

Union Calendar No. 343

112TH CONGRESS
2^D SESSION

H. R. 5743

[Report No. 112-490]

To authorize appropriations for fiscal year 2013 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.

IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2012

Mr. ROGERS of Michigan introduced the following bill; which was referred to the Select Committee on Intelligence (Permanent Select)

MAY 22, 2012

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 italics]

[For text of introduced bill, see copy of bill as introduced on May 15, 2012]

A BILL

To authorize appropriations for fiscal year 2013 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 2013”.*

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. Personnel ceiling adjustments.

Sec. 104. Intelligence Community Management Account.

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

Sec. 201. Authorization of appropriations.

TITLE III—GENERAL PROVISIONS

Sec. 301. Increase in employee compensation and benefits authorized by law.

Sec. 302. Restriction on conduct of intelligence activities.

Sec. 303. Non-reimbursable details.

Sec. 304. Strategy for security clearance reciprocity.

Sec. 305. Repeal or modification of certain reporting requirements.

**TITLE IV—MATTERS RELATING TO ELEMENTS OF THE
INTELLIGENCE COMMUNITY**

Sec. 401. Clarification on authority of CIA to transfer funds to CIA activities au-
thorized by law.

Sec. 402. Authorities of the Inspector General for the Central Intelligence Agency.

Sec. 403. Working capital fund.

Sec. 404. Intelligence community assistance to counter drug trafficking organiza-
tions using public lands.

TITLE V—OTHER MATTERS

Sec. 501. Extension of National Commission for the Review of the Research and
Development Programs of the United States Intelligence Commu-
nity.

Sec. 502. Technical amendment to title 5, United States Code.

Sec. 503. Technical amendment to the National Security Act of 1947.

1 **SEC. 2. DEFINITIONS.**

2 *In this Act:*

3 (1) *CONGRESSIONAL INTELLIGENCE COMMIT-*
4 *TEES.—The term “congressional intelligence commit-*
5 *tees” means—*

6 (A) *the Select Committee on Intelligence of*
7 *the Senate; and*

8 (B) *the Permanent Select Committee on In-*
9 *telligence of the House of Representatives.*

10 (2) *INTELLIGENCE COMMUNITY.—The term “in-*
11 *telligence community” has the meaning given that*
12 *term in section 3(4) of the National Security Act of*
13 *1947 (50 U.S.C. 401a(4)).*

14 **TITLE I—INTELLIGENCE**
15 **ACTIVITIES**

16 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

17 *Funds are hereby authorized to be appropriated for fis-*
18 *cal year 2013 for the conduct of the intelligence and intel-*
19 *ligence-related activities of the following elements of the*
20 *United States Government:*

21 (1) *The Office of the Director of National Intel-*
22 *ligence.*

23 (2) *The Central Intelligence Agency.*

24 (3) *The Department of Defense.*

25 (4) *The Defense Intelligence Agency.*

26 (5) *The National Security Agency.*

1 (6) *The Department of the Army, the Depart-*
2 *ment of the Navy, and the Department of the Air*
3 *Force.*

4 (7) *The Coast Guard.*

5 (8) *The Department of State.*

6 (9) *The Department of the Treasury.*

7 (10) *The Department of Energy.*

8 (11) *The Department of Justice.*

9 (12) *The Federal Bureau of Investigation.*

10 (13) *The Drug Enforcement Administration.*

11 (14) *The National Reconnaissance Office.*

12 (15) *The National Geospatial-Intelligence Agen-*
13 *cy.*

14 (16) *The Department of Homeland Security.*

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

16 (a) *SPECIFICATIONS OF AMOUNTS AND PERSONNEL*
17 *LEVELS.—The amounts authorized to be appropriated*
18 *under section 101 and, subject to section 103, the authorized*
19 *personnel ceilings as of September 30, 2013, for the conduct*
20 *of the intelligence activities of the elements listed in para-*
21 *graphs (1) through (16) of section 101, are those specified*
22 *in the classified Schedule of Authorizations prepared to ac-*
23 *company the bill H.R. 5743 of the One Hundred Twelfth*
24 *Congress.*

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

3 (1) *AVAILABILITY TO COMMITTEES OF CON-*
4 *GRESS.*—*The classified Schedule of Authorizations re-*
5 *ferred to in subsection (a) shall be made available to*
6 *the Committee on Appropriations of the Senate, the*
7 *Committee on Appropriations of the House of Rep-*
8 *resentatives, and to the President.*

9 (2) *DISTRIBUTION BY THE PRESIDENT.*—*Subject*
10 *to paragraph (3), the President shall provide for suit-*
11 *able distribution of the classified Schedule of Author-*
12 *izations, or of appropriate portions of the Schedule,*
13 *within the executive branch.*

14 (3) *LIMITS ON DISCLOSURE.*—*In carrying out*
15 *paragraph (2), the President may disclose only that*
16 *budget-related information necessary to execute the*
17 *classified Schedule of Authorizations and shall not*
18 *disclose the Schedule or any portion of the Schedule*
19 *publicly.*

20 **SEC. 103. PERSONNEL CEILING ADJUSTMENTS.**

21 (a) *AUTHORITY FOR INCREASES.*—*With the approval*
22 *of the Director of the Office of Management and Budget,*
23 *the Director of National Intelligence may authorize employ-*
24 *ment of civilian personnel in excess of the number author-*
25 *ized for fiscal year 2013 by the classified Schedule of Au-*

1 *thorizations referred to in section 102(a) if the Director of*
2 *National Intelligence determines that such action is nec-*
3 *essary to the performance of important intelligence func-*
4 *tions, except that the number of personnel employed in ex-*
5 *cess of the number authorized under such section may not,*
6 *for any element of the intelligence community, exceed 3 per-*
7 *cent of the number of civilian personnel authorized under*
8 *such Schedule for such element.*

9 **(b) AUTHORITY FOR CONVERSION OF ACTIVITIES PER-**
10 **FORMED BY CONTRACT PERSONNEL.—**

11 **(1) IN GENERAL.—***In addition to the authority*
12 *in subsection (a) and subject to paragraph (2), if the*
13 *head of an element of the intelligence community*
14 *makes a determination that activities currently being*
15 *performed by contract personnel should be performed*
16 *by employees of such element, the Director of National*
17 *Intelligence, in order to reduce a comparable number*
18 *of contract personnel, may authorize for that purpose*
19 *employment of additional full-time equivalent per-*
20 *sonnel in such element equal to the number of full-*
21 *time equivalent contract personnel performing such*
22 *activities.*

23 **(2) CONCURRENCE AND APPROVAL.—***The author-*
24 *ity described in paragraph (1) may not be exercised*

1 *unless the Director of National Intelligence concurs*
2 *with the determination described in such paragraph.*

3 (c) *NOTICE TO CONGRESSIONAL INTELLIGENCE COM-*
4 *MITTEES.—The Director of National Intelligence shall no-*
5 *tify the congressional intelligence committees in writing at*
6 *least 15 days prior to each exercise of an authority de-*
7 *scribed in subsection (a).*

8 **SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
9 **COUNT.**

10 (a) *AUTHORIZATION OF APPROPRIATIONS.—There is*
11 *authorized to be appropriated for the Intelligence Commu-*
12 *nity Management Account of the Director of National Intel-*
13 *ligence for fiscal year 2013 the sum of \$530,652,000. Within*
14 *such amount, funds identified in the classified Schedule of*
15 *Authorizations referred to in section 102(a) for advanced*
16 *research and development shall remain available until Sep-*
17 *tember 30, 2014.*

18 (b) *AUTHORIZED PERSONNEL LEVELS.—The elements*
19 *within the Intelligence Community Management Account of*
20 *the Director of National Intelligence are authorized 831*
21 *full-time or full-time equivalent personnel as of September*
22 *30, 2013. Personnel serving in such elements may be perma-*
23 *nent employees of the Office of the Director of National In-*
24 *telligence or personnel detailed from other elements of the*
25 *United States Government.*

1 (c) *CLASSIFIED AUTHORIZATIONS.*—

2 (1) *AUTHORIZATION OF APPROPRIATIONS.*—*In*
3 *addition to amounts authorized to be appropriated*
4 *for the Intelligence Community Management Account*
5 *by subsection (a), there are authorized to be appro-*
6 *priated for the Community Management Account for*
7 *fiscal year 2013 such additional amounts as are spec-*
8 *ified in the classified Schedule of Authorizations re-*
9 *ferred to in section 102(a). Such additional amounts*
10 *for advanced research and development shall remain*
11 *available until September 30, 2014.*

12 (2) *AUTHORIZATION OF PERSONNEL.*—*In addi-*
13 *tion to the personnel authorized by subsection (b) for*
14 *elements of the Intelligence Community Management*
15 *Account as of September 30, 2013, there are author-*
16 *ized such additional personnel for the Community*
17 *Management Account as of that date as are specified*
18 *in the classified Schedule of Authorizations referred to*
19 *in section 102(a).*

1 **TITLE II—CENTRAL INTEL-**
2 **LIGENCE AGENCY RETIRE-**
3 **MENT AND DISABILITY SYS-**
4 **TEM**

5 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

6 *There is authorized to be appropriated for the Central*
7 *Intelligence Agency Retirement and Disability Fund for fis-*
8 *cal year 2013 the sum of \$514,000,000.*

9 **TITLE III—GENERAL**
10 **PROVISIONS**

11 **SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND**
12 **BENEFITS AUTHORIZED BY LAW.**

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

18 **SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE**
19 **ACTIVITIES.**

20 *The authorization of appropriations by this Act shall*
21 *not be deemed to constitute authority for the conduct of any*
22 *intelligence activity which is not otherwise authorized by*
23 *the Constitution or the laws of the United States.*

1 **SEC. 303. NON-REIMBURSABLE DETAILS.**

2 *Section 113A of the National Security Act of 1947 (50*
3 *U.S.C. 404h-1) is amended—*

4 *(1) by striking “An officer or employee of the*
5 *United States or member of the Armed Forces” and*
6 *inserting “(a) CIVILIAN EMPLOYEES.—An officer or*
7 *employee of the United States”;*

8 *(2) by striking the second sentence; and*

9 *(3) by adding at the end the following new sub-*
10 *sections:*

11 *“(b) MEMBERS OF THE ARMED FORCES.—A member*
12 *of the Armed Forces may be detailed to the staff of an ele-*
13 *ment of the intelligence community funded through the Na-*
14 *tional Intelligence Program on a non-reimbursable basis,*
15 *as jointly agreed to by the head of the receiving and detail-*
16 *ing elements, for a period not to exceed three years.*

17 *“(c) NO LIMITATION ON OTHER AUTHORITY.—This*
18 *section does not limit any other source of authority for or*
19 *non-reimbursable details.*

20 *“(d) NO EFFECT ON APPROPRIATIONS.—A non-reim-*
21 *bursable detail made under this section shall not be consid-*
22 *ered an augmentation of the appropriations of the element*
23 *of the intelligence community receiving such detail.”.*

1 **SEC. 304. STRATEGY FOR SECURITY CLEARANCE RECI-**
2 **PROCITY.**

3 (a) *STRATEGY.*—The President shall develop a strategy
4 and a timeline for carrying out the requirements of section
5 3001(d) of the Intelligence Reform and Terrorism Preven-
6 tion Act of 2004 (50 U.S.C. 435b(d)). Such strategy and
7 timeline shall include—

8 (1) a process for accomplishing the reciprocity
9 required under such section for a security clearance
10 issued by a department or agency of the Federal Gov-
11 ernment, including reciprocity for security clearances
12 that are issued to both persons who are and who are
13 not employees of the Federal Government; and

14 (2) a description of the specific circumstances
15 under which a department or agency of the Federal
16 Government may not recognize a security clearance
17 issued by another department or agency of the Fed-
18 eral Government.

19 (b) *CONGRESSIONAL NOTIFICATION.*—Not later than
20 180 days after the date of the enactment of this Act, the
21 President shall inform Congress of the strategy and timeline
22 developed under subsection (a).

23 **SEC. 305. REPEAL OR MODIFICATION OF CERTAIN REPORT-**
24 **ING REQUIREMENTS.**

25 (a) *REPEAL OF REPORTING REQUIREMENTS.*—

1 (1) *ACQUISITION OF TECHNOLOGY RELATING TO*
2 *WEAPONS OF MASS DESTRUCTION AND ADVANCED*
3 *CONVENTIONAL MUNITIONS.—Section 721 of the Intel-*
4 *ligence Authorization Act for Fiscal Year 1997 (50*
5 *U.S.C. 2366) is repealed.*

6 (2) *THREAT OF ATTACK ON THE UNITED STATES*
7 *USING WEAPONS OF MASS DESTRUCTION AND THE*
8 *SAFETY AND SECURITY OF RUSSIAN NUCLEAR FACILI-*
9 *TIES AND NUCLEAR MILITARY FORCES.—Section 114*
10 *of the National Security Act of 1947 (50 U.S.C. 404i)*
11 *is amended—*

12 (A) *in the heading, by striking “ADDI-*
13 *TIONAL ANNUAL REPORTS FROM THE DIRECTOR*
14 *OF NATIONAL INTELLIGENCE” and inserting “AN-*
15 *NUAL REPORT ON HIRING AND RETENTION OF MI-*
16 *NORITY EMPLOYEES”;*

17 (B) *by striking subsections (a), (c), and (d);*

18 (C) *by striking “(b) ANNUAL REPORT ON*
19 *HIRING AND RETENTION OF MINORITY EMPLOY-*
20 *EES.—”;*

21 (D) *by redesignating paragraphs (1)*
22 *through (5) as subsections (a) through (e), re-*
23 *spectively;*

24 (E) *in subsection (b) (as so redesignated)—*

1 (i) by redesignating subparagraphs
2 (A), (B), and (C), as paragraphs (1), (2),
3 and (3), respectively; and

4 (ii) in paragraph (2) (as so redesign-
5 ated), by redesignating clauses (i) and (ii)
6 as subparagraphs (A) and (B), respectively;
7 and

8 (F) in subsection (e) (as redesignated by
9 subparagraph (D)), by redesignating subpara-
10 graphs (A), (B), and (C), as paragraphs (1), (2),
11 and (3), respectively.

12 (3) *MEASURES TO PROTECT THE IDENTITIES OF*
13 *COVERT AGENTS.—Title VI of the National Security*
14 *Act of 1947 (50 U.S.C. 421 et seq.) is amended—*

15 (A) by striking section 603; and

16 (B) by redesignating sections 604, 605, and
17 606 as sections 603, 604, and 605, respectively.

18 (b) *MODIFICATION OF REPORTING REQUIREMENTS.—*

19 (1) *INTELLIGENCE ADVISORY COMMITTEES.—*
20 *Section 410(b) of the Intelligence Authorization Act*
21 *for Fiscal Year 2010 (Public Law 111–259; 124 Stat.*
22 *2725) is amended to read as follows:*

23 “(b) *NOTIFICATION OF ESTABLISHMENT OF ADVISORY*
24 *COMMITTEE.—The Director of National Intelligence and the*
25 *Director of the Central Intelligence Agency shall each notify*

1 *the congressional intelligence committees each time each*
2 *such Director creates an advisory committee. Each notifica-*
3 *tion shall include—*

4 “(1) *a description of such advisory committee,*
5 *including the subject matter of such committee;*

6 “(2) *a list of members of such advisory com-*
7 *mittee; and*

8 “(3) *in the case of an advisory committee created*
9 *by the Director of National Intelligence, the reasons*
10 *for a determination by the Director under section*
11 *4(b)(3) of the Federal Advisory Committee Act (5*
12 *U.S.C. App) that an advisory committee cannot com-*
13 *ply with the requirements of such Act.”.*

14 (2) *CUSTOMER FEEDBACK ON DEPARTMENT OF*
15 *HOMELAND SECURITY INTELLIGENCE REPORTING.—*
16 *Section 210A(g)(2) of the Homeland Security Act of*
17 *2002 (6 U.S.C. 124h) is amended—*

18 (A) *by inserting “and the Select Committee*
19 *on Intelligence” after “Committee on Homeland*
20 *Security and Governmental Affairs”;* and

21 (B) *by inserting “and the Permanent Select*
22 *Committee on Intelligence” after “and the Com-*
23 *mittee on Homeland Security”.*

24 (3) *INTELLIGENCE INFORMATION SHARING.—Sec-*
25 *tion 102A(g)(4) of the National Security Act of 1947*

1 (50 U.S.C. 403–1(g)(4)) is amended to read as fol-
2 lows:

3 “(4) *The Director of National Intelligence shall, in a*
4 *timely manner, report to Congress any statute, regulation,*
5 *policy, or practice that the Director believes impedes the*
6 *ability of the Director to fully and effectively ensure max-*
7 *imum availability of access to intelligence information*
8 *within the intelligence community consistent with the pro-*
9 *tection of the national security of the United States.”.*

10 (c) *CONFORMING AMENDMENTS.*—

11 (1) *REPORT SUBMISSION DATES.*—*Section 507 of*
12 *the National Security Act of 1947 (50 U.S.C. 415b)*
13 *is amended—*

14 (A) *in subsection (a)—*

15 (i) *by striking “(1) The date” and in-*
16 *serting “The date”;*

17 (ii) *in the matter preceding subpara-*
18 *graph (A), by striking “subsection*
19 *(c)(1)(A)” and inserting “subsection (c)(1)”;*

20 (iii) *by striking paragraph (2);*

21 (iv) *by striking subparagraphs (A) and*
22 *(C);*

23 (v) *in subparagraph (G), by striking*
24 *“114(c)” and inserting “114”; and*

1 (vi) by redesignating subparagraphs
 2 (B), (D), (E), (F), (G), (H), and (I), as
 3 paragraphs (1), (2), (3), (4), (5), (6), and
 4 (7), respectively; and
 5 (B) in subsection (c)(1)—

6 (i) by striking “(A) Except as pro-
 7 vided” and inserting “Except as provided”;
 8 and

9 (ii) by striking subparagraph (B).

10 (2) TABLE OF CONTENTS OF THE NATIONAL SE-
 11 CURITY ACT OF 1947.—The table of contents in the
 12 first section of the National Security Act of 1947 is
 13 amended—

14 (A) by striking the item relating to section
 15 114 and inserting the following new item:

“Sec. 114. Annual report on hiring and retention of minority employees.”; and

16 (B) by striking the items relating to sections
 17 603, 604, 605, and 606 and inserting the fol-
 18 lowing new items:

“Sec. 603. Extraterritorial jurisdiction.

“Sec. 604. Providing information to Congress.

“Sec. 605. Definitions.”.

1 **TITLE IV—MATTERS RELATING**
2 **TO ELEMENTS OF THE INTEL-**
3 **LIGENCE COMMUNITY**

4 **SEC. 401. CLARIFICATION ON AUTHORITY OF CIA TO TRANS-**
5 **FER FUNDS TO CIA ACTIVITIES AUTHORIZED**
6 **BY LAW.**

7 *Section 5(a)(1) of the Central Intelligence Agency Act*
8 *of 1949 (50 U.S.C. 403f(a)(1)) is amended by striking “any*
9 *of the functions or activities authorized under section 104A*
10 *of the National Security Act of 1947 (50 U.S.C. 403–4a).”*
11 *and inserting “any functions or activities of the Agency au-*
12 *thorized by law”.*

13 **SEC. 402. AUTHORITIES OF THE INSPECTOR GENERAL FOR**
14 **THE CENTRAL INTELLIGENCE AGENCY.**

15 *Section 17(e)(7) of the Central Intelligence Agency Act*
16 *of 1949 (50 U.S.C. 403q(e)(7)) is amended—*

17 *(1) by striking “Subject to applicable law” and*
18 *inserting “(A) Subject to applicable law”; and*

19 *(2) by adding at the end the following new sub-*
20 *paragraph:*

21 *“(B)(i) The Inspector General may designate an officer*
22 *or employee appointed in accordance with subparagraph*
23 *(A) as a law enforcement officer solely for purposes of sub-*
24 *chapter III of chapter 83 or chapter 84 of title 5, United*
25 *States Code, if such officer or employee is appointed to a*

1 *position in which the duty is to investigate suspected of-*
2 *fenses against the criminal laws of the United States.*

3 “(ii) *In carrying out clause (i), the Inspector General*
4 *shall ensure that any authority under such clause is exer-*
5 *cised in a manner consistent with the provisions of section*
6 *3307 of title 5, United States Code, as they relate to law*
7 *enforcement officers.*

8 “(iii) *For purposes of applying sections 3307(d),*
9 *8335(b), and 8425(b) of title 5, United States Code, the In-*
10 *spector General may exercise the functions, powers, and du-*
11 *ties of an agency head or appointing authority with respect*
12 *to the Office.”.*

13 **SEC. 403. WORKING CAPITAL FUND.**

14 *Section 21 of the Central Intelligence Agency Act of*
15 *1949 (50 U.S.C. 403u) is amended—*

16 (1) *in subsection (b)(1)—*

17 (A) *in subparagraph (B), by striking “;*
18 *and” and inserting a semicolon;*

19 (B) *in subparagraph (C), by striking the*
20 *period and inserting “; and”; and*

21 (C) *by adding at the end the following new*
22 *subparagraph:*

23 “(D) *authorize such providers to advertise*
24 *through Federal Government-owned websites the serv-*
25 *ices of such providers to the entities to which such*

1 providers are providing items under the program,
2 provided that the Director shall not authorize such
3 providers to distribute gifts or promotional items.”;
4 and

5 (2) in subsection (c)—

6 (A) in paragraph (2)(E), by striking
7 “equipment or property” and inserting “equip-
8 ment, recyclable materials, or property”; and

9 (B) in paragraph (3)(B), by striking “sub-
10 section (f)(2)” and inserting “subsections
11 (b)(1)(D) and (f)(2)”.

12 **SEC. 404. INTELLIGENCE COMMUNITY ASSISTANCE TO**
13 **COUNTER DRUG TRAFFICKING ORGANIZA-**
14 **TIONS USING PUBLIC LANDS.**

15 Section 401(b) of the Intelligence Authorization Act for
16 Fiscal Year 2012 (Public Law 112–87; 125 Stat. 1887) is
17 amended in the matter preceding paragraph (1)—

18 (1) by inserting “and annually thereafter,” after
19 “Not later than 180 days after the date of the enact-
20 ment of this Act,”;

21 (2) by striking “submit to” and inserting “in-
22 form”;

23 (3) by striking “a report on the results” and in-
24 serting “of the results”; and

1 (4) by striking “Such report” and inserting “In-
2 formation provided under this subsection”.

3 **TITLE V—OTHER MATTERS**

4 **SEC. 501. EXTENSION OF NATIONAL COMMISSION FOR THE** 5 **REVIEW OF THE RESEARCH AND DEVELOP-** 6 **MENT PROGRAMS OF THE UNITED STATES IN-** 7 **TELLIGENCE COMMUNITY.**

8 Section 1007 of the Intelligence Authorization Act for
9 Fiscal Year 2003 (Public Law 107–306; 50 U.S.C. 401
10 note) is amended by striking “Not later than one year after
11 the date on which all members of the Commission are ap-
12 pointed pursuant to section 701(a)(3) of the Intelligence
13 Authorization Act for Fiscal Year 2010” and inserting “Not
14 later than March 31, 2013”.

15 **SEC. 502. TECHNICAL AMENDMENT TO TITLE 5, UNITED** 16 **STATES CODE.**

17 Section 3132(a)(1)(B) of title 5, United States Code,
18 is amended by inserting “, the Office of the Director of Na-
19 tional Intelligence” after “the Central Intelligence Agency”.

20 **SEC. 503. TECHNICAL AMENDMENT TO THE NATIONAL SE-** 21 **CURITY ACT OF 1947.**

22 Section 605 of the National Security Act of 1947 (50
23 U.S.C. 426) (as redesignated by section 305 of this Act) is
24 amended—

25 (1) in paragraph (4)—

1 (A) in subparagraph (A), by striking “intel-
2 ligence agency” each place it appears and insert-
3 ing “element of the intelligence community”;

4 (B) in subparagraph (B)(i), by striking
5 “intelligence agency” and inserting “element of
6 the intelligence community”; and

7 (C) in subparagraph (C), by striking “intel-
8 ligence agency” and inserting “element of the in-
9 telligence community”;

10 (2) by striking paragraph (5);

11 (3) by redesignating paragraphs (6) through (10)
12 as paragraphs (5) through (9), respectively; and

13 (4) in paragraph (5) (as so redesignated), by
14 striking “intelligence agency” and inserting “element
15 of the intelligence community”.

Union Calendar No. 343

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2^D SESSION

H. R. 5743

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