

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 8512
OFFERED BY MR. TURNER OF OHIO**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Intelligence Authorization Act for Fiscal Year 2025”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 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 MATTERS

Sec. 301. Restriction on conduct of intelligence activities.
Sec. 302. Increase in employee compensation and benefits authorized by law.
Sec. 303. Statute of limitation for espionage offenses.
Sec. 304. Secure communication between Congress and intelligence community.
Sec. 305. Commission to examine the national security and defense risks to the
United States posed by anomalous health incidents.

TITLE IV—MATTERS RELATING TO NATIONAL INTELLIGENCE
ENTERPRISE

Subtitle A—Miscellaneous Authorities and Limitations

Sec. 401. Congressional notifications and summaries of misconduct regarding
employees within the intelligence community.

- Sec. 402. Improvements to urgent concerns submitted to Inspectors General of the Intelligence Community.
- Sec. 403. Protection for individuals making authorized disclosures to Inspectors General of elements of the intelligence community.
- Sec. 404. Clarification of authority of certain Inspectors General to receive protected disclosures.
- Sec. 405. Codification of the National Intelligence Management Council.
- Sec. 406. Analyses and impact statements regarding proposed investment into the United States.
- Sec. 407. Responsibilities and authorities of the Director of National Intelligence.
- Sec. 408. Enabling intelligence community integration.
- Sec. 409. Protection of intelligence sources and methods.
- Sec. 410. Department of Homeland Security intelligence support for State Governors.
- Sec. 411. Authorization relating to certain intelligence and counterintelligence activities of Coast Guard.
- Sec. 412. Requirements with respect to access of foreign nationals to Department of Energy National Laboratories.
- Sec. 413. Formalized counterintelligence training for Department of Energy personnel.
- Sec. 414. Federal Bureau of Investigation proactive cyber support.
- Sec. 415. Requirements relating to confidential human source program of Federal Bureau of Investigation.
- Sec. 416. Congressional notice of FBI counterintelligence investigations into individuals who hold or are candidates for Federal elected office.
- Sec. 417. Intelligence Community Counterintelligence Office at the Department of Transportation.
- Sec. 418. Ukraine lessons learned Working Group.
- Sec. 419. Modification to waiver for post-service employment restrictions.
- Sec. 420. Prohibition of funds for Intelligence Experts Group.
- Sec. 421. Prohibition on availability of funds for certain activities of the Overt Human Intelligence and Open Source Intelligence Collection Programs of the Office of Intelligence and Analysis of the Department of Homeland Security.
- Sec. 422. Limitation on availability of funds for the Office of the Director of National Intelligence pending submission of information regarding improvements relating to intelligence community staffing, details, and assignments.

Subtitle B—Reports and Other Matters

- Sec. 431. Foreign malign influence interagency guidance.
- Sec. 432. Foreign malign influence standard operating procedures.
- Sec. 433. Intelligence support for certain executive branch departments and agencies.
- Sec. 434. Intelligence community recruitment for certain security-cleared separating Military Members.
- Sec. 435. Strategy to strengthen intelligence community recruitment efforts in the United States territories.
- Sec. 436. Extension of requirement for annual report on strikes undertaken by the United States against terrorist targets outside areas of active hostilities.
- Sec. 437. Advisability and feasibility study on updating intelligence sharing regulations.

- Sec. 438. Budget transparency for open-source intelligence activities.
- Sec. 439. Enhancing public-private sharing on manipulative adversary practices in critical mineral projects.
- Sec. 440. Briefing on policies and procedures for addressing threats from known or suspected terrorists.
- Sec. 441. Assessment on intelligence relationship between Egypt and Israel.
- Sec. 442. Intelligence assessment of economic coercion by the People's Republic of China in the Indo-Pacific region and strategies to enhance the economic resilience of countries in the Indo-Pacific region.
- Sec. 443. Report on the mission effect of civilian harm.
- Sec. 444. Report on the economic outlook of China.
- Sec. 445. Repeal of requirement with respect to assessments regarding the Northern Triangle and Mexico.

TITLE V—MATTERS RELATING TO DEFENSE INTELLIGENCE AND
OVERHEAD ARCHITECTURE

- Sec. 501. Sense of Congress on the need for increased effort and resources in the field of geomatics.
- Sec. 502. Department of Defense Senior Intelligence Oversight Official.
- Sec. 503. Extension and modification of Department of Defense intelligence and counterintelligence expense authority.
- Sec. 504. Authority of Army counterintelligence agents.
- Sec. 505. Modifications to notification on the provision of Defense sensitive support.
- Sec. 506. Revision of Secretary of Defense authority to engage in commercial activities as security for intelligence collection activities.
- Sec. 507. Promulgating guidance related to certain Department of Defense contracts.
- Sec. 508. Sense of Congress on Space Force acquisition workforce.

TITLE VI—MATTERS RELATING TO CENTRAL INTELLIGENCE
AGENCY

- Sec. 601. Requirements for the Special Victim Investigator.
- Sec. 602. Reserve for Contingencies notification requirement.
- Sec. 603. Government Accountability Office study and report on modernization initiative of the Central Intelligence Agency.

TITLE VII—MATTERS RELATING TO TECHNOLOGY AND
INNOVATION

- Sec. 701. Sensitive compartmented information facility accreditation.
- Sec. 702. Study of intelligence community research security.
- Sec. 703. Report on biotechnology.
- Sec. 704. Data with respect to timeliness of security clearance determinations.
- Sec. 705. Data with respect to timeliness of polygraph examinations.

1 SEC. 2. DEFINITIONS.

2 In this Act:

3 (1) CONGRESSIONAL INTELLIGENCE COMMIT-
4 TEES.—The term “congressional intelligence com-

1 mittees” has the meaning given such term in section
2 3 of the National Security Act of 1947 (50 U.S.C.
3 3003).

4 (2) INTELLIGENCE COMMUNITY.—The term
5 “intelligence community” has the meaning given
6 such term in section 3 of the National Security Act
7 of 1947 (50 U.S.C. 3003).

8 **TITLE I—INTELLIGENCE**
9 **ACTIVITIES**

10 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

11 Funds are hereby authorized to be appropriated for
12 fiscal year 2025 for the conduct of the intelligence and
13 intelligence-related activities of the Federal Government.

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

15 (a) SPECIFICATIONS OF AMOUNTS.—The amounts
16 authorized to be appropriated under section 101 for the
17 conduct of the intelligence activities of the Federal Gov-
18 ernment are those specified in the classified Schedule of
19 Authorizations prepared to accompany this Act.

20 (b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AU-
21 THORIZATIONS.—

22 (1) AVAILABILITY.—The classified Schedule of
23 Authorizations referred to in subsection (a) shall be
24 made available to the Committee on Appropriations

1 of the Senate, the Committee on Appropriations of
2 the House of Representatives, and to the President.

3 (2) DISTRIBUTION BY THE PRESIDENT.—Sub-
4 ject to paragraph (3), the President shall provide for
5 suitable distribution of the classified Schedule of Au-
6 thorizations referred to in subsection (a), or of ap-
7 propriate portions of such Schedule, within the exec-
8 utive branch of the Federal Government.

9 (3) LIMITS ON DISCLOSURE.—The President
10 shall not publicly disclose the classified Schedule of
11 Authorizations or any portion of such Schedule ex-
12 cept—

13 (A) as provided in section 601(a) of the
14 Implementing Recommendations of the 9/11
15 Commission Act of 2007 (50 U.S.C. 3306(a));

16 (B) to the extent necessary to implement
17 the budget; or

18 (C) as otherwise required by law.

19 **SEC. 103. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
20 **COUNT.**

21 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
22 authorized to be appropriated for the Intelligence Commu-
23 nity Management Account of the Director of National In-
24 telligence for fiscal year 2025 the sum of \$650,000,000.

1 (b) CLASSIFIED AUTHORIZATION OF APPROPRIA-
2 TIONS.—In addition to amounts authorized to be appro-
3 priated for the Intelligence Community Management Ac-
4 count by subsection (a), there are authorized to be appro-
5 priated for the Intelligence Community Management Ac-
6 count for fiscal year 2025 such additional amounts as are
7 specified in the classified Schedule of Authorizations re-
8 ferred to in section 102(a).

9 **TITLE II—CENTRAL INTEL-**
10 **LIGENCE AGENCY RETIRE-**
11 **MENT AND DISABILITY SYS-**
12 **TEM**

13 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

14 There is authorized to be appropriated for the Cen-
15 tral Intelligence Agency Retirement and Disability Fund
16 \$514,000,000 for fiscal year 2025.

17 **TITLE III—GENERAL**
18 **INTELLIGENCE MATTERS**

19 **SEC. 301. RESTRICTION ON CONDUCT OF INTELLIGENCE**
20 **ACTIVITIES.**

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

1 **SEC. 302. INCREASE IN EMPLOYEE COMPENSATION AND**
2 **BENEFITS AUTHORIZED BY LAW.**

3 Appropriations authorized by this Act for salary, pay,
4 retirement, and other benefits for Federal employees may
5 be increased by such additional or supplemental amounts
6 as may be necessary for increases in such compensation
7 or benefits authorized by law.

8 **SEC. 303. STATUTE OF LIMITATION FOR ESPIONAGE OF-**
9 **FENSES.**

10 (a) IN GENERAL.—Chapter 213 of title 18, United
11 States Code, is amended by adding at the end the fol-
12 lowing:

13 **“§ 3302. Espionage offenses**

14 “An indictment may be found or an information may
15 be instituted at any time without limitation for—

16 “(1) a violation of section 951, or a conspiracy
17 to violate such section;

18 “(2) a violation of section 794, or a conspiracy
19 to violate such section; or

20 “(3) a violation of section 1425, if the offense
21 was committed to facilitate a violation of section
22 951.”.

23 (b) CLERICAL AMENDMENT.—The table of sections
24 for chapter 213 of title 18, United States Code, is amend-
25 ed by adding at the end the following:

“3302. Espionage offenses.”.

1 (c) CONFORMING AMENDMENT.—Section 19 of the
2 Internal Security Act of 1950 (18 U.S.C. 792 note) is
3 amended by striking “, 793, or 794” and inserting “or
4 793”.

5 **SEC. 304. SECURE COMMUNICATION BETWEEN CONGRESS**
6 **AND INTELLIGENCE COMMUNITY.**

7 Section 102A of the National Security Act of 1947
8 (50 U.S.C. 3024) is amended by adding at the end the
9 following new subsection:

10 “(aa) REQUIREMENTS WITH RESPECT TO SECURE
11 COMMUNICATION BETWEEN CONGRESS AND INTEL-
12 LIGENCE COMMUNITY.—

13 “(1) IN GENERAL.—The Director of National
14 Intelligence shall, upon the approval of specified con-
15 gressional leaders—

16 “(A) provide secure communications to
17 support the oversight functions of the congres-
18 sional intelligence committees, including
19 through the procurement, installation, configu-
20 ration, and maintenance of sufficient software,
21 connectivity, information technology equipment,
22 computers, printers, and related peripheral
23 equipment to ensure that such committees are
24 able to communicate with the intelligence com-

1 munity through secure data, voice, and video
2 communications;

3 “(B) ensure that such communications en-
4 abled under subparagraph (A) facilitate com-
5 munication at all classification levels;

6 “(C) ensure that the requirements speci-
7 fied in subparagraph (A) are met in conformity
8 with applicable standards for the protection of
9 national security information; and

10 “(D) ensure that any security limitations
11 or controls associated with use of capabilities
12 pursuant to subparagraph (A) are consistent
13 with such limitations or controls imposed within
14 the executive branch and do not impede effec-
15 tive and efficient oversight of the intelligence
16 community by Congress.

17 “(2) GOVERNANCE.—The Director, in coordina-
18 tion with specified congressional leaders, shall estab-
19 lish governance and security policies applicable to
20 the connectivity, equipment, and software provided
21 under this subsection and shall review and update
22 such policies periodically, as appropriate, to address
23 counterintelligence threats and technological
24 changes.

1 “(3) TREATMENT AS CONGRESSIONAL
2 RECORDS.—Any data created, stored, or transmitted
3 by the congressional intelligence committees through
4 networks, equipment, or software provided under
5 paragraph (1) is a congressional record and shall
6 not be treated as an agency record for purposes of
7 section 552 of title 5, United States Code, (com-
8 monly known as the ‘the Freedom of Information
9 Act’) or any other law.

10 “(4) DOCUMENTATION OF COST.—The Director
11 shall document the funding required to satisfy this
12 subsection within each annual budget submission to
13 Congress, including any anticipated upgrades or re-
14 capitalization expenditures over the 5-year period
15 that begins on October 1 of the fiscal year for which
16 year-by-year proposed funding is included.

17 “(5) SPECIFIED CONGRESSIONAL LEADERS DE-
18 FINED.—In this subsection, the term ‘specified con-
19 gressional leaders’ means—

20 “(A) the Speaker and the minority leader
21 of the House of Representatives;

22 “(B) the majority leader and the minority
23 leader of the Senate; and

24 “(C) the Chair and Ranking Member of
25 the congressional intelligence committees.”.

1 **SEC. 305. COMMISSION TO EXAMINE THE NATIONAL SECU-**
2 **RITY AND DEFENSE RISKS TO THE UNITED**
3 **STATES POSED BY ANOMALOUS HEALTH IN-**
4 **CIDENTS.**

5 (a) **ESTABLISHMENT.**—There is established, not later
6 than 45 days after the date of the enactment of this Act,
7 an independent commission to be known as the National
8 Security Commission on Anomalous Health Incidents (re-
9 ferred to in this section as the “Commission”) to review
10 anomalous health incidents affecting United States Gov-
11 ernment personnel and their dependents for the purpose
12 of comprehensively addressing the national security and
13 defense risks to the United States posed by anomalous
14 health incidents.

15 (b) **MEMBERSHIP.**—

16 (1) **COMPOSITION.**—The Commission shall be
17 composed of 9 members appointed as follows:

18 (A) The Director of National Intelligence
19 shall appoint 1 member.

20 (B) The Chair of the Permanent Select
21 Committee on Intelligence of the House of Rep-
22 resentatives shall appoint 1 member.

23 (C) The Ranking Member of the Perma-
24 nent Select Committee on Intelligence of the
25 House of Representatives shall appoint 1 mem-
26 ber.

1 (D) The Chair of the Committee on Armed
2 Services of the House of Representatives shall
3 appoint 1 member.

4 (E) The Ranking Member of the Com-
5 mittee on Armed Services of the House of Rep-
6 resentatives shall appoint 1 member.

7 (F) The Chair of the Select Committee on
8 Intelligence of the Senate shall appoint 1 mem-
9 ber.

10 (G) The Vice Chair of the Select Com-
11 mittee on Intelligence of the Senate shall ap-
12 point 1 member.

13 (H) The Chair of the Committee on Armed
14 Services of the Senate shall appoint 1 member.

15 (I) The Ranking Member of the Committee
16 on Armed Services of the Senate shall appoint
17 1 member.

18 (2) INITIAL APPOINTMENTS.—Members shall be
19 appointed to the Commission under paragraph (1)
20 not later than 30 days after the establishment of the
21 Commission under subsection (a).

22 (3) EFFECT OF LACK OF APPOINTMENT BY
23 DEADLINE.—If one or more appointments under
24 paragraph (1) is not made by the appointment date
25 specified in paragraph (2), the authority to make

1 such appointment or appointments shall expire, and
2 the number of members of the Commission shall be
3 reduced by the number equal to the number of ap-
4 pointments so not made.

5 (4) QUALIFICATIONS.—It is the sense of Con-
6 gress that each member of the Commission ap-
7 pointed under paragraph (1) should—

8 (A) have significant professional experience
9 in national security, such as a position in—

- 10 (i) the intelligence community;
11 (ii) the Department of Defense;
12 (iii) the scientific community;
13 (iv) a medical institution; or
14 (v) an academic or scholarly institu-
15 tion; and

16 (B) be eligible to receive the appropriate
17 security clearance to effectively evaluate their
18 duties.

19 (5) PROHIBITIONS.—A member of the Commis-
20 sion appointed under paragraph (1) may not—

- 21 (A) be a current member of Congress;
22 (B) be a former member of Congress who
23 served in Congress after January 1, 2017;

1 (C) be a current or former registrant
2 under the Foreign Agents Registration Act of
3 1938 (22 U.S.C. 611 et seq.);

4 (D) have previously received medical treat-
5 ment for symptoms related to a suspected
6 anomalous health incident, or have a dependent
7 who previously received medical treatment for
8 symptoms related to a suspected anomalous
9 health incident; or

10 (E) have served, with direct involvement,
11 in actions by or sponsored by the executive
12 branch of the United States Government to in-
13 vestigate or respond to reports of anomalous
14 health incidents.

15 (6) CHAIR AND VICE CHAIR.—The Commission
16 shall select a Chair and a Vice Chair from among
17 the members of the Commission.

18 (7) TERMS.—Members shall be appointed for
19 the life of the Commission. A vacancy in the Com-
20 mission shall not affect its powers and shall be filled
21 in the same manner as the original appointment was
22 made. The Chair and Vice Chair shall report any va-
23 cancy in the Commission to the appropriate congres-
24 sional committees immediately upon learning that
25 there will be a vacancy in the Commission.

1 (8) MEETINGS.—

2 (A) INITIAL MEETING.—Not later than 30
3 days after the date on which all members of the
4 Commission have been appointed, the Commis-
5 sion shall hold the first meeting of the Commis-
6 sion.

7 (B) FREQUENCY.—The Commission shall
8 meet at the call of the Chair and Vice Chair.

9 (C) QUORUM.—A majority of the members
10 of the Commission shall constitute a quorum,
11 but a lesser number of members may hold
12 meetings.

13 (c) DUTIES.—

14 (1) IN GENERAL.—The Commission shall carry
15 out the review described in paragraph (2). In car-
16 rying out such review, the Commission shall consider
17 both the events known as anomalous health incidents
18 themselves, and the response to such incidents by
19 the United States Government and other nations'
20 governments for the purpose of comprehensively ad-
21 dressing the national security and defense risks to
22 the United States posed by the causes of, and re-
23 sponses to, anomalous health incidents.

1 (2) SCOPE OF THE REVIEW.—In conducting the
2 review under paragraph (1), the Commission shall
3 consider the following:

4 (A) A historical review of the United
5 States Government’s response to anomalous
6 health incidents to identify a more effective,
7 standardized model that can be applied to com-
8 plex challenges to ensure all perspectives are
9 fully and fairly presented to policy makers,
10 mitigate real or perceived undue influence on
11 analytical judgments, and effectively gather and
12 act on intelligence and information to address
13 complex national security challenges.

14 (B) A historical review of the United
15 States Government’s provision of support and
16 medical care to United States personnel and
17 their dependents impacted by anomalous health
18 incidents.

19 (C) Whether a review of all information on
20 collected reports of anomalous health incidents
21 can inform the development of a categorization
22 mechanism which can inform appropriate steps
23 to be taken following future reports.

1 (D) Whether available data points to the
2 involvement of an external actor in some or all
3 reported anomalous health incidents.

4 (E) Whether known or novel mechanisms
5 an adversary might use against United States
6 personnel or their dependents might explain
7 some or all reported anomalous health inci-
8 dents.

9 (F) Whether comparable information, data,
10 and reports on other intelligence questions led
11 to similar analytic judgments.

12 (G) Any other matters the Commission
13 deems relevant to the common defense of the
14 Nation.

15 (d) REPORTS.—

16 (1) INITIAL BRIEFING.—Not later than 180
17 days after the date of the enactment of this Act, the
18 Commission shall brief the President, or the Presi-
19 dent's designee, and the appropriate congressional
20 committees on the progress of the activities of the
21 Commission as of the date of such briefing.

22 (2) ANNUAL REPORT.—

23 (A) IN GENERAL.—Not later than 1 year
24 after the date of the initial meeting of the Com-
25 mission, and annually thereafter, the Commis-

1 sion shall submit to the President and the ap-
2 propriate congressional committees a report de-
3 scribing the progress of the activities of the
4 Commission as of the date of such report, in-
5 cluding any findings, recommendations, or les-
6 sons learned endorsed by the Commission.

7 (B) BRIEFING.—On the date of the sub-
8 mission of each annual report required under
9 this paragraph, the Commission shall brief the
10 President, or the President’s designee, and the
11 appropriate congressional committees.

12 (3) FINAL REPORT.—

13 (A) SUBMISSION.—Not later than 3 years
14 after the date of the establishment of the Com-
15 mission under subsection (a), the Commission
16 shall submit to the President and the appro-
17 priate congressional committees a final report
18 on the findings of the Commission and such
19 recommendations that the Commission may
20 have for action by Congress and the Federal
21 Government, which shall address the following:

22 (i) Whether known or novel mecha-
23 nisms an adversary might use against
24 United States personnel or their depend-

1 ents might explain some or all reported
2 anomalous health incidents.

3 (ii) Whether available data points to
4 the involvement of an external actor in
5 some or all reported anomalous health inci-
6 dents.

7 (iii) Whether the United States Gov-
8 ernment's provision of support and medical
9 care is sufficient to appropriately address
10 the impacts of anomalous health incidents
11 on affected personnel.

12 (iv) Effectively structuring United
13 States Government responses to distinct,
14 complex national security issues such as
15 reports of anomalous health incidents.

16 (v) Research and development to im-
17 prove the medical response and potential
18 harm mitigation techniques for anomalous
19 health incidents.

20 (vi) How analytic integrity and struc-
21 tured analytical techniques impacted the
22 United States Government's response to
23 anomalous health incidents.

24 (vii) What the anomalous health inci-
25 dents situation says about the counterintel-

1 ligence posture of the United States Gov-
2 ernment.

3 (viii) Future policy recommendations
4 for anomalous health incidents or other
5 health incidents with a potential counter-
6 intelligence nexus.

7 (B) ADDENDA.—Any member of the Com-
8 mission may submit an addendum to the report
9 required under subparagraph (A) setting forth
10 the separate views of such member with respect
11 to any matter considered by the Commission.

12 (C) BRIEFING.—On the date of the sub-
13 mission of the final report required under this
14 paragraph, the Commission shall brief the ap-
15 propriate congressional committees.

16 (4) FORM OF REPORTS.—Reports submitted
17 under this subsection shall be made publicly avail-
18 able but may include a classified annex.

19 (e) POWERS OF COMMISSION.—

20 (1) HEARINGS AND EVIDENCE.—The Commis-
21 sion may, for the purpose of carrying out this sec-
22 tion—

23 (A) hold such hearings and sit and act at
24 such times and places, take such testimony, re-
25 ceive such evidence, and administer such oaths

1 as the Commission considers necessary to fulfill
2 the Commission's duties; and

3 (B) subject to paragraph (2)(A), require,
4 by subpoena or otherwise, the attendance and
5 testimony of such witnesses and the production
6 of such books, records, correspondence, cables,
7 memoranda, papers, documents, and any other
8 information as the Commission considers nec-
9 essary to fulfill the Commission's duties.

10 (2) SUBPOENAS.—

11 (A) ISSUANCE.—

12 (i) IN GENERAL.—A subpoena may be
13 issued under this subsection only—

14 (I) by the agreement of the Chair
15 and the Vice Chair; or

16 (II) by the affirmative vote of a
17 majority of the Commission.

18 (ii) SIGNATURE.—Subject to clause

19 (i)—

20 (I) subpoenas issued under this
21 subsection may be issued under the
22 signature of the Chair and Vice Chair
23 of the Commission, or any member
24 designated by a majority of the Com-
25 mission; and

1 (II) subpoenas issued under this
2 subsection may be served by any per-
3 son designated by the Chair and Vice
4 Chair of the Commission, or by a
5 member designated by a majority of
6 the Commission.

7 (B) ENFORCEMENT.—

8 (i) IN GENERAL.—In the case of con-
9 tumacy or failure to obey a subpoena
10 issued under this subsection, the United
11 States district court for the judicial district
12 in which the subpoenaed person resides, is
13 served, or may be found, or where the sub-
14 poena is returnable, may issue an order re-
15 quiring such person to appear at any des-
16 ignated place to testify or to produce docu-
17 mentary or other evidence. Any failure to
18 obey the order of the court may be pun-
19 ished by the court as a contempt of that
20 court.

21 (ii) ADDITIONAL ENFORCEMENT.—In
22 the case of any failure of any witness to
23 comply with any subpoena or to testify
24 when summoned under authority of this
25 section, the Commission may, by majority

1 vote, certify a statement of fact consti-
2 tuting such failure to the appropriate
3 United States attorney, who may bring the
4 matter before the grand jury for its action,
5 under the same statutory authority and
6 procedures as if the United States attorney
7 had received a certification under sections
8 102 through 104 of the Revised Statutes
9 of the United States (2 U.S.C. 192
10 through 194).

11 (C) PRIVILEGE CLAIMS.—Claims of com-
12 mon-law privileges made by any witness are ap-
13 plicable only at the discretion of the Chair and
14 Vice Chair.

15 (f) INFORMATION FROM FEDERAL AGENCIES.—

16 (1) IN GENERAL.—The Commission is author-
17 ized to secure directly from any executive depart-
18 ment, bureau, agency, board, commission, office,
19 independent establishment, or instrumentality of the
20 Federal Government such books, records, cor-
21 respondence, cables, memoranda, papers, documents,
22 and any other information for the purposes of this
23 section.

24 (2) COOPERATION.—In carrying out its duties,
25 the Commission shall receive the full and timely co-

1 operation of any executive department, bureau,
2 agency, board, commission, office, independent es-
3 tablishment, or instrumentality of the Federal Gov-
4 ernment in providing the Commission with analysis,
5 briefings, and other information necessary for the
6 fulfillment of the Commission's duties.

7 (3) FURNISHING INFORMATION.—Upon receipt
8 of a written request made by the Chair and Vice
9 Chair of the Commission, or by vote of a majority
10 of the Commission, the head of the department, bu-
11 reau, agency, board, commission, office, independent
12 establishment, or instrumentality of the Federal
13 Government shall expeditiously furnish such books,
14 records, correspondence, cables, memoranda, papers,
15 documents, and any other information to the Com-
16 mission. Claims of common-law privileges made by
17 any executive department, bureau, agency, board,
18 commission, office, independent establishment, or in-
19 strumentality of the Federal Government are appli-
20 cable only at the discretion of the Chair and Vice
21 Chair.

22 (4) RECEIPT, HANDLING, STORAGE, AND DIS-
23 SEMINATION.—Such books, records, correspondence,
24 cables, memoranda, papers, documents, and any
25 other information received by the Commission shall

1 only be received, handled, stored, and disseminated
2 by members of the Commission and its staff con-
3 sistent with all applicable statutes, regulations, and
4 Executive orders.

5 (5) PROTECTION OF CLASSIFIED INFORMA-
6 TION.—A department, bureau, agency, board, com-
7 mission, office, independent establishment, or instru-
8 mentality of the Federal Government shall respond
9 to requests submitted pursuant to paragraph (2) in
10 a manner consistent with the protection of intel-
11 ligence sources and methods.

12 (g) SUPPORT FROM FEDERAL AGENCIES.—

13 (1) DIRECTOR OF NATIONAL INTELLIGENCE.—
14 The Director of National Intelligence shall provide
15 to the Commission, on a nonreimbursable basis, such
16 administrative services, funds, staff, facilities, and
17 other support services as are necessary for the per-
18 formance of the duties of the Commission under this
19 section.

20 (2) SECRETARY OF DEFENSE.—The Secretary
21 of Defense may provide the Commission, on a nonre-
22 imbursable basis, with such administrative services,
23 staff, and other support services as the Commission
24 may request.

1 (3) OTHER DEPARTMENTS AND AGENCIES.—In
2 addition to the assistance set forth in paragraphs
3 (1) and (2), other departments and agencies of the
4 United States may provide the Commission such
5 services, funds, facilities, staff, and other support as
6 such departments and agencies consider advisable
7 and as may be authorized by law.

8 (h) TREATMENT OF INFORMATION RELATING TO NA-
9 TIONAL SECURITY.—

10 (1) IN GENERAL.—The Director of National In-
11 telligence shall assume responsibility for the han-
12 dling and disposition of any information related to
13 the national security of the United States that is re-
14 ceived, considered, or used by the Commission under
15 this section.

16 (2) INFORMATION PROVIDED BY CONGRES-
17 SIONAL INTELLIGENCE COMMITTEES.—Any informa-
18 tion related to the national security of the United
19 States that is provided to the Commission by a con-
20 gressional intelligence committee may not be further
21 provided or released without the approval of the
22 chairman of such committee.

23 (3) ACCESS AFTER TERMINATION OF COMMIS-
24 SION.—Notwithstanding any other provision of law,
25 after the termination of the Commission under sub-

1 section (m), only the members and designated staff
2 of the appropriate congressional committees, the Di-
3 rector of National Intelligence (and the designees of
4 the Director), and such other officials of the execu-
5 tive branch of the Federal Government as the Presi-
6 dent may designate shall have access to information
7 related to the national security of the United States
8 that is received, considered, or used by the Commis-
9 sion.

10 (i) **POSTAL SERVICES.**—The Commission may use
11 the United States mail in the same manner and under the
12 same conditions as other departments and agencies of the
13 Federal Government.

14 (j) **GIFTS.**—No member or staff of the Commission
15 may receive a gift or benefit by reason of the service of
16 such member or staff on the Commission.

17 (k) **COMMISSION PERSONNEL MATTER.**—

18 (1) **COMPENSATION OF MEMBERS.**—

19 (A) **NONGOVERNMENT EMPLOYEES.**—Each
20 member of the Commission who is not other-
21 wise employed by the Federal Government shall
22 be compensated at a rate equal to the daily
23 equivalent of the annual rate of basic pay pre-
24 scribed for level IV of the Executive Schedule
25 under section 5315 of title 5, United States

1 Code, for each day (including travel time) dur-
2 ing which the member is engaged in the actual
3 performance of the duties of the Commission.

4 (B) GOVERNMENT EMPLOYEES.—A mem-
5 ber of the Commission who is an officer or em-
6 ployee of the Federal Government shall serve
7 without additional pay (or benefits in the na-
8 ture of compensation) for service as a member
9 of the Commission.

10 (2) TRAVEL EXPENSES.—A member of the
11 Commission shall be allowed travel expenses, includ-
12 ing per diem in lieu of subsistence, at rates author-
13 ized for employees of agencies under subchapter I of
14 chapter 57 of title 5, United States Code, while
15 away from their homes or regular places of business
16 in the performance of services for the Commission.

17 (3) STAFF.—

18 (A) APPOINTMENT AND COMPENSATION OF
19 STAFF.—The Chair and Vice Chair of the Com-
20 mission, in accordance with rules agreed upon
21 by the Commission, shall appoint and fix the
22 compensation of a staff director and such other
23 personnel as may be necessary to enable the
24 Commission to carry out its duties, without re-
25 gard to the provisions of title 5, United States

1 Code, governing appointments in the competi-
2 tive service, and without regard to the provi-
3 sions of chapter 51 and subchapter III of chap-
4 ter 53 of such title relating to classification and
5 General Schedule pay rates, except that no rate
6 of pay fixed under this subsection may exceed
7 the equivalent of that payable to a person occu-
8 pying a position at level V of the Executive
9 Schedule under section 5316 of such title.

10 (B) SECURITY CLEARANCES.—All staff of
11 the Commission and all experts and consultants
12 employed by the Commission shall possess a se-
13 curity clearance in accordance with applicable
14 provisions of law concerning the handling of
15 classified information.

16 (4) DETAIL OF GOVERNMENT EMPLOYEES.—A
17 Federal Government employee, with the appropriate
18 security clearance to conduct their duties, may be
19 detailed to the Commission without reimbursement,
20 and such detail shall be without interruption or loss
21 of civil service status or privilege.

22 (5) PROCUREMENT OF TEMPORARY AND INTER-
23 MITTENT SERVICES.—The Chair and Vice Chair of
24 the Commission may procure temporary and inter-
25 mittent services under section 3109(b) of title 5,

1 United States Code, at rates for individuals that do
2 not exceed the daily equivalent of the annual rate of
3 basic pay prescribed for level V of the Executive
4 Schedule under section 5316 of that title.

5 (l) FUNDING.—

6 (1) AUTHORIZATION OF APPROPRIATIONS.—

7 There is authorized to be appropriated funds to the
8 extent and in such amounts as specifically provided
9 in advance in appropriations acts for the purposes
10 detailed in this section.

11 (2) AVAILABILITY IN GENERAL.—Subject to
12 paragraph (1), the Director of National Intelligence
13 shall make available to the Commission such
14 amounts as the Commission may require for pur-
15 poses of the activities of the Commission under this
16 section.

17 (3) DURATION OF AVAILABILITY.—Amounts
18 made available to the Commission under paragraph
19 (2) shall remain available until expended or upon
20 termination under subsection (m), whichever occurs
21 first.

22 (m) TERMINATION.—The Commission shall termi-
23 nate 90 days after the date on which the Commission sub-
24 mits the final report required under subsection (d)(3), but

1 in no event later than three years after the date of estab-
2 lishment in subsection (a).

3 (n) APPROPRIATE CONGRESSIONAL COMMITTEES
4 DEFINED.—In this section, the term “appropriate con-
5 gressional committees” means—

6 (1) the Permanent Select Committee on Intel-
7 ligence and the Committee on Armed Services of the
8 House of Representatives; and

9 (2) the Select Committee on Intelligence and
10 the Committee on Armed Services of the Senate.

11 **TITLE IV—MATTERS RELATING**
12 **TO NATIONAL INTELLIGENCE**
13 **ENTERPRISE**

14 **Subtitle A—Miscellaneous**
15 **Authorities and Limitations**

16 **SEC. 401. CONGRESSIONAL NOTIFICATIONS AND SUM-**
17 **MARIES OF MISCONDUCT REGARDING EM-**
18 **PLOYEES WITHIN THE INTELLIGENCE COM-**
19 **MUNITY.**

20 (a) ANNUAL REPORTS FOR CALENDAR YEARS 2024,
21 2025, AND 2026.—Not later than 60 days after the end
22 of calendar years 2024, 2025, and 2026, the Director of
23 National Intelligence shall submit to the congressional in-
24 telligence committees a report on civilian employees in the
25 intelligence community placed on administrative leave

1 pending possible adverse personnel action during that cal-
2 endar year.

3 (b) ELEMENTS.—Each report under subsection (a)
4 shall include, for the calendar year covered by the report,
5 the following:

6 (1) The total number of employees who were
7 placed on administrative leave pending possible ad-
8 verse personnel action, disaggregated by intelligence
9 community element and pay grade.

10 (2) The number of employees placed on paid
11 administrative leave pending possible adverse per-
12 sonnel action.

13 (3) The number of employees placed on admin-
14 istrative leave pending possible adverse personnel ac-
15 tion whose leave has exceeded 365 days,
16 disaggregated by paid and unpaid status.

17 (c) NOTIFICATION OF REFERRAL TO DEPARTMENT
18 OF JUSTICE.—If a referral is made to the Department of
19 Justice from any element of the intelligence community
20 regarding an allegation of misconduct against a civilian
21 employee of the intelligence community, the head of the
22 element of the intelligence community that employs the
23 covered employee shall notify the congressional intelligence
24 committees of the referral not later than 10 days after
25 the date on which such referral is made.

1 **SEC. 402. IMPROVEMENTS TO URGENT CONCERNS SUB-**
2 **MITTED TO INSPECTORS GENERAL OF THE**
3 **INTELLIGENCE COMMUNITY.**

4 (a) INSPECTOR GENERAL OF THE INTELLIGENCE
5 COMMUNITY.—Section 103H(k)(5) of the National Secu-
6 rity Act of 1947 (50 U.S.C. 3033(k)(5)) is amended—

7 (1) in subparagraph (A), by inserting “in writ-
8 ing” before “to the Inspector General”;

9 (2) in subparagraph (B)—

10 (A) by striking “Not later than the end of
11 the 14-calendar-day period beginning on the
12 date of receipt from an employee of a complaint
13 or information under subparagraph (A), the”
14 and inserting “(i) The”;

15 (B) by striking “whether the complaint or
16 information” and inserting “whether a com-
17 plaint or information under subparagraph (A)”;
18 and

19 (C) by adding at the end the following:

20 “(ii) The Inspector General shall com-
21 ply with clause (i) with respect to a com-
22 plaint or information under subparagraph
23 (A) not later than the end of the 14-cal-
24 endar-day period beginning on the date on
25 which the employee who reported the com-
26 plaint or information confirms to the In-

1 spector General that the employee reported
2 the complaint or information to the Inspec-
3 tor General with the intent to report to
4 Congress the complaint or information.”;
5 and

6 (3) by adding at the end the following:

7 “(J) In this paragraph, the term ‘em-
8 ployee’ includes a former employee, if the com-
9 plaint or information reported under subpara-
10 graph (A) arises from or relates to the period
11 during which the former employee was an em-
12 ployee.”.

13 (b) INSPECTOR GENERAL OF THE CENTRAL INTEL-
14 LIGENCE AGENCY.—Section 17(d)(5) of the Central Intel-
15 ligence Agency Act of 1949 (50 U.S.C. 3517(d)(5)) is
16 amended—

17 (1) in subparagraph (A), by inserting “in writ-
18 ing” before “to the Inspector General”;

19 (2) in subparagraph (B)(i)—

20 (A) by striking “Not later than the end of
21 the 14-calendar day period beginning on the
22 date of receipt from an employee of a complaint
23 or information under subparagraph (A), the”
24 and inserting “The”; and

1 (B) by striking “whether the complaint or
2 information” and inserting “whether a com-
3 plaint or information under subparagraph (A)”;

4 (3) in subparagraph (B)(ii), by striking “para-
5 graph (1)” and inserting “subparagraph (A)”;

6 (4) in subparagraph (B)—

7 (A) by redesignating clause (ii) as clause
8 (iii); and

9 (B) by inserting after clause (i) the fol-
10 lowing:

11 “(ii) The Inspector General shall com-
12 ply with clause (i) with respect to a com-
13 plaint or information under subparagraph
14 (A) not later than the end of the 14-cal-
15 endar-day period beginning on the date on
16 which the employee who reported the com-
17 plaint or information confirms to the In-
18 spector General that the employee reported
19 the complaint or information to the Inspec-
20 tor General with the intent to report to
21 Congress the complaint or information.”;

22 and

23 (5) by adding at the end the following:

24 “(I) In this paragraph, the term ‘employee’
25 includes a former employee or former con-

1 tractor, if the complaint or information re-
2 ported under subparagraph (A) arises from or
3 relates to the period during which the former
4 employee or former contractor was an employee
5 or contractor, as the case may be.”.

6 (c) INSPECTORS GENERAL OF OTHER ELEMENTS OF
7 THE INTELLIGENCE COMMUNITY.—Section 416 of title 5,
8 United States Code, is amended—

9 (1) in subsection (a), by adding at the end the
10 following:

11 “(3) EMPLOYEE.—The term ‘employee’ includes
12 a former employee or former contractor, if the com-
13 plaint or information reported pursuant to this sec-
14 tion arises from or relates to the period during
15 which the former employee or former contractor was
16 an employee or contractor, as the case may be.”;

17 (2) in subsection (b), by inserting “in writing”
18 after “may report the complaint or information”
19 each place it appears; and

20 (3) in subsection (c)—

21 (A) by redesignating paragraph (2) as
22 paragraph (3);

23 (B) in paragraph (1)—

24 (i) by striking “Not later than the end
25 of the 14-calendar day period beginning on

1 the date of receipt of an employee com-
2 plaint or information under subsection (b),
3 the” and inserting “The”; and

4 (ii) by striking “whether the com-
5 plaint or information” and inserting
6 “whether a complaint or information re-
7 ported under subsection (b)”; and

8 (C) by inserting after paragraph (1) the
9 following:

10 “(2) DEADLINE FOR COMPLIANCE.—The In-
11 spector General shall comply with paragraph (1)
12 with respect to a complaint or information reported
13 under subsection (b) not later than the end of the
14 14-calendar-day period beginning on the date on
15 which the employee who reported the complaint or
16 information confirms to the Inspector General that
17 the employee reported the complaint or information
18 to the Inspector General with the intent to report to
19 Congress the complaint or information.”.

1 **SEC. 403. PROTECTION FOR INDIVIDUALS MAKING AU-**
2 **THORIZED DISCLOSURES TO INSPECTORS**
3 **GENERAL OF ELEMENTS OF THE INTEL-**
4 **LIGENCE COMMUNITY.**

5 (a) INSPECTOR GENERAL OF THE INTELLIGENCE
6 COMMUNITY.—Section 103H(g)(3) of the National Secu-
7 rity Act of 1947 (50 U.S.C. 3033(g)(3)) is amended—

8 (1) by redesignating subparagraphs (A) and
9 (B) as clauses (i) and (ii), respectively;

10 (2) by striking “The Inspector General is au-
11 thORIZED” and inserting “(A) The Inspector General
12 is authorized”; and

13 (3) by adding at the end the following:

14 “(B)(i) An individual may disclose classi-
15 fied information to the Inspector General in ac-
16 cordance with the applicable security standards
17 and procedures established under section 102A
18 or 803 of this Act, chapter 12 of the Atomic
19 Energy Act of 1954 (42 U.S.C. 2161 et seq.),
20 Executive Order 13526 (50 U.S.C. 3161 note;
21 relating to Classified National Security Infor-
22 mation), or any applicable provision of law.

23 “(ii) A disclosure under clause (i) of classi-
24 fied information by an individual without appro-
25 priate clearance or authority to access such
26 classified information at the time of the dislo-

1 sure shall be treated as an authorized disclosure
2 that does not violate a covered provision if the
3 disclosure—

4 “(I) does not include the access, han-
5 dling, retention, or storage of such classi-
6 fied information; and

7 “(II) is otherwise made in accordance
8 with the applicable security standards and
9 procedures for such classified information.

10 “(iii) In this subparagraph, the term ‘cov-
11 ered provision’ means—

12 “(I) any otherwise applicable non-
13 disclosure agreement;

14 “(II) any otherwise applicable regula-
15 tion or order issued under the authority of
16 chapter 18 of the Atomic Energy Act of
17 1954 (42 U.S.C. 2271 et seq.) or Execu-
18 tive Order 13526;

19 “(III) section 798 of title 18, United
20 States Code; or

21 “(IV) any other provision of law with
22 respect to the unauthorized disclosure of
23 national security information.”.

24 (b) INSPECTOR GENERAL OF THE CENTRAL INTEL-
25 LIGENCE AGENCY.—Section 17(e)(3) of the Central Intel-

1 ligen Agency Act of 1949 (50 U.S.C. 3517(e)(3)) is
2 amended—

3 (1) by redesignating subparagraphs (A) and
4 (B) as clauses (i) and (ii), respectively;

5 (2) by striking “The Inspector General is au-
6 thorized” and inserting “(A) The Inspector General
7 is authorized”; and

8 (3) by adding at the end the following:

9 “(B)(i) An individual may disclose classi-
10 fied information to the Inspector General in ac-
11 cordance with the applicable security standards
12 and procedures established under section 102A
13 or 803 of the National Security Act of 1947
14 (50 U.S.C. 3024, 3162a), chapter 12 of the
15 Atomic Energy Act of 1954 (42 U.S.C. 2161 et
16 seq.), Executive Order 13526 (50 U.S.C. 3161
17 note; relating to Classified National Security
18 Information), or any applicable provision of law.

19 “(ii) A disclosure under clause (i) of classi-
20 fied information by an individual without appro-
21 priate clearance or authority to access such
22 classified information at the time of the disclo-
23 sure shall be treated as an authorized disclosure
24 that does not violate a covered provision if the
25 disclosure—

1 “(I) does not include the access, han-
2 dling, retention, or storage of such classi-
3 fied information; and

4 “(II) is otherwise made in accordance
5 with the applicable security standards and
6 procedures for such classified information,

7 “(iii) In this subparagraph, the term ‘cov-
8 ered provision’ means—

9 “(I) any otherwise applicable non-
10 disclosure agreement;

11 “(II) any otherwise applicable regula-
12 tion or order issued under the authority of
13 chapter 18 of the Atomic Energy Act of
14 1954 (42 U.S.C. 2271 et seq.) or Execu-
15 tive Order 13526;

16 “(III) section 798 of title 18, United
17 States Code; or

18 “(IV) any other provision of law with
19 respect to the unauthorized disclosure of
20 national security information.”.

21 (c) OTHER INSPECTORS GENERAL OF ELEMENTS OF
22 THE INTELLIGENCE COMMUNITY.—Section 416 of title 5,
23 United States Code, is amended by adding at the end the
24 following:

1 “(i) PROTECTION FOR INDIVIDUALS MAKING AU-
2 THORIZED DISCLOSURES.—

3 “(1) IN GENERAL.—An individual may disclose
4 classified information to an Inspector General of an
5 element of the intelligence community in accordance
6 with the applicable security standards and proce-
7 dures established under section 102A or 803 of the
8 National Security Act of 1947 (50 U.S.C. 3024,
9 3162a), chapter 12 of the Atomic Energy Act of
10 1954 (42 U.S.C. 2161 et seq.), Executive Order
11 13526 (50 U.S.C. 3161 note; relating to Classified
12 National Security Information), or any applicable
13 provision of law.

14 “(2) DISCLOSURE WITHOUT CLEARANCE OR AU-
15 THORITY.—A disclosure under paragraph (1) of
16 classified information by an individual without ap-
17 propriate clearance or authority to access such clas-
18 sified information at the time of the disclosure shall
19 be treated as an authorized disclosure that does not
20 violate a covered provision if the disclosure—

21 “(A) does not include the access, handling,
22 retention, or storage of such classified informa-
23 tion; and

1 “(B) is otherwise made in accordance with
2 the applicable security standards and proce-
3 dures for such classified information.

4 “(3) DEFINITION OF COVERED PROVISION.—In
5 this subsection, the term ‘covered provision’
6 means—

7 “(A) any otherwise applicable nondisclo-
8 sure agreement;

9 “(B) any otherwise applicable regulation or
10 order issued under the authority of chapter 18
11 of the Atomic Energy Act of 1954 (42 U.S.C.
12 2271 et seq.) or Executive Order 13526;

13 “(C) section 798 of title 18; or

14 “(D) any other provision of law with re-
15 spect to the unauthorized disclosure of national
16 security information.

17 “(4) DEFINITION.—In this subsection, the term
18 ‘intelligence community’ has the meaning given such
19 term in section 3 of the National Security Act of
20 1947 (50 U.S.C. 3003).”.

21 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
22 tion, or the amendments made by this section, may be con-
23 strued to limit or modify the obligation of an individual
24 to appropriately store, handle, or disseminate classified in-
25 formation in accordance with applicable security guidance

1 and procedures, including with respect to the removal of
2 classified information.

3 **SEC. 404. CLARIFICATION OF AUTHORITY OF CERTAIN IN-**
4 **SPECTORS GENERAL TO RECEIVE PRO-**
5 **TECTED DISCLOSURES.**

6 Section 1104 of the National Security Act of 1947
7 (50 U.S. 3234) is amended—

8 (1) in subsection (b)(1), by inserting “or cov-
9 ered intelligence community element” after “the ap-
10 propriate inspector general of the employing agen-
11 cy”; and

12 (2) in subsection (c)(1)(A), by inserting “or
13 covered intelligence community element” after “the
14 appropriate inspector general of the employing or
15 contracting agency”.

16 **SEC. 405. CODIFICATION OF THE NATIONAL INTELLIGENCE**
17 **MANAGEMENT COUNCIL.**

18 (a) ESTABLISHMENT OF NATIONAL INTELLIGENCE
19 MANAGEMENT COUNCIL.—

20 (1) IN GENERAL.—Title I of the National Secu-
21 rity Act of 1947 (50 U.S.C. 3021 et seq.) is amend-
22 ed by inserting after section 103L the following (and
23 conforming the table of contents at the beginning of
24 such Act accordingly):

1 **“SEC. 103M. NATIONAL INTELLIGENCE MANAGEMENT**
2 **COUNCIL.**

3 “(a) ESTABLISHMENT.—There is within the Office of
4 the Director of National Intelligence a National Intel-
5 ligence Management Council.

6 “(b) COMPOSITION.—

7 “(1) The National Intelligence Management
8 Council shall be composed of senior officials within
9 the intelligence community and substantive experts
10 from the public or private sector, who shall be ap-
11 pointed by, report to, and serve at the pleasure of,
12 the Director of National Intelligence.

13 “(2) The Director shall prescribe appropriate
14 security requirements for personnel appointed from
15 the private sector as a condition of service on the
16 National Intelligence Management Council, or as
17 contractors of the Council or employees of such con-
18 tractors, to ensure the protection of intelligence
19 sources and methods while avoiding, wherever pos-
20 sible, unduly intrusive requirements which the Direc-
21 tor considers to be unnecessary for this purpose.

22 “(c) DUTIES AND RESPONSIBILITIES.—Members of
23 the National Intelligence Management Council shall work
24 with each other and with other elements of the intelligence
25 community to ensure proper coordination and to minimize

1 duplication of effort, in addition to the following duties
2 and responsibilities:

3 “(1) Provide integrated mission input to sup-
4 port the processes and activities of the intelligence
5 community, including with respect to intelligence
6 planning, programming, budgeting, and evaluation
7 processes.

8 “(2) Identify and pursue opportunities to inte-
9 grate or coordinate collection and counterintelligence
10 efforts.

11 “(3) In concert with the responsibilities of the
12 National Intelligence Council, ensure the integration
13 and coordination of analytic and collection efforts.

14 “(4) Develop and coordinate intelligence strate-
15 gies in support of budget planning and programming
16 activities.

17 “(5) Advise the Director of National Intel-
18 ligence on the development of the National Intel-
19 ligence Priorities Framework of the Office of the Di-
20 rector of National Intelligence (or any successor
21 mechanism established for the prioritization of pro-
22 grams and activities).

23 “(6) In concert with the responsibilities of the
24 National Intelligence Council, support the role of the

1 Director of National Intelligence as principal advisor
2 to the President on intelligence matters.

3 “(7) Inform the elements of the intelligence
4 community of the activities and decisions related to
5 missions assigned to the National Intelligence Man-
6 agement Council.

7 “(8) Maintain awareness, across various func-
8 tions and disciplines, of the mission-related activities
9 and budget planning of the intelligence community.

10 “(9) Evaluate, with respect to assigned mission
11 objectives, requirements, and unmet requirements,
12 the implementation of the budget of each element of
13 the intelligence community.

14 “(10) Provide oversight on behalf of, and make
15 recommendations to, the Director of National Intel-
16 ligence on the extent to which the activities, program
17 recommendations, and budget proposals made by
18 elements of the intelligence community sufficiently
19 address mission objectives, intelligence gaps, and
20 unmet requirements.

21 “(d) MISSION MANAGEMENT OF MEMBERS.—Mem-
22 bers of the National Intelligence Management Council,
23 under the direction of the Director of National Intel-
24 ligence, shall serve as mission managers to ensure integra-
25 tion among the elements of the intelligence community

1 and across intelligence functions, disciplines, and activities
2 for the purpose of achieving unity of effort and effect, in-
3 cluding through the following responsibilities:

4 “(1) Planning and programming efforts.

5 “(2) Budget and program execution oversight.

6 “(3) Engagement with elements of the intel-
7 ligence community and with policymakers in other
8 agencies.

9 “(4) Workforce competencies and training ac-
10 tivities.

11 “(5) Development of capability requirements.

12 “(6) Development of governance fora, policies,
13 and procedures.

14 “(e) STAFF; AVAILABILITY.—

15 “(1) STAFF.—The Director of National Intel-
16 ligence shall make available to the National Intel-
17 ligence Management Council such staff as may be
18 necessary to assist the National Intelligence Man-
19 agement Council in carrying out the responsibilities
20 described in this section.

21 “(2) AVAILABILITY.—Under the direction of the
22 Director of National Intelligence, the National Intel-
23 ligence Management Council shall make reasonable
24 efforts to advise and consult with officers and em-
25 ployees of other departments or agencies, or compo-

1 nents thereof, of the United States Government not
2 otherwise associated with the intelligence commu-
3 nity.

4 “(f) SUPPORT FROM ELEMENTS OF THE INTEL-
5 LIGENCE COMMUNITY.—The heads of the elements of the
6 intelligence community shall provide appropriate support
7 to the National Intelligence Management Council, includ-
8 ing with respect to intelligence activities, as required by
9 the Director of National Intelligence.”.

10 (2) OFFICE OF THE DIRECTOR OF NATIONAL
11 INTELLIGENCE.—Section 103(c) of such Act (50
12 U.S.C. 3025) is amended—

13 (A) by redesignating paragraphs (5)
14 through (14) as paragraphs (6) through (15),
15 respectively; and

16 (B) by inserting after paragraph (4) the
17 following:

18 “(5) The National Intelligence Management
19 Council.”.

20 (b) SENSE OF CONGRESS WITH RESPECT TO CHINA
21 MISSION.—It is the sense of Congress that the Director
22 of National Intelligence should create a role in the Na-
23 tional Intelligence Management Council for a National In-
24 telligence Manager dedicated to the People’s Republic of
25 China.

1 (c) REPORT TO CONGRESS ON STRATEGIC COMPETI-
2 TION.—

3 (1) REPORT.—Not later than 180 days after
4 the date of the enactment of this Act, the Director
5 of National Intelligence, in consultation with the
6 heads of elements of the intelligence community de-
7 termined relevant by the Director, shall submit to
8 the congressional intelligence committees a report on
9 strategic competition.

10 (2) MATTERS.—The report under subsection
11 (a) shall include the following:

12 (A) Lessons learned by the intelligence
13 community with respect to strategic competition
14 from the reorganizations implemented con-
15 sequent to—

16 (i) the Intelligence Reform and Ter-
17 rorist Prevention Act;

18 (ii) the creation of the National
19 Counterterrorism Center; and

20 (iii) any other reorganization effort
21 within or among elements of the intel-
22 ligence community.

23 (B) Examination of the potential effects of
24 a new national intelligence center established
25 to—

1 (i) integrate all-source intelligence
2 analysis efforts with respect to the activi-
3 ties, plans, and intentions of strategic ad-
4 versaries;

5 (ii) synchronize collection efforts
6 among the intelligence community;

7 (iii) optimize resource investments in
8 the intelligence community in support of
9 strategic competition;

10 (iv) identify options for the President,
11 other departments and agencies of the
12 United States Government, and allies and
13 foreign partners of the United States to
14 support the standing of the United States
15 with respect to strategic competition; and

16 (v) integrate other national intel-
17 ligence centers to deter the efforts of stra-
18 tegic adversaries targeting the United
19 States.

20 (3) FORM.—The report under subsection (a)
21 shall be submitted in unclassified form, but may in-
22 clude a classified appendix.

23 (d) SENSE OF CONGRESS WITH RESPECT TO COUN-
24 TERNARCOTICS MISSION.—It is the sense of Congress
25 that, consistent with section 7325 of the Intelligence Au-

1 thORIZATION Act for Fiscal Year 2024 (137 Stat. 1043),
2 the Director of National Intelligence should create a role
3 in the National Intelligence Management Council for a
4 National Intelligence Manager dedicated to the counter-
5 narcotics mission of the United States.

6 **SEC. 406. ANALYSES AND IMPACT STATEMENTS REGARD-**
7 **ING PROPOSED INVESTMENT INTO THE**
8 **UNITED STATES.**

9 Section 102A(z) of the National Security Act of 1947
10 (50 U.S.C. 3024(z)) is amended—

11 (1) in paragraph (2)(A) by inserting “, includ-
12 ing with respect to counterintelligence” before the
13 semicolon; and

14 (2) by adding at the end the following:

15 “(3) DEFINITIONS.—In this subsection:

16 “(A) The term ‘a review or an investigation of
17 any proposed investment into the United States for
18 which the Director has prepared analytic materials’
19 includes a review, investigation, assessment, or anal-
20 ysis conducted by the Director pursuant to section
21 7 or 10(g) of Executive Order 13913 (85 Fed. Reg.
22 19643; relating to Establishing the Committee for
23 the Assessment of Foreign Participation in the
24 United States Telecommunications Services Sector),
25 or successor order.

1 “(B) The term ‘investment’ includes any activ-
2 ity reviewed, investigated, assessed, or analyzed by
3 the Director pursuant to section 7 or 10(g) of Exec-
4 utive Order 13913, or successor order.”.

5 **SEC. 407. RESPONSIBILITIES AND AUTHORITIES OF THE DI-**
6 **RECTOR OF NATIONAL INTELLIGENCE.**

7 Section 102A(f)(10) of the National Security Act of
8 1947 (50 U.S.C. 3024(f)(10)) is amended by striking the
9 period and inserting “, and upon receiving any such direc-
10 tion, the Director shall notify the congressional intel-
11 ligence committees immediately in writing with a descrip-
12 tion of such other intelligence-related functions directed
13 by the President.”.

14 **SEC. 408. ENABLING INTELLIGENCE COMMUNITY INTEGRA-**
15 **TION.**

16 Title I of the National Security Act of 1947 (50
17 U.S.C. 3021 et seq.) is amended by inserting after section
18 113B the following new section (and conforming the table
19 of contents at the beginning of such Act accordingly):

20 **“SEC. 113C. NON-REIMBURSABLE TRANSFER OF GOODS**
21 **AND SERVICES WITHIN INTELLIGENCE COM-**
22 **MUNITY IN CERTAIN CASES.**

23 “(a) IN GENERAL.—

24 “(1) AUTHORITY.—Notwithstanding any other
25 provision of law, an element of the intelligence com-

1 munity may, subject to such guidance or regulations
2 as may be developed by the Director of National In-
3 telligence, provide goods or services to another ele-
4 ment of the intelligence community without reim-
5 bursement or transfer of funds for such goods or
6 services for the purposes of remote work and
7 hoteling initiatives for intelligence community em-
8 ployees and affiliates.

9 “(2) PRIOR APPROVAL REQUIREMENT.—A
10 transfer of goods or services under paragraph (1)
11 may not occur without the prior approval of the
12 heads of both the providing and receiving elements
13 of the intelligence community.

14 “(b) HOTELING DEFINED.—In this section, the term
15 ‘hotelings’ means an alternative work arrangement in
16 which employees of one element of the intelligence commu-
17 nity are authorized flexible work arrangements to work
18 part of the time at one or more alternative worksite loca-
19 tions, as appropriately authorized.”.

20 **SEC. 409. PROTECTION OF INTELLIGENCE SOURCES AND**
21 **METHODS.**

22 Section 102A(i) of the National Security Act of 1947
23 (50 U.S.C. 3024(i)) is amended—

24 (1) by redesignating paragraphs (3) and (4) as
25 paragraphs (4) and (5), respectively;

1 (2) by inserting after paragraph (2) the fol-
2 lowing new paragraph:

3 “(3)(A) The Director, or the Principal Deputy Direc-
4 tor acting on behalf of the Director, shall be responsible
5 for the creation, modification, deconfliction, and oversight
6 of special access programs (referred to as controlled access
7 programs) pertaining to intelligence sources, methods, and
8 intelligence activities (but not including military oper-
9 ational, strategic, and tactical programs).

10 “(B) In carrying out the responsibility under
11 subparagraph (A), the Director shall—

12 “(i) ensure controlled access programs of
13 the intelligence community conform with the re-
14 quirements identified within Executive Order
15 13526 (50 U.S.C. 3161 note; relating to classi-
16 fied national security information), or any suc-
17 cessor order;

18 “(ii) establish controlled access program
19 minimum security requirements and guidance
20 for the implementation of such requirements, to
21 include general procedures, personnel security,
22 physical security, and control marking require-
23 ments;

1 “(iii) ensure access to controlled access
2 programs is based on a documented need-to-
3 know;

4 “(iv) require controlled access programs to
5 identify and periodically review Critical Pro-
6 gram Information and to develop and periodi-
7 cally review a Program Protection Plan for each
8 controlled access program;

9 “(v) require periodic reviews of and, as ap-
10 appropriate, closure of controlled access programs;
11 and

12 “(vi) coordinate with other agencies to
13 deconflict special access programs.”.

14 **SEC. 410. DEPARTMENT OF HOMELAND SECURITY INTEL-**
15 **LIGENCE SUPPORT FOR STATE GOVERNORS.**

16 (a) IN GENERAL.—Not less frequently than once per
17 year, the Secretary of Homeland Security, acting through
18 the Under Secretary of Homeland Security for Intelligence
19 and Analysis, shall ensure that an officer of the Field In-
20 telligence Directorate of the Office of Intelligence and
21 Analysis of the Department of Homeland Security located
22 in each State shall engage proactively with senior officials
23 for each State, such as the chief executive or Homeland
24 Security Advisor of such State, with respect to matters
25 concerning homeland security or national security, con-

1 sistent with any guidance provided by the Under Secretary
2 of Homeland Security for Intelligence and Analysis.

3 (b) REQUIREMENT IN CERTAIN TERRITORIES OF
4 THE UNITED STATES.—In the case of a territory which
5 does not have a permanent Field Intelligence Directorate
6 officer located in such territory, the headquarters element
7 of the Field Intelligence Directorate shall designate a
8 Field Intelligence Directorate officer who is responsible for
9 carrying out the requirement under subsection (a) with re-
10 spect to such territory.

11 (c) STATE DEFINED.—For purposes of this section,
12 the term “State” means a State of the United States, the
13 District of Columbia, Puerto Rico, American Samoa,
14 Guam, the United States Virgin Islands, and the Com-
15 monwealth of the Northern Mariana Islands.

16 **SEC. 411. AUTHORIZATION RELATING TO CERTAIN INTEL-**
17 **LIGENCE AND COUNTERINTELLIGENCE AC-**
18 **TIVITIES OF COAST GUARD.**

19 The Commandant of the Coast Guard may use up
20 to 1 percent of the amounts made available under the Na-
21 tional Intelligence Program (as such term is defined in
22 section 3 of the National Security Act of 1947 (50 U.S.C.
23 3003)) for each fiscal year for the intelligence and coun-
24 terintelligence activities of the Coast Guard for objects of
25 a confidential, extraordinary, or emergency nature, which

1 may be accounted for solely on the certification of the
2 Commandant and each such certification shall be deemed
3 a sufficient voucher for the amount therein certified.

4 **SEC. 412. REQUIREMENTS WITH RESPECT TO ACCESS OF**
5 **FOREIGN NATIONALS TO DEPARTMENT OF**
6 **ENERGY NATIONAL LABORATORIES.**

7 (a) IN GENERAL.—The Secretary of Energy shall
8 designate Senior Executive employees of the United States
9 Government employed by the Department of Energy to
10 have final approval authority with respect to authorizing
11 the access of a foreign national into a National Laboratory
12 in the event that an assessment of the Director of the Of-
13 fice of Intelligence and Counterintelligence of the Depart-
14 ment of Energy identifies potential significant risks that
15 are not agreed to by the Director of the relevant National
16 Laboratory.

17 (b) BRIEFING.—Not later than 90 days after the date
18 of the enactment of this Act, the Director of the Office
19 of Intelligence and Counterintelligence of the Department
20 of Energy shall provide to the congressional intelligence
21 committees a briefing with respect to the progress to en-
22 hance the United States Government's responsibility for
23 the Department of Energy's approval processes with re-
24 gard to authorizing the access of foreign nationals into
25 National Laboratories, including with respect to requiring

1 that such decisions are the primary responsibility of
2 United States Government leadership, as opposed to the
3 Directors of the National Laboratories, and a plan for im-
4 plementation of such enhancement.

5 (c) NATIONAL LABORATORY DEFINED.—In this sec-
6 tion, the term “National Laboratory” has the meaning
7 given that term in section 2 of the Energy Policy Act of
8 2005 (42 U.S.C. 15801).

9 **SEC. 413. FORMALIZED COUNTERINTELLIGENCE TRAINING**
10 **FOR DEPARTMENT OF ENERGY PERSONNEL.**

11 (a) TRAINING.—Section 215(d) of the Department of
12 Energy Organization Act (42 U.S.C. 7144b) is amended
13 by adding at the end the following:

14 “(3) The Director shall develop and implement—

15 “(A) a delineated and standardized training
16 plan with respect to counterintelligence to train all
17 personnel in the Department; and

18 “(B) a separate delineated and standardized
19 training plan with respect to counterintelligence to
20 train officers in the Office who have counterintel-
21 ligence responsibilities.”.

22 (b) REPORTING REQUIREMENT.—Not later than 90
23 days after the date of the enactment of this Act, the Direc-
24 tor of the Office of Intelligence and Counterintelligence
25 of the Department of Energy shall provide to the congress-

1 sional intelligence committees a briefing on the plans de-
2 veloped under section 215(d)(3) of the Department of En-
3 ergy Organization Act (as amended by subsection (a)), in-
4 cluding with respect to—

- 5 (1) the training content;
- 6 (2) periodicity;
- 7 (3) fulfillment rate;
- 8 (4) internal controls; and
- 9 (5) oversight.

10 **SEC. 414. FEDERAL BUREAU OF INVESTIGATION**
11 **PROACTIVE CYBER SUPPORT.**

12 (a) **IN GENERAL.**—Not later than 90 days after the
13 date of the enactment of this Act, the Director of the Fed-
14 eral Bureau of Investigation shall develop and make avail-
15 able an unclassified interface for use by owners and opera-
16 tors of United States critical infrastructure to connect
17 with the Federal Bureau of Investigation to request cyber-
18 related support.

19 (b) **AVAILABILITY TO CONGRESSIONAL OFFICES.**—
20 The interface described in subsection (a) shall be available
21 to congressional offices for purposes of facilitating connec-
22 tion with the Federal Bureau of Investigation.

23 (c) **INTERFACE REQUIREMENTS.**—The interface de-
24 scribed in subsection (a) shall include information with re-
25 spect to the following:

1 (1) Best practices for cyber hygiene, specifically
2 geared towards owners and operators of critical in-
3 frastructure.

4 (2) Tailored information that is relevant based
5 on the threats to specific sectors of critical infra-
6 structure.

7 (3) Suggestions for actions owners and opera-
8 tors of critical infrastructure are recommended to
9 take in response to a cyber incident.

10 (4) Information on the best ways to liaise with
11 the Federal Bureau of Investigation for cyber-re-
12 lated issues.

13 (d) **CRITICAL INFRASTRUCTURE DEFINED.**—The
14 term “critical infrastructure” has the meaning given that
15 term in the Critical Infrastructures Protection Act of
16 2001 (42 U.S.C. 5195c).

17 **SEC. 415. REQUIREMENTS RELATING TO CONFIDENTIAL**
18 **HUMAN SOURCE PROGRAM OF FEDERAL BU-**
19 **REAU OF INVESTIGATION.**

20 (a) **OPERATIONAL REQUIREMENTS FOR CONFIDEN-**
21 **TIAL HUMAN SOURCE PROGRAM.**—

22 (1) **IN GENERAL.**—No agent of the Federal Bu-
23 reau of Investigation may open an individual as a
24 confidential human source before the Special Agent
25 in Charge of the relevant Federal Bureau of Inves-

1 tigation field office has verified the individual's iden-
2 tity.

3 (2) PROHIBITION WITH RESPECT TO FBI HEAD-
4 QUARTERS.—No Special Agent of the Federal Bu-
5 reau of Investigation whose principal place of duty
6 is at the Federal Bureau of Investigation Head-
7 quarters may open an individual as a confidential
8 human source.

9 (3) ADDITIONAL VETTING IN CERTAIN CASES.—
10 With respect to a potential or actual confidential
11 human source who is identified as a potential coun-
12 terintelligence concern or is the subject of an inves-
13 tigation for any criminal or counterintelligence pur-
14 poses, a Federal Bureau of Investigation Head-
15 quarters agent shall conduct a validation assessment
16 and report for such source in addition to such source
17 validation requirements as are in effect pursuant to
18 policies and procedures governing the confidential
19 human source program of the Federal Bureau of In-
20 vestigation.

21 (4) UNAUTHORIZED ILLEGAL ACTIVITY OF CON-
22 FIDENTIAL HUMAN SOURCE.—If the handling agent
23 with respect to a confidential human source has rea-
24 sonable grounds to believe that a confidential human
25 source has engaged in any unauthorized illegal activ-

1 ity, including any misdemeanor or felony criminal
2 activity—

3 (A) the agent shall promptly notify a con-
4 fidential human source coordinator or the as-
5 signed Federal prosecutor;

6 (B) a record of such event shall be re-
7 corded in the source's case file; and

8 (C) the confidential human source will be
9 subject to immediate source validation proce-
10 dures.

11 (5) PROHIBITION ON COMMITMENTS OF IMMUN-
12 ITY IN CIVIL PROCEEDINGS.—The Director of the
13 Federal Bureau of Investigation may not intervene
14 in any way to impact the outcome of any proceeding
15 relating to a civil action or administrative hearing to
16 which a confidential human source managed by the
17 Federal Bureau of Investigation is a party.

18 (6) PROHIBITION WITH RESPECT TO MEMBERS
19 OF CONGRESS.—No agent of the Federal Bureau of
20 Investigation may open an individual as a confiden-
21 tial human source if such individual is a current
22 Member of Congress (including a Delegate or Resi-
23 dent Commissioner to the Congress) or a candidate
24 in an election for Federal office.

1 (7) EFFECTIVE DATE.—The requirements of
2 this subsection shall take effect not later than 180
3 days after the date of the enactment of this Act with
4 respect to any confidential human source under the
5 confidential human source program of the Federal
6 Bureau of Investigation.

7 (b) ANNUAL VALIDATION REVIEW REQUIREMENT
8 WITH RESPECT TO FIELD OFFICES.—

9 (1) IN GENERAL.—Each Special Agent in
10 Charge of a Federal Bureau of Investigation field of-
11 fice shall conduct an annual review of each confiden-
12 tial human source who is being managed out of such
13 field office.

14 (2) NOTIFICATION REQUIREMENT.—At the con-
15 clusion of each annual review conducted under para-
16 graph (1), the Director of the Federal Bureau of In-
17 vestigation shall, on an annual basis, submit to the
18 appropriate congressional committees a report with
19 respect to—

20 (A) the number of active confidential
21 human sources managed by the Federal Bureau
22 of Investigation;

23 (B) the number of investigations opened as
24 the result of annual reviews of confidential
25 human sources;

1 (C) the number of confidential human
2 sources whose relationship with the Federal Bu-
3 reau of Investigation has been terminated in
4 the last year as a result of an investigation
5 opened as a result of an annual review; and

6 (D) the amount of funds expended on con-
7 fidential human sources in the last fiscal year,
8 including a delineation of funds expended from
9 both National Intelligence Program and non-
10 National Intelligence Program funds.

11 (c) OVERSIGHT.—Beginning not later than 180 days
12 after the date of the enactment of this Act, the Director
13 of the Federal Bureau of Investigation shall develop and
14 implement an oversight mechanism within the Bureau for
15 activities with respect to any confidential human source
16 under the confidential human source program of the Fed-
17 eral Bureau of Investigation the management of which is
18 funded through the National Intelligence Program.

19 (d) DEFINITIONS.—In this section:

20 (1) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES.—The term “appropriate congressional com-
22 mittees” means—

23 (A) the congressional intelligence commit-
24 tees; and

1 (B) the Committees on the Judiciary of
2 the House of Representatives and of the Sen-
3 ate.

4 (2) CONGRESSIONAL LEADERSHIP.—The term
5 “congressional leadership” means—

6 (A) the Speaker of the House of Rep-
7 resentatives;

8 (B) the minority leader of the House of
9 Representatives;

10 (C) the majority leader of the Senate;

11 (D) the minority leader of the Senate;

12 (E) the Chair and Ranking Member of the
13 Permanent Select Committee on Intelligence of
14 the House of Representatives; and

15 (F) the Chair and Vice Chair of the Select
16 Committee on Intelligence of the Senate.

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

1 **SEC. 416. CONGRESSIONAL NOTICE OF FBI COUNTERINTEL-**
2 **LIGENCE INVESTIGATIONS INTO INDIVID-**
3 **UALS WHO HOLD OR ARE CANDIDATES FOR**
4 **FEDERAL ELECTED OFFICE.**

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

9 **“SEC. 517. NOTIFICATION REQUIREMENT WITH RESPECT**
10 **TO FEDERAL BUREAU OF INVESTIGATION**
11 **COUNTERINTELLIGENCE INVESTIGATIONS**
12 **REGARDING INDIVIDUALS WHO HOLD OR**
13 **ARE CANDIDATES FOR FEDERAL ELECTED**
14 **OFFICE.**

15 “(a) IN GENERAL.—Notwithstanding section 533 of
16 title 28, United States Code, the delegation of the authori-
17 ties of the Attorney General, or any other delegation of
18 authority, direction, or policy of the executive branch, the
19 Director of the Federal Bureau of Investigation shall no-
20 tify congressional leadership not later than 5 days after
21 the commencement of a counterintelligence investigation
22 into an individual who holds an elected Federal office or
23 an individual who is a candidate in an election for Federal
24 office.

25 “(b) CONTENTS.—A notification under subsection (a)
26 shall include, to the extent consistent with the need to pro-

1 tect the integrity of ongoing counterintelligence investiga-
2 tions or other exceptionally sensitive national security or
3 law enforcement matters, a summary of the relevant facts
4 associated with the counterintelligence investigation and
5 the identity of the person subject to such investigation.

6 “(c) CONGRESSIONAL LEADERSHIP DEFINED.—In
7 this section, the term ‘congressional leadership’ means—

8 “(1) the majority leader of the Senate;

9 “(2) the minority leader of the Senate;

10 “(3) the Chair and Vice Chair of the Select
11 Committee on Intelligence of the Senate;

12 “(4) the Speaker of the House of Representa-
13 tives;

14 “(5) the minority leader of the House of Rep-
15 resentatives; and

16 “(6) the Chair and Ranking Member of the
17 Permanent Select Committee on Intelligence of the
18 House of Representatives.”.

19 **SEC. 417. INTELLIGENCE COMMUNITY COUNTERINTEL-**
20 **LIGENCE OFFICE AT THE DEPARTMENT OF**
21 **TRANSPORTATION.**

22 (a) DEFINITIONS.—In this section:

23 (1) APPROPRIATE CONGRESSIONAL COMMIT-
24 TEES.—The term “appropriate congressional com-
25 mittees” means—

1 (A) the Permanent Select Committee on
2 Intelligence, the Committee on Appropriations,
3 and the Committee on Transportation and In-
4 frastructure of the House of Representatives;
5 and

6 (B) the Select Committee on Intelligence,
7 the Committee on Appropriations, and the
8 Committee on Commerce, Science, and Trans-
9 portation of the Senate.

10 (2) DEPARTMENT.—The term “Department”
11 means the Department of Transportation.

12 (3) SECRETARY.—The term “Secretary” means
13 the Secretary of Transportation.

14 (b) ESTABLISHMENT OF INTELLIGENCE COMMUNITY
15 COUNTERINTELLIGENCE OFFICE.—

16 (1) AGREEMENT WITH SECRETARY OF TRANS-
17 PORTATION.—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 Secretary under which
21 the Director of National Intelligence and the Sec-
22 retary shall establish within the Department an of-
23 fice, which shall be known as the “Intelligence Com-
24 munity Counterintelligence Office”, in accordance
25 with this section.

1 (2) LOCATION.—The Intelligence Community
2 Counterintelligence Office established pursuant to
3 this section shall be physically located within the
4 headquarters of the Department and within reason-
5 able proximity to the offices of the leadership of the
6 Department.

7 (3) SECURITY.—The Director of the National
8 Counterintelligence and Security Center shall be re-
9 sponsible for the protection of classified information
10 and for the establishment and enforcement of all se-
11 curity-related controls within the Intelligence Com-
12 munity Counterintelligence Office.

13 (c) PERSONNEL.—

14 (1) DIRECTOR.—

15 (A) APPOINTMENT.—There shall be at the
16 head of the Intelligence Community Counter-
17 intelligence Office a Director who is appointed
18 by the Director of National Intelligence. The
19 Director of the Intelligence Community Coun-
20 terintelligence Office shall—

21 (i) be supervised and subject to per-
22 formance evaluations by the Director of
23 the National Counterintelligence and Secu-
24 rity Center, in consultation with the Sec-
25 retary;

1 (ii) be an employee of the intelligence
2 community with significant counterintel-
3 ligence experience; and

4 (iii) serve for a period of 3 years.

5 (B) RESPONSIBILITIES.—The Director of
6 the Intelligence Community Counterintelligence
7 Office shall carry out the following responsibil-
8 ities:

9 (i) Serving as the head of the Intel-
10 ligence Community Counterintelligence Of-
11 fice, with supervisory responsibility for the
12 Intelligence Community Counterintel-
13 ligence Office and any other personnel as-
14 signed to the Intelligence Community
15 Counterintelligence Office.

16 (ii) Advising the Secretary on counter-
17 intelligence and intelligence information.

18 (iii) Ensuring that counterintelligence
19 threat information and, as appropriate,
20 finished intelligence on topics related to
21 the functions of the Department, are pro-
22 vided to appropriate personnel of the de-
23 partment or agency without delay.

1 (iv) Ensuring critical intelligence rel-
2 evant to the Secretary is requested and
3 disseminated in a timely manner.

4 (v) Establishing, as appropriate,
5 mechanisms for collaboration through
6 which Department subject matter experts,
7 including those without security clearances,
8 can share information and expertise with
9 the intelligence community.

10 (vi) Correlating and evaluating coun-
11 terintelligence threats identified within in-
12 telligence community reporting, in coordi-
13 nation with the National Counterintel-
14 ligence and Security Center, and providing
15 appropriate dissemination of such intel-
16 ligence to officials of the Department with
17 a need-to-know.

18 (vii) Advising the Secretary on meth-
19 ods to improve the counterintelligence pos-
20 ture of the Department.

21 (viii) Where appropriate, supporting
22 the Department's leadership in engaging
23 with the National Security Council.

24 (ix) In coordination with the National
25 Counterintelligence and Security Center,

1 establishing counterintelligence partner-
2 ships to improve the counterintelligence de-
3 fense of the Department.

4 (2) DEPUTY DIRECTOR.—There shall be within
5 the Intelligence Community Counterintelligence Of-
6 fice a Deputy Director who is appointed by the Sec-
7 retary, in coordination with the Director of National
8 Intelligence. The Deputy Director shall—

9 (A) be supervised and subject to perform-
10 ance evaluations by the Secretary, in consulta-
11 tion with the Director of the National Counter-
12 intelligence and Security Center;

13 (B) be a current or former employee of the
14 Department with significant experience within
15 the Department; and

16 (C) serve at the pleasure of the Secretary.

17 (3) OTHER EMPLOYEES.—

18 (A) JOINT DUTY ASSIGNMENT.—There
19 shall be within the Intelligence Community
20 Counterintelligence Office such other employees
21 as the Director of National Intelligence, in con-
22 sultation with the Secretary, determines appro-
23 priate. Employment at the Intelligence Commu-
24 nity Counterintelligence Office is an intelligence
25 community joint duty assignment. A permanent

1 change of station to the Intelligence Community
2 Counterintelligence Office shall be for a period
3 of not less than 2 years.

4 (B) SUPERVISION.—The Director of the
5 Intelligence Community Counterintelligence Of-
6 fice shall be responsible for the supervision and
7 management of employees assigned to the Intel-
8 ligence Community Counterintelligence Office,
9 including employees assigned by program ele-
10 ments of the intelligence community and other
11 Federal departments and agencies, as appro-
12 priate.

13 (C) JOINT DUTY OR ASSIGNED PERSONNEL
14 REIMBURSEMENT.—The Director of National
15 Intelligence shall reimburse a program element
16 of the intelligence community or a Federal de-
17 partment or agency for any permanent change
18 of station employee assigned to the Intelligence
19 Community Counterintelligence Office from
20 amounts authorized to be appropriated for the
21 Office of the Director of National Intelligence.

22 (D) OPERATION UNDER AUTHORITY OF DI-
23 RECTOR OF NATIONAL INTELLIGENCE.—Em-
24 ployees assigned to the Intelligence Community
25 Counterintelligence Office under this paragraph

1 shall operate under the authorities of the Direc-
2 tor of National Intelligence for the duration of
3 their assignment or period of employment with-
4 in the Intelligence Community Counterintel-
5 ligence Office, except for temporary duty as-
6 signment employees.

7 (E) INCENTIVE PAY.—

8 (i) IN GENERAL.—An employee who
9 accepts employment at the Intelligence
10 Community Counterintelligence Office dur-
11 ing the 120-day period after the date of
12 the establishment of the Intelligence Com-
13 munity Counterintelligence Office shall re-
14 ceive an incentive payment, which shall be
15 payable by the Director of National Intel-
16 ligence, in an amount equal to 10 percent
17 of the base annual pay of the employee.
18 Such an employee who completes 2 years
19 of service in the Intelligence Community
20 Counterintelligence Office may receive an
21 incentive payment in an amount equal to
22 10 percent of the base annual pay of the
23 employee if the Director of the Intelligence
24 Community Counterintelligence Office de-

1 termines the performance of the employee
2 is exceptional.

3 (ii) ELIGIBILITY.—An employee is
4 only eligible for an incentive payment
5 under clause (i) if the employee enters into
6 an agreement with the Director of Na-
7 tional Intelligence to serve in the Intel-
8 ligence Community Counterintelligence Of-
9 fice for a period of at least 2 years.

10 (d) FUNDING.—To the extent and in such amounts
11 as specifically provided in advance in appropriations Acts
12 for the purposes detailed in this subsection, the Director
13 of National Intelligence may expend such sums as are au-
14 thorized within the National Intelligence Program of the
15 Office of the Director of National Intelligence for—

16 (1) the renovation, furnishing, and equipping of
17 a Federal building, as necessary, to meet the secu-
18 rity and operational requirements of the Intelligence
19 Community Counterintelligence Office;

20 (2) the provision of connectivity to the Intel-
21 ligence Community Counterintelligence Office to en-
22 able briefings, secure audio and video communica-
23 tions, and collaboration between employees of the
24 Department and the intelligence community at the
25 unclassified, secret, and top secret levels;

1 (3) the provision of other information tech-
2 nology systems and devices, such as computers,
3 printers, and phones, for use by employees of the In-
4 telligence Community Counterintelligence Office;

5 (4) the assignment of employees of the intel-
6 ligence community to support the operation of the
7 Intelligence Community Counterintelligence Office;
8 and

9 (5) the provision of other personal services nec-
10 essary for the operation of the Intelligence Commu-
11 nity Counterintelligence Office.

12 (e) DEADLINE FOR ESTABLISHMENT OF THE INTEL-
13 LIGENCE COMMUNITY COUNTERINTELLIGENCE OF-
14 FICE.—

15 (1) ESTABLISHMENT.—Not later than January
16 1, 2026, the Director of National Intelligence shall
17 seek to establish, in accordance with this section, the
18 Intelligence Community Counterintelligence Office
19 within the Department.

20 (2) REPORT.—Not later than 180 days after
21 the date of the enactment of this Act, the Director
22 of National Intelligence shall submit to the appro-
23 priate congressional committees a report on the plan
24 to establish the Intelligence Community Counter-
25 intelligence Office required under paragraph (1).

1 Such report shall include the costs and schedule as-
2 sociated with establishing the Intelligence Commu-
3 nity Counterintelligence Office.

4 **SEC. 418. UKRAINE LESSONS LEARNED WORKING GROUP.**

5 (a) **ESTABLISHMENT.**—The Director of National In-
6 telligence and the Secretary of Defense shall jointly estab-
7 lish a working group to identify and share lessons that
8 the United States intelligence community has learned
9 from the Ukraine conflict.

10 (b) **MEMBERSHIP.**—The composition of the Working
11 Group may include any officer or employee of a depart-
12 ment or agency of the United States Government deter-
13 mined appropriate by the Director of National Intelligence
14 or the Secretary of Defense.

15 (c) **CHAIR.**—The Working Group shall be jointly
16 chaired by—

17 (1) an officer or employee of the Department of
18 Defense chosen by the Secretary of Defense; and

19 (2) an officer or employee of an element of the
20 intelligence community chosen by the Director of
21 National Intelligence, in consultation with the head
22 of the element concerned.

23 (d) **DUTIES.**—The duties of the Working Group shall
24 be the following:

1 (1) Identify tactical and operational lessons de-
2 rived from the Ukraine conflict.

3 (2) Develop a repeatable process for promul-
4 gating such lessons to elements of the Department
5 of Defense responsible for the development of joint
6 and service-specific doctrine, acquisitions decisions,
7 and capability development.

8 (3) Provide recommendations on intelligence
9 collection priorities to support the elements of the
10 Department of Defense identified under paragraph
11 (2).

12 (e) MEETINGS.—The Working Group shall meet not
13 later than 60 days after the date of the enactment of this
14 Act, and quarterly thereafter.

15 (f) TERMINATION.—

16 (1) IN GENERAL.—Subject to paragraph (2),
17 the Working Group shall terminate on the date that
18 is 2 years after the date of the enactment of this
19 Act.

20 (2) EXTENSION.—The Director of National In-
21 telligence and the Secretary of Defense may extend
22 the termination date under paragraph (1) to a date
23 not later than 4 years after the date of the enact-
24 ment of this Act if the Director of National Intel-
25 ligence and the Secretary of Defense jointly—

1 (A) determine than an extension is appro-
2 priate and agree to such extension; and

3 (B) submit to the appropriate congress-
4 sional committees a notification of the extension
5 that includes a description of the justification
6 for the extension.

7 (g) BRIEFS TO CONGRESS.—Not later than 270 days
8 after the date of the enactment of this Act, and every 6
9 months thereafter, the Working Group shall submit to the
10 appropriate congressional committees a briefing on the ac-
11 tivities of the Working Group.

12 (h) DEFINITIONS.—In this section:

13 (1) APPROPRIATE CONGRESSIONAL COMMIT-
14 TEES.—The term “appropriate congressional com-
15 mittees” means—

16 (A) the congressional intelligence commit-
17 tees; and

18 (B) the congressional defense committees.

19 (2) CONGRESSIONAL DEFENSE COMMITTEES.—
20 The term “congressional defense committees” has
21 the meaning given that term in section 101(a)(16)
22 of title 10, United States Code.

23 (3) WORKING GROUP.—The term “Working
24 Group” means the working group described in sub-
25 section (a).

1 **SEC. 419. MODIFICATION TO WAIVER FOR POST-SERVICE**
2 **EMPLOYMENT RESTRICTIONS.**

3 (a) IN GENERAL.—Section 304(a)(2) of the National
4 Security Act of 1947 (50 U.S.C. 3073a(a)(2)) is amend-
5 ed—

6 (1) by amending subparagraph (A) to read as
7 follows:

8 “(A) AUTHORITY TO GRANT WAIVERS.—

9 The applicable head of an intelligence commu-
10 nity element may waive a restriction in para-
11 graph (1) with respect to an employee or
12 former employee who is subject to that restric-
13 tion only after—

14 “(i) the employee or former employee
15 submits to the applicable head of the intel-
16 ligence community element a written appli-
17 cation for such waiver in such form and
18 manner as the applicable head of the intel-
19 ligence community element determines ap-
20 propriate; and

21 “(ii) the applicable head of the ele-
22 ment of the intelligence community deter-
23 mines that granting such waiver will not
24 harm the national security interests of the
25 United States.”.

1 (2) in subparagraph (B), by striking “Director”
2 and inserting “applicable head of the intelligence
3 community element”;

4 (3) in subparagraph (C), by striking “Director”
5 each place it appears and inserting “applicable head
6 of the intelligence community element”; and

7 (4) by amending subparagraph (E) to read as
8 follows:

9 “(E) REPORTING TO CONGRESS.—On a
10 quarterly basis, the head of each element of the
11 intelligence community shall submit to the con-
12 gressional intelligence committees a written no-
13 tification of each waiver or revocation that shall
14 include the following:

15 “(i) With respect to a waiver issued to
16 an employee or former employee—

17 “(I) the covered intelligence posi-
18 tion held or formerly held by the em-
19 ployee or former employee; and

20 “(II) a brief description of the
21 covered post-service employment, in-
22 cluding the employer and the recipient
23 of the representation, advice, or serv-
24 ices.

1 “(ii) With respect to a revocation of a
2 waiver issued to an employee or former
3 employee—

4 “(I) the details of the waiver, in-
5 cluding any renewals of such waiver,
6 and the dates of such waiver and re-
7 newals; and

8 “(II) the specific reasons why the
9 applicable head of the intelligence
10 community element determined that
11 such revocation is warranted.”.

12 (b) WRITTEN ADVISORY OPINIONS WITH RESPECT
13 TO POST-SERVICE EMPLOYMENT RESTRICTIONS.—Sec-
14 tion 304(d) of the National Security Act of 1947 (50
15 U.S.C. 3073a(d)) is amended by adding at the end the
16 following new paragraph:

17 “(4) WRITTEN ADVISORY OPINIONS.—Upon re-
18 quest from a current employee who occupies a cov-
19 ered intelligence position or a former employee who
20 previously occupied a covered intelligence position,
21 the applicable head of the element of the intelligence
22 community concerned may provide a written advi-
23 sory opinion to such current or former employee re-
24 garding whether a proposed employment, representa-
25 tion, or provision of advice or services constitutes

1 covered post-service employment as defined in sub-
2 section (g).”.

3 (c) COVERED POST-SERVICE EMPLOYMENT.—Section
4 304(g)(2) of the National Security Act of 1947 (50 U.S.C.
5 3073a(g)(2)) is amended by striking “relating to national
6 security, intelligence, the military, or internal security to,
7 the government of a foreign country or any company, enti-
8 ty, or other person whose activities are directly or indi-
9 rectly supervised, directed, controlled, financed, or sub-
10 sidized, in whole or in major part, by any government of
11 a foreign country” and inserting “to the government of
12 a foreign country or any company, entity, or other person
13 whose activities are directly or indirectly supervised, di-
14 rected, controlled, financed, or subsidized, in whole or in
15 major part, by any government of a foreign country if such
16 employment, representation, or provision of advice or serv-
17 ices relates to national security, intelligence, the military,
18 or internal security”.

19 (d) CONFORMING AMENDMENTS.—Section 304(a)(1)
20 of the National Security Act of 1947 (50 U.S.C.
21 3073a(a)(1)) is amended—

22 (1) in subparagraph (A), by striking “para-
23 graph (2)(A)(i)” and inserting “paragraph (2)(A)”;
24 and

1 (2) in subparagraph (B), by striking “para-
2 graph (2)(A)(ii)” and inserting “paragraph (2)(A)”.

3 **SEC. 420. PROHIBITION OF FUNDS FOR INTELLIGENCE EX-**
4 **PERTS GROUP.**

5 None of the funds authorized to be appropriated or
6 otherwise made available by this Act to the Office of Intel-
7 ligence and Analysis of the Department of Homeland Se-
8 curity may be obligated or expended to support the Intel-
9 ligence Experts Group of the Department of Homeland
10 Security, or any successor group.

11 **SEC. 421. PROHIBITION ON AVAILABILITY OF FUNDS FOR**
12 **CERTAIN ACTIVITIES OF THE OVERT HUMAN**
13 **INTELLIGENCE AND OPEN SOURCE INTEL-**
14 **LIGENCE COLLECTION PROGRAMS OF THE**
15 **OFFICE OF INTELLIGENCE AND ANALYSIS OF**
16 **THE DEPARTMENT OF HOMELAND SECURITY.**

17 (a) DEFINITIONS.—In this section:

18 (1) COVERED ACTIVITY.—The term “covered
19 activity” means—

20 (A) with respect to the Overt Human In-
21 telligence Collection Program, an interview for
22 intelligence collection purposes with any indi-
23 vidual, including a United States person, who
24 has been criminally charged, arraigned, or
25 taken into the custody of a Federal, State, or

1 local law enforcement agency, but whose guilt
2 with respect to such criminal matters has not
3 yet been adjudicated, unless the Office of Intel-
4 ligence and Analysis has obtained the consent
5 of the interviewee following consultation with
6 counsel;

7 (B) with respect to either the Overt
8 Human Intelligence Collection Program or the
9 Open Source Intelligence Collection Program,
10 any collection targeting journalists in the per-
11 formance of their journalistic functions; and

12 (C) with respect to the Overt Human In-
13 telligence Collection Program, an interview for
14 intelligence collection purposes with a United
15 States person where the Office of Intelligence
16 and Analysis lacks a reasonable belief based on
17 facts and circumstances that the United States
18 person may possess significant foreign intel-
19 ligence (as defined in section 3 of the National
20 Security Act of 1947 (50 U.S.C. 3003)).

21 (2) OVERT HUMAN INTELLIGENCE COLLECTION
22 PROGRAM.—The term “Overt Human Intelligence
23 Collection Program” means the program established
24 by the Under Secretary of Homeland Security for
25 Intelligence and Analysis pursuant to Policy Instruc-

1 tion 907 of the Office of Intelligence and Analysis,
2 issued on June 29, 2016, or any successor program.

3 (3) OPEN SOURCE INTELLIGENCE COLLECTION
4 PROGRAM.—The term “Open Source Collection In-
5 telligence Program” means the program established
6 by the Under Secretary of Homeland Security for
7 Intelligence and Analysis for the purpose of col-
8 lecting intelligence and information for potential pro-
9 duction and reporting in the form of Open Source
10 Information Reports as reflected in Policy Instruc-
11 tion 900 of the Office of Intelligence and Analysis,
12 issued on January 13, 2015, or any successor pro-
13 gram.

14 (4) UNITED STATES PERSON.—The term
15 “United States person” means—

16 (A) a United States citizen;

17 (B) an alien known by the Office of Intel-
18 ligence and Analysis to be a permanent resident
19 alien;

20 (C) an unincorporated association substan-
21 tially composed of United States citizens or per-
22 manent resident aliens; or

23 (D) a corporation incorporated in the
24 United States, except for a corporation directed

1 and controlled by a foreign government or gov-
2 ernments.

3 (5) UNITED STATES PERSON INFORMATION
4 (USPI).—The term “United States person informa-
5 tion”—

6 (A) means information that is reasonably
7 likely to identify 1 or more specific United
8 States persons; and

9 (B) may be either a single item of informa-
10 tion or information that, when combined with
11 other available information, is reasonably likely
12 to identify one or more specific United States
13 persons.

14 (b) PROHIBITION ON AVAILABILITY OF FUNDS FOR
15 COVERED ACTIVITIES OF OVERT HUMAN INTELLIGENCE
16 COLLECTION PROGRAM AND OPEN SOURCE INTEL-
17 LIGENCE COLLECTION PROGRAM.—None of the funds au-
18 thorized to be appropriated by this Act may be made avail-
19 able to the Office of Intelligence and Analysis of the De-
20 partment of Homeland Security to conduct a covered ac-
21 tivity.

22 (c) LIMITATION ON PERSONNEL.—None of the funds
23 authorized to be appropriated by this Act may be used
24 by the Office of Intelligence and Analysis of the Depart-
25 ment of Homeland Security to increase, above the staffing

1 level in effect on the day before the date of the enactment
2 of the Intelligence Authorization Act for Fiscal Year 2024
3 (division G of Public Law 118–31), the number of per-
4 sonnel assigned to the Open Source Intelligence Division
5 who work exclusively or predominantly on domestic ter-
6 rorism issues.

7 (d) RULES OF CONSTRUCTION.—

8 (1) EFFECT ON OTHER INTELLIGENCE OVER-
9 SIGHT.—Nothing in this section shall be construed
10 as limiting or superseding the authority of any offi-
11 cial within the Department of Homeland Security to
12 conduct legal, privacy, civil rights, or civil liberties
13 oversight of the intelligence activities of the Office of
14 Intelligence and Analysis.

15 (2) SHARING AND RECEIVING INTELLIGENCE
16 INFORMATION.—Nothing in this section shall be con-
17 strued to prohibit, or to limit the authority of, per-
18 sonnel of the Office of Intelligence and Analysis of
19 the Department of Homeland Security from sharing
20 intelligence information with, or receiving informa-
21 tion from—

22 (A) foreign, State, local, Tribal, or terri-
23 torial governments (or any agency or subdivi-
24 sion thereof);

25 (B) the private sector; or

1 (C) other elements of the Federal Govern-
2 ment, including the components of the Depart-
3 ment of Homeland Security.

4 **SEC. 422. LIMITATION ON AVAILABILITY OF FUNDS FOR**
5 **THE OFFICE OF THE DIRECTOR OF NATIONAL**
6 **INTELLIGENCE PENDING SUBMISSION OF IN-**
7 **FORMATION REGARDING IMPROVEMENTS**
8 **RELATING TO INTELLIGENCE COMMUNITY**
9 **STAFFING, DETAILS, AND ASSIGNMENTS.**

10 Of the funds authorized to be appropriated by this
11 Act or otherwise made available for fiscal year 2025 for
12 the Office of the Director of National Intelligence, not
13 more than 95 percent may be obligated or expended until
14 the date on which the Director of National Intelligence
15 submits to the congressional intelligence committees the
16 document required to be established by the Director under
17 section 7307(b) of the Intelligence Authorization Act for
18 Fiscal Year 2024 (50 U.S.C. 3025 note).

19 **Subtitle B—Reports and Other**
20 **Matters**

21 **SEC. 431. FOREIGN MALIGN INFLUENCE INTERAGENCY**
22 **GUIDANCE.**

23 Not later than 30 days after the date of the enact-
24 ment of this Act, the Director of National Intelligence
25 shall provide to the congressional intelligence committees

1 the interagency guidance that governs engagement with
2 social media companies for each element of the intelligence
3 community.

4 **SEC. 432. FOREIGN MALIGN INFLUENCE STANDARD OPER-**
5 **ATING PROCEDURES.**

6 Not later than 30 days after the date of the enact-
7 ment of this Act, the Director of the Federal Bureau of
8 Investigation shall provide to the congressional intelligence
9 committees the most recently updated standard operating
10 procedures document, without restrictions, that governs
11 the Federal Bureau of Investigation's engagements with
12 social media companies.

13 **SEC. 433. INTELLIGENCE SUPPORT FOR CERTAIN EXECU-**
14 **TIVE BRANCH DEPARTMENTS AND AGENCIES.**

15 (a) BRIEFING.—Not later than 90 days after the date
16 of the enactment of this Act, the Director of National In-
17 telligence shall provide to the congressional intelligence
18 committees a briefing with respect to intelligence support
19 provided to executive branch departments and agencies
20 that are not a part of the intelligence community in ac-
21 cordance with Intelligence Community Directive 404 (re-
22 lating to Executive Branch Intelligence Customers), or
23 successor directive.

24 (b) ELEMENTS.—The briefing required under sub-
25 section (a) shall include the following:

1 (1) A list of United States Government depart-
2 ments and agencies that have a Federal Senior In-
3 telligence Coordinator, an Intelligence Point of Con-
4 tact, or a Federal Intelligence Coordination Office.

5 (2) A description of the Office of the Director
6 of National Intelligence’s insight into how depart-
7 ments and agencies that have individuals holding a
8 position described in paragraph (1) are selected for
9 such position, and what role the Office of the Direc-
10 tor of National Intelligence plays in that process, if
11 any.

12 (3) An assessment of the successes, short-
13 comings, effectiveness, utility, and future planning
14 for engaging with executive branch customers pursu-
15 ant to Intelligence Community Directive 404 or any
16 successor directive.

17 (c) DEFINITIONS.—In this section, the terms “Fed-
18 eral Senior Intelligence Coordinator”, “Intelligence Point
19 of Contact”, and “Federal Intelligence Coordination Of-
20 fice” have the meaning given such terms in Intelligence
21 Community Directive 404.

1 **SEC. 434. INTELLIGENCE COMMUNITY RECRUITMENT FOR**
2 **CERTAIN SECURITY-CLEARED SEPARATING**
3 **MILITARY MEMBERS.**

4 (a) IN GENERAL.—The Intelligence Community
5 Chief Human Capital Officer shall, not later than 90 days
6 after the date of the enactment of this Act, develop a
7 human resources strategy for enhancing the recruitment
8 into the intelligence community of covered military mem-
9 bers.

10 (b) CONTENTS.—The strategy developed under sub-
11 section (a) shall address—

12 (1) a requirement for each intelligence commu-
13 nity element to facilitate job applications for quali-
14 fied covered military members on each element’s job
15 application portal, on USA Jobs, or other appro-
16 priate hiring platform;

17 (2) additional authorities or policy waivers re-
18 quired to overcome identified barriers to enhancing
19 the recruitment into the intelligence community of
20 covered military members to include those military
21 members with technical training and experience in
22 lieu of a bachelor’s degree; and

23 (3) in consultation with military services, the
24 development of best practices for matching job appli-
25 cations from among covered military members who
26 have transferable qualifying backgrounds, skills, or

1 expertise to relevant intelligence occupational spe-
2 cialties within the Federal civilian intelligence com-
3 munity workforce, to include coordinating intel-
4 ligence community recruiting events and hiring
5 blitzes.

6 (c) BRIEFING AND IMPLEMENTATION PLAN.—Not
7 later than 30 days after the development of the strategy
8 under subsection (a), the Intelligence Community Chief
9 Human Capital Officer shall provide to the congressional
10 intelligence committees a briefing regarding the strategy
11 developed under subsection (a), including a plan for how
12 each element of the intelligence community intends to im-
13 plement such strategy.

14 (d) COVERED MILITARY MEMBER DEFINED.—In this
15 section, the term “covered military member” means any
16 servicemember transitioning out of military service who
17 holds a current top-secret security clearance.

18 **SEC. 435. STRATEGY TO STRENGTHEN INTELLIGENCE COM-**
19 **MUNITY RECRUITMENT EFFORTS IN THE**
20 **UNITED STATES TERRITORIES.**

21 (a) IN GENERAL.—The Director of National Intel-
22 ligence, acting through the Intelligence Community Chief
23 Human Capital Officer, shall, in coordination with the
24 human capital offices of such elements of the intelligence
25 community as determined appropriate, develop an intel-

1 ligence community-wide strategy to strengthen efforts to
2 recruit qualified individuals residing in the United States
3 territories.

4 (b) BRIEFING REQUIREMENT.—Not later than 180
5 days after the date of enactment of this Act, the Director
6 of National Intelligence, acting through the Intelligence
7 Community Chief Human Capital Officer, shall provide to
8 the congressional intelligence committees a briefing with
9 respect to the strategy developed under subsection (a), in-
10 cluding with respect to a plan for the implementation of
11 such strategy.

12 (c) UNITED STATES TERRITORIES DEFINED.—In
13 this section, the term “United States territories” means
14 Puerto Rico, the United States Virgin Islands, Guam, the
15 Commonwealth of the Northern Mariana Islands, and
16 American Samoa.

17 **SEC. 436. EXTENSION OF REQUIREMENT FOR ANNUAL RE-**
18 **PORT ON STRIKES UNDERTAKEN BY THE**
19 **UNITED STATES AGAINST TERRORIST TAR-**
20 **GETS OUTSIDE AREAS OF ACTIVE HOS-**
21 **TILITIES.**

22 Section 1723(a) of the National Defense Authoriza-
23 tion Act for Fiscal Year 2020 (Public Law 116–92; 133
24 Stat. 1811) is amended—

1 (1) by striking “May 1 2020” and inserting
2 “December 31, 2024”; and

3 (2) by striking “2022” and inserting “Decem-
4 ber 31, 2027”.

5 **SEC. 437. ADVISABILITY AND FEASIBILITY STUDY ON UP-**
6 **DATING INTELLIGENCE SHARING REGULA-**
7 **TIONS.**

8 (a) **IN GENERAL.**—Not later than 120 days after the
9 date of the enactment of this Act, the Director of National
10 Intelligence, in coordination with each head of an element
11 of the intelligence community, shall assess the advisability
12 and feasibility of revising applicable policies and regula-
13 tions with respect to the sharing of intelligence by an ele-
14 ment of the intelligence community with foreign govern-
15 ments to incorporate the principles described under sub-
16 section (b).

17 (b) **PRINCIPLES.**—The principles to be assessed for
18 advisability and feasibility shall be the following:

19 (1) The intelligence community may not share
20 actionable intelligence with another country unless
21 the intelligence community receives such credible
22 and reliable written assurances from a representative
23 of the country that the country shall use the intel-
24 ligence in accordance with applicable international
25 law.

1 (2) Any policies authorizing the sharing of ac-
2 tionable intelligence shall require special protections
3 to reduce the risk of violations of applicable inter-
4 national law as a consequence of sharing such intel-
5 ligence.

6 (3) Any policies authorizing the sharing of ac-
7 tionable intelligence with another country shall re-
8 quire the element of the intelligence community con-
9 cerned to document the risks and benefits of requir-
10 ing the country receiving the intelligence to make
11 credible and reliable written assurances that the
12 country, when using the intelligence, will conduct
13 only lethal or capture operations that comply with
14 policy standards of the United States with respect to
15 detainee treatment and direct action counterter-
16 rorism operations outside areas of active hostilities.

17 (4) If the head of an element of the intelligence
18 community receives or conducts an assessment call-
19 ing into question the credibility or reliability of writ-
20 ten assurances provided by another country to com-
21 ply with applicable international law with respect to
22 the intelligence, the head shall, within 45 days of re-
23 ceiving or conducting the assessment—

1 (A) inform the Director of National Intel-
2 ligence and, as appropriate, the Secretary of
3 Defense; and

4 (B) take appropriate action to assess fur-
5 ther and remediate the situation, which may in-
6 clude suspending further sharing of intelligence
7 or receiving further assurances from the coun-
8 try of compliance with applicable international
9 law.

10 (c) REPORT TO CONGRESS.—Not later than 180 days
11 after the date of the enactment of this Act, the Director
12 of National Intelligence shall submit to the congressional
13 intelligence committees a report on the advisability and
14 feasibility of incorporating the principles described in sub-
15 section (b) into regulations on the sharing of intelligence
16 by an element of the intelligence community, including the
17 degree to which the current practices of each element of
18 the intelligence community for the sharing of intelligence
19 are consistent with such principles.

20 (d) ACTIONABLE INTELLIGENCE DEFINED.—In this
21 section, the term “actionable intelligence” means informa-
22 tion sufficiently detailed and timely to permit, assist, or
23 allow an action or operation in the near-term.

1 **SEC. 438. BUDGET TRANSPARENCY FOR OPEN-SOURCE IN-**
2 **TELLIGENCE ACTIVITIES.**

3 (a) BUDGET SUMMARIES TO DIRECTOR OF NA-
4 TIONAL INTELLIGENCE.—Not later than 90 days after the
5 date of the enactment of this Act, the head of each ele-
6 ment of the intelligence community shall submit to the Di-
7 rector of National Intelligence a complete and comprehen-
8 sive summary of all budget information with respect to
9 the element’s open-source intelligence activities.

10 (b) REPORT TO CONGRESS.—Not later than 120 days
11 after the date of the enactment of this Act, the Director
12 of National Intelligence shall submit to the congressional
13 intelligence committees a report compiling the information
14 in the summaries submitted to the Director pursuant to
15 subsection (a).

16 (c) OPEN-SOURCE INTELLIGENCE DEFINED.—In this
17 section, the term “open-source intelligence” means intel-
18 ligence derived exclusively from publicly or commercially
19 available information that addresses specific intelligence
20 priorities, requirements, or gaps.

21 **SEC. 439. ENHANCING PUBLIC-PRIVATE SHARING ON MA-**
22 **NIPULATIVE ADVERSARY PRACTICES IN**
23 **CRITICAL MINERAL PROJECTS.**

24 (a) STRATEGY REQUIRED.—The Director of National
25 Intelligence shall, in consultation with the heads of such
26 Federal agencies as the Director considers appropriate,

1 not later than 180 days after the date of the enactment
2 of this Act, develop a strategy to improve the sharing be-
3 tween the Federal Government and private entities of in-
4 formation and intelligence to mitigate the threat that for-
5 eign adversary illicit activities and tactics pose to United
6 States persons in foreign jurisdictions on projects relating
7 to energy generation and storage, including with respect
8 to critical minerals inputs.

9 (b) ELEMENTS.—The strategy required by subsection
10 (a) shall cover—

11 (1) how best to assemble and transmit informa-
12 tion to United States persons—

13 (A) to protect against foreign adversary il-
14 licit tactics and activities relating to critical
15 mineral projects abroad, including foreign ad-
16 versary efforts to undermine such United States
17 projects abroad;

18 (B) to mitigate the risk that foreign adver-
19 sary government involvement in the ownership
20 and control of entities engaging in deceptive or
21 illicit activities pose to the interests of the
22 United States; and

23 (C) to inform on economic espionage and
24 other threats from foreign adversaries to the
25 rights of owners of intellectual property, includ-

1 ing owners of patents, trademarks, copyrights,
2 and trade secrets, and other sensitive informa-
3 tion, with respect to such property; and

4 (2) how best to receive information from United
5 States persons on threats to United States interests
6 in the critical mineral space.

7 (c) IMPLEMENTATION PLAN REQUIRED.—Not later
8 than 30 days after the date on which the Director com-
9 pletes developing the strategy pursuant to subsection (a),
10 the Director shall submit to the congressional intelligence
11 committees (as defined in section 3 of the National Secu-
12 rity Act of 1947 (50 U.S.C. 3003)), or provide such com-
13 mittees a briefing on, a plan for implementing the strat-
14 egy, which shall include a description of risks, benefits,
15 opportunities, and drawbacks.

16 **SEC. 440. BRIEFING ON POLICIES AND PROCEDURES FOR**
17 **ADDRESSING THREATS FROM KNOWN OR**
18 **SUSPECTED TERRORISTS.**

19 (a) IN GENERAL.—Not later than 30 days after the
20 date of the enactment of this Act, representatives from
21 the Department of Homeland Security, which shall include
22 representatives from Customs and Border Protection,
23 Homeland Security Investigations, and the Office of Intel-
24 ligence and Analysis, and representatives from the Federal
25 Bureau of Investigation, which shall include representa-

1 tives from the Threat Screening Center, shall jointly pro-
2 vide a briefing to the appropriate congressional commit-
3 tees with respect to existing policies and procedures for
4 handling encounters with known or suspected terrorists at
5 the borders of the United States.

6 (b) ELEMENTS.—The briefing required under sub-
7 section (a) shall include a description of the following:

8 (1) The existing processes for handling encoun-
9 ters with individuals at or between ports of entry, to
10 include the difference in process for individuals en-
11 countered at and between ports of entry.

12 (2) The existing processes for the handling and
13 sharing of potentially derogatory information con-
14 cerning individuals who are known or suspected ter-
15 rorists.

16 (3) The existing processes for managing asylum
17 claims of known or suspected terrorists.

18 (c) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
19 FINED.—In this section, the term “appropriate congres-
20 sional committees” means—

21 (1) the congressional intelligence committees;

22 (2) the Committee on Homeland Security of the
23 House of Representatives; and

24 (3) the Committee on Homeland Security and
25 Governmental Affairs of the Senate.

1 **SEC. 441. ASSESSMENT ON INTELLIGENCE RELATIONSHIP**
2 **BETWEEN EGYPT AND ISRAEL.**

3 (a) REPORT.—Not later than 90 days after the date
4 the enactment of this Act, the Director of National Intel-
5 ligence, in coordination with the heads of such elements
6 of the intelligence community as the Director determines
7 appropriate, shall submit to the congressional intelligence
8 committees a report assessing the intelligence relationship
9 between Israel and Egypt that includes an assessment of
10 intelligence failures with respect to either country and
11 with respect to intelligence sharing between the two coun-
12 tries that contributed to the attack on Israel by Hamas
13 on October 7, 2023.

14 (b) MATTERS.—The report under subsection (a) shall
15 include the following:

16 (1) An assessment of the state, strengths, and
17 limitations of any intelligence relationship between
18 Egypt and Israel, especially with respect to Hamas
19 and Gaza.

20 (2) The role of the United States, if any, in the
21 relationship and an identification of the areas in
22 which the participation of the United States would
23 most strengthen the relationship and improve co-
24 operation between Egypt and Israel going forward.

25 (3) A review of the failures in national and re-
26 gional intelligence analysis, collection, and sharing

1 that occurred before the attack on Israel by Hamas
2 on October 7, 2023, and any lessons learned for fu-
3 ture intelligence activities.

4 (c) FORM.—The report under subsection (a) may be
5 submitted in classified form.

6 **SEC. 442. INTELLIGENCE ASSESSMENT OF ECONOMIC CO-**
7 **ERCION BY THE PEOPLE’S REPUBLIC OF**
8 **CHINA IN THE INDO-PACIFIC REGION AND**
9 **STRATEGIES TO ENHANCE THE ECONOMIC**
10 **RESILIENCE OF COUNTRIES IN THE INDO-PA-**
11 **CIFIC REGION.**

12 (a) REPORT.—Not later than 180 days after the date
13 of the enactment of this Act, the Assistant Secretary of
14 State for Intelligence and Research, in consultation with
15 Director of the Central Intelligence Agency and the heads
16 of other elements of the intelligence community deter-
17 mined appropriate by the Assistant Secretary, shall sub-
18 mit to the appropriate congressional committees a report
19 assessing the economic coercion efforts by the People’s Re-
20 public of China in the Indo-Pacific region and strategies
21 that would enhance the resilience of countries in the Indo-
22 Pacific region to economic coercion by the People’s Repub-
23 lic of China.

24 (b) MATTERS.—The report under subsection (a) shall
25 include the following:

1 (1) A description of recent economic coercion
2 efforts by the People’s Republic of China against
3 countries in the Indo-Pacific region.

4 (2) An analysis of the effectiveness of economic
5 coercion efforts against countries in the Indo-Pacific
6 region by the People’s Republic of China in achiev-
7 ing the stated or assumed goals of the People’s Re-
8 public of China.

9 (3) An assessment of measures that would dis-
10 suade the People’s Republic of China from engaging
11 in acts of economic coercion in the Indo-Pacific re-
12 gion and would encourage actions supporting the
13 economic prosperity and security of the Indo-Pacific
14 region.

15 (4) An assessment of measures, including trade
16 diversion or regional trade agreements, that would
17 diminish the sway and influence of the market of the
18 People’s Republic of China with respect to countries
19 in the Indo-Pacific region.

20 (5) An analysis of measures that would help
21 countries in the Indo-Pacific region to build supply
22 chains independent of the People’s Republic of
23 China.

24 (c) FORM.—The report under subsection (a) may be
25 submitted in classified form.

1 (d) DEFINITIONS.—In this section:

2 (1) APPROPRIATE CONGRESSIONAL COMMIT-
3 TEES.—The term “appropriate congressional com-
4 mittees” means—

5 (A) the congressional intelligence commit-
6 tees;

7 (B) the Committee on Foreign Affairs, the
8 Committee on Armed Services, the Committee
9 on Appropriations, and the Select Committee on
10 the Strategic Competition Between the United
11 States and the Chinese Communist Party of the
12 House of Representatives; and

13 (C) the Committee on Foreign Relations,
14 the Committee on Armed Services, and the
15 Committee on Appropriations of the Senate.

16 (2) INDO-PACIFIC NATIONS.—The term “Indo-
17 Pacific region” includes the following countries:

18 (A) Australia.

19 (B) Bangladesh.

20 (C) Brunei.

21 (D) Burma (Myanmar).

22 (E) Cambodia.

23 (F) China.

24 (G) Democratic People’s Republic of
25 Korea.

- 1 (H) Federated States of Micronesia.
- 2 (I) Fiji.
- 3 (J) French Polynesia.
- 4 (K) India.
- 5 (L) Indonesia.
- 6 (M) Japan.
- 7 (N) Kiribati.
- 8 (O) Laos.
- 9 (P) Malaysia.
- 10 (Q) Maldives.
- 11 (R) Mongolia.
- 12 (S) Nauru.
- 13 (T) Niue.
- 14 (U) Nepal.
- 15 (V) New Zealand.
- 16 (W) Palau.
- 17 (X) Papua New Guinea.
- 18 (Y) Philippines.
- 19 (Z) Republic of Korea.
- 20 (AA) Republic of Marshall Islands.
- 21 (BB) Samoa.
- 22 (CC) Singapore.
- 23 (DD) Solomon Islands.
- 24 (EE) Sri Lanka.
- 25 (FF) Thailand.

1 (GG) Timor-Leste.

2 (HH) Tonga.

3 (II) Tuvalu.

4 (JJ) Vanuatu.

5 (KK) Vietnam.

6 **SEC. 443. REPORT ON THE MISSION EFFECT OF CIVILIAN**
7 **HARM.**

8 (a) REPORT.—Not later than 180 days after the date
9 of the enactment of this Act, the Director of National In-
10 telligence, acting through the National Intelligence Coun-
11 cil and in coordination with the heads of the elements of
12 the intelligence community determined appropriate by the
13 Director, shall submit to the appropriate congressional
14 committees a report examining the extent to which civilian
15 harm that occurs during counterterrorism operations in-
16 forms analyses of the intelligence community on the mis-
17 sion success of campaigns to degrade, disrupt, or defeat
18 foreign terrorist organizations.

19 (b) MATTERS.—The report under subsection (a) shall
20 include the following:

21 (1) The methodology of the intelligence commu-
22 nity for measuring the effect of civilian harm.

23 (2) The extent to which analysts of the intel-
24 ligence community apply such methodology when as-

1 assessing the degree to which a terrorist group is de-
2 graded, disrupted, or defeated.

3 (3) A framework to enable analysts to assess,
4 as objectively as possible, the effect that civilian
5 harm has had on the mission of degrading, dis-
6 rupting, or defeating a terrorist group, or an expla-
7 nation of why such framework cannot be generated.

8 (4) The extent to which dissenting opinions of
9 analysts of the intelligence community are included
10 or highlighted in final written products presented to
11 senior policymakers of the United States.

12 (5) Recommendations to improve the quality of
13 future intelligence community analyses by account-
14 ing for the effects of civilian harm on efforts to suc-
15 cessfully degrade, disrupt, or defeat a foreign ter-
16 rorist group.

17 (c) FORM.—

18 (1) IN GENERAL.—The report under subsection
19 (a) may be submitted in classified form, but if so
20 submitted, the report shall include an unclassified
21 summary of key findings that is consistent with the
22 protection of intelligence sources and methods.

23 (2) ANNEX.—The report under subsection (a)
24 shall include a classified annex that provides an in-
25 ventory of the following:

1 (A) Collection gaps and challenges that
2 may affect the analysis of the success or failure
3 of campaigns against terrorist groups.

4 (B) Actions taken by the Director of Na-
5 tional Intelligence to mitigate such gaps and
6 challenges.

7 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
8 DEFINED.—In this section, the term “appropriate con-
9 gressional committees” means—

10 (1) the congressional intelligence committees;

11 (2) the Subcommittee on Defense of the Com-
12 mittee on Appropriations of the House of Represent-
13 atives; and

14 (3) the Subcommittee on Defense of the Com-
15 mittee on Appropriations of the Senate.

16 **SEC. 444. REPORT ON THE ECONOMIC OUTLOOK OF CHINA.**

17 (a) IN GENERAL.—Not later than 120 days after the
18 date of the enactment of this Act, the Director of National
19 Intelligence, acting through the National Intelligence
20 Council, shall, in coordination with the Assistant Sec-
21 retary of the Treasury for Intelligence and Analysis and
22 the Director of the Central Intelligence Agency, submit to
23 the congressional intelligence committees a report on the
24 economic outlook of the People’s Republic of China, which

1 shall include alternative analyses of the economic projec-
2 tions of the People's Republic of China.

3 (b) ELEMENTS.—The report required under sub-
4 section (a) shall include the following:

5 (1) Assessments of the strengths and weak-
6 nesses of the economy of the People's Republic of
7 China, including the potential effects of debt, demo-
8 graphics, and China's international relationships.

9 (2) Potential challenges for the People's Repub-
10 lic of China to sustain economic growth and the po-
11 tential for global effects as a result.

12 (3) The implications of the economic future of
13 the People's Republic of China on the country's for-
14 eign and defense policy.

15 **SEC. 445. REPEAL OF REQUIREMENT WITH RESPECT TO AS-**
16 **SESSMENTS REGARDING THE NORTHERN**
17 **TRIANGLE AND MEXICO.**

18 Section 5522 of the National Defense Authorization
19 Act for Fiscal Year 2020 (Public Law 116–92; 133 Stat.
20 2152) is repealed.

1 **TITLE V—MATTERS RELATING**
2 **TO DEFENSE INTELLIGENCE**
3 **AND OVERHEAD ARCHITEC-**
4 **TURE**

5 **SEC. 501. SENSE OF CONGRESS ON THE NEED FOR IN-**
6 **CREASED EFFORT AND RESOURCES IN THE**
7 **FIELD OF GEOMATICS.**

8 It is the sense of Congress that—

9 (1) the intelligence community and the broader
10 United States Government require professionals with
11 advanced training in geomatics and geodesy and
12 that the preservation of these skillsets is crucial to
13 advancing geospatial intelligence tradecraft for the
14 United States for national security and military op-
15 erations;

16 (2) the intelligence community should use exist-
17 ing authorities to engage in novel ways with aca-
18 demic and industry partners to ensure the intel-
19 ligence community's demand signal for geomatics
20 and geodesy professionals is received by the largest
21 possible number of United States citizens while also
22 seeking to foster a culture of academic excellence
23 and research to propel the field of geomatics forward
24 at the pace of innovation;

1 (3) by engaging with academic and industry
2 partners the intelligence community can help speed
3 the reversal of the current trend wherein the United
4 States not only produces fewer geomatics scientists
5 and engineers compared to its global competitors
6 and potential adversaries, but such competitors and
7 adversaries also provide them with training and ex-
8 pertise that could be used against the United States;

9 (4) there is abundant opportunity for the intel-
10 lligence community to advance its growing need for
11 geomatics and geodesy professionals by partnering
12 with American universities and researchers with
13 proven experience in diverse fields who can lead the
14 way to solving the United States most vexing
15 geomatics challenges; and

16 (5) the intelligence community must balance the
17 increasing demand for recruiting the best geomatics
18 and geodesy talent while still ensuring a dedicated
19 and patriotic workforce with allegiance to the Con-
20 stitution and the United States Government.

21 **SEC. 502. DEPARTMENT OF DEFENSE SENIOR INTEL-**
22 **LIGENCE OVERSIGHT OFFICIAL.**

23 Subchapter I of chapter 21 of title 10, United States
24 Code, is amended by adding at the end the following:

1 **“§ 430c. Senior Intelligence Oversight Official**

2 “(a) ESTABLISHMENT.—The Secretary of Defense,
3 or a designee of the Secretary determined by regulations
4 prescribed by the Secretary, shall designate a civilian em-
5 ployee of the Department of Defense in the Senior Execu-
6 tive Service to serve as the Senior Intelligence Oversight
7 Official.

8 “(b) RESPONSIBILITIES.—The Senior Intelligence
9 Oversight Official shall exercise independent oversight of
10 all intelligence, intelligence-related, and sensitive activities
11 of the Department of Defense, including activities involv-
12 ing—

13 “(1) tradecraft;

14 “(2) the operational use of an individual; or

15 “(3) clandestine operational tactics, techniques,
16 and procedures.

17 “(c) ACCESS.—The Senior Intelligence Oversight Of-
18 ficial shall have—

19 “(1) complete and unrestricted access to all in-
20 formation concerning any intelligence, intelligence-
21 related, or sensitive activity of the Department of
22 Defense regardless of classification or
23 compartmentalization, including special access pro-
24 grams, from any personnel or organizational entity
25 of the Department of Defense, to the extent nec-

1 essary to carry out the responsibilities and functions
2 of the Senior Intelligence Oversight Official; and

3 “(2) direct access to the Secretary of Defense
4 and the Deputy Secretary of Defense, as cir-
5 cumstances require in the determination of the Sen-
6 ior Intelligence Oversight Official.

7 “(d) REVIEW OF REGULATIONS.—The Secretary of
8 Defense shall review and update Department of Defense
9 Directive 5148.13, and any associated or successor regula-
10 tion or directive, to conform to this section.”.

11 **SEC. 503. EXTENSION AND MODIFICATION OF DEPARTMENT**
12 **OF DEFENSE INTELLIGENCE AND COUNTER-**
13 **INTELLIGENCE EXPENSE AUTHORITY.**

14 Section 1057 of the National Defense Authorization
15 Act for Fiscal Year 2020 (Public Law 116-92; 133 Stat.
16 1593) is amended—

17 (1) in subsection (a), by striking “2025” and
18 inserting “2030”;

19 (2) in subsection (d), by striking “2025” and
20 inserting “2030”; and

21 (3) in subsection (e), by striking “\$100,000”
22 and inserting “\$125,000”.

1 **SEC. 504. AUTHORITY OF ARMY COUNTERINTELLIGENCE**

2 **AGENTS.**

3 (a) IN GENERAL.—Section 7377 of title 10, United
4 States Code, is amended—

5 (1) in the section heading, by inserting “and
6 Army Counterintelligence Command” before the
7 colon; and

8 (2) by amending subsection (b) to read as fol-
9 lows:

10 “(b) AGENTS TO HAVE AUTHORITY.—Subsection (a)
11 applies to any employee of the Department of the Army
12 who is—

13 “(1) a special agent of the Army Criminal In-
14 vestigation Command (or a successor to that com-
15 mand) whose duties include conducting, supervising,
16 or coordinating investigations of criminal activity in
17 programs and operations of the Department of the
18 Army; or

19 “(2) a special agent of the Army Counterintel-
20 ligence Command (or a successor to that command)
21 whose duties include conducting, supervising, or co-
22 ordinating counterintelligence investigations in pro-
23 grams and operations of the Department of the
24 Army.”.

25 (b) CLERICAL AMENDMENT.—The table of sections
26 at the beginning of chapter 747 of such title is amended

1 by striking the item relating to section 7377 and inserting
2 the following new item:

“7377. Civilian special agents of the Criminal Investigation Command and Army
Counterintelligence Command: authority to execute warrants
and make arrests.”.

3 **SEC. 505. MODIFICATIONS TO NOTIFICATION ON THE PRO-**
4 **VISION OF DEFENSE SENSITIVE SUPPORT.**

5 Section 1055 of the National Defense Authorization
6 Act for Fiscal Year 2017 (Public Law 114–328; 10 U.S.C.
7 113 note) is amended—

8 (1) in subsection (b)—

9 (A) in paragraph (1), by striking “para-
10 graph (3)” and inserting “paragraphs (3) and
11 (4)”;

12 (B) by redesignating paragraphs (3)
13 through (5) as paragraphs (4) through (6), re-
14 spectively;

15 (C) by inserting after paragraph (2) the
16 following new paragraph:

17 “(3) ROUTINE DEFENSE SENSITIVE SUP-
18 PORT.—In the event that the provision of defense
19 sensitive support is routine defense sensitive sup-
20 port, the Secretary shall provide notification under
21 paragraph (1) on a quarterly basis after providing
22 the support.”;

23 (D) in paragraph (4), as so redesignated—

- 1 (i) in the paragraph heading, by in-
2 serting “AND EXTRAORDINARY SECURITY
3 PROTECTIONS” after “SUPPORT”;
- 4 (ii) in the matter preceding subpara-
5 graph (A)—
- 6 (I) by inserting “or requires ex-
7 traordinary security protections” after
8 “time-sensitive”; and
- 9 (II) by inserting “shall” after
10 “Secretary”;
- 11 (iii) in subparagraph (A)—
- 12 (I) by striking “may”;
- 13 (II) by inserting “or after the ac-
14 tivity supported concludes” after
15 “providing the support”; and
- 16 (III) by striking “; and” and in-
17 serting “; or”; and
- 18 (iv) in subparagraph (B)—
- 19 (I) by striking “shall”; and
- 20 (II) by striking “notice as soon
21 as practicable after providing such
22 support, but not later than 48 hours
23 after providing the support” and in-
24 serting “notification simultaneously

1 with the execution of the supported
2 activity”; and

3 (E) in paragraph (5), as so redesignated,
4 by striking “paragraphs (1) and (3)” and in-
5 serting “paragraphs (1), (3), and (4)”;

6 (2) in subsection (c)—

7 (A) in the subsection heading, by striking
8 “DEFENSE SENSITIVE SUPPORT DEFINED”
9 and inserting “DEFINITIONS”;

10 (B) by striking “, the term ‘defense sen-
11 sitive support’ means support provided by the
12 Department of Defense to a non-Department of
13 Defense Federal department or agency that re-
14 quires special protection from disclosure.” and
15 inserting a colon; and

16 (C) by adding at the end the following new
17 paragraphs:

18 “(1) The term ‘defense sensitive support’ means
19 support provided by the Department of Defense to
20 a non-Department of Defense Federal department or
21 agency that requires special protection from dislo-
22 sure.

23 “(2) The term ‘routine defense sensitive sup-
24 port’ has the meaning given such term elsewhere in

1 the Intelligence Authorization Act for Fiscal Year
2 2025.”.

3 **SEC. 506. REVISION OF SECRETARY OF DEFENSE AUTHOR-**
4 **ITY TO ENGAGE IN COMMERCIAL ACTIVITIES**
5 **AS SECURITY FOR INTELLIGENCE COLLEC-**
6 **TION ACTIVITIES.**

7 (a) EXTENSION OF AUTHORITY.—Section 431(a) of
8 title 10, United States Code, is amended by striking “De-
9 cember 31, 2024” and inserting “December 31, 2027”.

10 (b) INTERAGENCY COORDINATION AND SUPPORT.—
11 Section 431(b)(1) of such title is amended to read as fol-
12 lows:

13 “(1) be pre-coordinated with the Director of the
14 Central Intelligence Agency using procedures mutu-
15 ally agreed upon by the Secretary of Defense and
16 the Director, and, where appropriate, be supported
17 by the Director; and”.

18 **SEC. 507. PROMULGATING GUIDANCE RELATED TO CER-**
19 **TAIN DEPARTMENT OF DEFENSE CON-**
20 **TRACTS.**

21 Not later than January 31, 2025, the Secretary of
22 Defense shall issue guidance on the governance and over-
23 sight of the contracts of the Department of Defense that
24 support or enable sensitive activities.

1 **SEC. 508. SENSE OF CONGRESS ON SPACE FORCE ACQUI-**
2 **SITION WORKFORCE.**

3 It is the sense of Congress that—

4 (1) the National Reconnaissance Office and the
5 United States Space Force jointly benefit from a ro-
6 bust United States Space Force military and civilian
7 acquisition workforce that includes contracting offi-
8 cers, acquisition program managers, engineers, and
9 program control and finance professionals;

10 (2) the Permanent Select Committee on Intel-
11 ligence of the House of Representatives is concerned
12 that the United States Space Force's uneven empha-
13 sis on developing space operators and making fewer
14 acquisition professionals available for assignments at
15 the National Reconnaissance Office can negatively
16 affect the procurement goals of the National Recon-
17 naissance Office, particularly in support of United
18 States Space Force requirements; and

19 (3) a robust United States Space Force acqui-
20 sition workforce, that encourages assignment opportu-
21 nities at the National Reconnaissance Office, both
22 benefits the procurement goals of the National Re-
23 connaissance Office and provides valuable experience
24 that acquisition professionals can apply to future
25 United States Space Force assignments.

1 **TITLE VI—MATTERS RELATING**
2 **TO CENTRAL INTELLIGENCE**
3 **AGENCY**

4 **SEC. 601. REQUIREMENTS FOR THE SPECIAL VICTIM INVES-**
5 **TIGATOR.**

6 Section 32(a) of the Central Intelligence Agency Act
7 of 1949 (50 U.S.C. 3533(a)) is amended by adding at the
8 end the following: “No individual appointed as the Special
9 Victim Investigator may, at the time of such appointment,
10 be a current employee of the Central Intelligence Agen-
11 cy.”.

12 **SEC. 602. RESERVE FOR CONTINGENCIES NOTIFICATION**
13 **REQUIREMENT.**

14 Section 504(a)(2) of the National Security Act of
15 1947 (50 U.S.C. 3094(a)(2)) is amended by inserting
16 “and, not later than 10 days after the date of the obliga-
17 tion or expenditure of such funds, of the activity requiring
18 such obligation or expenditure” before the semicolon.

19 **SEC. 603. GOVERNMENT ACCOUNTABILITY OFFICE STUDY**
20 **AND REPORT ON MODERNIZATION INITIA-**
21 **TIVE OF THE CENTRAL INTELLIGENCE AGEN-**
22 **CY.**

23 (a) REQUIREMENT.—The Comptroller General of the
24 United States shall conduct a study on the impacts of the
25 Central Intelligence Agency’s modernization initiative.

1 (b) ELEMENTS.—The study required under sub-
2 section (a) may include the following:

3 (1) An assessment of the Agency’s implementa-
4 tion of changes pursuant to the modernization initia-
5 tive, including organizational changes and changes
6 to Agency activities.

7 (2) An assessment of how any new administra-
8 tive requirements made pursuant to the moderniza-
9 tion initiative have affected Agency activities.

10 (3) An evaluation of whether the Agency’s im-
11 plementation of changes pursuant to the moderniza-
12 tion initiative have affected the Agency’s ability to
13 anticipate and respond to emerging issues.

14 (4) An assessment of the extent to which the
15 Agency’s implementation of changes pursuant to the
16 modernization initiative have—

17 (A) fostered an organizational climate and
18 structure that allows personnel in analytic and
19 operational fields to take professional risks;

20 (B) grown the role of analytic personnel
21 and provided opportunities for them to become
22 subject matter experts within the analytical ca-
23 reer fields; and

1 (C) changed the number of personnel from
2 analytical fields represented in managerial and
3 policy positions.

4 (5) Other matters deemed relevant by the
5 Comptroller General.

6 (c) BRIEFING; REPORT.—

7 (1) BRIEFING.—Not later than 180 days after
8 the date of the enactment of this Act, the Comp-
9 troller General shall provide to the appropriate con-
10 gressional committees a briefing on the preliminary
11 findings of the study conducted under subsection (a)
12 at a time that is mutually agreed upon by the appro-
13 priate congressional committees and the Comptroller
14 General.

15 (2) REPORT REQUIREMENT.—

16 (A) SUBMISSION TO CONGRESS.—Not later
17 than 1 year after the date of the enactment of
18 this Act, the Comptroller General shall submit
19 to the appropriate congressional committees a
20 report on the results of the study conducted
21 under subsection (a).

22 (B) FORM OF REPORT.—The report re-
23 quired under this subsection shall be submitted
24 in unclassified form but may include a classified
25 annex.

1 (d) DEFINITIONS.—In this section:

2 (1) APPROPRIATE CONGRESSIONAL COMMIT-
3 TEES.—The term “appropriate congressional com-
4 mittees” means—

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

8 (B) the Committee on Appropriations and
9 the Permanent Select Committee on Intelligence
10 of the House of Representatives.

11 (2) AGENCY.—The term “Agency” means the
12 Central Intelligence Agency.

13 **TITLE VII—MATTERS RELATING**
14 **TO TECHNOLOGY AND INNO-**
15 **VATION**

16 **SEC. 701. SENSITIVE COMPARTMENTED INFORMATION FA-**
17 **CILITY ACCREDITATION.**

18 (a) IN GENERAL.—The Under Secretary of Defense
19 for Intelligence and Security shall, not later than Decem-
20 ber 31, 2029—

21 (1) assign responsibility to the Defense Coun-
22 terintelligence and Security Agency for the accredi-
23 tation of sensitive compartmented information facili-
24 ties for all components of the Department of De-
25 fense, including the military departments, except

1 with respect to the National Security Agency, the
2 National Reconnaissance Office, and the National
3 Geospatial-Intelligence Agency; and

4 (2) ensure that the Defense Counterintelligence
5 and Security Agency has the appropriate staff to
6 successfully carry out such responsibility.

7 (b) NOTIFICATION WITH RESPECT TO RESOURCE
8 REQUIREMENTS.—The Under Secretary of Defense for
9 Intelligence and Security shall notify the congressional in-
10 telligence committees and the congressional defense com-
11 mittees with respect to the resource requirements for the
12 Defense Counterintelligence and Security Agency to carry
13 out the accreditation responsibility under subsection (a).

14 (c) SUBMISSION OF REPORT TO CONGRESS.—The
15 Under Secretary of Defense for Intelligence and Security
16 shall, in consultation with the Director of the National Se-
17 curity Agency, the Director of the National Reconnaiss-
18 sance Office, and the Director of the National Geospatial-
19 Intelligence Agency, submit to the congressional intel-
20 ligence committees and the Committees on Armed Services
21 of the House of Representatives and the Senate a report
22 not later than December 31, 2027, on the feasibility of
23 the Defense Counterintelligence and Security Agency as-
24 suming accreditation responsibility with respect to sen-
25 sitive compartmented information facilities for the Na-

1 tional Security Agency, the National Reconnaissance Of-
2 fice, and the National Geospatial-Intelligence Agency by
3 December 31, 2029.

4 (d) CONGRESSIONAL DEFENSE COMMITTEES DE-
5 FINED.—In this section, the term “congressional defense
6 committees” has the meaning given that term in section
7 101(a)(16) of title 10, United States Code.

8 **SEC. 702. STUDY OF INTELLIGENCE COMMUNITY RE-**
9 **SEARCH SECURITY.**

10 (a) STUDY.—The Director of National Intelligence
11 shall conduct a study on preventing intelligence commu-
12 nity research grant funding from improperly benefiting
13 foreign countries of concern.

14 (b) ELEMENTS.—The study under subsection (a)
15 shall include the following:

16 (1) An evaluation of the intelligence commu-
17 nity’s current research security practices, including
18 with respect to the requirements under section 121
19 of the National Security Act of 1947 (50 U.S.C.
20 3061).

21 (2) An evaluation of the feasibility and effects
22 of prohibiting the award of an intelligence commu-
23 nity grant for research to any individual or institu-
24 tion if the head of the relevant element of the intel-
25 ligence community cannot verify that such grantee

1 does not partner, formally or informally, with indi-
2 viduals from institutions located in any country of
3 concern, or with institutions or entities from or lo-
4 cated in any country of concern, subject to a waiver
5 of such prohibition, on a case by case basis, by the
6 head or deputy of the element of the intelligence
7 community.

8 (3) Recommendations for the operational imple-
9 mentation of the prohibition described in paragraph
10 (2).

11 (c) REPORT.—

12 (1) IN GENERAL.—Not later than 180 days
13 after the date of the enactment of this Act, the Di-
14 rector shall submit to the congressional intelligence
15 committees a report containing the results of the
16 study conducted under subsection (a) and the rec-
17 ommendations required under subsection (b)(3).

18 (2) FORM.—The report required under para-
19 graph (1) shall be submitted in unclassified form,
20 but may include a classified annex.

21 (d) COUNTRY OF CONCERN DEFINED.—For purposes
22 of this section, the term “country of concern” has the
23 meaning given that term in section 1(m)(1) of the State
24 Department Basic Authorities Act of 1956 (22 U.S.C.
25 2651a(m)(1)).

1 **SEC. 703. REPORT ON BIOTECHNOLOGY.**

2 (a) REPORTING REQUIREMENT.—Not later than
3 June 30, 2025, the head of each covered element of the
4 intelligence community shall submit a separate report to
5 the congressional intelligence committees with respect to
6 biotechnology threats and intelligence activities related to
7 biotechnology threats.

8 (b) MATTERS INCLUDED.—Each report under sub-
9 section (a) shall include, with respect to each covered ele-
10 ment of the intelligence community, the following:

11 (1) A description of any gaps that exist with re-
12 spect to intelligence activities that impede such ele-
13 ment from fully targeting, collecting, and analyzing
14 intelligence related to biotechnology threats.

15 (2) A description of any existing formal mecha-
16 nisms by which the intelligence community provides
17 intelligence and support with respect to bio-
18 technology threats to—

19 (A) departments and agencies of the Fed-
20 eral Government outside the intelligence com-
21 munity;

22 (B) the governments of foreign countries;
23 and

24 (C) private industry and academic institu-
25 tions.

1 (3) An assessment of any existing mechanisms
2 and manners by which the intelligence community
3 consults with biotechnology experts and other out-
4 side experts with related expertise.

5 (c) COVERED ELEMENTS OF THE INTELLIGENCE
6 COMMUNITY.—For purposes of this section, the covered
7 elements of the intelligence community are as follows:

8 (1) The Central Intelligence Agency.

9 (2) The Defense Intelligence Agency.

10 (3) The Federal Bureau of Investigation.

11 (4) The National Security Agency.

12 (5) The Office of the Director of National Intel-
13 ligence.

14 **SEC. 704. DATA WITH RESPECT TO TIMELINESS OF SECU-**
15 **RITY CLEARANCE DETERMINATIONS.**

16 Section 7702 of the National Defense Authorization
17 Act for Fiscal Year 2024 (50 U.S.C. 3352h) is amended
18 by adding at the end the following new subsection:

19 “(d) DATA WITH RESPECT TO TIMELINESS OF SE-
20 CURITY CLEARANCE DETERMINATIONS.—

21 “(1) IN GENERAL.—With respect to each report
22 on compliance with timeliness standards for ren-
23 dering determinations of trust for personnel vetting
24 prepared pursuant to subsection (b), the Director of
25 National Intelligence shall make available to the con-

1 gressional intelligence committees as soon as prac-
2 ticable the raw data with respect to the timeliness
3 of security clearance determinations used to prepare
4 each such report in machine-readable format for
5 each element of the intelligence community that col-
6 lects such data.

7 “(2) FORM AND CLASSIFICATION JUSTIFICA-
8 TION.—The data provided to the congressional intel-
9 ligence committees under paragraph (1) shall be
10 submitted in unclassified form to the greatest extent
11 possible and shall contain a justification for the clas-
12 sification of any such data provided, which shall in-
13 clude citations to the applicable classification guide
14 which explain the reason any such data is classi-
15 fied.”.

16 **SEC. 705. DATA WITH RESPECT TO TIMELINESS OF POLY-**
17 **GRAPH EXAMINATIONS.**

18 Section 7702 of the National Defense Authorization
19 Act for Fiscal Year 2024 (50 U.S.C. 3352h), as amended
20 by section 704, is further amended by adding at the end
21 the following new subsection:

22 “(e) DATA WITH RESPECT TO TIMELINESS OF POLY-
23 GRAPH EXAMINATIONS.—

24 “(1) IN GENERAL.—With respect to each report
25 on compliance with timeliness standards for ren-

1 dering determinations of trust for personnel vetting
2 prepared pursuant to subsection (b), the Director of
3 National Intelligence shall make available to the con-
4 gressional intelligence committees as soon as prac-
5 ticable the raw data with respect to the timeliness
6 of polygraph examinations used to prepare each such
7 report in machine-readable format for each element
8 of the intelligence community that collects such
9 data.

10 “(2) FORM AND CLASSIFICATION JUSTIFICA-
11 TION.—The data provided to the congressional intel-
12 ligence committees under paragraph (1) shall be
13 submitted in unclassified form to the greatest extent
14 possible and shall contain a justification for the clas-
15 sification of any such data provided, which shall in-
16 clude citations to the applicable classification guide
17 which explain the reason any such data is classi-
18 fied.”.

