

**AMENDMENT OFFERED BY MR. BEREUTER
TO THE AMENDMENT IN THE NATURE OF A
SUBSTITUTE TO H.R. 4548
OFFERED BY MR. GOSS**

At the end of the bill, add the following new title
(and conform the table of contents accordingly):

**TITLE VI—EDUCATION
Subtitle A—National Security
Education Program**

SEC. 601. PROVISION FOR ANNUAL FUNDING.

(a) IN GENERAL.—Title VIII of the Intelligence Authorization Act for Fiscal Year 1992 (Public Law 102–183; 105 Stat. 1271), as amended by section 311(c) of the Intelligence Authorization Act for Fiscal Year 1994 (Public Law 103–178; 107 Stat. 2037), is amended by adding at the end of section 810 the following new subsection:

“(c) FUNDING FROM INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT FOR FISCAL YEARS BEGINNING WITH FISCAL YEAR 2005.—In addition to amounts that may be made available to the Secretary under the Fund for a fiscal year, the Director of Central Intelligence shall transfer to the Secretary from amounts appropriated for the Intelligence Community Management Account for each fiscal year, beginning with fiscal year 2005, \$8,000,000, to carry out the scholarship, fellowship, and grant programs under subparagraphs (A), (B), and (C), respectively, of section 802(a)(1).”

(b) CONFORMING AMENDMENT.—Section 802(a)(2) of such Act (50 U.S.C. 1902(a)(2)) is amended in the matter preceding subparagraph (A) by inserting “or from a transfer under section 810(c)”.

1 **SEC. 602. MODIFICATION OF OBLIGATED SERVICE RE-**
2 **QUIREMENTS UNDER THE NATIONAL SECU-**
3 **RITY EDUCATION PROGRAM.**

4 (a) IN GENERAL.—Subsection (b)(2) of section 802 of
5 title VIII of the Intelligence Authorization Act for Fiscal Year
6 1992 (Public Law 102–183; 105 Stat. 1273), as amended by
7 section 925(a) of the National Defense Authorization Act for
8 Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1578), is
9 amended by striking subparagraphs (A) and (B), and inserting
10 the following:

11 “(A) in the case of a recipient of a scholarship, as
12 soon as practicable but in no case later than three
13 years after the completion by the recipient of the study
14 for which scholarship assistance was provided under the
15 program, the recipient shall work for a period of one
16 year—

17 “(i) in a national security position that the
18 Secretary certifies is appropriate to use the unique
19 language and region expertise acquired by the re-
20 cipient pursuant to such study in the Department
21 of Defense, in any element of the intelligence com-
22 munity, in the Department of Homeland Security,
23 or in the Department of State; or

24 “(ii) in such a position in any other Federal
25 department or agency not referred to in clause (i)
26 if the recipient demonstrates to the Secretary that
27 no position is available in a Federal department or
28 agency specified in clause (i); or

29 “(B) in the case of a recipient of a fellowship, as
30 soon as practicable but in no case later than two years
31 after the completion by the recipient of the study for
32 which fellowship assistance was provided under the pro-
33 gram, the recipient shall work for a period equal to the
34 duration of assistance provided under the program, but
35 in no case less than one year—

36 “(i) in a position described in subparagraph
37 (A)(i) that the Secretary certifies is appropriate to

1 use the unique language and region expertise ac-
2 quired by the recipient pursuant to such study; or

3 “(ii) in such a position in any other Federal
4 department or agency not referred to in clause (i)
5 if the recipient demonstrates to the Secretary that
6 no position is available in a Federal department or
7 agency specified in clause (i); and”.

8 (b) REGULATIONS.—The Secretary of Defense shall pre-
9 scribe regulations to carry out the amendment made by sub-
10 section (a). In prescribing such regulations, the Secretary shall
11 establish standards that recipients of scholarship and fellowship
12 assistance under the program under such section 802 are re-
13 quired to demonstrate to satisfy the requirement of a good
14 faith effort to gain employment as required under subpara-
15 graphs (A) and (B) of subsection (b)(2) of such section.

16 (c) APPLICABILITY.—(1) The amendment made by sub-
17 section (a) shall apply with respect to service agreements en-
18 tered into under the David L. Boren National Security Edu-
19 cation Act of 1991 on or after the date of the enactment of
20 this Act.

21 (2) The amendment made by subsection (a) shall not af-
22 fect the force, validity, or terms of any service agreement en-
23 tered into under the David L. Boren National Security Edu-
24 cation Act of 1991 before the date of the enactment of this Act
25 that is in force as of that date.

26 **SEC. 603. IMPROVEMENTS TO THE NATIONAL FLAGSHIP**
27 **LANGUAGE INITIATIVE.**

28 (a) INCREASE IN ANNUAL FUNDING.—Title VIII of the
29 Intelligence Authorization Act for Fiscal Year 1992 (Public
30 Law 102–183; 105 Stat. 1271), as amended by section 311(c)
31 of the Intelligence Authorization Act for Fiscal Year 1994
32 (Public Law 103–178; 107 Stat. 2037) and by section 333(b)
33 of the Intelligence Authorization Act for Fiscal Year 2003
34 (Public Law 107–306; 116 Stat. 2397), is amended by striking
35 section 811 and inserting the following new section 811:

1 **“SEC. 811. FUNDING FOR THE NATIONAL FLAGSHIP LAN-**
2 **GUAGE INITIATIVE.**

3 “(a) AUTHORIZATION OF APPROPRIATIONS FOR FISCAL
4 YEARS 2003 and 2004.—In addition to amounts that may be
5 made available to the Secretary under the Fund for a fiscal
6 year, there is authorized to be appropriated to the Secretary for
7 each fiscal year, beginning with fiscal year 2003, \$10,000,000,
8 to carry out the grant program for the National Flagship Lan-
9 guage Initiative under section 802(a)(1)(D).

10 “(b) FUNDING FROM INTELLIGENCE COMMUNITY MAN-
11 AGEMENT ACCOUNT FOR FISCAL YEARS BEGINNING WITH
12 FISCAL YEAR 2005.—In addition to amounts that may be
13 made available to the Secretary under the Fund for a fiscal
14 year, the Director of Central Intelligence shall transfer to the
15 Secretary from amounts appropriated for the Intelligence Com-
16 munity Management Account for each fiscal year, beginning
17 with fiscal year 2005, \$12,000,000, to carry out the grant pro-
18 gram for the National Flagship Language Initiative under sec-
19 tion 802(a)(1)(D).

20 “(c) AVAILABILITY OF APPROPRIATED FUNDS.—Amounts
21 made available under this section shall remain available until
22 expended.”.

23 (b) REQUIREMENT FOR EMPLOYMENT AGREEMENTS.—(1)
24 Section 802(i) of the David L. Boren National Security Edu-
25 cation Act of 1991 (50 U.S.C. 1902(i)) is amended by adding
26 at the end the following new paragraph:

27 “(5)(A) In the case of an undergraduate or graduate stu-
28 dent that participates in training in programs under paragraph
29 (1), the student shall enter into an agreement described in sub-
30 section (b), other than such a student who has entered into
31 such an agreement pursuant to subparagraph (A)(ii) or (B)(ii)
32 of section 802(a)(1).

33 “(B) In the case of an employee of an agency or depart-
34 ment of the Federal Government that participates in training
35 in programs under paragraph (1), the employee shall agree in
36 writing—

1 “(i) to continue in the service of the agency or depart-
2 ment of the Federal Government employing the employee
3 for the period of such training;

4 “(ii) to continue in the service of such agency or de-
5 partment employing the employee following completion of
6 such training for a period of two years for each year, or
7 part of the year, of such training;

8 “(iii) to reimburse the United States for the total cost
9 of such training (excluding the employee’s pay and allow-
10 ances) provided to the employee if, before the completion
11 by the employee of the training, the employment of the em-
12 ployee by the agency or department is terminated due to
13 misconduct by the employee or by the employee voluntarily;
14 and

15 “(iv) to reimburse the United States if, after com-
16 pleting such training, the employment of the employee by
17 the agency or department is terminated either by the agen-
18 cy or department due to misconduct by the employee or by
19 the employee voluntarily, before the completion by the em-
20 ployee of the period of service required in clause (ii), in an
21 amount that bears the same ratio to the total cost of the
22 training (excluding the employee’s pay and allowances) pro-
23 vided to the employee as the unserved portion of such pe-
24 riod of service bears to the total period of service under
25 clause (ii).

26 “(C) Subject to subparagraph (D), the obligation to reim-
27 burse the United States under an agreement under subpara-
28 graph (A) is for all purposes a debt owing the United States.

29 “(D)(i) A discharge in bankruptcy under title 11, United
30 States Code, shall not release a person from an obligation to
31 reimburse the United States under an agreement under sub-
32 paragraph (A) if the final decree of the discharge in bank-
33 ruptcy is issued within five years after the last day of the com-
34 bined period of service obligation described in clauses (i) and
35 (ii) of subparagraph (B).

36 “(ii) The head of an element of the intelligence community
37 may release an employee, in whole or in part, from the obliga-

1 tion to reimburse the United States under an agreement under
2 subparagraph (A) when, in the discretion of the head of the
3 element, the head of the element determines that equity or the
4 interests of the United States so require.”.

5 (2) The amendment made by paragraph (1) shall apply to
6 training that begins on or after the date that is 90 days after
7 the date of the enactment of this Act.

8 (c) INCREASE IN THE NUMBER OF PARTICIPATING EDU-
9 CATIONAL INSTITUTIONS.—The Secretary of Defense shall take
10 such steps as the Secretary determines will increase the num-
11 ber of qualified educational institutions that receive grants
12 under the National Flagship Language Initiative to establish,
13 operate, or improve activities designed to train students in pro-
14 grams in a range of disciplines to achieve advanced levels of
15 proficiency in those foreign languages that the Secretary identi-
16 fies as being the most critical in the interests of the national
17 security of the United States.

18 (d) CLARIFICATION OF AUTHORITY TO SUPPORT STUDIES
19 ABROAD.—Educational institutions that receive grants under
20 the National Flagship Language Initiative may support stu-
21 dents who pursue total immersion foreign language studies
22 overseas of foreign languages that are critical to the national
23 security of the United States.

24 **SEC. 604. ESTABLISHMENT OF SCHOLARSHIP PROGRAM**
25 **FOR ENGLISH LANGUAGE STUDIES FOR HER-**
26 **ITAGE COMMUNITY CITIZENS OF THE**
27 **UNITED STATES WITHIN THE NATIONAL SE-**
28 **CURITY EDUCATION PROGRAM.**

29 (a) SCHOLARSHIP PROGRAM FOR ENGLISH LANGUAGE
30 STUDIES FOR HERITAGE COMMUNITY CITIZENS OF THE
31 UNITED STATES.—(1) Subsection (a)(1) of section 802 of the
32 David L. Boren National Security Education Act of 1991 (50
33 U.S.C. 1902) is amended—

34 (A) by striking “and” at the end of subparagraph (C);

35 (B) by striking the period at the end of subparagraph

36 (D) and inserting “; and”; and

37 (C) by adding at the end the following new subpara-
38 graph:

1 “(E) awarding scholarships to students who—
 2 “(i) are United States citizens who—
 3 “(I) are native speakers (commonly re-
 4 ferred to as heritage community residents) of a
 5 foreign language that is identified as critical to
 6 the national security interests of the United
 7 States who should be actively recruited for em-
 8 ployment by Federal security agencies with a
 9 need for linguists; and
 10 “(II) are not proficient at a professional
 11 level in the English language with respect to
 12 reading, writing, and interpersonal skills re-
 13 quired to carry out the national security inter-
 14 ests of the United States, as determined by the
 15 Secretary,
 16 to enable such students to pursue English language
 17 studies at an institution of higher education of the
 18 United States to attain proficiency in those skills;
 19 and
 20 “(ii) enter into an agreement to work in a na-
 21 tional security position or work in the field of edu-
 22 cation in the area of study for which the scholar-
 23 ship was awarded in a similar manner (as deter-
 24 mined by the Secretary) as agreements entered into
 25 pursuant to subsection (b)(2)(A).”.

26 (2) The matter following subsection (a)(2) of such section
 27 is amended—

28 (A) in the first sentence, by inserting “or for the
 29 scholarship program under paragraph (1)(E)” after “under
 30 paragraph (1)(D) for the National Flagship Language Ini-
 31 tiative described in subsection (i)”; and

32 (B) by adding at the end the following: “For the au-
 33 thorization of appropriations for the scholarship program
 34 under paragraph (1)(E), see section 812.”.

35 (3) Section 803(d)(4)(E) of such Act (50 U.S.C.
 36 1903(d)(4)(E)) is amended by inserting before the period the
 37 following: “and section 802(a)(1)(E) (relating to scholarship

1 programs for advanced English language studies by heritage
2 community residents)”.

3 (b) FUNDING.—The David L. Boren National Security
4 Education Act of 1991 (50 U.S.C. 1901 et seq.) is amended
5 by adding at the end the following new section:

6 **“SEC. 812. FUNDING FOR SCHOLARSHIP PROGRAM FOR**
7 **CERTAIN HERITAGE COMMUNITY RESI-**
8 **DENTS.**

9 “(a) FUNDING FROM INTELLIGENCE COMMUNITY MAN-
10 AGEMENT ACCOUNT.—In addition to amounts that may be
11 made available to the Secretary under the Fund for a fiscal
12 year, the Director of Central Intelligence shall transfer to the
13 Secretary from amounts appropriated for the Intelligence Com-
14 munity Management Account for each fiscal year, beginning
15 with fiscal year 2005, \$4,000,000, to carry out the scholarship
16 programs for English language studies by certain heritage com-
17 munity residents under section 802(a)(1)(E).

18 “(b) AVAILABILITY OF FUNDS.—Amounts made available
19 under subsection (a) shall remain available until expended.”.

20 **Subtitle B—Improvement in Intel-**
21 **ligence Community Foreign Lan-**
22 **guage Skills**

23 **SEC. 611. ASSISTANT DIRECTOR OF CENTRAL INTEL-**
24 **LIGENCE FOR LANGUAGE AND EDUCATION.**

25 (a) IN GENERAL.—Section 102 of the National Security
26 Act of 1947 (50 U.S.C. 403) is amended—

27 (1) by adding at the end the following new subsection:

28 “(i) ASSISTANT DIRECTOR OF CENTRAL INTELLIGENCE
29 FOR LANGUAGE AND EDUCATION.—(1) To assist the Director
30 of Central Intelligence in carrying out the Director’s respon-
31 sibilities under this Act, there shall be an Assistant Director of
32 Central Intelligence for Language and Education who shall be
33 appointed by the President, by and with the advice and consent
34 of the Senate.

35 “(2) The Assistant Director of Central Intelligence for
36 Language and Education shall carry out the following duties:

1 “(A) Overseeing and coordinating requirements for
2 foreign language education and training of the intelligence
3 community.

4 “(B) Establishing policy, standards, and priorities re-
5 lating to such requirements.

6 “(C) Identifying languages that are critical to the ca-
7 pability of the intelligence community to carry out national
8 security activities of the United States.

9 “(D) Monitoring the allocation of resources for foreign
10 language education and training in order to ensure the re-
11 quirements of the intelligence community with respect to
12 foreign language proficiency are met.”;

13 (2) in subsection (d)(2) by adding at the end the fol-
14 lowing:

15 “(E) Through the Assistant Director of Central Intel-
16 ligence for Language and Education, ensuring the foreign
17 language education and training requirements of the intel-
18 ligence community are met.”; and

19 (3) in subsection (e)(2)—

20 (A) by redesignating subparagraph (H) as sub-
21 paragraph (I); and

22 (B) by inserting after subparagraph (G) the fol-
23 lowing new subparagraph (H):

24 “(H) The Assistant Director of Central Intelligence
25 for Education and Language.”.

26 (b) REPORTS.—Not later than 1 year after the date on
27 which the Assistant Director of Central Intelligence for Lan-
28 guage and Education is first appointed under section 102(i) of
29 the National Security Act of 1947, as added by subsection (a),
30 the Assistant Director shall submit to Congress the following
31 reports:

32 (1) A report that identifies—

33 (A) skills and processes involved in learning a for-
34 eign language; and

35 (B) characteristics and teaching techniques that
36 are most effective in teaching foreign languages.

1 (2)(A) A report that identifies foreign language herit-
 2 age communities, particularly such communities that in-
 3 clude speakers of languages that are critical to the national
 4 security of the United States.

5 (B) For purposes of subparagraph (A), the term “for-
 6 eign language heritage community” means a community of
 7 residents or citizens of the United States—

8 (i) who are native speakers of, or who have fluency
 9 in, a foreign language; and

10 (ii) who should be actively recruited for employ-
 11 ment by Federal security agencies with a need for lin-
 12 guists.

13 (3) A report on—

14 (A) the estimated cost of establishing a program
 15 under which the heads of elements of the intelligence
 16 community agree to repay employees of the intelligence
 17 community for any student loan taken out by that em-
 18 ployee for the study of foreign languages critical for the
 19 national security of the United States; and

20 (B) the effectiveness of such a program in recruit-
 21 ing and retaining highly qualified personnel in the in-
 22 telligence community.

23 **SEC. 612. REQUIREMENT FOR FOREIGN LANGUAGE PRO-**
 24 **FICIENCY FOR ADVANCEMENT TO CERTAIN**
 25 **SENIOR LEVEL POSITIONS IN THE INTEL-**
 26 **LIGENCE COMMUNITY.**

27 (a) IN GENERAL.—Section 104 of the National Security
 28 Act of 1947 (50 U.S.C. 403–4) is amended by adding at the
 29 end the following new subsection:

30 “(i) REQUIREMENT FOR FOREIGN LANGUAGE PRO-
 31 FICIENCY FOR CERTAIN SENIOR LEVEL POSITIONS IN THE
 32 CENTRAL INTELLIGENCE AGENCY.—(1) An individual may not
 33 be appointed to a position in the Senior Intelligence Service in
 34 the Directorate of Intelligence or the Directorate of Operations
 35 of the Central Intelligence Agency unless the Director of Cen-
 36 tral Intelligence determines that the individual—

1 “(A) has been certified as having a professional speak-
2 ing and reading proficiency in a foreign language, such pro-
3 ficiency being at least level 3 on the Interagency Language
4 Roundtable Language Skills Level or commensurate pro-
5 ficiency level on such other indicator of proficiency as the
6 Director determines to be appropriate; and

7 “(B) is able to effectively communicate the priorities
8 of the United States and exercise influence in that foreign
9 language.

10 “(2) The Director shall carry out this subsection through
11 the Assistant Director of Central Intelligence for Language and
12 Education.”.

13 (b) CONFORMING AMENDMENT.—Subsection (i) of section
14 102 of the National Security Act of 1947 (50 U.S.C. 403), as
15 added by section 3(a), is amended in paragraph (2) by adding
16 at the end the following new subparagraph:

17 “(E) Making determinations under section 104(i).”.

18 (c) EFFECTIVE DATE.—The amendments made by this
19 section shall apply with respect to appointments made on or
20 after the date that is one year after the date of the enactment
21 of this Act.

22 (d) REPORT ON EXCEPTIONS.—The Director of Central
23 Intelligence shall submit to Congress a report that identifies
24 positions within the Senior Intelligence Service in the Direc-
25 torate of Intelligence or the Directorate of Operations of the
26 Central Intelligence Agency that should be exempt from the re-
27 quirements of section 104(i) of the National Security Act of
28 1947, as added by subsection (a), and that includes the ration-
29 ale for the exemption of each such position identified by the Di-
30 rector.

31 **SEC. 613. ADVANCEMENT OF FOREIGN LANGUAGES**
32 **CRITICAL TO THE INTELLIGENCE COMMU-**
33 **NITY.**

34 (a) IN GENERAL.—Title X of the National Security Act of
35 1947 (50 U.S.C. is amended—

36 (1) by inserting before section 1001 (50 U.S.C. 441g)
37 the following:

1 **“Subtitle A—Science and**
 2 **Technology”;** and

3 (2) by adding at the end the following new subtitles:

4 **“Subtitle B—Foreign Languages**
 5 **Program**

6 “PROGRAM ON ADVANCEMENT OF FOREIGN LANGUAGES
 7 CRITICAL TO THE INTELLIGENCE COMMUNITY

8 “SEC. 1011. (a) ESTABLISHMENT OF PROGRAM.—The
 9 Secretary of Defense and the Director of Central Intelligence
 10 may jointly establish a program to advance foreign languages
 11 skills in languages that are critical to the capability of the in-
 12 telligence community to carry out national security activities of
 13 the United States (hereinafter in this subtitle referred to as the
 14 ‘Foreign Languages Program’).

15 “(b) IDENTIFICATION OF REQUISITE ACTIONS.—In order
 16 to carry out the Foreign Languages Program, the Secretary of
 17 Defense and the Director of Central Intelligence shall jointly
 18 determine actions required to improve the education of per-
 19 sonnel in the intelligence community in foreign languages that
 20 are critical to the capability of the intelligence community to
 21 carry out national security activities of the United States to
 22 meet the long-term intelligence needs of the United States.

23 “EDUCATION PARTNERSHIPS

24 “SEC. 1012. (a) IN GENERAL.—In carrying out the For-
 25 eign Languages Program, the head of an element of an intel-
 26 ligence community entity may enter into one or more education
 27 partnership agreements with educational institutions in the
 28 United States in order to encourage and enhance the study of
 29 foreign languages that are critical to the capability of the intel-
 30 ligence community to carry out national security activities of
 31 the United States in educational institutions.

32 “(b) ASSISTANCE PROVIDED UNDER EDUCATIONAL PART-
 33 NERSHIP AGREEMENTS.—Under an educational partnership
 34 agreement entered into with an educational institution pursu-
 35 ant to this section, the head of an element of an intelligence

1 community entity may provide the following assistance to the
2 educational institution:

3 “(1) The loan of equipment and instructional mate-
4 rials of the element of the intelligence community entity to
5 the educational institution for any purpose and duration
6 that the head determines to be appropriate.

7 “(2) Notwithstanding any other provision of law relat-
8 ing to transfers of surplus property, the transfer to the
9 educational institution of any computer equipment, or other
10 equipment, that is—

11 “(A) commonly used by educational institutions;

12 “(B) surplus to the needs of the entity; and

13 “(C) determined by the head of the element to be
14 appropriate for support of such agreement.

15 “(3) The provision of dedicated personnel to the edu-
16 cational institution—

17 “(A) to teach courses in foreign languages that
18 are critical to the capability of the intelligence commu-
19 nity to carry out national security activities of the
20 United States; or

21 “(B) to assist in the development of such courses
22 and materials for the institution.

23 “(4) The involvement of faculty and students of the
24 educational institution in research projects of the element
25 of the intelligence community entity.

26 “(5) Cooperation with the educational institution in
27 developing a program under which students receive aca-
28 demic credit at the educational institution for work on re-
29 search projects of the element of the intelligence commu-
30 nity entity.

31 “(6) The provision of academic and career advice and
32 assistance to students of the educational institution.

33 “(7) The provision of cash awards and other items
34 that the head of the element of the intelligence community
35 entity determines to be appropriate.

1 “VOLUNTARY SERVICES

2 “SEC. 1013. (a) AUTHORITY TO ACCEPT SERVICES.—Not-
3 withstanding section 1342 of title 31, United States Code, and
4 subject to subsection (b), the Foreign Languages Program
5 under section 1011 shall include authority for the head of an
6 element of an intelligence community entity to accept from any
7 individual who is dedicated personnel (as defined in section
8 1016(3)) voluntary services in support of the activities author-
9 ized by this subtitle.

10 “(b) REQUIREMENTS AND LIMITATIONS.—(1) In accepting
11 voluntary services from an individual under subsection (a), the
12 head of the element shall—

13 “(A) supervise the individual to the same extent as the
14 head of the element would supervise a compensated em-
15 ployee of that element providing similar services; and

16 “(B) ensure that the individual is licensed, privileged,
17 has appropriate educational or experiential credentials, or
18 is otherwise qualified under applicable law or regulations to
19 provide such services.

20 “(2) In accepting voluntary services from an individual
21 under subsection (a), the head of an element of the intelligence
22 community entity may not—

23 “(A) place the individual in a policymaking position,
24 or other position performing inherently government func-
25 tions; or

26 “(B) except as provided in subsection (e), compensate
27 the individual for the provision of such services.

28 “(c) AUTHORITY TO RECRUIT AND TRAIN INDIVIDUALS
29 PROVIDING SERVICES.—The head of an element of an intel-
30 ligence community entity may recruit and train individuals to
31 provide voluntary services accepted under subsection (a).

32 “(d) STATUS OF INDIVIDUALS PROVIDING SERVICES.—(1)
33 Subject to paragraph (2), while providing voluntary services ac-
34 cepted under subsection (a) or receiving training under sub-
35 section (c), an individual shall be considered to be an employee
36 of the Federal Government only for purposes of the following
37 provisions of law:

1 “(A) Subchapter I of chapter 81 of title 5, United
2 States Code (relating to compensation for work-related in-
3 juries).

4 “(B) Section 552a of title 5, United States Code (re-
5 lating to maintenance of records on individuals).

6 “(C) Chapter 11 of title 18, United States Code (relat-
7 ing to conflicts of interest).

8 “(2)(A) With respect to voluntary services accepted under
9 paragraph (1) provided by an individual that are within the
10 scope of the services so accepted, the individual is deemed to
11 be a volunteer of a governmental entity or nonprofit institution
12 for purposes of the Volunteer Protection Act of 1997 (42
13 U.S.C. 14501 et seq.).

14 “(B) In the case of any claim against such an individual
15 with respect to the provision of such services, section 4(d) of
16 such Act (42 U.S.C. 14503(d)) shall not apply.

17 “(3) Acceptance of voluntary services under this section
18 shall have no bearing on the issuance or renewal of a security
19 clearance.

20 “(e) COMPENSATION FOR WORK-RELATED INJURIES.—
21 For purposes of determining the compensation for work-related
22 injuries payable under chapter 81 of title 5, United States
23 Code, to an individual providing voluntary services accepted
24 under subsection (a), the monthly pay of the individual for such
25 services is deemed to be equal to the amount determined by
26 multiplying—

27 “(1) the average monthly number of hours that the in-
28 dividual provided the services, by

29 “(2) the minimum wage determined in accordance
30 with section 6(a)(1) of the Fair Labor Standards Act of
31 1938 (29 U.S.C. 206(a)(1)).

32 “(f) REIMBURSEMENT OF INCIDENTAL EXPENSES.—(1)
33 The head of an element of the intelligence community entity
34 may reimburse an individual for incidental expenses incurred
35 by the individual in providing voluntary services accepted under
36 subsection (a). The head of an element of the intelligence com-

1 community entity shall determine which expenses are eligible for re-
2 imbursement under this subsection.

3 “(2) Reimbursement under paragraph (1) may be made
4 from appropriated or nonappropriated funds.

5 “(g) AUTHORITY TO INSTALL EQUIPMENT.—(1) The head
6 of an element of the intelligence community may install tele-
7 phone lines and any necessary telecommunication equipment in
8 the private residences of individuals who provide voluntary
9 services accepted under subsection (a).

10 “(2) The head of an element of the intelligence community
11 may pay the charges incurred for the use of equipment in-
12 stalled under paragraph (1) for authorized purposes.

13 “(3) Notwithstanding section 1348 of title 31, United
14 States Code, the head of an element of the intelligence commu-
15 nity entity may use appropriated funds or nonappropriated
16 funds of the element in carrying out this subsection.

17 “REGULATIONS

18 “SEC. 1014. (a) IN GENERAL.—The Secretary of Defense
19 and the Director of Central Intelligence jointly shall promul-
20 gate regulations necessary to carry out the Foreign Languages
21 Program authorized under this subtitle.

22 “(b) ELEMENTS OF THE INTELLIGENCE COMMUNITY.—
23 Each head of an element of an intelligence community entity
24 shall prescribe regulations to carry out sections 1012 and 1013
25 with respect to that element including the following:

26 “(1) Procedures to be utilized for the acceptance of
27 voluntary services under section 1013.

28 “(2) Procedures and requirements relating to the in-
29 stallation of equipment under section 1013(g).

30 “DEFINITIONS

31 “SEC. 1015. In this subtitle:

32 “(1) The term ‘intelligence community entity’ means
33 an agency, office, bureau, or element referred to in sub-
34 paragraphs (B) through (K) of section 3(4).

35 “(2) The term ‘educational institution’ means—

1 “(A) a local educational agency (as that term is
2 defined in section 9101(26) of the Elementary and Sec-
3 ondary Education Act of 1965 (20 U.S.C. 7801(26))),

4 “(B) a college or university, or

5 “(C) any other nonprofit institution that provides
6 instruction of foreign languages in languages that are
7 critical to the capability of the intelligence community
8 to carry out national security activities of the United
9 States.

10 “(3) The term ‘dedicated personnel’ means employees
11 of the intelligence community and private citizens (includ-
12 ing former civilian employees of the Federal Government
13 who have been voluntarily separated, and members of the
14 United States Armed Forces who have been honorably dis-
15 charged or generally discharged under honorable cir-
16 cumstances, and rehired on a voluntary basis specifically to
17 perform the activities authorized under this subtitle).

18 **“Subtitle C—Additional Education** 19 **Provisions**

20 “ASSIGNMENT OF INTELLIGENCE COMMUNITY PERSONNEL AS 21 LANGUAGE STUDENTS

22 “SEC. 1021. (a) IN GENERAL.—The Director of Central
23 Intelligence, acting through the heads of the elements of the in-
24 telligence community, may assign employees of such elements
25 in analyst positions requiring foreign language expertise as stu-
26 dents at accredited professional, technical, or other institutions
27 of higher education for training at the graduate or under-
28 graduate level in foreign languages required for the conduct of
29 duties and responsibilities of such positions.

30 “(b) AUTHORITY FOR REIMBURSEMENT OF COSTS OF
31 TUITION AND TRAINING.—(1) The Director may reimburse an
32 employee assigned under subsection (a) for the total cost of the
33 training described in subsection (a), including costs of edu-
34 cational and supplementary reading materials.

35 “(2) The authority under paragraph (1) shall apply to em-
36 ployees who are assigned on a full-time or part-time basis.

1 “(3) Reimbursement under paragraph (1) may be made
2 from appropriated or nonappropriated funds.

3 “(c) RELATIONSHIP TO COMPENSATION AS AN ANA-
4 LYST.—Reimbursement under this section to an employee who
5 is an analyst is in addition to any benefits, allowances, travels,
6 or other compensation the employee is entitled to by reason of
7 serving in such an analyst position.”.

8 (b) CLERICAL AMENDMENT.—The table of contents for
9 the National Security Act of 1947 is amended by striking the
10 item relating to section 1001 and inserting the following new
11 items:

 “Subtitle A—Science and Technology

“Sec. 1001. Scholarships and work-study for pursuit of graduate degrees
in science and technology.

 “Subtitle B—Foreign Languages Program

“Sec. 1011. Program on advancement of foreign languages critical to the
intelligence community.

“Sec. 1012. Education partnerships.

“Sec. 1013. Voluntary services.

“Sec. 1014. Regulations.

“Sec. 1015. Definitions.

 “Subtitle C—Additional Education Provisions

“Sec. 1021. Assignment of intelligence community personnel as language
students.”.

12 **SEC. 614. PILOT PROJECT FOR CIVILIAN LINGUIST RE-**
13 **SERVE CORPS.**

14 (a) PILOT PROJECT.—The Director of Central Intelligence
15 shall conduct a pilot project to establish a Civilian Linguist Re-
16 serve Corps comprised of United States citizens with advanced
17 levels of proficiency in foreign languages who would be avail-
18 able upon a call of the President to perform such service or du-
19 ties with respect to such foreign languages in the Federal Gov-
20 ernment as the President may specify.

21 (b) CONDUCT OF PROJECT.—Taking into account the
22 findings and recommendations contained in the report required
23 under section 325 of the Intelligence Authorization Act for Fis-
24 cal Year 2003 (Public Law 107–306; 116 Stat. 2393), in con-
25 ducting the pilot project under subsection (a) the Director of
26 Central Intelligence shall—

1 (1) identify several foreign languages that are critical
2 for the national security of the United States;

3 (2) identify United States citizens with advanced levels
4 of proficiency in those foreign languages who would be
5 available to perform the services and duties referred to in
6 subsection (a); and

7 (3) implement a call for the performance of such serv-
8 ices and duties.

9 (c) DURATION OF PROJECT.—The pilot project under sub-
10 section (a) shall be conducted for a three-year period.

11 (d) AUTHORITY TO ENTER INTO CONTRACTS.—The Di-
12 rector of Central Intelligence may enter into contracts with ap-
13 propriate agencies or entities to carry out the pilot project
14 under subsection (a).

15 (e) REPORTS.—(1) The Director of Central Intelligence
16 shall submit to Congress an initial and a final report on the
17 pilot project conducted under subsection (a).

18 (2) Each report required under paragraph (1) shall con-
19 tain information on the operation of the pilot project, the suc-
20 cess of the pilot project in carrying out the objectives of the
21 establishment of a Civilian Linguist Reserve Corps, and rec-
22 ommendations for the continuation or expansion of the pilot
23 project.

24 (3) The final report shall be submitted not later than 6
25 months after the completion of the project.

26 (f) AUTHORIZATION OF APPROPRIATIONS.—There are au-
27 thorized to be appropriated to the Director of Central Intel-
28 ligence for each of fiscal years 2005, 2006, and 2007 in order
29 to carry out the pilot project under subsection (a) such sums
30 as are specified in the classified Schedule of Authorizations re-
31 ferred to section 102.

32 **SEC. 615. CODIFICATION OF ESTABLISHMENT OF THE**
33 **NATIONAL VIRTUAL TRANSLATION CENTER.**

34 (a) IN GENERAL.—Title I of the National Security Act of
35 1947 (50 U.S.C. 402 et seq.) is amended by adding at the end
36 the following new section:

1 “NATIONAL VIRTUAL TRANSLATION CENTER

2 “SEC. 119. (a) IN GENERAL.—There is an element of the
3 intelligence community known as the National Virtual Trans-
4 lation Center under the direction of the Director of Central In-
5 telligence.

6 “(b) FUNCTION.—The National Virtual Translation Cen-
7 ter shall provide for timely and accurate translations of foreign
8 intelligence for all other elements of the intelligence community.

9 “(c) FACILITATING ACCESS TO TRANSLATIONS.—In order
10 to minimize the need for a central facility for the National Vir-
11 tual Translation Center, the Center shall—

12 “(1) use state-of-the-art communications technology;

13 “(2) integrate existing translation capabilities in the
14 intelligence community; and

15 “(3) use remote-connection capacities.

16 “(d) USE OF SECURE FACILITIES.—Personnel of the Na-
17 tional Virtual Translation Center may carry out duties of the
18 Center at any location that—

19 “(1) has been certified as a secure facility by an agen-
20 cy of department of the United States; and

21 “(2) the Director of Central Intelligence determines to
22 be appropriate for such purpose.”.

23 (b) CLERICAL AMENDMENT.—The table of sections for
24 that Act is amended by inserting after the item relating to sec-
25 tion 505 the following new item:

“Sec. 119. National Virtual Translation Center.”.

26 **SEC. 616. REPORT ON RECRUITMENT AND RETENTION**
27 **OF QUALIFIED INSTRUCTORS OF THE DE-**
28 **FENSE LANGUAGE INSTITUTE.**

29 (a) STUDY.—The Secretary of Defense shall conduct a
30 study on methods to improve the recruitment and retention of
31 qualified foreign language instructors at the Foreign Language
32 Center of the Defense Language Institute. In conducting the
33 study, the Secretary shall consider, in the case of foreign lan-
34 guage instructors who is an are alien, to expeditiously adjust
35 the status of the alien from a temporary status to that of an
36 alien lawfully admitted for permanent residence.

1 (b) REPORT.—(1) Not later than one year after the date
2 of the enactment of this Act, the Secretary of Defense shall
3 submit to the appropriate congressional committees a report on
4 the study conducted under subsection (a), and shall include in
5 that report recommendations for such changes in legislation
6 and regulation as the Secretary determines to be appropriate.

7 (2) DEFINITION.—In this subsection, the term “appro-
8 priate congressional committees” means the following:

9 (A) The Select Committee on Intelligence and the
10 Committee on Armed Services of the Senate.

11 (B) The Permanent Select Committee on Intelligence
12 and the Committee on Armed Services of the House of
13 Representatives.