

MEMBERSHIP

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2 SEC. 2. (a) The joint committee shall be composed
3 of nine Members of the Senate and nine Members of the
4 House of Representatives to be appointed as follows:

5 (1) Five members of the Senate from the ma-
6 jority party and four Members of the Senate from
7 the minority party shall be appointed by the Presi-
8 dent pro tempore of the Senate, including at least
9 one but not more than two members from each of
10 the following committees: the Committee on Appro-
11 priations; the Committee on Armed Services; the
12 Committee on Foreign Relations; and the Committee
13 on the Judiciary.

14 (2) Five members of the House of Representa-
15 tives from the majority party and four Members of
16 the House from the minority party shall be ap-
17 pointed by the Speaker of the House, including at
18 least one but not more than two members from each
19 of the following committees: the Committee on Ap-
20 propriations; the Committee on Armed Services; the
21 Committee on Foreign Affairs; and the Committee
22 on the Judiciary.

23 The majority leader and minority leader of the House of
24 Representatives and the majority leader and minority
25 leader of the Senate shall be ex officio members of the

1 joint committee but shall have no vote in the joint commit-
2 tee and shall not be counted for purposes of determining
3 a quorum.

4 (b)(1) Except as provided in paragraph (2), no Mem-
5 ber of the Congress shall serve continuously on the joint
6 committee for more than six years.

7 (2)(A) Of the members of the joint committee ini-
8 tially appointed, three Members from the Senate, no more
9 than two of whom are members of the same party, and
10 three Members of the House of Representatives, no more
11 than two of whom are members of the same party, shall
12 be appointed to each of three classes of initial terms; for
13 two years, four years, and six years, respectively.

14 (B)(i) No member who begins service on the joint
15 committee during the first session of a Congress shall
16 serve continuously for more than five years plus the re-
17 mainder of the session during which such service began.

18 (ii) No member who begins service on the joint com-
19 mittee during the second session of a Congress shall serve
20 continuously for more than six years plus the remainder
21 of the session during which such service began.

22 (c) Vacancies in the membership of the joint commit-
23 tee shall not affect the power of the remaining members
24 to execute the functions of the joint committee and shall

1 be filled in the same manner as in the case of the original
2 appointment, for terms as provided in subsection (b).

3 (d)(1) The joint committee shall select a chairman
4 and a vice chairman from among its members at the be-
5 ginning of each session of a Congress. The vice chairman
6 shall act in the place and stead of the chairman in the
7 absence of the chairman.

8 (2) The chairmanship and the vice chairmanship of
9 the joint committee shall alternate between the Senate and
10 the House of Representatives with each session of a Con-
11 gress. The chairman during each odd-numbered year shall
12 be selected by the Members of the House of Representa-
13 tives on the joint committee from among their number and
14 the chairman during each even-numbered year shall be se-
15 lected by the Members of the Senate on the joint commit-
16 tee from among their number. The vice chairman during
17 each session of a Congress shall be chosen in the same
18 manner from that House of Congress other than the
19 House of Congress of which the chairman is a Member.

20 DUTIES

21 SEC. 3. (a) The joint committee shall exercise exclu-
22 sive legislative jurisdiction with respect to—

23 (1) any intelligence activity conducted by any
24 agency or department of the Federal Government;
25 and

1 (2) authorizations for appropriations, both di-
2 rect and indirect, for the following:

3 (A) The Central Intelligence Agency and
4 Director of Central Intelligence.

5 (B) The Defense Intelligence Agency.

6 (C) The National Security Agency.

7 (D) The intelligence and intelligence-relat-
8 ed activities of other agencies and subdivisions
9 of the Department of Defense.

10 (E) The intelligence and intelligence-relat-
11 ed activities of the Department of State.

12 (F) The intelligence and intelligence-relat-
13 ed activities of the Federal Bureau of Investiga-
14 tion, including all activities of the Intelligence
15 Division.

16 (G) Any department, agency, or subdivi-
17 sion which is the successor to any agency
18 named in subparagraph (A), (B), or (C); and
19 the activities of any department, agency, or
20 subdivision which is the successor to any de-
21 partment, agency, bureau, or subdivision named
22 in subparagraph (D), (E), or (F), to the extent
23 that the activities of such successor department,
24 agency, or subdivision are activities described in
25 subparagraph (D), (E), or (F).

1 (b) The joint committee shall review and study on
2 a continuing basis any intelligence activity conducted by
3 any agency or department of the Federal Government.

4 (c) In order to assist the Congress, the provisions of
5 clause 2(a) and (b)(1) of rule X of the Rules of the House
6 of Representatives, except for the last two sentences of
7 clause 2 (b)(1), shall apply to the joint committee.

8 POWERS

9 SEC. 4. (a) The joint committee, or any duly author-
10 ized subcommittee thereof, is authorized to sit and act at
11 such places and times during the sessions, recesses, and
12 adjourned periods of the Congress, to require by subpoena
13 the attendance of such witnesses and the production of
14 such books, papers, and documents, to administer such
15 oaths and affirmations, to take such testimony, to procure
16 such printing and binding, and to make such expenditures,
17 as it considers advisable.

18 (b)(1) The joint committee may make such rules re-
19 specting its organization and procedures as it considers
20 necessary, except that no recommendation shall be re-
21 ported from the joint committee unless a majority of the
22 joint committee assent.

23 (2) Ten members of the joint committee shall con-
24 stitute a quorum for reporting any recommendation.

25 (c) Subpoenas may be issued over the signature of
26 the chairman of the joint committee or of any member

1 designated by the chairman or by the joint committee to
2 the extent the chairman or such member is authorized by
3 a majority of the joint committee to issue such subpoenas,
4 and may be served by any person designated by such
5 chairman or member.

6 (d) The chairman of the joint committee or any mem-
7 ber thereof may administer oaths or affirmations to wit-
8 nesses.

9 (e) The joint committee shall, under such regulations
10 as the joint committee shall prescribe, make any informa-
11 tion in its possession available to any other committee or
12 Member of the Congress, and may permit any other Mem-
13 ber of the Congress to attend any hearing of the joint com-
14 mittee which is closed to the public. Whenever the joint
15 committee makes such information available, the joint
16 committee shall keep a written record showing, in the case
17 of any particular information, which committee or which
18 Members of the Congress received such information. No
19 Member of Congress who, and no committee which, re-
20 ceives any information under this subsection shall disclose
21 such information except in a closed session of the House
22 of Representatives or the Senate.

23 (f) The joint committee may permit any individual
24 designated by the President as a liaison to the joint com-

1 mittee to attend any meeting of the joint committee which
2 is closed to the public.

3 INFORMATION FROM FEDERAL AGENCIES AND
4 DEPARTMENTS

5 SEC. 5. Any agency or department of the Federal
6 Government described in section 3(a)(2)(A) through (F)
7 and any other agency or department of the Federal Gov-
8 ernment conducting any intelligence activity, shall keep
9 the joint committee fully and currently informed with re-
10 spect to any such activity. Any such agency or department
11 shall furnish any periodic reports requested by the joint
12 committee with respect to any such activity.

13 CLASSIFICATION AND RELEASE OF INFORMATION

14 SEC. 6. (a) The joint committee shall classify infor-
15 mation originating within the joint committee, and the
16 records of the joint committee, in accordance with stand-
17 ards used generally by the executive branch of the Federal
18 Government for the classification of information. The joint
19 committee shall establish guidelines under which such in-
20 formation and records may be (1) maintained; (2) used
21 by the staff of the joint committee; and (3) made available
22 to any Member of the Congress who requests such infor-
23 mation or records and has an appropriate security clear-
24 ance, as determined by the joint committee.

25 (b)(1) The joint committee may, subject to the provi-
26 sions of this subsection, disclose publicly any information

1 in the possession of the joint committee after a determina-
2 tion by the joint committee that the public interest would
3 be served by such disclosure.

4 (2)(A) In any case in which the joint committee votes
5 to disclose publicly any information which has been classi-
6 fied under established security procedures, which has been
7 submitted to it by the executive branch, and which the
8 executive branch requests be kept secret, the joint commit-
9 tee shall notify the President of such vote.

10 (B) The joint committee may disclose publicly such
11 information after the expiration of a five-day period fol-
12 lowing the day on which notice of such vote is transmitted
13 to the President, unless prior to the expiration of such
14 five-day period, the President, personally in writing, noti-
15 fies the joint committee that he objects to the disclosure
16 of such information, provides his reasons therefor, and
17 certifies that the threat to the national interest of the
18 United States posed by such disclosure is of such gravity
19 that it outweighs any public interest in the disclosure.

20 (3)(A) If the President notifies the joint committee
21 of his objections to the disclosure of such information as
22 provided in paragraph (2)(B), the joint committee may,
23 by majority vote, refer the question of the disclosure of
24 such information with a recommendation thereon to the

1 House of Representatives and the Senate for consider-
2 ation.

3 (B) The joint committee shall not publicly disclose
4 such information unless a two-thirds majority of each
5 House has, by recorded vote in open session but without
6 divulging the information with respect to which the vote
7 is being taken, agreed to the recommendation of the joint
8 committee to disclose such information.

9 (C) If within four calendar days on which the House
10 of Representatives is in session, after such recommenda-
11 tion is reported to the House, no motion has been made
12 by the chairman or vice chairman of the joint committee
13 to consider, in closed session, the matter reported under
14 subparagraph (A), then such a motion will be deemed priv-
15 ileged and may be made by any Member. The motion
16 under this subparagraph shall not be subject to debate or
17 amendment. When made, it shall be decided without inter-
18 vening motion, except one motion to adjourn.

19 (D) If the House adopts a motion to resolve into
20 closed session, the Speaker shall then be authorized to de-
21 clare a recess subject to the call of the Chair. At the expi-
22 ration of such recess, the pending question, in closed ses-
23 sion, shall be, "Shall the House approve the recommenda-
24 tions of the joint committee?"

1 (E) After not more than two hours of debate on the
2 motion, such debate to be equally divided and controlled
3 by the chairman or vice chairman and ranking minority
4 member of the joint committee, or their designees, the pre-
5 vious question shall be considered as ordered and the
6 House, without intervening motion except one motion to
7 adjourn, shall immediately vote on the question, in open
8 session but without divulging the information with respect
9 to which the vote is being taken. If the recommendation
10 of the joint committee is not agreed to by a two-thirds
11 majority, the question shall be deemed recommitted to the
12 joint committee for further recommendation.

13 RECORDS

14 SEC. 7. The joint committee shall keep a complete
15 record of all joint committee actions, including a record
16 of the votes on any question on which a record vote is
17 demanded. All records, data, charts, and files of the joint
18 committee shall be the property of the joint committee and
19 shall be kept in the office of the joint committee or such
20 other places as the joint committee may direct.

21 UNAUTHORIZED DISCLOSURE OF INFORMATION

22 SEC. 8. (a) The joint committee shall establish and
23 carry out such rules and procedures as it considers nec-
24 essary to prevent the disclosure, outside the joint commit-
25 tee, of any information which (1) relates to any intel-
26 ligence activity which is conducted by any agency or de-

1 partment of the Federal Government; (2) is obtained by
2 the joint committee, any member of the joint committee,
3 or any member of the staff of the joint committee; and
4 (3) is not authorized by the joint committee to be dis-
5 closed.

6 (b) No member of the staff of the joint committee
7 shall be given access to any classified information by the
8 joint committee unless such staff member has received an
9 appropriate security clearance as determined by the joint
10 committee, in consultation with the Director of Central In-
11 telligence and other appropriate intelligence community
12 officials. The type of security clearance to be required in
13 the case of any such staff member or any class of staff
14 members shall, within the determination of the joint com-
15 mittee, in consultation with the Director of Central Intel-
16 ligence and other appropriate intelligence community offi-
17 cials, be commensurate with the sensitivity of the classi-
18 fied information to which such staff member or class of
19 staff members will be given access by the joint committee.

20 (c)(1) The joint committee may take appropriate ac-
21 tions against any member of the joint committee, or any
22 staff member of the joint committee, who violates any pro-
23 vision of this section or any guideline established under
24 section 6.

1 (2)(A) In the case of a member of the joint commit-
2 tee, such action may include (i) the censure of such mem-
3 ber by the joint committee; (ii) the expulsion of such mem-
4 ber from the joint committee, unless such expulsion is ob-
5 jected to, within five legislative days after the joint com-
6 mittee reports such expulsion, by a majority vote in the
7 House of Congress of which such member is a Member;
8 and (iii) recommendation to the Senate or the House of
9 Representatives, as the case may be, by the joint commit-
10 tee that such member be censured or expelled by the Sen-
11 ate or the House of Representatives.

12 (B) Unless an objection is adopted under subpara-
13 graph (A)(ii) of this paragraph, no member of the joint
14 committee who the joint committee has expelled shall at-
15 tend or participate in any meeting or activity of the joint
16 committee.

17 (3) In the case of a person serving on the staff of
18 the joint committee, such action may include the imme-
19 diate dismissal of such person. The joint committee shall
20 report to the Attorney General of the United States any
21 apparent violation of any Federal criminal law committed
22 by any such person in connection with a violation of any
23 provision of this section or any guidance established under
24 section 6.

STAFF

1

2 SEC. 9. (a) In carrying out its functions under this
3 joint resolution, the joint committee may, by record vote
4 of a majority of the members of the joint committee—

5 (1) appoint, on a permanent basis, without re-
6 gard to political affiliation and solely on the basis of
7 fitness to perform their duties, professional staff
8 members and clerical staff members;

9 (2) prescribe the duties and responsibilities of
10 such staff;

11 (3) fix the pay of such staff at rates not in ex-
12 cess of the rate of basic pay payable for grade GS-
13 18 of the General Schedule under section 5332(a) of
14 title 5, United States Code;

15 (4) terminate the employment of such staff as
16 the joint committee may consider appropriate; and

17 (5) require, at the time of appointment, all staff
18 members to agree in writing and under oath to the
19 policy of the joint committee governing the disclo-
20 sure of classified information.

21 (b) In carrying out any of its functions under this
22 joint resolution, the joint committee may utilize, on a re-
23 imburseable basis, the services, information, facilities, and
24 personnel of any agency or department of the Federal
25 Government, and may procure the temporary or intermit-

1 tent services of experts or consultants by contract at rates
2 of pay not in excess of the daily equivalent of the annual
3 rate of basic pay payable for grade GS-18 of the General
4 Schedule under section 5332(a) of title 5, United States
5 Code, including payment of such rates for necessary
6 traveltime.

7 EXPENSES

8 SEC. 10. The expenses of the joint committee shall
9 be paid one-half from the contingent fund of the House
10 of Representatives and one-half from the contingent fund
11 of the Senate, from funds appropriated for the joint com-
12 mittee, upon vouchers approved by the chairman of the
13 joint committee.

14 DEFINITION

15 SEC. 11. For purposes of this joint resolution—

16 (1) the term “intelligence activities” includes—

17 (A) the collection, analysis, production, dis-
18 semination, or use of information which relates
19 to any foreign country, or any government, po-
20 litical group, party, military force, movement,
21 or other association in such foreign country,
22 and which relates to the defense, foreign policy,
23 national security, or related policies of the Unit-
24 ed States, and other activity which is in support
25 of such activities;

1 (B) activities taken to counter similar ac-
2 tivities directed against the United States;

3 (C) covert or clandestine activities affect-
4 ing the relations of the United States with any
5 foreign government, political group, party, mili-
6 tary force, movement, or other association; and

7 (D) the collection, analysis, production,
8 dissemination, or use of information about ac-
9 tivities of persons within the United States, its
10 territories and possessions, or nationals of the
11 United States abroad whose political and relat-
12 ed activities pose, or may be considered by any
13 department, agency, bureau, office, division, in-
14 strumentality, or employee of the United States
15 to pose, a threat to the internal security of the
16 United States, and covert or clandestine activi-
17 ties directed against such persons; and

18 (2) the term “staff” includes any employee of
19 the joint committee and any person engaged by con-
20 tract or otherwise to perform services for the joint
21 committee.

22 RULES

23 SEC. 12. (a)(1) Clause 1(c)(1) of rule X of the Rules
24 of the House of Representatives is amended by inserting
25 immediately before the period at the end the following:

1 “, except for matters exclusively within the legislative ju-
2 risdiction of the Joint Committee on Intelligence”.

3 (2) Clause 1(c)(2) of rule X of the Rules of the House
4 of Representatives is amended by inserting immediately
5 before the period at the end the following: “, except for
6 matters exclusively within the legislative jurisdiction of the
7 Joint Committee on Intelligence”.

8 (3) Clause 1(c)(10) of rule X of the Rules of the
9 House of Representatives is amended by inserting imme-
10 diately before the period at the end the following: “, except
11 for matters exclusively within the legislative jurisdiction
12 of the Joint Committee on Intelligence”.

13 (4) Clause 1(k)(1) of rule X of the Rules of the
14 House of Representatives is amended by inserting imme-
15 diately before the period at the end the following: “, except
16 for matters exclusively within the legislative jurisdiction
17 of the Joint Committee on Intelligence”.

18 (5) Clause 3(d) of rule X of the Rules of the House
19 of Representatives is amended by striking “intelligence ac-
20 tivities relating to foreign policy,”.

21 (6) Clause 2(g)(2)(B) of rule XI of the Rules of the
22 House of Representatives is amended by striking “, the
23 Committee on Armed Services, and the Permanent Select
24 Committee on Intelligence” and inserting “and the Com-
25 mittee on Armed Services”.

1 (7) Rule XLVIII of the Rules of the House of Rep-
2 resentatives is repealed.

3 (b) The provisions of this joint resolution are enacted
4 by the Congress—

5 (1) as an exercise of the rulemaking power of
6 the House of Representatives and the Senate, re-
7 spectively, and as such they shall be considered as
8 part of the rules of each House, respectively, or of
9 that House to which they specifically apply, and
10 such rules shall supersede other rules only to the ex-
11 tent that they are inconsistent therewith; and

12 (2) with full recognition of the constitutional
13 right of either House to change such rules (so far
14 as relating to such House) at any time, in the same
15 manner, and to the same extent as in the case of
16 any other rule of such House.

17 AMENDMENTS TO NATIONAL SECURITY ACT OF 1947

18 SEC. 13. (a) Section 501 of the National Security Act
19 of 1947 (50 U.S.C. 413) is amended—

20 (1) in subsection (a)(2) by striking “Select
21 Committee on Intelligence of the Senate” and all
22 that follows through the period and inserting “Joint
23 Committee on Intelligence (hereafter in this title re-
24 ferred to as the ‘joint committee’).”;

25 (2) by striking “intelligence committees” each
26 place it appears and inserting “joint committee”;

1 (3) in subsection (d) by striking “each of” and
2 inserting “the Members of each House on”; and

3 (4) in subsection (d) by striking “its respective”
4 both places it appears and inserting “their respec-
5 tive”.

6 (b) Section 504(e)(2) of such Act is amended—

7 (1) by striking “Permanent Select Committee
8 on Intelligence and” inserting “joint committee,”;
9 and

10 (2) by striking “and the Select Committee on
11 Intelligence” and inserting a comma.

12 (c) Section 602(c) of such Act is amended by striking
13 “Select Committee on Intelligence of the Senate” and all
14 that follows through the period and inserting “Joint Com-
15 mittee on Intelligence.”.

16 (d) Section 603 of the such Act is amended by strik-
17 ing “submit to the Select” and all that follows through
18 “House of Representatives” and inserting “submit to the
19 Joint Committee on Intelligence”.

20 EFFECTIVE DATE

21 SEC. 14. This Act shall take effect at the beginning
22 of the first Congress beginning after the date of enactment
23 of this Act.

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