

Union Calendar No. 104

114TH CONGRESS
1ST SESSION**H. R. 2596****[Report No. 114–144, Part I]**

To authorize appropriations for fiscal year 2016 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 1, 2015

Mr. NUNES introduced the following bill; which was referred to the Select Committee on Intelligence (Permanent Select), and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

JUNE 9, 2015

Reported from the Select Committee on Intelligence (Permanent Select) with
an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

JUNE 9, 2015

The Committee on the Budget discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on June 1, 2015]

A BILL

To authorize appropriations for fiscal year 2016 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

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

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the “In-*
 5 *telligence Authorization Act for Fiscal Year 2016”.*

6 (b) *TABLE OF CONTENTS.*—*The table of contents for*
 7 *this Act is as follows:*

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

Sec. 3. Budgetary effects.

TITLE I—INTELLIGENCE ACTIVITIES

Sec. 101. Authorization of appropriations.

Sec. 102. Classified schedule of authorizations.

Sec. 103. Personnel ceiling adjustments.

Sec. 104. Intelligence Community Management Account.

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

Sec. 201. Authorization of appropriations.

TITLE III—GENERAL PROVISIONS

Subtitle A—General Matters

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

Sec. 302. Restriction on conduct of intelligence activities.

Sec. 303. Prior congressional notification of initiations of certain new special ac-
cess programs.

Sec. 304. Prior congressional notification of transfers of funds for certain intel-
ligence activities.

Sec. 305. Designation of lead intelligence officer for tunnels.

Sec. 306. Clarification of authority of Privacy and Civil Liberties Oversight
Board.

Sec. 307. Reporting process required for tracking certain requests for country
clearance.

Sec. 308. Prohibition on sharing of certain information in response to foreign
government inquiries.

Sec. 309. National Cyber Threat Intelligence Integration Center.

Sec. 310. Intelligence community business system transformation.

Sec. 311. Inclusion of Inspector General of Intelligence Community in Council of
Inspectors General on Integrity and Efficiency.

Sec. 312. Authorities of the Inspector General for the Central Intelligence Agency.

Sec. 313. Provision of information and assistance to Inspector General of the In-
telligence Community.

Sec. 314. Clarification relating to information access by Comptroller General.

Sec. 315. Use of homeland security grant funds in conjunction with Department of Energy national laboratories.

Sec. 316. Technical amendments relating to pay under title 5, United States Code.

Subtitle B—Matters Relating to United States Naval Station, Guantanamo Bay, Cuba

Sec. 321. Prohibition on use of funds for transfer or release of individuals detained at United States Naval Station, Guantanamo Bay, Cuba.

Sec. 322. Prohibition on use of funds to construct or modify facilities in United States to house detainees transferred from United States Naval Station, Guantanamo Bay, Cuba.

Sec. 323. Prohibition on use of funds to transfer or release individuals detained at United States Naval Station, Guantanamo Bay, Cuba, to combat zones.

Subtitle C—Reports

Sec. 331. Reports to Congress on individuals formerly detained at United States Naval Station, Guantanamo Bay, Cuba.

Sec. 332. Reports on foreign fighters.

Sec. 333. Reports on prisoner population at United States Naval Station, Guantanamo Bay, Cuba.

Sec. 334. Report on use of certain business concerns.

Sec. 335. Repeal of certain reporting requirements.

1 SEC. 2. DEFINITIONS.

2 *In this Act:*

3 (a) CONGRESSIONAL INTELLIGENCE COMMITTEES.—

4 *The term “congressional intelligence committees” means—*

5 (1) *the Select Committee on Intelligence of the*

6 *Senate; and*

7 (2) *the Permanent Select Committee on Intel-*

8 *ligence of the House of Representatives.*

9 (b) INTELLIGENCE COMMUNITY.—*The term “intel-*
10 *ligence community” has the meaning given that term in*
11 *section 3(4) of the National Security Act of 1947 (50 U.S.C.*
12 *3003(4)).*

1 **SEC. 3. BUDGETARY EFFECTS.**

2 *The budgetary effects of this Act, for the purpose of*
3 *complying with the Statutory Pay-As-You-Go Act of 2010,*
4 *shall be determined by reference to the latest statement titled*
5 *“Budgetary Effects of PAYGO Legislation” for this Act,*
6 *submitted for printing in the Congressional Record by the*
7 *Chairman of the Budget Committee of the House of Rep-*
8 *resentatives, provided that such statement has been sub-*
9 *mitted prior to the vote on passage.*

10 **TITLE I—INTELLIGENCE**
11 **ACTIVITIES**

12 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

13 *Funds are hereby authorized to be appropriated for fis-*
14 *cal year 2016 for the conduct of the intelligence and intel-*
15 *ligence-related activities of the following elements of the*
16 *United States Government:*

17 (1) *The Office of the Director of National Intel-*
18 *ligence.*

19 (2) *The Central Intelligence Agency.*

20 (3) *The Department of Defense.*

21 (4) *The Defense Intelligence Agency.*

22 (5) *The National Security Agency.*

23 (6) *The Department of the Army, the Depart-*
24 *ment of the Navy, and the Department of the Air*
25 *Force.*

26 (7) *The Coast Guard.*

1 (8) *The Department of State.*

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

3 (10) *The Department of Energy.*

4 (11) *The Department of Justice.*

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

6 (13) *The Drug Enforcement Administration.*

7 (14) *The National Reconnaissance Office.*

8 (15) *The National Geospatial-Intelligence Agen-*
9 *cy.*

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

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

12 (a) *SPECIFICATIONS OF AMOUNTS AND PERSONNEL*
13 *LEVELS.—The amounts authorized to be appropriated*
14 *under section 101 and, subject to section 103, the authorized*
15 *personnel ceilings as of September 30, 2016, for the conduct*
16 *of the intelligence activities of the elements listed in para-*
17 *graphs (1) through (16) of section 101, are those specified*
18 *in the classified Schedule of Authorizations prepared to ac-*
19 *company the bill H.R. 2596 of the One Hundred Fourteenth*
20 *Congress.*

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

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

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

3 (2) *DISTRIBUTION BY THE PRESIDENT.*—Subject
 4 to paragraph (3), the President shall provide for suit-
 5 able distribution of the classified Schedule of Author-
 6 izations, or of appropriate portions of the Schedule,
 7 within the executive branch.

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

12 (A) as provided in section 601(a) of the Im-
 13 plementing Recommendations of the 9/11 Com-
 14 mission Act of 2007 (50 U.S.C. 3306(a));

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

17 (C) as otherwise required by law.

18 **SEC. 103. PERSONNEL CEILING ADJUSTMENTS.**

19 (a) *AUTHORITY FOR INCREASES.*—The Director of Na-
 20 tional Intelligence may authorize employment of civilian
 21 personnel in excess of the number authorized for fiscal year
 22 2016 by the classified Schedule of Authorizations referred
 23 to in section 102(a) if the Director of National Intelligence
 24 determines that such action is necessary to the performance
 25 of important intelligence functions, except that the number

1 of personnel employed in excess of the number authorized
2 under such section may not, for any element of the intel-
3 ligence community, exceed 3 percent of the number of civil-
4 ian personnel authorized under such schedule for such ele-
5 ment.

6 (b) *TREATMENT OF CERTAIN PERSONNEL.*—The Di-
7 rector of National Intelligence shall establish guidelines that
8 govern, for each element of the intelligence community, the
9 treatment under the personnel levels authorized under sec-
10 tion 102(a), including any exemption from such personnel
11 levels, of employment or assignment in—

12 (1) a student program, trainee program, or simi-
13 lar program;

14 (2) a reserve corps or as a reemployed annu-
15 itant; or

16 (3) details, joint duty, or long-term, full-time
17 training.

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

1 **SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
2 **COUNT.**

3 (a) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*
4 *authorized to be appropriated for the Intelligence Commu-*
5 *nity Management Account of the Director of National Intel-*
6 *ligence for fiscal year 2016 the sum of \$501,850,000. Within*
7 *such amount, funds identified in the classified Schedule of*
8 *Authorizations referred to in section 102(a) for advanced*
9 *research and development shall remain available until Sep-*
10 *tember 30, 2017.*

11 (b) *AUTHORIZED PERSONNEL LEVELS.*—*The elements*
12 *within the Intelligence Community Management Account of*
13 *the Director of National Intelligence are authorized 785 po-*
14 *sitions as of September 30, 2016. Personnel serving in such*
15 *elements may be permanent employees of the Office of the*
16 *Director of National Intelligence or personnel detailed from*
17 *other elements of the United States Government.*

18 (c) *CLASSIFIED AUTHORIZATIONS.*—

19 (1) *AUTHORIZATION OF APPROPRIATIONS.*—*In*
20 *addition to amounts authorized to be appropriated*
21 *for the Intelligence Community Management Account*
22 *by subsection (a), there are authorized to be appro-*
23 *priated for the Community Management Account for*
24 *fiscal year 2016 such additional amounts as are spec-*
25 *ified in the classified Schedule of Authorizations re-*
26 *ferred to in section 102(a). Such additional amounts*

1 *for advanced research and development shall remain*
 2 *available until September 30, 2017.*

3 (2) *AUTHORIZATION OF PERSONNEL.—In addi-*
 4 *tion to the personnel authorized by subsection (b) for*
 5 *elements of the Intelligence Community Management*
 6 *Account as of September 30, 2016, there are author-*
 7 *ized such additional personnel for the Community*
 8 *Management Account as of that date as are specified*
 9 *in the classified Schedule of Authorizations referred to*
 10 *in section 102(a).*

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

15 ***SEC. 201. AUTHORIZATION OF APPROPRIATIONS.***

16 *There is authorized to be appropriated for the Central*
 17 *Intelligence Agency Retirement and Disability Fund for fis-*
 18 *cal year 2016 the sum of \$514,000,000.*

19 ***TITLE III—GENERAL***
 20 ***PROVISIONS***

21 ***Subtitle A—General Matters***

22 ***SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND***
 23 ***BENEFITS AUTHORIZED BY LAW.***

24 *Appropriations authorized by this Act for salary, pay,*
 25 *retirement, and other benefits for Federal employees may*

1 *be increased by such additional or supplemental amounts*
 2 *as may be necessary for increases in such compensation or*
 3 *benefits authorized by law.*

4 **SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE**
 5 **ACTIVITIES.**

6 *The authorization of appropriations by this Act shall*
 7 *not be deemed to constitute authority for the conduct of any*
 8 *intelligence activity which is not otherwise authorized by*
 9 *the Constitution or the laws of the United States.*

10 **SEC. 303. PRIOR CONGRESSIONAL NOTIFICATION OF INITI-**
 11 **ATIONS OF CERTAIN NEW SPECIAL ACCESS**
 12 **PROGRAMS.**

13 *(a) LIMITATION.—Except as provided in subsection*
 14 *(b), none of the funds authorized to be appropriated by this*
 15 *Act or otherwise made available for the intelligence commu-*
 16 *nity for fiscal year 2016 may be used to initiate any new*
 17 *special access program pertaining to any intelligence or in-*
 18 *telligence-related activity or covert action unless the Direc-*
 19 *tor of National Intelligence or the Secretary of Defense, as*
 20 *appropriate, submits to the congressional intelligence com-*
 21 *mittees and the Committees on Armed Services of the House*
 22 *of Representatives and the Senate, by not later than 30 days*
 23 *before initiating such a program, written notification of the*
 24 *intention to initiate the program.*

25 *(b) WAIVER.—*

1 (1) *IN GENERAL.*—*The Director of National In-*
2 *telligence or the Secretary of Defense, as appropriate,*
3 *may waive subsection (a) with respect to the initi-*
4 *ation of a new special access program if the Director*
5 *or Secretary, as the case may be, determines that an*
6 *emergency situation makes it impossible or imprac-*
7 *tical to provide the notice required under such sub-*
8 *section by the date that is 30 days before such initi-*
9 *ation.*

10 (2) *NOTICE.*—*If the Director or Secretary issues*
11 *a waiver under paragraph (1), the Director or Sec-*
12 *retary, as the case may be, shall submit to the con-*
13 *gressional intelligence committees and the Committees*
14 *on Armed Services of the House of Representatives*
15 *and the Senate, by not later than 48 hours after the*
16 *initiation of the new special access program covered*
17 *by the waiver, written notice of the waiver and a jus-*
18 *tification for the waiver, including a description of*
19 *the emergency situation that necessitated the waiver.*

20 (c) *SPECIAL ACCESS PROGRAM DEFINED.*—*In this sec-*
21 *tion, the term “special access program” has the meaning*
22 *given such term in Executive Order 13526 as in effect on*
23 *the date of the enactment of this Act.*

1 **SEC. 304. PRIOR CONGRESSIONAL NOTIFICATION OF**
2 **TRANSFERS OF FUNDS FOR CERTAIN INTEL-**
3 **LIGENCE ACTIVITIES.**

4 (a) *LIMITATION.*—*Except as provided in subsection*
5 *(b), none of the funds authorized to be appropriated by this*
6 *Act or otherwise made available for the intelligence commu-*
7 *nity for fiscal year 2016 may be used to initiate a transfer*
8 *of funds from the Joint Improvised Explosive Device Defeat*
9 *Fund or the Counterterrorism Partnerships Fund to be used*
10 *for intelligence activities unless the Director of National In-*
11 *telligence or the Secretary of Defense, as appropriate, sub-*
12 *mits to the congressional intelligence committees, by not*
13 *later than 30 days before initiating such a transfer, written*
14 *notice of the transfer.*

15 (b) *WAIVER.*—

16 (1) *IN GENERAL.*—*The Director of National In-*
17 *telligence or the Secretary of Defense, as appropriate,*
18 *may waive subsection (a) with respect to the initi-*
19 *ation of a transfer of funds if the Director or Sec-*
20 *retary, as the case may be, determines that an emer-*
21 *gency situation makes it impossible or impractical to*
22 *provide the notice required under such subsection by*
23 *the date that is 30 days before such initiation.*

24 (2) *NOTICE.*—*If the Director or Secretary issues*
25 *a waiver under paragraph (1), the Director or Sec-*
26 *retary, as the case may be, shall submit to the con-*

1 gressional intelligence committees, by not later than
2 48 hours after the initiation of the transfer of funds
3 covered by the waiver, written notice of the waiver
4 and a justification for the waiver, including a de-
5 scription of the emergency situation that necessitated
6 the waiver.

7 **SEC. 305. DESIGNATION OF LEAD INTELLIGENCE OFFICER**
8 **FOR TUNNELS.**

9 *The Director of National Intelligence shall designate*
10 *an official to manage the collection and analysis of intel-*
11 *ligence regarding the tactical use of tunnels by state and*
12 *nonstate actors.*

13 **SEC. 306. CLARIFICATION OF AUTHORITY OF PRIVACY AND**
14 **CIVIL LIBERTIES OVERSIGHT BOARD.**

15 *Section 1061(g) of the Intelligence Reform and Ter-*
16 *rorism Prevention Act of 2004 (42 U.S.C. 2000ee(g)) is*
17 *amended by adding at the end the following new paragraph:*

18 “(5) *LIMITATIONS.—Nothing in this section shall*
19 *be construed to authorize the Board, or any agent*
20 *thereof, to gain access to information that an execu-*
21 *tive branch agency deems related to covert action, as*
22 *such term is defined in section 503(e) of the National*
23 *Security Act of 1947 (50 U.S.C. 3093(e)).”.*

1 **SEC. 307. REPORTING PROCESS REQUIRED FOR TRACKING**
2 **CERTAIN REQUESTS FOR COUNTRY CLEAR-**
3 **ANCE.**

4 (a) *IN GENERAL.*—By not later than September 30,
5 2016, the Director of National Intelligence shall establish
6 a formal internal reporting process for tracking requests for
7 country clearance submitted to overseas Director of Na-
8 tional Intelligence representatives by departments and
9 agencies of the United States. Such reporting process shall
10 include a mechanism for tracking the department or agency
11 that submits each such request and the date on which each
12 such request is submitted.

13 (b) *CONGRESSIONAL BRIEFING.*—By not later than
14 December 31, 2016, the Director of National Intelligence
15 shall brief the congressional intelligence committees on the
16 progress of the Director in establishing the process required
17 under subsection (a).

18 **SEC. 308. PROHIBITION ON SHARING OF CERTAIN INFOR-**
19 **MATION IN RESPONSE TO FOREIGN GOVERN-**
20 **MENT INQUIRIES.**

21 (a) *PROHIBITION.*—None of the funds authorized to be
22 appropriated by this Act for any element of the intelligence
23 community may be used to respond to, share, or authorize
24 the sharing of any non-public information related to intel-
25 ligence activities carried out by the United States in re-
26 sponse to a legislative or judicial inquiry from a foreign

1 *government into the intelligence activities of the United*
 2 *States.*

3 (b) *CONGRESSIONAL NOTIFICATION.*—*Not later than*
 4 *30 days after an element of the intelligence community re-*
 5 *ceives a legislative or judicial inquiry from a foreign gov-*
 6 *ernment related to intelligence activities carried out by the*
 7 *United States, the element shall submit to the congressional*
 8 *intelligence committees written notification of the inquiry.*

9 (c) *CLARIFICATION REGARDING COLLABORATION*
 10 *WITH FOREIGN PARTNERS.*—*The prohibition under sub-*
 11 *section (a) shall not be construed as limiting routine intel-*
 12 *ligence activities with foreign partners, except in any case*
 13 *in which the central focus of the collaboration with the for-*
 14 *ign partner is to obtain information for, or solicit a re-*
 15 *sponse to, a legislative or judicial inquiry from a foreign*
 16 *government related to intelligence activities carried out by*
 17 *the United States.*

18 **SEC. 309. NATIONAL CYBER THREAT INTELLIGENCE INTE-**
 19 **GRATION CENTER.**

20 (a) *ESTABLISHMENT.*—*Title I of the National Security*
 21 *Act of 1947 (50 U.S.C. 3021 et seq.) is amended—*

22 (1) *by redesignating section 119B as section*
 23 *119C; and*

24 (2) *by inserting after section 119A the following*
 25 *new section:*

1 **“SEC. 119B. CYBER THREAT INTELLIGENCE INTEGRATION**
2 **CENTER.**

3 “(a) *ESTABLISHMENT.*—*There is within the Office of*
4 *the Director of National Intelligence a Cyber Threat Intel-*
5 *ligence Integration Center.*

6 “(b) *DIRECTOR.*—*There is a Director of the Cyber*
7 *Threat Intelligence Integration Center, who shall be the*
8 *head of the Cyber Threat Intelligence Integration Center,*
9 *and who shall be appointed by the Director of National In-*
10 *telligence.*

11 “(c) *PRIMARY MISSIONS.*—*The Cyber Threat Intel-*
12 *ligence Integration Center shall—*

13 “(1) *serve as the primary organization within*
14 *the Federal Government for analyzing and inte-*
15 *grating all intelligence possessed or acquired by the*
16 *United States pertaining to cyber threats;*

17 “(2) *ensure that appropriate departments and*
18 *agencies of the Federal Government have full access to*
19 *and receive all-source intelligence support needed to*
20 *execute the cyber threat intelligence activities of such*
21 *agencies and to perform independent, alternative*
22 *analyses;*

23 “(3) *disseminate cyber threat analysis to the*
24 *President, the appropriate departments and agencies*
25 *of the Federal Government, and the appropriate com-*
26 *mittees of Congress;*

1 “(4) coordinate cyber threat intelligence activi-
 2 ties of the departments and agencies of the Federal
 3 Government; and

4 “(5) conduct strategic cyber threat intelligence
 5 planning for the Federal Government.

6 “(d) *LIMITATIONS.—The Cyber Threat Intelligence In-*
 7 *tegration Center—*

8 “(1) may not have more than 50 permanent po-
 9 sitions;

10 “(2) in carrying out the primary missions of the
 11 Center described in subsection (c), may not augment
 12 staffing through detailees, assignees, or core contractor
 13 personnel or enter into any personal services contracts
 14 to exceed the limitation under paragraph (1); and

15 “(3) shall be located in a building owned or op-
 16 erated by an element of the intelligence community as
 17 of the date of the enactment of this section.”.

18 (b) *TABLE OF CONTENTS AMENDMENTS.—The table of*
 19 *contents in the first section of the National Security Act*
 20 *of 1947, as amended by section 102 of this title, is further*
 21 *amended by striking the item relating to section 119B and*
 22 *inserting the following new items:*

“Sec. 119B. Cyber Threat Intelligence Integration Center.

“Sec. 119C. National intelligence centers.”.

1 **SEC. 310. INTELLIGENCE COMMUNITY BUSINESS SYSTEM**
 2 **TRANSFORMATION.**

3 *Section 506D of the National Security Act of 1947 (50*
 4 *U.S.C. 3100) is amended to read as follows:*

5 “*INTELLIGENCE COMMUNITY BUSINESS SYSTEM*
 6 *TRANSFORMATION*

7 “*SEC. 506D. (a) LIMITATION ON OBLIGATION OF*
 8 *FUNDS.—(1) Subject to paragraph (3), no funds appro-*
 9 *priated to any element of the intelligence community may*
 10 *be obligated for an intelligence community business system*
 11 *transformation that will have a total cost in excess of*
 12 *\$3,000,000 unless the Chief Information Officer of the Intel-*
 13 *ligence Community makes a certification described in para-*
 14 *graph (2) with respect to such intelligence community busi-*
 15 *ness system transformation.*

16 “*(2) The certification described in this paragraph for*
 17 *an intelligence community business system transformation*
 18 *is a certification made by the Chief Information Officer of*
 19 *the Intelligence Community that the intelligence commu-*
 20 *nity business system transformation—*

21 “*(A) complies with the enterprise architecture*
 22 *under subsection (b) and such other policies and*
 23 *standards that the Chief Information Officer of the*
 24 *Intelligence Community considers appropriate; or*

25 “*(B) is necessary—*

1 “(i) to achieve a critical national security
2 capability or address a critical requirement; or

3 “(ii) to prevent a significant adverse effect
4 on a project that is needed to achieve an essen-
5 tial capability, taking into consideration any al-
6 ternative solutions for preventing such adverse
7 effect.

8 “(3) With respect to a fiscal year after fiscal year
9 2010, the amount referred to in paragraph (1) in the matter
10 preceding subparagraph (A) shall be equal to the sum of—

11 “(A) the amount in effect under such paragraph
12 (1) for the preceding fiscal year (determined after ap-
13 plication of this paragraph), plus

14 “(B) such amount multiplied by the annual per-
15 centage increase in the Consumer Price Index (all
16 items; U.S. city average) as of September of the pre-
17 vious fiscal year.

18 “(b) *ENTERPRISE ARCHITECTURE FOR INTELLIGENCE*
19 *COMMUNITY BUSINESS SYSTEMS.*—(1) *The Director of Na-*
20 *tional Intelligence shall develop and implement an enter-*
21 *prise architecture to cover all intelligence community busi-*
22 *ness systems, and the functions and activities supported by*
23 *such business systems. The enterprise architecture shall be*
24 *sufficiently defined to effectively guide, constrain, and per-*
25 *mit implementation of interoperable intelligence commu-*

1 nity business system solutions, consistent with applicable
 2 policies and procedures established by the Director of the
 3 Office of Management and Budget.

4 “(2) The enterprise architecture under paragraph (1)
 5 shall include the following:

6 “(A) An information infrastructure that will en-
 7 able the intelligence community to—

8 “(i) comply with all Federal accounting, fi-
 9 nancial management, and reporting require-
 10 ments;

11 “(ii) routinely produce timely, accurate,
 12 and reliable financial information for manage-
 13 ment purposes;

14 “(iii) integrate budget, accounting, and pro-
 15 gram information and systems; and

16 “(iv) provide for the measurement of per-
 17 formance, including the ability to produce time-
 18 ly, relevant, and reliable cost information.

19 “(B) Policies, procedures, data standards, and
 20 system interface requirements that apply uniformly
 21 throughout the intelligence community.

22 “(c) RESPONSIBILITIES FOR INTELLIGENCE COMMU-
 23 NITY BUSINESS SYSTEM TRANSFORMATION.—The Director
 24 of National Intelligence shall be responsible for the entire
 25 life cycle of an intelligence community business system

1 *transformation, including review, approval, and oversight*
 2 *of the planning, design, acquisition, deployment, operation,*
 3 *and maintenance of the business system transformation.*

4 “(d) *INTELLIGENCE COMMUNITY BUSINESS SYSTEM*
 5 *INVESTMENT REVIEW.*—(1) *The Chief Information Officer*
 6 *of the Intelligence Community shall establish and imple-*
 7 *ment, not later than 60 days after October 7, 2010, an in-*
 8 *vestment review process for the intelligence community*
 9 *business systems for which the Chief Information Officer of*
 10 *the Intelligence Community is responsible.*

11 “(2) *The investment review process under paragraph*
 12 *(1) shall—*

13 “(A) *meet the requirements of section 11312 of*
 14 *title 40, United States Code; and*

15 “(B) *specifically set forth the responsibilities of*
 16 *the Chief Information Office of the Intelligence Com-*
 17 *munity under such review process.*

18 “(3) *The investment review process under paragraph*
 19 *(1) shall include the following elements:*

20 “(A) *Review and approval by an investment re-*
 21 *view board (consisting of appropriate representatives*
 22 *of the intelligence community) of each intelligence*
 23 *community business system as an investment before*
 24 *the obligation of funds for such system.*

1 “(B) *Periodic review, but not less often than an-*
 2 *nually, of every intelligence community business sys-*
 3 *tem investment.*

4 “(C) *Thresholds for levels of review to ensure ap-*
 5 *propriate review of intelligence community business*
 6 *system investments depending on the scope, com-*
 7 *plexity, and cost of the system involved.*

8 “(D) *Procedures for making certifications in ac-*
 9 *cordance with the requirements of subsection (a)(2).*

10 “(e) *RELATION TO ANNUAL REGISTRATION REQUIRE-*
 11 *MENTS.—Nothing in this section shall be construed to alter*
 12 *the requirements of section 8083 of the Department of De-*
 13 *fense Appropriations Act, 2005 (Public Law 108–287; 118*
 14 *Stat. 989), with regard to information technology systems*
 15 *(as defined in subsection (d) of such section).*

16 “(f) *RELATIONSHIP TO DEFENSE BUSINESS ENTER-*
 17 *PRISE ARCHITECTURE.—Intelligence community business*
 18 *system transformations certified under this section shall be*
 19 *deemed to be in compliance with section 2222 of title 10,*
 20 *United States Code. Nothing in this section shall be con-*
 21 *strued to exempt funds authorized to be appropriated to the*
 22 *Department of Defense for activities other than an intel-*
 23 *ligence community business system transformation from the*
 24 *requirements of such section 2222, to the extent that such*
 25 *requirements are otherwise applicable.*

1 “(g) *RELATION TO CLINGER-COHEN ACT.—(1) Execu-*
 2 *tive agency responsibilities in chapter 113 of title 40,*
 3 *United States Code, for any intelligence community busi-*
 4 *ness system transformation shall be exercised jointly by—*

5 “(A) *the Director of National Intelligence and*
 6 *the Chief Information Officer of the Intelligence Com-*
 7 *munity; and*

8 “(B) *the head of the executive agency that con-*
 9 *tains the element of the intelligence community in-*
 10 *volved and the chief information officer of that execu-*
 11 *tive agency.*

12 “(2) *The Director of National Intelligence and the head*
 13 *of the executive agency referred to in paragraph (1)(B) shall*
 14 *enter into a memorandum of understanding to carry out*
 15 *the requirements of this section in a manner that best meets*
 16 *the needs of the intelligence community and the executive*
 17 *agency.*

18 “(h) *DEFINITIONS.—In this section:*

19 “(1) *The term ‘enterprise architecture’ has the*
 20 *meaning given that term in section 3601(4) of title*
 21 *44, United States Code.*

22 “(2) *The terms ‘information system’ and ‘infor-*
 23 *mation technology’ have the meanings given those*
 24 *terms in section 11101 of title 40, United States Code.*

1 “(3) The term ‘intelligence community business
2 system’ means an information system, including a
3 national security system, that is operated by, for, or
4 on behalf of an element of the intelligence community,
5 including a financial system, mixed system, financial
6 data feeder system, and the business infrastructure
7 capabilities shared by the systems of the business en-
8 terprise architecture, including people, process, and
9 technology, that build upon the core infrastructure
10 used to support business activities, such as acquisi-
11 tion, financial management, logistics, strategic plan-
12 ning and budgeting, installations and environment,
13 and human resource management.

14 “(4) The term ‘intelligence community business
15 system transformation’ means—

16 “(A) the acquisition or development of a
17 new intelligence community business system; or

18 “(B) any significant modification or en-
19 hancement of an existing intelligence community
20 business system (other than necessary to main-
21 tain current services).

22 “(5) The term ‘national security system’ has the
23 meaning given that term in section 3552(b) of title
24 44, United States Code.”.

1 **SEC. 311. INCLUSION OF INSPECTOR GENERAL OF INTEL-**
 2 **LIGENCE COMMUNITY IN COUNCIL OF IN-**
 3 **SPECTORS GENERAL ON INTEGRITY AND EF-**
 4 **FICIENCY.**

5 *Section 11(b)(1)(B) of the Inspector General Act of*
 6 *1978 (Public Law 95-452; 5 U.S.C. App.) is amended by*
 7 *striking “the Office of the Director of National Intelligence”*
 8 *and inserting “the Intelligence Community”.*

9 **SEC. 312. AUTHORITIES OF THE INSPECTOR GENERAL FOR**
 10 **THE CENTRAL INTELLIGENCE AGENCY.**

11 *(a) INFORMATION AND ASSISTANCE.—Paragraph (9)*
 12 *of section 17(e) of the Central Intelligence Agency Act of*
 13 *1949 (50 U.S.C. 3517(e)(9)) is amended to read as follows:*

14 *“(9)(A) The Inspector General may request such infor-*
 15 *mation or assistance as may be necessary for carrying out*
 16 *the duties and responsibilities of the Inspector General pro-*
 17 *vided by this section from any Federal, State, or local gov-*
 18 *ernmental agency or unit thereof.*

19 *“(B) Upon request of the Inspector General for infor-*
 20 *mation or assistance from a department or agency of the*
 21 *Federal Government, the head of the department or agency*
 22 *involved, insofar as practicable and not in contravention*
 23 *of any existing statutory restriction or regulation of such*
 24 *department or agency, shall furnish to the Inspector Gen-*
 25 *eral, or to an authorized designee, such information or as-*
 26 *sistance.*

1 “(C) *Nothing in this paragraph may be construed to*
 2 *provide any new authority to the Central Intelligence Agen-*
 3 *cy to conduct intelligence activity in the United States.*

4 “(D) *In this paragraph, the term ‘State’ means each*
 5 *of the several States, the District of Columbia, the Common-*
 6 *wealth of Puerto Rico, the Commonwealth of the Northern*
 7 *Mariana Islands, and any territory or possession of the*
 8 *United States.”.*

9 (b) *TECHNICAL AMENDMENTS RELATING TO SELEC-*
 10 *TION OF EMPLOYEES.—Paragraph (7) of such section (50*
 11 *U.S.C. 3517(e)(7)) is amended—*

12 (1) *by inserting “(A)” before “Subject to appli-*
 13 *cable law”; and*

14 (2) *by adding at the end the following new sub-*
 15 *paragraph:*

16 “(B) *Consistent with budgetary and personnel re-*
 17 *sources allocated by the Director, the Inspector General has*
 18 *final approval of—*

19 “(i) *the selection of internal and external can-*
 20 *didates for employment with the Office of Inspector*
 21 *General; and*

22 “(ii) *all other personnel decisions concerning*
 23 *personnel permanently assigned to the Office of In-*
 24 *spector General, including selection and appointment*
 25 *to the Senior Intelligence Service, but excluding all*

1 *security-based determinations that are not within the*
 2 *authority of a head of other Central Intelligence*
 3 *Agency offices.”.*

4 **SEC. 313. PROVISION OF INFORMATION AND ASSISTANCE**
 5 **TO INSPECTOR GENERAL OF THE INTEL-**
 6 **LIGENCE COMMUNITY.**

7 *Section 103H(j)(4) of the National Security Act of*
 8 *1947 (50 U.S.C. 3033) is amended—*

9 *(1) in subparagraph (A), by striking “any de-*
 10 *partment, agency, or other element of the United*
 11 *States Government” and inserting “any Federal,*
 12 *State (as defined in section 804), or local govern-*
 13 *mental agency or unit thereof”; and*

14 *(2) in subparagraph (B), by inserting “from a*
 15 *department, agency, or element of the Federal Govern-*
 16 *ment” before “under subparagraph (A)”.*

17 **SEC. 314. CLARIFICATION RELATING TO INFORMATION AC-**
 18 **CESS BY COMPTROLLER GENERAL.**

19 *Section 348(a) of the Intelligence Authorization Act for*
 20 *Fiscal Year 2010 (Public Law 111–259; 124 Stat. 2700;*
 21 *50 U.S.C. 3308) is amended by adding at the end the fol-*
 22 *lowing new paragraph:*

23 *“(4) REQUESTS BY CERTAIN CONGRESSIONAL*
 24 *COMMITTEES.—Consistent with the protection of clas-*
 25 *sified information, the directive issued under para-*

1 *graph (1) shall not prohibit the Comptroller General*
2 *from obtaining information necessary to carry out the*
3 *following audits or reviews:*

4 *“(A) An audit or review carried out—*

5 *“(i) at the request of the congressional*
6 *intelligence committees; or*

7 *“(ii) pursuant to—*

8 *“(I) an intelligence authorization*
9 *Act;*

10 *“(II) a committee report or joint*
11 *explanatory statement accompanying*
12 *an intelligence authorization Act; or*

13 *“(III) a classified annex to a com-*
14 *mittee report or joint explanatory*
15 *statement accompanying an intel-*
16 *ligence authorization Act.*

17 *“(B) An audit or review pertaining to intel-*
18 *ligence activities of the Department of Defense*
19 *carried out—*

20 *“(i) at the request of the congressional*
21 *defense committees (as defined in section*
22 *101(a)(16) of title 10, United States Code);*
23 *or*

24 *“(ii) pursuant to a national defense*
25 *authorization Act.”.*

1 **SEC. 315. USE OF HOMELAND SECURITY GRANT FUNDS IN**
2 **CONJUNCTION WITH DEPARTMENT OF EN-**
3 **ERGY NATIONAL LABORATORIES.**

4 *Section 2008(a) of the Homeland Security Act of 2002*
5 *(6 U.S.C. 609(a)) is amended in the matter preceding para-*
6 *graph (1) by inserting “including by working in conjunc-*
7 *tion with a National Laboratory (as defined in section 2(3)*
8 *of the Energy Policy Act of 2005 (42 U.S.C. 15801(3)),”*
9 *after “plans,”.*

10 **SEC. 316. TECHNICAL AMENDMENTS RELATING TO PAY**
11 **UNDER TITLE 5, UNITED STATES CODE.**

12 *Section 5102(a)(1) of title 5, United States Code, is*
13 *amended—*

14 *(1) in clause (vii), by striking “or”;*

15 *(2) by inserting after clause (vii) the following*
16 *new clause:*

17 *“(viii) the Office of the Director of National*
18 *Intelligence;”; and*

19 *(3) in clause (x), by striking the period and in-*
20 *serting a semicolon.*

1 ***Subtitle B—Matters Relating to***
 2 ***United States Naval Station,***
 3 ***Guantanamo Bay, Cuba***

4 ***SEC. 321. PROHIBITION ON USE OF FUNDS FOR TRANSFER***
 5 ***OR RELEASE OF INDIVIDUALS DETAINED AT***
 6 ***UNITED STATES NAVAL STATION, GUANTA-***
 7 ***NAMO BAY, CUBA.***

8 *No amounts authorized to be appropriated or otherwise*
 9 *made available to an element of the intelligence community*
 10 *may be used during the period beginning on the date of*
 11 *the enactment of this Act and ending on December 31, 2016,*
 12 *to transfer, release, or assist in the transfer or release, to*
 13 *or within the United States, its territories, or possessions,*
 14 *Khalid Sheikh Mohammed or any other individual detained*
 15 *at Guantanamo (as such term is defined in section 322(c)).*

16 ***SEC. 322. PROHIBITION ON USE OF FUNDS TO CONSTRUCT***
 17 ***OR MODIFY FACILITIES IN UNITED STATES***
 18 ***TO HOUSE DETAINEES TRANSFERRED FROM***
 19 ***UNITED STATES NAVAL STATION, GUANTA-***
 20 ***NAMO BAY, CUBA.***

21 *(a) IN GENERAL.—No amounts authorized to be ap-*
 22 *propriated or otherwise made available to an element of the*
 23 *intelligence community may be used during the period be-*
 24 *ginning on the date of the enactment of this Act and ending*
 25 *on December 31, 2016, to construct or modify any facility*

1 *in the United States, its territories, or possessions to house*
 2 *any individual detained at Guantanamo for the purposes*
 3 *of detention or imprisonment in the custody or under the*
 4 *control of the Department of Defense.*

5 (b) *EXCEPTION.—The prohibition in subsection (a)*
 6 *shall not apply to any modification of facilities at United*
 7 *States Naval Station, Guantanamo Bay, Cuba.*

8 (c) *INDIVIDUAL DETAINED AT GUANTANAMO DE-*
 9 *FINED.—In this section, the term “individual detained at*
 10 *Guantanamo” means any individual located at United*
 11 *States Naval Station, Guantanamo Bay, Cuba, as of Octo-*
 12 *ber 1, 2009, who—*

13 (1) *is not a citizen of the United States or a*
 14 *member of the Armed Forces of the United States; and*

15 (2) *is—*

16 (A) *in the custody or under the control of*
 17 *the Department of Defense; or*

18 (B) *otherwise under detention at United*
 19 *States Naval Station, Guantanamo Bay, Cuba.*

20 **SEC. 323. PROHIBITION ON USE OF FUNDS TO TRANSFER**
 21 **OR RELEASE INDIVIDUALS DETAINED AT**
 22 **UNITED STATES NAVAL STATION, GUANTA-**
 23 **NAMO BAY, CUBA, TO COMBAT ZONES.**

24 (a) *IN GENERAL.—No amounts authorized to be ap-*
 25 *propriated or otherwise made available to an element of the*

1 *intelligence community may be used during the period be-*
 2 *ginning on the date of the enactment of this Act and ending*
 3 *on December 31, 2016, to transfer, release, or assist in the*
 4 *transfer or release of any individual detained in the custody*
 5 *or under the control of the Department of Defense at United*
 6 *States Naval Station, Guantanamo Bay, Cuba, to a combat*
 7 *zone.*

8 (b) *COMBAT ZONE DEFINED.*—*In this section, the term*
 9 *“combat zone” means any area designated as a combat zone*
 10 *for purposes of section 112 of the Internal Revenue Code*
 11 *of 1986 for which the income of a member of the Armed*
 12 *Forces was excluded during 2014, 2015, or 2016 by reason*
 13 *of the member’s service on active duty in such area.*

14 ***Subtitle C—Reports***

15 ***SEC. 331. REPORTS TO CONGRESS ON INDIVIDUALS FOR-*** 16 ***MERLY DETAINED AT UNITED STATES NAVAL*** 17 ***STATION, GUANTANAMO BAY, CUBA.***

18 (a) *ADDITIONAL MATTERS FOR INCLUSION IN RE-*
 19 *PORTS.*—*Subsection (c) of section 319 of the Supplemental*
 20 *Appropriations Act, 2009 (Public Law 111–32; 123 Stat.*
 21 *1874; 10 U.S.C. 801 note) is amended by adding after para-*
 22 *graph (5) the following new paragraphs:*

23 “(6) *A summary of all contact by any means of*
 24 *communication, including telecommunications, elec-*
 25 *tronic or technical means, in person, written commu-*

1 *nications, or any other means of communication, re-*
2 *gardless of content, between any individual formerly*
3 *detained at Naval Station, Guantanamo Bay, Cuba,*
4 *and any individual known or suspected to be associ-*
5 *ated with a foreign terrorist group.*

6 *“(7) A description of whether any of the contact*
7 *described in the summary required by paragraph (6)*
8 *included any information or discussion about hos-*
9 *tilities against the United States or its allies or part-*
10 *ners.*

11 *“(8) For each individual described in paragraph*
12 *(4), the period of time between the date on which the*
13 *individual was released or transferred from Naval*
14 *Station, Guantanamo Bay, Cuba, and the date on*
15 *which it is confirmed that the individual is suspected*
16 *or confirmed of reengaging in terrorist activities.*

17 *“(9) The average period of time described in*
18 *paragraph (8) for all the individuals described in*
19 *paragraph (4).”.*

20 *(b) FORM.—Subsection (a) of such section is amended*
21 *by adding at the end the following: “The reports may be*
22 *submitted in classified form.”.*

23 *(c) RULE OF CONSTRUCTION.—Nothing in this section*
24 *or the amendments made by this section shall be construed*
25 *to terminate, alter, modify, override, or otherwise affect any*

1 *reporting of information required under section 319(c) of*
 2 *the Supplemental Appropriations Act, 2009 (Public Law*
 3 *111–32; 123 Stat. 1874; 10 U.S.C. 801 note), as in effect*
 4 *immediately before the enactment of this section.*

5 **SEC. 332. REPORTS ON FOREIGN FIGHTERS.**

6 (a) *REPORTS REQUIRED.*—Not later than 60 days
 7 after the date of the enactment of this Act, and every 60
 8 days thereafter, the Director of National Intelligence shall
 9 submit to the congressional intelligence committees a report
 10 on foreign fighter flows to and from Syria and to and from
 11 Iraq. The Director shall define the term “foreign fighter”
 12 in such reports.

13 (b) *MATTERS TO BE INCLUDED.*—Each report sub-
 14 mitted under subsection (a) shall include each of the fol-
 15 lowing:

16 (1) *The total number of foreign fighters who have*
 17 *traveled to Syria or Iraq since January 1, 2011, the*
 18 *total number of foreign fighters in Syria or Iraq as*
 19 *of the date of the submittal of the report, the total*
 20 *number of foreign fighters whose countries of origin*
 21 *have a visa waiver program described in section 217*
 22 *of the Immigration and Nationality Act (8 U.S.C.*
 23 *1187), the total number of foreign fighters who have*
 24 *left Syria or Iraq, the total number of female foreign*

1 *fighters, and the total number of deceased foreign*
2 *fighters.*

3 *(2) The total number of United States persons*
4 *who have traveled or attempted to travel to Syria or*
5 *Iraq since January 1, 2011, the total number of such*
6 *persons who have arrived in Syria or Iraq since such*
7 *date, and the total number of such persons who have*
8 *returned to the United States from Syria or Iraq*
9 *since such date.*

10 *(3) The total number of foreign fighters in Ter-*
11 *rorist Identities Datamart Environment and the sta-*
12 *tus of each such foreign fighter in that database, the*
13 *number of such foreign fighters who are on a*
14 *watchlist, and the number of such foreign fighters who*
15 *are not on a watchlist.*

16 *(4) The total number of foreign fighters who have*
17 *been processed with biometrics, including face images,*
18 *fingerprints, and iris scans.*

19 *(5) Any programmatic updates to the foreign*
20 *fighter report since the last report was issued, includ-*
21 *ing updated analysis on foreign country cooperation,*
22 *as well as actions taken, such as denying or revoking*
23 *visas.*

1 (6) *A worldwide graphic that describes foreign*
 2 *fighters flows to and from Syria, with points of origin*
 3 *by country.*

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

6 (d) *TERMINATION.—The requirement to submit reports*
 7 *under subsection (a) shall terminate on the date that is*
 8 *three years after the date of the enactment of this Act.*

9 **SEC. 333. REPORTS ON PRISONER POPULATION AT UNITED**
 10 **STATES NAVAL STATION, GUANTANAMO BAY,**
 11 **CUBA.**

12 (a) *REPORTS REQUIRED.—Not later than 60 days*
 13 *after the date of the enactment of this Act, and every 30*
 14 *days thereafter, the Director of the Defense Intelligence*
 15 *Agency, in coordination with the Director of National Intel-*
 16 *ligence, shall submit to the Members of Congress specified*
 17 *in subsection (b) a report on the prisoner population at*
 18 *the detention facility at United States Naval Station,*
 19 *Guantanamo Bay, Cuba.*

20 (b) *SPECIFIED MEMBERS AND COMMITTEES OF CON-*
 21 *GRESS.—The Members of Congress specified in this sub-*
 22 *section are the following:*

23 (1) *The majority leader and minority leader of*
 24 *the Senate.*

1 (2) *The Chairman and Ranking Member of the*
2 *Committee on Armed Services of the Senate.*

3 (3) *The Chairman and Vice Chairman of the Se-*
4 *lect Committee on Intelligence of the Senate.*

5 (4) *The Chairman and Vice Chairman of the*
6 *Committee on Appropriations of the Senate.*

7 (5) *The Speaker of the House of Representatives.*

8 (6) *The minority leader of the House of Rep-*
9 *resentatives.*

10 (7) *The Chairman and Ranking Member of the*
11 *Committee on Armed Services of the House of Rep-*
12 *resentatives.*

13 (8) *The Chairman and Ranking Member of the*
14 *Permanent Select Committee on Intelligence of the*
15 *House of Representatives.*

16 (9) *The Chairman and Ranking Member of the*
17 *Committee on Appropriations of the House of Rep-*
18 *resentatives.*

19 (c) *MATTERS TO BE INCLUDED.*—*Each report sub-*
20 *mitted under subsection (a) shall include each of the fol-*
21 *lowing:*

22 (1) *The name and country of origin of each pris-*
23 *oner detained at the detention facility at United*
24 *States Naval Station Guantanamo Bay, Cuba, as of*
25 *the date of such report.*

1 (2) *A current summary of the evidence, intel-*
2 *ligence, and information used to justify the detention*
3 *of each prisoner listed under paragraph (1) at United*
4 *States Naval Station, Guantanamo Bay, Cuba.*

5 (3) *A current accounting of all the measures*
6 *taken to transfer each prisoner listed under para-*
7 *graph (1) to the individual's country of citizenship or*
8 *another country.*

9 (4) *A current description of the number of indi-*
10 *viduals released or transferred from detention at*
11 *United States Naval Station, Guantanamo Bay,*
12 *Cuba, who are confirmed or suspected of returning to*
13 *terrorist activities after such release or transfer.*

14 (5) *An assessment of any efforts by foreign ter-*
15 *rorist organizations to recruit individuals released*
16 *from detention at United States Naval Station,*
17 *Guantanamo Bay, Cuba.*

18 (6) *A summary of all contact by any means of*
19 *communication, including telecommunications, elec-*
20 *tronic or technical means, in person, written commu-*
21 *nications, or any other means of communication, re-*
22 *gardless of content, between any individual formerly*
23 *detained at United States Naval Station, Guanta-*
24 *namo Bay, Cuba, and any individual known or sus-*
25 *pected to be associated with a foreign terrorist group.*

1 (7) *A description of whether any of the contact*
2 *described in the summary required by paragraph (6)*
3 *included any information or discussion about hos-*
4 *tilities against the United States or its allies or part-*
5 *ners.*

6 (8) *For each individual described in paragraph*
7 *(4), the period of time between the date on which the*
8 *individual was released or transferred from United*
9 *States Naval Station, Guantanamo Bay, Cuba, and*
10 *the date on which it is confirmed that the individual*
11 *is suspected or confirmed of reengaging in terrorist*
12 *activities.*

13 (9) *The average period of time described in para-*
14 *graph (8) for all the individuals described in para-*
15 *graph (4).*

16 **SEC. 334. REPORT ON USE OF CERTAIN BUSINESS CON-**
17 **CERNS.**

18 (a) *IN GENERAL.*—*Not later than 90 days after the*
19 *date of the enactment of this Act, the Director of National*
20 *Intelligence shall submit to the congressional intelligence*
21 *communities a report on the representation, as of the date*
22 *of the report, of covered business concerns among the con-*
23 *tractors that are awarded contracts by elements of the intel-*
24 *ligence community for goods, equipment, tools, and services.*

1 (b) *MATTERS INCLUDED.*—*The report under subsection*
2 *(a) shall include the following:*

3 (1) *The representation of covered business con-*
4 *cerns as described in subsection (a), including such*
5 *representation by—*

6 (A) *each type of covered business concern;*
7 *and*

8 (B) *each element of the intelligence commu-*
9 *nity.*

10 (2) *If, as of the date of the enactment of this Act,*
11 *the Director does not record and monitor the statistics*
12 *required to carry out this section, a description of the*
13 *actions taken by the Director to ensure that such sta-*
14 *tistics are recorded and monitored beginning in fiscal*
15 *year 2016.*

16 (3) *The actions the Director plans to take during*
17 *fiscal year 2016 to enhance the awarding of contracts*
18 *to covered business concerns by elements of the intel-*
19 *ligence community.*

20 (c) *COVERED BUSINESS CONCERNS DEFINED.*—*In this*
21 *section, the term “covered business concerns” means the fol-*
22 *lowing:*

23 (1) *Minority-owned businesses.*

24 (2) *Women-owned businesses.*

25 (3) *Small disadvantaged businesses.*

1 (4) *Service-disabled veteran-owned businesses.*

2 (5) *Veteran-owned small businesses.*

3 **SEC. 335. REPEAL OF CERTAIN REPORTING REQUIRE-**
 4 **MENTS.**

5 (a) *QUADRENNIAL AUDIT OF POSITIONS REQUIRING*
 6 *SECURITY CLEARANCES.*—*Section 506H of the National Se-*
 7 *curity Act of 1947 (50 U.S.C. 3104) is amended—*

8 (1) *by striking subsection (a); and*

9 (2) *by redesignating subsections (b) and (c) as*
 10 *subsections (a) and (b), respectively.*

11 (b) *REPORTS ON ROLE OF ANALYSTS AT FBI AND FBI*
 12 *INFORMATION SHARING.*—*Section 2001(g) of the Intel-*
 13 *ligence Reform and Terrorism Prevention Act of 2004 (Pub-*
 14 *lic Law 108–458; 118 Stat. 3700; 28 U.S.C. 532 note) is*
 15 *amended by striking paragraphs (3) and (4).*

16 (c) *REPORT ON OUTSIDE EMPLOYMENT BY OFFICERS*
 17 *AND EMPLOYEES OF INTELLIGENCE COMMUNITY.*—

18 (1) *IN GENERAL.*—*Section 102A(u) of the Na-*
 19 *tional Security Act of 1947 (50 U.S.C. 3024) is*
 20 *amended—*

21 (A) *by striking “(1) The Director” and in-*
 22 *serting “The Director”; and*

23 (B) *by striking paragraph (2).*

1 (2) *CONFORMING AMENDMENT.*—Subsection (a)
2 of section 507 of such Act (50 U.S.C. 3106(a)) is
3 amended—

4 (A) by striking paragraph (5); and
5 (B) by redesignating paragraph (6) as
6 paragraph (5).

7 (3) *TECHNICAL AMENDMENT.*—Subsection (c)(1)
8 of such section 507 is amended by striking “subsection
9 (a)(1)” and inserting “subsection (a)”.

10 (d) *REPORTS ON NUCLEAR ASPIRATIONS OF NON-*
11 *STATE ENTITIES.*—Section 1055 of the National Defense
12 *Authorization Act for Fiscal Year 2010 (50 U.S.C. 2371)*
13 *is repealed.*

14 (e) *REPORTS ON ESPIONAGE BY PEOPLE’S REPUBLIC*
15 *OF CHINA.*—Section 3151 of the National Defense Author-
16 *ization Act for Fiscal Year 2000 (42 U.S.C. 7383e) is re-*
17 *pealed.*

18 (f) *REPORTS ON SECURITY VULNERABILITIES OF NA-*
19 *TIONAL LABORATORY COMPUTERS.*—Section 4508 of the
20 *Atomic Energy Defense Act (50 U.S.C. 2659) is repealed.*

Union Calendar No. 104

114TH CONGRESS
1ST Session

H. R. 2596

[Report No. 114-144, Part I]

A BILL

To authorize appropriations for fiscal year 2016 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

JUNE 9, 2015

Reported from the Select Committee on Intelligence
(Permanent Select) with an amendment

JUNE 9, 2015

The Committee on the Budget discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed