AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3932
OFFERED BY MR. TURNER OF OHIO

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.
2
3 (a) SHORT TITLE.—This Act may be cited as the
4 “Intelligence Authorization Act for Fiscal Year 2024”.
5
6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:
8
9 Sec. 1. Short title; table of contents.
10 Sec. 2. Definitions.
11
12 TITLE I—INTELLIGENCE ACTIVITIES
13
15 Sec. 102. Classified schedule of authorizations.
16 Sec. 103. Intelligence Community Management Account.
17
18 TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND
19 DISABILITY SYSTEM
20
21 Sec. 201. Authorization of appropriations.
22
23 TITLE III—GENERAL INTELLIGENCE COMMUNITY MATTERS
24
25 Sec. 301. Restriction on conduct of intelligence activities.
26 Sec. 302. Increase in employee compensation and benefits authorized by law.
27 Sec. 303. Prohibition on availability of funds to implement Executive Order 13556.
28 Sec. 304. Nonapplicability of certain prohibitions relating to modification of account structure for National Intelligence Program budget.
29 Sec. 305. Secure communication between Congress and intelligence community.
30
31 TITLE IV—MATTERS RELATING TO NATIONAL INTELLIGENCE
32 ENTERPRISE
33
34 Subtitle A—Miscellaneous Authorities and Limitations
35
36 Sec. 401. Enhanced personnel security review with respect to social media.
Sec. 402. Limitation on authority of Director of National Intelligence to establish additional national intelligence centers.
Sec. 403. Improvements relating to intelligence community staffing, details, and assignments.
Sec. 404. Insider threats.
Sec. 405. Modification of deadline for annual submission of National Intelligence Priorities Framework.
Sec. 406. Matters relating to chief data officers of intelligence community.
Sec. 407. Modification to special pay authority for science, technology, engineering, or mathematics positions.
Sec. 408. Annual report on unfunded priorities of intelligence community.
Sec. 409. Notice to Congress of counterintelligence threats to legislative branch.
Sec. 410. Congressional notice of counterintelligence investigations into persons holding elected offices and candidates for such offices.
Sec. 411. Submission of legislative proposals.
Sec. 412. Sunset of certain intelligence community reporting requirements.
Sec. 413. Notice and damage assessment with respect to significant unauthorized disclosure of classified national intelligence.
Sec. 414. In-state tuition rates for certain members of intelligence community.
Sec. 415. Repeal of study on personnel under Strategic Intelligence Partnership Program.
Sec. 416. Authorization relating to certain intelligence and counterintelligence activities of Coast Guard.
Sec. 417. Intelligence Community Counterintelligence Offices.
Sec. 418. Termination of Climate Security Advisory Council.
Sec. 419. Limitation on availability of funds for Federal Bureau of Investigation pending submission of information regarding certain media engagements.
Sec. 420. Limitation on availability of funds for Federal Bureau of Investigation pending submission of certain memorandum relating to budget.
Sec. 421. Limitation on availability of funds for Office of the Director of National Intelligence pending submission of certain documents and annexes.

Subtitle B—Reports and Other Matters

Sec. 431. Inclusion of counternarcotics as special topic in certain budget justification materials.
Sec. 432. Development of plan to make open-source intelligence products available to certain Federal employees.
Sec. 433. Intelligence community-wide policy on prepublication review.
Sec. 434. Review relating to confidential human source program of Federal Bureau of Investigation.
Sec. 436. Intelligence assessments regarding Haiti.
Sec. 437. Intelligence assessment of influence operations by People’s Republic of China toward Pacific Island countries.
Sec. 438. Independent study on economic impact of military invasion of Taiwan by People’s Republic of China.
Sec. 439. Reports on civilian casualties caused by certain operations of foreign governments.
Sec. 440. Report by Director of National Intelligence on Uyghur genocide.
Sec. 441. Technical corrections.

TITLE V—MATTERS RELATING TO DEFENSE INTELLIGENCE AND OVERHEAD ARCHITECTURE

Sec. 501. Extension of authority to engage in commercial activities as security for intelligence collection activities.
Sec. 502. Modification of reporting requirement for All-domain Anomaly Resolution Office.
Sec. 503. Military intelligence collection and analysis partnerships.
Sec. 504. Authorization for establishment of National Space Intelligence Center as field operating agency.
Sec. 505. Defense Intelligence Agency assessment of strategic competition in Latin America and the Caribbean.
Sec. 506. Quarterly briefings relating to use of Military Intelligence Program funds.

TITLE VI—MATTERS RELATING TO NATIONAL SECURITY AGENCY, CYBER, AND COMMERCIAL CLOUD ENTERPRISE

Sec. 601. Congressional notification by National Security Agency of intelligence collection adjustments.
Sec. 602. Modifications to enforcement of cybersecurity requirements for national security systems.
Sec. 603. Support by intelligence community for certain cross-functional team of Department of Defense.
Sec. 604. Commercial Cloud Enterprise notification.
Sec. 605. Commercial Cloud Enterprise sole source task order notification requirement.
Sec. 606. Analysis of commercial cloud initiatives of intelligence community.

TITLE VII—MATTERS RELATING TO CENTRAL INTELLIGENCE AGENCY

Sec. 701. Inspector General of the Central Intelligence Agency quarterly employee engagement summaries.
Sec. 702. Improved funding flexibility for payments made by Central Intelligence Agency for qualifying injuries to brain.
Sec. 703. Benjamin Tallmadge Institute as primary Central Intelligence Agency entity for education and training in counterintelligence.
Sec. 704. Central Intelligence Agency intelligence assessment of Sinaloa Cartel and Jalisco Cartel.
Sec. 705. Central Intelligence Agency intelligence assessment with respect to efforts by People’s Republic of China to increase influence in Middle East.
Sec. 706. Assessment of availability of mental health and chaplain services to Agency employees.
Sec. 707. Assessment by Director of Central Intelligence Agency on certain effects of Abraham Accords.

TITLE VIII—REPORTING AND INVESTIGATIONS OF ALLEGATIONS OF SEX-RELATED OFFENSES AND SEXUAL HARASSMENT IN CENTRAL INTELLIGENCE AGENCY

Sec. 801. Reporting and investigation of allegations of sex-related offenses and sexual harassment in Central Intelligence Agency.
TITLE IX—MATTERS RELATING TO TECHNOLOGY AND INNOVATION

Sec. 901. Intelligence Community Innovation Unit.
Sec. 902. Establishment of Office of Engagement.
Sec. 903. Requirement for a chief technology officer within each element of the intelligence community.
Sec. 904. Requirement to authorize additional security clearances for certain contractors.
Sec. 905. Intelligence Innovation Board.
Sec. 906. Programs for next-generation microelectronics in support of artificial intelligence.
Sec. 907. Program for Beyond 5G.
Sec. 908. Intelligence community commercial remote sensing requirements.
Sec. 909. Requirement to ensure intelligence community directives appropriately account for artificial intelligence and machine learning tools in intelligence products.

SEC. 2. DEFINITIONS.

In this Act:

(1) CONGRESSIONAL INTELLIGENCE COMMITTEE.—The term “congressional intelligence committees” has the meaning given such term in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

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

TITLE I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2024 for the conduct of the intelligence and intelligence-related activities of the Federal Government.
SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.

(a) Specifications of Amounts.—The amounts authorized to be appropriated under section 101 for the conduct of the intelligence activities of the Federal Government are those specified in the classified Schedule of Authorizations prepared to accompany this Act.

(b) Availability of Classified Schedule of Authorizations.—

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

(2) Distribution by the President.—Subject to paragraph (3), the President shall provide for suitable distribution of the classified Schedule of Authorizations referred to in subsection (a), or of appropriate portions of such Schedule, within the executive branch of the Federal Government.

(3) Limits on Disclosure.—The President shall not publicly disclose the classified Schedule of Authorizations or any portion of such Schedule except—

(A) as provided in section 601(a) of the Implementing Recommendations of the 9/11 Commission Act of 2007 (50 U.S.C. 3306(a));
(B) to the extent necessary to implement
the budget; or

(C) as otherwise required by law.

SEC. 103. INTELLIGENCE COMMUNITY MANAGEMENT AC-
COUNT.

(a) Authorization of Appropriations.—There is
authorized to be appropriated for the Intelligence Commu-
nity Management Account of the Director of National In-
telligence for fiscal year 2024 the sum of $715,200,000.

(b) Classified Authorization of Appropriations.—In addition to amounts authorized to be appro-
priated for the Intelligence Community Management Ac-
count by subsection (a), there are authorized to be appro-
priated for the Intelligence Community Management Ac-
count for fiscal year 2024 such additional amounts as are
specified in the classified Schedule of Authorizations re-
ferred to in section 102(a).

TITLE II—CENTRAL INTEL-
LIGENCE AGENCY RETIRE-
MENT AND DISABILITY SYS-
TEM

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated for the Cen-
tral Intelligence Agency Retirement and Disability Fund
$514,000,000 for fiscal year 2024.
TITLE III—GENERAL INTELLIGENCE COMMUNITY MATTERS

SEC. 301. RESTRICTION ON CONDUCT OF INTELLIGENCE ACTIVITIES.

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

SEC. 302. INCREASE IN EMPLOYEE COMPENSATION AND BENEFITS AUTHORIZED BY LAW.

Appropriations authorized by this Act for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in such compensation or benefits authorized by law.

SEC. 303. PROHIBITION ON AVAILABILITY OF FUNDS TO IMPLEMENT EXECUTIVE ORDER 13556.

None of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2024 for an element of the intelligence community may be obligated or expended to implement Executive Order 13556 (75 Fed. Reg. 68675; relating to controlled unclassified information), or any successor order.
SEC. 304. NONAPPLICABILITY OF CERTAIN PROHIBITIONS RELATING TO MODIFICATION OF ACCOUNT STRUCTURE FOR NATIONAL INTELLIGENCE PROGRAM BUDGET.

None of the prohibitions under section 8067 of the Consolidated Appropriations Act, 2023 (Public Law 117–328) shall apply with respect to amounts authorized to be appropriated by this Act.

SEC. 305. SECURE COMMUNICATION BETWEEN CONGRESS AND INTELLIGENCE COMMUNITY.

(a) IN GENERAL.—The Director of National Intelligence shall provide secure communications to support the oversight functions of the congressional intelligence committees, including through the procurement, installation, configuration, and maintenance of sufficient software, connectivity, information technology equipment, computers, printers, and related peripheral equipment to ensure that such committees are able to communicate with the intelligence community through secure data, voice, and video communications at all classification levels.

(b) ON-PREMISES SUPPORT.—During any period when either the Senate or House of Representatives is in session, or upon the request of either of the congressional intelligence committees, the Director shall provide to such committees timely on-premises support to ensure the effi-
cient operation of networks, equipment, and software and
the resolution of any related issues.

(c) GOVERNANCE.—The Director, in coordination
with designated congressional leaders, shall establish gov-
ernance and security policies applicable to the
connectivity, equipment, and software provided under sub-
section (a).

(d) BUDGET.—The Director shall ensure that within
the budget of the Office of the Director of National Intel-
ligence there is a specific expenditure center and project
to be used to carry out this section.

(e) TREATMENT AS CONGRESSIONAL RECORDS.—
Any data stored or transmitted by the congressional intel-
ligence committees through networks, equipment, or soft-
ware provided under subsection (a) is a congressional
record and shall not be treated as an agency record for
purposes of section 552 of title 5, United States Code,
(commonly known as the “the Freedom of Information
Act”) or any other law.

(f) DESIGNATED CONGRESSIONAL LEADERS.—In
this section, the term “designated congressional leaders”
means—

(1) the Chair and Ranking Member of the Per-
manent Select Committee on Intelligence of the
House of Representatives, or their designees; and
(2) the Chair and Vice Chair of the Select Committee on Intelligence of the Senate, or their designees.

TITLE IV—MATTERS RELATING TO NATIONAL INTELLIGENCE ENTERPRISE

Subtitle A—Miscellaneous Authorities and Limitations

SEC. 401. ENHANCED PERSONNEL SECURITY REVIEW WITH RESPECT TO SOCIAL MEDIA.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the intelligence community should take appropriate measures to thoroughly and in a timely manner investigate and adjudicate prospective applicants for sensitive national security positions within the intelligence community;

(2) the intelligence community should use existing authorities to ensure robust continuous vetting for continued eligibility for access to classified information and carefully manage the speed and accuracy of the security clearance adjudication process at both the initial investigation process and throughout the career of personnel serving in positions within the intelligence community;
(3) the intelligence community must balance the increasing demand for recruiting the best talent to meet personnel requirements in an expeditious manner while still maintaining a dedicated and patriotic workforce with allegiance to the Constitution and the United States Government;

(4) the availability of social media to the national security workforce of the United States, including both private and public accounts, can enable the unauthorized disclosure of classified national security information in an instant, which endangers the United States and its partners and allies, and empowers foreign adversaries; and

(5) to ensure the loyalty and patriotism of the trusted national security and intelligence community workforce of the United States, the intelligence community must fully use available vetting resources and all authorities prescribed by law, while guaranteeing all constitutional protections of such workforce.

(b) ENHANCED PERSONNEL SECURITY REVIEW WITH RESPECT TO SOCIAL MEDIA.—Section 11001(b) of title 5, United States Code, is amended by adding at the end the following new paragraph:
“(3) SPECIAL REQUIREMENTS WITH RESPECT TO SOCIAL MEDIA.—

“(A) IN GENERAL.—Information obtained and integrated from sources described in paragraph (1) shall include any publically available social media information relating to the covered individual.

“(B) DISCLOSURE BY COVERED INDIVIDUALS.—The enhanced personnel security program of an agency shall include a requirement that a covered individual disclose any username or alias used by the covered individual on any social media account, including both private and public social media accounts, but may not require the covered individual to disclose any password for any such account.”.

SEC. 402. LIMITATION ON AUTHORITY OF DIRECTOR OF NATIONAL INTELLIGENCE TO ESTABLISH ADDITIONAL NATIONAL INTELLIGENCE CENTERS.

The National Security Act of 1947 (50 U.S.C. 3001 et seq.) is amended—

(1) by amending section 102A(f)(2) (50 U.S.C. 3024(f)(2)) to read as follows:

“(2)(A) The Director of National Intelligence shall oversee the National Counterterrorism Center, the Na-
tional Counterproliferation and Biosecurity Center, the
National Counterintelligence and Security Center, the
Foreign Malign Influence Center, and the Cyber Threat
Intelligence and Integration Center.

“(B) The Director of National Intelligence may es-

tablish a new national intelligence center, or assign a new

function to a national intelligence center, but only if—

“(i) the Director submits to the congressional

intelligence committees written notification of such

proposed establishment or assignment; and

“(ii) a period of 90 days has elapsed after the

date on which such committees receive such notifica-

tion.”;

(2) by amending section 103(c)(14) (50 U.S.C.
3025(c)(14)) to read as follows:

“(14) Such other offices and officials as may be

established by law or the Director may establish or
designate in the Office, including national intel-
ligence centers (consistent with the notification re-

quirement under section 102A(f)(2)(B)).”; and

(3) by amending section 119B(a) (50 U.S.C.
3058(a)) to read as follows:

“(a) AUTHORITY TO ESTABLISH.—The Director of

National Intelligence may establish, consistent with the
notification requirement under section 102A(f)(2)(B), one
or more national intelligence centers to address intelligence priorities, including regional issues.”

SEC. 403. IMPROVEMENTS RELATING TO INTELLIGENCE COMMUNITY STAFFING, DETAILS, AND ASSIGNMENTS.

(a) IMPROVEMENTS RELATING TO ASSIGNMENTS AND DETAILS.—Section 102A(f)(3)(A) of the National Security Act of 1947 (50 U.S.C. 3024(f)(3)(A)) is amended—

(1) in the matter preceding clause (i), by striking “personnel policies” and inserting “binding personnel policies”;

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

“(i) require and facilitate assignments and details of personnel to national intelligence centers, and between elements of the intelligence community over the course of the careers of such personnel;”;

(3) by amending clause (v) to read as follows:

“(v) require service in more than one element of the intelligence community as a condition of promotion to such positions within the intelligence community as the Director shall specify, and take requisite steps to ensure com-
pliance among elements of the intelligence community; and”.

(b) **REQUIRED STAFFING DOCUMENT FOR OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE.**—

(1) **REQUIREMENT.**—Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall establish, and thereafter shall update as necessary, a single document setting forth each position within the Office of the Director of National Intelligence, including any directorate, center, or office within such Office.

(2) **ELEMENTS.**—The document under paragraph (1) shall include, with respect to each position set forth in the document, the following:

(A) A description of the position.

(B) The directorate, center, office, or other component of the Office of the Director of National Intelligence within which the position is.

(C) The element of the intelligence community designated to fill the position, if applicable.

(D) The requisite type and level of skills for the position, including any special skills or certifications required.

(E) The requisite security clearance level for the position.
(F) The paygrade for the position.

(G) Any special pay or incentive pay payable for the position.

(3) **INTEGRATED REPRESENTATION.**—In establishing and filling the positions specified in paragraph (1), the Director of National Intelligence shall take such steps as may be necessary to ensure the integrated representation of officers and employees from the other elements of the intelligence community with respect to such positions.

**SEC. 404. INSIDER THREATS.**

Section 102A(f) of the National Security Act of 1947 (50 U.S.C. 3024(f)) is amended—

(1) by redesignating paragraphs (8) through (10) as paragraphs (9) through (11), respectively; and

(2) by inserting after paragraph (7) the following new paragraph (8):

“(8) The Director of National Intelligence shall—

“(A) conduct assessments and audits of the compliance of each element of the intelligence community with minimum insider threat policy;

“(B) receive information from each element of the intelligence community regarding the collection, sharing, and use by such element of audit and moni-
toring data for insider threat detection across all
classified and unclassified information technology
systems within such element;

“(C) provide guidance and oversight to Federal
departments and agencies to fully implement auto-
mated records checks, consistent with personnel vet-
ting reforms and the Trusted Workforce 2.0 initia-
tive, or successor initiative, and ensure that informa-
tion collected pursuant to such records checks is ap-
propriately shared in support of intelligence commu-
nity-wide insider threat initiatives;

“(D) carry out evaluations of the effectiveness
of counterintelligence, security, and insider threat
program activities of each element of the intelligence
community, including with respect to the lowest or-
ganizational unit of each such element, that include
an identification of any gaps, shortfalls, or resource
needs of each such element;

“(E) identify gaps, shortfalls, resources needs,
and recommendations for adjustments in allocations
and additional resources and other remedies to
strengthen counterintelligence, security, and insider
threat detection programs;

“(F) pursuant to final damage assessments fa-
cilitated by the National Counterintelligence and Se-
curity Center that have been undertaken as a result of an unauthorized disclosure, determine whether the heads of the elements of the intelligence community implement recommended mitigation, and notify the congressional intelligence committees of such determinations; and

“(G) study the data collected during the course of background investigations and adjudications for security clearances granted to individuals who subsequently commit unauthorized disclosures, and issue findings regarding the quality of such data as a predictor for insider threat activity, delineated by the severity of the unauthorized disclosure.”.

SEC. 405. MODIFICATION OF DEADLINE FOR ANNUAL SUBMISSION OF NATIONAL INTELLIGENCE PRIORITIES FRAMEWORK.

Section 102A(p)(3) of the National Security Act of 1947 (50 U.S.C. 3024(p)(3)) is amended by striking “October 1” and inserting “March 1”.

SEC. 406. MATTERS RELATING TO CHIEF DATA OFFICERS OF INTELLIGENCE COMMUNITY.

(a) Prohibition on Simultaneous Service as Chief Data Officer and Chief Information Officer.—Section 103G of the National Security Act of 1947
(50 U.S.C. 3032) is amended by adding at the end the following new subsection:

“(d) Prohibition on Simultaneous Service as Chief Data Officer and Chief Information Officer.—An individual serving in the position of Chief Information Officer of the Intelligence Community or chief information officer of any other element of the intelligence community, as the case may be, may not, while so serving, serve as the Intelligence Community Chief Data Officer under section 103K or as the chief data officer of any other element of the intelligence community.”.

(b) Clarification of Duties of Intelligence Community Chief Data Officer.—

(1) Clarification of data-related duties.—Section 103K(c)(4) of the National Security Act of 1947 (50 U.S.C. 3034b(c)(4)) is amended by inserting “relating to data” after “duties”.

(2) Removal of unrelated duties and functions.—Not later than 90 days after the date of the enactment of this Act, consistent with section 103K(c) of the National Security Act of 1947 (50 U.S.C. 3034b(c)), as amended by paragraph (1), the Director of National Intelligence shall complete such internal reorganization of the Office of the Director of National Intelligence as the Director determines
necessary to ensure that the duties of the Intelligence Community Chief Data Officer appointed under such section do not include—

(A) any duty relating to partnership interoperability or partnership engagement; or

(B) any other duty that does not relate to an issue involving data.

(3) BRIEFING.—Prior to the date on which the Director completes the reorganization under paragraph (2), the Director shall provide to the congressional intelligence committees a briefing regarding—

(A) the proposed reorganization; and

(B) any other efforts of the Director to ensure that any future duties prescribed by the Director to be performed by the Intelligence Community Chief Data Officer pursuant to section 103K(c) of the National Security Act of 1947 (50 U.S.C. 3034b(c)), as amended by paragraph (1), relate exclusively to issues involving data, consistent with such section.

(c) REPORTS.—Not later than 90 days after the date of the enactment of this Act, the head of each element of the intelligence community shall submit to the congressional intelligence committees a written report regarding the organizational and reporting structure for the chief
data officer of that element, including an identification of whether such chief data officer reports to, or is otherwise subordinate to, the chief information officer of that element and, if so, the rationale for such organizational and reporting structure.

SEC. 407. MODIFICATION TO SPECIAL PAY AUTHORITY FOR SCIENCE, TECHNOLOGY, ENGINEERING, OR MATHEMATICS POSITIONS.

(a) Modification.—Section 113B of the National Security Act of 1947 (50 U.S.C. 3049a) is amended—

(1) in the section heading, by inserting “AND POSITIONS REQUIRING BANKING OR FINANCIAL SERVICES EXPERTISE” after “MATHEMATICS POSITIONS”; 

(2) in subsection (a)—

(A) in the heading, by inserting “OR IN BANKING OR FINANCIAL SERVICES” after “MATHEMATICS”; 

(B) in paragraph (1), in the matter preceding subparagraph (A), by inserting “or in banking or financial services (including expertise relating to critical financial infrastructure operations, capital markets, banking compliance programs, or international investments)” after “or mathematics”;
(C) by redesignating paragraph (2) as paragraph (3); and

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

“(2) LIMITATION ON NUMBER OF RECEIPIENTS.—For each element of the intelligence community, the number of individuals serving in a position in such element who receive a higher rate of pay established or increased under paragraph (1) may not, at any time during a given fiscal year, exceed 50 individuals or 5 percent of the total number of full-time equivalent positions authorized for such element for the preceding fiscal year, whichever is greater.”; and

(3) in subsection (e), by striking “the element” and inserting “an element”.

(b) CLERICAL AMENDMENT.—The table of contents at the beginning of such Act is amended by striking the item relating to section 113B and inserting the following new item:

“113B. Special pay authority for science, technology, engineering or mathematics positions and positions requiring banking or financial services expertise.”.

(c) REPORTS.—Not later than September 1 of each year until September 1, 2025, the head of each element of the intelligence community shall submit to the congressional intelligence committees a report on any rates of pay
established for such element under section 113B of such Act (50 U.S.C. 3049a), as amended by subsection (a), including—
(1) a description of any rates of pay so established; and
(2) an identification of the number of positions in such element that will be subject to such rates of pay during the subsequent fiscal year.

SEC. 408. ANNUAL REPORT ON UNFUNDED PRIORITIES OF INTELLIGENCE COMMUNITY.

Section 514(a) of the National Security Act of 1947 (50 U.S.C. 3113(a)) is amended by inserting “prepare and” after “each element of the intelligence community shall”.

SEC. 409. NOTICE TO CONGRESS OF COUNTERINTELLIGENCE THREATS TO LEGISLATIVE BRANCH.

Title V of the National Security Act of 1947 (50 U.S.C. 3091 et seq.) is amended by adding at the end the following new section (and conforming the table of contents at the beginning of such Act accordingly):
§ 516. NOTICE TO CONGRESS OF COUNTERINTELLIGENCE THREATS TO LEGISLATIVE BRANCH AND LEGISLATIVE BRANCH OFFICIALS.

“(a) Notification, Briefings, and Preparation of Reports.—Consistent with the protection of intelligence sources and methods, the Director of National Intelligence and the Director of the Federal Bureau of Investigation shall jointly—

“(1) notify, in a timely manner, congressional leadership of any counterintelligence threat to the legislative branch or a legislative branch official;

“(2) provide to legislative branch officials determined appropriate by the Directors, including any such official targeted or compromised by such a threat, briefings on the defense against such threats; and

“(3) prepare reports that include specific information concerning such threats to the legislative branch or legislative branch officials but exclude the intelligence sources or methods by which such information has been obtained, to facilitate the increased distribution of specific information concerning such threats.

“(b) Defensive Priority.—In determining the appropriateness of disseminating information on counterintelligence threats (including information associated with
a sensitive intelligence matter or ongoing criminal investigation) or of providing a briefing on the defense against such threats under subsection (a), the Director of National Intelligence and the Director of the Federal Bureau of Investigation shall seek to resolve such determination in favor of the action most compatible with enhancing the defense of the legislative branch against such threats.

“(c) QUARTERLY REPORTS.—

“(1) REQUIREMENT.—On a quarterly basis, the Director of National Intelligence shall submit to congressional leadership a report on counterintelligence threats to the legislative branch or legislative branch officials.

“(2) MATTERS.—Each report under paragraph (1) shall include, with respect to the quarterly period covered by the report, the following:

“(A) A description of any counterintelligence threat to the legislative branch or a legislative branch official (including the identity of any such official) identified during such period.

“(B) An identification of each date on which the intelligence community became aware of such a threat.

“(C) An identification of the number of briefings provided under subsection (a)(2) dur-
ing such period, including an identification of each date on which such a briefing occurred.

“(D) An identification of the number of reports prepared under subsection (a)(3) during such period.

“(d) DEFINITIONS.—In this section:

“(1) CONGRESSIONAL LEADERSHIP.—The term ‘congressional leadership’ means—

“(A) the Speaker of the House of Representatives;

“(B) the minority leader of the House of Representatives;

“(C) the majority leader of the Senate;

“(D) the minority leader of the Senate;

“(E) the Chairman and Ranking Member of the Permanent Select Committee on Intelligence of the House of Representatives; and

“(F) the Chairman and Vice Chairman of the Select Committee on Intelligence of the Senate.

“(2) LEGISLATIVE BRANCH.—The term ‘legisla-
tive branch’ has the meaning given that term in sec-
tion 202 of title 18, United States Code.

“(3) LEGISLATIVE BRANCH OFFICIAL.—The term ‘legislative branch official’ includes—
“(A) a Member of Congress;

“(B) an elected officer of either House of Congress;

“(C) any employee of, or any other individual functioning in the capacity of an employee of—

“(i) a Member of Congress;

“(ii) a committee of either House of Congress;

“(iii) the leadership staff of the House of Representatives or the leadership staff of the Senate;

“(iv) a joint committee of Congress; or

“(v) a working group or caucus organized to provide legislative services or other assistance to Members of Congress;

and

“(D) any other legislative branch employee serving in a position described under section 13101(13) of title 5, United States Code.”.
SEC. 410. CONGRESSIONAL NOTICE OF COUNTERINTELLIGENCE INVESTIGATIONS INTO PERSONS HOLDING ELECTED OFFICES AND CANDIDATES FOR SUCH OFFICES.

Title V of the National Security Act of 1947 (50 U.S.C. 3091 et seq.), as amended by section 409, is further amended by adding at the end the following new section (and conforming the table of contents at the beginning of such Act accordingly):

“SEC. 517. CONGRESSIONAL NOTICE OF COUNTERINTELLIGENCE INVESTIGATIONS INTO FEDERAL ELECTED OFFICIALS AND CANDIDATES IN ELECTIONS FOR FEDERAL OFFICE.

“(a) Notice Requirement.—Notwithstanding section 533 of title 28, United States Code, the delegation of the authorities of the Attorney General, or any other delegation of authority, direction, or policy of the Executive Branch, the Director of Federal Bureau of Investigation shall notify congressional leadership not later than 48 hours after the commencement of a counterintelligence investigation into a person who holds an elected Federal office or a candidate in an election for such an office. Such notification shall include a summary of the relevant facts associated with the counterintelligence investigation and the identity of the person subject to such investigation.
“(b) CONGRESSIONAL LEADERSHIP.—The term ‘con-
gressional leadership’ means—

“(1) the Speaker of the House of Representa-
tives;

“(2) the minority leader of the House of Rep-
resentatives;

“(3) the majority leader of the Senate;

“(4) the minority leader of the Senate;

“(5) the Chairman and Ranking Member of the
Permanent Select Committee on Intelligence of the
House of Representatives; and

“(6) the Chairman and Vice Chairman of the
Select Committee on Intelligence of the Senate.”.

SEC. 411. SUBMISSION OF LEGISLATIVE PROPOSALS.

Title V of the National Security Act of 1947 (50
U.S.C. 3091 et seq.), as amended by section 410, is fur-
ther amended by adding at the end the following new sec-
tion (and conforming the table of contents at the begin-
ing of such Act accordingly):

“SEC. 518. SUBMISSION OF LEGISLATIVE PROPOSALS.

“Not later than 45 days after the date on which the
President submits to Congress the budget for each fiscal
year pursuant to section 1105(a) of title 31, United States
Code, the Director of National Intelligence shall submit
to the congressional intelligence committees any legislative
provisions that are proposed by the Director to be enacted as part of the annual intelligence authorization bill for that fiscal year.”.

SEC. 412. SUNSET OF CERTAIN INTELLIGENCE COMMUNITY REPORTING REQUIREMENTS.

Title V of the National Security Act of 1947 (50 U.S.C. 3091), as amended by section 411, is further amended by adding at the end the following new section (and conforming the table of contents at the beginning of such Act accordingly):

“SEC. 519. TERMINATION OF CERTAIN REPORTING REQUIREMENTS.

“(a) SUNSET.—Effective on December 31, 2025, each report described in subsection (b) that is still required to be submitted to Congress as of such date shall no longer be required to be submitted to Congress.

“(b) REPORTS DESCRIBED.—Except as provided in subsection (c), a report described in this subsection is a recurring report that is required to be submitted to Congress by the Director of National Intelligence, or by any officer, official, component, or element of the Office of the Director of National Intelligence, pursuant to—

“(1) a provision of an annual intelligence authorization Act for fiscal year 2021 or any prior fiscal year;
“(2) any amendment made by such an Act; or
“(3) any committee report, classified annex, or explanatory statement accompanying such an Act.
“(c) EXCEPTIONS.—Subsection (a) does not apply to any of the following:
“(1) A reporting requirement imposed on all departments and agencies of the Federal Government.
“(2) A report required in conjunction with a provision of law that requires a certification, determination or comparable finding, or authorizing waiver with respect to a condition, limitation, or comparable restriction.
“(3) A recurring report required by a provision of law that specifies when the requirement to submit the report terminates.
“(5) A report required to be submitted by an individual or entity other than an individual referred to in subsection (b) that requires consultation or coordination with an individual described in subsection (b).
“(d) REPORT TO CONGRESS.—Not later than February 1, 2024, the Director of National Intelligence shall
submit to the congressional intelligence committees a report that includes—

“(1) a list of all reports that the Director determines are described in subsection (b) and not subject to an exception under subsection (c); and

“(2) for each report included on such list, a citation to the provision of law under which the report is required to be submitted.”.

SEC. 413. NOTICE AND DAMAGE ASSESSMENT WITH RESPECT TO SIGNIFICANT UNAUTHORIZED DISCLOSURE OF CLASSIFIED NATIONAL INTELLIGENCE.

Title XI of the National Security Act of 1947 (50 U.S.C. 3231 et seq.) is amended by inserting after section 1105 the following new section (and conforming the table of contents at the beginning of such Act accordingly):

“SEC. 1105A. NOTICE AND DAMAGE ASSESSMENT WITH RESPECT TO SIGNIFICANT UNAUTHORIZED DISCLOSURE OF CLASSIFIED NATIONAL INTELLIGENCE.

“(a) Notification and Damage Assessment Requirements.—

“(1) Requirements.—If the Director of National Intelligence becomes aware of an actual or po-
tential significant unauthorized disclosure of classified national intelligence—

“(A) as soon as practicable, but not later than 7 days after the date on which the Director becomes so aware, the Director shall notify the congressional intelligence committees of such actual or potential disclosure; and

“(B) in the case of an actual disclosure, not later than 7 days after the date on which the Director becomes so aware, the Director or the head of any element of the intelligence community from which the significant unauthorized disclosure originated shall initiate a damage assessment consistent with the procedures set forth in Intelligence Community Directive 732 (relating to the conduct of damage assessments), or successor directive, with respect to such disclosure.

“(2) CONTENTS OF NOTIFICATION.—A notification submitted to the congressional intelligence committees under paragraph (1)(A) with respect to an actual or potential significant unauthorized disclosure of classified national intelligence shall include—

“(A) a summary of the facts and circumstances of such disclosure;
“(B) a summary of the contents of the national intelligence revealed or potentially revealed, as the case may be, by such disclosure;

“(C) an initial appraisal of the level of actual or potential damage, as the case may be, to the national security of the United States as a result of such disclosure; and

“(D) in the case of an actual disclosure, which elements of the intelligence community will be involved in the damage assessment conducted with respect to such disclosure pursuant to paragraph (1)(B).

“(b) DAMAGE ASSESSMENT REPORTING REQUIREMENTS.—

“(1) RECURRING REPORTING REQUIREMENT.—
Not later than 30 days after the date of the initiation of a damage assessment pursuant to subsection (a)(1)(B), and every 90 days thereafter until the completion of the damage assessment or upon the request of the congressional intelligence committees, the Director of National Intelligence shall—

“(A) submit to the congressional intelligence committees copies of any documents or materials disclosed as a result of the significant unauthorized disclosure of the classified na-
tional intelligence that is the subject of the
damage assessment; and

“(B) provide to the congressional intelli-
gence committees a briefing on such docu-
ments and materials and a status of the dam-
age assessment.

“(2) FINAL DAMAGE ASSESSMENT.—As soon as
practicable after completing a damage assessment
pursuant to subsection (a)(1)(B), the Director of
National Intelligence shall submit the final damage
assessment to the congressional intelligence commit-
tees.

“(e) NOTIFICATION OF REFERRAL TO DEPARTMENT
OF JUSTICE.—If a referral is made to the Department of
Justice from any element of the intelligence community
regarding a significant unauthorized disclosure of classi-
\n\n"fied national intelligence under this section, the Director
of National Intelligence shall notify the congressional in-
telligence committees of the referral on the date such re-
ferral is made.”.

SEC. 414. IN-STATE TUITION RATES FOR CERTAIN MEM-
BERS OF INTELLIGENCE COMMUNITY.

(a) IN GENERAL.—Section 135(d) of the Higher
Education Act of 1965 (20 U.S.C. 1015d(d)), as amended
by section 6206(a)(4) of the Foreign Service Families Act of 2021 (Public Law 117–81), is further amended—

(1) in paragraph (1), by striking “or” after the semicolon;

(2) in paragraph (2), by striking the period at the end and inserting “; or”; and

(3) by adding at the end the following new paragraph:

“(3) an officer or employee of an element of the intelligence community (as such term is defined in section 3 of the National Security Act of 1947 (50 U.S.C. 3003)) who serves in a position of employment in such element for a period of more than 30 days.”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect at each public institution of higher education in a State that receives assistance under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.) for the first period of enrollment at such institution that begins after July 1, 2024.
SEC. 415. REPEAL OF STUDY ON PERSONNEL UNDER STRATEGIC INTELLIGENCE PARTNERSHIP PROGRAM.

Section 6435 of the Intelligence Authorization Act for Fiscal Year 2023 (Public Law 117–263; 136 Stat. 3533) is repealed.

SEC. 416. AUTHORIZATION RELATING TO CERTAIN INTELLIGENCE AND COUNTERINTELLIGENCE ACTIVITIES OF COAST GUARD.

(a) AUTHORIZATION.—Consistent with the policies, procedures, and coordination required pursuant to section 811 of the Counterintelligence and Security Enhancements Act of 1994 (50 U.S.C. 3381) and section 902 of the Counterintelligence Enhancement Act of 2002 (50 U.S.C. 3382), the Commandant of the Coast Guard may obligate and expend amounts made available under the National Intelligence Program for the intelligence and counterintelligence activities of the Coast Guard to conduct such an activity without regard to any other provision of law or regulation relating to the obligation, expenditure, or accounting of Government funds, if—

(1) the object of the activity is of a confidential, extraordinary, or emergency nature; and

(2) following each such expenditure, the Commandant submits to the congressional intelligence committees a written certification that the object of
the activity was of a nature described in paragraph (1).

(b) TREATMENT OF CERTIFICATION.—Each written certification under subsection (a)(2) shall be deemed a full and sufficient voucher for the expenditure of the amount expressed therein, and is final and conclusive upon the accounting officers of the United States.

(c) LIMITATION.—Except as provided in subsection (d), of the funds made available under the National Intelligence Program for a fiscal year for the intelligence and counterintelligence activities of the Coast Guard, not more than 5 percent may be expended during the fiscal year under subsection (a) to conduct such activities in accordance with such subsection unless, for each intended expenditure in excess of such percentage—

(1) the Commandant submits to the congressional intelligence committees a notification of the intent to expend the amounts; and

(2) a period of 30 days has elapsed following the date on which the Commandant submits such notification.

(d) WAIVER.—

(1) AUTHORITY.—The Commandant may waive the limitation under subsection (c) if the Commandant determines such a waiver is necessary as a
result of extraordinary circumstances that affect the national security of the United States.

(2) Notification to Congress.—Not later than 2 days after issuing a waiver under paragraph (1), the Commandant shall submit to the congressional intelligence committees written notice and justification for the waiver.

(e) National Intelligence Program Defined.—In this section, the term “National Intelligence Program” has the meaning given that term in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

SEC. 417. INTELLIGENCE COMMUNITY COUNTERINTELLIGENCE OFFICES.

(a) Establishment of Offices.—

(1) Agreements with departments and agencies.—The Director of National Intelligence, acting through the Director of the National Counterintelligence and Security Center, shall seek to enter into an agreement with the head of a designated Federal department or agency under which the Director of National Intelligence and the head of the designated Federal department or agency shall establish within the designated Federal department or agency an office, which shall be known as an “Inte-
intelligence Community Counterintelligence Office”, in accordance with this section.

(2) LOCATION.—Each office established under this subsection within a department or agency shall be physically located within the headquarters of the department or agency and within reasonable proximity to the offices of the agency or departmental leadership.

(3) SECURITY.—The Director of the National Counterintelligence and Security Center shall be responsible for the protection of classified information and for the establishment and enforcement of all security related controls within an Intelligence Community Counterintelligence Office.

(b) DESIGNATED FEDERAL DEPARTMENT OR AGENCY.—For purposes of this section, the term “designated Federal department or agency” means the Department of Agriculture.

(c) PERSONNEL.—

(1) DIRECTOR.—

(A) APPOINTMENT.—The head of an Intelligence Community Counterintelligence Office established within a designated Federal department or agency pursuant to this section shall be the Director of the Intelligence Community
Counterintelligence Office of the department or agency who is appointed by the Director of National Intelligence. The Director of the Intelligence Community Counterintelligence Office shall—

(i) be supervised and subject to performance evaluations by the Director of the National Counterintelligence and Security Center, in consultation with the head of the department or agency;

(ii) be an employee of the intelligence community with significant counterintelligence experience; and

(iii) serve for a period of 3 years.

(B) RESPONSIBILITIES.—The Director of an Intelligence Community Counterintelligence Office at a designated Federal department or agency shall carry out the following responsibilities:

(i) Serving as the head of the Intelligence Community Counterintelligence Office of the department or agency, with supervisory responsibility for the Office and any other personnel assigned to the Office.
(ii) Advising the head of the department or agency on counterintelligence and intelligence information.

(iii) Ensuring that counterintelligence threat information and, as appropriate, finished intelligence on topics related to the functions of the department or agency, are provided to appropriate personnel of the department or agency without delay.

(iv) Ensuring critical intelligence relevant to the head of the department or agency is requested and disseminated in a timely manner.

(v) Establishing, as appropriate, mechanisms for collaboration through which department or agency subject matter experts, including those without security clearances, can share information and expertise with the intelligence community.

(vi) Correlating and evaluating counterintelligence threats identified within intelligence community reporting, in coordination with the National Counterintelligence and Security Center, and providing appropriate dissemination of such intel-
ligence to officials of the department or agency with a need-to-know.

(vii) Advising the head of the agency or department on methods to improve the counterintelligence posture of the agency or department.

(viii) Where appropriate, supporting the agency or department leadership in engaging with the National Security Council.

(ix) In coordination with the National Counterintelligence and Security Center, establishing counterintelligence partnerships to improve the counterintelligence defense of the department or agency.

(2) DEPUTY DIRECTOR.—Each Intelligence Community Counterintelligence Office established within a department or agency shall have a Deputy Director who is appointed by the head of the department or agency, in coordination with the Director of National Intelligence. The Deputy Director shall—

(A) be supervised and subject to performance evaluations by the head of the department or agency, in consultation with the Director of the National Counterintelligence and Security Center;
(B) be a current or former employee of the department or agency with significant experience within such agency or department; and

(C) serve at the pleasure of the head of the department or agency.

(3) OTHER EMPLOYEES.—

(A) JOINT DUTY ASSIGNMENT.—Each Intelligence Community Counterintelligence Office shall have such other employees as the Director of National Intelligence, in consultation with the head of the department or agency, determines appropriate. Employment at an Intelligence Community Counterintelligence Office is an intelligence community joint duty assignment. A permanent change of station to an Intelligence Community Counterintelligence Office shall be for a period of not less than 2 years.

(B) SUPERVISION.—The Director of the Intelligence Community Counterintelligence Office of a department or agency shall be responsible for the supervision and management of employees assigned to the Office of that department or agency, including employees assigned by program elements of the intelligence community.
nity and other Federal departments and agencies, as appropriate.

(C) JOINT DUTY OR ASSIGNED PERSONNEL REIMBURSEMENT.—The Director of National Intelligence shall reimburse a program element of the intelligence community or a Federal department or agency for any permanent change of station employee assigned to the Office of that element, department, or agency from amounts authorized to be appropriated for the Office of the Director of National Intelligence.

(D) OPERATION UNDER AUTHORITY OF DNI.—Employees assigned to an Intelligence Community Counterintelligence Office under this paragraph shall operate under the authorities of the Director of National Intelligence for the duration of their assignment or period of employment within the Office, except for temporary duty assignment employees.

(E) INCENTIVE PAY.—

(i) IN GENERAL.—An employee who accepts employment at an Intelligence Community Counterintelligence Office during the 120-day period after the date of the establishment of the Office shall re-
receive an incentive payment, which shall be payable by the Director of National Intelligence, in an amount equal to 10 percent of the base annual pay of the employee. Such an employee who completes 2 years of service in such Office may receive an incentive payment in an amount equal to 10 percent of the base annual pay of the employee if the Director of the Office determines the performance of the employee is exceptional.

(ii) ADDITIONAL INCENTIVE PAYMENTS FOR OTHER EMPLOYMENT.—An employee who receives an incentive payment or payments under clause (i) for accepting employment in an Intelligence Community Counterintelligence Office may receive an additional incentive payment or payments if the employee accepts employment at a different Intelligence Community Counterintelligence Office. Such payments shall be made under the same terms and conditions as payments under clause (i), except that the amount of each incentive
payment shall be 5 percent of the base annual pay of the employee.

(iii) ELIGIBILITY.—An employee is only eligible for an incentive payment under clause (i) or (ii) if the employee enters into an agreement with the Director of National Intelligence to serve in the Intelligence Community Counterintelligence Office for a period of at least 2 years.

(d) FUNDING.—Amounts authorized to be appropriated for the National Intelligence Program of the Office of the Director of National Intelligence may be made available for—

(1) the renovation, furnishing, and equipping of a Federal building, as necessary, to meet the security and operational requirements of an Intelligence Community Counterintelligence Office;

(2) the provision of connectivity to the Intelligence Community Counterintelligence Office of a Federal department or agency that is located within the building of that department or agency to enable briefings, secure audio and video communications, and collaboration between employees of the department or agency and the intelligence community at the unclassified, secret and top secret levels;
the provision of other information technology systems and devices, such as computers, printers, and phones, for use by employees of an Intelligence Community Counterintelligence Office;

(4) the assignment of employees of the intelligence community to support the operation of an Intelligence Community Counterintelligence Office; and

(5) the provision of other personal services necessary for the operation of an Intelligence Community Counterintelligence Office.

(e) DEADLINE FOR ESTABLISHMENT OF OFFICE IN DEPARTMENT OF AGRICULTURE.—

(1) ESTABLISHMENT.—Not later than January 1, 2025, the Director of National Intelligence shall seek to establish, in accordance with this section, an Intelligence Community Counterintelligence Office within the Department of Agriculture.

(2) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report on the plan to establish the Office required under paragraph (1). Such report shall include the costs and schedule associated with establishing such Office.
SEC. 418. TERMINATION OF CLIMATE SECURITY ADVISORY COUNCIL.

(a) TERMINATION.—The Climate Security Advisory Council established under section 120 of the National Security Act of 1947 (50 U.S.C. 3060) shall terminate on the date that is 180 days after the date of the enactment of this Act.

(b) WIND-DOWN PERIOD.—During the 180-day period beginning on the date of the enactment of this Act and ending on the date of the termination of the Climate Security Advisory Council under subsection (a)—

(1) the Director of National Intelligence shall take such steps as may be necessary to complete the termination by such date, including with respect to the discharge of any final duties; and

(2) the Climate Security Advisory Council may not carry out operations other than those related to such steps for termination.

(c) CONFORMING REPEAL.—

(1) REPEAL.—Section 120 of the National Security Act of 1947 (50 U.S.C. 3060) is repealed.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall take effect on the date that is 180 days after the date of the enactment of this Act.
SEC. 419. LIMITATION ON AVAILABILITY OF FUNDS FOR FEDERAL BUREAU OF INVESTIGATION PENDING SUBMISSION OF INFORMATION REGARDING CERTAIN MEDIA ENGAGEMENTS.

(a) FINDINGS.—Congress finds that the Director of the Federal Bureau of Investigation has previously agreed to provide the information specified in subsection (b).

(b) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available under the National Intelligence Program for fiscal year 2024 for the Federal Bureau of Investigation, not more than 98 percent may be obligated or expended until the Director of the Federal Bureau of Investigation submits to the congressional intelligence committees a list of media backgrounders conducted by personnel of the Federal Bureau of Investigation relating to the 2020 election for President or foreign malign influence in the lead up to such election, the dates of such engagements, and the persons with whom such engagements were held.

(c) NATIONAL INTELLIGENCE PROGRAM DEFINED.—In this section, the term “National Intelligence Program” has the meaning given that term in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).
SEC. 420. LIMITATION ON AVAILABILITY OF FUNDS FOR
FEDERAL BUREAU OF INVESTIGATION PENDING SUBMISSION OF CERTAIN MEMORANDUM
RELATING TO BUDGET.

(a) LIMITATION.—Of the funds authorized to be appropriated by this Act or otherwise made available under the National Intelligence Program for fiscal year 2024 for the Federal Bureau of Investigation, not more than 99.9 percent may be obligated or expended until the Director of the Federal Bureau of Investigation, in coordination with the Director of National Intelligence, submits to the congressional intelligence committees the memorandum of agreement that governs the policy of the Federal Bureau of Investigation on budget execution.

(b) NATIONAL INTELLIGENCE PROGRAM DEFINED.—In this section, the term “National Intelligence Program” has the meaning given that term in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

SEC. 421. LIMITATION ON AVAILABILITY OF FUNDS FOR OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE PENDING SUBMISSION OF CERTAIN DOCUMENTS AND ANNEXES.

Of the funds authorized to be appropriated by this Act or otherwise made available for fiscal year 2024 for the Office of the Director of National Intelligence, not more than 97 percent may be obligated or expended until
the date on which the Director of National Intelligence
submits each document and, if applicable, each annex that
is required under section 515 of the National Security Act
of 1947 (50 U.S.C. 3114) but that, as of the date of the
enactment of this Act, has not been submitted.

Subtitle B—Reports and Other Matters

SEC. 431. INCLUSION OF COUNTERNARCOTICS AS SPECIAL
TOPIC IN CERTAIN BUDGET JUSTIFICATION
MATERIALS.

(a) Inclusion of Counternarcotics as Special Topic.—For the purposes of the congressional budget jus-
tification book for the National Intelligence Program (as
such term is defined in section 3 of the National Security
Act of 1947 (50 U.S.C. 3003)) for each of fiscal years
2025 through 2027, and for any subsequent fiscal year
as the Director of National Intelligence determines appro-
priate, information with respect to the aggregate amount
of funding requested for counternarcotics required to be
included as part of the budget justification materials sub-
mitted to Congress under section 506(a)(3) of such Act
shall be included as a provision relating to a special topic
in such congressional budget justification book.

(b) Contents.—With respect to a fiscal year, the
special topic provision included in the congressional budg-
et justification book pursuant to subsection (a) regarding
the aggregate amount of funding requested for counter-
narcotics shall include—

(1) a summary of the main activities and in-
vestments that such requested funding would sup-
port;

(2) a breakdown of such requested funding by
program, budget category, intelligence discipline,
and any other appropriate classification;

(3) a comparison of aggregate requested fund-
ing and aggregate enacted funding for counter-
narcotics for the current fiscal year and the previous
fiscal year;

(4) the number of full-time equivalent civilian
and military personnel assigned to the counter-
narcotics mission of the intelligence community; and

(5) such other information as the Director of
National Intelligence determines appropriate.

SEC. 432. DEVELOPMENT OF PLAN TO MAKE OPEN-SOURCE
INTELLIGENCE PRODUCTS AVAILABLE TO
CERTAIN FEDERAL EMPLOYEES.

(a) PLAN REQUIREMENT.—Not later than 180 days
after the date of the enactment of this Act, the Director
of National Intelligence, in consultation with such heads
of the elements of the intelligence community as the Direc-
tor considers appropriate, shall develop and submit to the congressional intelligence committees a plan to make available to covered individuals any covered open-source intelligence product.

(b) ELEMENTS.—The plan required under subsection (a) shall include the following:

(1) Policies and procedures to make available to covered individuals any covered open-source intelligence product in a manner consistent with the protection of intelligence sources and methods.

(2) Policies and procedures to increase the availability and accessibility to covered individuals of publicly-available foreign language material that is translated by or within the intelligence community.

(3) Policies and procedures to ensure that the head of each element of the intelligence community that produces any covered open-source intelligence product complies with all policies and procedures issued to implement the plan submitted under subsection (a).

(4) Policies and procedures to ensure that any covered open-source intelligence product that is made available to covered individuals satisfies the requirements under any policy, procedure, or standard issued by the head of an element of the intelligence community.
community relating to the production and dissemination of intelligence products.

(5) Any obstacles to making available to covered individuals unclassified products derived from open-source intelligence produced by the intelligence community, including translated foreign language material described in paragraph (2).

(6) With respect to implementation of the plan, a discussion of the estimated timeline, any additional funding or other resources, and any new authorities that would be required for such implementation.

(7) A discussion of the feasibility and advisability of making unclassified products derived from open-source intelligence produced by the intelligence community available to State and local government officials who would derive value from such unclassified products.

(e) Form.—The plan required under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

(d) Intelligence Community Directive With Respect to Open-source Intelligence.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall update Intelligence Community Directive 208, Maximizing the Utility
of Analytic Products (or any successor directive) to specifically address—

(1) the production and dissemination of unclassified intelligence products derived entirely from open-source intelligence, including from unclassified publicly available information, unclassified commercially available information, or any other type of unclassified information; and

(2) the needs and requirements of covered individuals who do not hold a security clearance or have access to the classified systems on which such unclassified intelligence products reside.

(e) DEFINITIONS.—In this section:

(1) COVERED INDIVIDUAL.—The term “covered individual” means an employee of the Federal Government—

(A) who is not an employee or contractor of an element of the intelligence community; and

(B) who would derive value from a covered open-source intelligence product.

(2) COVERED OPEN-SOURCE INTELLIGENCE PRODUCT.—The term “covered open-source intelligence product” means an unclassified product de-
rived from open-source intelligence that is produced
by the intelligence community.

SEC. 433. INTELLIGENCE COMMUNITY-WIDE POLICY ON
PREPUBLICATION REVIEW.

Not later than 30 days after the date of the enact-
ment of this Act, the Director of National Intellig-
ence shall issue, and submit to the congressional intelligence
committees, an intelligence community-wide policy regard-
ing prepublication review.

SEC. 434. REVIEW RELATING TO CONFIDENTIAL HUMAN
SOURCE PROGRAM OF FEDERAL BUREAU OF
INVESTIGATION.

(a) Review by Inspector General of Intel-
ligence Community.—

(1) Review.—The Inspector General of the In-
telligence Community, in coordination with the In-
spector General of the Department of Justice, shall
conduct a review of the policies and procedures gov-
erning the confidential human source program of the
Federal Bureau of Investigation (in this section re-
ferred to as the “program”) and the compliance by
the Federal Bureau of Investigation with such poli-
cies and procedures, including—

(A) the policy of the Department of Jus-
tice titled “The Attorney General’s Guidelines
Regarding the Use of FBI Confidential Sources’’ (or successor policy); and

(B) Intelligence Community Directive 304 (or successor directive).

(2) ELEMENTS.—The review under paragraph (1) shall include the following:

(A) An assessment of the compliance by the Federal Bureau of Investigation with the policies and procedures governing the program, including with respect to the management and validation of confidential human sources under such program.

(B) An assessment of the means by which the Federal Bureau of Investigation conducts risk assessments relating to the continual validation of long-term confidential human sources under the program.

(C) An assessment of the timeliness and completion rates of the reviews of confidential human sources under the program.

(D) An identification of the data points assessed by the Federal Bureau of Investigation during such reviews and the State and local databases used in conducting such reviews.
(E) A list containing an identification of each incident of non-compliance with a policy or procedure specified in subparagraph (A).

(3) SUBMISSION.—Not later than 90 days after the date on which the review under paragraph (1) is completed, the Inspector General of the Intelligence Community shall submit to the congressional intelligence committees a report containing the results of such review.

(b) REQUIREMENT.—Beginning not later than 180 days after the date of the enactment of this Act, with respect to any confidential human source the management of which is funded through the National Intelligence Program—

(1) if an agent of the Federal Bureau of Investigation has reasonable grounds to believe that such a confidential human source, or any immediate family member of such a source, has engaged in unauthorized criminal activity, including any misdemeanor or felony crime, the agent shall promptly notify a confidential human source coordinator or the assigned Federal prosecutor; and

(2) the file of each such confidential human source shall be reviewed on at least a quarterly basis and in a manner otherwise consistent with the
guidelines of the Attorney General and other policies
of the Federal Bureau of Investigation.

(c) DEFINITIONS.—In this section:

(1) IMMEDIATE FAMILY MEMBER.—The term
“immediate family member” means, with respect to
an individual, a spouse, domestic partner, parent,
sibling, child, stepparent, stepsibling, or stepchild of
the individual.

(2) NATIONAL INTELLIGENCE PROGRAM.—The
term “National Intelligence Program” has the mean-
ing given such term in section 3 of the National Se-

SEC. 435. INSPECTOR GENERAL OF THE INTELLIGENCE
COMMUNITY ASSESSMENT OF OVERT HUMAN
INTELLIGENCE COLLECTION PROGRAM OF
DEPARTMENT OF HOMELAND SECURITY.

(a) ASSESSMENT.—

(1) REQUIREMENT.—The Inspector General of
the Intelligence Community shall conduct an assess-
ment of the Overt Human Intelligence Collection
Program administered by the Under Secretary of
Homeland Security for Intelligence and Analysis.

(2) ELEMENTS.—The assessment under para-
graph (1) shall include findings and, as appropriate,
recommendations on the following:
(A) Whether the Overt Human Intelligence Collection Program is authorized or otherwise supported by legal authorities.

(B) Whether, and to what extent, such Program has provided valuable insights on national intelligence priorities and intelligence priorities of the Department of Homeland Security.

(C) Whether there is sufficient training provided to, and sufficient oversight provided of, officers and employees of the Office of Intelligence and Analysis of the Department of Homeland Security who conduct interviews or other engagements for intelligence collection purposes under such Program.

(D) Whether the responsibilities, procedures, and requirements for such Program set forth in Policy Instruction 907 of the Office of Intelligence and Analysis, issued on June 29, 2016, (or any successor instruction) are clear, complete, and consistently complied with by such officers and employees.

(E) Whether such Program raises, or, with respect to activities conducted under such Program prior to the date of such assessment, has
raised, legal, ethical, or operational concerns, including concerns relating to the actual or potential violation of any applicable policies or procedures for protecting the constitutional or statutory rights of United States persons.

(F) Any other matter the Inspector General of the Intelligence Community determines appropriate.

(3) BRIEFING.—Not later than 180 days after the date of the enactment of this Act, the Inspector General of the Intelligence Community shall provide to the appropriate congressional committees a briefing on the preliminary findings and recommendations of the Inspector General with respect to the assessment under paragraph (1).

(4) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Inspector General of the Intelligence Community shall submit to the appropriate congressional committees a report containing the findings and recommendations of the Inspector General with respect to the assessment under paragraph (1).

(b) PROHIBITION ON AVAILABILITY OF FUNDS.—None of the funds authorized to be appropriated by this
Act may be made available to the Office of Intelligence and Analysis to conduct or resume a covered activity.

(c) DEFINITION.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means the following:

(A) The congressional intelligence committees.

(B) The Committee on Homeland Security of the House of Representatives.

(C) The Committee on Homeland Security and Governmental Affairs of the Senate.

(2) COVERED ACTIVITY.—The term “covered activity” means an activity the conduct of which under the Overt Human Intelligence Collection Program was paused in 2022 (as described in the document submitted to the Permanent Select Committee on Intelligence of the House of Representatives by the Under Secretary of Homeland Security for Intelligence and Analysis, titled “Response to Questions during HPSCI Briefing on March 7, 2023”), involving the conduct by an officer or employee of the Office of Intelligence and Analysis of an interview or other engagement for intelligence collection purposes.
with an individual, in connection with a criminal matter—

(A) who has been charged, arraigned, or is in the custody of a Federal, State, or local law enforcement agency; and

(B) whose guilt with respect to such matter has not yet been adjudicated.

(3) OVERT HUMAN INTELLIGENCE COLLECTION PROGRAM.—The term “Overt Human Intelligence Collection Program” means the program established by the Under Secretary of Homeland Security for Intelligence and Analysis pursuant to Policy Instruction 907 of the Office of Intelligence and Analysis, issued on June 29, 2016 (or any successor program).

(4) UNITED STATES PERSON.—The term “United States person” has the meaning given that term in section 101 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801).

SEC. 436. INTELLIGENCE ASSESSMENTS REGARDING HAITI.

(a) INTELLIGENCE COMMUNITY ASSESSMENT.—The Director of National Intelligence, acting through the National Intelligence Council, shall produce an intelligence community assessment regarding Haiti. Such assessment shall include each of the following:
(1) An analysis of the security, political, and economic situation in Haiti, and its effect on—

(A) the people of Haiti;

(B) other countries in the Caribbean region; and

(C) the United States, including Puerto Rico and the United States Virgin Islands, as a result of increased out-migration from Haiti to the United States, the increased use of Haiti as a transshipment point for illicit drugs destined for the United States, or any other relevant factor or trend.

(2) A description of opportunities available to improve or stabilize the security, political, and economic situation in Haiti.

(3) An identification of specific events or actions in Haiti that, were they to occur individually or in combination, would serve as signposts indicating the further deterioration or collapse of the security, political, and economic situation in Haiti.

(b) INTELLIGENCE ASSESSMENT.—The Director of National Intelligence shall produce an intelligence assessment based on a review of the intelligence products pertaining to Haiti that were written by elements of the intelligence community and provided to policymakers during
the period of time beginning on January 1, 2021, and ending on July 7, 2021. Such assessment shall include each of the following:

(1) An analysis of whether, during the time period covered by the assessment, the intelligence community provided policymakers with adequate indications and warning of the assassination of Haitian President Jovenal Moïse on July 7, 2021.

(2) An analysis of whether, during such time period, the intelligence community provided policymakers with useful and unique insights, derived from both covertly-collected and open-source intelligence, that policymakers would not otherwise have been able to obtain from sources outside of the intelligence community.

(3) Based on the analyses conducted under paragraphs (1) and (2), any recommendations to improve indications and warning or to otherwise enhance the utility for policymakers of intelligence products that the intelligence community prepares on Haiti, specifically, or on other countries characterized by chronic insecurity, instability, and poverty.

(c) Submission to Congress.—
(1) IN GENERAL.—Not later than 1 year after the date of the enactment of this Act, the Director shall concurrently submit to the congressional intelligence committees the intelligence community assessment produced under subsection (a) and the intelligence assessment produced under subsection (b).

(2) FORM.—The assessments submitted under paragraph (1) shall be submitted in classified form.

SEC. 437. INTELLIGENCE ASSESSMENT OF INFLUENCE OPERATIONS BY PEOPLE'S REPUBLIC OF CHINA TOWARD PACIFIC ISLAND COUNTRIES.

(a) ASSESSMENT.—Not later than 180 days after the date of the enactment of this Act, the Assistant Secretary of State for Intelligence and Research, in consultation with the heads of the other elements of the intelligence community that the Assistant Secretary determines appropriate, shall submit to the congressional intelligence committees an assessment of influence operations by the People’s Republic of China toward Pacific Island countries.

(b) ELEMENTS.—The intelligence assessment under subsection (a) shall include the following:

(1) A description of recent and potential future efforts by the People's Republic of China, using either overt or covert means, to enhance its security,
political, diplomatic, or economic ties with Pacific Island countries.

(2) An assessment of how the People’s Republic of China views the success of its efforts to expand influence in Pacific Island countries, and the importance of such efforts to its national security, foreign policy, and economic development objectives.

(3) An identification of Pacific Island countries in which the People’s Republic of China has established, or is seeking to establish, an intelligence presence or intelligence partnerships.

(4) An assessment of the degree to which the People’s Republic of China is using economic or other forms of coercion to pressure the Pacific Island countries that diplomatically recognize Taiwan (the Republic of the Marshall Islands, Palau, Nauru, and Tuvalu) into instead recognizing the People’s Republic of China.

(5) An analysis of how specific Pacific Island countries are responding to efforts by the People’s Republic of China to increase bilateral engagement.

(6) An assessment of the influence of the People’s Republic of China in the Pacific Islands Forum (the main multilateral organization of the region) and of the efforts of the People’s Republic of China
to establish parallel regional organizations and recruit Pacific Island countries to participate.

(7) An analysis of opportunities for the United States to counter influence operations by the People’s Republic of China in the Pacific Island region that undermine the national security or economic interests of the United States.

(c) FORM.—The intelligence assessment under subsection (a) may be submitted in classified form.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the congressional intelligence committees;

(B) the Committee on Foreign Affairs and the Select Committee on the Strategic Competition Between the United States and the Chinese Communist Party of the House of Representatives; and

(C) the Committee on Foreign Relations of the Senate.

(2) PACIFIC ISLAND COUNTRIES.—The term “Pacific Island countries” includes the Federated States of Micronesia, Fiji, French Polynesia,
Kiribati, the Republic of the Marshall Islands,
Nauru, Palau, Solomon Islands, Tonga, Samoa,
Niue, Tuvalu, and Vanuatu.

SEC. 438. INDEPENDENT STUDY ON ECONOMIC IMPACT OF MILITARY INVASION OF TAIWAN BY PEOPLE’S REPUBLIC OF CHINA.

(a) REQUIREMENT.—Not later than 60 days after the date of the enactment of this Act, the Director of National Intelligence shall seek to enter into a contract with an eligible entity to conduct a comprehensive study on the global economic impact of a military invasion of Taiwan by the People’s Republic of China or certain other aggressive or coercive actions taken by the People’s Republic of China with respect to Taiwan.

(b) MATTERS INCLUDED.—The study required under subsection (a) shall include the following:

(1) An assessment of the economic impact globally, in the United States, and in the People’s Republic of China that would result from an invasion of Taiwan by the People’s Republic of China under various potential invasion and response scenarios, including with respect to the impact on—

(A) supply chains;

(B) trade flows;

(C) financial markets;
(D) sovereign debt; and

(E) gross domestic product, unemployment, and other key economic indicators.

(2) An assessment of the economic impact globally, in the United States, and in the People’s Republic of China that would result from of an aggressive or coercive military, economic, or other action taken by the People’s Republic of China with respect to Taiwan that falls short of an invasion, including as a result of a blockade of Taiwan.

(3) The development of economic policy options, to include sanctions and supply chain restrictions, designed to cause escalating impacts on the economy of the People’s Republic of China during a pre-conflict phase.

(e) REPORT.—

(1) IN GENERAL.—Not later than 270 days after the date of the enactment of this Act, the eligible entity that the Director of National Intelligence enters into an agreement with under subsection (a) shall submit to the Director a report containing the results of the study conducted under such subsection.

(2) SUBMISSION TO CONGRESS.—Not later than 30 days after the date the Director receives the re-
port under paragraph (1), the Director shall submit
the report to the congressional intelligence commit-
tees.

(3) Form of report.—The report required
under this subsection shall be submitted in unclassi-
fied form, but may include a classified annex.

(d) Eligible entity defined.—In this section,
the term “eligible entity” means a federally funded re-
search and development center or non-governmental entity
which has—

(1) a primary focus on studies and analysis;
(2) experience and expertise relevant to the
study required under subsection (a); and
(3) a sufficient number of personnel with the
appropriate security clearance to conduct such
study.

SEC. 439. REPORTS ON CIVILIAN CASUALTIES CAUSED BY
CERTAIN OPERATIONS OF FOREIGN GOVER-
MENTS.

(a) Annual reports.—Not later than 1 year after
the date of the enactment of this Act, and annually there-
after for 2 years, the Director of National Intelligence
shall submit to the congressional intelligence committees
a report on civilian casualties caused by covered oper-
ations.
(b) ELEMENTS.—Each report under subsection (a) shall include, for the year covered by the report, each of the following:

(1) A list identifying each covered operation during that year that has resulted in civilian casualties that the Director of National Intelligence has confirmed.

(2) An identification of the total number of civilian casualties resulting from covered operations during that year that the Director of National Intelligence has confirmed.

(3) For each covered operation identified in the list under paragraph (1), an identification of the following:

(A) The date on which, and the location where, the covered operation occurred.

(B) The element of the foreign government that conducted the covered operation.

(C) The individual or entity against which the covered operation was directed.

(D) Any other circumstances or facts that the Director of National Intelligence determines relevant.
(c) FORM.—Each report required under subsection (a) may be submitted in classified form, but if so submitted shall include an unclassified executive summary.

(d) COVERED OPERATION.—In this subsection, the term “covered operation” means an operation—

(1) conducted by a foreign government;

(2) involving the use of force; and

(3) in which intelligence shared by an element of the intelligence community plays a significant role.

SEC. 440. REPORT BY DIRECTOR OF NATIONAL INTELLIGENCE ON UYGHUR GENOCIDE.

(a) REPORT ON UYGHUR GENOCIDE.—

(1) SUBMISSION.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence, in coordination with the relevant heads of the elements of the intelligence community, shall submit to the congressional intelligence committees a report on the Uyghur genocide.

(2) MATTERS.—The report under paragraph (1) shall address the following matters:

(A) Forced sterilization, forced birth control, and forced abortion of Uyghurs.

(B) Forced transfer of Uyghur children from their families.
(C) Forced labor of Uyghurs, inside and outside of Xinjiang.

(D) The work conditions of Uyghur laborers (including laborers in the textile, automobile and electric vehicle, solar panel, polyvinyl chloride, and rare earth metals sectors), including an identification of any company that is—

(i) organized under the laws of the People’s Republic of China or otherwise subject to the jurisdiction of (or over which control is exercised or exercisable by) the Government of the People’s Republic of China; and

(ii) employing forced Uyghur laborers from Xinjiang.

(E) Any other forms of physical or psychological torture against Uyghurs.

(F) Any other actions that infringe on the rights of Uyghurs to live freely in accordance with their customs, culture, and religious practices.

(G) The methods of surveillance of Uyghurs, including surveillance via technology, law enforcement notifications, and forcing
Uyghurs to live with other individuals for monitoring purposes.

(H) Such other matters as the Director of National Intelligence may determine appropriate.

(3) FORM.—The report under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

(b) DEFINITIONS.—In this section, the terms “congressional intelligence committees”, “intelligence”, “intelligence community”, and “national intelligence” have the meanings given those terms in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

SEC. 441. TECHNICAL CORRECTIONS.

(a) NATIONAL SECURITY ACT OF 1947.—The National Security Act of 1947 (50 U.S.C. 3001 et seq.) is amended—

(1) in section 102A(n) (50 U.S.C. 3024(n)) by redesignating the second paragraph (5) as paragraph (6);

(2) in section 503(c)(3) (50 U.S.C. 3093(c)(c3)), by striking “section” and inserting “subsection”;
(3) in section 805(6) (50 U.S.C. 3164(6), by striking “sections 101(a) and (b)” and inserting “subsections (a) and (b) of section 101”; and

(4) in section 1102A (50 U.S.C. 3232a)—

(A) in subsection (b)(3), by striking “subsection (2)” and inserting “paragraph (1)”; and

(B) in subsection (e)(4)(C)(iv), by striking “wavier” and inserting “waiver”.

(b) INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2023.—The Intelligence Authorization Act for Fiscal Year 2023 (division F of Public Law 117–263) is amended—

(1) in section 6422(b) (50 U.S.C. 3334l(b)), by striking “Congressional” and inserting “congres- sional”; and

(2) in section 6732(b) (50 U.S.C. 3024 note; 136 Stat. 3583), by striking “paragraph (5)” and inserting “paragraph (6)”.

(c) DAVID L. BOREN NATIONAL SECURITY EDUCATION ACT OF 1991.—The David L. Boren National Security Education Act of 1991 (50 U.S.C. 1901 et seq.) is amended—

(1) in section 802(j)(6) (50 U.S.C. 1902(j)(6))—
(A) by redesignating subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively; and

(B) in subparagraph (B), as so redesignated, by striking “subparagraph (D)” and inserting “subparagraph (C)”;

(2) in section 803(d)(9)(D) (50 U.S.C. 1903(d)(9)(D)), by striking “Local” and inserting “local”; and

(3) in section 808(4)(A) (50 U.S.C. 1908(4)(A)), by striking “a agency” and inserting “an agency”.

(d) CENTRAL INTELLIGENCE AGENCY RETIREMENT ACT.—The Central Intelligence Agency Retirement Act (50 U.S.C. 2001 et seq.) is amended—

(1) in section 211(c)(2)(B) (50 U.S.C. 2021(c)(2)(B)), by striking “subsection 241(c)” and inserting “section 241(c)”;

(2) in section 263(g)(1) (50 U.S.C. 2093(g)(1)), by striking “Fund” and inserting “fund”;

(3) in section 271(b) (50 U.S.C. 2111(b)), by striking “section 231(b)” and inserting “section 231(c)”;

(4) in section 304(c) (50 U.S.C. 2154(c))—
(A) in paragraph (1)(B)(i), by striking “title 50” and inserting “title 5”; and

(B) in paragraph (5)(A)(ii), by striking “sections” and inserting “section”.

(c) INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.—Section 3001 of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 3341) is amended—

(1) in subsection (a)—

(A) in paragraph (4)(B)(i), by striking the semicolon and inserting “);”;

(B) in paragraph (9)(A), by striking “with industry” and inserting “within industry”; and

(2) in subsection (j)(1)(C)(i), by striking “and (i)” and inserting “and (h)”.

(f) INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2003.—The Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107–306; 116 Stat. 2383) is amended—

(1) in section 313(d)(3)(B) (50 U.S.C. 3361(d)(3)(B)), by adding a period at the end; and

(2) in section 343(d)(1) (50 U.S.C. 3363(d)(1)), by striking “Not later then” and inserting “Not later than”.

(A) in paragraph (1)(B)(i), by striking “title 50” and inserting “title 5”; and

(B) in paragraph (5)(A)(ii), by striking “sections” and inserting “section”.

(c) INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.—Section 3001 of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 3341) is amended—

(1) in subsection (a)—

(A) in paragraph (4)(B)(i), by striking the semicolon and inserting “);”;

(B) in paragraph (9)(A), by striking “with industry” and inserting “within industry”; and

(2) in subsection (j)(1)(C)(i), by striking “and (i)” and inserting “and (h)”.

(f) INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2003.—The Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107–306; 116 Stat. 2383) is amended—

(1) in section 313(d)(3)(B) (50 U.S.C. 3361(d)(3)(B)), by adding a period at the end; and

(2) in section 343(d)(1) (50 U.S.C. 3363(d)(1)), by striking “Not later then” and inserting “Not later than”.
(g) CENTRAL INTELLIGENCE AGENCY ACT OF 1949.—The Central Intelligence Agency Act of 1949 (50 U.S.C. 3501 et seq.) is amended—

(1) in section 4—

(A) in subsection (a)(1)(E) (50 U.S.C. 3505(a)(1)(E)), by striking the period at the end and inserting a semicolon; and

(B) in subsection (b)(2) (50 U.S.C. 3505(b)(2)), by striking “authorized by section” and inserting “authorized by sections”;

(2) in section 6 (50 U.S.C. 3507), by striking “or of the, names” and inserting “or of the names”;

(3) in section 12(a)(2)(A) (50 U.S.C. 3512(a)(2)(A)), by striking “used only for-”” and inserting “used only for-”;

(4) in section 17—

(A) in subsection (d)(5)(B)(ii) (50 U.S.C. 3517(d)(5)(B)(ii)), by adding a period at the end; and

(B) in subsection (e)(4) (50 U.S.C. 3517(e)(4)), by striking “which oath affirmation, or affidavit” and inserting “which oath, affirmation, or affidavit”; and
(5) in section 19(a)(2) (50 U.S.C. 3519(a)(2)), by striking “as a participant” and inserting “as a participant”.

(h) Central Intelligence Agency Voluntary Separation Pay Act.—Section 2(a)(1) of the Central Intelligence Agency Voluntary Separation Pay Act (50 U.S.C. 3519a(a)(1)) is amended by adding “and” at the end.

(i) National Security Agency Act of 1959.—Section 16(d)(1) of the National Security Agency Act of 1959 (50 U.S.C. 3614(d)(1)) is amended by striking “program participant,” and inserting “program participant”.

(j) Intelligence Authorization Act for Fiscal Year 1995.—Section 811(e)(7) of the Intelligence Authorization Act for Fiscal Year 1995 (50 U.S.C. 3381(e)(7)) is amended by striking “sections 101(a) and (b)” and inserting “subsections (a) and (b) of section 101”.

(k) Coordination With Other Amendments Made by This Act.—For purposes of applying amendments made by provisions of this Act other than this section, the amendments made by this section shall be treated as having been enacted immediately before any such amendments by other provisions of this Act.
TITLE V—MATTERS RELATING TO DEFENSE INTELLIGENCE AND OVERHEAD ARCHITECTURE

SEC. 501. EXTENSION OF AUTHORITY TO ENGAGE IN COMMERCIAL ACTIVITIES AS SECURITY FOR INTELLIGENCE COLLECTION ACTIVITIES.

Section 431(a) of title 10, United States Code, is amended by striking “December 31, 2023” and inserting “December 31, 2024”.

SEC. 502. MODIFICATION OF REPORTING REQUIREMENT FOR ALL-DOMAIN ANOMALY RESOLUTION OFFICE.

Section 1683(k)(1) of the National Defense Authorization Act for Fiscal Year 2022 (50 U.S.C. 3373(k)(1)), as amended by section 6802(a) of the Intelligence Authorization Act for Fiscal Year 2023 (Public Law 117–263), is further amended—

(1) in the heading, by striking “DIRECTOR OF NATIONAL INTELLIGENCE AND SECRETARY OF DEFENSE” and inserting “ALL-DOMAIN ANOMALY RESOLUTION OFFICE”; and

(2) in subparagraph (A), by striking “Director of National Intelligence and the Secretary of De-
fense shall jointly” and inserting “Director of the
Office shall”.

SEC. 503. MILITARY INTELLIGENCE COLLECTION AND
ANALYSIS PARTNERSHIPS.

(a) USE OF APPROPRIATED FUNDS.—The Director
of the Defense Intelligence Agency may use not more than
$10,000,000 of appropriated funds available to the De-
fense Intelligence Agency for each fiscal year to pay for
the expenses of partnerships with foreign countries, re-
gional organizations with defense, intelligence, or security
components, and security alliances of which the United
States is a member for military intelligence collection and
analysis activities.

(b) USE OF FUNDS OTHER THAN APPROPRIATED
FUNDS.—Notwithstanding any other provision of law, the
Director may use funds other than appropriated funds to
pay for the expenses of partnerships with foreign coun-
tries, regional organizations with defense or security com-
ponents, and security alliances of which the United States
is a member for military intelligence collection and anal-
ysis activities, except that—

(1) no such funds may be expended, in whole
or in part, by or for the benefit of the Defense Intel-
ligence Agency for a purpose for which Congress had
previously denied funds;
(2) proceeds from the sale of military intelligence collection and analysis items may be used only to purchase replacement items similar to the items that are sold; and

(3) the authority provided by this subsection may not be used to acquire items or services for the principal benefit of the United States.

(c) Logistic Support, Supplies, and Services.—

Notwithstanding any other provision of law, the Director may exercise the authority under this section to pay for, or otherwise facilitate, the logistic support, supplies, and services associated with partnerships with foreign countries, regional organizations with defense or security components, and security alliances of which the United States is a member.

(d) Coordination With Secretary of State.—

The Director of the Defense Intelligence Agency shall coordinate the military intelligence collection and analysis activities funded pursuant to this section with the Secretary of State.

(e) Coordination With Director of National Intelligence.—The Director of the Defense Intelligence Agency shall coordinate the military intelligence collection and analysis activities funded pursuant to this section with the Director of National Intelligence.
(f) **Sunset.**—

(1) **In general.**—Subject to paragraph (2), the authority to carry out this section shall terminate on the date that is 5 years after the date of the enactment of this Act.

(2) **Exception.**—A military intelligence collection and analysis activity for which funds have been obligated under this section before the date on which the authority to carry out this section terminates under paragraph (1) may continue until the completion of the activity.

(g) **Military intelligence collection and analysis activity defined.**—In this section, the term “military intelligence collection and analysis activity” means—

(1) the conduct of a combined human intelligence and counterintelligence activity;

(2) the collection, processing, exploitation, analysis, and dissemination of all-source intelligence;

(3) the conduct of a foreign defense intelligence liaison relationship or defense intelligence exchange program; or

(4) the research, development, acquisition, and sustainment of an information technology system or
telecommunication capability in support of an activity described in paragraph (1), (2), or (3).

SEC. 504. AUTHORIZATION FOR ESTABLISHMENT OF NATIONAL SPACE INTELLIGENCE CENTER AS FIELD OPERATING AGENCY.

(a) Authority.—Notwithstanding any other provision of law prohibiting the establishment of a field operating agency, the Secretary of the Air Force may establish the National Space Intelligence Center as a field operating agency of the Space Force to analyze and produce scientific and technical intelligence on space-based and counterspace threats from foreign adversaries.

(b) Requirement.—If the Secretary of the Air Force decides to establish the National Space Intelligence Center as a field operating agency, the Secretary shall consider the operational and geographical benefits provided by co-locating the National Space Intelligence Center with the National Air and Space Intelligence Center.

SEC. 505. DEFENSE INTELLIGENCE AGENCY ASSESSMENT OF STRATEGIC COMPETITION IN LATIN AMERICA AND THE CARIBBEAN.

(a) Assessment.—Not later than 120 days after the date of the enactment of this Act, the Director of the Defense Intelligence Agency, in consultation with the heads of the other elements of the intelligence community that
the Director determines appropriate, shall submit to the
appropriate congressional committees an intelligence as-
assessment on the level of intelligence and defense coopera-
tion between covered countries and—

(1) the People’s Republic of China; and

(2) the Russian Federation.

(b) ELEMENTS.—The intelligence assessment under
subsection (a) shall include a description of any security-
related cooperation or engagement between covered coun-
tries and the People’s Republic of China or the Russian
Federation in the following areas:

(1) Strategic dialogue.

(2) Training or professional military education.

(3) Defense agreements.

(4) Intelligence sharing agreements.

(5) Arms transfers.

(6) Defense equipment transfers.

(7) Military exercises.

(8) Joint operations.

(9) Permanent military presence.

(10) Space cooperation.

(11) Any other area the Director of the Defense
Intelligence Agency determines appropriate.

(c) FORM.—The assessment under subsection (a)
may be provided in classified form.
(d) FORMAT.—To the extent practicable, the Director shall present the information contained in the assessment under subsection (a) in the format of a chart or other graphic.

(e) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means the following:

(A) The congressional intelligence committees.

(B) The congressional defense committees, as such term is defined in section 101(a) of title 10, United States Code.

(2) COVERED COUNTRY.—The term “covered country” means Mexico and each foreign country or territory in Central or South America or in the Caribbean.

SEC. 506. QUARTERLY BRIEFINGS RELATING TO USE OF MILITARY INTELLIGENCE PROGRAM FUNDS.

Not less frequently than once each quarter, the Secretary of Defense shall provide to the Permanent Select Committee on Intelligence of the House of Representatives a briefing on—

(1) significant military operations of the Department of Defense carried out during the imme-
diately preceding quarter and funded by amounts made available under the Military Intelligence Program; and

(2) all clandestine operations in the information environment carried out during the immediately preceding quarter and funded or otherwise enabled by amounts made available under the Military Intelligence Program.

TITLE VI—MATTERS RELATING TO NATIONAL SECURITY AGENCY, CYBER, AND COMMERCIAL CLOUD ENTERPRISE

SEC. 601. CONGRESSIONAL NOTIFICATION BY NATIONAL SECURITY AGENCY OF INTELLIGENCE COLLECTION ADJUSTMENTS.

The National Security Agency Act of 1959 (50 U.S.C. 3601 et seq.) is amended by adding at the end the following new section:

“SEC. 22. CONGRESSIONAL NOTIFICATION OF INTELLIGENCE COLLECTION ADJUSTMENTS.

“(a) Notification.—Not later than 30 days after the date on which the Director of the National Security Agency determines the occurrence of an intelligence collection adjustment, the Director shall submit to the congres-
sional intelligence committees a notification of the intelligence collection adjustment.

“(b) DEFINITIONS.—In this section:

“(1) CONGRESSIONAL INTELLIGENCE COMMITTEES.—The term ‘congressional intelligence committees’ has the meaning given that term in section 3 of the National Security Act of 1947 (50 U.S.C. 3003).

“(2) INTELLIGENCE COLLECTION ADJUSTMENT.—The term ‘intelligence collection adjustment’ includes a change by the United States Government to a policy on intelligence collection or the prioritization thereof that results in a significant loss of intelligence.”.

SEC. 602. MODIFICATIONS TO ENFORCEMENT OF CYBERSECURITY REQUIREMENTS FOR NATIONAL SECURITY SYSTEMS.

Section 6309 of the Intelligence Authorization Act for Fiscal Year 2023 (Public Law 117–263) is amended—

(1) by redesignating subsection (e) as subsection (f); and

(2) by inserting after subsection (d) the following new subsection:

“(e) IMPLEMENTATION REPORT.—Each head of an element of the intelligence community that owns or oper-
ates a national security system shall submit to the con-
gressional intelligence committees not later than 90 days
after the date of the enactment of this subsection a plan
detailing the cost and schedule requirements necessary to
meet all of the cybersecurity requirements for national se-
curity systems by the end of fiscal year 2026.”.

SEC. 603. SUPPORT BY INTELLIGENCE COMMUNITY FOR
CERTAIN CROSS-FUNCTIONAL TEAM OF DE-
PARTMENT OF DEFENSE.

(a) Access to Information.—Upon request by the
cross-functional team of the Department of Defense estab-
lished under section 910 of the National Defense Author-
ization Act of Fiscal Year 2022 (Public Law 117–81; 10
U.S.C. 111 note) (in this section referred to as the “cross-
functional team”), and consistent with the protection of
intelligence sources and methods, the head of any element
of the intelligence community shall provide such team with
access to any information (including any intelligence re-
porting, analysis, or finished intelligence product) of the
element potentially relevant to the duties of such team re-
quired under subsection (b)(1) of such section.

(b) Rule of Construction.—Nothing in sub-
section (a) shall be construed as waiving the Health Insur-
ance Portability and Accountability Act of 1996 (Public
Law 104–191) or any other applicable law regarding privacy or the protection of health information.

(c) STAFFING OF CROSS-FUNCTIONAL TEAM BY CERTAIN ELEMENTS.—

(1) STAFFING.—The head of each covered element shall detail or assign to the cross-functional team, including through a joint duty assignment (as applicable), intelligence or counterintelligence personnel of that covered element in such numbers as the head, in consultation with such team, determines necessary to support such team in fulfilling the duties required under section 910(b)(1) of the National Defense Authorization Act of Fiscal Year 2022 (Public Law 117–81; 10 U.S.C. 111 note).

(2) NATIONAL SECURITY AGENCY.—In carrying out paragraph (1) with respect to the National Security Agency, the Director of the National Security Agency shall ensure there is detailed or assigned to the cross-functional team at least 1 individual determined appropriate by the Director, who, while so detailed or assigned, shall provide such team with technical expertise of the National Security Agency relevant to the fulfilment of the duties referred to in paragraph (1).
(d) ADDITIONAL DETAIL AUTHORITY.—Upon re-
quest by the cross-functional team, the head of any ele-
ment of the intelligence community may detail to such 
team personnel of the element to provide intelligence,
counterintelligence, or related support.

(e) COVERED ELEMENT DEFINED.—In this section,
the term “covered element” means the following:

(1) The National Security Agency.
(2) The Defense Intelligence Agency.
(3) The intelligence elements of the Army, the 
Navy, the Air Force, and the Marine Corps.

SEC. 604. COMMERCIAL CLOUD ENTERPRISE NOTIFICA-
TION.

(a) NOTIFICATION REQUIREMENT.—Not later than
90 days after the date of the enactment of this Act, and
on a quarterly basis thereafter, the Director of the Central
Intelligence Agency shall submit to the congressional intel-
ligence committees a notification relating to the Commer-
cial Cloud Enterprise contract entered into by the Director
of the Central Intelligence Agency in November 2020 for
commercial cloud services for the intelligence community,
which shall include—

(1) the number and value of all task orders
issued under such contract, broken down by vendor,
for each element of the intelligence community;
(2) the duration of each task order;
(3) the number of sole source task orders issued compared to the number of task orders issued on a competitive basis under such contract; and
(4) with respect to each vendor authorized to provide commercial cloud services under such contract, an update on the status of the security accreditation and authority to operate decision of each vendor.

(b) DATA SHARING.—The head of each element of the intelligence community shall share such data with the Director of the Central Intelligence Agency as the Director determines necessary to prepare the notification required under subsection (a).

(c) SUNSET.—The requirement to submit the notification under subsection (a) shall terminate on the date that is 3 years after the date of the enactment of this Act.

SEC. 605. COMMERCIAL CLOUD ENTERPRISE SOLE SOURCE TASK ORDER NOTIFICATION REQUIREMENT.

(a) NOTIFICATION REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, and on a semiannual basis thereafter, the head of each element of the intelligence community shall submit to the congressional intelligence committees a notification with respect
to any sole source task order awarded by such head under
the contract relating to the Commercial Cloud Enterprise
entered into by the Director of the Central Intelligence
Agency in November 2020 for commercial cloud services
for the intelligence community.

(b) CONTENTS.—Each notification required under
subsection (a) shall include, with respect to the task order
concerned—

(1) a description of the order;

(2) a summary of services provided under the
order;

(3) the value of the order;

(4) the justification for awarding the order on
a sole source basis; and

(5) an identification of the vendor awarded the
order.

(c) SUNSET.—The requirement to submit the notifi-
cation under subsection (a) shall terminate on the date
that is 3 years after the date of the enactment of this
Act.

SEC. 606. ANALYSIS OF COMMERCIAL CLOUD INITIATIVES
OF INTELLIGENCE COMMUNITY.

(a) IN GENERAL.—Not later than 90 days after the
date of the enactment of this Act, the Director of National
Intelligence shall, in coordination with such heads of ele-
ments of the intelligence community as the Director considers appropriate—

(1) complete a comprehensive analysis of the commercial cloud initiatives of the intelligence community relating to the Commercial Cloud Enterprise contract entered into by the Director of the Central Intelligence Agency in November 2020; and

(2) provide to the congressional intelligence committees a briefing on the findings of the Director with respect to the analysis conducted pursuant to paragraph (1).

(b) ELEMENTS.—The analysis conducted under subsection (a) shall include—

(1) the current year and 5-year projected costs for commercial cloud utilization for each element of the intelligence community, including costs related to data storage, data migration, egress fees, and any other commercial cloud services;

(2) the termination or planned termination, as the case may be, of legacy data storage capacity of an element of the intelligence community and the projected cost savings resulting from such termination;

(3) efforts underway by the Office of the Director of National Intelligence and elements of the in-
intelligence community to utilize multiple commercial
cloud service providers; and

(4) the operational value that elements of the
intelligence community are achieving through utiliza-
tion of commercial cloud analytic tools and services.

TITLE VII—MATTERS RELATING
TO CENTRAL INTELLIGENCE
AGENCY

SEC. 701. INSPECTOR GENERAL OF THE CENTRAL INTEL-
LIGENCE AGENCY QUARTERLY EMPLOYEE
ENGAGEMENT SUMMARIES.

(a) In General.—Section 17 of the Central Intel-
ligence Agency Act of 1949 (50 U.S.C. 3517) is amended
by adding at the end the following new subsection:

“(i) QUARTERLY EMPLOYEE ENGAGEMENT SUM-
MARIES.—(1) Not later than 30 days after the last day
of each fiscal quarter, the Inspector General shall provide
to the appropriate congressional committees a summary
of the engagement of agency employees with the Inspector
General during that quarter.

“(2) Each summary required under paragraph (1)
shall include each of the following for the quarter covered
by the summary:

“(A) The total number of reports filed with the
Inspector General by Agency employees.
“(B) An identification of the nature of the allegation made in each such report, such as—

“(i) fraud, waste, and abuse;
“(ii) harassment or other personnel issues;
“(iii) questionable intelligence activities; or
“(iv) threats to health and safety.

“(C) For each such report—

“(i) whether an investigation was initiated because of the report;
“(ii) for any such investigation, whether the status of the investigation is initiated, in progress, or complete; and
“(iii) for any completed investigation, whether the allegation made in the report was found to be substantiated or unsubstantiated, and whether any recommendations or criminal referrals were made as a result.

“(D) A copy of any audit, assessment, inspection, or other final report completed by the Inspector General during the quarter covered by the summary.

“(3) In this subsection, the term ‘appropriate congressional committees’ means—

“(A) the Permanent Select Committee on Intelligence and the Subcommittee on Defense of the
Committee on Appropriations of the House of Representatives; and

“(B) the Select Committee on Intelligence and the Subcommittee on Defense of the Committee on Appropriations of the Senate.”.

(b) TECHNICAL AMENDMENT.—Such section is further amended in subsection (d)(5)(B)(ii), by inserting a period at the end of the second sentence.

SEC. 702. IMPROVED FUNDING FLEXIBILITY FOR PAYMENTS MADE BY CENTRAL INTELLIGENCE AGENCY FOR QUALIFYING INJURIES TO BRAIN.

Section 19A(d) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3519b(d)) is amended by striking paragraph (3) and inserting the following new paragraph:

“(3) FUNDING.—

“(A) IN GENERAL.—Payment under paragraph (2) in a fiscal year may be made using any amounts—

“(i) appropriated in advance specifically for payments under such paragraph; or

“(ii) reprogrammed in accordance with section 504 of the National Security Act of 1947 (50 U.S.C. 3094).
“(B) BUDGET.—For each fiscal year, the Director shall include with the budget justification materials submitted to Congress in support of the budget of the President for that fiscal year pursuant to section 1105(a) of title 31, United States Code, an estimate of the amounts required in that fiscal year to make payments under paragraph (2).”.

SEC. 703. BENJAMIN TALLMADGE INSTITUTE AS PRIMARY CENTRAL INTELLIGENCE AGENCY ENTITY FOR EDUCATION AND TRAINING IN COUNTERINTELLIGENCE.

(a) IN GENERAL.—The Central Intelligence Agency shall maintain the Benjamin Tallmadge Institute as the primary entity within the Agency for education and training related to all aspects of counterintelligence.

(b) RESPONSIBILITIES OF DIRECTOR.—The Director of the Central Intelligence Agency shall—

(1) ensure the Institute is fully and properly organized and has the resources necessary to provide counterintelligence education and training for all career fields within the Agency, including specialized certifications for Agency counterintelligence personnel;
(2) develop appropriate certification courses that are designed to educate, train, and certify Agency personnel in—

(A) counterintelligence threats, insider threats, and other counterintelligence processes and issues;

(B) the conduct and support of counterintelligence inquiries and investigations;

(C) relevant skills necessary for coordination with Federal law enforcement; and

(D) any other skills as the Director determines necessary;

(3) identify and designate specific positions for which an individual shall be required to have a certification described in paragraph (2) prior to filling such a position; and

(4) develop necessary infrastructure and capacity to support National Counterintelligence and Security Center outreach programs to increase participation by personnel from other components of the intelligence community in the courses offered by the Institute.

(e) Training and Familiarization Courses.—

(1) In General.—The head of the Institute shall—
(A) develop training and familiarization courses at different classification levels, including courses at an unclassified level; and;

(B) offer instruction in the courses developed under subparagraph (A) or make training curricula available to other intelligence community components, as appropriate, to support outreach efforts; and

(2) AVAILABILITY OF COURSES.—The training and familiarization courses developed under paragraph (1) shall be made available to any of the following that have a need and appropriate clearance, as determined by the Director of the National Counterintelligence and Security Center, for a general education on counterintelligence threats, briefings on specific topics, or other training related to counterintelligence:

(A) Federal departments and agencies that are not elements of the intelligence community.

(B) State, local, and tribal governments, as the Director determines appropriate.

(C) Private sector entities, as the Director determines appropriate.

(D) Such other personnel and entities as the Director may determine appropriate.
(d) **Baseline Certification Course.**—

(1) In General.—The Institute shall develop, in coordination with the National Counterintelligence and Security Center and the Defense Intelligence Agency, and implement a baseline certification course for all counterintelligence career professionals that aligns the minimum certification requirements of the course and the Defense Counterintelligence Agent Course of the Joint Counterintelligence Training Activity.

(2) Availability of Course.—The baseline certification course developed under paragraph (1) shall be made available, on a space-available basis, to all intelligence community professionals and appropriate personnel with appropriate security clearance from any other agency, committee, commission, office, or other establishment in the executive, legislative, or judicial branch of the Federal Government.

SEC. 704. CENTRAL INTELLIGENCE AGENCY INTELLIGENCE ASSESSMENT OF SINALOA CARTEL AND JALISCO CARTEL.

(a) Assessment.—Not later than 90 days after the date of the enactment of this Act, the Director of the Central Intelligence Agency, in consultation with the heads of the other elements of intelligence community that the D-
rector determines appropriate, shall submit to the congres-

sional intelligence committees an intelligence assessment

on the transnational criminal organizations known as the

Sinaloa Cartel and the Jalisco Cartel.

(b) ELEMENTS.—The intelligence assessment under

subsection (a) shall include, with respect to each

transnational criminal organization specified in such sub-

section, a description of the following:

(1) The key leaders, organizational structure,

subgroups, presence in the states within Mexico, and

cross-border illicit drug smuggling routes (beginning

in Mexico and ending in the United States) of the

transnational criminal organization.

(2) The practices used by the transnational

criminal organization to import the chemicals used

to make synthetic drugs, to produce such drugs, and

to smuggle such drugs across the border into the

United States.

(3) The main suppliers based in China, and the

main brokers based in Mexico, that supply the

transnational criminal organization with precursor

chemicals and equipment used in the production of

synthetic drugs.

(4) The manner in which the transnational

criminal organization is tailoring the fentanyl prod-
ucts of such organization to attract a wider variety
of United States consumers, including unwitting
users.

(5) The degree to which the transnational
criminal organization is using human and technical
operations to undermine counternarcotics efforts by
United States and Mexican security services.

(6) An estimate of the annual revenue received
by the transnational criminal organization from the
sale of illicit drugs, disaggregated by drug type.

(7) Any other information the Director of the
Central Intelligence Agency determines relevant.

(e) Form.—The intelligence assessment under sub-
section (a) may be submitted in classified form.

SEC. 705. CENTRAL INTELLIGENCE AGENCY INTELLIGENCE
ASSessment With respect to efforts by
People’s republic of China to increase
influence in middle east.

(a) Assessment.—Not later than 90 days after the
date of the enactment of this Act, the Director of the Cen-
tral Intelligence Agency, in consultation with such heads
of the other elements of the intelligence community that
the Director of National Intelligence determines appro-
priate, shall submit to the appropriate congressional com-
mittees an intelligence assessment on efforts by the Peo-
ple’s Republic of China to increase its influence, through overt or covert means, with respect to the political, military, economic or other policies or activities of governments of countries in the Middle East in ways that are detrimental to the national security interests of the United States.

(b) ELEMENTS.—The intelligence assessment required under subsection (a) shall include the following:

(1) A summary of the key relationships that the People’s Republic of China has developed, or is seeking to develop, with countries in the Middle East, and the national security objectives that the People’s Republic of China intends to advance through such established or emerging relationships.

(2) A description of the relationship between the People’s Republic of China and Iran, including in the areas of security cooperation and intelligence sharing.

(3) An identification of the countries in the Middle East in which the People’s Republic of China has established, or is seeking to establish, an intelligence presence or intelligence partnerships.

(4) An assessment of how the People’s Republic of China seeks to weaken the United States’ role, influence, and relationships with respect to countries
in the Middle East, including through the People’s Republic of China’s Global Security Initiative.

(5) An analysis of whether, and to what degree, efforts by the People’s Republic of China to increase its influence among countries in the Middle East are designed to support the People’s Republic of China’s broader strategic interests, including with respect to Taiwan.

(e) FORM.—The intelligence assessment required under subsection (a) may be submitted in classified form.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term ‘‘appropriate congressional committees’’ means the following:

(A) The congressional intelligence committees.

(B) The Committee on Foreign Affairs of the House of Representatives.

(C) The Committee on Foreign Relations of the Senate.

(D) The Select Committee on the Strategic Competition Between the United States and the Chinese Communist Party of the House of Representatives.
(2) COUNTRIES IN THE MIDDLE EAST.—The term “countries in the Middle East” means—

(A) Algeria;
(B) Bahrain;
(C) Egypt;
(D) Iran;
(E) Iraq;
(F) Israel;
(G) Jordan;
(H) Kuwait;
(I) Lebanon;
(J) Libya;
(K) Morocco;
(L) Oman;
(M) the Palestinian Territories;
(N) Qatar;
(O) Saudi Arabia;
(P) Syria;
(Q) Tunisia;
(R) the United Arab Emirates; and
(S) Yemen.
SEC. 706. ASSESSMENT OF AVAILABILITY OF MENTAL
HEALTH AND CHAPLAIN SERVICES TO AGENCY EMPLOYEES.

(a) ASSESSMENT.—The Director of the Central Intel-
ligence Agency shall conduct an assessment on the avail-
ability of the services of mental health professionals and
chaplains with appropriate security clearances to employ-
ees of the Agency. Such assessment shall include—

(1) an evaluation of the current availability of
and demand for such services globally;

(2) an assessment of the feasibility of expand-
ing the availability of such services;

(3) information, including a detailed schedule
and cost estimate, as to what would be required to
increase the availability of such services for Agency
employees located in the United States and abroad;
and

(4) information on the feasibility and advis-
ability of requiring that each employee returning
from a high risk or high threat tour, as designated
by the Director, access the services of a mental
health professional, chaplain, or both, at the option
of the employee.

(b) REPORT.—Not later than 210 days after the
date of the enactment of this Act, the Director shall sub-
mit to the appropriate congressional committees a report
on the assessment required by subsection (a).

(c) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMIT-
TEES.—The term “appropriate congressional com-
mittees” means—

(A) the Permanent Select Committee on
Intelligence and the Subcommittee on Defense
of the Committee on Appropriations of the
House of Representatives; and

(B) the Select Committee on Intelligence
and the Subcommittee on Defense of the Com-
mittee on Appropriations of the Senate.

(2) CHAPLAIN.—The term “chaplain” means a
member of the Chaplain Corps, as established under
section 26 of the Central Intelligence Agency Act of
1949 (50 U.S.C. 3527), whom the Director has cer-
tified as meeting common standards for professional
chaplaincy and board certification by a national
chaplaincy and pastoral care organization or equiva-
lent.

(3) MENTAL HEALTH PROFESSIONAL.—The
term “mental health professional” means an appro-
priately trained and certified professional counselor,
medical professional, psychologist, psychiatrist, or
other appropriate employee, as determined by the Director.

SEC. 707. ASSESSMENT BY DIRECTOR OF CENTRAL INTELLIGENCE AGENCY ON CERTAIN EFFECTS OF ABRAHAM ACCORDS.

(a) Assessment.—Not later than 90 days after the date of the enactment of this Act, the Director of the Central Intelligence Agency, in consultation with the heads of the other elements of the intelligence community that the Director determines appropriate, shall submit to the congressional intelligence committees an assessment of the current effects on the intelligence community of the agreements between Israel and 4 other foreign countries, collectively known as the Abraham Accords, and of the potential effects on the intelligence community if the Abraham Accords were to be expanded to additional foreign countries.

(b) Elements.—The assessment under subsection (a) shall include, with respect to the agreements referred to in such subsection, the following:

(1) A description of whether, and in what respects, the agreement between Israel and Bahrain has resulted in the intelligence community obtaining new and valuable insights regarding national intelligence priorities.
(2) A description of whether, and in what respects, the agreement between Israel and Morocco has resulted in the intelligence community obtaining new and valuable insights regarding national intelligence priorities.

(3) A description of whether, and in what respects, the agreement between Israel and the United Arab Emirates has resulted in the intelligence community obtaining new and valuable insights regarding national intelligence priorities.

(4) A description of whether, and in what respects, the agreement between Israel and Sudan has resulted in the intelligence community obtaining new and valuable insights regarding national intelligence priorities.

(5) An assessment of whether, and in what respects, additional agreements between Israel and other foreign countries to normalize or otherwise enhance relations would result in the intelligence community obtaining new and valuable insights regarding national intelligence priorities.

(c) Form.—The assessment under subsection (a) may be submitted in classified form.
TITLE VIII—REPORTING AND INVESTIGATIONS OF ALLEGATIONS OF SEX-RELATED OFFENSES AND SEXUAL HARASSMENT IN CENTRAL INTELLIGENCE AGENCY

SEC. 801. REPORTING AND INVESTIGATION OF ALLEGATIONS OF SEX-RELATED OFFENSES AND SEXUAL HARASSMENT IN CENTRAL INTELLIGENCE AGENCY.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) sexual assault and sexual harassment arise from, and are often indicative of, an environment where toxic, provocative, and sometimes significantly inappropriate behavior is tolerated;

(2) when supervisors and senior leaders at headquarters and in the field are among the offenders and facilitate a work climate in which toxic and disrespectful behavior is tolerated, harassment and even assault will often go unaddressed and unpunished;

(3) while establishing clear policies and procedures and enhancing training are necessary first steps toward protecting victims and establishing
stronger internal mechanisms for preventing and responding to future sexual assault and sexual harassment within the Central Intelligence Agency, comprehensive culture change driven by Agency leadership will be necessary to accomplish impactful and enduring improvement; and

(4) it is vital for the Central Intelligence Agency to maintain an independent and neutral person with whom all employees at all levels, supervisors and non-supervisors, may speak confidentially, informally, and off-the-record about work-related concerns or questions.

(b) **Sex-related Offenses and Sexual Harassment Within the Agency.**—

(1) **Reporting and Investigation of Allegations of Sexual Assault and Harassment.**—

The Central Intelligence Agency Act of 1949 (50 U.S.C. 3501 et seq.) is amended by adding at the end the following new section:

```
“SEC. 30. **SEX-RELATED OFFENSES AND SEXUAL HARASSMENT WITHIN THE AGENCY.**

“(a) **Responsibilities of Director.**—The Director shall carry out the following responsibilities:

“(1) Establishing professional and uniform training for employees assigned to working with all
aspects of the Agency’s response to allegations of sex-related offenses and sexual harassment.

“(2) Developing and implementing policies and procedures to protect the confidentiality of employees who report sex-related offenses or sexual harassment and to mitigate negative effects on the reputation or career of such an employee as a result of such a report.

“(3) Developing and implementing documented standards for—

“(A) appropriate mitigation and protection measures for individuals who make allegations of a sex-related offense or sexual harassment to be put in place while an investigation proceeds;

“(B) appropriate employee consequences to be imposed as a result of an inquiry or investigation into a substantiated allegation of a sex-related offenses or sexual harassment;

“(C) appropriate career path protection for all employees involved in an incident resulting in a reported allegation of a sex-related offense or sexual harassment while an investigation or review of the allegation is pending; and
“(D) mitigation measures to protect employees and mission execution while such allegations are being addressed.

“(4) Articulating and enforcing norms, expectations, practices, and policies, including with respect to employee promotions and assignments, that are published for the workforce and designed to promote a healthy workplace culture that is inhospitable to sex-related offenses and sexual harassment.

“(5) Developing and issuing workforce messaging to inform Agency employees of policies, procedures, resources, and points of contact to obtain information related to, or to report, sex-related offenses or sexual harassment globally.

“(6) Developing and implementing sex-related offense and sexual harassment training for all Agency employees that—

“(A) is designed to strengthen individual knowledge, skills, and capacity to prevent and respond to sex-related offenses and sexual harassment;

“(B) includes initial entry and accession programs, annual refresher training, and specialized leadership training; and
“(C) includes details of the definitions of sex-related offense and sexual harassment, the distinction between such terms, and what does or does not constitute each.

“(7) Developing and implementing processes and procedures applicable to personnel involved in providing the training referred to in paragraph (6) that—

“(A) are designed to ensure seamless policy consistency and reporting mechanisms in all training environments; and

“(B) include requirements for in-person training that—

“(i) covers the reporting processes for sex-related offenses and sexual harassment that are specific to training environments for students and trainers; and

“(ii) shall be provided at an appropriate time during the first five days of any extended or residential training course.

“(8) Developing and implementing, in consultation with the Victim Advocacy Specialists of the Federal Bureau of Investigation, appropriate training requirements, policies, and procedures applicable to all employees whose professional responsibilities
include interaction with people making reports alleging sex-related offenses or sexual harassment.

“(9) Developing and implementing procedures under which current and former employees of the Agency are able to obtain documents and records, as appropriate and upon request, that are related to a report of an allegation of a sex-related offense or sexual harassment.

“(10) Developing and implementing procedures under which an employee who makes a restricted or unrestricted report containing an allegation of a sex-related offense or sexual harassment may transfer out of the employee’s current assignment or location, upon the request of the employee making the report. Such procedures shall ensure that an employee who makes a restricted report maintains the privilege against disclosure, strict confidentiality, and with such employee maintaining full control over all decisions related to any further dissemination of the report.

“(11) Developing policies and procedures for the Office of the Victim and Whistleblower Counsel and the Special Victim Investigator, as applicable, to facilitate outside engagement requests of employees
reporting allegations of sex-related offenses or sexual harassment.

“(12) Coordinating the Agency’s response to allegations of sex-related offenses and sexual harassment.

“(b) BIANNUAL REPORT.—Not less frequently than once every 180 days, the Director shall submit to the appropriate congressional committees a report on the activities of the Office of Equal Employment Opportunity and Sexual Assault Prevention and Response Office during the period covered by the report. The Director shall personally review, approve, and submit each report under this subsection on a non-delegable basis. Each such report shall include—

“(1) for the period covered by the report—

“(A) the number of new allegations of sex-related offense and sexual harassment reported to either such Office, disaggregated by restricted and unrestricted reports;

“(B) the number of employees seeking legal assistance or services from either such Office;

“(C) the number of new or ongoing cases in which either such Office has provided services;
“(D) a description of all training activities related to sex-related offenses and sexual harassment carried out Agency-wide, and the number of such trainings conducted; and

“(2) for the period beginning on the date of the enactment of the Intelligence Authorization Act for Fiscal Year 2024 and ending on the last day of the period covered by the report—

“(A) the total number of allegations of sex-related offenses and sexual harassment;

“(B) the disposition of each report of such an allegation;

“(C) any corrective action taken in response to each such report;

“(D) the number of such allegations that were not substantiated; and

“(E) the number of employee reassignment and relocation requests, including—

“(i) the number of such requests that were granted;

“(ii) the number of such requests that were denied; and

“(iii) for any such request that was denied, the position of the individual who denied the request and the reason for denial.
“(c) APPLICABILITY.—The policies developed pursuant to this section shall apply to each of the following:

“(1) Any employee of the Agency.

“(2) Any employee of an entity that has entered into a contract with the Agency under which the employee performs functions at a facility associated with the Agency or functions associated with the agency.

“(3) Any person who alleges they were sexually assaulted or harassed by an employee referred to in paragraph (1) or (2) at a facility associated with the Agency or during the performance of a function associated with the Agency.”.

(e) VICTIM AND WHISTLEBLOWER COUNSEL.—The Central Intelligence Agency Act of 1949 (50 U.S.C. 3501 et seq.) is further amended by adding at the end the following new section:

“SEC. 31. VICTIM AND WHISTLEBLOWER COUNSEL.

“(a) ESTABLISHMENT.—The Director shall establish an Office of the Victim and Whistleblower Counsel. The head of the Office shall be the Victim and Whistleblower Counsel who shall report directly to the Chief Operating Officer of the Agency. The Office shall have the authority of an independent office within the Agency.
“(b) RESPONSIBILITIES.—The Victim and Whistleblower Counsel shall carry out the following responsibilities:

“(1) Providing legal assistance and consultation to employees of the Agency who are victims of alleged sex-related offenses or sexual harassment, regardless of whether the report of that offense is restricted or unrestricted.

“(2) Acting as the primary point of contact and entry point for Agency employees with respect to all allegations of, or concerns regarding, sex-related offenses and sexual harassment.

“(3) Managing the victim advocacy activities of the Agency for employees reporting sex-related offenses or sexual harassment.

“(4) Maintaining, and making available to Agency employees the following:

“(A) A list of physicians and mental health care providers (including from the private sector, as applicable), who have experience with the physical and mental health care needs of the Agency workforce.

“(B) A list of chaplains and religious counselors who have experience with the needs of the Agency workforce, including information re-
regarding access to the Chaplain Corps established under section 3527 of this title.

“(C) Information regarding how to select and retain private attorneys who have experience with the legal needs of the Agency workforce, including detailed information on the process for the appropriate sharing of information with retained private attorneys.

“(5) Facilitating communications with the Inspector General, Congress, and other outside entities.

“(c) RULE OF CONSTRUCTION.—The inclusion of any person on a list maintained or made available pursuant to subsection (b)(4) shall not be construed as an endorsement of such person (or any service furnished by such person), and the Victim and Whistleblower Counsel shall not be liable, as a result of such inclusion, for any portion of compensable injury, loss, or damage attributable to such person or service.

“(d) COMMUNICATIONS.—The relationship between the Victim and Whistleblower Counsel and a victim in the provision of legal assistance and consultation shall be the relationship between an attorney and client.

“(e) PURPOSE.—The Office of the Victim and Whistleblower Counsel shall—
“(1) solely function as an advocate for employees and not as an advocate for the Agency itself; and
“(2) not be a proponent of Agency policies for sex-related offenses or sexual harassment.”.

(d) Reporting and Investigation of Allegations of Sex-related Offenses and Sexual Harassment.—Such Act is further amended by adding at the end the following:

“SEC. 32. REPORTING AND INVESTIGATION OF ALLEGATIONS OF SEX-RELATED OFFENSES AND SEXUAL HARASSMENT.

“(a) POLICIES RELATING TO RESTRICTED AND UNRESTRICTED REPORTING OF SEX-RELATED OFFENSES AND HARASSMENT.—

“(1) IN GENERAL.—The Director shall develop and implement policies, regulations, personnel training, and workforce messaging to establish and provide information about restricted reports and unrestricted reports of allegations of sex-related offenses and sexual harassment within the Agency in accordance with this subsection.

“(2) WORKFORCE MESSAGING.—Workforce messaging developed under paragraph (1) shall be designed to clearly inform Agency employees of the differences between restricted and unrestricted re-
reporting of allegations of sex-related offenses and sexual harassment, and which individual or office within the Agency is responsible for receiving each type of report.

“(b) ELECTION.—Any person making a report containing an allegation of a sex-related offense or sexual harassment shall elect whether to make a restricted report or an unrestricted report. Once an election is made to make an unrestricted report, such election may not be changed.

“(c) UNRESTRICTED REPORTS.—

“(1) DISCLOSURE; ASSISTANCE.—A person who elects to make an unrestricted report containing an allegation of a sex-related offense or sexual harassment may disclose the report to any employee of the Agency. A person who elects to make an unrestricted report containing an allegation of a sex-related offense or sexual harassment may seek the assistance of another employee of the Agency with taking the action required under paragraph (2).

“(2) ACTION REQUIRED.—A person electing to make an unrestricted report containing an allegation of a sex-related offense or sexual harassment shall submit the report to the Office of the Victim and Whistleblower Counsel. In the case of a person mak-
ing an unrestricted report of sexual harassment, the Victim and Whistleblower Counsel shall facilitate the person’s contact with the Office of Equal Employment Opportunity. In the case of a person making an unrestricted report of a sex-related offense other than sexual harassment, the Victim and Whistleblower Counsel shall facilitate the person’s contact with the Sexual Assault Prevention and Response Office.

“(d) Restricted Reports.—

“(1) Process for making reports.—A person who elects to make a restricted report containing an allegation of a sex-related offense or sexual harassment shall submit the report to a person authorized to receive a restricted report under paragraph (2).

“(2) Person authorized to receive a restricted report.—The following individuals are persons authorized to receive a restricted report:

“(A) The Chief Wellbeing Officer.

“(B) Any employee of the Office of Wellness and Workforce Support.

“(C) Any employee of the Office of the Victim and Whistleblower Counsel.
“(D) Any medical professional assigned to
the Center for Global Health Services, or any
successor organization employing Agency sup-
port staff.

“(E) Any employee of the Chaplain Corps
of the Agency.

“(F) The Special Victim Investigator with-
in the Office of Security.

“(G) Any medical professional, including a
mental health professional.

“(H) Any additional employees that the
Director determines appropriate.

“(3) ACTION REQUIRED.—A restricted report
containing an allegation of a sex-related offense or
sexual harassment—

“(A) shall be treated by the person who re-
ceives the report in the same manner as a com-
munication covered by attorney-client privilege;

“(B) shall be privileged against disclosure
with strict confidentiality and with the person
making the report maintaining full control over
all decisions related to any further dissemina-
tion, except in cases of an imminent threat of
serious bodily harm;
“(C) shall not result in a referral to law enforcement or commencement of a formal administrative investigation, unless the victim elects to change the report from a restricted report to an unrestricted report; and

“(D) in a case requiring an employee reassignment, relocation or other mitigation or protective measures, shall result only in actions that are managed in a manner to limit, to the extent possible, the disclosure of any information contained in the report; and

“(E) shall be exempt from any Federal or, to the maximum extent permitted by the Constitution, State reporting requirements, including the requirements under sections 535(b) of title 28, United States Code, section 17(b)(5) of this Act, and section 1.6(b) of Executive Order 12333, except when reporting is necessary to prevent or mitigate an imminent threat of serious bodily harm.

“(e) INCIDENT REPORTS WHEN VICTIM OR ALLEGED PERPETRATOR IS AN AGENCY EMPLOYEE.—

“(1) INCIDENT REPORTING POLICY.—The Director shall establish and maintain a policy under which—
“(A) in the case of an unrestricted report of—

“(i) sexual harassment, the head of the Office of Equal Employment Opportunity is required to submit a written incident report not later than eight days after receiving a formal complaint containing an allegation of sexual harassment; and

“(ii) a sex-related offense other than sexual harassment, the head of the Sexual Assault Prevention and Response Office is required to submit a written incident report not later than eight days after receipt of the unrestricted report; and

“(B) each such incident report required under subparagraph (A) shall be provided to—

“(i) the Chief Operating Officer of the Agency;

“(ii) the Special Victim Investigator;

“(iii) the Office of the Victim and Whistleblower Counsel;

“(iv) the Sexual Assault Prevention and Response Office;

“(v) the Office of Equal Employment Opportunity; and
“(vi) such other individuals as the Director determines appropriate.

“(2) PURPOSE.—The purpose of an incident report required under paragraph (1) is to—

“(A) record the details about actions taken or in progress to provide the necessary care and support to the victim of the alleged incident;

“(B) refer the allegations to the appropriate investigatory or law enforcement agency; and

“(C) provide initial formal notification of the alleged incident.

“(3) ELEMENTS.—Each incident report required under paragraph (1) shall include each of the following:

“(A) The time, date, and location of the alleged sex-related offense or sexual harassment.

“(B) An identification of the type of offense or harassment alleged.

“(C) An identification of the assigned office and location of the victim.

“(D) An identification of the assigned office and location of the alleged perpetrator, including information regarding whether the alleged perpetrator has been temporarily trans-
ferred or removed from an assignment or otherwise restricted, if applicable.

“(E) A description of any post-incident actions taken in connection with the incident, including—

“(i) referral to any services available to victims, including the date of each referral;

“(ii) notification of the incident to appropriate investigatory organizations, including the organizations notified and dates of notifications; and

“(iii) issuance of any personal protection orders or steps taken to separate the victim and the alleged perpetrator within their place of employment.

“(F) Such other elements as the Director determines appropriate.

“(f) COMMON PERPETRATOR NOTICE REQUIREMENT.—

“(1) UNRESTRICTED REPORTS.—Upon receipt of an incident report under subsection (e)(1) containing an allegation of a sex-related offense or sexual harassment against an individual known to be the subject of at least one allegation of a sex-related
offense or sexual harassment by another reporter,
the Special Victim Investigator shall notify each of
the following of all existing allegations against the
individual:

“(A) The Director.
“(B) The Chief Operating Officer.
“(C) The head of the directorate employing
the individual.
“(D) The head of the Sexual Assault Pre-
vention and Response Office.
“(E) The individual’s first supervisor.
“(F) The Inspector General.
“(G) The Victim and Whistleblower Coun-
sel.

“(2) RESTRICTED REPORTS.—Upon receipt of a
restricted report under subsection (d), the Victim
and Whistleblower Counsel shall notify any victim
known to have filed a restricted report against the
same individual who is the subject of the report
under paragraph (1) that another allegation has
been made against the individual who is the subject
of the report under paragraph (1).

“(g) APPLICABILITY.—The policies developed pursu-
ant to this section shall apply to each of the following:
“(1) Any employee of the Agency.
“(2) Any employee of an entity that has entered into a contract with the Agency under which the employee performs functions at a facility associated with the Agency or functions associated with the agency.

“(3) Any person who makes an allegation of a sex-related offense or sexual harassment against an employee referred to in paragraph (1) or (2) at a facility associated with the Agency or during the performance of a function associated with the Agency.

“(h) RECORDS.—The Director shall establish a system for tracking and permanently maintaining all agency records related to any investigation into an allegation of a sex-related offense or sexual harassment made in an unrestricted report, including any related medical documentation.”.

(e) SPECIAL VICTIM INVESTIGATOR.—Such Act is further amended by adding at the end the following:

“SEC. 33. SPECIAL VICTIM INVESTIGATOR.

“(a) ESTABLISHMENT.—The Director shall establish in the Office of Security a Special Victim Investigator, who shall be responsible for investigating all unrestricted reports containing allegations of sex-related offenses other than sexual harassment and supporting, as appropriate, the Office of Equal Employment Opportunity with inves-
tigating formal complaints containing allegations of sexual
harassment. The person appointed as the Investigator
shall be an appropriately credentialed Federal law enforce-
ment officer and may be a detailee from a Federal law
enforcement entity.

“(b) RESPONSIBILITIES.—The Investigator shall be
responsible for—

“(1) supporting the Office of Equal Employ-
ment Opportunity with investigations into formal
complaints containing allegations of sexual harass-
ment, as appropriate;

“(2) investigating unrestricted reports con-
taining allegations of sex-related offenses, including
the conduct and management of all internal Agency
inquiries, investigations, and other fact-finding ac-
tivities related to specific allegations of sex-related
offenses;

“(3) testifying in a criminal prosecution in any
venue, where appropriate;

“(4) serving as the case agent for a criminal in-
vestigation in any venue, where appropriate;

“(5) supporting engagement with law enforce-
ment relating to such allegations, where appropriate,
including coordinating related cases with other Fed-
eral, State, local, and Tribal law enforcement agen-
cies, as necessary and appropriate, pursuant to regulations, requirements, and procedures developed in consultation with the Federal Bureau of Investigation, for any such inquiries, investigations, or other fact-finding activities;

“(6) developing and implementing policies and procedures necessary for the Investigator or any law enforcement partner to conduct effective investigations and also protect sensitive information;

“(7) serving as the only authorized investigative body in the Agency for allegations of sex-related offenses, except that, in the case of an allegation of a sex-related offense involving an employee of the Office of Security, the Investigator shall coordinate with appropriate criminal investigators who are detailed to the Agency for other missions or employed by another Federal law enforcement entity, as necessary, to maintain the integrity of the investigation and mitigate potential conflicts of interest;

“(8) establishing and coordinating clear policies regarding which agency should take the lead on conducting, or be the lead in coordinating with local law enforcement when applicable, investigations of sexual assault and sexual harassment overseas; and
“(9) sharing information with the Victim and Whistleblower Counsel to facilitate the Counsel’s support and advocacy for victims of alleged sex-related offenses or sexual harassment.

“(c) TIME FRAME FOR INVESTIGATIONS.—The Investigator shall—

“(1) ensure that any investigative support for a formal complaint containing allegations of sexual harassment shall occur within any investigation timelines required by applicable law;

“(2) ensure that any investigation into an allegation of a sex-related offense contained in an unrestricted report is completed by not later than 60 days after the date on which the report is referred to the Investigator under section 32(e)(1); and

“(3) if the Investigator determines that the completion of an investigation will take longer than 60 days—

“(A) not later than 60 days after the date on which the report is referred to the Investigator under section 32(e)(1), submit to the Director a request for an extension that contains a summary of the progress of the investigation, the reasons why the completion of the investiga-
tion requires additional time, and a plan for the
completion of the investigation; and

“(B) provide to the person who made the
report and the person against whom the allega-
tion in the report was made notice of the exten-
sion of the investigation.”.

(f) IMPLEMENTATION AND REPORTING REQUIRE-
MENTS.—

(1) DEADLINE FOR IMPLEMENTATION.—Not
later than 180 days after the date of the enactment
of this Act, the Director of the Central Intelligence
Agency shall—

(A) establish the Office of the Victim and
Whistleblower Counsel, as required by section
31 of the Central Intelligence Agency Act of
1949, as added by subsection (c);

(B) establish and implement the policies
required under sections 30 and 32 of the Cen-
tral Intelligence Agency Act of 1949, as added
by subsections (b) and (d), respectively; and

(C) consolidate the responsibilities of the
Director under such sections 30 and 32 in a
single Office, as determined by the Director;
(D) establish the Special Victim Investigator, as required by section 33 of the Central Intelligence Agency Act of 1949, as added by subsection (e).

(2) REPORT.—

(A) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter for 2 years, the Director of the Central Intelligence Agency shall submit to the appropriate congressional committees a report on the implementation of this section and the amendments made by this section. The Director shall personally review, approve, and submit each report under this paragraph on a non-delegable basis.

(B) APPROPRIATE CONGRESSIONAL COMMITTEES.—In this subsection, the term “appropriate congressional committees” means—

(i) the Permanent Select Committee on Intelligence and the Subcommittee on Defense of the Committee on Appropriations of the House of Representatives; and

(ii) the Select Committee on Intelligence and the Subcommittee on Defense
of the Committee on Appropriations of the Senate.

TITLE IX—MATTERS RELATING TO TECHNOLOGY AND INNOVATION

SEC. 901. INTELLIGENCE COMMUNITY INNOVATION UNIT.

(a) ESTABLISHMENT.—Title I of the National Security Act of 1947 (50 U.S.C. 3021 et seq.) is amended by inserting after section 103K the following new section (and conforming the table of contents at the beginning of such Act accordingly):

“SEC. 103L. INTELLIGENCE COMMUNITY INNOVATION UNIT.

“(a) ESTABLISHMENT.—The Director of National Intelligence shall establish within the Office of the Director of National Intelligence a unit to be known as the ‘Intelligence Community Innovation Unit’ (in this section referred to as the ‘Unit’).

“(b) DUTIES.—The duties of the Unit shall be as follows:

“(1) To identify and evaluate commercial emerging technologies for potential adoption by the intelligence community to fulfill critical mission needs.

“(2) To assist the heads of the elements of the intelligence community in identifying commercial
emerging technologies and associated capabilities to
address critical mission needs of that element.

“(3) To provide to the heads of the elements of
the intelligence community seeking to field commer-
cial emerging technologies technical expertise with
respect to such technologies.

“(4) To manage the prototyping program under
subsection (e).

“(5) To facilitate the transition of potential so-
lutions to critical mission needs of the intelligence
community from research and prototype projects to
production.

“(6) To serve as a liaison between the intel-
ligence community and the private sector (with a
focus on small- and medium-sized companies and
other organizations that do not have significant ex-
perience engaging with the intelligence community)
to fulfill the duties listed in paragraphs (1) through
(5), in coordination with the head of the Office of
Engagement established under section 122.

“(c) DIRECTOR OF UNIT.—

“(1) APPOINTMENT; REPORTING.—The head of
the Unit is the Director of the Intelligence Commu-
nity Innovation Unit, who shall be appointed by the
Director of National Intelligence and shall report directly to the Director of National Intelligence.

“(2) QUALIFICATIONS.—In selecting an individual for appointment as the Director of the Intelligence Community Innovation Unit, the Director of National Intelligence shall give preference to individuals who the Director of National Intelligence determines have—

“(A) significant relevant experience involving commercial emerging technology within the private sector; and

“(B) a demonstrated history of fostering the adoption of commercial emerging technologies by the United States Government or the private sector.

“(d) STAFF.—

“(1) IN GENERAL.—In addition to the Director of the Intelligence Community Innovation Unit, the Unit shall be composed of not more than 50 full-time equivalent positions.

“(2) STAFF WITH CERTAIN EXPERTISE.—The Director of National Intelligence shall ensure that there is a sufficient number of staff of the Unit, as determined by the Director, with expertise in—
“(A) other transaction authorities and
nontraditional and rapid acquisition pathways
for emerging technology;
“(B) engaging and evaluating small- and
medium-sized emerging technology companies;
“(C) the mission needs of the intelligence
community; and
“(D) any other skills or experiences the
Director determines necessary.

“(3) SPECIAL HIRING AND RETENTION AU-
THORITIES.—

“(A) IN GENERAL.—The Director of Na-
tional Intelligence shall take such steps as may
be necessary to incentivize the hiring andreten-
tion of staff of the Unit.

“(B) SPECIAL PAY.—In establishing the
rates of pay for the positions specified in para-
graph (1), and to the extent practicable, the Di-
rector of National Intelligence may use the spe-
cial pay authority under section 113B.

“(4) AUTHORITY RELATING TO DETAILEES.—
Upon request of the Unit, each head of an element
of the intelligence community may detail to the Unit
any of the personnel of that element to assist in car-
trying out the duties under subsection (b) on a reimbursable or a nonreimbursable basis.

“(e) PROTOTYPING PROGRAM.—The Director of the Intelligence Community Innovation Unit shall establish a program to transition research and prototype projects to products in a production stage for the purpose of fulfilling critical mission needs of the intelligence community (in this subsection referred to as the ‘program’), including by designating projects as Emerging Technology Transition Projects under section 6713 of the Intelligence Authorization Act for Fiscal Year 2023 (Public Law 117–263; 50 U.S.C. 3024 note; 136 Stat. 3568).

“(f) ENCOURAGEMENT OF USE BY ELEMENTS.—The Director of National Intelligence shall take such steps as may be necessary to encourage the use of the Unit by the heads of the other elements of the intelligence community.

“(g) EMERGING TECHNOLOGY DEFINED.—In this section, the term ‘emerging technology’ has the meaning given that term in section 6701 of the Intelligence Authorization Act for Fiscal Year 2023 (Public Law 117–263; 50 U.S.C. 3024 note; 136 Stat. 3561).”.

(b) CLARIFICATION OF EMERGING TECHNOLOGY DEFINITION.—Section 6701(8)(A) of the Intelligence Authorization Act for Fiscal Year 2023 (Public Law 117–263; 50 U.S.C. 3024 note; 136 Stat. 3561) is amended
by striking “during the 10-year period beginning on January 1, 2022” and inserting “during the subsequent 10-year period”.

(e) Deadline for Establishment.—Not later than 1 year after the date of the enactment of this Act, the Director of National Intelligence shall establish the Intelligence Community Innovation Unit.

(d) Plan and Briefings.—

(1) Plan.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a plan for the establishment of the Intelligence Community Innovation Unit.

(2) Briefings.—Not later than 180 days after the date of the enactment of this Act, and on a biannual basis thereafter for 5 years, the Director of National Intelligence shall provide to the appropriate congressional committees a briefing on the status of the Intelligence Community Innovation Unit, the staffing levels of such Unit, and the progress of such Unit in identifying and facilitating the adoption of commercial emerging technologies capable of advancing the mission needs of the intelligence community.

(e) Definitions.—In this section:
(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means—

(A) the congressional intelligence committees; and

(B) the Committees on Appropriations of the House of Representatives and the Senate.

(2) EMERGING TECHNOLOGY.—The term “emerging technology” has the meaning given such term in section 103L of the National Security Act of 1947 (as added by subsection (a)).

(3) INTELLIGENCE COMMUNITY INNOVATION UNIT.—The term “Intelligence Community Innovation Unit” means the Intelligence Community Innovation Unit established under such section 103L.

SEC. 902. ESTABLISHMENT OF OFFICE OF ENGAGEMENT.

(a) ESTABLISHMENT.—Title I of the National Security Act of 1947 (50 U.S.C. 3021 et seq.), as amended by section 901, is further amended by adding at the end the following new section (and conforming the table of contents at the beginning of such Act accordingly):

“SEC. 122. OFFICE OF ENGAGEMENT.

“(a) ESTABLISHMENT.—There is within the Office of the Director of National Intelligence an Office of Engagement (in this section referred to as the ‘Office’).
“(b) HEAD; STAFF.—

“(1) HEAD.—The Director of National Intelligence shall appoint as head of the Office an individual with requisite experience in matters relating to the duties of the Office, as determined by the Director of National Intelligence. Such head of the Office shall report directly to the Director of National Intelligence.

“(2) STAFF.—To assist the head of the Office in fulfilling the duties of the Office, the head shall employ full-time equivalent staff in such number, and with such requisite expertise in matters relating to such duties, as may be determined by the head.

“(c) DUTIES.—The duties of the Office shall be as follows:

“(1) To coordinate and facilitate across the elements of the intelligence community efforts regarding outreach, relationship development, and associated knowledge and relationship management, with covered entities.

“(2) To assist in sharing best practices regarding such efforts among the elements of the intelligence community.

“(3) To establish and implement metrics to assess the effectiveness of such efforts.
“(d) COVERED ENTITY DEFINED.—In this section, the term ‘covered entity’ means an entity that is not an entity of the United States Government, including private sector companies, institutions of higher education, trade associations, think tanks, laboratories, international organizations, and foreign partners and allies.”.

(b) DEADLINE.—The Director of National Intelligence shall establish the Office of Engagement by not later than 1 year after the date of the enactment of this Act.

(c) PLAN AND BRIEFINGS.—

(1) PLAN.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a plan for the establishment of the Office of Engagement.

(2) QUARTERLY BRIEFINGS.—Not later than 1 year after the date of the establishment of the Office of Engagement, and on a quarterly basis for 5 years thereafter, the Director of National Intelligence shall submit to the congressional intelligence committees a briefing on the status of the Office, including with respect to the staffing levels, activities, and fulfillment of duties of the Office.
(d) DEFINITIONS.—In this section, the term “Office of Engagement” means the Office of Engagement established under section 122 of the National Security Act of 1947, as added by subsection (a).

SEC. 903. REQUIREMENT FOR A CHIEF TECHNOLOGY OFFICER WITHIN EACH ELEMENT OF THE INTELLIGENCE COMMUNITY.

(a) REQUIREMENT.—Not later than 180 days after the date of enactment of this Act, the head of each element of the intelligence community shall ensure there is within such element a senior official designated as the chief technology officer of such element.

(b) RESPONSIBILITY.—The chief technology officer of each element of the intelligence community shall be responsible for assisting the head of such element in the identification and adoption of technology to advance mission needs.

SEC. 904. REQUIREMENT TO AUTHORIZE ADDITIONAL SECURITY CLEARANCES FOR CERTAIN CONTRACTORS.

(a) REQUIREMENT.—Notwithstanding any provision of law to the contrary, consistent with Executive Order 12968 (60 Fed. Reg. 40245; relating to access to classified information), or any successor thereto and Executive Order 10865 (25 Fed. Reg. 1583; relating to safeguarding...
classified information within industry), or any successor thereto, and subject to the limitations described in subsection (b)—

(1) any entity that enters into a covered contract or agreement with an element of the intelligence community may designate an additional number of covered persons who may submit an application for a security clearance;

(2) the appropriate authorized investigative agency and authorized adjudicative agency, as such terms are defined in section 3001(a) of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 3341(a)), shall—

(A) upon receiving such an application—

(i) conduct an appropriate investigation of the background of the additional covered person; and

(ii) make a determination as to whether the additional covered person is eligible for access to classified information; and

(B) if the determination under subparagraph (A)(ii) is favorable, upon any of the specified number of covered persons required to hold a security clearance for the performance of
work under that covered contract or agreement becoming unable to perform such work, make a determination as to whether the additional covered person has a demonstrated need-to-know under such an Executive Order (without requiring an additional investigation to be conducted under subparagraph (A)(i)); and

(3) if the additional covered person receives a favorable determination regarding the need-to-know under paragraph (2)(B) and signs an approved non-disclosure agreement, the additional covered person may perform such work in lieu of such covered person.

(b) LIMITATIONS.—The limitations described in this subsection are as follows:

(1) LIMITATION ON NUMBER DESIGNATED PER CONTRACT.—The additional number designated by an entity under subsection (a) for each covered contract or agreement may not exceed the greater of the following:

(A) 10 percent of the number of security clearances required to be held by covered persons to perform work under the covered contract or agreement.

(B) 1 person.
(2) LIMITATION ON NUMBER DESIGNATED PER ENTITY.—The total additional number designated by an entity under subsection (a) may not exceed the greater of the following:

(A) 10 percent of the sum total number of security clearances required to be held by covered persons to perform work under all covered contracts or agreements of the entity.

(B) 1 person.

(c) PROHIBITION.—No application for a security clearance may be submitted by a covered person of an entity or granted pursuant to subsection (a) in excess of the limitations under subsection (b) applicable to such entity.

(d) COSTS.—

(1) AUTHORITY TO CHARGE AND COLLECT.—

The head of each element of the intelligence community may charge fees or collect amounts to cover the exact costs associated with granting or maintaining a security clearance an application for which is submitted to the head pursuant to subsection (a)(1).

(2) RETENTION OF AMOUNTS.—Notwithstanding section 3302(b) of title 31, United States Code—
(A) the head of each element of the intelligence community may retain amounts received under paragraph (1); and

(B) any amount so retained shall be deposited into an account to be determined by such head and shall be made available without subsequent appropriation until expended for the purpose of granting or maintaining the respective security clearance for which such amount was received.

(3) Prohibition on Bearing Costs.—No head of an element of the intelligence community may bear any cost associated with granting or maintaining a security clearance the application for which is submitted pursuant to subsection (a)(1).

(e) Applicability.—The requirement under subsection (a) shall apply with respect to contracts and other agreements entered into on or after the date of the enactment of this Act.

(f) Rule of Construction.—Nothing in this section may be construed as requiring the head of an element of the intelligence community to grant any covered person access to classified information if a favorable determination of eligibility to access such classified information is not made with respect to such person.
(g) DEFINITIONS.—In this section:

(1) COVERED CONTRACT OR AGREEMENT.—The term “covered contract or agreement”, with respect to an entity, means a contract or other agreement between that entity and an element of the intelligence community the performance of which requires a specified number of covered persons to hold a security clearance.

(2) COVERED PERSON.—In this section, the term “covered person”, with respect to an entity, means a contractor or employee of that entity.

SEC. 905. INTELLIGENCE INNOVATION BOARD.

(a) ESTABLISHMENT OF INTELLIGENCE INNOVATION BOARD.—There is established a board to be known as the Intelligence Innovation Board (in this section referred to as the “Board”).

(b) PURPOSE.—The purpose of the Board is to provide to the Director of National Intelligence, the heads of the other elements of the intelligence community, and the congressional intelligence committees advice and recommendations on changes to the culture, organizational structures, processes, and functions of the intelligence community necessary to address the adoption of emerging technologies by the intelligence community and to accelerate such adoption.
(c) MEMBERSHIP.—

(1) APPOINTMENT OF MEMBERS.—The Board shall be composed of 9 members appointed by the Director of National Intelligence, after consultation with the Chair and Ranking Member of the Permanent Select Committee on Intelligence of the House of Representatives and the Chair and Vice Chair of the Select Committee on Intelligence of the Senate, from among citizens of the United States—

(A) who are not officers or employees of an element of the intelligence community;

(B) who are eligible to hold an appropriate security clearance;

(C) who have demonstrated academic, government, business, or other expertise relevant to the mission and functions of the intelligence community; and

(D) who the Director of National Intelligence determines—

(i) meet at least 1 of the qualifications described in paragraph (2); and

(ii) do not present a conflict of interest.

(2) QUALIFICATIONS.—The qualifications described in this paragraph are the following:
1. (A) A proven track record of sound judgment in leading or governing a large and complex private sector corporation or organization.

(B) A proven track record as a distinguished academic or researcher at an accredited institution of higher education (as defined in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001)).

(C) Demonstrated experience in identifying emerging technologies and facilitating the adoption of such technologies into the operations of large organizations in either the public or private sector.

(D) Demonstrated experience in developing new technology.

3. CHAIR.—The Board shall have a Chair, who shall be appointed by the Director of National Intelligence from among the members of the Board, after consultation with the Chair and Ranking Member of the Permanent Select Committee on Intelligence of the House of Representatives and the Chair and Vice Chair of the Select Committee on Intelligence of the Senate.

4. NOTIFICATIONS.—Not later than 30 days after the date on which the Director of National In-
intelligence appoints a member to the Board under paragraph (1), or appoints a member of the Board as Chair under paragraph (3), the Director shall notify the congressional intelligence committees of such appointment in writing.

(5) TERMS.—

(A) IN GENERAL.—Except as provided in subparagraph (B), each member of the Board shall be appointed for a term of 2 years.

(B) VACANCIES.—A member of the Board appointed to fill a vacancy occurring before the expiration of the term for which the predecessor of the member was appointed shall be appointed only for the remainder of that term. A vacancy in the Board shall not affect the powers of the Board and shall be filled in the manner in which the original appointment was made.

(C) REAPPOINTMENT.—A member of the Board may only be reappointed for 1 additional 2-year term.

(6) PROHIBITION ON COMPENSATION.—Except as provided in paragraph (7), members of the Board shall serve without pay.

(7) TRAVEL EXPENSES.—Each member of the Board shall receive travel expenses, including per
diem in lieu of subsistence, in accordance with appli-
cable provisions under subchapter I of chapter 57 of
title 5, United States Code.

(8) MEETINGS.—The Board shall meet as nec-
essary to carry out its purpose and duties under this
section, but shall meet in person not less frequently
than on a quarterly basis. A majority of the mem-
bers of the Board shall constitute a quorum.

(d) STAFF.—

(1) COMPOSITION.—The Board shall be com-
posed of full-time staff with requisite experience to
assist the Board in carrying out its purpose and du-
ties under this section in such number as the Direc-
tor of National Intelligence determines appropriate.
Such staff may be appointed by the Director of Na-
tional Intelligence or detailed or otherwise assigned
from another element of the intelligence community.

(2) SECURITY CLEARANCES.—Staff of the
Board, shall, as a condition of appointment, detail,
or assignment to the Board, as the case may be,
hold appropriate security clearances for access to the
classified records and materials to be reviewed by
the staff, and shall follow the guidance and practices
on security under applicable Executive orders and
Presidential or agency directives.
(e) CONTRACT AUTHORITY.—The Board may contract with and compensate government and private agencies or persons to enable the Board to carry out its purpose and duties under this section, without regard to section 6101 of title 41, United States Code.

(f) REPORTS.—

(1) SUBMISSION.—Beginning on the date that is 2 years after the date on which the Board is established, and once every 2 years thereafter until the date on which the Board terminates under subsection (i), the Board shall submit to the Director of National Intelligence and the congressional intelligence committees a report on the activities of the Board, which shall include, with respect to the period covered by the report, the following:

(A) An assessment of the efforts of the intelligence community taken during such period to accelerate the adoption of emerging technologies by the intelligence community, including such efforts taken with respect to the culture, organizational structures, processes, or functions of the intelligence community.

(B) Recommendations on how the intelligence community may make further progress to accelerate such adoption, including rec-
ommendations on changes to the culture, organizational structures, processes, and functions of the intelligence community necessary for such accelerated adoption.

(C) Any other matters the Board or the Director of National Intelligence determines appropriate.

(2) FORM.—Each report under paragraph (1) may be submitted in classified form, but if so submitted shall include an unclassified executive summary.

(g) NONAPPLICABILITY OF CERTAIN REQUIREMENTS.—Chapter 10 of title 5, United States Code, (commonly known as the “Federal Advisory Committee Act”) shall not apply to the Board.

(h) TERMINATION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Board shall terminate on September 30, 2028.

(2) RENEWAL.—The Director of National Intelligence may renew the Board for an additional 4-year period following the date of termination specified in paragraph (1) if the Director notifies the congressional intelligence committees of such renewal.
(i) CHARTER.—Not later than 90 days after the date of the enactment of this Act, the Director of National Intelligence shall establish a charter for the Board, consistent with this section.

SEC. 906. PROGRAMS FOR NEXT-GENERATION MICROELECTRONICS IN SUPPORT OF ARTIFICIAL INTELLIGENCE.

(a) PROGRAM ESTABLISHMENT.—The Director of National Intelligence, acting through the Director of the Intelligence Advanced Research Projects Activity, shall establish or otherwise oversee a program to advance microelectronics research.

(b) RESEARCH FOCUS.—The Director of National Intelligence shall ensure that the research carried out under the program established under subsection (a) is focused on the following:

(1) Advanced engineering and applied research into next-generation computing models, materials, devices, architectures, and algorithms to enable the advancement of artificial intelligence and machine learning.

(2) Efforts to——

(A) overcome challenges with engineering and applied research of microelectronics, including with respect to the physical limits on tran-
sistors, electrical interconnects, and memory elements;

(B) promote long-term advancements in computing technologies, including by fostering a unified and multidisciplinary approach encompassing research and development into—

(i) next-generation algorithm design;

(ii) next-generation compute capability;

(iii) generative and adaptive artificial intelligence for design applications;

(iv) photonics based microprocessors, including electro-photonics;

(v) the chemistry and physics of new materials;

(vi) optical communication networks, including electro-photonics; and

(vii) safety and controls for generative artificial intelligence applications for the intelligence community.

(3) Any other activity the Director determines would promote the development of microelectronics research for future technologies, including optical communications or quantum technologies.
(c) **COLLABORATION AND PARTNERSHIPS.**—In carrying out the program established under subsection (a), the Director of National Intelligence shall actively collaborate with relevant Government agencies, academic institutions, and private industry to leverage expertise and resources in conducting research.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—Amounts authorized to be appropriated for the National Intelligence Program of the Office of the Director of National Intelligence may be made available to award contracts and grants, and to enter into transactions other than contracts, to carry out the program established under subsection (a).

(e) **REPORTING REQUIREMENTS.**—The Director of the Intelligence Advanced Research Projects Activity shall provide to the congressional intelligence committees regular briefings on—

   (1) the progress, achievements, and outcomes of the program established under subsection (a);

   (2) the partnerships and collaborations conducted pursuant to subsection (c); and

   (3) recommendations for future research priorities.
SEC. 907. PROGRAM FOR BEYOND 5G.

(a) Establishment.—The Director of National Intelligence, acting through the Director of the Intelligence Advanced Research Projects Activity, may initiate or otherwise carry out a program dedicated to research and development efforts relevant to 6G technology and any successor technologies.

(b) Consultation.—In carrying out any program under subsection (a), the Director shall consult with relevant—

(1) heads of Federal departments and agencies;
(2) private sector entities;
(3) institutions of higher learning;
(4) federally funded research and development centers; and
(5) such other individuals and entities as the Director determines appropriate.

(c) 6G Technology Defined.—In this section, the term “6G technology” means hardware, software, or other technologies relating to sixth-generation wireless networks.

SEC. 908. INTELLIGENCE COMMUNITY COMMERCIAL REMOTE SENSING REQUIREMENTS.

(a) Sense of Congress.—It is the sense of Congress that—
(1) the United States benefits from a robust commercial remote sensing industry that supports a Science, Technology, Engineering, and Math academic pipeline, enables skilled manufacturing jobs, and fosters technological innovation;

(2) commercial remote sensing capabilities complement and augment dedicated Government remote sensing capabilities, both when integrated into Government architectures and leveraged as stand-alone services;

(3) the Director of National Intelligence and Under Secretary of Defense for Intelligence and Security should serve as the United States Government leads for commercial remote sensing procurement and seek to accommodate commercial remote sensing needs of the Intelligence Community, the Department of Defense, and Federal civil organizations under the preview of the cognizant functional managers; and

(4) a transparent, sustained investment by the United States Government in commercial remote sensing capabilities—

(A) is required to strengthen the United States commercial remote sensing commercial industry; and
(B) should include electro optical, synthetic aperture radar, hyperspectral, and radio frequency detection and other innovative phenemonology that may have national security applications.

(b) GUIDANCE REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence and the Under Secretary of Defense for Intelligence and Security shall jointly develop guidance requiring the Commercial Strategy Board or, if that is not feasible, such other entities within the intelligence community and the Department of Defense that the Director and the Under Secretary determine appropriate, to perform, on a recurring basis, the following functions related to commercial remote sensing:

(1) Validation of the current and long-term commercial remote sensing capability needs, as determined by the relevant functional managers, of the Department of Defense, the intelligence community, and Federal civil users under the preview of the cognizant functional managers.

(2) Development of commercial remote sensing requirements documents that are unclassified and releasable to United States commercial industry.
(3) Development of a cost estimate that is unclassified and releasable to United States commercial industry, covering at least 5 years, associated with fulfilling the requirements contained in the commercial remote sensing requirements documents referred developed under paragraph (2).

(e) FUNDING LEVELS.—In the case of any fiscal year for which a cost estimate is developed under subsection (b)(3) and for which the budget of the President (as submitted to Congress pursuant to section 1105 of title 31, United States Code) requests a level of funding for the procurement of commercial remote sensing requirements that is less than the amount identified in the cost estimate, the President shall include with the budget an explanation for the difference.

(d) REPORT.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence and the Under Secretary of Defense for Intelligence and Security shall jointly submit to the appropriate congressional committees a report on the implementation of subsection (b).
(2) APPROPRIATE CONGRESSIONAL COMMIT-TEES.—In this subsection, the term “appropriate congressional committees” means—

(A) the congressional intelligence committees;

(B) the congressional defense committees;

(C) the Subcommittee on Defense of the Committee on Appropriations of the House of Representatives; and

(D) the Subcommittee on Defense of the Committee on Appropriations of the Senate.

SEC. 909. REQUIREMENT TO ENSURE INTELLIGENCE COMMUNITY DIRECTIVES APPROPRIATELY ACCOUNT FOR ARTIFICIAL INTELLIGENCE AND MACHINE LEARNING TOOLS IN INTELLIGENCE PRODUCTS.

(a) REQUIREMENT.—Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall provide to the congressional intelligence committees a briefing on whether intelligence community directives in effect as of the date such briefing is provided furnish intelligence community analysts with sufficient guidance and direction with respect to the use of artificial intelligence and machine learning tools in intelligence products produced by the intelligence community.
(b) ELEMENTS.—The briefing required under subsection (a) shall include—

(1) a determination by the Director as to—

(A) whether Intelligence Community Directive 203, Analytic Standards, Intelligence Community Directive 206, Sourcing Requirements for Disseminated Analytic Products, and any other intelligence community directive related to the production and dissemination of intelligence products by the intelligence community in effect as of the date the briefing under subsection (a) is provided furnish intelligence community analysts with sufficient guidance and direction on how to properly use, provide sourcing information about, and otherwise provide transparency to customers regarding the use of artificial intelligence and machine learning tools in intelligence products produced by the intelligence community; and

(B) whether any such intelligence community directive described in subparagraph (A) requires an update to provide such guidance and direction; and

(2) with respect to the determination under paragraph (1)—
(A) in the case the Director makes a determination that no update to an intelligence community directive described in such paragraph is required, an explanation regarding why such intelligence community directives currently provide sufficient guidance and direction to intelligence community analysts; and

(B) in the case the Director makes a determination that an update to an intelligence community directive described in such paragraph is required, a plan and proposed timeline to update any such intelligence community directive.