

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 9624
OFFERED BY MS. TENNEY OF NEW YORK**

At the appropriate place, insert the following:

1 **SEC. ____ . PROHIBITION ON INTELLIGENCE COMMUNITY**
2 **RESEARCH, DEVELOPMENT, OR TECHNICAL**
3 **SUPPORT FOR NATIONAL LABORATORIES**
4 **LACKING CERTAIN SECURITY MEASURES.**

5 (a) DEFINITIONS.—In this section:

6 (1) COUNTRY OF RISK.—The term “country of
7 risk” has the meaning given such term in section
8 6432 of the Intelligence Authorization Act for Fiscal
9 Year 2025 (Public Law 118–159).

10 (2) COVERED ASSIGNEE; COVERED VISITOR.—
11 The terms “covered assignee” and “covered visitor”
12 have the meanings given such terms in section 6432
13 of the Intelligence Authorization Act for Fiscal Year
14 2025 (Public Law 119–60).

15 (3) NATIONAL INTELLIGENCE PROGRAM.—The
16 term “National Intelligence Program” has the mean-
17 ing given such term in section 3 of the National Se-
18 curity Act of 1947 (50 U.S.C. 3003).

1 (4) NATIONAL LABORATORY.—The term “Na-
2 tional Laboratory” has the meaning given such term
3 in section 2 of the Energy Policy Act of 2005 (42
4 U.S.C. 15801).

5 (5) NONTRADITIONAL INTELLIGENCE COLLEC-
6 TION.—The term “nontraditional intelligence collec-
7 tion” has the meaning given such term in section
8 6432 of the Intelligence Authorization Act for Fiscal
9 Year 2025 (Public Law 119–60).

10 (b) PROHIBITION.—Except as provided in subsection
11 (c), the head of an element of the intelligence community
12 may not obligate or expend any amount for research, de-
13 velopment, or technical support performed by any Na-
14 tional Laboratory when such National Laboratory permits
15 covered assignees or covered visitors from countries of risk
16 to access any of the premises, information, or technology
17 of the National Laboratory.

18 (c) WAIVER.—The head of an element of the intel-
19 ligence community may waive the prohibition in subsection
20 (b) for research, development, or technical support as part
21 of a program, project, or activity of the element that is
22 within the National Intelligence Program if the head sub-
23 mits to the congressional intelligence committees—

24 (1) a certification that the research, develop-
25 ment, or technical support for which funds are to be

1 expended are not at risk of collection from a foreign
2 intelligence agency or nontraditional intelligence col-
3 lection; and
4 (2) the justification for the waiver.

