

115TH CONGRESS
1ST SESSION

H. R. 3180

To authorize appropriations for fiscal year 2018 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

JULY 11, 2017

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

A BILL

To authorize appropriations for fiscal year 2018 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
5 “Intelligence Authorization Act for Fiscal Year 2018”.

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.

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.
 Sec. 202. Computation of annuities for employees of the Central Intelligence Agency.

TITLE III—GENERAL INTELLIGENCE COMMUNITY MATTERS

- Sec. 301. Restriction on conduct of intelligence activities.
 Sec. 302. Increase in employee compensation and benefits authorized by law.
 Sec. 303. Congressional oversight of intelligence community contractors.
 Sec. 304. Enhanced personnel security programs.

TITLE IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY

Subtitle A—Office of the Director of National Intelligence

- Sec. 401. Authority for protection of current and former employees of the Office of the Director of National Intelligence.
 Sec. 402. Designation of the program manager-information sharing environment.
 Sec. 403. Technical correction to the Executive Schedule.

Subtitle B—Other Elements

- Sec. 411. Requirements relating to appointment of Director and General Counsel of National Security Agency.
 Sec. 412. Transfer of certain components and functions of the Defense Intelligence Agency.
 Sec. 413. Technical amendments related to the Department of Energy.

TITLE V—MATTERS RELATING TO FOREIGN COUNTRIES

- Sec. 501. Assessment of significant Russian influence campaigns directed at foreign elections and referenda.
 Sec. 502. Foreign counterintelligence and cybersecurity threats to Federal election campaigns.
 Sec. 503. Assessment of threat finance relating to the Russian Federation.

TITLE VI—REPORTS AND OTHER MATTERS

- Sec. 601. Period of overseas assignments for certain foreign service officers.
 Sec. 602. Semiannual reports on investigations of unauthorized public disclosures of classified information.
 Sec. 603. Intelligence community reports on security clearances.
 Sec. 604. Report on expansion of Security Protective Services jurisdiction.

- Sec. 605. Report on role of Director of National Intelligence with respect to certain foreign investments.
- Sec. 606. Report on geospatial commercial activities for basic and applied research and development.
- Sec. 607. Report on Cyber Exchange Program.
- Sec. 608. Review of intelligence community participation in vulnerabilities equities process.
- Sec. 609. Review of intelligence community whistleblower matters.
- Sec. 610. Sense of Congress on notifications of certain disclosures of classified information.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

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

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

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

10 (2) INTELLIGENCE COMMUNITY.—The term
11 “intelligence community” has the meaning given
12 that term in section 3(4) of the National Security
13 Act of 1947 (50 U.S.C. 3003(4)).

14 **TITLE I—INTELLIGENCE**
15 **ACTIVITIES**

16 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

17 Funds are hereby authorized to be appropriated for
18 fiscal year 2018 for the conduct of the intelligence and
19 intelligence-related activities of the following elements of
20 the United States Government:

1 (1) The Office of the Director of National Intel-
2 ligence.

3 (2) The Central Intelligence Agency.

4 (3) The Department of Defense.

5 (4) The Defense Intelligence Agency.

6 (5) The National Security Agency.

7 (6) The Department of the Army, the Depart-
8 ment of the Navy, and the Department of the Air
9 Force.

10 (7) The Coast Guard.

11 (8) The Department of State.

12 (9) The Department of the Treasury.

13 (10) The Department of Energy.

14 (11) The Department of Justice.

15 (12) The Federal Bureau of Investigation.

16 (13) The Drug Enforcement Administration.

17 (14) The National Reconnaissance Office.

18 (15) The National Geospatial-Intelligence Agen-
19 cy.

20 (16) The Department of Homeland Security.

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

22 (a) SPECIFICATIONS OF AMOUNTS.—The amounts
23 authorized to be appropriated under section 101 and, sub-
24 ject to section 103, the authorized personnel ceilings as
25 of September 30, 2018, for the conduct of the intelligence

1 activities of the elements listed in paragraphs (1) through
2 (16) of section 101, are those specified in the classified
3 Schedule of Authorizations prepared to accompany this
4 Act.

5 (b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AU-
6 THORIZATIONS.—

7 (1) AVAILABILITY.—The classified Schedule of
8 Authorizations referred to in subsection (a) shall be
9 made available to the Committee on Appropriations
10 of the Senate, the Committee on Appropriations of
11 the House of Representatives, and to the President.

12 (2) DISTRIBUTION BY THE PRESIDENT.—Sub-
13 ject to paragraph (3), the President shall provide for
14 suitable distribution of the classified Schedule of Au-
15 thorizations referred to in subsection (a), or of ap-
16 propriate portions of such Schedule, within the exec-
17 utive branch.

18 (3) LIMITS ON DISCLOSURE.—The President
19 shall not publicly disclose the classified Schedule of
20 Authorizations or any portion of such Schedule ex-
21 cept—

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

1 (B) to the extent necessary to implement
2 the budget; or

3 (C) as otherwise required by law.

4 **SEC. 103. PERSONNEL CEILING ADJUSTMENTS.**

5 (a) **AUTHORITY FOR INCREASES.**—The Director of
6 National Intelligence may authorize employment of civil-
7 ian personnel in excess of the number authorized for fiscal
8 year 2018 by the classified Schedule of Authorizations re-
9 ferred to in section 102(a) if the Director of National In-
10 telligence determines that such action is necessary to the
11 performance of important intelligence functions, except
12 that the number of personnel employed in excess of the
13 number authorized under such section may not, for any
14 element of the intelligence community, exceed 3 percent
15 of the number of civilian personnel authorized under such
16 schedule for such element.

17 (b) **TREATMENT OF CERTAIN PERSONNEL.**—The Di-
18 rector of National Intelligence shall establish guidelines
19 that govern, for each element of the intelligence commu-
20 nity, the treatment under the personnel levels authorized
21 under section 102(a), including any exemption from such
22 personnel levels, of employment or assignment in—

23 (1) a student program, trainee program, or
24 similar program;

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

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

5 (c) NOTICE TO CONGRESSIONAL INTELLIGENCE
6 COMMITTEES.—The Director of National Intelligence
7 shall notify the congressional intelligence committees in
8 writing at least 15 days prior to each exercise of an au-
9 thority described in subsection (a).

10 **SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
11 **COUNT.**

12 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
13 authorized to be appropriated for the Intelligence Commu-
14 nity Management Account of the Director of National In-
15 telligence for fiscal year 2018 the sum of \$526,900,000.
16 Within such amount, funds identified in the classified
17 Schedule of Authorizations referred to in section 102(a)
18 for advanced research and development shall remain avail-
19 able until September 30, 2019.

20 (b) AUTHORIZED PERSONNEL LEVELS.—The ele-
21 ments within the Intelligence Community Management
22 Account of the Director of National Intelligence are au-
23 thorized 804 positions as of September 30, 2018. Per-
24 sonnel serving in such elements may be permanent em-
25 ployees of the Office of the Director of National Intel-

1 lidence or personnel detailed from other elements of the
2 United States Government.

3 (c) CLASSIFIED AUTHORIZATIONS.—

4 (1) AUTHORIZATION OF APPROPRIATIONS.—In
5 addition to amounts authorized to be appropriated
6 for the Intelligence Community Management Ac-
7 count by subsection (a), there are authorized to be
8 appropriated for the Intelligence Community Man-
9 agement Account for fiscal year 2018 such addi-
10 tional amounts as are specified in the classified
11 Schedule of Authorizations referred to in section
12 102(a). Such additional amounts made available for
13 advanced research and development shall remain
14 available until September 30, 2019.

15 (2) AUTHORIZATION OF PERSONNEL.—In addi-
16 tion to the personnel authorized by subsection (b)
17 for elements of the Intelligence Community Manage-
18 ment Account as of September 30, 2018, there are
19 authorized such additional personnel for the Com-
20 munity Management Account as of that date as are
21 specified in the classified Schedule of Authorizations
22 referred to in section 102(a).

1 **TITLE II—CENTRAL INTEL-**
2 **LIGENCE AGENCY RETIRE-**
3 **MENT AND DISABILITY SYS-**
4 **TEM**

5 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

6 There is authorized to be appropriated for the Cen-
7 tral Intelligence Agency Retirement and Disability Fund
8 for fiscal year 2018 the sum of \$514,000,000.

9 **SEC. 202. COMPUTATION OF ANNUITIES FOR EMPLOYEES**
10 **OF THE CENTRAL INTELLIGENCE AGENCY.**

11 (a) COMPUTATION OF ANNUITIES.—

12 (1) IN GENERAL.—Section 221 of the Central
13 Intelligence Agency Retirement Act (50 U.S.C.
14 2031) is amended—

15 (A) in subsection (a)(3)(B), by striking the
16 period at the end and inserting “, as deter-
17 mined by using the annual rate of basic pay
18 that would be payable for full-time service in
19 that position.”;

20 (B) in subsection (b)(1)(C)(i), by striking
21 “12-month” and inserting “2-year”;

22 (C) in subsection (f)(2), by striking “one
23 year” and inserting “two years”;

24 (D) in subsection (g)(2), by striking “one
25 year” and inserting “two years”;

1 (E) by redesignating subsections (h), (i),
2 (j), (k), and (l) as subsections (i), (j), (k), (l),
3 and (m), respectively; and

4 (F) by inserting after subsection (g) the
5 following:

6 “(h) **CONDITIONAL ELECTION OF INSURABLE INTER-**
7 **EST SURVIVOR ANNUITY BY PARTICIPANTS MARRIED AT**
8 **THE TIME OF RETIREMENT.—**

9 “(1) **AUTHORITY TO MAKE DESIGNATION.—**

10 Subject to the rights of former spouses under sub-
11 section (b) and section 222, at the time of retire-
12 ment a married participant found by the Director to
13 be in good health may elect to receive an annuity re-
14 duced in accordance with subsection (f)(1)(B) and
15 designate in writing an individual having an insur-
16 able interest in the participant to receive an annuity
17 under the system after the participant’s death, ex-
18 cept that any such election to provide an insurable
19 interest survivor annuity to the participant’s spouse
20 shall only be effective if the participant’s spouse
21 waives the spousal right to a survivor annuity under
22 this Act. The amount of the annuity shall be equal
23 to 55 percent of the participant’s reduced annuity.

24 “(2) **REDUCTION IN PARTICIPANT’S ANNUITY.—**

25 The annuity payable to the participant making such

1 election shall be reduced by 10 percent of an annuity
2 computed under subsection (a) and by an additional
3 5 percent for each full 5 years the designated indi-
4 vidual is younger than the participant. The total re-
5 duction under this subparagraph may not exceed 40
6 percent.

7 “(3) COMMENCEMENT OF SURVIVOR ANNU-
8 ITY.—The annuity payable to the designated indi-
9 vidual shall begin on the day after the retired partic-
10 ipant dies and terminate on the last day of the
11 month before the designated individual dies.

12 “(4) RECOMPUTATION OF PARTICIPANT’S AN-
13 NUIITY ON DEATH OF DESIGNATED INDIVIDUAL.—An
14 annuity which is reduced under this subsection shall,
15 effective the first day of the month following the
16 death of the designated individual, be recomputed
17 and paid as if the annuity had not been so re-
18 duced.”.

19 (2) CONFORMING AMENDMENTS.—

20 (A) CENTRAL INTELLIGENCE AGENCY RE-
21 TIREMENT ACT.—The Central Intelligence
22 Agency Retirement Act (50 U.S.C. 2001 et
23 seq.) is amended—

1 (i) in section 232(b)(1) (50 U.S.C.
2 2052(b)(1)), by striking “221(h),” and in-
3 serting “221(i),”; and

4 (ii) in section 252(h)(4) (50 U.S.C.
5 2082(h)(4)), by striking “221(k)” and in-
6 serting “221(l)”.

7 (B) CENTRAL INTELLIGENCE AGENCY ACT
8 OF 1949.—Subsection (a) of section 14 of the
9 Central Intelligence Agency Act of 1949 (50
10 U.S.C. 3514(a)) is amended by striking
11 “221(h)(2), 221(i), 221(l),” and inserting
12 “221(i)(2), 221(j), 221(m),”.

13 (b) ANNUITIES FOR FORMER SPOUSES.—Subpara-
14 graph (B) of section 222(b)(5) of the Central Intelligence
15 Agency Retirement Act (50 U.S.C. 2032(b)(5)(B)) is
16 amended by striking “one year” and inserting “two
17 years”.

18 (c) PRIOR SERVICE CREDIT.—Subparagraph (A) of
19 section 252(b)(3) of the Central Intelligence Agency Re-
20 tirement Act (50 U.S.C. 2082(b)(3)(A)) is amended by
21 striking “October 1, 1990” both places that term appears
22 and inserting “March 31, 1991”.

23 (d) REEMPLOYMENT COMPENSATION.—Section 273
24 of the Central Intelligence Agency Retirement Act (50
25 U.S.C. 2113) is amended—

1 (1) by redesignating subsections (b) and (c) as
2 subsections (c) and (d), respectively; and

3 (2) by inserting after subsection (a) the fol-
4 lowing:

5 “(b) PART-TIME REEMPLOYED ANNUITANTS.—The
6 Director shall have the authority to reemploy an annuitant
7 in a part-time basis in accordance with section 8344(l) of
8 title 5, United States Code.”.

9 (e) EFFECTIVE DATE AND APPLICATION.—The
10 amendments made by subsection (a)(1)(A) and subsection
11 (c) shall take effect as if enacted on October 28, 2009,
12 and shall apply to computations or participants, respec-
13 tively, as of such date.

14 **TITLE III—GENERAL INTEL-**
15 **LIGENCE COMMUNITY MAT-**
16 **TERS**

17 **SEC. 301. RESTRICTION ON CONDUCT OF INTELLIGENCE**
18 **ACTIVITIES.**

19 The authorization of appropriations by this Act shall
20 not be deemed to constitute authority for the conduct of
21 any intelligence activity which is not otherwise authorized
22 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. CONGRESSIONAL OVERSIGHT OF INTELLIGENCE**
9 **COMMUNITY CONTRACTORS.**

10 (a) OVERSIGHT BY CONGRESS.—

11 (1) IN GENERAL.—Title V of the National Se-
12 curity Act of 1947 (50 U.S.C. 3091 et seq.) is
13 amended by inserting after section 506J the fol-
14 lowing new section:

15 **“SEC. 506K. OVERSIGHT OF INTELLIGENCE COMMUNITY**
16 **CONTRACTORS.**

17 “Notwithstanding the terms of any contract awarded
18 by the head of an element of the intelligence community,
19 the head may not—

20 “(1) prohibit a contractor of such element from
21 contacting or meeting with either of the congres-
22 sional intelligence committees (including a member
23 or an employee thereof) to discuss matters relating
24 to a contract;

25 “(2) take any adverse action against a con-
26 tractor of such element, including by suspending or

1 debaring the contractor or terminating a contract,
2 based on the contractor contacting or meeting with
3 either of the congressional intelligence committees
4 (including a member or an employee thereof) to dis-
5 cuss matters relating to a contract; or

6 “(3) require the approval of the head before a
7 contractor of such element contacts or meets with ei-
8 ther of the congressional intelligence committees (in-
9 cluding a member or an employee thereof) to discuss
10 matters relating to a contract.”.

11 (2) CLERICAL AMENDMENT.—The table of con-
12 tents in the first section of the National Security
13 Act of 1947 is amended by inserting after the item
14 relating to section 506J the following new item:

“Sec. 506K. Oversight of intelligence community contractors.”.

15 (b) APPLICATION.—The amendment made by sub-
16 section (a)(1) shall apply with respect to a contract award-
17 ed by the head of an element of the intelligence community
18 on or after the date of the enactment of this Act.

19 **SEC. 304. ENHANCED PERSONNEL SECURITY PROGRAMS.**

20 Section 11001(d) of title 5, United States Code, is
21 amended—

22 (1) in the subsection heading, by striking
23 “AUDIT” and inserting “REVIEW”;

24 (2) in paragraph (1), by striking “audit” and
25 inserting “review”; and

1 (3) in paragraph (2), by striking “audit” and
2 inserting “review”.

3 **TITLE IV—MATTERS RELATING**
4 **TO ELEMENTS OF THE INTEL-**
5 **LIGENCE COMMUNITY**

6 **Subtitle A—Office of the Director**
7 **of National Intelligence**

8 **SEC. 401. AUTHORITY FOR PROTECTION OF CURRENT AND**
9 **FORMER EMPLOYEES OF THE OFFICE OF THE**
10 **DIRECTOR OF NATIONAL INTELLIGENCE.**

11 Section 5(a)(4) of the Central Intelligence Agency
12 Act of 1949 (50 U.S.C. 3506(a)(4)) is amended by strik-
13 ing “such personnel of the Office of the Director of Na-
14 tional Intelligence as the Director of National Intelligence
15 may designate;” and inserting “current and former per-
16 sonnel of the Office of the Director of National Intel-
17 ligence and their immediate families as the Director of Na-
18 tional Intelligence may designate;”.

19 **SEC. 402. DESIGNATION OF THE PROGRAM MANAGER-IN-**
20 **FORMATION SHARING ENVIRONMENT.**

21 (a) **INFORMATION SHARING ENVIRONMENT.**—Sec-
22 tion 1016(b) of the Intelligence Reform and Terrorism
23 Prevention Act of 2004 (6 U.S.C. 485(b)) is amended—

1 (1) in paragraph (1), by striking “President”
2 and inserting “Director of National Intelligence”;
3 and

4 (2) in paragraph (2), by striking “President”
5 both places that term appears and inserting “Direc-
6 tor of National Intelligence”.

7 (b) PROGRAM MANAGER.—Section 1016(f) of the In-
8 telligence Reform and Terrorism Prevention Act of 2004
9 (6 U.S.C. 485(f)) is amended by striking “The individual
10 designated as the program manager shall serve as pro-
11 gram manager until removed from service or replaced by
12 the President (at the President’s sole discretion).” and in-
13 serting “Beginning on the date of the enactment of the
14 Intelligence Authorization Act for Fiscal Year 2018, each
15 individual designated as the program manager shall be ap-
16 pointed by the Director of National Intelligence.”.

17 **SEC. 403. TECHNICAL CORRECTION TO THE EXECUTIVE**
18 **SCHEDULE.**

19 Section 5313 of title 5, United States Code, is
20 amended by adding at the end the following:

21 “Director of the National Counterintelligence and Se-
22 curity.”.

1 **Subtitle B—Other Elements**

2 **SEC. 411. REQUIREMENTS RELATING TO APPOINTMENT OF** 3 **DIRECTOR AND GENERAL COUNSEL OF NA-** 4 **TIONAL SECURITY AGENCY.**

5 (a) DIRECTOR OF NSA.—Subsection (a) of section
6 2 of the National Security Agency Act of 1959 (Public
7 Law 86–36; 50 U.S.C. 3602) is amended—

8 (1) by redesignating paragraph (3) as para-
9 graph (4); and

10 (2) by inserting after paragraph (2) the fol-
11 lowing new paragraph (3):

12 “(3) An individual appointed as the Director of the
13 National Security Agency shall be a civilian and may not
14 be an individual who, at the time of such appointment,
15 is serving on active duty in the Armed Forces. This para-
16 graph shall not apply to an individual appointed by the
17 President to serve concurrently as the Commander of the
18 United States Cyber Command.”.

19 (b) GENERAL COUNSEL OF NSA.—

20 (1) IN GENERAL.—Such section is further
21 amended by adding at the end the following new
22 subsection:

23 “(c)(1) There is a General Counsel of the National
24 Security Agency.

1 “(2) The General Counsel of the National Security
2 Agency shall be appointed by the President, by and with
3 the advice and consent of the Senate.”.

4 (2) EFFECTIVE DATE.—Subsection (c) of sec-
5 tion 2 of the National Security Agency Act of 1959
6 (Public Law 86–36; 50 U.S.C. 3602) shall apply
7 with respect to any person who is appointed to serve
8 as General Counsel of the National Security Agency
9 on or after January 21, 2021.

10 **SEC. 412. TRANSFER OF CERTAIN COMPONENTS AND FUNC-**
11 **TIONS OF THE DEFENSE INTELLIGENCE**
12 **AGENCY.**

13 (a) NATIONAL CENTER FOR CREDIBILITY ASSESS-
14 MENT.—

15 (1) TRANSFER REQUIRED.—Effective on the
16 date that is 180 days after the date of the enact-
17 ment of this Act, there is transferred from the Di-
18 rector of the Defense Intelligence Agency to the Di-
19 rector of National Intelligence all functions and all
20 assigned responsibilities performed by the National
21 Center for Credibility Assessment.

22 (2) TRANSITION PLAN.—

23 (A) CONGRESSIONAL BRIEFING.—Not later
24 than 60 days after the date of the enactment of
25 this Act, the Director of the Defense Intel-

1 intelligence Agency and the Director of National In-
2 telligence shall jointly brief the congressional in-
3 telligence committees and the congressional de-
4 fense committees on the plan to carry out the
5 transfer required under paragraph (1).

6 (B) SUBMITTAL OF FORMAL PLAN.—Not
7 later than 90 days after the date of the enact-
8 ment of this Act, the Director of the Defense
9 Intelligence Agency and the Director of Na-
10 tional Intelligence shall jointly submit to the
11 congressional intelligence committees and the
12 congressional defense committees a formal plan
13 for the transfer required under paragraph (1).

14 (3) LIMITATION ON USE OF FUNDS.—The Di-
15 rector of the Defense Intelligence Agency may not
16 obligate or expend any funds authorized to be appro-
17 priated for the National Center for Credibility As-
18 sessment for fiscal year 2018 after the date that is
19 180 days after the date of the enactment of this Act.
20 Any such funds that are unobligated or unexpended
21 as of such date shall be transferred to the Director
22 of the National Intelligence.

23 (b) INFORMATION REVIEW TASK FORCE.—

24 (1) TRANSFER REQUIRED.—Effective on the
25 date that is 180 days after the date of the enact-

1 ment of this Act, there is transferred from the Di-
2 rector of the Defense Intelligence Agency to the
3 Chairman of the Joint Chiefs of Staff all functions
4 performed by the Information Review Task Force
5 and all assigned responsibilities performed by the In-
6 formation Review Task Force. Upon such transfer,
7 such Task Force shall be designated as a chairman's
8 controlled activity.

9 (2) TRANSITION PLAN.—

10 (A) CONGRESSIONAL BRIEFING.—Not later
11 than 60 days after the date of the enactment of
12 this Act, the Director of the Defense Intel-
13 ligence Agency and the Chairman of the Joint
14 Chiefs of Staff shall jointly brief the congres-
15 sional intelligence committees and the congres-
16 sional defense committees on the plan to carry
17 out the transfer required under paragraph (1).

18 (B) SUBMITTAL OF FORMAL PLAN.—Not
19 later than 90 days after the date of the enact-
20 ment of this Act, the Director of the Defense
21 Intelligence Agency and the Chairman of the
22 Joint Chiefs of Staff shall jointly submit to the
23 congressional intelligence committees and the
24 congressional defense committees a formal plan
25 for the transfer required under paragraph (1).

1 (3) LIMITATION ON USE OF FUNDS.—The Di-
2 rector of the Defense Intelligence Agency may not
3 obligate or expend any funds authorized to be appro-
4 priated for the Information Review Task Force for
5 fiscal year 2018 after the date that is 180 days after
6 the date of the enactment of this Act. Any such
7 funds that are unobligated or unexpended as of such
8 date shall be transferred to the Chairman of the
9 Joint Chiefs of Staff.

10 (c) IDENTITY INTELLIGENCE PROJECT OFFICE.—

11 (1) ELIMINATION.—Effective on the date that
12 is 180 days after the date of the enactment of this
13 Act, the Director of the Defense Intelligence Agency
14 shall eliminate the Identity Intelligence Project Of-
15 fice, including all functions and assigned responsibil-
16 ities performed by the Identity Intelligence Project
17 Office. All personnel and assets pertaining to such
18 Office shall be transferred to other elements of the
19 Defense Intelligence Agency, as determined by the
20 Director.

21 (2) TRANSITION PLAN.—

22 (A) CONGRESSIONAL BRIEFING.—Not later
23 than 60 days after the date of the enactment of
24 this Act, the Director of the Defense Intel-
25 ligence Agency shall brief the congressional in-

1 intelligence committees and the congressional de-
2 fense committees on the plan to carry out the
3 elimination required under paragraph (1).

4 (B) SUBMITTAL OF FORMAL PLAN.—Not
5 later than 90 days after the date of the enact-
6 ment of this Act, the Director of the Defense
7 Intelligence Agency shall submit to the congress-
8 sional intelligence committees and the congress-
9 sional defense committees a formal plan for the
10 elimination required under paragraph (1).

11 (3) LIMITATION ON USE OF FUNDS.—The Di-
12 rector of the Defense Intelligence Agency may not
13 obligate or expend any funds authorized to be appro-
14 priated for the Identity Intelligence Project Office
15 for fiscal year 2018 after the date that is 180 days
16 after the date of the enactment of this Act. Any
17 such funds that are unobligated or unexpended as of
18 such date shall be transferred to other elements of
19 the Defense Intelligence Agency, as determined by
20 the Director.

21 (d) WATCHLISTING BRANCH.—

22 (1) TRANSFER REQUIRED.—Effective on the
23 date that is 180 days after the date of the enact-
24 ment of this Act, there is transferred from the Di-
25 rector of the Defense Intelligence Agency to the Di-

1 rector for Intelligence of the Joint Staff all functions
2 and all assigned responsibilities performed by the
3 Watchlisting Branch.

4 (2) TRANSITION PLAN.—

5 (A) CONGRESSIONAL BRIEFING.—Not later
6 than 60 days after the date of the enactment of
7 this Act, the Director of the Defense Intel-
8 ligence Agency and the Director for Intelligence
9 of the Joint Staff shall jointly brief the congres-
10 sional intelligence committees and the congres-
11 sional defense committees on the plan to carry
12 out the transfer required under paragraph (1).

13 (B) SUBMITTAL OF FORMAL PLAN.—Not
14 later than 90 days after the date of the enact-
15 ment of this Act, the Director of the Defense
16 Intelligence Agency and the Director for Intel-
17 ligence of the Joint Staff shall jointly submit to
18 the congressional intelligence committees and
19 the congressional defense committees a formal
20 plan for the transfer required under paragraph
21 (1).

22 (3) LIMITATION ON USE OF FUNDS.—The Di-
23 rector of the Defense Intelligence Agency may not
24 obligate or expend any funds authorized to be appro-
25 priated for the Watchlisting Branch for fiscal year

1 2018 after the date that is 180 days after the date
2 of the enactment of this Act. Any such funds that
3 are unobligated or unexpended as of such date shall
4 be transferred to the Director for Intelligence of the
5 Joint Staff.

6 (e) COUNTER THREAT FINANCE.—

7 (1) ELIMINATION.—Not later than 180 days
8 after the date of the enactment of this Act, the Di-
9 rector of the Defense Intelligence Agency shall elimi-
10 nate the Counter Threat Finance analysis function
11 of the Defense Intelligence Agency. All personnel
12 and assets pertaining to such function shall be
13 transferred to other elements of the Defense Intel-
14 ligence Agency, as determined by the Director.

15 (2) TRANSITION PLAN.—

16 (A) CONGRESSIONAL BRIEFING.—Not later
17 than 60 days after the date of the enactment of
18 this Act, the Director of the Defense Intel-
19 ligence Agency shall brief the congressional in-
20 telligence committees and the congressional de-
21 fense committees on the plan to eliminate the
22 Counter Threat Finance analysis function
23 under paragraph (1).

24 (B) SUBMITTAL OF FORMAL PLAN.—Not
25 later than 90 days after the date of the enact-

1 ment of this Act, the Director of the Defense
2 Intelligence Agency shall submit to the congress-
3 sional intelligence committees and the congress-
4 sional defense committees a formal plan to
5 eliminate such function under paragraph (1).

6 (3) LIMITATION ON USE OF FUNDS.—The Di-
7 rector of the Defense Intelligence Agency may not
8 obligate or expend any funds authorized to be appro-
9 priated for the Counter Threat Finance analysis
10 function for fiscal year 2018 after the date that is
11 180 days after the date of the enactment of this Act.
12 Any such funds that are unobligated or unexpended
13 as of such date shall be transferred to other ele-
14 ments of the Defense Intelligence Agency, as deter-
15 mined by the Director.

16 (f) UNDERGROUND FACILITIES ANALYSIS CEN-
17 TER.—

18 (1) TRANSFER REQUIRED.—Effective on the
19 date that is 180 days after the date of the enact-
20 ment of this Act, there is transferred from the Di-
21 rector of the Defense Intelligence Agency to the Di-
22 rector of National Intelligence all functions and all
23 assigned responsibilities performed by the Under-
24 ground Facilities Analysis Center.

25 (2) TRANSITION PLAN.—

1 (A) CONGRESSIONAL BRIEFING.—Not later
2 than 60 days after the date of the enactment of
3 this Act, the Director of the Defense Intel-
4 ligence Agency and the Director of National In-
5 telligence shall jointly brief the congressional in-
6 telligence committees and the congressional de-
7 fense committees on the plan to carry out the
8 transfer required under paragraph (1).

9 (B) SUBMITTAL OF FORMAL PLAN.—Not
10 later than 90 days after the date of the enact-
11 ment of this Act, the Director of the Defense
12 Intelligence Agency and the Director of Na-
13 tional Intelligence shall jointly submit to the
14 congressional intelligence committees and the
15 congressional defense committees a formal plan
16 for the transfer required under paragraph (1).

17 (3) LIMITATION ON USE OF FUNDS.—The Di-
18 rector of the Defense Intelligence Agency may not
19 obligate or expend any funds authorized to be appro-
20 priated for the Underground Facilities Analysis Cen-
21 ter for fiscal year 2018 after the date that is 180
22 days after the date of the enactment of this Act.
23 Any such funds that are unobligated or unexpended
24 as of such date shall be transferred to the Director
25 of National Intelligence.

1 (g) NATIONAL INTELLIGENCE UNIVERSITY.—

2 (1) TRANSFER REQUIRED.—Effective on the
3 date that is 180 days after the date of the enact-
4 ment of this Act, there is transferred from the Di-
5 rector of the Defense Intelligence Agency to the Di-
6 rector of National Intelligence all functions and all
7 assigned responsibilities performed by the National
8 Intelligence University.

9 (2) TRANSITION PLAN.—

10 (A) CONGRESSIONAL BRIEFING.—Not later
11 than 60 days after the date of the enactment of
12 this Act, the Director of the Defense Intel-
13 ligence Agency and the Director of National In-
14 telligence shall jointly brief the congressional in-
15 telligence committees and the congressional de-
16 fense committees on the plan to carry out the
17 transfer required under paragraph (1).

18 (B) SUBMITTAL OF FORMAL PLAN.—Not
19 later than 90 days after the date of the enact-
20 ment of this Act, the Director of the Defense
21 Intelligence Agency and the Director of Na-
22 tional Intelligence shall jointly submit to the
23 congressional intelligence committees and the
24 congressional defense committees a formal plan
25 for the transfer required under paragraph (1).

1 (3) LIMITATION ON USE OF FUNDS.—The Di-
2 rector of the Defense Intelligence Agency may not
3 obligate or expend any funds authorized to be appro-
4 priated for the National Intelligence University for
5 fiscal year 2018 after the date that is 180 days after
6 the date of the enactment of this Act. Any such
7 funds that are unobligated or unexpended as of such
8 date shall be transferred to the Director of National
9 Intelligence.

10 (h) CONGRESSIONAL NOTICE FOR REPROGRAM-
11 MING.—Not later than 30 days before transferring any
12 funds relating to transferring or eliminating any function
13 under this section, the Director of the Defense Intelligence
14 Agency shall submit to the congressional intelligence com-
15 mittees and the congressional defense committees notice
16 in writing of such transfer.

17 (i) TREATMENT OF CERTAIN FUNCTIONS AND RE-
18 SPONSIBILITIES.—

19 (1) IN GENERAL.—In the case of any function
20 or executive agent responsibility that is transferred
21 to the Director of National Intelligence pursuant to
22 this section, the Director of National Intelligence
23 may not delegate such function or responsibility to
24 another element of the intelligence community.

1 (2) EXECUTIVE AGENT RESPONSIBILITY.—In
2 this subsection, the term “executive agent responsi-
3 bility” means the specific responsibilities, functions,
4 and authorities assigned by the Director of National
5 Intelligence to the head of an intelligence community
6 element to provide defined levels of support for intel-
7 ligence operations, or administrative or other des-
8 ignated activities.

9 (j) DEADLINE FOR POLICY UPDATES.—Not later
10 than 180 days after the date of the enactment of this Act,
11 the Director of National Intelligence and the Under Sec-
12 retary of Defense for Intelligence shall ensure that all rel-
13 evant policies of the intelligence community and Depart-
14 ment of Defense are updated to reflect the transfers re-
15 quired to be made pursuant to this section.

16 (k) TREATMENT OF TRANSFERRED FUNCTIONS.—
17 No transferred functions or assigned responsibility re-
18 ferred to in subsection (a), (b), (d), (f), or (g) shall be
19 considered a new start by the receiving element, including
20 in the case of any lapse of appropriation for such trans-
21 ferred function or assigned responsibility.

22 (l) CONGRESSIONAL DEFENSE COMMITTEES DE-
23 FINED.—In this section, the term “congressional defense
24 committees” means—

1 (1) the Committees on Armed Services of the
2 Senate and House of Representatives; and

3 (2) the Committees on Appropriations of the
4 Senate and House of Representatives.

5 **SEC. 413. TECHNICAL AMENDMENTS RELATED TO THE DE-**
6 **PARTMENT OF ENERGY.**

7 (a) **ATOMIC ENERGY DEFENSE ACT.**—Section
8 4524(b)(2) of the Atomic Energy Defense Act (50 U.S.C.
9 2674(b)(2)) is amended by inserting “Intelligence and”
10 after “The Director of”.

11 (b) **NATIONAL SECURITY ACT OF 1947.**—Paragraph
12 (2) of section 106(b) of the National Security Act of 1947
13 (50 U.S.C. 3041(b)(2)) is amended—

14 (1) in subparagraph (E), by inserting “and
15 Counterintelligence” after “Office of Intelligence”;

16 (2) by striking subparagraph (F);

17 (3) by redesignating subparagraphs (G), (H),
18 and (I) as subparagraphs (F), (G), and (H), respec-
19 tively; and

20 (4) in subparagraph (I), by realigning the mar-
21 gin of such subparagraph two ems to the left.

1 **TITLE V—MATTERS RELATING**
2 **TO FOREIGN COUNTRIES**

3 **SEC. 501. ASSESSMENT OF SIGNIFICANT RUSSIAN INFLU-**
4 **ENCE CAMPAIGNS DIRECTED AT FOREIGN**
5 **ELECTIONS AND REFERENDA.**

6 (a) ASSESSMENT REQUIRED.—Not later than 60
7 days after the date of the enactment of this Act, the Direc-
8 tor of National Intelligence shall submit to the congress-
9 sional intelligence committees a report containing an ana-
10 lytical assessment of the most significant Russian influ-
11 ence campaigns, if any, conducted during the 3-year pe-
12 riod preceding the date of the enactment of this Act, as
13 well as the most significant current or planned such Rus-
14 sian influence campaigns, if any. Such assessment shall
15 include—

16 (1) a summary of such significant Russian in-
17 fluence campaigns, including, at a minimum, the
18 specific means by which such campaigns were con-
19 ducted, are being conducted, or likely will be con-
20 ducted, as appropriate, and the specific goal of each
21 such campaign;

22 (2) a summary of any defenses against or re-
23 sponses to such Russian influence campaigns by the
24 foreign state holding the elections or referenda; and

1 (3) an assessment of the effectiveness of such
2 defenses and responses, including the reasons for the
3 assessment.

4 (b) FORM.—The report required by subsection (a)
5 may be submitted in classified form, but if so submitted,
6 shall contain an unclassified summary.

7 (c) RUSSIAN INFLUENCE CAMPAIGN DEFINED.—In
8 this section, the term “Russian influence campaign”
9 means any effort, covert or overt, and by any means, at-
10 tributable to the Russian Federation directed at an elec-
11 tion, referendum, or similar process in a country other
12 than the Russian Federation or the United States.

13 **SEC. 502. FOREIGN COUNTERINTELLIGENCE AND CYBERSE-**
14 **CURITY THREATS TO FEDERAL ELECTION**
15 **CAMPAIGNS.**

16 (a) REPORTS REQUIRED.—

17 (1) IN GENERAL.—As provided in paragraph
18 (2), for each Federal election, the Director of Na-
19 tional Intelligence, in coordination with the Under
20 Secretary of Homeland Security for Intelligence and
21 Analysis and the Director of the Federal Bureau of
22 Investigation, shall make publicly available on an
23 internet website an advisory report on foreign coun-
24 terintelligence and cybersecurity threats to election
25 campaigns for Federal offices. Each such report

1 shall include, consistent with the protection of
2 sources and methods, each of the following:

3 (A) A description of foreign counterintel-
4 ligence and cybersecurity threats to election
5 campaigns for Federal offices.

6 (B) A summary of best practices that elec-
7 tion campaigns for Federal offices can employ,
8 in seeking to counter such threats.

9 (C) An identification of any publicly avail-
10 able resources, including United States Govern-
11 ment resources, for countering such threats.

12 (2) SCHEDULE FOR SUBMITTAL.—A report
13 under this subsection shall be made available as fol-
14 lows:

15 (A) In the case of a report regarding an
16 election held for the office of Senator or Mem-
17 ber of the House of Representatives during
18 2018, not later than the date that is 60 days
19 after the date of the enactment of this Act.

20 (B) In the case of a report regarding an
21 election for a Federal office during any subse-
22 quent year, not later than the date that is one
23 year before the date of the election.

24 (3) INFORMATION TO BE INCLUDED.—A report
25 under this subsection shall reflect the most current

1 information available to the Director of National In-
2 telligence regarding foreign counterintelligence and
3 cybersecurity threats.

4 (b) TREATMENT OF CAMPAIGNS SUBJECT TO
5 HEIGHTENED THREATS.—If the Director of the Federal
6 Bureau of Investigation and the Under Secretary of
7 Homeland Security for Intelligence and Analysis jointly
8 determine that an election campaign for Federal office is
9 subject to a heightened foreign counterintelligence or cy-
10 bersecurity threat, the Director and the Under Secretary,
11 consistent with the protection of sources and methods,
12 may make available additional information to the appro-
13 priate representatives of such campaign.

14 **SEC. 503. ASSESSMENT OF THREAT FINANCE RELATING TO**
15 **THE RUSSIAN FEDERATION.**

16 (a) REPORT.—Not later than 60 days after the date
17 of the enactment of this Act, the Director of National In-
18 telligence, acting through the National Intelligence Man-
19 ager for Threat Finance, shall submit to the congressional
20 intelligence committees a report containing an assessment
21 of the financing of threat activity by the Russian Federa-
22 tion.

23 (b) MATTERS INCLUDED.—The report under sub-
24 section (a) shall include, at a minimum, the following:

1 (1) A summary of leading examples from the 3-
2 year period prior to the date of the report of any
3 threat finance activities conducted by, for the benefit
4 of, or at the behest of officials of the Government
5 of Russia, persons subject to sanctions under any
6 provision of law imposing sanctions with respect to
7 Russia, or Russian nationals subject to sanctions
8 under any other provision of law.

9 (2) An assessment with respect to any trends or
10 patterns in threat finance activities relating to Rus-
11 sia, including common methods of conducting such
12 activities.

13 (3) A summary of engagement and coordination
14 with international partners on threat finance relat-
15 ing to Russia, especially in Europe, including exam-
16 ples of such engagement and coordination.

17 (4) An identification of any resource and collec-
18 tion gaps.

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

21 (d) THREAT FINANCE DEFINED.—In this section,
22 the term “threat finance” means—

23 (1) the financing of cyber operations, global in-
24 fluence campaigns, intelligence service activities, pro-

1 liferation, terrorism, or transnational crime and
2 drug organizations;

3 (2) the methods and entities used to spend,
4 store, move, raise, or conceal money or value on be-
5 half of threat actors;

6 (3) sanctions evasion; or

7 (4) other forms of threat financing domestically
8 or internationally, as defined by the President.

9 **TITLE VI—REPORTS AND OTHER** 10 **MATTERS**

11 **SEC. 601. PERIOD OF OVERSEAS ASSIGNMENTS FOR CER-** 12 **TAIN FOREIGN SERVICE OFFICERS.**

13 (a) **LENGTH OF PERIOD OF ASSIGNMENT.**—Sub-
14 section (a) of section 502 of the Foreign Service Act of
15 1980 (22 U.S.C. 3982) is amended by adding at the end
16 the following new paragraph:

17 “(3) In making assignments under paragraph (1),
18 and in accordance with section 903, and, if applicable, sec-
19 tion 503, the Secretary shall assure that a member of the
20 Service may serve at a post for a period of not more than
21 six consecutive years.”.

22 (b) **FOREIGN LANGUAGE DEPLOYMENT REQUIRE-**
23 **MENTS.**—Section 702 of the Foreign Service Act of 1980
24 (22 U.S.C. 4022) is amended by—

1 (1) redesignating subsection (c) as subsection
2 (d); and

3 (2) inserting after subsection (b) the following
4 new subsection:

5 “(c) FOREIGN LANGUAGE DEPLOYMENT REQUIRE-
6 MENTS.—

7 “(1) IN GENERAL.—The Secretary of State,
8 with the assistance of other relevant officials, shall
9 require all members of the Service who receive for-
10 eign language training in Arabic, Farsi, Chinese
11 (Mandarin or Cantonese), Turkish, Korean, and
12 Japanese by the institution or otherwise in accord-
13 ance with subsection (b) to serve three successive
14 tours in positions in which the acquired language is
15 both relevant and determined to be a benefit to the
16 Department.

17 “(2) OVERSEAS DEPLOYMENTS.—In carrying
18 out paragraph (1), at least one of the three succes-
19 sive tours referred to in such paragraph shall be an
20 overseas deployment.

21 “(3) WAIVER.—The Secretary of State may
22 waive the application of paragraph (1) for medical
23 or family hardship or in the interest of national se-
24 curity.

1 “(4) CONGRESSIONAL NOTIFICATION.—The
2 Secretary of State shall notify the Committees on
3 Appropriations and Foreign Affairs of the House of
4 Representatives and Committees on Appropriations
5 and Foreign Relations of the Senate at the end of
6 each fiscal year of any instances during the prior
7 twelve months in which the waiver authority de-
8 scribed in paragraph (3) was invoked.”.

9 **SEC. 602. SEMIANNUAL REPORTS ON INVESTIGATIONS OF**
10 **UNAUTHORIZED PUBLIC DISCLOSURES OF**
11 **CLASSIFIED INFORMATION.**

12 (a) IN GENERAL.—Title XI of the National Security
13 Act of 1947 (50 U.S.C. 3091 et seq.) is amended by add-
14 ing at the end the following new section:

15 **“SEC. 1105. SEMIANNUAL REPORTS ON INVESTIGATIONS OF**
16 **UNAUTHORIZED PUBLIC DISCLOSURES OF**
17 **CLASSIFIED INFORMATION.**

18 “(a) IN GENERAL.—On a semiannual basis, each cov-
19 ered official shall submit to the congressional intelligence
20 committees a report that includes, with respect to the pre-
21 ceding 6-month period—

22 “(1) the number of investigations opened by the
23 covered official regarding an unauthorized public
24 disclosure of classified information;

1 “(2) the number of investigations completed by
2 the covered official regarding an unauthorized public
3 disclosure of classified information; and

4 “(3) of the number of such completed investiga-
5 tions identified under paragraph (2), the number re-
6 ferred to the Attorney General for criminal inves-
7 tigation.

8 “(b) DEFINITIONS.—In this section:

9 “(1) The term ‘covered official’ means—

10 “(A) the heads of each element of the in-
11 telligence community; and

12 “(B) the inspectors general with oversight
13 responsibility for an element of the intelligence
14 community.

15 “(2) The term ‘investigation’ means any in-
16 quiry, whether formal or informal, into the existence
17 of an unauthorized public disclosure of classified in-
18 formation.

19 “(3) The term ‘unauthorized public disclosure
20 of classified information’ means the unauthorized
21 disclosure of classified information to a journalist or
22 media organization.”.

23 (b) CLERICAL AMENDMENT.—The table of contents
24 in the first section of the National Security Act of 1947

1 is amended by inserting after the item relating to section
2 1104 the following new item:

“Sec. 1105. Semiannual reports on investigations of unauthorized disclosures of
classified information.”.

3 **SEC. 603. INTELLIGENCE COMMUNITY REPORTS ON SECU-**
4 **RITY CLEARANCES.**

5 Section 506H of the National Security Act of 1947
6 (50 U.S.C. 3104) is amended—

7 (1) in subsection (a)(1)—

8 (A) in subparagraph (A)(ii), by inserting
9 “and” after the semicolon;

10 (B) in subparagraph (B)(ii), by striking “;
11 and” and inserting a period; and

12 (C) by striking subparagraph (C);

13 (2) by redesignating subsection (b) as sub-
14 section (c);

15 (3) by inserting after subsection (a) the fol-
16 lowing new subsection (b):

17 “(b) INTELLIGENCE COMMUNITY REPORTS.—(1)

18 Not later than March 1 of each year, the Director of Na-
19 tional Intelligence shall submit to the congressional intel-

20 ligence committees a report on the security clearances
21 processed by each element of the intelligence community

22 during the preceding calendar year. Each such report shall
23 separately identify security clearances processed by each

1 such element and shall cover Federal employees and con-
2 tractor employees.

3 “(2) Each report submitted under paragraph (1)
4 shall include each of the following for each element of the
5 intelligence community for the year covered by the report:

6 “(A) The total number of initial security clear-
7 ance background investigations opened for new ap-
8 plicants.

9 “(B) The total number of security clearance
10 periodic re-investigations opened for existing employ-
11 ees.

12 “(C) The total number of initial security clear-
13 ance background investigations for new applicants
14 that were finalized and adjudicated with notice of a
15 determination provided to the prospective applicant,
16 including—

17 “(i) the total number that were adju-
18 dicated favorably and granted access to classi-
19 fied information; and

20 “(ii) the total number that were adju-
21 dicated unfavorably and resulted in a denial or
22 revocation of a security clearance.

23 “(D) The total number of security clearance
24 periodic background investigations that were final-

1 ized and adjudicated with notice of a determination
2 provided to the existing employee, including—

3 “(i) the total number that were adju-
4 dicated favorably; and

5 “(ii) the total number that were adju-
6 dicated unfavorably and resulted in a denial or
7 revocation of a security clearance.

8 “(E) The total number of pending security
9 clearance background investigations, including initial
10 applicant investigations and periodic re-investiga-
11 tions, that were not finalized and adjudicated as of
12 the last day of such year and that remained pending
13 as follows:

14 “(i) For 180 days or less.

15 “(ii) For 180 days or longer, but less than
16 12 months.

17 “(iii) For 12 months or longer, but less
18 than 18 months.

19 “(iv) For 18 months or longer, but less
20 than 24 months.

21 “(v) For 24 months or longer.

22 “(F) In the case of security clearance deter-
23 minations completed or pending during the year pre-
24 ceding the year for which the report is submitted

1 that have taken longer than 12 months to com-
2 plete—

3 “(i) the cause of the delay for such deter-
4 minations; and

5 “(ii) the number of such determinations
6 for which polygraph examinations were re-
7 quired.

8 “(G) The percentage of security clearance in-
9 vestigations, including initial and periodic re-inves-
10 tigation, that resulted in a denial or revocation of
11 a security clearance.

12 “(H) The percentage of security clearance in-
13 vestigations that resulted in incomplete information.

14 “(I) The percentage of security clearance inves-
15 tigation that did not result in enough information
16 to make a decision on potentially adverse informa-
17 tion.

18 “(3) The report required under this subsection shall
19 be submitted in unclassified form, but may include a clas-
20 sified annex.”; and

21 (4) in subsection (c), as redesignated by para-
22 graph (2), by inserting “and (b)” after “subsection
23 (a)(1)”.

1 **SEC. 604. REPORT ON EXPANSION OF SECURITY PROTEC-**
2 **TIVE SERVICES JURISDICTION.**

3 (a) REPORT.—Not later than 60 days after the date
4 of the enactment of this Act, the Director of the Central
5 Intelligence Agency shall submit to the congressional intel-
6 ligence committees a report on the feasibility, justification,
7 costs, and benefits of expanding the jurisdiction of the
8 protective services of the Central Intelligence Agency
9 under section 15(a)(1) of the Central Intelligence Agency
10 Act of 1949 (50 U.S.C. 3515(a)). The report shall in-
11 clude—

12 (1) an explanation of the need for expanding
13 such jurisdiction beyond the 500-foot limit specified
14 in such section 15(a)(1); and

15 (2) an identification of any comparable depart-
16 ments or agencies of the Federal Government in the
17 Washington metropolitan region (as defined in sec-
18 tion 8301 of title 40, United States Code) whose
19 protective services jurisdictions exceed 500 feet.

20 (b) FORM.—The report under subsection (a) may be
21 submitted in classified form.

22 **SEC. 605. REPORT ON ROLE OF DIRECTOR OF NATIONAL IN-**
23 **TELLIGENCE WITH RESPECT TO CERTAIN**
24 **FOREIGN INVESTMENTS.**

25 (a) REPORT.—Not later than 180 days after the date
26 of the enactment of this Act, the Director of National In-

1 telligence, in consultation with the heads of the elements
2 of the intelligence community determined appropriate by
3 the Director, shall submit to the congressional intelligence
4 committees a report on the role of the Director in pre-
5 paring analytic materials in connection with the evaluation
6 by the Federal Government of national security risks asso-
7 ciated with potential foreign investments into the United
8 States.

9 (b) MATTERS INCLUDED.—The report under sub-
10 section (a) shall—

11 (1) describe the current process for the provi-
12 sion of the analytic materials described in subsection
13 (a);

14 (2) identify the most significant benefits and
15 drawbacks of such process with respect to the role
16 of the Director, including any benefits or drawbacks
17 relating to the time allotted to the Director to pre-
18 pare such materials; and

19 (3) include recommendations to improve such
20 process.

21 **SEC. 606. REPORT ON GEOSPATIAL COMMERCIAL ACTIVI-**
22 **TIES FOR BASIC AND APPLIED RESEARCH**
23 **AND DEVELOPMENT.**

24 (a) REPORT.—Not later than 90 days after the date
25 of the enactment of this Act, the Director of the National

1 Geospatial-Intelligence Agency, in coordination with the
2 Director of National Intelligence, the Director of the Cen-
3 tral Intelligence Agency, and the Director of the National
4 Reconnaissance Office, shall submit to the appropriate
5 congressional committees a report on the feasibility, risks,
6 costs, and benefits of providing the private sector and aca-
7 demia, on a need-driven, tailored basis and consistent with
8 the protection of sources and methods and civil liberties,
9 access to data in the possession of the National
10 Geospatial-Intelligence Agency for the purpose of fostering
11 the efforts of the private sector and academia in basic re-
12 search, applied research, data transfers, and development
13 projects, with respect to automation, artificial intelligence,
14 and associated algorithms.

15 (b) ELEMENTS.—The report under subsection (a)
16 shall include—

17 (1) the identification of any additional authori-
18 ties that the Director requires to provide the private
19 sector and academia with the access to data de-
20 scribed in such subsection, on a need-driven, tailored
21 basis and consistent with applicable laws and proce-
22 dures relating to the protection of sources and meth-
23 ods, privacy, and civil liberties; and

24 (2) market research to—

1 (A) assess the commercial and academic
2 interest in such data; and

3 (B) determine likely private-sector entities
4 and institutions of higher education interested
5 in public-private partnerships relating to such
6 data.

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

10 (1) the Committees on Armed Services of the
11 House of Representatives and the Senate; and

12 (2) the Permanent Select Committee on Intel-
13 ligence of the House of Representatives and the Se-
14 lect Committee on Intelligence of the Senate.

15 **SEC. 607. REPORT ON CYBER EXCHANGE PROGRAM.**

16 (a) REPORT.—Not later than 90 days after the date
17 of the enactment of this Act, the Director of National In-
18 telligence shall submit to the congressional intelligence
19 committees a report on the potential establishment of a
20 fully voluntary exchange program between elements of the
21 intelligence community and private technology companies
22 under which—

23 (1) an employee of an element of the intel-
24 ligence community with demonstrated expertise and
25 work experience in cybersecurity or related dis-

1 ciplines may elect to be temporarily detailed to a pri-
2 vate technology company that has elected to receive
3 the detailee; and

4 (2) an employee of a private technology com-
5 pany with demonstrated expertise and work experi-
6 ence in cybersecurity or related disciplines may elect
7 to be temporarily detailed to an element of the intel-
8 ligence community that has elected to receive the
9 detailee.

10 (b) MATTERS INCLUDED.—The report under sub-
11 section (a) shall include the following:

12 (1) The feasibility of establishing the exchange
13 program described in such subsection.

14 (2) Identification of any challenges in estab-
15 lishing the exchange program.

16 (3) An evaluation of the benefits to the intel-
17 ligence community that would result from the ex-
18 change program.

19 **SEC. 608. REVIEW OF INTELLIGENCE COMMUNITY PARTICI-**
20 **PATION IN VULNERABILITIES EQUITIES**
21 **PROCESS.**

22 (a) REVIEW.—Not later than 180 days after the date
23 of the enactment of this Act, the Inspector General of the
24 Intelligence Community shall review, with respect to the
25 3-year period preceding the date of the review, the roles

1 and responsibilities of the elements of the intelligence com-
2 munity in the process of the Federal Government for de-
3 termining whether, when, how, and to whom information
4 about a vulnerability that is not publicly known will be
5 shared with or released to a non-Federal entity or the pub-
6 lic.

7 (b) REPORT.—

8 (1) SUBMISSION.—Not later than 240 days
9 after the date of the enactment of this Act, the In-
10 spector General shall submit to the congressional in-
11 telligence committees a report on the results of the
12 review under subsection (a).

13 (2) ELEMENTS.—The report under paragraph
14 (1) shall include the following:

15 (A) A description of the roles and respon-
16 sibilities of the elements of the intelligence com-
17 munity in the process of determining whether,
18 when, how, and to whom information about a
19 vulnerability that is not publicly known will be
20 shared or released to a non-Federal entity or
21 the public.

22 (B) The criteria used by the Federal Gov-
23 ernment, including elements of the intelligence
24 community, in making such determination.

1 (C) With respect to the period covered by
2 the review—

3 (i) a summary of vulnerabilities
4 known to elements of the intelligence com-
5 munity that were reviewed by the Federal
6 Government pursuant to such process, in-
7 cluding—

8 (I) the number of vulnerabilities
9 known to the intelligence community
10 that were reviewed; and

11 (II) of such number of reviewed
12 vulnerabilities, the number for which
13 information was shared with or re-
14 leased to a non-Federal entity or the
15 public; and

16 (ii) an assessment of whether there
17 were any vulnerabilities known to elements
18 of the intelligence community that were
19 not reviewed pursuant to such process, and
20 if so, the basis and rationale for not con-
21 ducting such a review.

22 (D) A description of any current mecha-
23 nisms for overseeing such process.

24 (E) Recommendations to improve the effi-
25 ciency, effectiveness, accountability, and, con-

1 sistent with national security, transparency of
2 such process.

3 (F) Any other matters the Inspector Gen-
4 eral determines appropriate.

5 (3) FORM.—The report may be submitted in
6 classified form.

7 (c) VULNERABILITY DEFINED.—In this section, the
8 term “vulnerability” means, with respect to information
9 technology, a design, configuration, or implementation
10 weakness in a technology, product, system, service, or ap-
11 plication that can be exploited or triggered to cause unex-
12 pected or unintended behavior.

13 **SEC. 609. REVIEW OF INTELLIGENCE COMMUNITY WHIS-**
14 **TLEBLOWER MATTERS.**

15 (a) REVIEW OF WHISTLEBLOWER MATTERS.—The
16 Inspector General of the Intelligence Community, in con-
17 sultation with the inspectors general for the Central Intel-
18 ligence Agency, the National Security Agency, the Na-
19 tional Geospatial-Intelligence Agency, the Defense Intel-
20 ligence Agency, and the National Reconnaissance Office,
21 shall conduct a review of the authorities, policies, inves-
22 tigatory standards, and other practices and procedures re-
23 lating to intelligence community whistleblower matters,
24 with respect to such inspectors general.

1 (b) OBJECTIVE OF REVIEW.—The objective of the re-
2 view required under subsection (a) is to identify any dis-
3 crepancies, inconsistencies, or other issues, which frustrate
4 the timely and effective reporting of intelligence commu-
5 nity whistleblower matters to appropriate inspectors gen-
6 eral and to the congressional intelligence committees, and
7 the fair and expeditious investigation and resolution of
8 such matters.

9 (c) CONDUCT OF REVIEW.—The Inspector General of
10 the Intelligence Community shall take such measures as
11 the Inspector General determines necessary in order to en-
12 sure that the review required by subsection (a) is con-
13 ducted in an independent and objective fashion.

14 (d) REPORT.—Not later than 270 days after the date
15 of the enactment of this Act, the Inspector General of the
16 Intelligence Community shall submit to the congressional
17 intelligence committees a written report containing the re-
18 sults of the review required under subsection (a), along
19 with recommendations to improve the timely and effective
20 reporting of intelligence community whistleblower matters
21 to inspectors general and to the congressional intelligence
22 committees and the fair and expeditious investigation and
23 resolution of such matters.

1 **SEC. 610. SENSE OF CONGRESS ON NOTIFICATIONS OF CER-**
2 **TAIN DISCLOSURES OF CLASSIFIED INFOR-**
3 **MATION.**

4 (a) FINDINGS.—Congress finds that section 502 of
5 the National Security Act of 1947 (50 U.S.C. 3092) re-
6 quires elements of the intelligence community to keep the
7 congressional intelligence committees “fully and currently
8 informed” about all “intelligence activities” of the United
9 States, and to “furnish to the congressional intelligence
10 committees any information or material concerning intel-
11 ligence activities . . . which is requested by either of the
12 congressional intelligence committees in order to carry out
13 its authorized responsibilities.”.

14 (b) SENSE OF CONGRESS.—It is the sense of Con-
15 gress that—

16 (1) the authorities described in subsection (a),
17 together with other intelligence community authori-
18 ties, obligate an element of the intelligence commu-
19 nity to submit to the congressional intelligence com-
20 mittees written notification, by not later than 7 days
21 after becoming aware, that an individual in the exec-
22 utive branch has disclosed covered classified infor-
23 mation to an official of an adversary foreign govern-
24 ment using methods other than established intel-
25 ligence channels; and

26 (2) each such notification should include—

1 (A) the date and place of the disclosure of
2 classified information covered by the notifica-
3 tion;

4 (B) a description of such classified infor-
5 mation;

6 (C) identification of the individual who
7 made such disclosure and the individual to
8 whom such disclosure was made; and

9 (D) a summary of the circumstances of
10 such disclosure.

11 (c) DEFINITIONS.—In this section:

12 (1) The term “adversary foreign government”
13 means the government of any of the following for-
14 eign countries:

15 (A) North Korea.

16 (B) Iran.

17 (C) China.

18 (D) Russia.

19 (E) Cuba.

20 (2) The term “covered classified information”
21 means classified information that was—

22 (A) collected by an element of the intel-
23 ligence community; or

1 (B) provided by the intelligence service or
2 military of a foreign country to an element of
3 the intelligence community.

4 (3) The term “established intelligence chan-
5 nels” means methods to exchange intelligence to co-
6 ordinate foreign intelligence relationships, as estab-
7 lished pursuant to law by the Director of National
8 Intelligence, the Director of the Central Intelligence
9 Agency, the Director of the National Security Agen-
10 cy, or other head of an element of the intelligence
11 community.

12 (4) The term “individual in the executive
13 branch” means any officer or employee of the execu-
14 tive branch, including individuals—

15 (A) occupying a position specified in article
16 II of the Constitution;

17 (B) appointed to a position by an indi-
18 vidual described in subparagraph (A); or

19 (C) serving in the civil service or the senior
20 executive service (or similar service for senior
21 executives of particular departments or agen-
22 cies).

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