

## Calendar No. 490

117TH CONGRESS  
2D SESSION**S. 4653**

To provide for certain authorities of the Department of State, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 28, 2022

Mr. MENENDEZ (for himself and Mr. RISCH) introduced the following bill;  
which was read twice and referred to the Committee on Foreign Relations

SEPTEMBER 15, 2022

Reported by Mr. MENENDEZ, with an amendment

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

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**A BILL**

To provide for certain authorities of the Department of  
State, 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       “Department of State Authorization Act of 2022”.

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—ORGANIZATION AND OPERATIONS OF THE DEPARTMENT OF STATE

- Sec. 101: Modernizing the Bureau of Arms Control, Verification, and Compliance and the Bureau of International Security and Non-proliferation.  
 Sec. 102: Notification to Congress for United States nationals unlawfully or wrongfully detained abroad.  
 Sec. 103: Family Engagement Coordinator.  
 Sec. 104: Rewards for Justice.  
 Sec. 105: Ensuring geographic diversity and accessibility of passport agencies.  
 Sec. 106: Cultural Antiquities Task Force.

## TITLE H—PERSONNEL ISSUES

- Sec. 201: Department of State paid Student Internship Program.  
 Sec. 202: Improvements to the prevention of, and the response to, harassment, discrimination, sexual assault, and related retaliation.  
 Sec. 203: Increasing the maximum amount authorized for science and technology fellowship grants and cooperative agreements.  
 Sec. 204: Additional personnel to address backlogs in hiring and investigations.  
 Sec. 205: Commission on Reform and Modernization of the Department of State.  
 Sec. 206: Foreign affairs training.  
 Sec. 207: Security clearance approval process.  
 Sec. 208: Addendum for study on foreign service allowances.  
 Sec. 209: Curtailments, removals from post, and waivers of privileges and immunities.  
 Sec. 210: Report on worldwide availability.  
 Sec. 211: Professional development.  
 Sec. 212: Management assessments at diplomatic and consular posts.

## TITLE III—EMBASSY SECURITY AND CONSTRUCTION

- Sec. 301: Amendments to Secure Embassy Construction and Counterterrorism Act of 1999.  
 Sec. 302: Diplomatic support and security.

## TITLE IV—A DIVERSE WORKFORCE: RECRUITMENT, RETENTION, AND PROMOTION

- Sec. 401: Report on barriers to applying for employment with the Department of State.  
 Sec. 402: Collection, analysis, and dissemination of workforce data.  
 Sec. 403: Centers of Excellence in Foreign Affairs and Assistance.

## TITLE V—INFORMATION SECURITY AND CYBER DIPLOMACY

- Sec. 501: United States international cyberspace policy.  
 Sec. 502: Bureau of Cyberspace and Digital Policy.  
 Sec. 503: International cyberspace and digital policy strategy.  
 Sec. 504: Government Accountability Office report on cyber diplomacy.  
 Sec. 505: Report on diplomatic programs to detect and respond to cyber threats against allies and partners.

- Sec. 506. Cybersecurity recruitment and retention.
- Sec. 507. Short course on emerging technologies for senior officials.
- Sec. 508. Establishment and expansion of Regional Technology Officer Program.
- Sec. 509. Vulnerability disclosure policy and bug bounty program report.

#### TITLE VI—PUBLIC DIPLOMACY

- Sec. 601. United States participation in international fairs and expositions.
- Sec. 602. Press freedom curriculum.
- Sec. 603. Global Engagement Center.
- Sec. 604. Under Secretary for Public Diplomacy.

#### TITLE VII—OTHER MATTERS

- Sec. 701. Supporting the employment of United States citizens by international organizations.
- Sec. 702. Increasing housing availability for certain employees assigned to the United States Mission to the United Nations.
- Sec. 703. Limitation on United States contributions to peacekeeping operations not authorized by the United Nations Security Council.
- Sec. 704. Boards of Radio Free Europe/Radio Liberty, Radio Free Asia, the Middle East Broadcasting Networks, and the Open Technology Fund.
- Sec. 705. Broadcasting entities no longer required to consolidate into a single private, nonprofit corporation.
- Sec. 706. International broadcasting activities.
- Sec. 707. Global internet freedom.
- Sec. 708. Arms Export Control Act alignment with the Export Control Reform Act.
- Sec. 709. Increasing the maximum annual lease payment available without approval by the Secretary.
- Sec. 710. Report on United States access to critical mineral resources abroad.
- Sec. 711. Ensuring the integrity of communications cooperation.
- Sec. 712. Congressional oversight, quarterly review, and authority relating to concurrence provided by chiefs of mission for the provision of support relating to certain United States Government operations.
- Sec. 713. Provision of parking services and retention of parking fees.
- Sec. 714. Diplomatic reception areas.
- Sec. 715. Consular and border security programs visa services cost recovery proposal.

#### TITLE VIII—EXTENSION OF AUTHORITIES

- Sec. 801. Consulting services.
- Sec. 802. Diplomatic facilities.
- Sec. 803. Extension of existing authorities.
- Sec. 804. War reserves stockpile and military training report.

### 1 **SEC. 2. DEFINITIONS.**

2       In this Act:

1           (1) ADMINISTRATOR.—The term “Adminis-  
2           trator” means the Administrator of the United  
3           States Agency for International Development.

4           (2) APPROPRIATE CONGRESSIONAL COMMIT-  
5           TEES.—The term “appropriate congressional com-  
6           mittees” means the Committee on Foreign Relations  
7           of the Senate and the Committee on Foreign Affairs  
8           of the House of Representatives.

9           (3) DEPARTMENT.—Unless otherwise specified,  
10          the term “Department” means the Department of  
11          State.

12          (4) SECRETARY.—Unless otherwise specified,  
13          the term “Secretary” means the Secretary of State.

14          (5) USAID.—The term “USAID” means the  
15          United States Agency for International Develop-  
16          ment.

17 **TITLE I—ORGANIZATION AND**  
18 **OPERATIONS OF THE DE-**  
19 **PARTMENT OF STATE**

20 **SEC. 101. MODERNIZING THE BUREAU OF ARMS CONTROL,**  
21 **VERIFICATION, AND COMPLIANCE AND THE**  
22 **BUREAU OF INTERNATIONAL SECURITY AND**  
23 **NONPROLIFERATION.**

24          It is the sense of Congress that—

1           (1) the Secretary should take steps to address  
2           staffing shortfalls in the chemical, biological, and  
3           nuclear weapons issue areas in the Bureau of Arms  
4           Control, Verification, and Compliance and in the  
5           Bureau of International Security and Nonprolifera-  
6           tion;

7           (2) maintaining a fully staffed and resourced  
8           Bureau of Arms Control, Verification, and Compli-  
9           ance and Bureau of International Security and Non-  
10          proliferation is necessary to effectively confront the  
11          threat of increased global proliferation; and

12          (3) the Bureau of Arms Control, Verification,  
13          and Compliance and the Bureau of International Se-  
14          curity and Nonproliferation should increase efforts  
15          and dedicate resources to combat the dangers posed  
16          by the People's Republic of China's conventional and  
17          nuclear build-up, the Russian Federation's tactical  
18          nuclear weapons and new types of nuclear weapons,  
19          bioweapons proliferation, dual use of life sciences re-  
20          search, and chemical weapons.

1 **SEC. 102. NOTIFICATION TO CONGRESS FOR UNITED**  
 2 **STATES NATIONALS UNLAWFULLY OR**  
 3 **WRONGFULLY DETAINED ABROAD.**

4 Section 302 of the Robert Levinson Hostage Recov-  
 5 ery and Hostage-Taking Accountability Act (22 U.S.C.  
 6 1741) is amended—

7 (1) in subsection (a), by inserting “, as expedi-  
 8 tiously as possible,” after “review”; and

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

11 “(b) REFERRALS TO SPECIAL ENVOY; NOTIFICATION  
 12 TO CONGRESS.—

13 “(1) IN GENERAL.—Upon a determination by  
 14 the Secretary of State, based on the totality of the  
 15 circumstances, that there is credible information  
 16 that the detention of a United States national  
 17 abroad is unlawful or wrongful, and regardless of  
 18 whether the detention is by a foreign government or  
 19 a nongovernmental actor, the Secretary shall—

20 “(A) expeditiously transfer responsibility  
 21 for such case from the Bureau of Consular Af-  
 22 fairs of the Department of State to the Special  
 23 Envoy for Hostage Affairs; and

24 “(B) not later than 14 days after such de-  
 25 termination, notify the Committee on Foreign  
 26 Relations of the Senate and the Committee on

1 Foreign Affairs of the House of Representatives  
 2 of such determination and provide such commit-  
 3 tees with a summary of the facts that led to  
 4 such determination.

5 “(2) FORM.—The notification described in  
 6 paragraph (1)(B) may be classified, if necessary.”.

7 **SEC. 103. FAMILY ENGAGEMENT COORDINATOR.**

8 Section 303 of the Robert Levinson Hostage Recov-  
 9 ery and Hostage-Taking Accountability Act (22 U.S.C.  
 10 1741a) is amended by adding at the end the following:

11 “(d) FAMILY ENGAGEMENT COORDINATOR.—There  
 12 shall be, in the Office of the Special Presidential Envoy  
 13 for Hostage Affairs, a Family Engagement Coordinator,  
 14 who shall ensure—

15 “(1) for a United States national unlawfully or  
 16 wrongfully detained abroad, that—

17 “(A) any interaction by executive branch  
 18 officials with any family member of such United  
 19 States national occurs in a coordinated fashion;

20 “(B) such family member receives con-  
 21 sistent and accurate information from the  
 22 United States Government; and

23 “(C) appropriate coordination with the  
 24 Family Engagement Coordinator described in  
 25 section 304(c)(2); and

1           ~~“(2) for a United States national held hostage~~  
 2           ~~abroad, that any engagement with a family member~~  
 3           ~~is coordinated with, consistent with, and not duplica-~~  
 4           ~~tive of the efforts of the Family Engagement Coordi-~~  
 5           ~~nator described in section 304(e)(2).”.~~

6 **SEC. 104. REWARDS FOR JUSTICE.**

7           Section 36(b) of the State Department Basic Au-  
 8 thorities Act of 1956 (22 U.S.C. 2708(b)) is amended—

9           (1) in paragraph (4), by striking “or (10);” and  
 10          inserting “(10), or (14);”;

11          (2) in paragraph (12), by striking “or” at the  
 12          end;

13          (3) in paragraph (13), by striking the period at  
 14          the end and inserting “; or”; and

15          (4) by adding at the end the following:

16          ~~“(14) the prevention, frustration, or resolution~~  
 17          ~~of the hostage taking of a United States person, the~~  
 18          ~~identification, location, arrest, or conviction of a per-~~  
 19          ~~son responsible for the hostage taking of a United~~  
 20          ~~States person, or the location of a United States~~  
 21          ~~person who has been taken hostage, in any coun-~~  
 22          ~~try.”.~~



1 **SEC. 105. ENSURING GEOGRAPHIC DIVERSITY AND ACCES-**  
 2 **SIBILITY OF PASSPORT AGENCIES.**

3 (a) **SENSE OF CONGRESS.**—It is the sense of Con-  
 4 gress that Department initiatives to expand passport serv-  
 5 ices and accessibility, including through online moderniza-  
 6 tion projects, should include the construction of new phys-  
 7 ical passport agencies.

8 (b) **REVIEW.**—The Secretary shall conduct a review  
 9 of the geographic diversity and accessibility of existing  
 10 passport agencies to identify—

11 (1) the geographic areas in the United States  
 12 that are farther than 6 hours' driving distance from  
 13 the nearest passport agency;

14 (2) the per capita demand for passport services  
 15 in the areas described in paragraph (1); and

16 (3) a plan to ensure that in-person services at  
 17 physical passport agencies are accessible to all eligi-  
 18 ble Americans, including Americans living in large  
 19 population centers, in rural areas, and in States with  
 20 a high per capita demand for passport services.

21 (c) **CONSIDERATIONS.**—The Secretary shall consider  
 22 the metrics identified in paragraphs (1) and (2) of sub-  
 23 section (b) when determining locations for the establish-  
 24 ment of new physical passport agencies.

25 (d) **REPORT.**—Not later than 180 days after the date  
 26 of the enactment of this Act, the Secretary shall submit

1 a report to the Committee on Foreign Relations of the  
 2 Senate, the Committee on Appropriations of the Senate,  
 3 the Committee on Foreign Affairs of the House of Rep-  
 4 resentatives, and the Committee on Appropriations of the  
 5 House of Representatives that contains the findings of the  
 6 review conducted pursuant to subsection (b).

7 **SEC. 106. CULTURAL ANTIQUITIES TASK FORCE.**

8 The Secretary is authorized to use up to \$1,000,000  
 9 for grants to carry out the activities of the Cultural Antiq-  
 10 uities Task Force.

11 **TITLE II—PERSONNEL ISSUES**

12 **SEC. 201. DEPARTMENT OF STATE PAID STUDENT INTERN-**  
 13 **SHIP PROGRAM.**

14 (a) IN GENERAL.—The Secretary shall establish the  
 15 Department of State Student Internship Program (re-  
 16 ferred to in this section as the “Program”) to offer intern-  
 17 ship opportunities at the Department to eligible students  
 18 to raise awareness of the essential role of diplomacy in  
 19 the conduct of United States foreign policy and the real-  
 20 ization of United States foreign policy objectives.

21 (b) ELIGIBILITY.—An applicant is eligible to partici-  
 22 pate in the Program if the applicant—

23 (1) is enrolled at least half-time at—

24 (A) an institution of higher education (as  
 25 such term is defined in section 102(a) of the

1 Higher Education Act of 1965 (20 U.S.C.  
2 1002(a)); or

3 (B) an institution of higher education  
4 based outside the United States, as determined  
5 by the Secretary of State; and

6 (2) is eligible to receive and hold an appropriate  
7 security clearance.

8 (c) SELECTION.—The Secretary shall establish selec-  
9 tion criteria for students to be admitted into the Program  
10 that includes a demonstrated interest in a career in for-  
11 eign affairs.

12 (d) OUTREACH.—The Secretary shall—

13 (1) widely advertise the Program, including—

14 (A) on the internet;

15 (B) through the Department's Diplomats  
16 in Residence program; and

17 (C) through other outreach and recruiting  
18 initiatives targeting undergraduate and grad-  
19 uate students; and

20 (2) conduct targeted outreach to encourage par-  
21 ticipation in the Program from—

22 (A) individuals belonging to traditionally  
23 underrepresented racial, ethnic, geographic,  
24 gender, and disability groups; and

1           ~~(B)~~ students enrolled at minority-serving  
 2           institutions (which shall include any institution  
 3           listed in section ~~371(a)~~ of the Higher Education  
 4           Act of 1965 (~~20 U.S.C. 1067q(a)~~).

5           ~~(e)~~ COMPENSATION.—

6           ~~(1)~~ HOUSING ASSISTANCE.—

7                   ~~(A)~~ ABROAD.—The Secretary shall provide  
 8           housing assistance to any student participating  
 9           in the Program whose permanent address is  
 10          within the United States if the location of the  
 11          internship in which such student is partici-  
 12          pating is outside of the United States.

13                   ~~(B)~~ DOMESTIC.—The Secretary may pro-  
 14          vide housing assistance to a student partici-  
 15          pating in the Program whose permanent ad-  
 16          dress is within the United States if the location  
 17          of the internship in which such student is par-  
 18          ticipating is more than 50 miles away from  
 19          such student's permanent address.

20           ~~(2)~~ TRAVEL ASSISTANCE.—The Secretary shall  
 21          provide a student participating in the Program  
 22          whose permanent address is within the United  
 23          States with financial assistance that is sufficient to  
 24          cover the travel costs of a single round trip by air,  
 25          train, bus, or other appropriate transportation be-

1       tween the student's permanent address and the loca-  
 2       tion of the internship in which such student is par-  
 3       ticipating if such location is—

4               (A) more than 50 miles from the student's  
 5       permanent address; or

6               (B) outside of the United States.

7       (f) WORKING WITH INSTITUTIONS OF HIGHER EDU-  
 8       CATION.—The Secretary, to the maximum extent prac-  
 9       ticable, shall structure internships to ensure that such in-  
 10      ternships satisfy criteria for academic credit at the institu-  
 11      tions of higher education in which participants in such in-  
 12      ternships are enrolled.

13      (g) TRANSITION PERIOD.—

14              (1) IN GENERAL.—Except as provided in para-  
 15      graphs (2) and (3), beginning not later than 2 years  
 16      after the date of the enactment of this Act—

17              (A) the Secretary shall convert unpaid in-  
 18      ternship programs of the Department, including  
 19      the Foreign Service Internship Program, to in-  
 20      ternship programs that offer compensation; and

21              (B) upon selection as a candidate for entry  
 22      into an internship program of the Department,  
 23      a participant in such internship program may  
 24      refuse compensation, including if doing so al-

1           lows such participant to receive college or uni-  
2           versity curricular credit.

3           ~~(2)~~ EXCEPTION.—The transition required  
4           under paragraph ~~(1)~~ shall not apply to unpaid in-  
5           ternship programs of the Department that are part  
6           of the Virtual Student Federal Service internship  
7           program.

8           ~~(3)~~ WAIVER.—

9                   ~~(A)~~ IN GENERAL.—The Secretary may  
10           waive the requirement under paragraph ~~(1)~~~~(A)~~  
11           with respect to a particular unpaid internship  
12           program if the Secretary, not later than 30  
13           days after making a determination that the con-  
14           version of such internship program to a com-  
15           pensated internship program would not be con-  
16           sistent with effective management goals; sub-  
17           mits a report explaining such determination  
18           to—

19                   (i) the appropriate congressional com-  
20           mittees;

21                   (ii) the Committee on Appropriations  
22           of the Senate; and

23                   (iii) the Committee on Appropriations  
24           of the House of Representatives.

1           ~~(B) REPORT.~~—The report required under  
 2           subparagraph ~~(A)~~ shall—

3                   ~~(i)~~ describe the reasons why con-  
 4           verting an unpaid internship program of  
 5           the Department to an internship program  
 6           that offers compensation would not be con-  
 7           sistent with effective management goals;  
 8           and

9                   ~~(ii)(I)~~ provide justification for main-  
 10          taining such unpaid status indefinitely; or  
 11                   ~~(II)~~ identify any additional authorities  
 12          or resources that would be necessary to  
 13          convert such unpaid internship program to  
 14          offer compensation in the future.

15       ~~(h) REPORTS.~~—Not later than 18 months after the  
 16       date of the enactment of this Act, the Secretary of State  
 17       shall submit a report to the committees referred to in sub-  
 18       section ~~(g)(3)(A)~~ that includes—

19               ~~(1)~~ data, to the extent the collection of such in-  
 20       formation is permissible by law, regarding the num-  
 21       ber of students who applied to the Program, were of-  
 22       fered a position, and participated, respectively,  
 23       disaggregated by race, ethnicity, gender, institution  
 24       of higher education, home State, State where each

1 student graduated from high school, and disability  
2 status;

3 ~~(2) data regarding the number of security clear-~~  
4 ~~ance investigations initiated for the students de-~~  
5 ~~scribed in paragraph (1), including the timeline for~~  
6 ~~such investigations, whether such investigations were~~  
7 ~~completed, and when an interim security clearance~~  
8 ~~was granted;~~

9 ~~(3) information on Program expenditures; and~~

10 ~~(4) information regarding the Department's~~  
11 ~~compliance with subsection (g).~~

12 ~~(i) VOLUNTARY PARTICIPATION.—~~

13 ~~(1) IN GENERAL.—Nothing in this section may~~  
14 ~~be construed to compel any student who is a partici-~~  
15 ~~part in an internship program of the Department to~~  
16 ~~participate in the collection of the data or divulge~~  
17 ~~any personal information. Such students shall be in-~~  
18 ~~formed that their participation in the data collection~~  
19 ~~under this section is voluntary.~~

20 ~~(2) PRIVACY PROTECTION.—Any data collected~~  
21 ~~under this section shall be subject to the relevant~~  
22 ~~privacy protection statutes and regulations applica-~~  
23 ~~ble to Federal employees.~~

24 ~~(j) SPECIAL HIRING AUTHORITY.—Notwithstanding~~  
25 ~~any other provision of law, the Secretary, in consultation~~



1 with the Director of the Office of Personnel Management,  
 2 with respect to the number of interns to be hired each  
 3 year, may—

4           (1) select, appoint, and employ individuals for  
 5 up to 1 year through compensated internships in the  
 6 excepted service; and

7           (2) remove any compensated intern employed  
 8 pursuant to paragraph (1) without regard to the  
 9 provisions of law governing appointments in the  
 10 competitive excepted service.

11       (k) ~~AVAILABILITY OF APPROPRIATIONS.—Intern-~~  
 12 ~~ships offered and compensated by the Department under~~  
 13 ~~this section shall be funded solely by available amounts~~  
 14 ~~appropriated under the heading “Diplomatic Programs”.~~

15 **SEC. 202. IMPROVEMENTS TO THE PREVENTION OF, AND**  
 16 **THE RESPONSE TO, HARASSMENT, DISCRIMI-**  
 17 **NATION, SEXUAL ASSAULT, AND RELATED RE-**  
 18 **TALIATION.**

19       (a) ~~COORDINATION WITH OTHER AGENCIES.—The~~  
 20 ~~Secretary, in coordination with the heads of other Federal~~  
 21 ~~agencies that provide personnel to serve in overseas posts~~  
 22 ~~under Chief of Mission authority, should develop inter-~~  
 23 ~~agency policies regarding harassment, discrimination, sex-~~  
 24 ~~ual assault, and related retaliation, including policies~~  
 25 ~~for—~~

1           (1) addressing, reporting, and providing  
2           transitioning support;

3           (2) advocacy, service referrals, and travel ac-  
4           commodations; and

5           (3) disciplining anyone who violates Depart-  
6           ment policies regarding harassment, discrimination,  
7           sexual assault, or related retaliation occurring be-  
8           tween covered individuals and noncovered individ-  
9           uals.

10       (b) DISCIPLINARY ACTION.—

11           (1) SEPARATION FOR CAUSE.—Section  
12       610(a)(1) of the Foreign Service Act of 1980 (22  
13       U.S.C. 4010(a)(1)), is amended—

14           (A) by striking “decide to”; and

15           (B) by inserting “upon receiving notifica-  
16       tion from the Bureau of Diplomatic Security  
17       that such member has engaged in criminal mis-  
18       conduct, such as murder, rape, or other sexual  
19       assault” before the period at the end.

20           (2) UPDATE TO MANUAL.—The Director of  
21       Global Talent shall—

22           (A) update the “Grounds for Disciplinary  
23       Action” and “List of Disciplinary Offenses and  
24       Penalties” sections of the Foreign Affairs Man-

1           ual to reflect the amendments made under  
2           paragraph (1); and

3           (B) communicate such updates to Depart-  
4           ment staff through publication in Department  
5           Notices.

6       (c) ~~SEXUAL ASSAULT PREVENTION AND RESPONSE~~  
7 ~~VICTIM ADVOCATES.—~~

8           (1) ~~PLACEMENT.—~~The Secretary shall ensure  
9           that the Diplomatic Security Service's Victims' Re-  
10          source Advocacy Program—

11           (A) is appropriately staffed by advocates  
12          who are physically present at—

13           (i) the headquarters of the Depart-  
14          ment; and

15           (ii) major domestic and international  
16          facilities and embassies, as determined by  
17          the Secretary;

18           (B) considers the logistics that are nec-  
19          essary to allow for the expedient travel of vic-  
20          tims from Department facilities that do not  
21          have advocates; and

22           (C) uses funds available to the Department  
23          to provide emergency food, shelter, clothing,  
24          and transportation for victims involved in mat-

ters being investigated by the Diplomatic Security Service.

**SEC. 203. INCREASING THE MAXIMUM AMOUNT AUTHORIZED FOR SCIENCE AND TECHNOLOGY FELLOWSHIP GRANTS AND COOPERATIVE AGREEMENTS.**

Section 504(e)(3) of the Foreign Relations Authorization Act, Fiscal Year 1979 (22 U.S.C. 2656d(e)(3)) is amended by striking “\$500,000” and inserting “\$2,000,000”.

**SEC. 204. ADDITIONAL PERSONNEL TO ADDRESS BACKLOGS IN HIRING AND INVESTIGATIONS.**

(a) IN GENERAL.—The Secretary shall seek to increase the number of personnel within the Bureau of Global Talent Management and the Office of Civil Rights to address backlogs in hiring and investigations into complaints conducted by the Office of Civil Rights.

(b) EMPLOYMENT TARGETS.—The Secretary shall seek to employ—

- (1) not fewer than 15 additional personnel in the Bureau of Global Talent Management and the Office of Civil Rights (compared to the number of personnel so employed as of the day before the date of the enactment of this Act) by the date that is 180 days after such date of enactment; and

1           (2) not fewer than 15 additional personnel in  
 2           such Bureau and Office (compared to the number of  
 3           personnel so employed as of the day before the date  
 4           of the enactment of this Act) by the date that is 1  
 5           year after such date of enactment.

6 **SEC. 205. COMMISSION ON REFORM AND MODERNIZATION**  
 7 **OF THE DEPARTMENT OF STATE.**

8           (a) **SHORT TITLE.**—This section may be cited as the  
 9 “Commission on Reform and Modernization of the De-  
 10 partment of State Act”.

11          (b) **ESTABLISHMENT OF COMMISSION.**—There is es-  
 12 tablished, in the legislative branch, the Commission on Re-  
 13 form and Modernization of the Department of State (re-  
 14 ferred to in this section as the “Commission”).

15          (c) **PURPOSES.**—The purposes of the Commission  
 16 are—

17               (1) to examine the changing nature of diplo-  
 18 macy in the 21st century and the ways in which the  
 19 Department and its personnel can modernize to ad-  
 20 vance the interests of the United States; and

21               (2) to offer recommendations to the President  
 22 and Congress related to—

23                       (A) the organizational structure of the De-  
 24 partment of State;

1           (B) personnel-related matters, including  
2           recruitment, promotion, training, and retention  
3           of the Department's workforce in order to re-  
4           tain the best and brightest personnel and foster  
5           effective diplomacy worldwide, including meas-  
6           ures to strengthen diversity and inclusion to en-  
7           sure that the Department's workforce rep-  
8           resents all of America;

9           (C) the Department of State's infrastruc-  
10          ture (both domestic and overseas), including in-  
11          frastructure relating to information technology,  
12          transportation, and security;

13          (D) the link among diplomacy and defense,  
14          intelligence, development, commercial, health,  
15          law enforcement, and other core United States  
16          interests;

17          (E) core legislation that authorizes United  
18          States diplomacy, including the Foreign Service  
19          Act of 1980 (Public Law 96-465);

20          (F) related regulations, rules, and proe-  
21          cesses that define United States diplomatic ef-  
22          forts, including the Foreign Affairs Manual;

23          (G) Chief of Mission authority at United  
24          States diplomatic missions overseas, including

1 authority over employees of other Federal de-  
 2 partments and agencies; and

3 (H) treaties that impact United States  
 4 overseas presence.

5 (d) MEMBERSHIP.—

6 (1) COMPOSITION.—The Commission shall be  
 7 composed of 8 members, of whom—

8 (A) 1 member shall be appointed by the  
 9 chairperson of the Committee on Foreign Rela-  
 10 tions of the Senate, who shall serve as co-chair  
 11 of the Commission;

12 (B) 1 member shall be appointed by the  
 13 ranking member of the Committee on Foreign  
 14 Relations of the Senate, who shall serve as co-  
 15 chair of the Commission;

16 (C) 1 member shall be appointed by the  
 17 chairperson of the Committee on Foreign Af-  
 18 fairs of the House of Representatives;

19 (D) 1 member shall be appointed by the  
 20 ranking member of the Committee on Foreign  
 21 Affairs of the House of Representatives;

22 (E) 1 member shall be appointed by the  
 23 majority leader of the Senate;

24 (F) 1 member shall be appointed by the  
 25 Speaker of the House of Representatives;

(G) 1 member shall be appointed by the minority leader of the Senate; and

(H) 1 member shall be appointed by the minority leader of the House of Representatives.

~~(2) QUALIFICATIONS; MEETINGS.—~~

~~(A) MEMBERSHIP.—~~The members of the Commission should be prominent United States citizens, with national recognition and significant depth of experience in international relations and with the Department.

~~(B) POLITICAL PARTY AFFILIATION.—~~Not more than 4 members of the Commission may be from the same political party.

~~(C) MEETINGS.—~~

~~(i) INITIAL MEETING.—~~The Commission shall hold the first meeting and begin operations as soon as practicable.

~~(ii) FREQUENCY.—~~The Commission shall meet at the call of the co-chairs.

~~(iii) QUORUM.—~~Five members of the Commission shall constitute a quorum for purposes of conducting business, except that 2 members of the Commission shall



1           constitute a quorum for purposes of receiv-  
2           ing testimony.

3           (D) VACANCIES.—Any vacancy in the  
4           Commission shall not affect the powers of the  
5           Commission, but shall be filled in the same  
6           manner as the original appointment.

7   (e) FUNCTIONS OF COMMISSION.—

8           (1) IN GENERAL.—The Commission shall act by  
9           resolution agreed to by a majority of the members  
10          of the Commission voting and present.

11          (2) PANELS.—The Commission may establish  
12          panels composed of less than the full membership of  
13          the Commission for purposes of carrying out the du-  
14          ties of the Commission under this section. The ac-  
15          tions of any such panel shall be subject to the review  
16          and control of the Commission. Any findings and de-  
17          terminations made by such a panel may not be con-  
18          sidered the findings and determinations of the Com-  
19          mission unless such findings and determinations are  
20          approved by the Commission.

21          (3) DELEGATION.—Any member, agent, or staff  
22          of the Commission may, if authorized by the co-  
23          chairs of the Commission, take any action which the  
24          Commission is authorized to take pursuant to this  
25          section.

1       (f) POWERS OF COMMISSION.—

2           (1) HEARINGS AND EVIDENCE.—The Commis-  
3       sion or any panel or member of the Commission, as  
4       delegated by the co-chairs, may, for the purpose of  
5       carrying out this section—

6           (A) hold such hearings and meetings, take  
7       such testimony, receive such evidence, and ad-  
8       minister such oaths as the Commission or such  
9       designated subcommittee or designated member  
10      considers necessary;

11          (B) require the attendance and testimony  
12      of such witnesses and the production of such  
13      correspondence, memoranda, papers, and docu-  
14      ments, as the Commission or such designated  
15      subcommittee or designated member considers  
16      necessary; and

17          (C) subject to applicable privacy laws and  
18      relevant regulations, secure directly from any  
19      Federal department or agency information and  
20      data necessary to enable it to carry out its mis-  
21      sion, which shall be provided by the head or  
22      acting representative of the department or  
23      agency not later than 30 days after the Com-  
24      mission provides a written request for such in-  
25      formation and data.

1           (2) ~~CONTRACTS.~~—The Commission, to such ex-  
 2           tent and in such amounts as are provided in appro-  
 3           priations Acts, may enter into contracts to enable  
 4           the Commission to discharge its duties under this  
 5           section.

6           (3) ~~INFORMATION FROM FEDERAL AGENCIES.~~—

7                 (A) ~~IN GENERAL.~~—The Commission may  
 8                 secure directly from any executive department,  
 9                 bureau, agency, board, commission, office, inde-  
 10                pendent establishment, or instrumentality of the  
 11                Government, information, suggestions, esti-  
 12                mates, and statistics for the purposes of this  
 13                section.

14               (B) ~~FURNISHING INFORMATION.~~—Each  
 15               department, bureau, agency, board, commission,  
 16               office, independent establishment, or instrumen-  
 17               tality, to the extent authorized by law, shall fur-  
 18               nish such information, suggestions, estimates,  
 19               and statistics directly to the Commission, upon  
 20               request made by a co-chair, the chair of any  
 21               panel created by a majority of the Commission,  
 22               or any member designated by a majority of the  
 23               Commission.

24               (C) ~~HANDLING.~~—Information may only be  
 25               received, handled, stored, and disseminated by

1 members of the Commission and its staff in ac-  
 2 cordance with all applicable statutes, regula-  
 3 tions, and Executive orders.

4 ~~(4) ASSISTANCE FROM FEDERAL AGENCIES.—~~

5 (A) SECRETARY OF STATE.—The Sec-  
 6 retary shall provide to the Commission, on a  
 7 nonreimbursable basis, such administrative  
 8 services, funds, staff, facilities, and other sup-  
 9 port services as are necessary for the perform-  
 10 ance of the Commission's duties under this sec-  
 11 tion.

12 (B) OTHER DEPARTMENTS AND AGEN-  
 13 CIES.—Other Federal departments and agencies  
 14 may provide the Commission such services,  
 15 funds, facilities, staff, and other support as  
 16 such departments and agencies consider advis-  
 17 able and as may be authorized by law.

18 (C) COOPERATION.—The Commission shall  
 19 receive the full and timely cooperation of any  
 20 official, department, or agency of the Federal  
 21 Government whose assistance is necessary, as  
 22 jointly determined by the co-chairs of the Com-  
 23 mission, for the fulfillment of the duties of the  
 24 Commission, including the provision of full and  
 25 current briefings and analyses.

1           (5) ASSISTANCE FROM INDEPENDENT ORGANI-  
2           ZATIONS.—

3           (A) IN GENERAL.—In order to inform its  
4           work, the Commission should review reports  
5           that were written during the 15-year period  
6           ending on the date of the enactment of this Act  
7           by independent organizations and outside ex-  
8           perts relating to reform and modernization of  
9           the Department.

10          (B) AVOIDING DUPLICATION.—In ana-  
11          lyzing the reports referred to in subparagraph  
12          (A), the Commission should pay particular at-  
13          tention to any specific reform proposals that  
14          have been recommended by 2 or more of such  
15          reports.

16          (6) POSTAL SERVICES.—The Commission may  
17          use the United States mails in the same manner and  
18          under the same conditions as other departments and  
19          agencies of the Federal Government.

20          (7) GIFTS.—The Commission may accept, use,  
21          and dispose of gifts or donations of services or prop-  
22          erty.

23          (8) CONGRESSIONAL CONSULTATION.—Not less  
24          frequently than quarterly, the Commission shall pro-

vide a briefing to the appropriate congressional committees about the work of the Commission.

~~(g) STAFF AND COMPENSATION.—~~

~~(1) STAFF.—~~

~~(A) COMPENSATION.—The co-chairs of the Commission, in accordance with rules established by the Commission, shall appoint and fix the compensation of a staff director and such other personnel as may be necessary to enable the Commission to carry out its duties, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, except that no rate of pay fixed under this subsection may exceed the equivalent of that payable to a person occupying a position at level V of the Executive Schedule under section 5316 of such title.~~

~~(B) DETAIL OF GOVERNMENT EMPLOYEES.—A Federal Government employee may be detailed to the Commission without reimbursement, and such detail shall be without interruption or loss of civil service status or privilege.~~

(C) PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.—The co-chairs of the Commission may procure temporary and intermittent services under section 5309(b) of title 5, United States Code, at rates for individuals that do not exceed the daily equivalent of the annual rate of basic pay prescribed for level IV of the Executive Schedule under section 5315 of such title.

(2) COMMISSION MEMBERS.—

(A) COMPENSATION.—

(i) IN GENERAL.—Except as provided in paragraph (2), each member of the Commission may be compensated at a rate not to exceed the daily equivalent of the annual rate of basic pay in effect for a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day during which that member is engaged in the actual performance of the duties of the Commission under this section.

(ii) WAIVER OF CERTAIN PROVISIONS.—Subsections (a) through (d) of section 824 of the Foreign Service Act of

1           1980 (22 U.S.C. 4064) are waived for an  
2           annuitant on a temporary basis so as to be  
3           compensated for work performed as part of  
4           the Commission.

5           (3) TRAVEL EXPENSES.—While away from  
6           their homes or regular places of business in the per-  
7           formance of service for the Commission, members  
8           and staff of the Commission, and any Federal Gov-  
9           ernment employees detailed to the Commission, shall  
10          be allowed travel expenses, including per diem in lieu  
11          of subsistence, in the same manner as persons em-  
12          ployed intermittently in Government service are al-  
13          lowed expenses under section 5703(b) of title 5,  
14          United States Code.

15          (4) SECURITY CLEARANCES FOR COMMISSION  
16          MEMBERS AND STAFF.—The appropriate Federal  
17          agencies or departments shall cooperate with the  
18          Commission in expeditiously providing to Commis-  
19          sion members and staff appropriate security clear-  
20          ances to the extent possible pursuant to existing pro-  
21          cedures and requirements, except that no person  
22          shall be provided access to classified information  
23          under this section without the appropriate security  
24          clearances.

25          (h) REPORT.—



1           ~~(1) IN GENERAL.~~—Not later than 18 months  
2           after the date of the enactment of this Act, the  
3           Commission shall submit a final report to the Presi-  
4           dent and to Congress that—

5                   ~~(A)~~ examines all substantive aspects of De-  
6                   partment personnel, management, and oper-  
7                   ations; and

8                   ~~(B)~~ contains such findings, conclusions,  
9                   and recommendations for corrective measures  
10                  as have been agreed to by a majority of Com-  
11                  mission members.

12          ~~(2) ELEMENTS.~~—The report required under  
13          paragraph ~~(1)~~ shall include findings, conclusions,  
14          and recommendations related to—

15                  ~~(A)~~ the organizational structure of the De-  
16                  partment;

17                  ~~(B)~~ personnel-related matters, including  
18                  recruitment, promotion, training, and retention  
19                  of the Department's workforce in order to re-  
20                  tain the best and brightest personnel and foster  
21                  effective diplomacy worldwide, including meas-  
22                  ures to strengthen diversity and inclusion to en-  
23                  sure that the Department's workforce rep-  
24                  resents all of America;

1           (C) the Department of State's infrastruc-  
2           ture (both domestic and overseas), including in-  
3           frastructure relating to information technology,  
4           transportation, and security;

5           (D) the link between diplomacy and de-  
6           fense, intelligence, development, commercial,  
7           health, law enforcement, and other core United  
8           States interests;

9           (E) core legislation that authorizes United  
10          States diplomacy;

11          (F) related regulations, rules, and proe-  
12          esses that define United States diplomatic ef-  
13          forts, including the Foreign Affairs Manual;

14          (G) treaties that impact United States  
15          overseas presence;

16          (H) the authority of Chiefs of Mission at  
17          United States diplomatic missions overseas, in-  
18          cluding the degree of authority that Chiefs of  
19          Mission exercise in reality over Department em-  
20          ployees and other Federal employees at overseas  
21          posts;

22          (I) any other areas that the Commission  
23          considers necessary for a complete appraisal of  
24          United States diplomacy and Department man-  
25          agement and operations; and

1           ~~(J)~~ the amount of time, manpower, and fi-  
 2           nancial resources that would be necessary to  
 3           implement the recommendations specified under  
 4           this paragraph.

5           ~~(3)~~ DEPARTMENT RESPONSE.—The Secretary  
 6           shall have the right to review and respond to all  
 7           Commission recommendations—

8                 (A) before the Commission submits its re-  
 9                 port to the President and to Congress; and

10                (B) not later than 90 days after receiving  
 11                such recommendations from the Commission.

12           ~~(i)~~ TERMINATION OF COMMISSION.—

13                (1) IN GENERAL.—The Commission, and all the  
 14                authorities under this section, shall terminate on the  
 15                date that is 60 days after the date on which the  
 16                final report is submitted pursuant to subsection (h).

17                (2) ADMINISTRATIVE ACTIVITIES BEFORE TER-  
 18                MINATION.—The Commission may use the 60-day  
 19                period referred to in paragraph (1) for the purpose  
 20                of concluding its activities, including providing testi-  
 21                mony to committees of Congress concerning its re-  
 22                ports and disseminating the report.

23           ~~(j)~~ AUTHORIZATION OF APPROPRIATIONS.—

1           ~~(1) IN GENERAL.—~~There is authorized to be  
 2           appropriated to the Commission to carry out this  
 3           section ~~\$2,000,000~~ for fiscal year 2023.

4           ~~(2) AVAILABILITY.—~~Amounts made available to  
 5           the Commission pursuant to paragraph (1) shall re-  
 6           main available until the date on which the Commis-  
 7           sion is terminated pursuant to subsection (i)(1).

8           ~~(k) INAPPLICABILITY OF CERTAIN ADMINISTRATIVE~~  
 9           ~~PROVISIONS.—~~

10           ~~(1) FEDERAL ADVISORY COMMITTEE ACT.—~~The  
 11           Federal Advisory Committee Act (5 U.S.C. App.)  
 12           shall not apply to the Commission.

13           ~~(2) FREEDOM OF INFORMATION ACT.—~~The pro-  
 14           visions of section 552 of title 5, United States Code  
 15           (commonly referred to as the “Freedom of Informa-  
 16           tion Act”) shall not apply to the activities, records,  
 17           and proceedings of the Commission.

18   **SEC. 206. FOREIGN AFFAIRS TRAINING.**

19           ~~(a) SENSE OF CONGRESS.—~~It is the sense of Con-  
 20           gress that—

21           ~~(1)~~ the Department is a crucial national secu-  
 22           rity agency, whose employees, both Foreign Service  
 23           and Civil Service, require the best possible training  
 24           and professional development at every stage of their  
 25           careers to prepare them to promote and defend

1 United States national interests and the health and  
2 safety of United States citizens abroad;

3 (2) the Department faces increasingly complex  
4 and rapidly evolving challenges, many of which are  
5 science- and technology-driven, and which demand  
6 continual, high-quality training and professional de-  
7 velopment of its personnel;

8 (3) the new and evolving challenges of national  
9 security in the 21st century necessitate the expan-  
10 sion of standardized training and professional devel-  
11 opment opportunities linked to equitable, account-  
12 able, and transparent promotion and leadership  
13 practices for Department and other national security  
14 agency personnel; and

15 (4) consistent with gift acceptance authority of  
16 the Department and other applicable laws in effect  
17 as of the date of the enactment of this Act, the De-  
18 partment and the Foreign Service Institute may ac-  
19 cept funds and other resources from foundations,  
20 not-for-profit corporations, and other appropriate  
21 sources to help the Department and the Institute en-  
22 hance the quantity and quality of training and pro-  
23 fessional development offerings, especially in the in-  
24 troduction of new, innovative, and pilot model  
25 courses.

1       (b) ~~DEFINED TERM.~~—In this section, the term “ap-  
 2       propriate committees of Congress” means—

3               (1) the Committee on Foreign Relations of the  
 4       Senate;

5               (2) the Committee on Appropriations of the  
 6       Senate;

7               (3) the Committee on Foreign Affairs of the  
 8       House of Representatives; and

9               (4) the Committee on Appropriations of the  
 10      House of Representatives.

11      (c) ~~TRAINING AND PROFESSIONAL DEVELOPMENT~~  
 12      PRIORITYIZATION.—In order to provide the Civil Service of  
 13      the Department and the Foreign Service with the level of  
 14      professional development and training needed to effec-  
 15      tively advance United States interests across the world,  
 16      the Secretary shall—

17              (1) increase relevant offerings provided by the  
 18      Department—

19                      (A) of interactive virtual instruction to  
 20              make training and professional development  
 21              more accessible and useful to personnel de-  
 22              ployed throughout the world; or

23                      (B) at partner organizations, including  
 24              universities, industry entities, and nongovern-  
 25              mental organizations, throughout the United

1 States to provide useful outside perspectives to  
2 Department personnel by providing such per-  
3 sonnel—

4 (i) a more comprehensive outlook on  
5 different sectors of United States society;  
6 and

7 (ii) practical experience dealing with  
8 commercial corporations, universities, labor  
9 unions, and other institutions critical to  
10 United States diplomatic success;

11 (2) offer courses using computer-based or com-  
12 puter-assisted simulations, allowing civilian officers  
13 to lead decision making in a crisis environment, and  
14 encourage officers of the Department, and recip-  
15 roally, officers of other Federal departments to par-  
16 ticipate in similar exercises held by the Department  
17 or other government organizations and the private  
18 sector; and

19 (3) increase the duration and expand the focus  
20 of certain training and professional development  
21 courses, including by extending—

22 (A) the A-100 entry-level course to not  
23 less than 12 weeks, which better matches the  
24 length of entry-level training and professional

1 development provided to the officers in other  
 2 national security departments and agencies; and

3 ~~(B) the Chief of Mission course to not less~~  
 4 ~~than 6 weeks for first time Chiefs of Mission~~  
 5 ~~and creating a comparable 6-week course for~~  
 6 ~~new Assistant Secretaries and Deputy Assistant~~  
 7 ~~Secretaries to more accurately reflect the sig-~~  
 8 ~~nificant responsibilities accompanying such~~  
 9 ~~roles.~~

10 ~~(d) FELLOWSHIPS.—The Director General of the~~  
 11 ~~Foreign Service shall—~~

12 ~~(1) establish new fellowship programs for For-~~  
 13 ~~ign Service and Civil Service officers that include~~  
 14 ~~short- and long-term opportunities at organizations,~~  
 15 ~~including—~~

16 ~~(A) think tanks and nongovernmental or-~~  
 17 ~~ganizations;~~

18 ~~(B) the Department of Defense, the ele-~~  
 19 ~~ments of the intelligence community (as defined~~  
 20 ~~in section 3 of the National Security Act of~~  
 21 ~~1947 (50 U.S.C. 3003)), and other relevant~~  
 22 ~~Federal agencies;~~

23 ~~(C) industry entities, especially such enti-~~  
 24 ~~ties related to technology, global operations, fi-~~



1 nance, and other fields directly relevant to  
2 international affairs; and

3 ~~(D)~~ schools of international relations and  
4 other relevant programs at universities through-  
5 out the United States; and

6 ~~(2)~~ not later than 180 days after the date of  
7 the enactment of this Act, submit a report to Con-  
8 gress that describes how the Department could ex-  
9 pand the Pearson Fellows Program for Foreign  
10 Service Officers and the Brookings Fellow Program  
11 for Civil Servants to provide fellows in such pro-  
12 grams with the opportunity to undertake a follow-on  
13 assignment within the Department in an office in  
14 which fellows will gain practical knowledge of the  
15 people and processes of Congress, including offices  
16 other than the Legislative Affairs Bureau, includ-  
17 ing—

18 ~~(A)~~ an assessment of the current state of  
19 congressional fellowships, including the demand  
20 for fellowships and the value the fellowships  
21 provide to both the career of the officer and to  
22 the Department; and

23 ~~(B)~~ an assessment of the options for mak-  
24 ing congressional fellowships for both the For-  
25 eign and Civil Services more career-enhancing.

1       (e) BOARD OF VISITORS OF THE FOREIGN SERVICE  
2 INSTITUTE.—

3           (1) ESTABLISHMENT.—Not later than 1 year  
4 after the date of the enactment of this Act, the Sec-  
5 retary of State shall establish a Board of Visitors of  
6 the Foreign Service Institute (referred to in this  
7 subsection as the “Board”).

8           (2) DUTIES.—The Board shall provide the Sec-  
9 retary with independent advice and recommenda-  
10 tions regarding organizational management, stra-  
11 tegic planning, resource management, curriculum de-  
12 velopment, and other matters of interest to the For-  
13 eign Service Institute, including regular observations  
14 about how well the Department is integrating train-  
15 ing and professional development into the work of  
16 the Bureau for Global Talent Management.

17           (3) MEMBERSHIP.—

18           (A) IN GENERAL.—The Board shall be—

19                   (i) nonpartisan; and

20                   (ii) composed of 12 members, of  
21 whom—

22                           (I) 2 members shall be appointed  
23 by the Chairperson of the Committee  
24 on Foreign Relations of the Senate;

1                   (II) 2 members shall be ap-  
 2                   pointed by the ranking member of the  
 3                   Committee on Foreign Relations of  
 4                   the Senate;

5                   (III) 2 members shall be ap-  
 6                   pointed by the Chairperson of the  
 7                   Committee on Foreign Affairs of the  
 8                   House of Representatives;

9                   (IV) 2 members shall be ap-  
 10                  pointed by the ranking member of the  
 11                  Committee on Foreign Affairs of the  
 12                  House of Representatives; and

13                  (V) 4 members shall be ap-  
 14                  pointed by the Secretary.

15                  (B) QUALIFICATIONS.—Members of the  
 16                  Board shall be appointed from among individ-  
 17                  uals who—

18                   (i) are not officers or employees of the  
 19                   Federal Government;

20                   (ii) have never been members of the  
 21                   Senior Foreign Service or the Senior Exec-  
 22                   utive Service; and

23                   (iii) are eminent authorities in the  
 24                   fields of diplomacy, management, leader-

1 ship, economics, trade, technology, or ad-  
 2 vanced international relations education.

3 ~~(C) OUTSIDE EXPERTISE.~~—Not fewer than  
 4 6 members of the Board shall have a minimum  
 5 of 10 years of expertise outside the field of di-  
 6 plomacy.

7 ~~(4) TERMS.~~—Each member of the Board shall  
 8 be appointed for a term of 3 years, except that of  
 9 the members first appointed—

10 ~~(A) 4 members shall be appointed for a~~  
 11 ~~term of 3 years;~~

12 ~~(B) 4 members shall be appointed for a~~  
 13 ~~term of 2 years; and~~

14 ~~(C) 4 members shall be appointed for a~~  
 15 ~~term of 1 year.~~

16 ~~(5) REAPPOINTMENT; REPLACEMENT.~~—A mem-  
 17 ber of the Board may be reappointed or replaced at  
 18 the discretion of the official who made the original  
 19 appointment.

20 ~~(6) CHAIRPERSON; CO-CHAIRPERSON.~~—

21 ~~(A) APPROVAL.~~—The Chairperson and  
 22 Vice Chairperson of the Board shall be ap-  
 23 proved by the Secretary of State based upon a  
 24 recommendation from the members of the  
 25 Board.

1                   ~~(B) SERVICE.—The Chairperson and Vice~~  
 2                   Chairperson shall serve at the discretion of the  
 3                   Secretary.

4                   ~~(7) MEETINGS.—The Board shall meet—~~

5                   ~~(A) at the call of the Director of the For-~~  
 6                   ~~ign Service Institute and the Chairperson; and~~

7                   ~~(B) not fewer than 2 times per year.~~

8                   ~~(8) COMPENSATION.—Each member of the~~  
 9                   Board shall serve without compensation, except that  
 10                  a member of the Board shall be allowed travel ex-  
 11                  penses, including per diem in lieu of subsistence, at  
 12                  rates authorized for employees of agencies under  
 13                  subchapter I of chapter 57 of title 5, United States  
 14                  Code, while away from their homes or regular places  
 15                  of business in the performance of service for the  
 16                  Board. Notwithstanding section 1342 of title 31,  
 17                  United States Code, the Secretary may accept the  
 18                  voluntary and uncompensated service of members of  
 19                  the Board.

20                  ~~(9) APPLICABILITY OF FEDERAL ADVISORY~~  
 21                  ~~COMMITTEE ACT.—The Federal Advisory Committee~~  
 22                  ~~Act (5 U.S.C. App.) shall apply to the Board estab-~~  
 23                  ~~lished under this subsection.~~

24                  ~~(f) ESTABLISHMENT OF PROVOST OF THE FOREIGN~~  
 25                  ~~SERVICE INSTITUTE.—~~

1           ~~(1) ESTABLISHMENT.—~~There is established in  
 2           the Foreign Service Institute the position of Provost.

3           ~~(2) APPOINTMENT; REPORTING.—~~The Provost  
 4           shall—

5                     (A) be appointed by the Board of Visitors  
 6                     of the Foreign Service Institute established  
 7                     under subsection (c); and

8                     (B) report to the Director of the Foreign  
 9                     Service Institute.

10          ~~(3) QUALIFICATIONS.—~~The Provost—

11                    (A) may not be an individual who is an of-  
 12                    ficer or employee of the Federal Government or  
 13                    who has ever been a career member of the Sen-  
 14                    ior Foreign Service or the Senior Executive  
 15                    Service; and

16                    (B) shall be an eminent authority in the  
 17                    fields of diplomacy, education, management,  
 18                    leadership, economics, history, trade, or tech-  
 19                    nology.

20          ~~(4) DUTIES.—~~The Provost shall—

21                    (A) oversee, review, evaluate, and coordi-  
 22                    nate the academic curriculum for all courses  
 23                    taught and administered by the Foreign Service  
 24                    Institute;

1           (B) coordinate the implementation of a let-  
 2           ter or numerical grading system for the per-  
 3           formance of Foreign Service officers in courses  
 4           of the Foreign Service Institute; and

5           (C) report not less frequently than quar-  
 6           terly to the Board of Visitors regarding the de-  
 7           velopment of curriculum and the performance  
 8           of Foreign Service officers.

9           (5) TERM.—The Provost shall serve for a term  
 10          of not fewer than 5 years and may be reappointed  
 11          for 1 additional 5-year term.

12          (6) COMPENSATION.—The Provost shall receive  
 13          a salary commensurate with the rank and experience  
 14          of a member of the Senior Foreign Service or the  
 15          Senior Executive Service, as determined by the  
 16          Board of Visitors.

17          (g) OTHER AGENCY RESPONSIBILITIES AND OPPOR-  
 18          TUNITIES FOR CONGRESSIONAL STAFF.—

19          (1) OTHER AGENCIES.—National security agen-  
 20          cies other than the Department should be afforded  
 21          the ability to increase the enrollment of their per-  
 22          sonnel in courses at the Foreign Service Institute  
 23          and other training and professional development fa-  
 24          cilities of the Department to promote a whole-of-gov-

ernment approach to mitigating national security challenges.

~~(2) CONGRESSIONAL STAFF.~~—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit a report to the appropriate committees of Congress that describes—

~~(A) the training and professional development opportunities at the Foreign Service Institute and other Department facilities for congressional staff;~~

~~(B) the budget impacts of such opportunities; and~~

~~(C) potential course offerings.~~

~~(h) STRATEGY FOR ADAPTING TRAINING REQUIREMENTS FOR MODERN DIPLOMATIC NEEDS.~~—

~~(1) IN GENERAL.~~—Not later than 1 year after the date of the enactment of this Act, the Secretary shall develop and submit to the appropriate committees of Congress a strategy for adapting and evolving training requirements to better meet the Department's current and future needs for 21st century diplomacy.

~~(2) ELEMENTS.~~—The strategy required under subsection (a) shall include the following elements:



1           (A) Integrating training requirements into  
2           the Department's promotion policies, including  
3           establishing educational and professional devel-  
4           opment standards for training and attainment  
5           to be used as a part of tenure and promotion  
6           guidelines.

7           (B) Addressing multiple existing and  
8           emerging national security challenges, includ-  
9           ing—

10               (i) democratic backsliding and  
11               authoritarianism;

12               (ii) countering, and assisting United  
13               States allies to address, state-sponsored  
14               disinformation, including through the  
15               Global Engagement Center;

16               (iii) cyber threats;

17               (iv) aggression and malign influence;

18               (v) the implications of climate change  
19               for United States diplomacy; and

20               (vi) nuclear threats.

21           (C) Establishing residential training for  
22           the A-100 orientation course administered by  
23           the Foreign Service Institute and evaluating the  
24           feasibility of residential training for long-term  
25           training opportunities.

1           ~~(3) UTILIZATION OF EXISTING RESOURCES.—~~In  
 2       establishing the residential training program pursu-  
 3       ant to paragraph ~~(2)(C)~~, the Secretary shall—

4           ~~(A)~~ collaborate with other national security  
 5       departments and agencies that employ residen-  
 6       tial training for their orientation courses; and

7           ~~(B)~~ consider using the Department’s For-  
 8       eign Affairs Security Training Center in Black-  
 9       stone, Virginia.

10       ~~(i) REPORT AND BRIEFING REQUIREMENTS.—~~

11           ~~(1) REPORT.—~~Not later than 1 year after the  
 12       date of the enactment of this Act, the Secretary  
 13       shall submit a report to the appropriate committees  
 14       of Congress that includes—

15           ~~(A)~~ a strategy for broadening and deep-  
 16       ening professional development and training at  
 17       the Department, including assessing current  
 18       and future needs for 21st century diplomacy;

19           ~~(B)~~ the process used and resources needed  
 20       to implement the strategy referred to in sub-  
 21       paragraph ~~(A)~~ throughout the Department; and

22           ~~(C)~~ the results and impact of the strategy  
 23       on the workforce of the Department, particu-  
 24       larly the relationship between professional de-  
 25       velopment and training and promotions for De-

1           partment personnel; and the measurement and  
2           evaluation methods used to evaluate such re-  
3           sults.

4           (2) BRIEFING.—Not later than 1 year after the  
5           date on which the Secretary submits the report re-  
6           quired under paragraph (1); and annually thereafter  
7           for 2 years; the Secretary shall provide to the appro-  
8           priate committees of Congress a briefing on the in-  
9           formation required to be included in the report.

10          (j) FOREIGN LANGUAGE MAINTENANCE INCENTIVE  
11          PROGRAM.—

12           (1) AUTHORIZATION.—The Secretary is author-  
13           ized to establish and implement an incentive pro-  
14           gram to encourage members of the Foreign Service  
15           who possess language proficiency in any of the lan-  
16           guages that qualify for bonus points, as determined  
17           by the Secretary, to maintain critical foreign lan-  
18           guage skills.

19           (2) REPORT.—Not later than 90 days after the  
20           date of the enactment of this Act, the Secretary of  
21           State shall submit a report to the appropriate com-  
22           mittees of Congress that includes a detailed plan for  
23           implementing the program authorized under para-  
24           graph (1); including anticipated resource require-  
25           ments to carry out such program.

1       (k) DEPARTMENT OF STATE WORKFORCE MANAGE-  
2   MENT.—

3           (1) SENSE OF CONGRESS.—It is the sense of  
4   Congress that informed, data-driven, and long-term  
5   workforce management, including with respect to the  
6   Foreign Service, the Civil Service, locally employed  
7   staff, and contractors, is needed to align diplomatic  
8   priorities with the appropriate personnel and re-  
9   sources.

10          (2) ANNUAL WORKFORCE REPORT.—

11           (A) IN GENERAL.—In order to understand  
12   the Department's long-term trends with respect  
13   to its workforce, the Secretary, in consultation  
14   with relevant bureaus and offices, including the  
15   Bureau of Global Talent Management, the Bu-  
16   reau of Consular Affairs, and the Center for  
17   Analytics, shall submit a report to the appro-  
18   priate committees of Congress that details the  
19   Department's workforce, disaggregated by For-  
20   eign Service, Civil Service, locally employed  
21   staff, and contractors, including, with respect to  
22   the reporting period—

23           (i) the number of personnel who were  
24   hired;

1 (ii) the number of personnel whose  
2 employment or contract was terminated or  
3 who voluntarily left the Department;

4 (iii) the number of personnel who  
5 were promoted, including the grade to  
6 which they were promoted;

7 (iv) the demographic breakdown of  
8 personnel; and

9 (v) the distribution of the Depart-  
10 ment's workforce based on domestic and  
11 overseas assignments, including a break-  
12 down of the number of personnel in geo-  
13 graphic and functional bureaus, and the  
14 number of personnel in overseas missions  
15 by region.

16 (B) INITIAL REPORT.—Not later than 180  
17 days after the date of the enactment of this  
18 Act, the Secretary shall submit the report de-  
19 scribed in subparagraph (A) for each of the fis-  
20 cal years 2002 through 2022.

21 (C) RECURRING REPORT.—Not later than  
22 December 31, 2023, and annually thereafter for  
23 the following 9 years, the Secretary shall sub-  
24 mit the report described in subparagraph (A)  
25 for the most recently concluded fiscal year.

1           (D) USE OF REPORT DATA.—The data in  
 2           each of the reports required under this para-  
 3           graph shall be used by Congress, in coordina-  
 4           tion with the Secretary, to inform recommenda-  
 5           tions on the appropriate size and composition of  
 6           the Department.

7           (H) SENSE OF CONGRESS ON THE IMPORTANCE OF  
 8           FILLING THE POSITION OF UNDERSECRETARY FOR PUB-  
 9           LIC DIPLOMACY AND PUBLIC AFFAIRS.—It is the sense  
 10          of Congress that since a vacancy in the position of Under  
 11          Secretary for Public Diplomacy and Public Affairs is det-  
 12          rimental to the national security interests of the United  
 13          States, the President should expeditiously nominate a  
 14          qualified individual to such position whenever such va-  
 15          cancy occurs to ensure that the bureaus reporting to such  
 16          position are able to fulfill their mission of—

17               (1) expanding and strengthening relationships  
 18               between the people of the United States and citizens  
 19               of other countries; and

20               (2) engaging, informing, and understanding the  
 21               perspectives of foreign audiences.

22          (m) REPORT ON PUBLIC DIPLOMACY.—Not later  
 23          than 120 days after the date of the enactment of this Act,  
 24          the Secretary shall submit a report to the appropriate  
 25          committees of Congress that includes—

1           (1) an evaluation of the May 2019 merger of  
2           the Bureau of Public Affairs and the Bureau of  
3           International Information Programs into the Bureau  
4           of Global Public Affairs with respect to—

5                   (A) the efficacy of the current configura-  
6                   tion of the bureaus reporting to the Under Sec-  
7                   retary for Public Diplomacy and Public Affairs  
8                   in achieving the mission of the Department;

9                   (B) the metrics before and after such  
10                  merger, including personnel data, disaggregated  
11                  by position and location, content production,  
12                  opinion polling, program evaluations, and media  
13                  appearances;

14                  (C) the results of a survey of public diplo-  
15                  macy practitioners to determine their opinion of  
16                  the efficacy of such merger and any adjust-  
17                  ments that still need to be made; and

18                  (D) a plan for evaluating and monitoring,  
19                  not less frequently than once every 2 years, the  
20                  programs, activities, messaging, professional de-  
21                  velopment efforts, and structure of the Bureau  
22                  of Global Public Affairs, and submitting a sum-  
23                  mary of each such evaluation to the appropriate  
24                  committees of Congress; and

1           (2) a review of recent outside recommendations  
 2           for modernizing diplomacy at the Department with  
 3           respect to public diplomacy efforts, including—

4                   (A) efforts in each of the bureaus report-  
 5                   ing to the Under Secretary for Public Diplo-  
 6                   macy and Public Affairs to address issues of di-  
 7                   versity and inclusion in their work, structure,  
 8                   data collection, programming, and personnel,  
 9                   including any collaboration with the Chief Offi-  
 10                  cer for Diversity and Inclusion;

11                  (B) proposals to collaborate with think  
 12                  tanks and academic institutions working on  
 13                  public diplomacy issues to implement recent  
 14                  outside recommendations; and

15                  (C) additional authorizations and appro-  
 16                  priations necessary to implement such rec-  
 17                  ommendations.

18 **SEC. 207. SECURITY CLEARANCE APPROVAL PROCESS.**

19           (a) **RECOMMENDATIONS.**—Not later than 270 days  
 20           after the date of the enactment of this Act, the Secretary  
 21           shall submit recommendations to the appropriate congres-  
 22           sional committees for streamlining the security clearance  
 23           approval process within the Bureau of Diplomatic Security  
 24           so that the security clearance approval process for Civil  
 25           Service and Foreign Service applicants is completed within



1 6 months, on average, and within 1 year, in the vast ma-  
 2 jority of cases.

3 (b) REPORT.—Not later than 90 days after the ree-  
 4 commendations are submitted pursuant to subsection (a),  
 5 the Secretary shall submit a report to the appropriate con-  
 6 gressional committees that—

7 (1) describes the status of the efforts of the De-  
 8 partment to streamline the security clearance ap-  
 9 proval process; and

10 (2) identifies any remaining obstacles pre-  
 11 venting security clearances from being completed  
 12 within the time frames set forth in subsection (a),  
 13 including lack of cooperation or other actions by  
 14 other Federal departments and agencies.

15 **SEC. 208. ADDENDUM FOR STUDY ON FOREIGN SERVICE**  
 16 **ALLOWANCES.**

17 (a) IN GENERAL.—Not later than 180 days after the  
 18 date of the enactment of this Act, the Secretary shall sub-  
 19 mit to the appropriate congressional committees an adden-  
 20 dum to the report required under section 5302 of the De-  
 21 partment of State Authorization Act of 2021 (division E  
 22 of Public Law 117–81), which shall be entitled the “Re-  
 23 port on Bidding for Domestic and Overseas Posts and  
 24 Filling Unfilled Positions”. The addendum shall be pre-  
 25 pared using input from the same federally funded research

1 and development center that prepared the analysis con-  
 2 ducted for purposes of such report.

3 (b) ELEMENTS.—The addendum required under sub-  
 4 section (a) shall include—

5 (1) the total number of domestic and overseas  
 6 positions open during the most recent summer bid-  
 7 ding cycle;

8 (2) the total number of bids each position re-  
 9 ceived;

10 (3) the number of unfilled positions at the con-  
 11 clusion of the most recent summer bidding cycle;  
 12 disaggregated by bureau; and

13 (4) detailed recommendations and a timeline  
 14 for—

15 (A) increasing the number of qualified bid-  
 16 ders for underbid positions; and

17 (B) minimizing the number of unfilled po-  
 18 sitions at the end of bidding season.

19 **SEC. 209. CURTAILMENTS, REMOVALS FROM POST, AND**  
 20 **WAIVERS OF PRIVILEGES AND IMMUNITIES.**

21 (a) CURTAILMENTS REPORT.—

22 (1) IN GENERAL.—Not later than 180 days  
 23 after the date of the enactment of this Act, and  
 24 every 180 days thereafter, the Secretary shall sub-  
 25 mit a report to the appropriate congressional com-

1       mittees regarding curtailments of Department per-  
2       sonnel from overseas posts.

3           ~~(2)~~ CONTENTS.—The Secretary shall include in  
4       the report required under paragraph (1)—

5           (A) relevant information about any post  
6       that, during the 6-month period preceding the  
7       report—

8           (i) had more than 5 curtailments; or

9           (ii) had curtailments representing  
10       more than 5 percent of Department per-  
11       sonnel at such post; and

12          ~~(B)~~ for each post referred to in subpara-  
13       graph ~~(A)~~, the number of curtailments,  
14       disaggregated by month of occurrence.

15       ~~(b)~~ REMOVAL OF DIPLOMATS.—Not later than 5  
16       days after the date on which any United States personnel  
17       under Chief of Mission authority is declared persona non  
18       grata by a host government, the Secretary shall—

19           (1) notify the appropriate congressional com-  
20       mittees of such declaration; and

21           ~~(2)~~ include with such notification—

22           (A) the official reason for such declaration  
23       (if provided by the host government);

24           ~~(B)~~ the date of the declaration; and

1           (C) whether the Department responded by  
2           declaring a host government's diplomat in the  
3           United States persona non grata.

4           (e) **WAIVER OF PRIVILEGES AND IMMUNITIES.**—Not  
5 later than 15 days after any waiver of privileges and im-  
6 munities pursuant to the Vienna Convention on Diplo-  
7 matic Relations, done at Vienna April 18, 1961, that is  
8 applicable to an entire diplomatic post or to the majority  
9 of United States personnel under Chief of Mission author-  
10 ity, the Secretary shall notify the appropriate congres-  
11 sional committees of such waiver and the reason for such  
12 waiver.

13          (d) **TERMINATION.**—This section shall terminate on  
14 the date that is 5 years after the date of the enactment  
15 of this Act.

16 **SEC. 210. REPORT ON WORLDWIDE AVAILABILITY.**

17          (a) **IN GENERAL.**—Not later than 270 days after en-  
18 actment of this Act, the Secretary shall submit a report  
19 to the appropriate congressional committees on the feasi-  
20 bility of requiring that each member of the Foreign Serv-  
21 ice, at the time of entry into the Foreign Service and  
22 thereafter, be worldwide available, as determined by the  
23 Secretary.

24          (b) **CONTENTS.**—The report required under sub-  
25 section (a) shall include—

1           (1) the feasibility of a worldwide availability re-  
2           quirement for all members of the Foreign Service;

3           (2) considerations if such a requirement were to  
4           be implemented, including the potential effect on re-  
5           cruitment and retention; and

6           (3) recommendations for exclusions and limita-  
7           tions, including exemptions for medical reasons, dis-  
8           ability, and other circumstances.

9   **SEC. 211. PROFESSIONAL DEVELOPMENT.**

10       (a) **REQUIREMENTS.**—The Secretary shall strongly  
11       encourage that Foreign Service officers seeking entry into  
12       the Senior Foreign Service participate in professional de-  
13       velopment described in subsection (c).

14       (b) **REQUIREMENTS.**—Not later than 180 days after  
15       the date of the enactment of this Act, the Secretary shall  
16       submit recommendations on requiring that Foreign Serv-  
17       ice officers complete professional development described in  
18       subsection (c) to be eligible for entry into the Senior For-  
19       eign Service.

20       (c) **PROFESSIONAL DEVELOPMENT DESCRIBED.**—  
21       Professional development described in this subsection is  
22       not less than 6 months of training or experience outside  
23       of the Department, including time spent—

1           (1) as a detailee to another government agency;  
 2           including Congress or a State, Tribal, or local gov-  
 3           ernment;

4           (2) in Department-sponsored and -funded uni-  
 5           versity training that results in an advanced degree;  
 6           excluding time spent at a university that is fully  
 7           funded or operated by the Federal Government.

8           (d) PROMOTION PRECEPTS.—The Secretary shall in-  
 9           struct promotion boards to consider positively long-term  
 10          training and out-of-agency detail assignments.

11       **SEC. 212. MANAGEMENT ASSESSMENTS AT DIPLOMATIC**  
 12                               **AND CONSULAR POSTS.**

13          (a) IN GENERAL.—Beginning not later than 1 year  
 14          after the date of the enactment of this Act, the Secretary  
 15          shall annually conduct, at each diplomatic and consular  
 16          post, a voluntary survey, which shall be offered to all staff  
 17          assigned to that post who are citizens of the United States  
 18          (excluding the Chief of Mission) to assess the management  
 19          and leadership of that post by the Chief of Mission, the  
 20          Deputy Chief of Mission, and the Charge d’Affaires.

21          (b) ANONYMITY.—All responses to the survey shall  
 22          be—

23               (1) fully anonymized; and

24               (2) made available to the Director General of  
 25          the Foreign Service.

1       (c) SURVEY.—The survey shall seek to assess—

2               (1) the general morale at post;

3               (2) the presence of any hostile work environ-  
4       ment;

5               (3) the presence of any harassment, discrimina-  
6       tion, retaliation, or other mistreatment; and

7               (4) effective leadership and collegial work envi-  
8       ronment.

9       (d) DIRECTOR GENERAL RECOMMENDATIONS.—

10   Upon compilation and review of the surveys, the Director  
11   General of the Foreign Service shall issue recommenda-  
12   tions to posts, as appropriate, based on the findings of  
13   the surveys.

14       (e) REFERRAL.—If the surveys reveal any action that  
15   is grounds for referral to the Inspector General of the De-  
16   partment of State and the Foreign Service, the Director  
17   General of the Foreign Service may refer the matter to  
18   the Inspector General of the Department of State and the  
19   Foreign Service, who shall, as the Inspector General con-  
20   siders appropriate, conduct an inspection of the post in  
21   accordance with section 209(b) of the Foreign Service Act  
22   of 1980 (22 U.S.C. 3929(b)).

23       (f) ANNUAL REPORT.—The Director General of the  
24   Foreign Service shall submit an annual report to the ap-  
25   propriate congressional committees that includes—

1           (1) any trends or summaries from the surveys;

2           (2) the posts where corrective action was rec-  
3           ommended or taken in response to any issues identi-  
4           fied by the surveys; and

5           (3) the number of referrals to the Inspector  
6           General of the Department of State and the Foreign  
7           Service, as applicable.

8           (g) INITIAL BASIS.—The Secretary shall carry out  
9           the surveys required under this section on an initial basis  
10          for 5 years.

## 11       **TITLE III—EMBASSY SECURITY** 12       **AND CONSTRUCTION**

### 13       **SEC. 301. AMENDMENTS TO SECURE EMBASSY CONSTRUC-** 14       **TION AND COUNTERTERRORISM ACT OF 1999.**

15          (a) SHORT TITLE.—This section may be cited as the  
16       “Secure Embassy Construction and Counterterrorism Act  
17       of 2022”.

18          (b) FINDINGS.—Congress makes the following find-  
19       ings:

20               (1) The Secure Embassy Construction and  
21       Counterterrorism Act of 1999 (title VI of division A  
22       of appendix G of Public Law 106–113) was a nec-  
23       essary response to bombings on August 7, 1998, at  
24       the United States embassies in Nairobi, Kenya, and  
25       in Dar es Salaam, Tanzania, that were destroyed by



1 simultaneously exploding bombs. The resulting ex-  
2 plosions killed 220 persons and injured more than  
3 4,000 others. Twelve Americans and 40 Kenyan and  
4 Tanzanian employees of the United States Foreign  
5 Service were killed in the attacks.

6 (2) Those bombings, followed by the expedi-  
7 tionary diplomatic efforts in Iraq and Afghanistan,  
8 demonstrated the need to prioritize the security of  
9 United States posts and personnel abroad above  
10 other considerations.

11 (3) Between 1999 and 2022, the risk calculus  
12 of the Department impacted the ability of United  
13 States diplomats around the world to advance the  
14 interests of the United States through access to local  
15 populations, leaders, and places.

16 (4) America's competitors and adversaries do  
17 not have the same restrictions that United States  
18 diplomats have, especially in critically important me-  
19 dium-threat and high-threat posts.

20 (5) The Department's 2021 Overseas Security  
21 Panel report states that—

22 (A) the requirement for setback and col-  
23 location of diplomatic posts under paragraphs  
24 (2) and (3) of section 606(a) of the Secure Em-  
25 bassy Construction and Counterterrorism Act of

1           1999 (22 U.S.C. 4865(a)) has led to sky-  
 2           rocketing costs of new embassies and con-  
 3           sulates; and

4           (B) the locations of such posts have be-  
 5           come less desirable, creating an extremely sub-  
 6           optimal nexus that further hinders United  
 7           States diplomats who are willing to accept more  
 8           risk in order to advance United States inter-  
 9           ests.

10        (c) SENSE OF CONGRESS.—It is the sense of Con-  
 11       gress that—

12           (1) the setback and collocation requirements re-  
 13           ferred to in subsection (b)(5)(A), even with available  
 14           waivers, no longer provide the security such require-  
 15           ments used to provide because of advancement in  
 16           technologies, such as remote controlled drones, that  
 17           can evade walls and other such static barriers;

18           (2) the Department should focus on creating  
 19           performance security standards that—

20           (A) attempt to keep the setback require-  
 21           ments of diplomatic posts as limited as possible;  
 22           and

23           (B) provide diplomats access to local popu-  
 24           lations as much as possible, while still providing  
 25           a necessary level of security;

1           (3) collocation of diplomatic facilities is often  
2           not feasible or advisable, particularly for public di-  
3           plomacy spaces whose mission is to reach and be ac-  
4           cessible to wide sectors of the public, including in  
5           countries with repressive governments, since such  
6           spaces are required to permit the foreign public to  
7           enter and exit the space easily and openly;

8           (4) the Bureau of Diplomatic Security should—

9           (A) fully utilize the waiver process pro-  
10          vided under paragraphs (2)(B) and (3)(B) of  
11          section 606(a) of the Secure Embassy Con-  
12          struction and Counterterrorism Act of 1999 (22  
13          U.S.C. 4865(a)); and

14          (B) appropriately exercise such waiver  
15          process as a tool to right-size the appropriate  
16          security footing at each diplomatic post rather  
17          than only approving waivers in extreme cir-  
18          cumstances;

19          (5) the return of great power competition re-  
20          quires—

21          (A) United States diplomats to do all they  
22          can to outperform our adversaries; and

23          (B) the Department to better optimize use  
24          of taxpayer funding to advance United States  
25          national interests; and

11 "SEC. 603. UNITED STATES DIPLOMATIC FACILITY DE-  
12 FINED.

“(1) is considered by the Secretary of State to be diplomatic or consular premises, consistent with the Vienna Convention on Diplomatic Relations, done at Vienna April 18, 1961, and the Vienna Convention on Consular Relations, done at Vienna April 24, 1963, and was notified to the host government as such; or

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1       ment of State) that recognizes the official status of  
 2       the United States Government personnel present at  
 3       the facility.”.

4       (e) GUIDANCE AND REQUIREMENTS FOR DIPLO-  
 5       MATIC FACILITIES.—

6               (1) GUIDANCE FOR CLOSURE OF PUBLIC DIPLO-  
 7       MACY FACILITIES.—Section 5606(a) of the Public  
 8       Diplomacy Modernization Act of 2021 (Public Law  
 9       117–81; 22 U.S.C. 1475g note) is amended to read  
 10      as follows:

11      “(a) IN GENERAL.—In order to preserve public diplo-  
 12      macy facilities that are accessible to the publics of foreign  
 13      countries, not later than 180 days after the date of the  
 14      enactment of the Secure Embassy Construction and  
 15      Counterterrorism Act of 2022, the Secretary of State shall  
 16      adopt guidelines to collect and utilize information from  
 17      each diplomatic post at which the construction of a new  
 18      embassy compound or new consulate compound could re-  
 19      sult in the closure or co-location of an American Space  
 20      that is owned and operated by the United States Govern-  
 21      ment, generally known as an American Center, or any  
 22      other public diplomacy facility under the Secure Embassy  
 23      Construction and Counterterrorism Act of 1999 (22  
 24      U.S.C. 4865 et seq.).”.

(2) SECURITY REQUIREMENTS FOR UNITED STATES DIPLOMATIC FACILITIES.—Section 606(a) of the Secure Embassy Construction and Counterterrorism Act of 1999 (22 U.S.C. 4865(a)) is amended—

(A) in paragraph (1)(A), by striking “the threat” and inserting “a range of threats, including that”;

(B) in paragraph (2)—

(i) in subparagraph (A)—

(I) by inserting “in a location that has certain minimum ratings under the Security Environment Threat List as determined by the Secretary in his or her discretion” after “abroad”; and

(II) by inserting “, personnel of the Peace Corps, and personnel of any other type or category of facility that the Secretary may identify” after “military commander”; and

(ii) in subparagraph (B)—

(I) by amending clause (i) to read as follows:

1           “(i) IN GENERAL.—Subject to clause  
 2           (ii), the Secretary of State may waive sub-  
 3           paragraph (A) if the Secretary, in con-  
 4           sultation with, as appropriate, the head of  
 5           each agency employing personnel that  
 6           would not be located at the site, if applica-  
 7           ble, determines that it is in the national in-  
 8           terest of the United States after taking ac-  
 9           count of any considerations the Secretary  
 10          in his or her discretion considers relevant,  
 11          which may include security conditions.”;  
 12          and

13                 (H) in clause (ii), by striking  
 14                 “(ii) CHANCERY OR CONSULATE  
 15                 BUILDING.—” and all that follows  
 16                 through “15 days prior” and inserting  
 17                 the following:

18                 “(ii) CHANCERY OR CONSULATE  
 19                 BUILDING.—Prior”; and  
 20                 (C) in paragraph (3)—

21                 (i) by amending subparagraph (A) to  
 22                 read as follows:

23                 “(A) REQUIREMENT.—

24                 “(i) IN GENERAL.—Each newly ac-  
 25                 quired United States diplomatic facility in

a location that has certain minimum ratings under the Security Environment Threat List as determined by the Secretary of State in his or her discretion shall—

“(I) be constructed or modified to meet the measured building blast performance standard applicable to a diplomatic facility sited not less than 100 feet from the perimeter of the property on which the facility is situated; or

“(II) fulfill the criteria described in clause (ii).

“(ii) ~~ALTERNATIVE ENGINEERING EQUIVALENCY STANDARD REQUIREMENT.—~~Each facility referred to in clause (i) may, instead of meeting the requirement under such clause, fulfill such other criteria as the Secretary is authorized to employ to achieve an engineering standard of security and degree of protection that is equivalent to the numerical perimeter distance setback described in such clause seeks to achieve.”; and



1 (ii) in subparagraph (B)—

2 (I) in clause (i)—

3 (aa) by striking “security  
4 considerations permit and”; and

5 (bb) by inserting “after tak-  
6 ing account of any considerations  
7 the Secretary in his or her discre-  
8 tion considers relevant, which  
9 may include security conditions”  
10 after “national interest of the  
11 United States”;

12 (II) in clause (ii), by striking  
13 “(ii) CHANCERY OR CONSULATE  
14 BUILDING.—” and all that follows  
15 through “15 days prior” and inserting  
16 the following:

17 “(ii) CHANCERY OR CONSULATE  
18 BUILDING.—Prior”; and

19 (III) in clause (iii), by striking  
20 “an annual” and inserting “a quar-  
21 terly”.

22 **SEC. 302. DIPLOMATIC SUPPORT AND SECURITY.**

23 (a) **SHORT TITLE.**—This section may be cited as the  
24 “Diplomatic Support and Security Act of 2022”.

1 (b) FINDINGS.—Congress makes the following find-  
2 ings:

3 (1) A robust overseas diplomatic presence is  
4 part of an effective foreign policy, particularly in  
5 volatile environments where a flexible and timely  
6 diplomatic response can be decisive in preventing  
7 and addressing conflict.

8 (2) Diplomats routinely put themselves and  
9 their families at great personal risk to serve their  
10 country overseas where they face threats related to  
11 international terrorism, violent conflict, and public  
12 health.

13 (3) The Department has a remarkable record of  
14 protecting personnel while enabling an enormous  
15 amount of global diplomatic activity, often in unse-  
16 cure and remote places and facing a variety of evol-  
17 ving risks and threats. With support from Congress,  
18 the Department of State has revised policy, im-  
19 proved physical security through retrofitting and re-  
20 placing old facilities, deployed additional security  
21 personnel and armored vehicles, and greatly en-  
22 hanced training requirements and training facilities,  
23 including the new Foreign Affairs Security Training  
24 Center in Blackstone, Virginia.

1           (4) Diplomatic missions rely on robust staffing  
2           and ambitious external engagement to advance  
3           United States interests as diverse as competing with  
4           China's malign influence around the world, fighting  
5           terrorism and transnational organized crime, pre-  
6           venting and addressing violent conflict and humani-  
7           tarian disasters, promoting United States businesses  
8           and trade, protecting the rights of marginalized  
9           groups, addressing climate change, and preventing  
10          pandemic disease.

11          (5) Efforts to protect personnel overseas have  
12          often resulted in inhibiting diplomatic activity and  
13          limiting engagement between embassy personnel and  
14          local governments and populations.

15          (6) Given that Congress currently provides an-  
16          nual appropriations in excess of \$1,900,000,000 for  
17          embassy security, construction, and maintenance,  
18          the Department should be able ensure a robust over-  
19          seas presence without inhibiting the ability of dip-  
20          lomats to—

21                (A) meet outside United States secured fa-  
22                cilities with foreign leaders to explain, defend,  
23                and advance United States priorities;

24                (B) understand and report on foreign po-  
25                litical, social, and economic conditions through

meeting and interacting with community officials outside of United States facilities;

~~(C)~~ provide United States citizen services; and

~~(D)~~ collaborate and, at times, compete with other diplomatic missions, particularly those, such as that of the People's Republic of China, that do not have restrictions on meeting locations.

~~(7)~~ Given these stakes, Congress has a responsibility to empower, support, and hold the Department accountable for implementing an aggressive strategy to ensure a robust overseas presence that mitigates potential risks and adequately considers the myriad direct and indirect consequences of a lack of diplomatic presence.

~~(e)~~ ENCOURAGING EXPEDITIONARY DIPLOMACY.—

~~(1)~~ PURPOSE.—Section 102(b) of the Diplomatic Security Act of 1986 (22 U.S.C. 4801(b)) is amended—

~~(A)~~ by amending paragraph ~~(3)~~ to read as follows:

“~~(3)~~ to promote strengthened security measures, institutionalize a culture of learning, and, in the case of apparent gross negligence or breach of

1 duty, recommend that the Secretary investigate ac-  
 2 countability for United States Government personnel  
 3 with security-related responsibilities;”;

4 (B) by redesignating paragraphs (4) and  
 5 (5) as paragraphs (5) and (6), respectively; and

6 (C) by inserting after paragraph (3) the  
 7 following:

8 “(4) to support a culture of risk management,  
 9 instead of risk avoidance, that enables the Depart-  
 10 ment of State to pursue its vital goals with full  
 11 knowledge that it is neither desirable nor possible  
 12 for the Department to avoid all risks;”.

13 (2) BRIEFINGS ON EMBASSY SECURITY.—Sec-  
 14 tion 105(a)(1) of the Diplomatic Security Act of  
 15 1986 (22 U.S.C. 4804(a)) is amended—

16 (A) by striking “any plans to open or re-  
 17 open a high risk, high threat post” and insert-  
 18 ing “progress towards opening or reopening a  
 19 high risk, high threat post, and the risk to na-  
 20 tional security of the continued closure or any  
 21 suspension of operations and remaining barriers  
 22 to doing so”;

23 (B) in subparagraph (A), by inserting “the  
 24 risk to United States national security of the  
 25 post’s continued closure or suspension of oper-

ations,” after “national security of the United States,”; and

(C) in subparagraph (C), by inserting “the type and level of security threats such post could encounter, and” before “security ‘tripwires’”.

(d) SECURITY REVIEW COMMITTEES.—

(1) IN GENERAL.—Section 301 of the Diplomatic Security Act of 1986 (22 U.S.C. 4831) is amended—

(A) in the section heading, by striking “**ACCOUNTABILITY REVIEW BOARDS**” and inserting “**SECURITY REVIEW COMMITTEES**”;

(B) in subsection (a)—

(i) by amending paragraph (1) to read as follows:

“(1) CONVENING THE SECURITY REVIEW COMMITTEE.—In any case of a serious security incident involving loss of life, serious injury, or significant destruction of property at, or related to, a United States Government diplomatic mission abroad (referred to in this title as a ‘Serious Security Incident’), and in any case of a serious breach of security involving intelligence activities of a foreign gov-

ernment directed at a United States Government mission abroad, the Secretary of State shall convene a Security Review Committee, which shall issue a report providing a full account of what occurred, consistent with section 304.”;

(C) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively;

(D) by inserting after paragraph (1) the following:

“(2) COMMITTEE COMPOSITION.—The Secretary shall designate a Chairperson and may designate additional personnel of commensurate seniority to serve on the Security Review Committee, which shall include—

“(A) the Director of the Office of Management Strategy and Solutions;

“(B) the Assistant Secretary responsible for the region where the incident occurred;

“(C) the Assistant Secretary of State for Diplomatic Security;

“(D) the Assistant Secretary of State for Intelligence and Research;

“(E) an Assistant Secretary-level representative from any involved United States Government department or agency; and

1           “(F) other personnel determined to be nec-  
2           essary or appropriate.”;

3           (i) in paragraph (3), as redesignated  
4           by clause (ii)—

5           (I) in the paragraph heading, by  
6           striking “DEPARTMENT OF DEFENSE  
7           FACILITIES AND PERSONNEL” and in-  
8           serting “EXCEPTIONS TO CONVENING  
9           A SECURITY REVIEW COMMITTEE”;

10          (II) by striking “The Secretary  
11          of State is not required to convene a  
12          Board in the case” and inserting the  
13          following:

14          “(A) IN GENERAL.—The Secretary of  
15          State is not required to convene a Security Re-  
16          view Committee—

17               “(i) if the Secretary determines that  
18               the incident involves only causes unrelated  
19               to security, such as when the security at  
20               issue is outside of the scope of the Sec-  
21               retary of State’s security responsibilities  
22               under section 103;

23               “(ii) if operational control of overseas  
24               security functions has been delegated to



another agency in accordance with section  
106;

“(iii) if the incident is a cybersecurity  
incident and is covered by other review  
mechanisms; or

“(iv) in the case”; and

(III) by striking “In any such  
case” and inserting the following:

“(B) DEPARTMENT OF DEFENSE INVE-  
STIGATIONS.—In the case of an incident de-  
scribed in subparagraph (A)(iv)”; and

(E) by adding at the end the following:

“(5) RULEMAKING.—The Secretary of State  
shall promulgate regulations defining the member-  
ship and operating procedures for the Security Re-  
view Committee and provide such guidance to the  
Chair and ranking members of the Committee on  
Foreign Relations of the Senate and the Committee  
on Foreign Affairs of the House of Representa-  
tives.”;

(2) in subsection (b)—

(A) in the subsection heading, by striking  
“BOARDS” and inserting “SECURITY REVIEW  
COMMITTEES”; and

1                   (B) by amending paragraph (1) to read as  
2 follows:

3           “(1) IN GENERAL.—The Secretary of State  
4 shall convene an SRC not later than 60 days after  
5 the occurrence of an incident described in subsection  
6 (a)(1), or 60 days after the Department first be-  
7 comes aware of such an incident, whichever is ear-  
8 lier, except that the 60-day period for convening an  
9 SRC may be extended for one additional 60-day pe-  
10 riod if the Secretary determines that the additional  
11 period is necessary.”; and

12           (3) by amending subsection (c) to read as fol-  
13 lows:

14           “(c) CONGRESSIONAL NOTIFICATION.—Whenever the  
15 Secretary of State convenes a Security Review Committee,  
16 the Secretary shall promptly inform the chair and ranking  
17 member of the Committee on Foreign Relations of the  
18 Senate and the chair and ranking member of the Com-  
19 mittee on Foreign Affairs of the House of Representa-  
20 tives.”.

21           (c) TECHNICAL AND CONFORMING AMENDMENTS.—  
22 Section 302 of the Diplomatic Security Act of 1986 (22  
23 U.S.C. 4832) is amended—

1           (1) in the section heading, by striking “**AC-**  
 2           **COUNTABILITY REVIEW BOARD**” and inserting  
 3           “**SECURITY REVIEW COMMITTEE**”; and

4           (2) by striking “a Board” each place such term  
 5           appears and inserting “a Security Review Com-  
 6           mittee”.

7           (f) **SERIOUS SECURITY INCIDENT INVESTIGATION**  
 8           **PROCESS.**—Section 303 of the Diplomatic Security Act of  
 9           1986 (22 U.S.C. 4833) is amended to read as follows:

10          “**SEC. 303. SERIOUS SECURITY INCIDENT INVESTIGATION**  
 11                 **PROCESS.**

12          “(a) **INVESTIGATION PROCESS.**—

13                 “(1) **INITIATION UPON REPORTED INCIDENT.**—

14                 A United States mission shall submit an initial re-  
 15                 port of a Serious Security Incident not later than 3  
 16                 days after such incident occurs, whenever feasible, at  
 17                 which time an investigation of the incident shall be  
 18                 initiated.

19                 “(2) **INVESTIGATION.**—Not later than 10 days  
 20                 after the submission of a report pursuant to para-  
 21                 graph (1), the Secretary shall direct the Diplomatic  
 22                 Security Service to assemble an investigative team to  
 23                 investigate the incident and independently establish  
 24                 what occurred. Each investigation under this sub-  
 25                 section shall cover—

1           “(A) an assessment of what occurred, who  
2           perpetrated or is suspected of having per-  
3           petrated the Serious Security Incident, and  
4           whether applicable security procedures were fol-  
5           lowed;

6           “(B) in the event the Serious Security In-  
7           cident involved a United States diplomatic com-  
8           pound, motorcade, residence, or other facility,  
9           an assessment of whether adequate security  
10          countermeasures were in effect based on known  
11          threat at the time of the incident;

12          “(C) if the incident involved an individual  
13          or group of officers, employees, or family mem-  
14          bers under Chief of Mission security responsi-  
15          bility conducting approved operations or move-  
16          ments outside the United States mission; an as-  
17          sessment of whether proper security briefings  
18          and procedures were in place and whether  
19          weighing of risk of the operation or movement  
20          took place; and

21          “(D) an assessment of whether the failure  
22          of any officials or employees to follow proce-  
23          dures or perform their duties contributed to the  
24          security incident.

1           “(3) INVESTIGATIVE TEAM.—The investigative  
 2       team assembled pursuant to paragraph (2) shall  
 3       consist of individuals from the Diplomatic Security  
 4       Service who shall provide an independent examina-  
 5       tion of the facts surrounding the incident and what  
 6       occurred. The Secretary, or the Secretary’s designee,  
 7       shall review the makeup of the investigative team for  
 8       a conflict, appearance of conflict, or lack of inde-  
 9       pendence that could undermine the results of the in-  
 10      vestigation and may remove or replace any members  
 11      of the team to avoid such an outcome.

12       “(b) REPORT OF INVESTIGATION.—Not later than 90  
 13      days after the occurrence of a Serious Security Incident,  
 14      the investigative team investigating the incident shall pre-  
 15      pare and submit a Report of Investigation to the Security  
 16      Review Committee that includes—

17           “(1) a detailed description of the matters set  
 18       forth in subparagraphs (A) through (D) of sub-  
 19       section (a)(2), including all related findings;

20           “(2) a complete and accurate account of the  
 21       casualties, injuries, and damage resulting from the  
 22       incident; and

23           “(3) a review of security procedures and direc-  
 24       tives in place at the time of the incident.

1       “(c) ~~CONFIDENTIALITY.~~—The investigative team in-

2     vestigating a Serious Security Incident shall adopt such

3     procedures with respect to confidentiality as determined

4     necessary, including procedures relating to the conduct of

5     closed proceedings or the submission and use of evidence

6     in camera, to ensure in particular the protection of classi-

7     fied information relating to national defense, foreign pol-

8     icy, or intelligence matters. The Director of National In-

9     telligence shall establish the level of protection required

10    for intelligence information and for information relating

11    to intelligence personnel included in the report required

12    under subsection (b). The Security Review Committee

13    shall determine the level of classification of the final report

14    prepared pursuant to section 304(b), and shall incorporate

15    the same confidentiality measures in such report to the

16    maximum extent practicable.”.

17       (g) ~~FINDINGS AND RECOMMENDATIONS OF THE SE-~~

18     ~~URITY REVIEW COMMITTEE.~~—Section 304 of the Diplo-

19     matic Security Act of 1986 (22 U.S.C. 4834) is amended

20     to read as follows:

21     **“SEC. 304. SECURITY REVIEW COMMITTEE FINDINGS AND**

22                                   **REPORT.**

23       “(a) ~~FINDINGS.~~—The Security Review Committee

24     shall—

1           “(1) review the Report of Investigation pre-  
2       pared pursuant to section 303(b), and all other evi-  
3       dence, reporting, and relevant information relating  
4       to a Serious Security Incident at a United States  
5       mission abroad, including an examination of the  
6       facts and circumstances surrounding any serious in-  
7       juries, loss of life, or significant destruction of prop-  
8       erty resulting from the incident; and

9           “(2) determine, in writing—

10           “(A) whether the incident was security re-  
11       lated and constituted a Serious Security Inci-  
12       dent;

13           “(B) if the incident involved a diplomatic  
14       compound, motorcade, residence, or other mis-  
15       sion facility—

16           “(i) whether the security systems, se-  
17       curity countermeasures, and security pro-  
18       cedures operated as intended; and

19           “(ii) whether such systems worked to  
20       materially mitigate the attack or were  
21       found to be inadequate to mitigate the  
22       threat and attack;

23           “(C) if the incident involved an individual  
24       or group of officers conducting an approved op-  
25       eration outside the mission, whether a valid

1 process was followed in evaluating the requested  
 2 operation and weighing the risk of the oper-  
 3 ation; which determination shall not seek to as-  
 4 sign accountability for the incident unless the  
 5 Security Review Committee determines that an  
 6 official breached his or her duty;

7 “(D) the impact of intelligence and infor-  
 8 mation availability; and whether the mission  
 9 was aware of the general operating threat envi-  
 10 ronment or any more specific threat intelligence  
 11 or information and took that into account in  
 12 ongoing and specific operations; and

13 “(E) any other facts and circumstances  
 14 that may be relevant to the appropriate security  
 15 management of United States missions abroad.

16 “(b) REPORT.—

17 “(1) SUBMISSION TO SECRETARY OF STATE.—

18 Not later than 60 days after receiving the Report of  
 19 Investigation prepared pursuant to section 303(b),  
 20 the Security Review Committee shall submit a report  
 21 to the Secretary of State that includes—

22 “(A) the findings described in subsection  
 23 (a); and

24 “(B) any related recommendations.



1           “(2) SUBMISSION TO CONGRESS.—Not later  
 2           than 90 days after receiving the report pursuant to  
 3           paragraph (1), the Secretary of State shall submit  
 4           a copy of the report to the Committee on Foreign  
 5           Relations of the Senate and the Committee on For-  
 6           eign Affairs of the House of Representatives.

7           “(c) PERSONNEL RECOMMENDATIONS.—If in the  
 8           course of conducting an investigation under section 303,  
 9           the investigative team finds reasonable cause to believe  
 10          any individual described in section 303(a)(2)(D) has  
 11          breached the duty of that individual or finds lesser failures  
 12          on the part of an individual in the performance of his or  
 13          her duties related to the incident, it shall be reported to  
 14          the SRC. If the SRC find reasonable cause to support the  
 15          determination, it shall be reported to the Secretary for ap-  
 16          propriate action.”.

17          (h) RELATION TO OTHER PROCEEDINGS.—Section  
 18          305 of the Diplomatic Security Act of 1986 (22 U.S.C.  
 19          4835) is amended—

20                 (1) by inserting “(a) NO EFFECT ON EXISTING  
 21                 REMEDIES OR DEFENSES.—” before “Nothing in  
 22                 this title”; and

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

24                 “(b) FUTURE INQUIRIES.—Nothing in this title may  
 25          be construed to preclude the Secretary of State from con-

1 vening a followup public board of inquiry to investigate  
 2 any security incident if the incident was of such magnitude  
 3 or significance that an internal process is deemed insuffi-  
 4 cient to understand and investigate the incident. All mate-  
 5 rials gathered during the procedures provided under this  
 6 title shall be provided to any related board of inquiry con-  
 7 vened by the Secretary.”.

8 **TITLE IV—A DIVERSE WORK-**  
 9 **FORCE: RECRUITMENT, RE-**  
 10 **TENTION, AND PROMOTION**

11 **SEC. 401. REPORT ON BARRIERS TO APPLYING FOR EM-**  
 12 **PLOYMENT WITH THE DEPARTMENT OF**  
 13 **STATE.**

14 Not later than 120 days after the date of the enact-  
 15 ment of this Act, the Secretary shall submit a report to  
 16 the appropriate congressional committees that—

17 (1) identifies any barriers for applicants apply-  
 18 ing for employment with the Department;

19 (2) provides demographic data of online appli-  
 20 cants during the most recent 3 years disaggregated  
 21 by race, ethnicity, gender, age, veteran status, dis-  
 22 ability, geographic region, and any other categories  
 23 determined by the Secretary;

24 (3) assesses any barriers that exist for applying  
 25 online for employment with the Department;

1       disaggregated by race, ethnicity, gender, age, vet-  
 2       eran status, disability, geographic region, and any  
 3       other categories determined by the Secretary; and

4           (4) includes recommendations for addressing  
 5       any disparities identified in the online application  
 6       process.

7       **SEC. 402. COLLECTION, ANALYSIS, AND DISSEMINATION OF**  
 8           **WORKFORCE DATA.**

9       (a) **INITIAL REPORT.**—Not later than 180 days after  
 10      the date of the enactment of this Act, the Secretary shall  
 11      submit a report to the appropriate congressional commit-  
 12      tees that includes disaggregated demographic data and  
 13      other information regarding the diversity of the workforce  
 14      of the Department.

15      (b) **DATA.**—The report required under subsection (a)  
 16      shall include, to the maximum extent that the collection  
 17      and dissemination of such data can be done in a way that  
 18      protects the confidentiality of individuals and is otherwise  
 19      permissible by law—

20           (1) demographic data on each element of the  
 21      workforce of the Department during the 5-year pe-  
 22      riod ending on the date of the enactment of this Act,  
 23      disaggregated by rank and grade or grade-equiva-  
 24      lent, with respect to—

25           (A) individuals hired to join the workforce;

1           (B) individuals promoted, including pro-  
2           motions to and within the Senior Executive  
3           Service or the Senior Foreign Service;

4           (C) individuals serving as special assistants  
5           in any of the offices of the Secretary of State,  
6           the Deputy Secretary of State, the Counselor of  
7           the Department of State, the Secretary's Policy  
8           Planning Staff, the Under Secretary of State  
9           for Arms Control and International Security,  
10          the Under Secretary of State for Civilian Secu-  
11          rity, Democracy, and Human Rights, the Under  
12          Secretary of State for Economic Growth, En-  
13          ergy, and the Environment, the Under Sec-  
14          retary of State for Management, the Under  
15          Secretary of State for Political Affairs, and the  
16          Under Secretary of State for Public Diplomacy  
17          and Public Affairs;

18          (D) individuals serving in each bureau's  
19          front office;

20          (E) individuals serving as detailees to the  
21          National Security Council;

22          (F) individuals serving on applicable selec-  
23          tion boards;

24          (G) members of any external advisory com-  
25          mittee or board who are subject to appointment

1 by individuals at senior positions in the Depart-  
2 ment;

3 (H) individuals participating in profes-  
4 sional development programs of the Department  
5 and the extent to which such participants have  
6 been placed into senior positions within the De-  
7 partment after such participation;

8 (I) individuals participating in mentorship  
9 or retention programs; and

10 (J) individuals who separated from the  
11 agency, including individuals in the Senior Ex-  
12 ecutive Service or the Senior Foreign Service;

13 (2) an assessment of agency compliance with  
14 the essential elements identified in Equal Employ-  
15 ment Opportunity Commission Management Direc-  
16 tive 715, effective October 1, 2003; and

17 (3) data on the overall number of individuals  
18 who are part of the workforce, the percentages of  
19 such workforce corresponding to each element speci-  
20 fied in paragraph (1), and the percentages cor-  
21 responding to each rank, grade, or grade equivalent.

22 (c) EFFECTIVENESS OF DEPARTMENT EFFORTS.—  
23 The report required under subsection (a) shall describe  
24 and assess the effectiveness of the efforts of the Depart-  
25 ment—

1           (1) to propagate fairness, impartiality, and in-  
2           clusion in the work environment, both domestically  
3           and abroad;

4           (2) to enforce anti-harassment and anti-dis-  
5           crimination policies, both domestically and at posts  
6           overseas;

7           (3) to refrain from engaging in unlawful dis-  
8           crimination in any phase of the employment process,  
9           including recruitment, hiring, evaluation, assign-  
10          ments, promotion, retention, and training;

11          (4) to prevent retaliation against employees for  
12          participating in a protected equal employment op-  
13          portunity activity or for reporting sexual harassment  
14          or sexual assault;

15          (5) to provide reasonable accommodation for  
16          qualified employees and applicants with disabilities;  
17          and

18          (6) to recruit a representative workforce by—

19                (A) recruiting women, persons with disabil-  
20                ities, and minorities;

21                (B) recruiting at women's colleges, histori-  
22                cally Black colleges and universities, minority-  
23                serving institutions, and other institutions serv-  
24                ing a significant percentage of minority stu-  
25                dents;

1           (C) placing job advertisements in news-  
2           papers, magazines, and job sites oriented to-  
3           ward women and minorities;

4           (D) sponsoring and recruiting at job fairs  
5           in urban and rural communities and at land-  
6           grant colleges or universities;

7           (E) providing opportunities through the  
8           Foreign Service Internship Program under  
9           chapter 12 of the Foreign Service Act of 1980  
10          (22 U.S.C. 4141 et seq.), and other hiring ini-  
11          tiatives;

12          (F) recruiting mid-level and senior-level  
13          professionals through programs designed to in-  
14          crease representation in international affairs of  
15          people belonging to traditionally under-  
16          represented groups;

17          (G) offering the Foreign Service written  
18          and oral assessment examinations in several lo-  
19          cations throughout the United States or via on-  
20          line platforms to reduce the burden of appli-  
21          cants having to travel at their own expense to  
22          take either or both such examinations;

23          (H) expanding the use of paid internships;  
24          and

1           ~~(I)~~ supporting recruiting and hiring oppor-  
 2           tunities through—

3                   ~~(i)~~ the Charles B. Rangel Inter-  
 4                   national Affairs Fellowship Program;

5                   ~~(ii)~~ the Thomas R. Pickering Foreign  
 6                   Affairs Fellowship Program; and

7                   ~~(iii)~~ other initiatives, including agen-  
 8                   cywide policy initiatives.

9           ~~(d)~~ ANNUAL REPORT.—

10           ~~(1)~~ IN GENERAL.—Not later than 1 year after  
 11           the publication of the report required under sub-  
 12           section (a), the Secretary of State shall submit a re-  
 13           port to the appropriate congressional committees,  
 14           and make such report available on the Department's  
 15           website, that includes, without compromising the  
 16           confidentiality of individuals and to the extent other-  
 17           wise consistent with law—

18                   ~~(A)~~ disaggregated demographic data, to  
 19                   the maximum extent that collection of such  
 20                   data is permissible by law, relating to the work-  
 21                   force and information on the status of diversity  
 22                   and inclusion efforts of the Department;

23                   ~~(B)~~ an analysis of applicant flow data, to  
 24                   the maximum extent that collection of such  
 25                   data is permissible by law; and



(C) disaggregated demographic data relating to participants in professional development programs of the Department and the rate of placement into senior positions for participants in such programs.

~~(2) COMBINATION WITH OTHER ANNUAL REPORT.~~—The report required under paragraph (1) may be combined with another annual report required by law, to the extent practicable.

**SEC. 403. CENTERS OF EXCELLENCE IN FOREIGN AFFAIRS  
AND ASSISTANCE.**

~~(a) PURPOSE.~~—The purposes of this section are—

~~(1) to advance the values and interests of the United States overseas through programs that foster innovation, competitiveness, and a diversity of backgrounds, views, and experience in the formulation and implementation of United States foreign policy and assistance; and~~

~~(2) to create opportunities for specialized research, education, training, professional development, and leadership opportunities for historically under-represented populations within the Department and USAID.~~

~~(b) STUDY.~~—

1           (1) ~~IN GENERAL.~~—The Secretary and the Ad-  
 2           ministrator of USAID shall conduct a study on the  
 3           feasibility of establishing Centers of Excellence in  
 4           Foreign Affairs and Assistance (referred to in this  
 5           section as the “Centers of Excellence”) within insti-  
 6           tutions that serve historically underrepresented pop-  
 7           ulations to focus on 1 or more of the areas described  
 8           in paragraph (2).

9           (2) ~~ELEMENTS.~~—In conducting the study re-  
 10          quired under paragraph (1), the Secretary and the  
 11          Administrator, respectively, shall consider—

12               (A) opportunities to enter into public-pri-  
 13          vate partnerships that will—

14                       (i) increase diversity in foreign affairs  
 15                       and foreign assistance Federal careers;

16                       (ii) prepare a diverse cadre of stu-  
 17                       dents (including nontraditional, mid-career,  
 18                       part-time, and heritage students) and non-  
 19                       profit or business professionals with the  
 20                       skills and education needed to meaning-  
 21                       fully contribute to the formulation and exe-  
 22                       cution of United States foreign policy and  
 23                       assistance;

24                       (iii) support the conduct of research,  
 25                       education, and extension programs that re-

1 fleet diverse perspectives and a wide range  
 2 of views of world regions and international  
 3 affairs—

4 (I) to assist in the development  
 5 of regional and functional foreign pol-  
 6 icy skills;

7 (II) to strengthen international  
 8 development and humanitarian assist-  
 9 ance programs; and

10 (III) to strengthen democratic in-  
 11 stitutions and processes in policy-  
 12 making, including supporting public  
 13 policies that engender equitable and  
 14 inclusive societies and focus on chal-  
 15 lenges and inequalities in education,  
 16 health, wealth, justice, and other sec-  
 17 tors faced by diverse communities;

18 (iv) enable domestic and international  
 19 educational, internship, fellowship, faculty  
 20 exchange, training, employment or other  
 21 innovative programs to acquire or  
 22 strengthen knowledge of foreign languages,  
 23 cultures, societies, and international skills  
 24 and perspectives;

1           (v) support collaboration among insti-  
2           tutions of higher education, including com-  
3           munity colleges, nonprofit organizations,  
4           and corporations, to strengthen the en-  
5           gagement between experts and specialists  
6           in the foreign affairs and foreign assist-  
7           ance fields; and

8           (vi) leverage additional public-private  
9           partnerships with nonprofit organizations,  
10          foundations, corporations, institutions of  
11          higher education, and the Federal Govern-  
12          ment; and

13          (B) budget and staffing requirements, in-  
14          cluding appropriate sources of funding, for the  
15          establishment and conduct of operations of such  
16          Centers of Excellence.

17          (c) REPORT.—Not later than 120 days after the date  
18          of the enactment of this Act, the Secretary shall submit  
19          a report to the appropriate congressional committees that  
20          contains the findings of the study conducted pursuant to  
21          subsection (b).

1 **TITLE V—INFORMATION SECUR-**  
 2 **ITY AND CYBER DIPLOMACY**

3 **SEC. 501. UNITED STATES INTERNATIONAL CYBERSPACE**  
 4 **POLICY.**

5 (a) IN GENERAL.—It is the policy of the United  
 6 States—

7 (1) to work internationally to promote an open,  
 8 interoperable, reliable, and secure internet governed  
 9 by the multi-stakeholder model, which—

10 (A) promotes democracy, the rule of law,  
 11 and human rights, including freedom of expres-  
 12 sion;

13 (B) supports the ability to innovate, com-  
 14 municate, and promote economic prosperity;  
 15 and

16 (C) is designed to protect privacy and  
 17 guard against deception, fraud, and theft;

18 (2) to encourage and aid United States allies  
 19 and partners in improving their own technological  
 20 capabilities and resiliency to pursue, defend, and  
 21 protect shared interests and values, free from coer-  
 22 cion and external pressure; and

23 (3) in furtherance of the efforts described in  
 24 paragraphs (1) and (2)—

1           (A) to provide incentives to the private sec-  
 2           tor to accelerate the development of the tech-  
 3           nologies referred to in such paragraphs;

4           (B) to modernize and harmonize with allies  
 5           and partners export controls and investment  
 6           screening regimes and associated policies and  
 7           regulations; and

8           (C) to enhance United States leadership in  
 9           technical standards-setting bodies and avenues  
 10          for developing norms regarding the use of dig-  
 11          ital tools.

12       (b) IMPLEMENTATION.—In implementing the policy  
 13       described in subsection (a), the President, in consultation  
 14       with outside actors, as appropriate, including private sec-  
 15       tor companies, nongovernmental organizations, security  
 16       researchers, and other relevant stakeholders, in the con-  
 17       duct of bilateral and multilateral relations, shall strive—

18           (1) to clarify the applicability of international  
 19           laws and norms to the use of information and com-  
 20           munications technology (referred to in this sub-  
 21           section as “ICT”);

22           (2) to reduce and limit the risk of escalation  
 23           and retaliation in cyberspace, damage to critical in-  
 24           frastructure, and other malicious cyber activity that

1       impairs the use and operation of critical infrastruc-  
2       ture that provides services to the public;

3           ~~(3)~~ to cooperate with like-minded countries that  
4       share common values and cyberspace policies with  
5       the United States, including respect for human  
6       rights, democracy, and the rule of law, to advance  
7       such values and policies internationally;

8           (4) to encourage the responsible development of  
9       new, innovative technologies and ICT products that  
10      strengthen a secure internet architecture that is ac-  
11      cessible to all;

12          ~~(5)~~ to secure and implement commitments on  
13      responsible country behavior in cyberspace, including  
14      commitments by countries—

15           ~~(A)~~ to not conduct, or knowingly support,  
16      cyber-enabled theft of intellectual property, in-  
17      cluding trade secrets or other confidential busi-  
18      ness information, with the intent of providing  
19      competitive advantages to companies or com-  
20      mercial sectors;

21           ~~(B)~~ to take all appropriate and reasonable  
22      efforts to keep their territories clear of inten-  
23      tionally wrongful acts using ICT in violation of  
24      international commitments;

1           (C) not to conduct or knowingly support  
2           ICT activity that intentionally damages or oth-  
3           erwise impairs the use and operation of critical  
4           infrastructure providing services to the public;  
5           in violation of international law;

6           (D) to take appropriate measures to pro-  
7           tect the country's critical infrastructure from  
8           ICT threats;

9           (E) not to conduct or knowingly support  
10          malicious international activity that harms the  
11          information systems of authorized emergency  
12          response teams (also known as "computer  
13          emergency response teams" or "cybersecurity  
14          incident response teams") of another country or  
15          authorize emergency response teams to engage  
16          in malicious international activity, in violation  
17          of international law;

18          (F) to respond to appropriate requests for  
19          assistance to mitigate malicious ICT activity  
20          emanating from their territory and aimed at the  
21          critical infrastructure of another country;

22          (G) to not restrict cross-border data flows  
23          or require local storage or processing of data;  
24          and



1           (H) to protect the exercise of human rights  
 2           and fundamental freedoms on the internet,  
 3           while recognizing that the human rights that  
 4           people have offline also need to be protected on-  
 5           line; and

6           (6) to advance, encourage, and support the de-  
 7           velopment and adoption of internationally recognized  
 8           technical standards and best practices.

9   **SEC. 502. BUREAU OF CYBERSPACE AND DIGITAL POLICY.**

10       (a) IN GENERAL.—Section 4 of the State Depart-  
 11       ment Basic Authorities Act of 1956 (22 U.S.C. 2651a),  
 12       is amended—

13           (1) by redesignating subsections (i) and (j) as  
 14           subsection (j) and (k), respectively;

15           (2) by redesignating subsection (h) (as added  
 16           by section 361(a)(1) of division FF of the Consoli-  
 17           dated Appropriations Act, 2021 (Public Law 116–  
 18           260)) as subsection (l); and

19           (3) by inserting after subsection (h) the fol-  
 20           lowing:

21       “(i) BUREAU OF CYBERSPACE AND DIGITAL POL-  
 22       ICY.—

23           “(1) IN GENERAL.—There is established, within  
 24           the Department of State, the Bureau of Cyberspace  
 25           and Digital Policy (referred to in this subsection as

1 the ‘Bureau’). The head of the Bureau shall have  
 2 the rank and status of ambassador and shall be ap-  
 3 pointed by the President, by and with the advice and  
 4 consent of the Senate.

5 “(2) DUTIES.—

6 “(A) IN GENERAL.—The head of the Bu-  
 7 reau shall perform such duties and exercise  
 8 such powers as the Secretary of State shall pre-  
 9 scribe, including implementing the policy de-  
 10 scribed in section 501(a) of the Department of  
 11 State Authorization Act of 2022.

12 “(B) DUTIES DESCRIBED.—The principal  
 13 duties and responsibilities of the head of the  
 14 Bureau shall be—

15 “(i) to serve as the principal cyber-  
 16 space policy official within the senior man-  
 17 agement of the Department of State and  
 18 as the advisor to the Secretary of State for  
 19 cyberspace and digital issues;

20 “(ii) to lead, coordinate, and execute,  
 21 in coordination with other relevant bureaus  
 22 and offices, the Department of State’s dip-  
 23 lomatic cyberspace, cybersecurity (includ-  
 24 ing efforts related to data privacy, data  
 25 flows, internet governance, information and

1           communications technology standards, and  
2           other issues that the Secretary has as-  
3           signed to the Bureau);

4           “(iii) to advance United States na-  
5           tional security and foreign policy interests  
6           in cyberspace and to coordinate cyberspace  
7           policy and other relevant functions with  
8           the Department of State and with other  
9           components of the Federal Government;

10          “(iv) to promote an open, interoper-  
11          able, reliable, and secure information and  
12          communications technology infrastructure  
13          globally;

14          “(v) to represent the Secretary of  
15          State in interagency efforts to develop and  
16          advance Federal Government cyber prior-  
17          ities and activities, including efforts to de-  
18          velop credible national capabilities, strate-  
19          gies, and policies to deter and counter  
20          cyber adversaries, and carry out the pur-  
21          poses of title V of the Department of State  
22          Authorization Act of 2022;

23          “(vi) to engage civil society, the pri-  
24          vate sector, academia, and other public and  
25          private entities on relevant international

1 cyberspace and information and commu-  
2 nications technology issues;

3 “(vii) to lead United States Govern-  
4 ment efforts to uphold and further develop  
5 global deterrence frameworks for malicious  
6 cyber activity;

7 “(viii) to advise the Secretary of State  
8 and coordinate with foreign governments  
9 regarding responses to national security-  
10 level cyber incidents, including coordina-  
11 tion on diplomatic response efforts to sup-  
12 port allies and partners threatened by ma-  
13 licious cyber activity, in conjunction with  
14 members of the North Atlantic Treaty Or-  
15 ganization and like-minded countries;

16 “(ix) to promote the building of for-  
17 eign capacity relating to cyberspace policy  
18 priorities;

19 “(x) to promote an open, interoper-  
20 able, reliable, and secure information and  
21 communications technology infrastructure  
22 globally and an open, interoperable, secure,  
23 and reliable internet governed by the  
24 multi-stakeholder model;

1 “(xi) to promote an international reg-  
2 ulatory environment for technology invest-  
3 ments and the internet that benefits  
4 United States economic and national secu-  
5 rity interests;

6 “(xii) to promote cross-border flow of  
7 data and combat international initiatives  
8 seeking to impose unreasonable require-  
9 ments on United States businesses;

10 “(xiii) to promote international poli-  
11 cies to protect the integrity of United  
12 States and international telecommuni-  
13 cations infrastructure from foreign-based  
14 threats, including cyber-enabled threats;

15 “(xiv) to lead engagement, in coordi-  
16 nation with relevant executive branch agen-  
17 cies, with foreign governments on relevant  
18 international cyberspace, cybersecurity,  
19 cybercrime, and digital economy issues de-  
20 scribed in title V of the Department of  
21 State Authorization Act of 2022;

22 “(xv) to promote international policies  
23 to secure radio frequency spectrum for  
24 United States businesses and national se-  
25 curity needs;

1 “(xvi) to promote and protect the ex-  
 2 ercise of human rights, including freedom  
 3 of speech and religion, through the inter-  
 4 net;

5 “(xvii) to build capacity of United  
 6 States diplomatic officials to engage on  
 7 cyberspace issues;

8 “(xviii) to encourage the development  
 9 and adoption by foreign countries of inter-  
 10 nationally recognized standards, policies,  
 11 and best practices;

12 “(xix) to support efforts by the Global  
 13 Engagement Center to counter cyber-en-  
 14 abled information operations against the  
 15 United States or its allies and partners;  
 16 and

17 “(xx) to conduct such other matters  
 18 as the Secretary of State may assign.

19 “(3) QUALIFICATIONS.—The head of the Bu-  
 20 reau should be an individual of demonstrated com-  
 21 petency in the fields of—

22 “(A) cybersecurity and other relevant  
 23 cyberspace and information and communica-  
 24 tions technology policy issues; and

25 “(B) international diplomacy.

1 “(4) ORGANIZATIONAL PLACEMENT.—

2 “(A) INITIAL PLACEMENT.—Except as  
3 provided in subparagraph (B), the head of the  
4 Bureau shall report to the Deputy Secretary of  
5 State.

6 “(B) SUBSEQUENT PLACEMENT.—The  
7 head of the Bureau may report to an Under  
8 Secretary of State or to an official holding a  
9 higher position than Under Secretary if, not  
10 later than 15 days before any change in such  
11 reporting structure, the Secretary of State—

12 “(i) consults with the Committee on  
13 Foreign Relations of the Senate and the  
14 Committee on Foreign Affairs of the  
15 House of Representatives; and

16 “(ii) submits a report to such commit-  
17 tees that—

18 “(I) indicates that the Secretary,  
19 with respect to the reporting structure  
20 of the Bureau, has consulted with and  
21 solicited feedback from—

22 “(aa) other relevant Federal  
23 entities with a role in inter-  
24 national aspects of cyber policy;  
25 and

1           “(bb) the elements of the  
2           Department of State with respon-  
3           sibility for aspects of cyber pol-  
4           icy, including the elements re-  
5           porting to—

6                   “(AA) the Under Sec-  
7                   retary of State for Political  
8                   Affairs;

9                   “(BB) the Under Sec-  
10                  retary of State for Civilian  
11                  Security, Democracy, and  
12                  Human Rights;

13                  “(CC) the Under Sec-  
14                  retary of State for Economic  
15                  Growth, Energy, and the  
16                  Environment;

17                  “(DD) the Under Sec-  
18                  retary of State for Arms  
19                  Control and International  
20                  Security Affairs;

21                  “(EE) the Under Sec-  
22                  retary of State for Manage-  
23                  ment; and

24                  “(FF) the Under Sec-  
25                  retary of State for Public



1                               Diplomacy and Public Af-  
2                               fairs;

3                               “(H) describes the new reporting  
4                               structure for the head of the Bureau  
5                               and the justification for such new  
6                               structure; and

7                               “(III) includes a plan describing  
8                               how the new reporting structure will  
9                               better enable the head of the Bureau  
10                              to carry out the duties described in  
11                              paragraph (2), including the security,  
12                              economic, and human rights aspects  
13                              of cyber diplomacy.

14                           “(5) SPECIAL HIRING AUTHORITIES.—The Sec-  
15                           retary of State may—

16                           “(A) appoint employees without regard to  
17                           the provisions of title 5, United States Code, re-  
18                           garding appointments in the competitive serv-  
19                           ice; and

20                           “(B) fix the basic compensation of such  
21                           employees without regard to chapter 51 and  
22                           subchapter III of chapter 53 of such title re-  
23                           garding classification and General Schedule pay  
24                           rates.

1           “(6) **RULE OF CONSTRUCTION.**—Nothing in  
 2       this subsection may be construed to preclude the  
 3       head of the Bureau from being designated as an As-  
 4       sistant Secretary, if such an Assistant Secretary po-  
 5       sition does not increase the number of Assistant  
 6       Secretary positions at the Department above the  
 7       number authorized under subsection (c)(1).”.

8       (b) **SENSE OF CONGRESS.**—It is the sense of Con-  
 9       gress that the Bureau established under section 1(i) of  
 10      the State Department Basic Authorities Act of 1956, as  
 11      added by subsection (a), should have a diverse workforce  
 12      composed of qualified individuals, including individuals  
 13      from traditionally underrepresented groups.

14      (c) **UNITED NATIONS.**—The Permanent Representa-  
 15      tive of the United States to the United Nations should  
 16      use the voice, vote, and influence of the United States to  
 17      oppose any measure that is inconsistent with the policy  
 18      described in section 501(a).

19      **SEC. 503. INTERNATIONAL CYBERSPACE AND DIGITAL POL-**  
 20                                   **ICY STRATEGY.**

21      (a) **STRATEGY REQUIRED.**—Not later than 1 year  
 22      after the date of the enactment of this Act, the President,  
 23      acting through the Secretary, and in coordination with the  
 24      heads of other relevant Federal departments and agencies,

1 shall develop an international cyberspace and digital policy  
2 strategy.

3 (b) ELEMENTS.—The strategy required under sub-  
4 section (a) shall include—

5 (1) a review of actions and activities under-  
6 taken to support the policy described in section  
7 501(a);

8 (2) a plan of action to guide the diplomacy of  
9 the Department with regard to foreign countries, in-  
10 cluding—

11 (A) conducting bilateral and multilateral  
12 activities—

13 (i) to develop and support the imple-  
14 mentation of norms of responsible country  
15 behavior in cyberspace consistent with the  
16 objectives specified in section 501(b)(5);

17 (ii) to reduce the frequency and sever-  
18 ity of cyberattacks on United States indi-  
19 viduals, businesses, governmental agencies,  
20 and other organizations;

21 (iii) to reduce cybersecurity risks to  
22 United States and allied critical infrastruc-  
23 ture;

24 (iv) to improve allies' and partners'  
25 collaboration with the United States on cy-

bersecurity issues, including information sharing, regulatory coordination and improvement, and joint investigatory and law enforcement operations related to cybercrime; and

(v) to share best practices and advance proposals to strengthen civilian and private sector resiliency to threats and access to opportunities in cyberspace; and

(B) reviewing the status of existing efforts in relevant multilateral fora, as appropriate, to obtain commitments on international norms regarding cyberspace;

(3) a review of alternative concepts for international norms regarding cyberspace offered by foreign countries;

(4) a detailed description of new and evolving threats regarding cyberspace from foreign adversaries, state-sponsored actors, and non-state actors to—

(A) United States national security;

(B) the Federal and private sector cyberspace infrastructure of the United States;

(C) intellectual property in the United States; and

1           ~~(D)~~ the privacy and security of citizens of  
2           the United States;

3           ~~(5)~~ a review of the policy tools available to the  
4           President to deter and de-escalate tensions with for-  
5           eign countries, state-sponsored actors, and private  
6           actors regarding—

7                     ~~(A)~~ threats in cyberspace;

8                     ~~(B)~~ the degree to which such tools have  
9           been used; and

10                    ~~(C)~~ whether such tools have been effective  
11           deterrents;

12           ~~(6)~~ a review of resources required to conduct  
13           activities to build responsible norms of international  
14           cyber behavior;

15           ~~(7)~~ a review to determine whether the budg-  
16           etary resources, technical expertise, legal authorities,  
17           and personnel available to the Department and other  
18           relevant Federal agencies are adequate to achieve  
19           the actions and activities undertaken to support the  
20           policy described in section 501(a);

21           ~~(8)~~ a review to determine whether the Depart-  
22           ment is properly organized and coordinated with  
23           other Federal agencies to achieve the objectives de-  
24           scribed in section 501(b); and

1           (9) a plan of action, developed in consultation  
2           with relevant Federal departments and agencies as  
3           the President may direct, to guide the diplomacy of  
4           the Department with respect to the inclusion of  
5           cyber issues in mutual defense agreements.

6           (c) FORM OF STRATEGY.—

7           (1) PUBLIC AVAILABILITY.—The strategy re-  
8           quired under subsection (a) shall be available to the  
9           public in unclassified form, including through publi-  
10          cation in the Federal Register.

11          (2) CLASSIFIED ANNEX.—The strategy required  
12          under subsection (a) may include a classified annex.

13          (d) BRIEFING.—Not later than 30 days after the  
14          completion of the strategy required under subsection (a),  
15          the Secretary shall brief the appropriate congressional  
16          committees regarding the strategy, including any material  
17          contained in a classified annex.

18          (e) UPDATES.—The strategy required under sub-  
19          section (a) shall be updated—

20                (1) not later than 90 days after any material  
21                change to United States policy described in such  
22                strategy; and

23                (2) not later than 1 year after the inauguration  
24                of each new President.

1 **SEC. 504. GOVERNMENT ACCOUNTABILITY OFFICE REPORT**  
2 **ON CYBER DIPLOMACY.**

3 Not later than 18 months after the date of the enact-  
4 ment of this Act, the Comptroller General of the United  
5 States shall submit a report and provide a briefing to the  
6 appropriate congressional committees that includes—

7 (1) an assessment of the extent to which United  
8 States diplomatic processes and other efforts with  
9 foreign countries, including through multilateral  
10 fora, bilateral engagements, and negotiated cyber-  
11 space agreements, advance the full range of United  
12 States interests regarding cyberspace, including the  
13 policy described in section 501(a);

14 (2) an assessment of the Department's organi-  
15 zational structure and approach to managing its dip-  
16 lomatic efforts to advance the full range of United  
17 States interests regarding cyberspace, including a  
18 review of—

19 (A) the establishment of a Bureau within  
20 the Department to lead the Department's inter-  
21 national cyber mission;

22 (B) the current or proposed diplomatic  
23 mission, structure, staffing, funding, and activi-  
24 ties of such Bureau;

1           (C) how the establishment of such Bureau  
 2           has impacted or is likely to impact the structure  
 3           and organization of the Department; and

4           (D) what challenges, if any, the Depart-  
 5           ment has faced or will face in establishing such  
 6           Bureau; and

7           (3) any other matters that the Comptroller  
 8           General determines to be relevant.

9   **SEC. 505. REPORT ON DIPLOMATIC PROGRAMS TO DETECT**  
 10                   **AND RESPOND TO CYBER THREATS AGAINST**  
 11                   **ALLIES AND PARTNERS.**

12       Not later than 180 days after the date of the enact-  
 13       ment of this Act, the Secretary, in coordination with the  
 14       heads of other relevant Federal agencies, shall submit a  
 15       report to the appropriate congressional committees that  
 16       assesses the capabilities of the Department to provide ci-  
 17       vilian-led support for acute cyber incident response in ally  
 18       and partner countries that includes—

19           (1) a description and assessment of the Depart-  
 20           ment's coordination with cyber programs and oper-  
 21           ations of the Department of Defense and the De-  
 22           partment of Homeland Security;

23           (2) recommendations on how to improve coordi-  
 24           nation and executive of Department involvement in



1 programs or operations to support allies and part-  
 2 ners in responding to acute cyber incidents; and

3 ~~(3) the budgetary resources, technical expertise,~~  
 4 ~~legal authorities, and personnel needed for the De-~~  
 5 ~~partment to formulate and implement the programs~~  
 6 ~~described in this section.~~

7 **SEC. 506. CYBERSECURITY RECRUITMENT AND RETEN-**  
 8 **TION.**

9 (a) SENSE OF CONGRESS.—It is the sense of Con-  
 10 gress that improving computer programming language  
 11 proficiency will improve—

12 ~~(1) the cybersecurity effectiveness of the De-~~  
 13 ~~partment; and~~

14 ~~(2) the ability of foreign service officers to en-~~  
 15 ~~gage with foreign audiences on cybersecurity mat-~~  
 16 ~~ters.~~

17 (b) TECHNOLOGY TALENT ACQUISITION.—

18 ~~(1) ESTABLISHMENT.—The Secretary shall es-~~  
 19 ~~tablish positions within the Bureau of Global Talent~~  
 20 ~~Management that are solely dedicated to the recruit-~~  
 21 ~~ment and retention of Department personnel with~~  
 22 ~~backgrounds in cybersecurity, engineering, data~~  
 23 ~~science, application development, artificial intel-~~  
 24 ~~ligence, critical and emerging technology, and tech-~~  
 25 ~~nology and digital policy.~~

1           (2) GOALS.—The goals of the positions de-  
2       scribed in paragraph (1) shall be—

3           (A) to fulfill the critical need of the De-  
4       partment to recruit and retain employees for  
5       cybersecurity, digital, and technology positions;

6           (B) to actively recruit relevant candidates  
7       from academic institutions, the private sector,  
8       and related industries;

9           (C) to work with the Office of Personnel  
10       Management and the United States Digital  
11       Service to develop and implement best strate-  
12       gies for recruiting and retaining technology tal-  
13       ent; and

14          (D) to inform and train supervisors at the  
15       Department on the use of the authorities listed  
16       in subsection (c)(1).

17          (3) IMPLEMENTATION PLAN.—Not later than  
18       180 days after the date of the enactment of this Act,  
19       the Secretary shall submit a plan to the appropriate  
20       congressional committees that describes how the ob-  
21       jectives and goals set forth in paragraphs (1) and  
22       (2) will be implemented.

23          (4) AUTHORIZATION OF APPROPRIATIONS.—  
24       There is authorized to be appropriated \$750,000 for

1 each of the fiscal years ~~2023~~ through 2027 to carry  
2 out this subsection.

3 ~~(c) ANNUAL REPORT ON HIRING AUTHORITIES.—~~

4 Not later than 1 year after the date of the enactment of  
5 this Act, and annually thereafter for the following 5 years,  
6 the Secretary shall submit a report to the appropriate con-  
7 gressional committees that includes—

8 (1) a list of the hiring authorities available to  
9 the Department to recruit and retain personnel with  
10 backgrounds in cybersecurity, engineering, data  
11 science, application development, artificial intel-  
12 ligence, critical and emerging technology, and tech-  
13 nology and digital policy;

14 (2) a list of which hiring authorities described  
15 in paragraph (1) have been used during the previous  
16 5 years;

17 (3) the number of employees in qualified posi-  
18 tions hired, aggregated by position and grade level  
19 or pay band;

20 (4) the number of employees who have been  
21 placed in qualified positions, aggregated by bureau  
22 and offices within the Department;

23 (5) the rate of attrition of individuals who begin  
24 the hiring process and do not complete the process  
25 and a description of the reasons for such attrition;

1           (6) the number of individuals who are inter-  
 2       viewed by subject matter experts and the number of  
 3       individuals who are not interviewed by subject mat-  
 4       ter experts; and

5           (7) recommendations for—

6                (A) reducing the attrition rate referred to  
 7       in paragraph (5) by 5 percent each year;

8                (B) additional hiring authorities needed to  
 9       acquire needed technology talent;

10               (C) hiring personnel to hold public trust  
 11       positions until such personnel can obtain the  
 12       necessary security clearance; and

13               (D) informing and training supervisors  
 14       within the Department on the use of the au-  
 15       thorities listed in paragraph (1).

16       (d) INCENTIVE PAY FOR CYBERSECURITY PROFES-  
 17       SIONALS.—To increase the number of qualified candidates  
 18       available to fulfill the cybersecurity needs of the Depart-  
 19       ment, the Secretary shall—

20               (1) include computer programming languages  
 21       within the Recruitment Language Program; and

22               (2) provide appropriate language incentive pay.

23       (e) REPORT.—Not later than 1 year after the date  
 24       of the enactment of this Act, and annually thereafter for  
 25       the following 5 years, the Secretary shall provide a list

1 to the appropriate congressional committees that identi-  
2 fies—

3           (1) the computer programming languages in-  
4 eluded within the Recruitment Language Program  
5 and the language incentive pay rate; and

6           (2) the number of individuals benefitting from  
7 the inclusion of such computer programming lan-  
8 guages in the Recruitment Language Program and  
9 language incentive pay.

10 **SEC. 507. SHORT COURSE ON EMERGING TECHNOLOGIES**  
11 **FOR SENIOR OFFICIALS.**

12       (a) **IN GENERAL.**—Not later than 1 year after the  
13 date of the enactment of this Act, the Secretary shall de-  
14 velop and begin providing, for senior officials of the De-  
15 partment, a course addressing how the most recent and  
16 relevant technologies affect the activities of the Depart-  
17 ment.

18       (b) **THROUGHPUT OBJECTIVES.**—The Secretary  
19 should ensure that—

20           (1) during the first year that the course devel-  
21 oped pursuant to subsection (a) is offered, not fewer  
22 than 20 percent of senior officials are certified as  
23 having passed such course; and

24           (2) in each subsequent year, until the date on  
25 which 80 percent of senior officials are certified as

1       having passed such course; an additional 10 percent  
2       of senior officials are certified as having passed such  
3       course.

4   **SEC. 508. ESTABLISHMENT AND EXPANSION OF REGIONAL**  
5       **TECHNOLOGY OFFICER PROGRAM.**

6       (a) ~~REGIONAL TECHNOLOGY OFFICER PROGRAM.—~~

7           (1) ~~ESTABLISHMENT.—~~The Secretary shall es-  
8       tablish a program, which shall be known as the “Re-  
9       gional Technology Officer Program” (referred to in  
10      this section as the “Program”).

11          (2) ~~GOALS.—~~The goals of the Program shall in-  
12      clude the following:

13           (A) ~~Promoting United States leadership in~~  
14      ~~technology abroad.~~

15           (B) ~~Working with partners to increase the~~  
16      ~~deployment of critical and emerging technology~~  
17      ~~in support of democratic values.~~

18           (C) ~~Shaping diplomatic agreements in re-~~  
19      ~~gional and international fora with respect to~~  
20      ~~critical and emerging technologies.~~

21           (D) ~~Building diplomatic capacity for han-~~  
22      ~~dling critical and emerging technology issues.~~

23           (E) ~~Facilitating the role of critical and~~  
24      ~~emerging technology in advancing the foreign~~  
25      ~~policy objectives of the United States through~~

1 engagement with research labs, incubators, and  
 2 venture capitalists.

3 ~~(F) Maintaining the advantages of the~~  
 4 ~~United States with respect to critical and~~  
 5 ~~emerging technologies.~~

6 ~~(b) IMPLEMENTATION PLAN.~~—Not later than 180  
 7 days after the date of the enactment of this Act, the Sec-  
 8 retary shall submit an implementation plan to the appro-  
 9 priate congressional committees that outlines strategies  
 10 for—

11 ~~(1) advancing the goals described in subsection~~  
 12 ~~(a)(2);~~

13 ~~(2) hiring Regional Technology Officers and in-~~  
 14 ~~creasing the competitiveness of the Program within~~  
 15 ~~the Foreign Service bidding process;~~

16 ~~(3) expanding the Program to include a min-~~  
 17 ~~imum of 15 Regional Technology Officers; and~~

18 ~~(4) assigning not fewer than 2 Regional Tech-~~  
 19 ~~nology Officers to posts within—~~

20 ~~(A) each regional bureau of the Depart-~~  
 21 ~~ment; and~~

22 ~~(B) the Bureau of International Organiza-~~  
 23 ~~tion Affairs.~~

24 ~~(c) ANNUAL BRIEFING REQUIREMENT.~~—Not later  
 25 than 180 days after the date of the enactment of this Act,

1 and annually thereafter for the following 5 years, the Sec-  
 2 retary shall brief the appropriate congressional committees  
 3 regarding the status of the implementation plan required  
 4 under subsection (b).

5 (d) AUTHORIZATION OF APPROPRIATIONS.—There is  
 6 authorized to be appropriated \$25,000,000 for each of the  
 7 fiscal years 2023 through 2027 to carry out this section.

8 **SEC. 509. VULNERABILITY DISCLOSURE POLICY AND BUG**  
 9 **BOUNTY PROGRAM REPORT.**

10 (a) DEFINITIONS.—In this section:

11 (1) BUG BOUNTY PROGRAM.—The term “bug  
 12 bounty program” means a program under which an  
 13 approved individual, organization, or company is  
 14 temporarily authorized to identify and report  
 15 vulnerabilities of internet-facing information tech-  
 16 nology of the Department in exchange for compensa-  
 17 tion.

18 (2) INFORMATION TECHNOLOGY.—The term  
 19 “information technology” has the meaning given  
 20 such term in section 11101 of title 40, United  
 21 States Code.

22 (b) VULNERABILITY DISCLOSURE POLICY.—

23 (1) IN GENERAL.—Not later than 180 days  
 24 after the date of the enactment of this Act, the Sec-  
 25 retary shall design, establish, and make publicly



1 known a Vulnerability Disclosure Policy (referred to  
2 in this section as the “VDP”) to improve Depart-  
3 ment cybersecurity by—

4 (A) creating Department policy and infra-  
5 structure to receive reports of and remediate  
6 discovered vulnerabilities in line with existing  
7 policies of the Office of Management and Budg-  
8 et and the Department of Homeland Security  
9 Binding Operational Directive 20-01 or any  
10 subsequent directive; and

11 (B) providing a report on such policy and  
12 infrastructure to Congress.

13 (2) ANNUAL REPORTS.—Not later than 180  
14 days after the establishment of the VDP pursuant to  
15 paragraph (1), and annually thereafter for the fol-  
16 lowing 5 years, the Secretary shall submit a report  
17 on the VDP to the Committee on Foreign Relations  
18 of the Senate, the Committee on Homeland Security  
19 and Governmental Affairs of the Senate, the Com-  
20 mittee on Foreign Affairs of the House of Rep-  
21 resentatives, and the Committee on Homeland Secu-  
22 rity of the House of Representatives that includes  
23 information relating to—

24 (A) the number and severity of all security  
25 vulnerabilities reported;

1           ~~(B)~~ the number of previously unidentified  
2 security vulnerabilities remediated as a result;

3           ~~(C)~~ the current number of outstanding  
4 previously unidentified security vulnerabilities  
5 and Department of State remediation plans;

6           ~~(D)~~ the average time between the reporting  
7 of security vulnerabilities and remediation of  
8 such vulnerabilities;

9           ~~(E)~~ the resources, surge staffing, roles,  
10 and responsibilities within the Department used  
11 to implement the VDP and complete security  
12 vulnerability remediation;

13           ~~(F)~~ how the VDP identified vulnerabilities  
14 are incorporated into existing Department vul-  
15 nerability prioritization and management proc-  
16 esses;

17           ~~(G)~~ any challenges in implementing the  
18 VDP and plans for expansion or contraction in  
19 the scope of the VDP across Department infor-  
20 mation systems; and

21           ~~(H)~~ any other topic that the Secretary de-  
22 termines to be relevant.

23       ~~(c)~~ BUG BOUNTY PROGRAM REPORT.—

24           ~~(1)~~ IN GENERAL.—Not later than 180 days  
25 after the date of the enactment of this Act, the Sec-

1       retary shall submit a report to Congress that de-  
2       scribes any ongoing efforts by the Department or a  
3       third-party vendor under contract with the Depart-  
4       ment to establish or carry out a bug bounty program  
5       that identifies security vulnerabilities of internet-  
6       facing information technology of the Department.

7           (2) REPORT.—Not later than 180 days after  
8       the date on which any bug bounty program is estab-  
9       lished, the Secretary shall submit a report to the  
10      Committee on Foreign Relations of the Senate, the  
11      Committee on Homeland Security and Governmental  
12      Affairs of the Senate, the Committee on Foreign Af-  
13      fairs of the House of Representatives, and the Com-  
14      mittee on Homeland Security of the House of Rep-  
15      resentatives regarding such program, including in-  
16      formation relating to—

17           (A) the number of approved individuals,  
18           organizations, or companies involved in such  
19           program, disaggregated by the number of ap-  
20           proved individuals, organizations, or companies  
21           that—

22                   (i) registered;

23                   (ii) were approved;

24                   (iii) submitted security vulnerabilities;

25                   and

1 (iv) received compensation;

2 (B) the number and severity of all security  
3 vulnerabilities reported as part of such pro-  
4 gram;

5 (C) the number of previously unidentified  
6 security vulnerabilities remediated as a result of  
7 such program;

8 (D) the current number of outstanding  
9 previously unidentified security vulnerabilities  
10 and Department remediation plans for such  
11 outstanding vulnerabilities;

12 (E) the average length of time between the  
13 reporting of security vulnerabilities and remedi-  
14 ation of such vulnerabilities;

15 (F) the types of compensation provided  
16 under such program;

17 (G) the lessons learned from such pro-  
18 gram;

19 (H) the public accessibility of contact in-  
20 formation for the Department regarding the  
21 bug bounty program;

22 (I) the incorporation of bug bounty pro-  
23 gram identified vulnerabilities into existing De-  
24 partment vulnerability prioritization and man-  
25 agement processes; and

1                   ~~(J)~~ any challenges in implementing the bug  
 2                   bounty program and plans for expansion or  
 3                   contraction in the scope of the bug bounty pro-  
 4                   gram across Department information systems.

## 5       **TITLE VI—PUBLIC DIPLOMACY**

### 6       ~~SEC. 601. UNITED STATES PARTICIPATION IN INTER-~~ 7                   **NATIONAL FAIRS AND EXPOSITIONS.**

8           ~~(a) IN GENERAL.—~~Notwithstanding section 204 of  
 9       the Admiral James W. Nance and Meg Donovan Foreign  
 10      Relations Authorization Act, Fiscal Years 2000 and 2001  
 11      (22 U.S.C. 2452b), and subject to subsection (b), amounts  
 12      available under title I of the Department of State, Foreign  
 13      Operations, and Related Programs Appropriations Act,  
 14      2022 (division K of Public Law 117–103), or under prior  
 15      such Acts, may be made available to pay for expenses re-  
 16      lated to United States participation in international fairs  
 17      and expositions abroad, including for construction and op-  
 18      eration of pavilions or other major exhibits.

19          ~~(b) LIMITATION ON SOLICITATION OF FUNDS.—~~Sen-  
 20      ior employees of the Department, in their official capacity,  
 21      may not solicit funds to pay expenses for a United States  
 22      pavilion or other major exhibit at any international expo-  
 23      sition or world's fair registered by the Bureau of Inter-  
 24      national Expositions.

1       (c) AUTHORIZATION OF APPROPRIATIONS.—There is  
 2 authorized to be appropriated \$20,000,000 to the Depart-  
 3 ment for United States participation in international fairs  
 4 and expositions abroad, including for construction and op-  
 5 eration of pavilions or other major exhibits.

6 **SEC. 602. PRESS FREEDOM CURRICULUM.**

7       The Secretary shall ensure that there is a press free-  
 8 dom curriculum for the National Foreign Affairs Training  
 9 Center that enables Foreign Service officers to better un-  
 10 derstand issues of press freedom and the tools that are  
 11 available to help protect journalists and promote freedom  
 12 of the press norms, which may include—

13           (1) the historic and current issues facing press  
 14 freedom, including countries of specific concern;

15           (2) the Department's role in promoting press  
 16 freedom as an American value, a human rights  
 17 issue, and a national security imperative;

18           (3) ways to incorporate press freedom pro-  
 19 motion into other aspects of diplomacy; and

20           (4) existing tools to assist journalists in distress  
 21 and methods for engaging foreign governments and  
 22 institutions on behalf of individuals engaged in jour-  
 23 nalistic activity who are at risk of harm.

1 **SEC. 603. GLOBAL ENGAGEMENT CENTER.**

2       ~~(a) IN GENERAL.~~—Section ~~1287(j)~~ of the National  
3 Defense Authorization Act for Fiscal Year 2017 (~~22~~  
4 U.S.C. 2656 note) is amended by striking “the date that  
5 is 8 years after the date of the enactment of this Act”  
6 and inserting “December 31, 2027”.

7       ~~(b) HIRING AUTHORITY FOR GLOBAL ENGAGEMENT~~  
8 ~~CENTER.~~—Notwithstanding any other provision of law,  
9 the Secretary, during the 5-year period beginning on the  
10 date of the enactment of this Act and solely to carry out  
11 the functions of the Global Engagement Center described  
12 in section ~~1287(b)~~ of the National Defense Authorization  
13 Act for Fiscal Year 2017 (~~22~~ U.S.C. 2656 note), may—  
14           ~~(1)~~ appoint employees without regard to ap-  
15 pointment in the competitive service; and  
16           ~~(2)~~ fix the basic compensation of such employ-  
17 ees regarding classification and General Schedule  
18 pay rates.

19 **SEC. 604. UNDER SECRETARY FOR PUBLIC DIPLOMACY.**

20       Section ~~1(b)(3)~~ of the State Department Basic Au-  
21 thorities Act of 1956 (~~22~~ U.S.C. 2651a) is amended—

- 22           ~~(1)~~ in subparagraph (D), by striking “and” at  
23 the end;  
24           ~~(2)~~ in subparagraph (E), by striking the period  
25 at the end and inserting “; and”; and  
26           ~~(3)~~ by adding at the end the following:

“(F) coordinate the allocation and management of the financial and human resources for public diplomacy, including for—

“(i) the Bureau of Educational and Cultural Affairs;

“(ii) the Bureau of Global Public Affairs;

“(iii) the Office of Policy, Planning, and Resources for Public Diplomacy and Public Affairs;

“(iv) the Global Engagement Center; and

“(v) the public diplomacy functions within the regional and functional bureaus.”.

## **TITLE VII—OTHER MATTERS**

### **SEC. 701. SUPPORTING THE EMPLOYMENT OF UNITED STATES CITIZENS BY INTERNATIONAL ORGANIZATIONS.**

(a) IN GENERAL.—The Secretary is authorized to promote the employment and advancement of United States citizens by international organizations and bodies, including by—



1           (1) providing stipends, consultation, and analyt-  
 2           ical services to support United States citizen appli-  
 3           cants; and

4           (2) making grants for the purposes described in  
 5           paragraph (1).

6           (b) USING DIPLOMATIC PROGRAMS FUNDING TO  
 7           PROMOTE THE EMPLOYMENT OF UNITED STATES CITI-  
 8           ZENS BY INTERNATIONAL ORGANIZATIONS.—Amounts  
 9           appropriated under the heading “DIPLOMATIC PROGRAMS”  
 10          in any Act making appropriations for the Department of  
 11          State, Foreign Operations, and Related Programs may be  
 12          made available for grants, programs, and activities de-  
 13          scribed in subsection (a).

14       **SEC. 702. INCREASING HOUSING AVAILABILITY FOR CER-**  
 15                               **TAIN EMPLOYEES ASSIGNED TO THE UNITED**  
 16                               **STATES MISSION TO THE UNITED NATIONS.**

17          (a) ADDITIONAL EMPLOYEES.—Section 9(2) of the  
 18          United Nations Participation Act of 1945 (22 U.S.C.  
 19          287e–1(2)), is amended by striking “30” and inserting  
 20          “41”.

21          (b) HEALTH SYSTEMS AND RESILIENCE FUND.—

22               (1) ESTABLISHMENT.—There is established in  
 23          the Treasury of the United States a fund to be  
 24          known as the “Health Systems and Resilience  
 25          Fund”.

1           (2) AUTHORIZATION OF APPROPRIATIONS.—

2           There is authorized to be appropriated to the Health  
3           Systems and Resilience Fund \$10,000,000, which—

4                   (A) shall be used by USAID for global  
5           health activities in challenging environments  
6           and countries in crisis; and

7                   (B) shall remain available until expended.

8   **SEC. 703. LIMITATION ON UNITED STATES CONTRIBUTIONS**  
9                   **TO PEACEKEEPING OPERATIONS NOT AU-**  
10                   **THORIZED BY THE UNITED NATIONS SECU-**  
11                   **RITY COUNCIL.**

12           The United Nations Participation Act of 1945 (22  
13   U.S.C. 287 et seq.) is amended by adding at the end the  
14   following:

15   **“SEC. 12. LIMITATION ON UNITED STATES CONTRIBUTIONS**  
16                   **TO PEACEKEEPING OPERATIONS NOT AU-**  
17                   **THORIZED BY THE UNITED NATIONS SECU-**  
18                   **RITY COUNCIL.**

19           “None of the funds authorized to be appropriated or  
20   otherwise made available to pay assessed and other ex-  
21   penses of international peacekeeping activities under this  
22   Act may be made available for an international peace-  
23   keeping operation that has not been expressly authorized  
24   by the United Nations Security Council.”.

1 **SEC. 704. BOARDS OF RADIO FREE EUROPE/RADIO LIB-**  
 2 **ERTY, RADIO FREE ASIA, THE MIDDLE EAST**  
 3 **BROADCASTING NETWORKS, AND THE OPEN**  
 4 **TECHNOLOGY FUND.**

5 The United States International Broadcasting Act of  
 6 1994 (22 U.S.C. 6201 et seq.) is amended by inserting  
 7 after section 306 (22 U.S.C. 6205) the following:

8 **“SEC. 307. GRANTEE CORPORATE BOARDS OF DIRECTORS.**

9 “(a) IN GENERAL.—The corporate board of directors  
 10 of each grantee under this title—

11 “(1) shall be bipartisan;

12 “(2) shall have the sole responsibility to operate  
 13 their respective grantees within the jurisdiction of  
 14 their respective States of incorporation;

15 “(3) shall be composed of not fewer than 5  
 16 members and not more than 7 members, who shall  
 17 be qualified individuals who are not employed in the  
 18 public sector; and

19 “(4) shall appoint successors in the event of va-  
 20 cancies on their respective boards, in accordance  
 21 with applicable bylaws.

22 “(b) NOT FEDERAL EMPLOYEES.—No employee of  
 23 any grantee under this title may be a Federal employee.”.

1 **SEC. 705. BROADCASTING ENTITIES NO LONGER REQUIRED**  
 2 **TO CONSOLIDATE INTO A SINGLE PRIVATE,**  
 3 **NONPROFIT CORPORATION.**

4 Section 310 of the United States International  
 5 Broadcasting Act of 1994 (22 U.S.C. 6209) is repealed.

6 **SEC. 706. INTERNATIONAL BROADCASTING ACTIVITIES.**

7 Section 305(a) of the United States International  
 8 Broadcasting Act of 1994 (22 U.S.C. 6204(a)) is amend-  
 9 ed—

10 (1) by striking paragraph (20);

11 (2) by redesignating paragraphs (21), (22), and  
 12 (23) as paragraphs (20), (21), and (22), respec-  
 13 tively; and

14 (3) in paragraph (20), as redesignated, by  
 15 striking “or between grantees,”.

16 **SEC. 707. GLOBAL INTERNET FREEDOM.**

17 (a) **STATEMENT OF POLICY.**—It is the policy of the  
 18 United States to promote internet freedom through pro-  
 19 grams of the Department and USAID that preserve and  
 20 expand the internet as an open, global space for freedom  
 21 of expression and association, which shall be prioritized  
 22 for countries—

23 (1) whose governments restrict freedom of ex-  
 24 pression on the internet; and

25 (2) that are important to the national interest  
 26 of the United States.

1       (b) PURPOSE AND COORDINATION WITH OTHER  
2 PROGRAMS.—Global internet freedom programming under  
3 this section—

4           (1) shall be coordinated with other United  
5 States foreign assistance programs that promote de-  
6 mocracy and support the efforts of civil society—

7           (A) to counter the development of repres-  
8 sive internet-related laws and regulations, in-  
9 cluding countering threats to internet freedom  
10 at international organizations;

11           (B) to combat violence against bloggers  
12 and other civil society activists who utilize the  
13 internet; and

14           (C) to enhance digital security training  
15 and capacity building for democracy activists;

16       (2) shall seek to assist efforts—

17           (A) to research key threats to internet  
18 freedom;

19           (B) to continue the development of tech-  
20 nologies that provide or enhance access to the  
21 internet, including circumvention tools that by-  
22 pass internet blocking, filtering, and other cen-  
23 sorship techniques used by authoritarian gov-  
24 ernments; and

1           ~~(C)~~ to maintain the technological advan-  
 2           tage of the Federal Government over the cen-  
 3           sorship techniques described in subparagraph  
 4           ~~(B)~~; and

5           ~~(3)~~ shall be incorporated into country assistance  
 6           and democracy promotion strategies, as appropriate.

7           ~~(e)~~ AUTHORIZATION OF APPROPRIATIONS.—There  
 8           are authorized to be appropriated for fiscal year 2023—

9           ~~(1)~~ \$75,000,000 to the Department and  
 10          USAID, which shall be used to continue efforts to  
 11          promote internet freedom globally, and shall be  
 12          matched, to the maximum extent practicable, by  
 13          sources other than the Federal Government, includ-  
 14          ing the private sector; and

15          ~~(2)~~ \$49,000,000 to the United States Agency  
 16          for Global Media (referred to in this section as the  
 17          “USAGM”) and its grantees, which shall be used for  
 18          internet freedom and circumvention technologies  
 19          that are designed—

20                 (A) for open-source tools and techniques to  
 21                 securely develop and distribute digital content  
 22                 produced by the USAGM and its grantees;

23                 (B) to facilitate audience access to such  
 24                 digital content on websites that are censored;

1           (C) to coordinate the distribution of such  
 2           digital content to targeted regional audiences;  
 3           and

4           (D) to promote and distribute such tools  
 5           and techniques, including digital security tech-  
 6           niques.

7           (d) UNITED STATES AGENCY FOR GLOBAL MEDIA  
 8           ACTIVITIES.—

9           (1) ANNUAL CERTIFICATION.—For any new  
 10          tools or techniques authorized under subsection  
 11          (e)(2), the Chief Executive Officer of the USGAM,  
 12          in consultation with the President of the Open Tech-  
 13          nology Fund (referred to in this subsection as the  
 14          “OTF”) and relevant Federal departments and  
 15          agencies, shall submit an annual certification to the  
 16          appropriate congressional committees that verifies  
 17          they—

18               (A) have evaluated the risks and benefits  
 19               of such new tools or techniques; and

20               (B) have established safeguards to mini-  
 21               mize the use of such new tools or techniques for  
 22               illicit purposes.

23           (2) INFORMATION SHARING.—The Secretary  
 24          may not direct programs or policy of the USAGM or  
 25          the OTF, but may share any research and develop-

1       ment with relevant Federal departments and agen-  
2       cies for the exclusive purposes of—

3               (A) sharing information, technologies, and  
4       best practices; and

5               (B) assessing the effectiveness of such  
6       technologies.

7       ~~(3) UNITED STATES AGENCY FOR GLOBAL~~  
8       ~~MEDIA.—The Chief Executive Officer of the~~  
9       ~~USAGM, in consultation with the President of the~~  
10      ~~OTF, shall—~~

11              (A) coordinate international broadcasting  
12      programs and incorporate such programs into  
13      country broadcasting strategies, as appropriate;

14              (B) solicit project proposals through an  
15      open, transparent, and competitive application  
16      process, including by seeking input from tech-  
17      nical and subject matter experts; and

18              (C) support internet circumvention tools  
19      and techniques for audiences in countries that  
20      are strategic priorities for the OTF, in accord-  
21      ance with USAGM's annual language service  
22      prioritization review.

23      ~~(e) USAGM REPORT.—Not later than 120 days after~~  
24      the date of the enactment of this Act, the Chief Executive



1 Office of the USAGM shall submit a report to the appro-  
2 priate congressional committees that describes—

3 ~~(1)~~ as of the date of the report—

4 ~~(A)~~ the full scope of internet freedom pro-  
5 grams within the USAGM, including—

6 ~~(i)~~ the efforts of the Office of Internet  
7 Freedom; and

8 ~~(ii)~~ the efforts of the Open Tech-  
9 nology Fund;

10 ~~(B)~~ the capacity of internet censorship cir-  
11 cumvention tools supported by the Office of  
12 Internet Freedom and grantees of the Open  
13 Technology Fund that are available for use by  
14 individuals in foreign countries seeking to coun-  
15 teract censors; and

16 ~~(C)~~ any barriers to the provision of the ef-  
17 forts described in clauses (i) and (ii) of sub-  
18 paragraph (A); including access to surge fund-  
19 ing; and

20 ~~(2)~~ successful examples from the Office of  
21 Internet Freedom and Open Technology Fund in-  
22 volving—

23 ~~(A)~~ responding rapidly to internet shut-  
24 downs in closed societies; and

1           ~~(B) ensuring uninterrupted circumvention~~  
 2           ~~services for USAGM entities to promote inter-~~  
 3           ~~net freedom within repressive regimes.~~

4           ~~(f) JOINT REPORT.—~~Not later than 60 days after the  
 5           ~~date of the enactment of this Act, the Secretary and the~~  
 6           ~~Administrator of USAID shall jointly submit a report,~~  
 7           ~~which may include a classified annex, to the appropriate~~  
 8           ~~congressional committees that describes—~~

9           ~~(1) as of the date of the report—~~

10           ~~(A) the full scope of internet freedom pro-~~  
 11           ~~grams within the Department and USAID, in-~~  
 12           ~~cluding—~~

13                     ~~(i) Department circumvention efforts;~~

14                     ~~and~~

15                     ~~(ii) USAID efforts to support internet~~  
 16                     ~~infrastructure;~~

17           ~~(B) the capacity of internet censorship cir-~~  
 18           ~~cumvention tools supported by the Federal Gov-~~  
 19           ~~ernment that are available for use by individ-~~  
 20           ~~uals in foreign countries seeking to counteract~~  
 21           ~~censors; and~~

22           ~~(C) any barriers to provision of the efforts~~  
 23           ~~enumerated in clauses (i) and (ii) of subsection~~  
 24           ~~(e)(1)(A), including access to surge funding;~~  
 25           ~~and~~

1           (2) any new resources needed to provide the  
2       Federal Government with greater capacity to provide  
3       and boost internet access—

4           (A) to respond rapidly to internet shut-  
5       downs in closed societies; and

6           (B) to provide internet connectivity to for-  
7       eign locations where the provision of additional  
8       internet access service would promote freedom  
9       from repressive regimes.

10       (g) SECURITY AUDITS.—Before providing any sup-  
11     port for open source technologies under this section, such  
12     technologies must undergo comprehensive security audits  
13     to ensure that such technologies are secure and have not  
14     been compromised in a manner that is detrimental to the  
15     interest of the United States or to the interests of individ-  
16     uals and organizations benefitting from programs sup-  
17     ported by such funding.

18       (h) SURGE.—

19       (1) AUTHORIZATION OF APPROPRIATIONS.—  
20     Subject to paragraph (2), there is authorized to be  
21     appropriated, in addition to amounts otherwise made  
22     available for such purposes, \$2,500,000 to support  
23     internet freedom programs in closed societies, in-  
24     cluding programs that—

(A) are carried out in crisis situations by vetted entities that are already engaged in internet freedom programs;

(B) involve circumvention tools; or

(C) increase the overseas bandwidth for companies that received Federal funding during the previous fiscal year.

(2) CERTIFICATION.—Amounts authorized to be appropriated pursuant to paragraph (1) may not be expended until the Secretary has certified to the appropriate congressional committees, the Committee on Appropriations of the Senate, and the Committee on Appropriations of the House of Representatives that the use of such funds is in the national interest of the United States.

(i) DEFINED TERM.—In this section, the term “internet censorship circumvention tool” means a software application or other tool that an individual can use to evade foreign government restrictions on internet access.

**SEC. 708. ARMS EXPORT CONTROL ACT ALIGNMENT WITH  
THE EXPORT CONTROL REFORM ACT.**

Section 38(e) of the Arms Export Control Act (22 U.S.C. 2778(e)) is amended—

(1) by striking “subsections (c), (d), (e), and (g) of section 11 of the Export Administration Act

1 of 1979, and by subsections (a) and (e) of section  
 2 12 of such Act” and inserting “subsections (e) and  
 3 (d) of section 1760 of the Export Control Reform  
 4 Act of 2018 (50 U.S.C. 4819), and by subsections  
 5 (a)(1), (a)(2), (a)(3), (a)(4), (a)(7), (e), and (h) of  
 6 section 1761 of such Act (50 U.S.C. 4820)”;

7 (2) by striking “11(e)(2)(B) of such Act” and  
 8 inserting “1760(e)(2) of such Act (50 U.S.C.  
 9 4819(e)(2))”;

10 (3) by striking “11(e) of the Export Adminis-  
 11 tration Act of 1979” and inserting “section 1760(e)  
 12 of the Export Control Reform Act of 2018 (50  
 13 U.S.C. 4819(e))”; and

14 (4) by striking “\$500,000” and inserting “the  
 15 greater of \$1,200,000 or the amount that is twice  
 16 the value of the transaction that is the basis of the  
 17 violation with respect to which the penalty is im-  
 18 posed.”.

19 **SEC. 709. INCREASING THE MAXIMUM ANNUAL LEASE PAY-**  
 20 **MENT AVAILABLE WITHOUT APPROVAL BY**  
 21 **THE SECRETARY.**

22 Section 10(a) of the Foreign Service Buildings Act,  
 23 1926 (22 U.S.C. 301(a)), is amended by striking  
 24 “\$50,000” and inserting “\$100,000”.

1 **SEC. 710. REPORT ON UNITED STATES ACCESS TO CRIT-**  
 2 **ICAL MINERAL RESOURCES ABROAD.**

3 Not later than 120 days after the date of the enact-  
 4 ment of this Act, the Secretary shall submit a report to  
 5 the appropriate congressional committees that details,  
 6 with regard to the Department—

7 (1) diplomatic efforts to ensure United States  
 8 access to critical minerals acquired from outside of  
 9 the United States that are used to manufacture  
 10 clean energy technologies; and

11 (2) collaboration with other parts of the Fed-  
 12 eral Government to build a robust supply chain for  
 13 critical minerals necessary to manufacture clean en-  
 14 ergy technologies.

15 **SEC. 711. ENSURING THE INTEGRITY OF COMMUNICATIONS**  
 16 **COOPERATION.**

17 (a) **DEFINED TERM.**—In this section, the term “ap-  
 18 propriate congressional committees” means—

19 (1) the Committee on Foreign Relations of the  
 20 Senate;

21 (2) the Select Committee on Intelligence of the  
 22 Senate;

23 (3) the Committee on Armed Services of the  
 24 Senate;

25 (4) the Committee on Foreign Affairs of the  
 26 House of Representatives;

1           ~~(5) the Permanent Select Committee on Intel-~~  
2           ~~ligence of the House of Representatives; and~~

3           ~~(6) the Committee on Armed Services of the~~  
4           ~~House of Representatives.~~

5           ~~(b) DETERMINATION.—Notwithstanding any other~~  
6           ~~provision of law, not later than 15 days after any Chief~~  
7           ~~of Mission determines that communications equipment~~  
8           ~~provided by the United States Government to a foreign~~  
9           ~~government has been used for a purpose other than the~~  
10          ~~purpose for which the equipment was authorized, the Sec-~~  
11          ~~retary shall submit to the appropriate congressional com-~~  
12          ~~mittees—~~

13                 ~~(1) an unclassified notification that indicates~~  
14                 ~~that such an incident occurred and the country in~~  
15                 ~~which it occurred; and~~

16                 ~~(2) a classified notification that describes the~~  
17                 ~~incident concerned, including a description of—~~

18                         ~~(A) the Federal department or agency that~~  
19                         ~~provided the equipment;~~

20                         ~~(B) the foreign entity or individual that~~  
21                         ~~used the equipment for unlawful purposes; and~~

22                         ~~(C) how the equipment was used in an un-~~  
23                         ~~lawful manner.~~

1 **SEC. 712. CONGRESSIONAL OVERSIGHT, QUARTERLY RE-**  
2 **VIEW, AND AUTHORITY RELATING TO CON-**  
3 **CURRENCE PROVIDED BY CHIEFS OF MIS-**  
4 **SION FOR THE PROVISION OF SUPPORT RE-**  
5 **LATING TO CERTAIN UNITED STATES GOV-**  
6 **ERNMENT OPERATIONS.**

7 (a) **NOTIFICATION REQUIRED.**—Not later than 30  
8 days after the date on which a Chief of Mission provides  
9 concurrence for the provision of United States Govern-  
10 ment support to entities or individuals engaged in facili-  
11 tating or supporting United States Government military-  
12 or security-related operations within the area of responsi-  
13 bility of the Chief of Mission, the Secretary shall notify  
14 the appropriate congressional committees of the provision  
15 of such concurrence.

16 (b) **SEMIANNUAL REVIEW, DETERMINATION, AND**  
17 **BRIEFING REQUIRED.**—Not less frequently than every  
18 180 days, the Secretary, in order to ensure that the sup-  
19 port described in subsection (a) continues to align with  
20 United States foreign policy objectives and the objectives  
21 of the Department, shall—

22 (1) conduct a review of any concurrence de-  
23 scribed in subsection (a) in effect as of the date of  
24 the review;



1           (2) based on the review, determine whether to  
2       revoke any such concurrence pending further study  
3       and review; and

4           (3) brief the appropriate congressional commit-  
5       tees on the results of the review.

6       (c) REVOCATION OF CONCURRENCE.—If the Sec-  
7       retary determines to revoke any concurrence described in  
8       subsection (a) pursuant to a review conducted under sub-  
9       section (b), the Secretary may revoke such concurrence.

10       (d) ANNUAL REPORT REQUIRED.—Not later than  
11       January 31 of each year, the Secretary shall submit to  
12       the appropriate congressional committees a report that in-  
13       cludes the following:

14           (1) A description of any support described in  
15       subsection (a) that was provided with the concur-  
16       rence of a Chief of Mission during the calendar year  
17       preceding the calendar year in which the report is  
18       submitted.

19           (2) An analysis of the effects of the support de-  
20       scribed in paragraph (1) on diplomatic lines of ef-  
21       fort, including with respect to—

22                   (A) Nonproliferation, Anti-terrorism,  
23       Demining, and Related Programs (NADR) and  
24       associated Antiterrorism Assistance (ATA) pro-  
25       grams;

1           ~~(B)~~ International Narcotics Control and  
 2           Law Enforcement (~~INCLE~~) programs; and

3           ~~(C)~~ Foreign Military Sales (~~FMS~~), Foreign  
 4           Military Financing (~~FMF~~), and associated  
 5           training programs.

6   **SEC. 713. PROVISION OF PARKING SERVICES AND RETEN-**  
 7           **TION OF PARKING FEES.**

8           The Secretary of State may—

9           ~~(1)~~ provide parking services, including electric  
 10          vehicle charging and other parking services, in facili-  
 11          ties operated by or for the Department; and

12          ~~(2)~~ charge fees for such services that may be  
 13          deposited into the appropriate account of the De-  
 14          partment, to remain available until expended for the  
 15          purposes of such account.

16   **SEC. 714. DIPLOMATIC RECEPTION AREAS.**

17          ~~(a)~~ **DEFINED TERM.**—In this section, the term “re-  
 18          ception areas” has the meaning given such term in section  
 19          41(e) of the State Department Basic Authorities Act of  
 20          1956 (~~22 U.S.C. 2713(e)~~).

21          ~~(b)~~ **IN GENERAL.**—The Secretary may sell goods and  
 22          services and use the proceeds of such sales for administra-  
 23          tion and related support of the reception areas consistent  
 24          with section 41(a) of the State Department Basic Authori-  
 25          ties Act of 1956 (~~22 U.S.C. 2713(a)~~).

1       ~~(c) AMOUNTS COLLECTED.—~~Amounts collected pur-  
 2       suant to the authority provided under subsection (b) may  
 3       be deposited into an account in the Treasury, to remain  
 4       available until expended.

5       **SEC. 715. CONSULAR AND BORDER SECURITY PROGRAMS**  
 6               **VISA SERVICES COST RECOVERY PROPOSAL.**

7       Section ~~103~~ of the Enhanced Border Security and  
 8       Visa Entry Reform Act of 2002 (8 U.S.C. ~~1713~~) is amend-  
 9       ed—

10           ~~(1)~~ in subsection (b)—

11                   (A) by inserting “or surcharge” after “ma-  
 12                   chine-readable visa fee”; and

13                   (B) by adding at the end the following:  
 14                   “The amount of the machine-readable visa fee  
 15                   or surcharge under this subsection may also ac-  
 16                   count for the cost of other consular services  
 17                   that are not otherwise subject to a fee or sur-  
 18                   charge retained by the Department of State.”;  
 19                   and

20           ~~(2)~~ in subsection (d), by inserting “or sur-  
 21           charges” after “amounts collected as fees”.

1       **TITLE VII—EXTENSION OF**  
2                   **AUTHORITIES**

3   **SEC. 801. CONSULTING SERVICES.**

4       Any consulting services through procurement con-  
5 tracts shall be limited to contracts in which such expendi-  
6 tures are a matter of public record and available for public  
7 inspection, except where otherwise provided under existing  
8 law, or under existing Executive order issued pursuant to  
9 existing law.

10   **SEC. 802. DIPLOMATIC FACILITIES.**

11       For the purposes of calculating the costs of providing  
12 new United States diplomatic facilities in any fiscal year,  
13 in accordance with section 604(e) of the Secure Embassy  
14 Construction and Counterterrorism Act of 1999 (22  
15 U.S.C. 4865 note), the Secretary of State, in consultation  
16 with the Director of the Office of Management and Budg-  
17 et, shall determine the annual program level and agency  
18 shares for such fiscal year in a manner that is proportional  
19 to the contribution of the Department of State for this  
20 purpose.

21   **SEC. 803. EXTENSION OF EXISTING AUTHORITIES.**

22       (a) **EXTENSION OF AUTHORITIES.—**

23               (1) **PASSPORT FEES.—**Section 1(b)(2) of the  
24       Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))

1 shall be applied by striking “September 30, 2010”  
 2 and inserting “September 30, 2023”.

3 ~~(2) INCENTIVES FOR CRITICAL POSTS.—~~The  
 4 authority contained in section 1115(d) of the Sup-  
 5 plemental Appropriations Act, 2009 (Public Law  
 6 111–32) shall remain in effect through “September  
 7 30, 2023”.

8 ~~(3) USAID CIVIL SERVICE ANNUITY WAIV-~~  
 9 ~~ER.—~~Section 625(j)(1)(B) of the Foreign Assistance  
 10 Act of 1961 ~~(22 U.S.C. 2385(j)(1)(B))~~ shall be ap-  
 11 plied by striking “October 1, 2010” and inserting  
 12 “September 30, 2023”.

13 ~~(4) OVERSEAS PAY COMPARABILITY AND LIM-~~  
 14 ~~ITATION.—~~

15 ~~(A) IN GENERAL.—~~The authority provided  
 16 by section 1113 of the Supplemental Appropria-  
 17 tions Act, 2009 (Public Law 111–32) shall re-  
 18 main in effect through September 30, 2023.

19 ~~(B) LIMITATION.—~~The authority described  
 20 in subparagraph (A) may not be used to pay an  
 21 eligible member of the Foreign Service (as de-  
 22 fined in section 1113(b) of the Supplemental  
 23 Appropriations Act, 2009 (Public Law 111–  
 24 32)) a locality-based comparability payment  
 25 (stated as a percentage) that exceeds two-thirds

of the amount of the locality-based comparability payment (stated as a percentage) that would be payable to such member under section 5304 of title 5, United States Code, if such member's official duty station were in the District of Columbia.

~~(5) INSPECTOR GENERAL ANNUITANT WAIVER.~~—The authorities provided in section 1015(b) of the Supplemental Appropriations Act, 2010 (Public Law 111–212)—

(A) shall remain in effect through September 30, 2023; and

(B) may be used to facilitate the assignment of persons for oversight of programs in Somalia, South Sudan, Syria, Venezuela, and Yemen.

~~(6) ACCOUNTABILITY REVIEW BOARDS.~~—The authority provided under section 301(a)(3) of the Omnibus Diplomatic Security and Antiterrorism Act of 1986 (22 U.S.C. 4831(a)(3)) shall remain in effect for facilities in Afghanistan and shall apply to facilities in Ukraine through September 30, 2023, except that the notification and reporting requirements contained in such section shall include the appropriate congressional committees, the Committee

on Appropriations of the Senate, and the Committee  
on Appropriations of the House of Representatives.

~~(7) DEPARTMENT OF STATE INSPECTOR GENERAL WAIVER AUTHORITY.~~—The Inspector General of the Department may waive the provisions of subsections (a) through (d) of section 824 of the Foreign Service Act of 1980 (22 U.S.C. 4064), on a case-by-case basis, for an annuitant reemployed by the Inspector General on a temporary basis, subject to the same constraints and in the same manner by which the Secretary of State may exercise such waiver authority pursuant to subsection (g) of such section.

~~(b) EXTENSION OF PROCUREMENT AUTHORITY.~~—Section 7077 of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2012 (division I of Public Law 112–74) shall continue in effect until September 30, 2023.

**SEC. 804. WAR RESERVES STOCKPILE AND MILITARY TRAINING REPORT.**

~~(a) EXTENSION OF WAR RESERVES STOCKPILE AUTHORITY.~~—Section 12001(d) of the Department of Defense Appropriations Act, 2005 (Public Law 108–287, 118 Stat. 1011) is amended by striking “of this section”

1 and all that follows through the period at the end and  
 2 inserting “of this section after September 30, 2023.”.

3 (b) ANNUAL FOREIGN MILITARY TRAINING RE-  
 4 PORT.—For the purposes of implementing section 656 of  
 5 the Foreign Assistance Act of 1961, the term “military  
 6 training provided to foreign military personnel by the De-  
 7 partment of Defense and the Department of State” shall  
 8 be deemed to include all military training provided by for-  
 9 eign governments with funds appropriated to the Depart-  
 10 ment of Defense or the Department of State, except for  
 11 training provided by the government of a country des-  
 12 ignated under section 517(b) of such Act (~~22 U.S.C.~~  
 13 ~~2321k(b))~~ as a major non-North Atlantic Treaty Organi-  
 14 zation ally. Such third-country training shall be clearly  
 15 identified in the report submitted pursuant to such section  
 16 656.

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

18 (a) *SHORT TITLE.*—*This Act may be cited as the “De-*  
 19 *partment of State Authorization Act of 2022”.*

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

*Sec. 1. Short title; table of contents.*

*Sec. 2. Definitions.*

**TITLE I—ORGANIZATION AND OPERATIONS OF THE DEPARTMENT  
OF STATE**

*Sec. 101. Modernizing the Bureau of Arms Control, Verification, and Compliance  
and the Bureau of International Security and Nonproliferation.*

*Sec. 102. Notification to Congress for United States nationals unlawfully or  
wrongfully detained abroad.*



- Sec. 103. Family Engagement Coordinator.*
- Sec. 104. Rewards for Justice.*
- Sec. 105. Ensuring geographic diversity and accessibility of passport agencies.*
- Sec. 106. Cultural Antiquities Task Force.*
- Sec. 107. Briefing on “China House”.*
- Sec. 108. Office of Sanctions Coordination.*

#### TITLE II—PERSONNEL ISSUES

- Sec. 201. Department of State paid Student Internship Program.*
- Sec. 202. Improvements to the prevention of, and the response to, harassment, discrimination, sexual assault, and related retaliation.*
- Sec. 203. Increasing the maximum amount authorized for science and technology fellowship grants and cooperative agreements.*
- Sec. 204. Additional personnel to address backlogs in hiring and investigations.*
- Sec. 205. Commission on Reform and Modernization of the Department of State.*
- Sec. 206. Foreign affairs training.*
- Sec. 207. Security clearance approval process.*
- Sec. 208. Addendum for study on foreign service allowances.*
- Sec. 209. Curtailments, removals from post, and waivers of privileges and immunities.*
- Sec. 210. Report on worldwide availability.*
- Sec. 211. Professional development.*
- Sec. 212. Management assessments at diplomatic and consular posts.*
- Sec. 213. Independent review of promotion policies.*
- Sec. 214. Third party verification of permanent change of station (PCS) orders.*
- Sec. 215. Post-employment restrictions on Senate-confirmed officials at the Department of State.*
- Sec. 216. Expansion of authorities regarding special rules for certain monthly workers’ compensation payments and other payments.*

#### TITLE III—EMBASSY SECURITY AND CONSTRUCTION

- Sec. 301. Amendments to Secure Embassy Construction and Counterterrorism Act of 1999.*
- Sec. 302. Diplomatic support and security.*
- Sec. 303. Establishment of United States embassies in Vanuatu, Kiribati, and Tonga.*

#### TITLE IV—A DIVERSE WORKFORCE: RECRUITMENT, RETENTION, AND PROMOTION

- Sec. 401. Report on barriers to applying for employment with the Department of State.*
- Sec. 402. Collection, analysis, and dissemination of workforce data.*
- Sec. 403. Centers of Excellence in Foreign Affairs and Assistance.*
- Sec. 404. Institute for Transatlantic Engagement.*
- Sec. 405. Rule of construction.*

#### TITLE V—INFORMATION SECURITY AND CYBER DIPLOMACY

- Sec. 501. United States international cyberspace policy.*
- Sec. 502. Bureau of Cyberspace and Digital Policy.*
- Sec. 503. International cyberspace and digital policy strategy.*
- Sec. 504. Government Accountability Office report on cyber diplomacy.*
- Sec. 505. Report on diplomatic programs to detect and respond to cyber threats against allies and partners.*

- Sec. 506. Cybersecurity recruitment and retention.*
- Sec. 507. Short course on emerging technologies for senior officials.*
- Sec. 508. Establishment and expansion of Regional Technology Officer Program.*
- Sec. 509. Vulnerability disclosure policy and bug bounty program report.*

#### TITLE VI—PUBLIC DIPLOMACY

- Sec. 601. United States participation in international fairs and expositions.*
- Sec. 602. Press freedom curriculum.*
- Sec. 603. Global Engagement Center.*
- Sec. 604. Under Secretary for Public Diplomacy.*

#### TITLE VII—OTHER MATTERS

- Sec. 701. Supporting the employment of United States citizens by international organizations.*
- Sec. 702. Increasing housing availability for certain employees assigned to the United States Mission to the United Nations.*
- Sec. 703. Limitation on United States contributions to peacekeeping operations not authorized by the United Nations Security Council.*
- Sec. 704. Boards of Radio Free Europe/Radio Liberty, Radio Free Asia, the Middle East Broadcasting Networks, and the Open Technology Fund.*
- Sec. 705. Broadcasting entities no longer required to consolidate into a single private, nonprofit corporation.*
- Sec. 706. International broadcasting activities.*
- Sec. 707. Global internet freedom.*
- Sec. 708. Arms Export Control Act alignment with the Export Control Reform Act.*
- Sec. 709. Increasing the maximum annual lease payment available without approval by the Secretary.*
- Sec. 710. Report on United States access to critical mineral resources abroad.*
- Sec. 711. Ensuring the integrity of communications cooperation.*
- Sec. 712. Congressional oversight, quarterly review, and authority relating to concurrence provided by chiefs of mission for the provision of support relating to certain United States Government operations.*
- Sec. 713. Provision of parking services and retention of parking fees.*
- Sec. 714. Diplomatic reception areas.*
- Sec. 715. Consular and border security programs visa services cost recovery proposal.*
- Sec. 716. Return of supporting documents for passport applications through United States Postal Service certified mail.*
- Sec. 717. Report on distribution of personnel and resources related to ordered departures and post closures.*
- Sec. 718. Elimination of obsolete reports.*
- Sec. 719. Locality pay for Federal employees working overseas under Domestic Employee Teleworking Overseas agreements.*
- Sec. 720. Department of State diplomacy in response to the United Nations Independent International Commission of Inquiry on Israel.*
- Sec. 721. Prohibition on entry of officials of foreign governments involved in significant corruption or gross violations of human rights.*
- Sec. 722. Modifications to sanctions with respect to human rights violations.*
- Sec. 723. Report of shooting of Palestinian-American journalist in Jenin.*
- Sec. 724. Report on countering the activities of malign actors.*
- Sec. 725. Limitation on withdrawal from North Atlantic Treaty.*

## TITLE VIII—EXTENSION OF AUTHORITIES

- Sec. 801. Consulting services.*  
*Sec. 802. Diplomatic facilities.*  
*Sec. 803. Extension of existing authorities.*  
*Sec. 804. War reserves stockpile and military training report.*

## TITLE IX—COMBATING GLOBAL CORRUPTION

- Sec. 901. Short title.*  
*Sec. 902. Definitions.*  
*Sec. 903. Publication of tiered ranking list.*  
*Sec. 904. Minimum standards for the elimination of corruption and assessment of efforts to combat corruption.*  
*Sec. 905. Imposition of sanctions under Global Magnitsky Human Rights Accountability Act.*  
*Sec. 906. Designation of embassy anti-corruption points of contact.*

## TITLE X—GLOBAL RESPECT ACT

- Sec. 1001. Short title.*  
*Sec. 1002. Findings.*  
*Sec. 1003. Definitions.*  
*Sec. 1004. Identification of foreign persons responsible for violations of human rights of LGBTI individuals.*  
*Sec. 1005. Inadmissibility of individuals responsible for violations of human rights of LGBTI individuals.*  
*Sec. 1006. Sense of Congress with respect to additional sanctions.*  
*Sec. 1007. Report to Congress.*  
*Sec. 1008. Discrimination related to sexual orientation or gender identity.*

1 **SEC. 2. DEFINITIONS.**

2       *In this Act:*

3               (1) *ADMINISTRATOR.*—*The term “Adminis-*  
 4       *trator” means the Administrator of the United States*  
 5       *Agency for International Development.*

6               (2) *APPROPRIATE CONGRESSIONAL COMMIT-*  
 7       *TEES.*—*The term “appropriate congressional commit-*  
 8       *tees” means the Committee on Foreign Relations of*  
 9       *the Senate and the Committee on Foreign Affairs of*  
 10       *the House of Representatives.*

1           (3) *DEPARTMENT*.—Unless otherwise specified,  
2           the term “Department” means the Department of  
3           State.

4           (4) *SECRETARY*.—Unless otherwise specified, the  
5           term “Secretary” means the Secretary of State.

6           (5) *USAID*.—The term “USAID” means the  
7           United States Agency for International Development.

8           **TITLE I—ORGANIZATION AND**  
9           **OPERATIONS OF THE DE-**  
10          **PARTMENT OF STATE**

11       **SEC. 101. MODERNIZING THE BUREAU OF ARMS CONTROL,**  
12                       **VERIFICATION, AND COMPLIANCE AND THE**  
13                       **BUREAU OF INTERNATIONAL SECURITY AND**  
14                       **NONPROLIFERATION.**

15       *It is the sense of Congress that—*

16           (1) *the Secretary should take steps to address*  
17           *staffing shortfalls in the chemical, biological, and nu-*  
18           *clear weapons issue areas in the Bureau of Arms Con-*  
19           *trol, Verification, and Compliance and in the Bureau*  
20           *of International Security and Nonproliferation;*

21           (2) *maintaining a fully staffed and resourced*  
22           *Bureau of Arms Control, Verification, and Compli-*  
23           *ance and Bureau of International Security and Non-*  
24           *proliferation is necessary to effectively confront the*  
25           *threat of increased global proliferation; and*

(3) *the Bureau of Arms Control, Verification, and Compliance and the Bureau of International Security and Nonproliferation should increase efforts and dedicate resources to combat the dangers posed by the People's Republic of China's conventional and nuclear build-up, the Russian Federation's tactical nuclear weapons and new types of nuclear weapons, bio-weapons proliferation, dual use of life sciences research, and chemical weapons.*

**SEC. 102. NOTIFICATION TO CONGRESS FOR UNITED STATES NATIONALS UNLAWFULLY OR WRONGFULLY DETAINED ABROAD.**

*Section 302 of the Robert Levinson Hostage Recovery and Hostage-Taking Accountability Act (22 U.S.C. 1741) is amended—*

(1) *in subsection (a), by inserting “, as expeditiously as possible,” after “review”; and*

(2) *by amending subsection (b) to read as follows:*

**“(b) REFERRALS TO SPECIAL ENVOY; NOTIFICATION TO CONGRESS.—**

**“(1) IN GENERAL.—***Upon a determination by the Secretary of State, based on the totality of the circumstances, that there is credible information that the detention of a United States national abroad is un-*

1       *lawful or wrongful, and regardless of whether the de-*  
 2       *tention is by a foreign government or a nongovern-*  
 3       *mental actor, the Secretary shall—*

4               “(A) *expeditiously transfer responsibility*  
 5       *for such case from the Bureau of Consular Af-*  
 6       *airs of the Department of State to the Special*  
 7       *Envoy for Hostage Affairs; and*

8               “(B) *not later than 14 days after such de-*  
 9       *termination, notify the Committee on Foreign*  
 10       *Relations of the Senate and the Committee on*  
 11       *Foreign Affairs of the House of Representatives*  
 12       *of such determination and provide such commit-*  
 13       *tees with a summary of the facts that led to such*  
 14       *determination.*

15               “(2) *FORM.—The notification described in para-*  
 16       *graph (1)(B) may be classified, if necessary.”.*

17   **SEC. 103. FAMILY ENGAGEMENT COORDINATOR.**

18       *Section 303 of the Robert Levinson Hostage Recovery*  
 19       *and Hostage-Taking Accountability Act (22 U.S.C. 1741a)*  
 20       *is amended by adding at the end the following:*

21               “(d) *FAMILY ENGAGEMENT COORDINATOR.—There*  
 22       *shall be, in the Office of the Special Presidential Envoy for*  
 23       *Hostage Affairs, a Family Engagement Coordinator, who*  
 24       *shall ensure—*

1           “(1) for a United States national unlawfully or  
2           wrongfully detained abroad, that—

3                   “(A) any interaction by executive branch of-  
4                   ficials with any family member of such United  
5                   States national occurs in a coordinated fashion;

6                   “(B) such family member receives consistent  
7                   and accurate information from the United States  
8                   Government; and

9                   “(C) appropriate coordination with the  
10                  Family Engagement Coordinator described in  
11                  section 304(c)(2); and

12           “(2) for a United States national held hostage  
13           abroad, that any engagement with a family member  
14           is coordinated with, consistent with, and not dupli-  
15           cative of the efforts of the Family Engagement Coordi-  
16           nator described in section 304(c)(2).”.

17 **SEC. 104. REWARDS FOR JUSTICE.**

18           Section 36(b) of the State Department Basic Authori-  
19           ties Act of 1956 (22 U.S.C. 2708(b)) is amended—

20                   (1) in paragraph (4), by striking “or (10);” and  
21                   inserting “(10), or (14);”;

22                   (2) in paragraph (12), by striking “or” at the  
23                   end;

24                   (3) in paragraph (13), by striking the period at  
25                   the end and inserting “; or”; and

1           (4) *by adding at the end the following:*

2           “(14) *the prevention, frustration, or resolution of*  
 3           *the hostage taking of a United States person, the*  
 4           *identification, location, arrest, or conviction of a per-*  
 5           *son responsible for the hostage taking of a United*  
 6           *States person, or the location of a United States per-*  
 7           *son who has been taken hostage, in any country.”.*

8   **SEC. 105. ENSURING GEOGRAPHIC DIVERSITY AND ACCES-**  
 9                           **SIBILITY OF PASSPORT AGENCIES.**

10          (a) *SENSE OF CONGRESS.—It is the sense of Congress*  
 11          *that Department initiatives to expand passport services and*  
 12          *accessibility, including through online modernization*  
 13          *projects, should include the construction of new physical*  
 14          *passport agencies.*

15          (b) *REVIEW.—The Secretary shall conduct a review of*  
 16          *the geographic diversity and accessibility of existing pass-*  
 17          *port agencies to identify—*

18               (1) *the geographic areas in the United States*  
 19               *that are farther than 6 hours’ driving distance from*  
 20               *the nearest passport agency;*

21               (2) *the per capita demand for passport services*  
 22               *in the areas described in paragraph (1); and*

23               (3) *a plan to ensure that in-person services at*  
 24               *physical passport agencies are accessible to all eligible*  
 25               *Americans, including Americans living in large pop-*



1        *ulation centers, in rural areas, and in States with a*  
 2        *high per capita demand for passport services.*

3        (c) *CONSIDERATIONS.*—*The Secretary shall consider*  
 4        *the metrics identified in paragraphs (1) and (2) of sub-*  
 5        *section (b) when determining locations for the establishment*  
 6        *of new physical passport agencies.*

7        (d) *REPORT.*—*Not later than 180 days after the date*  
 8        *of the enactment of this Act, the Secretary shall submit a*  
 9        *report to the Committee on Foreign Relations of the Senate,*  
 10        *the Committee on Appropriations of the Senate, the Com-*  
 11        *mittee on Foreign Affairs of the House of Representatives,*  
 12        *and the Committee on Appropriations of the House of Rep-*  
 13        *resentatives that contains the findings of the review con-*  
 14        *ducted pursuant to subsection (b).*

15        **SEC. 106. CULTURAL ANTIQUITIES TASK FORCE.**

16        *The Secretary is authorized to use up to \$1,000,000*  
 17        *for grants to carry out the activities of the Cultural Antiq-*  
 18        *uities Task Force.*

19        **SEC. 107. BRIEFING ON “CHINA HOUSE”.**

20        *Not later than 90 days after the date of the enactment*  
 21        *of this Act, the Secretary of State shall brief the appropriate*  
 22        *congressional committees regarding the organizational*  
 23        *structure, personnel, resources, and mission of the Depart-*  
 24        *ment of State’s “China House” team.*

1 **SEC. 108. OFFICE OF SANCTIONS COORDINATION.**

2       (a) *EXTENSION OF AUTHORITIES.*—Section 1 of the  
 3 *State Department Basic Authorities Act of 1956* (22 U.S.C.  
 4 2651a) is amended, in paragraph (4)(B) of subsection (l),  
 5 as redesignated by section 502(a)(2) of this Act, by striking  
 6 “the date that is two years after the date of the enactment  
 7 of this subsection” and inserting “December 31, 2024”.

8       (b) *BRIEFING.*—Not later than 90 days after the date  
 9 of the enactment of this Act, the Office of Sanctions Coordi-  
 10 nation shall brief the appropriate congressional committees  
 11 with respect to the steps the Office has taken to coordinate  
 12 its activities with the Office of Foreign Assets Control and  
 13 humanitarian aid programs, in an effort to help ensure ap-  
 14 propriate flows of humanitarian assistance and goods to  
 15 countries subject to United States sanctions.

16 **TITLE II—PERSONNEL ISSUES**

17 **SEC. 201. DEPARTMENT OF STATE PAID STUDENT INTERN-**  
 18 **SHIP PROGRAM.**

19       (a) *IN GENERAL.*—The Secretary shall establish the  
 20 Department of State Student Internship Program (referred  
 21 to in this section as the “Program”) to offer internship op-  
 22 portunities at the Department to eligible students to raise  
 23 awareness of the essential role of diplomacy in the conduct  
 24 of United States foreign policy and the realization of  
 25 United States foreign policy objectives.

1       (b) *ELIGIBILITY.*—An applicant is eligible to partici-  
2       pate in the Program if the applicant—

3               (1) is enrolled at least half-time at—

4                       (A) an institution of higher education (as  
5                       such term is defined in section 102(a) of the  
6                       Higher Education Act of 1965 (20 U.S.C.  
7                       1002(a))); or

8                       (B) an institution of higher education based  
9                       outside the United States, as determined by the  
10                      Secretary of State; and

11              (2) is eligible to receive and hold an appropriate  
12       security clearance.

13       (c) *SELECTION.*—The Secretary shall establish selec-  
14       tion criteria for students to be admitted into the Program  
15       that includes a demonstrated interest in a career in foreign  
16       affairs.

17       (d) *OUTREACH.*—The Secretary shall—

18              (1) widely advertise the Program, including—

19                       (A) on the internet;

20                       (B) through the Department’s Diplomats in  
21                       Residence program; and

22                       (C) through other outreach and recruiting  
23                       initiatives targeting undergraduate and graduate  
24                       students; and

1           (2) *conduct targeted outreach to encourage par-*  
 2           *ticipation in the Program from—*

3                   (A) *individuals belonging to an underrep-*  
 4                   *resented group; and*

5                   (B) *students enrolled at minority-serving*  
 6                   *institutions (which shall include any institution*  
 7                   *listed in section 371(a) of the Higher Education*  
 8                   *Act of 1965 (20 U.S.C. 1067q(a)).*

9           (e) *COMPENSATION.—*

10                   (1) *HOUSING ASSISTANCE.—*

11                           (A) *ABROAD.—The Secretary shall provide*  
 12                           *housing assistance to any student participating*  
 13                           *in the Program whose permanent address is*  
 14                           *within the United States if the location of the in-*  
 15                           *ternship in which such student is participating*  
 16                           *is outside of the United States.*

17                           (B) *DOMESTIC.—The Secretary may pro-*  
 18                           *vide housing assistance to a student partici-*  
 19                           *pating in the Program whose permanent address*  
 20                           *is within the United States if the location of the*  
 21                           *internship in which such student is partici-*  
 22                           *pating is more than 50 miles away from such*  
 23                           *student's permanent address.*

24                   (2) *TRAVEL ASSISTANCE.—The Secretary shall*  
 25                   *provide a student participating in the Program whose*

1        *permanent address is within the United States with*  
 2        *financial assistance that is sufficient to cover the*  
 3        *travel costs of a single round trip by air, train, bus,*  
 4        *or other appropriate transportation between the stu-*  
 5        *dent's permanent address and the location of the in-*  
 6        *ternship in which such student is participating if*  
 7        *such location is—*

8                    *(A) more than 50 miles from the student's*  
 9                    *permanent address; or*

10                   *(B) outside of the United States.*

11        *(f) WORKING WITH INSTITUTIONS OF HIGHER EDU-*  
 12        *CATION.—The Secretary, to the maximum extent prac-*  
 13        *ticable, shall structure internships to ensure that such in-*  
 14        *ternships satisfy criteria for academic credit at the institu-*  
 15        *tions of higher education in which participants in such in-*  
 16        *ternships are enrolled.*

17        *(g) TRANSITION PERIOD.—*

18                   *(1) IN GENERAL.—Except as provided in para-*  
 19        *graphs (2) and (3), beginning not later than 2 years*  
 20        *after the date of the enactment of this Act—*

21                   *(A) the Secretary shall convert unpaid in-*  
 22        *ternship programs of the Department, including*  
 23        *the Foreign Service Internship Program, to in-*  
 24        *ternship programs that offer compensation; and*

1           (B) upon selection as a candidate for entry  
2           into an internship program of the Department,  
3           a participant in such internship program may  
4           refuse compensation, including if doing so allows  
5           such participant to receive college or university  
6           curricular credit.

7           (2) *EXCEPTION.*—The transition required under  
8           paragraph (1) shall not apply to unpaid internship  
9           programs of the Department that are part of the Vir-  
10          tual Student Federal Service internship program.

11          (3) *WAIVER.*—

12           (A) *IN GENERAL.*—The Secretary may  
13           waive the requirement under paragraph (1)(A)  
14           with respect to a particular unpaid internship  
15           program if the Secretary, not later than 30 days  
16           after making a determination that the conversion  
17           of such internship program to a compensated in-  
18           ternship program would not be consistent with  
19           effective management goals, submits a report ex-  
20           plaining such determination to—

21                   (i) the appropriate congressional com-  
22                   mittees;

23                   (ii) the Committee on Appropriations  
24                   of the Senate; and

1                   (iii) the Committee on Appropriations  
2                   of the House of Representatives.

3                   (B) *REPORT.*—The report required under  
4                   subparagraph (A) shall—

5                   (i) describe the reasons why converting  
6                   an unpaid internship program of the De-  
7                   partment to an internship program that of-  
8                   fers compensation would not be consistent  
9                   with effective management goals; and

10                  (ii)(I) provide justification for main-  
11                  taining such unpaid status indefinitely; or

12                  (II) identify any additional authorities  
13                  or resources that would be necessary to con-  
14                  vert such unpaid internship program to  
15                  offer compensation in the future.

16                  (h) *REPORTS.*—Not later than 18 months after the  
17                  date of the enactment of this Act, the Secretary of State  
18                  shall submit a report to the committees referred to in sub-  
19                  section (g)(3)(A) that includes—

20                  (1) data, to the extent the collection of such in-  
21                  formation is permissible by law, regarding the num-  
22                  ber of students who applied to the Program, were of-  
23                  fered a position, and participated, respectively,  
24                  disaggregated by race, ethnicity, gender, institution of  
25                  higher education, home State, State where each stu-

1        *dent graduated from high school, and disability sta-*  
 2        *tus;*

3            *(2) data regarding the number of security clear-*  
 4        *ance investigations initiated for the students described*  
 5        *in paragraph (1), including the timeline for such in-*  
 6        *vestigations, whether such investigations were com-*  
 7        *pleted, and when an interim security clearance was*  
 8        *granted;*

9            *(3) information on Program expenditures; and*

10          *(4) information regarding the Department's com-*  
 11        *pliance with subsection (g).*

12        *(i) VOLUNTARY PARTICIPATION.—*

13            *(1) IN GENERAL.—Nothing in this section may*  
 14        *be construed to compel any student who is a partici-*  
 15        *part in an internship program of the Department to*  
 16        *participate in the collection of the data or divulge*  
 17        *any personal information. Such students shall be in-*  
 18        *formed that their participation in the data collection*  
 19        *under this section is voluntary.*

20            *(2) PRIVACY PROTECTION.—Any data collected*  
 21        *under this section shall be subject to the relevant pri-*  
 22        *vacv protection statutes and regulations applicable to*  
 23        *Federal employees.*

24        *(j) SPECIAL HIRING AUTHORITY.—Notwithstanding*  
 25        *any other provision of law, the Secretary, in consultation*



1 *with the Director of the Office of Personnel Management,*  
 2 *with respect to the number of interns to be hired each year,*  
 3 *may—*

4           (1) *select, appoint, and employ individuals for*  
 5 *up to 1 year through compensated internships in the*  
 6 *excepted service; and*

7           (2) *remove any compensated intern employed*  
 8 *pursuant to paragraph (1) without regard to the pro-*  
 9 *visions of law governing appointments in the com-*  
 10 *petitive excepted service.*

11       (k) *AVAILABILITY OF APPROPRIATIONS.—Internships*  
 12 *offered and compensated by the Department under this sec-*  
 13 *tion shall be funded solely by available amounts appro-*  
 14 *priated under the heading “Diplomatic Programs”.*

15 **SEC. 202. IMPROVEMENTS TO THE PREVENTION OF, AND**  
 16 **THE RESPONSE TO, HARASSMENT, DISCRIMI-**  
 17 **NATION, SEXUAL ASSAULT, AND RELATED RE-**  
 18 **TALIATION.**

19       (a) *COORDINATION WITH OTHER AGENCIES.—The*  
 20 *Secretary, in coordination with the heads of other Federal*  
 21 *agencies that provide personnel to serve in overseas posts*  
 22 *under Chief of Mission authority, should develop inter-*  
 23 *agency policies regarding harassment, discrimination, sex-*  
 24 *ual assault, and related retaliation, including policies for—*

1           (1) *addressing, reporting, and providing*  
 2           *transitioning support;*

3           (2) *advocacy, service referrals, and travel accom-*  
 4           *modations; and*

5           (3) *disciplining anyone who violates Department*  
 6           *policies regarding harassment, discrimination, sexual*  
 7           *assault, or related retaliation occurring between cov-*  
 8           *ered individuals and noncovered individuals.*

9           (b) *DISCIPLINARY ACTION.*—

10           (1) *SEPARATION FOR CAUSE.*—Section 610(a)(1)  
 11           *of the Foreign Service Act of 1980 (22 U.S.C.*  
 12           *4010(a)(1)), is amended—*

13                   (A) *by striking “decide to”; and*

14                   (B) *by inserting “upon receiving notifica-*  
 15                   *tion from the Bureau of Diplomatic Security*  
 16                   *that such member has engaged in criminal mis-*  
 17                   *conduct, such as murder, rape, or other sexual*  
 18                   *assault” before the period at the end.*

19           (2) *UPDATE TO MANUAL.*—*The Director of Glob-*  
 20           *al Talent shall—*

21                   (A) *update the “Grounds for Disciplinary*  
 22                   *Action” and “List of Disciplinary Offenses and*  
 23                   *Penalties” sections of the Foreign Affairs Man-*  
 24                   *ual to reflect the amendments made under para-*  
 25                   *graph (1); and*

1                   (B) communicate such updates to Depart-  
 2                   ment staff through publication in Department  
 3                   Notices.

4           (c) *SEXUAL ASSAULT PREVENTION AND RESPONSE*  
 5 *VICTIM ADVOCATES.*—

6                   (1) *PLACEMENT.*—*The Secretary shall ensure*  
 7                   *that the Diplomatic Security Service’s Victims’ Re-*  
 8                   *source Advocacy Program—*

9                           (A) *is appropriately staffed by advocates*  
 10                   *who are physically present at—*

11                                   (i) *the headquarters of the Department;*  
 12                                   and

13                                   (ii) *major domestic and international*  
 14                                   *facilities and embassies, as determined by*  
 15                                   *the Secretary;*

16                           (B) *considers the logistics that are necessary*  
 17                   *to allow for the expedient travel of victims from*  
 18                   *Department facilities that do not have advocates;*  
 19                   and

20                           (C) *uses funds available to the Department*  
 21                   *to provide emergency food, shelter, clothing, and*  
 22                   *transportation for victims involved in matters*  
 23                   *being investigated by the Diplomatic Security*  
 24                   *Service.*

1 **SEC. 203. INCREASING THE MAXIMUM AMOUNT AUTHOR-**  
 2 **IZED FOR SCIENCE AND TECHNOLOGY FEL-**  
 3 **LOWSHIP GRANTS AND COOPERATIVE AGREE-**  
 4 **MENTS.**

5 *Section 504(e)(3) of the Foreign Relations Authoriza-*  
 6 *tion Act, Fiscal Year 1979 (22 U.S.C. 2656d(e)(3)) is*  
 7 *amended by striking “\$500,000” and inserting*  
 8 *“\$2,000,000”.*

9 **SEC. 204. ADDITIONAL PERSONNEL TO ADDRESS BACKLOGS**  
 10 **IN HIRING AND INVESTIGATIONS.**

11 *(a) IN GENERAL.—The Secretary shall seek to increase*  
 12 *the number of personnel within the Bureau of Global Talent*  
 13 *Management and the Office of Civil Rights to address back-*  
 14 *logs in hiring and investigations into complaints conducted*  
 15 *by the Office of Civil Rights.*

16 *(b) EMPLOYMENT TARGETS.—The Secretary shall seek*  
 17 *to employ—*

18 *(1) not fewer than 15 additional personnel in the*  
 19 *Bureau of Global Talent Management and the Office*  
 20 *of Civil Rights (compared to the number of personnel*  
 21 *so employed as of the day before the date of the enact-*  
 22 *ment of this Act) by the date that is 180 days after*  
 23 *such date of enactment; and*

24 *(2) not fewer than 15 additional personnel in*  
 25 *such Bureau and Office (compared to the number of*  
 26 *personnel so employed as of the day before the date*

1       of the enactment of this Act) by the date that is 1  
2       year after such date of enactment.

3   **SEC. 205. COMMISSION ON REFORM AND MODERNIZATION**  
4       **OF THE DEPARTMENT OF STATE.**

5       (a) *SHORT TITLE.*—This section may be cited as the  
6   “Commission on Reform and Modernization of the Depart-  
7   ment of State Act”.

8       (b) *ESTABLISHMENT OF COMMISSION.*—There is estab-  
9   lished, in the legislative branch, the Commission on Reform  
10   and Modernization of the Department of State (referred to  
11   in this section as the “Commission”).

12      (c) *PURPOSES.*—The purposes of the Commission  
13   are—

14           (1) to examine the changing nature of diplomacy  
15       in the 21st century and the ways in which the De-  
16       partment and its personnel can modernize to advance  
17       the interests of the United States; and

18           (2) to offer recommendations to the President  
19       and Congress related to—

20               (A) the organizational structure of the De-  
21       partment, including a review of the jurisdic-  
22       tional responsibilities of all of the Department’s  
23       regional bureaus (the Bureau of African Affairs,  
24       the Bureau of East Asian and Pacific Affairs,  
25       the Bureau of European and Eurasian Affairs,

1       *the Bureau of Near Eastern Affairs, the Bureau*  
2       *of South and Central Asian Affairs, and the Bu-*  
3       *reau of Western Hemisphere Affairs);*

4               *(B) personnel-related matters, including re-*  
5       *cruitment, promotion, training, and retention of*  
6       *the Department's workforce in order to retain the*  
7       *best and brightest personnel and foster effective*  
8       *diplomacy worldwide, including measures to*  
9       *strengthen diversity and inclusion to ensure that*  
10       *the Department's workforce represents all of*  
11       *America;*

12               *(C) the Department of State's infrastructure*  
13       *(both domestic and overseas), including infra-*  
14       *structure relating to information technology,*  
15       *transportation, and security;*

16               *(D) the link among diplomacy and defense,*  
17       *intelligence, development, commercial, health,*  
18       *law enforcement, and other core United States*  
19       *interests;*

20               *(E) core legislation that authorizes United*  
21       *States diplomacy, including the Foreign Service*  
22       *Act of 1980 (Public Law 96-465);*

23               *(F) related regulations, rules, and processes*  
24       *that define United States diplomatic efforts, in-*  
25       *cluding the Foreign Affairs Manual;*

1           (G) *Chief of Mission authority at United*  
 2           *States diplomatic missions overseas, including*  
 3           *authority over employees of other Federal depart-*  
 4           *ments and agencies; and*

5           (H) *treaties that impact United States over-*  
 6           *seas presence.*

7           (d) *MEMBERSHIP.—*

8           (1) *COMPOSITION.—The Commission shall be*  
 9           *composed of 8 members, of whom—*

10           (A) *1 member shall be appointed by the*  
 11           *chairperson of the Committee on Foreign Rela-*  
 12           *tions of the Senate, who shall serve as co-chair*  
 13           *of the Commission;*

14           (B) *1 member shall be appointed by the*  
 15           *ranking member of the Committee on Foreign*  
 16           *Relations of the Senate, who shall serve as co-*  
 17           *chair of the Commission;*

18           (C) *1 member shall be appointed by the*  
 19           *chairperson of the Committee on Foreign Affairs*  
 20           *of the House of Representatives;*

21           (D) *1 member shall be appointed by the*  
 22           *ranking member of the Committee on Foreign*  
 23           *Affairs of the House of Representatives;*

24           (E) *1 member shall be appointed by the ma-*  
 25           *jority leader of the Senate;*

1           (F) 1 member shall be appointed by the  
2           Speaker of the House of Representatives;

3           (G) 1 member shall be appointed by the mi-  
4           nority leader of the Senate; and

5           (H) 1 member shall be appointed by the mi-  
6           nority leader of the House of Representatives.

7           (2) QUALIFICATIONS; MEETINGS.—

8           (A) MEMBERSHIP.—The members of the  
9           Commission should be prominent United States  
10          citizens, with national recognition and signifi-  
11          cant depth of experience in international rela-  
12          tions and with the Department.

13          (B) POLITICAL PARTY AFFILIATION.—Not  
14          more than 4 members of the Commission may be  
15          from the same political party.

16          (C) MEETINGS.—

17               (i) INITIAL MEETING.—The Commis-  
18               sion shall hold the first meeting and begin  
19               operations as soon as practicable.

20               (ii) FREQUENCY.—The Commission  
21               shall meet at the call of the co-chairs.

22               (iii) QUORUM.—Five members of the  
23               Commission shall constitute a quorum for  
24               purposes of conducting business, except that  
25               2 members of the Commission shall con-



1                    *stitute a quorum for purposes of receiving*  
 2                    *testimony.*

3                    (D) *VACANCIES.*—*Any vacancy in the Com-*  
 4                    *mission shall not affect the powers of the Com-*  
 5                    *mission, but shall be filled in the same manner*  
 6                    *as the original appointment.*

7                    (e) *FUNCTIONS OF COMMISSION.*—

8                    (1) *IN GENERAL.*—*The Commission shall act by*  
 9                    *resolution agreed to by a majority of the members of*  
 10                    *the Commission voting and present.*

11                    (2) *PANELS.*—*The Commission may establish*  
 12                    *panels composed of less than the full membership of*  
 13                    *the Commission for purposes of carrying out the du-*  
 14                    *ties of the Commission under this section. The actions*  
 15                    *of any such panel shall be subject to the review and*  
 16                    *control of the Commission. Any findings and deter-*  
 17                    *minations made by such a panel may not be consid-*  
 18                    *ered the findings and determinations of the Commis-*  
 19                    *sion unless such findings and determinations are ap-*  
 20                    *proved by the Commission.*

21                    (3) *DELEGATION.*—*Any member, agent, or staff*  
 22                    *of the Commission may, if authorized by the co-chairs*  
 23                    *of the Commission, take any action which the Com-*  
 24                    *mission is authorized to take pursuant to this section.*

25                    (f) *POWERS OF COMMISSION.*—

1           (1) *HEARINGS AND EVIDENCE.*—*The Commission*  
2           *or any panel or member of the Commission, as dele-*  
3           *gated by the co-chairs, may, for the purpose of car-*  
4           *rying out this section—*

5                     (A) *hold such hearings and meetings, take*  
6                     *such testimony, receive such evidence, and ad-*  
7                     *minister such oaths as the Commission or such*  
8                     *designated subcommittee or designated member*  
9                     *considers necessary;*

10                    (B) *require the attendance and testimony of*  
11                    *such witnesses and the production of such cor-*  
12                    *respondence, memoranda, papers, and docu-*  
13                    *ments, as the Commission or such designated*  
14                    *subcommittee or designated member considers*  
15                    *necessary; and*

16                    (C) *subject to applicable privacy laws and*  
17                    *relevant regulations, secure directly from any*  
18                    *Federal department or agency information and*  
19                    *data necessary to enable it to carry out its mis-*  
20                    *sion, which shall be provided by the head or act-*  
21                    *ing representative of the department or agency*  
22                    *not later than 30 days after the Commission pro-*  
23                    *vides a written request for such information and*  
24                    *data.*

1           (2) *CONTRACTS.*—*The Commission, to such ex-*  
2           *tent and in such amounts as are provided in appro-*  
3           *priations Acts, may enter into contracts to enable the*  
4           *Commission to discharge its duties under this section.*

5           (3) *INFORMATION FROM FEDERAL AGENCIES.*—

6           (A) *IN GENERAL.*—*The Commission may se-*  
7           *cure directly from any executive department, bu-*  
8           *reau, agency, board, commission, office, inde-*  
9           *pendent establishment, or instrumentality of the*  
10          *Government, information, suggestions, estimates,*  
11          *and statistics for the purposes of this section.*

12          (B) *FURNISHING INFORMATION.*—*Each de-*  
13          *partment, bureau, agency, board, commission, of-*  
14          *fice, independent establishment, or instrumen-*  
15          *tality, to the extent authorized by law, shall fur-*  
16          *nish such information, suggestions, estimates,*  
17          *and statistics directly to the Commission, upon*  
18          *request made by a co-chair, the chair of any*  
19          *panel created by a majority of the Commission,*  
20          *or any member designated by a majority of the*  
21          *Commission.*

22          (C) *HANDLING.*—*Information may only be*  
23          *received, handled, stored, and disseminated by*  
24          *members of the Commission and its staff in ac-*

1       *cordance with all applicable statutes, regula-*  
 2       *tions, and Executive orders.*

3       (4) *ASSISTANCE FROM FEDERAL AGENCIES.—*

4               (A) *SECRETARY OF STATE.—The Secretary*  
 5       *shall provide to the Commission, on a nonreim-*  
 6       *bursable basis, such administrative services,*  
 7       *funds, staff, facilities, and other support services*  
 8       *as are necessary for the performance of the Com-*  
 9       *mission's duties under this section.*

10              (B) *OTHER DEPARTMENTS AND AGEN-*  
 11       *CIES.—Other Federal departments and agencies*  
 12       *may provide the Commission such services,*  
 13       *funds, facilities, staff, and other support as such*  
 14       *departments and agencies consider advisable and*  
 15       *as may be authorized by law.*

16              (C) *COOPERATION.—The Commission shall*  
 17       *receive the full and timely cooperation of any of-*  
 18       *ficial, department, or agency of the Federal Gov-*  
 19       *ernment whose assistance is necessary, as jointly*  
 20       *determined by the co-chairs of the Commission,*  
 21       *for the fulfillment of the duties of the Commis-*  
 22       *sion, including the provision of full and current*  
 23       *briefings and analyses.*

24       (5) *ASSISTANCE FROM INDEPENDENT ORGANIZA-*  
 25       *TIONS.—*

1           (A) *IN GENERAL.*—*In order to inform its*  
 2           *work, the Commission should review reports that*  
 3           *were written during the 15-year period ending*  
 4           *on the date of the enactment of this Act by inde-*  
 5           *pendent organizations and outside experts relat-*  
 6           *ing to reform and modernization of the Depart-*  
 7           *ment.*

8           (B) *AVOIDING DUPLICATION.*—*In analyzing*  
 9           *the reports referred to in subparagraph (A), the*  
 10          *Commission should pay particular attention to*  
 11          *any specific reform proposals that have been rec-*  
 12          *ommended by 2 or more of such reports.*

13          (6) *POSTAL SERVICES.*—*The Commission may*  
 14          *use the United States mails in the same manner and*  
 15          *under the same conditions as other departments and*  
 16          *agencies of the Federal Government.*

17          (7) *GIFTS.*—*The Commission may accept, use,*  
 18          *and dispose of gifts or donations of services or prop-*  
 19          *erty.*

20          (8) *CONGRESSIONAL CONSULTATION.*—*Not less*  
 21          *frequently than quarterly, the Commission shall pro-*  
 22          *vide a briefing to the appropriate congressional com-*  
 23          *mittees about the work of the Commission.*

24          (g) *STAFF AND COMPENSATION.*—

25          (1) *STAFF.*—

1           (A) *COMPENSATION.*—*The co-chairs of the*  
2           *Commission, in accordance with rules established*  
3           *by the Commission, shall appoint and fix the*  
4           *compensation of a staff director and such other*  
5           *personnel as may be necessary to enable the*  
6           *Commission to carry out its duties, without re-*  
7           *gard to the provisions of title 5, United States*  
8           *Code, governing appointments in the competitive*  
9           *service, and without regard to the provisions of*  
10          *chapter 51 and subchapter III of chapter 53 of*  
11          *such title relating to classification and General*  
12          *Schedule pay rates, except that no rate of pay*  
13          *fixed under this subsection may exceed the equiv-*  
14          *alent of that payable to a person occupying a po-*  
15          *sition at level V of the Executive Schedule under*  
16          *section 5316 of such title.*

17          (B) *DETAIL OF GOVERNMENT EMPLOY-*  
18          *EES.*—*A Federal Government employee may be*  
19          *detailed to the Commission without reimburse-*  
20          *ment, and such detail shall be without interrup-*  
21          *tion or loss of civil service status or privilege.*

22          (C) *PROCUREMENT OF TEMPORARY AND*  
23          *INTERMITTENT SERVICES.*—*The co-chairs of the*  
24          *Commission may procure temporary and inter-*  
25          *mittent services under section 3109(b) of title 5,*

1       *United States Code, at rates for individuals that*  
 2       *do not exceed the daily equivalent of the annual*  
 3       *rate of basic pay prescribed for level IV of the*  
 4       *Executive Schedule under section 5315 of such*  
 5       *title.*

6       (2) COMMISSION MEMBERS.—

7               (A) COMPENSATION.—

8                       (i) IN GENERAL.—*Except as provided*  
 9                       *in paragraph (2), each member of the Com-*  
 10                      *mission may be compensated at a rate not*  
 11                      *to exceed the daily equivalent of the annual*  
 12                      *rate of basic pay in effect for a position at*  
 13                      *level IV of the Executive Schedule under sec-*  
 14                      *tion 5315 of title 5, United States Code, for*  
 15                      *each day during which that member is en-*  
 16                      *gaged in the actual performance of the du-*  
 17                      *ties of the Commission under this section.*

18                   (ii) WAIVER OF CERTAIN PROVI-  
 19                    *SIONS.—Subsections (a) through (d) of sec-*  
 20                    *tion 824 of the Foreign Service Act of 1980*  
 21                    *(22 U.S.C. 4064) are waived for an annu-*  
 22                    *itant on a temporary basis so as to be com-*  
 23                    *pensated for work performed as part of the*  
 24                    *Commission.*

1           (3) *TRAVEL EXPENSES.*—While away from their  
2       homes or regular places of business in the perform-  
3       ance of service for the Commission, members and staff  
4       of the Commission, and any Federal Government em-  
5       ployees detailed to the Commission, shall be allowed  
6       travel expenses, including per diem in lieu of subsist-  
7       ence, in the same manner as persons employed inter-  
8       mittently in Government service are allowed expenses  
9       under section 5703(b) of title 5, United States Code.

10          (4) *SECURITY CLEARANCES FOR COMMISSION*  
11       *MEMBERS AND STAFF.*—The appropriate Federal  
12       agencies or departments shall cooperate with the Com-  
13       mission in expeditiously providing to Commission  
14       members and staff appropriate security clearances to  
15       the extent possible pursuant to existing procedures  
16       and requirements, except that no person shall be pro-  
17       vided access to classified information under this sec-  
18       tion without the appropriate security clearances.

19       (h) *REPORT.*—

20          (1) *IN GENERAL.*—Not later than 18 months  
21       after the date of the enactment of this Act, the Com-  
22       mission shall submit a final report to the President  
23       and to Congress that—



1           (A) examines all substantive aspects of De-  
2           partment personnel, management, and oper-  
3           ations; and

4           (B) contains such findings, conclusions, and  
5           recommendations for corrective measures as have  
6           been agreed to by a majority of Commission  
7           members.

8           (2) *ELEMENTS.*—The report required under  
9           paragraph (1) shall include findings, conclusions, and  
10          recommendations related to—

11          (A) the organizational structure of the De-  
12          partment, including recommendations on wheth-  
13          er any of the jurisdictional responsibilities  
14          among the bureaus referred to in subsection  
15          (c)(2)(A) should be adjusted, with particular  
16          focus on the opportunities and costs of adjusting  
17          jurisdictional responsibility between the Bureau  
18          of Near Eastern Affairs to the Bureau of African  
19          Affairs, the Bureau of East Asian and Pacific  
20          Affairs, the Bureau of South and Central Asian  
21          Affairs, and any other bureaus as may be nec-  
22          essary to advance United States efforts to  
23          strengthen its diplomatic engagement in the  
24          Indo-Pacific region;

1           (B) personnel-related matters, including re-  
2           cruitment, promotion, training, and retention of  
3           the Department's workforce in order to retain the  
4           best and brightest personnel and foster effective  
5           diplomacy worldwide, including measures to  
6           strengthen diversity and inclusion to ensure that  
7           the Department's workforce represents all of  
8           America;

9           (C) the Department of State's infrastructure  
10          (both domestic and overseas), including infra-  
11          structure relating to information technology,  
12          transportation, and security;

13          (D) the link between diplomacy and defense,  
14          intelligence, development, commercial, health,  
15          law enforcement, and other core United States  
16          interests;

17          (E) core legislation that authorizes United  
18          States diplomacy;

19          (F) related regulations, rules, and processes  
20          that define United States diplomatic efforts, in-  
21          cluding the Foreign Affairs Manual;

22          (G) treaties that impact United States over-  
23          seas presence;

24          (H) the authority of Chiefs of Mission at  
25          United States diplomatic missions overseas, in-

cluding the degree of authority that Chiefs of Mission exercise in reality over Department employees and other Federal employees at overseas posts;

(I) any other areas that the Commission considers necessary for a complete appraisal of United States diplomacy and Department management and operations; and

(J) the amount of time, manpower, and financial resources that would be necessary to implement the recommendations specified under this paragraph.

(3) DEPARTMENT RESPONSE.—The Secretary shall have the right to review and respond to all Commission recommendations—

(A) before the Commission submits its report to the President and to Congress; and

(B) not later than 90 days after receiving such recommendations from the Commission.

(i) TERMINATION OF COMMISSION.—

(1) IN GENERAL.—The Commission, and all the authorities under this section, shall terminate on the date that is 60 days after the date on which the final report is submitted pursuant to subsection (h).

1           (2) *ADMINISTRATIVE ACTIVITIES BEFORE TERMI-*  
 2           *NATION.—The Commission may use the 60-day period*  
 3           *referred to in paragraph (1) for the purpose of con-*  
 4           *cluding its activities, including providing testimony*  
 5           *to committees of Congress concerning its reports and*  
 6           *disseminating the report.*

7           (j) *AUTHORIZATION OF APPROPRIATIONS.—*

8           (1) *IN GENERAL.—There is authorized to be ap-*  
 9           *propriated to the Commission to carry out this sec-*  
 10          *tion \$2,000,000 for fiscal year 2023.*

11          (2) *AVAILABILITY.—Amounts made available to*  
 12          *the Commission pursuant to paragraph (1) shall re-*  
 13          *main available until the date on which the Commis-*  
 14          *sion is terminated pursuant to subsection (i)(1).*

15          (k) *INAPPLICABILITY OF CERTAIN ADMINISTRATIVE*  
 16          *PROVISIONS.—*

17          (1) *FEDERAL ADVISORY COMMITTEE ACT.—The*  
 18          *Federal Advisory Committee Act (5 U.S.C. App.)*  
 19          *shall not apply to the Commission.*

20          (2) *FREEDOM OF INFORMATION ACT.—The provi-*  
 21          *sions of section 552 of title 5, United States Code*  
 22          *(commonly referred to as the “Freedom of Informa-*  
 23          *tion Act”)* *shall not apply to the activities, records,*  
 24          *and proceedings of the Commission.*

1 **SEC. 206. FOREIGN AFFAIRS TRAINING.**

2 (a) *SENSE OF CONGRESS.*—*It is the sense of Congress*  
3 *that—*

4 (1) *the Department is a crucial national security*  
5 *agency, whose employees, both Foreign Service and*  
6 *Civil Service, require the best possible training and*  
7 *professional development at every stage of their ca-*  
8 *reers to prepare them to promote and defend United*  
9 *States national interests and the health and safety of*  
10 *United States citizens abroad;*

11 (2) *the Department faces increasingly complex*  
12 *and rapidly evolving challenges, many of which are*  
13 *science- and technology-driven, and which demand*  
14 *continual, high-quality training and professional de-*  
15 *velopment of its personnel;*

16 (3) *the new and evolving challenges of national*  
17 *security in the 21st century necessitate the expansion*  
18 *of standardized training and professional develop-*  
19 *ment opportunities linked to equitable, accountable,*  
20 *and transparent promotion and leadership practices*  
21 *for Department and other national security agency*  
22 *personnel; and*

23 (4) *consistent with gift acceptance authority of*  
24 *the Department and other applicable laws in effect as*  
25 *of the date of the enactment of this Act, the Depart-*  
26 *ment and the Foreign Service Institute may accept*

1        *funds and other resources from foundations, not-for-*  
 2        *profit corporations, and other appropriate sources to*  
 3        *help the Department and the Institute enhance the*  
 4        *quantity and quality of training and professional de-*  
 5        *velopment offerings, especially in the introduction of*  
 6        *new, innovative, and pilot model courses.*

7        *(b) DEFINED TERM.—In this section, the term “appro-*  
 8        *priate committees of Congress” means—*

9                *(1) the Committee on Foreign Relations of the*  
 10        *Senate;*

11                *(2) the Committee on Appropriations of the Sen-*  
 12        *ate;*

13                *(3) the Committee on Foreign Affairs of the*  
 14        *House of Representatives; and*

15                *(4) the Committee on Appropriations of the*  
 16        *House of Representatives.*

17        *(c) TRAINING AND PROFESSIONAL DEVELOPMENT*  
 18        *PRIORITIZATION.—In order to provide the Civil Service of*  
 19        *the Department and the Foreign Service with the level of*  
 20        *professional development and training needed to effectively*  
 21        *advance United States interests across the world, the Sec-*  
 22        *retary shall—*

23                *(1) increase relevant offerings provided by the*  
 24        *Department—*

1           (A) of interactive virtual instruction to  
2           make training and professional development  
3           more accessible and useful to personnel deployed  
4           throughout the world; or

5           (B) at partner organizations, including  
6           universities, industry entities, and nongovern-  
7           mental organizations, throughout the United  
8           States to provide useful outside perspectives to  
9           Department personnel by providing such per-  
10          sonnel—

11               (i) a more comprehensive outlook on  
12               different sectors of United States society;  
13               and

14               (ii) practical experience dealing with  
15               commercial corporations, universities, labor  
16               unions, and other institutions critical to  
17               United States diplomatic success;

18          (2) offer courses using computer-based or com-  
19          puter-assisted simulations, allowing civilian officers  
20          to lead decision making in a crisis environment, and  
21          encourage officers of the Department, and recip-  
22          rocallly, officers of other Federal departments to par-  
23          ticipate in similar exercises held by the Department  
24          or other government organizations and the private  
25          sector;

1           (3) *increase the duration and expand the focus*  
2           *of certain training and professional development*  
3           *courses, including by extending—*

4                   (A) *the A–100 entry-level course to as long*  
5                   *as 12 weeks, which better matches the length of*  
6                   *entry-level training and professional development*  
7                   *provided to the officers in other national security*  
8                   *departments and agencies; and*

9                   (B) *the Chief of Mission course to as long*  
10                  *as 6 weeks for first time Chiefs of Mission and*  
11                  *creating comparable courses for new Assistant*  
12                  *Secretaries and Deputy Assistant Secretaries to*  
13                  *more accurately reflect the significant respon-*  
14                  *sibilities accompanying such roles; and*

15           (4) *ensure that Foreign Service officers who are*  
16           *assigned to a country experiencing significant popu-*  
17           *lation displacement due to the impacts of climatic*  
18           *and non-climatic shocks and stresses, including rising*  
19           *sea levels and lack of access to affordable and reliable*  
20           *energy and electricity, receive specific instruction on*  
21           *United States policy with respect to resiliency and*  
22           *adaptation to such climatic and non-climatic shocks*  
23           *and stresses.*

24           (d) *FELLOWSHIPS.—The Director General of the For-*  
25           *ign Service shall—*



1           (1) *expand and establish new fellowship pro-*  
2           *grams for Foreign Service and Civil Service officers*  
3           *that include short- and long-term opportunities at or-*  
4           *ganizations, including—*

5                     (A) *think tanks and nongovernmental orga-*  
6                     *nizations;*

7                     (B) *the Department of Defense, the elements*  
8                     *of the intelligence community (as defined in sec-*  
9                     *tion 3 of the National Security Act of 1947 (50*  
10                    *U.S.C. 3003)), and other relevant Federal agen-*  
11                    *cies;*

12                    (C) *industry entities, especially such enti-*  
13                    *ties related to technology, global operations, fi-*  
14                    *nance, and other fields directly relevant to inter-*  
15                    *national affairs; and*

16                    (D) *schools of international relations and*  
17                    *other relevant programs at universities through-*  
18                    *out the United States; and*

19           (2) *not later than 180 days after the date of the*  
20           *enactment of this Act, submit a report to Congress*  
21           *that describes how the Department could expand the*  
22           *Pearson Fellows Program for Foreign Service Officers*  
23           *and the Brookings Fellow Program for Civil Servants*  
24           *to provide fellows in such programs with the oppor-*  
25           *tunity to undertake a follow-on assignment within the*

1     *Department in an office in which fellows will gain*  
 2     *practical knowledge of the people and processes of*  
 3     *Congress, including offices other than the Legislative*  
 4     *Affairs Bureau, including—*

5             *(A) an assessment of the current state of*  
 6             *congressional fellowships, including the demand*  
 7             *for fellowships and the value the fellowships pro-*  
 8             *vide to both the career of the officer and to the*  
 9             *Department; and*

10            *(B) an assessment of the options for making*  
 11            *congressional fellowships for both the Foreign*  
 12            *and Civil Services more career-enhancing.*

13     *(e) BOARD OF VISITORS OF THE FOREIGN SERVICE IN-*  
 14     *STITUTE.—*

15            *(1) ESTABLISHMENT.—Not later than 1 year*  
 16            *after the date of the enactment of this Act, the Sec-*  
 17            *retary of State shall establish a Board of Visitors of*  
 18            *the Foreign Service Institute (referred to in this sub-*  
 19            *section as the “Board”).*

20            *(2) DUTIES.—The Board shall provide the Sec-*  
 21            *retary with independent advice and recommendations*  
 22            *regarding organizational management, strategic plan-*  
 23            *ning, resource management, curriculum development,*  
 24            *and other matters of interest to the Foreign Service*  
 25            *Institute, including regular observations about how*

1        *well the Department is integrating training and pro-*  
 2        *fessional development into the work of the Bureau for*  
 3        *Global Talent Management.*

4            (3) *MEMBERSHIP.*—

5            (A) *IN GENERAL.*—*The Board shall be—*

6            (i) *nonpartisan; and*

7            (ii) *composed of 12 members, of*  
 8            *whom—*

9            (I) *2 members shall be appointed*  
 10           *by the Chairperson of the Committee*  
 11           *on Foreign Relations of the Senate;*

12           (II) *2 members shall be appointed*  
 13           *by the ranking member of the Com-*  
 14           *mittee on Foreign Relations of the Sen-*  
 15           *ate;*

16           (III) *2 members shall be ap-*  
 17           *pointed by the Chairperson of the Com-*  
 18           *mittee on Foreign Affairs of the House*  
 19           *of Representatives;*

20           (IV) *2 members shall be appointed*  
 21           *by the ranking member of the Com-*  
 22           *mittee on Foreign Affairs of the House*  
 23           *of Representatives; and*

24           (V) *4 members shall be appointed*  
 25           *by the Secretary.*

1                   (B) *QUALIFICATIONS.—Members of the*  
2                   *Board shall be appointed from among individ-*  
3                   *uals who—*

4                   *(i) are not officers or employees of the*  
5                   *Federal Government; and*

6                   *(ii) are eminent authorities in the*  
7                   *fields of diplomacy, national security, man-*  
8                   *agement, leadership, economics, trade, tech-*  
9                   *nology, or advanced international relations*  
10                  *education.*

11                  (C) *OUTSIDE EXPERTISE.—*

12                  *(i) IN GENERAL.—Not fewer than 6*  
13                  *members of the Board shall have a min-*  
14                  *imum of 10 years of relevant expertise out-*  
15                  *side the field of diplomacy.*

16                  *(ii) PRIOR SENIOR SERVICE AT THE*  
17                  *DEPARTMENT.—Not more than 6 members*  
18                  *of the Board may be persons who previously*  
19                  *served in the Senior Foreign Service or the*  
20                  *Senior Executive Service at the Depart-*  
21                  *ment.*

22                  (4) *TERMS.—Each member of the Board shall be*  
23                  *appointed for a term of 3 years, except that of the*  
24                  *members first appointed—*

1           (A) 4 members shall be appointed for a  
2           term of 3 years;

3           (B) 4 members shall be appointed for a  
4           term of 2 years; and

5           (C) 4 members shall be appointed for a  
6           term of 1 year.

7           (5) *REAPPOINTMENT; REPLACEMENT.*—A mem-  
8           ber of the Board may be reappointed or replaced at  
9           the discretion of the official who made the original  
10          appointment.

11          (6) *CHAIRPERSON; CO-CHAIRPERSON.*—

12           (A) *APPROVAL.*—The Chairperson and Vice  
13           Chairperson of the Board shall be approved by  
14           the Secretary of State based upon a rec-  
15           ommendation from the members of the Board.

16           (B) *SERVICE.*—The Chairperson and Vice  
17           Chairperson shall serve at the discretion of the  
18           Secretary.

19          (7) *MEETINGS.*—The Board shall meet—

20           (A) at the call of the Director of the Foreign  
21           Service Institute and the Chairperson; and

22           (B) not fewer than 2 times per year.

23          (8) *COMPENSATION.*—Each member of the Board  
24           shall serve without compensation, except that a mem-  
25           ber of the Board shall be allowed travel expenses, in-

cluding *per diem* in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of service for the Board. Notwithstanding section 1342 of title 31, United States Code, the Secretary may accept the voluntary and uncompensated service of members of the Board.

(9) *APPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.*—The Federal Advisory Committee Act (5 U.S.C. App.) shall apply to the Board established under this subsection.

(f) *ESTABLISHMENT OF PROVOST OF THE FOREIGN SERVICE INSTITUTE.*—

(1) *ESTABLISHMENT.*—There is established in the Foreign Service Institute the position of Provost.

(2) *APPOINTMENT; REPORTING.*—The Provost shall—

(A) be appointed by the Secretary; and

(B) report to the Director of the Foreign Service Institute.

(3) *QUALIFICATIONS.*—The Provost shall be—

(A) an eminent authority in the field of diplomacy, national security, education, manage-

1           *ment, leadership, economics, history, trade, adult*  
2           *education, or technology; and*

3           *(B) a person with significant experience*  
4           *outside the Department, whether in other na-*  
5           *tional security agencies or in the private sector,*  
6           *and preferably in positions of authority in edu-*  
7           *cational institutions or the field of professional*  
8           *development and mid-career training with over-*  
9           *sight for the evaluation of academic programs.*

10          (4) *DUTIES.—The Provost shall—*

11           *(A) oversee, review, evaluate, and coordinate*  
12           *the academic curriculum for all courses taught*  
13           *and administered by the Foreign Service Insti-*  
14           *tute;*

15           *(B) coordinate the development of an eval-*  
16           *uation system to ascertain how well participants*  
17           *in Foreign Service Institute courses have ab-*  
18           *sorbed and utilized the information, ideas, and*  
19           *skills imparted by each such course, such that*  
20           *performance assessments can be included in the*  
21           *personnel records maintained by the Bureau of*  
22           *Global Talent Management and utilized in For-*  
23           *oreign Service Selection Boards, which may in-*  
24           *clude—*

1                   (i) *the implementation of a letter or*  
 2                   *numerical grading system; and*

3                   (ii) *assessments done after the course*  
 4                   *has concluded; and*

5                   (C) *report not less frequently than quarterly*  
 6                   *to the Board of Visitors regarding the develop-*  
 7                   *ment of curriculum and the performance of For-*  
 8                   *eign Service officers.*

9                   (5) *TERM.—The Provost shall serve for a term of*  
 10                  *not fewer than 5 years and may be reappointed for*  
 11                  *1 additional 5-year term.*

12                  (6) *COMPENSATION.—The Provost shall receive a*  
 13                  *salary commensurate with the rank and experience of*  
 14                  *a member of the Senior Foreign Service or the Senior*  
 15                  *Executive Service, as determined by the Secretary.*

16                  (g) *OTHER AGENCY RESPONSIBILITIES AND OPPORTU-*  
 17                  *NITIES FOR CONGRESSIONAL STAFF.—*

18                  (1) *OTHER AGENCIES.—National security agen-*  
 19                  *cies other than the Department should be afforded the*  
 20                  *ability to increase the enrollment of their personnel in*  
 21                  *courses at the Foreign Service Institute and other*  
 22                  *training and professional development facilities of the*  
 23                  *Department to promote a whole-of-government ap-*  
 24                  *proach to mitigating national security challenges.*



1           (2) *CONGRESSIONAL STAFF*.—Not later than 180  
 2       *days after the date of the enactment of this Act, the*  
 3       *Secretary shall submit a report to the appropriate*  
 4       *committees of Congress that describes—*

5                 (A) *the training and professional develop-*  
 6       *ment opportunities at the Foreign Service Insti-*  
 7       *tute and other Department facilities available to*  
 8       *congressional staff;*

9                 (B) *the budget impacts of offering such op-*  
 10       *portunities to congressional staff; and*

11                (C) *potential course offerings.*

12       (h) *STRATEGY FOR ADAPTING TRAINING REQUIRE-*  
 13       *MENTS FOR MODERN DIPLOMATIC NEEDS.—*

14               (1) *IN GENERAL*.—Not later than 1 year after  
 15       *the date of the enactment of this Act, the Secretary*  
 16       *shall develop and submit to the appropriate commit-*  
 17       *tees of Congress a strategy for adapting and evolving*  
 18       *training requirements to better meet the Department's*  
 19       *current and future needs for 21st century diplomacy.*

20               (2) *ELEMENTS*.—The strategy required under  
 21       *subsection (a) shall include the following elements:*

22                 (A) *Integrating training requirements into*  
 23       *the Department's promotion policies, including*  
 24       *establishing educational and professional devel-*  
 25       *opment standards for training and attainment*

1           *to be used as a part of tenure and promotion*  
2           *guidelines.*

3           *(B) Addressing multiple existing and*  
4           *emerging national security challenges, includ-*  
5           *ing—*

6                     *(i) democratic backsliding and*  
7                     *authoritarianism;*

8                     *(ii) countering, and assisting United*  
9                     *States allies to address, state-sponsored*  
10                    *disinformation, including through the Glob-*  
11                    *al Engagement Center;*

12                    *(iii) cyber threats;*

13                    *(iv) the aggression and malign influ-*  
14                    *ence of Russia, Cuba, Iran, North Korea,*  
15                    *the Maduro Regime, and the Chinese Com-*  
16                    *munist Party's multi-faceted and com-*  
17                    *prehensive challenge to the rules-based*  
18                    *order;*

19                    *(v) the implications of climate change*  
20                    *for United States diplomacy; and*

21                    *(vi) nuclear threats.*

22           *(C) An examination of the likely advantages*  
23           *and disadvantages of establishing residential*  
24           *training for the A-100 orientation course ad-*  
25           *ministered by the Foreign Service Institute and*

1       *evaluating the feasibility of residential training*  
2       *for other long-term training opportunities.*

3               *(D) An examination of the likely advan-*  
4       *tages and disadvantages of establishing a press*  
5       *freedom curriculum for the National Foreign Af-*  
6       *airs Training Center that enables Foreign Serv-*  
7       *ice officers to better understand issues of press*  
8       *freedom and the tools that are available to help*  
9       *protect journalists and promote freedom of the*  
10       *press norms, which may include—*

11               *(i) the historic and current issues fac-*  
12       *ing press freedom, including countries of*  
13       *specific concern;*

14               *(ii) the Department's role in pro-*  
15       *moting press freedom as an American value,*  
16       *a human rights issue, and a national secu-*  
17       *rity imperative;*

18               *(iii) ways to incorporate press freedom*  
19       *promotion into other aspects of diplomacy;*  
20       *and*

21               *(iv) existing tools to assist journalists*  
22       *in distress and methods for engaging foreign*  
23       *governments and institutions on behalf of*  
24       *individuals engaged in journalistic activity*  
25       *who are at risk of harm.*

1           (E) *The expansion of external courses of-*  
2           *fered by the Foreign Service Institute at aca-*  
3           *ademic institutions or professional associations on*  
4           *specific topics, including in-person and virtual*  
5           *courses on monitoring and evaluation, audience*  
6           *analysis, and the use of emerging technologies in*  
7           *diplomacy.*

8           (3) *UTILIZATION OF EXISTING RESOURCES.—In*  
9           *examining the advantages and disadvantages of estab-*  
10          *lishing a residential training program pursuant to*  
11          *paragraph (2)(C), the Secretary shall—*

12           (A) *collaborate with other national security*  
13           *departments and agencies that employ residen-*  
14           *tial training for their orientation courses; and*

15           (B) *consider using the Department’s For-*  
16           *eign Affairs Security Training Center in Black-*  
17           *stone, Virginia.*

18          (i) *REPORT AND BRIEFING REQUIREMENTS.—*

19           (1) *REPORT.—Not later than 1 year after the*  
20           *date of the enactment of this Act, the Secretary shall*  
21           *submit a report to the appropriate committees of Con-*  
22           *gress that includes—*

23           (A) *a strategy for broadening and deep-*  
24           *ening professional development and training at*

1           *the Department, including assessing current and*  
2           *future needs for 21st century diplomacy;*

3                   *(B) the process used and resources needed to*  
4           *implement the strategy referred to in subpara-*  
5           *graph (A) throughout the Department; and*

6                   *(C) the results and impact of the strategy*  
7           *on the workforce of the Department, particularly*  
8           *the relationship between professional development*  
9           *and training and promotions for Department*  
10          *personnel, and the measurement and evaluation*  
11          *methods used to evaluate such results.*

12           *(2) BRIEFING.—Not later than 1 year after the*  
13          *date on which the Secretary submits the report re-*  
14          *quired under paragraph (1), and annually thereafter*  
15          *for 2 years, the Secretary shall provide to the appro-*  
16          *priate committees of Congress a briefing on the infor-*  
17          *mation required to be included in the report.*

18          *(j) FOREIGN LANGUAGE MAINTENANCE INCENTIVE*  
19          *PROGRAM.—*

20                   *(1) AUTHORIZATION.—The Secretary is author-*  
21          *ized to establish and implement an incentive pro-*  
22          *gram, with a similar structure as the Foreign Lan-*  
23          *guage Proficiency Bonus offered by the Department of*  
24          *Defense, to encourage members of the Foreign Service*  
25          *who possess language proficiency in any of the lan-*

1 *guages that qualify for additional incentive pay, as*  
 2 *determined by the Secretary, to maintain critical for-*  
 3 *ign language skills.*

4 (2) *REPORT.*—*Not later than 90 days after the*  
 5 *date of the enactment of this Act, the Secretary of*  
 6 *State shall submit a report to the appropriate com-*  
 7 *mittees of Congress that includes a detailed plan for*  
 8 *implementing the program authorized under para-*  
 9 *graph (1), including anticipated resource require-*  
 10 *ments to carry out such program.*

11 (k) *DEPARTMENT OF STATE WORKFORCE MANAGE-*  
 12 *MENT.*—

13 (1) *SENSE OF CONGRESS.*—*It is the sense of*  
 14 *Congress that informed, data-driven, and long-term*  
 15 *workforce management, including with respect to the*  
 16 *Foreign Service, the Civil Service, locally employed*  
 17 *staff, and contractors, is needed to align diplomatic*  
 18 *priorities with the appropriate personnel and re-*  
 19 *sources.*

20 (2) *ANNUAL WORKFORCE REPORT.*—

21 (A) *IN GENERAL.*—*In order to understand*  
 22 *the Department's long-term trends with respect*  
 23 *to its workforce, the Secretary, is consultation*  
 24 *with relevant bureaus and offices, including the*  
 25 *Bureau of Global Talent Management and the*

1        *Center for Analytics, shall submit a report to the*  
2        *appropriate committees of Congress that details*  
3        *the Department's workforce, disaggregated by*  
4        *Foreign Service, Civil Service, locally employed*  
5        *staff, and contractors, including, with respect to*  
6        *the reporting period—*

7                *(i) the number of personnel who were*  
8                *hired;*

9                *(ii) the number of personnel whose em-*  
10               *ployment or contract was terminated or*  
11               *who voluntarily left the Department;*

12               *(iii) the number of personnel who were*  
13               *promoted, including the grade to which they*  
14               *were promoted;*

15               *(iv) the demographic breakdown of per-*  
16               *sonnel; and*

17               *(v) the distribution of the Department's*  
18               *workforce based on domestic and overseas*  
19               *assignments, including a breakdown of the*  
20               *number of personnel in geographic and*  
21               *functional bureaus, and the number of per-*  
22               *sonnel in overseas missions by region.*

23               *(B) INITIAL REPORT.—Not later than 180*  
24               *days after the date of the enactment of this Act,*  
25               *the Secretary shall submit the report described in*

1           *subparagraph (A) for each of the fiscal years*  
2           *2016 through 2022.*

3           (C) *RECURRING REPORT.*—*Not later than*  
4           *December 31, 2023, and annually thereafter for*  
5           *the following 5 years, the Secretary shall submit*  
6           *the report described in subparagraph (A) for the*  
7           *most recently concluded fiscal year.*

8           (D) *USE OF REPORT DATA.*—*The data in*  
9           *each of the reports required under this para-*  
10          *graph shall be used by Congress, in coordination*  
11          *with the Secretary, to inform recommendations*  
12          *on the appropriate size and composition of the*  
13          *Department.*

14          (l) *SENSE OF CONGRESS ON THE IMPORTANCE OF*  
15          *FILLING THE POSITION OF UNDERSECRETARY FOR PUBLIC*  
16          *DIPLOMACY AND PUBLIC AFFAIRS.*—*It is the sense of Con-*  
17          *gress that since a vacancy in the position of Under Sec-*  
18          *retary for Public Diplomacy and Public Affairs is detri-*  
19          *mental to the national security interests of the United*  
20          *States, the President should expeditiously nominate a quali-*  
21          *fied individual to such position whenever such vacancy oc-*  
22          *curs to ensure that the bureaus reporting to such position*  
23          *are able to fulfill their mission of—*



1           (1) *expanding and strengthening relationships*  
2           *between the people of the United States and citizens*  
3           *of other countries; and*

4           (2) *engaging, informing, and understanding the*  
5           *perspectives of foreign audiences.*

6           (m) *REPORT ON PUBLIC DIPLOMACY.—Not later than*  
7           *120 days after the date of the enactment of this Act, the*  
8           *Secretary shall submit a report to the appropriate commit-*  
9           *tees of Congress that includes—*

10           (1) *an evaluation of the May 2019 merger of the*  
11           *Bureau of Public Affairs and the Bureau of Inter-*  
12           *national Information Programs into the Bureau of*  
13           *Global Public Affairs with respect to—*

14                   (A) *the efficacy of the current configuration*  
15                   *of the bureaus reporting to the Under Secretary*  
16                   *for Public Diplomacy and Public Affairs in*  
17                   *achieving the mission of the Department;*

18                   (B) *the metrics before and after such merg-*  
19                   *er, including personnel data, disaggregated by*  
20                   *position and location, content production, opin-*  
21                   *ion polling, program evaluations, and media ap-*  
22                   *pearances;*

23                   (C) *the results of a survey of public diplo-*  
24                   *macy practitioners to determine their opinion of*

1        *the efficacy of such merger and any adjustments*  
2        *that still need to be made;*

3                *(D) a plan for evaluating and monitoring,*  
4        *not less frequently than once every 2 years, the*  
5        *programs, activities, messaging, professional de-*  
6        *velopment efforts, and structure of the Bureau of*  
7        *Global Public Affairs, and submitting a sum-*  
8        *mary of each such evaluation to the appropriate*  
9        *committees of Congress; and*

10              *(2) a review of recent outside recommendations*  
11        *for modernizing diplomacy at the Department with*  
12        *respect to public diplomacy efforts, including—*

13                *(A) efforts in each of the bureaus reporting*  
14        *to the Under Secretary for Public Diplomacy*  
15        *and Public Affairs to address issues of diversity*  
16        *and inclusion in their work, structure, data col-*  
17        *lection, programming, and personnel, including*  
18        *any collaboration with the Chief Officer for Di-*  
19        *versity and Inclusion;*

20                *(B) proposals to collaborate with think*  
21        *tanks and academic institutions working on*  
22        *public diplomacy issues to implement recent out-*  
23        *side recommendations; and*

1                   (C) *additional authorizations and appro-*  
2                   *priations necessary to implement such rec-*  
3                   *ommendations.*

4 **SEC. 207. SECURITY CLEARANCE APPROVAL PROCESS.**

5           (a) *RECOMMENDATIONS.*—*Not later than 270 days*  
6 *after the date of the enactment of this Act, the Secretary*  
7 *shall submit recommendations to the appropriate congres-*  
8 *sional committees for streamlining the security clearance*  
9 *approval process within the Bureau of Diplomatic Security*  
10 *so that the security clearance approval process for Civil*  
11 *Service and Foreign Service applicants is completed within*  
12 *6 months, on average, and within 1 year, in the vast major-*  
13 *ity of cases.*

14           (b) *REPORT.*—*Not later than 90 days after the rec-*  
15 *ommendations are submitted pursuant to subsection (a), the*  
16 *Secretary shall submit a report to the appropriate congres-*  
17 *sional committees that—*

18                   (1) *describes the status of the efforts of the De-*  
19 *partment to streamline the security clearance ap-*  
20 *proval process; and*

21                   (2) *identifies any remaining obstacles preventing*  
22 *security clearances from being completed within the*  
23 *time frames set forth in subsection (a), including lack*  
24 *of cooperation or other actions by other Federal de-*  
25 *partments and agencies.*

1 **SEC. 208. ADDENDUM FOR STUDY ON FOREIGN SERVICE AL-**  
2 **LOWANCES.**

3 (a) *IN GENERAL.*—Not later than 180 days after the  
4 date of the enactment of this Act, the Secretary shall submit  
5 to the appropriate congressional committees an addendum  
6 to the report required under section 5302 of the Department  
7 of State Authorization Act of 2021 (division E of Public  
8 Law 117–81), which shall be entitled the “Report on Bid-  
9 ding for Domestic and Overseas Posts and Filling Unfilled  
10 Positions”. The addendum shall be prepared using input  
11 from the same federally funded research and development  
12 center that prepared the analysis conducted for purposes of  
13 such report.

14 (b) *ELEMENTS.*—The addendum required under sub-  
15 section (a) shall include—

16 (1) *the total number of domestic and overseas po-*  
17 *sitions open during the most recent summer bidding*  
18 *cycle;*

19 (2) *the total number of bids each position re-*  
20 *ceived;*

21 (3) *the number of unfilled positions at the con-*  
22 *clusion of the most recent summer bidding cycle,*  
23 *disaggregated by bureau; and*

24 (4) *detailed recommendations and a timeline*  
25 *for—*

1                   (A) increasing the number of qualified bid-  
2                   ders for underbid positions; and

3                   (B) minimizing the number of unfilled posi-  
4                   tions at the end of bidding season.

5 **SEC. 209. CURTAILMENTS, REMOVALS FROM POST, AND**  
6 **WAIVERS OF PRIVILEGES AND IMMUNITIES.**

7           (a) *CURTAILMENTS REPORT.*—

8                   (1) *IN GENERAL.*—Not later than 180 days after  
9                   the date of the enactment of this Act, and every 180  
10                  days thereafter, the Secretary shall submit a report to  
11                  the appropriate congressional committees regarding  
12                  curtailments of Department personnel from overseas  
13                  posts.

14                  (2) *CONTENTS.*—The Secretary shall include in  
15                  the report required under paragraph (1)—

16                       (A) relevant information about any post  
17                       that, during the 6-month period preceding the re-  
18                       port—

19                               (i) had more than 5 curtailments; or

20                               (ii) had curtailments representing  
21                       more than 5 percent of Department per-  
22                       sonnel at such post; and

23                       (B) for each post referred to in subpara-  
24                       graph (A), the number of curtailments,  
25                       disaggregated by month of occurrence.

1       (b) *REMOVAL OF DIPLOMATS.*—Not later than 5 days  
 2 after the date on which any United States personnel under  
 3 Chief of Mission authority is declared *persona non grata*  
 4 by a host government, the Secretary shall—

5           (1) *notify the appropriate congressional commit-*  
 6 *tees of such declaration; and*

7           (2) *include with such notification—*

8               (A) *the official reason for such declaration*  
 9 *(if provided by the host government);*

10              (B) *the date of the declaration; and*

11              (C) *whether the Department responded by*  
 12 *declaring a host government's diplomat in the*  
 13 *United States persona non grata.*

14       (c) *WAIVER OF PRIVILEGES AND IMMUNITIES.*—Not  
 15 later than 15 days after any waiver of privileges and im-  
 16 munities pursuant to the Vienna Convention on Diplomatic  
 17 Relations, done at Vienna April 18, 1961, that is applicable  
 18 to an entire diplomatic post or to the majority of United  
 19 States personnel under Chief of Mission authority, the Sec-  
 20 retary shall notify the appropriate congressional commit-  
 21 tees of such waiver and the reason for such waiver.

22       (d) *TERMINATION.*—This section shall terminate on  
 23 the date that is 5 years after the date of the enactment of  
 24 this Act.

1 **SEC. 210. REPORT ON WORLDWIDE AVAILABILITY.**

2       (a) *IN GENERAL.*—Not later than 270 days after en-  
3 actment of this Act, the Secretary shall submit a report to  
4 the appropriate congressional committees on the feasibility  
5 of requiring that each member of the Foreign Service, at  
6 the time of entry into the Foreign Service and thereafter,  
7 be worldwide available, as determined by the Secretary.

8       (b) *CONTENTS.*—The report required under subsection

9 (a) shall include—

10           (1) *the feasibility of a worldwide availability re-*  
11 *quirement for all members of the Foreign Service;*

12           (2) *considerations if such a requirement were to*  
13 *be implemented, including the potential effect on re-*  
14 *cruitment and retention; and*

15           (3) *recommendations for exclusions and limita-*  
16 *tions, including exemptions for medical reasons, dis-*  
17 *ability, and other circumstances.*

18 **SEC. 211. PROFESSIONAL DEVELOPMENT.**

19       (a) *REQUIREMENTS.*—The Secretary shall strongly en-  
20 courage that Foreign Service officers seeking entry into the  
21 Senior Foreign Service participate in professional develop-  
22 ment described in subsection (c).

23       (b) *REQUIREMENTS.*—Not later than 180 days after  
24 the date of the enactment of this Act, the Secretary shall  
25 submit recommendations on requiring that Foreign Service  
26 officers complete professional development described in sub-

1 *section (c) to be eligible for entry into the Senior Foreign*  
 2 *Service.*

3 *(c) PROFESSIONAL DEVELOPMENT DESCRIBED.—Pro-*  
 4 *fessional development described in this subsection is not less*  
 5 *than 6 months of training or experience outside of the De-*  
 6 *partment, including time spent—*

7 *(1) as a detailee to another government agency,*  
 8 *including Congress or a State, Tribal, or local govern-*  
 9 *ment;*

10 *(2) in Department-sponsored and -funded uni-*  
 11 *versity training that results in an advanced degree,*  
 12 *excluding time spent at a university that is fully*  
 13 *funded or operated by the Federal Government.*

14 *(d) PROMOTION PRECEPTS.—The Secretary shall in-*  
 15 *struct promotion boards to consider positively long-term*  
 16 *training and out-of-agency detail assignments.*

17 **SEC. 212. MANAGEMENT ASSESSMENTS AT DIPLOMATIC**  
 18 **AND CONSULAR POSTS.**

19 *(a) IN GENERAL.—Beginning not later than 1 year*  
 20 *after the date of the enactment of this Act, the Secretary*  
 21 *shall annually conduct, at each diplomatic and consular*  
 22 *post, a voluntary survey, which shall be offered to all staff*  
 23 *assigned to that post who are citizens of the United States*  
 24 *(excluding the Chief of Mission) to assess the management*



1 *and leadership of that post by the Chief of Mission, the Dep-*  
 2 *uty Chief of Mission, and the Charge d’Affaires.*

3 (b) *ANONYMITY.—All responses to the survey shall be—*

4 (1) *fully anonymized; and*

5 (2) *made available to the Director General of the*  
 6 *Foreign Service.*

7 (c) *SURVEY.—The survey shall seek to assess—*

8 (1) *the general morale at post;*

9 (2) *the presence of any hostile work environment;*

10 (3) *the presence of any harassment, discrimina-*  
 11 *tion, retaliation, or other mistreatment; and*

12 (4) *effective leadership and collegial work envi-*  
 13 *ronment.*

14 (d) *DIRECTOR GENERAL RECOMMENDATIONS.—Upon*  
 15 *compilation and review of the surveys, the Director General*  
 16 *of the Foreign Service shall issue recommendations to posts,*  
 17 *as appropriate, based on the findings of the surveys.*

18 (e) *REFERRAL.—If the surveys reveal any action that*  
 19 *is grounds for referral to the Inspector General of the De-*  
 20 *partment of State and the Foreign Service, the Director*  
 21 *General of the Foreign Service may refer the matter to the*  
 22 *Inspector General of the Department of State and the For-*  
 23 *eign Service, who shall, as the Inspector General considers*  
 24 *appropriate, conduct an inspection of the post in accord-*

1 *ance with section 209(b) of the Foreign Service Act of 1980*  
 2 *(22 U.S.C. 3929(b)).*

3 *(f) ANNUAL REPORT.—The Director General of the*  
 4 *Foreign Service shall submit an annual report to the appro-*  
 5 *priate congressional committees that includes—*

6 *(1) any trends or summaries from the surveys;*

7 *(2) the posts where corrective action was rec-*  
 8 *ommended or taken in response to any issues identi-*  
 9 *fied by the surveys; and*

10 *(3) the number of referrals to the Inspector Gen-*  
 11 *eral of the Department of State and the Foreign Serv-*  
 12 *ice, as applicable.*

13 *(g) INITIAL BASIS.—The Secretary shall carry out the*  
 14 *surveys required under this section on an initial basis for*  
 15 *5 years.*

16 **SEC. 213. INDEPENDENT REVIEW OF PROMOTION POLICIES.**

17 *Not later than 18 months after the date of the enact-*  
 18 *ment of this Act, the Comptroller General of the United*  
 19 *States shall conduct a comprehensive review of the policies,*  
 20 *personnel, organization, and processes related to promotions*  
 21 *within the Department, including—*

22 *(1) a review of—*

23 *(A) the selection and oversight of Foreign*  
 24 *Service promotion panels; and*

1                   (B) the use of quantitative data and metrics  
2                   in such panels;

3                   (2) an assessment of the promotion practices of  
4                   the Department, including how promotion processes  
5                   are communicated to the workforce and appeals proc-  
6                   esses; and

7                   (3) recommendations for improving promotion  
8                   panels and promotion practices.

9   **SEC. 214. THIRD PARTY VERIFICATION OF PERMANENT**  
10                   **CHANGE OF STATION (PCS) ORDERS.**

11           Not later than 180 days after the date of the enactment  
12 of this Act, the Secretary shall establish a mechanism for  
13 third parties to verify the employment of, and the validity  
14 of permanent change of station (PCS) orders received by,  
15 members of the Foreign Service, in a manner that protects  
16 the safety, security, and privacy of sensitive employee infor-  
17 mation.

18   **SEC. 215. POST-EMPLOYMENT RESTRICTIONS ON SENATE-**  
19                   **CONFIRMED OFFICIALS AT THE DEPARTMENT**  
20                   **OF STATE.**

21           (a) *SENSE OF CONGRESS.*—It is the sense of Congress  
22 that—

23                   (1) Congress and the executive branch have rec-  
24                   ognized the importance of preventing and mitigating  
25                   the potential for conflicts of interest following govern-

1        *ment service, including with respect to senior United*  
 2        *States officials working on behalf of foreign govern-*  
 3        *ments; and*

4            (2) *Congress and the executive branch should*  
 5        *jointly evaluate the status and scope of post-employ-*  
 6        *ment restrictions.*

7        (b) *RESTRICTIONS.—Section 1 of the State Depart-*  
 8        *ment Basic Authorities Act of 1956 (22 U.S.C. 2651a) is*  
 9        *amended by adding at the end the following:*

10        “(m) *EXTENDED POST-EMPLOYMENT RESTRICTIONS*  
 11        *FOR CERTAIN SENATE-CONFIRMED OFFICIALS.—*

12            “(1) *SECRETARY OF STATE AND DEPUTY SEC-*  
 13        *RETARY OF STATE.—With respect to a person serving*  
 14        *as the Secretary of State or Deputy Secretary of*  
 15        *State, the restrictions described in section 207(f)(1) of*  
 16        *title 18, United States Code, shall apply to rep-*  
 17        *resenting, aiding, or advising a foreign governmental*  
 18        *entity before an officer or employee of the executive*  
 19        *branch of the United States at any time after the ter-*  
 20        *mination of that person’s service as Secretary or Dep-*  
 21        *uty Secretary.*

22            “(2) *UNDER SECRETARIES, ASSISTANT SECRE-*  
 23        *TARIES, AND AMBASSADORS.—With respect to a per-*  
 24        *son serving as an Under Secretary, Assistant Sec-*  
 25        *retary, or Ambassador at the Department of State or*

1     *the United States Permanent Representative to the*  
 2     *United Nations, the restrictions described in section*  
 3     *207(f)(1) of title 18, United States Code, shall apply*  
 4     *to representing, aiding, or advising a foreign govern-*  
 5     *mental entity before an officer or employee of the ex-*  
 6     *ecutive branch of the United States for 3 years after*  
 7     *the termination of that person's service in a position*  
 8     *described in this paragraph, or the duration of the*  
 9     *term or terms of the President who appointed that*  
 10    *person to their position, whichever is longer.*

11           “(3) *ENHANCED RESTRICTIONS FOR POST-EM-*  
 12    *PLOYMENT WORK ON BEHALF OF CERTAIN COUNTRIES*  
 13    *OF CONCERN.—*

14           “(A) *IN GENERAL.—*With respect to all  
 15    *former officials listed in this subsection, the re-*  
 16    *strictions described in paragraphs (1) and (2)*  
 17    *shall apply to representing, aiding, or advising*  
 18    *a country of concern described in subparagraph*  
 19    *(B) before an officer or employee of the executive*  
 20    *branch of the United States at any time after the*  
 21    *termination of that person's service in a position*  
 22    *described in paragraph (1) or (2).*

23           “(B) *COUNTRIES SPECIFIED.—*In this para-  
 24    *graph, the term ‘country of concern’ means—*

25           “(i) *the People's Republic of China;*

- 1                   “(ii) *the Russian Federation;*  
 2                   “(iii) *the Islamic Republic of Iran;*  
 3                   “(iv) *the Democratic People’s Republic*  
 4                   *of Korea;*  
 5                   “(v) *the Republic of Cuba; and*  
 6                   “(vi) *the Syrian Arab Republic.*

7                   “(4) *PENALTIES AND INJUNCTIONS.—Any viola-*  
 8                   *tions of the restrictions in paragraphs (1) or (2) shall*  
 9                   *be subject to the penalties and injunctions provided*  
 10                  *for under section 216 of title 18, United States Code.*

11                  “(5) *DEFINITIONS.—In this subsection:*

12                  “(A) *FOREIGN GOVERNMENT ENTITY.—The*  
 13                  *term ‘foreign governmental entity’ includes—*

14                   “(i) *any person employed by—*

15                   “(I) *any department, agency, or*  
 16                   *other entity of a foreign government at*  
 17                   *the national, regional, or local level;*

18                   “(II) *any governing party or coa-*  
 19                   *lition of a foreign government at the*  
 20                   *national, regional, or local level; or*

21                   “(III) *any entity majority-owned*  
 22                   *or majority-controlled by a foreign gov-*  
 23                   *ernment at the national, regional, or*  
 24                   *local level; and*

1           “(ii) in the case of a country described  
2           in paragraph (3)(B), any company, eco-  
3           nomic project, cultural organization, ex-  
4           change program, or nongovernmental orga-  
5           nization that is more than 33 percent  
6           owned or controlled by the government of  
7           such country.

8           “(B) REPRESENTATION.—The term ‘rep-  
9           resentation’ does not include representation by  
10          an attorney, who is duly licensed and authorized  
11          to provide legal advice in a United States juris-  
12          diction, of a person or entity in a legal capacity  
13          or for the purposes of rendering legal advice.

14          “(6) NOTICE OF RESTRICTIONS.—Any person  
15          subject to the restrictions of this subsection shall be  
16          provided notice of these restrictions by the Depart-  
17          ment of State upon appointment by the President,  
18          and subsequently upon termination of service with the  
19          Department of State.

20          “(7) EFFECTIVE DATE.—The restrictions under  
21          this subsection shall apply only to persons who are  
22          appointed by the President to the positions referenced  
23          in this subsection on or after 120 days after the date  
24          of the enactment of the Department of State Author-  
25          ization Act of 2022.

1           “(8) *SUNSET.*—*The enhanced restrictions under*  
 2           *paragraph (3) shall expire on the date that is 7 years*  
 3           *after the date of the enactment of this Act.*”.

4   **SEC. 216. EXPANSION OF AUTHORITIES REGARDING SPE-**  
 5                   **CIAL RULES FOR CERTAIN MONTHLY WORK-**  
 6                   **ERS’ COMPENSATION PAYMENTS AND OTHER**  
 7                   **PAYMENTS.**

8           *Section 901 of division J of the Further Consolidated*  
 9   *Appropriations Act, 2020 (22 U.S.C. 2680b) is amended*  
 10 *by adding at the end the following:*

11           “(j) *EXPANSION OF AUTHORITIES.*—*The head of any*  
 12 *Federal agency may exercise the authorities of this section,*  
 13 *including to designate an incident, whether the incident oc-*  
 14 *curred in the United States or abroad, for purposes of sub-*  
 15 *paragraphs (A)(ii) and (B)(ii) of subsection (e)(4) when the*  
 16 *incident affects United States Government employees of the*  
 17 *agency or their dependents who are not under the security*  
 18 *responsibility of the Secretary of State as set forth in section*  
 19 *103 of the Omnibus Diplomatic Security and Antiterrorism*  
 20 *Act of 1986 (22 U.S.C. 4802) or when operational control*  
 21 *of overseas security responsibility for such employees or de-*  
 22 *pendents has been delegated to the head of the agency.*”.



1     **TITLE III—EMBASSY SECURITY**  
2                     **AND CONSTRUCTION**

3     **SEC. 301. AMENDMENTS TO SECURE EMBASSY CONSTRUC-**  
4                     **TION AND COUNTERTERRORISM ACT OF 1999.**

5             (a) *SHORT TITLE.*—This section may be cited as the  
6     “Secure Embassy Construction and Counterterrorism Act  
7     of 2022”.

8             (b) *FINDINGS.*—Congress makes the following findings:

9                     (1) *The Secure Embassy Construction and*  
10            *Counterterrorism Act of 1999 (title VI of division A*  
11            *of appendix G of Public Law 106–113) was a nec-*  
12            *essary response to bombings on August 7, 1998, at the*  
13            *United States embassies in Nairobi, Kenya, and in*  
14            *Dar es Salaam, Tanzania, that were destroyed by si-*  
15            *multaneously exploding bombs. The resulting explo-*  
16            *sions killed 220 persons and injured more than 4,000*  
17            *others. Twelve Americans and 40 Kenyan and Tanza-*  
18            *nian employees of the United States Foreign Service*  
19            *were killed in the attacks.*

20                     (2) *Those bombings, followed by the expedi-*  
21            *tionary diplomatic efforts in Iraq and Afghanistan,*  
22            *demonstrated the need to prioritize the security of*  
23            *United States posts and personnel abroad above other*  
24            *considerations.*

1           (3) *Between 1999 and 2022, the risk calculus of*  
2           *the Department impacted the ability of United States*  
3           *diplomats around the world to advance the interests*  
4           *of the United States through access to local popu-*  
5           *lations, leaders, and places.*

6           (4) *America’s competitors and adversaries do not*  
7           *have the same restrictions that United States dip-*  
8           *lomats have, especially in critically important me-*  
9           *dium-threat and high-threat posts.*

10          (5) *The Department’s 2021 Overseas Security*  
11          *Panel report states that—*

12                (A) *the requirement for setback and colloca-*  
13                *tion of diplomatic posts under paragraphs (2)*  
14                *and (3) of section 606(a) of the Secure Embassy*  
15                *Construction and Counterterrorism Act of 1999*  
16                *(22 U.S.C. 4865(a)) has led to skyrocketing costs*  
17                *of new embassies and consulates; and*

18                (B) *the locations of such posts have become*  
19                *less desirable, creating an extremely suboptimal*  
20                *nexus that further hinders United States dip-*  
21                *lomats who are willing to accept more risk in*  
22                *order to advance United States interests.*

23          (c) *SENSE OF CONGRESS.—It is the sense of Congress*  
24          *that—*

1           (1) *the setback and collocation requirements re-*  
2           *ferred to in subsection (b)(5)(A), even with available*  
3           *waivers, no longer provide the security such require-*  
4           *ments used to provide because of advancement in tech-*  
5           *nologies, such as remote controlled drones, that can*  
6           *evade walls and other such static barriers;*

7           (2) *the Department should focus on creating per-*  
8           *formance security standards that—*

9                   (A) *attempt to keep the setback requirements*  
10                  *of diplomatic posts as limited as possible; and*

11                   (B) *provide diplomats access to local popu-*  
12                  *lations as much as possible, while still providing*  
13                  *a necessary level of security;*

14           (3) *collocation of diplomatic facilities is often*  
15           *not feasible or advisable, particularly for public di-*  
16           *plomacy spaces whose mission is to reach and be ac-*  
17           *cessible to wide sectors of the public, including in*  
18           *countries with repressive governments, since such*  
19           *spaces are required to permit the foreign public to*  
20           *enter and exit the space easily and openly;*

21           (4) *the Bureau of Diplomatic Security should—*

22                   (A) *fully utilize the waiver process provided*  
23                  *under paragraphs (2)(B) and (3)(B) of section*  
24                  *606(a) of the Secure Embassy Construction and*

1           *Counterterrorism Act of 1999 (22 U.S.C.*  
2           *4865(a)); and*

3                   *(B) appropriately exercise such waiver*  
4           *process as a tool to right-size the appropriate se-*  
5           *curity footing at each diplomatic post rather*  
6           *than only approving waivers in extreme cir-*  
7           *cumstances;*

8           *(5) the return of great power competition re-*  
9           *quires—*

10                   *(A) United States diplomats to do all they*  
11           *can to outperform our adversaries; and*

12                   *(B) the Department to better optimize use of*  
13           *taxpayer funding to advance United States na-*  
14           *tional interests; and*

15           *(6) this section will better enable United States*  
16           *diplomats to compete in the 21st century, while sav-*  
17           *ing United States taxpayers millions in reduced*  
18           *property and maintenance costs at embassies and*  
19           *consulates abroad.*

20           *(d) DEFINITION OF UNITED STATES DIPLOMATIC FA-*  
21           *CILITY.—Section 603 of the Secure Embassy Construction*  
22           *and Counterterrorism Act of 1999 (title VI of division A*  
23           *of appendix G of Public Law 106–113) is amended to read*  
24           *as follows:*

1 **“SEC. 603. UNITED STATES DIPLOMATIC FACILITY DEFINED.**

2       *“In this title, the terms ‘United States diplomatic fa-*  
 3 *cility’ and ‘diplomatic facility’ mean any chancery, con-*  
 4 *sulate, or other office that—*

5               *“(1) is considered by the Secretary of State to be*  
 6 *diplomatic or consular premises, consistent with the*  
 7 *Vienna Convention on Diplomatic Relations, done at*  
 8 *Vienna April 18, 1961, and the Vienna Convention*  
 9 *on Consular Relations, done at Vienna April 24,*  
 10 *1963, and was notified to the host government as*  
 11 *such; or*

12               *“(2) is otherwise subject to a publicly available*  
 13 *bilateral agreement with the host government (con-*  
 14 *tained in the records of the United States Department*  
 15 *of State) that recognizes the official status of the*  
 16 *United States Government personnel present at the*  
 17 *facility.”.*

18       *(e) GUIDANCE AND REQUIREMENTS FOR DIPLOMATIC*  
 19 *FACILITIES.—*

20               *(1) GUIDANCE FOR CLOSURE OF PUBLIC DIPLO-*  
 21 *MACY FACILITIES.—Section 5606(a) of the Public Di-*  
 22 *plomacy Modernization Act of 2021 (Public Law*  
 23 *117–81; 22 U.S.C. 1475g note) is amended to read as*  
 24 *follows:*

25               *“(a) IN GENERAL.—In order to preserve public diplo-*  
 26 *macy facilities that are accessible to the publics of foreign*

1 *countries, not later than 180 days after the date of the en-*  
 2 *actment of the Secure Embassy Construction and Counter-*  
 3 *terrorism Act of 2022, the Secretary of State shall adopt*  
 4 *guidelines to collect and utilize information from each dip-*  
 5 *lomatic post at which the construction of a new embassy*  
 6 *compound or new consulate compound could result in the*  
 7 *closure or co-location of an American Space that is owned*  
 8 *and operated by the United States Government, generally*  
 9 *known as an American Center, or any other public diplo-*  
 10 *macy facility under the Secure Embassy Construction and*  
 11 *Counterterrorism Act of 1999 (22 U.S.C. 4865 et seq.).”.*

12 (2) SECURITY REQUIREMENTS FOR UNITED  
 13 STATES DIPLOMATIC FACILITIES.—Section 606(a) of  
 14 the Secure Embassy Construction and Counterter-  
 15 rorism Act of 1999 (22 U.S.C. 4865(a)) is amended—

16 (A) in paragraph (1)(A), by striking “the  
 17 threat” and inserting “a range of threats, in-  
 18 cluding that”;

19 (B) in paragraph (2)—

20 (i) in subparagraph (A)—

21 (I) by inserting “in a location  
 22 that has certain minimum ratings  
 23 under the Security Environment  
 24 Threat List as determined by the Sec-

retary in his or her discretion” after  
“abroad”; and

(II) by inserting “, personnel of  
the Peace Corps, and personnel of any  
other type or category of facility that  
the Secretary may identify” after  
“military commander”; and  
(ii) in subparagraph (B)—

(I) by amending clause (i) to read  
as follows:

“(i) *IN GENERAL.*—Subject to clause  
(ii), the Secretary of State may waive sub-  
paragraph (A) if the Secretary, in consulta-  
tion with, as appropriate, the head of each  
agency employing personnel that would not  
be located at the site, if applicable, deter-  
mines that it is in the national interest of  
the United States after taking account of  
any considerations the Secretary in his or  
her discretion considers relevant, which may  
include security conditions.”; and

(II) in clause (ii), by striking  
“(ii) *CHANCERY OR CONSULATE*  
*BUILDING.*—” and all that follows

1                   *through “15 days prior” and inserting*  
 2                   *the following:*

3                   “(ii)    CHANCERY    OR    CONSULATE  
 4                   BUILDING.—Prior”; and  
 5                   (C) in paragraph (3)—

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

8                   “(A) REQUIREMENT.—

9                   “(i) IN GENERAL.—Each newly ac-  
 10                  quired United States diplomatic facility in  
 11                  a location that has certain minimum rat-  
 12                  ings under the Security Environment  
 13                  Threat List as determined by the Secretary  
 14                  of State in his or her discretion shall—

15                  “(I) be constructed or modified to  
 16                  meet the measured building blast per-  
 17                  formance standard applicable to a dip-  
 18                  lomatic facility sited not less than 100  
 19                  feet from the perimeter of the property  
 20                  on which the facility is situated; or

21                  “(II) fulfill the criteria described  
 22                  in clause (ii).

23                  “(ii)    ALTERNATIVE    ENGINEERING  
 24                  EQUIVALENCY STANDARD REQUIREMENT.—  
 25                  Each facility referred to in clause (i) may,



1           *instead of meeting the requirement under*  
 2           *such clause, fulfill such other criteria as the*  
 3           *Secretary is authorized to employ to achieve*  
 4           *an engineering standard of security and de-*  
 5           *gree of protection that is equivalent to the*  
 6           *numerical perimeter distance setback de-*  
 7           *scribed in such clause seeks to achieve.”;*  
 8           *and*

9           *(ii) in subparagraph (B)—*

10           *(I) in clause (i)—*

11                   *(aa) by striking “security*  
 12                   *considerations permit and”;* and

13                   *(bb) by inserting “after tak-*  
 14                   *ing account of any considerations*  
 15                   *the Secretary in his or her discre-*  
 16                   *tion considers relevant, which*  
 17                   *may include security conditions”*  
 18                   *after “national interest of the*  
 19                   *United States”;*

20           *(II) in clause (ii), by striking*  
 21           *“(ii) CHANCERY OR CONSULATE*  
 22           *BUILDING.—” and all that follows*  
 23           *through “15 days prior” and inserting*  
 24           *the following:*

1 “(ii) CHANCERY OR CONSULATE  
 2 BUILDING.—Prior”; and  
 3 (III) in clause (iii), by striking  
 4 “an annual” and inserting “a quar-  
 5 terly”.

6 **SEC. 302. DIPLOMATIC SUPPORT AND SECURITY.**

7 (a) *SHORT TITLE.*—This section may be cited as the  
 8 “Diplomatic Support and Security Act of 2022”.

9 (b) *FINDINGS.*—Congress makes the following findings:

10 (1) *A robust overseas diplomatic presence is part*  
 11 *of an effective foreign policy, particularly in volatile*  
 12 *environments where a flexible and timely diplomatic*  
 13 *response can be decisive in preventing and addressing*  
 14 *conflict.*

15 (2) *Diplomats routinely put themselves and their*  
 16 *families at great personal risk to serve their country*  
 17 *overseas where they face threats related to inter-*  
 18 *national terrorism, violent conflict, and public health.*

19 (3) *The Department has a remarkable record of*  
 20 *protecting personnel while enabling an enormous*  
 21 *amount of global diplomatic activity, often in unse-*  
 22 *ecure and remote places and facing a variety of evol-*  
 23 *ving risks and threats. With support from Congress,*  
 24 *the Department of State has revised policy, improved*  
 25 *physical security through retrofitting and replacing*

1     *old facilities, deployed additional security personnel*  
2     *and armored vehicles, and greatly enhanced training*  
3     *requirements and training facilities, including the*  
4     *new Foreign Affairs Security Training Center in*  
5     *Blackstone, Virginia.*

6           *(4) Diplomatic missions rely on robust staffing*  
7     *and ambitious external engagement to advance*  
8     *United States interests as diverse as competing with*  
9     *China's malign influence around the world, fighting*  
10    *terrorism and transnational organized crime, pre-*  
11    *venting and addressing violent conflict and humani-*  
12    *tarian disasters, promoting United States businesses*  
13    *and trade, protecting the rights of marginalized*  
14    *groups, addressing climate change, and preventing*  
15    *pandemic disease.*

16          *(5) Efforts to protect personnel overseas have*  
17    *often resulted in inhibiting diplomatic activity and*  
18    *limiting engagement between embassy personnel and*  
19    *local governments and populations.*

20          *(6) Given that Congress currently provides an-*  
21    *ual appropriations in excess of \$1,900,000,000 for*  
22    *embassy security, construction, and maintenance, the*  
23    *Department should be able ensure a robust overseas*  
24    *presence without inhibiting the ability of diplomats*  
25    *to—*

1           (A) meet outside United States secured fa-  
 2           cilities with foreign leaders to explain, defend,  
 3           and advance United States priorities;

4           (B) understand and report on foreign polit-  
 5           ical, social, and economic conditions through  
 6           meeting and interacting with community offi-  
 7           cials outside of United States facilities;

8           (C) provide United States citizen services;  
 9           and

10          (D) collaborate and, at times, compete with  
 11          other diplomatic missions, particularly those,  
 12          such as that of the People's Republic of China,  
 13          that do not have restrictions on meeting loca-  
 14          tions.

15          (7) Given these stakes, Congress has a responsi-  
 16          bility to empower, support, and hold the Department  
 17          accountable for implementing an aggressive strategy  
 18          to ensure a robust overseas presence that mitigates po-  
 19          tential risks and adequately considers the myriad di-  
 20          rect and indirect consequences of a lack of diplomatic  
 21          presence.

22          (c) *ENCOURAGING EXPEDITIONARY DIPLOMACY.*—

23               (1) *PURPOSE.*—Section 102(b) of the Diplomatic  
 24          Security Act of 1986 (22 U.S.C. 4801(b)) is amend-  
 25          ed—

1           (A) by amending paragraph (3) to read as  
2           follows:

3           “(3) to promote strengthened security measures,  
4           institutionalize a culture of learning, and, in the case  
5           of apparent gross negligence or breach of duty, rec-  
6           ommend that the Secretary investigate accountability  
7           for United States Government personnel with secu-  
8           rity-related responsibilities;”;

9           (B) by redesignating paragraphs (4) and  
10          (5) as paragraphs (5) and (6), respectively; and

11          (C) by inserting after paragraph (3) the fol-  
12          lowing:

13          “(4) to support a culture of risk management,  
14          instead of risk avoidance, that enables the Depart-  
15          ment of State to pursue its vital goals with full  
16          knowledge that it is neither desirable nor possible for  
17          the Department to avoid all risks;”.

18          (2) *BRIEFINGS ON EMBASSY SECURITY*.—Section  
19          105(a)(1) of the Diplomatic Security Act of 1986 (22  
20          U.S.C. 4804(a)) is amended—

21          (A) by striking “any plans to open or re-  
22          open a high risk, high threat post” and inserting  
23          “progress towards opening or reopening a high  
24          risk, high threat post, and the risk to national  
25          security of the continued closure or any suspen-

1        *sion of operations and remaining barriers to*  
 2        *doing so”;*

3                (B) in subparagraph (A), by inserting “the  
 4        *risk to United States national security of the*  
 5        *post’s continued closure or suspension of oper-*  
 6        *ations,” after “national security of the United*  
 7        *States,”; and*

8                (C) in subparagraph (C), by inserting “the  
 9        *type and level of security threats such post could*  
 10        *encounter, and” before “security ‘tripwires’”.*

11        (d) *SECURITY REVIEW COMMITTEES.—*

12                (1) *IN GENERAL.—Section 301 of the Diplomatic*  
 13        *Security Act of 1986 (22 U.S.C. 4831) is amended—*

14                (A) in the section heading, by striking “**AC-**  
 15        **COUNTABILITY REVIEW BOARDS**” and insert-  
 16        ing “**SECURITY REVIEW COMMITTEES**”;

17                (B) in subsection (a)—

18                        (i) by amending paragraph (1) to read  
 19                        as follows:

20                “(1) *CONVENING THE SECURITY REVIEW COM-*  
 21        *MITTEE.—In any case of a serious security incident*  
 22        *involving loss of life, serious injury, or significant de-*  
 23        *struction of property at, or related to, a United States*  
 24        *Government diplomatic mission abroad (referred to in*  
 25        *this title as a ‘Serious Security Incident’), and in*

1     *any case of a serious breach of security involving in-*  
2     *telligence activities of a foreign government directed*  
3     *at a United States Government mission abroad, the*  
4     *Secretary of State shall convene a Security Review*  
5     *Committee, which shall issue a report providing a full*  
6     *account of what occurred, consistent with section*  
7     *304.”;*

8             *(C) by redesignating paragraphs (2) and*  
9             *(3) as paragraphs (3) and (4), respectively;*

10            *(D) by inserting after paragraph (1) the fol-*  
11            *lowing:*

12            “(2) COMMITTEE COMPOSITION.—*The Secretary*  
13            *shall designate a Chairperson and may designate ad-*  
14            *ditional personnel of commensurate seniority to serve*  
15            *on the Security Review Committee, which shall in-*  
16            *clude—*

17            “(A) *the Director of the Office of Manage-*  
18            *ment Strategy and Solutions;*

19            “(B) *the Assistant Secretary responsible for*  
20            *the region where the incident occurred;*

21            “(C) *the Assistant Secretary of State for*  
22            *Diplomatic Security;*

23            “(D) *the Assistant Secretary of State for In-*  
24            *telligence and Research;*

1           “(E) an Assistant Secretary-level represent-  
 2           ative from any involved United States Govern-  
 3           ment department or agency; and

4           “(F) other personnel determined to be nec-  
 5           essary or appropriate.”;

6           (i) in paragraph (3), as redesignated  
 7           by clause (ii)—

8           (I) in the paragraph heading, by  
 9           striking “DEPARTMENT OF DEFENSE  
 10           FACILITIES AND PERSONNEL” and in-  
 11           serting “EXCEPTIONS TO CONVENING A  
 12           SECURITY REVIEW COMMITTEE”;

13           (II) by striking “The Secretary of  
 14           State is not required to convene a  
 15           Board in the case” and inserting the  
 16           following:

17           “(A) IN GENERAL.—The Secretary of State  
 18           is not required to convene a Security Review  
 19           Committee—

20           “(i) if the Secretary determines that  
 21           the incident involves only causes unrelated  
 22           to security, such as when the security at  
 23           issue is outside of the scope of the Secretary  
 24           of State’s security responsibilities under sec-  
 25           tion 103;



1                   “(ii) if operational control of overseas  
 2                   security functions has been delegated to an-  
 3                   other agency in accordance with section  
 4                   106;

5                   “(iii) if the incident is a cybersecurity  
 6                   incident and is covered by other review  
 7                   mechanisms; or

8                   “(iv) in the case”; and

9                   (III) by striking “In any such  
 10                  case” and inserting the following:

11                  “(B) DEPARTMENT OF DEFENSE INVESTIGA-  
 12                  TIONS.—In the case of an incident described in  
 13                  subparagraph (A)(iv)”; and

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

15                  “(5) RULEMAKING.—The Secretary of State shall  
 16                  promulgate regulations defining the membership and  
 17                  operating procedures for the Security Review Com-  
 18                  mittee and provide such guidance to the Chair and  
 19                  ranking members of the Committee on Foreign Rela-  
 20                  tions of the Senate and the Committee on Foreign Af-  
 21                  fairs of the House of Representatives.”;

22                  (2) in subsection (b)—

23                  (A) in the subsection heading, by striking  
 24                  “BOARDS” and inserting “SECURITY REVIEW  
 25                  COMMITTEES”; and

1                   (B) by amending paragraph (1) to read as  
2                   *follows:*

3                   “(1) *IN GENERAL.*—*The Secretary of State shall*  
4                   *convene an SRC not later than 60 days after the oc-*  
5                   *currence of an incident described in subsection (a)(1),*  
6                   *or 60 days after the Department first becomes aware*  
7                   *of such an incident, whichever is earlier, except that*  
8                   *the 60-day period for convening an SRC may be ex-*  
9                   *tended for one additional 60-day period if the Sec-*  
10                  *retary determines that the additional period is nec-*  
11                  *essary.”; and*

12                  (3) by amending subsection (c) to read as fol-  
13                  *lows:*

14                  “(c) *CONGRESSIONAL NOTIFICATION.*—*Whenever the*  
15                  *Secretary of State convenes a Security Review Committee,*  
16                  *the Secretary shall promptly inform the chair and ranking*  
17                  *member of the Committee on Foreign Relations of the Sen-*  
18                  *ate and the chair and ranking member of the Committee*  
19                  *on Foreign Affairs of the House of Representatives.”.*

20                  (e) *TECHNICAL AND CONFORMING AMENDMENTS.*—  
21                  *Section 302 of the Diplomatic Security Act of 1986 (22*  
22                  *U.S.C. 4832) is amended—*

23                         (1) *in the section heading, by striking “AC-*  
24                         *COUNTABILITY REVIEW BOARD” and inserting*  
25                         *“SECURITY REVIEW COMMITTEE”; and*

1           (2) *by striking “a Board” each place such term*  
 2           *appears and inserting “a Security Review Com-*  
 3           *mittee”.*

4           (f) *SERIOUS SECURITY INCIDENT INVESTIGATION*  
 5           *PROCESS.—Section 303 of the Diplomatic Security Act of*  
 6           *1986 (22 U.S.C. 4833) is amended to read as follows:*

7           **“SEC. 303. SERIOUS SECURITY INCIDENT INVESTIGATION**  
 8                               **PROCESS.**

9           “(a) *INVESTIGATION PROCESS.—*

10               “(1) *INITIATION UPON REPORTED INCIDENT.—A*  
 11           *United States mission shall submit an initial report*  
 12           *of a Serious Security Incident not later than 3 days*  
 13           *after such incident occurs, whenever feasible, at which*  
 14           *time an investigation of the incident shall be initi-*  
 15           *ated.*

16               “(2) *INVESTIGATION.—Not later than 10 days*  
 17           *after the submission of a report pursuant to para-*  
 18           *graph (1), the Secretary shall direct the Diplomatic*  
 19           *Security Service to assemble an investigative team to*  
 20           *investigate the incident and independently establish*  
 21           *what occurred. Each investigation under this sub-*  
 22           *section shall cover—*

23                       “(A) *an assessment of what occurred, who*  
 24           *perpetrated or is suspected of having perpetrated*

1        *the Serious Security Incident, and whether ap-*  
2        *plicable security procedures were followed;*

3                *“(B) in the event the Serious Security Inci-*  
4        *dent involved a United States diplomatic com-*  
5        *pound, motorcade, residence, or other facility, an*  
6        *assessment of whether adequate security counter-*  
7        *measures were in effect based on known threat at*  
8        *the time of the incident;*

9                *“(C) if the incident involved an individual*  
10       *or group of officers, employees, or family mem-*  
11       *bers under Chief of Mission security responsi-*  
12       *bility conducting approved operations or move-*  
13       *ments outside the United States mission, an as-*  
14       *essment of whether proper security briefings and*  
15       *procedures were in place and whether weighing*  
16       *of risk of the operation or movement took place;*  
17       *and*

18               *“(D) an assessment of whether the failure of*  
19       *any officials or employees to follow procedures or*  
20       *perform their duties contributed to the security*  
21       *incident.*

22               *“(3) INVESTIGATIVE TEAM.—The investigative*  
23       *team assembled pursuant to paragraph (2) shall con-*  
24       *sist of individuals from the Diplomatic Security*  
25       *Service who shall provide an independent examina-*

1        *tion of the facts surrounding the incident and what*  
2        *occurred. The Secretary, or the Secretary’s designee,*  
3        *shall review the makeup of the investigative team for*  
4        *a conflict, appearance of conflict, or lack of independ-*  
5        *ence that could undermine the results of the investiga-*  
6        *tion and may remove or replace any members of the*  
7        *team to avoid such an outcome.*

8        *“(b) REPORT OF INVESTIGATION.—Not later than 90*  
9        *days after the occurrence of a Serious Security Incident,*  
10       *the investigative team investigating the incident shall pre-*  
11       *pare and submit a Report of Investigation to the Security*  
12       *Review Committee that includes—*

13                *“(1) a detailed description of the matters set*  
14        *forth in subparagraphs (A) through (D) of subsection*  
15        *(a)(2), including all related findings;*

16                *“(2) a complete and accurate account of the cas-*  
17        *ualties, injuries, and damage resulting from the inci-*  
18        *dent; and*

19                *“(3) a review of security procedures and direc-*  
20        *tives in place at the time of the incident.*

21        *“(c) CONFIDENTIALITY.—The investigative team inves-*  
22        *tigating a Serious Security Incident shall adopt such proce-*  
23        *dures with respect to confidentiality as determined nec-*  
24        *essary, including procedures relating to the conduct of*  
25        *closed proceedings or the submission and use of evidence in*

1 camera, to ensure in particular the protection of classified  
 2 information relating to national defense, foreign policy, or  
 3 intelligence matters. The Director of National Intelligence  
 4 shall establish the level of protection required for intelligence  
 5 information and for information relating to intelligence  
 6 personnel included in the report required under subsection  
 7 (b). The Security Review Committee shall determine the  
 8 level of classification of the final report prepared pursuant  
 9 to section 304(b), and shall incorporate the same confiden-  
 10 tiality measures in such report to the maximum extent  
 11 practicable.”.

12 (g) *FINDINGS AND RECOMMENDATIONS OF THE SECU-*  
 13 *RITY REVIEW COMMITTEE.*—Section 304 of the Diplomatic  
 14 Security Act of 1986 (22 U.S.C. 4834) is amended to read  
 15 as follows:

16 **“SEC. 304. SECURITY REVIEW COMMITTEE FINDINGS AND**  
 17 **REPORT.**

18 “(a) *FINDINGS.*—The Security Review Committee  
 19 shall—

20 “(1) review the Report of Investigation prepared  
 21 pursuant to section 303(b), and all other evidence, re-  
 22 porting, and relevant information relating to a Seri-  
 23 ous Security Incident at a United States mission  
 24 abroad, including an examination of the facts and  
 25 circumstances surrounding any serious injuries, loss

1       *of life, or significant destruction of property resulting*  
2       *from the incident; and*

3               “(2) determine, in writing—

4                       “(A) whether the incident was security re-  
5                       lated and constituted a Serious Security Inci-  
6                       dent;

7                       “(B) if the incident involved a diplomatic  
8                       compound, motorcade, residence, or other mission  
9                       facility—

10                               “(i) whether the security systems, secu-  
11                               rity countermeasures, and security proce-  
12                               dures operated as intended; and

13                               “(ii) whether such systems worked to  
14                               materially mitigate the attack or were  
15                               found to be inadequate to mitigate the  
16                               threat and attack;

17                       “(C) if the incident involved an individual  
18                       or group of officers conducting an approved op-  
19                       eration outside the mission, whether a valid  
20                       process was followed in evaluating the requested  
21                       operation and weighing the risk of the operation,  
22                       which determination shall not seek to assign ac-  
23                       countability for the incident unless the Security  
24                       Review Committee determines that an official  
25                       breached his or her duty;

1           “(D) the impact of intelligence and infor-  
2           mation availability, and whether the mission  
3           was aware of the general operating threat envi-  
4           ronment or any more specific threat intelligence  
5           or information and took that into account in on-  
6           going and specific operations; and

7           “(E) any other facts and circumstances that  
8           may be relevant to the appropriate security  
9           management of United States missions abroad.

10          “(b) REPORT.—

11           “(1) SUBMISSION TO SECRETARY OF STATE.—  
12           Not later than 60 days after receiving the Report of  
13           Investigation prepared pursuant to section 303(b), the  
14           Security Review Committee shall submit a report to  
15           the Secretary of State that includes—

16           “(A) the findings described in subsection  
17           (a); and

18           “(B) any related recommendations.

19           “(2) SUBMISSION TO CONGRESS.—Not later than  
20           90 days after receiving the report pursuant to para-  
21           graph (1), the Secretary of State shall submit a copy  
22           of the report to the Committee on Foreign Relations  
23           of the Senate and the Committee on Foreign Affairs  
24           of the House of Representatives.



1       “(c) *PERSONNEL RECOMMENDATIONS.*—If in the  
 2 course of conducting an investigation under section 303, the  
 3 investigative team finds reasonable cause to believe any in-  
 4 dividual described in section 303(a)(2)(D) has breached the  
 5 duty of that individual or finds lesser failures on the part  
 6 of an individual in the performance of his or her duties  
 7 related to the incident, it shall be reported to the SRC. If  
 8 the SRC find reasonable cause to support the determina-  
 9 tion, it shall be reported to the Secretary for appropriate  
 10 action.”.

11       (h) *RELATION TO OTHER PROCEEDINGS.*—Section 305  
 12 of the Diplomatic Security Act of 1986 (22 U.S.C. 4835)  
 13 is amended—

14               (1) by inserting “(a) *NO EFFECT ON EXISTING*  
 15 *REMEDIES OR DEFENSES.*—” before “Nothing in this  
 16 title”; and

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

18       “(b) *FUTURE INQUIRIES.*—Nothing in this title may  
 19 be construed to preclude the Secretary of State from con-  
 20 vening a followup public board of inquiry to investigate  
 21 any security incident if the incident was of such magnitude  
 22 or significance that an internal process is deemed insuffi-  
 23 cient to understand and investigate the incident. All mate-  
 24 rials gathered during the procedures provided under this

1 *title shall be provided to any related board of inquiry con-*  
2 *vened by the Secretary.”.*

3 **SEC. 303. ESTABLISHMENT OF UNITED STATES EMBASSIES**  
4 **IN VANUATU, KIRIBATI, AND TONGA.**

5 *(a) FINDINGS.—Congress makes the following findings:*

6 *(1) The Pacific Islands are vital to United*  
7 *States national security and national interests in the*  
8 *Indo-Pacific region and globally.*

9 *(2) The Pacific Islands region spans 15 percent*  
10 *of the world’s surface area and controls access to open*  
11 *waters in the Central Pacific, sea lanes to the Western*  
12 *Hemisphere, supply lines to United States forward-*  
13 *deployed forces in East Asia, and economically im-*  
14 *portant fisheries.*

15 *(3) The Pacific Islands region is home to the*  
16 *State of Hawaii, 11 United States territories, United*  
17 *States Naval Base Guam, and United States Ander-*  
18 *sen Air Force Base.*

19 *(4) Pacific Island countries cooperate with the*  
20 *United States and United States partners on mari-*  
21 *time security and efforts to stop illegal, unreported,*  
22 *and destructive fishing.*

23 *(5) The Pacific Islands are rich in biodiversity*  
24 *and are on the frontlines of environmental challenges*  
25 *and climate issues.*

1           (6) *The People's Republic of China (PRC) seeks*  
 2           *to increase its influence in the Pacific Islands region,*  
 3           *including through infrastructure development under*  
 4           *the PRC's One Belt, One Road Initiative and its new*  
 5           *security agreement with the Solomon Islands.*

6           (7) *The United States Embassy in Papua New*  
 7           *Guinea manages the diplomatic affairs of the United*  
 8           *States to the Republic of Vanuatu, and the United*  
 9           *States Embassy in Fiji manages the diplomatic af-*  
 10          *fairs of the United States to the Republic of Kiribati*  
 11          *and the Kingdom of Tonga.*

12          (8) *The United States requires a physical diplo-*  
 13          *matic presence in the Republic of Vanuatu, the Re-*  
 14          *public of Kiribati, and the Kingdom of Tonga, to en-*  
 15          *sure the physical and operational security of our ef-*  
 16          *forts in those countries to deepen relations, protect*  
 17          *United States national security, and pursue United*  
 18          *States national interests.*

19          (9) *Increasing the number of United States em-*  
 20          *bassies dedicated solely to a Pacific Island country*  
 21          *demonstrates the United States' ongoing commitment*  
 22          *to the region and to the Pacific Island countries.*

23          (b) *ESTABLISHMENT OF EMBASSIES.—*

24               (1) *IN GENERAL.—As soon as possible, and not*  
 25          *later than 2 years after the date of the enactment of*

1        *this Act, the Secretary of State shall establish phys-*  
2        *ical United States embassies in the Republic of*  
3        *Kiribati and the Kingdom of Tonga, and a physical*  
4        *presence in the Republic of Vanuatu.*

5                (2) *OTHER STRATEGIES.—*

6                        (A) *PHYSICAL INFRASTRUCTURE.—In estab-*  
7        *lishing embassies pursuant to paragraph (1) and*  
8        *creating the physical infrastructure to ensure the*  
9        *physical and operational safety of embassy per-*  
10       *sonnel, the Secretary may pursue rent or pur-*  
11       *chase existing buildings or co-locate personnel in*  
12       *embassies of like-minded partners, such as Aus-*  
13       *tralia and New Zealand.*

14                      (B) *PERSONNEL.—In establishing a phys-*  
15       *ical presence in the Republic of Vanuatu pursu-*  
16       *ant to paragraph (1), the Secretary may assign*  
17       *1 or more United States Government personnel*  
18       *to the Republic of Vanuatu as part of the United*  
19       *States mission in Papua New Guinea.*

20                (3) *WAIVER AUTHORITY.—The President may*  
21       *waive the requirements under paragraph (1) for a pe-*  
22       *riod of one year if the President determines and re-*  
23       *ports to Congress in advance that such waiver is nec-*  
24       *essary to protect the national security interests of the*  
25       *United States.*

1       (c) *AUTHORIZATION OF APPROPRIATIONS.*—Of the  
2       amounts authorized to be appropriated to the Department  
3       of State for Embassy Security, Construction, and Maintenance,  
4       \$40,200,000 is authorized to be appropriated for fiscal  
5       year 2023 for establishment and maintenance of the  
6       three embassies pursuant to subsection (b), and \$3,000,000  
7       is authorized to be appropriated for fiscal year 2024 to  
8       maintain the embassies.

9       (d) *REPORT.*—

10           (1) *DEFINED TERM.*—In this subsection, the  
11       term “appropriate committees of Congress” means—

12                   (A) the Committee on Foreign Relations of  
13       the Senate;

14                   (B) the Committee on Appropriations of the  
15       Senate;

16                   (C) the Committee on Foreign Affairs of the  
17       House of Representatives; and

18                   (D) the Committee on Appropriations of the  
19       House of Representatives.

20           (2) *PROGRESS REPORT.*—Not later than 180  
21       days following the date of the enactment of this Act,  
22       the Secretary of State shall submit to the appropriate  
23       committees of Congress a report that includes—

1           (A) a description of the status of activities  
2           carried out to achieve the objectives described in  
3           this section;

4           (B) an estimate of when embassies and a  
5           physical presence will be fully established pursu-  
6           ant to subsection (b)(1); and

7           (C) an update on events in the Pacific Is-  
8           lands region relevant to the establishment of  
9           United States embassies, including activities by  
10          the People's Republic of China.

11          (3) *REPORT ON FINAL DISPOSITION.*—Not later  
12          than 2 years after the date of the enactment of this  
13          Act, the Secretary shall submit a report to the appro-  
14          priate committees of Congress that—

15               (A) confirms the establishment of the 2 em-  
16               bassies and the physical presence required under  
17               subsection (b)(1); or

18               (B) if the embassies and physical presence  
19               required in subsection (b)(1) has not been estab-  
20               lished, a justification for such failure to comply  
21               with such requirement.

1 **TITLE IV—A DIVERSE WORK-**  
 2 **FORCE: RECRUITMENT, RE-**  
 3 **TENTION, AND PROMOTION**

4 **SEC. 401. REPORT ON BARRIERS TO APPLYING FOR EM-**  
 5 **PLOYMENT WITH THE DEPARTMENT OF**  
 6 **STATE.**

7 *Not later than 120 days after the date of the enactment*  
 8 *of this Act, the Secretary shall submit a report to the appro-*  
 9 *priate congressional committees that—*

10 *(1) identifies any barriers for applicants apply-*  
 11 *ing for employment with the Department;*

12 *(2) provides demographic data of online appli-*  
 13 *cants during the most recent 3 years disaggregated by*  
 14 *race, ethnicity, gender, age, veteran status, disability,*  
 15 *geographic region, and any other categories deter-*  
 16 *mined by the Secretary;*

17 *(3) assesses any barriers that exist for applying*  
 18 *online for employment with the Department,*  
 19 *disaggregated by race, ethnicity, gender, age, veteran*  
 20 *status, disability, geographic region, and any other*  
 21 *categories determined by the Secretary; and*

22 *(4) includes recommendations for addressing any*  
 23 *disparities identified in the online application proc-*  
 24 *ess.*

1 **SEC. 402. COLLECTION, ANALYSIS, AND DISSEMINATION OF**  
2 **WORKFORCE DATA.**

3 (a) *INITIAL REPORT.*—Not later than 180 days after  
4 the date of the enactment of this Act, the Secretary shall  
5 submit a report to the appropriate congressional committees  
6 that includes disaggregated demographic data and other in-  
7 formation regarding the diversity of the workforce of the  
8 Department.

9 (b) *DATA.*—The report required under subsection (a)  
10 shall include, to the maximum extent that the collection and  
11 dissemination of such data can be done in a way that pro-  
12 tects the confidentiality of individuals and is otherwise per-  
13 missible by law—

14 (1) demographic data on each element of the  
15 workforce of the Department during the 5-year period  
16 ending on the date of the enactment of this Act,  
17 disaggregated by rank and grade or grade-equivalent,  
18 with respect to—

19 (A) individuals hired to join the workforce;

20 (B) individuals promoted, including pro-  
21 motions to and within the Senior Executive  
22 Service or the Senior Foreign Service;

23 (C) individuals serving as special assistants  
24 in any of the offices of the Secretary of State, the  
25 Deputy Secretary of State, the Counselor of the  
26 Department of State, the Secretary's Policy



1       *Planning Staff, the Under Secretary of State for*  
2       *Arms Control and International Security, the*  
3       *Under Secretary of State for Civilian Security,*  
4       *Democracy, and Human Rights, the Under Sec-*  
5       *retary of State for Economic Growth, Energy,*  
6       *and the Environment, the Under Secretary of*  
7       *State for Management, the Under Secretary of*  
8       *State for Political Affairs, and the Under Sec-*  
9       *retary of State for Public Diplomacy and Public*  
10      *Affairs;*

11               *(D) individuals serving in each bureau's*  
12      *front office;*

13               *(E) individuals serving as detailees to the*  
14      *National Security Council;*

15               *(F) individuals serving on applicable selec-*  
16      *tion boards;*

17               *(G) members of any external advisory com-*  
18      *mittee or board who are subject to appointment*  
19      *by individuals at senior positions in the Depart-*  
20      *ment;*

21               *(H) individuals participating in profes-*  
22      *sional development programs of the Department*  
23      *and the extent to which such participants have*  
24      *been placed into senior positions within the De-*  
25      *partment after such participation;*

1           (I) individuals participating in mentorship  
2           or retention programs; and

3           (J) individuals who separated from the  
4           agency, including individuals in the Senior Ex-  
5           ecutive Service or the Senior Foreign Service;

6           (2) an assessment of agency compliance with the  
7           essential elements identified in Equal Employment  
8           Opportunity Commission Management Directive 715,  
9           effective October 1, 2003; and

10          (3) data on the overall number of individuals  
11          who are part of the workforce, the percentages of such  
12          workforce corresponding to each element specified in  
13          paragraph (1), and the percentages corresponding to  
14          each rank, grade, or grade equivalent.

15          (c) *EFFECTIVENESS OF DEPARTMENT EFFORTS.*—The  
16          report required under subsection (a) shall describe and as-  
17          sess the effectiveness of the efforts of the Department—

18               (1) to propagate fairness, impartiality, and in-  
19               clusion in the work environment, both domestically  
20               and abroad;

21               (2) to enforce anti-harassment and anti-dis-  
22               crimination policies, both domestically and at posts  
23               overseas;

24               (3) to refrain from engaging in unlawful dis-  
25               crimination in any phase of the employment process,

1       *including recruitment, hiring, evaluation, assign-*  
2       *ments, promotion, retention, and training;*

3           *(4) to prevent retaliation against employees for*  
4       *participating in a protected equal employment oppor-*  
5       *tunity activity or for reporting sexual harassment or*  
6       *sexual assault;*

7           *(5) to provide reasonable accommodation for*  
8       *qualified employees and applicants with disabilities;*  
9       *and*

10       *(6) to recruit a representative workforce by—*

11           *(A) recruiting women, persons with disabil-*  
12       *ities, and minorities;*

13           *(B) recruiting at women's colleges, histori-*  
14       *cally Black colleges and universities, minority-*  
15       *serving institutions, and other institutions serv-*  
16       *ing a significant percentage of minority stu-*  
17       *dents;*

18           *(C) placing job advertisements in news-*  
19       *papers, magazines, and job sites oriented toward*  
20       *women and minorities;*

21           *(D) sponsoring and recruiting at job fairs*  
22       *in urban and rural communities and at land-*  
23       *grant colleges or universities;*

24           *(E) providing opportunities through the*  
25       *Foreign Service Internship Program under chap-*

1            *ter 12 of the Foreign Service Act of 1980 (22*  
 2            *U.S.C. 4141 et seq.), and other hiring initiatives;*

3            *(F) recruiting mid-level and senior-level*  
 4            *professionals through programs designed to in-*  
 5            *crease representation in international affairs of*  
 6            *people belonging to traditionally under-*  
 7            *represented groups;*

8            *(G) offering the Foreign Service written and*  
 9            *oral assessment examinations in several locations*  
 10           *throughout the United States or via online plat-*  
 11           *forms to reduce the burden of applicants having*  
 12           *to travel at their own expense to take either or*  
 13           *both such examinations;*

14           *(H) expanding the use of paid internships;*  
 15           *and*

16           *(I) supporting recruiting and hiring oppor-*  
 17           *tunities through—*

18                    *(i) the Charles B. Rangel International*  
 19                    *Affairs Fellowship Program;*

20                    *(ii) the Thomas R. Pickering Foreign*  
 21                    *Affairs Fellowship Program; and*

22                    *(iii) other initiatives, including agen-*  
 23                    *cywide policy initiatives.*

24           *(d) ANNUAL REPORT.—*

1           (1) *IN GENERAL.*—Not later than 1 year after  
2           the publication of the report required under subsection  
3           (a), the Secretary of State shall submit a report to the  
4           appropriate congressional committees, and make such  
5           report available on the Department’s website, that in-  
6           cludes, without compromising the confidentiality of  
7           individuals and to the extent otherwise consistent  
8           with law—

9                   (A) disaggregated demographic data, to the  
10                  maximum extent that collection of such data is  
11                  permissible by law, relating to the workforce and  
12                  information on the status of diversity and inclu-  
13                  sion efforts of the Department;

14                  (B) an analysis of applicant flow data, to  
15                  the maximum extent that collection of such data  
16                  is permissible by law; and

17                  (C) disaggregated demographic data relat-  
18                  ing to participants in professional development  
19                  programs of the Department and the rate of  
20                  placement into senior positions for participants  
21                  in such programs.

22           (2) *COMBINATION WITH OTHER ANNUAL RE-*  
23           *PORT.*—The report required under paragraph (1)  
24           may be combined with another annual report re-  
25           quired by law, to the extent practicable.

1 **SEC. 403. CENTERS OF EXCELLENCE IN FOREIGN AFFAIRS**  
2 **AND ASSISTANCE.**

3 (a) *PURPOSE.*—*The purposes of this section are—*

4 (1) *to advance the values and interests of the*  
5 *United States overseas through programs that foster*  
6 *innovation, competitiveness, and a diversity of back-*  
7 *grounds, views, and experience in the formulation*  
8 *and implementation of United States foreign policy*  
9 *and assistance; and*

10 (2) *to create opportunities for specialized re-*  
11 *search, education, training, professional development,*  
12 *and leadership opportunities for individuals belong-*  
13 *ing to an underrepresented group within the Depart-*  
14 *ment and USAID.*

15 (b) *STUDY.*—

16 (1) *IN GENERAL.*—*The Secretary and the Ad-*  
17 *ministrator of USAID shall conduct a study on the*  
18 *feasibility of establishing Centers of Excellence in*  
19 *Foreign Affairs and Assistance (referred to in this*  
20 *section as the “Centers of Excellence”) within institu-*  
21 *tions that serve individuals belonging to an underrep-*  
22 *resented group to focus on 1 or more of the areas de-*  
23 *scribed in paragraph (2).*

24 (2) *ELEMENTS.*—*In conducting the study re-*  
25 *quired under paragraph (1), the Secretary and the*  
26 *Administrator, respectively, shall consider—*

1           (A) opportunities to enter into public-pri-  
2       vate partnerships that will—

3           (i) increase diversity in foreign affairs  
4       and foreign assistance Federal careers;

5           (ii) prepare a diverse cadre of students  
6       (including nontraditional, mid-career, part-  
7       time, and heritage students) and nonprofit  
8       or business professionals with the skills and  
9       education needed to meaningfully contribute  
10      to the formulation and execution of United  
11      States foreign policy and assistance;

12          (iii) support the conduct of research,  
13      education, and extension programs that re-  
14      flect diverse perspectives and a wide range  
15      of views of world regions and international  
16      affairs—

17           (I) to assist in the development of  
18      regional and functional foreign policy  
19      skills;

20           (II) to strengthen international  
21      development and humanitarian assist-  
22      ance programs; and

23           (III) to strengthen democratic in-  
24      stitutions and processes in policy-  
25      making, including supporting public

1                    *policies that engender equitable and in-*  
 2                    *clusive societies and focus on challenges*  
 3                    *and inequalities in education, health,*  
 4                    *wealth, justice, and other sectors faced*  
 5                    *by diverse communities;*

6                    *(iv) enable domestic and international*  
 7                    *educational, internship, fellowship, faculty*  
 8                    *exchange, training, employment or other in-*  
 9                    *novative programs to acquire or strengthen*  
 10                   *knowledge of foreign languages, cultures, so-*  
 11                   *cieties, and international skills and perspec-*  
 12                   *tives;*

13                   *(v) support collaboration among insti-*  
 14                   *tutions of higher education, including com-*  
 15                   *munity colleges, nonprofit organizations,*  
 16                   *and corporations, to strengthen the engage-*  
 17                   *ment between experts and specialists in the*  
 18                   *foreign affairs and foreign assistance fields;*  
 19                   *and*

20                   *(vi) leverage additional public-private*  
 21                   *partnerships with nonprofit organizations,*  
 22                   *foundations, corporations, institutions of*  
 23                   *higher education, and the Federal Govern-*  
 24                   *ment; and*



1           (B) budget and staffing requirements, in-  
2           cluding appropriate sources of funding, for the  
3           establishment and conduct of operations of such  
4           Centers of Excellence.

5           (c) *REPORT*.—Not later than 120 days after the date  
6           of the enactment of this Act, the Secretary shall submit a  
7           report to the appropriate congressional committees that  
8           contains the findings of the study conducted pursuant to  
9           subsection (b).

10   **SEC. 404. INSTITUTE FOR TRANSATLANTIC ENGAGEMENT.**

11           (a) *ESTABLISHMENT*.—Not later than 180 days after  
12           the date of the enactment of this Act, the Secretary is au-  
13           thorized to establish the Institute for Transatlantic Engage-  
14           ment (referred to in this section as the “Institute”).

15           (b) *PURPOSE*.—The purpose of the Institute shall be  
16           to strengthen national security by highlighting, to a geo-  
17           graphically diverse set of populations from the United  
18           States and member countries of the European Union, the  
19           importance of the transatlantic relationship and the threats  
20           posed by adversarial countries, such as the Russian Federa-  
21           tion and the People’s Republic of China, to democracy, free-  
22           market economic principles, and human rights, with the  
23           aim that lessons learned from the Institute will be shared  
24           across the United States and Europe.

1       (c) *DIRECTOR.*—*The Institute shall be headed by a Di-*  
2 *rector, who shall have expertise in transatlantic relations*  
3 *and diverse populations in the United States and Europe.*

4       (d) *SCOPE AND ACTIVITIES.*—*The Institute shall—*

5           (1) *strengthen knowledge of the formation and*  
6 *implementation of transatlantic policies critical to*  
7 *national security, including the threats posed by the*  
8 *Russian Federation and the People’s Republic of*  
9 *China;*

10          (2) *increase awareness of the roles of government*  
11 *and nongovernmental actors, such as multilateral or-*  
12 *ganizations, businesses, civil society actors, academia,*  
13 *think tanks, and philanthropic institutions, in trans-*  
14 *atlantic policy development and execution;*

15          (3) *increase understanding of the manner in*  
16 *which diverse backgrounds and perspectives affect the*  
17 *development of transatlantic policies;*

18          (4) *enhance the skills, abilities, and effectiveness*  
19 *of government officials at national and international*  
20 *levels;*

21          (5) *increase awareness of the importance of, and*  
22 *interest in, international public service careers;*

23          (6) *annually invite not fewer than 30 individ-*  
24 *uals to participate in programs of the Institute;*

1           (7) *not less than 3 times annually, convene rep-*  
 2           *resentatives of United States and European Union*  
 3           *governments for a program offered by the Institute*  
 4           *that is not less than 2 days in duration; and*

5           (8) *develop metrics to track the success and effi-*  
 6           *cacy of the program.*

7           (e) *ELIGIBILITY TO PARTICIPATE.—Participants in*  
 8           *the programs of the Institute shall include elected govern-*  
 9           *ment officials—*

10           (1) *serving at national, regional, or local levels*  
 11           *in the United States and member countries of the Eu-*  
 12           *ropean Union; and*

13           (2) *who represent geographically diverse back-*  
 14           *grounds or constituencies in the United States and*  
 15           *Europe.*

16           (f) *SELECTION OF PARTICIPANTS.—*

17           (1) *UNITED STATES PARTICIPANTS.—Partici-*  
 18           *pants from the United States shall be appointed in*  
 19           *an equally divided manner by the chairpersons and*  
 20           *ranking members of the appropriate congressional*  
 21           *committees.*

22           (2) *EUROPEAN UNION PARTICIPANTS.—Partici-*  
 23           *pants from European Union member countries shall*  
 24           *be appointed by the Secretary, in consultation with*

1        *the chairpersons and ranking members of the appro-*  
 2        *priate congressional committees.*

3        *(g) RESTRICTIONS.—*

4            *(1) UNPAID PARTICIPATION.—Participants in*  
 5        *the Institute may not be paid a salary for such par-*  
 6        *ticipation.*

7            *(2) REIMBURSEMENT.—The Institute may pay*  
 8        *or reimburse participants for reasonable travel, lodg-*  
 9        *ing, and food in connection with participation in the*  
 10       *program.*

11           *(3) TRAVEL.—No funds authorized to be appro-*  
 12        *priated under subsection (h) may be used for travel*  
 13        *for Members of Congress to participate in Institute*  
 14        *activities.*

15        *(h) AUTHORIZATION OF APPROPRIATIONS.—There is*  
 16        *authorized to be appropriated to carry out this section*  
 17        *\$750,000 for fiscal year 2023.*

18        **SEC. 405. RULE OF CONSTRUCTION.**

19        *Nothing in this Act may be construed as altering exist-*  
 20        *ing law regarding merit system principles.*

1 **TITLE V—INFORMATION SECU-**  
2 **RITY AND CYBER DIPLOMACY**

3 **SEC. 501. UNITED STATES INTERNATIONAL CYBERSPACE**  
4 **POLICY.**

5 (a) *IN GENERAL.—It is the policy of the United*  
6 *States—*

7 (1) *to work internationally to promote an open,*  
8 *interoperable, reliable, and secure internet governed*  
9 *by the multi-stakeholder model, which—*

10 (A) *promotes democracy, the rule of law,*  
11 *and human rights, including freedom of expres-*  
12 *sion;*

13 (B) *supports the ability to innovate, com-*  
14 *municate, and promote economic prosperity; and*

15 (C) *is designed to protect privacy and*  
16 *guard against deception, fraud, and theft;*

17 (2) *to encourage and aid United States allies*  
18 *and partners in improving their own technological*  
19 *capabilities and resiliency to pursue, defend, and pro-*  
20 *tect shared interests and values, free from coercion*  
21 *and external pressure; and*

22 (3) *in furtherance of the efforts described in*  
23 *paragraphs (1) and (2)—*

1                   (A) to provide incentives to the private sec-  
 2                   tor to accelerate the development of the tech-  
 3                   nologies referred to in such paragraphs;

4                   (B) to modernize and harmonize with allies  
 5                   and partners export controls and investment  
 6                   screening regimes and associated policies and  
 7                   regulations; and

8                   (C) to enhance United States leadership in  
 9                   technical standards-setting bodies and avenues  
 10                  for developing norms regarding the use of digital  
 11                  tools.

12           (b) *IMPLEMENTATION.*—In implementing the policy  
 13           described in subsection (a), the President, in consultation  
 14           with outside actors, as appropriate, including private sector  
 15           companies, nongovernmental organizations, security re-  
 16           searchers, and other relevant stakeholders, in the conduct  
 17           of bilateral and multilateral relations, shall strive—

18                   (1) to clarify the applicability of international  
 19                   laws and norms to the use of information and com-  
 20                   munications technology (referred to in this subsection  
 21                   as “ICT”);

22                   (2) to reduce and limit the risk of escalation and  
 23                   retaliation in cyberspace, damage to critical infra-  
 24                   structure, and other malicious cyber activity that im-

1        *pairs the use and operation of critical infrastructure*  
2        *that provides services to the public;*

3            *(3) to cooperate with like-minded countries that*  
4        *share common values and cyberspace policies with the*  
5        *United States, including respect for human rights, de-*  
6        *mocracy, and the rule of law, to advance such values*  
7        *and policies internationally;*

8            *(4) to encourage the responsible development of*  
9        *new, innovative technologies and ICT products that*  
10       *strengthen a secure internet architecture that is acces-*  
11       *sible to all;*

12           *(5) to secure and implement commitments on re-*  
13       *sponsible country behavior in cyberspace, including*  
14       *commitments by countries—*

15            *(A) to not conduct, or knowingly support,*  
16        *cyber-enabled theft of intellectual property, in-*  
17        *cluding trade secrets or other confidential busi-*  
18        *ness information, with the intent of providing*  
19        *competitive advantages to companies or commer-*  
20        *cial sectors;*

21            *(B) to take all appropriate and reasonable*  
22        *efforts to keep their territories clear of inten-*  
23        *tionally wrongful acts using ICT in violation of*  
24        *international commitments;*

1           (C) not to conduct or knowingly support  
2           ICT activity that intentionally damages or oth-  
3           erwise impairs the use and operation of critical  
4           infrastructure providing services to the public, in  
5           violation of international law;

6           (D) to take appropriate measures to protect  
7           the country's critical infrastructure from ICT  
8           threats;

9           (E) not to conduct or knowingly support  
10          malicious international activity that harms the  
11          information systems of authorized emergency re-  
12          sponse teams (also known as "computer emer-  
13          gency response teams" or "cybersecurity incident  
14          response teams") of another country or authorize  
15          emergency response teams to engage in malicious  
16          international activity, in violation of inter-  
17          national law;

18          (F) to respond to appropriate requests for  
19          assistance to mitigate malicious ICT activity  
20          emanating from their territory and aimed at the  
21          critical infrastructure of another country;

22          (G) to not restrict cross-border data flows or  
23          require local storage or processing of data; and

24          (H) to protect the exercise of human rights  
25          and fundamental freedoms on the internet, while



1           *recognizing that the human rights that people*  
 2           *have offline also need to be protected online; and*  
 3           *(6) to advance, encourage, and support the devel-*  
 4           *opment and adoption of internationally recognized*  
 5           *technical standards and best practices.*

6 **SEC. 502. BUREAU OF CYBERSPACE AND DIGITAL POLICY.**

7           *(a) IN GENERAL.—Section 1 of the State Department*  
 8           *Basic Authorities Act of 1956 (22 U.S.C. 2651a), is amend-*  
 9           *ed—*

10           *(1) by redesignating subsections (i) and (j) as*  
 11           *subsection (j) and (k), respectively;*

12           *(2) by redesignating subsection (h) (as added by*  
 13           *section 361(a)(1) of division FF of the Consolidated*  
 14           *Appropriations Act, 2021 (Public Law 116–260)) as*  
 15           *subsection (l); and*

16           *(3) by inserting after subsection (h) the fol-*  
 17           *lowing:*

18           *“(i) BUREAU OF CYBERSPACE AND DIGITAL POLICY.—*

19           *“(1) IN GENERAL.—There is established, within*  
 20           *the Department of State, the Bureau of Cyberspace*  
 21           *and Digital Policy (referred to in this subsection as*  
 22           *the ‘Bureau’). The head of the Bureau shall have the*  
 23           *rank and status of ambassador and shall be ap-*  
 24           *pointed by the President, by and with the advice and*  
 25           *consent of the Senate.*

1 “(2) *DUTIES.*—

2 “(A) *IN GENERAL.*—*The head of the Bureau*  
3 *shall perform such duties and exercise such pow-*  
4 *ers as the Secretary of State shall prescribe, in-*  
5 *cluding implementing the policy described in sec-*  
6 *tion 501(a) of the Department of State Author-*  
7 *ization Act of 2022.*

8 “(B) *DUTIES DESCRIBED.*—*The principal*  
9 *duties and responsibilities of the head of the Bu-*  
10 *reau shall be—*

11 “(i) *to serve as the principal cyber-*  
12 *space policy official within the senior man-*  
13 *agement of the Department of State and as*  
14 *the advisor to the Secretary of State for*  
15 *cyberspace and digital issues;*

16 “(ii) *to lead, coordinate, and execute,*  
17 *in coordination with other relevant bureaus*  
18 *and offices, the Department of State’s diplo-*  
19 *matic cyberspace, cybersecurity (including*  
20 *efforts related to data privacy, data flows,*  
21 *internet governance, information and com-*  
22 *munications technology standards, and*  
23 *other issues that the Secretary has assigned*  
24 *to the Bureau);*

1           “(iii) to advance United States na-  
2           tional security and foreign policy interests  
3           in cyberspace and to coordinate cyberspace  
4           policy and other relevant functions with the  
5           Department of State and with other compo-  
6           nents of the Federal Government;

7           “(iv) to promote an open, interoper-  
8           able, reliable, and secure information and  
9           communications technology infrastructure  
10          globally;

11          “(v) to represent the Secretary of State  
12          in interagency efforts to develop and ad-  
13          vance Federal Government cyber priorities  
14          and activities, including efforts to develop  
15          credible national capabilities, strategies,  
16          and policies to deter and counter cyber ad-  
17          versaries, and carry out the purposes of title  
18          V of the Department of State Authorization  
19          Act of 2022;

20          “(vi) to engage civil society, the pri-  
21          vate sector, academia, and other public and  
22          private entities on relevant international  
23          cyberspace and information and commu-  
24          nications technology issues;

1           “(vii) to lead United States Govern-  
2           ment efforts to uphold and further develop  
3           global deterrence frameworks for malicious  
4           cyber activity;

5           “(viii) to advise the Secretary of State  
6           and coordinate with foreign governments re-  
7           garding responses to national security-level  
8           cyber incidents, including coordination on  
9           diplomatic response efforts to support allies  
10          and partners threatened by malicious cyber  
11          activity, in conjunction with members of the  
12          North Atlantic Treaty Organization and  
13          like-minded countries;

14          “(ix) to promote the building of foreign  
15          capacity relating to cyberspace policy prior-  
16          ities;

17          “(x) to promote an open, interoperable,  
18          reliable, and secure information and com-  
19          munications technology infrastructure glob-  
20          ally and an open, interoperable, secure, and  
21          reliable internet governed by the multi-  
22          stakeholder model;

23          “(xi) to promote an international regu-  
24          latory environment for technology invest-  
25          ments and the internet that benefits United

1           *States economic and national security in-*  
2           *terests;*

3           “(xii) to promote cross-border flow of  
4           data and combat international initiatives  
5           seeking to impose unreasonable require-  
6           ments on United States businesses;

7           “(xiii) to promote international poli-  
8           cies to protect the integrity of United States  
9           and international telecommunications in-  
10          frastructure from foreign-based threats, in-  
11          cluding cyber-enabled threats;

12          “(xiv) to lead engagement, in coordina-  
13          tion with relevant executive branch agen-  
14          cies, with foreign governments on relevant  
15          international cyberspace, cybersecurity,  
16          cybercrime, and digital economy issues de-  
17          scribed in title V of the Department of State  
18          Authorization Act of 2022;

19          “(xv) to promote international policies  
20          to secure radio frequency spectrum for  
21          United States businesses and national secu-  
22          rity needs;

23          “(xvi) to promote and protect the exer-  
24          cise of human rights, including freedom of  
25          speech and religion, through the internet;

1                   “(xvii) to build capacity of United  
2                   States diplomatic officials to engage on  
3                   cyberspace issues;

4                   “(xviii) to encourage the development  
5                   and adoption by foreign countries of inter-  
6                   nationally recognized standards, policies,  
7                   and best practices;

8                   “(xix) to support efforts by the Global  
9                   Engagement Center to counter cyber-enabled  
10                  information operations against the United  
11                  States or its allies and partners; and

12                  “(xx) to conduct such other matters as  
13                  the Secretary of State may assign.

14                  “(3) QUALIFICATIONS.—The head of the Bureau  
15                  should be an individual of demonstrated competency  
16                  in the fields of—

17                         “(A) cybersecurity and other relevant cyber-  
18                         space and information and communications  
19                         technology policy issues; and

20                         “(B) international diplomacy.

21                  “(4) ORGANIZATIONAL PLACEMENT.—

22                         “(A) INITIAL PLACEMENT.—Except as pro-  
23                         vided in subparagraph (B), the head of the Bu-  
24                         reau shall report to the Deputy Secretary of  
25                         State.

1           “(B) *SUBSEQUENT PLACEMENT.*—*The head*  
 2           *of the Bureau may report to an Under Secretary*  
 3           *of State or to an official holding a higher posi-*  
 4           *tion than Under Secretary if, not later than 15*  
 5           *days before any change in such reporting struc-*  
 6           *ture, the Secretary of State—*

7                   “(i) *consults with the Committee on*  
 8                   *Foreign Relations of the Senate and the*  
 9                   *Committee on Foreign Affairs of the House*  
 10                   *of Representatives; and*

11                   “(ii) *submits a report to such commit-*  
 12                   *tees that—*

13                           “(I) *indicates that the Secretary,*  
 14                           *with respect to the reporting structure*  
 15                           *of the Bureau, has consulted with and*  
 16                           *solicited feedback from—*

17                                   “(aa) *other relevant Federal*  
 18                                   *entities with a role in inter-*  
 19                                   *national aspects of cyber policy;*  
 20                                   *and*

21                                   “(bb) *the elements of the De-*  
 22                                   *partment of State with responsi-*  
 23                                   *bility for aspects of cyber policy,*  
 24                                   *including the elements reporting*  
 25                                   *to—*

1                   “(AA) the Under Sec-  
2                   retary of State for Political  
3                   Affairs;

4                   “(BB) the Under Sec-  
5                   retary of State for Civilian  
6                   Security, Democracy, and  
7                   Human Rights;

8                   “(CC) the Under Sec-  
9                   retary of State for Economic  
10                  Growth, Energy, and the En-  
11                  vironment;

12                  “(DD) the Under Sec-  
13                  retary of State for Arms  
14                  Control and International  
15                  Security Affairs;

16                  “(EE) the Under Sec-  
17                  retary of State for Manage-  
18                  ment; and

19                  “(FF) the Under Sec-  
20                  retary of State for Public Di-  
21                  plomacy and Public Affairs;

22                  “(II) describes the new reporting  
23                  structure for the head of the Bureau  
24                  and the justification for such new  
25                  structure; and



1                   “(III) includes a plan describing  
2                   how the new reporting structure will  
3                   better enable the head of the Bureau to  
4                   carry out the duties described in para-  
5                   graph (2), including the security, eco-  
6                   nomic, and human rights aspects of  
7                   cyber diplomacy.

8                   “(5) *SPECIAL HIRING AUTHORITIES.*—The Sec-  
9                   retary of State may—

10                  “(A) appoint employees without regard to  
11                  the provisions of title 5, United States Code, re-  
12                  garding appointments in the competitive service;  
13                  and

14                  “(B) fix the basic compensation of such em-  
15                  ployees without regard to chapter 51 and sub-  
16                  chapter III of chapter 53 of such title regarding  
17                  classification and General Schedule pay rates.

18                  “(6) *RULE OF CONSTRUCTION.*—Nothing in this  
19                  subsection may be construed to preclude the head of  
20                  the Bureau from being designated as an Assistant  
21                  Secretary, if such an Assistant Secretary position  
22                  does not increase the number of Assistant Secretary  
23                  positions at the Department above the number author-  
24                  ized under subsection (c)(1).”.

1       (b) *SENSE OF CONGRESS.*—*It is the sense of Congress*  
 2 *that the Bureau established under section 1(i) of the State*  
 3 *Department Basic Authorities Act of 1956, as added by sub-*  
 4 *section (a), should have a diverse workforce composed of*  
 5 *qualified individuals, including individuals belonging to an*  
 6 *underrepresented group.*

7       (c) *UNITED NATIONS.*—*The Permanent Representative*  
 8 *of the United States to the United Nations should use the*  
 9 *voice, vote, and influence of the United States to oppose any*  
 10 *measure that is inconsistent with the policy described in*  
 11 *section 501(a).*

12 **SEC. 503. INTERNATIONAL CYBERSPACE AND DIGITAL POL-**  
 13 **ICY STRATEGY.**

14       (a) *STRATEGY REQUIRED.*—*Not later than 1 year*  
 15 *after the date of the enactment of this Act, the President,*  
 16 *acting through the Secretary, and in coordination with the*  
 17 *heads of other relevant Federal departments and agencies,*  
 18 *shall develop an international cyberspace and digital policy*  
 19 *strategy.*

20       (b) *ELEMENTS.*—*The strategy required under sub-*  
 21 *section (a) shall include—*

22               (1) *a review of actions and activities undertaken*  
 23 *to support the policy described in section 501(a);*

1           (2) *a plan of action to guide the diplomacy of*  
2           *the Department with regard to foreign countries, in-*  
3           *cluding—*

4                   (A) *conducting bilateral and multilateral*  
5                   *activities—*

6                           (i) *to develop and support the imple-*  
7                           *mentation of norms of responsible country*  
8                           *behavior in cyberspace consistent with the*  
9                           *objectives specified in section 501(b)(5);*

10                           (ii) *to reduce the frequency and sever-*  
11                           *ity of cyberattacks on United States indi-*  
12                           *viduals, businesses, governmental agencies,*  
13                           *and other organizations;*

14                           (iii) *to reduce cybersecurity risks to*  
15                           *United States and allied critical infrastruc-*  
16                           *ture;*

17                           (iv) *to improve allies' and partners'*  
18                           *collaboration with the United States on cy-*  
19                           *bersecurity issues, including information*  
20                           *sharing, regulatory coordination and im-*  
21                           *provement, and joint investigatory and law*  
22                           *enforcement operations related to*  
23                           *cybercrime; and*

24                           (v) *to share best practices and advance*  
25                           *proposals to strengthen civilian and private*

1                    *sector resiliency to threats and access to op-*  
2                    *portunities in cyberspace; and*

3                    *(B) reviewing the status of existing efforts*  
4                    *in relevant multilateral fora, as appropriate, to*  
5                    *obtain commitments on international norms re-*  
6                    *garding cyberspace;*

7                    *(3) a review of alternative concepts for inter-*  
8                    *national norms regarding cyberspace offered by for-*  
9                    *eign countries;*

10                  *(4) a detailed description of new and evolving*  
11                  *threats regarding cyberspace from foreign adversaries,*  
12                  *state-sponsored actors, and non-state actors to—*

13                    *(A) United States national security;*

14                    *(B) the Federal and private sector cyber-*  
15                    *space infrastructure of the United States;*

16                    *(C) intellectual property in the United*  
17                    *States; and*

18                    *(D) the privacy and security of citizens of*  
19                    *the United States;*

20                  *(5) a review of the policy tools available to the*  
21                  *President to deter and de-escalate tensions with for-*  
22                  *eign countries, state-sponsored actors, and private ac-*  
23                  *tors regarding—*

24                    *(A) threats in cyberspace;*

1                   (B) the degree to which such tools have been  
2                   used; and

3                   (C) whether such tools have been effective  
4                   deterrents;

5                   (6) a review of resources required to conduct ac-  
6                   tivities to build responsible norms of international  
7                   cyber behavior;

8                   (7) a review to determine whether the budgetary  
9                   resources, technical expertise, legal authorities, and  
10                  personnel available to the Department and other rel-  
11                  evant Federal agencies are adequate to achieve the ac-  
12                  tions and activities undertaken to support the policy  
13                  described in section 501(a);

14                  (8) a review to determine whether the Depart-  
15                  ment is properly organized and coordinated with  
16                  other Federal agencies to achieve the objectives de-  
17                  scribed in section 501(b); and

18                  (9) a plan of action, developed in consultation  
19                  with relevant Federal departments and agencies as  
20                  the President may direct, to guide the diplomacy of  
21                  the Department with respect to the inclusion of cyber  
22                  issues in mutual defense agreements.

23                  (c) FORM OF STRATEGY.—

24                  (1) PUBLIC AVAILABILITY.—The strategy re-  
25                  quired under subsection (a) shall be available to the

1        *public in unclassified form, including through publi-*  
 2        *cation in the Federal Register.*

3            (2) *CLASSIFIED ANNEX.*—*The strategy required*  
 4        *under subsection (a) may include a classified annex.*

5            (d) *BRIEFING.*—*Not later than 30 days after the com-*  
 6        *pletion of the strategy required under subsection (a), the*  
 7        *Secretary shall brief the appropriate congressional commit-*  
 8        *tees regarding the strategy, including any material con-*  
 9        *tained in a classified annex.*

10          (e) *UPDATES.*—*The strategy required under subsection*  
 11        *(a) shall be updated—*

12            (1) *not later than 90 days after any material*  
 13        *change to United States policy described in such*  
 14        *strategy; and*

15            (2) *not later than 1 year after the inauguration*  
 16        *of each new President.*

17        **SEC. 504. GOVERNMENT ACCOUNTABILITY OFFICE REPORT**  
 18                                **ON CYBER DIPLOMACY.**

19        *Not later than 18 months after the date of the enact-*  
 20        *ment of this Act, the Comptroller General of the United*  
 21        *States shall submit a report and provide a briefing to the*  
 22        *appropriate congressional committees that includes—*

23            (1) *an assessment of the extent to which United*  
 24        *States diplomatic processes and other efforts with for-*  
 25        *oreign countries, including through multilateral fora,*

1        *bilateral engagements, and negotiated cyberspace*  
2        *agreements, advance the full range of United States*  
3        *interests regarding cyberspace, including the policy*  
4        *described in section 501(a);*

5            *(2) an assessment of the Department's organiza-*  
6        *tional structure and approach to managing its diplo-*  
7        *matic efforts to advance the full range of United*  
8        *States interests regarding cyberspace, including a re-*  
9        *view of—*

10            *(A) the establishment of a Bureau within*  
11        *the Department to lead the Department's inter-*  
12        *national cyber mission;*

13            *(B) the current or proposed diplomatic mis-*  
14        *sion, structure, staffing, funding, and activities*  
15        *of such Bureau;*

16            *(C) how the establishment of such Bureau*  
17        *has impacted or is likely to impact the structure*  
18        *and organization of the Department; and*

19            *(D) what challenges, if any, the Department*  
20        *has faced or will face in establishing such Bu-*  
21        *reau; and*

22            *(3) any other matters that the Comptroller Gen-*  
23        *eral determines to be relevant.*

1 **SEC. 505. REPORT ON DIPLOMATIC PROGRAMS TO DETECT**  
2 **AND RESPOND TO CYBER THREATS AGAINST**  
3 **ALLIES AND PARTNERS.**

4 *Not later than 180 days after the date of the enactment*  
5 *of this Act, the Secretary, in coordination with the heads*  
6 *of other relevant Federal agencies, shall submit a report to*  
7 *the appropriate congressional committees that assesses the*  
8 *capabilities of the Department to provide civilian-led sup-*  
9 *port for acute cyber incident response in ally and partner*  
10 *countries that includes—*

11 *(1) a description and assessment of the Depart-*  
12 *ment's coordination with cyber programs and oper-*  
13 *ations of the Department of Defense and the Depart-*  
14 *ment of Homeland Security;*

15 *(2) recommendations on how to improve coordi-*  
16 *nation and executive of Department involvement in*  
17 *programs or operations to support allies and partners*  
18 *in responding to acute cyber incidents; and*

19 *(3) the budgetary resources, technical expertise,*  
20 *legal authorities, and personnel needed for the De-*  
21 *partment to formulate and implement the programs*  
22 *described in this section.*

23 **SEC. 506. CYBERSECURITY RECRUITMENT AND RETENTION.**

24 *(a) SENSE OF CONGRESS.—It is the sense of Congress*  
25 *that improving computer programming language pro-*  
26 *ficiency will improve—*



1           (1) *the cybersecurity effectiveness of the Depart-*  
 2           *ment; and*

3           (2) *the ability of foreign service officers to engage*  
 4           *with foreign audiences on cybersecurity matters.*

5           (b) *TECHNOLOGY TALENT ACQUISITION.—*

6           (1) *ESTABLISHMENT.—The Secretary shall estab-*  
 7           *lish positions within the Bureau of Global Talent*  
 8           *Management that are solely dedicated to the recruit-*  
 9           *ment and retention of Department personnel with*  
 10          *backgrounds in cybersecurity, engineering, data*  
 11          *science, application development, artificial intel-*  
 12          *ligence, critical and emerging technology, and tech-*  
 13          *nology and digital policy.*

14          (2) *GOALS.—The goals of the positions described*  
 15          *in paragraph (1) shall be—*

16                (A) *to fulfill the critical need of the Depart-*  
 17                *ment to recruit and retain employees for cyberse-*  
 18                *curity, digital, and technology positions;*

19                (B) *to actively recruit relevant candidates*  
 20                *from academic institutions, the private sector,*  
 21                *and related industries;*

22                (C) *to work with the Office of Personnel*  
 23                *Management and the United States Digital Serv-*  
 24                *ice to develop and implement best strategies for*  
 25                *recruiting and retaining technology talent; and*

1                   (D) to inform and train supervisors at the  
 2                   Department on the use of the authorities listed in  
 3                   subsection (c)(1).

4                   (3) *IMPLEMENTATION PLAN.*—Not later than 180  
 5                   days after the date of the enactment of this Act, the  
 6                   Secretary shall submit a plan to the appropriate con-  
 7                   gressional committees that describes how the objectives  
 8                   and goals set forth in paragraphs (1) and (2) will be  
 9                   implemented.

10                  (4) *AUTHORIZATION OF APPROPRIATIONS.*—  
 11                  There is authorized to be appropriated \$750,000 for  
 12                  each of the fiscal years 2023 through 2027 to carry  
 13                  out this subsection.

14                  (c) *ANNUAL REPORT ON HIRING AUTHORITIES.*—Not  
 15                  later than 1 year after the date of the enactment of this  
 16                  Act, and annually thereafter for the following 5 years, the  
 17                  Secretary shall submit a report to the appropriate congres-  
 18                  sional committees that includes—

19                       (1) a list of the hiring authorities available to  
 20                       the Department to recruit and retain personnel with  
 21                       backgrounds in cybersecurity, engineering, data  
 22                       science, application development, artificial intel-  
 23                       ligence, critical and emerging technology, and tech-  
 24                       nology and digital policy;

1           (2) *a list of which hiring authorities described in*  
2           *paragraph (1) have been used during the previous 5*  
3           *years;*

4           (3) *the number of employees in qualified posi-*  
5           *tions hired, aggregated by position and grade level or*  
6           *pay band;*

7           (4) *the number of employees who have been*  
8           *placed in qualified positions, aggregated by bureau*  
9           *and offices within the Department;*

10          (5) *the rate of attrition of individuals who begin*  
11          *the hiring process and do not complete the process*  
12          *and a description of the reasons for such attrition;*

13          (6) *the number of individuals who are inter-*  
14          *viewed by subject matter experts and the number of*  
15          *individuals who are not interviewed by subject matter*  
16          *experts; and*

17          (7) *recommendations for—*

18                (A) *reducing the attrition rate referred to in*  
19                *paragraph (5) by 5 percent each year;*

20                (B) *additional hiring authorities needed to*  
21                *acquire needed technology talent;*

22                (C) *hiring personnel to hold public trust po-*  
23                *sitions until such personnel can obtain the nec-*  
24                *essary security clearance; and*

1                   (D) *informing and training supervisors*  
 2                   *within the Department on the use of the authori-*  
 3                   *ties listed in paragraph (1).*

4           (d) *INCENTIVE PAY FOR CYBERSECURITY PROFES-*  
 5           *SIONALS.—To increase the number of qualified candidates*  
 6           *available to fulfill the cybersecurity needs of the Depart-*  
 7           *ment, the Secretary shall—*

8                   (1) *include computer programming languages*  
 9                   *within the Recruitment Language Program; and*

10                  (2) *provide appropriate language incentive pay.*

11           (e) *REPORT.—Not later than 1 year after the date of*  
 12           *the enactment of this Act, and annually thereafter for the*  
 13           *following 5 years, the Secretary shall provide a list to the*  
 14           *appropriate congressional committees that identifies—*

15                   (1) *the computer programming languages in-*  
 16                   *cluded within the Recruitment Language Program*  
 17                   *and the language incentive pay rate; and*

18                   (2) *the number of individuals benefitting from*  
 19                   *the inclusion of such computer programming lan-*  
 20                   *guages in the Recruitment Language Program and*  
 21                   *language incentive pay.*

22   **SEC. 507. SHORT COURSE ON EMERGING TECHNOLOGIES**  
 23                   **FOR SENIOR OFFICIALS.**

24           (a) *IN GENERAL.—Not later than 1 year after the date*  
 25           *of the enactment of this Act, the Secretary shall develop and*

1 *begin providing, for senior officials of the Department, a*  
 2 *course addressing how the most recent and relevant tech-*  
 3 *nologies affect the activities of the Department.*

4 *(b) THROUGHPUT OBJECTIVES.—The Secretary should*  
 5 *ensure that—*

6 *(1) during the first year that the course devel-*  
 7 *oped pursuant to subsection (a) is offered, not fewer*  
 8 *than 20 percent of senior officials are certified as hav-*  
 9 *ing passed such course; and*

10 *(2) in each subsequent year, until the date on*  
 11 *which 80 percent of senior officials are certified as*  
 12 *having passed such course, an additional 10 percent*  
 13 *of senior officials are certified as having passed such*  
 14 *course.*

15 **SEC. 508. ESTABLISHMENT AND EXPANSION OF REGIONAL**  
 16 **TECHNOLOGY OFFICER PROGRAM.**

17 *(a) REGIONAL TECHNOLOGY OFFICER PROGRAM.—*

18 *(1) ESTABLISHMENT.—The Secretary shall estab-*  
 19 *lish a program, which shall be known as the “Re-*  
 20 *gional Technology Officer Program” (referred to in*  
 21 *this section as the “Program”).*

22 *(2) GOALS.—The goals of the Program shall in-*  
 23 *clude the following:*

24 *(A) Promoting United States leadership in*  
 25 *technology abroad.*

1           (B) *Working with partners to increase the*  
2           *deployment of critical and emerging technology*  
3           *in support of democratic values.*

4           (C) *Shaping diplomatic agreements in re-*  
5           *gional and international fora with respect to*  
6           *critical and emerging technologies.*

7           (D) *Building diplomatic capacity for han-*  
8           *dling critical and emerging technology issues.*

9           (E) *Facilitating the role of critical and*  
10          *emerging technology in advancing the foreign*  
11          *policy objectives of the United States through en-*  
12          *gagement with research labs, incubators, and*  
13          *venture capitalists.*

14          (F) *Maintaining the advantages of the*  
15          *United States with respect to critical and emerg-*  
16          *ing technologies.*

17          (b) *IMPLEMENTATION PLAN.—Not later than 180 days*  
18          *after the date of the enactment of this Act, the Secretary*  
19          *shall submit an implementation plan to the appropriate*  
20          *congressional committees that outlines strategies for—*

21               (1) *advancing the goals described in subsection*

22               (a)(2);

23               (2) *hiring Regional Technology Officers and in-*  
24               *creasing the competitiveness of the Program within*  
25               *the Foreign Service bidding process;*

1           (3) *expanding the Program to include a min-*  
 2           *imum of 15 Regional Technology Officers; and*

3           (4) *assigning not fewer than 2 Regional Tech-*  
 4           *nology Officers to posts within—*

5                     (A) *each regional bureau of the Department;*  
 6                     *and*

7                     (B) *the Bureau of International Organiza-*  
 8                     *tion Affairs.*

9           (c) *ANNUAL BRIEFING REQUIREMENT.—Not later than*  
 10          *180 days after the date of the enactment of this Act, and*  
 11          *annually thereafter for the following 5 years, the Secretary*  
 12          *shall brief the appropriate congressional committees regard-*  
 13          *ing the status of the implementation plan required under*  
 14          *subsection (b).*

15          (d) *AUTHORIZATION OF APPROPRIATIONS.—There is*  
 16          *authorized to be appropriated \$25,000,000 for each of the*  
 17          *fiscal years 2023 through 2027 to carry out this section.*

18          **SEC. 509. VULNERABILITY DISCLOSURE POLICY AND BUG**

19                     **BOUNTY PROGRAM REPORT.**

20          (a) *DEFINITIONS.—In this section:*

21                     (1) *BUG BOUNTY PROGRAM.—The term “bug*  
 22                     *bounty program” means a program under which an*  
 23                     *approved individual, organization, or company is*  
 24                     *temporarily authorized to identify and report*  
 25                     *vulnerabilities of internet-facing information tech-*

1        *nology of the Department in exchange for compensa-*  
 2        *tion.*

3            (2) *INFORMATION TECHNOLOGY.*—*The term “in-*  
 4        *formation technology” has the meaning given such*  
 5        *term in section 11101 of title 40, United States Code.*

6        (b) *VULNERABILITY DISCLOSURE POLICY.*—

7            (1) *IN GENERAL.*—*Not later than 180 days after*  
 8        *the date of the enactment of this Act, the Secretary*  
 9        *shall design, establish, and make publicly known a*  
 10       *Vulnerability Disclosure Policy (referred to in this*  
 11       *section as the “VDP”) to improve Department cyber-*  
 12       *security by—*

13            (A) *creating Department policy and infra-*  
 14        *structure to receive reports of and remediate dis-*  
 15        *covered vulnerabilities in line with existing poli-*  
 16        *cies of the Office of Management and Budget and*  
 17        *the Department of Homeland Security Binding*  
 18        *Operational Directive 20–01 or any subsequent*  
 19        *directive; and*

20            (B) *providing a report on such policy and*  
 21        *infrastructure to Congress.*

22            (2) *ANNUAL REPORTS.*—*Not later than 180 days*  
 23        *after the establishment of the VDP pursuant to para-*  
 24        *graph (1), and annually thereafter for the following*  
 25        *5 years, the Secretary shall submit a report on the*



1       *VDP to the Committee on Foreign Relations of the*  
2       *Senate, the Committee on Homeland Security and*  
3       *Governmental Affairs of the Senate, the Committee on*  
4       *Foreign Affairs of the House of Representatives, and*  
5       *the Committee on Homeland Security of the House of*  
6       *Representatives that includes information relating*  
7       *to—*

8               *(A) the number and severity of all security*  
9       *vulnerabilities reported;*

10              *(B) the number of previously unidentified*  
11       *security vulnerabilities remediated as a result;*

12              *(C) the current number of outstanding pre-*  
13       *viously unidentified security vulnerabilities and*  
14       *Department of State remediation plans;*

15              *(D) the average time between the reporting*  
16       *of security vulnerabilities and remediation of*  
17       *such vulnerabilities;*

18              *(E) the resources, surge staffing, roles, and*  
19       *responsibilities within the Department used to*  
20       *implement the VDP and complete security vul-*  
21       *nerability remediation;*

22              *(F) how the VDP identified vulnerabilities*  
23       *are incorporated into existing Department vul-*  
24       *nerability prioritization and management proc-*  
25       *esses;*

1           (G) any challenges in implementing the  
2           VDP and plans for expansion or contraction in  
3           the scope of the VDP across Department infor-  
4           mation systems; and

5           (H) any other topic that the Secretary de-  
6           termines to be relevant.

7           (c) *BUG BOUNTY PROGRAM REPORT.*—

8           (1) *IN GENERAL.*—Not later than 180 days after  
9           the date of the enactment of this Act, the Secretary  
10          shall submit a report to Congress that describes any  
11          ongoing efforts by the Department or a third-party  
12          vendor under contract with the Department to estab-  
13          lish or carry out a bug bounty program that identi-  
14          fies security vulnerabilities of internet-  
15          facing information technology of the Department.

16          (2) *REPORT.*—Not later than 180 days after the  
17          date on which any bug bounty program is established,  
18          the Secretary shall submit a report to the Committee  
19          on Foreign Relations of the Senate, the Committee on  
20          Homeland Security and Governmental Affairs of the  
21          Senate, the Committee on Foreign Affairs of the  
22          House of Representatives, and the Committee on  
23          Homeland Security of the House of Representatives  
24          regarding such program, including information relat-  
25          ing to—

1           (A) the number of approved individuals, or-  
2           ganizations, or companies involved in such pro-  
3           gram, disaggregated by the number of approved  
4           individuals, organizations, or companies that—

5                   (i) registered;

6                   (ii) were approved;

7                   (iii) submitted security vulnerabilities;

8                   and

9                   (iv) received compensation;

10          (B) the number and severity of all security  
11          vulnerabilities reported as part of such program;

12          (C) the number of previously unidentified  
13          security vulnerabilities remediated as a result of  
14          such program;

15          (D) the current number of outstanding pre-  
16          viously unidentified security vulnerabilities and  
17          Department remediation plans for such out-  
18          standing vulnerabilities;

19          (E) the average length of time between the  
20          reporting of security vulnerabilities and remedi-  
21          ation of such vulnerabilities;

22          (F) the types of compensation provided  
23          under such program;

24          (G) the lessons learned from such program;

1                   (H) the public accessibility of contact infor-  
 2                   mation for the Department regarding the bug  
 3                   bounty program;

4                   (I) the incorporation of bug bounty pro-  
 5                   gram identified vulnerabilities into existing De-  
 6                   partment vulnerability prioritization and man-  
 7                   agement processes; and

8                   (J) any challenges in implementing the bug  
 9                   bounty program and plans for expansion or con-  
 10                  traction in the scope of the bug bounty program  
 11                  across Department information systems.

## 12       ***TITLE VI—PUBLIC DIPLOMACY***

### 13   ***SEC. 601. UNITED STATES PARTICIPATION IN INTER-*** 14       ***NATIONAL FAIRS AND EXPOSITIONS.***

15       (a) *IN GENERAL.*—Notwithstanding section 204 of the  
 16       Admiral James W. Nance and Meg Donovan Foreign Rela-  
 17       tions Authorization Act, Fiscal Years 2000 and 2001 (22  
 18       U.S.C. 2452b), and subject to subsection (b), amounts avail-  
 19       able under title I of the Department of State, Foreign Oper-  
 20       ations, and Related Programs Appropriations Act, 2022  
 21       

(division K of Public Law 117–103), or under prior such

  
 22       Acts, may be made available to pay for expenses related  
 23       to United States participation in international fairs and  
 24       expositions abroad, including for construction and oper-  
 25       ation of pavilions or other major exhibits.

1       (b) *LIMITATION ON SOLICITATION OF FUNDS.*—Senior  
 2   employees of the Department, in their official capacity, may  
 3   not solicit funds to pay expenses for a United States pavil-  
 4   ion or other major exhibit at any international exposition  
 5   or world’s fair registered by the Bureau of International  
 6   Expositions.

7       (c) *AUTHORIZATION OF APPROPRIATIONS.*—There is  
 8   authorized to be appropriated \$20,000,000 to the Depart-  
 9   ment for United States participation in international fairs  
 10   and expositions abroad, including for construction and op-  
 11   eration of pavilions or other major exhibits.

12   **SEC. 602. PRESS FREEDOM CURRICULUM.**

13       *The Secretary shall ensure that there is a press freedom*  
 14   *curriculum for the National Foreign Affairs Training Cen-*  
 15   *ter that enables Foreign Service officers to better understand*  
 16   *issues of press freedom and the tools that are available to*  
 17   *help protect journalists and promote freedom of the press*  
 18   *norms, which may include—*

19           (1) *the historic and current issues facing press*  
 20       *freedom, including countries of specific concern;*

21           (2) *the Department’s role in promoting press*  
 22       *freedom as an American value, a human rights issue,*  
 23       *and a national security imperative;*

24           (3) *ways to incorporate press freedom promotion*  
 25       *into other aspects of diplomacy; and*

1           (4) *existing tools to assist journalists in distress*  
 2           *and methods for engaging foreign governments and*  
 3           *institutions on behalf of individuals engaged in jour-*  
 4           *nalistic activity who are at risk of harm.*

5 **SEC. 603. GLOBAL ENGAGEMENT CENTER.**

6           (a) *IN GENERAL.*—Section 1287(j) of the National De-  
 7           *fense Authorization Act for Fiscal Year 2017 (22 U.S.C.*  
 8           *2656 note) is amended by striking “the date that is 8 years*  
 9           *after the date of the enactment of this Act” and inserting*  
 10          *“December 31, 2027”.*

11          (b) *HIRING AUTHORITY FOR GLOBAL ENGAGEMENT*  
 12          *CENTER.*—Notwithstanding any other provision of law, the  
 13          *Secretary, during the 5-year period beginning on the date*  
 14          *of the enactment of this Act and solely to carry out the func-*  
 15          *tions of the Global Engagement Center described in section*  
 16          *1287(b) of the National Defense Authorization Act for Fis-*  
 17          *cal Year 2017 (22 U.S.C. 2656 note), may—*

18               (1) *appoint employees without regard to ap-*  
 19               *pointment in the competitive service; and*

20               (2) *fix the basic compensation of such employees*  
 21               *regarding classification and General Schedule pay*  
 22               *rates.*

23 **SEC. 604. UNDER SECRETARY FOR PUBLIC DIPLOMACY.**

24          Section 1(b)(3) of the State Department Basic Au-  
 25          thorities Act of 1956 (22 U.S.C. 2651a) is amended—

1           (1) *in subparagraph (D), by striking “and” at*  
2     *the end;*

3           (2) *in subparagraph (E), by striking the period*  
4     *at the end and inserting “; and”; and*

5           (3) *by adding at the end the following:*

6                 “(F) *coordinate the allocation and manage-*  
7                 *ment of the financial and human resources for*  
8                 *public diplomacy, including for—*

9                         “(i) *the Bureau of Educational and*  
10                        *Cultural Affairs;*

11                       “(ii) *the Bureau of Global Public Af-*  
12                        *fairs;*

13                       “(iii) *the Office of Policy, Planning,*  
14                        *and Resources for Public Diplomacy and*  
15                        *Public Affairs;*

16                       “(iv) *the Global Engagement Center;*  
17                        *and*

18                       “(v) *the public diplomacy functions*  
19                        *within the regional and functional bu-*  
20                        *reaus.”.*

1       ***TITLE VII—OTHER MATTERS***

2       ***SEC. 701. SUPPORTING THE EMPLOYMENT OF UNITED***  
3                   ***STATES CITIZENS BY INTERNATIONAL ORGA-***  
4                   ***NIZATIONS.***

5       (a) *SENSE OF CONGRESS.*—*It is the sense of Congress*  
6       *that—*

7               (1) *the Department should continue to eliminate*  
8               *the unreasonable barriers United States nationals face*  
9               *to obtain employment in the United Nations Secre-*  
10              *tariat, fund, programs, and agencies; and*

11              (2) *the Department should bolster efforts to in-*  
12              *crease the number of qualified United States nation-*  
13              *als who are candidates for leadership and oversight*  
14              *positions in the United Nations system, agencies, and*  
15              *commissions, and in other international organiza-*  
16              *tions.*

17       (b) *IN GENERAL.*—*The Secretary is authorized to pro-*  
18       *mote the employment and advancement of United States*  
19       *citizens by international organizations and bodies, includ-*  
20       *ing by—*

21              (1) *providing stipends, consultation, and analyt-*  
22              *ical services to support United States citizen appli-*  
23              *cants; and*

24              (2) *making grants for the purposes described in*  
25              *paragraph (1).*



1       (c) *USING DIPLOMATIC PROGRAMS FUNDING TO PRO-*  
 2 *MOTE THE EMPLOYMENT OF UNITED STATES CITIZENS BY*  
 3 *INTERNATIONAL ORGANIZATIONS.*—*Amounts appropriated*  
 4 *under the heading “DIPLOMATIC PROGRAMS” in any Act*  
 5 *making appropriations for the Department of State, For-*  
 6 *eign Operations, and Related Programs may be made avail-*  
 7 *able for grants, programs, and activities described in sub-*  
 8 *section (b).*

9       (d) *STRATEGY TO ESTABLISH JUNIOR PROFESSIONAL*  
 10 *PROGRAM.*—

11           (1) *IN GENERAL.*—*Not later than 120 days after*  
 12 *the date of the enactment of this Act, the Secretary,*  
 13 *in coordination with the Secretary of the Treasury*  
 14 *and other relevant cabinet members, shall publish a*  
 15 *strategy for encouraging United States citizens to*  
 16 *pursue careers with international organizations, par-*  
 17 *ticularly organizations that—*

18                   (A) *set international scientific, technical, or*  
 19 *commercial standards; or*

20                   (B) *are involved in international finance*  
 21 *and development.*

22           (2) *REPORT TO CONGRESS.*—*Not later than 90*  
 23 *days after the date of the enactment of this Act, the*  
 24 *Secretary, in coordination with the Secretary of the*  
 25 *Treasury and other relevant cabinet members, shall*

1       submit a report to the appropriate congressional com-  
 2       mittees that identifies—

3               (A) the number of United States citizens  
 4               who are involved in relevant junior professional  
 5               programs in an international organization;

6               (B) the distribution of individuals described  
 7               in subparagraph (A) among various inter-  
 8               national organizations; and

9               (C) the types of predeployment training  
 10              that are available to United States citizens  
 11              through a junior professional program at an  
 12              international organization.

13 **SEC. 702. INCREASING HOUSING AVAILABILITY FOR CER-**  
 14 **TAIN EMPLOYEES ASSIGNED TO THE UNITED**  
 15 **STATES MISSION TO THE UNITED NATIONS.**

16       Section 9(2) of the United Nations Participation Act  
 17       of 1945 (22 U.S.C. 287e–1(2)), is amended by striking “30”  
 18       and inserting “41”.

19 **SEC. 703. LIMITATION ON UNITED STATES CONTRIBUTIONS**  
 20 **TO PEACEKEEPING OPERATIONS NOT AU-**  
 21 **THORIZED BY THE UNITED NATIONS SECU-**  
 22 **RITY COUNCIL.**

23       The United Nations Participation Act of 1945 (22  
 24       U.S.C. 287 et seq.) is amended by adding at the end the  
 25       following:

1 **“SEC. 12. LIMITATION ON UNITED STATES CONTRIBUTIONS**  
 2 **TO PEACEKEEPING OPERATIONS NOT AU-**  
 3 **THORIZED BY THE UNITED NATIONS SECU-**  
 4 **RITY COUNCIL.**

5 *“None of the funds authorized to be appropriated or*  
 6 *otherwise made available to pay assessed and other expenses*  
 7 *of international peacekeeping activities under this Act may*  
 8 *be made available for an international peacekeeping oper-*  
 9 *ation that has not been expressly authorized by the United*  
 10 *Nations Security Council.”.*

11 **SEC. 704. BOARDS OF RADIO FREE EUROPE/RADIO LIBERTY,**  
 12 **RADIO FREE ASIA, THE MIDDLE EAST BROAD-**  
 13 **CASTING NETWORKS, AND THE OPEN TECH-**  
 14 **NOLOGY FUND.**

15 *The United States International Broadcasting Act of*  
 16 *1994 (22 U.S.C. 6201 et seq.) is amended by inserting after*  
 17 *section 306 (22 U.S.C. 6205) the following:*

18 **“SEC. 307. GRANTEE CORPORATE BOARDS OF DIRECTORS.**

19 *“(a) IN GENERAL.—The corporate board of directors*  
 20 *of each grantee under this title—*

21 *“(1) shall be bipartisan;*

22 *“(2) shall, except as otherwise provided in this*  
 23 *Act, have the sole responsibility to operate their re-*  
 24 *spective grantees within the jurisdiction of their re-*  
 25 *spective States of incorporation;*

1           “(3) shall be composed of not fewer than 5 mem-  
 2       bers, who shall be qualified individuals who are not  
 3       employed in the public sector; and

4           “(4) shall appoint successors in the event of va-  
 5       cancies on their respective boards, in accordance with  
 6       applicable bylaws.

7           “(b) *NOT FEDERAL EMPLOYEES.*—No employee of any  
 8       grantee under this title may be a Federal employee.”.

9       **SEC. 705. BROADCASTING ENTITIES NO LONGER REQUIRED**  
 10                               **TO CONSOLIDATE INTO A SINGLE PRIVATE,**  
 11                               **NONPROFIT CORPORATION.**

12       Section 310 of the United States International Broad-  
 13       casting Act of 1994 (22 U.S.C. 6209) is repealed.

14       **SEC. 706. INTERNATIONAL BROADCASTING ACTIVITIES.**

15       Section 305(a) of the United States International  
 16       Broadcasting Act of 1994 (22 U.S.C. 6204(a)) is amend-  
 17       ed—

18               (1) by striking paragraph (20);

19               (2) by redesignating paragraphs (21), (22), and  
 20       (23) as paragraphs (20), (21), and (22), respectively;  
 21       and

22               (3) in paragraph (20), as redesignated, by strik-  
 23       ing “or between grantees,”.

1 **SEC. 707. GLOBAL INTERNET FREEDOM.**

2       (a) *STATEMENT OF POLICY.*—It is the policy of the  
3 United States to promote internet freedom through pro-  
4 grams of the Department and USAID that preserve and  
5 expand the internet as an open, global space for freedom  
6 of expression and association, which shall be prioritized for  
7 countries—

8           (1) *whose governments restrict freedom of expres-*  
9 *sion on the internet; and*

10          (2) *that are important to the national interest of*  
11 *the United States.*

12       (b) *PURPOSE AND COORDINATION WITH OTHER PRO-*  
13 *GRAMS.*—Global internet freedom programming under this  
14 section—

15           (1) *shall be coordinated with other United States*  
16 *foreign assistance programs that promote democracy*  
17 *and support the efforts of civil society—*

18           (A) *to counter the development of repressive*  
19 *internet-related laws and regulations, including*  
20 *countering threats to internet freedom at inter-*  
21 *national organizations;*

22           (B) *to combat violence against bloggers and*  
23 *other civil society activists who utilize the inter-*  
24 *net; and*

25           (C) *to enhance digital security training and*  
26 *capacity building for democracy activists;*

1           (2) *shall seek to assist efforts—*

2                   (A) *to research key threats to internet free-*  
3 *dom;*

4                   (B) *to continue the development of tech-*  
5 *nologies that provide or enhance access to the*  
6 *internet, including circumvention tools that by-*  
7 *pass internet blocking, filtering, and other cen-*  
8 *sorship techniques used by authoritarian govern-*  
9 *ments; and*

10                  (C) *to maintain the technological advantage*  
11 *of the Federal Government over the censorship*  
12 *techniques described in subparagraph (B); and*

13           (3) *shall be incorporated into country assistance*  
14 *and democracy promotion strategies, as appropriate.*

15           (c) *AUTHORIZATION OF APPROPRIATIONS.—There are*  
16 *authorized to be appropriated for fiscal year 2023—*

17                   (1) *\$75,000,000 to the Department and USAID,*  
18 *which shall be used to continue efforts to promote*  
19 *internet freedom globally, and shall be matched, to the*  
20 *maximum extent practicable, by sources other than*  
21 *the Federal Government, including the private sector;*  
22 *and*

23                   (2) *\$49,000,000 to the United States Agency for*  
24 *Global Media (referred to in this section as the*  
25 *“USAGM”) and its grantees, which shall be used for*

1        *internet freedom and circumvention technologies that*  
2        *are designed—*

3                *(A) for open-source tools and techniques to*  
4                *securely develop and distribute digital content*  
5                *produced by the USAGM and its grantees;*

6                *(B) to facilitate audience access to such dig-*  
7                *ital content on websites that are censored;*

8                *(C) to coordinate the distribution of such*  
9                *digital content to targeted regional audiences;*  
10              *and*

11              *(D) to promote and distribute such tools*  
12              *and techniques, including digital security tech-*  
13              *niques.*

14        *(d) UNITED STATES AGENCY FOR GLOBAL MEDIA AC-*  
15        *TIVITIES.—*

16              *(1) ANNUAL CERTIFICATION.—For any new tools*  
17              *or techniques authorized under subsection (c)(2), the*  
18              *Chief Executive Officer of the USGAM, in consulta-*  
19              *tion with the President of the Open Technology Fund*  
20              *(referred to in this subsection as the “OTF”) and rel-*  
21              *evant Federal departments and agencies, shall submit*  
22              *an annual certification to the appropriate congres-*  
23              *sional committees that verifies they—*

24              *(A) have evaluated the risks and benefits of*  
25              *such new tools or techniques; and*

1                   (B) have established safeguards to minimize  
2                   the use of such new tools or techniques for illicit  
3                   purposes.

4                   (2) *INFORMATION SHARING.*—The Secretary may  
5                   not direct programs or policy of the USAGM or the  
6                   OTF, but may share any research and development  
7                   with relevant Federal departments and agencies for  
8                   the exclusive purposes of—

9                   (A) sharing information, technologies, and  
10                  best practices; and

11                  (B) assessing the effectiveness of such tech-  
12                  nologies.

13                  (3) *UNITED STATES AGENCY FOR GLOBAL*  
14                  *MEDIA.*—The Chief Executive Officer of the USAGM,  
15                  in consultation with the President of the OTF,  
16                  shall—

17                  (A) coordinate international broadcasting  
18                  programs and incorporate such programs into  
19                  country broadcasting strategies, as appropriate;

20                  (B) solicit project proposals through an  
21                  open, transparent, and competitive application  
22                  process, including by seeking input from tech-  
23                  nical and subject matter experts; and

24                  (C) support internet circumvention tools  
25                  and techniques for audiences in countries that



1           are strategic priorities for the OTF, in accord-  
2           ance with USAGM's annual language service  
3           prioritization review.

4           (e) *USAGM REPORT*.—Not later than 120 days after  
5           the date of the enactment of this Act, the Chief Executive  
6           Office of the USAGM shall submit a report to the appro-  
7           priate congressional committees that describes—

8           (1) as of the date of the report—

9           (A) the full scope of internet freedom pro-  
10          grams within the USAGM, including—

11           (i) the efforts of the Office of Internet  
12          Freedom; and

13           (ii) the efforts of the Open Technology  
14          Fund;

15           (B) the capacity of internet censorship cir-  
16          cumvention tools supported by the Office of  
17          Internet Freedom and grantees of the Open Tech-  
18          nology Fund that are available for use by indi-  
19          viduals in foreign countries seeking to counteract  
20          censors; and

21           (C) any barriers to the provision of the ef-  
22          forts described in clauses (i) and (ii) of subpara-  
23          graph (A), including access to surge funding;  
24          and

1           (2) *successful examples from the Office of Inter-*  
2       *net Freedom and Open Technology Fund involving—*

3                (A) *responding rapidly to internet shut-*  
4       *downs in closed societies; and*

5                (B) *ensuring uninterrupted circumvention*  
6       *services for USAGM entities to promote internet*  
7       *freedom within repressive regimes.*

8       (f) *JOINT REPORT.—Not later than 60 days after the*  
9       *date of the enactment of this Act, the Secretary and the Ad-*  
10      *ministrator of USAID shall jointly submit a report, which*  
11      *may include a classified annex, to the appropriate congres-*  
12      *sional committees that describes—*

13           (1) *as of the date of the report—*

14                (A) *the full scope of internet freedom pro-*  
15      *grams within the Department and USAID, in-*  
16      *cluding—*

17                   (i) *Department circumvention efforts;*

18                   *and*

19                   (ii) *USAID efforts to support internet*  
20      *infrastructure;*

21                (B) *the capacity of internet censorship cir-*  
22      *cumvention tools supported by the Federal Gov-*  
23      *ernment that are available for use by individuals*  
24      *in foreign countries seeking to counteract censors;*  
25      *and*

1           (C) any barriers to provision of the efforts  
2           enumerated in clauses (i) and (ii) of subsection  
3           (e)(1)(A), including access to surge funding; and  
4           (2) any new resources needed to provide the Fed-  
5           eral Government with greater capacity to provide and  
6           boost internet access—

7           (A) to respond rapidly to internet shut-  
8           downs in closed societies; and

9           (B) to provide internet connectivity to for-  
10          eign locations where the provision of additional  
11          internet access service would promote freedom  
12          from repressive regimes.

13       (g) SECURITY AUDITS.—Before providing any support  
14       for open source technologies under this section, such tech-  
15       nologies must undergo comprehensive security audits to en-  
16       sure that such technologies are secure and have not been  
17       compromised in a manner that is detrimental to the interest  
18       of the United States or to the interests of individuals and  
19       organizations benefitting from programs supported by such  
20       funding.

21       (h) SURGE.—

22           (1) AUTHORIZATION OF APPROPRIATIONS.—Sub-  
23       ject to paragraph (2), there is authorized to be appro-  
24       priated, in addition to amounts otherwise made  
25       available for such purposes, \$2,500,000 to support

1        *internet freedom programs in closed societies, includ-*  
 2        *ing programs that—*

3                *(A) are carried out in crisis situations by*  
 4                *vetted entities that are already engaged in inter-*  
 5                *net freedom programs;*

6                *(B) involve circumvention tools; or*

7                *(C) increase the overseas bandwidth for*  
 8                *companies that received Federal funding during*  
 9                *the previous fiscal year.*

10            *(2) CERTIFICATION.—Amounts authorized to be*  
 11            *appropriated pursuant to paragraph (1) may not be*  
 12            *expended until the Secretary has certified to the ap-*  
 13            *propriate congressional committees, the Committee on*  
 14            *Appropriations of the Senate, and the Committee on*  
 15            *Appropriations of the House of Representatives that*  
 16            *the use of such funds is in the national interest of the*  
 17            *United States.*

18            *(i) DEFINED TERM.—In this section, the term “inter-*  
 19            *net censorship circumvention tool” means a software appli-*  
 20            *cation or other tool that an individual can use to evade*  
 21            *foreign government restrictions on internet access.*

22        **SEC. 708. ARMS EXPORT CONTROL ACT ALIGNMENT WITH**  
 23                **THE EXPORT CONTROL REFORM ACT.**

24            *Section 38(e) of the Arms Export Control Act (22*  
 25            *U.S.C. 2778(e)) is amended—*

1           (1) by striking “subsections (c), (d), (e), and (g)  
 2           of section 11 of the Export Administration Act of  
 3           1979, and by subsections (a) and (c) of section 12 of  
 4           such Act” and inserting “subsections (c) and (d) of  
 5           section 1760 of the Export Control Reform Act of  
 6           2018 (50 U.S.C. 4819), and by subsections (a)(1),  
 7           (a)(2), (a)(3), (a)(4), (a)(7), (c), and (h) of section  
 8           1761 of such Act (50 U.S.C. 4820)”;

9           (2) by striking “11(c)(2)(B) of such Act” and in-  
 10          serting “1760(c)(2) of such Act (50 U.S.C.  
 11          4819(c)(2))”;

12          (3) by striking “11(c) of the Export Administra-  
 13          tion Act of 1979” and inserting “section 1760(c) of  
 14          the Export Control Reform Act of 2018 (50 U.S.C.  
 15          4819(c))”; and

16          (4) by striking “\$500,000” and inserting “the  
 17          greater of \$1,200,000 or the amount that is twice the  
 18          value of the transaction that is the basis of the viola-  
 19          tion with respect to which the penalty is imposed.”.

20   **SEC. 709. INCREASING THE MAXIMUM ANNUAL LEASE PAY-**  
 21                           **MENT AVAILABLE WITHOUT APPROVAL BY**  
 22                           **THE SECRETARY.**

23          Section 10(a) of the Foreign Service Buildings Act,  
 24          1926 (22 U.S.C. 301(a)), is amended by striking “\$50,000”  
 25          and inserting “\$100,000”.

1 **SEC. 710. REPORT ON UNITED STATES ACCESS TO CRITICAL**  
 2 **MINERAL RESOURCES ABROAD.**

3 *Not later than 120 days after the date of the enactment*  
 4 *of this Act, the Secretary shall submit a report to the appro-*  
 5 *priate congressional committees that details, with regard to*  
 6 *the Department—*

7 *(1) diplomatic efforts to ensure United States ac-*  
 8 *cess to critical minerals acquired from outside of the*  
 9 *United States that are used to manufacture clean en-*  
 10 *ergy technologies; and*

11 *(2) collaboration with other parts of the Federal*  
 12 *Government to build a robust supply chain for crit-*  
 13 *ical minerals necessary to manufacture clean energy*  
 14 *technologies.*

15 **SEC. 711. ENSURING THE INTEGRITY OF COMMUNICATIONS**  
 16 **COOPERATION.**

17 *(a) DEFINED TERM.—In this section, the term “appro-*  
 18 *priate congressional committees” means—*

19 *(1) the Committee on Foreign Relations of the*  
 20 *Senate;*

21 *(2) the Select Committee on Intelligence of the*  
 22 *Senate;*

23 *(3) the Committee on Armed Services of the Sen-*  
 24 *ate;*

25 *(4) the Committee on Foreign Affairs of the*  
 26 *House of Representatives;*

1           (5) *the Permanent Select Committee on Intel-*  
2           *ligence of the House of Representatives; and*

3           (6) *the Committee on Armed Services of the*  
4           *House of Representatives.*

5           (b) *DETERMINATION.*—*Notwithstanding any other*  
6           *provision of law, not later than 15 days after any Chief*  
7           *of Mission determines that communications equipment pro-*  
8           *vided by the United States Government to a foreign govern-*  
9           *ment has been used for a purpose other than the purpose*  
10          *for which the equipment was authorized, the Secretary shall*  
11          *submit to the appropriate congressional committees—*

12           (1) *an unclassified notification that indicates*  
13           *that such an incident occurred and the country in*  
14           *which it occurred; and*

15           (2) *a classified notification that describes the in-*  
16           *cident concerned, including a description of—*

17                   (A) *the Federal department or agency that*  
18                   *provided the equipment;*

19                   (B) *the foreign entity or individual that*  
20                   *used the equipment for unlawful purposes; and*

21                   (C) *how the equipment was used in an un-*  
22                   *lawful manner.*

1 **SEC. 712. CONGRESSIONAL OVERSIGHT, QUARTERLY RE-**  
2 **VIEW, AND AUTHORITY RELATING TO CON-**  
3 **CURRENCE PROVIDED BY CHIEFS OF MISSION**  
4 **FOR THE PROVISION OF SUPPORT RELATING**  
5 **TO CERTAIN UNITED STATES GOVERNMENT**  
6 **OPERATIONS.**

7       (a) *NOTIFICATION REQUIRED.*—Not later than 30 days  
8 after the date on which a Chief of Mission provides concur-  
9 rence for the provision of United States Government sup-  
10 port to entities or individuals engaged in facilitating or  
11 supporting United States Government military- or secu-  
12 rity-related operations within the area of responsibility of  
13 the Chief of Mission, the Secretary shall notify the appro-  
14 priate congressional committees of the provision of such  
15 concurrence.

16       (b) *SEMIANNUAL REVIEW, DETERMINATION, AND*  
17 *BRIEFING REQUIRED.*—Not less frequently than every 180  
18 days, the Secretary, in order to ensure that the support de-  
19 scribed in subsection (a) continues to align with United  
20 States foreign policy objectives and the objectives of the De-  
21 partment, shall—

22               (1) *conduct a review of any concurrence de-*  
23 *scribed in subsection (a) in effect as of the date of the*  
24 *review;*



1           (2) *based on the review, determine whether to re-*  
 2           *voke any such concurrence pending further study and*  
 3           *review; and*

4           (3) *brief the appropriate congressional commit-*  
 5           *tees on the results of the review.*

6           (c) *REVOCATION OF CONCURRENCE.—If the Secretary*  
 7           *determines to revoke any concurrence described in sub-*  
 8           *section (a) pursuant to a review conducted under subsection*  
 9           *(b), the Secretary may revoke such concurrence.*

10          (d) *ANNUAL REPORT REQUIRED.—Not later than Jan-*  
 11          *uary 31 of each year, the Secretary shall submit to the ap-*  
 12          *propriate congressional committees a report that includes*  
 13          *the following:*

14               (1) *A description of any support described in*  
 15               *subsection (a) that was provided with the concurrence*  
 16               *of a Chief of Mission during the calendar year pre-*  
 17               *ceding the calendar year in which the report is sub-*  
 18               *mitted.*

19               (2) *An analysis of the effects of the support de-*  
 20               *scribed in paragraph (1) on diplomatic lines of effort,*  
 21               *including with respect to—*

22                       (A) *Nonproliferation, Anti-terrorism,*  
 23                       *Demining, and Related Programs (NADR) and*  
 24                       *associated Antiterrorism Assistance (ATA) pro-*  
 25                       *grams;*

1                   (B) *International Narcotics Control and*  
 2                   *Law Enforcement (INCLE) programs; and*

3                   (C) *Foreign Military Sales (FMS), Foreign*  
 4                   *Military Financing (FMF), and associated*  
 5                   *training programs.*

6 **SEC. 713. PROVISION OF PARKING SERVICES AND RETEN-**  
 7                   **TION OF PARKING FEES.**

8           *The Secretary of State may—*

9                   (1) *provide parking services, including electric*  
 10                  *vehicle charging and other parking services, in facili-*  
 11                  *ties operated by or for the Department; and*

12                  (2) *charge fees for such services that may be de-*  
 13                  *posited into the appropriate account of the Depart-*  
 14                  *ment, to remain available until expended for the pur-*  
 15                  *poses of such account.*

16 **SEC. 714. DIPLOMATIC RECEPTION AREAS.**

17           (a) *DEFINED TERM.*—*In this section, the term “recep-*  
 18           *tion areas” has the meaning given such term in section*  
 19           *41(c) of the State Department Basic Authorities Act of 1956*  
 20           *(22 U.S.C. 2713(c)).*

21           (b) *IN GENERAL.*—*The Secretary may sell goods and*  
 22           *services and use the proceeds of such sales for administra-*  
 23           *tion and related support of the reception areas consistent*  
 24           *with section 41(a) of the State Department Basic Authori-*  
 25           *ties Act of 1956 (22 U.S.C. 2713(a)).*

1       (c) *AMOUNTS COLLECTED.*—Amounts collected pursu-  
 2   *ant to the authority provided under subsection (b) may be*  
 3   *deposited into an account in the Treasury, to remain avail-*  
 4   *able until expended.*

5   **SEC. 715. CONSULAR AND BORDER SECURITY PROGRAMS**  
 6                   **VISA SERVICES COST RECOVERY PROPOSAL.**

7       *Section 103 of the Enhanced Border Security and Visa*  
 8   *Entry Reform Act of 2002 (8 U.S.C. 1713) is amended—*  
 9       *(1) in subsection (b)—*

10                   (A) by inserting “or surcharge” after “ma-  
 11       *chine-readable visa fee”; and*

12                   (B) by adding at the end the following:  
 13       *“The amount of the machine-readable visa fee or*  
 14       *surcharge under this subsection may also account*  
 15       *for the cost of other consular services that are not*  
 16       *otherwise subject to a fee or surcharge retained*  
 17       *by the Department of State.”; and*

18       *(2) in subsection (d), by inserting “or sur-*  
 19       *charges” after “amounts collected as fees”.*

20   **SEC. 716. RETURN OF SUPPORTING DOCUMENTS FOR PASS-**  
 21                   **PORT APPLICATIONS THROUGH UNITED**  
 22                   **STATES POSTAL SERVICE CERTIFIED MAIL.**

23       (a) *IN GENERAL.*—Not later than 180 days after the  
 24   *date of the enactment of this Act, the Secretary shall estab-*  
 25   *lish a procedure that provides, to any individual applying*

1 *for a new United States passport or to renew the United*  
2 *States passport of the individual by mail, the option to have*  
3 *supporting documents for the application returned to the*  
4 *individual by the United States Postal Service through cer-*  
5 *tified mail.*

6 (b) *COST.*—

7 (1) *RESPONSIBILITY.*—*The cost of returning sup-*  
8 *porting documents to an individual as described in*  
9 *subsection (a) shall be the responsibility of the indi-*  
10 *vidual.*

11 (2) *FEE.*—*The fee charged to the individual by*  
12 *the Secretary for returning supporting documents as*  
13 *described in subsection (a) shall be the sum of—*

14 (A) *the retail price charged by the United*  
15 *States Postal Service for the service; and*

16 (B) *the estimated cost of processing the re-*  
17 *turn of the supporting documents.*

18 (3) *REPORT.*—*The Secretary shall submit a re-*  
19 *port to the appropriate congressional committees*  
20 *that—*

21 (A) *details the costs included in the proc-*  
22 *essing fee described in paragraph (2); and*

23 (B) *includes an estimate of the average cost*  
24 *per request.*

1 **SEC. 717. REPORT ON DISTRIBUTION OF PERSONNEL AND**  
 2 **RESOURCES RELATED TO ORDERED DEPAR-**  
 3 **TURES AND POST CLOSURES.**

4 *Not later than 90 days after the date of the enactment*  
 5 *of this Act, the Secretary of State shall submit a report to*  
 6 *the appropriate congressional committees that describes—*

7 *(1) how Department personnel and resources*  
 8 *dedicated to Mission Afghanistan were reallocated fol-*  
 9 *lowing the closure of diplomatic posts in Afghanistan*  
 10 *in August 2021; and*

11 *(2) the extent to which Department personnel*  
 12 *and resources for Mission Iraq were reallocated fol-*  
 13 *lowing ordered departures for diplomatic posts in*  
 14 *March 2020, and how such resources were reallocated.*

15 **SEC. 718. ELIMINATION OF OBSOLETE REPORTS.**

16 *(a) CERTIFICATION OF EFFECTIVENESS OF THE AUS-*  
 17 *TRALIA GROUP.—Section 2(7) of Senate Resolution 75*  
 18 *(105th Congress) is amended by striking subparagraph (C).*

19 *(b) ACTIVITIES OF THE TALIBAN.—Section 7044(a)(4)*  
 20 *of the Department of State, Foreign Operations, and Re-*  
 21 *lated Programs Appropriations Act, 2021 (division K of*  
 22 *Public Law 116–260) is amended by striking “the following*  
 23 *purposes—” and all that follows through “(B)”.*

24 *(c) PLANS TO IMPLEMENT THE GANDHI-KING SCHOL-*  
 25 *ARLY EXCHANGE INITIATIVE.—The Gandhi-King Scholarly*  
 26 *Exchange Initiative Act (subtitle D of title III of division*

1 *FF of Public Law 116–260) is amended by striking section*  
 2 *336.*

3 *(d) PROGRESS REPORT ON JERUSALEM EMBASSY.—*  
 4 *The Jerusalem Embassy Act of 1995 (Public Law 104–45)*  
 5 *is amended by striking section 6.*

6 *(e) BURMA’S TIMBER TRADE.—The Tom Lantos Block*  
 7 *Burmese JADE (Junta’s Anti-Democratic Efforts) Act of*  
 8 *2008 (Public Law 110–286; 50 U.S.C. 1701 note) is amend-*  
 9 *ed by striking section 12.*

10 *(f) MONITORING OF ASSISTANCE FOR AFGHANISTAN.—*  
 11 *Section 103 of the Afghanistan Freedom Support Act of*  
 12 *2002 (22 U.S.C. 7513) is amended by striking subsection*  
 13 *(d).*

14 *(g) PRESIDENTIAL ANTI-PEDOPHILIA CERTIFI-*  
 15 *CATION.—Section 102 of the Foreign Relations Authoriza-*  
 16 *tion Act, Fiscal Years 1994 and 1995 (Public Law 103–*  
 17 *236) is amended by striking subsection (g).*

18 *(h) MICROENTERPRISE FOR SELF-RELIANCE RE-*  
 19 *PORT.—Title III of the Microenterprise for Self-Reliance*  
 20 *and International Anti-Corruption Act of 2000 (Public*  
 21 *Law 106–309; 22 U.S.C. 2462 note) is amended by striking*  
 22 *section 304.*

23 *(i) PROMOTING THE RULE OF LAW IN THE RUSSIAN*  
 24 *FEDERATION TO SUPPORT UNITED STATES TRADE AND IN-*

1 VESTMENT.—*The Sergei Magnitsky Rule of Law Account-*  
 2 *ability Act of 2012 (Public Law 112–208), is amended—*

3           *(1) in the table of contents, by amending the*  
 4 *item relating to section 202 to read as follows:*

*“Sec. 202. Reporting bribery and corruption in the Russian Federation to sup-*  
*port United States trade and investment.”.*

5           *(2) by amending section 202 to read as follows:*

6 **“SEC. 202. REPORTING BRIBERY AND CORRUPTION IN THE**  
 7 **RUSSIAN FEDERATION TO SUPPORT UNITED**  
 8 **STATES TRADE AND INVESTMENT.**

9           *“(a) IN GENERAL.—The Secretary of Commerce shall*  
 10 *establish and maintain a dedicated phone hotline and se-*  
 11 *cure website, accessible from within and outside the Russian*  
 12 *Federation, for the purpose of allowing United States enti-*  
 13 *ties—*

14           *“(1) to report instances of bribery, attempted*  
 15 *bribery, or other forms of corruption in the Russian*  
 16 *Federation that impact or potentially impact their*  
 17 *operations; and*

18           *“(2) to request the assistance of the United*  
 19 *States with respect to issues relating to corruption in*  
 20 *the Russian Federation.*

21           *“(b) REPORT REQUIRED.—*

22           *“(1) IN GENERAL.—Not later than 1 year after*  
 23 *the effective date under section 102(b) of the extension*  
 24 *of nondiscriminatory treatment to the products of the*

1       *Russian Federation, and annually thereafter, the Sec-*  
2       *retary of Commerce shall submit a report to the Com-*  
3       *mittee on Finance of the Senate and the Committee*  
4       *on Ways and Means of the House of Representatives*  
5       *that includes—*

6               “(A) *the number of instances in which brib-*  
7               *ery, attempted bribery, or other forms of corrup-*  
8               *tion have been reported using the hotline or*  
9               *website established pursuant to subsection (a);*

10              “(B) *a description of the regions in the*  
11              *Russian Federation in which such instances are*  
12              *alleged to have occurred;*

13              “(C) *a summary of actions taken by the*  
14              *United States to provide assistance to United*  
15              *States entities pursuant to subsection (a)(2); and*

16              “(D) *a description of the efforts taken by*  
17              *the Secretary of Commerce to inform United*  
18              *States entities conducting business in the Rus-*  
19              *sian Federation, or considering conducting busi-*  
20              *ness in the Russian Federation, of the avail-*  
21              *ability of assistance through the hotline and*  
22              *website established pursuant to subsection (a).*

23              “(2) *CONFIDENTIALITY.—The Secretary of Com-*  
24              *merce may not include, in the report required under*  
25              *paragraph (1), the identity of a United States entity*



1       *that reports instances of bribery, attempted bribery,*  
 2       *or other forms of corruption in the Russian Federa-*  
 3       *tion or requests assistance pursuant to subsection*  
 4       *(a).”.*

5   **SEC. 719. LOCALITY PAY FOR FEDERAL EMPLOYEES WORK-**  
 6                   **ING OVERSEAS UNDER DOMESTIC EMPLOYEE**  
 7                   **TELEWORKING OVERSEAS AGREEMENTS.**

8       *(a) DEFINITIONS.—In this section:*

9               *(1) CIVIL SERVICE.—The term “civil service” has*  
 10       *the meaning given the term in section 2101 of title*  
 11       *5, United States Code.*

12              *(2) COVERED EMPLOYEE.—The term “covered*  
 13       *employee” means an employee who—*

14                   *(A) occupies a position in the civil service;*  
 15       *and*

16                   *(B) is working overseas under a Domestic*  
 17       *Employee Teleworking Overseas agreement.*

18              *(3) LOCALITY PAY.—The term “locality pay”*  
 19       *means a locality-based comparability payment paid*  
 20       *in accordance with subsection (b).*

21              *(4) NONFOREIGN AREA.—The term “nonforeign*  
 22       *area” has the meaning given the term in section*  
 23       *591.205 of title 5, Code of Federal Regulations, or*  
 24       *any successor regulation.*

1           (5) *OVERSEAS*.—*The term “overseas” means any*  
2           *geographic location that is not in—*

3                     (A) *the continental United States; or*

4                     (B) *a nonforeign area.*

5           (b) *PAYMENT OF LOCALITY PAY*.—*Each covered em-*  
6           *ployee shall be paid locality pay in an amount that is equal*  
7           *to the lesser of—*

8                     (1) *the amount of a locality-based comparability*  
9                     *payment that the covered employee would have been*  
10                    *paid under section 5304 or 5304a of title 5, United*  
11                    *States Code, had the official duty station of the cov-*  
12                    *ered employee not been changed to reflect an overseas*  
13                    *location under the applicable Domestic Employee*  
14                    *Teleworking Overseas agreement; or*

15                    (2) *the amount of a locality-based comparability*  
16                    *payment that the covered employee would be paid*  
17                    *under section 1113 of the Supplemental Appropria-*  
18                    *tions Act, 2009 (Public Law 111–32), as limited*  
19                    *under section 803(a)(4)(B) of this Act, if the covered*  
20                    *employee were an eligible member of the Foreign*  
21                    *Service (as defined in subsection (b) of such section*  
22                    *1113).*

23           (c) *APPLICATION*.—*Locality pay paid to a covered em-*  
24           *ployee under this section—*

1           (1) *shall begin to be paid not later than 60 days*  
 2           *after the date of the enactment of this Act; and*

3           (2) *shall be treated in the same manner, and*  
 4           *subject to the same terms and conditions, as a local-*  
 5           *ity-based comparability payment paid under section*  
 6           *5304 or 5304a of title 5, United States Code.*

7           (d) *ANNUITY COMPUTATION.—Notwithstanding any*  
 8           *other provision of law, for purposes of any annuity com-*  
 9           *putation under chapter 83 or 84 of title 5, United States*  
 10          *Code, the basic pay of a covered employee shall—*

11           (1) *be considered to be the rate of basic pay that*  
 12           *would have been paid to the covered employee had the*  
 13           *official duty station of the covered employee not been*  
 14           *changed to reflect an overseas location under the ap-*  
 15           *plicable Domestic Employee Teleworking Overseas*  
 16           *agreement; and*

17           (2) *include locality pay paid to the covered em-*  
 18           *ployee under this section.*

19 **SEC. 720. DEPARTMENT OF STATE DIPLOMACY IN RE-**  
 20                           **SPONSE TO THE UNITED NATIONS INDE-**  
 21                           **PENDENT INTERNATIONAL COMMISSION OF**  
 22                           **INQUIRY ON ISRAEL.**

23           (a) *STATEMENT OF POLICY.—It is the policy of the*  
 24           *United States for the Secretary to pursue, during the*  
 25           *United Nations General Assembly and in all future partici-*

1 *pation in United Nations’ fora, with respect to the United*  
 2 *Nations Independent International Commission of Inquiry*  
 3 *on the Occupied Palestinian Territory, including East Je-*  
 4 *rusalem, and in Israel (referred to in this subsection as the*  
 5 *“Commission”)—*

6 *(1) the establishment of criteria for the dissolu-*  
 7 *tion of the Commission, mirroring standard criteria*  
 8 *established in other recent Commissions of Inquiry on*  
 9 *Syria, Libya, South Sudan, and Venezuela;*

10 *(2) the dissolution of the Commission in the con-*  
 11 *text of the United States’—*

12 *(A) participation in the United Nations*  
 13 *General Assembly Third Committee; and*

14 *(B) engagement on the United Nations*  
 15 *Human Rights Council;*

16 *(3) the determination of an expiration date for*  
 17 *the Commission that is as soon as possible;*

18 *(4) continued advocacy in the United Nations*  
 19 *General Assembly Fifth Committee to limit resources*  
 20 *available to the Commission commensurate with other*  
 21 *recent Commissions of Inquiry; and*

22 *(5) continued advocacy for membership in the*  
 23 *United Nations Human Rights Council of countries*  
 24 *that do not pursue antisemitic or anti-Israel agendas.*

1       (b) *REPORT*.—Not later than 120 days after the date  
2 of the enactment of this Act, the Secretary shall submit a  
3 report to the appropriate congressional committees describ-  
4 ing the actions taken by the Department in pursuit of the  
5 goals set forth in subsection (a).

6 **SEC. 721. PROHIBITION ON ENTRY OF OFFICIALS OF FOR-**  
7 **EIGN GOVERNMENTS INVOLVED IN SIGNIFI-**  
8 **CANT CORRUPTION OR GROSS VIOLATIONS**  
9 **OF HUMAN RIGHTS.**

10       (a) *INELIGIBILITY*.—

11           (1) *IN GENERAL*.—Any official of a foreign gov-  
12 ernment, and the immediate family members of such  
13 an official, about whom the Secretary has credible in-  
14 formation has been involved, directly or indirectly, in  
15 significant corruption, including corruption related to  
16 the extraction of natural resources, or a gross viola-  
17 tion of human rights shall be ineligible for entry into  
18 the United States.

19           (2) *DESIGNATION*.—The Secretary shall publicly  
20 or privately designate or identify each official of a  
21 foreign government, and the immediate family mem-  
22 bers of such official, about whom the Secretary has  
23 such credible information related to any act described  
24 in paragraph (1), without regard to whether the offi-  
25 cial has applied for a visa.

1       (b) *EXCEPTION.*—Subsection (a)(1) shall not apply to  
2   an individual if the entry of the individual into the United  
3   States would further important United States law enforce-  
4   ment objectives or is necessary to permit the United States  
5   to fulfill its obligations under the Agreement regarding the  
6   Headquarters of the United Nations, signed at Lake Success  
7   June 26, 1947, and entered into force November 21, 1947,  
8   between the United Nations and the United States, or any  
9   other applicable international obligations of the United  
10   States.

11       (c) *WAIVER.*—The Secretary may waive the applica-  
12   tion of subsection (a) if the Secretary determines that such  
13   a waiver would serve a compelling national interest or that  
14   the circumstances that caused the individual concerned to  
15   be ineligible for entry or admission to the United States  
16   pursuant to subsection (a)(1) or to be designated pursuant  
17   to subsection (a)(2) have changed sufficiently.

18       (d) *REPORT.*—

19           (1) *IN GENERAL.*—Not later than 30 days after  
20   the date of the enactment of this Act, and every 90  
21   days thereafter, the Secretary shall submit to the ap-  
22   propriate congressional committees, the Committee on  
23   Appropriations of the Senate, and the Committee on  
24   Appropriations of the House of Representatives a re-  
25   port that, for the reporting period—

1           (A) includes the information related to cor-  
2           ruption or violation of human rights concerning  
3           each individual found to be ineligible for entry  
4           into the United States under subsection (a)(1);

5           (B) identifies—

6                 (i) each individual whom the Secretary  
7                 designated or identified pursuant to sub-  
8                 section (a)(2); and

9                 (ii) each individual who would have  
10                been so ineligible but for the application of  
11                subsection (b); and

12           (C) includes a list of waivers provided  
13           under subsection (c) and a justification for each  
14           waiver.

15           (2) *FORM.*—Each report required by paragraph  
16           (1) shall be submitted in unclassified form but may  
17           include a classified annex.

18           (3) *PUBLIC AVAILABILITY.*—The Secretary shall  
19           make available to the public on a publicly accessible  
20           internet website of the Department of State the un-  
21           classified portion of each report required by para-  
22           graph (1).

23           (e) *REFERRAL FOR FINANCIAL SANCTIONS.*—Fol-  
24           lowing the application of subsection (a), the Secretary  
25           should, as appropriate, refer to the Secretary of the Treas-

1 ury, through the Office of Foreign Assets Control, a list of  
 2 persons who have been designated pursuant to subsection  
 3 (a)(2) and related supporting information for review for  
 4 the imposition of sanctions, in accordance with United  
 5 States law, to block the transfer of property and interests  
 6 in property, and all financial transactions, in the United  
 7 States involving any person described in subsection (a).

8 (f) CLARIFICATION.—For purposes of subsections (a)  
 9 and (d), the records of the Department and of diplomatic  
 10 and consular offices of the United States pertaining to the  
 11 issuance or refusal of visas or permits to enter the United  
 12 States shall not be considered confidential.

13 **SEC. 722. MODIFICATIONS TO SANCTIONS WITH RESPECT**  
 14 **TO HUMAN RIGHTS VIOLATIONS.**

15 (a) SENSE OF CONGRESS.—

16 (1) IN GENERAL.—The Global Magnitsky  
 17 Human Rights Accountability Act (22 U.S.C. 10101  
 18 et seq.) is amended by inserting after section 1262 the  
 19 following:

20 **“SEC. 1262A. SENSE OF CONGRESS.**

21 “It is the sense of Congress that the President should  
 22 establish and regularize information sharing and sanctions-  
 23 related decision making with like-minded governments pos-  
 24 sessing human rights and anti-corruption sanctions pro-



1 *grams similar in nature to those authorized under this sub-*  
 2 *title.”.*

3 (2) *CLERICAL AMENDMENT.—The table of con-*  
 4 *tents in section 2(b) and in title XII of division A of*  
 5 *the National Defense Authorization Act for Fiscal*  
 6 *Year 2017 (Public Law 114–328) are each amended*  
 7 *by inserting after the items relating to section 1262*  
 8 *the following:*

*“Sec. 1262A. Sense of Congress.”.*

9 (b) *IMPOSITION OF SANCTIONS.—*

10 (1) *IN GENERAL.—Section 1263(a) of the Global*  
 11 *Magnitsky Human Rights Accountability Act (22*  
 12 *U.S.C. 10102) is amended by striking paragraphs (2)*  
 13 *through (4) and inserting the following:*

14 “(2) *is a current or former government official,*  
 15 *or a person acting for or on behalf of such an official,*  
 16 *who is responsible for or complicit in, or has directly*  
 17 *or indirectly engaged in—*

18 “(A) *corruption, including—*

19 “(i) *the misappropriation of state as-*  
 20 *sets;*

21 “(ii) *the expropriation of private assets*  
 22 *for personal gain;*

23 “(iii) *corruption related to government*  
 24 *contracts or the extraction of natural re-*  
 25 *sources; or*

1                   “(iv) bribery; or

2                   “(B) the transfer or facilitation of the  
3                   transfer of the proceeds of corruption;

4                   “(3) is or has been a leader or official of—

5                   “(A) an entity, including a government en-  
6                   tity, that has engaged in, or whose members have  
7                   engaged in, any of the activities described in  
8                   paragraph (1) or (2) related to the tenure of the  
9                   leader or official; or

10                  “(B) an entity whose property and interests  
11                  in property are blocked pursuant to this section  
12                  as a result of activities related to the tenure of  
13                  the leader or official;

14                  “(4) has materially assisted, sponsored, or pro-  
15                  vided financial, material, or technological support  
16                  for, or goods or services to or in support of—

17                  “(A) an activity described in paragraph (1)  
18                  or (2) that is conducted by a foreign person;

19                  “(B) a person whose property and interests  
20                  in property are blocked pursuant to this section;  
21                  or

22                  “(C) an entity, including a government en-  
23                  tity, that has engaged in, or whose members have  
24                  engaged in, an activity described in paragraph  
25                  (1) or (2) conducted by a foreign person; or

1           “(5) is owned or controlled by, or has acted or  
2           been purported to act for or on behalf of, directly or  
3           indirectly, a person whose property and interests in  
4           property are blocked pursuant to this section.”.

5           (2) *CONSIDERATION OF CERTAIN INFORMA-*  
6           *TION.*—Subsection (c)(2) of such section is amended  
7           by inserting “corruption and” after “monitor”.

8           (3) *REQUESTS BY CONGRESS.*—Subsection (d)(2)  
9           of such section is amended to read as follows:

10           “(2) *REQUIREMENTS.*—A request under para-  
11           graph (1) with respect to whether a foreign person has  
12           engaged in an activity described in subsection (a)  
13           shall be submitted to the President in writing jointly  
14           by the chairperson and ranking member of one of the  
15           appropriate congressional committees.”.

16           (c) *REPORTS TO CONGRESS.*—Section 1264(a) of the  
17           *Global Magnitsky Human Rights Accountability Act* (22  
18           *U.S.C. 10103(a)*) is amended—

19           (1) in paragraph (5), by striking “; and” and  
20           inserting a semicolon;

21           (2) in paragraph (6), by striking the period at  
22           the end and inserting a semicolon; and

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

24           “(7) a description of additional steps taken by  
25           the President through diplomacy, international en-

1        *gagement, and assistance to foreign or security sectors*  
2        *to address persistent underlying causes of conduct*  
3        *giving rise to the imposition of sanctions under this*  
4        *section, as amended on or after the date of the enact-*  
5        *ment of this paragraph, in each country in which for-*  
6        *ign persons with respect to which such sanctions*  
7        *have been imposed are located; and*

8                *“(8) a description of additional steps taken by*  
9        *the President to ensure the pursuit of judicial ac-*  
10        *countability in appropriate jurisdictions with respect*  
11        *to foreign persons subject to sanctions under this sec-*  
12        *tion.”.*

13    **SEC. 723. REPORT OF SHOOTING OF PALESTINIAN-AMER-**  
14                **ICAN JOURNALIST IN JENIN.**

15        *Not later than 14 days after the date of the enactment*  
16        *of this Act, the Secretary shall submit to the appropriate*  
17        *congressional committees a complete copy, in classified or*  
18        *unclassified format, as appropriate, of the report overseen*  
19        *by the United States Security Coordinator for Israel and*  
20        *the Palestinian Authority regarding the circumstances sur-*  
21        *rounding the shooting of Shireen Abu Akleh in Jenin on*  
22        *May 11, 2022.*

23    **SEC. 724. REPORT ON COUNTERING THE ACTIVITIES OF MA-**  
24                **LIGN ACTORS.**

25        *(a) REPORT.—*

1           (1) *IN GENERAL.*—Not later than 1 year after  
2           the date of the enactment of this Act, the Secretary,  
3           in consultation with the Secretary of the Treasury  
4           and the Administrator, shall submit a report to the  
5           appropriate congressional committees regarding  
6           United States diplomatic efforts in Africa in achiev-  
7           ing United States policy goals and countering the ac-  
8           tivities of malign actors.

9           (2) *ELEMENTS.*—The report required under  
10          paragraph (1) shall include—

11                (A) case studies from Mali, Sudan, the Cen-  
12                tral African Republic, the Democratic Republic  
13                of the Congo, and South Sudan, with the goal of  
14                assessing the effectiveness of diplomatic tools dur-  
15                ing the 5-year period ending on the date of the  
16                enactment of this Act; and

17                (B) an assessment of—

18                       (i) the extent and effectiveness of cer-  
19                       tain diplomatic tools to advance United  
20                       States priorities in the respective case study  
21                       countries, including—

22                               (I) in-country diplomatic pres-  
23                               ence;

24                               (II) humanitarian and develop-  
25                               ment assistance;

1                   (III) support for increased 2-way  
2                   trade and investment;

3                   (IV) United States security assist-  
4                   ance;

5                   (V) public diplomacy; and

6                   (VI) accountability measures, in-  
7                   cluding sanctions;

8                   (ii) whether the use of the diplomatic  
9                   tools described in clause (i) achieved the  
10                  diplomatic ends for which they were in-  
11                  tended; and

12                  (iii) the means by which the Russian  
13                  Federation and the People's Republic of  
14                  China exploited any openings for diplo-  
15                  matic engagement in the case study coun-  
16                  tries.

17           (b) *FORM.*—The report required under subsection (b)  
18           shall be submitted in classified form.

19           (c) *CLASSIFIED BRIEFING REQUIRED.*—Not later than  
20           1 year after the date of the enactment of this Act, the Sec-  
21           retary and the Administrator shall jointly brief Congress  
22           regarding the report required under subsection (b).

1 **SEC. 725. LIMITATION ON WITHDRAWAL FROM NORTH AT-**  
2 **LANTIC TREATY.**

3 (a) *OPPOSITION OF CONGRESS TO SUSPENSION, TER-*  
4 *MINATION, DENUNCIATION, OR WITHDRAWAL FROM NORTH*  
5 *ATLANTIC TREATY.*—*The President shall not suspend, ter-*  
6 *minate, denounce, or withdraw the United States from the*  
7 *North Atlantic Treaty, done at Washington, DC, April 4,*  
8 *1949, except by and with the advice and consent of the Sen-*  
9 *ate, provided that two-thirds of the Senators present concur,*  
10 *or pursuant to an Act of Congress.*

11 (b) *LIMITATION ON THE USE OF FUNDS.*—*No funds*  
12 *authorized or appropriated by any Act may be used to sup-*  
13 *port, directly or indirectly, any efforts on the part of any*  
14 *United States Government official to take steps to suspend,*  
15 *terminate, denounce, or withdraw the United States from*  
16 *the North Atlantic Treaty, done at Washington, DC, April*  
17 *4, 1949, until such time as both the Senate and the House*  
18 *of Representatives pass, by an affirmative vote of two-thirds*  
19 *of Members, a joint resolution approving the withdrawal*  
20 *of the United States from the treaty or pursuant to an Act*  
21 *of Congress.*

22 (c) *NOTIFICATION OF TREATY ACTION.*—

23 (1) *CONSULTATION.*—*Prior to the notification*  
24 *described in paragraph (2), the President shall con-*  
25 *sult with the appropriate congressional committees in*  
26 *relation to any effort to suspend, terminate, denounce,*

1        *or withdraw the United States from the North Atlan-*  
2        *tic Treaty.*

3            (2) *NOTIFICATION.—The President shall notify*  
4        *the appropriate congressional committees in writing*  
5        *of any effort to suspend, terminate, denounce, or with-*  
6        *draw the United States from the North Atlantic Trea-*  
7        *ty, as soon as possible, but in no event later than 180*  
8        *days before taking such action.*

9            (d) *AUTHORIZATION OF LEGAL COUNSEL TO REP-*  
10       *RESENT CONGRESS.—Both the Senate Legal Counsel and*  
11       *the General Counsel to the House of Representatives are au-*  
12       *thorized to independently or collectively represent Congress*  
13       *in initiating or intervening in any judicial proceedings in*  
14       *any Federal court of competent jurisdiction on behalf of*  
15       *Congress in order to oppose any effort to suspend, termi-*  
16       *nate, denounce, or withdraw the United States from the*  
17       *North Atlantic Treaty in a manner inconsistent with this*  
18       *section.*

19            (e) *REPORTING REQUIREMENT.—Any legal counsel op-*  
20       *erating pursuant to subsection (d) shall report as soon as*  
21       *practicable to the appropriate congressional committees*  
22       *with respect to any judicial proceedings which the Senate*  
23       *Legal Counsel or the General Counsel to the House of Rep-*  
24       *resentatives, as the case may be, initiates or in which it*  
25       *intervenes pursuant to subsection (d).*



1       (f) *RULE OF CONSTRUCTION.*—*Nothing in this section*  
 2 *shall be construed to authorize, imply, or otherwise indicate*  
 3 *that the President may suspend, terminate, denounce, or*  
 4 *withdraw from any treaty to which the Senate has provided*  
 5 *its advice and consent without the advice and consent of*  
 6 *the Senate to such act or pursuant to an Act of Congress.*

7       (g) *SEVERABILITY.*—*If any provision of this section or*  
 8 *the application of such provision is held by a Federal court*  
 9 *to be unconstitutional, the remainder of this section and*  
 10 *the application of the provisions of such to any person or*  
 11 *circumstance shall not be affected thereby.*

12       (h) *DEFINITIONS.*—*In this section, the terms “with-*  
 13 *drawal”, “denunciation”, “suspension”, and “termination”*  
 14 *have the meaning given such terms in the Vienna Conven-*  
 15 *tion on the Law of Treaties, concluded at Vienna May 23,*  
 16 *1969.*

## 17       **TITLE VIII—EXTENSION OF** 18       **AUTHORITIES**

### 19       **SEC. 801. CONSULTING SERVICES.**

20       *Any consulting services through procurement contracts*  
 21 *shall be limited to contracts in which such expenditures are*  
 22 *a matter of public record and available for public inspec-*  
 23 *tion, except where otherwise provided under existing law,*  
 24 *or under existing Executive order issued pursuant to exist-*  
 25 *ing law.*

1 **SEC. 802. DIPLOMATIC FACILITIES.**

2 *For the purposes of calculating the costs of providing*  
 3 *new United States diplomatic facilities in any fiscal year,*  
 4 *in accordance with section 604(e) of the Secure Embassy*  
 5 *Construction and Counterterrorism Act of 1999 (22 U.S.C.*  
 6 *4865 note), the Secretary of State, in consultation with the*  
 7 *Director of the Office of Management and Budget, shall de-*  
 8 *termine the annual program level and agency shares for*  
 9 *such fiscal year in a manner that is proportional to the*  
 10 *contribution of the Department of State for this purpose.*

11 **SEC. 803. EXTENSION OF EXISTING AUTHORITIES.**

12 *(a) EXTENSION OF AUTHORITIES.—*

13 *(1) PASSPORT FEES.—Section 1(b)(2) of the*  
 14 *Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))*  
 15 *shall be applied by striking “September 30, 2010”*  
 16 *and inserting “September 30, 2024”.*

17 *(2) INCENTIVES FOR CRITICAL POSTS.—The au-*  
 18 *thority contained in section 1115(d) of the Supple-*  
 19 *mental Appropriations Act, 2009 (Public Law 111–*  
 20 *32) shall remain in effect through “September 30,*  
 21 *2024”.*

22 *(3) USAID CIVIL SERVICE ANNUITANT WAIV-*  
 23 *ER.—Section 625(j)(1)(B) of the Foreign Assistance*  
 24 *Act of 1961 (22 U.S.C. 2385(j)(1)(B)) shall be applied*  
 25 *by striking “October 1, 2010” and inserting “Sep-*  
 26 *tember 30, 2024”.*

1           (4) *OVERSEAS PAY COMPARABILITY AND LIMITA-*  
2           *TION.*—

3                   (A) *IN GENERAL.*—*The authority provided*  
4                   *by section 1113 of the Supplemental Appropria-*  
5                   *tions Act, 2009 (Public Law 111–32) shall re-*  
6                   *main in effect through September 30, 2024.*

7                   (B) *LIMITATION.*—*The authority described*  
8                   *in subparagraph (A) may not be used to pay an*  
9                   *eligible member of the Foreign Service (as de-*  
10                  *finied in section 1113(b) of the Supplemental Ap-*  
11                  *propriations Act, 2009 (Public Law 111–32)) a*  
12                  *locality-based comparability payment (stated as*  
13                  *a percentage) that exceeds two-thirds of the*  
14                  *amount of the locality-based comparability pay-*  
15                  *ment (stated as a percentage) that would be pay-*  
16                  *able to such member under section 5304 of title*  
17                  *5, United States Code, if such member’s official*  
18                  *duty station were in the District of Columbia.*

19           (5) *INSPECTOR GENERAL ANNUITANT WAIVER.*—  
20           *The authorities provided in section 1015(b) of the*  
21           *Supplemental Appropriations Act, 2010 (Public Law*  
22           *111–212)*—

23                   (A) *shall remain in effect through Sep-*  
24                   *tember 30, 2024; and*

1           (B) may be used to facilitate the assignment  
2           of persons for oversight of programs in Somalia,  
3           South Sudan, Syria, Venezuela, and Yemen.

4           (6) ACCOUNTABILITY REVIEW BOARDS.—The au-  
5           thority provided under section 301(a)(3) of the Omni-  
6           bus Diplomatic Security and Antiterrorism Act of  
7           1986 (22 U.S.C. 4831(a)(3)) shall remain in effect for  
8           facilities in Afghanistan and shall apply to facilities  
9           in Ukraine through September 30, 2024, except that  
10          the notification and reporting requirements contained  
11          in such section shall include the appropriate congres-  
12          sional committees, the Committee on Appropriations  
13          of the Senate, and the Committee on Appropriations  
14          of the House of Representatives.

15          (7) DEPARTMENT OF STATE INSPECTOR GEN-  
16          ERAL WAIVER AUTHORITY.—The Inspector General of  
17          the Department may waive the provisions of sub-  
18          sections (a) through (d) of section 824 of the Foreign  
19          Service Act of 1980 (22 U.S.C. 4064), on a case-by-  
20          case basis, for an annuitant reemployed by the In-  
21          spector General on a temporary basis, subject to the  
22          same constraints and in the same manner by which  
23          the Secretary of State may exercise such waiver au-  
24          thority pursuant to subsection (g) of such section.

1       (b) *EXTENSION OF PROCUREMENT AUTHORITY.*—Sec-  
 2       tion 7077 of the Department of State, Foreign Operations,  
 3       and Related Programs Appropriations Act, 2012 (division  
 4       I of Public Law 112–74) shall continue in effect until Sep-  
 5       tember 30, 2024.

6       **SEC. 804. WAR RESERVES STOCKPILE AND MILITARY TRAIN-**  
 7       **ING REPORT.**

8       (a) *EXTENSION OF WAR RESERVES STOCKPILE AU-*  
 9       *THORITY.*—Section 12001(d) of the Department of Defense  
 10       Appropriations Act, 2005 (Public Law 108–287; 118 Stat.  
 11       1011) is amended by striking “of this section” and all that  
 12       follows through the period at the end and inserting “of this  
 13       section after September 30, 2024.”.

14       (b) *ANNUAL FOREIGN MILITARY TRAINING REPORT.*—  
 15       For the purposes of implementing section 656 of the Foreign  
 16       Assistance Act of 1961, the term “military training pro-  
 17       vided to foreign military personnel by the Department of  
 18       Defense and the Department of State” shall be deemed to  
 19       include all military training provided by foreign govern-  
 20       ments with funds appropriated to the Department of De-  
 21       fense or the Department of State, except for training pro-  
 22       vided by the government of a country designated under sec-  
 23       tion 517(b) of such Act (22 U.S.C. 2321k(b)) as a major  
 24       non-North Atlantic Treaty Organization ally. Such third-

1 *country training shall be clearly identified in the report*  
 2 *submitted pursuant to such section 656.*

3 ***TITLE IX—COMBATING GLOBAL***  
 4 ***CORRUPTION***

5 ***SEC. 901. SHORT TITLE.***

6 *This title may be cited as the “Combating Global Cor-*  
 7 *ruption Act of 2022”.*

8 ***SEC. 902. DEFINITIONS.***

9 *In this title:*

10 (1) *CORRUPT ACTOR.—The term “corrupt actor”*  
 11 *means—*

12 (A) *any foreign person or entity that is a*  
 13 *government official or government entity respon-*  
 14 *sible for, or complicit in, an act of corruption;*  
 15 *and*

16 (B) *any company, in which a person or en-*  
 17 *tity described in subparagraph (A) has a signifi-*  
 18 *cant stake, which is responsible for, or complicit*  
 19 *in, an act of corruption.*

20 (2) *CORRUPTION.—The term “corruption” means*  
 21 *the unlawful exercise of entrusted public power for*  
 22 *private gain, including by bribery, nepotism, fraud,*  
 23 *or embezzlement.*

24 (3) *SIGNIFICANT CORRUPTION.—The term “sig-*  
 25 *nificant corruption” means corruption committed at*

1        *a high level of government that has some or all of the*  
 2        *following characteristics:*

3                (A) *Illegitimately distorts major decision-*  
 4                *making, such as policy or resource determina-*  
 5                *tions, or other fundamental functions of govern-*  
 6                *ance.*

7                (B) *Involves economically or socially large-*  
 8                *scale government activities.*

9        **SEC. 903. PUBLICATION OF TIERED RANKING LIST.**

10        (a) *IN GENERAL.*—*The Secretary shall annually pub-*  
 11        *lish, on a publicly accessible website, a tiered ranking of*  
 12        *all foreign countries.*

13        (b) *TIER 1 COUNTRIES.*—*A country shall be ranked*  
 14        *as a tier 1 country in the ranking published under sub-*  
 15        *section (a) if the government of such country is complying*  
 16        *with the minimum standards set forth in section 904.*

17        (c) *TIER 2 COUNTRIES.*—*A country shall be ranked*  
 18        *as a tier 2 country in the ranking published under sub-*  
 19        *section (a) if the government of such country is making ef-*  
 20        *forts to comply with the minimum standards set forth in*  
 21        *section 904, but is not achieving the requisite level of com-*  
 22        *pliance to be ranked as a tier 1 country.*

23        (d) *TIER 3 COUNTRIES.*—*A country shall be ranked*  
 24        *as a tier 3 country in the ranking published under sub-*  
 25        *section (a) if the government of such country is making de*

1 *minimis* or no efforts to comply with the minimum stand-  
 2 ards set forth in section 904.

3 **SEC. 904. MINIMUM STANDARDS FOR THE ELIMINATION OF**  
 4 **CORRUPTION AND ASSESSMENT OF EFFORTS**  
 5 **TO COMBAT CORRUPTION.**

6 (a) *IN GENERAL.*—The government of a country is  
 7 complying with the minimum standards for the elimination  
 8 of corruption if the government—

9 (1) *has enacted and implemented laws and es-*  
 10 *tablished government structures, policies, and prac-*  
 11 *tices that prohibit corruption, including significant*  
 12 *corruption;*

13 (2) *enforces the laws described in paragraph (1)*  
 14 *by punishing any person who is found, through a fair*  
 15 *judicial process, to have violated such laws;*

16 (3) *prescribes punishment for significant corrup-*  
 17 *tion that is commensurate with the punishment pre-*  
 18 *scribed for serious crimes; and*

19 (4) *is making serious and sustained efforts to ad-*  
 20 *dress corruption, including through prevention.*

21 (b) *FACTORS FOR ASSESSING GOVERNMENT EFFORTS*  
 22 *TO COMBAT CORRUPTION.*—In determining whether a gov-  
 23 ernment is making serious and sustained efforts to address  
 24 corruption, the Secretary of State shall consider, to the ex-  
 25 tent relevant or appropriate, factors such as—



1           (1) *whether the government of the country has*  
2           *criminalized corruption, investigates and prosecutes*  
3           *acts of corruption, and convicts and sentences persons*  
4           *responsible for such acts over which it has jurisdic-*  
5           *tion, including, as appropriate, incarcerating indi-*  
6           *viduals convicted of such acts;*

7           (2) *whether the government of the country vigor-*  
8           *ously investigates, prosecutes, convicts, and sentences*  
9           *public officials who participate in or facilitate cor-*  
10          *ruption, including nationals of the country who are*  
11          *deployed in foreign military assignments, trade dele-*  
12          *gations abroad, or other similar missions, who engage*  
13          *in or facilitate significant corruption;*

14          (3) *whether the government of the country has*  
15          *adopted measures to prevent corruption, such as*  
16          *measures to inform and educate the public, including*  
17          *potential victims, about the causes and consequences*  
18          *of corruption;*

19          (4) *what steps the government of the country has*  
20          *taken to prohibit government officials from partici-*  
21          *pating in, facilitating, or condoning corruption, in-*  
22          *cluding the investigation, prosecution, and conviction*  
23          *of such officials;*

24          (5) *the extent to which the country provides ac-*  
25          *cess, or, as appropriate, makes adequate resources*

1       *available, to civil society organizations and other in-*  
2       *stitutions to combat corruption, including reporting,*  
3       *investigating, and monitoring;*

4           (6) *whether an independent judiciary or judicial*  
5       *body in the country is responsible for, and effectively*  
6       *capable of, deciding corruption cases impartially, on*  
7       *the basis of facts and in accordance with the law,*  
8       *without any improper restrictions, influences, induce-*  
9       *ments, pressures, threats, or interferences (direct or*  
10       *indirect);*

11           (7) *whether the government of the country is as-*  
12       *sisting in international investigations of*  
13       *transnational corruption networks and in other coop-*  
14       *erative efforts to combat significant corruption, in-*  
15       *cluding, as appropriate, cooperating with the govern-*  
16       *ments of other countries to extradite corrupt actors;*

17           (8) *whether the government of the country recog-*  
18       *nizes the rights of victims of corruption, ensures their*  
19       *access to justice, and takes steps to prevent victims*  
20       *from being further victimized or persecuted by corrupt*  
21       *actors, government officials, or others;*

22           (9) *whether the government of the country pro-*  
23       *tects victims of corruption or whistleblowers from re-*  
24       *prisal due to such persons having assisted in exposing*

1        *corruption, and refrains from other discriminatory*  
 2        *treatment of such persons;*

3            (10) *whether the government of the country is*  
 4        *willing and able to recover and, as appropriate, re-*  
 5        *turn the proceeds of corruption;*

6            (11) *whether the government of the country is*  
 7        *taking steps to implement financial transparency*  
 8        *measures in line with the Financial Action Task*  
 9        *Force recommendations, including due diligence and*  
 10       *beneficial ownership transparency requirements;*

11           (12) *whether the government of the country is fa-*  
 12        *cilitating corruption in other countries in connection*  
 13        *with state-directed investment, loans or grants for*  
 14        *major infrastructure, or other initiatives; and*

15           (13) *such other information relating to corrup-*  
 16        *tion as the Secretary of State considers appropriate.*

17        (c) *ASSESSING GOVERNMENT EFFORTS TO COMBAT*  
 18        *CORRUPTION IN RELATION TO RELEVANT INTERNATIONAL*  
 19        *COMMITMENTS.—In determining whether a government is*  
 20        *making serious and sustained efforts to address corruption,*  
 21        *the Secretary shall consider the government of a country's*  
 22        *compliance with the following, as relevant:*

23           (1) *The Inter-American Convention against Cor-*  
 24        *ruption of the Organization of American States, done*  
 25        *at Caracas March 29, 1996.*

1           (2) *The Convention on Combating Bribery of*  
 2           *Foreign Public Officials in International Business*  
 3           *Transactions of the Organisation of Economic Co-op-*  
 4           *eration and Development, done at Paris December 21,*  
 5           *1997 (commonly referred to as the “Anti-Bribery*  
 6           *Convention”).*

7           (3) *The United Nations Convention against*  
 8           *Transnational Organized Crime, done at New York*  
 9           *November 15, 2000.*

10          (4) *The United Nations Convention against Cor-*  
 11          *ruption, done at New York October 31, 2003.*

12          (5) *Such other treaties, agreements, and inter-*  
 13          *national standards as the Secretary of State considers*  
 14          *appropriate.*

15 **SEC. 905. IMPOSITION OF SANCTIONS UNDER GLOBAL**  
 16                   **MAGNITSKY HUMAN RIGHTS ACCOUNT-**  
 17                   **ABILITY ACT.**

18          (a) *IN GENERAL.*—*The Secretary, in coordination*  
 19          *with the Secretary of the Treasury, should evaluate whether*  
 20          *there are foreign persons engaged in significant corruption*  
 21          *for the purposes of potential imposition of sanctions under*  
 22          *the Global Magnitsky Human Rights Accountability Act*  
 23          *(subtitle F of title XII of Public Law 114–328; 22 U.S.C.*  
 24          *2656 note)—*

1           (1) *in all countries identified as tier 3 countries*  
2           *under section 903; or*

3           (2) *in relation to the planning or construction or*  
4           *any operation of the Nord Stream 2 pipeline.*

5           (b) *REPORT REQUIRED.*—*Not later than 180 days*  
6           *after publishing the list required under section 903(a) and*  
7           *annually thereafter, the Secretary shall submit to the com-*  
8           *mittees specified in subsection (f) a report that includes—*

9           (1) *a list of foreign persons with respect to which*  
10          *the President imposed sanctions pursuant to the eval-*  
11          *uation under subsection (a);*

12          (2) *the dates on which such sanctions were im-*  
13          *posed;*

14          (3) *the reasons for imposing such sanctions; and*

15          (4) *a list of all foreign persons found to have*  
16          *been engaged in significant corruption in relation to*  
17          *the planning, construction, or operation of the Nord*  
18          *Stream 2 pipeline.*

19          (c) *FORM OF REPORT.*—*Each report required under*  
20          *subsection (b) shall be submitted in unclassified form but*  
21          *may include a classified annex.*

22          (d) *BRIEFING IN LIEU OF REPORT.*—*The Secretary,*  
23          *in coordination with the Secretary of the Treasury, may*  
24          *(except with respect to the list required under subsection*  
25          *(b)(4)) provide a briefing to the committees specified in sub-*

1 *section (f) instead of submitting a written report required*  
 2 *under subsection (b), if doing so would better serve existing*  
 3 *United States anti-corruption efforts or the national inter-*  
 4 *ests of the United States.*

5 *(e) TERMINATION OF REQUIREMENTS RELATING TO*  
 6 *NORD STREAM 2.—The requirements under subsections*  
 7 *(a)(2) and (b)(4) shall terminate on the date that is 5 years*  
 8 *after the date of the enactment of this Act.*

9 *(f) COMMITTEES SPECIFIED.—The committees speci-*  
 10 *fied in this subsection are—*

11 *(1) the Committee on Foreign Relations of the*  
 12 *Senate;*

13 *(2) the Committee on Appropriations of the Sen-*  
 14 *ate;*

15 *(3) the Committee on Banking, Housing, and*  
 16 *Urban Affairs of the Senate;*

17 *(4) the Committee on the Judiciary of the Sen-*  
 18 *ate;*

19 *(5) the Committee on Foreign Affairs of the*  
 20 *House of Representatives;*

21 *(6) the Committee on Appropriations of the*  
 22 *House of Representatives;*

23 *(7) the Committee on Financial Services of the*  
 24 *House of Representatives; and*

1           (8) *the Committee on the Judiciary of the House*  
 2           *of Representatives.*

3 **SEC. 906. DESIGNATION OF EMBASSY ANTI-CORRUPTION**

4           **POINTS OF CONTACT.**

5           (a) *IN GENERAL.*—*The Secretary shall annually des-*  
 6           *ignate an anti-corruption point of contact at the United*  
 7           *States diplomatic post to each country identified as tier 2*  
 8           *or tier 3 under section 3, or which the Secretary otherwise*  
 9           *determines is in need of such a point of contact. The point*  
 10          *of contact shall be the chief of mission or the chief of mis-*  
 11          *sion's designee.*

12          (b) *RESPONSIBILITIES.*—*Each anti-corruption point*  
 13          *of contact designated under subsection (a) shall be respon-*  
 14          *sible for enhancing coordination and promoting the imple-*  
 15          *mentation of a whole-of-government approach among the*  
 16          *relevant Federal departments and agencies undertaking ef-*  
 17          *forts to—*

18                 (1) *promote good governance in foreign coun-*  
 19                 *tries; and*

20                 (2) *enhance the ability of such countries—*

21                         (A) *to combat public corruption; and*

22                         (B) *to develop and implement corruption*  
 23                         *risk assessment tools and mitigation strategies.*

1       (c) *TRAINING.*—*The Secretary shall implement appro-*  
 2       *priate training for anti-corruption points of contact des-*  
 3       *ignated under subsection (a).*

## 4       ***TITLE X—GLOBAL RESPECT ACT***

### 5       ***SEC. 1001. SHORT TITLE.***

6       *This title may be cited as the “Global Respect Act of*  
 7       *2022”.*

### 8       ***SEC. 1002. FINDINGS.***

9       *Congress makes the following findings:*

10           (1) *The dignity, freedom, and equality of all*  
 11           *human beings are fundamental to a thriving global*  
 12           *community.*

13           (2) *The rights to life, liberty, and security of the*  
 14           *person, the right to privacy, and the right to freedom*  
 15           *of expression and association are fundamental human*  
 16           *rights.*

17           (3) *An alarming trend of violence directed at les-*  
 18           *bian, gay, bisexual, transgender, and intersex (com-*  
 19           *monly referred to as “LGBTI”) individuals around*  
 20           *the world continues.*

21           (4) *Approximately one-third of all countries have*  
 22           *laws criminalizing consensual same-sex relations, and*  
 23           *many have enacted policies or laws that would fur-*  
 24           *ther target LGBTI individuals.*



1           (5) *Every year thousands of individuals around*  
2           *the world are targeted for harassment, attack, arrest,*  
3           *and murder on the basis of their sexual orientation*  
4           *or gender identity.*

5           (6) *Those who commit crimes against LGBTI in-*  
6           *dividuals often do so with impunity, and are not held*  
7           *accountable for their crimes.*

8           (7) *Homophobic and transphobic statements by*  
9           *government officials in many countries in every re-*  
10          *gion of the world promote negative public attitudes*  
11          *and can lead to violence toward LGBTI individuals.*

12          (8) *In many instances, police, prison, military,*  
13          *and civilian government authorities have been di-*  
14          *rectly complicit in abuses aimed at LGBTI citizens,*  
15          *including arbitrary arrest, torture, and sexual abuse.*

16          (9) *Celebrations of LGBTI individuals and com-*  
17          *munities, such as film festivals, Pride events, and*  
18          *demonstrations are often forced underground due to*  
19          *inaction on the part of, or harassment by, local law*  
20          *enforcement and government officials, in violation of*  
21          *freedoms of assembly and expression.*

22          (10) *Laws criminalizing consensual same-sex re-*  
23          *lations severely hinder access to HIV/AIDS treatment,*  
24          *information, and preventive measures for LGBTI in-*  
25          *dividuals and families.*

1           (11) *Many countries are making positive devel-*  
 2           *opments in the protection of the basic human rights*  
 3           *of LGBTI individuals.*

4 **SEC. 1003. DEFINITIONS.**

5       *In this title:*

6           (1) *ADMISSION; ADMITTED.*—*The terms “admis-*  
 7           *sion” and “admitted” have the meanings given such*  
 8           *terms in section 101 of the Immigration and Nation-*  
 9           *ality Act (8 U.S.C. 1101).*

10          (2) *FOREIGN PERSON.*—*The term “foreign per-*  
 11          *son” means—*

12               (A) *an individual who is a citizen or na-*  
 13               *tional of a foreign country (including any such*  
 14               *individual who is also a citizen or national of*  
 15               *the United States), including leaders or officials*  
 16               *of governmental entities of a foreign country;*  
 17               *and*

18               (B) *any entity not organized solely under*  
 19               *the laws of the United States or existing solely*  
 20               *in the United States, including governmental en-*  
 21               *tities of a foreign country.*

22 **SEC. 1004. IDENTIFICATION OF FOREIGN PERSONS RESPON-**  
 23               **SIBLE FOR VIOLATIONS OF HUMAN RIGHTS**  
 24               **OF LGBTI INDIVIDUALS.**

25          (a) *LIST REQUIRED.*—

1           (1) *IN GENERAL.*—Not later than 180 days after  
2           the date of the enactment of this Act, and every 180  
3           days thereafter, the President shall submit to the ap-  
4           propriate congressional committees a list of each for-  
5           eign person that the President determines, based on  
6           credible information, on or after such date of enact-  
7           ment—

8                     (A) engages in, is responsible for, or is  
9                     complicit in, conduct described in paragraph  
10                    (2);

11                    (B) acts as an agent of or on behalf of a for-  
12                    eign person in a matter relating to conduct de-  
13                    scribed in paragraph (2); or

14                    (C) is responsible for, or complicit in, incit-  
15                    ing a foreign person to engage in conduct de-  
16                    scribed in paragraph (2).

17           (2) *CONDUCT DESCRIBED.*—Conduct described in  
18           this paragraph is any of the following, conducted  
19           with respect to an individual based on the actual or  
20           perceived sexual orientation, gender identity, or sex  
21           characteristics of the individual:

22                    (A) Cruel, inhuman, or degrading treatment  
23                    or punishment of the individual.

24                    (B) Prolonged detention of the individual  
25                    without charges or trial.

1           (C) *Causing the disappearance of the indi-*  
2           *vidual by the abduction and clandestine deten-*  
3           *tion of the individual.*

4           (D) *Other flagrant denial of the right to*  
5           *life, liberty, or the security of the individual.*

6           (3) *CREDIBLE INFORMATION.—For purposes of*  
7           *paragraph (1), credible information includes informa-*  
8           *tion obtained by other countries or nongovernmental*  
9           *organizations that monitor violations of human*  
10          *rights.*

11          (b) *UPDATES.—The President shall submit to the ap-*  
12          *propriate congressional committees an update of the list re-*  
13          *quired under subsection (a) as new information becomes*  
14          *available.*

15          (c) *REMOVAL.—A foreign person may be removed from*  
16          *the list required under subsection (a) if the President deter-*  
17          *mines and reports to the appropriate congressional commit-*  
18          *tees not later than 15 days before the removal of such foreign*  
19          *person from the list that—*

20                (1) *credible information exists that the foreign*  
21                *person did not engage in the activity for which the*  
22                *person was added to the list;*

23                (2) *the person has been prosecuted appropriately*  
24                *for the activity; or*

1           (3) *the person has credibly demonstrated a sig-*  
 2           *nificant change in behavior, has paid an appropriate*  
 3           *consequence for the activity, and has credibly com-*  
 4           *mitted to not engage in an activity described in sub-*  
 5           *section (a) in the future.*

6           (d) *FORM.—*

7           (1) *IN GENERAL.—The list required under sub-*  
 8           *section (a)—*

9                   (A) *shall, notwithstanding the requirements*  
 10                   *of section 222(f) of the Immigration and Nation-*  
 11                   *ality Act (8 U.S.C. 1202(f)) with respect to con-*  
 12                   *fidentiality of records pertaining to the issuance*  
 13                   *or refusal of visas or permits to enter the United*  
 14                   *States, be submitted in unclassified form and be*  
 15                   *published in the Federal Register; and*

16                   (B) *may include a classified annex only as*  
 17                   *provided under paragraph (2).*

18           (2) *USE OF CLASSIFIED ANNEX.—The President*  
 19           *may include a foreign person on the list required*  
 20           *under subsection (a) in a classified annex to the list*  
 21           *if the President—*

22                   (A) *determines that—*

23                           (i) *it is vital for the national security*  
 24                           *interests of the United States to do so; and*

1                   (ii) the use of the annex, and the inclu-  
 2                   sion of the foreign person in the annex,  
 3                   would not undermine the overall purpose of  
 4                   this section to publicly identify foreign per-  
 5                   sons engaging in activities described in sub-  
 6                   section (a) in order to increase account-  
 7                   ability for such conduct; and

8                   (B) not later than 15 days before including  
 9                   the foreign person in the annex, submits to the  
 10                  appropriate congressional committees notice of,  
 11                  and a justification for, including or continuing  
 12                  to include the foreign person in the classified  
 13                  annex despite the existence of any publicly avail-  
 14                  able credible information indicating that the for-  
 15                  eign person engaged in an activity described in  
 16                  subsection (a).

17           (e) *PUBLIC SUBMISSION OF INFORMATION.*—The  
 18           President shall issue public guidance, including through  
 19           United States diplomatic and consular posts, setting forth  
 20           the manner by which the names of foreign persons that may  
 21           meet the criteria to be included on the list required under  
 22           subsection (a) may be submitted to the Secretary for evalua-  
 23           tion.

24           (f) *REQUESTS FROM APPROPRIATE CONGRESSIONAL*  
 25           *COMMITTEES.*—

1           (1) *CONSIDERATION OF INFORMATION.*—*The*  
2           *President shall consider information provided by the*  
3           *chairperson or ranking member of any of the appro-*  
4           *priate congressional committees in determining*  
5           *whether to include a foreign person on the list re-*  
6           *quired under subsection (a).*

7           (2) *REQUESTS.*—*Not later than 120 days after*  
8           *receiving a written request from the chairperson or*  
9           *ranking member of one of the appropriate congres-*  
10          *sional committees with respect to whether a foreign*  
11          *person meets the criteria for being added to the list*  
12          *required under subsection (a), the President shall sub-*  
13          *mit a response to the chairperson or ranking member,*  
14          *as the case may be, with respect to the determination*  
15          *of the President with respect to such foreign person.*

16          (3) *REMOVAL.*—*If the President removes from*  
17          *the list required under subsection (a) a foreign person*  
18          *that had been placed on the list pursuant to a request*  
19          *the chairperson or ranking member of one of the ap-*  
20          *propriate congressional committees under paragraph*  
21          *(2), the President shall provide to the chairperson or*  
22          *ranking member any information that contributed to*  
23          *the decision to remove such foreign person from the*  
24          *list.*

1           (4) *FORM.*—*The President may submit a re-*  
 2           *ponse required by paragraph (2) or (3) in classified*  
 3           *form if the President determines that it is necessary*  
 4           *for the national security interests of the United States*  
 5           *to do so.*

6 **SEC. 1005. INADMISSIBILITY OF INDIVIDUALS RESPON-**  
 7                               **SIBLE FOR VIOLATIONS OF HUMAN RIGHTS**  
 8                               **OF LGBTI INDIVIDUALS.**

9           (a) *INELIGIBILITY FOR VISAS AND ADMISSION TO THE*  
 10          *UNITED STATES.*—*An individual who is a foreign person*  
 11          *on the list required under section 1004(a) is ineligible—*

12               (1) *to receive a visa to enter the United States;*  
 13          *or*

14               (2) *to be admitted to the United States.*

15          (b) *CURRENT VISAS REVOKED AND REMOVAL FROM*  
 16          *UNITED STATES.*—

17               (1) *IN GENERAL.*—*The Secretary shall revoke, in*  
 18               *accordance with section 221(i) of the Immigration*  
 19               *and Nationality Act (8 U.S.C. 1201(i)), the visa or*  
 20               *other documentation of an individual on the list re-*  
 21               *quired under section 1004(a), and the Secretary of*  
 22               *Homeland Security shall remove any such individual*  
 23               *from the United States.*

24               (2) *REGULATIONS REQUIRED.*—*Not later than*  
 25               *180 days after the date of the enactment of this Act,*



1        *the Secretary and the Secretary of Homeland Secu-*  
2        *urity shall prescribe such regulations as are necessary*  
3        *to carry out this subsection.*

4        *(c) WAIVERS.—The President may waive the applica-*  
5        *tion of subsection (a) or (b) with respect to a foreign person*  
6        *if the President—*

7                *(1) determines that such a waiver—*

8                        *(A) is necessary to permit the United States*  
9                        *to comply with the Agreement regarding the*  
10                       *Headquarters of the United Nations, signed at*  
11                       *Lake Success June 26, 1947, and entered into*  
12                       *force November 21, 1947, between the United Na-*  
13                       *tions and the United States, the Convention on*  
14                       *Consular Relations, done at Vienna April 24,*  
15                       *1963, and entered into force March 19, 1967, or*  
16                       *other applicable international obligations of the*  
17                       *United States; or*

18                       *(B) is in the national security interests of*  
19                       *the United States; and*

20                *(2) not less than 15 days before granting such*  
21        *waiver, submits to the appropriate congressional com-*  
22        *mittees a notice of, and justification for, the waiver.*

1 **SEC. 1006. SENSE OF CONGRESS WITH RESPECT TO ADDI-**  
2 **TIONAL SANCTIONS.**

3 *It is the sense of Congress that the President should*  
4 *use existing authorities to impose targeted sanctions (in ad-*  
5 *dition to section 1005) with respect to foreign persons on*  
6 *the list required under section 1004(a) to push for account-*  
7 *ability for flagrant denials of the right to life, liberty, or*  
8 *the security of such foreign persons.*

9 **SEC. 1007. REPORT TO CONGRESS.**

10 *Not later than one year after the date of the enactment*  
11 *of this Act, and annually thereafter, the Secretary shall sub-*  
12 *mit to the appropriate congressional committees a report*  
13 *describing—*

14 *(1) the actions taken to carry out this title, in-*  
15 *cluding—*

16 *(A) the number of foreign persons added to*  
17 *or removed from the list required under section*  
18 *1004(a) during the year preceding the report, the*  
19 *dates on which such foreign persons were added*  
20 *or removed, and the reasons for adding or remov-*  
21 *ing such foreign persons; and*

22 *(B) in each report after the first such re-*  
23 *port, an analysis that compares increases or de-*  
24 *creases in the number of foreign persons added to*  
25 *or removed from the list year-over-year and the*  
26 *reasons for such increases or decreases; and*

1           (2) *any efforts by the President to coordinate*  
 2           *with the governments of other countries, as appro-*  
 3           *priate, to impose sanctions that are similar to the*  
 4           *sanctions imposed under this title.*

5   **SEC. 1008. DISCRIMINATION RELATED TO SEXUAL ORIENTA-**  
 6           **TION OR GENDER IDENTITY.**

7           (a) *TRACKING VIOLENCE OR CRIMINALIZATION RE-*  
 8           *LATED TO SEXUAL ORIENTATION OR GENDER IDENTITY.—*  
 9           *The Assistant Secretary of State for Democracy, Human*  
 10           *Rights, and Labor shall designate a Bureau-based senior*  
 11           *officer or officers who shall be responsible for tracking vio-*  
 12           *lence, criminalization, and restrictions on the enjoyment of*  
 13           *fundamental freedoms in foreign countries based on actual*  
 14           *or perceived sexual orientation or gender identity.*

15           (b) *ANNUAL COUNTRY REPORTS ON HUMAN RIGHTS*  
 16           *PRACTICES.—The Foreign Assistance Act of 1961 is amend-*  
 17           *ed—*

18                   (1) *in section 116(d) (22 U.S.C. 2151n(d))—*

19                           (A) *in paragraph (11)(C), by striking*  
 20                           *“and” at the end;*

21                           (B) *in paragraph (12)(C)(ii), by striking*  
 22                           *the period at the end and inserting “; and”; and*

23                           (C) *by adding at the end the following:*

24                           “(13) *wherever applicable, violence or discrimi-*  
 25                           *nation that affects the fundamental freedoms, includ-*

1     *ing widespread or systematic violation of the freedoms*  
2     *of expression, association, or assembly of an indi-*  
3     *vidual in foreign countries that is based on actual or*  
4     *perceived sexual orientation or gender identity.”; and*  
5         *(2) in section 502B(b) (22 U.S.C. 2304(b)), by*  
6     *inserting after the ninth sentence the following:*  
7     *“Wherever applicable, each report under this section*  
8     *shall also include information regarding violence or*  
9     *discrimination that affects the fundamental freedoms,*  
10    *including widespread or systematic violation of the*  
11    *freedoms of expression, association, or assembly of an*  
12    *individual in foreign countries that is based on actual*  
13    *or perceived sexual orientation, gender identity, or sex*  
14    *characteristics.”.*



Calendar No. 490

117<sup>TH</sup> CONGRESS  
2<sup>D</sup> Session

**S. 4653**

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## A BILL

To provide for certain authorities of the  
Department of State, and for other purposes.

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SEPTEMBER 15, 2022

Reported with an amendment