-*  
20                 *munity Counterintelligence Office during*  
21                 *the 120-day period after the date of the es-*  
22                 *tablishment of the Office shall receive an in-*  
23                 *centive payment, which shall be payable by*  
24                 *the Director of National Intelligence, in an*  
25                 *amount equal to 10 percent of the base an-*

1            *nual pay of the employee. Such an employee*  
2            *who completes 2 years of service in such Of-*  
3            *fice may receive an incentive payment in*  
4            *an amount equal to 10 percent of the base*  
5            *annual pay of the employee if the Director*  
6            *of the Office determines the performance of*  
7            *the employee is exceptional.*

8            *(ii) ADDITIONAL INCENTIVE PAYMENTS*  
9            *FOR OTHER EMPLOYMENT.—An employee*  
10           *who receives an incentive payment or pay-*  
11           *ments under clause (i) for accepting em-*  
12           *ployment in an Intelligence Community*  
13           *Counterintelligence Office may receive an*  
14           *additional incentive payment or payments*  
15           *if the employee accepts employment at a*  
16           *different Intelligence Community Counter-*  
17           *intelligence Office. Such payments shall be*  
18           *made under the same terms and conditions*  
19           *as payments under clause (i), except that*  
20           *the amount of each incentive payment shall*  
21           *be 5 percent of the base annual pay of the*  
22           *employee.*

23           *(iii) ELIGIBILITY.—An employee is*  
24           *only eligible for an incentive payment*  
25           *under clause (i) or (ii) if the employee en-*

1            *ters into an agreement with the Director of*  
2            *National Intelligence to serve in the Intel-*  
3            *ligence Community Counterintelligence Of-*  
4            *fice for a period of at least 2 years.*

5            *(c) FUNDING.—Amounts authorized to be appropriated*  
6            *for the National Intelligence Program of the Office of the*  
7            *Director of National Intelligence may be made available*  
8            *for—*

9            *(1) the renovation, furnishing, and equipping of*  
10           *a Federal building, as necessary, to meet the security*  
11           *and operational requirements of an Intelligence Com-*  
12           *munity Counterintelligence Office;*

13           *(2) the provision of connectivity to the Intel-*  
14           *ligence Community Counterintelligence Office of a*  
15           *Federal department or agency that is located within*  
16           *the building of that department or agency to enable*  
17           *briefings, secure audio and video communications,*  
18           *and collaboration between employees of the depart-*  
19           *ment or agency and the intelligence community at the*  
20           *unclassified, secret, and top secret levels;*

21           *(3) the provision of other information technology*  
22           *systems and devices, such as computers, printers, and*  
23           *phones, for use by employees of an Intelligence Com-*  
24           *munity Counterintelligence Office;*



1           (4) *the assignment of employees of the intel-*  
2 *ligence community to support the operation of an In-*  
3 *telligence Community Counterintelligence Office; and*

4           (5) *the provision of other personal services nec-*  
5 *essary for the operation of an Intelligence Community*  
6 *Counterintelligence Office.*

7           (d) *DEADLINE FOR ESTABLISHMENT OF OFFICE IN*  
8 *DEPARTMENT OF AGRICULTURE.—*

9           (1) *ESTABLISHMENT.—Not later than January*  
10 *1, 2025, the Director of National Intelligence shall*  
11 *seek to establish, in accordance with this section, an*  
12 *Intelligence Community Counterintelligence Office*  
13 *within the Department of Agriculture.*

14           (2) *REPORT.—Not later than 180 days after the*  
15 *date of the enactment of this Act, the Director of Na-*  
16 *tional Intelligence shall submit to the congressional*  
17 *intelligence committees a report on the plan to estab-*  
18 *lish the Office required under paragraph (1). Such re-*  
19 *port shall include the costs and schedule associated*  
20 *with establishing such Office.*

21           (e) *DESIGNATED FEDERAL DEPARTMENT OR AGEN-*  
22 *CY.—In this section, the term “designated Federal depart-*  
23 *ment or agency” means the Department of Agriculture.*

1 **SEC. 418. TERMINATION OF CLIMATE SECURITY ADVISORY**  
2 **COUNCIL.**

3 (a) *TERMINATION.*—*The Climate Security Advisory*  
4 *Council established under section 120 of the National Secu-*  
5 *rity Act of 1947 (50 U.S.C. 3060) shall terminate on the*  
6 *date that is 180 days after the date of the enactment of*  
7 *this Act.*

8 (b) *WIND-DOWN PERIOD.*—*During the 180-day period*  
9 *beginning on the date of the enactment of this Act and end-*  
10 *ing on the date of the termination of the Climate Security*  
11 *Advisory Council under subsection (a)—*

12 (1) *the Director of National Intelligence shall*  
13 *take such steps as may be necessary to complete the*  
14 *termination by such date, including with respect to*  
15 *the discharge of any final duties; and*

16 (2) *the Climate Security Advisory Council may*  
17 *not carry out operations other than those related to*  
18 *such steps for termination.*

19 (c) *CONFORMING REPEAL.*—

20 (1) *REPEAL.*—*Section 120 of the National Secu-*  
21 *rity Act of 1947 (50 U.S.C. 3060) is repealed (and*  
22 *conforming the table of contents accordingly).*

23 (2) *EFFECTIVE DATE.*—*The amendment made by*  
24 *paragraph (1) shall take effect on the date that is 180*  
25 *days after the date of the enactment of this Act.*

1 **SEC. 419. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
2 **FEDERAL BUREAU OF INVESTIGATION PEND-**  
3 **ING SUBMISSION OF INFORMATION REGARD-**  
4 **ING CERTAIN MEDIA ENGAGEMENTS.**

5 (a) *FINDINGS.*—Congress finds that the Director of the  
6 Federal Bureau of Investigation has previously agreed to  
7 provide the information specified in subsection (b).

8 (b) *LIMITATION.*—Of the funds authorized to be appro-  
9 priated by this Act or otherwise made available under the  
10 National Intelligence Program for fiscal year 2024 for the  
11 Federal Bureau of Investigation, not more than 98 percent  
12 may be obligated or expended until the Director of the Fed-  
13 eral Bureau of Investigation submits to the congressional  
14 intelligence committees a list of media backgrounders con-  
15 ducted by personnel of the Federal Bureau of Investigation  
16 relating to the 2020 election for President or foreign malign  
17 influence in the lead up to such election, the dates of such  
18 engagements, and the persons with whom such engagements  
19 were held.

20 (c) *NATIONAL INTELLIGENCE PROGRAM DEFINED.*—In  
21 this section, the term “National Intelligence Program” has  
22 the meaning given that term in section 3 of the National  
23 Security Act of 1947 (50 U.S.C. 3003).

1 **SEC. 420. LIMITATION ON AVAILABILITY OF FUNDS FOR**  
2 **FEDERAL BUREAU OF INVESTIGATION PEND-**  
3 **ING SUBMISSION OF CERTAIN MEMORANDUM**  
4 **RELATING TO BUDGET.**

5 (a) *LIMITATION.*—*Of the funds authorized to be appro-*  
6 *priated by this Act or otherwise made available under the*  
7 *National Intelligence Program for fiscal year 2024 for the*  
8 *Federal Bureau of Investigation, not more than 99.9 per-*  
9 *cent may be obligated or expended until the Director of the*  
10 *Federal Bureau of Investigation, in coordination with the*  
11 *Director of National Intelligence, submits to the congress-*  
12 *sional intelligence committees the memorandum of agree-*  
13 *ment that governs the policy of the Federal Bureau of Inves-*  
14 *tigation on budget execution.*

15 (b) *NATIONAL INTELLIGENCE PROGRAM DEFINED.*—  
16 *In this section, the term “National Intelligence Program”*  
17 *has the meaning given that term in section 3 of the National*  
18 *Security Act of 1947 (50 U.S.C. 3003).*

19 **SEC. 421. LIMITATION ON AVAILABILITY OF FUNDS FOR OF-**  
20 **FICE OF THE DIRECTOR OF NATIONAL INTEL-**  
21 **LIGENCE PENDING SUBMISSION OF CERTAIN**  
22 **DOCUMENTS AND ANNEXES.**

23 *Of the funds authorized to be appropriated by this Act*  
24 *or otherwise made available for fiscal year 2024 for the Of-*  
25 *fice of the Director of National Intelligence, not more than*  
26 *97 percent may be obligated or expended until the date on*



1 *justification book pursuant to subsection (a) regarding the*  
2 *aggregate amount of funding requested for counternarcotics*  
3 *shall include—*

4           (1) *a summary of the main activities and invest-*  
5 *ments that such requested funding would support;*

6           (2) *a breakdown of such requested funding by*  
7 *program, budget category, intelligence discipline, and*  
8 *any other appropriate classification;*

9           (3) *a comparison of aggregate requested funding*  
10 *and aggregate enacted funding for counternarcotics*  
11 *for the current fiscal year and the previous fiscal*  
12 *year;*

13           (4) *the number of full-time equivalent civilian*  
14 *and military personnel assigned to the counter-*  
15 *narcotics mission of the intelligence community; and*

16           (5) *such other information as the Director of Na-*  
17 *tional Intelligence determines appropriate.*

18 **SEC. 432. DEVELOPMENT OF PLAN TO MAKE OPEN-SOURCE**  
19 **INTELLIGENCE PRODUCTS AVAILABLE TO**  
20 **CERTAIN FEDERAL EMPLOYEES.**

21           (a) *PLAN REQUIREMENT.*—*Not later than 180 days*  
22 *after the date of the enactment of this Act, the Director of*  
23 *National Intelligence, in consultation with such heads of the*  
24 *elements of the intelligence community as the Director con-*  
25 *siders appropriate, shall develop and submit to the congress-*

1 sional intelligence committees a plan to make available to  
2 covered individuals any covered open-source intelligence  
3 product.

4 (b) *ELEMENTS.*—The plan required under subsection  
5 (a) shall include the following:

6 (1) *Policies and procedures to make available to*  
7 *covered individuals any covered open-source intel-*  
8 *ligence product in a manner consistent with the pro-*  
9 *tection of intelligence sources and methods.*

10 (2) *Policies and procedures to increase the avail-*  
11 *ability and accessibility to covered individuals of*  
12 *publicly available foreign language material that is*  
13 *translated by or within the intelligence community.*

14 (3) *Policies and procedures to ensure that the*  
15 *head of each element of the intelligence community*  
16 *that produces any covered open-source intelligence*  
17 *product complies with all policies and procedures*  
18 *issued to implement the plan submitted under sub-*  
19 *section (a).*

20 (4) *Policies and procedures to ensure that any*  
21 *covered open-source intelligence product that is made*  
22 *available to covered individuals satisfies the require-*  
23 *ments under any policy, procedure, or standard*  
24 *issued by the head of an element of the intelligence*

1        *community relating to the production and dissemina-*  
2        *tion of intelligence products.*

3            (5) *Any obstacles to making available to covered*  
4        *individuals unclassified products derived from open-*  
5        *source intelligence produced by the intelligence com-*  
6        *munity, including translated foreign language mate-*  
7        *rial described in paragraph (2).*

8            (6) *With respect to implementation of the plan,*  
9        *a discussion of the estimated timeline, any additional*  
10       *funding or other resources, and any new authorities*  
11       *that would be required for such implementation.*

12           (7) *A discussion of the feasibility and advis-*  
13       *ability of making unclassified products derived from*  
14       *open-source intelligence produced by the intelligence*  
15       *community available to State and local government*  
16       *officials who would derive value from such unclassi-*  
17       *fied products.*

18           (c) *FORM.—The plan required under subsection (a)*  
19       *shall be submitted in unclassified form, but may include*  
20       *a classified annex.*

21           (d) *INTELLIGENCE COMMUNITY DIRECTIVE WITH RE-*  
22       *SPECT TO OPEN-SOURCE INTELLIGENCE.—Not later than*  
23       *180 days after the date of the enactment of this Act, the*  
24       *Director of National Intelligence shall update Intelligence*  
25       *Community Directive 208, Maximizing the Utility of Ana-*



1 *lytic Products (or any successor directive) to specifically*  
2 *address—*

3           (1) *the production and dissemination of unclas-*  
4 *sified intelligence products derived entirely from*  
5 *open-source intelligence, including from unclassified*  
6 *publicly available information, unclassified commer-*  
7 *cially available information, or any other type of un-*  
8 *classified information; and*

9           (2) *the needs and requirements of covered indi-*  
10 *viduals who do not hold a security clearance or have*  
11 *access to the classified systems on which such unclas-*  
12 *sified intelligence products reside.*

13 *(e) DEFINITIONS.—In this section:*

14           (1) *COVERED INDIVIDUAL.—The term “covered*  
15 *individual” means an employee of the Federal Gov-*  
16 *ernment—*

17                   (A) *who is not an employee or contractor of*  
18 *an element of the intelligence community; and*

19                   (B) *who would derive value from a covered*  
20 *open-source intelligence product.*

21           (2) *COVERED OPEN-SOURCE INTELLIGENCE*  
22 *PRODUCT.—The term “covered open-source intel-*  
23 *ligence product” means an unclassified product de-*  
24 *ived from open-source intelligence that is produced*  
25 *by the intelligence community.*

1 **SEC. 433. INTELLIGENCE COMMUNITY-WIDE POLICY ON**  
2 **PREPUBLICATION REVIEW.**

3 *Not later than 30 days after the date of the enactment*  
4 *of this Act, the Director of National Intelligence shall issue,*  
5 *and submit to the congressional intelligence committees, an*  
6 *intelligence community-wide policy regarding publica-*  
7 *tion review.*

8 **SEC. 434. REVIEW RELATING TO CONFIDENTIAL HUMAN**  
9 **SOURCE PROGRAM OF FEDERAL BUREAU OF**  
10 **INVESTIGATION.**

11 *(a) REVIEW BY INSPECTOR GENERAL OF INTEL-*  
12 *LIGENCE COMMUNITY.—*

13 *(1) REVIEW.—The Inspector General of the Intel-*  
14 *ligence Community, in coordination with the Inspec-*  
15 *tor General of the Department of Justice, shall con-*  
16 *duct a review of the policies and procedures governing*  
17 *the confidential human source program of the Federal*  
18 *Bureau of Investigation (in this section referred to as*  
19 *the “program”) and the compliance by the Federal*  
20 *Bureau of Investigation with such policies and proce-*  
21 *dures, including—*

22 *(A) the policy of the Department of Justice*  
23 *titled “The Attorney General’s Guidelines Re-*  
24 *garding the Use of FBI Confidential Sources”*  
25 *(or successor policy); and*

1           (B) *Intelligence Community Directive 304*  
2           *(or successor directive).*

3           (2) *ELEMENTS.*—*The review under paragraph*  
4           *(1) shall include the following:*

5                   (A) *An assessment of the compliance by the*  
6                   *Federal Bureau of Investigation with the policies*  
7                   *and procedures governing the program, includ-*  
8                   *ing with respect to the management and valida-*  
9                   *tion of confidential human sources under such*  
10                  *program.*

11                   (B) *An assessment of the means by which*  
12                   *the Federal Bureau of Investigation conducts*  
13                   *risk assessments relating to the continual valida-*  
14                   *tion of long-term confidential human sources*  
15                   *under the program.*

16                   (C) *An assessment of the timeliness and*  
17                   *completion rates of the reviews of confidential*  
18                   *human sources under the program.*

19                   (D) *An identification of the data points as-*  
20                   *essed by the Federal Bureau of Investigation*  
21                   *during such reviews and the State and local*  
22                   *databases used in conducting such reviews.*

23                   (E) *A list containing an identification of*  
24                   *each incident of noncompliance with a policy or*  
25                   *procedure specified in subparagraph (A).*

1           (3) *SUBMISSION.*—Not later than 90 days after  
2           the date on which the review under paragraph (1) is  
3           completed, the Inspector General of the Intelligence  
4           Community shall submit to the congressional intel-  
5           ligence committees a report containing the results of  
6           such review.

7           (b) *REQUIREMENT.*—Beginning not later than 180  
8           days after the date of the enactment of this Act, with respect  
9           to any confidential human source the management of which  
10          is funded through the National Intelligence Program—

11           (1) if an agent of the Federal Bureau of Inves-  
12          tigation has reasonable grounds to believe that such a  
13          confidential human source, or any immediate family  
14          member of such a source, has engaged in unauthorized  
15          criminal activity, including any misdemeanor or fel-  
16          ony crime, the agent shall promptly notify a con-  
17          fidential human source coordinator or the assigned  
18          Federal prosecutor; and

19           (2) the file of each such confidential human  
20          source shall be reviewed on at least a quarterly basis  
21          and in a manner otherwise consistent with the guide-  
22          lines of the Attorney General and other policies of the  
23          Federal Bureau of Investigation.

24          (c) *DEFINITIONS.*—In this section:

1           (1) *IMMEDIATE FAMILY MEMBER.*—*The term*  
2           *“immediate family member” means, with respect to*  
3           *an individual, a spouse, domestic partner, parent,*  
4           *sibling, child, stepparent, stepsibling, or stepchild of*  
5           *the individual.*

6           (2) *NATIONAL INTELLIGENCE PROGRAM.*—*The*  
7           *term “National Intelligence Program” has the mean-*  
8           *ing given such term in section 3 of the National Secu-*  
9           *rity Act of 1947 (50 U.S.C. 3003).*

10 **SEC. 435. INSPECTOR GENERAL OF THE INTELLIGENCE**  
11                                   **COMMUNITY ASSESSMENT OF OVERT HUMAN**  
12                                   **INTELLIGENCE COLLECTION PROGRAM OF**  
13                                   **DEPARTMENT OF HOMELAND SECURITY.**

14           (a) *ASSESSMENT.*—

15           (1) *REQUIREMENT.*—*The Inspector General of*  
16           *the Intelligence Community shall conduct an assess-*  
17           *ment of the Overt Human Intelligence Collection Pro-*  
18           *gram administered by the Under Secretary of Home-*  
19           *land Security for Intelligence and Analysis.*

20           (2) *ELEMENTS.*—*The assessment under para-*  
21           *graph (1) shall include findings and, as appropriate,*  
22           *recommendations on the following:*

23                                   (A) *Whether the Overt Human Intelligence*  
24                                   *Collection Program is authorized or otherwise*  
25                                   *supported by legal authorities.*

1           (B) Whether, and to what extent, such Pro-  
2 gram has provided valuable insights on national  
3 intelligence priorities and intelligence priorities  
4 of the Department of Homeland Security.

5           (C) Whether there is sufficient training pro-  
6 vided to, and sufficient oversight provided of, of-  
7 ficers and employees of the Office of Intelligence  
8 and Analysis of the Department of Homeland  
9 Security who conduct interviews or other engage-  
10 ments for intelligence collection purposes under  
11 such Program.

12           (D) Whether the responsibilities, procedures,  
13 and requirements for such Program set forth in  
14 Policy Instruction 907 of the Office of Intel-  
15 ligence and Analysis, issued on June 29, 2016,  
16 (or any successor instruction) are clear, com-  
17 plete, and consistently complied with by such of-  
18 ficers and employees.

19           (E) Whether such Program raises, or, with  
20 respect to activities conducted under such Pro-  
21 gram prior to the date of such assessment, has  
22 raised, legal, ethical, or operational concerns, in-  
23 cluding concerns relating to the actual or poten-  
24 tial violation of any applicable policies or proce-

1           *dures for protecting the constitutional or statu-*  
2           *tory rights of United States persons.*

3           *(F) Any other matter the Inspector General*  
4           *of the Intelligence Community determines appro-*  
5           *priate.*

6           *(3) BRIEFING.—Not later than 180 days after*  
7           *the date of the enactment of this Act, the Inspector*  
8           *General of the Intelligence Community shall provide*  
9           *to the appropriate congressional committees a briefing*  
10          *on the preliminary findings and recommendations of*  
11          *the Inspector General with respect to the assessment*  
12          *under paragraph (1).*

13          *(4) REPORT.—Not later than 1 year after the*  
14          *date of the enactment of this Act, the Inspector Gen-*  
15          *eral of the Intelligence Community shall submit to the*  
16          *appropriate congressional committees a report con-*  
17          *taining the findings and recommendations of the In-*  
18          *spector General with respect to the assessment under*  
19          *paragraph (1).*

20          *(b) PROHIBITION ON AVAILABILITY OF FUNDS.—None*  
21          *of the funds authorized to be appropriated by this Act may*  
22          *be made available to the Office of Intelligence and Analysis*  
23          *to conduct or resume a covered activity.*

24          *(c) DEFINITION.—In this section:*

1           (1) *APPROPRIATE CONGRESSIONAL COMMIT-*  
2           *TEES.—The term “appropriate congressional commit-*  
3           *tees” means the following:*

4                   (A) *The congressional intelligence commit-*  
5                   *tees.*

6                   (B) *The Committee on Homeland Security*  
7                   *of the House of Representatives.*

8                   (C) *The Committee on Homeland Security*  
9                   *and Governmental Affairs of the Senate.*

10           (2) *COVERED ACTIVITY.—The term “covered ac-*  
11           *tivity” means an activity the conduct of which under*  
12           *the Overt Human Intelligence Collection Program*  
13           *was paused in 2022 (as described in the document*  
14           *submitted to the Permanent Select Committee on In-*  
15           *telligence of the House of Representatives by the*  
16           *Under Secretary of Homeland Security for Intel-*  
17           *ligence and Analysis, titled “Response to Questions*  
18           *during HPSCI Briefing on March 7, 2023”), involv-*  
19           *ing the conduct by an officer or employee of the Office*  
20           *of Intelligence and Analysis of an interview or other*  
21           *engagement for intelligence collection purposes with*  
22           *an individual, in connection with a criminal mat-*  
23           *ter—*



1           (A) who has been charged, arraigned, or is  
2           in the custody of a Federal, State, or local law  
3           enforcement agency; and

4           (B) whose guilt with respect to such matter  
5           has not yet been adjudicated.

6           (3) *OVERT HUMAN INTELLIGENCE COLLECTION*  
7           PROGRAM.—The term “Overt Human Intelligence  
8           Collection Program” means the program established  
9           by the Under Secretary of Homeland Security for In-  
10          telligence and Analysis pursuant to Policy Instruc-  
11          tion 907 of the Office of Intelligence and Analysis,  
12          issued on June 29, 2016 (or any successor program).

13          (4) *UNITED STATES PERSON*.—The term “United  
14          States person” has the meaning given that term in  
15          section 101 of the Foreign Intelligence Surveillance  
16          Act of 1978 (50 U.S.C. 1801).

17 **SEC. 436. INTELLIGENCE ASSESSMENTS REGARDING HAITI.**

18          (a) *INTELLIGENCE COMMUNITY ASSESSMENT*.— The  
19          Director of National Intelligence, acting through the Na-  
20          tional Intelligence Council, shall produce an intelligence  
21          community assessment regarding Haiti. Such assessment  
22          shall include each of the following:

23                  (1) An analysis of the security, political, and  
24                  economic situation in Haiti, and its effect on—

25                          (A) the people of Haiti;

1                   (B) other countries in the Caribbean region;  
2                   and

3                   (C) the United States, including Puerto  
4                   Rico and the United States Virgin Islands, as a  
5                   result of increased out-migration from Haiti to  
6                   the United States, the increased use of Haiti as  
7                   a transshipment point for illicit drugs destined  
8                   for the United States, or any other relevant fac-  
9                   tor or trend.

10                  (2) A description of opportunities available to  
11                  improve or stabilize the security, political, and eco-  
12                  nomic situation in Haiti.

13                  (3) An identification of specific events or actions  
14                  in Haiti that, were they to occur individually or in  
15                  combination, would serve as signposts indicating the  
16                  further deterioration or collapse of the security, polit-  
17                  ical, and economic situation in Haiti.

18                  (b) INTELLIGENCE ASSESSMENT.—The Director of Na-  
19                  tional Intelligence shall produce an intelligence assessment  
20                  based on a review of the intelligence products pertaining  
21                  to Haiti that were written by elements of the intelligence  
22                  community and provided to policymakers during the period  
23                  of time beginning on January 1, 2021, and ending on July  
24                  7, 2021. Such assessment shall include each of the following:

1           (1) *An analysis of whether, during the time pe-*  
2 *riod covered by the assessment, the intelligence com-*  
3 *munity provided policymakers with adequate indica-*  
4 *tions and warning of the assassination of Haitian*  
5 *President Jovenal Moise on July 7, 2021.*

6           (2) *An analysis of whether, during such time pe-*  
7 *riod, the intelligence community provided policy-*  
8 *makers with useful and unique insights, derived from*  
9 *both covertly collected and open-source intelligence,*  
10 *that policymakers would not otherwise have been able*  
11 *to obtain from sources outside of the intelligence com-*  
12 *munity.*

13           (3) *Based on the analyses conducted under para-*  
14 *graphs (1) and (2), any recommendations to improve*  
15 *indications and warning or to otherwise enhance the*  
16 *utility for policymakers of intelligence products that*  
17 *the intelligence community prepares on Haiti, specifi-*  
18 *cally, or on other countries characterized by chronic*  
19 *insecurity, instability, and poverty.*

20           (c) *SUBMISSION TO CONGRESS.—*

21           (1) *IN GENERAL.—Not later than 1 year after*  
22 *the date of the enactment of this Act, the Director*  
23 *shall concurrently submit to the congressional intel-*  
24 *ligence committees the intelligence community assess-*

1        *ment produced under subsection (a) and the intel-*  
2        *ligence assessment produced under subsection (b).*

3            (2) *FORM.*— *The assessments submitted under*  
4        *paragraph (1) shall be submitted in classified form.*

5        **SEC. 437. INTELLIGENCE ASSESSMENT OF INFLUENCE OP-**  
6                            **ERATIONS BY PEOPLE’S REPUBLIC OF CHINA**  
7                            **TOWARD PACIFIC ISLANDS COUNTRIES.**

8            (a) *ASSESSMENT.*—*Not later than 180 days after the*  
9        *date of the enactment of this Act, the Assistant Secretary*  
10       *of State for Intelligence and Research, in consultation with*  
11       *the heads of the other elements of the intelligence community*  
12       *that the Assistant Secretary determines appropriate, shall*  
13       *submit to the congressional intelligence committees an as-*  
14       *essment of influence operations by the People’s Republic*  
15       *of China toward Pacific Islands countries.*

16           (b) *ELEMENTS.*—*The intelligence assessment under*  
17       *subsection (a) shall include the following:*

18            (1) *A description of recent and potential future*  
19        *efforts by the People’s Republic of China, using either*  
20        *overt or covert means, to enhance its security, polit-*  
21        *ical, diplomatic, or economic ties with Pacific Islands*  
22        *countries.*

23            (2) *An assessment of how the People’s Republic*  
24        *of China views the success of its efforts to expand in-*  
25        *fluence in Pacific Islands countries, and the impor-*

1        *tance of such efforts to its national security, foreign*  
2        *policy, and economic development objectives.*

3                *(3) An identification of Pacific Islands countries*  
4        *in which the People’s Republic of China has estab-*  
5        *lished, or is seeking to establish, an intelligence pres-*  
6        *ence or intelligence partnerships.*

7                *(4) An assessment of the degree to which the Peo-*  
8        *ple’s Republic of China is using economic or other*  
9        *forms of coercion to pressure the Pacific Islands coun-*  
10       *tries that diplomatically recognize Taiwan (the Re-*  
11       *public of the Marshall Islands, Palau, Nauru, and*  
12       *Tuvalu) into instead recognizing the People’s Repub-*  
13       *lic of China.*

14               *(5) An analysis of how specific Pacific Islands*  
15       *countries are responding to efforts by the People’s Re-*  
16       *public of China to increase bilateral engagement.*

17               *(6) An assessment of the influence of the People’s*  
18       *Republic of China in the Pacific Islands Forum (the*  
19       *main multilateral organization of the region) and of*  
20       *the efforts of the People’s Republic of China to estab-*  
21       *lish parallel regional organizations and recruit Pa-*  
22       *cific Islands countries to participate.*

23               *(7) An analysis of opportunities for the United*  
24       *States to counter influence operations by the People’s*  
25       *Republic of China in the Pacific Islands region that*

1        *undermine the national security or economic interests*  
2        *of the United States.*

3        (c) *FORM.*—*The intelligence assessment under sub-*  
4        *section (a) may be submitted in classified form.*

5        (d) *DEFINITIONS.*—*In this section:*

6            (1) *APPROPRIATE CONGRESSIONAL COMMIT-*  
7        *TEES.*—*The term “appropriate congressional commit-*  
8        *tees” means—*

9            (A) *the congressional intelligence commit-*  
10        *tees;*

11            (B) *the Committee on Foreign Affairs and*  
12        *the Select Committee on the Strategic Competi-*  
13        *tion Between the United States and the Chinese*  
14        *Communist Party of the House of Representa-*  
15        *tives; and*

16            (C) *the Committee on Foreign Relations of*  
17        *the Senate.*

18            (2) *PACIFIC ISLANDS COUNTRIES.*—*The term*  
19        *“Pacific Islands countries” includes the Federated*  
20        *States of Micronesia, Fiji, French Polynesia,*  
21        *Kiribati, the Republic of the Marshall Islands, Nauru,*  
22        *Palau, Solomon Islands, Tonga, Samoa, Niue,*  
23        *Tuvalu, and Vanuatu.*

1 **SEC. 438. INDEPENDENT STUDY ON ECONOMIC IMPACT OF**  
2 **MILITARY INVASION OF TAIWAN BY PEOPLE'S**  
3 **REPUBLIC OF CHINA.**

4 (a) *REQUIREMENT.*—Not later than 60 days after the  
5 date of the enactment of this Act, the Director of National  
6 Intelligence shall seek to enter into a contract with an eligi-  
7 ble entity to conduct a comprehensive study on the global  
8 economic impact of a military invasion of Taiwan by the  
9 People's Republic of China or certain other aggressive or  
10 coercive actions taken by the People's Republic of China  
11 with respect to Taiwan.

12 (b) *MATTERS INCLUDED.*—The study required under  
13 subsection (a) shall include the following:

14 (1) *An assessment of the economic impact glob-*  
15 *ally, in the United States, and in the People's Repub-*  
16 *lic of China that would result from an invasion of*  
17 *Taiwan by the People's Republic of China under var-*  
18 *ious potential invasion and response scenarios, in-*  
19 *cluding with respect to the impact on—*

20 (A) *supply chains;*

21 (B) *trade flows;*

22 (C) *financial markets;*

23 (D) *sovereign debt; and*

24 (E) *gross domestic product, unemployment,*  
25 *and other key economic indicators.*

1           (2) *An assessment of the economic impact glob-*  
2 *ally, in the United States, and in the People’s Repub-*  
3 *lic of China that would result from of an aggressive*  
4 *or coercive military, economic, or other action taken*  
5 *by the People’s Republic of China with respect to Tai-*  
6 *wan that falls short of an invasion, including as a re-*  
7 *sult of a blockade of Taiwan.*

8           (3) *The development of economic policy options,*  
9 *to include sanctions and supply chain restrictions,*  
10 *designed to cause escalating impacts on the economy*  
11 *of the People’s Republic of China during a preconflict*  
12 *phase.*

13       (c) *REPORT.—*

14           (1) *IN GENERAL.—Not later than 270 days after*  
15 *the date of the enactment of this Act, the eligible enti-*  
16 *ty that the Director of National Intelligence enters*  
17 *into an agreement with under subsection (a) shall*  
18 *submit to the Director a report containing the results*  
19 *of the study conducted under such subsection.*

20           (2) *SUBMISSION TO CONGRESS.—Not later than*  
21 *30 days after the date the Director receives the report*  
22 *under paragraph (1), the Director shall submit the re-*  
23 *port to the congressional intelligence committees.*



1           (3) *FORM OF REPORT.*—*The report required*  
2           *under this subsection shall be submitted in unclassi-*  
3           *fied form, but may include a classified annex.*

4           (d) *ELIGIBLE ENTITY DEFINED.*—*In this section, the*  
5           *term “eligible entity” means a federally funded research*  
6           *and development center or nongovernmental entity which*  
7           *has—*

8                     (1) *a primary focus on studies and analysis;*

9                     (2) *experience and expertise relevant to the study*  
10           *required under subsection (a); and*

11                    (3) *a sufficient number of personnel with the ap-*  
12           *propriate security clearance to conduct such study.*

13 **SEC. 439. REPORTS ON CIVILIAN CASUALTIES CAUSED BY**  
14                               **CERTAIN OPERATIONS OF FOREIGN GOVERN-**  
15                               **MENTS.**

16           (a) *ANNUAL REPORTS.*—*Not later than 1 year after*  
17           *the date of the enactment of this Act, and annually there-*  
18           *after for 2 years, the Director of National Intelligence shall*  
19           *submit to the congressional intelligence committees a report*  
20           *on civilian casualties caused by covered operations.*

21           (b) *ELEMENTS.*—*Each report under subsection (a)*  
22           *shall include, for the year covered by the report, each of*  
23           *the following:*

24                     (1) *A list identifying each covered operation dur-*  
25           *ing that year that has resulted in civilian casualties*

1       *that the Director of National Intelligence has con-*  
2       *firmed.*

3               (2) *An identification of the total number of civil-*  
4       *ian casualties resulting from covered operations dur-*  
5       *ing that year that the Director of National Intel-*  
6       *ligence has confirmed.*

7               (3) *For each covered operation identified in the*  
8       *list under paragraph (1), an identification of the fol-*  
9       *lowing:*

10               (A) *The date on which, and the location*  
11       *where, the covered operation occurred.*

12               (B) *The element of the foreign government*  
13       *that conducted the covered operation.*

14               (C) *The individual or entity against which*  
15       *the covered operation was directed.*

16               (D) *Any other circumstances or facts that*  
17       *the Director of National Intelligence determines*  
18       *relevant.*

19       (c) *FORM.—Each report required under subsection (a)*  
20       *may be submitted in classified form, but if so submitted*  
21       *shall include an unclassified executive summary.*

22       (d) *COVERED OPERATION DEFINED.—In this section,*  
23       *the term “covered operation” means an operation—*

24               (1) *conducted by a foreign government;*

25               (2) *involving the use of force; and*

1           (3) *in which intelligence shared by an element of*  
2           *the intelligence community plays a significant role.*

3 **SEC. 440. REPORT BY DIRECTOR OF NATIONAL INTEL-**  
4           **LIGENCE ON UYGHUR GENOCIDE.**

5           *(a) REPORT ON UYGHUR GENOCIDE.—*

6           (1) *SUBMISSION.—Not later than 180 days after*  
7           *the date of the enactment of this Act, the Director of*  
8           *National Intelligence, in coordination with the rel-*  
9           *evant heads of the elements of the intelligence commu-*  
10          *nity, shall submit to the congressional intelligence*  
11          *committees a report on the Uyghur genocide.*

12          (2) *MATTERS.—The report under paragraph (1)*  
13          *shall address the following matters:*

14                 (A) *Forced sterilization, forced birth con-*  
15                 *trol, and forced abortion of Uyghurs.*

16                 (B) *Forced transfer of Uyghur children*  
17                 *from their families.*

18                 (C) *Forced labor of Uyghurs, inside and*  
19                 *outside of Xinjiang.*

20                 (D) *The work conditions of Uyghur laborers*  
21                 *(including laborers in the textile, automobile and*  
22                 *electric vehicle, solar panel, polyvinyl chloride,*  
23                 *and rare earth metals sectors), including an*  
24                 *identification of any company that is—*

1                   (i) organized under the laws of the  
2                   People's Republic of China or otherwise sub-  
3                   ject to the jurisdiction of (or over which  
4                   control is exercised or exercisable by) the  
5                   Government of the People's Republic of  
6                   China; and

7                   (ii) employing forced Uyghur laborers  
8                   from Xinjiang.

9                   (E) Any other forms of physical or psycho-  
10                  logical torture against Uyghurs.

11                  (F) Any other actions that infringe on the  
12                  rights of Uyghurs to live freely in accordance  
13                  with their customs, culture, and religious prac-  
14                  tices.

15                  (G) The methods of surveillance of Uyghurs,  
16                  including surveillance via technology, law en-  
17                  forcement notifications, and forcing Uyghurs to  
18                  live with other individuals for monitoring pur-  
19                  poses.

20                  (H) Such other matters as the Director of  
21                  National Intelligence may determine appro-  
22                  priate.

23                  (3) FORM.—The report under paragraph (1)  
24                  shall be submitted in unclassified form, but may in-  
25                  clude a classified annex.

1           (b) *DEFINITIONS.*—*In this section, the terms “congres-*  
 2 *sional intelligence committees”, “intelligence”, “intelligence*  
 3 *community”, and “national intelligence” have the mean-*  
 4 *ings given those terms in section 3 of the National Security*  
 5 *Act of 1947 (50 U.S.C. 3003).*

6 **SEC. 441. TECHNICAL CORRECTIONS.**

7           (a) *NATIONAL SECURITY ACT OF 1947.*—*The National*  
 8 *Security Act of 1947 (50 U.S.C. 3001 et seq.) is amended—*

9                   (1) *in section 102A(n) (50 U.S.C. 3024(n)) by*  
 10 *redesignating the second paragraph (5) as paragraph*  
 11 *(6);*

12                   (2) *in section 503(c)(3) (50 U.S.C. 3093(c)(3)),*  
 13 *by striking “section” and inserting “subsection”;*

14                   (3) *in section 805(6) (50 U.S.C. 3164(6)), by*  
 15 *striking “sections 101 (a) and (b)” and inserting*  
 16 *“subsections (a) and (b) of section 101”; and*

17                   (4) *in section 1102A (50 U.S.C. 3232a)—*

18                           (A) *in subsection (b)(3), by striking “sub-*  
 19 *section (2)” and inserting “paragraph (1)”;* and

20                           (B) *in subsection (c)(4)(C)(iv), by striking*  
 21 *“wavier” and inserting “waiver”.*

22           (b) *INTELLIGENCE AUTHORIZATION ACT FOR FISCAL*  
 23 *YEAR 2023.*—*The Intelligence Authorization Act for Fiscal*  
 24 *Year 2023 (division F of Public Law 117–263) is amend-*  
 25 *ed—*

1           (1) *in section 6422(b) (50 U.S.C. 3334l(b)), by*  
2 *striking “Congressional” and inserting “congres-*  
3 *sional”;* and

4           (2) *in section 6732(b) (50 U.S.C. 3024 note; 136*  
5 *Stat. 3583), by striking “paragraph (5)” and insert-*  
6 *ing “paragraph (6)”.*

7           (c) *DAVID L. BOREN NATIONAL SECURITY EDUCATION*  
8 *ACT OF 1991.—The David L. Boren National Security*  
9 *Education Act of 1991 (50 U.S.C. 1901 et seq.) is amend-*  
10 *ed—*

11           (1) *in section 802(j)(6) (50 U.S.C. 1902(j)(6))—*

12                 (A) *by redesignating subparagraphs (C)*  
13 *and (D) as subparagraphs (B) and (C), respec-*  
14 *tively; and*

15                 (B) *in subparagraph (B), as so redesi-*  
16 *gnated, by striking “subparagraph (D)” and in-*  
17 *serting “subparagraph (C)”;*

18           (2) *in section 803(d)(9)(D) (50 U.S.C.*  
19 *1903(d)(9)(D)), by striking “Local” and inserting*  
20 *“local”;* and

21           (3) *in section 808(4)(A) (50 U.S.C. 1908(4)(A)),*  
22 *by striking “a agency” and inserting “an agency”.*

23           (d) *CENTRAL INTELLIGENCE AGENCY RETIREMENT*  
24 *ACT.—The Central Intelligence Agency Retirement Act (50*  
25 *U.S.C. 2001 et seq.) is amended—*

1           (1) in section 211(c)(2)(B) (50 U.S.C.  
2   2021(c)(2)(B)), by striking “subsection 241(c)” and  
3   inserting “section 241(c)”;

4           (2) in section 263(g)(1) (50 U.S.C. 2093(g)(1)),  
5   by striking “Fund” and inserting “fund”;

6           (3) in section 271(b) (50 U.S.C. 2111(b)), by  
7   striking “section 231(b)” and inserting “section  
8   231(c)”;

9           (4) in section 304(c) (50 U.S.C. 2154(c))—

10           (A) in paragraph (1)(B)(i), by striking  
11   “title 50” and inserting “title 5”; and

12           (B) in paragraph (5)(A)(ii), by striking  
13   “sections” and inserting “section”.

14       (e) *INTELLIGENCE REFORM AND TERRORISM PREVEN-*  
15 *TION ACT OF 2004.*—Section 3001 of the *Intelligence Re-*  
16 *form and Terrorism Prevention Act of 2004* (50 U.S.C.  
17 *3341*) is amended—

18           (1) in subsection (a)—

19           (A) in paragraph (4)(B)(i), by striking the  
20   semicolon and inserting “);”; and

21           (B) in paragraph (9)(A), by striking “with  
22   industry” and inserting “within industry”; and

23           (2) in subsection (j)(1)(C)(i), by striking “(d),”  
24   and all that follows through “section 8H” and insert-  
25   ing “(d), and (h) of section 8H”.

1           (f) *INTELLIGENCE AUTHORIZATION ACT FOR FISCAL*  
2 *YEAR 2003.—The Intelligence Authorization Act for Fiscal*  
3 *Year 2003 (Public Law 107–306; 116 Stat. 2383) is amend-*  
4 *ed—*

5           (1) *in section 313(d)(3)(B) (50 U.S.C.*  
6 *3361(d)(3)(B)), by adding a period at the end; and*

7           (2) *in section 343(d)(1) (50 U.S.C. 3363(d)(1)),*  
8 *by striking “Not later then” and inserting “Not later*  
9 *than”.*

10          (g) *CENTRAL INTELLIGENCE AGENCY ACT OF 1949.—*  
11 *The Central Intelligence Agency Act of 1949 (50 U.S.C.*  
12 *3501 et seq.) is amended—*

13           (1) *in section 4—*

14           (A) *in subsection (a)(1)(E) (50 U.S.C.*  
15 *3505(a)(1)(E)), by striking the period at the end*  
16 *and inserting “; and”; and*

17           (B) *in subsection (b)(2) (50 U.S.C.*  
18 *3505(b)(2)), by striking “authorized by section”*  
19 *and inserting “authorized by sections”;*

20           (2) *in section 6 (50 U.S.C. 3507), by striking*  
21 *“or of the, names” and inserting “or of the names”;*

22           (3) *in section 12(a)(2)(A) (50 U.S.C.*  
23 *3512(a)(2)(A)), by striking “used only for—” and*  
24 *inserting “used only for—”;*

25           (4) *in section 17—*



1           (A) in subsection (d)(5)(B)(ii) (50 U.S.C.  
2           3517(d)(5)(B)(ii)), by adding a period at the  
3           end; and

4           (B) in subsection (e)(4) (50 U.S.C.  
5           3517(e)(4)), by striking “which oath affirmation,  
6           or affidavit” and inserting “which oath, affirma-  
7           tion, or affidavit”; and

8           (5) in section 19(a)(2) (50 U.S.C. 3519(a)(2)),  
9           by striking “, as a participant” and inserting “as a  
10          participant”.

11          (h) *CENTRAL INTELLIGENCE AGENCY VOLUNTARY*  
12 *SEPARATION PAY ACT*.—Section 2(a)(1) of the *Central In-*  
13 *telligence Agency Voluntary Separation Pay Act* (50 U.S.C.  
14 *3519a(a)(1)*) is amended by adding “and” at the end.

15          (i) *NATIONAL SECURITY AGENCY ACT OF 1959*.—Sec-  
16 *tion 16(d)(1) of the National Security Agency Act of 1959*  
17 *(50 U.S.C. 3614(d)(1))* is amended by striking “program  
18 *participant,*” and inserting “program participant”.

19          (j) *INTELLIGENCE AUTHORIZATION ACT FOR FISCAL*  
20 *YEAR 1995*.—Section 811(e)(7) of the *Intelligence Author-*  
21 *ization Act for Fiscal Year 1995* (50 U.S.C. 3381(e)(7)) is  
22 amended by striking “sections 101 (a) and (b)” and insert-  
23 ing “subsections (a) and (b) of section 101”.

24          (k) *COORDINATION WITH OTHER AMENDMENTS MADE*  
25 *BY THIS ACT*.—For purposes of applying amendments

1 *made by provisions of this Act other than this section, the*  
2 *amendments made by this section shall be treated as having*  
3 *been enacted immediately before any such amendments by*  
4 *other provisions of this Act.*

5 **TITLE V—MATTERS RELATING**  
6 **TO DEFENSE INTELLIGENCE**  
7 **AND OVERHEAD ARCHITEC-**  
8 **TURE**

9 **SEC. 501. EXTENSION OF AUTHORITY TO ENGAGE IN COM-**  
10 **MERCIAL ACTIVITIES AS SECURITY FOR IN-**  
11 **TELLIGENCE COLLECTION ACTIVITIES.**

12 *Section 431(a) of title 10, United States Code, is*  
13 *amended by striking “December 31, 2023” and inserting*  
14 *“December 31, 2024”.*

15 **SEC. 502. MODIFICATION OF REPORTING REQUIREMENT**  
16 **FOR ALL-DOMAIN ANOMALY RESOLUTION OF-**  
17 **FICE.**

18 *Section 1683(k)(1) of the National Defense Authoriza-*  
19 *tion Act for Fiscal Year 2022 (50 U.S.C. 3373(k)(1)), as*  
20 *amended by section 6802(a) of the Intelligence Authoriza-*  
21 *tion Act for Fiscal Year 2023 (Public Law 117–263), is*  
22 *further amended—*

23 *(1) in the heading, by striking “DIRECTOR OF*  
24 *NATIONAL INTELLIGENCE AND SECRETARY OF DE-*

1        *FENSE” and inserting “ALL-DOMAIN ANOMALY RESO-*  
2        *LUTION OFFICE”;* and

3                (2) *in subparagraph (A), by striking “Director*  
4        *of National Intelligence and the Secretary of Defense*  
5        *shall jointly” and inserting “Director of the Office*  
6        *shall”.*

7        **SEC. 503. MILITARY INTELLIGENCE COLLECTION AND**  
8                **ANALYSIS PARTNERSHIPS.**

9                (a) *USE OF APPROPRIATED FUNDS.—The Director of*  
10        *the Defense Intelligence Agency may use not more than*  
11        *\$10,000,000 of appropriated funds available to the Defense*  
12        *Intelligence Agency for each fiscal year to pay for the ex-*  
13        *penses of partnerships with foreign countries, regional orga-*  
14        *nizations with defense, intelligence, or security components,*  
15        *and security alliances of which the United States is a mem-*  
16        *ber for military intelligence collection and analysis activi-*  
17        *ties.*

18                (b) *USE OF FUNDS OTHER THAN APPROPRIATED*  
19        *FUNDS.—Notwithstanding any other provision of law, the*  
20        *Director may use funds other than appropriated funds to*  
21        *pay for the expenses of partnerships with foreign countries,*  
22        *regional organizations with defense or security components,*  
23        *and security alliances of which the United States is a mem-*  
24        *ber for military intelligence collection and analysis activi-*  
25        *ties, except that—*

1           (1) *no such funds may be expended, in whole or*  
2           *in part, by or for the benefit of the Defense Intel-*  
3           *ligence Agency for a purpose for which Congress had*  
4           *previously denied funds;*

5           (2) *proceeds from the sale of military intelligence*  
6           *collection and analysis items may be used only to*  
7           *purchase replacement items similar to the items that*  
8           *are sold; and*

9           (3) *the authority provided by this subsection*  
10          *may not be used to acquire items or services for the*  
11          *principal benefit of the United States.*

12          (c) *LOGISTIC SUPPORT, SUPPLIES, AND SERVICES.—*  
13          *Notwithstanding any other provision of law, the Director*  
14          *may exercise the authority under this section to pay for,*  
15          *or otherwise facilitate, the logistic support, supplies, and*  
16          *services associated with partnerships with foreign countries,*  
17          *regional organizations with defense or security components,*  
18          *and security alliances of which the United States is a mem-*  
19          *ber.*

20          (d) *COORDINATION WITH SECRETARY OF STATE.—The*  
21          *Director of the Defense Intelligence Agency shall coordinate*  
22          *the military intelligence collection and analysis activities*  
23          *funded pursuant to this section with the Secretary of State.*

24          (e) *COORDINATION WITH DIRECTOR OF NATIONAL IN-*  
25          *TELLIGENCE.—The Director of the Defense Intelligence*

1 *Agency shall coordinate the military intelligence collection*  
2 *and analysis activities funded pursuant to this section with*  
3 *the Director of National Intelligence.*

4 (f) *SUNSET.*—

5 (1) *IN GENERAL.*—*Subject to paragraph (2), the*  
6 *authority to carry out this section shall terminate on*  
7 *the date that is 5 years after the date of the enact-*  
8 *ment of this Act.*

9 (2) *EXCEPTION.*—*A military intelligence collec-*  
10 *tion and analysis activity for which funds have been*  
11 *obligated under this section before the date on which*  
12 *the authority to carry out this section terminates*  
13 *under paragraph (1) may continue until the comple-*  
14 *tion of the activity.*

15 (g) *MILITARY INTELLIGENCE COLLECTION AND ANAL-*  
16 *YSIS ACTIVITY DEFINED.*—*In this section, the term “mili-*  
17 *tary intelligence collection and analysis activity” means—*

18 (1) *the conduct of a combined human intelligence*  
19 *and counterintelligence activity;*

20 (2) *the collection, processing, exploitation, anal-*  
21 *ysis, and dissemination of all-source intelligence;*

22 (3) *the conduct of a foreign defense intelligence*  
23 *liaison relationship or defense intelligence exchange*  
24 *program; or*

1           (4) the research, development, acquisition, and  
2           sustainment of an information technology system or  
3           telecommunication capability in support of an activ-  
4           ity described in paragraph (1), (2), or (3).

5 **SEC. 504. AUTHORIZATION FOR ESTABLISHMENT OF NA-**  
6                           **TIONAL SPACE INTELLIGENCE CENTER AS**  
7                           **FIELD OPERATING AGENCY.**

8           (a) *AUTHORITY.*—Notwithstanding any other provi-  
9           sion of law prohibiting the establishment of a field oper-  
10           ating agency, the Secretary of the Air Force may establish  
11           the National Space Intelligence Center as a field operating  
12           agency of the Space Force to analyze and produce scientific  
13           and technical intelligence on space-based and counterspace  
14           threats from foreign adversaries.

15           (b) *REQUIREMENT.*—If the Secretary of the Air Force  
16           decides to establish the National Space Intelligence Center  
17           as a field operating agency, the Secretary shall consider the  
18           operational and geographical benefits provided by co-locat-  
19           ing the National Space Intelligence Center with the Na-  
20           tional Air and Space Intelligence Center.

21 **SEC. 505. DEFENSE INTELLIGENCE AGENCY ASSESSMENT**  
22                           **OF STRATEGIC COMPETITION IN LATIN AMER-**  
23                           **ICA AND THE CARIBBEAN.**

24           (a) *ASSESSMENT.*—Not later than 120 days after the  
25           date of the enactment of this Act, the Director of the Defense

1 *Intelligence Agency, in consultation with the heads of the*  
2 *other elements of the intelligence community that the Direc-*  
3 *tor determines appropriate, shall submit to the appropriate*  
4 *congressional committees an intelligence assessment on the*  
5 *level of intelligence and defense cooperation between covered*  
6 *countries and—*

7           (1) *the People’s Republic of China; and*

8           (2) *the Russian Federation.*

9           (b) *ELEMENTS.—The intelligence assessment under*  
10 *subsection (a) shall include a description of any security-*  
11 *related cooperation or engagement between covered coun-*  
12 *tries and the People’s Republic of China or the Russian*  
13 *Federation in the following areas:*

14           (1) *Strategic dialogue.*

15           (2) *Training or professional military education.*

16           (3) *Defense agreements.*

17           (4) *Intelligence sharing agreements.*

18           (5) *Arms transfers.*

19           (6) *Defense equipment transfers.*

20           (7) *Military exercises.*

21           (8) *Joint operations.*

22           (9) *Permanent military presence.*

23           (10) *Space cooperation.*

24           (11) *Any other area the Director of the Defense*

25           *Intelligence Agency determines appropriate.*

1           (c) *FORM.*—*The assessment under subsection (a) may*  
2 *be provided in classified form.*

3           (d) *FORMAT.*—*To the extent practicable, the Director*  
4 *shall present the information contained in the assessment*  
5 *under subsection (a) in the format of a chart or other graph-*  
6 *ic.*

7           (e) *DEFINITIONS.*—*In this section:*

8                   (1) *APPROPRIATE CONGRESSIONAL COMMIT-*  
9 *TEES.*—*The term “appropriate congressional commit-*  
10 *tees” means the following:*

11                           (A) *The congressional intelligence commit-*  
12 *tees.*

13                           (B) *The congressional defense committees,*  
14 *as such term is defined in section 101(a) of title*  
15 *10, United States Code.*

16                   (2) *COVERED COUNTRY.*—*The term “covered*  
17 *country” means Mexico and each foreign country or*  
18 *territory in Central or South America or in the Car-*  
19 *ibbean.*

20 **SEC. 506. QUARTERLY BRIEFINGS RELATING TO USE OF**  
21 **MILITARY INTELLIGENCE PROGRAM FUNDS.**

22           *Not less frequently than once each quarter, the Sec-*  
23 *retary of Defense shall provide to the Permanent Select*  
24 *Committee on Intelligence of the House of Representatives*  
25 *a briefing on—*



1           (1) *significant military operations of the De-*  
2           *partment of Defense carried out during the imme-*  
3           *diately preceding quarter and funded by amounts*  
4           *made available under the Military Intelligence Pro-*  
5           *gram; and*

6           (2) *all clandestine operations in the information*  
7           *environment carried out during the immediately pre-*  
8           *ceding quarter and funded or otherwise enabled by*  
9           *amounts made available under the Military Intel-*  
10          *ligence Program.*

11 **TITLE VI—MATTERS RELATING**  
12 **TO NATIONAL SECURITY**  
13 **AGENCY, CYBER, AND COM-**  
14 **MERCIAL CLOUD ENTERPRISE**

15 **SEC. 601. CONGRESSIONAL NOTIFICATION BY NATIONAL**  
16 **SECURITY AGENCY OF INTELLIGENCE COL-**  
17 **LECTION ADJUSTMENTS.**

18           *The National Security Agency Act of 1959 (50 U.S.C.*  
19 *3601 et seq.) is amended by adding at the end the following*  
20 *new section:*

21 **“SEC. 22. CONGRESSIONAL NOTIFICATION OF INTEL-**  
22 **LIGENCE COLLECTION ADJUSTMENTS.**

23           “(a) *NOTIFICATION.—Not later than 30 days after the*  
24 *date on which the Director of the National Security Agency*  
25 *determines the occurrence of an intelligence collection ad-*

1 *justment, the Director shall submit to the congressional in-*  
2 *telligence committees a notification of the intelligence collec-*  
3 *tion adjustment.*

4 “(b) *DEFINITIONS.—In this section:*

5 “(1) *CONGRESSIONAL INTELLIGENCE COMMIT-*  
6 *TEES.—The term ‘congressional intelligence commit-*  
7 *tees’ has the meaning given that term in section 3 of*  
8 *the National Security Act of 1947 (50 U.S.C. 3003).*

9 “(2) *INTELLIGENCE COLLECTION ADJUSTMENT.—*  
10 *The term ‘intelligence collection adjustment’ includes*  
11 *a change by the United States Government to a policy*  
12 *on intelligence collection or the prioritization thereof*  
13 *that results in a significant loss of intelligence.”.*

14 **SEC. 602. MODIFICATIONS TO ENFORCEMENT OF CYBERSE-**  
15 **CURITY REQUIREMENTS FOR NATIONAL SE-**  
16 **CURITY SYSTEMS.**

17 *Section 6309 of the Intelligence Authorization Act for*  
18 *Fiscal Year 2023 (Public Law 117–263) is amended—*

19 (1) *by redesignating subsection (e) as subsection*  
20 *(f); and*

21 (2) *by inserting after subsection (d) the following*  
22 *new subsection:*

23 “(e) *IMPLEMENTATION REPORT.—Each head of an ele-*  
24 *ment of the intelligence community that owns or operates*  
25 *a national security system shall submit to the congressional*

1 *intelligence committees not later than 90 days after the date*  
2 *of the enactment of this subsection a plan detailing the cost*  
3 *and schedule requirements necessary to meet all of the cy-*  
4 *bersecurity requirements for national security systems by*  
5 *the end of fiscal year 2026.”.*

6 **SEC. 603. SUPPORT BY INTELLIGENCE COMMUNITY FOR**  
7 **CERTAIN CROSS-FUNCTIONAL TEAM OF DE-**  
8 **PARTMENT OF DEFENSE.**

9 (a) *ACCESS TO INFORMATION.*—Upon request by the  
10 *cross-functional team of the Department of Defense estab-*  
11 *lished under section 910 of the National Defense Authoriza-*  
12 *tion Act of Fiscal Year 2022 (Public Law 117–81; 10*  
13 *U.S.C. 111 note) (in this section referred to as the “cross-*  
14 *functional team”), and consistent with the protection of in-*  
15 *telligence sources and methods, the head of any element of*  
16 *the intelligence community shall provide such team with*  
17 *access to any information (including any intelligence re-*  
18 *porting, analysis, or finished intelligence product) of the*  
19 *element potentially relevant to the duties of such team re-*  
20 *quired under subsection (b)(1) of such section.*

21 (b) *RULE OF CONSTRUCTION.*—Nothing in subsection  
22 (a) shall be construed as waiving the Health Insurance  
23 Portability and Accountability Act of 1996 (Public Law  
24 104–191) or any other applicable law regarding privacy  
25 or the protection of health information.

1           (c) *STAFFING OF CROSS-FUNCTIONAL TEAM BY CER-*  
2 *TAIN ELEMENTS.—*

3           (1) *STAFFING.—The head of each covered element*  
4 *shall detail or assign to the cross-functional team, in-*  
5 *cluding through a joint duty assignment (as applica-*  
6 *ble), intelligence or counterintelligence personnel of*  
7 *that covered element in such numbers as the head, in*  
8 *consultation with such team, determines necessary to*  
9 *support such team in fulfilling the duties required*  
10 *under section 910(b)(1) of the National Defense Au-*  
11 *thorization Act of Fiscal Year 2022 (Public Law 117–*  
12 *81; 10 U.S.C. 111 note).*

13           (2) *NATIONAL SECURITY AGENCY.—In carrying*  
14 *out paragraph (1) with respect to the National Secu-*  
15 *rity Agency, the Director of the National Security*  
16 *Agency shall ensure there is detailed or assigned to*  
17 *the cross-functional team at least 1 individual deter-*  
18 *mined appropriate by the Director, who, while so de-*  
19 *tailed or assigned, shall provide such team with tech-*  
20 *nical expertise of the National Security Agency rel-*  
21 *evant to the fulfilment of the duties referred to in*  
22 *paragraph (1).*

23           (d) *ADDITIONAL DETAIL AUTHORITY.—Upon request*  
24 *by the cross-functional team, the head of any element of the*  
25 *intelligence community may detail to such team personnel*

1 *of the element to provide intelligence, counterintelligence,*  
2 *or related support.*

3 *(e) COVERED ELEMENT DEFINED.—In this section, the*  
4 *term “covered element” means the following:*

5 *(1) The National Security Agency.*

6 *(2) The Defense Intelligence Agency.*

7 *(3) The intelligence elements of the Army, the*  
8 *Navy, the Air Force, and the Marine Corps.*

9 **SEC. 604. COMMERCIAL CLOUD ENTERPRISE NOTIFICA-**  
10 **TION.**

11 *(a) NOTIFICATION REQUIREMENT.—Not later than 90*  
12 *days after the date of the enactment of this Act, and on*  
13 *a quarterly basis thereafter, the Director of the Central In-*  
14 *telligence Agency shall submit to the congressional intel-*  
15 *ligence committees a notification relating to the Commer-*  
16 *cial Cloud Enterprise contract entered into by the Director*  
17 *of the Central Intelligence Agency in November 2020 for*  
18 *commercial cloud services for the intelligence community,*  
19 *which shall include—*

20 *(1) the number and value of all task orders*  
21 *issued under such contract, broken down by vendor,*  
22 *for each element of the intelligence community;*

23 *(2) the duration of each task order;*



1 *into by the Director of the Central Intelligence Agency in*  
2 *November 2020 for commercial cloud services for the intel-*  
3 *ligence community.*

4 (b) *CONTENTS.—Each notification required under sub-*  
5 *section (a) shall include, with respect to the task order con-*  
6 *cerned—*

7 (1) *a description of the order;*

8 (2) *a summary of services provided under the*  
9 *order;*

10 (3) *the value of the order;*

11 (4) *the justification for awarding the order on a*  
12 *sole source basis; and*

13 (5) *an identification of the vendor awarded the*  
14 *order.*

15 (c) *SUNSET.—The requirement to submit the notifica-*  
16 *tion under subsection (a) shall terminate on the date that*  
17 *is 3 years after the date of the enactment of this Act.*

18 **SEC. 606. ANALYSIS OF COMMERCIAL CLOUD INITIATIVES**

19 **OF INTELLIGENCE COMMUNITY.**

20 (a) *IN GENERAL.—Not later than 90 days after the*  
21 *date of the enactment of this Act, the Director of National*  
22 *Intelligence shall, in coordination with such heads of ele-*  
23 *ments of the intelligence community as the Director con-*  
24 *siders appropriate—*

1           (1) *complete a comprehensive analysis of the*  
2 *commercial cloud initiatives of the intelligence com-*  
3 *munity relating to the Commercial Cloud Enterprise*  
4 *contract entered into by the Director of the Central*  
5 *Intelligence Agency in November 2020; and*

6           (2) *provide to the congressional intelligence com-*  
7 *mittees a briefing on the findings of the Director with*  
8 *respect to the analysis conducted pursuant to para-*  
9 *graph (1).*

10       (b) *ELEMENTS.—The analysis conducted under sub-*  
11 *section (a) shall include—*

12           (1) *the current year and 5-year projected costs*  
13 *for commercial cloud utilization for each element of*  
14 *the intelligence community, including costs related to*  
15 *data storage, data migration, egress fees, and any*  
16 *other commercial cloud services;*

17           (2) *the termination or planned termination, as*  
18 *the case may be, of legacy data storage capacity of an*  
19 *element of the intelligence community and the pro-*  
20 *jected cost savings resulting from such termination;*

21           (3) *efforts underway by the Office of the Director*  
22 *of National Intelligence and elements of the intel-*  
23 *ligence community to utilize multiple commercial*  
24 *cloud service providers; and*



1           (4) *the operational value that elements of the in-*  
 2           *telligence community are achieving through utiliza-*  
 3           *tion of commercial cloud analytic tools and services.*

4           **TITLE VII—MATTERS RELATING**  
 5           **TO CENTRAL INTELLIGENCE**  
 6           **AGENCY**

7           **SEC. 701. INSPECTOR GENERAL OF THE CENTRAL INTEL-**  
 8                           **LIGENCE AGENCY QUARTERLY EMPLOYEE EN-**  
 9                           **GAGEMENT SUMMARIES.**

10           *Section 17 of the Central Intelligence Agency Act of*  
 11           *1949 (50 U.S.C. 3517) is amended by adding at the end*  
 12           *the following new subsection:*

13           “(i) *QUARTERLY EMPLOYEE ENGAGEMENT SUM-*  
 14           *MARIES.—(1) Not later than 30 days after the last day of*  
 15           *each fiscal quarter, the Inspector General shall provide to*  
 16           *the appropriate congressional committees a summary of the*  
 17           *engagement of Agency employees with the Inspector General*  
 18           *during that quarter.*

19           “(2) *Each summary required under paragraph (1)*  
 20           *shall include each of the following for the quarter covered*  
 21           *by the summary:*

22                           “(A) *The total number of reports filed with the*  
 23                           *Inspector General by Agency employees.*

24                           “(B) *An identification of the nature of the alle-*  
 25                           *gation made in each such report, such as—*

1           “(i) fraud, waste, and abuse;

2           “(ii) harassment or other personnel issues;

3           “(iii) questionable intelligence activities; or

4           “(iv) threats to health and safety.

5           “(C) For each such report—

6           “(i) whether an investigation was initiated  
7 because of the report;

8           “(ii) for any such investigation, whether the  
9 status of the investigation is initiated, in  
10 progress, or complete; and

11           “(iii) for any completed investigation,  
12 whether the allegation made in the report was  
13 found to be substantiated or unsubstantiated,  
14 and whether any recommendations or criminal  
15 referrals were made as a result.

16           “(D) A copy of any audit, assessment, inspec-  
17 tion, or other final report completed by the Inspector  
18 General during the quarter covered by the summary.

19           “(3) In this subsection, the term ‘appropriate congres-  
20 sional committees’ means—

21           “(A) the Permanent Select Committee on Intel-  
22 ligence and the Subcommittee on Defense of the Com-  
23 mittee on Appropriations of the House of Representa-  
24 tives; and

1           “(B) *the Select Committee on Intelligence and*  
2           *the Subcommittee on Defense of the Committee on Ap-*  
3           *propriations of the Senate.*”.

4   **SEC. 702. IMPROVED FUNDING FLEXIBILITY FOR PAYMENTS**  
5                   **MADE BY CENTRAL INTELLIGENCE AGENCY**  
6                   **FOR QUALIFYING INJURIES TO BRAIN.**

7           *Section 19A(d) of the Central Intelligence Agency Act*  
8           *of 1949 (50 U.S.C. 3519b(d)) is amended by striking para-*  
9           *graph (3) and inserting the following new paragraph:*

10           “(3) *FUNDING.*—

11                   “(A) *IN GENERAL.*—*Payment under para-*  
12                   *graph (2) in a fiscal year may be made using*  
13                   *any amounts—*

14                           “(i) *appropriated in advance specifi-*  
15                           *cally for payments under such paragraph;*

16                           *or*

17                           “(ii) *reprogrammed in accordance with*  
18                           *section 504 of the National Security Act of*  
19                           *1947 (50 U.S.C. 3094).*

20                   “(B) *BUDGET.*—*For each fiscal year, the*  
21                   *Director shall include with the budget justifica-*  
22                   *tion materials submitted to Congress in support*  
23                   *of the budget of the President for that fiscal year*  
24                   *pursuant to section 1105(a) of title 31, United*  
25                   *States Code, an estimate of the amounts required*

1           *in that fiscal year to make payments under*  
2           *paragraph (2).”.*

3 **SEC. 703. BENJAMIN TALLMADGE INSTITUTE AS PRIMARY**  
4           **CENTRAL INTELLIGENCE AGENCY ENTITY**  
5           **FOR EDUCATION AND TRAINING IN COUNTER-**  
6           **INTELLIGENCE.**

7           *(a) IN GENERAL.—The Director of the Central Intel-*  
8           *ligence Agency shall maintain the Benjamin Tallmadge In-*  
9           *stitute as the primary entity within the Central Intelligence*  
10           *Agency for education and training related to all aspects of*  
11           *counterintelligence.*

12           *(b) RESPONSIBILITIES OF DIRECTOR.—The Director of*  
13           *the Central Intelligence Agency shall—*

14                   *(1) ensure the Institute is fully and properly or-*  
15                   *ganized and has the resources necessary to provide*  
16                   *counterintelligence education and training for all ca-*  
17                   *reer fields within the Agency, including specialized*  
18                   *certifications for Agency counterintelligence personnel;*

19                   *(2) develop appropriate certification courses that*  
20                   *are designed to educate, train, and certify Agency*  
21                   *personnel in—*

22                           *(A) counterintelligence threats, insider*  
23                           *threats, and other counterintelligence processes*  
24                           *and issues;*

1           (B) the conduct and support of counterintel-  
2           ligence inquiries and investigations;

3           (C) relevant skills necessary for coordina-  
4           tion with Federal law enforcement; and

5           (D) any other skills as the Director deter-  
6           mines necessary;

7           (3) identify and designate specific positions for  
8           which an individual shall be required to have a cer-  
9           tification described in paragraph (2) prior to filling  
10          such a position; and

11          (4) develop necessary infrastructure and capac-  
12          ity to support National Counterintelligence and Secu-  
13          rity Center outreach programs to increase participa-  
14          tion by personnel from other components of the intel-  
15          ligence community in the courses offered by the Insti-  
16          tute.

17          (c) TRAINING AND FAMILIARIZATION COURSES.—

18           (1) IN GENERAL.—The head of the Institute  
19          shall—

20           (A) develop training and familiarization  
21           courses at different classification levels, includ-  
22           ing courses at an unclassified level; and

23           (B) offer instruction in the courses devel-  
24           oped under subparagraph (A) or make training  
25           curricula available to other intelligence commu-

1           nity components, as appropriate, to support out-  
2           reach efforts.

3           (2) *AVAILABILITY OF COURSES.*—*The training*  
4           *and familiarization courses developed under para-*  
5           *graph (1) shall be made available to any of the fol-*  
6           *lowing that have a need and appropriate clearance,*  
7           *as determined by the Director of the National Coun-*  
8           *terintelligence and Security Center, for a general edu-*  
9           *cation on counterintelligence threats, briefings on spe-*  
10          *cific topics, or other training related to counterintel-*  
11          *ligence:*

12                   (A) *Federal departments and agencies that*  
13                   *are not elements of the intelligence community.*

14                   (B) *State, local, and Tribal governments, as*  
15                   *the Director determines appropriate.*

16                   (C) *Private sector entities, as the Director*  
17                   *determines appropriate.*

18                   (D) *Such other personnel and entities as the*  
19                   *Director may determine appropriate.*

20          (d) *BASELINE CERTIFICATION COURSE.*—

21                   (1) *IN GENERAL.*—*The Institute shall develop, in*  
22                   *coordination with the National Counterintelligence*  
23                   *and Security Center and the Defense Intelligence*  
24                   *Agency, and implement a baseline certification course*  
25                   *for all counterintelligence career professionals that*

1 aligns the minimum certification requirements of the  
2 course and the Defense Counterintelligence Agent  
3 Course of the Joint Counterintelligence Training Ac-  
4 tivity.

5 (2) *AVAILABILITY OF COURSE.*—The baseline cer-  
6 tification course developed under paragraph (1) shall  
7 be made available, on a space-available basis, to all  
8 intelligence community professionals and appropriate  
9 personnel with appropriate security clearance from  
10 any other agency, committee, commission, office, or  
11 other establishment in the executive, legislative, or ju-  
12 dicial branch of the Federal Government.

13 **SEC. 704. CENTRAL INTELLIGENCE AGENCY INTELLIGENCE**  
14 **ASSESSMENT OF SINALOA CARTEL AND**  
15 **JALISCO CARTEL.**

16 (a) *ASSESSMENT.*—Not later than 90 days after the  
17 date of the enactment of this Act, the Director of the Central  
18 Intelligence Agency, in consultation with the heads of the  
19 other elements of the intelligence community that the Direc-  
20 tor determines appropriate, shall submit to the congres-  
21 sional intelligence committees an intelligence assessment on  
22 the transnational criminal organizations known as the  
23 Sinaloa Cartel and the Jalisco Cartel.

24 (b) *ELEMENTS.*—The intelligence assessment under  
25 subsection (a) shall include, with respect to each

1 *transnational criminal organization specified in such sub-*  
2 *section, a description of the following:*

3           (1) *The key leaders, organizational structure,*  
4 *subgroups, presence in the states within Mexico, and*  
5 *cross-border illicit drug smuggling routes (beginning*  
6 *in Mexico and ending in the United States) of the*  
7 *transnational criminal organization.*

8           (2) *The practices used by the transnational*  
9 *criminal organization to import the chemicals used to*  
10 *make synthetic drugs, to produce such drugs, and to*  
11 *smuggle such drugs across the border into the United*  
12 *States.*

13           (3) *The main suppliers based in China, and the*  
14 *main brokers based in Mexico, that supply the*  
15 *transnational criminal organization with precursor*  
16 *chemicals and equipment used in the production of*  
17 *synthetic drugs.*

18           (4) *The manner in which the transnational*  
19 *criminal organization is tailoring the fentanyl prod-*  
20 *ucts of such organization to attract a wider variety*  
21 *of United States consumers, including unwitting*  
22 *users.*

23           (5) *The degree to which the transnational crimi-*  
24 *nal organization is using human and technical oper-*



1        *ations to undermine counternarcotics efforts by*  
2        *United States and Mexican security services.*

3            *(6) An estimate of the annual revenue received*  
4        *by the transnational criminal organization from the*  
5        *sale of illicit drugs, disaggregated by drug type.*

6            *(7) Any other information the Director of the*  
7        *Central Intelligence Agency determines relevant.*

8        *(c) FORM.—The intelligence assessment under sub-*  
9        *section (a) may be submitted in classified form.*

10    **SEC. 705. CENTRAL INTELLIGENCE AGENCY INTELLIGENCE**  
11                    **ASSESSMENT WITH RESPECT TO EFFORTS BY**  
12                    **PEOPLE’S REPUBLIC OF CHINA TO INCREASE**  
13                    **INFLUENCE IN MIDDLE EAST.**

14        *(a) ASSESSMENT.—Not later than 90 days after the*  
15        *date of the enactment of this Act, the Director of the Central*  
16        *Intelligence Agency, in consultation with such heads of the*  
17        *other elements of the intelligence community that the Direc-*  
18        *tor of National Intelligence determines appropriate, shall*  
19        *submit to the appropriate congressional committees an in-*  
20        *telligence assessment on efforts by the People’s Republic of*  
21        *China to increase its influence, through overt or covert*  
22        *means, with respect to the political, military, economic, or*  
23        *other policies or activities of governments of countries in*  
24        *the Middle East in ways that are detrimental to the na-*  
25        *tional security interests of the United States.*

1       (b) *ELEMENTS.*—*The intelligence assessment required*  
2 *under subsection (a) shall include the following:*

3           (1) *A summary of the key relationships that the*  
4 *People’s Republic of China has developed, or is seek-*  
5 *ing to develop, with countries in the Middle East, and*  
6 *the national security objectives that the People’s Re-*  
7 *public of China intends to advance through such es-*  
8 *tablished or emerging relationships.*

9           (2) *A description of the relationship between the*  
10 *People’s Republic of China and Iran, including in the*  
11 *areas of security cooperation and intelligence sharing.*

12           (3) *An identification of the countries in the Mid-*  
13 *dle East in which the People’s Republic of China has*  
14 *established, or is seeking to establish, an intelligence*  
15 *presence or intelligence partnerships.*

16           (4) *An assessment of how the People’s Republic*  
17 *of China seeks to weaken the role, influence, and rela-*  
18 *tionships of the United States with respect to coun-*  
19 *tries in the Middle East, including through the Global*  
20 *Security Initiative of the People’s Republic of China.*

21           (5) *An analysis of whether, and to what degree,*  
22 *efforts by the People’s Republic of China to increase*  
23 *its influence among countries in the Middle East are*  
24 *designed to support the broader strategic interests of*

1       *the People’s Republic of China, including with respect*  
2       *to Taiwan.*

3       (c) *FORM.—The intelligence assessment required under*  
4       *subsection (a) may be submitted in classified form.*

5       (d) *DEFINITIONS.—In this section:*

6               (1) *APPROPRIATE CONGRESSIONAL COMMIT-*  
7       *TEES.—The term “appropriate congressional commit-*  
8       *tees” means the following:*

9                       (A) *The congressional intelligence commit-*  
10       *tees.*

11                      (B) *The Committee on Foreign Affairs of*  
12       *the House of Representatives.*

13                      (C) *The Committee on Foreign Relations of*  
14       *the Senate.*

15                      (D) *The Select Committee on the Strategic*  
16       *Competition Between the United States and the*  
17       *Chinese Communist Party of the House of Rep-*  
18       *resentatives.*

19               (2) *COUNTRIES IN THE MIDDLE EAST.—The*  
20       *term “countries in the Middle East” means—*

21                      (A) *Algeria;*

22                      (B) *Bahrain;*

23                      (C) *Egypt;*

24                      (D) *Iran;*

25                      (E) *Iraq;*

- 1           (F) *Israel;*  
2           (G) *Jordan;*  
3           (H) *Kuwait;*  
4           (I) *Lebanon;*  
5           (J) *Libya;*  
6           (K) *Morocco;*  
7           (L) *Oman;*  
8           (M) *the Palestinian territories;*  
9           (N) *Qatar;*  
10          (O) *Saudi Arabia;*  
11          (P) *Syria;*  
12          (Q) *Tunisia;*  
13          (R) *the United Arab Emirates; and*  
14          (S) *Yemen.*

15 **SEC. 706. ASSESSMENT OF AVAILABILITY OF MENTAL**  
16 **HEALTH AND CHAPLAIN SERVICES TO AGEN-**  
17 **CY EMPLOYEES.**

18           (a) *ASSESSMENT.*—*The Director of the Central Intel-*  
19 *ligence Agency shall conduct an assessment on the avail-*  
20 *ability of the services of mental health professionals and*  
21 *chaplains with appropriate security clearances to employees*  
22 *of the Agency. Such assessment shall include—*

- 23                   (1) *an evaluation of the current availability of*  
24                   *and demand for such services globally;*

1           (2) *an assessment of the feasibility of expanding*  
2 *the availability of such services;*

3           (3) *information, including a detailed schedule*  
4 *and cost estimate, as to what would be required to in-*  
5 *crease the availability of such services for Agency em-*  
6 *ployees located in the United States and abroad; and*

7           (4) *information on the feasibility and advis-*  
8 *ability of requiring that each employee returning*  
9 *from a high risk or high threat tour, as designated by*  
10 *the Director, access the services of a mental health*  
11 *professional, chaplain, or both, at the option of the*  
12 *employee.*

13       (b) *REPORT.*—*Not later than 210 days after the date*  
14 *of the enactment of this Act, the Director shall submit to*  
15 *the appropriate congressional committees a report on the*  
16 *assessment required by subsection (a).*

17       (c) *DEFINITIONS.*—*In this section:*

18           (1) *APPROPRIATE CONGRESSIONAL COMMIT-*  
19 *TEES.*—*The term “appropriate congressional commit-*  
20 *tees” means—*

21               (A) *the Permanent Select Committee on In-*  
22 *telligence and the Subcommittee on Defense of*  
23 *the Committee on Appropriations of the House of*  
24 *Representatives; and*

1           (B) *the Select Committee on Intelligence*  
2           *and the Subcommittee on Defense of the Com-*  
3           *mittee on Appropriations of the Senate.*

4           (2) *CHAPLAIN.—The term “chaplain” means a*  
5           *member of the Chaplain Corps, as established under*  
6           *section 26 of the Central Intelligence Agency Act of*  
7           *1949 (50 U.S.C. 3527), whom the Director has cer-*  
8           *tified as meeting common standards for professional*  
9           *chaplaincy and board certification by a national*  
10          *chaplaincy and pastoral care organization or equiva-*  
11          *lent.*

12          (3) *MENTAL HEALTH PROFESSIONAL.—The term*  
13          *“mental health professional” means an appropriately*  
14          *trained and certified professional counselor, medical*  
15          *professional, psychologist, psychiatrist, or other ap-*  
16          *propriate employee, as determined by the Director.*

17 **SEC. 707. ASSESSMENT BY DIRECTOR OF CENTRAL INTEL-**  
18                                   **LIGENCE AGENCY ON CERTAIN EFFECTS OF**  
19                                   **ABRAHAM ACCORDS.**

20          (a) *ASSESSMENT.—Not later than 90 days after the*  
21          *date of the enactment of this Act, the Director of the Central*  
22          *Intelligence Agency, in consultation with the heads of the*  
23          *other elements of the intelligence community that the Direc-*  
24          *tor determines appropriate, shall submit to the congres-*  
25          *sional intelligence committees an assessment of the current*

1 *effects on the intelligence community of the agreements be-*  
2 *tween Israel and 4 other foreign countries, collectively*  
3 *known as the Abraham Accords, and of the potential effects*  
4 *on the intelligence community if the Abraham Accords were*  
5 *to be expanded to additional foreign countries.*

6 (b) *ELEMENTS.—The assessment under subsection (a)*  
7 *shall include, with respect to the agreements referred to in*  
8 *such subsection, the following:*

9 (1) *A description of whether, and in what re-*  
10 *spects, the agreement between Israel and Bahrain has*  
11 *resulted in the intelligence community obtaining new*  
12 *and valuable insights regarding national intelligence*  
13 *priorities.*

14 (2) *A description of whether, and in what re-*  
15 *spects, the agreement between Israel and Morocco has*  
16 *resulted in the intelligence community obtaining new*  
17 *and valuable insights regarding national intelligence*  
18 *priorities.*

19 (3) *A description of whether, and in what re-*  
20 *spects, the agreement between Israel and the United*  
21 *Arab Emirates has resulted in the intelligence com-*  
22 *munity obtaining new and valuable insights regard-*  
23 *ing national intelligence priorities.*

24 (4) *A description of whether, and in what re-*  
25 *spects, the agreement between Israel and Sudan has*

1       *resulted in the intelligence community obtaining new*  
2       *and valuable insights regarding national intelligence*  
3       *priorities.*

4             (5) *An assessment of whether, and in what re-*  
5       *spects, additional agreements between Israel and other*  
6       *foreign countries to normalize or otherwise enhance*  
7       *relations would result in the intelligence community*  
8       *obtaining new and valuable insights regarding na-*  
9       *tional intelligence priorities.*

10       (c) *FORM.—The assessment under subsection (a) may*  
11       *be submitted in classified form.*

12       ***TITLE VIII—REPORTING AND IN-***  
13       ***VESTIGATION OF ALLEGA-***  
14       ***TIONS OF SEX-RELATED OF-***  
15       ***FENSES AND SEXUAL HAR-***  
16       ***ASSMENT IN CENTRAL INTEL-***  
17       ***LIGENCE AGENCY***

18       ***SEC. 801. REPORTING AND INVESTIGATION OF ALLEGA-***  
19             ***TIONS OF SEX-RELATED OFFENSES AND SEX-***  
20             ***UAL HARASSMENT IN CENTRAL INTEL-***  
21             ***LIGENCE AGENCY.***

22       (a) *SENSE OF CONGRESS.—It is the sense of Congress*  
23       *that—*

24             (1) *sexual assault and sexual harassment arise*  
25       *from, and are often indicative of, an environment*



1        *where toxic, provocative, and sometimes significantly*  
2        *inappropriate behavior is tolerated;*

3            *(2) when supervisors and senior leaders at head-*  
4        *quarters and in the field are among the offenders and*  
5        *facilitate a work climate in which toxic and dis-*  
6        *respectful behavior is tolerated, harassment and even*  
7        *assault will often go unaddressed and unpunished;*

8            *(3) while establishing clear policies and proce-*  
9        *dures and enhancing training are necessary first*  
10       *steps toward protecting victims and establishing*  
11       *stronger internal mechanisms for preventing and re-*  
12       *sponding to future sexual assault and sexual harass-*  
13       *ment within the Central Intelligence Agency, com-*  
14       *prehensive culture change driven by Agency leader-*  
15       *ship will be necessary to accomplish impactful and*  
16       *enduring improvement; and*

17           *(4) it is vital for the Central Intelligence Agency*  
18        *to maintain an independent and neutral person with*  
19        *whom all employees at all levels, supervisors and non-*  
20        *supervisors, may speak confidentially, informally,*  
21        *and off-the-record about work-related concerns or*  
22        *questions.*

23        *(b) SEX-RELATED OFFENSES AND SEXUAL HARASS-*  
24        *MENT WITHIN THE AGENCY.—The Central Intelligence*

1 *Agency Act of 1949 (50 U.S.C. 3501 et seq.) is amended*  
2 *by adding at the end the following new section:*

3 **“SEC. 30. SEX-RELATED OFFENSES AND SEXUAL HARASS-**  
4 **MENT WITHIN THE AGENCY.**

5 *“(a) RESPONSIBILITIES OF DIRECTOR.—The Director*  
6 *shall carry out the following responsibilities:*

7 *“(1) Establishing professional and uniform*  
8 *training for employees assigned to working with all*  
9 *aspects of the response of the Agency to allegations of*  
10 *sex-related offenses and sexual harassment.*

11 *“(2) Developing and implementing policies and*  
12 *procedures to protect the confidentiality of employees*  
13 *who report sex-related offenses or sexual harassment*  
14 *and to mitigate negative effects on the reputation or*  
15 *career of such an employee as a result of such a re-*  
16 *port.*

17 *“(3) Developing and implementing documented*  
18 *standards for—*

19 *“(A) appropriate mitigation and protection*  
20 *measures for individuals who make allegations of*  
21 *a sex-related offense or sexual harassment to be*  
22 *put in place while an investigation proceeds;*

23 *“(B) appropriate employee consequences to*  
24 *be imposed as a result of an inquiry or inves-*

1           *tigation into a substantiated allegation of a sex-*  
2           *related offense or sexual harassment;*

3           “(C) *appropriate career path protection for*  
4           *all employees involved in an incident resulting*  
5           *in a reported allegation of a sex-related offense*  
6           *or sexual harassment while an investigation or*  
7           *review of the allegation is pending; and*

8           “(D) *mitigation measures to protect em-*  
9           *ployees and mission execution while such allega-*  
10          *tions are being addressed.*

11          “(4) *Articulating and enforcing norms, expecta-*  
12          *tions, practices, and policies, including with respect*  
13          *to employee promotions and assignments, that are*  
14          *published for the workforce and designed to promote*  
15          *a healthy workplace culture that is inhospitable to*  
16          *sex-related offenses and sexual harassment.*

17          “(5) *Developing and issuing workforce messaging*  
18          *to inform Agency employees of policies, procedures,*  
19          *resources, and points of contact to obtain information*  
20          *related to, or to report, sex-related offenses or sexual*  
21          *harassment globally.*

22          “(6) *Developing and implementing sex-related of-*  
23          *fense and sexual harassment training for all Agency*  
24          *employees that—*

1           “(A) is designed to strengthen individual  
2           knowledge, skills, and capacity to prevent and  
3           respond to sex-related offenses and sexual harass-  
4           ment;

5           “(B) includes initial entry and accession  
6           programs, annual refresher training, and spe-  
7           cialized leadership training; and

8           “(C) includes details of the definitions of  
9           sex-related offense and sexual harassment, the  
10          distinction between such terms, and what does or  
11          does not constitute each.

12          “(7) Developing and implementing processes and  
13          procedures applicable to personnel involved in pro-  
14          viding the training referred to in paragraph (6)  
15          that—

16                 “(A) are designed to ensure seamless policy  
17                 consistency and reporting mechanisms in all  
18                 training environments; and

19                 “(B) include requirements for in-person  
20                 training that—

21                         “(i) covers the reporting processes for  
22                         sex-related offenses and sexual harassment  
23                         that are specific to training environments  
24                         for students and trainers; and

1                   “(ii) shall be provided at an appro-  
2                   priate time during the first 5 days of any  
3                   extended or residential training course.

4                   “(8) Developing and implementing, in consulta-  
5                   tion with the Victim Advocacy Specialists of the Fed-  
6                   eral Bureau of Investigation, appropriate training re-  
7                   quirements, policies, and procedures applicable to all  
8                   employees whose professional responsibilities include  
9                   interaction with people making reports alleging sex-  
10                  related offenses or sexual harassment.

11                  “(9) Developing and implementing procedures  
12                  under which current and former employees of the  
13                  Agency are able to obtain documents and records, as  
14                  appropriate and upon request, that are related to a  
15                  report of an allegation of a sex-related offense or sex-  
16                  ual harassment.

17                  “(10) Developing and implementing procedures  
18                  under which an employee who makes a restricted or  
19                  unrestricted report containing an allegation of a sex-  
20                  related offense or sexual harassment may transfer out  
21                  of the current assignment or location of the employee,  
22                  upon the request of the employee making the report.  
23                  Such procedures shall ensure that an employee who  
24                  makes a restricted report maintains the privilege  
25                  against disclosure, strict confidentiality, and with

1        *such employee maintaining full control over all deci-*  
2        *sions related to any further dissemination of the re-*  
3        *port.*

4            *“(11) Developing policies and procedures for the*  
5        *Office of the Victim and Whistleblower Counsel and*  
6        *the Special Victim Investigator, as applicable, to fa-*  
7        *cilitate outside engagement requests of employees re-*  
8        *porting allegations of sex-related offenses or sexual*  
9        *harassment.*

10           *“(12) Coordinating the response of the Agency to*  
11        *allegations of sex-related offenses and sexual harass-*  
12        *ment.*

13           *“(b) BIENNIAL REPORT.—Not less frequently than*  
14        *once every 180 days, the Director shall submit to the appro-*  
15        *priate congressional committees a report on the activities*  
16        *of the Office of Equal Employment Opportunity and the*  
17        *Sexual Assault Prevention and Response Office during the*  
18        *period covered by the report. The Director shall personally*  
19        *review, approve, and submit each report under this sub-*  
20        *section on a nondelegable basis. Each such report shall in-*  
21        *clude—*

22            *“(1) for the period covered by the report—*

23            *“(A) the number of new allegations of sex-*  
24        *related offenses and sexual harassment reported*

1           to either such Office, disaggregated by restricted  
2           and unrestricted reports;

3           “(B) the number of employees seeking legal  
4           assistance or services from either such Office;

5           “(C) the number of new or ongoing cases in  
6           which either such Office has provided services;

7           “(D) a description of all training activities  
8           related to sex-related offenses and sexual harass-  
9           ment carried out Agency-wide, and the number  
10          of such trainings conducted; and

11          “(2) for the period beginning on the date of the  
12          enactment of the Intelligence Authorization Act for  
13          Fiscal Year 2024 and ending on the last day of the  
14          period covered by the report—

15               “(A) the total number of allegations of sex-  
16               related offenses and sexual harassment;

17               “(B) the disposition of each report of such  
18               an allegation;

19               “(C) any corrective action taken in response  
20               to each such report;

21               “(D) the number of such allegations that  
22               were not substantiated; and

23               “(E) the number of employee reassignment  
24               and relocation requests, including—

1                   “(i) the number of such requests that  
2                   were granted;

3                   “(ii) the number of such requests that  
4                   were denied; and

5                   “(iii) for any such request that was de-  
6                   nied, the position of the individual who de-  
7                   nied the request and the reason for denial.

8                   “(c) *APPLICABILITY.*—The policies developed pursuant  
9 to this section shall apply to each of the following:

10                   “(1) Any employee of the Agency.

11                   “(2) Any employee of an entity that has entered  
12 into a contract with the Agency under which the em-  
13 ployee performs functions at a facility associated with  
14 the Agency or functions associated with the Agency.

15                   “(3) Any person who alleges they were sexually  
16 assaulted or harassed by an employee referred to in  
17 paragraph (1) or (2) at a facility associated with the  
18 Agency or during the performance of a function asso-  
19 ciated with the Agency.”.

20                   “(c) *VICTIM AND WHISTLEBLOWER COUNSEL.*—Such  
21 Act is further amended by adding at the end the following  
22 new section:

23                   “**SEC. 31. VICTIM AND WHISTLEBLOWER COUNSEL.**

24                   “(a) *ESTABLISHMENT.*—The Director shall establish  
25 an Office of the Victim and Whistleblower Counsel. The



1 *head of the Office shall be the Victim and Whistleblower*  
2 *Counsel who shall report directly to the Chief Operating*  
3 *Officer of the Agency. The Office shall have the authority*  
4 *of an independent office within the Agency.*

5       “(b) *RESPONSIBILITIES.—The Victim and Whistle-*  
6 *blower Counsel shall carry out the following responsibilities:*

7               “(1) *Providing legal assistance and consultation*  
8 *to employees of the Agency who are victims of alleged*  
9 *sex-related offenses or sexual harassment, regardless of*  
10 *whether the report of that offense is restricted or unre-*  
11 *stricted.*

12               “(2) *Acting as the primary point of contact and*  
13 *entry point for Agency employees with respect to all*  
14 *allegations of, or concerns regarding, sex-related of-*  
15 *fenses and sexual harassment.*

16               “(3) *Managing the victim advocacy activities of*  
17 *the Agency for employees reporting sex-related offenses*  
18 *or sexual harassment.*

19               “(4) *Maintaining, and making available to*  
20 *Agency employees the following:*

21                       “(A) *A list of physicians and mental health*  
22 *care providers (including from the private sector,*  
23 *as applicable) who have experience with the*  
24 *physical and mental health care needs of the*  
25 *Agency workforce.*

1           “(B) *A list of chaplains and religious coun-*  
2           *selors who have experience with the needs of the*  
3           *Agency workforce, including information regard-*  
4           *ing access to the Chaplain Corps established*  
5           *under section 26 of this Act.*

6           “(C) *Information regarding how to select*  
7           *and retain private attorneys who have experience*  
8           *with the legal needs of the Agency workforce, in-*  
9           *cluding detailed information on the process for*  
10          *the appropriate sharing of information with re-*  
11          *tained private attorneys.*

12          “(5) *Facilitating communications with the In-*  
13          *pector General, Congress, and other outside entities.*

14          “(c) *RULE OF CONSTRUCTION.—The inclusion of any*  
15          *person on a list maintained or made available pursuant*  
16          *to subsection (b)(4) shall not be construed as an endorse-*  
17          *ment of such person (or any service furnished by such per-*  
18          *son), and the Victim and Whistleblower Counsel shall not*  
19          *be liable, as a result of such inclusion, for any portion of*  
20          *compensable injury, loss, or damage attributable to such*  
21          *person or service.*

22          “(d) *COMMUNICATIONS.—The relationship between the*  
23          *Victim and Whistleblower Counsel and a victim in the pro-*  
24          *vision of legal assistance and consultation shall be the rela-*  
25          *tionship between an attorney and client.*

1       “(e) *PURPOSE.*—*The Office of the Victim and Whistle-*  
2 *blower Counsel shall—*

3               “(1) *solely function as an advocate for employees*  
4 *and not as an advocate for the Agency itself; and*

5               “(2) *not be a proponent of Agency policies for*  
6 *sex-related offenses or sexual harassment.*”.

7       “(d) *REPORTING AND INVESTIGATION OF ALLEGATIONS*  
8 *OF SEX-RELATED OFFENSES AND SEXUAL HARASSMENT.*—  
9 *Such Act is further amended by adding at the end the fol-*  
10 *lowing new section:*

11       “**SEC. 32. REPORTING AND INVESTIGATION OF ALLEGA-**  
12                               **TIONS OF SEX-RELATED OFFENSES AND SEX-**  
13                               **UAL HARASSMENT.**”

14       “(a) *POLICIES RELATING TO RESTRICTED AND UNRE-*  
15 *STRICTED REPORTING OF SEX-RELATED OFFENSES AND*  
16 *HARASSMENT.*—

17               “(1) *IN GENERAL.*—*The Director shall develop*  
18 *and implement policies, regulations, personnel train-*  
19 *ing, and workforce messaging to establish and provide*  
20 *information about restricted reports and unrestricted*  
21 *reports of allegations of sex-related offenses and sexual*  
22 *harassment within the Agency in accordance with*  
23 *this subsection.*

24               “(2) *WORKFORCE MESSAGING.*—*Workforce mes-*  
25 *saging developed under paragraph (1) shall be de-*

1       signed to clearly inform Agency employees of the dif-  
2       ferences between restricted and unrestricted reporting  
3       of allegations of sex-related offenses and sexual har-  
4       assment, and which individual or office within the  
5       Agency is responsible for receiving each type of re-  
6       port.

7       “(b) *ELECTION*.—Any person making a report con-  
8       taining an allegation of a sex-related offense or sexual har-  
9       assment shall elect whether to make a restricted report or  
10      an unrestricted report. Once an election is made to make  
11      an unrestricted report, such election may not be changed.

12      “(c) *UNRESTRICTED REPORTS*.—

13           “(1) *DISCLOSURE; ASSISTANCE*.—A person who  
14      elects to make an unrestricted report containing an  
15      allegation of a sex-related offense or sexual harass-  
16      ment may disclose the report to any employee of the  
17      Agency. A person who elects to make an unrestricted  
18      report containing an allegation of a sex-related of-  
19      fense or sexual harassment may seek the assistance of  
20      another employee of the Agency with taking the action  
21      required under paragraph (2).

22           “(2) *ACTION REQUIRED*.—A person electing to  
23      make an unrestricted report containing an allegation  
24      of a sex-related offense or sexual harassment shall sub-  
25      mit the report to the Office of the Victim and Whistle-

1 *blower Counsel. In the case of a person making an*  
2 *unrestricted report of sexual harassment, the Victim*  
3 *and Whistleblower Counsel shall facilitate the contact*  
4 *by the person with the Office of Equal Employment*  
5 *Opportunity. In the case of a person making an unre-*  
6 *stricted report of a sex-related offense other than sex-*  
7 *ual harassment, the Victim and Whistleblower Coun-*  
8 *sel shall facilitate the contact of such person with the*  
9 *Sexual Assault Prevention and Response Office.*

10 *“(d) RESTRICTED REPORTS.—*

11 *“(1) PROCESS FOR MAKING REPORTS.—A person*  
12 *who elects to make a restricted report containing an*  
13 *allegation of a sex-related offense or sexual harass-*  
14 *ment shall submit the report to a person authorized*  
15 *to receive a restricted report under paragraph (2).*

16 *“(2) PERSON AUTHORIZED TO RECEIVE A RE-*  
17 *STRICTED REPORT.—The following individuals are*  
18 *persons authorized to receive a restricted report:*

19 *“(A) The Chief Wellbeing Officer.*

20 *“(B) Any employee of the Office of Wellness*  
21 *and Workforce Support.*

22 *“(C) Any employee of the Office of the Vic-*  
23 *tim and Whistleblower Counsel.*

24 *“(D) Any medical professional assigned to*  
25 *the Center for Global Health Services, or any*

1           *successor organization employing Agency sup-*  
2           *port staff.*

3           “(E) *Any employee of the Chaplain Corps*  
4           *of the Agency.*

5           “(F) *The Special Victim Investigator with-*  
6           *in the Office of Security.*

7           “(G) *Any medical professional, including a*  
8           *mental health professional.*

9           “(H) *Any additional employees that the Di-*  
10          *rector determines appropriate.*

11          “(3) *ACTION REQUIRED.—A restricted report*  
12          *containing an allegation of a sex-related offense or*  
13          *sexual harassment—*

14                 “(A) *shall be treated by the person who re-*  
15                 *ceives the report in the same manner as a com-*  
16                 *munication covered by attorney-client privilege;*

17                 “(B) *shall be privileged against disclosure*  
18                 *with strict confidentiality and with the person*  
19                 *making the report maintaining full control over*  
20                 *all decisions related to any further dissemina-*  
21                 *tion, except in cases of an imminent threat of se-*  
22                 *rious bodily harm;*

23                 “(C) *shall not result in a referral to law en-*  
24                 *forcement or commencement of a formal admin-*  
25                 *istrative investigation, unless the victim elects to*

1           *change the report from a restricted report to an*  
2           *unrestricted report;*

3           “(D) *in a case requiring an employee reas-*  
4           *signment, relocation, or other mitigation or pro-*  
5           *TECTIVE measures, shall result only in actions that*  
6           *are managed in a manner to limit, to the extent*  
7           *possible, the disclosure of any information con-*  
8           *tained in the report; and*

9           “(E) *shall be exempt from any Federal or,*  
10          *to the maximum extent permitted by the Con-*  
11          *stitution, State reporting requirements, includ-*  
12          *ing the requirements under section 535(b) of title*  
13          *28, United States Code, section 17(b)(5) of this*  
14          *Act, and section 1.6(b) of Executive Order 12333*  
15          *(50 U.S.C. 3001 note; relating to United States*  
16          *intelligence activities), except when reporting is*  
17          *necessary to prevent or mitigate an imminent*  
18          *threat of serious bodily harm.*

19          “(e) *INCIDENT REPORTS WHEN VICTIM OR ALLEGED*  
20          *PERPETRATOR IS AN AGENCY EMPLOYEE.—*

21                 “(1) *INCIDENT REPORTING POLICY.—The Direc-*  
22                 *tor shall establish and maintain a policy under*  
23                 *which—*

24                         “(A) *in the case of an unrestricted report*  
25                         *of—*

1           “(i) *sexual harassment, the head of the*  
2           *Office of Equal Employment Opportunity is*  
3           *required to submit a written incident report*  
4           *not later than 8 days after receiving a for-*  
5           *mal complaint containing an allegation of*  
6           *sexual harassment; and*

7           “(ii) *a sex-related offense other than*  
8           *sexual harassment, the head of the Sexual*  
9           *Assault Prevention and Response Office is*  
10           *required to submit a written incident report*  
11           *not later than 8 days after receipt of the*  
12           *unrestricted report; and*

13           “(B) *each such incident report required*  
14           *under subparagraph (A) shall be provided to—*

15           “(i) *the Chief Operating Officer of the*  
16           *Agency;*

17           “(ii) *the Special Victim Investigator;*

18           “(iii) *the Office of the Victim and*  
19           *Whistleblower Counsel;*

20           “(iv) *the Sexual Assault Prevention*  
21           *and Response Office;*

22           “(v) *the Office of Equal Employment*  
23           *Opportunity; and*

24           “(vi) *such other individuals as the Di-*  
25           *rector determines appropriate.*



1           “(2) *PURPOSE.*—*The purpose of an incident re-*  
2           *port required under paragraph (1) is to—*

3                   “(A) *record the details about actions taken*  
4                   *or in progress to provide the necessary care and*  
5                   *support to the victim of the alleged incident;*

6                   “(B) *refer the allegations to the appropriate*  
7                   *investigatory or law enforcement agency; and*

8                   “(C) *provide initial formal notification of*  
9                   *the alleged incident.*

10           “(3) *ELEMENTS.*—*Each incident report required*  
11           *under paragraph (1) shall include each of the fol-*  
12           *lowing:*

13                   “(A) *The time, date, and location of the al-*  
14                   *leged sex-related offense or sexual harassment.*

15                   “(B) *An identification of the type of offense*  
16                   *or harassment alleged.*

17                   “(C) *An identification of the assigned office*  
18                   *and location of the victim.*

19                   “(D) *An identification of the assigned office*  
20                   *and location of the alleged perpetrator, including*  
21                   *information regarding whether the alleged pepe-*  
22                   *trator has been temporarily transferred or re-*  
23                   *moved from an assignment or otherwise re-*  
24                   *stricted, if applicable.*

1           “(E) A description of any post-incident ac-  
2           tions taken in connection with the incident, in-  
3           cluding—

4                   “(i) referral to any services available  
5                   to victims, including the date of each refer-  
6                   ral;

7                   “(ii) notification of the incident to ap-  
8                   propriate investigatory organizations, in-  
9                   cluding the organizations notified and dates  
10                  of notifications; and

11                  “(iii) issuance of any personal protec-  
12                  tion orders or steps taken to separate the  
13                  victim and the alleged perpetrator within  
14                  their place of employment.

15                  “(F) Such other elements as the Director de-  
16                  termines appropriate.

17           “(f) COMMON PERPETRATOR NOTICE REQUIRE-  
18           MENT.—

19                   “(1) UNRESTRICTED REPORTS.—Upon receipt of  
20                   an incident report under subsection (e)(1) containing  
21                   an allegation of a sex-related offense or sexual harass-  
22                   ment against an individual known to be the subject  
23                   of at least one allegation of a sex-related offense or  
24                   sexual harassment by another reporter, the Special

1 *Victim Investigator shall notify each of the following*  
2 *of all existing allegations against the individual:*

3 *“(A) The Director.*

4 *“(B) The Chief Operating Officer.*

5 *“(C) The head of the directorate employing*  
6 *the individual.*

7 *“(D) The head of the Sexual Assault Pre-*  
8 *vention and Response Office.*

9 *“(E) The first supervisor of the individual.*

10 *“(F) The Inspector General.*

11 *“(G) The Victim and Whistleblower Coun-*  
12 *sel.*

13 *“(2) RESTRICTED REPORTS.—Upon receipt of a*  
14 *restricted report under subsection (d), the Victim and*  
15 *Whistleblower Counsel shall notify any victim known*  
16 *to have filed a restricted report against the same indi-*  
17 *vidual who is the subject of the report under para-*  
18 *graph (1) that another allegation has been made*  
19 *against the individual who is the subject of the report*  
20 *under paragraph (1).*

21 *“(g) APPLICABILITY.—The policies developed pursuant*  
22 *to this section shall apply to each of the following:*

23 *“(1) Any employee of the Agency.*

24 *“(2) Any employee of an entity that has entered*  
25 *into a contract with the Agency under which the em-*

1        *ployee performs functions at a facility associated with*  
2        *the Agency or functions associated with the Agency.*

3            “(3) *Any person who makes an allegation of a*  
4        *sex-related offense or sexual harassment against an*  
5        *employee referred to in paragraph (1) or (2) at a fa-*  
6        *cility associated with the Agency or during the per-*  
7        *formance of a function associated with the Agency.*

8            “(h) *RECORDS.—The Director shall establish a system*  
9        *for tracking and permanently maintaining all Agency*  
10       *records related to any investigation into an allegation of*  
11       *a sex-related offense or sexual harassment made in an unre-*  
12       *stricted report, including any related medical documenta-*  
13       *tion.”.*

14           (e) *SPECIAL VICTIM INVESTIGATOR.—Such Act is fur-*  
15       *ther amended by adding at the end the following new sec-*  
16       *tion:*

17        “**SEC. 33. SPECIAL VICTIM INVESTIGATOR.**

18           “(a) *ESTABLISHMENT.—The Director shall establish in*  
19       *the Office of Security a Special Victim Investigator, who*  
20       *shall be responsible for investigating all unrestricted reports*  
21       *containing allegations of sex-related offenses other than sex-*  
22       *ual harassment and supporting, as appropriate, the Office*  
23       *of Equal Employment Opportunity with investigating for-*  
24       *mal complaints containing allegations of sexual harass-*  
25       *ment. The person appointed as the Investigator shall be an*

1 *appropriately credentialed Federal law enforcement officer*  
2 *and may be a detailee from a Federal law enforcement enti-*  
3 *ty.*

4 “(b) *RESPONSIBILITIES.—The Investigator shall be re-*  
5 *sponsible for—*

6 “(1) *supporting the Office of Equal Employment*  
7 *Opportunity with investigations into formal com-*  
8 *plaints containing allegations of sexual harassment,*  
9 *as appropriate;*

10 “(2) *investigating unrestricted reports con-*  
11 *taining allegations of sex-related offenses, including*  
12 *the conduct and management of all internal Agency*  
13 *inquiries, investigations, and other fact-finding ac-*  
14 *tivities related to specific allegations of sex-related of-*  
15 *fenses;*

16 “(3) *testifying in a criminal prosecution in any*  
17 *venue, where appropriate;*

18 “(4) *serving as the case agent for a criminal in-*  
19 *vestigation in any venue, where appropriate;*

20 “(5) *supporting engagement with law enforce-*  
21 *ment relating to such allegations, where appropriate,*  
22 *including coordinating related cases with other Fed-*  
23 *eral, State, local, and Tribal law enforcement agen-*  
24 *cies, as necessary and appropriate, pursuant to regu-*  
25 *lations, requirements, and procedures developed in*

1       *consultation with the Federal Bureau of Investiga-*  
2       *tion, for any such inquiries, investigations, or other*  
3       *fact-finding activities;*

4               “(6) *developing and implementing policies and*  
5       *procedures necessary for the Investigator or any law*  
6       *enforcement partner to conduct effective investigations*  
7       *and also protect sensitive information;*

8               “(7) *servin*  
9       *g as the only authorized investigative*  
10       *body in the Agency for allegations of sex-related of-*  
11       *fenses, except that, in the case of an allegation of a*  
12       *sex-related offense involving an employee of the Office*  
13       *of Security, the Investigator shall coordinate with ap-*  
14       *propriate criminal investigators who are detailed to*  
15       *the Agency for other missions or employed by another*  
16       *Federal law enforcement entity, as necessary, to*  
17       *maintain the integrity of the investigation and miti-*  
18       *gate potential conflicts of interest;*

19               “(8) *establishing and coordinating clear policies*  
20       *regarding which agency should take the lead on con-*  
21       *ducting, or be the lead in coordinating with local law*  
22       *enforcement when applicable, investigations of sexual*  
23       *assault and sexual harassment overseas; and*

24               “(9) *sharing information with the Victim and*  
      *Whistleblower Counsel to facilitate the support and*

1       *advocacy of such Counsel for victims of alleged sex-re-*  
2       *lated offenses or sexual harassment.*

3       “(c) *TIMEFRAME FOR INVESTIGATIONS.—The Investi-*  
4       *gator shall—*

5               “(1) *ensure that any investigative support for a*  
6       *formal complaint containing allegations of sexual*  
7       *harassment shall occur within any investigation*  
8       *timelines required by applicable law;*

9               “(2) *ensure that any investigation into an alle-*  
10       *gation of a sex-related offense contained in an unre-*  
11       *stricted report is completed by not later than 60 days*  
12       *after the date on which the report is referred to the*  
13       *Investigator under section 32(e)(1); and*

14               “(3) *if the Investigator determines that the com-*  
15       *pletion of an investigation will take longer than 60*  
16       *days—*

17                       “(A) *not later than 60 days after the date*  
18       *on which the report is referred to the Investigator*  
19       *under section 32(e)(1), submit to the Director a*  
20       *request for an extension that contains a sum-*  
21       *mary of the progress of the investigation, the rea-*  
22       *sons why the completion of the investigation re-*  
23       *quires additional time, and a plan for the com-*  
24       *pletion of the investigation; and*

1           “(B) provide to the person who made the re-  
2           port and the person against whom the allegation  
3           in the report was made notice of the extension of  
4           the investigation.”.

5           (f) *IMPLEMENTATION AND REPORTING REQUIRE-*  
6 *MENTS.—*

7           (1) *DEADLINE FOR IMPLEMENTATION.—Not later*  
8 *than 180 days after the date of the enactment of this*  
9 *Act, the Director of the Central Intelligence Agency*  
10 *shall—*

11           (A) *establish the Office of the Victim and*  
12 *Whistleblower Counsel, as required by section 31*  
13 *of the Central Intelligence Agency Act of 1949, as*  
14 *added by subsection (c);*

15           (B) *establish and implement the policies re-*  
16 *quired under sections 30 and 32 of the Central*  
17 *Intelligence Agency Act of 1949, as added by*  
18 *subsections (b) and (d), respectively;*

19           (C) *consolidate the responsibilities of the*  
20 *Director under such sections 30 and 32 in a sin-*  
21 *gle Office, as determined by the Director; and*

22           (D) *establish the Special Victim Investi-*  
23 *gator, as required by section 33 of the Central*  
24 *Intelligence Agency Act of 1949, as added by*  
25 *subsection (e).*



1           (2) *REPORT.*—

2                   (A) *IN GENERAL.*—*Not later than 90 days*  
3 *after the date of the enactment of this Act, and*  
4 *every 90 days thereafter for 2 years, the Director*  
5 *of the Central Intelligence Agency shall submit to*  
6 *the appropriate congressional committees a re-*  
7 *port on the implementation of this section and*  
8 *the amendments made by this section. The Direc-*  
9 *tor shall personally review, approve, and submit*  
10 *each report under this paragraph on a nondele-*  
11 *gable basis.*

12           (3) *APPROPRIATE CONGRESSIONAL COMMITTEES*  
13 *DEFINED.*—*In this subsection, the term “appropriate*  
14 *congressional committees” means—*

15                   (A) *the Permanent Select Committee on In-*  
16 *telligence and the Subcommittee on Defense of*  
17 *the Committee on Appropriations of the House of*  
18 *Representatives; and*

19                   (B) *the Select Committee on Intelligence*  
20 *and the Subcommittee on Defense of the Com-*  
21 *mittee on Appropriations of the Senate.*

1 **TITLE I—MATTERS RELATING TO**  
2 **TECHNOLOGY AND INNOVATION**

3 **SEC. 901. INTELLIGENCE COMMUNITY INNOVATION UNIT.**

4       (a) *ESTABLISHMENT.*—*Title I of the National Security*  
5 *Act of 1947 (50 U.S.C. 3021 et seq.) is amended by insert-*  
6 *ing after section 103K the following new section (and con-*  
7 *forming the table of contents at the beginning of such Act*  
8 *accordingly):*

9 **“SEC. 103L. INTELLIGENCE COMMUNITY INNOVATION UNIT.**

10       “(a) *ESTABLISHMENT.*—*The Director of National In-*  
11 *telligence shall establish within the Office of the Director*  
12 *of National Intelligence a unit to be known as the ‘Intel-*  
13 *ligence Community Innovation Unit’ (in this section re-*  
14 *ferred to as the ‘Unit’).*

15       “(b) *DUTIES.*—*The duties of the Unit shall be as fol-*  
16 *lows:*

17               “(1) *To identify and evaluate commercial emerg-*  
18 *ing technologies for potential adoption by the intel-*  
19 *ligence community to fulfill critical mission needs.*

20               “(2) *To assist the heads of the elements of the in-*  
21 *telligence community in identifying commercial*  
22 *emerging technologies and associated capabilities to*  
23 *address critical mission needs of that element.*

24               “(3) *To provide to the heads of the elements of*  
25 *the intelligence community seeking to field commer-*

1 *cial emerging technologies technical expertise with re-*  
2 *spect to such technologies.*

3 “(4) *To manage the prototyping program under*  
4 *subsection (e).*

5 “(5) *To facilitate the transition of potential solu-*  
6 *tions to critical mission needs of the intelligence com-*  
7 *munity from research and prototype projects to pro-*  
8 *duction.*

9 “(6) *To serve as a liaison between the intel-*  
10 *ligence community and the private sector (with a*  
11 *focus on small- and medium-sized companies and*  
12 *other organizations that do not have significant expe-*  
13 *rience engaging with the intelligence community) to*  
14 *fulfill the duties listed in paragraphs (1) through (5),*  
15 *in coordination with the head of the Office of Engage-*  
16 *ment established under section 122.*

17 “(c) *DIRECTOR OF UNIT.—*

18 “(1) *APPOINTMENT; REPORTING.—The head of*  
19 *the Unit is the Director of the Intelligence Commu-*  
20 *nity Innovation Unit, who shall be appointed by the*  
21 *Director of National Intelligence and shall report di-*  
22 *rectly to the Director of National Intelligence.*

23 “(2) *QUALIFICATIONS.—In selecting an indi-*  
24 *vidual for appointment as the Director of the Intel-*  
25 *ligence Community Innovation Unit, the Director of*

1 *National Intelligence shall give preference to individ-*  
2 *uals who the Director of National Intelligence deter-*  
3 *mines have—*

4 *“(A) significant relevant experience involv-*  
5 *ing commercial emerging technology within the*  
6 *private sector; and*

7 *“(B) a demonstrated history of fostering the*  
8 *adoption of commercial emerging technologies by*  
9 *the United States Government or the private sec-*  
10 *tor.*

11 *“(d) STAFF.—*

12 *“(1) IN GENERAL.—In addition to the Director*  
13 *of the Intelligence Community Innovation Unit, the*  
14 *Unit shall be composed of not more than 50 full-time*  
15 *equivalent positions.*

16 *“(2) STAFF WITH CERTAIN EXPERTISE.—The Di-*  
17 *rector of National Intelligence shall ensure that there*  
18 *is a sufficient number of staff of the Unit, as deter-*  
19 *mined by the Director, with expertise in—*

20 *“(A) other transaction authorities and non-*  
21 *traditional and rapid acquisition pathways for*  
22 *emerging technology;*

23 *“(B) engaging and evaluating small- and*  
24 *medium-sized emerging technology companies;*

1           “(C) *the mission needs of the intelligence*  
2           *community; and*

3           “(D) *any other skills or experiences the Di-*  
4           *rector determines necessary.*

5           “(3) *SPECIAL HIRING AND RETENTION AUTHORI-*  
6           *TIES.—*

7           “(A) *IN GENERAL.—The Director of Na-*  
8           *tional Intelligence shall take such steps as may*  
9           *be necessary to incentivize the hiring and reten-*  
10          *tion of staff of the Unit.*

11          “(B) *SPECIAL PAY.—In establishing the*  
12          *rates of pay for the positions specified in para-*  
13          *graph (1), and to the extent practicable, the Di-*  
14          *rector of National Intelligence may use the spe-*  
15          *cial pay authority under section 113B.*

16          “(4) *AUTHORITY RELATING TO DETAILEES.—*  
17          *Upon request of the Unit, each head of an element of*  
18          *the intelligence community may detail to the Unit*  
19          *any of the personnel of that element to assist in car-*  
20          *rying out the duties under subsection (b) on a reim-*  
21          *bursable or a nonreimbursable basis.*

22          “(e) *PROTOTYPING PROGRAM.—The Director of the In-*  
23          *telligence Community Innovation Unit shall establish a*  
24          *program to transition research and prototype projects to*  
25          *products in a production stage for the purpose of fulfilling*

1 *critical mission needs of the intelligence community (in this*  
2 *subsection referred to as the ‘program’), including by desig-*  
3 *nating projects as Emerging Technology Transition*  
4 *Projects under section 6713 of the Intelligence Authoriza-*  
5 *tion Act for Fiscal Year 2023 (Public Law 117–263; 50*  
6 *U.S.C. 3024 note; 136 Stat. 3568).*

7       “(f) *ENCOURAGEMENT OF USE BY ELEMENTS.*—*The*  
8 *Director of National Intelligence shall take such steps as*  
9 *may be necessary to encourage the use of the Unit by the*  
10 *heads of the other elements of the intelligence community.*

11       “(g) *EMERGING TECHNOLOGY DEFINED.*—*In this sec-*  
12 *tion, the term ‘emerging technology’ has the meaning given*  
13 *that term in section 6701 of the Intelligence Authorization*  
14 *Act for Fiscal Year 2023 (Public Law 117–263; 50 U.S.C.*  
15 *3024 note; 136 Stat. 3561).”.*

16       “(b) *CLARIFICATION OF EMERGING TECHNOLOGY DEFINI-*  
17 *TION.*—*Section 6701(8)(A) of the Intelligence Authoriza-*  
18 *tion Act for Fiscal Year 2023 (Public Law 117–263; 50*  
19 *U.S.C. 3024 note; 136 Stat. 3561) is amended by striking*  
20 *“during the 10-year period beginning on January 1, 2022”*  
21 *and inserting “during the subsequent 10-year period”.*

22       “(c) *DEADLINE FOR ESTABLISHMENT.*—*Not later than*  
23 *1 year after the date of the enactment of this Act, the Direc-*  
24 *tor of National Intelligence shall establish the Intelligence*  
25 *Community Innovation Unit.*

1       (d) *PLAN AND BRIEFINGS.*—

2               (1) *PLAN.*—Not later than 180 days after the  
3       date of the enactment of this Act, the Director of Na-  
4       tional Intelligence shall submit to the congressional  
5       intelligence committees a plan for the establishment of  
6       the Intelligence Community Innovation Unit.

7               (2) *BRIEFINGS.*—Not later than 180 days after  
8       the date of the enactment of this Act, and on a bian-  
9       nual basis thereafter for 5 years, the Director of Na-  
10      tional Intelligence shall provide to the appropriate  
11      congressional committees a briefing on the status of  
12      the Intelligence Community Innovation Unit, the  
13      staffing levels of such Unit, and the progress of such  
14      Unit in identifying and facilitating the adoption of  
15      commercial emerging technologies capable of advanc-  
16      ing the mission needs of the intelligence community.

17      (e) *DEFINITIONS.*—In this section:

18              (1) *APPROPRIATE CONGRESSIONAL COMMIT-*  
19      *TEES.*—The term “appropriate congressional commit-  
20      tees” means—

21                      (A) the congressional intelligence commit-  
22                      tees; and

23                      (B) the Committees on Appropriations of  
24                      the House of Representatives and the Senate.

1           (2) *EMERGING TECHNOLOGY.*—The term “emerging  
2           technology” has the meaning given such term in  
3           section 103L of the National Security Act of 1947 (as  
4           added by subsection (a)).

5           (3) *INTELLIGENCE COMMUNITY INNOVATION*  
6           *UNIT.*—The term “Intelligence Community Innovation  
7           Unit” means the Intelligence Community Innovation  
8           Unit established under such section 103L.

9   **SEC. 902. ESTABLISHMENT OF OFFICE OF ENGAGEMENT.**

10          (a) *ESTABLISHMENT.*—Title I of the National Security  
11       Act of 1947 (50 U.S.C. 3021 et seq.), as amended by section  
12       901, is further amended by adding at the end the following  
13       new section (and conforming the table of contents at the  
14       beginning of such Act accordingly):

15   **“SEC. 122. OFFICE OF ENGAGEMENT.**

16          “(a) *ESTABLISHMENT.*—There is within the Office of  
17       the Director of National Intelligence an Office of Engage-  
18       ment (in this section referred to as the ‘Office’).

19          “(b) *HEAD; STAFF.*—

20               “(1) *HEAD.*—The Director of National Intel-  
21       ligence shall appoint as head of the Office an indi-  
22       vidual with requisite experience in matters relating to  
23       the duties of the Office, as determined by the Director  
24       of National Intelligence. Such head of the Office shall



1       *report directly to the Director of National Intel-*  
2       *ligence.*

3               “(2) *STAFF.*—*To assist the head of the Office in*  
4       *fulfilling the duties of the Office, the head shall em-*  
5       *ploy full-time equivalent staff in such number, and*  
6       *with such requisite expertise in matters relating to*  
7       *such duties, as may be determined by the head.*

8               “(c) *DUTIES.*—*The duties of the Office shall be as fol-*  
9       *lows:*

10              “(1) *To coordinate and facilitate across the ele-*  
11       *ments of the intelligence community efforts regarding*  
12       *outreach, relationship development, and associated*  
13       *knowledge and relationship management, with cov-*  
14       *ered entities.*

15              “(2) *To assist in sharing best practices regarding*  
16       *such efforts among the elements of the intelligence*  
17       *community.*

18              “(3) *To establish and implement metrics to as-*  
19       *sess the effectiveness of such efforts.*

20              “(d) *COVERED ENTITY DEFINED.*—*In this section, the*  
21       *term ‘covered entity’ means an entity that is not an entity*  
22       *of the United States Government, including private sector*  
23       *companies, institutions of higher education, trade associa-*  
24       *tions, think tanks, laboratories, international organiza-*  
25       *tions, and foreign partners and allies.”*

1       (b) *DEADLINE.*—*The Director of National Intelligence*  
2 *shall establish the Office of Engagement by not later than*  
3 *1 year after the date of the enactment of this Act.*

4       (c) *PLAN AND BRIEFINGS.*—

5           (1) *PLAN.*—*Not later than 180 days after the*  
6 *date of the enactment of this Act, the Director of Na-*  
7 *tional Intelligence shall submit to the congressional*  
8 *intelligence committees a plan for the establishment of*  
9 *the Office of Engagement.*

10          (2) *QUARTERLY BRIEFINGS.*—*Not later than 1*  
11 *year after the date of the establishment of the Office*  
12 *of Engagement, and on a quarterly basis for 5 years*  
13 *thereafter, the Director of National Intelligence shall*  
14 *submit to the congressional intelligence committees a*  
15 *briefing on the status of the Office, including with re-*  
16 *spect to the staffing levels, activities, and fulfilment of*  
17 *duties of the Office.*

18       (d) *DEFINITIONS.*—*In this section, the term “Office of*  
19 *Engagement” means the Office of Engagement established*  
20 *under section 122 of the National Security Act of 1947, as*  
21 *added by subsection (a).*

1 **SEC. 903. REQUIREMENT FOR A CHIEF TECHNOLOGY OFFI-**  
2 **CER WITHIN EACH ELEMENT OF THE INTEL-**  
3 **LIGENCE COMMUNITY.**

4 (a) *REQUIREMENT.*—Not later than 180 days after the  
5 date of enactment of this Act, the head of each element of  
6 the intelligence community shall ensure there is within such  
7 element a senior official designated as the chief technology  
8 officer of such element.

9 (b) *RESPONSIBILITY.*—The chief technology officer of  
10 each element of the intelligence community shall be respon-  
11 sible for assisting the head of such element in the identifica-  
12 tion and adoption of technology to advance mission needs.

13 **SEC. 904. REQUIREMENT TO AUTHORIZE ADDITIONAL SE-**  
14 **CURITY CLEARANCES FOR CERTAIN CON-**  
15 **TRACTORS.**

16 (a) *REQUIREMENT.*—Notwithstanding any provision  
17 of law to the contrary, consistent with Executive Order  
18 12968 (60 Fed. Reg. 40245; relating to access to classified  
19 information), or any successor thereto and Executive Order  
20 10865 (25 Fed. Reg. 1583; relating to safeguarding classi-  
21 fied information within industry), or any successor thereto,  
22 and subject to the limitations described in subsection (b)—

23 (1) any entity that enters into a covered contract  
24 or agreement with an element of the intelligence com-  
25 munity may designate an additional number of cov-

1 *ered persons who may submit an application for a se-*  
2 *curity clearance;*

3 *(2) the appropriate authorized investigative*  
4 *agency and authorized adjudicative agency, as such*  
5 *terms are defined in section 3001(a) of the Intel-*  
6 *ligence Reform and Terrorism Prevention Act of 2004*  
7 *(50 U.S.C. 3341(a)), shall—*

8 *(A) upon receiving such an application—*

9 *(i) conduct an appropriate investiga-*  
10 *tion of the background of the additional cov-*  
11 *ered person; and*

12 *(ii) make a determination as to wheth-*  
13 *er the additional covered person is eligible*  
14 *for access to classified information; and*

15 *(B) if the determination under subpara-*  
16 *graph (A)(ii) is favorable, upon any of the speci-*  
17 *fied number of covered persons required to hold*  
18 *a security clearance for the performance of work*  
19 *under that covered contract or agreement becom-*  
20 *ing unable to perform such work, make a deter-*  
21 *mination as to whether the additional covered*  
22 *person has a demonstrated need-to-know under*  
23 *such an Executive Order (without requiring an*  
24 *additional investigation to be conducted under*  
25 *subparagraph (A)(i)); and*

1           (3) *if the additional covered person receives a fa-*  
2 *vorable determination regarding the need-to-know*  
3 *under paragraph (2)(B) and signs an approved non-*  
4 *disclosure agreement, the additional covered person*  
5 *may perform such work in lieu of such covered per-*  
6 *son.*

7           (b) *LIMITATIONS.—The limitations described in this*  
8 *subsection are as follows:*

9           (1) *LIMITATION ON NUMBER DESIGNATED PER*  
10 *CONTRACT.—The additional number designated by an*  
11 *entity under subsection (a) for each covered contract*  
12 *or agreement may not exceed the greater of the fol-*  
13 *lowing:*

14                   (A) *10 percent of the number of security*  
15 *clearances required to be held by covered persons*  
16 *to perform work under the covered contract or*  
17 *agreement.*

18                   (B) *1 person.*

19           (2) *LIMITATION ON NUMBER DESIGNATED PER*  
20 *ENTITY.—The total additional number designated by*  
21 *an entity under subsection (a) may not exceed the*  
22 *greater of the following:*

23                   (A) *10 percent of the sum total number of*  
24 *security clearances required to be held by covered*

1           *persons to perform work under all covered con-*  
2           *tracts or agreements of the entity.*

3                   *(B) 1 person.*

4           *(c) PROHIBITION.—No application for a security*  
5           *clearance may be submitted by a covered person of an entity*  
6           *or granted pursuant to subsection (a) in excess of the limi-*  
7           *tations under subsection (b) applicable to such entity.*

8           *(d) COSTS.—*

9                   *(1) AUTHORITY TO CHARGE AND COLLECT.—The*  
10           *head of each element of the intelligence community*  
11           *may charge fees or collect amounts to cover the exact*  
12           *costs associated with granting or maintaining a secu-*  
13           *rity clearance an application for which is submitted*  
14           *to the head pursuant to subsection (a)(1).*

15                   *(2) RETENTION OF AMOUNTS.—Notwithstanding*  
16           *section 3302(b) of title 31, United States Code—*

17                   *(A) the head of each element of the intel-*  
18           *ligence community may retain amounts received*  
19           *under paragraph (1); and*

20                   *(B) any amount so retained shall be depos-*  
21           *ited into an account to be determined by such*  
22           *head and shall be made available without subse-*  
23           *quent appropriation until expended for the pur-*  
24           *pose of granting or maintaining the respective*

1           *security clearance for which such amount was re-*  
2           *ceived.*

3           (3) *PROHIBITION ON BEARING COSTS.*—*No head*  
4           *of an element of the intelligence community may bear*  
5           *any cost associated with granting or maintaining a*  
6           *security clearance the application for which is sub-*  
7           *mitted pursuant to subsection (a)(1).*

8           (e) *APPLICABILITY.*—*The requirement under sub-*  
9           *section (a) shall apply with respect to contracts and other*  
10          *agreements entered into on or after the date of the enact-*  
11          *ment of this Act.*

12          (f) *RULE OF CONSTRUCTION.*—*Nothing in this section*  
13          *may be construed as requiring the head of an element of*  
14          *the intelligence community to grant any covered person ac-*  
15          *cess to classified information if a favorable determination*  
16          *of eligibility to access such classified information is not*  
17          *made with respect to such person.*

18          (g) *DEFINITIONS.*—*In this section:*

19                 (1) *COVERED CONTRACT OR AGREEMENT.*—*The*  
20                 *term “covered contract or agreement”, with respect to*  
21                 *an entity, means a contract or other agreement be-*  
22                 *tween that entity and an element of the intelligence*  
23                 *community the performance of which requires a speci-*  
24                 *fied number of covered persons to hold a security*  
25                 *clearance.*

1           (2) *COVERED PERSON.*—*In this section, the term*  
2           *“covered person”, with respect to an entity, means a*  
3           *contractor or employee of that entity.*

4 **SEC. 905. INTELLIGENCE INNOVATION BOARD.**

5           (a) *ESTABLISHMENT OF INTELLIGENCE INNOVATION*  
6 *BOARD.*—*There is established a board to be known as the*  
7 *Intelligence Innovation Board (in this section referred to*  
8 *as the “Board”).*

9           (b) *PURPOSE.*—*The purpose of the Board is to provide*  
10 *to the Director of National Intelligence, the heads of the*  
11 *other elements of the intelligence community, and the con-*  
12 *gressional intelligence committees advice and recommenda-*  
13 *tions on changes to the culture, organizational structures,*  
14 *processes, and functions of the intelligence community nec-*  
15 *essary to address the adoption of emerging technologies by*  
16 *the intelligence community and to accelerate such adoption.*

17           (c) *MEMBERSHIP.*—

18           (1) *APPOINTMENT OF MEMBERS.*—*The Board*  
19 *shall be composed of 9 members appointed by the Di-*  
20 *rector of National Intelligence, after consultation with*  
21 *the Chair and Ranking Member of the Permanent Se-*  
22 *lect Committee on Intelligence of the House of Rep-*  
23 *resentatives and the Chair and Vice Chair of the Se-*  
24 *lect Committee on Intelligence of the Senate, from*  
25 *among citizens of the United States—*



1           (A) who are not officers or employees of an  
2           element of the intelligence community;

3           (B) who are eligible to hold an appropriate  
4           security clearance;

5           (C) who have demonstrated academic, gov-  
6           ernment, business, or other expertise relevant to  
7           the mission and functions of the intelligence  
8           community; and

9           (D) who the Director of National Intel-  
10          ligence determines—

11           (i) meet at least 1 of the qualifications  
12           described in paragraph (2); and

13           (ii) do not present a conflict of inter-  
14           est.

15          (2) *QUALIFICATIONS.*—The qualifications de-  
16          scribed in this paragraph are the following:

17           (A) A proven track record of sound judg-  
18           ment in leading or governing a large and com-  
19           plex private sector corporation or organization.

20           (B) A proven track record as a distin-  
21           guished academic or researcher at an accredited  
22           institution of higher education (as defined in sec-  
23           tion 101 of the Higher Education Act of 1965  
24           (20 U.S.C. 1001)).

1           (C) *Demonstrated experience in identifying*  
2           *emerging technologies and facilitating the adop-*  
3           *tion of such technologies into the operations of*  
4           *large organizations in either the public or pri-*  
5           *vate sector.*

6           (D) *Demonstrated experience in developing*  
7           *new technology.*

8           (3) *CHAIR.*—*The Board shall have a Chair, who*  
9           *shall be appointed by the Director of National Intel-*  
10          *ligence from among the members of the Board, after*  
11          *consultation with the Chair and Ranking Member of*  
12          *the Permanent Select Committee on Intelligence of the*  
13          *House of Representatives and the Chair and Vice*  
14          *Chair of the Select Committee on Intelligence of the*  
15          *Senate.*

16          (4) *NOTIFICATIONS.*—*Not later than 30 days*  
17          *after the date on which the Director of National Intel-*  
18          *ligence appoints a member to the Board under para-*  
19          *graph (1), or appoints a member of the Board as*  
20          *Chair under paragraph (3), the Director shall notify*  
21          *the congressional intelligence committees of such ap-*  
22          *pointment in writing.*

23          (5) *TERMS.*—

1           (A) *IN GENERAL.*—*Except as provided in*  
2           *subparagraph (B), each member of the Board*  
3           *shall be appointed for a term of 2 years.*

4           (B) *VACANCIES.*—*A member of the Board*  
5           *appointed to fill a vacancy occurring before the*  
6           *expiration of the term for which the predecessor*  
7           *of the member was appointed shall be appointed*  
8           *only for the remainder of that term. A vacancy*  
9           *in the Board shall not affect the powers of the*  
10           *Board and shall be filled in the manner in which*  
11           *the original appointment was made.*

12           (C) *REAPPOINTMENT.*—*A member of the*  
13           *Board may only be reappointed for 1 additional*  
14           *2-year term.*

15           (6) *PROHIBITION ON COMPENSATION.*—*Except as*  
16           *provided in paragraph (7), members of the Board*  
17           *shall serve without pay.*

18           (7) *TRAVEL EXPENSES.*—*Each member of the*  
19           *Board shall receive travel expenses, including per*  
20           *diem in lieu of subsistence, in accordance with appli-*  
21           *cable provisions under subchapter I of chapter 57 of*  
22           *title 5, United States Code.*

23           (8) *MEETINGS.*—*The Board shall meet as nec-*  
24           *essary to carry out its purpose and duties under this*  
25           *section, but shall meet in person not less frequently*

1 *than on a quarterly basis. A majority of the members*  
2 *of the Board shall constitute a quorum.*

3 *(d) STAFF.—*

4 *(1) COMPOSITION.—The Board shall be composed*  
5 *of full-time staff with requisite experience to assist the*  
6 *Board in carrying out its purpose and duties under*  
7 *this section in such number as the Director of Na-*  
8 *tional Intelligence determines appropriate. Such staff*  
9 *may be appointed by the Director of National Intel-*  
10 *ligence or detailed or otherwise assigned from another*  
11 *element of the intelligence community.*

12 *(2) SECURITY CLEARANCES.—Staff of the Board,*  
13 *shall, as a condition of appointment, detail, or as-*  
14 *signment to the Board, as the case may be, hold ap-*  
15 *propriate security clearances for access to the classi-*  
16 *fied records and materials to be reviewed by the staff,*  
17 *and shall follow the guidance and practices on secu-*  
18 *rity under applicable Executive orders and Presi-*  
19 *dential or agency directives.*

20 *(e) CONTRACT AUTHORITY.—The Board may contract*  
21 *with and compensate government and private agencies or*  
22 *persons to enable the Board to carry out its purpose and*  
23 *duties under this section, without regard to section 6101*  
24 *of title 41, United States Code.*

25 *(f) REPORTS.—*

1           (1) *SUBMISSION.*—Beginning on the date that is  
2           2 years after the date on which the Board is estab-  
3           lished, and once every 2 years thereafter until the  
4           date on which the Board terminates under subsection  
5           (i), the Board shall submit to the Director of National  
6           Intelligence and the congressional intelligence com-  
7           mittees a report on the activities of the Board, which  
8           shall include, with respect to the period covered by the  
9           report, the following:

10                   (A) *An assessment of the efforts of the intel-*  
11                   *ligence community taken during such period to*  
12                   *accelerate the adoption of emerging technologies*  
13                   *by the intelligence community, including such ef-*  
14                   *forts taken with respect to the culture, organiza-*  
15                   *tional structures, processes, or functions of the*  
16                   *intelligence community.*

17                   (B) *Recommendations on how the intel-*  
18                   *ligence community may make further progress to*  
19                   *accelerate such adoption, including recommenda-*  
20                   *tions on changes to the culture, organizational*  
21                   *structures, processes, and functions of the intel-*  
22                   *ligence community necessary for such accelerated*  
23                   *adoption.*

1           (C) *Any other matters the Board or the Di-*  
2           *rector of National Intelligence determines appro-*  
3           *priate.*

4           (2) *FORM.—Each report under paragraph (1)*  
5           *may be submitted in classified form, but if so sub-*  
6           *mitted shall include an unclassified executive sum-*  
7           *mary.*

8           (g) *NONAPPLICABILITY OF CERTAIN REQUIRE-*  
9           *MENTS.—Chapter 10 of title 5, United States Code, (com-*  
10          *monly known as the “Federal Advisory Committee Act”)*  
11          *shall not apply to the Board.*

12          (h) *TERMINATION.—*

13                 (1) *IN GENERAL.—Except as provided in para-*  
14                 *graph (2), the Board shall terminate on September*  
15                 *30, 2028.*

16                 (2) *RENEWAL.—The Director of National Intel-*  
17                 *ligence may renew the Board for an additional 4-year*  
18                 *period following the date of termination specified in*  
19                 *paragraph (1) if the Director notifies the congres-*  
20                 *sional intelligence committees of such renewal.*

21                 (i) *CHARTER.—Not later than 90 days after the date*  
22                 *of the enactment of this Act, the Director of National Intel-*  
23                 *ligence shall establish a charter for the Board, consistent*  
24                 *with this section.*

1 **SEC. 906. PROGRAMS FOR NEXT-GENERATION MICROELEC-**  
2 **TRONICS IN SUPPORT OF ARTIFICIAL INTEL-**  
3 **LIGENCE.**

4 (a) *PROGRAM ESTABLISHMENT.*—*The Director of Na-*  
5 *tional Intelligence, acting through the Director of the Intel-*  
6 *ligence Advanced Research Projects Activity, shall establish*  
7 *or otherwise oversee a program to advance microelectronics*  
8 *research.*

9 (b) *RESEARCH FOCUS.*—*The Director of National In-*  
10 *telligence shall ensure that the research carried out under*  
11 *the program established under subsection (a) is focused on*  
12 *the following:*

13 (1) *Advanced engineering and applied research*  
14 *into next-generation computing models, materials, de-*  
15 *vices, architectures, and algorithms to enable the ad-*  
16 *vancement of artificial intelligence and machine*  
17 *learning.*

18 (2) *Efforts to—*

19 (A) *overcome challenges with engineering*  
20 *and applied research of microelectronics, includ-*  
21 *ing with respect to the physical limits on tran-*  
22 *sistors, electrical interconnects, and memory ele-*  
23 *ments;*

24 (B) *promote long-term advancements in*  
25 *computing technologies, including by fostering a*

1           *unified and multidisciplinary approach encom-*  
2           *passing research and development into—*

- 3                     *(i) next-generation algorithm design;*  
4                     *(ii) next-generation compute capa-*  
5                     *bility;*  
6                     *(iii) generative and adaptive artificial*  
7                     *intelligence for design applications;*  
8                     *(iv) photonics-based microprocessors,*  
9                     *including electrophotonics;*  
10                    *(v) the chemistry and physics of new*  
11                    *materials;*  
12                    *(vi) optical communication networks,*  
13                    *including electrophotonics; and*  
14                    *(vii) safety and controls for generative*  
15                    *artificial intelligence applications for the*  
16                    *intelligence community.*

17            (3) *Any other activity the Director determines*  
18            *would promote the development of microelectronics re-*  
19            *search for future technologies, including optical com-*  
20            *munications or quantum technologies.*

21            (c) *COLLABORATION AND PARTNERSHIPS.—In car-*  
22            *rying out the program established under subsection (a), the*  
23            *Director of National Intelligence shall actively collaborate*  
24            *with relevant Government agencies, academic institutions,*



1 *and private industry to leverage expertise and resources in*  
2 *conducting research.*

3       (d) *AUTHORIZATION OF APPROPRIATIONS.*—*Amounts*  
4 *authorized to be appropriated for the National Intelligence*  
5 *Program of the Office of the Director of National Intel-*  
6 *ligence may be made available to award contracts and*  
7 *grants, and to enter into transactions other than contracts,*  
8 *to carry out the program established under subsection (a).*

9       (e) *REPORTING REQUIREMENTS.*—*The Director of the*  
10 *Intelligence Advanced Research Projects Activity shall pro-*  
11 *vide to the congressional intelligence committees regular*  
12 *briefings on—*

13           (1) *the progress, achievements, and outcomes of*  
14 *the program established under subsection (a);*

15           (2) *the partnerships and collaborations con-*  
16 *ducted pursuant to subsection (c); and*

17           (3) *recommendations for future research prior-*  
18 *ities.*

19 **SEC. 907. PROGRAM FOR BEYOND 5G.**

20       (a) *ESTABLISHMENT.*—*The Director of National Intel-*  
21 *ligence, acting through the Director of the Intelligence Ad-*  
22 *vanced Research Projects Activity, may initiate or other-*  
23 *wise carry out a program dedicated to research and devel-*  
24 *opment efforts relevant to 6G technology and any successor*  
25 *technologies.*

1       (b) *CONSULTATION.*—*In carrying out any program*  
2 *under subsection (a), the Director shall consult with—*

3             (1) *relevant—*

4                     (A) *heads of Federal departments and agen-*  
5 *cies;*

6                     (B) *private sector entities;*

7                     (C) *institutions of higher learning; and*

8                     (D) *federally funded research and develop-*  
9 *ment centers; and*

10            (2) *such other individuals and entities as the Di-*  
11 *rector determines appropriate.*

12       (c) *6G TECHNOLOGY DEFINED.*—*In this section, the*  
13 *term “6G technology” means hardware, software, or other*  
14 *technologies relating to sixth-generation wireless networks.*

15 **SEC. 908. INTELLIGENCE COMMUNITY COMMERCIAL RE-**  
16 **MOTE SENSING REQUIREMENTS.**

17       (a) *SENSE OF CONGRESS.*—*It is the sense of Congress*  
18 *that—*

19             (1) *the United States benefits from a robust com-*  
20 *mercial remote sensing industry that supports a*  
21 *science, technology, engineering, and mathematics*  
22 *academic pipeline, enables skilled manufacturing jobs,*  
23 *and fosters technological innovation;*

24             (2) *commercial remote sensing capabilities com-*  
25 *plement and augment dedicated Government remote*

1        *sensing capabilities, both when integrated into Gov-*  
2        *ernment architectures and leveraged as stand-alone*  
3        *services;*

4            (3) *the Director of National Intelligence and*  
5        *Under Secretary of Defense for Intelligence and Secu-*  
6        *rity should serve as the United States Government*  
7        *leads for commercial remote sensing procurement and*  
8        *seek to accommodate commercial remote sensing needs*  
9        *of the intelligence community, the Department of De-*  
10       *fense, and Federal civil organizations under the pre-*  
11       *view of the cognizant functional managers; and*

12           (4) *a transparent, sustained investment by the*  
13       *United States Government in commercial remote*  
14       *sensing capabilities—*

15            (A) *is required to strengthen the United*  
16        *States commercial remote sensing commercial in-*  
17        *dustry; and*

18            (B) *should include electro-optical, synthetic*  
19        *aperture radar, hyperspectral, and radio fre-*  
20        *quency detection and other innovative*  
21        *phenomenology that may have national security*  
22        *applications.*

23        (b) *GUIDANCE REQUIRED.—Not later than 180 days*  
24       *after the date of the enactment of this Act, the Director of*  
25       *National Intelligence and the Under Secretary of Defense*

1 *for Intelligence and Security shall jointly develop guidance*  
2 *requiring the Commercial Strategy Board or, if that is not*  
3 *feasible, such other entities within the intelligence commu-*  
4 *nity and the Department of Defense that the Director and*  
5 *the Under Secretary determine appropriate, to perform, on*  
6 *a recurring basis, the following functions related to com-*  
7 *mercial remote sensing:*

8           (1) *Validation of the current and long-term com-*  
9           *mercial remote sensing capability needs, as deter-*  
10          *mined by the relevant functional managers, of the De-*  
11          *partment of Defense, the intelligence community, and*  
12          *Federal civil users under the preview of the cognizant*  
13          *functional managers.*

14           (2) *Development of commercial remote sensing*  
15          *requirements documents that are unclassified and re-*  
16          *leasable to United States commercial industry.*

17           (3) *Development of a cost estimate that is un-*  
18          *classified and releasable to United States commercial*  
19          *industry, covering at least 5 years, associated with*  
20          *fulfilling the requirements contained in the commer-*  
21          *cial remote sensing requirements documents referred*  
22          *developed under paragraph (2).*

23          (c) *FUNDING LEVELS.—In the case of any fiscal year*  
24          *for which a cost estimate is developed under subsection*  
25          *(b)(3) and for which the budget of the President (as sub-*

1 *mited to Congress pursuant to section 1105 of title 31,*  
2 *United States Code) requests a level of funding for the pro-*  
3 *curement of commercial remote sensing requirements that*  
4 *is less than the amount identified in the cost estimate, the*  
5 *President shall include with the budget an explanation for*  
6 *the difference.*

7 *(d) REPORT.—*

8 *(1) IN GENERAL.—Not later than 180 days after*  
9 *the date of the enactment of this Act, the Director of*  
10 *National Intelligence and the Under Secretary of De-*  
11 *fense for Intelligence and Security shall jointly sub-*  
12 *mit to the appropriate congressional committees a re-*  
13 *port on the implementation of subsection (b).*

14 *(2) APPROPRIATE CONGRESSIONAL COMMITTEES*  
15 *DEFINED.—In this subsection, the term “appropriate*  
16 *congressional committees” means—*

17 *(A) the congressional intelligence commit-*  
18 *tees;*

19 *(B) the congressional defense committees;*

20 *(C) the Subcommittee on Defense of the*  
21 *Committee on Appropriations of the House of*  
22 *Representatives; and*

23 *(D) the Subcommittee on Defense of the*  
24 *Committee on Appropriations of the Senate.*

1 **SEC. 909. REQUIREMENT TO ENSURE INTELLIGENCE COM-**  
2 **MUNITY DIRECTIVES APPROPRIATELY AC-**  
3 **COUNT FOR ARTIFICIAL INTELLIGENCE AND**  
4 **MACHINE LEARNING TOOLS IN INTEL-**  
5 **LIGENCE PRODUCTS.**

6 (a) *REQUIREMENT.*—Not later than 120 days after the  
7 date of the enactment of this Act, the Director of National  
8 Intelligence shall provide to the congressional intelligence  
9 committees a briefing on whether intelligence community  
10 directives in effect as of the date such briefing is provided  
11 furnish intelligence community analysts with sufficient  
12 guidance and direction with respect to the use of artificial  
13 intelligence and machine learning tools in intelligence prod-  
14 ucts produced by the intelligence community.

15 (b) *ELEMENTS.*—The briefing required under sub-  
16 section (a) shall include—

17 (1) a determination by the Director as to—

18 (A) whether Intelligence Community Direc-  
19 tive 203, Analytic Standards, Intelligence Com-  
20 munity Directive 206, Sourcing Requirements  
21 for Disseminated Analytic Products, and any  
22 other intelligence community directive related to  
23 the production and dissemination of intelligence  
24 products by the intelligence community in effect  
25 as of the date the briefing under subsection (a)  
26 is provided furnish intelligence community ana-

1            *lysts with sufficient guidance and direction on*  
2            *how to properly use, provide sourcing informa-*  
3            *tion about, and otherwise provide transparency*  
4            *to customers regarding the use of artificial intel-*  
5            *ligence and machine learning tools in intel-*  
6            *ligence products produced by the intelligence*  
7            *community; and*

8            *(B) whether any intelligence community di-*  
9            *rective described in subparagraph (A) requires*  
10           *an update to provide such guidance and direc-*  
11           *tion; and*

12           *(2) with respect to the determination under*  
13           *paragraph (1)—*

14           *(A) in the case the Director makes a deter-*  
15           *mination that no update to an intelligence com-*  
16           *munity directive described in such paragraph is*  
17           *required, an explanation regarding why such in-*  
18           *telligence community directives currently provide*  
19           *sufficient guidance and direction to intelligence*  
20           *community analysts; and*

21           *(B) in the case the Director makes a deter-*  
22           *mination that an update to an intelligence com-*  
23           *munity directive described in such paragraph is*  
24           *required, a plan and proposed timeline to update*  
25           *any such intelligence community directive.*

Union Calendar No. 129

118<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 3932**

[Report No. 118-162]

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**A BILL**

To authorize appropriations for fiscal year 2024 for intelligence and intelligence related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

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AUGUST 18, 2023

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