

113TH CONGRESS
2D SESSION

H. R. 3900

To amend the Intelligence Authorization Act for Fiscal Year 2010 to facilitate access by the Comptroller General of the United States to information in the possession of the intelligence community, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 16, 2014

Mr. McCAUL (for himself and Mr. SCHIFF) introduced the following bill; which was referred to the Select Committee on Intelligence (Permanent Select)

A BILL

To amend the Intelligence Authorization Act for Fiscal Year 2010 to facilitate access by the Comptroller General of the United States to information in the possession of the intelligence community, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Intelligence Commu-
5 nity Oversight Act of 2014”.

1 **SEC. 2. ACCESS TO INFORMATION BY THE COMPTROLLER**
2 **GENERAL OF THE UNITED STATES.**

3 Section 348 of the Intelligence Authorization Act for
4 Fiscal Year 2010 (50 U.S.C. 3308) is amended by adding
5 at the end the following new subsections:

6 “(e) IMPLEMENTATION OF DIRECTIVE.—In carrying
7 out the directive issued under subsection (a)(1), the head
8 of each element of the intelligence community shall—

9 “(1) provide the Comptroller General with time-
10 ly access to information concerning the programs
11 and activities of the intelligence community for any
12 audit, investigation, program evaluation, report, or
13 review for which the Comptroller General considers
14 such information necessary; and

15 “(2) in providing such access—

16 “(A) cooperate with the Comptroller Gen-
17 eral to the fullest extent possible and provide
18 timely responses to requests for information;

19 “(B) not categorically deny the Comp-
20 troller General access to information requested
21 in furtherance of an audit or evaluation;

22 “(C) carefully consider requests for infor-
23 mation based on consultation with the Comp-
24 troller General;

25 “(D) work with the Comptroller General to
26 explore alternative means to accommodate a re-

1 quest for access to specific information if the
2 head of an element of the intelligence commu-
3 nity determines that such element is unable to
4 provide the Comptroller General with access to
5 the specific information requested; and

6 “(E) narrowly construe any limitation on
7 access to information by the Comptroller Gen-
8 eral described in such directive.

9 “(f) CONGRESSIONAL NOTIFICATION OF IMPLEMEN-
10 TATION.—

11 “(1) DENIALS OF ACCESS.—If, after following
12 the requirements of this section and the directive
13 issued under subsection (a)(1), the head of an ele-
14 ment of the intelligence community determines that
15 such element cannot comply with a request by the
16 Comptroller General for access to information, the
17 head of such element shall, in a timely manner and
18 at the same time as the head of such element noti-
19 fies the Comptroller General of the denial of access
20 to such information, submit to the Director of Na-
21 tional Intelligence, the Comptroller General, and
22 Congress a written justification for denying such ac-
23 cess.

24 “(2) SEMIANNUAL REPORTS.—

1 “(A) DIRECTOR OF NATIONAL INTEL-
2 LIGENCE.—The Director of National Intel-
3 ligence shall semiannually submit to Congress
4 and the Comptroller General in electronic form
5 a report describing any instances in which the
6 head of an element of the intelligence commu-
7 nity denied the Comptroller General access to
8 information that the Comptroller General re-
9 quested, including the written justification for
10 such denial submitted to the Comptroller Gen-
11 eral in accordance with paragraph (1).

12 “(B) COMPTROLLER GENERAL.—Not later
13 than 30 days after receiving a report in accord-
14 ance with subparagraph (A), the Comptroller
15 General shall submit to Congress in electronic
16 form a report containing any comments the
17 Comptroller General considers appropriate in
18 response to such report.”.

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