

AMENDMENT NO. _____

Calendar No. _____

Purpose: To improve the bill.

IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.

S. 4638

To	AMENDMENT N^o 3290	military
By	<u>REED</u>	military
To:	_____	Depart-
	<u>S. 4638</u>	ersonnel
F	<u>856</u>	urposes.
	Page(s)	and

GPO: 2022 / 50-123 (mac)

AMENDMENT intended to be proposed by Mr. REED (for himself and Mr. WICKER)

Viz:

- 1 At the end, add the following:

1 **DIVISION E—ADDITIONAL**
2 **PROVISIONS**
3 **TITLE LI—PROCUREMENT**
4 **Subtitle E—Defense-wide, Joint,**
5 **and Multiservice Matters**

6 **SEC. 5141. PROCUREMENT OF F-35 DEVELOPMENTAL TEST-**
7 **ING AIRCRAFT.**

8 Section 225(b) of the National Defense Authorization
9 Act for Fiscal Year 2024 (Public Law 118–31; 137 Stat.
10 195) is amended—

11 (1) in paragraph (1)—

12 (A) by striking “two” each place it appears
13 and inserting “three”; and

14 (B) by striking “2030” and inserting
15 “2034”; and

16 (2) by adding at the end the following new
17 paragraph:

18 “(3) DEVELOPMENTAL TESTING MODIFICA-
19 TIONS.—Any developmental testing modifications to
20 aircraft designated under paragraph (1) may be pro-
21 cured using funds made available to the F–35 air-
22 craft program for research, development, test, and
23 evaluation or procurement of aircraft.”.

1 **TITLE LII—RESEARCH, TEST, DE-**
2 **VELOPMENT, AND EVALUA-**
3 **TION**

4 **Subtitle C—Plans, Reports, and**
5 **Other Matters**

6 **SEC. 5231. ARTIFICIAL INTELLIGENCE-ENABLED WEAPON**
7 **SYSTEMS CENTER OF EXCELLENCE.**

8 (a) ESTABLISHMENT OF CENTER OF EXCEL-
9 LENCE.—

10 (1) IN GENERAL.—The Secretary of Defense
11 shall establish a center of excellence to support the
12 development and maturation of artificial intelligence-
13 enabled weapon systems by organizations within the
14 Department of Defense that—

15 (A) were in effect on the day before the
16 date of the enactment of this Act; and

17 (B) have appropriate core competencies re-
18 lating to the functions specified in subsection
19 (b).

20 (2) DESIGNATION.—The center of excellence es-
21 tablished pursuant to paragraph (1) shall be known
22 as the “Artificial Intelligence-Enabled Weapon Sys-
23 tems Center of Excellence” (in this section referred
24 to as the “Center”).

25 (b) FUNCTIONS.—The Center shall—

1 (1) capture, analyze, assess, and share lessons
2 learned across the Department of Defense regarding
3 the latest advancements in artificial intelligence-en-
4 abled weapon systems, countermeasures, tactics,
5 techniques and procedures, and training methodolo-
6 gies;

7 (2) facilitate collaboration among the Depart-
8 ment of Defense and foreign partners, including
9 Ukraine, to identify and promulgate best practices,
10 standards, and benchmarks;

11 (3) facilitate collaboration among the Depart-
12 ment, industry, and academia in the United States,
13 including industry with expertise in autonomous
14 weapon systems and other nontraditional weapon
15 systems that utilize artificial intelligence as deter-
16 mined by the Secretary;

17 (4) serve as a focal point for digital talent
18 training and upskilling for the Department, and as
19 the Secretary considers appropriate, provide enter-
20 prise-level tools and solutions based on these best
21 practices, standards, and benchmarks; and

22 (5) carry out such other responsibilities as the
23 Secretary determines appropriate.

24 (c) REPORT.—Not later than 180 days after the date
25 of the enactment of this Act, the Secretary shall—

1 (1) submit to the congressional defense commit-
2 tees a report that includes a plan for the establish-
3 ment of the Center; and

4 (2) provide the congressional defense commit-
5 tees a briefing on the plan submitted under para-
6 graph (1).

7 (d) **ARTIFICIAL INTELLIGENCE-ENABLED WEAPON**
8 **SYSTEM DEFINED.**—In this section, the term “artificial
9 intelligence-enabled weapon system” includes autonomous
10 weapon systems, as determined by the Secretary of De-
11 fense.

12 **SEC. 5232. REPORT ON STATUS OF REUSABLE HYPERSONIC**
13 **TECHNOLOGY DEVELOPMENT ACTIVITIES.**

14 (a) **IN GENERAL.**—The Secretary of Defense shall
15 submit to Congress a report on the status of reusable
16 hypersonic technology development activities, including
17 the High Mach Turbine Engine.

18 (b) **CONTENTS.**—The report submitted pursuant to
19 subsection (a) shall include the following:

20 (1) A proposed organizational structure for
21 management of a reusable hypersonic aircraft devel-
22 opment program.

23 (2) An assessment of requirements and time-
24 frame to formalize a program office.

1 (3) A cost estimate and timeline for testing key
2 enabling technologies and programs.

3 **SEC. 5233. PROHIBITION ON RESEARCH OR DEVELOPMENT**
4 **OF CELL CULTURE AND OTHER NOVEL METH-**
5 **ODS USED FOR THE PRODUCTION OF CUL-**
6 **TIVATED MEAT.**

7 (a) IN GENERAL.—None of the funds authorized to
8 be appropriated by this Act may be used for the research
9 or development of cell culture or any other novel method
10 used for the production of cultivated meat for human con-
11 sumption.

12 (b) REPORT.—

13 (1) IN GENERAL.—The Secretary of Defense
14 shall submit to the congressional defense committees
15 a report assessing the state of research in artifi-
16 cially-produced, cell cultured cultivated meat.

17 (2) ELEMENTS.—The report required under
18 paragraph (1) shall include the following elements:

19 (A) Articulation of the requirements, if
20 any, from the military services or combat sup-
21 port agencies for cultivated meat for human
22 consumption in the near-term (1-3 years) and
23 mid-term (4-5 years).

24 (B) Analysis of the state of maturity of the
25 research in the cultivated meat market, includ-

1 ing the ability of current research to satisfy any
2 of the requirements articulated under subpara-
3 graph (A), including an assessment of the re-
4 search of key allies and adversaries in cul-
5 tivated meat production.

6 (C) Any other matters the Secretary deter-
7 mines to be appropriate.

8 **SEC. 5234. ADVANCED COMPUTING INFRASTRUCTURE TO**
9 **ENABLE ADVANCED ARTIFICIAL INTEL-**
10 **LIGENCE CAPABILITIES.**

11 (a) IN GENERAL.—The Secretary of Defense shall es-
12 tablish an advanced computing infrastructure program
13 within the Department of Defense.

14 (b) DEVELOPMENT AND EXPANSION OF HIGH-PER-
15 FORMANCE COMPUTING INFRASTRUCTURE.—

16 (1) IN GENERAL.—In carrying out subsection
17 (a), the Secretary shall expand upon the current in-
18 frastructure of the Department for development and
19 deployment of military applications of high-perform-
20 ance computing and artificial intelligence that are lo-
21 cated on-premises at Department installations or ac-
22 cessible via commercial classified cloud providers.

23 (2) ARTIFICIAL INTELLIGENCE APPLICA-
24 TIONS.—(A) The Secretary shall ensure that some of
25 the infrastructure capacity developed pursuant to

1 paragraph (1) is dedicated to providing access to
2 modern artificial intelligence accelerators, configured
3 consistently with industry best practices, for train-
4 ing, fine-tuning, modifying, and deploying large arti-
5 ficial intelligence systems.

6 (B) In carrying out subparagraph (A), the Sec-
7 retary shall ensure, to the extent practical, that new
8 artificial intelligence system development is not per-
9 formed using infrastructure capacity described in
10 such subparagraph that is duplicative of readily
11 available commercial or open source solutions.

12 (c) HIGH-PERFORMANCE COMPUTING ROADMAP.—

13 (1) IN GENERAL.—The Secretary shall develop
14 a high-performance computing roadmap that de-
15 scribes the computing infrastructure needed to re-
16 search, test, develop, and evaluate advanced artificial
17 intelligence applications projected over the period
18 covered by the future-years defense program.

19 (2) ASSESSMENT.—The roadmap developed
20 pursuant to paragraph (1) shall assess anticipated
21 artificial intelligence applications, including the com-
22 puting needs associated with their development, and
23 the evaluation, milestones, and resourcing needs to
24 maintain and expand the computing infrastructure
25 necessary for those computing needs.

1 (d) ARTIFICIAL INTELLIGENCE SYSTEM DEVELOP-
2 MENT.—

3 (1) IN GENERAL.—Using the infrastructure
4 from the program established under subsection (a),
5 the Secretary shall develop artificial intelligence sys-
6 tems that have general-purpose military applications
7 for language, image, audio, video, and other data
8 modalities.

9 (2) TRAINING OF SYSTEMS.—The Secretary
10 shall ensure that systems developed pursuant to
11 paragraph (1) are trained using datasets curated by
12 the Department using general, openly or commer-
13 cially available sources of such data, or data owned
14 by the Department, depending on the appropriate
15 use case. Such systems may use openly or commer-
16 cially available artificial intelligence systems, includ-
17 ing those available via classified cloud providers, as
18 a base for additional development such as fine-tun-
19 ing.

20 (e) COORDINATION AND DUPLICATION.—In estab-
21 lishing the program required by subsection (a), the Sec-
22 retary shall consult with the Secretary of Energy to ensure
23 no duplication of activities carried out under this section
24 with the activities of research entities of the Department
25 of Energy, including the following:

1 (1) The National Laboratories.

2 (2) The Advanced Scientific Computing Re-
3 search program.

4 (3) The Advanced Simulation and Computing
5 program.

6 **TITLE LIII—OPERATION AND**
7 **MAINTENANCE**

8 **Subtitle C—Treatment of**
9 **Perfluoroalkyl Substances and**
10 **Polyfluoroalkyl Substances**

11 **SEC. 5321. CENTERS OF EXCELLENCE FOR ASSESSING**
12 **PERFLUOROALKYL AND POLYFLUOROALKYL**
13 **SUBSTANCES IN WATER SOURCES AND**
14 **PERFLUOROALKYL AND POLYFLUOROALKYL**
15 **SUBSTANCE REMEDIATION SOLUTIONS.**

16 (a) PURPOSE.—The purpose of this section is to dedi-
17 cate resources to advancing, and expanding access to,
18 perfluoroalkyl or polyfluoroalkyl substance detection and
19 remediation science, research, and technologies through
20 the establishment of Centers of Excellence for Assessing
21 Perfluoroalkyl and Polyfluoroalkyl Substances in Water
22 Sources and Perfluoroalkyl and Polyfluoroalkyl Substance
23 Remediation Solutions.

24 (b) ESTABLISHMENT OF CENTERS.—

25 (1) IN GENERAL.—The Administrator shall—

1 (A) select from among the applications
2 submitted under paragraph (2)(A) an eligible
3 research university, an eligible rural university,
4 and a National Laboratory applying jointly for
5 the establishment of centers, to be known as
6 the “Centers of Excellence for Assessing
7 Perfluoroalkyl and Polyfluoroalkyl Substances
8 in Water Sources and Perfluoroalkyl and
9 Polyfluoroalkyl Substance Remediation Solu-
10 tions”, which shall be a tri-institutional collabo-
11 ration between the eligible research university,
12 eligible rural university, and National Labora-
13 tory co-applicants (in this section referred to as
14 the “Centers”); and

15 (B) guide the eligible research university,
16 eligible rural university, and National Labora-
17 tory in the establishment of the Centers.

18 (2) APPLICATIONS.—

19 (A) IN GENERAL.—An eligible research
20 university, eligible rural university, and Na-
21 tional Laboratory desiring to establish the Cen-
22 ters shall jointly submit to the Administrator
23 an application at such time, in such manner,
24 and containing such information as the Admin-
25 istrator may require.

1 (B) CRITERIA.—In evaluating applications
2 submitted under subparagraph (A), the Admin-
3 istrator shall only consider applications that—

4 (i) include evidence of an existing
5 partnership between not fewer than two of
6 the co-applicants that is dedicated to sup-
7 porting and expanding shared scientific
8 goals with a clear pathway to collaborating
9 on furthering science and research relating
10 to perfluoroalkyl or polyfluoroalkyl sub-
11 stances;

12 (ii) demonstrate a history of collabo-
13 ration between not fewer than two of the
14 co-applicants on the advancement of
15 shared research capabilities, including in-
16 strumentation and research infrastructure
17 relating to perfluoroalkyl or polyfluoroalkyl
18 substances;

19 (iii) indicate that the co-applicants
20 have the capacity to expand education and
21 research opportunities for undergraduate
22 and graduate students to prepare a gen-
23 eration of experts in sciences relating to
24 perfluoroalkyl or polyfluoroalkyl sub-
25 stances;

1 (iv) demonstrate that the National
2 Laboratory co-applicant is equipped to
3 scale up newly discovered materials and
4 methods for perfluoroalkyl or
5 polyfluoroalkyl substance detection and
6 perfluoroalkyl or polyfluoroalkyl substance
7 removal processes for low-risk, cost-effec-
8 tive, and validated commercialization; and

9 (v) identify one or more staff mem-
10 bers of each co-applicant who—

11 (I) have expertise in sciences rel-
12 evant to perfluoroalkyl or
13 polyfluoroalkyl substance detection
14 and remediation; and

15 (II) have been jointly selected,
16 and will be jointly appointed, by the
17 co-applicants to lead and carry out
18 the purposes of the Centers.

19 (3) TIMING.—

20 (A) IN GENERAL.—Subject to subpara-
21 graph (B), the Centers shall be established not
22 later than one year after the date of the enact-
23 ment of this Act.

1 (B) DELAY.—If the Administrator deter-
2 mines that a delay in the establishment of the
3 Centers is necessary, the Administrator—

4 (i) not later than the date specified in
5 subparagraph (A), shall submit a notifica-
6 tion to the appropriate committees of Con-
7 gress explaining the necessity of the delay;
8 and

9 (ii) shall ensure that the Centers are
10 established not later than three years after
11 the date of the enactment of this Act.

12 (4) COORDINATION.—The Administrator shall
13 carry out paragraph (1) in coordination with other
14 relevant officials of the Federal Government as the
15 Administrator determines appropriate.

16 (c) DUTIES AND CAPABILITIES OF THE CENTERS.—

17 (1) IN GENERAL.—The Centers shall develop
18 and maintain—

19 (A) capabilities for measuring
20 perfluoroalkyl or polyfluoroalkyl substance con-
21 tamination in drinking water, ground water,
22 and any other relevant environmental, munic-
23 ipal, industrial, or residential water samples
24 using methods certified by the Environmental
25 Protection Agency; and

1 (B) capabilities for—

2 (i) evaluating emerging perfluoroalkyl
3 or polyfluoroalkyl substance removal and
4 destruction technologies and methods; and

5 (ii) benchmarking those technologies
6 and methods relative to existing tech-
7 nologies and methods.

8 (2) REQUIREMENTS.—

9 (A) IN GENERAL.—In carrying out para-
10 graph (1), the Centers shall, at a minimum—

11 (i) develop instruments and personnel
12 capable of analyzing perfluoroalkyl or
13 polyfluoroalkyl substance contamination in
14 water using—

15 (I) the method described by the
16 Environmental Protection Agency in
17 the document entitled “Method 533:
18 Determination of Per- and
19 Polyfluoroalkyl Substances in Drink-
20 ing Water by Isotope Dilution Anion
21 Exchange Solid Phase Extraction and
22 Liquid Chromatography/Tandem mass
23 Spectrometry” (commonly known as
24 “EPA Method 533”);

1 (II) the method described by the
2 Environmental Protection Agency in
3 the document entitled “Method 537.1:
4 Determination of Selected Per- and
5 Polyfluorinated Alkyl Substances in
6 Drinking Water by Solid Phase Ex-
7 traction and Liquid Chromatography/
8 Tandem Mass Spectrometry (LC/MS/
9 MS)” (commonly known as “EPA
10 Method 537.1”);

11 (III) any updated or future
12 method developed by the Environ-
13 mental Protection Agency; and

14 (IV) any other method the Ad-
15 ministrator considers relevant;

16 (ii) develop and maintain capabilities
17 for evaluating the removal of perfluoroalkyl
18 or polyfluoroalkyl substances from water
19 using newly developed adsorbents or mem-
20 branes;

21 (iii) develop and maintain capabilities
22 to evaluate the degradation of
23 perfluoroalkyl or polyfluoroalkyl substances
24 in water or other media;

1 (iv) make the capabilities and instru-
2 ments developed under clauses (i) through
3 (iii) available to researchers throughout the
4 regions in which the Centers are located;
5 and

6 (v) make reliable perfluoroalkyl or
7 polyfluoroalkyl substance measurement ca-
8 pabilities and instruments available to mu-
9 nicipalities and individuals in the regions
10 in which the Centers are located at reason-
11 able cost.

12 (B) OPEN-ACCESS RESEARCH.—The Cen-
13 ters shall provide open access to the research
14 findings of the Centers.

15 (d) COORDINATION WITH OTHER FEDERAL AGEN-
16 CIES.—The Administrator may, as the Administrator de-
17 termines to be necessary, use staff and other resources
18 from other Federal agencies in carrying out this section.

19 (e) REPORTS.—

20 (1) REPORT ON ESTABLISHMENT OF CEN-
21 TERS.—Not later than one year after the date of the
22 establishment of the Centers under subsection (b),
23 the Administrator, in coordination with the Centers,
24 shall submit to the appropriate committees of Con-
25 gress a report describing—

1 (A) the establishment of the Centers; and

2 (B) the activities of the Centers since the
3 date on which the Centers were established.

4 (2) ANNUAL REPORTS.—Not later than one
5 year after the date on which the report under para-
6 graph (1) is submitted, and annually thereafter until
7 the date on which the Centers are terminated under
8 subsection (f), the Administrator, in coordination
9 with the Centers, shall submit to the appropriate
10 committees of Congress a report describing—

11 (A) the activities of the Centers during the
12 year covered by the report; and

13 (B) any policy, research, or funding rec-
14 ommendations relating to the purposes or ac-
15 tivities of the Centers.

16 (f) TERMINATION.—

17 (1) IN GENERAL.—Subject to paragraph (2),
18 the Centers shall terminate on October 1, 2034.

19 (2) EXTENSION.—If the Administrator, in con-
20 sultation with the Centers, determines that the con-
21 tinued operation of the Centers beyond the date de-
22 scribed in paragraph (1) is necessary to advance
23 science and technologies to address perfluoroalkyl or
24 polyfluoroalkyl substance contamination—

1 (A) the Administrator shall submit to the
2 appropriate committees of Congress—

3 (i) a notification of that determina-
4 tion; and

5 (ii) a description of the funding nec-
6 essary for the Centers to continue in oper-
7 ation and fulfill their purpose; and

8 (B) subject to the availability of funds,
9 may extend the duration of the Centers for
10 such time as the Administrator determines to
11 be appropriate.

12 (g) FUNDING.—

13 (1) IN GENERAL.—Of the amounts authorized
14 to be appropriated to the Department of Defense for
15 fiscal year 2025 for the Strategic Environmental Re-
16 search and Development Program and the Environ-
17 mental Security Technology Certification Program of
18 the Department of Defense, \$25,000,000 shall be
19 made available to the Administrator to carry out
20 this section.

21 (2) AVAILABILITY OF AMOUNTS.—Amounts
22 made available under paragraph (1) shall remain
23 available to the Administrator for the purposes spec-
24 ified in that paragraph until September 30, 2033.

1 (3) ADMINISTRATIVE COSTS.—Not more than
2 four percent of the amounts made available to the
3 Administrator under paragraph (1) shall be used for
4 the administrative costs of carrying out this section.

5 (h) DEFINITIONS.—In this section:

6 (1) APPROPRIATE COMMITTEES OF CON-
7 GRESS.—The term the “appropriate committees of
8 Congress” means—

9 (A) the Committee on Armed Services and
10 the Committee on Environment and Public
11 Works of the Senate; and

12 (B) the Committee on Armed Services and
13 the Committee on Energy and Commerce of the
14 House of Representatives.

15 (2) ADMINISTRATOR.—The term “Adminis-
16 trator” means the Administrator of the Environ-
17 mental Protection Agency.

18 (3) ELIGIBLE RESEARCH UNIVERSITY.—The
19 term “eligible research university” means an institu-
20 tion of higher education that—

21 (A) has annual research expenditures of
22 not less than \$750,000,000; and

23 (B) is located near a population center of
24 not fewer than 5,000,000 individuals.

1 (4) ELIGIBLE RURAL UNIVERSITY.—The term
2 “eligible rural university” means an institution of
3 higher education that is—

4 (A) located in one of the five States with
5 the lowest population density as determined by
6 data from the most recent census;

7 (B) a member of the National Security In-
8 novation Network in the Rocky Mountain Re-
9 gion; and

10 (C) in proximity to the geographic center
11 of the United States, as determined by the Ad-
12 ministrator.

13 (5) INSTITUTION OF HIGHER EDUCATION.—The
14 term “institution of higher education” has the
15 meaning given that term in section 101(a) of the
16 Higher Education Act of 1965 (20 U.S.C. 1001(a)).

17 (6) NATIONAL LABORATORY.—The term “Na-
18 tional Laboratory” has the meaning given the term
19 in section 2 of the Energy Policy Act of 2005 (42
20 U.S.C. 15801).

21 **Subtitle F—Other Matters**

22 **SEC. 5351. IMPROVEMENTS TO FIREGUARD PROGRAM OF** 23 **NATIONAL GUARD.**

24 (a) INTERAGENCY PARTNERSHIP.—Section 510 of
25 title 32, United States Code, is amended—

1 (1) by striking “The Secretary” and inserting
2 “(a) IN GENERAL.—The Secretary”; and

3 (2) by adding at the end the following new sub-
4 section:

5 “(b) CONTRACTS AND AGREEMENTS.—

6 “(1) IN GENERAL.—The Secretary of Defense
7 may enter into a contract or cooperative agreement
8 with a qualified individual or entity to carry out the
9 duties of the FireGuard Program under subsection
10 (a).

11 “(2) QUALIFIED INDIVIDUAL OR ENTITY DE-
12 FINED.—In this subsection, the term ‘qualified indi-
13 vidual or entity’ means—

14 “(A) any individual who possesses a req-
15 uisite security clearance for handling classified
16 remote sensing data for the purpose of wildfire
17 detection and monitoring; or

18 “(B) any corporation, firm, partnership,
19 company, nonprofit, Federal agency or sub-
20 agency, or State or local government, with con-
21 tractors or employees who possess a requisite
22 security clearance for handling such data.”.

23 (b) TRANSITION OF FIREGUARD PROGRAM TO CIVIL-
24 IAN OR COMMERCIAL CAPABILITIES.—

1 (1) IN GENERAL.—Not later than 180 days
2 after the date of the enactment of this Act, the Sec-
3 retary of Defense, in coordination with other entities
4 pursuant to a memorandum of understanding under
5 paragraph (3), shall develop a plan to transition the
6 operation of the FireGuard Program under section
7 510 of title 32, United States Code, to a Federal
8 agency or subagency (other than the Department of
9 Defense or within the Department of Defense) or a
10 State or local government with civilian or commer-
11 cial capabilities.

12 (2) OPERATION OF CIVILIAN OR COMMERCIAL
13 CAPABILITIES.—All civilian or commercial capabili-
14 ties under the FireGuard Program pursuant to a
15 transition conducted under paragraph (1) shall be—

16 (A) performed by an individual who pos-
17 sesses a requisite security clearance for han-
18 dling classified remote sensing data for the pur-
19 pose of wildfire detection and monitoring, in-
20 cluding pursuant to a contract with a corpora-
21 tion, firm, partnership, company, nonprofit,
22 Federal agency or sub-agency, or State or local
23 government; and

24 (B) coordinated with the United States Ge-
25 ological Survey.

1 (3) MEMORANDUM OF UNDERSTANDING.—In
2 developing the transition plan required under para-
3 graph (1), the Secretary may enter into a memo-
4 randum of understanding with one or more Federal
5 agencies or subagencies or State or local govern-
6 ments to identify and leverage shared or external ci-
7 vilian resources from Federal, State, local, and tribal
8 entities.

9 (c) REPORT.—

10 (1) IN GENERAL.—Not later than 90 days after
11 the date of the enactment of this Act, the Secretary
12 of Defense, in consultation with the Secretary of Ag-
13 riculture, shall submit to Congress a report that
14 evaluates the effectiveness of the FireGuard Pro-
15 gram under section 510 of title 32, United States
16 Code, and opportunities to further engage civilian
17 capacity within the program.

18 (2) MATTERS INCLUDED.—The report under
19 paragraph (1) shall include the following:

20 (A) An assessment of the efficacy of the
21 FireGuard Program in detecting and moni-
22 toring wildfires, including the speed of detec-
23 tion.

24 (B) A plan to facilitate production and dis-
25 semination of unclassified remote sensing infor-

1 mation for use by civilian organizations, includ-
2 ing Federal, State, and local government orga-
3 nizations, in carrying out wildfire detection ac-
4 tivities.

5 (C) A plan to contract with qualified civil-
6 ian entities to facilitate access to remote sens-
7 ing information for the purpose of wildfire de-
8 tection and monitoring beginning January 1,
9 2026.

10 **SEC. 5352. IMPLEMENTATION OF COMPTROLLER GENERAL**
11 **RECOMMENDATIONS RELATING TO THE**
12 **FOOD PROGRAM OF THE DEPARTMENT OF**
13 **DEFENSE.**

14 Not later than 18 months after the date of the enact-
15 ment of this Act, the Secretary of Defense shall—

16 (1) implement the recommendations of the
17 Comptroller General of the United States contained
18 in the report published by the Comptroller General
19 in June 2024 and titled “DOD Food Program: Ad-
20 ditional Actions Needed to Implement, Oversee, and
21 Evaluate Nutrition Efforts for Service Members”
22 (GAO–24–106155); or

23 (2) if the Secretary does not implement any
24 such recommendation, submit to the Committees on
25 Armed Services of the Senate and the House of Rep-

1 representatives a report explaining why the Secretary
2 has not implemented those recommendations.

3 **TITLE LV—MILITARY**
4 **PERSONNEL POLICY**
5 **Subtitle C—General Service**
6 **Authorities and Military Records**

7 **SEC. 5521. DEPARTMENT OF DEFENSE PROCESS FOR SHAR-**
8 **ING MILITARY SERVICE DATA WITH STATES.**

9 (a) **SHORT TITLE.**—This section may be cited as the
10 “Military and Education Data Integration Act”.

11 (b) **DEFINITIONS.**—In this section:

12 (1) **LOCAL EDUCATIONAL AGENCY.**—The term
13 “local educational agency” has the meaning given
14 the term in section 8101 of the Elementary and Sec-
15 ondary Education Act of 1965 (20 U.S.C. 7801).

16 (2) **SECONDARY SCHOOL.**—The term “sec-
17 ondary school” has the meaning given the term in
18 section 8101 of the Elementary and Secondary Edu-
19 cation Act of 1965 (20 U.S.C. 7801).

20 (3) **STATE EDUCATIONAL AGENCY.**—The term
21 “State educational agency” has the meaning given
22 the term in section 8101 of the Elementary and Sec-
23 ondary Education Act of 1965 (20 U.S.C. 7801).

24 (c) **DATA SHARING PROCESS.**—

1 (1) IN GENERAL.—The Secretary of Defense, in
2 consultation with the Secretary of Education, State
3 educational agencies, local educational agencies,
4 military leaders, and other experts in student data
5 and privacy shall, not later than 18 months after the
6 date of enactment of this Act, develop and imple-
7 ment a secure, data sharing process that enables
8 State educational agencies to, on a not less than an-
9 nual basis—

10 (A) access data elements described in para-
11 graph (2) maintained by the Secretary of De-
12 fense related to each such State’s high school
13 graduates; and

14 (B) integrate data elements described in
15 paragraph (2) maintained by the Secretary of
16 Defense related to each such State’s high school
17 graduates into—

18 (i) such State’s statewide longitudinal
19 data system; or

20 (ii) an alternate data system operated
21 by such State.

22 (2) DATA ELEMENTS.—The data elements de-
23 scribed in this paragraph shall include information,
24 updated not less than annually, regarding the fol-
25 lowing:

1 (A) The military service of officers and en-
2 listed personnel, disaggregated by State of sec-
3 ondary school graduation (or most recent sec-
4 ondary school attendance before enlistment or
5 accession), including the following:

6 (i) The highest level of education at-
7 tained by the service member.

8 (ii) The name and location of the
9 school that provided the education ref-
10 erenced in clause (i).

11 (iii) The name and location of the sec-
12 ondary school from which the service mem-
13 ber graduated (if different than the infor-
14 mation provided under clause (ii)) (or most
15 recently attended if the service member did
16 not graduate).

17 (iv) The service member's score on the
18 Armed Forces Qualification Test.

19 (v) The date of accession into the
20 Armed Forces by the service member.

21 (vi) The military service of the service
22 member.

23 (vii) The current rank of the service
24 member.

1 (viii) The area of expertise or military
2 occupational specialty (MOS) of the service
3 member.

4 (ix) The date of separation from the
5 Armed Forces by the service member.

6 (x) Any other information deemed rel-
7 evant by the Secretary of Defense.

8 (B) Information with respect to individuals
9 who applied for military service (as officers or
10 enlisted personnel, disaggregated by State of
11 secondary school graduation (or most recent
12 secondary school attendance before enlistment
13 or accession)), including the following:

14 (i) The highest level of education at-
15 tained by the individual.

16 (ii) The name and location of the
17 school that provided the education ref-
18 erenced in clause (i).

19 (iii) The name and location of the sec-
20 ondary school from which the individual
21 graduated (if different than the informa-
22 tion provided under clause (ii)) (or most
23 recently attended if the individual did not
24 graduate).

1 (iv) The individual's score on the
2 Armed Forces Qualification Test.

3 (3) PRIVACY.—The Secretary of Defense shall
4 carry out the secure data sharing process required
5 under paragraph (1) in a manner that protects indi-
6 vidual privacy and data security, in accordance with
7 applicable Federal, State, and local privacy laws.
8 The data collected pursuant to this subsection shall
9 be collected and maintained in an anonymous for-
10 mat.

11 **Subtitle D—Military Justice and**
12 **Other Legal Matters**

13 **SEC. 5531. CLARIFYING AMENDMENT TO ARTICLE 2 OF THE**
14 **UNIFORM CODE OF MILITARY JUSTICE.**

15 Section 802(a)(14) of title 10, United States Code
16 (article 2(a)(14) of the Uniform Code of Military Justice),
17 is amended by inserting “20601 or” before “20603”.

1 **Subtitle F—Military Family Readiness and Dependents’ Education**
2

3 **SEC. 5571. ELIGIBILITY OF DEPENDENTS OF CERTAIN DE-**
4 **CEASED MEMBERS OF THE ARMED FORCES**
5 **FOR ENROLLMENT IN DEPARTMENT OF DE-**
6 **FENSE DOMESTIC DEPENDENT ELEMENTARY**
7 **AND SECONDARY SCHOOLS.**

8 Section 2164(j) of title 10, United States Code, is
9 amended—

10 (1) in paragraph (1), in the first sentence, by
11 striking “an individual described in paragraph (2)”
12 and inserting “a member of a foreign armed force
13 residing on a military installation in the United
14 States (including territories, commonwealths, and
15 possessions of the United States)”; and

16 (2) by amending paragraph (2) to read as fol-
17 lows:

18 “(2)(A) The Secretary may authorize the enrollment
19 in a Department of Defense education program provided
20 by the Secretary pursuant to subsection (a) of a dependent
21 not otherwise eligible for such enrollment who is the de-
22 pendent of a member of the armed forces who died in—

23 “(i) an international terrorist attack against the
24 United States or a foreign country friendly to the
25 United States, as determined by the Secretary;

1 “(ii) military operations while serving outside
2 the United States (including the commonwealths,
3 territories, and possessions of the United States) as
4 part of a peacekeeping force; or

5 “(iii) the line of duty in a combat-related oper-
6 ation, as designated by the Secretary.

7 “(B)(i) Except as provided by clause (ii), enrollment
8 of a dependent described in subparagraph (A) in a Depart-
9 ment of Defense education program provided pursuant to
10 subsection (a) shall be on a tuition-free, space available
11 basis.

12 “(ii) In the case of a dependent described in subpara-
13 graph (A) residing on a military installation in the United
14 States (including territories, commonwealths, and posses-
15 sions of the United States), the Secretary may authorize
16 enrollment of the dependent in a Department of Defense
17 education program provided pursuant to subsection (a) on
18 a tuition-free, space required basis.”.

19 **SEC. 5572. REVIEW OF SPECIAL EDUCATION PROCESSES**
20 **AND PROCEDURES OF DEPARTMENT OF DE-**
21 **FENSE EDUCATION ACTIVITY.**

22 (a) IN GENERAL.—The Director of the Department
23 of Defense Education Activity (in this section referred to
24 as “DODEA”) shall review the special education processes
25 and procedures in place within DODEA to locate, identify

1 (through screening or other evidence-based tools), evalu-
2 ate, and refer children with disabilities from birth to age
3 21 and provide evidence-based interventions and supports
4 for students with disabilities.

5 (b) CONSISTENCY WITH EXISTING LAW.—The re-
6 view required by subsection (a) shall be conducted con-
7 sistent with child-find requirements under Department of
8 Defense Instruction 1342.12, the Individuals with Disabil-
9 ities Education Act (20 U.S.C. 1400 et seq.), and part
10 300 of title 34, Code of Federal Regulations.

11 (c) PROVISION OF SPECIAL EDUCATION MATERIALS
12 AND INFORMATION TO CONGRESS.—As part of the review
13 required by subsection (a), the Director shall provide to
14 the appropriate congressional committees the following:

15 (1) A briefing on the special education proc-
16 esses and procedures of DODEA, particularly those
17 for locating, identifying, evaluating, and referring
18 for specific learning disabilities, including dyslexia.

19 (2) Documents, including documents not pub-
20 licly available, related to subsection (d).

21 (d) PROVISION OF MATERIALS AND INFORMATION TO
22 CONGRESS.—

23 (1) IN GENERAL.—Not later than 60 days after
24 the date of the enactment of this Act, as part of the
25 review required by subsection (a), the Director shall

1 provide to the appropriate congressional committees
2 the following information regarding any screening
3 programs of DODEA as that information pertains to
4 locating and identifying, including screening, for
5 early literacy skill development in children in
6 DODEA schools:

7 (A) A description of the following:

8 (i) The extent to which DODEA en-
9 sures that it locates and identifies, includ-
10 ing by screening, children enrolled in an el-
11 elementary school operated by DODEA for
12 deficiencies in early literacy skill develop-
13 ment.

14 (ii) The extent to which DODEA en-
15 sures that it locates, identifies, and screens
16 new enrollees in each such school regard-
17 less of year, unless the new enrollee has al-
18 ready been identified with a specific learn-
19 ing disability, including dyslexia.

20 (iii) The extent to which DODEA en-
21 sures it provides comprehensive literacy in-
22 struction (as defined in section 2221(b)(1)
23 of the Elementary and Secondary Edu-
24 cation Act of 1965 (20 U.S.C.
25 6641(b)(1))).

1 (iv) The extent to which DODEA pro-
2 vides high-quality training for school per-
3 sonnel, particularly specialized instruc-
4 tional support personnel (as defined in sec-
5 tion 8101(47)(A)(ii) of the Elementary
6 and Secondary Education Act of 1965 (20
7 U.S.C. 7801(47)(A)(ii))) related to early
8 literacy, reading, and specific learning dis-
9 abilities, including dyslexia.

10 (v) The extent to which DODEA en-
11 sures that each district of schools operated
12 by DODEA employs at least one special-
13 ized instructional support personnel who
14 specializes in early literacy, reading, and
15 specific learning disabilities, including dys-
16 lexia.

17 (B) Information with respect to the fol-
18 lowing:

19 (i) The number of children at schools
20 operated by DODEA screened for defi-
21 ciencies in early literacy skill development,
22 including dyslexia, each year and the grade
23 in which those children were screened.

1 (ii) The number and types of early lit-
2 eracy screening tools used by DODEA
3 each year.

4 (iii) The total number of children
5 evaluated and identified with specific learn-
6 ing disabilities, disaggregated by dyslexia
7 and other reading disabilities, as applica-
8 ble, that are served by DODEA.

9 (iv) The total number of such children
10 described in subparagraph (C),
11 disaggregated by each subgroup of student
12 (as defined in section 1111(c)(2) of the El-
13 elementary and Secondary Education Act of
14 1965 (20 U.S.C. 6311(c)(2))).

15 (v) The number of days, on average,
16 from referral from the screening program
17 to evaluation for specific learning disabil-
18 ities, including dyslexia.

19 (vi) The type of professional con-
20 ducting intervention programs for children
21 with early literacy challenges and specific
22 learning disabilities, particularly dyslexia.

23 (vii) A list of, and descriptions of ma-
24 terials related to, early literacy and reading
25 interventions used by DODEA to provide

1 special education and related services to
2 children with specific learning disabilities,
3 particularly dyslexia.

4 (viii) The number of trainings per
5 year provided by DODEA to school per-
6 sonnel on screening for evaluating and pro-
7 viding services to children with early lit-
8 eracy challenges and specific learning dis-
9 abilities, particularly dyslexia.

10 (ix) A list of organizations outside of
11 DODEA, if applicable, that are consulted
12 with on such screening programs and re-
13 lated reading intervention programs.

14 (2) PROTECTION OF PERSONALLY IDENTIFI-
15 ABLE INFORMATION.—The Director shall ensure
16 that any information provided to the appropriate
17 congressional committees under paragraph (1) does
18 not reveal personally identifiable information.

19 (e) ASSESSMENT OF DEFINITIONS USED BY
20 DODEA.—As part of the review required by subsection
21 (a), the Director shall provide to the appropriate congres-
22 sional committees a description of how DODEA’s defini-
23 tions of the following terms align with or differ from the
24 following definitions:

1 (1) COMPREHENSIVE LITERACY INSTRU-
2 TION.—The term “comprehensive literacy instruc-
3 tion” has the meaning given that term in section
4 2221(b)(1) of the Elementary and Secondary Edu-
5 cation Act of 1965 (20 U.S.C. 6641(b)(1)).

6 (2) SPECIFIC LEARNING DISABILITIES.—The
7 term “specific learning disabilities” has the meaning
8 of that term under section 300.309 of title 34, Code
9 of Federal Regulations.

10 (3) SCREENING PROGRAM.—The term “screen-
11 ing program” means a screening program that is—

12 (A) evidence-based and proven for validity
13 and reliability to measure early literacy and
14 reading skills;

15 (B) efficient and low-cost; and

16 (C) readily available.

17 (4) EVIDENCE-BASED.—The term “evidence-
18 based” has the meaning given that term in section
19 8101(21)(A)(i) of the Elementary and Secondary
20 Education Act of 1965 (20 U.S.C. 7801(21)(A)(i)).

21 (f) DYSLEXIA DEFINITION USED BY DODEA.—As
22 part of the review required by subsection (a), the Director
23 shall provide to the appropriate congressional committee
24 the definition of “dyslexia” used by DODEA.

1 (g) APPROPRIATE CONGRESSIONAL COMMITTEES
2 DEFINED.—In this section, the term “appropriate con-
3 gressional committees” means—

4 (1) the Committee on Health, Education,
5 Labor, and Pensions and the Committee on Armed
6 Services of the Senate; and

7 (2) the Committee on Education and the Work-
8 force and the Committee on Armed Services of the
9 House of Representatives.

10 **Subtitle I—Enhanced Recruiting** 11 **Efforts**

12 **SEC. 5591. PROGRAM OF MILITARY RECRUITMENT AND** 13 **EDUCATION AT THE NATIONAL SEPTEMBER** 14 **11 MEMORIAL AND MUSEUM.**

15 (a) AUTHORITY.—Not later than September 30,
16 2025, the Secretary of Defense shall seek to enter into
17 an agreement with the entity that operates the National
18 September 11 Memorial and Museum (in this section re-
19 ferred to as “the Museum”) under which the Secretary
20 and such entity shall carry out a program at the Museum
21 to promote military recruitment and education.

22 (b) PROGRAM.—A program under subsection (a) shall
23 include the following:

24 (1) Provision by the Secretary to such entity of
25 informational materials to promote enlistment in the

1 covered Armed Forces for distribution at the Mu-
2 seum.

3 (2) Education and exhibits, developed jointly by
4 the Secretary and such entity, and provided to the
5 public by employees of the Museum, to—

6 (A) enhance understanding of the military
7 response to the attacks on September 11, 2001;
8 and

9 (B) encourage enlistment and re-enlist-
10 ment in the covered Armed Forces.

11 (c) COVERED ARMED FORCES DEFINED.—In this
12 section, the term “covered Armed Forces” means the
13 Army, Navy, Marine Corps, Air Force, and Space Force.

14 **Subtitle K—Other Matters**

15 **SEC. 5595. ESTABLISHMENT OF PROGRAM TO PROMOTE** 16 **PARTICIPATION OF FOREIGN STUDENTS IN** 17 **THE SENIOR RESERVE OFFICERS’ TRAINING** 18 **CORPS.**

19 (a) ESTABLISHMENT.—

20 (1) IN GENERAL.—Not later than January 1,
21 2026, the Secretary of Defense shall establish a pro-
22 gram using the authority provided under section
23 2103(b) of title 10, United States Code, to promote
24 the participation of foreign students in the Senior

1 Reserve Officers' Training Corps (in this section re-
2 ferred to as the "Program").

3 (2) ORGANIZATION.—The Secretary of Defense,
4 in consultation with the Director of the Defense Se-
5 curity Cooperation Agency, the Secretaries of the
6 military departments, the commanders of the com-
7 batant commands, the participant institutions in the
8 Senior Reserve Officers' Training Corps program,
9 and any other individual the Secretary of Defense
10 considers appropriate, shall be responsible for, and
11 shall oversee, the Program.

12 (b) OBJECTIVE.—The objective of the Program is to
13 promote the readiness and interoperability of the United
14 States Armed Forces and the military forces of partner
15 countries by providing a high-quality, cost effective mili-
16 tary-based educational experience for foreign students in
17 furtherance of the military-to-military program objectives
18 of the Department of Defense and to enhance the edu-
19 cational experience and preparation of future United
20 States military leaders through increased, extended inter-
21 action with highly qualified potential foreign military lead-
22 ers.

23 (c) ACTIVITIES.—

24 (1) IN GENERAL.—Under the Program, the
25 Secretary of Defense shall—

1 (A) identify to the military services' Senior
2 Reserve Officers' Training Corps program the
3 foreign students who, based on criteria estab-
4 lished by the Secretary, the Secretary rec-
5 ommends be considered for admission under the
6 Program;

7 (B) coordinate with partner countries to
8 evaluate interest in and promote awareness of
9 the Program;

10 (C) establish a mechanism for tracking an
11 alumni network of foreign students who partici-
12 pate in the Program; and

13 (D) to the extent practicable, work with
14 the participant institutions in the Senior Re-
15 serve Officers' Training Corps program and
16 partner countries to identify academic institu-
17 tions and programs that—

18 (i) have specialized academic pro-
19 grams in areas of study of interest to par-
20 ticipating countries; or

21 (ii) have high participation from or
22 significant diaspora populations from par-
23 ticipating countries.

24 (d) STRATEGY.—

1 (1) IN GENERAL.—Not later than September
2 30, 2025, the Secretary of Defense shall submit to
3 the Committee on Armed Services of the Senate and
4 the Committee on Armed Services of the House of
5 Representatives a strategy for the implementation of
6 the Program.

7 (2) ELEMENTS.—The strategy required by
8 paragraph (1) shall include the following elements:

9 (A) A governance structure for the Pro-
10 gram, including—

11 (i) the officials tasked to oversee the
12 Program;

13 (ii) the format of the governing body
14 of the Program;

15 (iii) the functions and duties of such
16 governing body with respect to establishing
17 and maintaining the Program; and

18 (iv) mechanisms for coordinating with
19 partner countries whose students are se-
20 lected to participate in the Program.

21 (B) A list of additional authorities, appro-
22 priations, or other congressional support nec-
23 essary to ensure the success of the Program.

24 (C) A description of targeted partner coun-
25 tries and participant institutions in the Senior

1 Reserve Officers' Training Corps for the first
2 three fiscal years of the Program, including a
3 rationale for selecting such initial partners.

4 (D) A description of opportunities and po-
5 tential timelines for future Program expansion,
6 as appropriate.

7 (E) A description of the mechanism for
8 tracking the alumni network of participants of
9 the Program.

10 (F) Any other information the Secretary of
11 Defense considers appropriate.

12 (e) REPORT.—

13 (1) IN GENERAL.—Not later than September
14 20, 2026, and annually thereafter, the Secretary of
15 Defense shall submit to the congressional defense
16 committees (as defined in section 101 of title 10,
17 United States Code) a report on the Program.

18 (2) ELEMENTS.—Each report required by para-
19 graph (1) shall include the following elements:

20 (A) A narrative summary of activities con-
21 ducted as part of the Program during the pre-
22 ceding fiscal year.

23 (B) An overview of participant Senior Re-
24 serve Officers' Training Corps programs, indi-
25 viduals, and countries, to include a description

1 of the areas of study entered into by the stu-
2 dents participating in the Program.

3 (C) A description of opportunities and po-
4 tential timelines for future Program expansion,
5 as appropriate.

6 (D) Any other information the Secretary of
7 Defense considers appropriate.

8 (f) LIMITATION ON AUTHORITY.—The Secretary of
9 Defense may not use the authority provided under this
10 section to pay for tuition or room and board for foreign
11 students who participate in the Program.

12 (g) TERMINATION.—The Program shall terminate on
13 December 31, 2030.

14 **TITLE LVI—COMPENSATION AND**
15 **OTHER MATTERS**

16 **Subtitle C—Other Matters**

17 **SEC. 5621. REIMBURSEMENT OF CERTAIN MEMBERS OF RE-**
18 **SERVE COMPONENTS FOR MILEAGE DRIVEN**
19 **TO INACTIVE-DUTY TRAINING.**

20 The Secretary of Defense shall revise the Joint Trav-
21 el Regulations maintained under section 464 of title 37,
22 United States Code, to ensure that, if a member of a re-
23 serve component drives a vehicle of the member to inac-
24 tive-duty training, the member may be paid a mileage al-
25 lowance for the mileage driven by the member.

1 **TITLE LVII—HEALTH CARE**
2 **Subtitle E—REports and Other**
3 **Matters**

4 **SEC. 5741. WAIVER WITH RESPECT TO EXPERIENCED**
5 **NURSES AT MILITARY MEDICAL TREATMENT**
6 **FACILITIES.**

7 (a) **IN GENERAL.**—The hiring manager of a military
8 medical treatment facility or other health care facility of
9 the Department of Defense may waive any General Sched-
10 ule qualification standard related to work experience es-
11 tablished by the Director of the Office of Personnel Man-
12 agement in the case of any applicant for a nursing or prac-
13 tical nurse position in a medical treatment facility or other
14 health care facility the Department of Defense who—

15 (1)(A) is a nurse or practical nurse in the De-
16 partment of Defense; or

17 (B) was a nurse or practical nurse in the De-
18 partment of Defense for at least 1 year; and

19 (2) after commencing work as a nurse or prac-
20 tical nurse in the Department of Defense, obtained
21 an associate's degree, a bachelor's degree, or a grad-
22 uate degree from an accredited professional nursing
23 educational program.

24 (b) **CERTIFICATION.**—If, in the case of any applicant
25 described in subsection (a), a hiring manager waives a

1 qualification standard in accordance with such subsection,
2 such hiring manager shall submit to the Director of the
3 Office of Personnel Management a certification that such
4 applicant meets all remaining General Schedule qualifica-
5 tion standards established by the Director of the Office
6 of Personnel Management for the applicable position.

7 **SEC. 5742. REPORT ON BIOLOGIC VASCULAR REPAIR.**

8 Not later than 120 days after the date of the enact-
9 ment of this Act, the Secretary of Defense shall submit
10 to Congress a report on the status of developing and inte-
11 grating innovative biologic vascular repair solutions as
12 standard protocol in military trauma care, including field-
13 testing and assessment of long-term benefits and perform-
14 ance of biologic solutions.

15 **SEC. 5743. STUDY ON EFFECTIVENESS OF HEARING LOSS**
16 **PREVENTION PROGRAMS.**

17 (a) STUDY.—The Secretary of Defense, in partner-
18 ship with the Secretary of Veterans Affairs, shall conduct
19 a study on the effectiveness of hearing loss prevention pro-
20 grams of the Department of Defense in reducing hearing
21 loss and tinnitus prevalence among members of the Armed
22 Forces and veterans.

23 (b) REPORT.—

24 (1) IN GENERAL.—Not later than one year
25 after the date of the enactment of this Act, the Sec-

1 retary of Defense and the Secretary of Veterans Af-
2 fairs shall jointly submit to the appropriate commit-
3 tees of Congress a report on the study conducted
4 under subsection (a).

5 (2) ELEMENTS.—The report required under
6 paragraph (1) shall include, at a minimum—

7 (A) the amount of funding used and types
8 of programs implemented to address hearing
9 loss among members of the Armed Forces;

10 (B) an identification of such programs that
11 are effective; and

12 (C) recommendations for legislative action
13 to improve hearing health outcomes among
14 members of the Armed Forces and veterans.

15 (3) APPROPRIATE COMMITTEES OF CONGRESS
16 DEFINED.—In this subsection, the term “appro-
17 priate committees of Congress” means—

18 (A) the Committee on Armed Services and
19 the Committee on Veterans’ Affairs of the Sen-
20 ate; and

21 (B) the Committee on Armed Services and
22 the Committee on Veterans’ Affairs of the
23 House of Representatives.

1 **SEC. 5744. REVIEW ON USE OF MONOCLONAL ANTIBODIES**
2 **FOR THE PREVENTION, TREATMENT, OR**
3 **MITIGATION OF SYMPTOMS RELATED TO**
4 **MILD COGNITIVE IMPAIRMENT OR ALZ-**
5 **HEIMER'S DISEASE.**

6 (a) FINDINGS; SENSE OF CONGRESS.—

7 (1) FINDINGS.—Congress finds the following:

8 (A) There are multiple treatments for Alz-
9 heimer's disease that are approved by the Food
10 and Drug Administration and are shown to re-
11 duce the rate of disease progression and to slow
12 cognitive and functional decline.

13 (B) Alzheimer's disease is a progressive
14 disease affecting almost 7,000,000 people in the
15 United States, and approved treatment options
16 for such disease are most effective when admin-
17 istered early in the disease course.

18 (C) Following traditional approval by the
19 Food and Drug Administration, the Centers for
20 Medicare & Medicaid Services announced broad-
21 er coverage of monoclonal antibodies directed
22 against amyloid for the treatment of Alz-
23 heimer's disease and the Department of Vet-
24 erans Affairs has also established a criteria for
25 use of such treatments.

1 (D) The TRICARE program has a role in
2 facilitating timely and equitable beneficiary ac-
3 cess to novel therapeutics, including monoclonal
4 antibodies approved by the Food and Drug Ad-
5 ministration for the treatment of Alzheimer’s
6 disease.

7 (2) SENSE OF CONGRESS.—It is the sense of
8 Congress that Congress encourages continued col-
9 laboration between the Department of Defense, the
10 Centers for Medicare & Medicaid Services, and other
11 Federal agencies to reduce coverage gaps and ensure
12 that all people in the United States, including mem-
13 bers of the Armed Forces and their dependents, with
14 Alzheimer’s disease and related dementias have ac-
15 cess to effective treatments.

16 (b) REVIEW AND REPORT.—Not later than 30 days
17 after the date of the enactment of this Act, the Secretary
18 of Defense shall review the policy manual for the
19 TRICARE program relating to the exclusion of the use
20 of monoclonal antibodies for the prevention, treatment, or
21 mitigation of symptoms related to mild cognitive impair-
22 ment or Alzheimer’s disease, and submit to the Commit-
23 tees on Armed Services of the Senate and the House of
24 Representatives a report that—

1 (1) outlines the review process of the Depart-
2 ment of Defense for including or excluding the use
3 of monoclonal antibodies;

4 (2) assesses whether the policy of the Depart-
5 ment aligns with current science;

6 (3) indicates whether the Secretary has or is
7 currently restricting access by beneficiaries under
8 the TRICARE program to therapies for the treat-
9 ment of Alzheimer’s disease that are approved by
10 the Food and Drug Administration; and

11 (4) indicates whether there are any disparities
12 in treatment for Alzheimer’s disease under the
13 TRICARE program in different care delivery set-
14 tings.

15 (c) TRICARE PROGRAM DEFINED.—In this section,
16 the term “TRICARE program” has the meaning given
17 that term in section 1072 of title 10, United States Code.

18 **TITLE LVIII—ACQUISITION**

19 **POLICY**

20 **Subtitle D—Small Business Matters**

21 **SEC. 5861. AMENDMENTS TO CONTRACTING AUTHORITY**

22 **FOR CERTAIN SMALL BUSINESS CONCERNS.**

23 (a) SOCIALLY AND ECONOMICALLY DISADVANTAGED
24 SMALL BUSINESS CONCERNS.—Section 8(a)(1)(D)(i)(II)

1 of the Small Business Act (15 U.S.C. 637(a)(1)(D)(i)(II))
2 is amended—

3 (1) by inserting “(or \$10,000,000, in the case
4 of a Department of Defense contract, as adjusted
5 for inflation by the Federal Acquisition Regulatory
6 Council under section 1.109 of the Federal Acquisi-
7 tion Regulation)” after “\$7,000,000”; and

8 (2) by inserting “(or \$8,000,000, in the case of
9 a Department of Defense contract, as adjusted for
10 inflation by the Federal Acquisition Regulatory
11 Council under section 1.109 of the Federal Acquisi-
12 tion Regulation)” after “\$3,000,000”.

13 (b) CERTAIN SMALL BUSINESS CONCERNS OWNED
14 AND CONTROLLED BY WOMEN.—Section 8(m) of the
15 Small Business Act (15 U.S.C. 637(m)) is amended—

16 (1) in paragraph (7)(B)—

17 (A) in clause (i), by inserting “(or
18 \$10,000,000, in the case of a Department of
19 Defense contract, as adjusted for inflation by
20 the Federal Acquisition Regulatory Council
21 under section 1.109 of the Federal Acquisition
22 Regulation)” after “\$7,000,000”; and

23 (B) in clause (ii), by inserting “(or
24 \$8,000,000, in the case of a Department of De-
25 fense contract, as adjusted for inflation by the

1 Federal Acquisition Regulatory Council under
2 section 1.109 of the Federal Acquisition Regu-
3 lation)” after “\$4,000,000”; and

4 (2) in paragraph (8)(B)—

5 (A) in clause (i), by inserting “(or
6 \$10,000,000, in the case of a Department of
7 Defense contract, as adjusted for inflation by
8 the Federal Acquisition Regulatory Council
9 under section 1.109 of the Federal Acquisition
10 Regulation)” after “\$7,000,000”; and

11 (B) in clause (ii), by inserting “(or
12 \$8,000,000, in the case of a Department of De-
13 fense contract, as adjusted for inflation by the
14 Federal Acquisition Regulatory Council under
15 section 1.109 of the Federal Acquisition Regu-
16 lation)” after “\$4,000,000”.

17 (c) QUALIFIED HUBZONE SMALL BUSINESS CON-
18 CERNS.—Section 31(c)(2)(A)(ii) of the Small Business
19 Act (15 U.S.C. 657a(c)(2)(A)(ii)) is amended—

20 (1) in subclause (I), by inserting “(or
21 \$10,000,000, in the case of a Department of De-
22 fense contract, as adjusted for inflation by the Fed-
23 eral Acquisition Regulatory Council under section
24 1.109 of the Federal Acquisition Regulation)” after
25 “\$7,000,000”; and

1 (2) in subclause (II), by inserting “(or
2 \$8,000,000, in the case of a Department of Defense
3 contract, as adjusted for inflation by the Federal Ac-
4 quisition Regulatory Council under section 1.109 of
5 the Federal Acquisition Regulation)” after
6 “\$3,000,000”.

7 (d) SMALL BUSINESS CONCERNS OWNED AND CON-
8 TROLLED BY SERVICE-DISABLED VETERANS.—Section
9 36(c)(2) of the Small Business Act (15 U.S.C. 657f(c)(2))
10 is amended—

11 (1) in subparagraph (A), by inserting “(or
12 \$10,000,000, in the case of a Department of De-
13 fense contract, as adjusted for inflation by the Fed-
14 eral Acquisition Regulatory Council under section
15 1.109 of the Federal Acquisition Regulation)” after
16 “\$7,000,000”; and

17 (2) in subparagraph (B), by inserting “(or
18 \$8,000,000, in the case of a Department of Defense
19 contract, as adjusted for inflation by the Federal Ac-
20 quisition Regulatory Council under section 1.109 of
21 the Federal Acquisition Regulation)” after
22 “\$3,000,000”.

1 **SEC. 5862. SMALL BUSINESS SUBCONTRACTING IMPROVE-**
2 **MENTS.**

3 (a) **SHORT TITLE.**—This section may be cited as the
4 “Small Business Subcontractor Utilization Act of 2024”.

5 (b) **REQUIREMENTS TO ENSURE SUBCONTRACTORS**
6 **ARE UTILIZED IN ACCORDANCE WITH THE SUBCON-**
7 **TRACTING PLAN.**—

8 (1) **IN GENERAL.**—Section 8(d) of the Small
9 Business Act (15 U.S.C. 637(d)) is amended—

10 (A) in paragraph (3)—

11 (i) by redesignating subparagraphs
12 (C) through (H) as subparagraphs (D)
13 through (I), respectively;

14 (ii) by inserting after subparagraph
15 (B) the following:

16 “(C) If a subcontracting plan is required with
17 respect to this contract under paragraph (4) or (5)
18 of section 8(d) of the Small Business Act—

19 “(i) at the same time as the contractor
20 submits the subcontracting report with respect
21 to this contract, the contractor shall provide to
22 the contracting officer a utilization report that
23 identifies, for each covered small business sub-
24 contractor for this contract—

1 “(I) the service or product that the
2 covered small business subcontractor is re-
3 quired to provide to the prime contractor;

4 “(II) the total contract dollars that
5 are to be paid to the covered small busi-
6 ness subcontractor;

7 “(III) the total contract dollars that
8 have been paid to the covered small busi-
9 ness subcontractor, to date;

10 “(IV) the estimated date range for the
11 performance of the covered small business
12 subcontractor on the contract; and

13 “(V) any change to the contract, in-
14 cluding changes to the services and prod-
15 ucts required or total contract dollars, that
16 impacts the ability of the prime contractor
17 to utilize the covered small business sub-
18 contractor as anticipated during the bid
19 and proposal process; and

20 “(ii) not later than 30 days after the dead-
21 line to submit to the contracting officer the
22 subcontracting report with respect to this con-
23 tract, the contractor shall provide to each cov-
24 ered small business subcontractor for this con-

1 tract a utilization report that identifies, for that
2 covered small business subcontractor—

3 “(I) the service or product that the
4 covered small business subcontractor is re-
5 quired to provide to the prime contractor;

6 “(II) the total contract dollars that
7 are to be paid to the covered small busi-
8 ness subcontractor;

9 “(III) the total contract dollars that
10 have been paid to the covered small busi-
11 ness subcontractor, to date;

12 “(IV) the estimated date range for the
13 performance of the covered small business
14 subcontractor on the contract; and

15 “(V) any change to the contract, in-
16 cluding changes to the services and prod-
17 ucts required or total contract dollars, that
18 impacts the ability of the prime contractor
19 to utilize the covered small business sub-
20 contractor as anticipated during the bid
21 and proposal process.”; and

22 (iii) by adding at the end the fol-
23 lowing:

1 “(J) In this contract, the term ‘covered small
2 business subcontractor’ means a first-tier subcon-
3 tractor that—

4 “(i) is a small business concern; and

5 “(ii)(I) was used in preparing the bid or
6 proposal of the prime contractor; or

7 “(II) provides goods or services to the
8 prime contractor in performance of the con-
9 tract.”; and

10 (B) by adding at the end the following:

11 “(18) NONCOMPLIANCE WITH SUBCON-
12 TRACTING PLAN.—

13 “(A) DEFINITIONS.—In this paragraph—

14 “(i) the term ‘covered small business
15 subcontractor’ means a first-tier subcon-
16 tractor that—

17 “(I) is a small business concern;

18 and

19 “(II)(aa) was used in preparing
20 the bid or proposal of the prime con-
21 tractor; or

22 “(bb) provides goods or services
23 to the prime contractor in perform-
24 ance of the contract; and

1 “(ii) the term ‘subcontracting plan’
2 means a subcontracting plan required
3 under paragraph (4) or (5).

4 “(B) REVIEW.—A covered small business
5 subcontractor is authorized to confidentially re-
6 port to the contracting officer that the covered
7 small business subcontractor is not being uti-
8 lized in accordance with the subcontracting plan
9 of the prime contractor. If reported, the con-
10 tracting officer shall, in consultation with the
11 Office of Small and Disadvantaged Business
12 Utilization or the Office of Small Business Pro-
13 grams, determine whether the prime contractor
14 made a good faith effort to utilize the covered
15 small business subcontractor in accordance with
16 the subcontracting plan.

17 “(C) ACTION.—After the review required
18 under subparagraph (B), if the contracting offi-
19 cer determines that the prime contractor failed
20 to make a good faith effort to utilize the cov-
21 ered small business subcontractor in accordance
22 with the subcontracting plan, the contracting
23 officer shall assess liquidated damages in ac-
24 cordance with paragraph (4)(F).”.

1 (2) RULEMAKING.—Not later than 180 days
2 after the date of enactment of this Act, the Adminis-
3 trator of the Small Business Administration shall
4 promulgate regulations pursuant to this Act.

5 (c) REPORT.—Not later than 180 days after the date
6 of enactment of this Act, the Administrator of the Small
7 Business Administration, in consultation with relevant
8 Federal agencies, including the General Services Adminis-
9 tration, shall submit to the Committee on Small Business
10 and Entrepreneurship of the Senate and the Committee
11 on Small Business of the House of Representatives a re-
12 port on the improvements that can be made to SAM.gov,
13 the Electronic Subcontracting Reporting System (eSRS),
14 the Federal Subaward Reporting System (FSRS), and any
15 other successor database to—

16 (1) incorporate the reporting requirements
17 under the amendments made by subsection (b); and

18 (2) improve the ability of contracting officers
19 to—

20 (A) evaluate whether prime contractors
21 achieved their subcontracting goals; and

22 (B) make evidence-based determinations
23 regarding whether small subcontractors are
24 being utilized to the extent outlined in subcon-
25 tracting plans.

1 **SEC. 5863. UNCONDITIONAL OWNERSHIP AND CONTROL RE-**
2 **QUIREMENTS FOR CERTAIN EMPLOYEE-**
3 **OWNED SMALL BUSINESS CONCERNS.**

4 (a) DEFINITIONS.—In this section—

5 (1) the term “Administrator” means the Ad-
6 ministrator of the Small Business Administration;

7 (2) the term “budget justification materials”
8 has the meaning given that term in section 3(b)(2)
9 of the Federal Funding Accountability and Trans-
10 parency Act of 2006 (31 U.S.C. 6101 note);

11 (3) the term “eligible worker-owned coopera-
12 tive” has the meaning given that term in section
13 1042(e) of the Internal Revenue Code of 1986;

14 (4) the term “employee stock ownership plan”
15 has the meaning given that term in section 4975(e)
16 of the Internal Revenue Code of 1986; and

17 (5) the term “small business concern owned
18 and controlled by women” has the meaning given
19 that term in section 8(m)(1) of the Small Business
20 Act (15 U.S.C. 637(m)(1)).

21 (b) REPORT ON OWNERSHIP AND CONTROL
22 THROUGH AN EMPLOYEE STOCK OWNERSHIP PLAN OR
23 ELIGIBLE WORKER-OWNED COOPERATIVE RELATING TO
24 SET-ASIDE PROCUREMENT.—

25 (1) SENSE OF CONGRESS.—It is the sense of
26 Congress that—

1 (A) employee stock ownership plans and el-
2 igible worker-owned cooperatives have unique
3 ownership structures that create barriers to ac-
4 cessing set-aside procurement programs due to
5 unconditional ownership and control require-
6 ments; and

7 (B) the ownership structures of an em-
8 ployee stock ownership plan or an eligible work-
9 er-owned cooperative should not prevent an oth-
10 erwise eligible entity from accessing set-aside
11 procurement programs.

12 (2) STUDY AND REPORT.—

13 (A) STUDY.—Not later than 180 days
14 after the date of enactment of this Act, the Ad-
15 ministrator, in coordination with stakeholders,
16 including national certifying agencies approved
17 by the Administrator for certifying small busi-
18 ness concerns owned and controlled by women
19 and relevant Federal agencies, shall complete a
20 study and recommend alternatives to uncondi-
21 tional ownership and control requirements for
22 employee stock ownership plans and eligible
23 worker-owned cooperatives that would enable
24 access to set-aside procurement programs.

25 (B) REPORT.—The Administrator shall—

1 (i) not later than 5 days after the
2 date on which the Administrator completes
3 the study required under subparagraph
4 (A), make that study, including the rec-
5 ommendations developed under that sub-
6 paragraph, publicly available on the
7 website of the Small Business Administra-
8 tion; and

9 (ii) not later than 30 days after the
10 date on which the Administrator completes
11 the study required under subparagraph
12 (A), submit to Congress the recommenda-
13 tions developed under that subparagraph
14 and a plan to implement the recommenda-
15 tions for all set-aside procurement pro-
16 grams.

17 (C) NECESSARY STATUTORY CHANGES.—
18 In the first budget justification materials sub-
19 mitted by the Administrator on or after the
20 date on which the Administrator submits the
21 recommendations and plan required under sub-
22 paragraph (B)(ii), the Administrator shall iden-
23 tify any applicable statutory changes necessary
24 to implement the recommendations.

1 (c) DEFINITIONS.—Section 3(q) of the Small Busi-
2 ness Act (15 U.S.C. 632(q)) is amended—

3 (1) in paragraph (2), by striking “(not includ-
4 ing any stock owned by an ESOP)” each place it ap-
5 pears;

6 (2) by striking paragraph (6); and

7 (3) by redesignating paragraph (7) as para-
8 graph (6).

9 **SEC. 5864. REPEAL OF BONAFIDE OFFICE RULE FOR 8(a)**

10 **CONTRACTS WITH THE DEPARTMENT OF DE-**
11 **FENSE.**

12 Section 8(a)(11) of the Small Business Act (15
13 U.S.C. 637(a)(11)) is amended—

14 (1) by inserting “(A)” before “To the max-
15 imum”; and

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

17 “(B) Subparagraph (A) shall not apply with re-
18 spect to a contract entered into under this sub-
19 section with the Department of Defense.”.

20 **SEC. 5865. TRAINING ON INCREASING CONTRACT AWARDS**
21 **TO CERTAIN SMALL BUSINESS CONCERNS.**

22 (a) SMALL BUSINESS CONCERNS OWNED AND CON-
23 TROLLED BY SERVICE-DISABLED VETERANS.—Section 36
24 of the Small Business Act (15 U.S.C. 657f) is amended
25 by adding at the end the following:

1 “(j) TRAINING ON INCREASING CONTRACT AWARDS
2 TO SMALL BUSINESS CONCERNS OWNED AND CON-
3 TROLLED BY SERVICE-DISABLED VETERANS.—

4 “(1) IN GENERAL.—The Administrator, in con-
5 sultation with the Office of Veterans Business Devel-
6 opment and the Office of Government Contracting,
7 shall, with respect to each Federal agency that did
8 not meet the goal established under section
9 15(g)(1)(A)(ii) for the most recently completed fiscal
10 year, provide training to contracting officers of that
11 Federal agency on how to increase the number of
12 contracts awarded to small business concerns owned
13 and controlled by service-disabled veterans.

14 “(2) GUIDANCE.—Not later than 180 days
15 after the date of enactment of this subsection, the
16 Administrator, in consultation with the Office of
17 Veterans Business Development and the Office of
18 Government Contracting, shall issue guidance and
19 best practices on increasing the number of contracts
20 awarded to small businesses owned and controlled by
21 service-disabled veterans for Federal agencies to
22 which the goal established under section
23 15(g)(1)(A)(ii) applies.

24 “(3) REPORT.—Not later than 1 year after the
25 date of enactment of this subsection, and annually

1 thereafter, the Administrator shall submit to Con-
2 gress a report detailing—

3 “(A) for the fiscal year preceding the fiscal
4 year to which the report applies, a list of each
5 Federal agency that failed to meet the goal es-
6 tablished under section 15(g)(1)(A)(ii);

7 “(B) for the fiscal year to which the report
8 applies, the number of trainings provided to
9 each Federal agency described in subparagraph
10 (A); and

11 “(C) an overview of the content included in
12 the training sessions described in subparagraph
13 (B).”.

14 (b) **SMALL BUSINESS CONCERNS OWNED AND CON-**
15 **TROLLED BY WOMEN.**—Section 8(m) of the Small Busi-
16 ness Act (15 U.S.C. 637(m)) is amended by adding at the
17 end the following:

18 “(9) **TRAINING ON INCREASING CONTRACT**
19 **AWARDS TO SMALL BUSINESS CONCERNS OWNED**
20 **AND CONTROLLED BY WOMEN.**—

21 “(A) **IN GENERAL.**—The Administrator, in
22 consultation with the Office of Women’s Busi-
23 ness Ownership and the Office of Government
24 Contracting, shall, with respect to each Federal
25 agency that did not meet the goal established

1 under section 15(g)(1)(A)(v) for the most re-
2 cently completed fiscal year, provide training to
3 contracting officers of that Federal agency on
4 how to increase the number of contracts award-
5 ed to small business concerns owned and con-
6 trolled by women.

7 “(B) GUIDANCE.—Not later than 180 days
8 after the date of enactment of this paragraph,
9 the Administrator, in consultation with the Of-
10 fice of Office of Women’s Business Ownership
11 and the Office of Government Contracting, shall
12 issue guidance and best practices on increasing
13 the number of contracts awarded to small busi-
14 nesses owned and controlled by women for Fed-
15 eral agencies to which the goal established
16 under section 15(g)(1)(A)(v) applies.

17 “(C) REPORT.—Not later than 1 year
18 after the date of enactment of this paragraph,
19 and annually thereafter, the Administrator shall
20 submit to Congress a report detailing—

21 “(i) for the fiscal year preceding the
22 fiscal year to which the report applies, a
23 list of each Federal agency that failed to
24 meet the goal established under section
25 15(g)(1)(A)(v);

1 “(ii) for the fiscal year to which the
2 report applies, the number of trainings
3 provided to each Federal agency described
4 in clause (i); and

5 “(iii) an overview of the content in-
6 cluded in the training sessions described in
7 clause (ii).”.

8 (c) QUALIFIED HUBZONE SMALL BUSINESS CON-
9 CERNS.—Section 31 of the Small Business Act (15 U.S.C.
10 657a) is amended—

11 (1) by redesignating subsection (f) as sub-
12 section (g); and

13 (2) by inserting after subsection (e) the fol-
14 lowing:

15 “(f) TRAINING ON INCREASING CONTRACT AWARDS
16 TO SMALL BUSINESS CONCERNS OWNED AND CON-
17 TROLLED BY QUALIFIED HUBZONE SMALL BUSINESS
18 CONCERNS.—

19 “(1) IN GENERAL.—The Administrator, in con-
20 sultation with the Office of the HUBZone Program
21 and the Office of Government Contracting, shall,
22 with respect to each Federal agency that did not
23 meet the goal established under section
24 15(g)(1)(A)(iii) for the most recently completed fis-
25 cal year, provide training to contracting officers of

1 that Federal agency on how to increase the number
2 of contracts awarded to qualified HUBZone small
3 business concerns.

4 “(2) GUIDANCE.—Not later than 180 days
5 after the date of enactment of this subsection, the
6 Administrator, in consultation with the Office of the
7 HUBZone Program and the Office of Government
8 Contracting, shall issue guidance and best practices
9 on increasing the number of contracts awarded to
10 qualified HUBZone small business concern for Fed-
11 eral agencies to which the goal established under
12 section 15(g)(1)(A)(iii) applies.

13 “(3) REPORT.—Not later than 1 year after the
14 date of enactment of this subsection, and annually
15 thereafter, the Administrator shall submit to Con-
16 gress a report detailing—

17 “(A) for the fiscal year preceding the fiscal
18 year to which the report applies, a list of each
19 Federal agency that failed to meet the goal es-
20 tablished under section 15(g)(1)(A)(iii);

21 “(B) for the fiscal year to which the report
22 applies, the number of trainings provided to
23 each Federal agency described in subparagraph
24 (A); and

1 “(C) an overview of the content included in
2 the training sessions described in subparagraph
3 (B).”.

4 (d) SMALL BUSINESS CONCERNS OWNED AND CON-
5 TROLLED BY SOCIALLY AND ECONOMICALLY DISADVAN-
6 TAGED INDIVIDUALS.—Section 8(a) of the Small Business
7 Act (15 U.S.C. 637(a)) is amended by adding at the end
8 the following:

9 “(22) TRAINING ON INCREASING CONTRACT
10 AWARDS TO SMALL BUSINESS CONCERNS OWNED
11 AND CONTROLLED BY SOCIALLY AND ECONOMICALLY
12 DISADVANTAGED INDIVIDUALS.—

13 “(A) IN GENERAL.—The Administrator, in
14 consultation with the Office of Government
15 Contracting, shall, with respect to each Federal
16 agency that did not meet the goal established
17 under section 15(g)(1)(A)(iv) for the most re-
18 cently completed fiscal year, provide training to
19 contracting officers of that Federal agency on
20 how to increase the number of contracts award-
21 ed to small business concerns owned and con-
22 trolled by socially and economically disadvan-
23 taged individuals.

24 “(B) GUIDANCE.—Not later than 180 days
25 after the date of enactment of this paragraph,

1 the Administrator, in consultation with the Of-
2 fice of Government Contracting, shall issue
3 guidance and best practices on increasing the
4 number of contracts awarded to small business
5 concerns owned and controlled by socially and
6 economically disadvantaged individuals for Fed-
7 eral agencies to which the goal established
8 under section 15(g)(1)(A)(iv) applies.

9 “(C) REPORT.—Not later than 1 year
10 after the date of enactment of this paragraph,
11 and annually thereafter, the Administrator shall
12 submit to Congress a report detailing—

13 “(i) for the fiscal year preceding the
14 fiscal year to which the report applies, a
15 list of each Federal agency that failed to
16 meet the goal established under section
17 15(g)(1)(A)(iv);

18 “(ii) for the fiscal year to which the
19 report applies, the number of trainings
20 provided to each Federal agency described
21 in clause (i); and

22 “(iii) an overview of the content in-
23 cluded in the training sessions described in
24 clause (ii).”.

1 (e) NO AUTHORIZATION OF ADDITIONAL APPROPRIA-
2 TIONS.—No additional amounts are authorized to be ap-
3 propriated to carry out this section or any of the amend-
4 ments made by this section.

5 **SEC. 5866. SMALL BUSINESS PROCUREMENT.**

6 Section 15 of the Small Business Act (15 U.S.C. 644)
7 is amended—

8 (1) in subsection (g)—

9 (A) by inserting after “(g)” the following:

10 “GOALS FOR PARTICIPATION OF SMALL BUSI-
11 NESS CONCERNS IN PROCUREMENT CON-
12 TRACTS.—”; and

13 (B) in paragraph (1)—

14 (i) in subparagraph (A)(i), by striking
15 the second sentence; and

16 (ii) by adding at the end the fol-
17 lowing:

18 “(C) REQUIREMENT TO INCREASE THE
19 NUMBER OF SMALL BUSINESS CONCERNS.—In
20 meeting each of the goals under subparagraph
21 (A), the Government shall—

22 “(i) increase the number of small
23 business concerns awarded contracts; and

1 “(ii) ensure the participation of a
2 broad spectrum of small business concerns
3 from a wide variety of industries.”; and

4 (2) in subsection (y)—

5 (A) in paragraph (2)—

6 (i) by redesignating subparagraph (E)
7 as subparagraph (F); and

8 (ii) by inserting after subparagraph
9 (D) the following:

10 “(E) The number of new small business
11 entrants, including new small business entrants
12 that are small business concerns owned and
13 controlled by service-disabled veterans, qualified
14 HUBZone small business concerns, small busi-
15 ness concerns owned and controlled by socially
16 and economically disadvantaged individuals, and
17 small business concerns owned and controlled
18 by women awarded prime contracts in each
19 North American Industry Classification System
20 code during the fiscal year, and a comparison
21 to the number awarded prime contracts during
22 the prior fiscal year, if available.”;

23 (B) in paragraph (3)(B)—

24 (i) by striking “(E)” and inserting
25 “(F)”;

1 (ii) by striking “award of” and all
2 that follows through “owned and controlled
3 by women” and inserting the following:
4 “award of—

5 “(i) prime contracts to an increasing
6 number of small business concerns, small
7 business concerns owned and controlled by
8 service-disabled veterans, qualified
9 HUBZone small business concerns, small
10 business concerns owned and controlled by
11 socially and economically disadvantaged in-
12 dividuals, and small business concerns
13 owned and controlled by women, from a
14 wide variety of industries; and

15 “(ii) subcontracts to small business
16 concerns, small business concerns owned
17 and controlled by service-disabled veterans,
18 qualified HUBZone small business con-
19 cerns, small business concerns owned and
20 controlled by socially and economically dis-
21 advantaged individuals, and small business
22 concerns owned and controlled by women”;
23 and

24 (C) in paragraph (6)—

1 (i) by striking the heading and insert-
2 ing “DEFINITIONS.—”;

3 (ii) by redesignating subparagraphs
4 (A) and (B) as clauses (i) and (ii), respec-
5 tively; and

6 (iii) by striking “subsection, the” and
7 inserting: “subsection:

8 “(A) NEW SMALL BUSINESS ENTRANT.—
9 The term ‘new small business entrant’ means a
10 small business concern that—

11 “(i) has been awarded a prime con-
12 tract; and

13 “(ii) has not previously been awarded
14 a prime contract.

15 “(B) SCORECARD.—The”.

16 **SEC. 5867. PLAIN LANGUAGE IN CONTRACTING.**

17 (a) ACCESSIBILITY AND CLARITY IN COVERED NO-
18 TICES FOR SMALL BUSINESS CONCERNS.—

19 (1) IN GENERAL.—Each covered notice shall be
20 written—

21 (A) in a manner that is clear, concise, and
22 accessible to a small business concern; and

23 (B) in a manner consistent, to the extent
24 practicable, with the Federal plain language

1 guidelines established pursuant to the Plain
2 Writing Act of 2010 (5 U.S.C. 301 note).

3 (2) INCLUSION OF KEY WORDS IN COVERED NO-
4 TICES.—Each covered notice shall, to the maximum
5 extent practicable, include key words in the descrip-
6 tion of the covered notice such that a small business
7 concern seeking contract opportunities using the sin-
8 gle governmentwide point of entry described under
9 section 1708 of title 41, United States Code, can
10 easily identify and understand such covered notice.

11 (3) RULEMAKING.—Not later than 90 days
12 after the date of the enactment of this section, the
13 Administrator of the Small Business Administration
14 shall issue rules to carry out this subsection.

15 (4) DEFINITIONS.—In this subsection:

16 (A) COVERED NOTICE.—The term “cov-
17 ered notice” means a notice pertaining to small
18 business concerns published by a Federal agen-
19 cy on the single governmentwide point of entry
20 described under section 1708 of title 41, United
21 States Code.

22 (B) SMALL BUSINESS ACT DEFINITIONS.—
23 The terms “Federal agency” and “small busi-
24 ness concern” have the meanings given those

1 terms, respectively, in section 3 of the Small
2 Business Act (15 U.S.C. 632).

3 **Subtitle E—Other Matters**

4 **SEC. 5871. REPORT ON ABILITY OF DEPARTMENT OF DE-**
5 **FENSE TO IDENTIFY PROHIBITED SEAFOOD**
6 **IMPORTS IN SUPPLY CHAIN FOR FOOD PRO-**
7 **CUREMENT.**

8 Not later than 180 days after the date of the enact-
9 ment of this Act, the Inspector General of the Department
10 of Defense shall submit to the congressional defense com-
11 mittees a report assessing whether the Department has
12 policies and procedures in place to verify that the food
13 the Department procures does not include seafood origi-
14 nating in the People’s Republic of China the importation
15 of which is prohibited under section 307 of the Tariff Act
16 of 1930 (19 U.S.C. 1307), including pursuant to a pre-
17 sumption under—

18 (1) section 3 of the Act entitled “An Act to en-
19 sure that goods made with forced labor in the
20 Xinjiang Autonomous Region of the People’s Repub-
21 lic of China do not enter the United States market,
22 and for other purposes”, approved December 23,
23 2021 (Public Law 117–78; 22 U.S.C. 6901 note)
24 (commonly referred to as the “Uyghur Forced Labor
25 Prevention Act”); or

1 (2) section 302A of the North Korea Sanctions
2 and Policy Enhancement Act of 2016 (22 U.S.C.
3 9241a).

4 **TITLE LX—GENERAL**
5 **PROVISIONS**
6 **Subtitle F—Studies and Reports**

7 **SEC. 6031. REPORT ON PORTABLE, DRONE-AGNOSTIC MUNI-**
8 **TIONS.**

9 (a) REPORT REQUIRED.—Not later than one year
10 after the date of the enactment of this Act, the Secretary
11 of Defense shall, in consultation with the Secretaries of
12 the military departments, submit to the congressional de-
13 fense committees a report on the feasibility and cost of
14 acquiring and fielding portable, drone-agnostic droppable
15 munitions.

16 (b) ELEMENTS.—The report submitted pursuant to
17 subsection (a) shall address the following:

18 (1) The potential use of portable, drone-agnos-
19 tic droppable munitions to augment small unit tac-
20 tics and lethality in the ground combat forces, in-
21 cluding—

- 22 (A) trench warfare;
23 (B) countermine operations;
24 (C) anti-armor uses; and
25 (D) anti-personnel uses.

1 (2) The capability for portable, drone-agnostic
2 droppable munitions to have a dual tactical capacity
3 to explode in the air or on impact.

4 (3) The cost-effectiveness, affordability, and do-
5 mestic production capacity of portable, drone-agnos-
6 tic droppable munitions in comparison to one-way
7 small uncrewed aerial systems.

8 (4) The use of portable, drone-agnostic
9 droppable munitions in the Ukraine conflict and best
10 practices learned.

11 (5) The potential use of portable, drone-agnos-
12 tic droppable munitions in the defense of Taiwan.

13 (6) Procurement challenges, legal restrictions,
14 training shortfalls, operational limitations, or other
15 impediments to fielding portable, drone-agnostic
16 droppable munitions at the platoon level.

17 (7) A plan to equip platoon-sized ground com-
18 bat formations in the close combat force with port-
19 able, drone-agnostic droppable munitions at a basis
20 of issue, as determined appropriate by the Secretary
21 of the military department concerned, including a
22 proposed timeline and fielding strategy.

23 (8) A plan to equip such other ground combat
24 units with portable, drone-agnostic droppable muni-

1 tions, as determined appropriate by the Secretary of
2 the military department concerned.

3 (9) The capacity of the domestic defense indus-
4 trial base to produce portable, drone-agnostic
5 droppable munitions.

6 (10) The capacity of the industrial bases of for-
7 eign partners to produce portable, drone-agnostic
8 droppable munitions.

9 (11) The feasibility of fielding portable, drone-
10 agnostic droppable munitions in support of the find-
11 ings of the report required by section 1071 of the
12 National Defense Authorization Act for Fiscal Year
13 2024 (Public Law 118–31; 137 Stat. 407).

14 **Subtitle H—Other Matters**

15 **SEC. 6041. ELIGIBILITY OF SPOUSES FOR SERVICES UNDER** 16 **THE DISABLED VETERANS' OUTREACH PRO-** 17 **GRAM.**

18 Section 4103A of title 38, United States Code, is
19 amended—

20 (1) in subsection (a)—

21 (A) in paragraph (1)—

22 (i) in the matter preceding subpara-
23 graph (A), by inserting “and eligible per-
24 sons” after “eligible veterans”; and

1 (ii) in subparagraph (C), by inserting
2 “, and eligible persons,” after “Other eligi-
3 ble veterans”;

4 (B) in paragraph (2), by inserting “and el-
5 ible persons” after “veterans” each place it
6 appears; and

7 (C) in paragraph (3)—

8 (i) by inserting “or eligible person”
9 after “veteran” each place it appears; and

10 (ii) by inserting “or eligible person’s”
11 after “veteran’s”;

12 (2) in subsection (d)(1)—

13 (A) by inserting “and eligible persons”
14 after “eligible veterans” each place it appears;
15 and

16 (B) by striking “non-veteran-related”; and

17 (3) by adding at the end the following new sub-
18 section:

19 “(e) ELIGIBLE PERSON DEFINED.—In this section,
20 the term ‘eligible person’ means—

21 “(1) any spouse described in section 4101(5) of
22 this title; or

23 “(2) the spouse of any person who died while
24 a member of the Armed Forces.”.

1 **SEC. 6042. DISCLOSURES BY DIRECTORS, OFFICERS, AND**
2 **PRINCIPAL STOCKHOLDERS.**

3 (a) IN GENERAL.—Section 16(a)(1) of the Securities
4 Exchange Act of 1934 (15 U.S.C. 78p(a)(1)) is amended
5 by inserting “(including any such security of a foreign pri-
6 vate issuer, as that term is defined in section 240.3b-4
7 of title 17, Code of Federal Regulations, or any successor
8 regulation)” after “pursuant to section 12”.

9 (b) EFFECT ON REGULATION.—If any provision of
10 section 240.3a12-3(b) of title 17, Code of Federal Regula-
11 tions, or any successor regulation, is inconsistent with the
12 amendment made by subsection (a), that provision of such
13 section 240.3a12-3(b) (or such successor) shall have no
14 force or effect.

15 (c) ISSUANCE OR AMENDMENT OF REGULATIONS.—
16 Not later than 90 days after the date of enactment of this
17 Act, the Securities and Exchange Commission shall issue
18 final regulations (or amend existing regulations of the
19 Commission) to carry out the amendment made by sub-
20 section (a).

21 **SEC. 6043. GAO STUDY AND REPORT ON INTENTIONAL DIS-**
22 **RUPTION OF THE NATIONAL AIRSPACE SYS-**
23 **TEM.**

24 (a) STUDY.—The Comptroller General of the United
25 States (in this section referred to as the “Comptroller
26 General”) shall conduct a study on the vulnerability of the

1 National Airspace System to potential disruptive oper-
2 ations by any person, party, or entity (in this section re-
3 ferred to as “adversaries”) exploiting the electromagnetic
4 spectrum and security vulnerabilities in the Aircraft Com-
5 munications, Reporting and Addressing System (ACARS)
6 and Controller Pilot Data Link Communications
7 (CPDLC). Such study shall include an analysis of—

8 (1) the extent to which adversaries can engage
9 in denial of service attacks and electromagnetic spec-
10 trum interference against—

11 (A) the National Airspace System; and

12 (B) high-traffic international routes of eco-
13 nomic and strategic importance to the United
14 States;

15 (2) the Federal Government’s efforts, to date,
16 to prevent and prepare for such denial of service at-
17 tacks and spectrum disruptions;

18 (3) the feasibility of mitigating the
19 vulnerabilities through cybersecurity and other up-
20 grades to the Aircraft Communications, Reporting
21 and Addressing System and Controller Pilot Data
22 Link Communications;

23 (4) whether the Federal Aviation Administra-
24 tion is requiring sufficient cybersecurity and electro-
25 magnetic spectrum defenses to address denial of

1 service attacks and other risks in new technologies
2 it mandates be used on aircraft; and

3 (5) any other item determined appropriate by
4 the Comptroller General.

5 (b) REPORT.—

6 (1) TO CONGRESS.—

7 (A) IN GENERAL.—Not later than 18
8 months after the date of enactment of this Act,
9 the Comptroller General shall submit to the
10 Committee on Armed Services, the Committee
11 on Commerce, Science, and Transportation, and
12 the Select Committee on Intelligence of the
13 Senate and the Committee on Armed Services,
14 the Committee on Transportation and Infra-
15 structure, and the Permanent Select Committee
16 on Intelligence of the House of Representatives
17 a report containing the results of the study con-
18 ducted under subsection (a), together with rec-
19 ommendations for such legislation and adminis-
20 trative action as the Comptroller General deter-
21 mines appropriate.

22 (B) UNCLASSIFIED FORM.—In preparing
23 the report under subparagraph (A), the Comp-
24 troller General shall ensure that any classified

1 information is only in an addendum to the re-
2 port and not in the main body of the report.

3 (2) PUBLIC AVAILABILITY.—The Comptroller
4 General shall post the report submitted under para-
5 graph (1) on the public internet website of the Gov-
6 ernment Accountability Office at the time of such
7 submission, but shall not include any classified ad-
8 dendum included with such report.

9 **SEC. 6044. NOMINATION IN EVENT OF DEATH, RESIGNA-**
10 **TION, OR EXPULSION FROM OFFICE OF MEM-**
11 **BER OF CONGRESS OTHERWISE AUTHORIZED**
12 **TO NOMINATE.**

13 (a) IN GENERAL.—Chapter 513 of title 46, United
14 States Code, is amended by inserting after section 51302
15 the following new section:

16 **“§ 51302a. Nomination in event of death, resignation,**
17 **or expulsion from office of Member of**
18 **Congress otherwise authorized to nomi-**
19 **nate**

20 “(a) SENATORS.—In the event a Senator does not
21 submit nominations for cadets for an academic year in ac-
22 cordance with section 51302(b)(1) of this title due to
23 death, resignation from office, or expulsion from office and
24 the date of the swearing-in of the Senator’s successor as
25 Senator occurs after the date of the deadline for submittal

1 of nominations for cadets for the academic year, the nomi-
2 nations for cadets otherwise authorized to be made by the
3 Senator pursuant to such section shall be made instead
4 by the other Senator from the State concerned.

5 “(b) REPRESENTATIVES.—In the event a Member of
6 the House of Representatives from a State does not sub-
7 mit nominations for cadets for an academic year in accord-
8 ance with section 51302(b)(2) of this title due to death,
9 resignation from office, or expulsion from office and the
10 date of the swearing-in of the Representative’s successor
11 as Representative occurs after the date of the deadline for
12 submittal of nominations for cadets for the academic year,
13 the nominations for cadets otherwise authorized to be
14 made by the Representative pursuant to such section shall
15 be made instead by the Senators from the State of the
16 congressional district concerned, with such nominations
17 divided equally among such Senators and any remainder
18 going to the senior Senator from the State.

19 “(c) CONSTRUCTION OF AUTHORITY.—Any nomina-
20 tion for cadets made by a Member pursuant to this section
21 is not a reallocation of a nomination. Such nominations
22 are made in lieu of a Member not submitting nominations
23 for cadets for an academic year in accordance with section
24 51302 of this title due to death, resignation from office,
25 or expulsion from office and the date of the swearing-in

1 of the Member’s successor occurs after the date of the
2 deadline for submittal of nominations for cadets for the
3 academic year.”.

4 (b) CLERICAL AMENDMENT.—The table of sections
5 at the beginning of chapter 513 of such title is amended
6 by inserting after the item relating to section 51302 the
7 following new item:

“51302a. Nomination in event of death, resignation, or expulsion from office of
Member of Congress otherwise authorized to nominate”.

8 **SEC. 6045. REPORT ON AIRBORNE HAZARDS AND OPEN**
9 **BURN PIT REGISTRY 2.0.**

10 Not later than 90 days after the date of the enact-
11 ment of this Act, the Secretary of Veterans Affairs shall
12 submit to Congress a report on the current status and
13 timeline for when the redesigned Airborne Hazards and
14 Open Burn Pit Registry 2.0 will be completed.

15 **SEC. 6046. PREEMIE REAUTHORIZATION ACT.**

16 (a) SHORT TITLE.—This section may be cited as the
17 “PREEMIE Reauthorization Act of 2024”.

18 (b) RESEARCH RELATING TO PRETERM LABOR AND
19 DELIVERY AND THE CARE, TREATMENT, AND OUTCOMES
20 OF PRETERM AND LOW BIRTHWEIGHT INFANTS.—

21 (1) IN GENERAL.—Section 3(e) of the Pre-
22 maturity Research Expansion and Education for
23 Mothers who deliver Infants Early Act (42 U.S.C.
24 247b–4f(e)) is amended by striking “fiscal years

1 2019 through 2023” and inserting “fiscal years
2 2024 through 2028”.

3 (2) TECHNICAL CORRECTION.—Effective as if
4 included in the enactment of the PREEMIE Reau-
5 thorization Act of 2018 (Public Law 115–328), sec-
6 tion 2 of such Act is amended, in the matter pre-
7 ceding paragraph (1), by striking “Section 2” and
8 inserting “Section 3”.

9 (c) INTERAGENCY WORKING GROUP.—Section 5(a)
10 of the PREEMIE Reauthorization Act of 2018 (Public
11 Law 115–328) is amended by striking “The Secretary of
12 Health and Human Services, in collaboration with other
13 departments, as appropriate, may establish” and inserting
14 “Not later than 18 months after the date of the enactment
15 of the PREEMIE Reauthorization Act of 2024, the Sec-
16 retary of Health and Human Services, in collaboration
17 with other departments, as appropriate, shall establish”.

18 (d) STUDY ON PRETERM BIRTHS.—

19 (1) IN GENERAL.—The Secretary of Health and
20 Human Services shall enter into appropriate ar-
21 rangements with the National Academies of
22 Sciences, Engineering, and Medicine under which
23 the National Academies shall—

24 (A) not later than 30 days after the date
25 of enactment of this Act, convene a committee

1 of experts in maternal health to study pre-
2 mature births in the United States; and

3 (B) upon completion of the study under
4 subparagraph (A)—

5 (i) approve by consensus a report on
6 the results of such study;

7 (ii) include in such report—

8 (I) an assessment of each of the
9 topics listed in paragraph (2);

10 (II) the analysis required by
11 paragraph (3); and

12 (III) the raw data used to de-
13 velop such report; and

14 (iii) not later than 24 months after
15 the date of enactment of this Act, transmit
16 such report to—

17 (I) the Secretary of Health and
18 Human Services;

19 (II) the Committee on Energy
20 and Commerce of the House of Rep-
21 resentatives; and

22 (III) the Committee on Finance
23 and the Committee on Health, Edu-
24 cation, Labor, and Pensions of the
25 Senate.

1 (2) ASSESSMENT TOPICS.—The topics listed in
2 this paragraph are each of the following:

3 (A) The financial costs of premature birth
4 to society, including—

5 (i) an analysis of stays in neonatal in-
6 tensive care units and the cost of such
7 stays;

8 (ii) long-term costs of stays in such
9 units to society and the family involved
10 post-discharge; and

11 (iii) health care costs for families
12 post-discharge from such units (such as
13 medications, therapeutic services, co-pay-
14 ments for visits, and specialty equipment).

15 (B) The factors that impact preterm birth
16 rates.

17 (C) Opportunities for earlier detection of
18 premature birth risk factors, including—

19 (i) opportunities to improve maternal
20 and infant health; and

21 (ii) opportunities for public health
22 programs to provide support and resources
23 for parents in-hospital, in non-hospital set-
24 tings, and post-discharge.

1 (3) ANALYSIS.—The analysis required by this
2 paragraph is an analysis of—

3 (A) targeted research strategies to develop
4 effective drugs, treatments, or interventions to
5 bring at-risk pregnancies to term;

6 (B) State and other programs' best prac-
7 tices with respect to reducing premature birth
8 rates; and

9 (C) precision medicine and preventative
10 care approaches starting early in the life course
11 (including during pregnancy) with a focus on
12 behavioral and biological influences on pre-
13 mature birth, child health, and the trajectory of
14 such approaches into adulthood.

15 **SEC. 6047. BRIEFING ON A SECOND PILOT PROGRAM FOR**
16 **ADVANCED REACTORS.**

17 (a) BRIEFING REQUIRED.—Not later than 90 days
18 after the date of the enactment of this Act, the Secretary
19 of Defense shall provide to the Committee on Armed Serv-
20 ices of the Senate and the Committee on Armed Services
21 of the House of Representatives a briefing describing the
22 requirements for, and components of, a pilot program to
23 provide resilience for critical national security infrastruc-
24 ture at Department of Defense facilities with high energy
25 intensity requirements by contracting with a commercial

1 entity to site, construct, and operate at least one licensed
2 reactor, capable of producing at least 60 megawatts of
3 power, at a facility selected for purposes of the pilot pro-
4 gram by December 31, 2029.

5 (b) CONTENTS.—The briefing submitted pursuant to
6 subsection (a) shall include the following:

7 (1) An assessment of how a public-private part-
8 nership for the reactor could reduce ratepayer costs
9 and avoid financial risk to the mission of the De-
10 partment of Defense.

11 (2) Identification of potential locations to site,
12 construct, and operate a reactor at either—

13 (A) a commercial site that serves critical
14 mission interests of the Department; or

15 (B) a Department facility that contains
16 critical national security infrastructure that the
17 Secretary determines may not be energy resil-
18 ient.

19 (3) Assessments of different nuclear tech-
20 nologies, including technologies capable of producing
21 at least 60 megawatts of power, to provide energy
22 resiliency for critical national security infrastructure.

23 (4) A survey of potential commercial stake-
24 holders with which to enter into a contract under the

1 pilot program to construct and operate a licensed re-
2 actor and, if appropriate, share offtake needs.

3 (5) A description of options to enter into long-
4 term contracting, including various financial mecha-
5 nisms for such purpose.

6 (6) Identification of requirements for reactors
7 to provide energy resilience to mission-critical func-
8 tions at facilities identified under paragraph (2).

9 (7) An estimate of the costs of the pilot pro-
10 gram.

11 (8) A timeline with milestones for the pilot pro-
12 gram.

13 (9) An analysis of the existing authority of the
14 Secretary to permit the siting, construction, and op-
15 eration of a reactor, if different than authorities for
16 micro-reactors.

17 (10) Such recommendations for legislative or
18 administrative action as the Secretary determines
19 necessary for the Department to permit the siting,
20 construction, or operation of a reactor under the
21 pilot program.

22 (11) A strategy for deploying additional reac-
23 tors at other sites to increase the order book for
24 such reactors, including through public-private part-
25 nerships.

1 (12) A plan for implementing the pilot pro-
2 gram, to begin implementation no later than three
3 months after submission of the report.

4 (c) CONSULTATION.—In preparing the briefing re-
5 quired by subsection (a), the Secretary shall consult with
6 the following:

7 (1) The Secretary of Energy.

8 (2) The Nuclear Regulatory Commission.

9 (3) The Administrator of the General Services
10 Administration.

11 **SEC. 6048. FEDERAL PROGRAMS AND SERVICES AGREE-**
12 **MENT WITH THE GOVERNMENT OF THE RE-**
13 **PUBLIC OF PALAU.**

14 During the period beginning on October 1, 2024, and
15 ending on the date on which a new Federal programs and
16 services agreement with the Government of the Republic
17 of Palau enters into force, any activities described in sec-
18 tions 132 and 221(a) of the Compact of Free Association
19 between the Government of the United States of America
20 and the Government of the Republic of Palau set forth
21 in section 201 of Public Law 99–658 (48 U.S.C. 1931
22 note) shall, with the mutual consent of the Government
23 of the Republic of Palau, continue in the manner author-
24 ized and required for fiscal year 2024 under the amended

1 agreements described in subsections (b) and (f) of section
2 462 of that Compact.

3 **SEC. 6049. REAUTHORIZATION OF UPPER COLORADO AND**
4 **SAN JUAN RIVER BASINS ENDANGERED FISH**
5 **AND THREATENED FISH RECOVERY IMPLE-**
6 **MENTATION PROGRAMS.**

7 (a) PURPOSE.—Section 1 of Public Law 106–392
8 (114 Stat. 1602) is amended by inserting “and threat-
9 ened” after “endangered”.

10 (b) DEFINITIONS.—Section 2 of Public Law 106–392
11 (114 Stat. 1602; 116 Stat. 3113) is amended—

12 (1) in paragraph (1), by striking “to implement
13 the Recovery Implementation Program for the En-
14 dangered Fish Species in the Upper Colorado River
15 dated September 29, 1987, and extended by the Ex-
16 tension of the Cooperative Agreement dated Decem-
17 ber 6, 2001, and the 1992 Cooperative Agreement to
18 implement the San Juan River Recovery Implemen-
19 tation Program dated October 21, 1992, and as they
20 may be amended” and inserting “for the Recovery
21 Implementation Program for Endangered Species in
22 the Upper Colorado River Basin dated September
23 29, 1987, and the 1992 Cooperative Agreement for
24 the San Juan River Basin Recovery Implementation

1 Program dated October 21, 1992, as the agreements
2 may be amended and extended”;

3 (2) in paragraph (6)—

4 (A) by inserting “or threatened” after “en-
5 dangered”; and

6 (B) by striking “removal or translocation”
7 and inserting “control”;

8 (3) in paragraph (7), by striking “long-term”
9 each place it appears;

10 (4) in paragraph (8), in the second sentence, by
11 striking “1988 Cooperative Agreement and the 1992
12 Cooperative Agreement” and inserting “Recovery
13 Implementation Programs”;

14 (5) in paragraph (9)—

15 (A) by striking “leases and agreements”
16 and inserting “acquisitions”;

17 (B) by inserting “or threatened” after “en-
18 dangered”; and

19 (C) by inserting “, as approved under the
20 Recovery Implementation Programs” after
21 “nonnative fishes”; and

22 (6) in paragraph (10), by inserting “pursuant
23 to the Recovery Implementation Program for En-
24 dangered Species in the Upper Colorado River
25 Basin” after “Service”.

1 (c) AUTHORIZATION TO FUND RECOVERY PRO-
2 GRAMS.—Section 3 of Public Law 106–392 (114 Stat.
3 1603; 116 Stat. 3113; 120 Stat. 290; 123 Stat 1310; 126
4 Stat. 2444; 133 Stat. 809; 136 Stat. 5572) is amended—

5 (1) in subsection (a)—

6 (A) in paragraph (1), by striking “(1)
7 There is hereby authorized to be appropriated
8 to the Secretary, \$88,000,000 to undertake
9 capital projects to carry out the purposes of
10 this Act. Such funds” and inserting the fol-
11 lowing:

12 “(1) AUTHORIZATION.—

13 “(A) IN GENERAL.—Subject to subpara-
14 graph (B), there is authorized to be appro-
15 priated to the Secretary for use by the Bureau
16 of Reclamation to undertake capital projects to
17 carry out the purposes of this Act \$50,000,000
18 for the period of fiscal years 2024 through
19 2031.

20 “(B) ANNUAL ADJUSTMENT.—For each of
21 fiscal years 2025 through 2031, the amount au-
22 thorized to be appropriated under subparagraph
23 (A) shall be annually adjusted to reflect widely
24 available engineering cost indices applicable to
25 relevant construction activities.

1 “(C) NONREIMBURSABLE FUNDS.—
2 Amounts made available pursuant to subpara-
3 graph (A)”;

4 (B) in paragraph (2), by striking “Pro-
5 gram for Endangered Fish Species in the
6 Upper Colorado River Basin shall expire in fis-
7 cal year 2024” and inserting “Programs shall
8 expire in fiscal year 2031”; and

9 (C) by striking paragraph (3);

10 (2) by striking subsections (b) and (c) and in-
11 serting the following:

12 “(b) NON-FEDERAL CONTRIBUTIONS TO CAPITAL
13 PROJECTS.—The Secretary, acting through the Bureau of
14 Reclamation, may accept contributed funds, interests in
15 land and water, or other contributions from the Upper Di-
16 vision States, political subdivisions of the Upper Division
17 States, or individuals, entities, or organizations within the
18 Upper Division States, pursuant to agreements that pro-
19 vide for the contributions to be used for capital projects
20 costs.”;

21 (3) by redesignating subsections (d) through (j)
22 as subsections (c) through (i), respectively;

23 (4) in subsection (c) (as so redesignated)—

24 (A) in paragraph (1)(A), by striking
25 “\$10,000,000 for each of fiscal years 2020

1 through 2024” and inserting “\$92,040,000 for
2 the period of fiscal years 2024 through 2031”;

3 (B) in paragraph (2)—

4 (i) in the first sentence, by striking
5 “\$4,000,000 per year” and inserting
6 “\$61,100,000 for the period of fiscal years
7 2024 through 2031”;

8 (ii) in the second sentence—

9 (I) by inserting “Basin” after
10 “San Juan River”; and

11 (II) by striking “\$2,000,000 per
12 year” and inserting “\$30,940,000 for
13 the period of fiscal years 2024
14 through 2031”; and

15 (iii) in the third sentence, by striking
16 “in fiscal years commencing after the en-
17 actment of this Act” and inserting “for fis-
18 cal year 2024 and each fiscal year there-
19 after”; and

20 (C) by striking paragraph (3) and insert-
21 ing the following:

22 “(3) FEDERAL CONTRIBUTIONS TO ANNUAL
23 BASE FUNDING.—

24 “(A) IN GENERAL.—For each of fiscal
25 years 2024 through 2031, the Secretary, acting

1 through the Bureau of Reclamation, may accept
2 funds from other Federal agencies, including
3 power revenues collected pursuant to the Act of
4 April 11, 1956 (commonly known as the “Colo-
5 rado River Storage Project Act”) (43 U.S.C.
6 620 et seq.).

7 “(B) AVAILABILITY OF FUNDS.—Funds
8 made available under subparagraph (A) shall be
9 available for expenditure by the Secretary, as
10 determined by the contributing agency in con-
11 sultation with the Secretary.

12 “(C) TREATMENT OF FUNDS.—Funds
13 made available under subparagraph (A) shall be
14 treated as nonreimbursable Federal expendi-
15 tures.

16 “(D) TREATMENT OF POWER REVE-
17 NUES.—Not more than \$499,000 in power reve-
18 nues over the period of fiscal years 2024
19 through 2031 shall be accepted under subpara-
20 graph (A) and treated as having been repaid
21 and returned to the general fund of the Treas-
22 ury.

23 “(4) NON-FEDERAL CONTRIBUTIONS TO AN-
24 NUAL BASE FUNDING.—The Secretary, acting
25 through the Bureau of Reclamation, may accept con-

1 tributed funds from the Upper Division States, polit-
2 ical subdivisions of the Upper Division States, or in-
3 dividuals, entities, or organizations within the Upper
4 Division States, pursuant to agreements that provide
5 for the contributions to be used for annual base
6 funding.

7 “(5) REPLACEMENT POWER.—Contributions of
8 funds made pursuant to this subsection shall not in-
9 clude the cost of replacement power purchased to
10 offset modifications to the operation of the Colorado
11 River Storage Project to benefit threatened or en-
12 dangered fish species under the Recovery Implemen-
13 tation Programs.”;

14 (5) in subsection (f) (as so redesignated), in the
15 first sentence, by inserting “or threatened” after
16 “endangered”;

17 (6) in subsection (g) (as so redesignated), by
18 striking “unless the time period for the respective
19 Cooperative Agreement is extended to conform with
20 this Act” and inserting “, as amended or extended”;

21 (7) in subsection (h) (as so redesignated), in
22 the first sentence, by striking “Upper Colorado
23 River Endangered Fish Recovery Program or the
24 San Juan River Basin Recovery Implementation

1 Program” and inserting “Recovery Implementation
2 Programs”; and

3 (8) in subsection (i)(1) (as so redesignated)—

4 (A) by striking “2022” each place it ap-
5 pears and inserting “2030”;

6 (B) by striking “2024” each place it ap-
7 pears and inserting “2031”; and

8 (C) in subparagraph (C)(ii)(III), by strik-
9 ing “contributions by the States, power cus-
10 tomers, Tribes, water users, and environmental
11 organizations” and inserting “non-Federal con-
12 tributions”.

13 **SEC. 6050. RETIRED LAW ENFORCEMENT OFFICERS CON-**
14 **TINUING SERVICE.**

15 Title I of the Omnibus Crime Control and Safe
16 Streets Act of 1968 (34 U.S.C. 10101 et seq.) is amended
17 by adding at the end the following:

18 **“PART PP—CIVIL LAW ENFORCEMENT TASK**

19 **GRANTS**

20 **“SEC. 3061. DEFINITIONS.**

21 “In this part:

22 “(1) CIVILIAN LAW ENFORCEMENT TASK.—The
23 term ‘civilian law enforcement task’ includes—

24 “(A) assisting in homicide investigations;

25 “(B) assisting in carjacking investigations;

1 “(C) assisting in financial crimes investiga-
2 tions;

3 “(D) reviewing camera footage;

4 “(E) crime scene analysis;

5 “(F) forensics analysis; and

6 “(G) providing expertise in computers,
7 computer networks, information technology, or
8 the internet.

9 “(2) ELIGIBLE ENTITY.—The term ‘eligible en-
10 tity’ means a State, local, Tribal, or territorial law
11 enforcement agency.

12 **“SEC. 3062. GRANTS AUTHORIZED.**

13 “The Attorney General may award grants to eligible
14 entities for the purpose of hiring retired personnel from
15 law enforcement agencies to—

16 “(1) train civilian employees of the eligible enti-
17 ty on civilian law enforcement tasks that can be per-
18 formed on behalf of a law enforcement agency; and

19 “(2) perform civilian law enforcement tasks on
20 behalf of the eligible entity.

21 **“SEC. 3063. ACCOUNTABILITY PROVISIONS.**

22 “(a) IN GENERAL.—A grant awarded under this part
23 shall be subject to the accountability requirements of this
24 section.

25 “(b) AUDIT REQUIREMENT.—

1 “(1) DEFINITION.—In this subsection, the term
2 ‘unresolved audit finding’ means a finding in a final
3 audit report of the Inspector General of the Depart-
4 ment of Justice that an audited grantee has used
5 grant funds for an unauthorized expenditure or oth-
6 erwise unallowable cost that is not closed or resolved
7 within 12 months from the date when the final audit
8 report is issued.

9 “(2) AUDITS.—Beginning in the first fiscal
10 year beginning after the date of enactment of the
11 Retired Law Enforcement Officers Continuing Serv-
12 ice Act, and in each fiscal year thereafter, the In-
13 spector General of the Department of Justice shall
14 conduct audits of recipients of grants under this
15 part to prevent waste, fraud, and abuse of funds by
16 grantees. The Inspector General of the Department
17 of Justice shall determine the appropriate number of
18 grantees to be audited each year.

19 “(3) MANDATORY EXCLUSION.—A recipient of
20 grant funds under this part that is found to have an
21 unresolved audit finding shall not be eligible to re-
22 ceive grant funds under this part during the first 2
23 fiscal years beginning after the end of the 12-month
24 period described in paragraph (1).

1 “(4) PRIORITY.—In awarding grants under this
2 part, the Attorney General shall give priority to eli-
3 gible entities that did not have an unresolved audit
4 finding during the 3 fiscal years before submitting
5 an application for a grant under this part.

6 “(c) ANNUAL CERTIFICATION.—Beginning in the fis-
7 cal year during which audits commence under subsection
8 (b)(2), the Attorney General shall submit to the Com-
9 mittee on the Judiciary and the Committee on Appropria-
10 tions of the Senate and the Committee on the Judiciary
11 and the Committee on Appropriations of the House of
12 Representatives an annual certification—

13 “(1) indicating whether—

14 “(A) all audits issued by the Office of the
15 Inspector General of the Department of Justice
16 under subsection (b) have been completed and
17 reviewed by the appropriate Assistant Attorney
18 General or Director; and

19 “(B) all mandatory exclusions required
20 under subsection (b)(3) have been issued; and

21 “(2) that includes a list of any grant recipients
22 excluded under subsection (b)(3) from the previous
23 year.

24 “(d) PREVENTING DUPLICATIVE GRANTS.—

1 “(1) IN GENERAL.—Before the Attorney Gen-
2 eral awards a grant to an eligible entity under this
3 part, the Attorney General shall compare potential
4 grant awards with other grants awarded by the At-
5 torney General to determine if grant awards are or
6 have been awarded for a similar purpose.

7 “(2) REPORT.—If the Attorney General awards
8 grants to the same applicant for a similar purpose,
9 the Attorney General shall submit to the Committee
10 on the Judiciary of the Senate and the Committee
11 on the Judiciary of the House of Representatives a
12 report that includes—

13 “(A) a list of all such grants awarded, in-
14 cluding the total dollar amount of any such
15 grants awarded; and

16 “(B) the reason the Attorney General
17 awarded multiple grants to the same applicant
18 for a similar purpose.”.

19 **SEC. 6051. MODERNIZING LAW ENFORCEMENT NOTIFICA-**
20 **TION.**

21 (a) VERIFIED ELECTRONIC NOTIFICATION DE-
22 FINED.—Section 921(a) of title 18, United States Code,
23 is amended by adding at the end the following:

24 “(38) The term ‘verified electronic notification’,
25 with respect to a communication to a chief law en-

1 enforcement officer required under section 922(c)(2),
2 means a digital communication—

3 “(A) sent to the electronic communication
4 address that the chief law enforcement officer
5 voluntarily designates for the purpose of receiv-
6 ing those communications; and

7 “(B) that includes a method for
8 verifying—

9 “(i) the receipt of the communication;
10 and

11 “(ii) the electronic communication ad-
12 dress to which the communication is
13 sent.”.

14 (b) VERIFIED ELECTRONIC NOTIFICATION.—Section
15 922(c) of title 18, United States Code, is amended by
16 striking paragraph (2) and inserting the following:

17 “(2) the transferor has—

18 “(A) prior to the shipment or delivery of
19 the firearm, forwarded a copy of the sworn
20 statement, together with a description of the
21 firearm, in a form prescribed by the Attorney
22 General, to the chief law enforcement officer of
23 the transferee’s place of residence, by—

24 “(i) registered or certified mail (re-
25 turn receipt requested); or

1 “(ii) verified electronic notification;
2 and
3 “(B)(i) with respect to a delivery method
4 described in subparagraph (A)(i)—
5 “(I) received a return receipt evidenc-
6 ing delivery of the statement; or
7 “(II) had the statement returned due
8 to the refusal of the named addressee to
9 accept such letter in accordance with
10 United States Post Office Department reg-
11 ulations; or
12 “(ii) with respect to a delivery method de-
13 scribed in subparagraph (A)(ii), received a re-
14 turn receipt evidencing delivery of the state-
15 ment; and”.

16 **SEC. 6052. RED HILL HEALTH REGISTRY.**

17 (a) **REGISTRY FOR IMPACTED INDIVIDUALS OF THE**
18 **RED HILL INCIDENT.—**

19 (1) **ESTABLISHMENT OF REGISTRY.—**The Sec-
20 retary of Defense, in consultation with the Secretary
21 of Health and Human Services, shall establish with-
22 in the Department of Defense or through an award
23 of a grant or contract, as the Secretary determines
24 appropriate, a Red Hill Incident exposure registry to
25 collect data on health implications of petroleum-con-

1 taminated water for impacted individuals and poten-
2 tially impacted individuals on a voluntary basis.

3 (2) CONTRACTS.—The Secretary of Defense
4 may contract with independent research institutes or
5 consultants, nonprofit or public entities, laboratories,
6 or medical schools, as the Secretary considers appro-
7 priate, that are not part of the Federal Government
8 to assist with the registry established under para-
9 graph (1).

10 (3) CONSULTATION.—In carrying out para-
11 graph (1), the Secretary of Defense shall consult
12 with non-Federal experts, including individuals with
13 certification in epidemiology, toxicology, mental
14 health, pediatrics, and environmental health, and
15 members of the impacted community.

16 (b) USE OF EXISTING FUNDS.—The Secretary of De-
17 fense shall carry out activities under this section using
18 amounts previously appropriated for the Defense Health
19 Agency for such activities.

20 (c) DEFINITIONS.—In this section:

21 (1) IMPACTED INDIVIDUAL.—The term “im-
22 pacted individual” means an individual who, at the
23 time of the Red Hill Incident, lived or worked in a
24 building or residence served by the community water

1 system at Joint Base Pearl Harbor-Hickam, Oahu,
2 Hawaii.

3 (2) POTENTIALLY IMPACTED INDIVIDUAL.—The
4 term “potentially impacted individual” means an in-
5 dividual who, after the Red Hill Incident, lived or
6 worked in a building or residence served by the com-
7 munity water system at Joint Base Pearl Harbor-
8 Hickam, Oahu, Hawaii, including an individual who
9 is not a beneficiary of the military health system.

10 (3) RED HILL INCIDENT.—The term “Red Hill
11 Incident” means the release of fuel from the Red
12 Hill Bulk Fuel Storage Facility, Oahu, Hawaii, into
13 the sole-source basal aquifer located 100 feet below
14 the facility, contaminating the community water sys-
15 tem at Joint Base Pearl Harbor-Hickam on Novem-
16 ber 20, 2021.

17 **SEC. 6053. IMPROVE INITIATIVE.**

18 Part B of title IV of the Public Health Service Act
19 (42 U.S.C. 284 et seq.) is amended by adding at the end
20 the following:

21 **“SEC. 409K. IMPROVE INITIATIVE.**

22 “(a) IN GENERAL.—The Director of the National In-
23 stitutes of Health, in consultation with the Director the
24 Eunice Kennedy Shriver National Institute of Child
25 Health and Human Development, shall establish a pro-

1 gram to be known as the Implementing a Maternal health
2 and PRegnancy Outcomes Vision for Everyone Initiative
3 (referred to in this section as the ‘Initiative’).

4 “(b) DUTIES.—The Initiative shall—

5 “(1) advance research to—

6 “(A) reduce preventable causes of maternal
7 mortality and severe maternal morbidity;

8 “(B) reduce health disparities related to
9 maternal health outcomes, including such dis-
10 parities associated with medically underserved
11 populations; and

12 “(C) improve health for pregnant and
13 postpartum women before, during, and after
14 pregnancy;

15 “(2) use an integrated approach to understand
16 the factors, including biological, behavioral, and
17 other factors, that affect maternal mortality and se-
18 vere maternal morbidity by building an evidence
19 base for improved outcomes in specific regions of the
20 United States; and

21 “(3) target health disparities associated with
22 maternal mortality and severe maternal morbidity
23 by—

1 (C) by adding at the end the following:

2 “(9) treating substance use disorders, including
3 by providing peer recovery services, case manage-
4 ment, and access to overdose education and overdose
5 reversal medications; and

6 “(10) providing reentry housing services.”; and

7 (2) in subsection (o)(1), by striking “2019
8 through 2023” and inserting “2025 through 2029”.

9 (b) GRANTS FOR FAMILY-BASED SUBSTANCE ABUSE
10 TREATMENT.—Section 2926(a) of the Omnibus Crime
11 Control and Safe Streets Act of 1968 (34 U.S.C.
12 10595a(a)) is amended by striking “2019 through 2023”
13 and inserting “2025 through 2029”.

14 (c) GRANT PROGRAM TO EVALUATE AND IMPROVE
15 EDUCATIONAL METHODS AT PRISONS, JAILS, AND JUVE-
16 NILE FACILITIES.—Section 1001(a)(28) of the Omnibus
17 Crime Control and Safe Streets Act of 1968 (34 U.S.C.
18 10261(a)(28)) is amended by striking “2019, 2020, 2021,
19 2022, and 2023” and inserting “2025 through 2029”.

20 (d) CAREERS TRAINING DEMONSTRATION
21 GRANTS.—Section 115(f) of the Second Chance Act of
22 2007 (34 U.S.C. 60511(f)) is amended by striking “2019,
23 2020, 2021, 2022, and 2023” and inserting “2025
24 through 2029”.

1 (e) OFFENDER REENTRY SUBSTANCE ABUSE AND
2 CRIMINAL JUSTICE COLLABORATION PROGRAM.—Section
3 201(f)(1) of the Second Chance Act of 2007 (34 U.S.C.
4 60521(f)(1)) is amended by striking “2019 through 2023”
5 and inserting “2025 through 2029”.

6 (f) COMMUNITY-BASED MENTORING AND TRANSI-
7 TIONAL SERVICE GRANTS TO NONPROFIT ORGANIZA-
8 TIONS.—Section 211(f) of the Second Chance Act of 2007
9 (34 U.S.C. 60531(f)) is amended by striking “2019
10 through 2023” and inserting “2025 through 2029”.

11 **SEC. 6055. MODIFICATION OF RULES FOR APPROVAL OF**
12 **COMMERCIAL DRIVER EDUCATION PRO-**
13 **GRAMS FOR PURPOSES OF EDUCATIONAL AS-**
14 **SISTANCE PROGRAMS OF THE DEPARTMENT**
15 **OF VETERANS AFFAIRS.**

16 (a) IN GENERAL.—Section 3680A(e) of title 38,
17 United States Code, is amended—

18 (1) by redesignating paragraphs (1) through
19 (3) as subparagraphs (A) through (C), respectively;

20 (2) in the matter before subparagraph (A), as
21 redesignated by paragraph (1), by inserting “(1)”
22 before “The Secretary”;

23 (3) in paragraph (1)(B), as redesignated by
24 paragraph (1), by inserting “except as provided in
25 paragraph (2),” before “the course”; and

1 (4) by adding at the end the following new
2 paragraph (2):

3 “(2)(A) Subject to this paragraph, a commercial driv-
4 er education program is exempt from paragraph (1)(B)
5 for a branch of an educational institution if the commer-
6 cial driver education program offered at the branch by the
7 educational institution—

8 “(i) is appropriately licensed; and

9 “(ii)(I) the branch is located in a State in
10 which the same commercial driver education pro-
11 gram is offered by the same educational institution
12 at another branch of that educational institution in
13 the same State that is approved for purposes of this
14 chapter by a State approving agency or the Sec-
15 retary when acting in the role of a State approving
16 agency; or

17 “(II)(aa) the branch is located in a State in
18 which the same commercial driver education pro-
19 gram is not offered at another branch of the same
20 educational institution in the same State; and

21 “(bb) the branch has been operating for a pe-
22 riod of at least one year using the same curriculum
23 as a commercial driver education program offered by
24 the educational institution at another location that is
25 approved for purposes of this chapter by a State ap-

1 proving agency or the Secretary when acting in the
2 role of a State approving agency.

3 “(B)(i) In order for a commercial driver education
4 program of an educational institution offered at a branch
5 described in paragraph (1)(B) to be exempt under sub-
6 paragraph (A) of this paragraph, the educational institu-
7 tion shall submit to the Secretary each year that para-
8 graph (1)(B) would otherwise apply a report that dem-
9 onstrates that the curriculum at the new branch is the
10 same as the curriculum at the primary location.

11 “(ii) Reporting under clause (i) shall be submitted
12 in accordance with such requirements as the Secretary
13 shall establish in consultation with the State approving
14 agencies.

15 “(C)(i) The Secretary may withhold an exemption
16 under subparagraph (A) for any educational institution or
17 branch of an educational institution as the Secretary con-
18 siders appropriate.

19 “(ii) In making any determination under clause (i),
20 the Secretary may consult with the Secretary of Transpor-
21 tation on the performance of a provider of a commercial
22 driver program, including the status of the provider within
23 the Training Provider Registry of the Federal Motor Car-
24 rier Safety Administration when appropriate.

1 “(D) The Secretary shall submit to the Committee
2 on Veterans’ Affairs of the Senate and the Committee on
3 Veterans’ Affairs of the House of Representatives a notifi-
4 cation not later than 30 days after the Secretary grants
5 an exemption under this paragraph. Such notification
6 shall identify the educational institution and branch of
7 such educational institution granted such exemption.”.

8 (b) IMPLEMENTATION.—

9 (1) ESTABLISHMENT OF REQUIREMENTS.—Not
10 later than 180 days after the date of the enactment
11 of this Act, the Secretary of Veterans Affairs shall
12 establish requirements under section
13 3680A(e)(2)(B)(ii) of such title, as added by sub-
14 section (a).

15 (2) RULEMAKING.—In promulgating any rules
16 to carry out paragraph (2) of section 3680A(e) of
17 title 38, United States Code, as added by subsection
18 (a), the Secretary of Veterans Affairs shall consult
19 with State approving agencies.

20 (3) APPLICABILITY.—The amendments made
21 by subsection (a) shall apply to commercial driver
22 education programs on and after the day that is 365
23 days after the date on which the Secretary estab-
24 lishes the requirements under paragraph (1) of this
25 subsection.

1 (c) COMPTROLLER GENERAL OF THE UNITED
2 STATES STUDY.—Not later than 365 days after the date
3 of the enactment of this Act, the Comptroller General of
4 the United States shall—

5 (1) conduct a study to—

6 (A) ascertain the effects of the amend-
7 ments made by subsection (a); and

8 (B) the feasibility and advisability of simi-
9 larly amending the rules for approval of pro-
10 grams of education for other vocational pro-
11 grams of education; and

12 (2) submit to the Committee on Veterans' Af-
13 fairs of the Senate and the Committee on Veterans'
14 Affairs of the House of Representatives a report on
15 the findings of the Comptroller General with respect
16 to such study.

17 **SEC. 6056. ENSURING ONLY LICENSED HEALTH CARE PRO-**
18 **FESSIONALS PERFORM MEDICAL DISABILITY**
19 **EXAMINATIONS UNDER CERTAIN DEPART-**
20 **MENT OF VETERANS AFFAIRS PILOT PRO-**
21 **GRAM.**

22 (a) PROHIBITION ON USE OF CERTAIN HEALTH
23 CARE PROFESSIONALS.—Section 504(c)(1) of the Vet-
24 erans' Benefits Improvements Act of 1996 (Public Law

1 104–275; 38 U.S.C. 5101 note) is amended by inserting
2 “only” before “a health care professional”.

3 (b) REMEDIES.—The Secretary of Veterans Affairs
4 shall take such actions as the Secretary considers appro-
5 priate to ensure compliance with section 504(e) of the Vet-
6 erans’ Benefits Improvements Act of 1996 (Public Law
7 104–275; 38 U.S.C. 5101 note), as amended by subsection
8 (a).

9 (c) ANNUAL REPORT.—Not later than one year after
10 the date of the enactment of this Act and not less fre-
11 quently than once each year thereafter, the Secretary shall
12 submit to the Committee on Veterans’ Affairs of the Sen-
13 ate and the Committee on Veterans’ Affairs of the House
14 of Representatives a report on—

15 (1) the conduct of the pilot program established
16 under section 504 of the Veterans’ Benefits Im-
17 provements Act of 1996 (Public Law 104–275; 38
18 U.S.C. 5101 note); and

19 (2) the actions of the Secretary under sub-
20 section (b).

21 (d) TECHNICAL CORRECTIONS.—Section 504 of the
22 Veterans’ Benefits Improvements Act of 1996 (Public
23 Law 104–275; 38 U.S.C. 5101 note) is amended, in the
24 section heading, by striking “**PHYSICIANS**” and inserting
25 “**HEALTH CARE PROFESSIONALS**”.

1 **SEC. 6057. REQUIREMENT TO INCLUDE IMPLEMENTATION**
2 **PLAN IN STRATEGY TO RESPOND TO UN-**
3 **MANNED AIRCRAFT SYSTEMS INCURSIONS.**

4 Not later than 180 days after the date of the enact-
5 ment of this Act, the Secretary of Defense shall submit
6 a plan to expedite the testing, demonstration and valida-
7 tion of technologies that support the strategy required
8 under subparagraph (A) of section 1057(a)(1) to the ap-
9 propriate committees of Congress (as that term is defined
10 in subparagraph (C) of such section).

11 **SEC. 6058. READMISSION REQUIREMENTS FOR**
12 **SERVICEMEMBERS.**

13 Subsection (a) of section 484C of the Higher Edu-
14 cation Act of 1965 (20 U.S.C. 1091c(a)) is amended to
15 read as follows:

16 “(a) **DEFINITION OF SERVICE IN THE UNIFORMED**
17 **SERVICES.**—In this section, the term ‘service in the uni-
18 formed services’ means service (whether voluntary or in-
19 voluntary) on active duty in the Armed Forces, including
20 such service by a member of the National Guard or Re-
21 serve.”.

22 **SEC. 6059. SICKLE CELL DISEASE PREVENTION AND TREAT-**
23 **MENT.**

24 (a) **IN GENERAL.**—Section 1106(b) of the Public
25 Health Service Act (42 U.S.C. 300b–5(b)) is amended—

1 (1) in paragraph (1)(A)(iii), by striking “pre-
2 vention and treatment of sickle cell disease” and in-
3 serting “treatment of sickle cell disease and the pre-
4 vention and treatment of complications of sickle cell
5 disease”;

6 (2) in paragraph (2)(D), by striking “preven-
7 tion and treatment of sickle cell disease” and insert-
8 ing “treatment of sickle cell disease and the preven-
9 tion and treatment of complications of sickle cell dis-
10 ease”;

11 (3) in paragraph (3)—

12 (A) in subparagraph (A), by striking
13 “enter into a contract with” and inserting
14 “make a grant to, or enter into a contract or
15 cooperative agreement with,”; and

16 (B) in subparagraph (B), in each of
17 clauses (ii) and (iii), by striking “prevention
18 and treatment of sickle cell disease” and insert-
19 ing “treatment of sickle cell disease and the
20 prevention and treatment of complications of
21 sickle cell disease”; and

22 (4) in paragraph (6), by striking “\$4,455,000
23 for each of fiscal years 2019 through 2023” and in-
24 serting “\$8,205,000 for each of fiscal years 2024
25 through 2028”.

1 (b) SENSE OF CONGRESS.—It is the sense of Con-
2 gress that further research should be undertaken to ex-
3 pand the understanding of the causes of, and to find cures
4 for, heritable blood disorders, including sickle cell disease.

5 **SEC. 6060. SHARING OF INFORMATION WITH RESPECT TO**
6 **SUSPECTED VIOLATIONS OF INTELLECTUAL**
7 **PROPERTY RIGHTS.**

8 Section 628A of the Tariff Act of 1930 (19 U.S.C.
9 1628a) is amended—

10 (1) in subsection (a)—

11 (A) in the matter preceding paragraph (1),
12 by striking “suspects” and inserting “has a rea-
13 sonable suspicion”;

14 (B) in paragraph (1)—

15 (i) by inserting “, packing materials,
16 shipping containers,” after “its packaging”
17 each place it appears; and

18 (ii) by striking “; and” and inserting
19 a semicolon;

20 (C) in paragraph (2), by striking the pe-
21 riod and inserting “; and”; and

22 (D) by adding at the end the following:

23 “(3) may provide to the person nonpublic infor-
24 mation about the merchandise that was—

1 “(A) generated by an online marketplace
2 or other similar market platform, an express
3 consignment operator, a freight forwarder, or
4 any other entity that plays a role in the sale or
5 importation of merchandise into the United
6 States or the facilitation of such sale or impor-
7 tation; and

8 “(B) provided to, shared with, or obtained
9 by, U.S. Customs and Border Protection.”; and
10 (2) in subsection (b)—

11 (A) in paragraph (3), by striking “; and”
12 and inserting a semicolon;

13 (B) in paragraph (4), by striking the pe-
14 riod at the end and inserting “; and”; and

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

16 “(5) any other party with an interest in the
17 merchandise, as determined appropriate by the Com-
18 missioner.”.

19 **SEC. 6061. TREATMENT OF PRESCREENING REPORT RE-**
20 **QUESTS.**

21 Section 604(c) of the Fair Credit Reporting Act (15
22 U.S.C. 1681b(e)) is amended by adding at the end the
23 following:

24 “(4) TREATMENT OF PRESCREENING REPORT
25 REQUESTS.—

1 “(A) DEFINITIONS.—In this paragraph:

2 “(i) CREDIT UNION.—The term ‘cred-
3 it union’ means a Federal credit union or
4 a State credit union, as those terms are
5 defined in section 101 of the Federal Cred-
6 it Union Act (12 U.S.C 1752).

7 “(ii) INSURED DEPOSITORY INSTITU-
8 TION.—The term ‘insured depository insti-
9 tution’ has the meaning given the term in
10 section 3 of the Federal Deposit Insurance
11 Act (12 U.S.C. 1813(c)).

12 “(iii) RESIDENTIAL MORTGAGE
13 LOAN.—The term ‘residential mortgage
14 loan’ has the meaning given the term in
15 section 1503 of the S.A.F.E. Mortgage Li-
16 censing Act of 2008 (12 U.S.C. 5102).

17 “(iv) SERVICER.—The term ‘servicer’
18 has the meaning given the term in section
19 6(i) of the Real Estate Settlement Proce-
20 dures Act of 1974 (12 U.S.C. 2605(i)).

21 “(B) LIMITATION.—If a person requests a
22 consumer report from a consumer reporting
23 agency in connection with a credit transaction
24 involving a residential mortgage loan, that
25 agency may not, based in whole or in part on

1 that request, furnish a consumer report to an-
2 other person under this subsection unless that
3 other person—

4 “(i) has submitted documentation to
5 that agency certifying that such other per-
6 son has, pursuant to paragraph (1)(A), the
7 authorization of the consumer to whom the
8 consumer report relates; or

9 “(ii)(I) has originated a current resi-
10 dential mortgage loan of the consumer to
11 whom the consumer report relates;

12 “(II) is the servicer of a current resi-
13 dential mortgage loan of the consumer to
14 whom the consumer report relates; or

15 “(III)(aa) is an insured depository in-
16 stitution or credit union; and

17 “(bb) holds a current account for the
18 consumer to whom the consumer report re-
19 lates.”.

20 **SEC. 6062. AUTHORIZATION OF APPROPRIATIONS FOR THE**
21 **COAST GUARD.**

22 Section 4902 of title 14, United States Code, is
23 amended—

1 (1) in the matter preceding paragraph (1), by
2 striking “fiscal years 2022 and 2023” and inserting
3 “fiscal year 2024”;

4 (2) in paragraph (1)—

5 (A) by striking “(1)(A) For the” and all
6 that follows through “2023.” at the end of
7 clause (ii) and inserting the following:

8 “(1)(A) For the operation and maintenance of
9 the Coast Guard, not otherwise provided for,
10 \$10,054,000,000 for fiscal year 2024.”;

11 (B) in subparagraph (B)—

12 (i) by striking “subparagraph (A)(i)”
13 and inserting “subparagraph (A)”; and

14 (ii) by striking “\$23,456,000” and in-
15 sserting “\$24,717,000”; and

16 (C) by striking subparagraph (C);

17 (3) by amending paragraph (2) to read as fol-
18 lows:

19 “(2) For the procurement, construction, renova-
20 tion, and improvement of aids to navigation, shore
21 facilities, vessels, aircraft, and systems, including
22 equipment related thereto, and for maintenance, re-
23 habilitation, lease, and operation of facilities and
24 equipment, \$1,413,950,000 for fiscal year 2024.”;

1 (4) in paragraph (3), by striking “equipment—
2 ” and all that follows through the period at the end
3 of subparagraph (B) and inserting “equipment,
4 \$7,476,000 for fiscal year 2024.”; and

5 (5) in paragraph (4), by striking “Defense—”
6 and all that follows through the period at the end
7 and inserting “Defense, \$277,000,000 for fiscal year
8 2024.”.

9 **SEC. 6063. MODIFICATION OF ACQUISITION OF ICE-**
10 **BREAKER.**

11 Section 11223 of the Don Young Coast Guard Au-
12 thorization Act of 2022 (Public Law 117–263; 136 Stat.
13 4021; 14 U.S.C. 561 note) is amended—

14 (1) in subsection (b)—

15 (A) in paragraph (2), by striking “Para-
16 graphs” and all that follows through “apply”
17 and inserting “Paragraphs (1) and (3) of sub-
18 section (a), and subsection (b), of section 1132
19 of title 14, United States Code, shall not
20 apply”; and

21 (B) by adding at the end the following new
22 paragraph:

23 “(3) APPLICABILITY OF OTHER LAW.—

24 “(A) IN GENERAL.—If the Commandant
25 provides the briefing described in subparagraph

1 (B), paragraphs (4) and (5) of subsection (a),
2 and subsections (d) and (e), of section 1132 of
3 title 14, United States Code, shall not apply to
4 an acquisition or procurement of an icebreaker
5 under subsection (a) until—

6 “(i) the first phase of the initial ac-
7 quisition or procurement is complete; and

8 “(ii) initial operating capacity is
9 achieved.

10 “(B) BRIEFING DESCRIBED.—The briefing
11 described in this subparagraph is a briefing
12 provided by the Commandant to the appro-
13 priate congressional committees not later than
14 30 days after the date of the enactment of this
15 paragraph that includes a detailed cost estimate
16 for an icebreaker procured or acquired under
17 subsection (a), including—

18 “(i) expected upgrades and crewing
19 needs; and

20 “(ii) for each year of the estimated
21 service life of such an icebreaker, the esti-
22 mated costs for modification, shore infra-
23 structure, crewing, and maintenance.”;

24 (2) by redesignating subsections (g) through (j)
25 as subsection (h) through (k);

1 (3) by inserting after subsection (f) the fol-
2 lowing new subsection (g):

3 “(g) FULL OPERATING CAPABILITY.—

4 “(1) BRIEFING.—Not later than 2 years after
5 the date of the procurement or acquisition of an ice-
6 breaker under subsection (a), the Commandant shall
7 provide the appropriate congressional committees
8 with a briefing that includes a detailed cost estimate
9 for the icebreaker for each year of the estimated
10 service life of the icebreaker, including the estimated
11 costs for modification, shore infrastructure to sup-
12 port the cutter and crew, crewing, maintenance, and
13 any other costs related to the icebreaker.

14 “(2) LIMITATION ON USE OF FUNDS.—

15 “(A) IN GENERAL.—Except as provided in
16 subparagraph (B), the Commandant shall not
17 expend any funds to reconfigure an icebreaker
18 procured or acquired under subsection (a), be-
19 yond the funds required to achieve initial oper-
20 ating capability of the icebreaker, until the date
21 that 7 days after the date on which the Com-
22 mandant provides the briefing required by para-
23 graph (1).

24 “(B) PLANNING AND PROGRAM MANAGE-
25 MENT ACTIVITIES.—The limitation on use of

1 funds under subparagraph (A) shall not apply
2 to the expenditure of funds for planning and
3 program management activities relating to re-
4 configuration of an icebreaker procured or ac-
5 quired under subsection (a).”; and

6 (4) in subsection (k), as redesignated, by strik-
7 ing “3 years” and inserting “5 years”.

8 **SEC. 6064. AMENDMENTS TO THE FEDERAL ASSETS SALE**
9 **AND TRANSFER ACT OF 2016.**

10 (a) **PURPOSES.**—Section 2 of the Federal Assets Sale
11 and Transfer Act of 2016 (40 U.S.C. 1303 note; Public
12 Law 114–287) is amended—

13 (1) in paragraph (9), by striking “and” at the
14 end;

15 (2) in paragraph (10), by striking the period at
16 the end and inserting “; and”; and

17 (3) by adding at the end the following:

18 “(11) implementing innovative methods for the
19 sale, redevelopment, consolidation, or lease of Fed-
20 eral buildings and facilities, including the use of no
21 cost, nonappropriated contracts for expert real es-
22 tate services to obtain the highest and best value for
23 the taxpayer.”.

24 (b) **DEFINITIONS.**—Section 3(5)(B)(viii) of the Fed-
25 eral Assets Sale and Transfer Act of 2016 (40 U.S.C.

1 1303 note; Public Law 114–287) is amended by inserting
2 “, other than office buildings and warehouses,” after
3 “Properties”.

4 (c) BOARD.—Section 4(c)(3) of the Federal Assets
5 Sale and Transfer Act of 2016 (40 U.S.C. 1303 note;
6 Public Law 114–287) is amended—

7 (1) by striking “The term” and inserting the
8 following:

9 “(A) IN GENERAL.—Subject to subpara-
10 graph (B), the term”; and

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

12 “(B) LIMITATION.—Notwithstanding sub-
13 paragraph (A), the term of a member of the
14 Board shall continue beyond 6 years until such
15 time as the President appoints a replacement
16 member of the Board.”.

17 (d) BOARD MEETINGS.—Section 5(b) of the Federal
18 Assets Sale and Transfer Act of 2016 (40 U.S.C. 1303
19 note; Public Law 114–287) is amended by striking “Five
20 Board members” and inserting “4 Board members”.

21 (e) EXECUTIVE DIRECTOR.—Section 7 of the Federal
22 Assets Sale and Transfer Act of 2016 (40 U.S.C. 1303
23 note; Public Law 114–287) is amended by adding at the
24 end the following:

1 “(c) RETURN TO CIVIL SERVICE.—An Executive Di-
2 rector selected from the civil service (as defined in section
3 2101 of title 5, United States Code) shall be entitled to
4 return to the civil service (as so defined) after service to
5 the Board ends if the service of the Executive Director
6 to the Board ends for reasons other than misconduct, ne-
7 glect of duty, or malfeasance.”.

8 (f) STAFF.—Section 8 of the Federal Assets Sale and
9 Transfer Act of 2016 (40 U.S.C. 1303 note; Public Law
10 114–287) is amended—

11 (1) in subsection (b)—

12 (A) by striking “and the Director of
13 OMB”; and

14 (B) by inserting “for a period of not less
15 than 1 year” before “to assist the Board”;

16 (2) by redesignating subsection (c) as sub-
17 section (d); and

18 (3) by inserting after subsection (b) the fol-
19 lowing:

20 “(c) HIRING OF TERM EMPLOYEES.—The Executive
21 Director, with approval of the Board, may use the Office
22 of Personnel Management to hire employees for terms not
23 to exceed 2 years pursuant to the Office of Personnel
24 Management guidance for nonstatus appointments in the
25 competitive service.”.

1 (g) TERMINATION.—Section 10 of the Federal Assets
2 Sale and Transfer Act of 2016 (40 U.S.C. 1303 note;
3 Public Law 114–287) is amended by striking “6 years
4 after the date on which the Board members are appointed
5 pursuant to section 4” and inserting “on December 31,
6 2026”.

7 (h) DEVELOPMENT OF RECOMMENDATIONS TO
8 BOARD.—Section 11 of the Federal Assets Sale and
9 Transfer Act of 2016 (40 U.S.C. 1303 note; Public Law
10 114–287) is amended—

11 (1) in subsection (a)—

12 (A) in the matter preceding paragraph (1),
13 by striking “the Administrator and the Director
14 of OMB” and inserting “the Administrator, the
15 Director of OMB, and the Board”;

16 (B) in paragraph (1)—

17 (i) by striking “and square” and in-
18 serting “number of Federal employees
19 physically reporting to the respective prop-
20 erty each work day, square”; and

21 (ii) by inserting “, amount of acreage
22 associated with the respective property,
23 and whether the respective property is on
24 a campus or larger facility, other than
25 Federal civilian real properties excluded for

1 reasons of national security in accordance
2 with section 3(5)(B)(iii)” before the period
3 at the end; and

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

5 “(3) CONSOLIDATION PLANS.—Any Federal
6 agency plans to consolidate, reconfigure, or other-
7 wise reduce the use of owned and leased Federal ci-
8 vilian real property of the Federal agency if those
9 plans are estimated to further the purposes of this
10 Act as described in section 2.”;

11 (2) in subsection (b)(3)(J), by inserting “, in-
12 cluding access by members of federally recognized
13 Indian Tribes,” after “public access”; and

14 (3) by adding at the end the following:

15 “(e) DISCLOSURE OF INFORMATION.—The Board
16 may not publicly disclose any information received under
17 paragraph (2) or (3) of subsection (a) until the Board,
18 the Administrator, and the Director of OMB enter into
19 an agreement describing what information is ready to be
20 publicly disclosed.”.

21 (i) BOARD DUTIES.—Section 12 of the Federal As-
22 sets Sale and Transfer Act of 2016 (40 U.S.C. 1303 note;
23 Public Law 114–287) is amended—

24 (1) in subsection (b)(2), by striking the second
25 sentence and inserting the following: “In the case of

1 a failure by a Federal agency to comply with a re-
2 quest of the Board, the Board shall notify the com-
3 mittees listed in section 5(c), the relevant congress-
4 sional committees of jurisdiction for the Federal
5 agency, and the inspector general of the Federal
6 agency of that failure.”;

7 (2) in subsection (d)—

8 (A) in paragraph (1), by inserting “, Trib-
9 al,” after “State”; and

10 (B) in paragraph (2), by inserting “, Trib-
11 al,” after “State”;

12 (3) by redesignating subsections (d) through (i)
13 as subsections (e) through (j), respectively;

14 (4) by inserting after subsection (c) the fol-
15 lowing:

16 “(d) PREPARATION OF PROPERTIES FOR DIS-
17 POSAL.—At the request of, and in coordination with, the
18 Board, a Federal agency may undertake any analyses and
19 due diligence as necessary, to supplement the independent
20 analysis of the Board under subsection (c), to prepare a
21 property for disposition so that the property may be in-
22 cluded in the recommendations of the Board under sub-
23 section (h), including completion of the requirements of
24 section 306108 of title 54, United States Code, for historic

1 preservation and identification of the likely highest and
2 best use of the property subsequent to disposition.”;

3 (5) in subsection (h) (as so redesignated)—

4 (A) in paragraph (1)—

5 (i) in subparagraph (A), by striking
6 “and” at the end;

7 (ii) by redesignating subparagraph
8 (B) as subparagraph (C); and

9 (iii) by inserting after subparagraph
10 (A) the following:

11 “(B) the process to be followed by Federal
12 agencies to carry out the actions described in
13 subparagraph (A), including the use of no cost,
14 nonappropriated contracts for expert real estate
15 services and other innovative methods, to obtain
16 the highest and best value for the taxpayer;
17 and”;

18 (B) in paragraph (2), by adding at the end
19 the following:

20 “(C) THIRD ROUND.—During the period
21 beginning on the day after the transmittal of
22 the second report and ending on the day before
23 the date on which the Board terminates under
24 section 10, the Board shall transmit to the Di-

1 rector of OMB a third report required under
2 paragraph (1).”; and

3 (C) by adding at the end the following:

4 “(4) COMMUNITY NOTIFICATION.—45 days be-
5 fore the date on which the Board transmits the third
6 report required under paragraph (1), the Board
7 shall notify—

8 “(A) any State or local government of any
9 findings, conclusions, or recommendations con-
10 tained in that report that relate to a Federal ci-
11 vilian real property located in the State or local-
12 ity, as applicable; and

13 “(B) any federally recognized Indian Tribe
14 of any findings, conclusions, or recommenda-
15 tions contained in that report that relate to a
16 Federal civilian real property that—

17 “(i) is in close geographic proximity to
18 a property described in section 3(5)(B)(v);
19 or

20 “(ii) relates to a Federal civilian real
21 property that is known to be accessed at
22 regular frequency by members of the feder-
23 ally recognized Indian Tribe for other rea-
24 sons.”; and

25 (6) by adding at the end the following:

1 “(k) REPORT TO CONGRESS.—The Board shall peri-
2 odically submit to the Committee on Environment and
3 Public Works of the Senate and the Committee on Trans-
4 portation and Infrastructure of the House of Representa-
5 tives a report containing any recommendations on consoli-
6 dations, exchanges, sales, lease reductions, and redevelop-
7 ments that are not included in the transmissions sub-
8 mitted under subsection (h), or approved by the Director
9 of OMB under section 13, but that the majority of the
10 Board concludes meets the goals of this Act.”.

11 (j) REVIEW BY OMB.—Section 13 of the Federal As-
12 sets Sale and Transfer Act of 2016 (40 U.S.C. 1303 note;
13 Public Law 114–287) is amended—

14 (1) in subsection (a), by striking “subsections
15 (b) and (g)” and inserting “subsections (b) and
16 (h)”; and

17 (2) in subsection (c)(4)—

18 (A) by inserting “, in whole or in part,”
19 before “received under paragraph (3)”; and

20 (B) by striking “revised” the second place
21 it appears.

22 (k) AGENCY RETENTION OF RECORDS.—Section 20
23 of the Federal Assets Sale and Transfer Act of 2016 (40
24 U.S.C. 1303 note; Public Law 114–287) is amended by
25 striking subsection (b) and inserting the following:

1 “(b) EFFECTIVE DATE.—The provisions of this sec-
2 tion, including the amendments made by this section, shall
3 take effect on the date on which the Board transmits the
4 second report under section 12(h)(2)(B) and shall apply
5 to proceeds from—

6 “(1) transactions contained in that report; and

7 “(2) any transactions conducted after the date
8 on which the Board terminates under section 10.”.

9 (l) FEDERAL REAL PROPERTY DATABASE.—Section
10 21(b) of the Federal Assets Sale and Transfer Act of 2016
11 (40 U.S.C. 1303 note; Public Law 114–287) is amended
12 by adding at the end the following:

13 “(9)(A) Whether the Federal real property is
14 on a campus or similar facility; and

15 “(B) if applicable, identification of the campus
16 or facility and related details, including total acreage
17 of the campus or facility.”.

18 (m) ACCESS TO FEDERAL REAL PROPERTY COUNCIL
19 MEETINGS AND REPORTS.—

20 (1) IN GENERAL.—The Federal Assets Sale and
21 Transfer Act of 2016 (40 U.S.C. 1303 note; Public
22 Law 114–287) is amended by adding at the end the
23 following:

1 **“SEC. 26. ACCESS TO FEDERAL REAL PROPERTY COUNCIL**
2 **MEETINGS AND REPORTS.**

3 “The Federal Real Property Council established by
4 subsection (a) of section 623 of title 40, United States
5 Code, shall ensure that the Board has access to any meet-
6 ings of the Federal Real Property Council and any reports
7 required under that section, subject to the condition that
8 the Board enters into a memorandum of understanding
9 relating to public disclosure with the Administrator and
10 the Federal Real Property Council before the Board has
11 access to those meetings and reports.”.

12 (2) CLERICAL AMENDMENT.—The table of con-
13 tents in section 1(b) of the Federal Assets Sale and
14 Transfer Act of 2016 (Public Law 114–287; 130
15 Stat. 1463) is amended by inserting after the item
16 relating to section 25 the following:

“Sec. 26. Access to Federal Real Property Council meetings and reports.”.

17 (n) CONFORMING AMENDMENTS.—

18 (1) Section 3(9) of the Federal Assets Sale and
19 Transfer Act of 2016 (40 U.S.C. 1303 note; Public
20 Law 114–287) is amended by striking “section
21 12(e)” and inserting “section 12(f)”.

22 (2) Section 14(g)(1)(A) of the Federal Assets
23 Sale and Transfer Act of 2016 (40 U.S.C. 1303
24 note; Public Law 114–287) is amended by striking
25 “section 12(g)” and inserting “section 12(h)”.

1 (o) TECHNICAL AMENDMENTS.—

2 (1) Section 16(b)(1) of the Federal Assets Sale
3 and Transfer Act of 2016 (40 U.S.C. 1303 note;
4 Public Law 114–287) is amended, in the second sen-
5 tence, by striking “of General Services”.

6 (2) Section 21(a) of the Federal Assets Sale
7 and Transfer Act of 2016 (40 U.S.C. 1303 note;
8 Public Law 114–287) is amended by striking “of
9 General Services”.

10 (3) Section 24 of the Federal Assets Sale and
11 Transfer Act of 2016 (40 U.S.C. 1303 note; Public
12 Law 114–287) is amended, in each of subsections
13 (a), (b), and (c), by striking “of General Services”.

14 (4) Section 25(b) of the Federal Assets Sale
15 and Transfer Act of 2016 (40 U.S.C. 1303 note;
16 Public Law 114–287) is amended by striking “of
17 General Services”.

18 **SEC. 6065. CHIP EQUIP ACT.**

19 (a) SHORT TITLE.—This section may be cited as the
20 “The Chip Equipment Quality, Usefulness, and Integrity
21 Protection Act of 2024” or the “Chip EQUIP Act”.

22 (b) PURCHASES OF SEMICONDUCTOR MANUFAC-
23 TURING EQUIPMENT.—

24 (1) DEFINITIONS.—Section 9901 of the William
25 M. (Mac) Thornberry National Defense Authoriza-

1 “(vii) wire bonders;
2 “(viii) ion implantation equipment;
3 “(ix) chemical mechanical polishing;
4 and
5 “(x) diffusion or oxidation furnaces;
6 and
7 “(C) does not include any part, chamber,
8 subsystem, or subcomponent that enables or is
9 incorporated into such equipment.”.

10 (2) INELIGIBLE USE OF FUNDS.—Section 9902
11 of the William M. (Mac) Thornberry National De-
12 fense Authorization Act for Fiscal Year 2021 (15
13 U.S.C. 4652) is amended by adding at the end the
14 following:

15 “(j) INELIGIBLE USE OF FUNDS.—

16 “(1) IN GENERAL.—Subject to paragraph (2),
17 the Secretary shall include in the terms of each
18 agreement with a covered entity for the award of
19 Federal financial assistance under this section prohi-
20 bitions with respect to a project relating to the pro-
21 curement, installation, or use of ineligible equip-
22 ment, to be effective for the duration of the agree-
23 ment.

24 “(2) WAIVER.—The Secretary may waive the
25 prohibitions described in paragraph (1) if—

1 “(A) the ineligible equipment to be pur-
2 chased by the applicable covered entity is not
3 produced in the United States or an allied or
4 partner country in sufficient and reasonably
5 available quantities or of a satisfactory quality
6 to support established or expected production
7 capabilities; or

8 “(B)(i) the use of the ineligible equipment
9 complies with the requirements set forth in the
10 Export Administration Regulations, as defined
11 in section 1742 of the Export Control Reform
12 Act of 2018 (50 U.S.C. 4801); and

13 “(ii) the Secretary, in consultation with the
14 Director of National Intelligence or the Sec-
15 retary of Defense, determines the waiver is in
16 the national security interest of the United
17 States.

18 “(3) FOREIGN ENTITIES OF CONCERN.—Noth-
19 ing in this subsection shall be construed to waive the
20 application of section 9907.”.

21 **SEC. 6066. TELEPHONE HELPLINE FOR ASSISTANCE FOR**
22 **VETERANS AND OTHER ELIGIBLE INDIVID-**
23 **UALS.**

24 (a) MAINTENANCE OF HELPLINE.—

1 (1) IN GENERAL.—The Secretary shall main-
2 tain a toll-free telephone helpline that a covered indi-
3 vidual may use to obtain information about, or
4 through which a covered individual may be directed
5 to, any service or benefit provided under a law ad-
6 ministered by the Secretary.

7 (2) CONTRACT FOR DIRECTION OF CALLS AU-
8 THORIZED.—The Secretary may enter into a con-
9 tract with a third-party to direct calls made to the
10 toll-free helpline maintained pursuant to paragraph
11 (1) to the appropriate office regarding a service or
12 benefit described in that paragraph.

13 (3) LIVE INDIVIDUAL REQUIRED.—The Sec-
14 retary shall ensure that a covered individual using
15 the telephone helpline maintained pursuant to para-
16 graph (1) has the option to speak with a live indi-
17 vidual.

18 (b) DEFINITIONS.—In this section:

19 (1) COVERED INDIVIDUAL.—The term “covered
20 individual” means—

21 (A) a veteran;

22 (B) an individual acting on behalf of a vet-
23 eran; or

1 (C) an individual, other than a veteran,
2 who is eligible to receive a benefit or service
3 under a law administered by the Secretary.

4 (2) SECRETARY.—The term “Secretary” means
5 the Secretary of Veterans Affairs.

6 (3) VETERAN.—The term “veteran” has the
7 meaning given the term in section 2002(b) of title
8 38, United States Code.

9 **SEC. 6067. STUDY AND REPORT ON DEPARTMENT OF DE-**
10 **FENSE USE OF CHINESE-MADE UNMANNED**
11 **GROUND VEHICLE SYSTEMS AND PROHIBI-**
12 **TION ON DEPARTMENT OF DEFENSE PRO-**
13 **CUREMENT AND OPERATION OF SUCH SYS-**
14 **TEMS.**

15 (a) STUDY AND REPORT ON USE IN DEPARTMENT
16 OF DEFENSE SYSTEMS OF CHINESE-MADE UNMANNED
17 GROUND VEHICLE SYSTEMS.—

18 (1) STUDY AND REPORT REQUIRED.—Not later
19 than 180 days after the date of the enactment of
20 this Act, the Secretary of Defense shall—

21 (A) conduct a study on the use in Depart-
22 ment of Defense systems of covered unmanned
23 ground vehicle systems made by covered foreign
24 entities; and

1 (B) submit to the congressional defense
2 committees a report on the findings of the Sec-
3 retary with respect to the study conducted pur-
4 suant to subparagraph (A).

5 (2) ELEMENTS.—The study conducted pursu-
6 ant to paragraph (1)(A) shall cover the following:

7 (A) The extent to which covered unmanned
8 ground vehicle systems made by covered foreign
9 entities are used by the Department, including
10 a list of all such covered unmanned ground ve-
11 hicle systems.

12 (B) The extent to which covered unmanned
13 ground vehicle systems made by covered foreign
14 entities are used by contractors of the Depart-
15 ment.

16 (C) The nature of the use described in sub-
17 paragraph (B).

18 (D) An assessment of the national security
19 threats associated with using covered unmanned
20 ground vehicle systems in applications of the
21 Department. Such assessment shall cover con-
22 cerns relating to the following:

23 (i) Cybersecurity.

24 (ii) Technological maturity of the sys-
25 tems.

1 (iii) Technological vulnerabilities in
2 the systems that may be exploited by for-
3 eign adversaries of the United States.

4 (E) Actions taken by the Department to
5 identify covered foreign entities that—

6 (i) develop or manufacture covered
7 unmanned ground vehicle systems; and

8 (ii) have a military-civil nexus on the
9 list maintained by the Department under
10 section 1260H(b) of the William M. (Mac)
11 Thornberry National Defense Authoriza-
12 tion Act for Fiscal Year 2021 (Public Law
13 116–283; 10 U.S.C. 113 note).

14 (F) The feasibility and advisability of di-
15 recting the Defense Innovation Unit, or another
16 entity in the Department of Defense, to develop
17 a list of United States manufacturers of covered
18 unmanned ground vehicle systems.

19 (G) A recommendation on whether a prohi-
20 bition on the procurement and operation of cov-
21 ered unmanned ground vehicle systems is in the
22 best interest of the Department.

23 (b) PROHIBITION ON PROCUREMENT AND OPER-
24 ATION BY DEPARTMENT OF DEFENSE OF COVERED UN-

1 MANNED GROUND VEHICLE SYSTEMS FROM COVERED
2 FOREIGN ENTITIES.—

3 (1) PROHIBITION.—

4 (A) IN GENERAL.—Not later than one year
5 after the date of the enactment of this Act, ex-
6 cept as provided in paragraph (2), the Sec-
7 retary of Defense may not procure or operate
8 any covered unmanned ground vehicle system
9 that is manufactured or assembled by a covered
10 foreign entity.

11 (B) APPLICABILITY TO CONTRACTED
12 SERVICES.—The prohibition under subpara-
13 graph (A) with respect to the operation of cov-
14 ered unmanned ground vehicles systems applies
15 to any such system that is being used by the
16 Department of Defense through the method of
17 contracting for the services of such systems.

18 (2) EXCEPTION.—The Secretary of Defense is
19 exempt from any restrictions under subsection (a) in
20 a case in which the Secretary determines that the
21 procurement or operation—

22 (A) is required in the national interest of
23 the United States; and

24 (B) is for the sole purposes of—

1 (i) research, evaluation, training, test-
2 ing, or analysis for electronic warfare, in-
3 formation warfare operations, cybersecu-
4 rity, or the development of unmanned
5 ground vehicle system or counter-un-
6 manned ground vehicle system technology;
7 or

8 (ii) conducting counterterrorism or
9 counterintelligence activities, protective
10 missions, Federal criminal or national se-
11 curity investigations (including forensic ex-
12 aminations), electronic warfare, informa-
13 tion warfare operations, cybersecurity ac-
14 tivities, or the development of unmanned
15 ground vehicle system or counter-un-
16 manned ground vehicle system technology.

17 (c) DEFINITIONS.—In this section:

18 (1) COVERED FOREIGN COUNTRY.—The term
19 “covered foreign country” means any of the fol-
20 lowing:

21 (A) The People’s Republic of China.

22 (B) The Russian Federation.

23 (C) The Islamic Republic of Iran.

24 (D) The Democratic People’s Republic of
25 Korea

1 (2) COVERED FOREIGN ENTITY.—The term
2 “covered foreign entity” means an entity that is
3 domiciled in a covered foreign country or subject to
4 influence or control by the government of a covered
5 foreign country, as determined by the Secretary of
6 Defense.

7 (3) COVERED UNMANNED GROUND VEHICLE
8 SYSTEM.—The term “covered unmanned ground ve-
9 hicle system”—

10 (A) means a mechanical device that—

11 (i) is capable of locomotion, naviga-
12 tion, or movement on the ground; and

13 (ii) operates at a distance from one or
14 more operators or supervisors based on
15 commands or in response to sensor data,
16 or through any combination thereof; and

17 (B) includes—

18 (i) remote surveillance vehicles, auton-
19 omous patrol technologies, mobile robotics,
20 and humanoid robots; and

21 (ii) the vehicle, its payload, and any
22 external device used to control the vehicle.

1 **SEC. 6068. EXPANDING COOPERATIVE RESEARCH AND DE-**
2 **VELOPMENT AGREEMENTS TO PARTNER-**
3 **SHIPS WITH UNITED STATES TERRITORIAL**
4 **GOVERNMENTS.**

5 Section 12 of the Stevenson-Wydler Technology Inno-
6 vation Act of 1980 (15 U.S.C. 3710a) is amended—

7 (1) in subsection (a)(1), by striking “State or
8 local government” and inserting “State, local, or ter-
9 ritorial government”; and

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

11 “(h) TERRITORIAL GOVERNMENTS.—For the pur-
12 poses of this section, the government of a territory of the
13 United States shall be considered a non-Federal party.”.

14 **SEC. 6069. PRESERVATION OF AFFORDABLE HOUSING RE-**
15 **SOURCES.**

16 (a) FACILITATING PREPAYMENT OF INDEBTEDNESS
17 FOR CERTAIN PROPERTIES.—In fiscal year 2024, the Sec-
18 retary of Housing and Urban Development (referred to
19 in this section as the “Secretary”) may waive or specify
20 alternative requirements for any provision of section 202
21 of the Housing Act of 1959 (12 U.S.C. 1701q) (as in ef-
22 fect before the date of enactment of the Cranston-Gon-
23 zalez National Affordable Housing Act (42 U.S.C. 12701
24 et seq.)) and section 811 of the American Homeownership
25 and Economic Opportunity Act of 2010 (12 U.S.C. 1701q
26 note; Public Law 106–569), except for requirements relat-

1 ing to fair housing, nondiscrimination, labor standards,
2 and the environment, in order to facilitate prepayment of
3 any indebtedness relating to any remaining principal and
4 interest under a loan made under section 202 of the Hous-
5 ing Act of 1959 (12 U.S.C. 1701q) (as in effect before
6 the date of enactment of the Cranston-Gonzalez National
7 Affordable Housing Act (42 U.S.C. 12701 et seq.)) for
8 a property that consists of not more than 15 units, is lo-
9 cated in a municipality with a population of not more than
10 15,000 individuals, is within 5 years of maturity, is no
11 longer effectively serving a need in the community, is func-
12 tionally obsolescent, and for which the Secretary has de-
13 termined that the property prepayment is part of a trans-
14 action, including a transaction involving transfer or re-
15 placement contracts described in subsection (b), that will
16 provide rental housing assistance for the elderly or persons
17 with disabilities on terms of at least equal duration and
18 at least as advantageous to existing and future tenants
19 as the terms required by current loan agreements entered
20 into under any provisions of law.

21 (b) TRANSFER OR REPLACEMENT OF CONTRACT.—

22 (1) IN GENERAL.—Notwithstanding any con-
23 trary provision of law, in order to preserve afford-
24 able housing resources, upon a prepayment of a loan
25 described in subsection (a), the Secretary may trans-

1 “(1) take in-kind royalty gas from any lease on
2 the McAlester Army Ammunition Plant in
3 McAlester, Oklahoma; and

4 “(2) sell such royalty gas to the Department of
5 Defense in accordance with subsection (h)(1), for
6 use only at that plant, only for energy resilience pur-
7 poses, and only to the extent necessary to meet the
8 natural gas needs of that plant.”.

9 **SEC. 6071. OUTBOUND INVESTMENT TRANSPARENCY.**

10 (a) IN GENERAL.—The Defense Production Act of
11 1950 (50 U.S.C. 4501 et seq.) is amended by adding at
12 the end the following:

13 **“TITLE VIII—PROTECTION OF**
14 **COVERED SECTORS**

15 **“SEC. 801. DEFINITIONS.**

16 “In this title:

17 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
18 TEES.—The term ‘appropriate congressional com-
19 mittees’ means—

20 “(A) the Committee on Banking, Housing,
21 and Urban Affairs and the Committee on Com-
22 merce, Science, and Transportation of the Sen-
23 ate; and

1 “(B) the Committee on Financial Services
2 and the Committee on Energy and Commerce
3 of the House of Representatives.

4 “(2) COUNTRY OF CONCERN.—The term ‘coun-
5 try of concern’ means, subject to such regulations as
6 may be prescribed in accordance with section 806, a
7 country specified in section 4872(d)(2) of title 10,
8 United States Code.

9 “(3) COVERED ACTIVITY.—

10 “(A) IN GENERAL.—Subject to such regu-
11 lations as may be prescribed in accordance with
12 section 806, and except as provided in subpara-
13 graph (B), the term ‘covered activity’ means
14 any activity engaged in by a United States per-
15 son in a related covered sector that involves—

16 “(i) an acquisition by such United
17 States person of an equity interest or con-
18 tingent equity interest, or monetary capital
19 contribution, in a covered foreign entity,
20 directly or indirectly, by contractual com-
21 mitment or otherwise, with the goal of gen-
22 erating income or gain;

23 “(ii) an arrangement for an interest
24 held by such United States person in the
25 short- or long-term debt obligations of a

1 covered foreign entity that includes govern-
2 ance rights that are characteristic of an
3 equity investment, management, or other
4 important rights, as defined in regulations
5 prescribed in accordance with section 806;

6 “(iii) the establishment of a wholly
7 owned subsidiary in a country of concern,
8 such as a greenfield investment, for the
9 purpose of production, design, testing,
10 manufacturing, fabrication, or development
11 related to one or more covered sectors;

12 “(iv) the establishment by such
13 United States person of a joint venture in
14 a country of concern or with a covered for-
15 eign entity for the purpose of production,
16 design, testing, manufacturing, fabrication,
17 or research involving one or more covered
18 sectors, or other contractual or other com-
19 mitments involving a covered foreign entity
20 to jointly research and develop new innova-
21 tion, including through the transfer of cap-
22 ital or intellectual property or other busi-
23 ness proprietary information; or

1 “(v) the acquisition by a United
2 States person with a covered foreign entity
3 of—

4 “(I) operational cooperation, such
5 as through supply or support arrange-
6 ments;

7 “(II) the right to board represen-
8 tation (as an observer, even if limited,
9 or as a member) or an executive role
10 (as may be defined through regula-
11 tion) in a covered foreign entity;

12 “(III) the ability to direct or in-
13 fluence such operational decisions as
14 may be defined through such regula-
15 tions;

16 “(IV) formal governance rep-
17 resentation in any operating affiliate,
18 like a portfolio company, of a covered
19 foreign entity; or

20 “(V) a new relationship to share
21 or provide business services, such as
22 but not limited to financial services,
23 marketing services, maintenance, or
24 assembly functions, related to covered
25 sectors.

1 commonly referred to as ‘over-the-
2 counter,’ in any jurisdiction; or

3 “(II) a security issued by—

4 “(aa) any investment com-
5 pany (as that term is defined in
6 section 3(a)(1) of the Investment
7 Company Act of 1940, as amend-
8 ed, at 15 U.S.C. 80a-3(a)(1))
9 that is registered with the Securi-
10 ties and Exchange Commission,
11 such as index funds, mutual
12 funds, or exchange traded funds;

13 “(bb) any company that has
14 elected to be a business develop-
15 ment company pursuant to sec-
16 tion 54 of the Investment Com-
17 pany Act of 1940 (15 U.S.C.
18 80a-53); or

19 “(cc) any derivative of item
20 (aa) or (bb);

21 “(v) any ancillary transaction under-
22 taken by a financial institution (as that
23 term is defined in defined in section 5312
24 of title 31, United States Code); or

1 “(vi) the creation, contribution to, or
2 provision of software distributed under
3 open source licenses that permit down-
4 stream users to use, reproduce, distribute,
5 copy, create derivative works of, and make
6 modifications to the software.

7 “(C) ANCILLARY TRANSACTION DE-
8 FINED.—In this paragraph, the term ‘ancillary
9 transaction’ means the processing, settling,
10 clearing or sending of payments and cash trans-
11 actions, underwriting services, credit rating
12 services, and other services ordinarily incident
13 to and part of the provision of financial serv-
14 ices, such as opening bank accounts, direct cus-
15 tody services, foreign exchange services, remit-
16 tances services, and safe deposit services.

17 “(4) COVERED FOREIGN ENTITY.—

18 “(A) IN GENERAL.—Subject to regulations
19 prescribed in accordance with section 806, and
20 except as provided in subparagraph (B), the
21 term ‘covered foreign entity’ means—

22 “(i) any entity that is incorporated in,
23 has a principal place of business in, or is
24 organized under the laws of a country of
25 concern;

1 “(ii) any entity the equity securities of
2 which are primarily traded in the ordinary
3 course of business on one or more ex-
4 changes in a country of concern;

5 “(iii) any entity in which any entity
6 described in subclause (i) or (ii) holds, in-
7 dividually or in the aggregate, directly or
8 indirectly, an ownership interest of greater
9 than 50 percent; or

10 “(iv) any other entity that is not a
11 United States person and that meets such
12 criteria as may be specified by the Sec-
13 retary of the Treasury in such regulations.

14 “(B) EXCEPTION.—The term ‘covered for-
15 eign entity’ does not include any entity de-
16 scribed in subparagraph (A) that can dem-
17 onstrate that a majority of the equity interest
18 in the entity is ultimately owned by—

19 “(i) nationals of the United States; or

20 “(ii) nationals of such countries (other
21 than countries of concern) as are identified
22 for purposes of this subparagraph pursu-
23 ant to regulations prescribed in accordance
24 with section 806.

1 “(5) COVERED SECTORS.—Subject to regula-
2 tions prescribed in accordance with section 806, the
3 term ‘covered sectors’ includes sectors within the fol-
4 lowing areas, as specified in such regulations:

5 “(A) Advanced semiconductors and micro-
6 electronics.

7 “(B) Artificial intelligence.

8 “(C) Quantum information science and
9 technology.

10 “(D) Hypersonics.

11 “(E) Satellite-based communications.

12 “(F) Networked laser scanning systems
13 with dual-use applications.

14 “(6) PARTY.—The term ‘party’, with respect to
15 an activity, has the meaning given that term in reg-
16 ulations prescribed in accordance with section 806.

17 “(7) UNITED STATES.—The term ‘United
18 States’ means the several States, the District of Co-
19 lumbia, and any territory or possession of the
20 United States.

21 “(8) UNITED STATES PERSON.—The term
22 ‘United States person’ means—

23 “(A) an individual who is a citizen or na-
24 tional of the United States or an alien lawfully

1 admitted for permanent residence in the United
2 States; and

3 “(B) any corporation, partnership, or other
4 entity organized under the laws of the United
5 States or the laws of any jurisdiction within the
6 United States.

7 **“SEC. 802. ADMINISTRATION OF UNITED STATES INVEST-**
8 **MENT NOTIFICATION.**

9 “(a) IN GENERAL.—The President shall delegate the
10 authorities and functions under this title to the Secretary
11 of the Treasury.

12 “(b) COORDINATION.—In carrying out the duties of
13 the Secretary under this title, the Secretary shall—

14 “(1) coordinate with the Secretary of Com-
15 merce; and

16 “(2) consult with the United States Trade Rep-
17 resentative, the Secretary of Defense, the Secretary
18 of State, and the Director of National Intelligence.

19 **“SEC. 803. MANDATORY NOTIFICATION OF COVERED AC-**
20 **TIVITIES.**

21 “(a) MANDATORY NOTIFICATION.—

22 “(1) IN GENERAL.—Subject to regulations pre-
23 scribed in accordance with section 806, beginning on
24 the date that is 90 days after such regulations take

1 effect, a United States person that plans to engage
2 in a covered activity shall—

3 “(A) if such covered activity is not a se-
4 cured transaction, submit to the Secretary of
5 the Treasury a complete written notification of
6 the activity not later than 14 days before the
7 anticipated completion date of the activity; and

8 “(B) if such covered activity is a secured
9 transaction, submit to the Secretary of the
10 Treasury a complete written notification of the
11 activity not later than 14 days after the comple-
12 tion date of the activity.

13 “(2) CIRCULATION OF NOTIFICATION.—

14 “(A) IN GENERAL.—The Secretary shall,
15 upon receipt of a notification under paragraph
16 (1), promptly inspect the notification for com-
17 pleteness.

18 “(B) INCOMPLETE NOTIFICATIONS.—If a
19 notification submitted under paragraph (1) is
20 incomplete, the Secretary shall promptly inform
21 the United States person that submits the noti-
22 fication that the notification is not complete
23 and provide an explanation of relevant material
24 respects in which the notification is not com-
25 plete.

1 “(3) IDENTIFICATION OF NON-NOTIFIED ACTIV-
2 ITY.—The Secretary shall establish a process to
3 identify covered activities for which—

4 “(A) a notification is not submitted to the
5 Secretary under paragraph (1); and

6 “(B) information is reasonably available.

7 “(b) CONFIDENTIALITY OF INFORMATION.—

8 “(1) IN GENERAL.—Except as provided in para-
9 graph (2), any information or documentary material
10 filed with the Secretary of the Treasury pursuant to
11 this section shall be exempt from disclosure under
12 section 552 of title 5, United States Code, and no
13 such information or documentary material may be
14 made public by any government agency or Member
15 of Congress.

16 “(2) EXCEPTIONS.—The exemption from disclo-
17 sure provided by paragraph (1) shall not prevent the
18 disclosure of the following:

19 “(A) Information relevant to any adminis-
20 trative or judicial action or proceeding.

21 “(B) Information provided to Congress or
22 any of the appropriate congressional commit-
23 tees.

24 “(C) Information important to the national
25 security analysis or actions of the President to

1 any domestic governmental entity, or to any
2 foreign governmental entity of an ally or part-
3 ner of the United States, under the direction
4 and authorization of the President or the Sec-
5 retary, only to the extent necessary for national
6 security purposes, and subject to appropriate
7 confidentiality and classification requirements.

8 “(D) Information that the parties have
9 consented to be disclosed to third parties.

10 **“SEC. 804. REPORTING REQUIREMENTS.**

11 “(a) IN GENERAL.—Not later than 360 days after
12 the date on which the regulations prescribed under section
13 806 take effect, and not less frequently than annually
14 thereafter, the Secretary of the Treasury shall submit to
15 the appropriate congressional committees a report that—

16 “(1) lists all notifications submitted under sec-
17 tion 803(a) during the year preceding submission of
18 the report and includes, with respect to each such
19 notification—

20 “(A) basic information on each party to
21 the covered activity with respect to which the
22 notification was submitted; and

23 “(B) the nature of the covered activity that
24 was the subject to the notification, including

1 the elements of the covered activity that neces-
2 sitated a notification;

3 “(2) includes a summary of those notifications,
4 disaggregated by sector, by covered activity, and by
5 country of concern;

6 “(3) provides additional context and informa-
7 tion regarding trends in the sectors, the types of
8 covered activities, and the countries involved in those
9 notifications;

10 “(4) includes a description of the national secu-
11 rity risks associated with—

12 “(A) the covered activities with respect to
13 which those notifications were submitted; or

14 “(B) categories of such activities; and

15 “(5) assesses the overall impact of those notifi-
16 cations, including recommendations for—

17 “(A) expanding existing Federal programs
18 to support the production or supply of covered
19 sectors in the United States, including the po-
20 tential of existing authorities to address any re-
21 lated national security concerns;

22 “(B) investments needed to enhance cov-
23 ered sectors and reduce dependence on coun-
24 tries of concern regarding those sectors; and

1 “(C) the continuation, expansion, or modi-
2 fication of the implementation and administra-
3 tion of this title, including recommendations
4 with respect to whether the definition of ‘coun-
5 try of concern’ under section 801(2) should be
6 amended to add or remove countries.

7 “(b) FORM OF REPORT.—Each report required by
8 this section shall be submitted in unclassified form, but
9 may include a classified annex.

10 “(c) TESTIMONY REQUIRED.—Not later than one
11 year after the date of enactment of this title, and annually
12 thereafter, the Secretary of the Treasury and the Sec-
13 retary of Commerce shall each provide to the Committee
14 on Banking, Housing, and Urban Affairs of the Senate
15 and the Committee on Financial Services of the House of
16 Representatives testimony with respect to the national se-
17 curity threats relating to investments by United States
18 persons in countries of concern and broader international
19 capital flows.

20 **“SEC. 805. PENALTIES AND ENFORCEMENT.**

21 “(a) PENALTIES WITH RESPECT TO UNLAWFUL
22 ACTS.—Subject to regulations prescribed in accordance
23 with section 806, it shall be unlawful—

24 “(1) to fail to submit a notification under sub-
25 section (a) of section 803 with respect to a covered

1 activity or to submit other information as required
2 by the Secretary of the Treasury; or

3 “(2) to make a material misstatement or to
4 omit a material fact in any information submitted to
5 the Secretary under this title.

6 “(b) ENFORCEMENT.—The President may direct the
7 Attorney General to seek appropriate relief in the district
8 courts of the United States, in order to implement and
9 enforce this title.

10 **“SEC. 806. REQUIREMENT FOR REGULATIONS.**

11 “(a) IN GENERAL.—Not later than 360 days after
12 the date of the enactment of this title, the Secretary of
13 the Treasury shall finalize regulations to carry out this
14 title.

15 “(b) ELEMENTS.—Regulations prescribed to carry
16 out this title shall include specific examples of the types
17 of—

18 “(1) activities that will be considered to be cov-
19 ered activities; and

20 “(2) the specific sectors and subsectors that
21 may be considered to be covered sectors.

22 “(c) REQUIREMENTS FOR CERTAIN REGULATIONS.—
23 The Secretary of the Treasury shall prescribe regulations
24 further defining the terms used in this title, including ‘cov-
25 ered activity’, ‘covered foreign entity’, and ‘party’, in ac-

1 cordance with subchapter II of chapter 5 and chapter 7
2 of title 5 (commonly known as the ‘Administrative Proce-
3 dure Act’).

4 “(d) PUBLIC PARTICIPATION IN RULEMAKING.—The
5 provisions of section 709 shall apply to any regulations
6 issued under this title.

7 “(e) LOW-BURDEN REGULATIONS.—In prescribing
8 regulations under this section, the Secretary of the Treas-
9 ury shall structure the regulations—

10 “(1) to minimize the cost and complexity of
11 compliance for affected parties;

12 “(2) to ensure the benefits of the regulations
13 outweigh their costs;

14 “(3) to adopt the least burdensome alternative
15 that achieves regulatory objectives;

16 “(4) to prioritize transparency and stakeholder
17 involvement in the process of prescribing the regula-
18 tions; and

19 “(5) to regularly review and streamline existing
20 regulations to reduce redundancy and complexity.

21 **“SEC. 807. MULTILATERAL ENGAGEMENT AND COORDINA-**
22 **TION.**

23 “(a) IN GENERAL.—The President shall delegate the
24 authorities and functions under this section to the Sec-
25 retary of State.

1 “(b) AUTHORITIES.—The Secretary of State, in co-
2 ordination with the Secretary of the Treasury, the Sec-
3 retary of Commerce, the United States Trade Representa-
4 tive, and the Director of National Intelligence, shall—

5 “(1) conduct bilateral and multilateral engage-
6 ment with the governments of countries that are al-
7 lies and partners of the United States to ensure co-
8 ordination of protocols and procedures with respect
9 to covered activities with countries of concern and
10 covered foreign entities; and

11 “(2) upon adoption of protocols and procedures
12 described in paragraph (1), work with those govern-
13 ments to establish mechanisms for sharing informa-
14 tion, including trends, with respect to such activities.

15 “(c) STRATEGY FOR DEVELOPMENT OF OUTBOUND
16 INVESTMENT SCREENING MECHANISMS.—The Secretary
17 of State, in coordination with the Secretary of the Treas-
18 ury and in consultation with the Attorney General, shall—

19 “(1) develop a strategy to work with countries
20 that are allies and partners of the United States to
21 develop mechanisms comparable to this title for the
22 notification of covered activities; and

23 “(2) provide technical assistance to those coun-
24 tries with respect to the development of those mech-
25 anisms.

1 “(d) REPORT.—

2 “(1) IN GENERAL.—Not later than 90 days
3 after the development of the strategy required by
4 subsection (b), and annually thereafter for a period
5 of 5 years, the Secretary of State shall submit to the
6 appropriate congressional committees a report that
7 includes the strategy, the status of implementing the
8 strategy, and a description of any impediments to
9 the establishment of mechanisms comparable to this
10 title by allies and partners.

11 “(2) APPROPRIATE CONGRESSIONAL COMMIT-
12 TEES DEFINED.—In this subsection, the term ‘ap-
13 propriate congressional committees’ means—

14 “(A) the Committee on Foreign Relations,
15 the Committee on Finance, the Committee on
16 Banking, Housing, and Urban Affairs, the
17 Committee on Commerce, Science, and Trans-
18 portation, and the Select Committee on Intel-
19 ligence of the Senate; and

20 “(B) the Committee on Foreign Affairs,
21 the Committee on Ways and Means, the Com-
22 mittee on Financial Services, the Committee on
23 Energy and Commerce, and the Permanent Se-
24 lect Committee on Intelligence of the House of
25 Representatives.

1 **“SEC. 808. AUTHORIZATION OF APPROPRIATIONS.**

2 “(a) IN GENERAL.—There are authorized to be ap-
3 propriated such sums as may be necessary to carry out
4 this title, including to provide outreach to industry and
5 persons affected by this title.

6 “(b) HIRING AUTHORITY.—The head of any agency
7 designated as a lead agency under section 802(b) may ap-
8 point, without regard to the provisions of sections 3309
9 through 3318 of title 5, United States Code, not more
10 than 25 candidates directly to positions in the competitive
11 service (as defined in section 2102 of that title) in that
12 agency. The primary responsibility of individuals in posi-
13 tions authorized under the preceding sentence shall be to
14 administer this title.

15 **“SEC. 809. RULE OF CONSTRUCTION WITH RESPECT TO**
16 **FREE AND FAIR COMMERCE.**

17 “Nothing in this title may be construed to restrain
18 or deter foreign investment in the United States, United
19 States investment abroad, or trade in goods or services,
20 if such investment and trade do not pose a risk to the
21 national security of the United States.”.

22 (b) SUNSET.—This section and the amendments
23 made by this section shall terminate on the date that is
24 5 years after the date of the enactment of this Act.

1 **SEC. 6072. TREATMENT OF PAYMENTS FROM THE RAIL-**
2 **ROAD UNEMPLOYMENT INSURANCE AC-**
3 **COUNT.**

4 (a) AMENDMENTS.—Section 235 of the Continued
5 Assistance to Rail Workers Act of 2020 (subchapter III
6 of title II of division N of Public Law 116–260; 2 U.S.C.
7 906 note) is amended—

8 (1) in subsection (b)—

9 (A) by striking paragraphs (1) and (2);
10 and

11 (B) by striking “subsection (a)—” and in-
12 sserting “subsection (a) shall take effect 7 days
13 after the date of enactment of the Continued
14 Assistance to Rail Workers Act of 2020.”; and

15 (2) by striking subsection (c).

16 (b) APPLICABILITY.—The amendments made by sub-
17 section (a) shall apply as if enacted on the day before the
18 date on which the national emergency concerning the novel
19 coronavirus disease (COVID–19) outbreak declared by the
20 President on March 13, 2020, under the National Emer-
21 gencies Act (50 U.S.C. 1601 et seq.) terminates.

22 (c) OFFSET FROM TECHNOLOGY MODERNIZATION
23 FUND.—Of the unobligated balances of the amount made
24 available under section 4011 of the American Rescue Plan
25 Act of 2021 (135 Stat. 80), \$13,000,000 are rescinded.

1 **SEC. 6073. RECORDS PRESERVATION PROCESSES FOR CER-**
2 **TAIN AT-RISK AFGHAN ALLIES.**

3 (a) DEFINITION OF AFGHAN ALLY.—In this section
4 and only for the purpose of the Department of Defense
5 records preservation processes established by this section,
6 the term “Afghan ally” means an alien who is a citizen
7 or national of Afghanistan, or in the case of an alien hav-
8 ing no nationality, an alien who last habitually resided in
9 Afghanistan, who—

10 (1) was—

11 (A) a member of—

12 (i) the special operations forces of the
13 Afghanistan National Defense and Secu-
14 rity Forces;

15 (ii) the Afghanistan National Army
16 Special Operations Command;

17 (iii) the Afghan Air Force; or

18 (iv) the Special Mission Wing of Af-
19 ghanistan;

20 (B) a female member of any other entity
21 of the Afghanistan National Defense and Secu-
22 rity Forces, including—

23 (i) a cadet or instructor at the Af-
24 ghanistan National Defense University;

25 and

1 (ii) a civilian employee of the Ministry
2 of Defense or the Ministry of Interior Af-
3 fairs;

4 (C) an individual associated with former
5 Afghan military and police human intelligence
6 activities, including operators and Department
7 of Defense sources;

8 (D) an individual associated with former
9 Afghan military counterintelligence, counterter-
10 rorism, or counternarcotics;

11 (E) an individual associated with the
12 former Afghan Ministry of Defense, Ministry of
13 Interior Affairs, or court system, and who was
14 involved in the investigation, prosecution or de-
15 tention of combatants or members of the
16 Taliban or criminal networks affiliated with the
17 Taliban;

18 (F) an individual employed in the former
19 justice sector in Afghanistan as a judge, pros-
20 ecutor, or investigator who was engaged in rule
21 of law activities for which the United States
22 provided funding or training; or

23 (G) a senior military officer, senior enlisted
24 personnel, or civilian official who served on the
25 staff of the former Ministry of Defense or the

1 former Ministry of Interior Affairs of Afghani-
2 stan; and

3 (2) provided service to an entity or organization
4 described in paragraph (1) for not less than 1 year
5 during the period beginning on December 22, 2001,
6 and ending on September 1, 2021, and did so in
7 support of the United States mission in Afghanistan.

8 (b) INCLUSIONS.—For purposes of this section, the
9 Afghanistan National Defense and Security Forces in-
10 cludes members of the security forces under the Ministry
11 of Defense and the Ministry of Interior Affairs of the Is-
12 lamic Republic of Afghanistan, including the Afghanistan
13 National Army, the Afghan Air Force, the Afghanistan
14 National Police, and any other entity designated by the
15 Secretary of Defense as part of the Afghanistan National
16 Defense and Security Forces during the relevant period
17 of service of the applicant concerned.

18 (c) AFGHAN ALLIES RECORDS PRESERVATION PRO-
19 GRAM.—

20 (1) IN GENERAL.—Not later than 180 days
21 after the date of the enactment of this Act, the Sec-
22 retary of Defense shall establish a process by which
23 an individual may apply to the Secretary of Defense
24 for classification as an Afghan ally.

1 (2) APPLICATION SYSTEM.—The process estab-
2 lished under paragraph (1) shall—

3 (A) include the development and mainte-
4 nance of a secure online portal through which
5 applicants may provide information verifying
6 their status as Afghan allies and upload sup-
7 porting documentation; and

8 (B) allow—

9 (i) an applicant to submit his or her
10 own application;

11 (ii) a designee of an applicant to sub-
12 mit an application on behalf of the appli-
13 cant; and

14 (iii) the submission of an application
15 regardless of where the applicant is lo-
16 cated, provided that the applicant is out-
17 side the United States.

18 (3) REVIEW PROCESS.—As soon as practicable
19 after receiving a request for classification described
20 in paragraph (1), the Secretary of Defense shall—

21 (A) review—

22 (i) the service record of the applicant,
23 if available;

24 (ii) if the applicant provides a service
25 record or other supporting documentation,

1 any information within the internal or con-
2 tractor-held records of the Department of
3 Defense that helps verify the service record
4 concerned, including information or an at-
5 testation provided by any current or
6 former official of the Department of De-
7 fense who has personal knowledge of the
8 eligibility of the applicant for such classi-
9 fication; and

10 (iii) available data holdings in the pos-
11 session of the Department of Defense or
12 any contractor of the Department of De-
13 fense, including as applicable biographic
14 and biometric records, iris scans, finger-
15 prints, voice biometric information, hand
16 geometry biometrics, other identifiable in-
17 formation, and any other information re-
18 lated to the applicant, including relevant
19 derogatory information; and

20 (B)(i) in a case in which the Secretary of
21 Defense determines that the applicant is an Af-
22 ghan ally without significant derogatory infor-
23 mation, the Secretary shall preserve a complete
24 record of such application for potential future

1 use by the applicant or a designee of the appli-
2 cant; and

3 (ii) include with such preserved record—

4 (I) any service record concerned, if
5 available;

6 (II) if the applicant provides a service
7 record, any information that helps verify
8 the service record concerned; and

9 (III) any biometrics for the applicant.

10 (4) REVIEW PROCESS FOR DENIAL OF REQUEST
11 FOR RECORDS PRESERVATION.—

12 (A) IN GENERAL.—In the case of an appli-
13 cant with respect to whom the Secretary of De-
14 fense denies a request for classification and
15 records preservation based on a determination
16 that the applicant is not an Afghan ally or
17 based on derogatory information—

18 (i) the Secretary shall provide the ap-
19 plicant with a written notice of the denial
20 that provides, to the maximum extent
21 practicable, a description of the basis for
22 the denial, including the facts and infer-
23 ences, or evidentiary gaps, underlying the
24 individual determination; and

1 (ii) the applicant shall be provided an
2 opportunity to submit not more than 1
3 written appeal to the Secretary for each
4 such denial.

5 (B) DEADLINE FOR APPEAL.—An appeal
6 under clause (ii) of subparagraph (A) shall be
7 submitted—

8 (i) not more than 120 days after the
9 date on which the applicant concerned re-
10 ceives notice under clause (i) of that sub-
11 paragraph; or

12 (ii) on any date thereafter, at the dis-
13 cretion of the Secretary of Defense.

14 (C) REQUEST TO REOPEN.—

15 (i) IN GENERAL.—An applicant who
16 receives a denial under subparagraph (A)
17 may submit a request to reopen a request
18 for classification and records preservation
19 under the process established under para-
20 graph (1) so that the applicant may pro-
21 vide additional information, clarify existing
22 information, or explain any unfavorable in-
23 formation.

24 (ii) LIMITATION.—After considering 1
25 such request to reopen from an applicant,

1 the Secretary of Defense may deny subse-
2 quent requests to reopen submitted by the
3 same applicant.

4 (5) TERMINATION.—The application process
5 under this subsection shall terminate on the date
6 that—

7 (A) is not earlier than ten years after the
8 date of the enactment of this Act; and

9 (B) on which the Secretary of Defense
10 makes a determination that such termination is
11 in the national interest of the United States.

12 (6) GENERAL PROVISIONS.—

13 (A) PROHIBITION ON FEES.—The Sec-
14 retary of Defense may not charge any fee in
15 connection with a request for a classification or
16 records preservation under this section.

17 (B) DEFENSE PERSONNEL.—Any limita-
18 tion in law with respect to the number of per-
19 sonnel within the Office of the Secretary of De-
20 fense, the military departments, or a Defense
21 Agency (as defined in section 101(a) of title 10,
22 United States Code) shall not apply to per-
23 sonnel employed for the primary purpose of car-
24 rying out this section.

1 (C) REPRESENTATION.—An alien applying
2 for records preservation under this section may
3 be represented during the application process,
4 including at relevant interviews and examina-
5 tions, by an attorney or other accredited rep-
6 resentative. Such representation shall not be at
7 the expense of the United States Government.

8 **SEC. 6074. CONGRESSIONAL GOLD MEDAL.**

9 (a) FINDINGS.—Congress finds the following:

10 (1) Jens Stoltenberg served as the Prime Min-
11 ister of Norway from 2000 to 2001 and 2005 to
12 2013.

13 (2) Norway was a founding member of the
14 North Atlantic Treaty Organization (referred to in
15 this Act as “NATO”) on April 4, 1949.

16 (3) As Prime Minister of Norway, Jens
17 Stoltenberg oversaw Norway’s increased defense
18 spending levels and the modernization of the Nor-
19 wegian Armed Forces.

20 (4) A primary objective of NATO is to provide
21 security and support to member nations and pro-
22 mote democratic values to ensure stability and
23 peace.

24 (5) Jens Stoltenberg assumed the position of
25 Secretary General of NATO in October 2014.

1 (6) The United States was the first NATO
2 member to support Jens Stoltenberg's appointment
3 as Secretary General.

4 (7) Jens Stoltenberg has led NATO through
5 significant new investments, reinforced its capabili-
6 ties and enhanced the collective defense of the Alli-
7 ance.

8 (8) Jens Stoltenberg has advocated for greater
9 burden sharing among members of the NATO Alli-
10 ance, and under his leadership the Alliance will see
11 23 member countries reach or exceed the 2 percent
12 defense spending commitment by 2024, compared to
13 4 member countries in 2014.

14 (9) Jens Stoltenberg's commitment to better
15 burden sharing has resulted in a stronger and more
16 sustainable Alliance than at any other time in
17 NATO history.

18 (10) Under Jens Stoltenberg's leadership,
19 NATO has successfully undergone multiple enlarge-
20 ment periods and has extended membership to Fin-
21 land, Montenegro, North Macedonia and Sweden.

22 (11) In addition to bolstering the collective se-
23 curity of the Alliance, NATO enlargement indicates
24 that an increasing number of countries are meeting
25 key benchmarks on the military, political and legal

1 requirements needed for NATO accession, enhancing
2 interoperability, defense expenditure and intelligence
3 sharing among member countries.

4 (12) Jens Stoltenberg has increased NATO's
5 partnerships with Indo-Pacific countries to cooperate
6 more closely to address our shared global challenges
7 including cyber defense, emergency technologies, and
8 the multitude of challenges posed by the People's
9 Republic of China.

10 (13) Jens Stoltenberg included Indo-Pacific
11 leaders at NATO summits and traveled to the region
12 which further cemented these important partner-
13 ships.

14 (14) Following Russia's full-scale invasion of
15 Ukraine in February 2022, Jens Stoltenberg has led
16 the Alliance in maintaining unprecedented unity
17 against Putin's unprovoked, illegal actions.

18 (15) Since February 2022, NATO members
19 have supplied Ukraine with the equipment and re-
20 sources it needs to defend its democracy and its sov-
21 ereignty.

22 (16) Jens Stoltenberg successfully marshaled
23 political and financial support from Indo-Pacific
24 partners to support Ukraine, including contributions
25 of munitions and military equipment and sizeable fi-

1 nancial contributions to NATO's Comprehensive As-
2 sistance Plan Action Trust Fund for Ukraine.

3 (17) Jens Stoltenberg's mandate was extended
4 a total of 4 times with unanimous support by NATO
5 allies, with 2 extensions agreed to following Russia's
6 unprovoked invasion of Ukraine.

7 (18) Jens Stoltenberg is the second longest-
8 serving Secretary General, serving over 9 years in
9 this position.

10 (19) Jens Stoltenberg has re-committed that
11 the NATO Alliance will stand together against any
12 threat posed to a NATO member, ensuring contin-
13 ued peace and stability within NATO territory and
14 around the world.

15 (b) AWARD AND DESIGN.—

16 (1) AWARD AUTHORIZED.—The Speaker of the
17 House of Representatives and the President pro
18 tempore of the Senate shall make appropriate ar-
19 rangements for the award, on behalf of the Con-
20 gress, of a single gold medal of appropriate design
21 to Jens Stoltenberg, in recognition of his contribu-
22 tions to the security, unity, and defense of the North
23 Atlantic Treaty Organization.

24 (2) DESIGN AND STRIKING.—For purposes of
25 the award referred to in paragraph (1), the Sec-

1 retary of the Treasury (referred to in this Act as the
2 “Secretary”) shall strike a gold medal with suitable
3 emblems, devices, and inscriptions, to be determined
4 by the Secretary. The design shall bear a image of,
5 and inscription of the name of, Jens Stoltenberg.

6 (c) DUPLICATE MEDALS.—The Secretary may strike
7 and sell duplicates in bronze of the gold medal struck
8 under subsection (b), at a price sufficient to cover the
9 costs thereof, including labor, materials, dies, use of ma-
10 chinery, and overhead expenses.

11 (d) STATUS OF MEDALS.—

12 (1) NATIONAL MEDALS.—Medals struck under
13 this Act are national medals for purposes of chapter
14 51 of title 31, United States Code.

15 (2) NUMISMATIC ITEMS.—For purposes of sec-
16 tions 5134 and 5136 of title 31, United States Code,
17 all medals struck under this Act shall be considered
18 to be numismatic items.

19 (e) AUTHORITY TO USE FUND AMOUNTS; PROCEEDS
20 OF SALE.—

21 (1) AUTHORITY TO USE FUND AMOUNTS.—
22 There is authorized to be charged against the
23 United States Mint Public Enterprise Fund such
24 amounts as may be necessary to pay for the costs
25 of the medals struck under this Act.

1 spect to each judicial district, reflect the changes in the
2 total number of permanent district judgeships authorized
3 as a result of subsection (a) of this section, such table
4 is amended—

5 (1) by striking the items relating to Alabama
6 and inserting the following:

“Alabama:	
Northern	8
Middle	3
Southern	3”;

7 (2) by striking the item relating to Arizona and
8 inserting the following:

“Arizona	13”;
----------------	------

9 (3) by striking the items relating to California
10 and inserting the following:

“California:	
Northern	14
Eastern	6
Central	28
Southern	13”;

11 (4) by striking the items relating to Florida and
12 inserting the following:

“Florida:	
Northern	4
Middle	15
Southern	18”;

13 (5) by striking the item relating to Hawaii and
14 inserting the following:

“Hawaii	4”;
---------------	-----

1 (6) by striking the item relating to Kansas and
2 inserting the following:

“Kansas 6”;

3 (7) by striking the items relating to Missouri
4 and inserting the following:

“Missouri:
Eastern 7
Western 5
Eastern and Western 2”;

5 (8) by striking the item relating to New Mexico
6 and inserting the following:

“New Mexico 7”;

7 (9) by striking the items relating to North
8 Carolina and inserting the following:

“North Carolina:
Eastern 4
Middle 4
Western 5”; and

9 (10) by striking the items relating to Texas and
10 inserting the following:

“Texas:
Northern 12
Southern 19
Eastern 8
Western 13”.

11 (c) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated such sums as may be
13 necessary to carry out this section and the amendments
14 made by this section.

1 **SEC. 6076. TEMPORARY JUDGESHIPS IN THE DISTRICT**
2 **COURTS.**

3 (a) **EXISTING JUDGESHIPS.**—The existing judgeships
4 for the district of Hawaii, the district of Kansas, and the
5 eastern district of Missouri authorized by section 203(c)
6 of the Judicial Improvements Act of 1990 (Public Law
7 101–650; 28 U.S.C. 133 note) and the existing judgeships
8 for the northern district of Alabama, the district of Ari-
9 zona, the central district of California, the southern dis-
10 trict of Florida, the district of New Mexico, the western
11 district of North Carolina, and the eastern district of
12 Texas authorized by section 312(c) of the 21st Century
13 Department of Justice Appropriations Authorization Act
14 (Public Law 107–273; 28 U.S.C. 133 note) shall, as of
15 the effective date of this section, be authorized under sec-
16 tion 133 of title 28, United States Code, and the incum-
17 bents in those offices shall hold the office under section
18 133 of title 28, United States Code, as amended by this
19 section.

20 (b) **TABLES.**—In order that the table contained in
21 section 133 of title 28, United States Code, will, with re-
22 spect to each judicial district, reflect the changes in the
23 total number of permanent district judgeships authorized
24 as a result of subsection (a) of this section, such table
25 is amended—

1 (1) by striking the items relating to Alabama
2 and inserting the following:

“Alabama:

Northern	8
Middle	3
Southern	3”;

3 (2) by striking the item relating to Arizona and
4 inserting the following:

“Arizona 13”;

5 (3) by striking the items relating to California
6 and inserting the following:

“California:

Northern	14
Eastern	6
Central	28
Southern	13”;

7 (4) by striking the items relating to Florida and
8 inserting the following:

“Florida:

Northern	4
Middle	15
Southern	18”;

9 (5) by striking the item relating to Hawaii and
10 inserting the following:

“Hawaii 4”;

11 (6) by striking the item relating to Kansas and
12 inserting the following:

“Kansas 6”;

13 (7) by striking the items relating to Missouri
14 and inserting the following:

“Missouri:
 Eastern 7
 Western 5
 Eastern and Western 2”;

1 (8) by striking the item relating to New Mexico
 2 and inserting the following:

“New Mexico 7”;

3 (9) by striking the items relating to North
 4 Carolina and inserting the following:

“North Carolina:
 Eastern 4
 Middle 4
 Western 5”; and

5 (10) by striking the items relating to Texas and
 6 inserting the following:

“Texas:
 Northern 12
 Southern 19
 Eastern 8
 Western 13”.

7 (c) AUTHORIZATION OF APPROPRIATIONS.—There
 8 are authorized to be appropriated such sums as may be
 9 necessary to carry out this section and the amendments
 10 made by this section.

11 **Subtitle I—International Nuclear**
 12 **Energy Act of 2024**

13 **SEC. 6081. SHORT TITLE.**

14 This subtitle may be cited as the “International Nu-
 15 clear Energy Act of 2024”.

1 **SEC. 6082. DEFINITIONS.**

2 In this subtitle:

3 (1) **ADVANCED NUCLEAR REACTOR.**—The term
4 “advanced nuclear reactor” means—

5 (A) a nuclear fission reactor, including a
6 prototype plant (as defined in sections 50.2 and
7 52.1 of title 10, Code of Federal Regulations
8 (or successor regulations)), with significant im-
9 provements compared to reactors operating on
10 October 19, 2016, including improvements such
11 as—

12 (i) additional inherent safety features;

13 (ii) lower waste yields;

14 (iii) improved fuel and material per-
15 formance;

16 (iv) increased tolerance to loss of fuel
17 cooling;

18 (v) enhanced reliability or improved
19 resilience;

20 (vi) increased proliferation resistance;

21 (vii) increased thermal efficiency;

22 (viii) reduced consumption of cooling
23 water and other environmental impacts;

24 (ix) the ability to integrate into elec-
25 tric applications and nonelectric applica-
26 tions;

1 (x) modular sizes to allow for deploy-
2 ment that corresponds with the demand
3 for electricity or process heat; and

4 (xi) operational flexibility to respond
5 to changes in demand for electricity or
6 process heat and to complement integra-
7 tion with intermittent renewable energy or
8 energy storage;

9 (B) a fusion reactor; and

10 (C) a radioisotope power system that uti-
11 lizes heat from radioactive decay to generate
12 energy.

13 (2) ALLY OR PARTNER NATION.—The term
14 “ally or partner nation” means—

15 (A) the Government of any country that is
16 a member of the Organisation for Economic Co-
17 operation and Development;

18 (B) the Government of the Republic of
19 India; and

20 (C) the Government of any country des-
21 ignated as an ally or partner nation by the Sec-
22 retary of State for purposes of this subtitle.

23 (3) APPROPRIATE COMMITTEES OF CON-
24 GRESS.—The term “appropriate committees of Con-
25 gress” means—

1 (A) the Committees on Foreign Relations
2 and Energy and Natural Resources of the Sen-
3 ate; and

4 (B) the Committees on Foreign Affairs
5 and Energy and Commerce of the House of
6 Representatives.

7 (4) ASSISTANT.—The term “Assistant” means
8 the Assistant to the President and Director for
9 International Nuclear Energy Policy described in
10 section 6083(a)(1)(D).

11 (5) ASSOCIATED ENTITY.—The term “associ-
12 ated entity” means an entity that—

13 (A) is owned, controlled, or operated by—

14 (i) an ally or partner nation; or

15 (ii) an associated individual; or

16 (B) is organized under the laws of, or oth-
17 erwise subject to the jurisdiction of, a country
18 described in paragraph (2), including a corpora-
19 tion that is incorporated in a country described
20 in that paragraph.

21 (6) ASSOCIATED INDIVIDUAL.—The term “asso-
22 ciated individual” means a foreign national who is a
23 national of a country described in paragraph (2).

24 (7) CIVIL NUCLEAR.—The term “civil nuclear”
25 means activities relating to—

- 1 (A) nuclear plant construction;
2 (B) nuclear fuel services;
3 (C) nuclear energy financing;
4 (D) nuclear plant operations;
5 (E) nuclear plant regulation;
6 (F) nuclear medicine;
7 (G) nuclear safety;
8 (H) community engagement in areas in
9 reasonable proximity to nuclear sites;
10 (I) infrastructure support for nuclear en-
11 ergy;
12 (J) nuclear plant decommissioning;
13 (K) nuclear liability;
14 (L) safe storage and safe disposal of spent
15 nuclear fuel;
16 (M) environmental safeguards;
17 (N) nuclear nonproliferation and security;
18 and
19 (O) technology related to the matters de-
20 scribed in subparagraphs (A) through (N).
- 21 (8) EMBARKING CIVIL NUCLEAR NATION.—
22 (A) IN GENERAL.—The term “embarking
23 civil nuclear nation” means a country that—
24 (i) does not have a civil nuclear en-
25 ergy program;

1 (ii) is in the process of developing or
2 expanding a civil nuclear energy program,
3 including safeguards and a legal and regu-
4 latory framework, for—

- 5 (I) nuclear safety;
6 (II) nuclear security;
7 (III) radioactive waste manage-
8 ment;
9 (IV) civil nuclear energy;
10 (V) environmental safeguards;
11 (VI) community engagement in
12 areas in reasonable proximity to nu-
13 clear sites;
14 (VII) nuclear liability; or
15 (VIII) advanced nuclear reactor
16 licensing;

17 (iii) is in the process of selecting, de-
18 veloping, constructing, or utilizing ad-
19 vanced light water reactors, advanced nu-
20 clear reactors, or advanced civil nuclear
21 technologies; or

22 (iv) is eligible to receive development
23 lending from the World Bank.

24 (B) EXCLUSIONS.—The term “embarking
25 civil nuclear nation” does not include—

- 1 (i) the People's Republic of China;
- 2 (ii) the Russian Federation;
- 3 (iii) the Republic of Belarus;
- 4 (iv) the Islamic Republic of Iran;
- 5 (v) the Democratic People's Republic
- 6 of Korea;
- 7 (vi) the Republic of Cuba;
- 8 (vii) the Bolivarian Republic of Ven-
- 9 ezuela;
- 10 (viii) the Syrian Arab Republic;
- 11 (ix) Burma; or
- 12 (x) any other country—
- 13 (I) the property or interests in
- 14 property of the government of which
- 15 are blocked pursuant to the Inter-
- 16 national Emergency Economic Powers
- 17 Act (50 U.S.C. 1701 et seq.); or
- 18 (II) the government of which the
- 19 Secretary of State has determined has
- 20 repeatedly provided support for acts
- 21 of international terrorism for purposes
- 22 of—
- 23 (aa) section 620A(a) of the
- 24 Foreign Assistance Act of 1961
- 25 (22 U.S.C. 2371(a));

1 (bb) section 40(d) of the
2 Arms Export Control Act (22
3 U.S.C. 2780(d));

4 (cc) section 1754(c)(1)(A)(i)
5 of the Export Control Reform
6 Act of 2018 (50 U.S.C.
7 4813(c)(1)(A)(i)); or

8 (dd) any other relevant pro-
9 vision of law.

10 (9) SECRETARY.—The term “Secretary” means
11 the Secretary of Energy.

12 (10) SPENT NUCLEAR FUEL.—The term “spent
13 nuclear fuel” has the meaning given the term in sec-
14 tion 2 of the Nuclear Waste Policy Act of 1982 (42
15 U.S.C. 10101).

16 (11) U.S. NUCLEAR ENERGY COMPANY.—The
17 term “U.S. nuclear energy company” means a com-
18 pany that—

19 (A) is organized under the laws of, or oth-
20 erwise subject to the jurisdiction of, the United
21 States; and

22 (B) is involved in the nuclear energy indus-
23 try.

1 **SEC. 6083. CIVIL NUCLEAR COORDINATION AND STRATEGY.**

2 (a) WHITE HOUSE FOCAL POINT ON CIVIL NUCLEAR
3 COORDINATION.—

4 (1) SENSE OF CONGRESS.—Given the critical
5 importance of developing and implementing, with
6 input from various agencies throughout the executive
7 branch, a cohesive policy with respect to inter-
8 national efforts related to civil nuclear energy, it is
9 the sense of Congress that—

10 (A) there should be a focal point within the
11 White House, which may, if determined to be
12 appropriate, report to the National Security
13 Council, for coordination on issues relating to
14 those efforts;

15 (B) to provide that focal point, the Presi-
16 dent should establish, within the Executive Of-
17 fice of the President, an office, to be known as
18 the “Office of the Assistant to the President
19 and Director for International Nuclear Energy
20 Policy” (referred to in this subsection as the
21 “Office”);

22 (C) the Office should act as a coordinating
23 office for—

24 (i) international civil nuclear coopera-
25 tion; and

26 (ii) civil nuclear export strategy;

1 (D) the Office should be headed by an in-
2 dividual appointed as an Assistant to the Presi-
3 dent with the title of “Director for Inter-
4 national Nuclear Energy Policy”; and

5 (E) the Office should—

6 (i) coordinate civil nuclear export poli-
7 cies for the United States;

8 (ii) develop, in coordination with the
9 officials described in paragraph (2), a co-
10 hesive Federal strategy for engagement
11 with foreign governments (including ally or
12 partner nations and the governments of
13 embarking civil nuclear nations), associ-
14 ated entities, and associated individuals
15 with respect to civil nuclear exports;

16 (iii) coordinate with the officials de-
17 scribed in paragraph (2) to ensure that
18 necessary framework agreements and trade
19 controls relating to civil nuclear materials
20 and technologies are in place for key mar-
21 kets; and

22 (iv) develop—

23 (I) a whole-of-government coordi-
24 nating strategy for civil nuclear co-
25 operation;

1 (II) a whole-of-government strat-
2 egy for civil nuclear exports; and

3 (III) a whole-of-government ap-
4 proach to support appropriate foreign
5 investment in civil nuclear energy
6 projects supported by the United
7 States in embarking civil nuclear na-
8 tions.

9 (2) OFFICIALS DESCRIBED.—The officials re-
10 ferred to in paragraph (1)(E) are—

11 (A) appropriate officials of any Federal
12 agency that the President determines to be ap-
13 propriate; and

14 (B) appropriate officials representing for-
15 eign countries and governments, including—

16 (i) ally or partner nations;

17 (ii) embarking civil nuclear nations;

18 and

19 (iii) any other country or government
20 that the Assistant (if appointed) and the
21 officials described in subparagraph (A)
22 jointly determine to be appropriate.

23 (b) NUCLEAR EXPORTS WORKING GROUP.—

24 (1) ESTABLISHMENT.—There is established a
25 working group, to be known as the “Nuclear Ex-

1 ports Working Group” (referred to in this subsection
2 as the “working group”).

3 (2) COMPOSITION.—The working group shall be
4 composed of—

5 (A) senior-level Federal officials, selected
6 internally by the applicable Federal agency or
7 organization, from any Federal agency or orga-
8 nization that the President determines to be ap-
9 propriate; and

10 (B) other senior-level Federal officials, se-
11 lected internally by the applicable Federal agen-
12 cy or organization, from any other Federal
13 agency or organization that the Secretary deter-
14 mines to be appropriate.

15 (3) REPORTING.—The working group shall re-
16 port to the appropriate White House official, which
17 may be the Assistant (if appointed).

18 (4) DUTIES.—The working group shall coordi-
19 nate, not less frequently than quarterly, with the
20 Civil Nuclear Trade Advisory Committee of the De-
21 partment of Commerce, the Nuclear Energy Advi-
22 sory Committee of the Department of Energy, and
23 other advisory or stakeholder groups, as necessary,
24 to maintain an accurate and up-to-date knowledge of
25 the standing of civil nuclear exports from the United

1 States, including with respect to meeting the targets
2 established as part of the 10-year civil nuclear trade
3 strategy described in paragraph (5)(A).

4 (5) STRATEGY.—

5 (A) IN GENERAL.—Not later than 1 year
6 after the date of enactment of this Act, the
7 working group shall establish a 10-year civil nu-
8 clear trade strategy, including biennial targets
9 for the export of civil nuclear technologies, in-
10 cluding light water and non-light water reactors
11 and associated equipment and technologies, civil
12 nuclear materials, and nuclear fuel that align
13 with meeting international energy demand while
14 seeking to avoid or reduce emissions.

15 (B) COLLABORATION REQUIRED.—In es-
16 tablishing the strategy under subparagraph (A),
17 the working group shall collaborate with—

18 (i) any Federal agency that the Presi-
19 dent determines to be appropriate; and

20 (ii) representatives of private indus-
21 try.

22 **SEC. 6084. ENGAGEMENT WITH ALLY OR PARTNER NA-**
23 **TIONS.**

24 (a) IN GENERAL.—The President shall launch, in ac-
25 cordance with applicable nuclear technology export laws

1 (including regulations), an international initiative to mod-
2 ernize the civil nuclear outreach to embarking civil nuclear
3 nations.

4 (b) FINANCING.—In carrying out the initiative de-
5 scribed in subsection (a), the President, acting through
6 an appropriate Federal official, who may be the Assistant
7 (if appointed) or the Chief Executive Officer of the Inter-
8 national Development Finance Corporation, if determined
9 to be appropriate, and in coordination with the officials
10 described in section 6083(a)(2), may, if the President de-
11 termines to be appropriate, seek to establish cooperative
12 financing relationships for the export of civil nuclear tech-
13 nology, components, materials, and infrastructure to em-
14 barking civil nuclear nations.

15 (c) ACTIVITIES.—In carrying out the initiative de-
16 scribed in subsection (a), the President shall—

17 (1) assist nongovernmental organizations and
18 appropriate offices, administrations, agencies, lab-
19 oratories, and programs of the Department of En-
20 ergy and other relevant Federal agencies and offices
21 in providing education and training to foreign gov-
22 ernments in nuclear safety, security, and safe-
23 guards—

24 (A) through engagement with the Inter-
25 national Atomic Energy Agency; or

1 (B) independently, if the applicable entity
2 determines that it would be more advantageous
3 under the circumstances to provide the applica-
4 ble education and training independently;

5 (2) assist the efforts of the International Atom-
6 ic Energy Agency to expand the support provided by
7 the International Atomic Energy Agency to embark-
8 ing civil nuclear nations for nuclear safety, security,
9 and safeguards;

10 (3) coordinate the work of the Chief Executive
11 Officer of the United States International Develop-
12 ment Finance Corporation and the Export-Import
13 Bank of the United States to expand outreach to the
14 private investment community to create public-pri-
15 vate financing relationships to assist in the adoption
16 of civil nuclear technologies by embarking civil nu-
17 clear nations, including through exports from the
18 United States;

19 (4) seek to better coordinate, to the maximum
20 extent practicable, the work carried out by any Fed-
21 eral agency that the President determines to be ap-
22 propriate; and

23 (5) coordinate the work of the Export-Import
24 Bank of the United States to improve the efficient

1 and effective exporting and importing of civil nuclear
2 technologies and materials.

3 **SEC. 6085. COOPERATIVE FINANCING RELATIONSHIPS**
4 **WITH ALLY OR PARTNER NATIONS AND EM-**
5 **BARKING CIVIL NUCLEAR NATIONS.**

6 (a) IN GENERAL.—The President shall designate an
7 appropriate White House official, who may be the Assist-
8 ant (if appointed), and the Chief Executive Officer of the
9 United States International Development Finance Cor-
10 poration to coordinate with the officials described in sec-
11 tion 6083(a)(2) to develop, as the President determines
12 to be appropriate, financing relationships with ally or part-
13 ner nations to assist in the adoption of civil nuclear tech-
14 nologies exported from the United States or ally or part-
15 ner nations to embarking civil nuclear nations.

16 (b) UNITED STATES COMPETITIVENESS CLAUSES.—

17 (1) DEFINITION OF UNITED STATES COMPETI-
18 TIVENESS CLAUSE.—In this subsection, the term
19 “United States competitiveness clause” means any
20 United States competitiveness provision in any
21 agreement entered into by the Department of En-
22 ergy, including—

23 (A) a cooperative agreement;

24 (B) a cooperative research and develop-
25 ment agreement; and

1 (C) a patent waiver.

2 (2) CONSIDERATION.—In carrying out sub-
3 section (a), the relevant officials described in that
4 subsection shall consider the impact of United
5 States competitiveness clauses on any financing rela-
6 tionships entered into or proposed to be entered into
7 under that subsection.

8 (3) WAIVER.—The Secretary shall facilitate
9 waivers of United States competitiveness clauses as
10 necessary to facilitate financing relationships with
11 ally or partner nations under subsection (a).

12 **SEC. 6086. COOPERATION WITH ALLY OR PARTNER NA-**
13 **TIONS ON ADVANCED NUCLEAR REACTOR**
14 **DEMONSTRATION AND COOPERATIVE RE-**
15 **SEARCH FACILITIES FOR CIVIL NUCLEAR EN-**
16 **ERGY.**

17 (a) IN GENERAL.—Not later than 2 years after the
18 date of enactment of this Act, the Secretary of State, in
19 coordination with the Secretary and the Secretary of Com-
20 merce, shall conduct bilateral and multilateral meetings
21 with not fewer than 5 ally or partner nations, with the
22 aim of enhancing nuclear energy cooperation among those
23 ally or partner nations and the United States, for the pur-
24 pose of developing collaborative relationships with respect
25 to research, development, licensing, and deployment of ad-

1 vanced nuclear reactor technologies for civil nuclear en-
2 ergy.

3 (b) REQUIREMENT.—The meetings described in sub-
4 section (a) shall include—

5 (1) a focus on cooperation to demonstrate and
6 deploy advanced nuclear reactors, with an emphasis
7 on U.S. nuclear energy companies, during the 10-
8 year period beginning on the date of enactment of
9 this Act to provide options for addressing energy se-
10 curity and climate change; and

11 (2) a focus on developing a memorandum of un-
12 derstanding or any other appropriate agreement be-
13 tween the United States and ally or partner nations
14 with respect to—

15 (A) the demonstration and deployment of
16 advanced nuclear reactors; and

17 (B) the development of cooperative re-
18 search facilities.

19 (c) FINANCING ARRANGEMENTS.—In conducting the
20 meetings described in subsection (a), the Secretary of
21 State, in coordination with the Secretary and the Sec-
22 retary of Commerce, shall seek to develop financing ar-
23 rangements to share the costs of the demonstration and
24 deployment of advanced nuclear reactors and the develop-

1 ment of cooperative research facilities with the ally or
2 partner nations participating in those meetings.

3 (d) REPORT.—Not later than 1 year after the date
4 of enactment of this Act, the Secretary, the Secretary of
5 State, and the Secretary of Commerce shall jointly submit
6 to Congress a report highlighting potential partners—

7 (1) for the establishment of cost-share arrange-
8 ments described in subsection (c); or

9 (2) with which the United States may enter
10 into agreements with respect to—

11 (A) the demonstration of advanced nuclear
12 reactors; or

13 (B) cooperative research facilities.

14 **SEC. 6087. INTERNATIONAL CIVIL NUCLEAR ENERGY CO-**
15 **OPERATION.**

16 Section 959B of the Energy Policy Act of 2005 (42
17 U.S.C. 16279b) is amended—

18 (1) in the matter preceding paragraph (1), by
19 striking “The Secretary” and inserting the fol-
20 lowing:

21 “(a) IN GENERAL.—The Secretary”;

22 (2) in subsection (a) (as so designated)—

23 (A) in paragraph (1)—

24 (i) by striking “financing,”; and

1 (ii) by striking “and” after the semi-
2 colon at the end;

3 (B) in paragraph (2)—

4 (i) in subparagraph (A), by striking
5 “preparations for”; and

6 (ii) in subparagraph (C)(v), by strik-
7 ing the period at the end and inserting a
8 semicolon; and

9 (C) by adding at the end the following:

10 “(3) to support, with the concurrence of the
11 Secretary of State, the safe, secure, and peaceful use
12 of civil nuclear technology in countries developing
13 nuclear energy programs, with a focus on countries
14 that have increased civil nuclear cooperation with
15 the Russian Federation or the People’s Republic of
16 China; and

17 “(4) to promote the fullest utilization of the re-
18 actors, fuel, equipment, services, and technology of
19 U.S. nuclear energy companies (as defined in section
20 6082 of the International Nuclear Energy Act of
21 2024) in civil nuclear energy programs outside the
22 United States through—

23 “(A) bilateral and multilateral arrange-
24 ments developed and executed with the concu-
25 rence of the Secretary of State that contain

1 commitments for the utilization of the reactors,
2 fuel, equipment, services, and technology of
3 U.S. nuclear energy companies (as defined in
4 that section);

5 “(B) the designation of 1 or more U.S. nu-
6 clear energy companies (as defined in that sec-
7 tion) to implement an arrangement under sub-
8 paragraph (A) if the Secretary determines that
9 the designation is necessary and appropriate to
10 achieve the objectives of this section; and

11 “(C) the waiver of any provision of law re-
12 lating to competition with respect to any activ-
13 ity related to an arrangement under subpara-
14 graph (A) if the Secretary, in consultation with
15 the Attorney General and the Secretary of
16 Commerce, determines that a waiver is nec-
17 essary and appropriate to achieve the objectives
18 of this section.”; and

19 (3) by adding at the end the following:

20 “(b) REQUIREMENTS.—The program under sub-
21 section (a) shall be supported in consultation with the Sec-
22 retary of State and implemented by the Secretary—

23 “(1) to facilitate, to the maximum extent prac-
24 ticable, workshops and expert-based exchanges to en-
25 gage industry, stakeholders, and foreign govern-

1 ments with respect to international civil nuclear
2 issues, such as—

3 “(A) training;

4 “(B) financing;

5 “(C) safety;

6 “(D) security;

7 “(E) safeguards;

8 “(F) liability;

9 “(G) advanced fuels;

10 “(H) operations; and

11 “(I) options for multinational cooperation

12 with respect to the disposal of spent nuclear

13 fuel (as defined in section 2 of the Nuclear

14 Waste Policy Act of 1982 (42 U.S.C. 10101));

15 and

16 “(2) in coordination with any Federal agency

17 that the President determines to be appropriate.

18 “(c) AUTHORIZATION OF APPROPRIATIONS.—There

19 is authorized to be appropriated to the Secretary to carry

20 out subsection (a)(3) \$15,500,000 for each of fiscal years

21 2024 through 2028.”.

22 **SEC. 6088. INTERNATIONAL CIVIL NUCLEAR PROGRAM SUP-**
23 **PORT.**

24 (a) IN GENERAL.—Not later than 120 days after the

25 date of enactment of this Act, the Secretary of State, in

1 coordination with the Secretary and the Assistant (if ap-
2 pointed), shall launch an international initiative (referred
3 to in this section as the “initiative”) to provide financial
4 assistance to, and facilitate the building of technical ca-
5 pacities by, in accordance with this section, embarking
6 civil nuclear nations for activities relating to the develop-
7 ment of civil nuclear energy programs.

8 (b) FINANCIAL ASSISTANCE.—

9 (1) IN GENERAL.—In carrying out the initia-
10 tive, the Secretary of State, in coordination with the
11 Secretary and the Assistant (if appointed), may
12 award grants of financial assistance to embarking
13 civil nuclear nations in accordance with this sub-
14 section—

15 (A) for activities relating to the develop-
16 ment of civil nuclear energy programs; and

17 (B) to facilitate the building of technical
18 capacities for those activities.

19 (2) AMOUNT.—The amount of a grant of finan-
20 cial assistance under paragraph (1) shall be not
21 more than \$5,500,000.

22 (3) LIMITATIONS.—The Secretary of State, in
23 coordination with the Secretary and the Assistant (if
24 appointed), may award—

1 (A) not more than 1 grant of financial as-
2 sistance under paragraph (1) to any 1 embark-
3 ing civil nuclear nation each fiscal year; and

4 (B) not more than a total of 5 grants of
5 financial assistance under paragraph (1) to any
6 1 embarking civil nuclear nation.

7 (c) SENIOR ADVISORS.—

8 (1) IN GENERAL.—In carrying out the initia-
9 tive, the Secretary of State, in coordination with the
10 Secretary and the Assistant (if appointed), may pro-
11 vide financial assistance to an embarking civil nu-
12 clear nation for the purpose of contracting with a
13 U.S. nuclear energy company to hire 1 or more sen-
14 ior advisors to assist the embarking civil nuclear na-
15 tion in establishing a civil nuclear program.

16 (2) REQUIREMENT.—A senior advisor described
17 in paragraph (1) shall have relevant experience and
18 qualifications to advise the embarking civil nuclear
19 nation on, and facilitate on behalf of the embarking
20 civil nuclear nation, 1 or more of the following ac-
21 tivities:

22 (A) The development of financing relation-
23 ships.

1 (B) The development of a standardized fi-
2 nancing and project management framework for
3 the construction of nuclear power plants.

4 (C) The development of a standardized li-
5 censing framework for—

6 (i) light water civil nuclear tech-
7 nologies; and

8 (ii) non-light water civil nuclear tech-
9 nologies and advanced nuclear reactors.

10 (D) The identification of qualified organi-
11 zations and service providers.

12 (E) The identification of funds to support
13 payment for services required to develop a civil
14 nuclear program.

15 (F) Market analysis.

16 (G) The identification of the safety, secu-
17 rity, safeguards, and nuclear governance re-
18 quired for a civil nuclear program.

19 (H) Risk allocation, risk management, and
20 nuclear liability.

21 (I) Technical assessments of nuclear reac-
22 tors and technologies.

23 (J) The identification of actions necessary
24 to participate in a global nuclear liability re-
25 gime based on the Convention on Supple-

1 mentary Compensation for Nuclear Damage,
2 with Annex, done at Vienna September 12,
3 1997 (TIAS 15–415).

4 (K) Stakeholder engagement.

5 (L) Management of spent nuclear fuel and
6 nuclear waste.

7 (M) Any other major activities to support
8 the establishment of a civil nuclear program,
9 such as the establishment of export, financing,
10 construction, training, operations, and edu-
11 cation requirements.

12 (3) CLARIFICATION.—Financial assistance
13 under this subsection may be provided to an em-
14 barking civil nuclear nation in addition to any finan-
15 cial assistance provided to that embarking civil nu-
16 clear nation under subsection (b).

17 (d) LIMITATION ON ASSISTANCE TO EMBARKING
18 CIVIL NUCLEAR NATIONS.—Not later than 1 year after
19 the date of enactment of this Act, the Offices of the In-
20 spectors General for the Department of State and the De-
21 partment of Energy shall coordinate—

22 (1) to establish and submit to the appropriate
23 committees of Congress a joint strategic plan to con-
24 duct comprehensive oversight of activities authorized

1 under this section to prevent fraud, waste, and
2 abuse; and

3 (2) to engage in independent and effective over-
4 sight of activities authorized under this section
5 through joint or individual audits, inspections, inves-
6 tigations, or evaluations.

7 (e) AUTHORIZATION OF APPROPRIATIONS.—There is
8 authorized to be appropriated to the Secretary of State
9 to carry out the initiative \$50,000,000 for each of fiscal
10 years 2024 through 2028.

11 **SEC. 6089. BIENNIAL CABINET-LEVEL INTERNATIONAL**
12 **CONFERENCE ON NUCLEAR SAFETY, SECU-**
13 **RITY, SAFEGUARDS, AND SUSTAINABILITY.**

14 (a) IN GENERAL.—The President, in coordination
15 with international partners, as determined by the Presi-
16 dent, and industry, shall hold a biennial conference on civil
17 nuclear safety, security, safeguards, and sustainability (re-
18 ferred to in this section as a “conference”).

19 (b) CONFERENCE FUNCTIONS.—It is the sense of
20 Congress that each conference should—

21 (1) be a forum in which ally or partner nations
22 may engage with each other for the purpose of rein-
23 forcing the commitment to—

24 (A) nuclear safety, security, safeguards,
25 and sustainability;

- 1 (B) environmental safeguards; and
- 2 (C) local community engagement in areas
- 3 in reasonable proximity to nuclear sites; and
- 4 (2) facilitate—
- 5 (A) the development of—
- 6 (i) joint commitments and goals to
- 7 improve—
- 8 (I) nuclear safety, security, safe-
- 9 guards, and sustainability;
- 10 (II) environmental safeguards;
- 11 and
- 12 (III) local community engage-
- 13 ment in areas in reasonable proximity
- 14 to nuclear sites;
- 15 (ii) stronger international institutions
- 16 that support nuclear safety, security, safe-
- 17 guards, and sustainability;
- 18 (iii) cooperative financing relation-
- 19 ships to promote competitive alternatives
- 20 to Chinese and Russian financing;
- 21 (iv) a standardized financing and
- 22 project management framework for the
- 23 construction of civil nuclear power plants;
- 24 (v) a standardized licensing frame-
- 25 work for civil nuclear technologies;

1 (vi) a strategy to change internal poli-
2 cies of multinational development banks,
3 such as the World Bank, to support the fi-
4 nancing of civil nuclear projects;

5 (vii) a document containing any les-
6 sons learned from countries that have
7 partnered with the Russian Federation or
8 the People's Republic of China with re-
9 spect to civil nuclear power, including any
10 detrimental outcomes resulting from that
11 partnership; and

12 (viii) a global civil nuclear liability re-
13 gime;

14 (B) cooperation for enhancing the overall
15 aspects of civil nuclear power, such as—

16 (i) nuclear safety, security, safe-
17 guards, and sustainability;

18 (ii) nuclear laws (including regula-
19 tions);

20 (iii) waste management;

21 (iv) quality management systems;

22 (v) technology transfer;

23 (vi) human resources development;

24 (vii) localization;

25 (viii) reactor operations;

1 (ix) nuclear liability; and

2 (x) decommissioning; and

3 (C) the development and determination of
4 the mechanisms described in paragraphs (7)
5 and (8) of section 6089A(a), if the President
6 intends to establish an Advanced Reactor Co-
7 ordination and Resource Center as described in
8 that section.

9 (c) INPUT FROM INDUSTRY AND GOVERNMENT.—It
10 is the sense of Congress that each conference should in-
11 clude a meeting that convenes nuclear industry leaders
12 and leaders of government agencies with expertise relating
13 to nuclear safety, security, safeguards, or sustainability to
14 discuss best practices relating to—

15 (1) the safe and secure use, storage, and trans-
16 port of nuclear and radiological materials;

17 (2) managing the evolving cyber threat to nu-
18 clear and radiological security; and

19 (3) the role that the nuclear industry should
20 play in nuclear and radiological safety, security, and
21 safeguards, including with respect to the safe and
22 secure use, storage, and transport of nuclear and ra-
23 diological materials, including spent nuclear fuel and
24 nuclear waste.

1 **SEC. 6089A. ADVANCED REACTOR COORDINATION AND RE-**
2 **SOURCE CENTER.**

3 (a) IN GENERAL.—The President shall consider the
4 feasibility of leveraging existing activities or frameworks
5 or, as necessary, establishing a center, to be known as the
6 “Advanced Reactor Coordination and Resource Center”
7 (referred to in this section as the “Center”), for the pur-
8 poses of—

9 (1) identifying qualified organizations and serv-
10 ice providers—

11 (A) for embarking civil nuclear nations;

12 (B) to develop and assemble documents,
13 contracts, and related items required to estab-
14 lish a civil nuclear program; and

15 (C) to develop a standardized model for
16 the establishment of a civil nuclear program
17 that can be used by the International Atomic
18 Energy Agency;

19 (2) coordinating with countries participating in
20 the Center and with the Nuclear Exports Working
21 Group established under section 6083(b)—

22 (A) to identify funds to support payment
23 for services required to develop a civil nuclear
24 program;

25 (B) to provide market analysis; and

26 (C) to create—

- 1 (i) project structure models;
- 2 (ii) models for electricity market anal-
- 3 ysis;
- 4 (iii) models for nonelectric applica-
- 5 tions market analysis; and
- 6 (iv) financial models;
- 7 (3) identifying and developing the safety, secu-
- 8 rity, safeguards, and nuclear governance required
- 9 for a civil nuclear program;
- 10 (4) supporting multinational regulatory stand-
- 11 ards to be developed by countries with civil nuclear
- 12 programs and experience;
- 13 (5) developing and strengthening communica-
- 14 tions, engagement, and consensus-building;
- 15 (6) carrying out any other major activities to
- 16 support export, financing, education, construction,
- 17 training, and education requirements relating to the
- 18 establishment of a civil nuclear program;
- 19 (7) developing mechanisms for how to fund and
- 20 staff the Center; and
- 21 (8) determining mechanisms for the selection of
- 22 the location or locations of the Center.
- 23 (b) OBJECTIVE.—The President shall carry out sub-
- 24 section (a) with the objective of establishing the Center
- 25 if the President determines that it is feasible to do so.

1 **SEC. 6089B. STRATEGIC INFRASTRUCTURE FUND WORKING**
2 **GROUP.**

3 (a) ESTABLISHMENT.—There is established a work-
4 ing group, to be known as the “Strategic Infrastructure
5 Fund Working Group” (referred to in this section as the
6 “working group”) to provide input on the feasibility of es-
7 tablishing a program to support strategically important
8 capital-intensive infrastructure projects.

9 (b) COMPOSITION.—The working group shall be—

10 (1) led by a White House official, who may be
11 the Assistant (if appointed), who shall serve as the
12 White House focal point with respect to matters re-
13 lating to the working group; and

14 (2) composed of—

15 (A) senior-level Federal officials, selected
16 by the head of the applicable Federal agency or
17 organization, from any Federal agency or orga-
18 nization that the President determines to be ap-
19 propriate;

20 (B) other senior-level Federal officials, se-
21 lected by the head of the applicable Federal
22 agency or organization, from any other Federal
23 agency or organization that the Secretary deter-
24 mines to be appropriate; and

25 (C) any senior-level Federal official se-
26 lected by the White House official described in

1 paragraph (1) from any Federal agency or or-
2 ganization.

3 (c) REPORTING.—The working group shall report to
4 the National Security Council.

5 (d) DUTIES.—The working group shall—

6 (1) provide direction and advice to the officials
7 described in section 6083(a)(2)(A) and appropriate
8 Federal agencies, as determined by the working
9 group, with respect to the establishment of a Stra-
10 tegic Infrastructure Fund (referred to in this sub-
11 section as the “Fund”) to be used—

12 (A) to support those aspects of projects re-
13 lating to—

14 (i) civil nuclear technologies; and

15 (ii) microprocessors; and

16 (B) for strategic investments identified by
17 the working group; and

18 (2) address critical areas in determining the ap-
19 propriate design for the Fund, including—

20 (A) transfer of assets to the Fund;

21 (B) transfer of assets from the Fund;

22 (C) how assets in the Fund should be in-
23 vested; and

24 (D) governance and implementation of the
25 Fund.

1 (e) REPORT REQUIRED.—

2 (1) IN GENERAL.—Not later than 1 year after
3 the date of the enactment of this Act, the working
4 group shall submit to the committees described in
5 paragraph (2) a report on the findings of the work-
6 ing group that includes suggested legislative text for
7 how to establish and structure a Strategic Infra-
8 structure Fund.

9 (2) COMMITTEES DESCRIBED.—The committees
10 referred to in paragraph (1) are—

11 (A) the Committee on Foreign Relations,
12 the Committee on Commerce, Science, and
13 Transportation, the Committee on Armed Serv-
14 ices, the Committee on Energy and Natural Re-
15 sources, the Committee on Environment and
16 Public Works, and the Committee on Finance
17 of the Senate; and

18 (B) the Committee on Foreign Affairs, the
19 Committee on Energy and Commerce, the Com-
20 mittee on Armed Services, the Committee on
21 Science, Space, and Technology, and the Com-
22 mittee on Ways and Means of the House of
23 Representatives.

24 (3) ADMINISTRATION OF THE FUND.—The re-
25 port submitted under paragraph (1) shall include

1 suggested legislative language requiring all expendi-
2 tures from a Strategic Infrastructure Fund estab-
3 lished in accordance with this section to be adminis-
4 tered by the Secretary of State (or a designee of the
5 Secretary of State).

6 **SEC. 6089C. JOINT ASSESSMENT BETWEEN THE UNITED**
7 **STATES AND INDIA ON NUCLEAR LIABILITY**
8 **RULES.**

9 (a) IN GENERAL.—The Secretary of State, in con-
10 sultation with the heads of other relevant Federal depart-
11 ments and agencies, shall establish and maintain within
12 the U.S.-India Strategic Security Dialogue a joint consult-
13 ative mechanism with the Government of the Republic of
14 India that convenes on a recurring basis—

15 (1) to assess the implementation of the Agree-
16 ment for Cooperation between the Government of
17 the United States of America and the Government
18 of India Concerning Peaceful Uses of Nuclear En-
19 ergy, signed at Washington October 10, 2008 (TIAS
20 08–1206);

21 (2) to discuss opportunities for the Republic of
22 India to align domestic nuclear liability rules with
23 international norms; and

24 (3) to develop a strategy for the United States
25 and the Republic of India to pursue bilateral and

1 multilateral diplomatic engagements related to ana-
2 lyzing and implementing those opportunities.

3 (b) REPORT.—Not later than 180 days after the date
4 of the enactment of this Act, and annually thereafter for
5 5 years, the Secretary of State, in consultation with the
6 heads of other relevant Federal departments and agencies,
7 shall submit to the appropriate committees of Congress
8 a report that describes the joint assessment developed pur-
9 suant to subsection (a)(1).

10 **SEC. 6089D. RULE OF CONSTRUCTION.**

11 Nothing in this subtitle may be construed to alter or
12 otherwise affect the interpretation or implementation of
13 section 123 of the Atomic Energy Act of 1954 (42 U.S.C.
14 2153).

15 **Subtitle J—Law Enforcement and**
16 **Victim Support Act of 2024**

17 **SEC. 6091. SHORT TITLE.**

18 This subtitle may be cited as the “Law Enforcement
19 and Victim Support Act of 2024”.

20 **SEC. 6092. PREVENTING CHILD TRAFFICKING ACT OF 2024.**

21 (a) DEFINED TERM.—In this section, the term “anti-
22 trafficking recommendations” means the recommenda-
23 tions set forth in the report of the Government Account-
24 ability Office entitled “Child Trafficking: Addressing

1 Challenges to Public Awareness and Survivor Support”,
2 which was published on December 11, 2023.

3 (b) IMPLEMENTATION OF ANTI-TRAFFICKING PRO-
4 GRAMS FOR CHILDREN.—Not later than 180 days after
5 the date of the enactment of this Act, the Office for Vic-
6 tims of Crime of the Department of Justice, in coordina-
7 tion with the Office on Trafficking in Persons of the Ad-
8 ministration for Children and Families, shall implement
9 the anti-trafficking recommendations.

10 (c) REPORT.—Not later than 60 days after the date
11 on which the Office for Victims of Crime implements the
12 anti-trafficking recommendations pursuant to subsection
13 (c), the Director of the Office for Victims of Crime shall
14 submit a report to the Committee on the Judiciary of the
15 Senate and Committee on the Judiciary of the House of
16 Representatives that explicitly describes the steps taken
17 by the Office to complete such implementation.

18 **SEC. 6093. PROJECT SAFE CHILDHOOD ACT.**

19 Section 143 of the Adam Walsh Child Protection and
20 Safety Act of 2006 (34 U.S.C. 20942) is amended to read
21 as follows:

22 **“SEC. 143. PROJECT SAFE CHILDHOOD.**

23 “(a) DEFINITIONS.—In this section:

24 “(1) CHILD SEXUAL ABUSE MATERIAL.—The
25 term ‘child sexual abuse material’ has the meaning

1 given the term ‘child pornography’ in section 2256
2 of title 18, United States Code.

3 “(2) CHILD SEXUAL EXPLOITATION OF-
4 FENSE.—The term ‘child sexual exploitation offense’
5 means—

6 “(A)(i) an offense involving a minor under
7 section 1591 or chapter 117 of title 18, United
8 States Code;

9 “(ii) an offense under subsection (a), (b),
10 or (c) of section 2251 of title 18, United States
11 Code;

12 “(iii) an offense under section 2251A or
13 2252A(g) of title 18, United States Code; or

14 “(iv) any attempt or conspiracy to commit
15 an offense described in clause (i) or (ii); or

16 “(B) an offense involving a minor under a
17 State or Tribal statute that is similar to a pro-
18 vision described in subparagraph (A).

19 “(3) CIRCLE OF TRUST OFFENDER.—The term
20 ‘circle of trust offender’ means an offender who is
21 related to, or in a position of trust, authority, or su-
22 pervisory control with respect to, a child.

23 “(4) COMPUTER.—The term ‘computer’ has the
24 meaning given the term in section 1030 of title 18,
25 United States Code.

1 “(5) CONTACT SEXUAL OFFENSE.—The term
2 ‘contact sexual offense’ means—

3 “(A) an offense involving a minor under
4 chapter 109A of title 18, United States Code,
5 or any attempt or conspiracy to commit such an
6 offense; or

7 “(B) an offense involving a minor under a
8 State or Tribal statute that is similar to a pro-
9 vision described in subparagraph (A).

10 “(6) DUAL OFFENDER.—The term ‘dual of-
11 fender’ means—

12 “(A) a person who commits—

13 “(i) a technology-facilitated child sex-
14 ual exploitation offense or an offense in-
15 volving child sexual abuse material; and

16 “(ii) a contact sexual offense; and

17 “(B) without regard to whether the of-
18 fenses described in clauses (i) and (ii) of sub-
19 paragraph (A)—

20 “(i) are committed as part of the
21 same course of conduct; or

22 “(ii) involve the same victim.

23 “(7) FACILITATOR.—The term ‘facilitator’
24 means an individual who facilitates the commission
25 by another individual of—

1 “(A) a technology-facilitated child sexual
2 exploitation offense or an offense involving child
3 sexual abuse material; or

4 “(B) a contact sexual offense.

5 “(8) ICAC AFFILIATE PARTNER.—The term
6 ‘ICAC affiliate partner’ means a law enforcement
7 agency that has entered into a formal operating
8 agreement with the ICAC Task Force Program.

9 “(9) ICAC TASK FORCE.—The term ‘ICAC task
10 force’ means a task force that is part of the ICAC
11 Task Force Program.

12 “(10) ICAC TASK FORCE PROGRAM.—The term
13 ‘ICAC Task Force Program’ means the National
14 Internet Crimes Against Children Task Force Pro-
15 gram established under section 102 of the PRO-
16 TECT Our Children Act of 2008 (34 U.S.C.
17 21112).

18 “(11) OFFENSE INVOLVING CHILD SEXUAL
19 ABUSE MATERIAL.—The term ‘offense involving
20 child sexual abuse material’ means—

21 “(A) an offense under section 2251(d),
22 section 2252, or paragraphs (1) through (6) of
23 section 2252A(a) of title 18, United States
24 Code, or any attempt or conspiracy to commit
25 such an offense; or

1 “(B) an offense under a State or Tribal
2 statute that is similar to a provision described
3 in subparagraph (A).

4 “(12) SERIOUS OFFENDER.—The term ‘serious
5 offender’ means—

6 “(A) an offender who has committed a
7 contact sexual offense or child sexual exploi-
8 tation offense;

9 “(B) a dual offender, circle of trust of-
10 fender, or facilitator; or

11 “(C) an offender with a prior conviction
12 for a contact sexual offense, a child sexual ex-
13 ploitation offense, or an offense involving child
14 sexual abuse material.

15 “(13) STATE.—The term ‘State’ means a State
16 of the United States, the District of Columbia, and
17 any commonwealth, territory, or possession of the
18 United States.

19 “(14) TECHNOLOGY-FACILITATED.—The term
20 ‘technology-facilitated’, with respect to an offense,
21 means an offense that is committed through the use
22 of a computer, even if the use of a computer is not
23 an element of the offense.

24 “(b) ESTABLISHMENT OF PROGRAM.—The Attorney
25 General shall create and maintain a nationwide initiative

1 to align Federal, State, and local entities to combat the
2 growing epidemic of online child sexual exploitation and
3 abuse, to be known as the ‘Project Safe Childhood pro-
4 gram’, in accordance with this section.

5 “(c) BEST PRACTICES.—The Attorney General, in
6 coordination with the Child Exploitation and Obscenity
7 Section of the Criminal Division of the Department of
8 Justice and the Office of Juvenile Justice and Delinquency
9 Prevention of the Department of Justice, and in consulta-
10 tion with training and technical assistance providers under
11 the ICAC Task Force Program who are funded by the At-
12 torney General and with appropriate nongovernmental or-
13 ganizations, shall—

14 “(1) develop best practices to adopt a balanced
15 approach to the investigation of suspect leads involv-
16 ing contact sexual offenses, child sexual exploitation
17 offenses, and offenses involving child sexual abuse
18 material, and the prosecution of those offenses,
19 prioritizing when feasible the identification of a child
20 victim or a serious offender, which approach shall
21 incorporate the use of—

22 “(A) proactively generated leads, including
23 leads generated by current and emerging tech-
24 nology;

25 “(B) in-district investigative referrals; and

1 “(C) CyberTipline reports from the Na-
2 tional Center for Missing and Exploited Chil-
3 dren;

4 “(2) develop best practices to be used by each
5 United States Attorney and ICAC task force to as-
6 sess the likelihood that an individual could be a seri-
7 ous offender or that a child victim may be identified;

8 “(3) develop and implement a tracking and
9 communication system for Federal, State, and local
10 law enforcement agencies and prosecutor’s offices to
11 report successful cases of victim identification and
12 child rescue to the Department of Justice and the
13 public; and

14 “(4) encourage the submission of all lawfully
15 seized visual depictions to the Child Victim Identi-
16 fication Program of the National Center for Missing
17 and Exploited Children.

18 “(d) IMPLEMENTATION.—Except as authorized
19 under subsection (e), funds authorized under this section
20 may only be used for the following 4 purposes:

21 “(1) Integrated Federal, State, and local efforts
22 to investigate and prosecute contact sexual offenses,
23 child sexual exploitation offenses, and offenses in-
24 volving child sexual abuse material, including—

1 “(A) the partnership by each United
2 States Attorney with each Internet Crimes
3 Against Children Task Force within the district
4 of such attorney;

5 “(B) training of Federal, State, and local
6 law enforcement officers and prosecutors
7 through—

8 “(i) programs facilitated by the ICAC
9 Task Force Program;

10 “(ii) ICAC training programs sup-
11 ported by the Office of Juvenile Justice
12 and Delinquency Prevention of the Depart-
13 ment of Justice;

14 “(iii) programs facilitated by appro-
15 priate nongovernmental organizations with
16 subject matter expertise, technical skill, or
17 technological tools to assist in the identi-
18 fication of and response to serious offend-
19 ers, contact sexual offenses, child sexual
20 exploitation offenses, or offenses involving
21 child sexual abuse material; and

22 “(iv) any other program that provides
23 training—

24 “(I) on the investigation and
25 identification of serious offenders or

1 victims of contact sexual offenses,
2 child sexual exploitation offenses, or
3 offenses involving child sexual abuse
4 material; or

5 “(II) that specifically addresses
6 the use of existing and emerging tech-
7 nologies to commit or facilitate con-
8 tact sexual offenses, child sexual ex-
9 ploitation offenses, or offenses involv-
10 ing child sexual abuse material;

11 “(C) the development by each United
12 States Attorney of a district-specific strategic
13 plan to coordinate with State and local law en-
14 forcement agencies and prosecutor’s offices, in-
15 cluding ICAC task forces and their ICAC affil-
16 iate partners, on the investigation of suspect
17 leads involving serious offenders, contact sexual
18 offenses, child sexual exploitation offenses, and
19 offenses involving child sexual abuse material,
20 and the prosecution of those offenders and of-
21 fenses, which plan—

22 “(i) shall include—

23 “(I) the use of the best practices
24 developed under paragraphs (1) and
25 (2) of subsection (c);

1 “(II) the development of plans
2 and protocols to target and rapidly in-
3 vestigate cases involving potential se-
4 rious offenders or the identification
5 and rescue of a victim of a contact
6 sexual offense, a child sexual exploi-
7 tation offense, or an offense involving
8 child sexual abuse material;

9 “(III) the use of training and
10 technical assistance programs to in-
11 corporate victim-centered, trauma-in-
12 formed practices in cases involving
13 victims of contact sexual offenses,
14 child sexual exploitation offenses, and
15 offenses involving child sexual abuse
16 material, which may include the use of
17 child protective services, children’s ad-
18 vocacy centers, victim support special-
19 ists, or other supportive services;

20 “(IV) the development of plans to
21 track, report, and clearly commu-
22 nicate successful cases of victim iden-
23 tification and child rescue to the De-
24 partment of Justice and the public;

1 “(V) an analysis of the investiga-
2 tive and forensic capacity of law en-
3 forcement agencies and prosecutor’s
4 offices within the district, and goals
5 for improving capacity and effective-
6 ness;

7 “(VI) a written policy describing
8 the criteria for referrals for prosecu-
9 tion from Federal, State, or local law
10 enforcement agencies, particularly
11 when the investigation may involve a
12 potential serious offender or the iden-
13 tification or rescue of a child victim;

14 “(VII) plans and budgets for
15 training of relevant personnel on con-
16 tact sexual offenses, child sexual ex-
17 ploitation offenses, and offenses in-
18 volving child sexual abuse material;

19 “(VIII) plans for coordination
20 and cooperation with State, local, and
21 Tribal law enforcement agencies and
22 prosecutorial offices; and

23 “(IX) evidence-based programs
24 that educate the public about and in-
25 crease awareness of such offenses; and

1 “(ii) shall be developed in consulta-
2 tion, as appropriate, with—

3 “(I) the local ICAC task force;

4 “(II) the United States Marshals
5 Service Sex Offender Targeting Cen-
6 ter;

7 “(III) training and technical as-
8 sistance providers under the ICAC
9 Task Force Program who are funded
10 by the Attorney General;

11 “(IV) nongovernmental organiza-
12 tions with subject matter expertise,
13 technical skill, or technological tools
14 to assist in the identification of and
15 response to contact sexual offenses,
16 child sexual exploitation offenses, or
17 offenses involving child sexual abuse
18 material;

19 “(V) any relevant component of
20 Homeland Security Investigations;

21 “(VI) any relevant component of
22 the Federal Bureau of Investigation;

23 “(VII) the Office of Juvenile Jus-
24 tice and Delinquency Prevention of
25 the Department of Justice;

1 “(IV) the number of children
2 identified or rescued; and

3 “(ii) information from which may be
4 used by the United States Attorney, as ap-
5 propriate, to revise the plan described in
6 subparagraph (C).

7 “(2) Major case coordination by the Depart-
8 ment of Justice (or other Federal agencies as appro-
9 priate), including specific cooperation, as appro-
10 priate, with—

11 “(A) the Child Exploitation and Obscenity
12 Section of the Criminal Division of the Depart-
13 ment of Justice;

14 “(B) any relevant component of Homeland
15 Security Investigations;

16 “(C) any relevant component of the Fed-
17 eral Bureau of Investigation;

18 “(D) the ICAC task forces and ICAC affil-
19 iate partners;

20 “(E) the United States Marshals Service,
21 including the Sex Offender Targeting Center;

22 “(F) the United States Postal Inspection
23 Service;

24 “(G) the United States Secret Service;

1 “(H) each Military Criminal Investigation
2 Organization of the Department of Defense;
3 and

4 “(I) any task forces established in connec-
5 tion with the Project Safe Childhood program
6 set forth under subsection (b).

7 “(3) Increased Federal involvement in, and
8 commitment to, the prevention and prosecution of
9 technology-facilitated child sexual exploitation of-
10 fenses or offenses involving child sexual abuse mate-
11 rial by—

12 “(A) using technology to identify victims
13 and serious offenders;

14 “(B) developing processes and tools to
15 identify victims and offenders; and

16 “(C) taking measures to improve informa-
17 tion sharing among Federal law enforcement
18 agencies, including for the purposes of imple-
19 menting the plans and protocols described in
20 paragraph (1)(C)(i)(II) to identify and rescue—

21 “(i) victims of contact sexual offenses,
22 child sexual exploitation offenses, and of-
23 fenses involving child sexual abuse mate-
24 rial; or

25 “(ii) victims of serious offenders.

1 “(4) The establishment, development, and im-
2 plementation of a nationally coordinated ‘Safer
3 Internet Day’ every year developed in collaboration
4 with the Department of Education, national and
5 local internet safety organizations, parent organiza-
6 tions, social media companies, and schools to pro-
7 vide—

8 “(A) national public awareness and evi-
9 dence-based educational programs about the
10 threats posed by circle of trust offenders and
11 the threat of contact sexual offenses, child sex-
12 ual exploitation offenses, or offenses involving
13 child sexual abuse material, and the use of
14 technology to facilitate those offenses;

15 “(B) information to parents and children
16 about how to avoid or prevent technology-facili-
17 tated child sexual exploitation offenses; and

18 “(C) information about how to report pos-
19 sible technology-facilitated child sexual exploi-
20 tation offenses or offenses involving child sexual
21 abuse material through—

22 “(i) the National Center for Missing
23 and Exploited Children;

24 “(ii) the ICAC Task Force Program;
25 and

1 “(iii) any other program that—

2 “(I) raises national awareness
3 about the threat of technology-facili-
4 tated child sexual exploitation offenses
5 or offenses involving child sexual
6 abuse material; and

7 “(II) provides information to par-
8 ents and children seeking to report
9 possible violations of technology-facili-
10 tated child sexual exploitation offenses
11 or offenses involving child sexual
12 abuse material.

13 “(e) EXPANSION OF PROJECT SAFE CHILDHOOD.—
14 Notwithstanding subsection (d), funds authorized under
15 this section may be also be used for the following pur-
16 poses:

17 “(1) The addition of not less than 20 Assistant
18 United States Attorneys at the Department of Jus-
19 tice, relative to the number of such positions as of
20 the day before the date of enactment of the Law En-
21 forcement and Victim Support Act of 2024, who
22 shall be—

23 “(A) dedicated to the prosecution of cases
24 in connection with the Project Safe Childhood
25 program set forth under subsection (b); and

1 “(B) responsible for assisting and coordi-
2 nating the plans and protocols of each district
3 under subsection (d)(1)(C)(i)(II).

4 “(2) Such other additional and related purposes
5 as the Attorney General determines appropriate.

6 “(f) AUTHORIZATION OF APPROPRIATIONS.—

7 “(1) IN GENERAL.—For the purpose of car-
8 rying out this section, there are authorized to be ap-
9 propriated—

10 “(A) for the activities described under
11 paragraphs (1), (2), and (3) of subsection (d),
12 \$28,550,000 for each of fiscal years 2023
13 through 2028;

14 “(B) for the activities described under sub-
15 section (d)(4), \$4,000,000 for each of fiscal
16 years 2023 through 2028; and

17 “(C) for the activities described under sub-
18 section (e), \$29,100,000 for each of fiscal years
19 2023 through 2028.

20 “(2) SUPPLEMENT, NOT SUPPLANT.—Amounts
21 made available to State and local agencies, pro-
22 grams, and services under this section shall supple-
23 ment, and not supplant, other Federal, State, or
24 local funds made available for those agencies, pro-
25 grams, and services.”.

1 **SEC. 6094. STRONG COMMUNITIES ACT OF 2023.**

2 Section 1701 of title I of the Omnibus Crime Control
3 and Safe Streets Act of 1968 (34 U.S.C. 10381) is amend-
4 ed by adding at the end the following:

5 “(q) COPS STRONG COMMUNITIES PROGRAM.—

6 “(1) DEFINITIONS.—In this subsection:

7 “(A) ELIGIBLE ENTITY.—The term ‘eligi-
8 ble entity’ means—

9 “(i) an institution of higher education,
10 as defined in section 101 of the Higher
11 Education Act of 1965 (20 U.S.C. 1001),
12 that, in coordination or through an agree-
13 ment with a local law enforcement agency,
14 offers a law enforcement training program;
15 or

16 “(ii) a local law enforcement agency
17 that offers a law enforcement training pro-
18 gram.

19 “(B) LOCAL LAW ENFORCEMENT AGEN-
20 CY.—The term ‘local law enforcement agency’
21 means an agency of a State, unit of local gov-
22 ernment, or Indian Tribe that is authorized by
23 law or by a government agency to engage in or
24 supervise the prevention, detection, investiga-
25 tion, or prosecution of any violation of criminal
26 law.

1 “(2) GRANTS.—The Attorney General may use
2 amounts otherwise appropriated to carry out this
3 section for a fiscal year (beginning with fiscal year
4 2024) to make competitive grants to local law en-
5 forcement agencies to be used for officers and re-
6 cruits to attend law enforcement training programs
7 at eligible entities if the officers and recruits agree
8 to serve in law enforcement agencies in their com-
9 munities.

10 “(3) ELIGIBILITY.—To be eligible for a grant
11 through a local law enforcement agency under this
12 subsection, each officer or recruit described in para-
13 graph (2) shall—

14 “(A) serve as a full-time law enforcement
15 officer for a total of not fewer than 4 years dur-
16 ing the 8-year period beginning on the date on
17 which the officer or recruit completes a law en-
18 forcement training program for which the offi-
19 cer or recruit receives benefits;

20 “(B) complete the service described in sub-
21 paragraph (A) in a local law enforcement agen-
22 cy located within—

23 “(i) 7 miles of the residence of the of-
24 ficer or recruit where the officer or recruit
25 has resided for not fewer than 5 years; or

1 “(ii) if the officer or recruit resides in
2 a county with fewer than 150,000 resi-
3 dents, within 20 miles of the residence of
4 the officer or recruit where the officer or
5 recruit has resided for not fewer than 5
6 years; and

7 “(C) submit to the eligible entity providing
8 a law enforcement training program to the offi-
9 cer or recruit evidence of employment of the of-
10 ficer or recruit in the form of a certification by
11 the chief administrative officer of the local law
12 enforcement agency where the officer or recruit
13 is employed.

14 “(4) REPAYMENT.—

15 “(A) IN GENERAL.—If an officer or recruit
16 does not complete the service described in para-
17 graph (3), the officer or recruit shall submit to
18 the local law enforcement agency an amount
19 equal to any benefits the officer or recruit re-
20 ceived through the local law enforcement agency
21 under this subsection.

22 “(B) REGULATIONS.—The Attorney Gen-
23 eral shall promulgate regulations that establish
24 categories of extenuating circumstances under

1 which an officer or recruit may be excused from
2 repayment under subparagraph (A).”.

3 **SEC. 6095. FIGHTING POST-TRAUMATIC STRESS DISORDER**

4 **ACT OF 2023.**

5 (a) FINDINGS.—Congress finds the following:

6 (1) Public safety officers serve their commu-
7 nities with bravery and distinction in order to keep
8 their communities safe.

9 (2) Public safety officers, including police offi-
10 cers, firefighters, emergency medical technicians,
11 and 911 dispatchers, are on the front lines of deal-
12 ing with situations that are stressful, graphic,
13 harrowing, and life-threatening.

14 (3) The work of public safety officers puts them
15 at risk for developing post-traumatic stress disorder
16 and acute stress disorder.

17 (4) It is estimated that 30 percent of public
18 safety officers develop behavioral health conditions
19 at some point in their lifetimes, including depression
20 and post-traumatic stress disorder, in comparison to
21 20 percent of the general population that develops
22 such conditions.

23 (5) Victims of post-traumatic stress disorder
24 and acute stress disorder are at a higher risk of
25 dying by suicide.

1 (6) Firefighters have been reported to have
2 higher suicide attempt and ideation rates than the
3 general population.

4 (7) It is estimated that between 125 and 300
5 police officers die by suicide every year.

6 (8) In 2019, pursuant to section 2(b) of the
7 Law Enforcement Mental Health and Wellness Act
8 of 2017 (Public Law 115–113; 131 Stat. 2276), the
9 Director of the Office of Community Oriented Policing
10 Services of the Department of Justice developed
11 a report (referred to in this section as the
12 “LEMHWA report”) that expressed that many law
13 enforcement agencies do not have the capacity or
14 local access to the mental health professionals necessary
15 for treating their law enforcement officers.

16 (9) The LEMHWA report recommended methods
17 for establishing remote access or regional mental
18 health check programs at the State or Federal level.

19 (10) Individual police and fire departments generally
20 do not have the resources to employ full-time
21 mental health experts who are able to treat public
22 safety officers with state-of-the-art techniques for
23 the purpose of treating job-related post-traumatic
24 stress disorder and acute stress disorder.

1 (b) PROGRAMMING FOR POST-TRAUMATIC STRESS
2 DISORDER.—

3 (1) DEFINITIONS.—In this subsection:

4 (A) PUBLIC SAFETY OFFICER.—The term
5 “public safety officer”—

6 (i) has the meaning given the term in
7 section 1204 of the Omnibus Crime Con-
8 trol and Safe Streets Act of 1968 (34
9 U.S.C. 10284); and

10 (ii) includes Tribal public safety offi-
11 cers.

12 (B) PUBLIC SAFETY TELECOMMUNI-
13 CATOR.—The term “public safety telecommuni-
14 cator” means an individual who—

15 (i) operates telephone, radio, or other
16 communication systems to receive and
17 communicate requests for emergency as-
18 sistance at 911 public safety answering
19 points and emergency operations centers;

20 (ii) takes information from the public
21 and other sources relating to crimes,
22 threats, disturbances, acts of terrorism,
23 fires, medical emergencies, and other pub-
24 lic safety matters; and

1 (iii) coordinates and provides informa-
2 tion to law enforcement and emergency re-
3 sponse personnel.

4 (2) REPORT.—Not later than 150 days after
5 the date of enactment of this Act, the Attorney Gen-
6 eral, acting through the Director of the Office of
7 Community Oriented Policing Services of the De-
8 partment of Justice, shall submit to the Committee
9 on the Judiciary of the Senate and the Committee
10 on the Judiciary of the House of Representatives a
11 report on—

12 (A) not fewer than 1 proposed program, if
13 the Attorney General determines it appropriate
14 and feasible to do so, to be administered by the
15 Department of Justice for making state-of-the-
16 art treatments or preventative care available to
17 public safety officers and public safety tele-
18 communicators with regard to job-related post-
19 traumatic stress disorder or acute stress dis-
20 order by providing public safety officers and
21 public safety telecommunicators access to evi-
22 dence-based trauma-informed care, peer sup-
23 port, counselor services, and family supports for
24 the purpose of treating or preventing post-trau-
25 matic stress disorder or acute stress disorder;

1 (B) a draft of any necessary grant condi-
2 tions required to ensure that confidentiality is
3 afforded to public safety officers on account of
4 seeking the care or services described in para-
5 graph (1) under the proposed program;

6 (C) how each proposed program described
7 in subparagraph (A) could be most efficiently
8 administered throughout the United States at
9 the State, Tribal, territorial, and local levels,
10 taking into account in-person and telehealth ca-
11 pabilities;

12 (D) a draft of legislative language nec-
13 essary to authorize each proposed program de-
14 scribed in subparagraph (A); and

15 (E) an estimate of the amount of annual
16 appropriations necessary for administering each
17 proposed program described in subparagraph
18 (A).

19 (3) DEVELOPMENT.—In developing the report
20 required under paragraph (2), the Attorney General
21 shall consult relevant stakeholders, including—

22 (A) Federal, State, Tribal, territorial, and
23 local agencies employing public safety officers
24 and public safety telecommunicators; and

1 (B) non-governmental organizations, inter-
2 national organizations, academies, or other enti-
3 ties, including organizations that support the
4 interests of public safety officers and public
5 safety telecommunicators and the interests of
6 family members of public safety officers and
7 public safety telecommunicators.

8 **SEC. 6096. ADMINISTRATIVE FALSE CLAIMS ACT OF 2023.**

9 (a) CHANGE IN SHORT TITLE.—

10 (1) IN GENERAL.—Subtitle B of title VI of the
11 Omnibus Budget Reconciliation Act of 1986 (Public
12 Law 99–509; 100 Stat. 1934) is amended—

13 (A) in the subtitle heading, by striking
14 “**Program Fraud Civil Remedies**” and
15 inserting “**Administrative False**
16 **Claims**”; and

17 (B) in section 6101 (31 U.S.C. 3801 note),
18 by striking “Program Fraud Civil Remedies Act
19 of 1986” and inserting “Administrative False
20 Claims Act”.

21 (2) REFERENCES.—Any reference to the Pro-
22 gram Fraud Civil Remedies Act of 1986 in any pro-
23 vision of law, regulation, map, document, record, or
24 other paper of the United States shall be deemed a
25 reference to the Administrative False Claims Act.

1 (b) REVERSE FALSE CLAIMS.—Chapter 38 of title
2 31, United States Code, is amended—

3 (1) in section 3801(a)(3), by amending sub-
4 paragraph (C) to read as follows:

5 “(C) made to an authority which has the
6 effect of concealing or improperly avoiding or
7 decreasing an obligation to pay or transmit
8 property, services, or money to the authority,”;
9 and

10 (2) in section 3802(a)(3)—

11 (A) by striking “An assessment” and in-
12 serting “(A) Except as provided in subpara-
13 graph (B), an assessment”; and

14 (B) by adding at the end the following:

15 “(B) In the case of a claim described in section
16 3801(a)(3)(C), an assessment shall not be made
17 under the second sentence of paragraph (1) in an
18 amount that is more than double the value of the
19 property, services, or money that was wrongfully
20 withheld from the authority.”.

21 (c) INCREASING DOLLAR AMOUNT OF CLAIMS.—Sec-
22 tion 3803(c) of title 31, United States Code, is amended—

23 (1) in paragraph (1), by striking “\$150,000”
24 each place that term appears and inserting
25 “\$1,000,000”; and

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

2 “(3) ADJUSTMENT FOR INFLATION.—The maximum
3 amount in paragraph (1) shall be adjusted for inflation
4 in the same manner and to the same extent as civil mone-
5 tary penalties under the Federal Civil Penalties Inflation
6 Adjustment Act (28 U.S.C. 2461 note).”.

7 (d) RECOVERY OF COSTS.—Section 3806(g)(1) of
8 title 31, United States Code, is amended to read as fol-
9 lows:

10 “(1)(A) Except as provided in paragraph (2)—

11 “(i) any amount collected under this chapter
12 shall be credited first to reimburse the authority or
13 other Federal entity that expended costs in support
14 of the investigation or prosecution of the action, in-
15 cluding any court or hearing costs; and

16 “(ii) amounts reimbursed under clause (i)
17 shall—

18 “(I) be deposited in—

19 “(aa) the appropriations account of
20 the authority or other Federal entity from
21 which the costs described in subparagraph
22 (A) were obligated;

23 “(bb) a similar appropriations account
24 of the authority or other Federal entity; or

1 “(cc) if the authority or other Federal
2 entity expended nonappropriated funds,
3 another appropriate account; and

4 “(II) remain available until expended.

5 “(B) Any amount remaining after reimbursements
6 described in subparagraph (A) shall be deposited as mis-
7 cellaneous receipts in the Treasury of the United States.”.

8 (e) SEMIANNUAL REPORTING.—Section 405(c) of
9 title 5, United States Code, is amended—

10 (1) in paragraph (4), by striking “and” at the
11 end;

12 (2) by redesignating paragraph (5) as para-
13 graph (6); and

14 (3) by inserting after paragraph (4) the fol-
15 lowing:

16 “(5) information relating to cases under chap-
17 ter 38 of title 31, including—

18 “(A) the number of reports submitted by
19 investigating officials to reviewing officials
20 under section 3803(a)(1) of such title;

21 “(B) actions taken in response to reports
22 described in subparagraph (A), which shall in-
23 clude statistical tables showing—

24 “(i) pending cases;

25 “(ii) resolved cases;

1 “(iii) the average length of time to re-
2 solve each case;

3 “(iv) the number of final agency deci-
4 sions that were appealed to a district court
5 of the United States or a higher court; and

6 “(v) if the total number of cases in a
7 report is greater than 2—

8 “(I) the number of cases that
9 were settled; and

10 “(II) the total penalty or assess-
11 ment amount recovered in each case,
12 including through a settlement or
13 compromise; and

14 “(C) instances in which the reviewing offi-
15 cial declined to proceed on a case reported by
16 an investigating official; and”.

17 (f) INCREASING EFFICIENCY OF DOJ PROC-
18 ESSING.—Section 3803(j) of title 31, United States Code,
19 is amended—

20 (1) by inserting “(1)” before “The reviewing”;

21 and

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

23 “(2) A reviewing official shall notify the Attorney
24 General in writing not later than 30 days before entering
25 into any agreement to compromise or settle allegations of

1 liability under section 3802 and before the date on which
2 the reviewing official is permitted to refer allegations of
3 liability to a presiding officer under subsection (b).”.

4 (g) REVISION OF DEFINITION OF HEARING OFFI-
5 CIALS.—

6 (1) IN GENERAL.—Chapter 38 of title 31,
7 United States Code, is amended—

8 (A) in section 3801(a)(7)—

9 (i) in subparagraph (A), by striking
10 “or” at the end;

11 (ii) in subparagraph (B)(vii), by add-
12 ing “or” at the end; and

13 (iii) by adding at the end the fol-
14 lowing:

15 “(C) a member of the board of contract
16 appeals pursuant to section 7105 of title 41, if
17 the authority does not employ an available pre-
18 siding officer under subparagraph (A);”; and

19 (B) in section 3803(d)(2)—

20 (i) in subparagraph (A), by striking
21 “and” at the end;

22 (ii) in subparagraph (B)—

23 (I) by striking “the presiding”
24 and inserting “(i) in the case of a re-
25 ferral to a presiding officer described

1 in subparagraph (A) or (B) of section
2 3801(a)(7), the presiding”;

3 (II) in clause (i), as so des-
4 ignated, by striking the period at the
5 end and inserting “; or”; and

6 (III) by adding at the end the
7 following:

8 “(ii) in the case of a referral to a presiding
9 officer described in subparagraph (C) of section
10 3801(a)(7)—

11 “(I) the reviewing official shall submit
12 a copy of the notice required by under
13 paragraph (1) and of the response of the
14 person receiving such notice requesting a
15 hearing—

16 “(aa) to the board of contract
17 appeals that has jurisdiction over
18 matters arising from the agency of the
19 reviewing official pursuant to section
20 7105(e)(1) of title 41; or

21 “(bb) if the Chair of the board of
22 contract appeals declines to accept the
23 referral, to any other board of con-
24 tract appeals; and

1 “(II) the reviewing official shall simul-
2 taneously mail, by registered or certified
3 mail, or shall deliver, notice to the person
4 alleged to be liable under section 3802 that
5 the referral has been made to an agency
6 board of contract appeals with an expla-
7 nation as to where the person may obtain
8 the relevant rules of procedure promul-
9 gated by the board; and”;

10 (iii) by adding at the end the fol-
11 lowing:

12 “(C) in the case of a hearing conducted by a
13 presiding officer described in subparagraph (C) of
14 section 3801(a)(7)—

15 “(i) the presiding officer shall conduct the
16 hearing according to the rules and procedures
17 promulgated by the board of contract appeals;
18 and

19 “(ii) the hearing shall not be subject to the
20 provisions in subsection (g)(2), (h), or (i).”.

21 (2) AGENCY BOARDS.—Section 7105(e) of title
22 41, United States Code, is amended—

23 (A) in paragraph (1), by adding at the end
24 the following:

1 “(E) ADMINISTRATIVE FALSE CLAIMS
2 ACT.—

3 “(i) IN GENERAL.—The boards de-
4 scribed in subparagraphs (B), (C), and (D)
5 shall have jurisdiction to hear any case re-
6 ferred to a board of contract appeals under
7 section 3803(d) of title 31.

8 “(ii) DECLINING REFERRAL.—If the
9 Chair of a board described in subpara-
10 graph (B), (C), or (D) determines that ac-
11 cepting a case under clause (i) would pre-
12 vent adequate consideration of other cases
13 being handled by the board, the Chair may
14 decline to accept the referral.”; and

15 (B) in paragraph (2), by inserting “or, in
16 the event that a case is filed under chapter 38
17 of title 31, any relief that would be available to
18 a litigant under that chapter” before the period
19 at the end.

20 (3) REGULATIONS.—Not later than 180 days
21 after the date of enactment of this Act, each author-
22 ity head, as defined in section 3801 of title 31,
23 United States Code, and each board of contract ap-
24 peals of a board described in subparagraph (B), (C),
25 or (D) of section 7105(e) of title 41, United States

1 Code, shall amend procedures regarding proceedings
2 as necessary to implement the amendments made by
3 this subsection.

4 (h) REVISION OF LIMITATIONS.—Section 3808 of
5 title 31, United States Code, is amended by striking sub-
6 section (a) and inserting the following:

7 “(a) A notice to the person alleged to be liable with
8 respect to a claim or statement shall be mailed or delivered
9 in accordance with section 3803(d)(1) not later than the
10 later of—

11 “(1) 6 years after the date on which the viola-
12 tion of section 3802 is committed; or

13 “(2) 3 years after the date on which facts mate-
14 rial to the action are known or reasonably should
15 have been known by the authority head, but in no
16 event more than 10 years after the date on which
17 the violation is committed.”.

18 (i) DEFINITIONS.—Section 3801 of title 31, United
19 States Code, is amended—

20 (1) in subsection (a)—

21 (A) in paragraph (8), by striking “and” at
22 the end;

23 (B) in paragraph (9), by striking the pe-
24 riod at the end and inserting a semicolon; and

25 (C) by adding at the end the following:

1 “(10) ‘material’ has the meaning given the term
2 in section 3729(b) of this title; and

3 “(11) ‘obligation’ has the meaning given the
4 term in section 3729(b) of this title.”; and

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

6 “(d) For purposes of subsection (a)(10), materiality
7 shall be determined in the same manner as under section
8 3729 of this title.”.

9 (j) **PROMULGATION OF REGULATIONS.**—Not later
10 than 180 days after the date of enactment of this Act,
11 each authority head, as defined in section 3801 of title
12 31, United States Code, shall—

13 (1) promulgate regulations and procedures to
14 carry out this Act and the amendments made by this
15 Act; and

16 (2) review and update existing regulations and
17 procedures of the authority to ensure compliance
18 with this Act and the amendments made by this Act.

19 **SEC. 6097. JUSTICE FOR MURDER VICTIMS ACT.**

20 (a) **IN GENERAL.**—Chapter 51 of title 18, United
21 States Code, is amended by adding at the end the fol-
22 lowing:

1 **“§ 1123. No maximum time period between act or**
2 **omission and death of victim**

3 “(a) IN GENERAL.—A prosecution may be instituted
4 for any homicide offense under this title without regard
5 to the time that elapsed between—

6 “(1) the act or omission that caused the death
7 of the victim; and

8 “(2) the death of the victim.

9 “(b) RELATION TO STATUTE OF LIMITATIONS.—
10 Nothing in subsection (a) shall be construed to supersede
11 the limitations period under section 3282(a), to the extent
12 applicable.

13 “(c) MAXIMUM TIME PERIOD APPLICABLE IF DEATH
14 PENALTY IMPOSED.—A sentence of death may not be im-
15 posed for a homicide offense under this title unless the
16 Government proves beyond a reasonable doubt that not
17 more than 1 year and 1 day elapsed between—

18 “(1) the act or omission that caused the death
19 of the victim; and

20 “(2) the death of the victim.”.

21 (b) TABLE OF CONTENTS.—The table of sections for
22 chapter 51 of title 18, United States Code, is amended
23 by adding at the end the following:

“1123. No maximum time period between act or omission and death of victim.”.

24 (c) APPLICABILITY.—Section 1123(a) of title 18,
25 United States Code, as added by subsection (a), shall

1 apply with respect to an act or omission described in that
2 section that occurs after the date of enactment of this Act.

3 (d) **MAXIMUM PENALTY FOR FIRST-DEGREE MUR-**
4 **DER BASED ON TIME PERIOD BETWEEN ACT OR OMIS-**
5 **SION AND DEATH OF VICTIM.**—Section 1111(b) of title
6 18, United States Code, is amended by inserting after
7 “imprisonment for life” the following: “, unless the death
8 of the victim occurred more than 1 year and 1 day after
9 the act or omission that caused the death of the victim,
10 in which case the punishment shall be imprisonment for
11 any term of years or for life”.

12 **SEC. 6098. PROJECT SAFE NEIGHBORHOODS REAUTHOR-**
13 **IZATION ACT OF 2023.**

14 (a) **FINDINGS.**—Congress finds the following:

15 (1) Launched in 2001, the Project Safe Neigh-
16 borhoods program is a nationwide initiative that
17 brings together Federal, State, local, and Tribal law
18 enforcement officials, prosecutors, community lead-
19 ers, and other stakeholders to identify the most
20 pressing crime problems in a community and work
21 collaboratively to address those problems.

22 (2) The Project Safe Neighborhoods program—

23 (A) operates in all 94 Federal judicial dis-
24 tricts throughout the 50 States and territories
25 of the United States; and

1 (B) implements 4 key components to suc-
2 cessfully reduce violent crime in communities,
3 including community engagement, prevention
4 and intervention, focused and strategic enforce-
5 ment, and accountability.

6 (b) REAUTHORIZATION.—

7 (1) DEFINITIONS.—Section 2 of the Project
8 Safe Neighborhoods Grant Program Authorization
9 Act of 2018 (34 U.S.C. 60701) is amended—

10 (A) by redesignating paragraphs (1), (2),
11 and (3) as paragraphs (2), (4), and (5), respec-
12 tively;

13 (B) by inserting before paragraph (2), as
14 so redesignated, the following:

15 “(1) the term crime analyst means an indi-
16 vidual employed by a law enforcement agency for the
17 purpose of separating information into key compo-
18 nents and contributing to plans of action to under-
19 stand, mitigate, and neutralize criminal threats;”;
20 and

21 (C) by inserting after paragraph (2), as so
22 redesignated, the following:

23 “(3) the term law enforcement assistant means
24 an individual employed by a law enforcement agency
25 or a prosecuting agency for the purpose of aiding

1 law enforcement officers in investigative or adminis-
2 trative duties;”.

3 (2) USE OF FUNDS.—Section 4(b) of the
4 Project Safe Neighborhoods Grant Program Author-
5 ization Act of 2018 (34 U.S.C. 60703(b)) is amend-
6 ed—

7 (A) in paragraph (3), by striking or at the
8 end;

9 (B) in paragraph (4), by striking the pe-
10 riod at the end and inserting a semicolon; and

11 (C) by adding at the end the following:

12 “(5) hiring crime analysts to assist with violent
13 crime reduction efforts;

14 “(6) the cost of overtime for law enforcement
15 officers, prosecutors, and law enforcement assistants
16 that assist with the Program; and

17 “(7) purchasing, implementing, and using tech-
18 nology to assist with violent crime reduction ef-
19 forts.”.

20 (3) AUTHORIZATION OF APPROPRIATIONS.—
21 Section 6 of the Project Safe Neighborhoods Grant
22 Program Authorization Act of 2018 (34 U.S.C.
23 60705) is amended by striking “fiscal years 2019
24 through 2021” and inserting “fiscal years 2023
25 through 2028”.

1 (c) TASK FORCE SUPPORT.—

2 (1) SHORT TITLE.—This subsection may be
3 cited as the Officer Ella Grace French and Sergeant
4 Jim Smith Task Force Support Act of 2023.

5 (2) AMENDMENT.—Section 4(b) of the Project
6 Safe Neighborhoods Grant Program Authorization
7 Act of 2018 (34 U.S.C. 60703(b)), as amended by
8 subsection (c)(2), is amended—

9 (A) in paragraph (6), by striking and at
10 the end;

11 (B) in paragraph (7), by striking the pe-
12 riod at the end and inserting ; and; and

13 (C) by adding at the end the following:

14 “(8) support for multi-jurisdictional task
15 forces.”.

16 (d) TRANSPARENCY.—Not less frequently than annu-
17 ally, the Attorney General shall submit to the Committee
18 on the Judiciary of the Senate and the Committee on the
19 Judiciary of the House of Representatives a report that
20 details, for each area in which the Project Safe Neighbor-
21 hoods Block Grant Program operates and with respect to
22 the 1-year period preceding the date of the report—

23 (1) how the area spent funds under the Project
24 Safe Neighborhoods Block Grant Program;

1 (b) TABLES.—In order that the table contained in
 2 section 133 of title 28, United States Code, will, with re-
 3 spect to each judicial district, reflect the changes in the
 4 total number of permanent district judgeships authorized
 5 as a result of subsection (a) of this section, such table
 6 is amended—

7 (1) by striking the items relating to Alabama
 8 and inserting the following:

“Alabama:	
Northern	8
Middle	3
Southern	3”;

9 (2) by striking the item relating to Arizona and
 10 inserting the following:

“Arizona	13”;
----------------	------

11 (3) by striking the items relating to California
 12 and inserting the following:

“California:	
Northern	14
Eastern	6
Central	28
Southern	13”;

13 (4) by striking the items relating to Florida and
 14 inserting the following:

“Florida:	
Northern	4
Middle	15
Southern	18”;

15 (5) by striking the item relating to Hawaii and
 16 inserting the following:

“Hawaii	4”;
---------------	-----

1 (6) by striking the item relating to Kansas and
2 inserting the following:

“Kansas 6”;

3 (7) by striking the items relating to Missouri
4 and inserting the following:

“Missouri:
Eastern 7
Western 5
Eastern and Western 2”;

5 (8) by striking the item relating to New Mexico
6 and inserting the following:

“New Mexico 7”;

7 (9) by striking the items relating to North
8 Carolina and inserting the following:

“North Carolina:
Eastern 4
Middle 4
Western 5”; and

9 (10) by striking the items relating to Texas and
10 inserting the following:

“Texas:
Northern 12
Southern 19
Eastern 8
Western 13”.

11 (c) AUTHORIZATION OF APPROPRIATIONS.—There
12 are authorized to be appropriated such sums as may be
13 necessary to carry out this section and the amendments
14 made by this section.

1 **SEC. 6099A. AMERICAN LAW ENFORCEMENT SUSTAINING**
2 **AID AND VITAL EMERGENCY RESOURCES**
3 **ACT.**

4 Section 521 of title I of the Omnibus Crime Control
5 and Safe Streets Act of 1968 (34 U.S.C. 10202) is amend-
6 ed by adding at the end the following:

7 “(d) **TRAUMA KITS.**—

8 “(1) **DEFINITION.**—In this subsection, the term
9 ‘trauma kit’ means a first aid response kit that—

10 “(A) includes, at a minimum, a bleeding
11 control kit that can be used for controlling life-
12 threatening hemorrhage, which shall include—

13 “(i) a tourniquet recommended by the
14 Committee on Tactical Combat Casualty
15 Care;

16 “(ii) a bleeding control bandage;

17 “(iii) a pair of nonlatex protective
18 gloves and a pen-type marker;

19 “(iv) a pair of blunt-ended scissors;

20 “(v) instructional documents devel-
21 oped—

22 “(I) under the **STOP THE**
23 **BLEED** national awareness campaign
24 of the Department of Homeland Secu-
25 rity, or any successor thereto;

1 “(II) by the American College of
2 Surgeons Committee on Trauma;

3 “(III) by the American Red
4 Cross; or

5 “(IV) by any partner of the De-
6 partment of Defense; and

7 “(vi) a bag or other container ade-
8 quately designed to hold the contents of
9 the kit; and

10 “(B) may include any additional trauma
11 kit supplies that—

12 “(i) are approved by a State, local, or
13 Tribal law enforcement agency or first re-
14 sponders;

15 “(ii) can adequately treat a traumatic
16 injury; and

17 “(iii) can be stored in a readily avail-
18 able kit.

19 “(2) REQUIREMENT FOR TRAUMA KITS.—

20 “(A) IN GENERAL.—Notwithstanding any
21 other provision of law, a grantee may only pur-
22 chase a trauma kit using funds made available
23 under this part if the trauma kit meets the per-
24 formance standards established by the Director

1 of the Bureau of Justice Assistance under para-
2 graph (3)(A).

3 “(B) AUTHORITY TO SEPARATELY AC-
4 QUIRE.—Nothing in subparagraph (A) shall
5 prohibit a grantee from separately acquiring the
6 components of a trauma kit and assembling
7 complete trauma kits that meet the perform-
8 ance standards.

9 “(3) PERFORMANCE STANDARDS AND OP-
10 TIONAL AGENCY BEST PRACTICES.—Not later than
11 180 days after the date of enactment of this sub-
12 section, the Director of the Bureau of Justice Assist-
13 ance, in consultation with organizations representing
14 trauma surgeons, emergency medical response pro-
15 fessionals, emergency physicians, and other medical
16 professionals, relevant law enforcement agencies of
17 States and units of local government, professional
18 law enforcement organizations, local law enforcement
19 labor or representative organizations, and law en-
20 forcement trade associations, shall—

21 “(A) develop and publish performance
22 standards for trauma kits that are eligible for
23 purchase using funds made available under this
24 part; and

1 “(B) develop and publish optional best
2 practices for law enforcement agencies regard-
3 ing—

4 “(i) training law enforcement officers
5 in the use of trauma kits;

6 “(ii) the deployment and maintenance
7 of trauma kits in law enforcement vehicles;
8 and

9 “(iii) the deployment, location, and
10 maintenance of trauma kits in law enforce-
11 ment agency or other government facili-
12 ties.”.

13 **SEC. 6099B. GRANTS FOR STATE, COUNTY, AND TRIBAL**
14 **VETERANS’ CEMETERIES THAT ALLOW IN-**
15 **TERMENT OF CERTAIN PERSONS ELIGIBLE**
16 **FOR INTERMENT IN NATIONAL CEMETERIES.**

17 Section 2408 of title 38, United States Code, is
18 amended—

19 (1) by redesignating subsection (k) as sub-
20 section (l); and

21 (2) by inserting after subsection (j) the fol-
22 lowing new subsection (k):

23 “(k)(1) The Secretary may not establish a condition
24 for a grant under this section that restricts the ability of
25 a State, county, or tribal organization receiving such a

1 grant to allow the interment of any person described in
2 paragraph (8) or (10) of section 2402(a) of this title in
3 a veterans' cemetery owned by that State or county or on
4 trust land owned by, or held in trust for, that tribal orga-
5 nization.

6 “(2) The Secretary may not deny an application for
7 a grant under this section solely on the basis that the
8 State, county, or tribal organization receiving such grant
9 may use funds from such grant to expand, improve, oper-
10 ate, or maintain a veterans' cemetery in which interment
11 of persons described in paragraph (8) or (10) of section
12 2402(a) of this title is allowed.

13 “(3)(A) When requested by a State, county, or tribal
14 organization in receipt of a grant made under this section,
15 the Secretary shall—

16 “(i) determine whether a person is eligible for
17 burial in a national cemetery under paragraph (8) or
18 (10) of section 2402(a) of this title; and

19 “(ii) advise the grant recipient of the deter-
20 mination.

21 “(B) A grant recipient described in subparagraph (A)
22 may use a determination of the Secretary under such sub-
23 paragraph as a determination of the eligibility of the per-
24 son concerned for burial in the cemetery for which the
25 grant was made.”.

1 **TITLE LXI—CIVILIAN**
2 **PERSONNEL MATTERS**

3 **SEC. 6101. EXTENSION OF DEMONSTRATION PROJECT ON**
4 **ACQUISITION PERSONNEL MANAGEMENT.**

5 Section 1762(g) of title 10, United States Code, is
6 amended by striking “2026” and inserting “2031”.

7 **TITLE LXII—MATTERS RELAT-**
8 **ING TO FOREIGN NATIONS**
9 **Subtitle A—Assistance and**
10 **Training**

11 **SECTION 6201. MILLENNIUM CHALLENGE CORPORATION**
12 **CANDIDATE COUNTRY REFORM.**

13 (a) **SHORT TITLE.**—This section may be cited as the
14 “Millennium Challenge Corporation Candidate Country
15 Reform Act”.

16 (b) **MODIFICATIONS OF REQUIREMENTS TO BECOME**
17 **A CANDIDATE COUNTRY.**—Section 606 of the Millennium
18 Challenge Act of 2003 (22 U.S.C. 7705) is amended to
19 read as follows:

20 **“SEC. 606. CANDIDATE COUNTRIES.**

21 “(a) **IN GENERAL.**—A country shall be a candidate
22 country for purposes of eligibility to receive assistance
23 under section 605 if—

24 “(1) the per capita income of the country in a
25 fiscal year is equal to or less than the World Bank

1 threshold for initiating the International Bank for
2 Reconstruction and Development graduation process
3 for the fiscal year; and

4 “(2) subject to subsection (b), the country is
5 not ineligible to receive United States economic as-
6 sistance under part I of the Foreign Assistance Act
7 of 1961 (22 U.S.C. 2151 et seq.) by reason of the
8 application of any provision of the Foreign Assist-
9 ance Act of 1961 or any other provision of law.

10 “(b) RULE OF CONSTRUCTION.—For the purposes of
11 determining whether a country is eligible, pursuant to sub-
12 section (a)(2), to receive assistance under section 605, the
13 exercise by the President, the Secretary of State, or any
14 other officer or employee of the United States Government
15 of any waiver or suspension of any provision of law re-
16 ferred to in subsection (a)(2), and notification to the ap-
17 propriate congressional committees in accordance with
18 such provision of law, shall be construed as satisfying the
19 requirements under subsection (a).

20 “(c) DETERMINATION BY THE BOARD.—The Board
21 shall determine whether a country is a candidate country
22 for purposes of this section.”.

23 (c) CONFORMING AMENDMENTS.—

24 (1) AMENDMENT TO REPORT IDENTIFYING
25 CANDIDATE COUNTRIES.—Section 608(a)(1) of the

1 Millennium Challenge Act of 2003 (22 U.S.C.
2 7707(a)(1)) is amended by striking “section
3 606(a)(1)(B)” and inserting “section 606(a)(2)”.

4 (2) AMENDMENT TO MILLENNIUM CHALLENGE
5 COMPACT AUTHORITY.—Section 609(b)(2) of such
6 Act (22 U.S.C. 7708(b)(2)) is amended—

7 (A) by amending the paragraph heading to
8 read as follows: “COUNTRY CONTRIBUTIONS”;
9 and

10 (B) by striking “with respect to a lower
11 middle income country described in section
12 606(b),”.

13 (3) AMENDMENT TO AUTHORIZATION TO PRO-
14 VIDE ASSISTANCE FOR CANDIDATE COUNTRIES.—
15 Section 616(b)(1) of such Act (22 U.S.C.
16 7715(b)(1)) is amended by striking “subsection (a)
17 or (b) of section 606” and inserting “section
18 606(a)”.

19 (d) MODIFICATION TO FACTORS IN DETERMINING
20 ELIGIBILITY.—Section 607(c)(2) of the Millennium Chal-
21 lenge Act of 2003 (22 U.S.C. 7706(c)(2)) is amended in
22 the matter preceding subparagraph (A) by striking “con-
23 sider” and inserting “prioritize need and impact by con-
24 sidering”.

1 (e) REPORTING ALIGNMENT.—Section 613(a) of the
2 Millennium Challenge Act of 2003 (22 U.S.C. 7712(a))
3 is amended to read as follows:

4 “(a) REPORT.—Not later than the third Friday of
5 December of each year, the Chief Executive Officer shall
6 submit a report to Congress describing the assistance pro-
7 vided pursuant to section 605 during the most recently
8 concluded fiscal year.”.

9 (f) REPORT ON EFFORTS TO UNDERMINE PROGRAMS
10 OF THE MILLENNIUM CHALLENGE CORPORATION.—

11 (1) IN GENERAL.—Not later than 180 days
12 after the date of the enactment of this Act, the
13 Chief Executive Officer of the Millennium Challenge
14 Corporation shall submit a report to the Committee
15 on Foreign Relations of the Senate and the Com-
16 mittee on Foreign Affairs of the House of Rep-
17 resentatives that details any efforts targeted towards
18 undermining Millennium Challenge Corporation pro-
19 grams, particularly efforts conducted by the People’s
20 Republic of China.

21 (2) FORM.—The report required under para-
22 graph (1) shall be submitted in an unclassified form,
23 but may include a classified annex.

1 **SEC. 6202. MODIFICATION OF REGIONAL CENTERS FOR SE-**
2 **CURITY STUDIES TO PROVIDE AUTHORITY**
3 **SPECIFIC TO TED STEVENS CENTER FOR**
4 **ARCTIC SECURITY STUDIES.**

5 Section 342(i) of title 10, United States Code, is
6 amended—

7 (1) in the subsection heading, by striking
8 “INOUE CENTER” and inserting “INOUE AND
9 STEVENS CENTERS”;

10 (2) in paragraph (1), by inserting “and the Ted
11 Stevens Center for Arctic Security Studies” after
12 “Daniel K. Inouye Center for Security Studies”; and

13 (3) in paragraph (2), by striking “the Center”
14 and inserting “such Centers”.

15 **SEC. 6203. EXTENSION AND MODIFICATION OF GLOBAL EN-**
16 **GAGEMENT CENTER.**

17 (a) **FUNDING AVAILABILITY AND LIMITATIONS.—**

18 Paragraph (2) of subsection (f) of section 1287 of the Na-
19 tional Defense Authorization Act for Fiscal Year 2017
20 (Public Law 114–328; 22 U.S.C. 2656 note) is amended
21 to read as follows:

22 “(2) **FUNDING AVAILABILITY AND LIMITA-**
23 **TIONS.—**

24 “(A) **CERTIFICATION.—**The Secretary of
25 State shall only provide funds under paragraph
26 (1) to an entity described in that paragraph if

1 the Secretary certifies to the appropriate con-
2 gressional committees that the entity receiving
3 such funds—

4 “(i) has been selected in accordance
5 with relevant existing regulations;

6 “(ii) has the capability and experience
7 necessary to fulfill the purposes described
8 in that paragraph;

9 “(iii) is nonpartisan; and

10 “(iv) is compatible with United States
11 national security and foreign policy inter-
12 ests and objectives.

13 “(B) PARTISAN POLITICAL ACTIVITY.—The
14 Secretary of State shall not knowingly provide
15 funds under this subsection to any entity en-
16 gaged in partisan political activity within the
17 United States, including by carrying out activi-
18 ties that—

19 “(i) are directed toward the success or
20 failure of a political party, a candidate for
21 partisan political office, or a partisan polit-
22 ical group; or

23 “(ii) result in unlawful partisan cen-
24 sorship of speech protected under the First

1 Amendment to the Constitution of the
2 United States.”.

3 (b) EXTENSION.—Subsection (j) of such section is
4 amended by striking “on the date that is 8 years after
5 the date of the enactment of this Act” and inserting “on
6 September 30, 2031”.

7 (c) SEVERABILITY.—If any provision of this section,
8 an amendment made by this section, or the application
9 of such provision or amendment to any person or cir-
10 cumstance is held to be unconstitutional, the remainder
11 of this section and the amendments made by this section,
12 and the application of the provision or amendment to any
13 other person or circumstance, shall not be affected.

14 **Subtitle C—Matters Relating to Eu-**
15 **rope and the Russian Federa-**
16 **tion**

17 **SEC. 6231. EXTENSION AND MODIFICATION OF LEND-LEASE**
18 **AUTHORITY TO UKRAINE.**

19 Section 2 of the Ukraine Democracy Defense Lend-
20 Lease Act of 2022 (Public Law 117–118; 136 Stat. 1184)
21 is amended—

22 (1) in subsection (a)(1), by striking “fiscal
23 years 2022 and 2023” and inserting “fiscal years
24 2022 through 2026”;

1 (2) by redesignating subsection (c) as sub-
2 section (d); and

3 (3) by inserting after subsection (b) the fol-
4 lowing new subsection (c):

5 “(c) REPORT.—Not later than 90 days after the use
6 of the authority under subsection (a), the Secretary of
7 State, in consultation with the Secretary of Defense, shall
8 submit to Congress a report that includes—

9 “(1) a description of the defense articles loaned
10 or leased to the Government of Ukraine, or to the
11 government of an Eastern European country im-
12 pacted by the Russian Federation’s invasion of
13 Ukraine, under such authority; and

14 “(2) a strategy and timeline for recovery and
15 return of such defense articles.”.

16 **Subtitle D—Matters Relating to the**
17 **Indo-Pacific Region**

18 **SEC. 6241. IMPROVING MULTILATERAL COOPERATION TO**
19 **IMPROVE THE SECURITY OF TAIWAN.**

20 (a) SHORT TITLES.—This section may be cited as the
21 “Building Options for the Lasting Security of Taiwan
22 through European Resolve Act” or the “BOLSTER Act”.

23 (b) CONSULTATIONS WITH EUROPEAN GOVERN-
24 MENTS REGARDING SANCTIONS AGAINST THE PRC
25 UNDER CERTAIN CIRCUMSTANCES.—The head of the Of-

1 fice of Sanctions Coordination at the Department of State,
2 in consultation with the Director of the Office of Foreign
3 Assets Control at the Department of the Treasury, shall
4 engage in regular consultations with the International
5 Special Envoy for the Implementation of European Union
6 Sanctions and appropriate government officials of Euro-
7 pean countries, including the United Kingdom, to develop
8 coordinated plans and share information on independent
9 plans to impose sanctions and other economic measures
10 against the PRC, as appropriate, if the PRC is found to
11 be involved in—

12 (1) overthrowing or dismantling the governing
13 institutions in Taiwan;

14 (2) occupying any territory controlled or admin-
15 istered by Taiwan as of the date of the enactment
16 of this Act;

17 (3) taking significant action against Taiwan, in-
18 cluding—

19 (A) creating a naval blockade or other
20 quarantine of Taiwan;

21 (B) seizing the outer lying islands of Tai-
22 wan; or

23 (C) initiating a cyberattack that threatens
24 civilian or military infrastructure in Taiwan; or

1 (4) providing assistance that helps the security
2 forces of the Russian Federation in executing Rus-
3 sia's unprovoked, illegal war against Ukraine.

4 (c) REPORT ON THE ECONOMIC IMPACTS OF PRC
5 MILITARY ACTION AGAINST TAIWAN.—Not later than 1
6 year after the date of the enactment of this Act, the Presi-
7 dent shall submit a report to the Committee on Foreign
8 Relations of the Senate and the Committee on Foreign
9 Affairs of the House of Representatives that contains an
10 independent assessment of the expected economic impact
11 of—

12 (1) a 30-day blockade or quarantine of Taiwan
13 by the PLA; and

14 (2) a 180-day blockade or quarantine of Taiwan
15 by the PLA.

16 (d) SENSE OF CONGRESS REGARDING CONSULTA-
17 TIONS WITH THE EUROPEAN UNION AND EUROPEAN
18 GOVERNMENTS REGARDING INCREASING POLITICAL AND
19 ECONOMIC RELATIONS WITH TAIWAN.—It is the sense of
20 Congress that—

21 (1) the United States, Europe, and Taiwan are
22 like-minded partners that—

23 (A) share common values, such as democ-
24 racy, the rule of law and human rights; and

1 (B) enjoy a close trade and economic part-
2 nership;

3 (2) bolstering political, economic, and people-to-
4 people relations with Taiwan would benefit the Eu-
5 ropean Union, individual European countries, and
6 the United States;

7 (3) the European Union can play an important
8 role in helping Taiwan resist the economic coercion
9 of the PRC by negotiating with Taiwan regarding
10 new economic, commercial, and investment agree-
11 ments;

12 (4) the United States and European countries
13 should coordinate and increase diplomatic efforts to
14 facilitate Taiwan's meaningful participation in inter-
15 national organizations;

16 (5) the United States and European countries
17 should—

18 (A) publicly and repeatedly emphasize the
19 differences between their respective “One
20 China” policies and the PRC's “One China”
21 principle;

22 (B) counter the PRC's propaganda and
23 false narratives about United Nations General
24 Assembly Resolution 2758 (XXVI), which claim

1 the resolution recognizes PRC territorial claims
2 to Taiwan;

3 (C) increase public statements of support
4 for Taiwan's democracy and its meaningful par-
5 ticipation in international organizations;

6 (D) facilitate unofficial diplomatic visits to
7 and from Taiwan by high-ranking government
8 officials and parliamentarians;

9 (E) establish parliamentary caucuses or
10 groups that promote strong relations with Tai-
11 wan;

12 (F) strengthen subnational diplomacy, in-
13 cluding diplomatic and trade-related visits to
14 and from Taiwan by local government officials;

15 (G) strengthen coordination between
16 United States and European business cham-
17 bers, universities, think tanks, and other civil
18 society groups with similar groups in Taiwan;

19 (H) promote direct flights to and from
20 Taiwan;

21 (I) facilitate visits by civil society leaders
22 to Taiwan; and

23 (J) increase economic engagement and
24 trade relations; and

1 (6) Taiwan’s inclusion in the U.S.-EU Trade
2 and Technology Council’s Secure Supply Chain
3 working group would bring valuable expertise and
4 enhance transatlantic cooperation in the semicon-
5 ductor sector.

6 (e) SENSE OF CONGRESS REGARDING CONSULTA-
7 TIONS WITH EUROPEAN GOVERNMENTS ON SUPPORTING
8 TAIWAN’S SELF-DEFENSE.—It is the sense of Congress
9 that—

10 (1) preserving peace and security in the Taiwan
11 Strait is a shared interest of the United States and
12 Europe;

13 (2) European countries, particularly countries
14 with experience combating Russian aggression and
15 malign activities, can provide Taiwan with lessons
16 learned from their “total defense” programs to mo-
17 bilize the military and civilians in a time of crisis;

18 (3) the United States and Europe should in-
19 crease coordination to strengthen Taiwan’s cyberse-
20 curity, especially for critical infrastructure and net-
21 work defense operations;

22 (4) the United States and Europe should work
23 with Taiwan—

24 (A) to improve its energy resiliency;

25 (B) to strengthen its food security;

1 (C) to combat misinformation,
2 disinformation, digital authoritarianism, offen-
3 sive cyber operations, and foreign interference;

4 (D) to provide expertise on how to improve
5 defense infrastructure;

6 (E) to increase public statements of sup-
7 port for Taiwan's security;

8 (F) to facilitate arms transfers or arms
9 sales, particularly of weapons consistent with an
10 asymmetric defense strategy;

11 (G) to facilitate transfers or sales of dual-
12 use items and technology;

13 (H) to facilitate transfers or sales of crit-
14 ical nonmilitary supplies, such as food and med-
15 icine;

16 (I) to increase the military presence of
17 such countries in the Indo-Pacific region;

18 (J) to engage in joint training and military
19 exercises that may be necessary for Taiwan to
20 maintain credible defense, in accordance with
21 the Taiwan Relations Act (22 U.S.C. 3301 et
22 seq.);

23 (5) European naval powers, in coordination
24 with the United States, should increase freedom of
25 navigation transits through the Taiwan Strait; and

1 (6) European naval powers, the United States,
2 and Taiwan should establish exchanges and partner-
3 ships among their coast guards to counter coercion
4 by the PRC.

5 **SEC. 6242. ELIGIBILITY OF TAIWAN FOR THE STRATEGIC**
6 **TRADE AUTHORIZATION EXCEPTION TO CER-**
7 **TAIN EXPORT CONTROL LICENSING RE-**
8 **QUIREMENTS.**

9 (a) FINDINGS.—Congress makes the following find-
10 ings:

11 (1) Taiwan has adopted high standards in the
12 field of export controls.

13 (2) Taiwan has declared its unilateral adher-
14 ence to the Missile Technology Control Regime, the
15 Wassenaar Arrangement, the Australia Group, and
16 the Nuclear Suppliers Group.

17 (3) At the request of President George W.
18 Bush, section 1206 of the Foreign Relations Author-
19 ization Act, Fiscal Year 2003 (Public Law 107–228;
20 22 U.S.C. 2321k note) required that Taiwan be
21 treated as if it were designated as a major non-
22 NATO ally (as defined in section 644(q) of the For-
23 eign Assistance Act of 1961 (22 U.S.C. 2403(q)).

24 (b) ELIGIBILITY FOR STRATEGIC TRADE AUTHOR-
25 IZATION.—The President, consistent with the commit-

1 ments of the United States under international arrange-
2 ments, shall take steps so that Taiwan may be treated as
3 if it were included in the list of countries eligible for the
4 strategic trade authorization exception under section
5 740.20(c)(1) of the Export Administration Regulations to
6 the requirement for a license for the export, re-export, or
7 in-country transfer of an item subject to controls under
8 the Export Administration Regulations.

9 (c) CRITERIA.—Before the President may treat Tai-
10 wan as eligible for the exception described in subsection
11 (b), the President shall ensure that Taiwan satisfies any
12 applicable criteria normally required for inclusion in the
13 Country Group A:5 list set forth in Supplement No. 1 to
14 part 740 of the Export Administration Regulations, par-
15 ticularly with respect to alignment of export control poli-
16 cies with such policies of the United States.

17 (d) EXPORT ADMINISTRATION REGULATIONS DE-
18 FINED.—In this section, the term “Export Administration
19 Regulations” has the meaning given that term in section
20 1742 of the Export Control Reform Act of 2018 (50
21 U.S.C. 4801).

1 **SEC. 6243. PROHIBITION ON USE OF FUNDS FOR WUHAN IN-**
2 **STITUTE OF VIROLOGY OR ECOHEALTH ALLI-**
3 **ANCE.**

4 None of the funds authorized to be appropriated by
5 this Act or otherwise made available for fiscal year 2025
6 for the Department of Defense may be made available—

7 (1) for the Wuhan Institute of Virology for any
8 purpose; or

9 (2) to fund any work to be conducted in the
10 People’s Republic of China by EcoHealth Alliance,
11 Inc., including—

12 (A) work to be conducted by—

13 (i) any subsidiary of EcoHealth Alli-
14 ance, Inc.;

15 (ii) any organization directly con-
16 trolled by EcoHealth Alliance, Inc.; or

17 (iii) any individual or organization
18 that is a subgrantee or subcontractor of
19 EcoHealth Alliance, Inc.; and

20 (B) any grant for the conduct of any such
21 work.

22 **Subtitle F—Other Matters**

23 **SEC. 6261. EXTENSION OF FENTANYL SANCTIONS ACT.**

24 (a) IN GENERAL.—Section 7234 of the Fentanyl
25 Sanctions Act (21 U.S.C. 2334) is amended by striking

1 “the date that is 7 years after the date of the enactment
2 of this Act” and inserting “December 31, 2030”.

3 (b) REPORTING REQUIREMENT.—Section 7211(c) of
4 the Fentanyl Sanctions Act (22 U.S.C. 2311(c)) is amend-
5 ed by striking “the date that is 5 years after such date
6 of enactment” and inserting “December 31, 2030”.

7 (c) BRIEFING REQUIREMENT.—Section 7216 of the
8 Fentanyl Sanctions Act (22 U.S.C. 2316) is amended by
9 striking “the date that is 5 years after such date of enact-
10 ment” and inserting “December 31, 2030”.

11 **SEC. 6262. AMENDMENTS TO THE 21ST CENTURY PEACE**
12 **THROUGH STRENGTH ACT.**

13 The 21st Century Peace through Strength Act (divi-
14 sion D of Public Law 118–50) is amended—

15 (1) in division G—

16 (A) in section 1(a)—

17 (i) by inserting “and the Committee
18 on Financial Services” after “the Com-
19 mittee on Foreign Affairs”; and

20 (ii) by inserting “and the Committee
21 on Banking, Housing, and Urban Affairs”
22 after “the Committee on Foreign Rela-
23 tions”; and

24 (B) in section 2(c), by striking paragraphs

25 (1) through (4) and inserting the following:

1 “(1) the Committee on Foreign Affairs, the
2 Committee on Armed Services, and the Committee
3 on Financial Services of the House of Representa-
4 tives; and

5 “(2) the Committee on Foreign Relations, the
6 Committee on Armed Services, and the Committee
7 on Banking, Housing, and Urban Affairs of the Sen-
8 ate.”; and

9 (2) in division O, in section 6(f)—

10 (A) in paragraph (1), by inserting “, the
11 Committee on Financial Services,” after “the
12 Committee on Foreign Affairs”; and

13 (B) in paragraph (2), by inserting “, the
14 Committee on Banking, Housing, and Urban
15 Affairs,” after “the Committee on Foreign Re-
16 lations”.

17 **Subtitle G—Western Hemisphere**
18 **Partnership Act**

19 **SEC. 6271. SHORT TITLE.**

20 This subtitle may be cited as the “Western Hemi-
21 sphere Partnership Act”.

1 **SEC. 6272. UNITED STATES POLICY IN THE WESTERN HEMI-**
2 **SPHERE.**

3 It is the policy of the United States to promote eco-
4 nomic competitiveness, democratic governance, and secu-
5 rity in the Western Hemisphere by—

6 (1) encouraging stronger economic relations, re-
7 spect for property rights, the rule of law, and en-
8 forceable investment rules and labor and environ-
9 mental standards;

10 (2) advancing the principles and practices ex-
11 pressed in the Charter of the Organization of Amer-
12 ican States, the American Declaration on the Rights
13 and Duties of Man, and the Inter-American Demo-
14 cratic Charter; and

15 (3) enhancing the capacity and technical capa-
16 bilities of democratic partner nation government in-
17 stitutions, including civilian law enforcement, the ju-
18 diciary, attorneys general, and security forces.

19 **SEC. 6273. PROMOTING SECURITY AND THE RULE OF LAW**
20 **IN THE WESTERN HEMISPHERE.**

21 (a) IN GENERAL.—The Secretary of State, in coordi-
22 nation with the heads of other relevant Federal agencies,
23 should support the improvement of security conditions and
24 the rule of law in the Western Hemisphere through col-
25 laborative efforts with democratic partners that—

1 (1) enhance the institutional capacity and tech-
2 nical capabilities of defense and security institutions
3 in democratic partner nations to conduct national or
4 regional security missions, including through regular
5 bilateral and multilateral engagements, foreign mili-
6 tary sales and financing, international military edu-
7 cation and training programs, expanding the Na-
8 tional Guard State Partnership Programs, and other
9 means;

10 (2) provide technical assistance and material
11 support (including, as appropriate, radars, vessels,
12 and communications equipment) to relevant security
13 forces to disrupt, degrade, and dismantle organiza-
14 tions involved in the illicit trafficking of narcotics
15 and precursor chemicals, transnational criminal ac-
16 tivities, illicit mining, and illegal, unreported, and
17 unregulated fishing, and other illicit activities;

18 (3) enhance the institutional capacity, legit-
19 imacy, and technical capabilities of relevant civilian
20 law enforcement, attorneys general, and judicial in-
21 stitutions to—

22 (A) strengthen the rule of law and trans-
23 parent governance;

24 (B) combat corruption and kleptocracy in
25 the region; and

1 (C) improve regional cooperation to dis-
2 rupt, degrade, and dismantle transnational or-
3 ganized criminal networks and terrorist organi-
4 zations, including through training,
5 anticorruption initiatives, anti-money laun-
6 dering programs, and strengthening cyber capa-
7 bilities and resources;

8 (4) enhance port management and maritime se-
9 curity partnerships and airport management and
10 aviation security partnerships to disrupt, degrade,
11 and dismantle transnational criminal networks and
12 facilitate the legitimate flow of people, goods, and
13 services;

14 (5) strengthen cooperation to improve border
15 security across the Western Hemisphere, dismantle
16 human smuggling and trafficking networks, and in-
17 crease cooperation to demonstrably strengthen mi-
18 gration management systems;

19 (6) counter the malign influence of state and
20 non-state actors and disinformation campaigns;

21 (7) disrupt illicit domestic and transnational fi-
22 nancial networks;

23 (8) foster mechanisms for cooperation on emer-
24 gency preparedness and rapid recovery from natural
25 disasters, including by—

1 (A) supporting regional preparedness, re-
2 covery, and emergency management centers to
3 facilitate rapid response to survey and help
4 maintain planning on regional disaster antici-
5 pated needs and possible resources;

6 (B) training disaster recovery officials on
7 latest techniques and lessons learned from
8 United States experiences;

9 (C) making available, preparing, and
10 transferring on-hand nonlethal supplies, and
11 providing training on the use of such supplies,
12 for humanitarian or health purposes to respond
13 to unforeseen emergencies; and

14 (D) conducting medical support operations
15 and medical humanitarian missions, such as
16 hospital ship deployments and base-operating
17 services, to the extent required by the oper-
18 ation;

19 (9) foster regional mechanisms for early warn-
20 ing and response to pandemics in the Western
21 Hemisphere, including through—

22 (A) improved cooperation with and re-
23 search by the United States Centers for Disease
24 Control and Prevention through regional pan-
25 demic response centers;

1 (B) personnel exchanges for technology
2 transfer and skills development; and

3 (C) surveying and mapping of health net-
4 works to build local health capacity;

5 (10) promote the meaningful participation of
6 women across all political processes, including con-
7 flict prevention and conflict resolution and post-con-
8 flict relief and recovery efforts; and

9 (11) hold accountable actors that violate polit-
10 ical and civil rights.

11 (b) LIMITATIONS ON USE OF TECHNOLOGIES.—

12 Operational technologies transferred pursuant to sub-
13 section (a) to partner governments for intelligence, de-
14 fense, or law enforcement purposes shall be used solely
15 for the purposes for which the technology was intended.

16 The United States shall take steps to ensure that the use
17 of such operational technologies is consistent with United
18 States law, including protections of freedom of expression,
19 freedom of movement, and freedom of association.

20 (c) STRATEGY.—

21 (1) IN GENERAL.—Not later than 180 days
22 after the date of the enactment of this Act, the Sec-
23 retary of State, in coordination with the heads of
24 other relevant Federal agencies, shall submit to the
25 Committee on Foreign Relations of the Senate and

1 the Committee on Foreign Affairs of the House of
2 Representatives a 5-year strategy to promote secu-
3 rity and the rule of law in the Western Hemisphere
4 in accordance to this section.

5 (2) ELEMENTS.—The strategy required under
6 paragraph (1) shall include the following elements:

7 (A) A detailed assessment of the resources
8 required to carry out such collaborative efforts.

9 (B) Annual benchmarks to track progress
10 and obstacles in undertaking such collaborative
11 efforts.

12 (C) A public diplomacy component to en-
13 gage the people of the Western Hemisphere
14 with the purpose of demonstrating that the se-
15 curity of their countries is enhanced to a great-
16 er extent through alignment with the United
17 States and democratic values rather than with
18 authoritarian countries such as the People’s Re-
19 public of China, the Russian Federation, and
20 the Islamic Republic of Iran.

21 (3) BRIEFING.—Not later than 1 year after
22 submission of the strategy required under paragraph
23 (1), and annually thereafter, the Secretary of State
24 shall provide to the Committee on Foreign Relations
25 of the Senate and the Committee on Foreign Affairs

1 of the House of Representatives a briefing on the
2 implementation of the strategy.

3 **SEC. 6274. PROMOTING DIGITALIZATION AND CYBERSECU-**
4 **RITY IN THE WESTERN HEMISPHERE.**

5 The Secretary of State, in coordination with the
6 heads of other relevant Federal agencies, should promote
7 digitalization and cybersecurity in the Western Hemi-
8 sphere through collaborative efforts with democratic part-
9 ners that—

10 (1) promote digital connectivity and facilitate e-
11 commerce by expanding access to information and
12 communications technology (ICT) supply chains that
13 adhere to high-quality security and reliability stand-
14 ards, including—

15 (A) to open market access on a national
16 treatment, nondiscriminatory basis; and

17 (B) to strengthen the cybersecurity and
18 cyber resilience of partner countries;

19 (2) advance the provision of digital government
20 services (e-government) that, to the greatest extent
21 possible, promote transparency, lower business costs,
22 and expand citizens' access to public services and
23 public information; and

24 (3) develop robust cybersecurity partnerships
25 to—

1 (A) promote the inclusion of components
2 and architectures in information and commu-
3 nications technology (ICT) supply chains from
4 participants in initiatives that adhere to high-
5 quality security and reliability standards;

6 (B) share best practices to mitigate cyber
7 threats to critical infrastructure from ICT ar-
8 chitectures from foreign countries of concern as
9 defined in section 10612(a)(1) of the Research
10 and Development, Competition, and Innovation
11 Act (42 U.S.C. 19221(a)(1)), foreign entities of
12 concern as defined in section 10612(a)(2) of the
13 Research and Development, Competition, and
14 Innovation Act (42 U.S.C. 19221(a)(2)), and
15 by technology providers that supply equipment
16 and services covered under section 2 of the Se-
17 cure and Trusted Communications Networks
18 Act of 2019 (47 U.S.C. 1601);

19 (C) effectively respond to cybersecurity
20 threats, including state-sponsored threats; and

21 (D) to strengthen resilience against
22 cyberattacks and cybercrime.

1 **SEC. 6275. PROMOTING ECONOMIC AND COMMERCIAL**
2 **PARTNERSHIPS IN THE WESTERN HEMI-**
3 **SPHERE.**

4 The Secretary of State, in consultation with the
5 heads of other relevant Federal agencies, should support
6 the improvement of economic conditions in the Western
7 Hemisphere through collaborative efforts with democratic
8 partners that—

9 (1) facilitate a more open, transparent, and
10 competitive environment for United States busi-
11 nesses and promote robust and comprehensive trade
12 capacity-building and trade facilitation by—

13 (A) reducing trade and nontariff barriers
14 between the countries in the region, establishing
15 a mechanism for pursuing Mutual Recognition
16 Agreements and Formalized Regulatory Co-
17 operation Agreements in priority sectors of the
18 economy;

19 (B) building relationships and exchanges
20 between relevant regulatory bodies in the
21 United States and democratic partners in the
22 Western Hemisphere to promote best practices
23 and transparency in rulemaking, implementa-
24 tion, and enforcement, and provide training and
25 assistance to help improve supply chain man-
26 agement in the Western Hemisphere;

1 (C) establishing regional fora for identi-
2 fying, raising, and addressing supply chain
3 management issues, including infrastructure
4 needs and strengthening of investment rules
5 and regulatory frameworks;

6 (D) establishing a dedicated program of
7 trade missions and reverse trade missions to in-
8 crease commercial contacts and ties between the
9 United States and Western Hemisphere partner
10 countries; and

11 (E) strengthening labor and environmental
12 standards in the region;

13 (2) establish frameworks or mechanisms to re-
14 view and address the long-term financial sustain-
15 ability and national security implications of foreign
16 investments in strategic sectors or services;

17 (3) establish competitive and transparent infra-
18 structure project selection and procurement proc-
19 esses that promote transparency, open competition,
20 financial sustainability, and robust adherence to
21 global standards and norms;

22 (4) advance robust and comprehensive energy
23 production and integration, including through a
24 more open, transparent, and competitive environ-

1 ment for United States companies competing in the
2 Western Hemisphere; and

3 (5) explore opportunities to partner with the
4 private sector and multilateral institutions, such as
5 the World Bank and the Inter-American Develop-
6 ment Bank, to promote universal access to reliable
7 and affordable electricity in the Western Hemi-
8 sphere.

9 **SEC. 6276. PROMOTING TRANSPARENCY AND DEMOCRATIC**
10 **GOVERNANCE IN THE WESTERN HEMI-**
11 **SPHERE.**

12 The Secretary of State, in coordination with the Ad-
13 ministrators of the United States Agency for International
14 Development and heads of other relevant Federal agen-
15 cies, should support transparent, accountable, and demo-
16 cratic governance in the Western Hemisphere through col-
17 laborative efforts with democratic partners that—

18 (1) strengthen the capacity of national electoral
19 institutions to ensure free, fair, and transparent
20 electoral processes, including through pre-election
21 assessment missions, technical assistance, and inde-
22 pendent local and international election monitoring
23 and observation missions;

24 (2) enhance the capabilities of democratically
25 elected national legislatures, parliamentary bodies,

1 and autonomous regulatory institutions to conduct
2 oversight;

3 (3) strengthen the capacity of subnational gov-
4 ernment institutions to govern in a transparent, ac-
5 countable, and democratic manner, including
6 through training and technical assistance;

7 (4) combat corruption at local and national lev-
8 els, including through trainings, cooperation agree-
9 ments, initiatives aimed at dismantling corrupt net-
10 works, and political support for bilateral or multilat-
11 eral anticorruption mechanisms that strengthen at-
12 torneys general and prosecutors' offices;

13 (5) strengthen the capacity of civil society to
14 conduct oversight of government institutions, build
15 the capacity of independent professional journalism,
16 facilitate substantive dialogue with government and
17 the private sector to generate issue-based policies,
18 and mobilize local resources to carry out such activi-
19 ties;

20 (6) promote the meaningful and significant par-
21 ticipation of women in democratic processes, includ-
22 ing in national and subnational government and civil
23 society; and

24 (7) support the creation of procedures for the
25 Organization of American States (OAS) to create an

1 annual forum for democratically elected national leg-
2 islatures from OAS member States to discuss issues
3 of hemispheric importance, as expressed in section 4
4 of the Organization of American States Legislative
5 Engagement Act of 2020 (Public Law 116–343).

6 **SEC. 6277. SENSE OF CONGRESS ON PRIORITIZING NOMINA-**
7 **TION AND CONFIRMATION OF QUALIFIED AM-**
8 **BASSADORS.**

9 It is the sense of Congress that it is critically impor-
10 tant that both the President and the Senate play their
11 respective roles to nominate and confirm qualified ambas-
12 sadors as quickly as possible.

13 **SEC. 6278. WESTERN HEMISPHERE DEFINED.**

14 In this subtitle, the term “Western Hemisphere” does
15 not include Cuba, Nicaragua, or Venezuela.

16 **SEC. 6279. REPORT ON EFFORTS TO CAPTURE AND DETAIN**
17 **UNITED STATES CITIZENS AS HOSTAGES.**

18 (a) IN GENERAL.—Not later than 30 days after the
19 date of the enactment of this Act, the Secretary of State
20 shall submit to the Committee on Foreign Relations of the
21 Senate and the Committee on Foreign Affairs of the
22 House of Representatives a report on efforts by the
23 Maduro regime of Venezuela to detain United States citi-
24 zens and lawful permanent residents.

1 (b) ELEMENTS.—The report required by subsection
2 (a) shall include, regarding the arrest, capture, detain-
3 ment, and imprisonment of United States citizens and
4 lawful permanent residents—

5 (1) the names, positions, and institutional affili-
6 ation of Venezuelan individuals, or those acting on
7 their behalf, who have engaged in such activities;

8 (2) a description of any role played by
9 transnational criminal organizations, and an identi-
10 fication of such organizations; and

11 (3) where relevant, an assessment of whether
12 and how United States citizens and lawful perma-
13 nent residents have been lured to Venezuela.

14 (c) FORM.—The report required under subsection (a)
15 shall be submitted in unclassified form, but shall include
16 a classified annex, which shall include a list of the total
17 number of United States citizens and lawful permanent
18 residents detained or imprisoned in Venezuela as of the
19 date on which the report is submitted.

20 **Subtitle H—Asset Seizure for**
21 **Ukraine Reconstruction Act**

22 **SEC. 6281. SHORT TITLE.**

23 This subtitle may be cited as the “Asset Seizure for
24 Ukraine Reconstruction Act”.

1 **SEC. 6282. NATIONAL EMERGENCY DECLARATION RELAT-**
2 **ING TO HARMFUL ACTIVITIES OF RUSSIAN**
3 **FEDERATION RELATING TO UKRAINE.**

4 The procedures under section 6283 shall apply if the
5 President—

6 (1) declares a national emergency under section
7 201 of the National Emergencies Act (50 U.S.C.
8 1621) with respect to actions of the Government of
9 the Russian Federation or nationals of the Russian
10 Federation that threaten the peace, security, sta-
11 bility, sovereignty, or territorial integrity of Ukraine;
12 and

13 (2) declares that the use of the procedures
14 under section 6283 are necessary as a response to
15 the national emergency.

16 **SEC. 6283. PROCEDURES.**

17 (a) **NONJUDICIAL FORFEITURE.**—Property may be
18 forfeited through nonjudicial civil forfeiture under section
19 609 of the Tariff Act of 1930 (19 U.S.C. 1609), without
20 regard to limitation under section 607(a)(1) of that Act
21 (19 U.S.C. 1607(a)(1)), if—

22 (1) the President makes the declaration de-
23 scribed in section 6282; and

24 (2) the Attorney General, or a designee, makes
25 the certification described in subsection (b) with re-
26 spect to the property.

1 (b) CERTIFICATION.—After seizure of property and
2 prior to forfeiture of the property under subsection (a),
3 the Attorney General, or a designee, shall certify that,
4 upon forfeiture, the property will be covered forfeited
5 property (as defined in section 1708(c) of the Additional
6 Ukraine Supplemental Appropriations Act, 2023 (division
7 M of Public Law 117–328; 136 Stat. 5200), as amended
8 by this subtitle).

9 **SEC. 6284. EXPANSION OF FORFEITED PROPERTY AVAIL-**
10 **ABLE TO REMEDIATE HARMS TO UKRAINE**
11 **FROM RUSSIAN AGGRESSION.**

12 (a) IN GENERAL.—Section 1708(c) of the Additional
13 Ukraine Supplemental Appropriations Act, 2023 (division
14 M of Public Law 117–328; 136 Stat. 5200) is amended—

15 (1) in paragraph (2), by striking “which prop-
16 erty belonged” and all that follows and inserting the
17 following: “which property—

18 “(A) belonged to, was possessed by, or was
19 controlled by a person the property or interests
20 in property of which were blocked pursuant to
21 any license, order, regulation, or prohibition im-
22 posed by the United States under the authority
23 provided by the International Emergency Eco-
24 nomic Powers Act (50 U.S.C. 1701 et seq.) or
25 any other provision of law, with respect to—

1 “(i) the Russian Federation; or

2 “(ii) actions or policies that under-
3 mine the democratic processes and institu-
4 tions in Ukraine or threaten the peace, se-
5 curity, stability, sovereignty, or territorial
6 integrity of Ukraine;

7 “(B) was involved in an act in violation of
8 or a conspiracy or scheme to violate—

9 “(i) any license, order, regulation, or
10 prohibition described in subparagraph (A);
11 or

12 “(ii) any restriction on the export, re-
13 export, or in-country transfer of items im-
14 posed by the United States under the Ex-
15 port Administration Regulations, or any
16 restriction on the export, reexport, or re-
17 transfer of defense articles under the
18 International Traffic in Arms Regulations
19 under subchapter M of chapter I of title
20 22, Code of Federal Regulations, with re-
21 spect to—

22 “(I) the Russian Federation,
23 Belarus, the Crimea region of
24 Ukraine, or the so-called ‘Donetsk

1 People’s Republic’ or ‘Luhansk Peo-
2 ple’s Republic’ regions of Ukraine;

3 “(II) any person in any such
4 country or region on a restricted par-
5 ties list; or

6 “(III) any person located in any
7 other country that has been added to
8 a restricted parties list in connection
9 with the malign conduct of the Rus-
10 sian Federation in Ukraine, including
11 the annexation of the Crimea region
12 of Ukraine in March 2014 and the in-
13 vasion beginning in February 2022 of
14 Ukraine, as substantially enabled by
15 Belarus; or

16 “(C) was involved in any related con-
17 spiracy, scheme, or other Federal offense aris-
18 ing from the actions of, or doing business with
19 or acting on behalf of, the Russian Federation,
20 Belarus, the Crimea region of Ukraine, or the
21 so-called ‘Donetsk People’s Republic’ or
22 ‘Luhansk People’s Republic’ regions of
23 Ukraine.”; and

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

1 “(3) The term ‘Export Administration Regula-
2 tions’ has the meaning given that term in section
3 1742 of the Export Control Reform Act of 2018 (50
4 U.S.C. 4801).

5 “(4) The term ‘restricted parties list’ means
6 any of the following lists maintained by the Bureau
7 of Industry and Security:

8 “(A) The Entity List set forth in Supple-
9 ment No. 4 to part 744 of the Export Adminis-
10 tration Regulations.

11 “(B) The Denied Persons List maintained
12 pursuant to section 764.3(a)(2) of the Export
13 Administration Regulations.

14 “(C) The Unverified List set forth in Sup-
15 plement No. 6 to part 744 of the Export Ad-
16 ministration Regulations.”.

17 (b) EXTENSION OF AUTHORITY.—Section 1708(d) of
18 the Additional Ukraine Supplemental Appropriations Act,
19 2023 is amended by striking “May 1, 2025” and inserting
20 “the date that is 3 years after the date of the enactment
21 of the Asset Seizure for Ukraine Reconstruction Act”.

22 **SEC. 6285. RULEMAKING.**

23 The Attorney General and the Secretary of the Treas-
24 ury may prescribe regulations to carry out this subtitle

1 without regard to the requirements of section 553 of title
2 5, United States Code.

3 **SEC. 6286. TERMINATION.**

4 (a) IN GENERAL.—The provisions of this subtitle
5 shall terminate on the date that is 3 years after the date
6 of the enactment of this Act.

7 (b) SAVINGS PROVISION.—The termination of this
8 subtitle under subsection (a) shall not—

9 (1) terminate the applicability of the procedures
10 under this subtitle to any property seized prior to
11 the date of the termination under subsection (a); or

12 (2) moot any legal action taken or pending legal
13 proceeding not finally concluded or determined on
14 that date.

15 **Subtitle I—United States Founda-**
16 **tion for International Conserva-**
17 **tion**

18 **SEC. 6291. SHORT TITLE.**

19 This subtitle may be cited as the “United States
20 Foundation for International Conservation Act of 2024”.

21 **SEC. 6292. DEFINITIONS.**

22 In this subtitle:

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

1 (A) the Committee on Foreign Relations of
2 the Senate;

3 (B) the Committee on Appropriations of
4 the Senate;

5 (C) the Committee on Foreign Affairs of
6 the House of Representatives; and

7 (D) the Committee on Appropriations of
8 the House of Representatives.

9 (2) BOARD.—The term “Board” means the
10 Board of Directors established pursuant to section
11 1294(a).

12 (3) ELIGIBLE COUNTRY.—The term “eligible
13 country” means any country described in section
14 1297(b).

15 (4) ELIGIBLE PROJECT.—The term “eligible
16 project” means any project described in section
17 1297(a)(2).

18 (5) EXECUTIVE DIRECTOR.—The term “Execu-
19 tive Director” means the Executive Director of the
20 Foundation hired pursuant to section 1294(b).

21 (6) FOUNDATION.—The term “Foundation”
22 means the United States Foundation for Inter-
23 national Conservation established pursuant to sec-
24 tion 1293(a).

1 (7) SECRETARY.—The term “Secretary” means
2 the Secretary of State.

3 **SEC. 6293. UNITED STATES FOUNDATION FOR INTER-**
4 **NATIONAL CONSERVATION.**

5 (a) ESTABLISHMENT.—

6 (1) IN GENERAL.—Not later than 180 days
7 after the date of the enactment of this Act, the Sec-
8 retary shall establish the United States Foundation
9 for International Conservation, which shall be oper-
10 ated as a charitable, nonprofit corporation.

11 (2) INDEPENDENCE.—The Foundation is not
12 an agency or instrumentality of the United States
13 Government.

14 (3) TAX-EXEMPT STATUS.—The Board shall
15 take all necessary and appropriate steps to ensure
16 that the Foundation is an organization described in
17 subsection (c) of section 501 of the Internal Revenue
18 Code of 1986, which exempt the organization from
19 taxation under subsection (a) of such section.

20 (4) TERMINATION OF OPERATIONS.—The
21 Foundation shall terminate operations on the date
22 that is 10 years after the date on which the Founda-
23 tion becomes operational, in accordance with—

24 (A) a plan for winding down the activities
25 of the Foundation that the Board shall submit

1 to the appropriate congressional committees not
2 later than 180 days before such termination
3 date; and

4 (B) the bylaws established pursuant to sec-
5 tion 6294(b)(13).

6 (b) PURPOSES.—The purposes of the Foundation
7 are—

8 (1) to provide grants for the responsible man-
9 agement of designated priority primarily protected
10 and conserved areas in eligible countries that have a
11 high degree of biodiversity or species and ecosystems
12 of significant ecological value;

13 (2) to promote responsible, long-term manage-
14 ment of primarily protected and conserved areas and
15 their contiguous buffer zones;

16 (3) to incentivize, leverage, accept, and effec-
17 tively administer governmental and nongovernmental
18 funds, including donations from the private sector,
19 to increase the availability and predictability of fi-
20 nancing for responsible, long-term management of
21 primarily protected and conserved areas in eligible
22 countries;

23 (4) to help close critical gaps in public inter-
24 national conservation efforts in eligible countries
25 by—

1 (A) increasing private sector investment,
2 including investments from philanthropic enti-
3 ties; and

4 (B) collaborating with partners providing
5 bilateral and multilateral financing to support
6 enhanced coordination, including public and pri-
7 vate funders, partner governments, local pro-
8 tected areas authorities, and private and non-
9 governmental organization partners;

10 (5) to identify and financially support viable
11 projects that—

12 (A) promote responsible, long-term man-
13 agement of primarily protected and conserved
14 areas and their contiguous buffer zones in eligi-
15 ble countries, including support for the manage-
16 ment of terrestrial, coastal, freshwater, and ma-
17 rine protected areas, parks, community conser-
18 vancies, Indigenous reserves, conservation ease-
19 ments, and biological reserves; and

20 (B) provide effective area-based conserva-
21 tion measures, consistent with best practices
22 and standards for environmental and social
23 safeguards; and

24 (6) to coordinate with, consult, and otherwise
25 support and assist, governments, private sector enti-

1 ties, local communities, Indigenous Peoples, and
2 other stakeholders in eligible countries in under-
3 taking biodiversity conservation activities—

4 (A) to achieve measurable and enduring
5 biodiversity conservation outcomes; and

6 (B) to improve local security, governance,
7 food security, and economic opportunities.

8 (c) PLAN OF ACTION.—

9 (1) IN GENERAL.—Not later than 6 months
10 after the establishment of the Foundation, the Exec-
11 utive Director shall submit for approval from the
12 Board an initial 3-year Plan of Action to implement
13 the purposes of this subtitle, including—

14 (A) a description of the priority actions to
15 be undertaken by the Foundation over the pro-
16 ceeding 3-year period, including a timeline for
17 implementation of such priority actions;

18 (B) descriptions of the processes and cri-
19 teria by which—

20 (i) eligible countries, in which eligible
21 projects may be selected to receive assist-
22 ance under this subtitle, will be identified;

23 (ii) grant proposals for Foundation
24 activities in eligible countries will be devel-
25 oped, evaluated, and selected; and

1 (iii) grant implementation will be
2 monitored and evaluated;

3 (C) the projected staffing and budgetary
4 requirements of the Foundation during the pro-
5 ceeding 3-year period.

6 (D) a plan to maximize commitments from
7 private sector entities to fund the Foundation.

8 (2) SUBMISSION.—The Executive Director shall
9 submit the initial Plan of Action to the appropriate
10 congressional committees not later than 5 days after
11 the Plan of Action is approved by the Board.

12 (3) UPDATES.—The Executive Director shall
13 annually update the Plan of Action and submit each
14 such updated plan to the appropriate congressional
15 committees not later than 5 days after the update
16 plan is approved by the Board.

17 **SEC. 6294. GOVERNANCE OF THE FOUNDATION.**

18 (a) EXECUTIVE DIRECTOR.—There shall be in the
19 Foundation an Executive Director, who shall—

20 (1) manage the Foundation; and

21 (2) report to, and be under the direct authority,
22 of the Board.

23 (b) BOARD OF DIRECTORS.—

24 (1) GOVERNANCE.—The Foundation shall be
25 governed by a Board of Directors, which—

1 (A) shall perform the functions specified to
2 be carried out by the Board under this subtitle;
3 and

4 (B) may prescribe, amend, and repeal by-
5 laws, rules, regulations, and procedures gov-
6 erning the manner in which the business of the
7 Foundation may be conducted and in which the
8 powers granted to it by law may be exercised.

9 (2) MEMBERSHIP.—The Board shall be com-
10 posed of—

11 (A) the Secretary, the Administrator of the
12 United States Agency for International Devel-
13 opment, the Secretary of the Interior, the Chief
14 of the United States Forest Service, and the
15 head of one other relevant Federal department
16 or agency, as determined by the Secretary, or
17 the Senate-confirmed designees of such officials;
18 and

19 (B) 8 other individuals, who shall be ap-
20 pointed by the Secretary, in consultation with
21 the members of the Board described in sub-
22 paragraph (A), the Speaker and Minority Lead-
23 er of the House of Representatives, and the
24 President Pro Tempore and Minority Leader of
25 the Senate, of whom—

1 (i) 4 members shall be private-sector
2 donors making financial contributions to
3 the Foundation; and

4 (ii) 4 members shall be independent
5 experts who, in addition to meeting the
6 qualification requirements described in
7 paragraph (3), represent diverse points of
8 view and diverse geographies, to the max-
9 imum extent practicable.

10 (3) QUALIFICATIONS.—Each member of the
11 Board appointed pursuant to paragraph (2)(B) shall
12 be knowledgeable and experienced in matters relat-
13 ing to—

14 (A) international development;

15 (B) protected area management and the
16 conservation of global biodiversity, fish and
17 wildlife, ecosystem restoration, adaptation, and
18 resilience; and

19 (C) grantmaking in support of inter-
20 national conservation.

21 (4) POLITICAL AFFILIATION.—Not more than 5
22 of the members appointed to the Board pursuant to
23 paragraph (2)(B) may be affiliated with the same
24 political party.

1 (5) CONFLICTS OF INTEREST.—Any individual
2 with business interests, financial holdings, or con-
3 trolling interests in any entity that has sought sup-
4 port, or is receiving support, from the Foundation
5 may not be appointed to the Board during the 5-
6 year period immediately preceding such appoint-
7 ment.

8 (6) CHAIRPERSON.—The Board shall elect,
9 from among its members, a Chairperson, who shall
10 serve for a 2-year term.

11 (7) TERMS; VACANCIES.—

12 (A) TERMS.—

13 (i) IN GENERAL.—The term of service
14 of each member of the Board appointed
15 pursuant to paragraph (2)(B) shall be not
16 more than 5 years.

17 (ii) INITIAL APPOINTED DIRECTORS.—
18 Of the initial members of the Board ap-
19 pointed pursuant to paragraph (2)(B)—

20 (I) 4 members, including at least
21 2 private-sector donors making finan-
22 cial contributions to the Foundation,
23 shall serve for 4 years; and

1 (II) 4 members shall serve for 5
2 years, as determined by the Chair-
3 person of the Board.

4 (B) VACANCIES.—Any vacancy in the
5 Board—

6 (i) shall be filled in the manner in
7 which the original appointment was made;
8 and

9 (ii) shall not affect the power of the
10 remaining appointed members of the
11 Board to execute the duties of the Board.

12 (8) QUORUM.—A majority of the current mem-
13 bership of the Board, including the Secretary or the
14 Secretary's designee, shall constitute a quorum for
15 the transaction of Foundation business.

16 (9) MEETINGS.—

17 (A) IN GENERAL.—The Board shall meet
18 not less frequently than annually at the call of
19 the Chairperson. Such meetings may be in per-
20 son, virtual, or hybrid.

21 (B) INITIAL MEETING.—Not later than 60
22 days after the Board is established pursuant to
23 section 1293(a), the Secretary of State shall
24 convene a meeting of the ex-officio members of

1 the Board and the appointed members of the
2 Board to incorporate the Foundation.

3 (C) REMOVAL.—Any member of the Board
4 appointed pursuant to paragraph (2)(B) who
5 misses 3 consecutive regularly scheduled meet-
6 ings may be removed by a majority vote of the
7 Board.

8 (10) REIMBURSEMENT OF EXPENSES.—

9 (A) IN GENERAL.—Members of the Board
10 shall serve without pay, but may be reimbursed
11 for the actual and necessary traveling and sub-
12 sistence expenses incurred in the performance
13 of the duties of the Foundation.

14 (B) LIMITATION.—Expenses incurred out-
15 side the United States may be reimbursed
16 under this paragraph if at least 2 members of
17 the Board concurrently incurred such expenses.
18 Such reimbursements—

19 (i) shall be available exclusively for ac-
20 tual costs incurred by members of the
21 Board up to the published daily per diem
22 rate for lodging, meals, and incidentals;
23 and

1 (ii) shall not include first-class, busi-
2 ness-class, or travel in any class other than
3 economy class or coach class.

4 (C) OTHER EXPENSES.—All other ex-
5 penses, including salaries for officers and staff
6 of the Foundation, shall be established by a ma-
7 jority vote of the Board, as proposed by the Ex-
8 ecutive Director on no less than an annual
9 basis.

10 (11) NOT FEDERAL EMPLOYEES.—Appointment
11 as a member of the Board and employment by the
12 Foundation does not constitute employment by, or
13 the holding of an office of, the United States for
14 purposes of any Federal law.

15 (12) DUTIES.—The Board shall—

16 (A) establish bylaws for the Foundation in
17 accordance with paragraph (13);

18 (B) provide overall direction for the activi-
19 ties of the Foundation and establish priority ac-
20 tivities;

21 (C) carry out any other necessary activities
22 of the Foundation;

23 (D) evaluate the performance of the Exec-
24 utive Director;

1 (E) take steps to limit the administrative
2 expenses of the Foundation; and

3 (F) not less frequently than annually, con-
4 sult and coordinate with stakeholders qualified
5 to provide advice, assistance, and information
6 regarding effective protected and conserved
7 area management.

8 (13) BYLAWS.—

9 (A) IN GENERAL.—The bylaws required to
10 be established under paragraph (12)(A) shall
11 include—

12 (i) the specific duties of the Executive
13 Director;

14 (ii) policies and procedures for the se-
15 lection of members of the Board and offi-
16 cers, employees, agents, and contractors of
17 the Foundation;

18 (iii) policies, including ethical stand-
19 ards, for—

20 (I) the acceptance, solicitation,
21 and disposition of donations and
22 grants to the Foundation; and

23 (II) the disposition of assets of
24 the Foundation upon the dissolution
25 of the Foundation;

1 (iv) policies that subject all imple-
2 menting partners, employees, fellows,
3 trainees, and other agents of the Founda-
4 tion (including ex-officio members of the
5 Board and appointed members of the
6 Board) to stringent ethical and conflict of
7 interest standards;

8 (v) removal and exclusion procedures
9 for implementing partners, employees, fel-
10 lows, trainees, and other agents of the
11 Foundation (including ex-officio members
12 of the Board and appointed members of
13 the Board) who fail to uphold the ethical
14 and conflict of interest standards estab-
15 lished pursuant to clause (iii);

16 (vi) policies for winding down the ac-
17 tivities of the Foundation upon its dissolu-
18 tion, including a plan—

19 (I) to return unspent appropria-
20 tions to the Treasury of the United
21 States; and

22 (II) to donate unspent private
23 and philanthropic contributions to
24 projects that align with the goals and

1 requirements described in section
2 6297;

3 (vii) policies for vetting implementing
4 partners and grantees to ensure the Foun-
5 dation does not provide grants to for profit
6 entities whose primary objective is activi-
7 ties other than conservation activities; and

8 (viii) clawback policies and procedures
9 to be incorporated into grant agreements
10 to ensure compliance with the policies re-
11 ferred to in clause (vii).

12 (B) REQUIREMENTS.—The Board shall en-
13 sure that the bylaws of the Foundation and the
14 activities carried out under such bylaws do
15 not—

16 (i) reflect unfavorably on the ability of
17 the Foundation to carry out activities in a
18 fair and objective manner; or

19 (ii) compromise, or appear to com-
20 promise, the integrity of any governmental
21 agency or program, or any officer or em-
22 ployee employed by, or involved in, a gov-
23 ernmental agency or program.

24 (c) FOUNDATION STAFF.—Officers and employees of
25 the Foundation—

1 (1) may not be employees of, or hold any office
2 in, the United States Government;

3 (2) may not serve in the employ of any non-
4 governmental organization, project, or person related
5 to or affiliated with any grantee of the Foundation
6 while employed by the Foundation;

7 (3) may not receive compensation from any
8 other source for work performed in carrying out the
9 duties of the Foundation while employed by the
10 Foundation; and

11 (4) should not receive a salary at a rate that is
12 greater than the maximum rate of basic pay author-
13 ized for positions at level I of the Executive Sched-
14 ule under section 5312 of title 5, United States
15 Code.

16 (d) LIMITATION AND CONFLICTS OF INTERESTS.—

17 (1) POLITICAL PARTICIPATION.—The Founda-
18 tion may not—

19 (A) lobby for political or policy issues; or

20 (B) participate or intervene in any political
21 campaign in any country.

22 (2) FINANCIAL INTERESTS.—As determined by
23 the Board and set forth in the bylaws established
24 pursuant to subsection (b)(13), and consistent with
25 best practices, any member of the Board or officer

1 or employee of the Foundation shall be prohibited
2 from participating, directly or indirectly, in the con-
3 sideration or determination of any question before
4 the Foundation affecting—

5 (A) the financial interests of such member
6 of the Board, or officer or employee of the
7 Foundation, not including such member's
8 Foundation expenses and compensation; and

9 (B) the interests of any corporation, part-
10 nership, entity, or organization in which such
11 member of the Board, officer, or employee has
12 any fiduciary obligation or direct or indirect fi-
13 nancial interest.

14 (3) RECUSALS.—Any member of the Board that
15 has a business, financial, or familial interest in an
16 organization or community seeking support from the
17 Foundation shall recuse himself or herself from all
18 deliberations, meetings, and decisions concerning the
19 consideration and decision relating to such support.

20 (4) PROJECT INELIGIBILITY.—The Foundation
21 may not provide support to individuals or entities
22 with business, financial, or familial ties to—

23 (A) a current member of the Board; or

1 (B) a former member of the Board during
2 the 5-year period immediately following the last
3 day of the former member's term on the Board.

4 **SEC. 6295. CORPORATE POWERS AND OBLIGATIONS OF THE**
5 **FOUNDATION.**

6 (a) GENERAL AUTHORITY.—

7 (1) IN GENERAL.—The Foundation—

8 (A) may conduct business in foreign coun-
9 tries;

10 (B) shall have its principal offices in the
11 Washington, D.C. metropolitan area; and

12 (C) shall continuously maintain a des-
13 ignated agent in Washington, D.C. who is au-
14 thorized to accept notice or service of process
15 on behalf of the Foundation.

16 (2) NOTICE AND SERVICE OF PROCESS.—The
17 serving of notice to, or service of process upon, the
18 agent referred to in paragraph (1)(C), or mailed to
19 the business address of such agent, shall be deemed
20 as service upon, or notice to, the Foundation.

21 (3) AUDITS.—The Foundation shall be subject
22 to the general audit authority of the Comptroller
23 General of the United States under section 3523 of
24 title 31, United States Code.

1 (b) AUTHORITIES.—In addition to powers explicitly
2 authorized under this subtitle, the Foundation, in order
3 to carry out the purposes described in section 6293(b),
4 shall have the usual powers of a corporation
5 headquartered in Washington, D.C., including the author-
6 ity—

7 (1) to accept, receive, solicit, hold, administer,
8 and use any gift, devise, or bequest, either absolutely
9 or in trust, or real or personal property or any in-
10 come derived from such gift or property, or other in-
11 terest in such gift or property located in the United
12 States;

13 (2) to acquire by donation, gift, devise, pur-
14 chase, or exchange any real or personal property or
15 interest in such property located in the United
16 States;

17 (3) unless otherwise required by the instrument
18 of transfer, to sell, donate, lease, invest, reinvest, re-
19 tain, or otherwise dispose of any property or income
20 derived from such property located in the United
21 States;

22 (4) to complain and defend itself in any court
23 of competent jurisdiction (except that the members
24 of the Board shall not be personally liable, except for
25 gross negligence);

1 (5) to enter into contracts or other arrange-
2 ments with public agencies, private organizations,
3 and persons and to make such payments as may be
4 necessary to carry out the purposes of such con-
5 tracts or arrangements; and

6 (6) to award grants for eligible projects, in ac-
7 cordance with section 6297.

8 (c) **LIMITATION OF PUBLIC LIABILITY.**—The United
9 States shall not be liable for any debts, defaults, acts, or
10 omissions of the Foundation. The Federal Government
11 shall be held harmless from any damages or awards or-
12 dered by a court against the Foundation.

13 **SEC. 6296. SAFEGUARDS AND ACCOUNTABILITY.**

14 (a) **SAFEGUARDS.**—The Foundation shall develop,
15 and incorporate into any agreement for support provided
16 by the Foundation, appropriate safeguards, policies, and
17 guidelines, consistent with United States law and best
18 practices and standards for environmental and social safe-
19 guards.

20 (b) **INDEPENDENT ACCOUNTABILITY MECHANISM.**—

21 (1) **IN GENERAL.**—The Secretary, or the Sec-
22 retary's designee, shall establish a transparent and
23 independent accountability mechanism, consistent
24 with best practices, which shall provide—

1 (A) a compliance review function that as-
2 sseses whether Foundation-supported projects
3 adhere to the requirements developed pursuant
4 to subsection (a);

5 (B) a dispute resolution function for re-
6 solving and remedying concerns between com-
7 plainants and project implementers regarding
8 the impacts of specific Foundation-supported
9 projects with respect to such standards; and

10 (C) an advisory function that reports to
11 the Board on projects, policies, and practices.

12 (2) DUTIES.—The accountability mechanism
13 shall—

14 (A) report annually to the Board and the
15 appropriate congressional committees regarding
16 the Foundation’s compliance with best practices
17 and standards in accordance with paragraph
18 (1)(A) and the nature and resolution of any
19 complaint;

20 (B)(i) have permanent staff, led by an
21 independent accountability official, to conduct
22 compliance reviews and dispute resolutions and
23 perform advisory functions; and

24 (ii) maintain a roster of experts to serve
25 such roles, to the extent needed; and

1 (C) hold a public comment period lasting
2 not fewer than 60 days regarding the initial de-
3 sign of the accountability mechanism.

4 (c) INTERNAL ACCOUNTABILITY.—The Foundation
5 shall establish an ombudsman position at a senior level
6 of executive staff as a confidential, neutral source of infor-
7 mation and assistance to anyone affected by the activities
8 of the Foundation.

9 (d) ANNUAL REVIEW.—The Secretary shall, periodi-
10 cally, but not less frequent than annually, review assist-
11 ance provided by the Foundation for the purpose of imple-
12 menting section 6293(b) to ensure consistency with the
13 provisions under section 620M of Foreign Assistance Act
14 of 1961 (22 U.S.C. 2378d).

15 **SEC. 6297. PROJECTS AND GRANTS.**

16 (a) PROJECT FUNDING REQUIREMENTS.—

17 (1) IN GENERAL.—The Foundation shall—

18 (A) provide grants to support eligible
19 projects described in paragraph (3) that ad-
20 vance its mission to enable effective manage-
21 ment of primarily protected and conserved
22 areas and their contiguous buffer zones in eligi-
23 ble countries;

24 (B) advance effective landscape or
25 seascape approaches to conservation that in-

1 zones in countries described in subsection
2 (b), including terrestrial, coastal, and ma-
3 rine protected or conserved areas, parks,
4 community conservancies, Indigenous re-
5 serves, conservation easements, and bio-
6 logical reserves; and

7 (ii) other effective area-based con-
8 servation measures;

9 (B) are cost-matched at a ratio of not less
10 than \$2 from sources other than the United
11 States for every \$1 made available under this
12 subtitle;

13 (C) are subject to long-term binding
14 memoranda of understanding with the govern-
15 ments of eligible countries and local commu-
16 nities—

17 (i) to ensure that local populations
18 have access, resource management respon-
19 sibilities, and the ability to pursue permis-
20 sible, sustainable economic activity on af-
21 fected lands; and

22 (ii) that may be signed by govern-
23 ments in such eligible countries to ensure
24 free, prior, and informed consent of af-
25 fected communities;

1 (D) incorporate a set of key performance
2 and impact indicators;

3 (E) demonstrate robust local community
4 engagement, with the completion of appropriate
5 environmental and social due diligence, includ-
6 ing—

7 (i) free, prior, and informed consent
8 of Indigenous Peoples and relevant local
9 communities;

10 (ii) inclusive governance structures;
11 and

12 (iii) effective grievance mechanisms;

13 (F) create economic opportunities for local
14 communities, including through—

15 (i) equity and profit-sharing;

16 (ii) cooperative management of nat-
17 ural resources;

18 (iii) employment activities; and

19 (iv) other related economic growth ac-
20 tivities;

21 (G) leverage stable baseline funding for the
22 effective management of the primarily protected
23 or conserved area project; and

24 (H) to the extent possible—

1 (i) are viable and prepared for imple-
2 mentation; and

3 (ii) demonstrate a plan to strengthen
4 the capacity of, and transfer skills to, local
5 institutions to manage the primarily pro-
6 tected or conserved area before or after
7 grant funding is exhausted.

8 (b) ELIGIBLE COUNTRIES.—

9 (1) IN GENERAL.—Pursuant to the Plan of Ac-
10 tion required under section 6293(c), and before
11 awarding any grants or entering into any project
12 agreements for any fiscal year, the Board shall con-
13 duct a review to identify eligible countries in which
14 the Foundation may fund projects. Such review shall
15 consider countries that—

16 (A) are low-income, lower middle-income,
17 or upper-middle-income economies (as defined
18 by the International Bank for Reconstruction
19 and Development and the International Devel-
20 opment Association);

21 (B) have—

22 (i) a high degree of threatened or at-
23 risk biological diversity; or

24 (ii) species or ecosystems of signifi-
25 cant importance, including threatened or

1 endangered species or ecosystems at risk of
2 degradation or destruction;

3 (C) have demonstrated a commitment to
4 conservation through verifiable actions, such as
5 protecting lands and waters through the
6 gazettement of national parks, community con-
7 servancies, marine reserves and protected areas,
8 forest reserves, or other legally recognized
9 forms of place-based conservation; and

10 (D) are not ineligible to receive United
11 States foreign assistance pursuant to any other
12 provision of law, including laws identified in
13 section 6298.

14 (2) IDENTIFICATION OF ELIGIBLE COUN-
15 TRIES.—Not later than 5 days after the date on
16 which the Board determines which countries are eli-
17 gible to receive assistance under this subtitle for a
18 fiscal year, the Executive Director shall—

19 (A) submit a report to the appropriate con-
20 gressional committees that includes—

21 (i) a list of all such eligible countries,
22 as determined through the review process
23 described in paragraph (1); and

24 (ii) a detailed justification for each
25 such eligibility determination, including—

1 (I) an analysis of why the eligible
2 country would be suitable for partner-
3 ship;

4 (II) an evaluation of the eligible
5 partner country's interest in and abil-
6 ity to participate meaningfully in pro-
7 posed Foundation activities, including
8 an evaluation of such eligible coun-
9 try's prospects to substantially benefit
10 from Foundation assistance;

11 (III) an estimation of each such
12 eligible partner country's commitment
13 to conservation; and

14 (IV) an assessment of the capac-
15 ity and willingness of the eligible
16 country to enact or implement re-
17 forms that might be necessary to
18 maximize the impact and effectiveness
19 of Foundation support; and

20 (B) publish the information contained in
21 the report described in subparagraph (A) in the
22 Federal Register.

23 (c) GRANTMAKING.—

24 (1) IN GENERAL.—In order to maximize pro-
25 gram effectiveness, the Foundation shall—

1 (A) coordinate with other international
2 public and private donors to the greatest extent
3 practicable and appropriate;

4 (B) seek additional financial and non-
5 financial contributions and commitments for its
6 projects from governments in eligible countries;

7 (C) strive to generate a partnership men-
8 tality among all participants, including public
9 and private funders, host governments, local
10 protected areas authorities, and private and
11 nongovernmental organization partners;

12 (D) prioritize investments in communities
13 with low levels of economic development to the
14 greatest extent practicable and appropriate; and

15 (E) consider the eligible partner country's
16 planned and dedicated resources to the pro-
17 posed project and the eligible entity's ability to
18 successfully implement the project.

19 (2) GRANT CRITERIA.—Foundation grants—

20 (A) shall fund eligible projects that en-
21 hance the management of well-defined primarily
22 protected or conserved areas and the systems of
23 such conservation areas in eligible countries;

1 (B) should support adequate baseline fund-
2 ing for eligible projects in eligible countries to
3 be sustained for not less than 10 years;

4 (C) should, during the grant period, dem-
5 onstrate progress in achieving clearly defined
6 key performance indicators (as defined in the
7 grant agreement), which may include—

8 (i) the protection of biological diver-
9 sity;

10 (ii) the protection of native flora and
11 habitats, such as trees, forests, wetlands,
12 grasslands, mangroves, coral reefs, and sea
13 grass;

14 (iii) community-based economic
15 growth indicators, such as improved land
16 tenure, increases in beneficiaries partici-
17 pating in related economic growth activi-
18 ties, and sufficient income from conserva-
19 tion activities being directed to commu-
20 nities in project areas;

21 (iv) improved management of the pri-
22 marily protected or conserved area covered
23 by the project, as documented through the
24 submission of strategic plans or annual re-
25 ports to the Foundation; and

1 (v) the identification of additional rev-
2 enue sources or sustainable financing
3 mechanisms to meet the recurring costs of
4 management of the primarily protected or
5 conserved areas; and

6 (D) shall be terminated if the Board deter-
7 mines that the project is not—

8 (i) meeting applicable requirements
9 under this subtitle; or

10 (ii) making progress in achieving the
11 key performance indicators defined in the
12 grant agreement.

13 **SEC. 6298. PROHIBITION OF SUPPORT FOR CERTAIN GOV-**
14 **ERNMENTS.**

15 (a) IN GENERAL.—The Foundation may not provide
16 support for any government, or any entity owned or con-
17 trolled by a government, if the Secretary has determined
18 that such government—

19 (1) has repeatedly provided support for acts of
20 international terrorism, as determined under—

21 (A) section 1754(c)(1)(A)(i) of the Export
22 Control Reform Act of 2018 (22 U.S.C.
23 4813(c)(1)(A)(i));

24 (B) section 620A(a) of the Foreign Assist-
25 ance Act of 1961 (22 U.S.C. 2371(a));

1 (C) section 40(d) of the Arms Export Con-
2 trol Act (22 U.S.C. 2780(d)); or

3 (D) any other relevant provision of law;

4 (2) has been identified pursuant to section
5 116(a) or 502B(a)(2) of the Foreign Assistance Act
6 of 1961 (22 U.S.C. 2151n(a) and 2304(a)(2)) or
7 any other relevant provision of law; or

8 (3) has failed the “control of corruption” indi-
9 cator, as determined by the Millennium Challenge
10 Corporation, within any of the preceding 3 years of
11 the intended grant;

12 (b) PROHIBITION OF SUPPORT FOR SANCTIONED
13 PERSONS.—The Foundation may not engage in any deal-
14 ing prohibited under United States sanctions laws or regu-
15 lations, including dealings with persons on the list of spe-
16 cially designated persons and blocked persons maintained
17 by the Office of Foreign Assets Control of the Department
18 of the Treasury, except to the extent otherwise authorized
19 by the Secretary or by the Secretary of the Treasury.

20 (c) PROHIBITION OF SUPPORT FOR ACTIVITIES SUB-
21 JECT TO SANCTIONS.—The Foundation shall require any
22 person receiving support to certify that such person, and
23 any entity owned or controlled by such person, is in com-
24 pliance with all United States sanctions laws and regula-
25 tions.

1 **SEC. 6299. ANNUAL REPORT.**

2 Not later than 360 days after the date of the enact-
3 ment of this Act, and annually thereafter while the Foun-
4 dation continues to operate, the Executive Director of the
5 Foundation shall submit a report to the appropriate con-
6 gressional committees that describes—

7 (1) the goals of the Foundation;

8 (2) the programs, projects, and activities sup-
9 ported by the Foundation;

10 (3) private and governmental contributions to
11 the Foundation; and

12 (4) the standardized criteria utilized to deter-
13 mine the programs and activities supported by the
14 Foundation, including baselines, targets, desired out-
15 comes, measurable goals, and extent to which those
16 goals are being achieved for each project.

17 **SEC. 6299A. AUTHORIZATION OF APPROPRIATIONS.**

18 (a) AUTHORIZATION.—In addition to amounts au-
19 thorized to be appropriated to carry out international con-
20 servation and biodiversity programs under part I and
21 chapter 4 of part II of the Foreign Assistance Act of 1961
22 (22 U.S.C. 2151 et seq.), and subject to the limitations
23 set forth in subsections (b) and (c), there is authorized
24 to be appropriated to the Foundation to carry out the pur-
25 poses of this subtitle—

26 (1) \$1,000,000 for fiscal year 2025; and

1 (2) not more than \$100,000,000 for each of the
2 fiscal years 2026 through 2034.

3 (b) **COST MATCHING REQUIREMENT.**—Amounts ap-
4 propriated pursuant to subsection (a) may only be made
5 available to grantees to the extent the Foundation or such
6 grantees secure funding for an eligible project from
7 sources other than the United States Government in an
8 amount that is not less than twice the amount received
9 in grants for such project pursuant to section 6297.

10 (c) **ADMINISTRATIVE COSTS.**—The administrative
11 costs of the Foundation shall come from sources other
12 than the United States Government.

13 (d) **PROHIBITION ON USE OF GRANT AMOUNTS FOR**
14 **LOBBYING EXPENSES.**—Amounts provided as a grant by
15 the Foundation pursuant to section 6297 may not be used
16 for any activity intended to influence legislation pending
17 before the Congress of the United States.

18 **Subtitle J—Coordinating AUKUS**
19 **Engagement With Japan**

20 **SEC. 6299D. DEFINITIONS.**

21 In this subtitle:

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

1 (A) the Committee on Foreign Relations
2 and the Committee on Armed Services of the
3 Senate; and

4 (B) the Committee on Foreign Affairs and
5 the Committee on Armed Services of the House
6 of Representatives.

7 (2) AUKUS OFFICIAL.—The term “AUKUS of-
8 ficial” means a government official with responsibil-
9 ities related to the implementation of the AUKUS
10 partnership.

11 (3) AUKUS PARTNERSHIP.—The term
12 “AUKUS partnership” has the meaning given that
13 term in section 1321 of the National Defense Au-
14 thorization Act of Fiscal Year 2024 (22 U.S.C.
15 10401).

16 (4) STATE AUKUS COORDINATOR.—The term
17 “State AUKUS Coordinator” means the senior advi-
18 sor at the Department of State designated under
19 section 1331(a)(1) of the National Defense Author-
20 ization Act for Fiscal Year 2024 (22 U.S.C.
21 10411(a)(1)).

22 (5) DEFENSE AUKUS COORDINATOR.—The term
23 “Defense AUKUS Coordinator” means the senior ci-
24 vilian official of the Department of Defense des-
25 igned under section 1332(a) of the National De-

1 fense Authorization Act for Fiscal Year 2024 (22
2 U.S.C. 10412(a)).

3 (6) PILLAR TWO.—The term “Pillar Two” has
4 the meaning given that term in section 1321(2)(B)
5 of the National Defense Authorization Act of Fiscal
6 Year 2024 (22 U.S.C. 10401(2)(B)).

7 (7) UNITED STATES MUNITIONS LIST.—The
8 term “United States Munitions List” means the list
9 set forth in part 121 of title 22, Code of Federal
10 Regulations (or successor regulations).

11 **SEC. 6299E. SENSE OF CONGRESS.**

12 It is the sense of Congress that—

13 (1) the United States should continue to
14 strengthen relationships and cooperation with allies
15 in order to effectively counter the People’s Republic
16 of China;

17 (2) the United States should capitalize on the
18 technological advancements allies have made in
19 order to deliver more advanced capabilities at speed
20 and at scale to the United States military and the
21 militaries of partner countries;

22 (3) the historic announcement of the AUKUS
23 partnership laid out a vision for future defense co-
24 operation in the Indo-Pacific among Australia, the
25 United Kingdom, and the United States;

1 (4) Pillar Two of the AUKUS partnership envi-
2 sions cooperation on advanced technologies, includ-
3 ing hypersonic capabilities, electronic warfare capa-
4 bilities, cyber capabilities, quantum technologies, un-
5 dersea capabilities, and space capabilities;

6 (5) trusted partners of the United States, the
7 United Kingdom, and Australia, such as Japan,
8 could benefit from and offer significant contributions
9 to a range of projects related to Pillar Two of the
10 AUKUS partnership;

11 (6) Japan is a treaty ally of the United States
12 and a technologically advanced country with the
13 world's third-largest economy;

14 (7) in 2022, Australia signed a Reciprocal Ac-
15 cess Agreement with Japan to facilitate reciprocal
16 access and cooperation between the Self-Defense
17 Forces of Japan and the Australian Defence Force;

18 (8) in 2023, the United Kingdom signed a Re-
19 ciprocal Access Agreement with Japan to facilitate
20 reciprocal access and cooperation between the Self-
21 Defense Forces of Japan and the Armed Forces of
22 the United Kingdom of Great Britain and Northern
23 Ireland;

24 (9) in 2014, Japan relaxed its post-war con-
25 straints on the export of non-lethal defense equip-

1 ment, and in March 2024, Japan further refined
2 that policy to allow for the export of weapons to
3 countries with which it has an agreement in place on
4 defense equipment and technology transfers;

5 (10) in 2013, Japan passed a secrecy law obli-
6 gating government officials to protect diplomatic and
7 defense information, and in February 2024, the
8 Cabinet approved a bill creating a new security
9 clearance system covering economic secrets; and

10 (11) in April 2024, the United States, Aus-
11 tralia, and the United Kingdom announced they
12 would consider cooperating with Japan on advanced
13 capability projects under Pillar Two of the AUKUS
14 partnership.

15 **SEC. 6299F. ENGAGEMENT WITH JAPAN ON AUKUS PILLAR**
16 **TWO COOPERATION.**

17 (a) **ENGAGEMENT REQUIRED.**—

18 (1) **IN GENERAL.**—Not later than 90 days after
19 the date of the enactment of this Act, the State
20 AUKUS Coordinator and the Defense AUKUS Co-
21 ordinator shall jointly engage directly, at a technical
22 level, with the relevant stakeholders in the Govern-
23 ment of Japan—

24 (A) to better understand the export control
25 system of Japan and the effects of the reforms

1 the Government of Japan has made to that sys-
2 tem since 2014;

3 (B) to determine overlapping areas of in-
4 terest and the potential for cooperation with
5 Australia, the United Kingdom, and the United
6 States on projects related to the AUKUS part-
7 nership and other projects; and

8 (C) to identify areas in which the Govern-
9 ment of Japan might need to adjust the export
10 control system of Japan in order to guard
11 against export control violations or other re-
12 lated issues in order to be a successful potential
13 partner in Pillar Two of the AUKUS partner-
14 ship.

15 (2) CONSULTATION WITH AUKUS OFFICIALS.—

16 In carrying out the engagement required by para-
17 graph (1), the State AUKUS Coordinator and the
18 Defense AUKUS Coordinator shall consult with rel-
19 evant AUKUS officials from the United Kingdom
20 and Australia.

21 (b) BRIEFING REQUIREMENT.—Not later than 30
22 days after the date of the engagement required by sub-
23 section (a), the State AUKUS Coordinator and the De-
24 fense AUKUS Coordinator shall jointly brief the appro-
25 priate congressional committees on the following:

1 (1) The findings of that engagement.

2 (2) A strategy for follow-on engagement.

3 **SEC. 6299G. ASSESSMENT OF POTENTIAL FOR COOPERA-**
4 **TION WITH JAPAN ON AUKUS PILLAR TWO.**

5 Not later than 180 days after the date of the enact-
6 ment of this Act, the Secretary of State, with the concur-
7 rence of the Secretary of Defense, shall submit to the ap-
8 propriate congressional committees a report assessing the
9 potential for cooperation with Japan on Pillar Two of the
10 AUKUS partnership, detailing the following:

11 (1) Projects the Government of Japan is en-
12 gaged in related to the development of advanced de-
13 fense capabilities under Pillar Two of the AUKUS
14 partnership.

15 (2) Areas of potential cooperation with Japan
16 on advanced defense capabilities within and outside
17 the scope of Pillar Two of the AUKUS partnership.

18 (3) The Secretaries' assessment of the current
19 export control system of Japan, including—

20 (A) the procedures under that system for
21 protecting classified and sensitive defense, dip-
22 lomatic, and economic information;

23 (B) the effectiveness of that system in pro-
24 tecting such information; and

1 (C) such other matters as the Secretaries
2 consider appropriate.

3 (4) Any reforms by Japan that the Secretary of
4 State considers necessary before considering includ-
5 ing Japan in the privileges provided under Pillar
6 Two of the AUKUS partnership.

7 (5) Any recommendations regarding the scope
8 and conditions of potential cooperation with Japan
9 under Pillar Two of the AUKUS partnership.

10 (6) A strategy and forum for communicating
11 the potential benefits of and requirements for engag-
12 ing in projects related to Pillar Two of the AUKUS
13 partnership with the Government of Japan.

14 (7) Any views provided by AUKUS officials
15 from the United Kingdom and Australia on issues
16 relevant to the report, and a plan for cooperation
17 with such officials on future engagement with the
18 Government of Japan related to Pillar Two of the
19 AUKUS partnership.

1 **TITLE LXV—SPACE ACTIVITIES,**
2 **STRATEGIC PROGRAMS, AND**
3 **INTELLIGENCE MATTERS**

4 **Subtitle A—Space Activities**

5 **SEC. 6501. NATIONAL AERONAUTICS AND SPACE ADMINIS-**
6 **TRATION AGREEMENTS WITH PRIVATE AND**
7 **COMMERCIAL ENTITIES AND STATE GOVERN-**
8 **MENTS TO PROVIDE CERTAIN SUPPLIES, SUP-**
9 **PORT, AND SERVICES.**

10 Section 20113 of title 51, United States Code, is
11 amended by adding at the end the following:

12 “(o) AGREEMENTS WITH COMMERCIAL ENTITIES
13 AND STATE GOVERNMENTS.—The Administration—

14 “(1) may enter into an agreement with a pri-
15 vate or commercial entity or a State government to
16 provide the entity or State government with supplies,
17 support, and services related to private, commercial,
18 or State government space activities carried on at a
19 property owned or operated by the Administration;
20 and

21 “(2) on request by such an entity or State gov-
22 ernment, may include such supplies, support, and
23 services in the requirements of the Administration
24 if—

1 “(A) the Administrator determines that
2 the inclusion of such supplies, support, or serv-
3 ices in such requirements—

4 “(i) is in the best interest of the Fed-
5 eral Government;

6 “(ii) does not interfere with the re-
7 quirements of the Administration; and

8 “(iii) does not compete with the com-
9 mercial space activities of other such enti-
10 ties or State governments; and

11 “(B) the Administration has full reimburs-
12 able funding from the entity or State govern-
13 ment that requested such supplies, support, and
14 services before making any obligation for the
15 delivery of the supplies, support, or services
16 under an Administration procurement contract
17 or any other agreement.”.

18 **SEC. 6502. EXTENSION OF LEARNING PERIOD FOR CERTAIN**
19 **SAFETY REGULATIONS RELATING TO SPACE**
20 **FLIGHT PARTICIPANTS.**

21 Title 51, United States Code, is amended—

22 (1) in section 50905(c)(9), by striking “Janu-
23 ary 1, 2025” and inserting “January 1, 2028”;

24 (2) in section 50914—

1 (A) in subsection (a)(5), by striking “Sep-
2 tember 30, 2025” and inserting “September 30,
3 2028”; and

4 (B) in subsection (b)(1)(C), by striking
5 “September 30, 2025” and inserting “Sep-
6 tember 30, 2028”; and

7 (3) in section 50915—

8 (A) in subsection (a)(3)(B), by striking
9 “September 30, 2025” and inserting “Sep-
10 tember 30, 2028”; and

11 (B) in subsection (f), in the first sentence,
12 by striking “September 30, 2025” and inserting
13 “September 30, 2028”.

14 **Subtitle D—Other Matters**

15 **SEC. 6541. AUTHORITY OF ARMY COUNTERINTELLIGENCE**

16 **AGENTS.**

17 (a) **AUTHORITY TO EXECUTE WARRANTS AND MAKE**
18 **ARRESTS.**—Section 7377 of title 10, United States Code,
19 is amended—

20 (1) in the section heading, by inserting “**and**
21 **Army Counterintelligence Command**” be-
22 fore the colon; and

23 (2) in subsection (b)—

24 (A) by striking “who is a special agent”
25 and inserting the following: “who is—

1 “(1) a special agent”;

2 (B) in paragraph (1) (as so designated) by
3 striking the period at the end and inserting “;
4 or”; and

5 (C) by adding at the end the following new
6 paragraph:

7 “(2) a special agent of the Army Counterintel-
8 ligence Command (or a successor to that command)
9 whose duties include conducting, supervising, or co-
10 ordinating counterintelligence investigations in pro-
11 grams and operations of the Department of the
12 Army.”.

13 (b) ANNUAL REPORT AND BRIEFING.—Not later
14 than one year after the date of the enactment of this Act
15 and not less frequently than once each year thereafter
16 until the date that is four years after the date of the enact-
17 ment of this Act, the Secretary of Defense shall submit
18 to the congressional defense committees, the Committee
19 on the Judiciary of the Senate, and the Committee on the
20 Judiciary of the House of Representatives an annual re-
21 port and provide to such committees an annual briefing
22 on the administration of section 7377 of title 10, United
23 States Code, as amended by subsection (a).

24 (c) CLERICAL AMENDMENT.—The table of sections
25 at the beginning of chapter 747 of such title is amended

1 by striking the item relating to section 7377 and inserting
 2 the following new item:

“7377. Civilian special agents of the Criminal Investigation Command and Army
 Counterintelligence Command: authority to execute warrants
 and make arrests.”.

3 (d) SUNSET AND SNAPBACK.—On the date that is
 4 four years after the date of the enactment of this Act—

5 (1) subsection (b) of section 7377 of title 10,
 6 United States Code, is amended to read as it read
 7 on the day before the date of the enactment of this
 8 Act;

9 (2) the section heading for such section is
 10 amended to read as it read on the day before the
 11 date of the enactment of this Act; and

12 (3) the item for such section in the table of sec-
 13 tions at the beginning of chapter 747 of such title
 14 is amended to read as it read on the day before the
 15 date of the enactment of this Act.

16 **TITLE LXXVIII—MILITARY CON-**
 17 **STRUCTION GENERAL PROVI-**
 18 **SIONS**

19 **Subtitle B—Military Housing**

20 **SEC. 7823. MODIFICATION OF ANNUAL REPORT ON**
 21 **PRIVATIZED MILITARY HOUSING.**

22 (a) IN GENERAL.—Subsection (c) of section 2884 of
 23 title 10, United States Code, is amended by adding at the
 24 end the following new paragraphs:

1 “(15) An overview of the housing data being
2 used by the Department and the housing data being
3 sought from management companies.

4 “(16) An assessment of how the Secretary of
5 each military department is using such data to in-
6 form the on-base housing decisions for such military
7 department.

8 “(17) An explanation of the limitations of any
9 customer satisfaction data collected, including with
10 respect to available survey data, the process for de-
11 termining resident satisfaction, and reasons for
12 missing data.”.

13 (b) PUBLIC REPORTING.—Such subsection is further
14 amended—

15 (1) in paragraph (14), by redesignating sub-
16 paragraphs (A) through (D) as clauses (i) through
17 (iv), respectively;

18 (2) by redesignating paragraphs (1) through
19 (17) as subparagraphs (A) through (Q), respectively;

20 (3) in subparagraph (E), as redesignated by
21 paragraph (2), by striking “paragraphs (1) through
22 (4)” and inserting “subparagraphs (A) through
23 (D)”;

1 (4) in the matter preceding subparagraph (A),
2 as so redesignated, by striking “The Secretary” and
3 inserting “(1) The Secretary”; and

4 (5) by adding at the end the following new
5 paragraph:

6 “(2) Not later than 30 days after submitting a report
7 under paragraph (1), the Secretary of Defense shall pub-
8 lish the report on a publicly available website of the De-
9 partment of Defense.”.

10 (c) CONFORMING AMENDMENT.—Subsection (d)(1)
11 of such section is amended by striking “paragraphs (1)
12 through (14) of subsection (c)” and inserting “subpara-
13 graphs (A) through (Q) of subsection (c)(1)”.

1 **TITLE LXXXI—DEPARTMENT OF**
2 **ENERGY NATIONAL SECURITY**
3 **PROGRAMS**

4 **Subtitle B—Program Authoriza-**
5 **tions, Restrictions, and Limita-**
6 **tions**

7 **SEC. 8111. APPROVAL OF THE AMENDMENT TO THE AGREE-**
8 **MENT BETWEEN THE GOVERNMENT OF THE**
9 **UNITED STATES OF AMERICA AND THE GOV-**
10 **ERNMENT OF THE UNITED KINGDOM OF**
11 **GREAT BRITAIN AND NORTHERN IRELAND**
12 **FOR COOPERATION ON THE USES OF ATOMIC**
13 **ENERGY FOR MUTUAL DEFENSE PURPOSES.**

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

16 (1) the United States and the United Kingdom
17 share a special relationship;

18 (2) the Agreement Between the Government of
19 the United States of America and the Government
20 of the United Kingdom of Great Britain and North-
21 ern Ireland for Cooperation on the Uses of Atomic
22 Energy for Mutual Defense Purposes, done at Wash-
23 ington July 3, 1958 (in this section referred to as
24 the “Agreement”) provides one of the bases for such
25 special relationship;

1 (3) the Agreement has served the national secu-
2 rity interest of the United States for more than 65
3 years; and

4 (4) Congress expects to receive transmittal of
5 proposed amendments to the Agreement.

6 (b) IN GENERAL.—Notwithstanding the provisions
7 for congressional consideration of a proposed agreement
8 for cooperation in subsection d. of section 123 of the
9 Atomic Energy Act of 1954 (42 U.S.C. 2153), any amend-
10 ment to the Agreement (in this section referred to as the
11 “Amendment”), transmitted to Congress before January
12 3, 2025, may be brought into effect on or after the date
13 of the enactment of this Act, as if all the requirements
14 in such section 123 for consideration of the Amendment
15 had been satisfied, subject to subsection (c) of this section.

16 (c) APPLICABILITY OF ATOMIC ENERGY ACT OF
17 1954 AND OTHER PROVISIONS OF LAW.—Upon coming
18 into effect, the Amendment shall be subject to applicable
19 provisions of the Atomic Energy Act of 1954 (42 U.S.C.
20 2011 et seq.) and any other applicable United States law
21 as if the Amendment had come into effect in accordance
22 with the requirements of section 123 of the Atomic Energy
23 Act of 1954.

24 (d) ADHERENCE IN THE EVENT OF TIMELY SUBMIS-
25 SION.—If the Amendment is completed and transmitted

1 to Congress before October 1, 2024, thereby allowing for
2 adherence to the provisions for congressional consideration
3 of the Amendment as outlined in subsection d. of section
4 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153),
5 subsection (b) of this section shall not take effect.

6 **SEC. 8112. SENSE OF CONGRESS ON GROUND-BASED LEG**
7 **OF NUCLEAR TRIAD.**

8 It is the sense of Congress that—

9 (1) the modernization of the ground-based leg
10 of the nuclear triad of the United States is vital to
11 the security of the homeland and a core component
12 of the homeland defense mission;

13 (2) extending the lifecycle of the current Min-
14 uteman III platform is both costly and an
15 unsustainable long-term option for maintaining a
16 ready and capable ground-based leg of the nuclear
17 triad;

18 (3) the breach of chapter 325 of title 10,
19 United States Code (commonly known as the
20 “Nunn-McCurdy Act”) by the program to modernize
21 the ground-based leg of the nuclear triad should be
22 addressed in a way that balances the national secu-
23 rity need with fiscally responsible modifications to
24 the program that prevent future unanticipated cost
25 overruns;

1 (4) that breach does not alter the fundamental
2 national security need for the modernization pro-
3 gram; and

4 (5) the modernization program should remain
5 funded and active.

6 **DIVISION F—ECONOMIC DEVEL-**
7 **OPMENT REAUTHORIZATION**
8 **ACT OF 2024**

9 **SEC. 5001. SHORT TITLE.**

10 This division may be cited as the “Economic Develop-
11 ment Reauthorization Act of 2024”.

12 **TITLE LI—PUBLIC WORKS AND**
13 **ECONOMIC DEVELOPMENT**

14 **SEC. 5101. FINDINGS AND DECLARATIONS.**

15 Section 2 of the Public Works and Economic Devel-
16 opment Act of 1965 (42 U.S.C. 3121) is amended to read
17 as follows:

18 **“SEC. 2. FINDINGS AND DECLARATIONS.**

19 “(a) FINDINGS.—Congress finds that—

20 “(1) there continue to be areas of the United
21 States—

22 “(A) experiencing chronic high unemploy-
23 ment, underemployment, outmigration, and low
24 per capita incomes; and

1 “(B) facing sudden and severe economic
2 dislocations because of structural economic
3 changes, changing trade patterns, certain Fed-
4 eral actions (including environmental require-
5 ments that result in the removal of economic
6 activities from a locality), impacts from natural
7 disasters, and transitioning industries, including
8 energy generation, steel production, and min-
9 ing;

10 “(2) economic growth in the States, cities, and
11 rural areas of the United States is produced by ex-
12 panding economic opportunities, expanding free en-
13 terprise through trade, promoting resilience in public
14 infrastructure, creating conditions for job creation,
15 job retention, and business development, and by cap-
16 turing the opportunities to lead the industries of the
17 future, including advanced technologies, clean energy
18 production, and advanced manufacturing tech-
19 nologies;

20 “(3) the goal of Federal economic development
21 programs is to raise the standard of living for all
22 citizens and increase the wealth and overall rate of
23 growth of the economy by encouraging communities
24 to develop a more competitive and diversified eco-
25 nomic base by—

1 “(A) creating an environment that pro-
2 motes economic activity by improving and ex-
3 panding modern public infrastructure;

4 “(B) promoting job creation, retention,
5 and workforce readiness through increased in-
6 novation, productivity, and entrepreneurship;
7 and

8 “(C) empowering local and regional com-
9 munities experiencing chronic high unemploy-
10 ment, underemployment, low labor force partici-
11 pation, and low per capita income to develop
12 private sector business and attract increased
13 private sector capital investment;

14 “(4) while economic development is an inher-
15 ently local process, the Federal Government should
16 work in partnership with public and private State,
17 regional, Tribal, and local organizations to maximize
18 the impact of existing resources and enable regions,
19 communities, and citizens to participate more fully
20 in the American dream and national prosperity;

21 “(5) in order to avoid duplication of effort and
22 achieve meaningful, long-lasting results, Federal,
23 State, Tribal, and local economic development activi-
24 ties should have a clear focus, improved coordina-

1 tion, a comprehensive approach, and simplified and
2 consistent requirements;

3 “(6) Federal economic development efforts will
4 be more effective if the efforts are coordinated with,
5 and build on, the trade, workforce investment, sci-
6 entific research, environmental protection, transpor-
7 tation, and technology programs of the United
8 States, including through the consolidation and
9 alignment of plans and strategies to promote effec-
10 tive economic development;

11 “(7) rural communities face unique challenges
12 in addressing infrastructure needs, sometimes lack-
13 ing the necessary tax base for required upgrades,
14 and often encounter limited financing options and
15 capacity, which can impede new development and
16 long-term economic growth; and

17 “(8) assisting communities and regions in be-
18 coming more resilient to the effects of extreme
19 weather threats and events will promote economic
20 development and job creation.

21 “(b) DECLARATIONS.—In order to promote a strong,
22 growing, resilient, competitive, and secure economy
23 throughout the United States, the opportunity to pursue,
24 and be employed in, high-quality jobs with family-sus-

1 taining wages, and to live in communities that enable busi-
2 ness creation and wealth, Congress declares that—

3 “(1) assistance under this Act should be made
4 available to both rural- and urban-distressed com-
5 munities;

6 “(2) local communities should work in partner-
7 ship with neighboring communities, States, Indian
8 tribes, and the Federal Government to increase the
9 capacity of the local communities to develop and im-
10 plement comprehensive economic development strate-
11 gies to alleviate economic distress and enhance com-
12 petitiveness in the global economy;

13 “(3) whether suffering from long-term distress
14 or a sudden dislocation, distressed communities
15 should be encouraged to support entrepreneurship to
16 take advantage of the development opportunities af-
17 forded by technological innovation and expanding
18 newly opened global markets; and

19 “(4) assistance under this Act should be made
20 available to modernize and promote recycling, pro-
21 mote the productive reuse of abandoned industrial
22 facilities and the redevelopment of brownfields, and
23 invest in public assets that support travel and tour-
24 ism and outdoor recreation.”.

1 **SEC. 5102. DEFINITIONS.**

2 (a) IN GENERAL.—Section 3 of the Public Works and
3 Economic Development Act of 1965 (42 U.S.C. 3122) is
4 amended—

5 (1) by redesignating paragraphs (1) through
6 (12) as paragraphs (3), (4), (5), (6), (7), (8), (9),
7 (12), (13), (14), (16), and (17), respectively;

8 (2) by inserting before paragraph (3) (as so re-
9 designated) the following:

10 “(1) BLUE ECONOMY.—The term ‘blue econ-
11 omy’ means the sustainable use of marine, lake, or
12 other aquatic resources in support of economic devel-
13 opment objectives.

14 “(2) CAPACITY BUILDING.—The term ‘capacity
15 building’ includes all activities associated with early
16 stage community-based project formation and
17 conceptualization, prior to project predevelopment
18 activity, including grants to local community organi-
19 zations for planning participation, community out-
20 reach and engagement activities, research, and
21 mentorship support to move projects from formation
22 and conceptualization to project predevelopment.”;

23 (3) in paragraph (5) (as so redesignated), in
24 subparagraph (A)(i), by striking “to the extent ap-
25 propriate” and inserting “to the extent determined
26 appropriate by the Secretary”;

1 (4) in paragraph (6) (as so redesignated), in
2 subparagraph (A)—

3 (A) in clause (v), by striking “or” at the
4 end;

5 (B) in clause (vi), by striking the period at
6 end and inserting a semicolon; and

7 (C) by adding at the end the following:

8 “(vii) an economic development orga-
9 nization; or

10 “(viii) a public-private partnership for
11 public infrastructure.”;

12 (5) by inserting after paragraph (9) (as so re-
13 designated) the following:

14 “(10) OUTDOOR RECREATION.—The term ‘out-
15 door recreation’ means all recreational activities, and
16 the economic drivers of those activities, that occur in
17 nature-based environments outdoors.

18 “(11) PROJECT PREDEVELOPMENT.—The term
19 ‘project predevelopment’ means a measure required
20 to be completed before the initiation of a project, in-
21 cluding—

22 (A) planning and community asset map-
23 ping;

24 (B) training;

1 “(C) technical assistance and organiza-
2 tional development;

3 “(D) feasibility and market studies;

4 “(E) demonstration projects; and

5 “(F) other predevelopment activities deter-
6 mined by the Secretary to be appropriate.”;

7 (6) by striking paragraph (12) (as so redesign-
8 nated) and inserting the following:

9 “(12) REGIONAL COMMISSION.—The term ‘Re-
10 gional Commission’ means any of the following:

11 “(A) The Appalachian Regional Commis-
12 sion established by section 14301(a) of title 40,
13 United States Code.

14 “(B) The Delta Regional Authority estab-
15 lished by section 382B(a)(1) of the Consoli-
16 dated Farm and Rural Development Act (7
17 U.S.C. 2009aa–1(a)(1)).

18 “(C) The Denali Commission established
19 by section 303(a) of the Denali Commission Act
20 of 1998 (42 U.S.C. 3121 note; Public Law
21 105–277).

22 “(D) The Great Lakes Authority estab-
23 lished by section 15301(a)(4) of title 40, United
24 States Code.

1 “(E) The Mid-Atlantic Regional Commis-
2 sion established by section 15301(a)(5) of title
3 40, United States Code.

4 “(F) The Northern Border Regional Com-
5 mission established by section 15301(a)(3) of
6 title 40, United States Code.

7 “(G) The Northern Great Plains Regional
8 Authority established by section 383B(a)(1) of
9 the Consolidated Farm and Rural Development
10 Act (7 U.S.C. 2009bb–1(a)(1)).

11 “(H) The Southeast Crescent Regional
12 Commission established by section 15301(a)(1)
13 of title 40, United States Code.

14 “(I) The Southern New England Regional
15 Commission established by section 15301(a)(6)
16 of title 40, United States Code.

17 “(J) The Southwest Border Regional Com-
18 mission established by section 15301(a)(2) of
19 title 40, United States Code.”;

20 (7) by inserting after paragraph (14) (as so re-
21 designated) the following:

22 “(15) TRAVEL AND TOURISM.—The term ‘trav-
23 el and tourism’ means any economic activity that
24 primarily serves to encourage recreational or busi-
25 ness travel in or to the United States.”; and

1 tion and the Regional Commissions in car-
2 rying out economic development programs;

3 “ (iii) to develop best practices and
4 strategies for fostering regional economic
5 development; and

6 “ (iv) any other purposes as deter-
7 mined appropriate by the Secretary.

8 “(D) REPORT.—Where applicable and pur-
9 suant to subparagraph (C), not later than 1
10 year after a meeting under this paragraph, the
11 Secretary shall prepare and make publicly avail-
12 able a report detailing, at a minimum—

13 “ (i) the planned actions by the Eco-
14 nomic Development Administration and
15 the Regional Commissions to enhance co-
16 ordination or reduce duplication of efforts
17 and a timeline for implementing those ac-
18 tions; and

19 “ (ii) any best practices and strategies
20 developed.”.

21 **SEC. 5104. GRANTS FOR PUBLIC WORKS AND ECONOMIC**
22 **DEVELOPMENT.**

23 (a) IN GENERAL.—Section 201 of the Public Works
24 and Economic Development Act of 1965 (42 U.S.C. 3141)
25 is amended—

1 (1) in subsection (a)—

2 (A) in paragraph (1), by inserting “or for
3 the improvement of waste management and re-
4 cycling systems” after “development facility”;
5 and

6 (B) in paragraph (2), by inserting “in-
7 creasing the resilience” after “expansion,”;

8 (2) in subsection (b)(1)—

9 (A) in subparagraph (A), by striking “suc-
10 cessful establishment or expansion” and insert-
11 ing “successful establishment, expansion, or re-
12 tention,”; and

13 (B) in subparagraph (C), by inserting
14 “and underemployed” after “unemployed”;

15 (3) by redesignating subsection (c) as sub-
16 section (d); and

17 (4) by inserting after subsection (b) the fol-
18 lowing:

19 “(c) ADDITIONAL CONSIDERATIONS.—In awarding
20 grants under subsection (a) and subject to the criteria in
21 subsection (b), the Secretary may also consider the extent
22 to which a project would—

23 “(1) lead to economic diversification in the
24 area, or a part of the area, in which the project is
25 or will be located;

1 “(2) address and mitigate impacts from ex-
2 treme weather events, including development of resil-
3 ient infrastructure, products, and processes;

4 “(3) benefit highly rural communities without
5 adequate tax revenues to invest in long-term or cost-
6 ly infrastructure;

7 “(4) increase access to high-speed broadband;

8 “(5) support outdoor recreation to spur eco-
9 nomic development, with a focus on rural commu-
10 nities;

11 “(6) promote job creation or retention relative
12 to the population of the impacted region with out-
13 sized significance;

14 “(7) promote travel and tourism; or

15 “(8) promote blue economy activities.”.

16 **SEC. 5105. GRANTS FOR PLANNING AND GRANTS FOR AD-**
17 **MINISTRATIVE EXPENSES.**

18 Section 203 of the Public Works and Economic De-
19 velopment Act of 1965 (42 U.S.C. 3143) is amended—

20 (1) by redesignating subsection (d) as sub-
21 section (e);

22 (2) by inserting after subsection (c) the fol-
23 lowing:

1 “(d) ADMINISTRATIVE EXPENSES.—Administrative
2 expenses that may be paid with a grant under this section
3 include—

4 “(1) expenses related to carrying out the plan-
5 ning process described in subsection (b);

6 “(2) expenses related to project
7 predevelopment;

8 “(3) expenses related to updating economic de-
9 velopment plans to align with other applicable State,
10 regional, or local planning efforts; and

11 “(4) expenses related to hiring professional
12 staff to assist communities in—

13 “(A) project predevelopment and imple-
14 menting projects and priorities included in—

15 “(i) a comprehensive economic devel-
16 opment strategy; or

17 “(ii) an economic development plan-
18 ning grant;

19 “(B) identifying and using other Federal,
20 State, and Tribal economic development pro-
21 grams;

22 “(C) leveraging private and philanthropic
23 investment;

24 “(D) preparing disaster coordination and
25 preparation plans; and

1 “(2) REGIONAL COMMISSION FUNDS.—Notwith-
2 standing any other provision of law, any funds con-
3 tributed by a Regional Commission for a project
4 under this title may be considered to be part of the
5 non-Federal share of the costs of the project.”; and

6 (3) in subsection (c)—

7 (A) in paragraph (2), by inserting “or can
8 otherwise document that no local matching
9 funds are reasonably obtainable” after “or po-
10 litical subdivision”;

11 (B) in paragraph (3)—

12 (i) by striking “section 207” and in-
13 serting “section 203 or 207”; and

14 (ii) by striking “project if” and all
15 that follows through the period at the end
16 and inserting “project.”; and

17 (C) by adding at the end the following:

18 “(4) DISASTER ASSISTANCE.—In the case of a
19 grant provided under section 209 for a project for
20 economic recovery in response to a major disaster or
21 emergency declared under the Robert T. Stafford
22 Disaster Relief and Emergency Assistance Act (42
23 U.S.C. 5121 et seq.), the Secretary may increase the
24 Federal share under paragraph (1) up to 100 per-
25 cent of the total cost of the project.

1 “(5) SMALL COMMUNITIES.—In the case of a
2 grant to a political subdivision of a State (as de-
3 scribed in section 3(6)(A)(iv)) that has a population
4 of fewer than 10,000 residents and meets 1 or more
5 of the eligibility criteria described in section 301(a),
6 the Secretary may increase the Federal share under
7 paragraph (1) up to 100 percent of the total cost of
8 the project.”.

9 (b) CONFORMING AMENDMENT.—Section 703 of the
10 Public Works and Economic Development Act of 1965 (42
11 U.S.C. 3233) is amended—

12 (1) by striking subsection (b); and

13 (2) by striking the section designation and
14 heading and all that follows through “In addition”
15 in subsection (a) and inserting the following:

16 **“SEC. 703. AUTHORIZATION OF APPROPRIATIONS FOR DIS-**
17 **ASTER ECONOMIC RECOVERY ACTIVITIES.**

18 “*In addition*”.

19 **SEC. 5107. REGULATIONS ON RELATIVE NEEDS AND ALLO-**
20 **CATIONS.**

21 Section 206 of the Public Works and Economic De-
22 velopment Act of 1965 (42 U.S.C. 3146) is amended—

23 (1) in paragraph (1), by striking subparagraph
24 (B) and inserting the following:

1 “(B) the per capita income levels, the labor
2 force participation rate, and the extent of
3 underemployment in eligible areas; and”]; and
4 (2) in paragraph (4), by inserting “and reten-
5 tion” after “creation”.

6 **SEC. 5108. RESEARCH AND TECHNICAL ASSISTANCE; UNI-**
7 **VERSITY CENTERS.**

8 Section 207 of the Public Works and Economic De-
9 velopment Act of 1965 (42 U.S.C. 3147) is amended—

10 (1) in subsection (a)(2)(A), by inserting “,
11 project predevelopment,” after “planning”; and
12 (2) by adding at the end the following:

13 “(c) UNIVERSITY CENTERS.—

14 “(1) ESTABLISHMENT.—In accordance with
15 subsection (a)(2)(D), the Secretary may make
16 grants to institutions of higher education to serve as
17 university centers.

18 “(2) GEOGRAPHIC COVERAGE.—The Secretary
19 shall ensure that the network of university centers
20 established under this subsection provides services in
21 each State.

22 “(3) DUTIES.—To the maximum extent prac-
23 ticable, a university center established under this
24 subsection shall—

1 “(A) collaborate with other university cen-
2 ters;

3 “(B) collaborate with economic develop-
4 ment districts and other relevant Federal eco-
5 nomic development technical assistance and
6 service providers to provide expertise and tech-
7 nical assistance to develop, implement, and sup-
8 port comprehensive economic development strat-
9 egies and other economic development planning
10 at the local, regional, and State levels, with a
11 focus on innovation, entrepreneurship, work-
12 force development, and regional economic devel-
13 opment;

14 “(C) provide technical assistance, business
15 development, and technology transfer services
16 to businesses in the area served by the univer-
17 sity center;

18 “(D) establish partnerships with 1 or more
19 commercialization intermediaries that are public
20 or nonprofit technology transfer organizations
21 eligible to receive a grant under section 602 of
22 the American Innovation and Competitiveness
23 Act (42 U.S.C. 1862s-9);

24 “(E) promote local and regional capacity
25 building; and

1 “(F) provide to communities and regions
2 assistance relating to data collection and anal-
3 ysis and other research relating to economic
4 conditions and vulnerabilities that can inform
5 economic development and adjustment strate-
6 gies.

7 “(4) CONSIDERATION.—In making grants
8 under this subsection, the Secretary shall consider
9 the significant role of regional public universities in
10 supporting economic development in distressed com-
11 munities through the planning and the implementa-
12 tion of economic development projects and initia-
13 tives.”.

14 **SEC. 5109. INVESTMENT PRIORITIES.**

15 Title II of the Public Works and Economic Develop-
16 ment Act of 1965 is amended by inserting after section
17 207 (42 U.S.C. 3147) the following:

18 **“SEC. 208. INVESTMENT PRIORITIES.**

19 “(a) IN GENERAL.—Subject to subsection (b), for a
20 project to be eligible for assistance under this title, the
21 project shall be consistent with 1 or more of the following
22 investment priorities:

23 “(1) CRITICAL INFRASTRUCTURE.—Economic
24 development planning or implementation projects
25 that support development of public facilities, includ-

1 ing basic public infrastructure, transportation infra-
2 structure, or telecommunications infrastructure.

3 “(2) WORKFORCE.—Economic development
4 planning or implementation projects that—

5 “(A) support job skills training to meet the
6 hiring needs of the area in which the project is
7 to be carried out and that result in well-paying
8 jobs; or

9 “(B) otherwise promote labor force partici-
10 pation.

11 “(3) INNOVATION AND ENTREPRENEURSHIP.—
12 Economic development planning or implementation
13 projects that—

14 “(A) support the development of innova-
15 tion and entrepreneurship-related infrastruc-
16 ture;

17 “(B) promote business development and
18 lending; or

19 “(C) foster the commercialization of new
20 technologies that are creating technology-driven
21 businesses and high-skilled, well-paying jobs of
22 the future.

23 “(4) ECONOMIC RECOVERY RESILIENCE.—Eco-
24 nomic development planning or implementation
25 projects that enhance the ability of an area to with-

1 stand and recover from adverse short-term or long-
2 term changes in economic conditions, including ef-
3 fects from industry contractions or impacts from
4 natural disasters.

5 “(5) MANUFACTURING.—Economic development
6 planning or implementation projects that encourage
7 job creation, business expansion, technology and
8 capital upgrades, and productivity growth in manu-
9 facturing, including efforts that contribute to the
10 competitiveness and growth of domestic suppliers or
11 the domestic production of innovative, high-value
12 products and production technologies.

13 “(b) CONDITIONS.—If the Secretary plans to use an
14 investment priority that is not described in subsection (a),
15 the Secretary shall submit to the Committee on Environ-
16 ment and Public Works of the Senate and the Committee
17 on Transportation and Infrastructure of the House of
18 Representatives a written notification that explains the
19 basis for using that investment priority.

20 “(c) SAVINGS CLAUSE.—Nothing in this section
21 waives any other requirement of this Act.”.

22 **SEC. 5110. GRANTS FOR ECONOMIC ADJUSTMENT.**

23 Section 209 of the Public Works and Economic De-
24 velopment Act of 1965 (42 U.S.C. 3149) is amended—

25 (1) in subsection (c)—

1 (A) in paragraph (4), by striking “or” at
2 the end;

3 (B) in paragraph (5)—

4 (i) by inserting “, travel and tourism,
5 natural resource-based, blue economy, or
6 agricultural” after “manufacturing”; and

7 (ii) by striking the period at the end
8 and inserting “; or”; and

9 (C) by adding at the end the following:

10 “(6) economic dislocation in the steel industry
11 due to the closure of a steel plant, primary steel
12 economy contraction events (including temporary
13 layoffs and shifts to part-time work), or job losses
14 in the steel industry or associated with the departure
15 or contraction of the steel industry, for help in eco-
16 nomic restructuring of the communities.”;

17 (2) by redesignating subsections (d) and (e) as
18 subsections (f) and (g), respectively; and

19 (3) by inserting after section (c) the following:

20 “(d) ASSISTANCE TO COAL COMMUNITIES.—

21 “(1) DEFINITIONS.—In this subsection:

22 “(A) COAL ECONOMY.—The term ‘coal
23 economy’ means the complete supply chain of
24 coal-reliant industries, including—

25 “(i) coal mining;

1 “(ii) coal-fired power plants;

2 “(iii) transportation or logistics; and

3 “(iv) manufacturing.

4 “(B) CONTRACTION EVENT.—The term
5 ‘contraction event’ means the closure of a facil-
6 ity or a reduction in activity relating to a coal-
7 reliant industry, including an industry described
8 in any of clauses (i) through (iv) of subpara-
9 graph (A).

10 “(2) AUTHORIZATION.—On the application of
11 an eligible recipient, the Secretary may make grants
12 for projects in areas adversely impacted by a con-
13 traction event in the coal economy.

14 “(3) ELIGIBILITY.—

15 “(A) IN GENERAL.—In carrying out this
16 subsection, the Secretary shall determine the
17 eligibility of an area based on whether the eligi-
18 ble recipient can reasonably demonstrate that
19 the area—

20 “(i) has been adversely impacted by a
21 contraction event in the coal economy with-
22 in the previous 25 years; or

23 “(ii) will be adversely impacted by a
24 contraction event in the coal economy.

1 “(B) PROHIBITION.—No regulation or
2 other policy of the Secretary may limit the eligi-
3 bility of an eligible recipient for a grant under
4 this subsection based on the date of a contrac-
5 tion event except as provided in subparagraph
6 (A)(i).

7 “(C) DEMONSTRATING ADVERSE IM-
8 PACT.—For the purposes of this paragraph, an
9 eligible recipient may demonstrate an adverse
10 impact by demonstrating—

11 “(i) a loss in employment;

12 “(ii) a reduction in tax revenue; or

13 “(iii) any other factor, as determined
14 to be appropriate by the Secretary.

15 “(e) ASSISTANCE TO NUCLEAR HOST COMMU-
16 NITIES.—

17 “(1) DEFINITIONS.—In this subsection:

18 “(A) COMMISSION.—The term ‘Commis-
19 sion’ means the Nuclear Regulatory Commis-
20 sion.

21 “(B) COMMUNITY ADVISORY BOARD.—The
22 term ‘community advisory board’ means a com-
23 munity committee or other advisory organiza-
24 tion that aims to foster communication and in-
25 formation exchange between a licensee planning

1 for and involved in decommissioning activities
2 and members of the community that decommis-
3 sioning activities may affect.

4 “(C) DECOMMISSION.—The term ‘decom-
5 mission’ has the meaning given the term in sec-
6 tion 50.2 of title 10, Code of Federal Regula-
7 tions (or successor regulations).

8 “(D) LICENSEE.—The term ‘licensee’ has
9 the meaning given the term in section 50.2 of
10 title 10, Code of Federal Regulations (or suc-
11 cessor regulations).

12 “(E) NUCLEAR HOST COMMUNITY.—The
13 term ‘nuclear host community’ means an eligi-
14 ble recipient that has been impacted, or reason-
15 ably demonstrates to the satisfaction of the Sec-
16 retary that it will be impacted, by a nuclear
17 power plant licensed by the Commission that—

18 “(i) is not co-located with an oper-
19 ating nuclear power plant;

20 “(ii) is at a site with spent nuclear
21 fuel; and

22 “(iii) as of the date of enactment of
23 the Economic Development Reauthoriza-
24 tion Act of 2024—

25 “(I) has ceased operations; or

1 “(II) has provided a written noti-
2 fication to the Commission that it will
3 cease operations.

4 “(2) AUTHORIZATION.—On the application of
5 an eligible recipient, the Secretary may make
6 grants—

7 “(A) to assist with economic development
8 in nuclear host communities; and

9 “(B) to fund community advisory boards
10 in nuclear host communities.

11 “(3) REQUIREMENT.—In carrying out this sub-
12 section, to the maximum extent practicable, the Sec-
13 retary shall implement the recommendations de-
14 scribed in the report submitted to Congress under
15 section 108 of the Nuclear Energy Innovation and
16 Modernization Act (Public Law 115–439; 132 Stat.
17 5577) entitled ‘Best Practices for Establishment and
18 Operation of Local Community Advisory Boards As-
19 sociated with Decommissioning Activities at Nuclear
20 Power Plants’.

21 “(4) DISTRIBUTION OF FUNDS.—The Secretary
22 shall establish a methodology to ensure, to the max-
23 imum extent practicable, geographic diversity among
24 grant recipients under this subsection.”.

1 **SEC. 5111. RENEWABLE ENERGY PROGRAM.**

2 Section 218 of the Public Works and Economic De-
3 velopment Act of 1965 (42 U.S.C. 3154d) is amended—

4 (1) in the section heading, by striking
5 “**BRIGHTFIELDS DEMONSTRATION**” and insert-
6 ing “**RENEWABLE ENERGY**”;

7 (2) by striking subsection (a) and inserting the
8 following:

9 “(a) DEFINITION OF RENEWABLE ENERGY SITE.—
10 In this section, the term ‘renewable energy site’ means a
11 brownfield site that is redeveloped through the incorpora-
12 tion of 1 or more renewable energy technologies, including
13 solar, wind, geothermal, ocean, and emerging, but proven,
14 renewable energy technologies.”;

15 (3) in subsection (b)—

16 (A) in the subsection heading, by striking
17 “**DEMONSTRATION PROGRAM**” and inserting
18 “**ESTABLISHMENT**”;

19 (B) in the matter preceding paragraph (1),
20 by striking “brightfield” and inserting “renew-
21 able energy”; and

22 (C) in paragraph (1), by striking “solar
23 energy technologies” and inserting “renewable
24 energy technologies described in subsection
25 (a),”; and

26 (4) by striking subsection (d).

1 **SEC. 5112. WORKFORCE TRAINING GRANTS.**

2 Title II of the Public Works and Economic Develop-
3 ment Act of 1965 (42 U.S.C. 3141 et seq.) is amended
4 by adding at the end the following:

5 **“SEC. 219. WORKFORCE TRAINING GRANTS.**

6 “(a) IN GENERAL.—On the application of an eligible
7 recipient, the Secretary may make grants to support the
8 development and expansion of innovative workforce train-
9 ing programs through sectoral partnerships leading to
10 quality jobs and the acquisition of equipment or construc-
11 tion of facilities to support workforce development activi-
12 ties.

13 “(b) ELIGIBLE USES.—Funds from a grant under
14 this section may be used for—

15 “(1) acquisition or development of land and im-
16 provements to house workforce training activities;

17 “(2) acquisition, design and engineering, con-
18 struction, rehabilitation, alteration, expansion, or im-
19 provement of such a facility, including related equip-
20 ment and machinery;

21 “(3) acquisition of machinery or equipment to
22 support workforce training activities;

23 “(4) planning, technical assistance, and train-
24 ing;

25 “(5) sector partnerships development, program
26 design, and program implementation; and

1 “(6) in the case of an eligible recipient that is
2 a State, subject to subsection (c), a State program
3 to award career scholarships to train individuals for
4 employment in critical industries with high demand
5 and vacancies necessary for further economic devel-
6 opment of the applicable State that—

7 “(A) requires significant post-secondary
8 training; but

9 “(B) does not require a post-secondary de-
10 gree.

11 “(c) CAREER SCHOLARSHIPS STATE GRANT PRO-
12 GRAM.—

13 “(1) IN GENERAL.—The Secretary may award
14 grants to States for the purpose described in sub-
15 section (b)(6).

16 “(2) APPLICATION.—To be eligible to receive a
17 grant under this subsection, the Chief Executive of
18 a State shall submit to the Secretary an application
19 at such time, in such manner, and containing such
20 information as the Secretary may require, which
21 shall include, at a minimum, the following:

22 “(A) A method for identifying critical in-
23 dustry sectors driving in-State economic growth
24 that face staffing challenges for in-demand jobs
25 and careers.

1 “(B) A governance structure for the imple-
2 mentation of the program established by the
3 State, including defined roles for the consortia
4 of agencies of such State, at a minimum, to in-
5 clude the State departments of economic devel-
6 opment, labor, and education, or the State de-
7 partments or agencies with jurisdiction over
8 those matters.

9 “(C) A strategy for recruiting participants
10 from at least 1 community that meets 1 or
11 more of the criteria described in section 301(a).

12 “(D) A plan for how the State will develop
13 a tracking system for eligible programs, partici-
14 pant enrollment, participant outcomes, and an
15 application portal for individual participants.

16 “(3) SELECTION.—The Secretary shall award
17 not more than 1 grant under this subsection to any
18 State.

19 “(4) ELIGIBLE USES.—A grant under this sub-
20 section may be used for—

21 “(A) necessary costs to carry out the mat-
22 ters described in this subsection, including tui-
23 tion and stipends for individuals that receive a
24 career scholarship grant, subject to the require-
25 ments described in paragraph (6); and

1 “(B) program implementation, planning,
2 technical assistance, or training.

3 “(5) FEDERAL SHARE.—Notwithstanding sec-
4 tion 204, the Federal share of the cost of any award
5 carried out with a grant made under this subsection
6 shall not exceed 70 percent.

7 “(6) PARTICIPANT AMOUNTS.—A State shall
8 ensure that grant funds provided under this sub-
9 section to each individual that receives a career
10 scholarship grant under the program established by
11 the applicable State is the lesser of the following
12 amounts:

13 “(A) In a case in which the individual is
14 also eligible for a Federal Pell Grant under sec-
15 tion 401 of the Higher Education Act of 1965
16 (20 U.S.C. 1070a) for enrollment at the appli-
17 cable training program for any award year of
18 the training program, \$11,000 minus the
19 amount of the awarded Federal Pell Grant.

20 “(B) For an individual not described in
21 paragraph (1), the lesser of—

22 “(i) \$11,000; and

23 “(ii) the total cost of the training pro-
24 gram in which the individual is enrolled,
25 including tuition, fees, career navigation

1 services, textbook costs, expenses related to
2 assessments and exams for certification or
3 licensure, equipment costs, and wage sti-
4 pends (in the case of a training program
5 that is an earn-and-learn program).

6 “(d) COORDINATION.—The Secretary shall coordi-
7 nate the development of new workforce development mod-
8 els with the Secretary of Labor and the Secretary of Edu-
9 cation.”.

10 **SEC. 5113. CONGRESSIONAL NOTIFICATION REQUIRE-**
11 **MENTS.**

12 Title II of the Public Works and Economic Develop-
13 ment Act of 1965 (42 U.S.C. 3141 et seq.) (as amended
14 by section 5112) is amended by adding at the end the fol-
15 lowing:

16 **“SEC. 220. CONGRESSIONAL NOTIFICATION REQUIRE-**
17 **MENTS.**

18 “(a) IN GENERAL.—In the case of a project described
19 in subsection (b), the Secretary shall provide to the Com-
20 mittee on Environment and Public Works of the Senate
21 and the Committee on Transportation and Infrastructure
22 of the House of Representatives notice, in accordance with
23 subsection (c), of the award of a grant for the project not
24 less than 3 business days before notifying an eligible re-
25 cipient of their selection for that award.

1 “(b) PROJECTS DESCRIBED.—A project referred to
2 in subsection (a) is a project that the Secretary has se-
3 lected to receive a grant administered by the Economic
4 Development Administration in an amount not less than
5 \$100,000.

6 “(c) REQUIREMENTS.—A notification under sub-
7 section (a) shall include—

8 “(1) the name of the project;

9 “(2) the name of the applicant;

10 “(3) the region in which the project is to be
11 carried out;

12 “(4) the State in which the project is to be car-
13 ried out;

14 “(5) the amount of the grant awarded;

15 “(6) a description of the project; and

16 “(7) any additional information, as determined
17 to be appropriate by the Secretary.

18 “(d) PUBLIC AVAILABILITY.—The Secretary shall
19 make a notification under subsection (a) publicly available
20 not later than 60 days after the date on which the Sec-
21 retary provides the notice.”.

22 **SEC. 5114. SPECIFIC FLEXIBILITIES RELATED TO DEPLOY-**
23 **MENT OF HIGH-SPEED BROADBAND.**

24 Title II of the Public Works and Economic Develop-
25 ment Act of 1965 (42 U.S.C. 3141 et seq.) (as amended

1 by section 5113) is amended by adding at the end the fol-
2 lowing:

3 **“SEC. 221. HIGH-SPEED BROADBAND DEPLOYMENT INITIA-**
4 **TIVE.**

5 “(a) DEFINITIONS.—In this section:

6 “(1) BROADBAND PROJECT.—The term
7 ‘broadband project’ means, for the purposes of pro-
8 viding, extending, expanding, or improving high-
9 speed broadband service to further the goals of this
10 Act—

11 “(A) planning, technical assistance, or
12 training;

13 “(B) the acquisition or development of
14 land; or

15 “(C) the acquisition, design and engineer-
16 ing, construction, rehabilitation, alteration, ex-
17 pansion, or improvement of facilities, including
18 related machinery, equipment, contractual
19 rights, and intangible property.

20 “(2) ELIGIBLE RECIPIENT.—The term ‘eligible
21 recipient’ includes—

22 “(A) a public-private partnership; and

23 “(B) a consortium formed for the purpose
24 of providing, extending, expanding, or improv-
25 ing high-speed broadband service between 1 or

1 more eligible recipients and 1 or more for-profit
2 organizations.

3 “(3) HIGH-SPEED BROADBAND.—The term
4 ‘high-speed broadband’ means the provision of 2-way
5 data transmission with sufficient downstream and
6 upstream speeds to end users to permit effective
7 participation in the economy and to support eco-
8 nomic growth, as determined by the Secretary.

9 “(b) BROADBAND PROJECTS.—

10 “(1) IN GENERAL.—On the application of an el-
11 igible recipient, the Secretary may make grants
12 under this title for broadband projects, which shall
13 be subject to the provisions of this section.

14 “(2) CONSIDERATIONS.—In reviewing applica-
15 tions submitted under paragraph (1), the Secretary
16 shall take into consideration geographic diversity of
17 grants provided, including consideration of under-
18 served markets, in addition to data requested in
19 paragraph (3).

20 “(3) DATA REQUESTED.—In reviewing an ap-
21 plication submitted under paragraph (1), the Sec-
22 retary shall request from the Federal Communica-
23 tions Commission, the Administrator of the National
24 Telecommunications and Information Administra-

1 tion, the Secretary of Agriculture, and the Appa-
2 lachian Regional Commission data on—

3 “(A) the level and extent of broadband
4 service that exists in the area proposed to be
5 served; and

6 “(B) the level and extent of broadband
7 service that will be deployed in the area pro-
8 posed to be served pursuant to another Federal
9 program.

10 “(4) INTEREST IN REAL OR PERSONAL PROP-
11 ERTY.—For any broadband project carried out by an
12 eligible recipient that is a public-private partnership
13 or consortium, the Secretary shall require that title
14 to any real or personal property acquired or im-
15 proved with grant funds, or if the recipient will not
16 acquire title, another possessory interest acceptable
17 to the Secretary, be vested in a public partner or eli-
18 gible nonprofit organization or association for the
19 useful life of the project, after which title may be
20 transferred to any member of the public-private
21 partnership or consortium in accordance with regu-
22 lations promulgated by the Secretary.

23 “(5) PROCUREMENT.—Notwithstanding any
24 other provision of law, no person or entity shall be
25 disqualified from competing to provide goods or serv-

1 ices related to a broadband project on the basis that
2 the person or entity participated in the development
3 of the broadband project or in the drafting of speci-
4 fications, requirements, statements of work, or simi-
5 lar documents related to the goods or services to be
6 provided.

7 “(6) BROADBAND PROJECT PROPERTY.—

8 “(A) IN GENERAL.—The Secretary may
9 permit a recipient of a grant for a broadband
10 project to grant an option to acquire real or
11 personal property (including contractual rights
12 and intangible property) related to that project
13 to a third party on such terms as the Secretary
14 determines to be appropriate, subject to the
15 condition that the option may only be exercised
16 after the Secretary releases the Federal interest
17 in the property.

18 “(B) TREATMENT.—The grant or exercise
19 of an option described in subparagraph (A)
20 shall not constitute a redistribution of grant
21 funds under section 217.

22 “(c) NON-FEDERAL SHARE.—In determining the
23 amount of the non-Federal share of the cost of a
24 broadband project, the Secretary may provide credit to-
25 ward the non-Federal share for the present value of allow-

1 able contributions over the useful life of the broadband
2 project, subject to the condition that the Secretary may
3 require such assurances of the value of the rights and of
4 the commitment of the rights as the Secretary determines
5 to be appropriate.”.

6 **SEC. 5115. CRITICAL SUPPLY CHAIN SITE DEVELOPMENT**
7 **GRANT PROGRAM.**

8 Title II of the Public Works and Economic Develop-
9 ment Act of 1965 (42 U.S.C. 3141 et seq.) (as amended
10 by section 5114) is amended by adding at the end the fol-
11 lowing:

12 **“SEC. 222. CRITICAL SUPPLY CHAIN SITE DEVELOPMENT**
13 **GRANT PROGRAM.**

14 “(a) IN GENERAL.—On the application of an eligible
15 recipient, the Secretary may make grants under the ‘Crit-
16 ical Supply Chain Site Development grant program’ (re-
17 ferred to in this section as the ‘grant program’) to carry
18 out site development or expansion projects for the purpose
19 of making the site ready for manufacturing projects.

20 “(b) CONSIDERATIONS.—In providing a grant to an
21 eligible recipient under the grant program, the Secretary
22 may consider whether—

23 “(1) the proposed improvements to the site will
24 improve economic conditions for rural areas, Tribal

1 communities, or areas that meet 1 or more of the
2 criteria described in section 301(a);

3 “(2) the project is consistent with regional eco-
4 nomic development plans, which may include a com-
5 prehensive economic development strategy;

6 “(3) the eligible recipient has initiatives to
7 prioritize job training and workforce development;
8 and

9 “(4) the project supports industries determined
10 by the Secretary to be of strategic importance to the
11 national or economic security of the United States.

12 “(c) PRIORITY.—In awarding grants to eligible re-
13 cipients under the grant program, the Secretary shall give
14 priority to eligible recipients that propose to carry out a
15 project that—

16 “(1) has State, local, private, or nonprofit
17 funds being contributed to assist with site develop-
18 ment efforts; and

19 “(2) if the site development or expansion
20 project is carried out, will result in a demonstrated
21 interest in the site by commercial entities or other
22 entities.

23 “(d) USE OF FUNDS.—A grant provided under the
24 grant program may be used for the following activities re-
25 lating to the development or expansion of a site:

1 “(1) Investments in site utility readiness, in-
2 cluding—

3 “(A) construction of on-site utility infra-
4 structure;

5 “(B) construction of last-mile infrastruc-
6 ture, including road infrastructure, water infra-
7 structure, power infrastructure, broadband in-
8 frastructure, and other physical last-mile infra-
9 structure;

10 “(C) site grading; and

11 “(D) other activities to extend public utili-
12 ties or services to a site, as determined appro-
13 priate by the Secretary.

14 “(2) Investments in site readiness, including—

15 “(A) land assembly;

16 “(B) environmental reviews;

17 “(C) zoning;

18 “(D) design;

19 “(E) engineering; and

20 “(F) permitting.

21 “(3) Investments in workforce development and
22 sustainability programs, including job training and
23 retraining programs.

24 “(4) Investments to ensure that disadvantaged
25 communities have access to on-site jobs.

1 “(e) PROHIBITION.—In awarding grants under the
2 grant program, the Secretary shall not require an eligible
3 recipient to demonstrate that a private company or invest-
4 ment has selected the site for development or expansion.”.

5 **SEC. 5116. UPDATED DISTRESS CRITERIA AND GRANT**
6 **RATES.**

7 Section 301(a) of the Public Works and Economic
8 Development Act of 1965 (42 U.S.C. 3161(a)) is amended
9 by striking paragraph (3) and inserting the following:

10 “(3) UNEMPLOYMENT, UNDEREMPLOYMENT, OR
11 ECONOMIC ADJUSTMENT PROBLEMS.—The area is
12 an area that the Secretary determines has experi-
13 enced or is about to experience a special need arising
14 from actual or threatened severe unemployment,
15 underemployment, or economic adjustment problems
16 resulting from severe short-term or long-term
17 changes in economic conditions.

18 “(4) LOW MEDIAN HOUSEHOLD INCOME.—The
19 area has a median household income of 80 percent
20 or less of the national average.

21 “(5) WORKFORCE PARTICIPATION.—The area
22 has—

23 “(A) a labor force participation rate of 90
24 percent or less of the national average; or

1 “(B) a prime-age employment gap of 5
2 percent or more.

3 “(6) EXPECTED ECONOMIC DISLOCATION AND
4 DISTRESS FROM ENERGY INDUSTRY TRANSITIONS.—
5 The area is an area that is expected to experience
6 actual or threatened severe unemployment or eco-
7 nomic adjustment problems resulting from severe
8 short-term or long-term changes in economic condi-
9 tions from energy industries that are experiencing
10 accelerated contraction.”.

11 **SEC. 5117. COMPREHENSIVE ECONOMIC DEVELOPMENT**
12 **STRATEGIES.**

13 Section 302 of the Public Works and Economic De-
14 velopment Act of 1965 (42 U.S.C. 3162) is amended—

15 (1) in subsection (a)(3)(A), by inserting “in-
16 cluding to mitigate and adapt to extreme weather,”
17 after “enhances and protects the environment,”; and

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

19 “(d) EXCEPTION.—This section shall not apply to
20 grants awarded under section 207 or grants awarded
21 under section 209(c)(2) that are regional in scope.”.

22 **SEC. 5118. OFFICE OF TRIBAL ECONOMIC DEVELOPMENT.**

23 Title V of the Public Works and Economic Develop-
24 ment Act of 1965 (42 U.S.C. 3191 et seq.) is amended
25 by adding at the end the following:

1 **“SEC. 508. OFFICE OF TRIBAL ECONOMIC DEVELOPMENT.**

2 “(a) ESTABLISHMENT.—There is established within
3 the Economic Development Administration an Office of
4 Tribal Economic Development (referred to in this section
5 as the ‘Office’).

6 “(b) PURPOSES.—The purposes of the Office shall
7 be—

8 “(1) to coordinate all Tribal economic develop-
9 ment activities carried out by the Secretary;

10 “(2) to help Tribal communities access eco-
11 nomic development assistance programs, including
12 the assistance provided under this Act;

13 “(3) to coordinate Tribal economic development
14 strategies and efforts with other Federal agencies;
15 and

16 “(4) to be a participant in any negotiated
17 rulemakings or consultations relating to, or having
18 an impact on, projects, programs, or funding that
19 benefit Tribal communities.

20 “(c) TRIBAL ECONOMIC DEVELOPMENT STRAT-
21 EGY.—

22 “(1) IN GENERAL.—Not later than 1 year after
23 the date of enactment of the Economic Development
24 Reauthorization Act of 2024, the Office shall initiate
25 a Tribal consultation process to develop, and not less
26 frequently than every 3 years thereafter, update, a

1 strategic plan for Tribal economic development for
2 the Economic Development Administration.

3 “(2) SUBMISSION TO CONGRESS.—Not later
4 than 1 year after the date of enactment of the Eco-
5 nomic Development Reauthorization Act of 2024
6 and not less frequently than every 3 years there-
7 after, the Office shall submit to Congress the stra-
8 tegic plan for Tribal economic development devel-
9 oped under paragraph (1).

10 “(d) OUTREACH.—The Secretary shall establish a
11 publicly facing website to help provide a comprehensive,
12 single source of information for Indian tribes, Tribal lead-
13 ers, Tribal businesses, and citizens in Tribal communities
14 to better understand and access programs that support
15 economic development in Tribal communities, including
16 the economic development programs administered by Fed-
17 eral agencies or departments other than the Department.

18 “(e) DEDICATED STAFF.—The Secretary shall en-
19 sure that the Office has sufficient staff to carry out all
20 outreach activities under this section.”.

21 **SEC. 5119. OFFICE OF DISASTER RECOVERY AND RESIL-**
22 **IENCE.**

23 Title V of the Public Works and Economic Develop-
24 ment Act of 1965 (42 U.S.C. 3191 et seq.) (as amended

1 by section 5118) is amended by adding at the end the fol-
2 lowing:

3 **“SEC. 509. OFFICE OF DISASTER RECOVERY AND RESIL-**
4 **IENCE.**

5 “(a) ESTABLISHMENT.—The Secretary shall estab-
6 lish an Office of Disaster Recovery and Resilience—

7 “(1) to direct and implement the post-disaster
8 economic recovery responsibilities of the Economic
9 Development Administration pursuant to subsections
10 (c)(2) and (e) of section 209 and section 703;

11 “(2) to direct and implement economic recovery
12 and enhanced resilience support function activities
13 as directed under the National Disaster Recovery
14 Framework; and

15 “(3) support long-term economic recovery in
16 communities in which a major disaster or emergency
17 has been declared under the Robert T. Stafford Dis-
18 aster Relief and Emergency Assistance Act (42
19 U.S.C. 5121 et seq.), or otherwise impacted by an
20 event of national significance, as determined by the
21 Secretary, through—

22 “(A) convening and deploying an economic
23 development assessment team;

24 “(B) hosting or attending convenings re-
25 lated to identification of additional Federal,

1 State, local, and philanthropic entities and re-
2 sources;

3 “(C) exploring potential flexibilities related
4 to existing awards;

5 “(D) provision of technical assistance
6 through staff or contractual resources; and

7 “(E) other activities determined by the
8 Secretary to be appropriate.

9 “(b) APPOINTMENT AND COMPENSATION AUTHORI-
10 TIES.—

11 “(1) APPOINTMENT.—The Secretary is author-
12 ized to appoint such temporary personnel as may be
13 necessary to carry out the responsibilities of the Of-
14 fice of Disaster Recovery and Resilience, without re-
15 gard to the provisions of subchapter I of chapter 33
16 of title 5, United States Code, governing appoint-
17 ments in the competitive service and compensation
18 of personnel.

19 “(2) CONVERSION OF EMPLOYEES.—Notwith-
20 standing chapter 33 of title 5, United States Code,
21 or any other provision of law relating to the exam-
22 ination, certification, and appointment of individuals
23 in the competitive service, the Secretary is author-
24 ized to convert a temporary employee appointed
25 under this subsection to a permanent appointment

1 in the competitive service in the Economic Develop-
2 ment Administration under merit promotion proce-
3 dures if—

4 “(A) the employee has served continuously
5 for at least 2 years under 1 or more appoint-
6 ments under this subsection; and

7 “(B) the employee’s performance has been
8 at an acceptable level of performance through-
9 out the period or periods referred to in sub-
10 paragraph (A).

11 “(3) COMPENSATION.—An individual converted
12 under this subsection shall become a career-condi-
13 tional employee, unless the employee has already
14 completed the service requirements for career ten-
15 ure.

16 “(c) DISASTER TEAM.—

17 “(1) ESTABLISHMENT.—As soon as practicable
18 after the date of enactment of this section, the Sec-
19 retary shall establish a disaster team (referred to in
20 this section as the ‘disaster team’) for the deploy-
21 ment of individuals to carry out responsibilities of
22 the Office of Disaster Recovery and Resilience after
23 a major disaster or emergency has been declared
24 under the Robert T. Stafford Disaster Relief and
25 Emergency Assistance Act (42 U.S.C. 5121 et seq.)

1 and the Department has been activated by the Fed-
2 eral Emergency Management Agency.

3 “(2) MEMBERSHIP.—

4 “(A) DESIGNATION OF STAFF.—As soon
5 as practicable after the date of enactment of
6 this section, the Secretary shall designate to
7 serve on the disaster team—

8 “(i) employees of the Office of Dis-
9 aster Recovery and Resilience;

10 “(ii) employees of the Department
11 who are not employees of the Economic
12 Development Administration; and

13 “(iii) in consultation with the heads of
14 other Federal agencies, employees of those
15 agencies, as appropriate.

16 “(B) CAPABILITIES.—In designating indi-
17 viduals under subparagraph (A), the Secretary
18 shall ensure that the disaster team includes a
19 sufficient quantity of—

20 “(i) individuals who are capable of de-
21 ploying rapidly and efficiently to respond
22 to major disasters and emergencies; and

23 “(ii) highly trained full-time employ-
24 ees who will lead and manage the disaster
25 team.

1 “(3) TRAINING.—The Secretary shall ensure
2 that appropriate and ongoing training is provided to
3 members of the disaster team to ensure that the
4 members are adequately trained regarding the pro-
5 grams and policies of the Economic Development
6 Administration relating to post-disaster economic re-
7 covery efforts.

8 “(4) EXPENSES.—In carrying out this section,
9 the Secretary may—

10 “(A) use, with or without reimbursement,
11 any service, equipment, personnel, or facility of
12 any Federal agency with the explicit support of
13 that agency, to the extent such use does not im-
14 pair or conflict with the authority of the Presi-
15 dent or the Administrator of the Federal Emer-
16 gency Management Agency under the Robert T.
17 Stafford Disaster Relief and Emergency Assist-
18 ance Act (42 U.S.C. 5121 et seq.) to direct
19 Federal agencies in any major disaster or emer-
20 gency declared under that Act; and

21 “(B) provide members of the disaster team
22 with travel expenses, including per diem in lieu
23 of subsistence, at rates authorized for an em-
24 ployee of an agency under subchapter I of chap-
25 ter 57 of title 5, United States Code, while

1 away from the home or regular place of busi-
2 ness of the member in the performance of serv-
3 ices for, or relating to, the disaster team.”.

4 **SEC. 5120. ESTABLISHMENT OF TECHNICAL ASSISTANCE LI-**
5 **AISONS.**

6 Title V of the Public Works and Economic Develop-
7 ment Act of 1965 (42 U.S.C. 3191 et seq.) (as amended
8 by section 5119) is amended by adding at the end the fol-
9 lowing:

10 **“SEC. 510. TECHNICAL ASSISTANCE LIAISONS.**

11 “(a) IN GENERAL.—A Regional Director of a re-
12 gional office of the Economic Development Administration
13 may designate a staff member to act as a ‘Technical As-
14 sistance Liaison’ for any State served by the regional of-
15 fice.

16 “(b) ROLE.—A Technical Assistance Liaison shall—

17 “(1) work in coordination with an Economic
18 Development Representative to provide technical as-
19 sistance, in addition to technical assistance under
20 section 207, to eligible recipients that are
21 underresourced communities, as determined by the
22 Technical Assistance Liaison, that submit applica-
23 tions for assistance under title II; and

24 “(2) at the request of an eligible recipient that
25 submitted an application for assistance under title

1 II, provide technical feedback on unsuccessful grant
2 applications.

3 “(c) TECHNICAL ASSISTANCE.—The Secretary may
4 enter into a contract or cooperative agreement with an eli-
5 gible recipient for the purpose of providing technical as-
6 sistance to eligible recipients that are underresourced com-
7 munities that have submitted or may submit an applica-
8 tion for assistance under this Act.”.

9 **SEC. 5121. ANNUAL REPORT TO CONGRESS.**

10 Section 603(b) of the Public Works and Economic
11 Development Act of 1965 (42 U.S.C. 3213(b)) is amend-
12 ed—

13 (1) in paragraph (2)—

14 (A) in subparagraph (A), by inserting
15 “areas” after “rural”; and

16 (B) in subparagraph (B), by striking
17 “and” at the end;

18 (2) in paragraph (3), by striking the period at
19 the end and inserting “; and”; and

20 (3) by adding at the end the following:

21 “(4)(A) include a list of all of the grants pro-
22 vided by the Economic Development Administration
23 for projects located in, or that primarily benefit,
24 rural areas;

1 “(B) an explanation of the process used to de-
2 termine how each project referred to in subpara-
3 graph (A) would benefit a rural area; and

4 “(C) a certification that each project referred to
5 in subparagraph (A)—

6 “(i) is located in a rural area; or

7 “(ii) will primarily benefit a rural area.”.

8 **SEC. 5122. ECONOMIC DEVELOPMENT REPRESENTATIVES.**

9 (a) SENSE OF CONGRESS.—It is the sense of Con-
10 gress that the Economic Development Administration
11 should continue to promote access to economic develop-
12 ment assistance programs of that agency through the use
13 of Economic Development Representatives in
14 underresourced communities, particularly coal commu-
15 nities.

16 (b) ECONOMIC DEVELOPMENT REPRESENTATIVES.—

17 (1) IN GENERAL.—In accordance with para-
18 graph (2), the Secretary of Commerce shall main-
19 tain, or restore, as necessary, State-level Economic
20 Development Representative positions occupied as of
21 October 1, 2023.

22 (2) CONTINUATION.—For each State in which
23 there is an Economic Development Representative
24 position as of October 1, 2023, the Secretary of
25 Commerce shall ensure that—

1 (A) that State continues to have that cov-
2 erage from an Economic Development Rep-
3 resentative who is located within that State;
4 and

5 (B) the Economic Development Represent-
6 ative position located within that State is dedi-
7 cated solely to addressing the economic needs of
8 that State.

9 (c) REPORT.—Not later than 180 days after the date
10 of enactment of this Act, the Secretary of Commerce shall
11 submit to the Committee on Environment and Public
12 Works of the Senate and the Committee on Transpor-
13 tation and Infrastructure of the House of Representatives
14 a report that describes the implementation of this section
15 by the Economic Development Administration.

16 **SEC. 5123. MODERNIZATION OF ENVIRONMENTAL REVIEWS.**

17 (a) IN GENERAL.—Not later than 180 days after the
18 date of enactment of this Act, the Secretary of Commerce
19 (referred to in this section as the “Secretary”) shall sub-
20 mit to the Committee on Environment and Public Works
21 of the Senate and the Committee on Transportation and
22 Infrastructure of the House of Representatives a report
23 on the efforts of the Secretary to facilitate efficient, time-
24 ly, and predictable environmental reviews of projects fund-
25 ed by the Public Works and Economic Development Act

1 of 1965 (42 U.S.C. 3121 et seq.), including through ex-
2 panded use of categorical exclusions, environmental as-
3 sessments, or programmatic environmental impact state-
4 ments.

5 (b) REQUIREMENTS.—In completing the report under
6 subsection (a), the Secretary shall—

7 (1) describe the actions the Secretary will take
8 to implement the amendments to the National Envi-
9 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
10 seq.) made by section 321 of the Fiscal Responsi-
11 bility Act of 2023 (Public Law 118–5; 137 Stat.
12 38);

13 (2) describe the existing categorical exclusions
14 most frequently used by the Secretary to streamline
15 the environmental review of projects funded by the
16 Public Works and Economic Development Act of
17 1965 (42 U.S.C. 3121 et seq.); and

18 (3) consider—

19 (A) the adoption of additional categorical
20 exclusions, including those used by other Fed-
21 eral agencies, that would facilitate the environ-
22 mental review of projects funded by the Public
23 Works and Economic Development Act of 1965
24 (42 U.S.C. 3121 et seq.);

1 (B) the adoption of new programmatic en-
2 vironmental impact statements that would fa-
3 cilitate the environmental review of projects
4 funded by the Public Works and Economic De-
5 velopment Act of 1965 (42 U.S.C. 3121 et
6 seq.); and

7 (C) agreements with other Federal agen-
8 cies that would facilitate a more efficient proc-
9 ess for the environmental review of projects
10 funded by the Public Works and Economic De-
11 velopment Act of 1965 (42 U.S.C. 3121 et
12 seq.).

13 (c) RULEMAKING.—Not later than 2 years after the
14 submission of the report under subsection (a), the Sec-
15 retary shall promulgate a final rule implementing, to the
16 maximum extent practicable, measures considered by the
17 Secretary under subsection (b) that are necessary to
18 streamline the environmental review of projects funded by
19 the Public Works and Economic Development Act of 1965
20 (42 U.S.C. 3121 et seq.).

21 **SEC. 5124. GAO REPORT ON ECONOMIC DEVELOPMENT**
22 **PROGRAMS.**

23 (a) DEFINITIONS.—In this section:

1 (1) COMPROLLER GENERAL.—The term
2 “Comptroller General” means the Comptroller Gen-
3 eral of the United States.

4 (2) REGIONAL COMMISSION.—The term “Re-
5 gional Commission” has the meaning given the term
6 in section 3 of the Public Works and Economic De-
7 velopment Act of 1965 (42 U.S.C. 3122).

8 (b) REPORT.—Not later than September 30, 2026,
9 the Comptroller General shall submit to the Committee
10 on Environment and Public Works of the Senate and the
11 Committee on Transportation and Infrastructure of the
12 House of Representatives a report that evaluates economic
13 development programs administered by the Economic De-
14 velopment Administration and the Regional Commissions.

15 (c) CONTENTS.—In carrying out the report under
16 subsection (b), the Comptroller General shall—

17 (1) evaluate the impact of programs described
18 in that subsection on economic outcomes, including
19 job creation and retention, the rate of unemployment
20 and underemployment, labor force participation, and
21 private investment leveraged;

22 (2) describe efforts by the Economic Develop-
23 ment Administration and the Regional Commissions
24 to document the impact of programs described in

1 that subsection on economic outcomes described in
2 paragraph (1);

3 (3) describe efforts by the Economic Develop-
4 ment Administration and the Regional Commissions
5 to carry out coordination activities described in sec-
6 tion 103 of the Public Works and Economic Devel-
7 opment Act of 1965 (42 U.S.C. 3133);

8 (4) consider other factors, as determined to be
9 appropriate by the Comptroller General of the
10 United States, to assess the effectiveness of pro-
11 grams described in subsection (b); and

12 (5) make legislative recommendations for im-
13 provements to programs described in subsection (b)
14 as applicable.

15 **SEC. 5125. GAO REPORT ON ECONOMIC DEVELOPMENT AD-**
16 **MINISTRATION REGULATIONS AND POLICIES.**

17 (a) DEFINITIONS.—In this section:

18 (1) COMPTROLLER GENERAL.—The term
19 “Comptroller General” means the Comptroller Gen-
20 eral of the United States.

21 (2) SMALL COMMUNITY.—The term “small
22 community” means a community of less than 10,000
23 year-round residents.

24 (b) REPORT.—Not later than 2 years after the date
25 of enactment of this Act, the Comptroller General shall

1 submit to the Committee on Environment and Public
2 Works of the Senate and the Committee on Transpor-
3 tation and Infrastructure of the House of Representatives
4 a report that evaluates economic development regulations
5 and policies administered by the Economic Development
6 Administration that have hindered the ability of commu-
7 nities to apply for and administer Economic Development
8 Administration grants.

9 (c) CONTENTS.—In carrying out the report under
10 subsection (b), the Comptroller General shall—

11 (1) review regulations and grant application
12 processes promulgated by the Assistant Secretary of
13 Commerce for Economic Development;

14 (2) evaluate the technical capacity of eligible re-
15 cipients (as defined in section 3 of the Public Works
16 and Economic Development Act of 1965 (42 U.S.C.
17 3122)) to apply for Economic Development Adminis-
18 tration grants;

19 (3) provide recommendations for improving the
20 administration and timely disbursement of grants
21 awarded by the Economic Development Administra-
22 tion, including for improving the communication
23 with grantees regarding timelines for disbursement
24 of funds;

1 (4) identify barriers to small communities ap-
2 plying for Economic Development Administration
3 grants, in consultation with—

4 (A) State economic development represent-
5 atives;

6 (B) secretaries of State departments of
7 economic development;

8 (C) representatives for small communities
9 that have received Economic Development Ad-
10 ministration grants; and

11 (D) representatives for small communities
12 that have never applied for Economic Develop-
13 ment Administration grants; and

14 (5) provide recommendations for simplifying
15 and easing the ability for grant applicants to navi-
16 gate the Economic Development Administration
17 grant application process, including through a review
18 of regulations, including environmental regulations,
19 not in the jurisdiction of the Economic Development
20 Administration to identify possible grant application
21 process improvements.

22 **SEC. 5126. GAO STUDY ON RURAL COMMUNITIES.**

23 (a) IN GENERAL.—Not later than 2 years after the
24 date of enactment of this Act, the Comptroller General
25 of the United States (referred to in this section as the

1 “Comptroller General”) shall conduct a study to evaluate
2 the impacts of funding provided by the Economic Develop-
3 ment Administration to distressed communities (as de-
4 scribed in section 301(a) of the Public Works and Eco-
5 nomic Development Act of 1965 (42 U.S.C. 3161(a))) lo-
6 cated in rural areas.

7 (b) CONTENTS.—In carrying out the study under
8 subsection (a), the Comptroller General shall—

9 (1) identify not less than 5 geographically di-
10 verse distressed communities in rural areas; and

11 (2) for each distressed community identified
12 under paragraph (1), examine the impacts of fund-
13 ing provided by the Economic Development Adminis-
14 tration on—

15 (A) the local jobs and unemployment of the
16 community; and

17 (B) the availability of affordable housing in
18 the community.

19 (c) REPORT.—On completion of the study under sub-
20 section (a), the Comptroller General shall submit to the
21 Committee on Environment and Public Works of the Sen-
22 ate and the Committee on Transportation and Infrastruc-
23 ture of the House of Representatives a report on the find-
24 ings of the study and any recommendations that result
25 from the study.

1 **SEC. 5127. GENERAL AUTHORIZATION OF APPROPRIA-**
2 **TIONS.**

3 (a) IN GENERAL.—Section 701 of the Public Works
4 and Economic Development Act of 1965 (42 U.S.C. 3231)
5 is amended—

6 (1) by redesignating subsection (b) as sub-
7 section (k); and

8 (2) by striking subsection (a) and inserting the
9 following:

10 “(a) GRANTS FOR PUBLIC WORKS AND ECONOMIC
11 DEVELOPMENT.—There are authorized to be appropriated
12 to carry out section 201, to remain available until ex-
13 pended—

14 “(1) \$170,000,000 for fiscal year 2025;

15 “(2) \$195,000,000 for fiscal year 2026;

16 “(3) \$220,000,000 for fiscal year 2027;

17 “(4) \$245,000,000 for fiscal year 2028; and

18 “(5) \$270,000,000 for fiscal year 2029.

19 “(b) GRANTS FOR PLANNING AND GRANTS FOR AD-
20 MINISTRATIVE EXPENSES.—There are authorized to be
21 appropriated to carry out section 203, to remain available
22 until expended—

23 “(1) \$90,000,000 for fiscal year 2025;

24 “(2) \$100,000,000 for fiscal year 2026;

25 “(3) \$110,000,000 for fiscal year 2027;

26 “(4) \$120,000,000 for fiscal year 2028; and

1 “(5) \$130,000,000 for fiscal year 2029.

2 “(c) GRANTS FOR TRAINING, RESEARCH, AND TECH-
3 NICAL ASSISTANCE.—There are authorized to be appro-
4 priated to carry out section 207, to remain available until
5 expended—

6 “(1) \$25,000,000 for fiscal year 2025;

7 “(2) \$30,000,000 for fiscal year 2026;

8 “(3) \$35,000,000 for fiscal year 2027;

9 “(4) \$40,000,000 for fiscal year 2028; and

10 “(5) \$45,000,000 for fiscal year 2029.

11 “(d) GRANTS FOR ECONOMIC ADJUSTMENT.—There
12 are authorized to be appropriated to carry out section 209
13 (other than subsections (d) and (e)), to remain available
14 until expended—

15 “(1) \$65,000,000 for fiscal year 2025;

16 “(2) \$75,000,000 for fiscal year 2026;

17 “(3) \$85,000,000 for fiscal year 2027;

18 “(4) \$95,000,000 for fiscal year 2028; and

19 “(5) \$105,000,000 for fiscal year 2029.

20 “(e) ASSISTANCE TO COAL COMMUNITIES.—There is
21 authorized to be appropriated to carry out section 209(d)
22 \$75,000,000 for each of fiscal years 2025 through 2029,
23 to remain available until expended.

1 “(f) ASSISTANCE TO NUCLEAR HOST COMMU-
2 NITIES.—There are authorized to be appropriated to carry
3 out section 209(e), to remain available until expended—

4 “(1) to carry out paragraph (2)(A),
5 \$35,000,000 for each of fiscal years 2025 through
6 2029; and

7 “(2) to carry out paragraph (2)(B), \$5,000,000
8 for each of fiscal years 2025 through 2027.

9 “(g) RENEWABLE ENERGY PROGRAM.—There is au-
10 thorized to be appropriated to carry out section 218
11 \$5,000,000 for each of fiscal years 2025 through 2029,
12 to remain available until expended.

13 “(h) WORKFORCE TRAINING GRANTS.—There is au-
14 thorized to be appropriated to carry out section 219
15 \$50,000,000 for each of fiscal years 2025 through 2029,
16 to remain available until expended, of which \$10,000,000
17 for each of fiscal years 2025 through 2029 shall be used
18 to carry out subsection (c) of that section.

19 “(i) CRITICAL SUPPLY CHAIN SITE DEVELOPMENT
20 GRANT PROGRAM.—There is authorized to be appro-
21 priated to carry out section 222 \$20,000,000 for each of
22 fiscal years 2025 through 2029, to remain available until
23 expended.

24 “(j) TECHNICAL ASSISTANCE LIAISONS.—There is
25 authorized to be appropriated to carry out section 510

1 \$5,000,000 for each of fiscal years 2025 through 2029,
 2 to remain available until expended.”.

3 (b) CONFORMING AMENDMENT.—Title VII of the
 4 Public Works and Economic Development Act of 1965 (42
 5 U.S.C. 3231 et seq.) is amended by striking section 704.

6 **SEC. 5128. TECHNICAL CORRECTION.**

7 Section 1 of the Public Works and Economic Devel-
 8 opment Act of 1965 (42 U.S.C. 3121 note; Public Law
 9 89–136) is amended by striking subsection (b) and insert-
 10 ing the following:

11 “(b) TABLE OF CONTENTS.—The table of contents
 12 for this Act is as follows:

“Sec. 1. Short title; table of contents.

“Sec. 2. Findings and declarations.

“Sec. 3. Definitions.

“TITLE I—ECONOMIC DEVELOPMENT PARTNERSHIPS
 COOPERATION AND COORDINATION

“Sec. 101. Establishment of economic development partnerships.

“Sec. 102. Cooperation of Federal agencies.

“Sec. 103. Coordination.

“TITLE II—GRANTS FOR PUBLIC WORKS AND ECONOMIC
 DEVELOPMENT

“Sec. 201. Grants for public works and economic development.

“Sec. 202. Base closings and realignments.

“Sec. 203. Grants for planning and grants for administrative expenses.

“Sec. 204. Cost sharing.

“Sec. 205. Supplementary grants.

“Sec. 206. Regulations on relative needs and allocations.

“Sec. 207. Research and technical assistance; university centers.

“Sec. 208. Investment priorities.

“Sec. 209. Grants for economic adjustment.

“Sec. 210. Changed project circumstances.

“Sec. 211. Use of funds in projects constructed under projected cost.

“Sec. 212. Reports by recipients.

“Sec. 213. Prohibition on use of funds for attorney’s and consultant’s fees.

“Sec. 214. Special impact areas.

“Sec. 215. Performance awards.

“Sec. 216. Planning performance awards.

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- “See. 217. Direct expenditure or redistribution by recipient.
- “See. 218. Renewable energy program.
- “See. 219. Workforce training grants.
- “See. 220. Congressional notification requirements.
- “See. 221. High-Speed Broadband Deployment Initiative.
- “See. 222. Critical supply chain site development grant program.

“TITLE III—ELIGIBILITY; COMPREHENSIVE ECONOMIC
DEVELOPMENT STRATEGIES

- “See. 301. Eligibility of areas.
- “See. 302. Comprehensive economic development strategies.

“TITLE IV—ECONOMIC DEVELOPMENT DISTRICTS

- “See. 401. Designation of economic development districts.
- “See. 402. Termination or modification of economic development districts.
- “See. 404. Provision of comprehensive economic development strategies to Regional Commissions.
- “See. 405. Assistance to parts of economic development districts not in eligible areas.

“TITLE V—ADMINISTRATION

- “See. 501. Assistant Secretary for Economic Development.
- “See. 502. Economic development information clearinghouse.
- “See. 503. Consultation with other persons and agencies.
- “See. 504. Administration, operation, and maintenance.
- “See. 506. Performance evaluations of grant recipients.
- “See. 507. Notification of reorganization.
- “See. 508. Office of Tribal Economic Development.
- “See. 509. Office of Disaster Recovery and Resilience.
- “See. 510. Technical Assistance Liaisons.

“TITLE VI—MISCELLANEOUS

- “See. 601. Powers of Secretary.
- “See. 602. Maintenance of standards.
- “See. 603. Annual report to Congress.
- “See. 604. Delegation of functions and transfer of funds among Federal agencies.
- “See. 605. Penalties.
- “See. 606. Employment of expeditors and administrative employees.
- “See. 607. Maintenance and public inspection of list of approved applications for financial assistance.
- “See. 608. Records and audits.
- “See. 609. Relationship to assistance under other law.
- “See. 610. Acceptance of certifications by applicants.
- “See. 611. Brownfields redevelopment reports.
- “See. 612. Savings clause.

“TITLE VII—FUNDING

- “See. 701. General authorization of appropriations.
- “See. 702. Authorization of appropriations for defense conversation activities.
- “See. 703. Authorization of appropriations for disaster economic recovery activities.”.

1 **TITLE LII—REGIONAL ECO-**
2 **NOMIC AND INFRASTRUC-**
3 **TURE DEVELOPMENT**

4 **SEC. 5201. REGIONAL COMMISSION AUTHORIZATIONS.**

5 Section 15751 of title 40, United States Code, is
6 amended by striking subsection (a) and inserting the fol-
7 lowing:

8 “(a) IN GENERAL.—There is authorized to be appro-
9 priated to each Commission to carry out this subtitle
10 \$40,000,000 for each of fiscal years 2025 through 2029.”.

11 **SEC. 5202. REGIONAL COMMISSION MODIFICATIONS.**

12 (a) MEMBERSHIP OF COMMISSIONS.—Section 15301
13 of title 40, United States Code, is amended—

14 (1) in subsection (b)(2)(C)—

15 (A) by striking “An alternate member”
16 and inserting the following:

17 “(i) IN GENERAL.—An alternate
18 member”; and

19 (B) by adding at the end the following:

20 “(ii) STATE ALTERNATES.—If the al-
21 ternate State member is unable to vote in
22 accordance with clause (i), the alternate
23 State member may delegate voting author-
24 ity to a designee, subject to the condition
25 that the executive director shall be notified,

1 (c) ADMINISTRATIVE POWERS AND EXPENSES OF
2 COMMISSIONS.—Section 15304(a) of title 40, United
3 States Code, is amended—

4 (1) in paragraph (5), by inserting “, which may
5 be done without a requirement for the Commission
6 to reimburse the agency or local government” after
7 “status”;

8 (2) by redesignating paragraphs (8) and (9) as
9 paragraphs (9) and (10), respectively;

10 (3) by inserting after paragraph (7) the fol-
11 lowing:

12 “(8) collect fees for services provided and retain
13 and expend such fees;”;

14 (4) in paragraph (9) (as so redesignated), by
15 inserting “leases (including the lease of office space
16 for any term),” after “cooperative agreements;” and

17 (5) in paragraph (10) (as so redesignated), by
18 striking “maintain a government relations office in
19 the District of Columbia and”.

20 (d) MEETINGS OF COMMISSIONS.—Section 15305(b)
21 of title 40, United States Code, is amended by striking
22 “with the Federal Cochairperson” and all that follows
23 through the period at the end and inserting the following:
24 “with—

25 “(1) the Federal Cochairperson; and

1 “(2) at least a majority of the State members
2 or alternate State members (including designees)
3 present in-person or via electronic means.”.

4 (e) ANNUAL REPORTS.—Section 15308(a) of title 40,
5 United States Code, is amended by striking “90” and in-
6 serting “180”.

7 **SEC. 5203. TRANSFER OF FUNDS AMONG FEDERAL AGEN-**
8 **CIES.**

9 (a) IN GENERAL.—Chapter 153 of subtitle V of title
10 40, United States Code, is amended—

11 (1) by redesignating section 15308 as section
12 15309; and

13 (2) by inserting after section 15307 the fol-
14 lowing:

15 **“§ 15308. Transfer of funds among Federal agencies**

16 “(a) IN GENERAL.—Subject to subsection (c), for
17 purposes of this subtitle, each Commission may transfer
18 funds to and accept transfers of funds from other Federal
19 agencies.

20 “(b) TRANSFER OF FUNDS TO OTHER FEDERAL
21 AGENCIES.—Funds made available to a Commission may
22 be transferred to other Federal agencies if the funds are
23 used consistently with the purposes for which the funds
24 were specifically authorized and appropriated.

1 “(c) TRANSFER OF FUNDS FROM OTHER FEDERAL
2 AGENCIES.—Funds may be transferred to any Commis-
3 sion under this section if—

4 “(1) the statutory authority for the funds pro-
5 vided by the Federal agency does not expressly pro-
6 hibit use of funds for authorities being carried out
7 by a Commission; and

8 “(2) the Federal agency that provides the funds
9 determines that the activities for which the funds
10 are to be used are otherwise eligible for funding
11 under such a statutory authority.”.

12 (b) CLERICAL AMENDMENT.—The analysis for chap-
13 ter 153 of subtitle V of title 40, United States Code, is
14 amended by striking the item relating to section 15308
15 and inserting the following:

“15308. Transfer of funds among Federal agencies.
“15309. Annual reports.”.

16 **SEC. 5204. ECONOMIC AND INFRASTRUCTURE DEVELOP-**
17 **MENT GRANTS.**

18 Section 15501 of title 40, United States Code, is
19 amended—

20 (1) in subsection (a)—

21 (A) by redesignating paragraphs (4)
22 through (9) as paragraphs (6) through (11), re-
23 spectively; and

1 (B) by inserting after paragraph (3) the
2 following:

3 “(4) in coordination with relevant Federal agen-
4 cies, to design, build, implement, or update infra-
5 structure to support resilience to extreme weather
6 events;

7 “(5) to promote the production of housing to
8 meet economic development and workforce needs;”;
9 and

10 (2) in subsection (b), by striking “(7)” and in-
11 serting “(9)”.

12 **SEC. 5205. FINANCIAL ASSISTANCE.**

13 (a) IN GENERAL.—Chapter 155 of subtitle V of title
14 40, United States Code, is amended by adding at the end
15 the following:

16 **“§ 15507. Payment of non-Federal share for certain
17 Federal grant programs**

18 “Amounts made available to carry out this subtitle
19 shall be available for the payment of the non-Federal
20 share for any project carried out under another Federal
21 grant program—

22 “(1) for which a Commission is not the sole or
23 primary funding source; and

24 “(2) that is consistent with the authorities of
25 the applicable Commission.”.

1 (b) CLERICAL AMENDMENT.—The analysis for chap-
2 ter 155 of subtitle V of title 40, United States Code, is
3 amended by adding at the end the following:

“15507. Payment of non-Federal share for certain Federal grant programs.”.

4 **SEC. 5206. NORTHERN BORDER REGIONAL COMMISSION**
5 **AREA.**

6 Section 15733 of title 40, United States Code, is
7 amended—

8 (1) in paragraph (1), by inserting “Lincoln,”
9 after “Knox,”;

10 (2) in paragraph (2), by inserting
11 “Merrimack,” after “Grafton,”; and

12 (3) in paragraph (3), by inserting “Wyoming,”
13 after “Wayne,”.

14 **SEC. 5207. SOUTHWEST BORDER REGIONAL COMMISSION**
15 **AREA.**

16 Section 15732 of title 40, United States Code, is
17 amended—

18 (1) in paragraph (3)—

19 (A) by inserting “Bernalillo,” before
20 “Catron,”;

21 (B) by inserting “Cibola, Curry, De Baca,”
22 after “Chaves,”;

23 (C) by inserting “Guadalupe,” after
24 “Grant,”;

25 (D) by inserting “Lea,” after “Hidalgo,”;

1 (E) by inserting “Roosevelt,” after
 2 “Otero,”; and

3 (F) by striking “and Socorro” and insert-
 4 ing “Socorro, Torrance, and Valencia”; and
 5 (2) in paragraph (4)—

6 (A) by inserting “Guadalupe,” after
 7 “Glasscock,”; and

8 (B) by striking “Tom Green Upton,” and
 9 inserting “Tom Green, Upton,”.

10 **SEC. 5208. GREAT LAKES AUTHORITY AREA.**

11 Section 15734 of title 40, United States Code, is
 12 amended, in the matter preceding paragraph (1), by in-
 13 serting “the counties which contain, in part or in whole,
 14 the” after “consist of”.

15 **SEC. 5209. ADDITIONAL REGIONAL COMMISSION PRO-**
 16 **GRAMS.**

17 (a) IN GENERAL.—Subtitle V of title 40, United
 18 States Code, is amended by adding at the end the fol-
 19 lowing:

20 **“CHAPTER 159—ADDITIONAL REGIONAL**
 21 **COMMISSION PROGRAMS**

“Sec.

“15901. State capacity building grant program.

“15902. Demonstration health projects.

22 **“§ 15901. State capacity building grant program**

23 “(a) DEFINITIONS.—In this section:

1 “(1) COMMISSION STATE.—The term ‘Commis-
2 sion State’ means a State that contains 1 or more
3 eligible counties.

4 “(2) ELIGIBLE COUNTY.—The term ‘eligible
5 county’ means a county described in subchapter II
6 of chapter 157.

7 “(3) PROGRAM.—The term ‘program’ means a
8 State capacity building grant program established by
9 a Commission under subsection (b).

10 “(b) ESTABLISHMENT.—Each Commission shall es-
11 tablish a State capacity building grant program to provide
12 grants to Commission States in the area served by the
13 Commission for the purposes described in subsection (c).

14 “(c) PURPOSES.—The purposes of a program are to
15 support the efforts of the Commission—

16 “(1) to better support business retention and
17 expansion in eligible counties;

18 “(2) to create programs to encourage job cre-
19 ation and workforce development in eligible counties,
20 including projects and activities, in coordination with
21 other relevant Federal agencies, to strengthen the
22 water sector workforce and facilitate the sharing of
23 best practices;

1 “(3) to partner with universities in distressed
2 counties (as designated under section
3 15702(a)(1))—

4 “(A) to strengthen the capacity to train
5 new professionals in fields for which there is a
6 shortage of workers;

7 “(B) to increase local capacity for project
8 management, project execution, and financial
9 management; and

10 “(C) to leverage funding sources;

11 “(4) to prepare economic and infrastructure
12 plans for eligible counties;

13 “(5) to expand access to high-speed broadband
14 in eligible counties;

15 “(6) to provide technical assistance that results
16 in Commission investments in transportation, water,
17 wastewater, and other critical infrastructure;

18 “(7) to promote workforce development to sup-
19 port resilient infrastructure projects;

20 “(8) to develop initiatives to increase the effec-
21 tiveness of local development districts in eligible
22 counties;

23 “(9) to implement new or innovative economic
24 development practices that will better position eligi-
25 ble counties to compete in the global economy; and

1 “(10) to identify and address important re-
2 gional impediments to prosperity and to leverage
3 unique regional advantages to create economic op-
4 portunities for the region served by the Commission.

5 “(d) USE OF FUNDS.—

6 “(1) IN GENERAL.—Funds from a grant under
7 a program may be used to support a project, pro-
8 gram, or related expense of the Commission State in
9 an eligible county.

10 “(2) LIMITATION.—Funds from a grant under
11 a program shall not be used for—

12 “(A) the purchase of furniture, fixtures, or
13 equipment;

14 “(B) the compensation of—

15 “(i) any State member of the Com-
16 mission (as described in section
17 15301(b)(1)(B)); or

18 “(ii) any State alternate member of
19 the Commission (as described in section
20 15301(b)(2)(B)); or

21 “(C) the cost of supplanting existing State
22 programs.

23 “(e) ANNUAL WORK PLAN.—

24 “(1) IN GENERAL.—For each fiscal year, before
25 providing a grant under a program, each Commis-

1 sion State shall provide to the Commission an an-
2 nual work plan that includes the proposed use of the
3 grant.

4 “(2) APPROVAL.—No grant under a program
5 shall be provided to a Commission State unless the
6 Commission has approved the annual work plan of
7 the State.

8 “(f) AMOUNT OF GRANT.—

9 “(1) IN GENERAL.—The amount of a grant
10 provided to a Commission State under a program
11 for a fiscal year shall be based on the proportion
12 that—

13 “(A) the amount paid by the Commission
14 State (including any amounts paid on behalf of
15 the Commission State by a nonprofit organiza-
16 tion) for administrative expenses for the appli-
17 cable fiscal year (as determined under section
18 15304(c)); bears to

19 “(B) the amount paid by all Commission
20 States served by the Commission (including any
21 amounts paid on behalf of a Commission State
22 by a nonprofit organization) for administrative
23 expenses for that fiscal year (as determined
24 under that section).

1 “(2) REQUIREMENT.—To be eligible to receive
2 a grant under a program for a fiscal year, a Com-
3 mission State (or a nonprofit organization on behalf
4 of the Commission State) shall pay the amount of
5 administrative expenses of the Commission State for
6 the applicable fiscal year (as determined under sec-
7 tion 15304(c)).

8 “(3) APPROVAL.—For each fiscal year, a grant
9 provided under a program shall be approved and
10 made available as part of the approval of the annual
11 budget of the Commission.

12 “(g) GRANT AVAILABILITY.—Funds from a grant
13 under a program shall be available only during the fiscal
14 year for which the grant is provided.

15 “(h) REPORT.—Each fiscal year, each Commission
16 State shall submit to the relevant Commission and make
17 publicly available a report that describes the use of the
18 grant funds and the impact of the program in the Com-
19 mission State.

20 “(i) CONTINUATION OF PROGRAM AUTHORITY FOR
21 NORTHERN BORDER REGIONAL COMMISSION.—With re-
22 spect to the Northern Border Regional Commission, the
23 program shall be a continuation of the program under sec-
24 tion 6304(c) of the Agriculture Improvement Act of 2018

1 (40 U.S.C. 15501 note; Public Law 115–334) (as in effect
2 on the day before the date of enactment of this section).

3 **“§ 15902. Demonstration health projects**

4 “(a) PURPOSE.—To demonstrate the value of ade-
5 quate health facilities and services to the economic devel-
6 opment of the region, a Commission may make grants for
7 the planning, construction, equipment, and operation of
8 demonstration health, nutrition, and child care projects
9 (referred to in this section as a ‘demonstration health
10 project’), including hospitals, regional health diagnostic
11 and treatment centers, and other facilities and services
12 necessary for the purposes of this section.

13 “(b) ELIGIBLE ENTITIES.—An entity eligible to re-
14 ceive a grant under this section is—

15 “(1) an entity described in section 15501(a);

16 “(2) an institution of higher education (as de-
17 fined in section 101(a) of the Higher Education Act
18 of 1965 (20 U.S.C. 1001(a)));

19 “(3) a hospital (as defined in section 1861 of
20 the Social Security Act (42 U.S.C. 1395x)); or

21 “(4) a critical access hospital (as defined in
22 that section).

23 “(c) PLANNING GRANTS.—

24 “(1) IN GENERAL.—A Commission may make
25 grants for planning expenses necessary for the devel-

1 opment and operation of demonstration health
2 projects for the region served by the Commission.

3 “(2) MAXIMUM COMMISSION CONTRIBUTION.—

4 The maximum Commission contribution for a dem-
5 onstration health project that receives a grant under
6 paragraph (1) shall be made in accordance with sec-
7 tion 15501(d).

8 “(3) SOURCES OF ASSISTANCE.—A grant under

9 paragraph (1) may be provided entirely from
10 amounts made available to carry out this section or
11 in combination with amounts provided under other
12 Federal grant programs.

13 “(4) FEDERAL SHARE FOR GRANTS UNDER

14 OTHER FEDERAL GRANT PROGRAMS.—Notwith-
15 standing any provision of law limiting the Federal
16 share in other Federal grant programs, amounts
17 made available to carry out this subsection may be
18 used to increase the Federal share of another Fed-
19 eral grant up to the maximum contribution de-
20 scribed in paragraph (2).

21 “(d) CONSTRUCTION AND EQUIPMENT GRANTS.—

22 “(1) IN GENERAL.—A grant under this section
23 for construction or equipment of a demonstration
24 health project may be used for—

25 “(A) costs of construction;

1 “(B) the acquisition of privately owned fa-
2 cilities—

3 “(i) not operated for profit; or

4 “(ii) previously operated for profit if
5 the Commission finds that health services
6 would not otherwise be provided in the
7 area served by the facility if the acquisition
8 is not made; and

9 “(C) the acquisition of initial equipment.

10 “(2) STANDARDS FOR MAKING GRANTS.—A
11 grant under paragraph (1)—

12 “(A) shall be approved in accordance with
13 section 15503; and

14 “(B) shall not be incompatible with the ap-
15 plicable provisions of title VI of the Public
16 Health Service Act (42 U.S.C. 291 et seq.), the
17 Developmental Disabilities Assistance and Bill
18 of Rights Act of 2000 (42 U.S.C. 15001 et
19 seq.), and other laws authorizing grants for the
20 construction of health-related facilities, without
21 regard to any provisions in those laws relating
22 to appropriation authorization ceilings or to al-
23 lotments among the States.

24 “(3) MAXIMUM COMMISSION CONTRIBUTION.—

25 The maximum Commission contribution for a dem-

1 onstration health project that receives a grant under
2 paragraph (1) shall be made in accordance with sec-
3 tion 15501(d).

4 “(4) SOURCES OF ASSISTANCE.—A grant under
5 paragraph (1) may be provided entirely from
6 amounts made available to carry out this section or
7 in combination with amounts provided under other
8 Federal grant programs.

9 “(5) CONTRIBUTION TO INCREASED FEDERAL
10 SHARE FOR OTHER FEDERAL GRANTS.—Notwith-
11 standing any provision of law limiting the Federal
12 share in another Federal grant program for the con-
13 struction or equipment of a demonstration health
14 project, amounts made available to carry out this
15 subsection may be used to increase Federal grants
16 for component facilities of a demonstration health
17 project to a maximum of 90 percent of the cost of
18 the facilities.

19 “(e) OPERATION GRANTS.—

20 “(1) IN GENERAL.—A grant under this section
21 for the operation of a demonstration health project
22 may be used for—

23 “(A) the costs of operation of the facility;
24 and

1 “(B) initial operating costs, including the
2 costs of attracting, training, and retaining
3 qualified personnel.

4 “(2) STANDARDS FOR MAKING GRANTS.—A
5 grant for the operation of a demonstration health
6 project shall not be made unless the facility funded
7 by the grant is—

8 “(A) publicly owned;

9 “(B) owned by a public or private non-
10 profit organization;

11 “(C) a private hospital described in section
12 501(c)(3) of the Internal Revenue Code of 1986
13 and exempt from taxation under section 501(a)
14 of that Code; or

15 “(D) a private hospital that provides a cer-
16 tain amount of uncompensated care, as deter-
17 mined by the Commission, and applies for the
18 grant in partnership with a State, local govern-
19 ment, or Indian Tribe.

20 “(3) MAXIMUM COMMISSION CONTRIBUTION.—
21 The maximum Commission contribution for a dem-
22 onstration health project that receives a grant under
23 paragraph (1) shall be made in accordance with sec-
24 tion 15501(d).

1 “(4) SOURCES OF ASSISTANCE.—A grant under
2 paragraph (1) may be provided entirely from
3 amounts made available to carry out this section or
4 in combination with amounts provided under other
5 Federal grant programs for the operation of health-
6 related facilities or the provision of health and child
7 development services, including parts A and B of
8 title IV and title XX of the Social Security Act (42
9 U.S.C. 601 et seq., 621 et seq., 1397 et seq.).

10 “(5) FEDERAL SHARE.—Notwithstanding any
11 provision of law limiting the Federal share in the
12 other Federal programs described in paragraph (4),
13 amounts made available to carry out this subsection
14 may be used to increase the Federal share of a grant
15 under those programs up to the maximum contribu-
16 tion described in paragraph (3).

17 “(f) PRIORITY HEALTH PROGRAMS.—If a Commis-
18 sion elects to make grants under this section, the Commis-
19 sion shall establish specific regional health priorities for
20 such grants that address—

21 “(1) addiction treatment and access to re-
22 sources helping individuals in recovery;

23 “(2) workforce shortages in the healthcare in-
24 dustry; or

1 “(ii) not more than 150 miles from
2 the border between the United States and
3 Mexico; and

4 “(iii) outside a standard metropolitan
5 statistical area that has a population ex-
6 ceeding 1,000,000;

7 “(B) that—

8 “(i) lacks a potable water supply;

9 “(ii) lacks an adequate sewage sys-
10 tem; or

11 “(iii) lacks decent, safe, and sanitary
12 housing; and

13 “(C) that has been treated or designated
14 as a colonia by a Federal or State program.

15 “(b) WAIVER.—Notwithstanding any other provision
16 of law, in the case of assistance provided to a colonia or
17 an Indian tribe under this subtitle by the Southwest Bor-
18 der Regional Commission, the Federal share of the cost
19 of the project carried out with that assistance may be up
20 to 100 percent, as determined by the selection official, the
21 State Cochairperson (or an alternate), and the Federal
22 Cochairperson (or an alternate).”.

23 (b) CLERICAL AMENDMENT.—The analysis for chap-
24 ter 155 of subtitle V of title 40, United States Code (as

1 amended by section 5205(b)), is amended by inserting
2 after the item relating to section 15507 the following:

“15508. Waiver of matching requirement for Indian tribes and colonias in
Southwest Border Regional Commission programs.”.

3 **SEC. 5211. ESTABLISHMENT OF MID-ATLANTIC REGIONAL**
4 **COMMISSION.**

5 (a) ESTABLISHMENT.—Section 15301(a) of title 40,
6 United States Code, is amended by adding at the end the
7 following:

8 “(5) The Mid-Atlantic Regional Commission.”.

9 (b) DESIGNATION OF REGION.—

10 (1) IN GENERAL.—Subchapter II of chapter
11 157 of title 40, United States Code, is amended by
12 adding at the end the following:

13 **“§ 15735. Mid-Atlantic Regional Commission.**

14 “The region of the Mid-Atlantic Regional Commis-
15 sion shall include the following counties:

16 “(1) DELAWARE.—Each county in the State of
17 Delaware.

18 “(2) MARYLAND.—Each county in the State of
19 Maryland that is not already served by the Appa-
20 lachian Regional Commission.

21 “(3) PENNSYLVANIA.—Each county in the
22 Commonwealth of Pennsylvania that is not already
23 served by the Appalachian Regional Commission.”.

1 (2) CLERICAL AMENDMENT.—The analysis for
2 subchapter II of chapter 157 of title 40, United
3 States Code, is amended by adding at the end the
4 following:

“15735. Mid-Atlantic Regional Commission.”.

5 (c) APPLICATION.—Section 15702(c) of title 40,
6 United States Code, is amended—

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

9 (2) by inserting after paragraph (2) the fol-
10 lowing:

11 “(3) APPLICATION.—Paragraph (2) shall not
12 apply to a county described in paragraph (2) or (3)
13 of section 15735.”.

14 **SEC. 5212. ESTABLISHMENT OF SOUTHERN NEW ENGLAND**
15 **REGIONAL COMMISSION.**

16 (a) ESTABLISHMENT.—Section 15301(a) of title 40,
17 United States Code (as amended by section 5211(a)), is
18 amended by adding at the end the following:

19 “(6) The Southern New England Regional
20 Commission.”.

21 (b) DESIGNATION OF REGION.—

22 (1) IN GENERAL.—Subchapter II of chapter
23 157 of title 40, United States Code (as amended by
24 section 5211(b)(1)), is amended by adding at the
25 end the following:

1 **“§ 15736. Southern New England Regional Commis-**
2 **sion**

3 “The region of the Southern New England Regional
4 Commission shall include the following counties:

5 “(1) RHODE ISLAND.—Each county in the
6 State of Rhode Island.

7 “(2) CONNECTICUT.—The counties of Hartford,
8 Middlesex, New Haven, New London, Tolland, and
9 Windham in the State of Connecticut.

10 “(3) MASSACHUSETTS.—Each county in the
11 Commonwealth of Massachusetts.”.

12 (2) CLERICAL AMENDMENT.—The analysis for
13 subchapter II of chapter 157 of title 40, United
14 States Code (as amended by section 5211(b)(2)), is
15 amended by adding at the end the following:

“15736. Southern New England Regional Commission.”.

16 (c) APPLICATION.—Section 15702(c)(3) of title 40,
17 United States Code (as amended by section 5211(c)), is
18 amended—

19 (1) by striking the period at the end and insert-
20 ing “; or”;

21 (2) by striking “to a county” and inserting the
22 following: “to—

23 “(A) a county”; and

24 (3) by adding at the end the following:

1 “(B) the Southern New England Regional
2 Commission.”.

3 **SEC. 5213. DENALI COMMISSION REAUTHORIZATION.**

4 (a) REAUTHORIZATION.—Section 312(a) of the
5 Denali Commission Act of 1998 (42 U.S.C. 3121 note;
6 Public Law 105–277) is amended by striking
7 “\$15,000,000 for each of fiscal years 2017 through 2021”
8 and inserting “\$35,000,000 for each of fiscal years 2025
9 through 2029”.

10 (b) POWERS OF THE COMMISSION.—Section 305 of
11 the Denali Commission Act of 1998 (42 U.S.C. 3121 note;
12 Public Law 105–277) is amended—

13 (1) in subsection (d), in the first sentence, by
14 inserting “enter into leases (including the lease of
15 office space for any term),” after “award grants,”;
16 and

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

18 “(e) USE OF FUNDS TOWARD NON-FEDERAL SHARE
19 OF CERTAIN PROJECTS.—Notwithstanding any other pro-
20 vision of law regarding payment of a non-Federal share
21 in connection with a grant-in-aid program, the Commis-
22 sion may use amounts made available to the Commission
23 for the payment of such a non-Federal share for programs
24 undertaken to carry out the purposes of the Commis-
25 sion.”.

1 (c) SPECIAL FUNCTIONS OF THE COMMISSION.—Sec-
2 tion 307 of the Denali Commission Act of 1998 (42 U.S.C.
3 4321 note; Public Law 105–277) is amended—

4 (1) by striking subsection (a);

5 (2) by redesignating subsections (b) through (e)
6 as subsections (a) through (d), respectively; and

7 (3) in subsection (c) (as so redesignated), by in-
8 serting “, including interagency transfers,” after
9 “payments”.

10 (d) CONFORMING AMENDMENT.—Section 309(c)(1)
11 of the Denali Commission Act of 1998 (42 U.S.C. 4321
12 note; Public Law 105–277) is amended by inserting “of
13 Transportation” after “Secretary”.

14 **SEC. 5214. DENALI HOUSING FUND.**

15 (a) DEFINITIONS.—In this section:

16 (1) ELIGIBLE ENTITY.—The term “eligible enti-
17 ty” means—

18 (A) a nonprofit organization;

19 (B) a limited dividend organization;

20 (C) a cooperative organization;

21 (D) an Indian Tribe (as defined in section
22 4 of the Indian Self-Determination and Edu-
23 cation Assistance Act (25 U.S.C. 5304)); and

1 (E) a public entity, such as a municipality,
2 county, district, authority, or other political
3 subdivision of a State.

4 (2) FEDERAL COCHAIR.—The term “Federal
5 Cochair” means the Federal Cochairperson of the
6 Denali Commission.

7 (3) FUND.—The term “Fund” means the
8 Denali Housing Fund established under subsection
9 (b)(1).

10 (4) LOW-INCOME.—The term “low-income”,
11 with respect to a household means that the house-
12 hold income is less than 150 percent of the Federal
13 poverty level for the State of Alaska.

14 (5) MODERATE-INCOME.—The term “moderate-
15 income”, with respect to a household, means that
16 the household income is less than 250 percent of the
17 Federal poverty level for the State of Alaska.

18 (6) SECRETARY.—The term “Secretary” means
19 the Secretary of Agriculture.

20 (b) DENALI HOUSING FUND.—

21 (1) ESTABLISHMENT.—There shall be estab-
22 lished in the Treasury of the United States the
23 Denali Housing Fund, to be administered by the
24 Federal Cochair.

25 (2) SOURCE AND USE OF AMOUNTS IN FUND.—

1 (A) IN GENERAL.—Amounts allocated to
2 the Federal Cochair for the purpose of carrying
3 out this section shall be deposited in the Fund.

4 (B) USES.—The Federal Cochair shall use
5 the Fund as a revolving fund to carry out the
6 purposes of this section.

7 (C) INVESTMENT.—The Federal Cochair
8 may invest amounts in the Fund that are not
9 necessary for operational expenses in bonds or
10 other obligations, the principal and interest of
11 which are guaranteed by the Federal Govern-
12 ment.

13 (D) GENERAL EXPENSES.—The Federal
14 Cochair may charge the general expenses of
15 carrying out this section to the Fund.

16 (3) AUTHORIZATION OF APPROPRIATIONS.—
17 There is authorized to be appropriated to the Fund
18 \$5,000,000 for each of fiscal years 2025 through
19 2029.

20 (c) PURPOSES.—The purposes of this section are—

21 (1) to encourage and facilitate the construction
22 or rehabilitation of housing to meet the needs of low-
23 income households and moderate-income households;
24 and

25 (2) to provide housing for public employees.

1 (d) LOANS AND GRANTS.—

2 (1) IN GENERAL.—The Federal Cochair may
3 provide grants and loans from the Fund to eligible
4 entities under such terms and conditions the Federal
5 Cochair may prescribe.

6 (2) PURPOSE.—The purpose of a grant or loan
7 under paragraph (1) shall be for planning and ob-
8 taining federally insured mortgage financing or
9 other financial assistance for housing construction or
10 rehabilitation projects for low-income and moderate-
11 income households in rural Alaska villages.

12 (e) PROVIDING AMOUNTS TO STATES FOR GRANTS
13 AND LOANS.—The Federal Cochair may provide amounts
14 to the State of Alaska, or political subdivisions thereof,
15 for making the grants and loans described in subsection
16 (d).

17 (f) LOANS.—

18 (1) LIMITATION ON AVAILABLE AMOUNTS.—A
19 loan under subsection (d) for the cost of planning
20 and obtaining financing (including the cost of pre-
21 liminary surveys and analyses of market needs, pre-
22 liminary site engineering and architectural fees, site
23 options, application and mortgage commitment fees,
24 legal fees, and construction loan fees and discounts)

1 of a project described in that subsection may be for
2 not more than 90 percent of that cost.

3 (2) INTEREST.—A loan under subsection (d)
4 shall be made without interest, except that a loan
5 made to an eligible entity established for profit shall
6 bear interest at the prevailing market rate author-
7 ized for an insured or guaranteed loan for that type
8 of project.

9 (3) PAYMENT.—

10 (A) IN GENERAL.—The Federal Cochair
11 shall require payment of a loan made under this
12 section under terms and conditions the Sec-
13 retary may require by not later than the date
14 of completion of the project.

15 (B) CANCELLATION.—For a loan other
16 than a loan to an eligible entity established for
17 profit, the Secretary may cancel any part of the
18 debt with respect to a loan made under sub-
19 section (d) if the Secretary determines that a
20 permanent loan to finance the project cannot be
21 obtained in an amount adequate for repayment
22 of a loan made under subsection (d).

23 (g) GRANTS.—

24 (1) IN GENERAL.—A grant under this section
25 for expenses incidental to planning and obtaining fi-

1 financing for a project described in this section that
2 the Federal Cochair considers unrecoverable from
3 the proceeds of a permanent loan made to finance
4 the project—

5 (A) may not be made to an eligible entity
6 established for profit; and

7 (B) may not exceed 90 percent of those ex-
8 penses.

9 (2) SITE DEVELOPMENT COSTS AND OFFSITE
10 IMPROVEMENTS.—

11 (A) IN GENERAL.—The Federal Cochair
12 may make grants and commitments for grants
13 under terms and conditions the Federal Cochair
14 may require to eligible entities for reasonable
15 site development costs and necessary offsite im-
16 provements, such as sewer and water line exten-
17 sions, if the grant or commitment—

18 (i) is essential to ensuring that hous-
19 ing is constructed on the site in the future;
20 and

21 (ii) otherwise meets the requirements
22 for assistance under this section.

23 (B) MAXIMUM AMOUNTS.—The amount of
24 a grant under this paragraph may not—

1 (i) with respect to the construction of
2 housing, exceed 40 percent of the cost of
3 the construction; and

4 (ii) with respect to the rehabilitation
5 of housing, exceed 10 percent of the rea-
6 sonable value of the rehabilitation, as de-
7 termined by the Federal Cochair.

8 (h) INFORMATION, ADVICE, AND TECHNICAL ASSIST-
9 ANCE.—The Federal Cochair may provide, or contract
10 with public or private organizations to provide, informa-
11 tion, advice, and technical assistance with respect to the
12 construction, rehabilitation, and operation by nonprofit or-
13 ganizations of housing for low-income or moderate-income
14 households, or for public employees, in rural Alaska vil-
15 lages under this section.

16 **SEC. 5215. DELTA REGIONAL AUTHORITY REAUTHORIZA-**
17 **TION.**

18 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
19 382M(a) of the Consolidated Farm and Rural Develop-
20 ment Act (7 U.S.C. 2009aa–12(a)) is amended by striking
21 “\$30,000,000 for each of fiscal years 2019 through 2023”
22 and inserting “\$40,000,000 for each of fiscal years 2025
23 through 2029”.

1 (b) TERMINATION OF AUTHORITY.—Section 382N of
2 the Consolidated Farm and Rural Development Act (7
3 U.S.C. 2009aa–13) is repealed.

4 (c) FEES.—Section 382B(e) of the Consolidated
5 Farm and Rural Development Act (7 U.S.C. 2009aa–1(e))
6 is amended—

7 (1) in paragraph (9)(C), by striking “and” at
8 the end;

9 (2) in paragraph (10), by striking the period at
10 the end and inserting “; and”; and

11 (3) by adding at the end the following:

12 “(11) collect fees for the Delta Doctors pro-
13 gram of the Authority and retain and expend those
14 fees.”.

15 (d) SUCCESSION.—Section 382B(h)(5)(B) of the
16 Consolidated Farm and Rural Development Act (7 U.S.C.
17 2009aa–1(h)(5)(B)) is amended—

18 (1) in clause (ii), by striking “and” at the end;

19 (2) by redesignating clause (iii) as clause (iv);

20 and

21 (3) by inserting after clause (ii) the following:

22 “(iii) assuming the duties of the Fed-
23 eral cochairperson and the alternate Fed-
24 eral cochairperson for purposes of continu-

1 ation of normal operations in the event
2 that both positions are vacant; and”.

3 (e) INDIAN TRIBES.—Section 382C(a) of the Consoli-
4 dated Farm and Rural Development Act (7 U.S.C.
5 2009aa–2(a)) is amended—

6 (1) in the matter preceding paragraph (1), by
7 inserting “, Indian Tribes,” after “States”; and

8 (2) in paragraph (1), by inserting “, Tribal,”
9 after “State”.

10 **SEC. 5216. NORTHERN GREAT PLAINS REGIONAL AUTHOR-**
11 **ITY REAUTHORIZATION.**

12 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
13 383N(a) of the Consolidated Farm and Rural Develop-
14 ment Act (7 U.S.C. 2009bb–12(a)) is amended by striking
15 “\$30,000,000 for each of fiscal years 2008 through 2018”
16 and inserting “\$40,000,000 for each of fiscal years 2025
17 through 2029”.

18 (b) TERMINATION OF AUTHORITY.—Section 383O of
19 the Consolidated Farm and Rural Development Act (7
20 U.S.C. 2009bb–13) is repealed.

21 **DIVISION G—STATE TRADE**
22 **EXPANSION PROGRAM**

23 **SEC. 6001. SHORT TITLE.**

24 This division may be cited as the “State Trade Ex-
25 pansion Program Modernization Act of 2024”.

1 **SEC. 6002. FINDINGS.**

2 Congress finds the following:

3 (1) The State Trade Expansion Program estab-
4 lished under section 22(1) of the Small Business Act
5 (15 U.S.C. 649(1)) (in this section referred to as
6 “STEP”) was created by Congress in 2010 to grow
7 the number of small business concerns (as defined
8 under section 3 of such Act (15 U.S.C. 632) and in
9 this section referred to as a “small business con-
10 cern”) that export, increase the value of goods ex-
11 ported by the small business sector, and help busi-
12 nesses identify new markets.

13 (2) Helping small firms in the United States
14 begin to export or build upon their existing export
15 capacity generates investment in local economies and
16 spurs employment.

17 (3) Despite 95 percent of global consumers liv-
18 ing outside of the United States, less than 4 percent
19 of small business concerns in the United States ex-
20 port their products or services.

21 (4) Many small business concerns in the United
22 States that could grow by exporting lack the dedi-
23 cated staff, required technical skills, and necessary
24 budgetary resources for international expansion.

25 (5) STEP provides vital assistance to small
26 business concerns, particularly to those that have

1 never had the opportunity to sell their products or
2 services abroad.

3 (6) According to data of the Bureau of the Cen-
4 sus, there were approximately 5,900,000 employer
5 firms in the United States as of 2021, of which
6 more than 1,200,000, or approximately 22 percent,
7 were women-owned. However, according to the data,
8 of the 128,460 exporting small firms, only 21,626,
9 or 17 percent, were women-owned firms, meaning
10 that, of small firms, 5 times as many male-owned
11 firms export as women-owned firms. The data show
12 that the overall disparity in business ownership be-
13 tween men and women is even greater among ex-
14 porting businesses.

15 (7) According to research conducted by the
16 Small Business Administration, smaller firms tend
17 to produce fewer outputs and are less likely to ex-
18 port than larger firms. Data of the Bureau of the
19 Census show that women-owned firms employ 33
20 percent fewer workers on average than male-owned
21 firms and are less likely to enjoy the benefits of
22 international trade.

23 (8) Exporting is a highly effective way for busi-
24 nesses to expand their markets and increase their
25 productivity. As States expand export-enhancing ac-

1 tivities through STEP, additional small firms will
2 benefit from the higher demand for their goods and
3 services and increased profits associated with inter-
4 national trade.

5 (9) During the first 10 years of operation,
6 STEP enabled more than 12,000 small business
7 concerns to explore export opportunities, helping
8 them reach markets in 141 countries.

9 (10) Congress recognizes that STEP can be im-
10 proved to reduce the administrative burden for
11 grantees, streamline reporting and compliance re-
12 quirements, give grantees more flexibility, make
13 grant awards more transparent and consistent, and
14 set more predictable application deadlines.

15 (11) Congress also recognizes that making
16 awards under STEP more consistent and trans-
17 parent will simplify the program and incentivize
18 more States to participate so that small business
19 concerns are supported in all States.

20 **SEC. 6003. STREAMLINING APPLICATION, REPORTING, AND**
21 **COMPLIANCE REQUIREMENTS.**

22 (a) REQUIREMENT FOR FUNDING INFORMATION TO
23 BE KEPT CURRENT.—Section 22(1)(3) of the Small Busi-
24 ness Act (15 U.S.C. 649(1)(3)) is amended by adding at
25 the end the following:

1 “(E) REQUIREMENT FOR FUNDING INFOR-
2 MATION TO BE KEPT CURRENT.—The Associate
3 Administrator shall—

4 “(i) maintain on the website of the
5 Administration a publicly accessible list of
6 links to documents containing the most up-
7 to-date information about program require-
8 ments and application procedures, includ-
9 ing the latest notice of funding oppor-
10 tunity, all active Director’s Memos, and
11 any determination made related to eligible
12 expenditures or the classification of ex-
13 penditures as direct or indirect; and

14 “(ii) update the list described in
15 clause (i) before any new clarification, in-
16 struction, directive, requirement, deter-
17 mination, or classification relating to the
18 program takes effect.”.

19 (b) TIMING OF FUNDING INFORMATION RELEASE.—
20 Section 22(l)(3)(D) of the Small Business Act (15 U.S.C.
21 649(l)(3)(D)) is amended by adding at the end the fol-
22 lowing:

23 “(iii) TIMING.—The Associate Admin-
24 istrator shall—

1 “(I) publish information on how
2 to apply for a grant under this sub-
3 section, including specific calculations
4 and other determinations used to
5 award such a grant, not later than
6 March 31 of each year;

7 “(II) establish a deadline for the
8 submission of applications that is—

9 “(aa) not earlier than 60
10 days after the date on which the
11 information is published under
12 subelause (I); and

13 “(bb) not later than—

14 “(AA) May 31 of each
15 year; or

16 “(BB) in the event that
17 full-year appropriations for
18 the program for a fiscal year
19 have not been enacted as of
20 February 1 of such fiscal
21 year, 120 days after full-
22 year appropriations are en-
23 acted; and

24 “(III) announce grant recipients
25 not later than—

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1 “(aa) September 30 of each
2 year; or

3 “(bb) in the event that full-
4 year appropriations for the pro-
5 gram for a fiscal year have not
6 been enacted as of February 1 of
7 such fiscal year, 210 days after
8 full-year appropriations are en-
9 acted.”.

10 (c) APPLICATION STREAMLINING.—Section
11 22(1)(3)(D) of the Small Business Act (15 U.S.C.
12 649(1)(3)(D)), as amended by subsection (b) of this sec-
13 tion, is amended by adding at the end the following:

14 “(iv) APPLICATION STREAMLINING.—
15 “(I) IN GENERAL.—The Asso-
16 ciate Administrator shall establish a
17 concise application for grants under
18 the program that shall encompass all
19 necessary information, including—

20 “(aa) the proposal of the
21 State, territory, or common-
22 wealth to manage the program;

23 “(bb) an overview of the
24 trade office and staff of the

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1 State, territory, or common-
2 wealth;

3 “(cc) a description of the
4 key mission and objective, key ac-
5 tivities planned, and estimated
6 key performance indicators;

7 “(dd) a detailed budget,
8 which, for a State, shall include a
9 description of the cash, indirect
10 costs, and in-kind contributions
11 the State has committed to pro-
12 vide for the non-Federal share of
13 the cost of the trade expansion
14 program of the State to be car-
15 ried out using a grant under the
16 program; and

17 “(ee) for a State, whether
18 the State is requesting to receive
19 additional funds allocated under
20 paragraph (5)(F), if applicable.

21 “(II) SCOPE.—The application
22 established under subclause (I)
23 shall—

1 “(aa) include all the infor-
2 mation required for the technical
3 proposal;

4 “(bb) eliminate any unneces-
5 sary or duplicative materials, ex-
6 cept to the extent the duplication
7 is due to the use of standard
8 forms or documents that are not
9 specific to the Administration
10 and are used by other Federal
11 grant programs; and

12 “(cc) to the extent feasible,
13 use forms common to other Fed-
14 eral trade and export pro-
15 grams.”.

16 (d) ABILITY TO REVIEW APPLICATIONS AFTER
17 AWARD.—Section 22(l)(3) of the Small Business Act (15
18 U.S.C. 649(l)(3)), as amended by subsection (a) of this
19 section, is amended by adding at the end the following:

20 “(F) APPLICATION INFORMATION.—The
21 Associate Administrator shall clearly commu-
22 nicate to applicants and grant recipients infor-
23 mation about award decisions under this sub-
24 section, including—

1 this subsection may revise the budget plan
2 of the State, territory, or commonwealth
3 submitted under subparagraph (D) after
4 the disbursement of grant funds if—

5 “(I) the revision complies with al-
6 lowable uses of grant funds under this
7 subsection; and

8 “(II) such State, territory, or
9 commonwealth submits notification of
10 the revision to the Associate Adminis-
11 trator.

12 “(ii) EXCEPTION.—If a revision under
13 clause (i) reallocates 10 percent or more of
14 the amounts described in the budget plan
15 of the State, territory, or commonwealth
16 submitted under subparagraph (D), the
17 State, territory, or commonwealth may not
18 implement the revised budget plan without
19 the approval of the Associate Adminis-
20 trator, unless the Associate Administrator
21 fails to approve or deny the revised plan
22 within 20 days after receipt of such revised
23 plan.”.

24 (f) REPORTING BY RECIPIENTS; PROCESSING OF RE-
25 IMBURSEMENTS.—Section 22(1)(7) of the Small Business

1 Act (15 U.S.C. 649(l)(7)) is amended by adding at the
2 end the following:

3 “(C) REPORTING BY RECIPIENTS; PROC-
4 ESSING OF REIMBURSEMENTS.—

5 “(i) IN GENERAL.—The Associate Ad-
6 ministrator shall establish for recipients of
7 grants under the program a streamlined
8 reporting process, template, or spreadsheet
9 format to report information regarding the
10 program and key performance indicators
11 required by an Act of Congress that—

12 “(I) a State, territory, or com-
13 monwealth may use to upload re-
14 quired compliance reports relating to
15 the grants;

16 “(II) minimizes the manual entry
17 of specific data regarding eligible
18 small business concerns, including
19 performance data;

20 “(III) eliminates any duplicative
21 or unnecessary reporting requirements
22 that are not required for the Associate
23 Administrator to—

24 “(aa) report the information
25 specified in subparagraph (B);

1 “(bb) make allocations
2 under paragraph (5)(B); or

3 “(cc) conduct necessary
4 oversight of the program;

5 “(IV) to the extent feasible, ac-
6 commodates the use and uploading of
7 spreadsheets or templates generated
8 from customer relationship manage-
9 ment or spreadsheet software; and

10 “(V) may not require a State,
11 territory, or commonwealth to submit
12 information more frequently than
13 twice per year.

14 “(ii) PROCESSING OF REIMBURSE-
15 MENT REQUESTS.—The Associate Adminis-
16 trator shall—

17 “(I) process information sub-
18 mitted by a State, territory, or com-
19 monwealth for purposes of obtaining
20 reimbursement for eligible activities in
21 a timely manner, without regard to
22 whether the information is submitted
23 semiannually, as described in clause
24 (i)(V), or quarterly, if the State, terri-

1 tory, or commonwealth elects to sub-
2 mit information quarterly;

3 “(II) notify a State, territory, or
4 commonwealth if such information is
5 not processed on or before the date
6 that is 21 days after the date such in-
7 formation is submitted; and

8 “(III) provide an estimated com-
9 pletion timeline with any notification
10 under subclause (II).

11 “(iii) RULE OF CONSTRUCTION.—
12 Nothing in clause (i) shall be construed to
13 prohibit a State, territory, or common-
14 wealth from submitting information for
15 purposes of obtaining reimbursement for
16 eligible activities on a quarterly basis, at
17 the election of the State, territory, or com-
18 monwealth, respectively.”.

19 (g) REQUIREMENTS RELATED TO STATE EMPLOY-
20 EES.—Section 22(1)(3) of the Small Business Act (15
21 U.S.C. 649(1)(3)), as amended by subsection (e) of this
22 section, is amended by adding at the end the following:

23 “(H) LIMITATION ON COLLECTION OF
24 STATE OFFICIAL AND EMPLOYEE INFORMA-
25 TION.—

1 “(i) IN GENERAL.—Subject to clause
2 (ii), the Associate Administrator—

3 “(I) may only require that a
4 State, territory, or commonwealth in-
5 clude with an application for a grant
6 under the program detailed informa-
7 tion, such as a position description
8 and resume, for the State, territory,
9 or commonwealth official or employee
10 that would manage the grant;

11 “(II) may only require that a
12 State, territory, or commonwealth re-
13 ceiving a grant under the program re-
14 port the salary of a State, territory, or
15 commonwealth official or employee to
16 the extent that the State, territory, or
17 commonwealth—

18 “(aa) includes such salary as
19 part of the non-Federal share of
20 the cost of the trade expansion
21 program; or

22 “(bb) uses amounts received
23 under the grant for the cost of
24 such salary, in whole or in part;
25 and

1 “(III) with respect to a State,
2 territory, or commonwealth official or
3 employee who is not directly man-
4 aging a grant under the program,
5 may only require the State, territory,
6 or commonwealth to report the name,
7 position, and contact information of
8 the official or employee.

9 “(ii) EXCEPTIONS.—The Associate
10 Administrator may require a State, terri-
11 tory, or commonwealth to provide informa-
12 tion about a State, territory, or common-
13 wealth official or employee that is relevant
14 to any investigation into suspected mis-
15 management, fraud, or malfeasance or that
16 is necessary to comply with Federal grant
17 requirements.”.

18 (h) LIMITATION ON COMPLIANCE AUDITS.—Section
19 22(l) of the Small Business Act (15 U.S.C. 649(l)) is
20 amended—

21 (1) by redesignating paragraphs (7), (8), and
22 (9) as paragraphs (10), (11), and (12), respectively;

23 (2) by redesignating paragraphs (5) and (6) as
24 paragraphs (6) and (7), respectively; and

1 (3) by inserting after paragraph (7), as so re-
2 designated, the following:

3 “(8) COMPLIANCE AUDITS.—

4 “(A) IN GENERAL.—Except as provided in
5 subparagraph (B), the Associate Administrator
6 may not conduct an audit of a State, territory,
7 or commonwealth to evaluate compliance with
8 this subsection more than once every 3 years.

9 “(B) EXCEPTIONS.—The Associate Admin-
10 istrator may conduct an audit of a State, terri-
11 tory, or commonwealth to evaluate compliance
12 with this subsection more than once every 3
13 years if—

14 “(i) the amount allocated to the State,
15 territory, or commonwealth under a grant
16 under this subsection for a fiscal year is an
17 increase of not less than 15 percent from
18 the allocation for the State, territory, or
19 commonwealth for the prior fiscal year;

20 “(ii) the Associate Administrator be-
21 lieves that amounts received by the State,
22 territory, or commonwealth under a grant
23 under this subsection are being used for
24 ineligible activities or as part of fraudulent
25 activity; or

1 “(iii) the most recent audit report
2 shows evidence of material noncompliance
3 with program requirements, in which case
4 the Associate Administrator may conduct
5 an audit annually until compliance is rees-
6 tablished.”.

7 **SEC. 6004. FUNDING TRANSPARENCY AND PREDICT-**
8 **ABILITY.**

9 (a) CAP ON REDUCTIONS IN GRANTS.—Section 22(l)
10 of the Small Business Act (15 U.S.C. 649(l)) is amended
11 by striking paragraph (4) and inserting the following:

12 “(4) LIMITATIONS.—

13 “(A) DEFINITIONS.—In this paragraph—

14 “(i) the term ‘current fiscal year’
15 means the fiscal year for which the Admin-
16 istrator is determining the amount of a
17 grant to be awarded to a State, territory,
18 or commonwealth under the program; and

19 “(ii) the term ‘prior fiscal year’ means
20 the most recent fiscal year before the cur-
21 rent fiscal year for which a State, terri-
22 tory, or commonwealth received a grant
23 under the program.

24 “(B) GENERAL LIMITATION ON REDUC-
25 TIONS IN GRANTS.—Subject to subparagraphs

1 (C) and (D), the Administrator may not award
2 a grant to a State, territory, or commonwealth
3 under the program for the current fiscal year in
4 an amount that is less than 80 percent of the
5 amount received by the State, territory, or com-
6 monwealth under a grant under the program
7 for the prior fiscal year.

8 “(C) POTENTIAL ADDITIONAL ADJUST-
9 MENTS.—

10 “(i) EXCEPTION FOR REDUCTION IN
11 APPROPRIATIONS.—Subject to subpara-
12 graph (D), if the total amount appro-
13 priated for the program for the current fis-
14 cal year is less than the amount appro-
15 priated for the program for the prior fiscal
16 year, for purposes of applying subpara-
17 graph (B), the Administrator shall sub-
18 stitute for ‘the amount received by the
19 State, territory, or commonwealth under a
20 grant under the program for the prior fis-
21 cal year’ the product obtained by multi-
22 plying—

23 “(I) subject to clause (ii) of this
24 subparagraph, the amount received by
25 the State, territory, or commonwealth

1 under a grant under the program for
2 the prior fiscal year; by

3 “(II) the ratio of the appropria-
4 tion for the current fiscal year to the
5 appropriation for the prior fiscal year.

6 “(ii) EXCEPTION FOR GRANTEES
7 THAT USE LESS THAN 80 PERCENT OF THE
8 AMOUNT OF A GRANT.—Subject to sub-
9 paragraph (D), if a State, territory, or
10 commonwealth expends less than 80 per-
11 cent of the amount of a grant under the
12 program for the prior fiscal year before the
13 end of the period of the grant for the prior
14 fiscal year established under paragraph
15 (3)(C)(iii)(I), for purposes of applying sub-
16 paragraph (B) of this paragraph, if appro-
17 priations are not reduced, or applying
18 clause (i) of this subparagraph, if appro-
19 priations are reduced, the Administrator
20 shall substitute for ‘the amount received by
21 the State, territory, or commonwealth
22 under a grant under the program for the
23 prior fiscal year’ the difference obtained by
24 subtracting—

1 “(I) the amount equal to 50 per-
2 cent of the amount remaining avail-
3 able under the grant under the pro-
4 gram to the State, territory, or com-
5 monwealth for the prior fiscal year, as
6 of the last day of such period; from

7 “(II) the amount of the grant
8 under the program to the State, terri-
9 tory, or commonwealth for the prior
10 fiscal year.

11 “(iii) EXCEPTION FOR INCREASE IN
12 GRANTEES RESULTING IN INSUFFICIENT
13 FUNDING.—If the number of States, terri-
14 tories, or commonwealths participating in
15 the program has increased from the prior
16 fiscal year to such an extent that funding
17 is not sufficient to provide each grantee
18 the minimum amount required under this
19 paragraph (including any reductions under
20 clause (i) or (ii) of this subparagraph, if
21 applicable) the Administrator may make
22 pro rata reductions to the minimum grant
23 amount otherwise required under this
24 paragraph on a one-time basis to ensure

1 that all qualified applicants may receive
2 grants.

3 “(D) VIOLATIONS.—The amount of a
4 grant to a State, territory, or commonwealth
5 may be less than the minimum amount deter-
6 mined under subparagraph (B) (including any
7 substitution of amounts under clauses (i) and
8 (ii) of subparagraph (C), as applicable), if the
9 State, territory, or commonwealth has been
10 found to have committed a significant violation
11 of the rules or policies of the program.”.

12 (b) PERMITTING CARRYOVER OF UNUSED GRANT
13 FUNDS.—Section 22(l)(3)(C) of the Small Business Act
14 (15 U.S.C. 649(l)(3)(C)) is amended—

15 (1) in clause (ii), by striking “40 percent” and
16 inserting “30 percent”; and

17 (2) in clause (iii)—

18 (A) by striking “The Associate Adminis-
19 trator” and inserting the following:

20 “(I) IN GENERAL.—The Asso-
21 ciate Administrator”; and

22 (B) by adding at the end the following:

23 “(II) GRANTEES THAT USE LESS
24 THAN THE FULL AMOUNT OF A
25 GRANT.—

1 “(aa) IN GENERAL.—Sub-
2 ject to item (bb), for a State, ter-
3 ritory, or commonwealth that
4 does not expend the entire
5 amount of a grant under the pro-
6 gram before the end of the period
7 of the grant established under
8 subclause (I), the State, terri-
9 tory, or commonwealth may ex-
10 pend amounts remaining avail-
11 able under the grant as of the
12 last day of such period during
13 the first fiscal year after such pe-
14 riod, in an amount not to exceed
15 20 percent of the amount origi-
16 nally made available under such
17 grant.

18 “(bb) FORFEITED
19 GRANTS.—Item (aa) shall not
20 apply to a grant under the pro-
21 gram to a State, territory, or
22 commonwealth that was forfeited
23 due to a significant program vio-
24 lation by the State, territory, or
25 commonwealth.

1 “(cc) RETURN OF GRANT
2 FUNDS.—A State, territory, or
3 commonwealth shall return to the
4 Treasury—

5 “(AA) any amounts re-
6 maining available under a
7 grant under the program at
8 the end of the period of the
9 grant established under sub-
10 clause (I) that are not avail-
11 able for expenditure under
12 item (aa) of this subclause;
13 and

14 “(BB) any amounts
15 that are available for ex-
16 penditure under item (aa)
17 and are not expended on or
18 before the date that is 1
19 year after the last day of the
20 original period of the grant
21 established under subclause
22 (I).”.

23 (c) FUNDING FORMULA.—Section 22(1) of the Small
24 Business Act (15 U.S.C. 649(l)) is amended by inserting

1 after paragraph (4), as amended by subsection (a) of this
2 section, the following:

3 “(5) FUNDING FORMULA.—

4 “(A) MINIMUM ALLOCATION.—Subject to
5 paragraph (4), and except as provided otherwise
6 in this paragraph, the minimum amount of a
7 grant under the program for a fiscal year—

8 “(i) for a territory or commonwealth,
9 shall be the amount equal to 0.5 percent of
10 the total amount appropriated for the pro-
11 gram for the fiscal year; and

12 “(ii) for a State, shall be the amount
13 equal to 0.75 percent of the total amount
14 appropriated for the program for the fiscal
15 year.

16 “(B) ADDITIONAL FUNDS.—

17 “(i) IN GENERAL.—Subject to clause
18 (ii), amounts remaining for grants under
19 the program for a fiscal year after the
20 minimum allocation under subparagraph
21 (A) shall be allocated among States receiv-
22 ing a grant under the program in accord-
23 ance with the following metrics:

24 “(I) 20 percent of amounts re-
25 maining shall be proportionally allo-

1 cated based on the ratio, for the most
2 recently completed grant cycle for
3 which complete reporting data is
4 available, of the dollar value of export
5 sales reported by a State that were
6 initiated as a result of program activi-
7 ties undertaken by eligible small busi-
8 ness concerns that are located in the
9 State to the amount of the grant re-
10 ceived by the State.

11 “(II) 20 percent of amounts re-
12 maining shall be proportionally allo-
13 cated based on the ratio, for the most
14 recently completed grant cycle for
15 which complete reporting data is
16 available, of the total number of ac-
17 tivities described in paragraph (2) un-
18 dertaken by eligible small business
19 concerns participating in the program
20 that are located in the State to the
21 amount of the grant received by the
22 State.

23 “(III) 15 percent of amounts re-
24 maining shall be proportionally allo-
25 cated based on the ratio, for the most

1 recently completed grant cycle for
2 which complete reporting data is
3 available, of the number of eligible
4 small business concerns participating
5 in the program for the first time that
6 are located in the State to the amount
7 of the grant received by the State.

8 “(IV) 15 percent of amounts re-
9 maining shall be proportionally allo-
10 cated based on the ratio, for the most
11 recently completed grant cycle for
12 which complete reporting data is
13 available, of the number of eligible
14 small business concerns participating
15 in the program that are located in the
16 State and that engaged in trade out-
17 side the United States for the first
18 time to the amount of the grant re-
19 ceived by the State.

20 “(V) 15 percent of amounts re-
21 maining shall be proportionally allo-
22 cated based on the ratio, for the most
23 recently completed grant cycle for
24 which complete reporting data is
25 available, of the total number of new

1 markets reached by eligible small
2 business concerns participating in the
3 program that are located in the State
4 to the amount of the grant received by
5 the State.

6 “(VI) 15 percent of amounts re-
7 maining shall be proportionally allo-
8 cated based on the ratio, for the most
9 recently completed grant cycle, of the
10 total number of eligible small business
11 concerns participating in the program
12 that are located in the State to the
13 number of eligible small business con-
14 cerns participating in the program
15 that are located in the State and that
16 meet 1 or more of the following cri-
17 teria:

18 “(aa) Located in a low-in-
19 come or moderate-income area.

20 “(bb) Located in a rural
21 area.

22 “(cc) Located in an
23 HUBZone, as that term is de-
24 fined in section 31(b).

1 “(dd) Located in a commu-
2 nity that has been designated as
3 an empowerment zone or enter-
4 prise community under section
5 1391 of the Internal Revenue
6 Code of 1986.

7 “(ee) Located in a commu-
8 nity that has been designated as
9 a promise zone by the Secretary
10 of Housing and Urban Develop-
11 ment.

12 “(ff) Located in a commu-
13 nity that has been designated as
14 a qualified opportunity zone
15 under section 1400Z-1 of the In-
16 ternal Revenue Code of 1986.

17 “(gg) Being owned by
18 women.

19 “(ii) LIMITATION.—In allocating
20 funds under each of subclauses (I) through
21 (VI) of clause (i), the amount of funds al-
22 located under such subclause to the State
23 with the highest ratio for a metric may not
24 be more than 10 times the amount of
25 funds allocated under such subclause to

1 the State with the lowest ratio that is
2 greater than zero for that metric.

3 “(C) LIMIT ON REDUCTION BELOW GRANT
4 BEFORE ENACTMENT.—In addition to the limi-
5 tations under paragraph (4), and except to the
6 extent a State elects to return funds under sub-
7 paragraph (E), the amount of a grant to the
8 State under the program for any fiscal year
9 may not be less than the amount of the grant
10 to the State under the program for the most re-
11 cent full fiscal year before the date of enact-
12 ment of the State Trade Expansion Program
13 Modernization Act of 2024 for which the State
14 received such a grant.

15 “(D) MATCHING REQUIREMENT FOR FOR-
16 MULA FUNDS.—The Associate Administrator
17 shall provide to each State receiving a grant
18 under the program an award in the amount cal-
19 culated in accordance with the funding formula
20 under subparagraphs (A), (B), and (C) if the
21 State has committed to provide the necessary
22 cash, indirect costs, and in-kind contributions
23 for the non-Federal share of the cost of the
24 trade expansion program of the State, as re-
25 quired under paragraph (6).

1 “(E) RETURN OF GRANTS.—Not later than
2 15 days after the date on which the Associate
3 Administrator notifies a State of the amount to
4 be awarded to the State under a grant under
5 the program for a fiscal year, the State may de-
6 cline or return to the Associate Administrator,
7 in whole or in part, such amounts.

8 “(F) DISTRIBUTION OF RETURNED AND
9 REMAINING AMOUNTS.—

10 “(i) REMAINING AMOUNTS.—In this
11 subparagraph, the term ‘remaining
12 amounts’ means—

13 “(I) amounts declined or re-
14 turned under subparagraph (E) for a
15 fiscal year; or

16 “(II) amounts remaining for
17 grants under the program for a fiscal
18 year after allocating funds in accord-
19 ance with subparagraphs (A), (B),
20 and (C) due to reductions in the
21 amount of grants because of the
22 amount committed by States for the
23 non-Federal share of the cost of the
24 trade expansion program of the
25 States.

1 “(ii) DISTRIBUTION.—The Associate
2 Administrator shall distribute any remain-
3 ing amounts for a fiscal year among the
4 States receiving a grant under the program
5 that requested to receive such remaining
6 amounts, in an amount that is proportional
7 to the allocations under subparagraphs
8 (A), (B), and (C).

9 “(G) LIMITATION ON BASIS FOR REDUCING
10 AMOUNTS.—The Associate Administrator may
11 not reduce the amount determined to be allo-
12 cated or distributed to a State under any sub-
13 paragraph of this paragraph based on the pro-
14 posed use of such amount by the State, except
15 to the extent that such use is not an eligible use
16 of funds for a grant under the program.

17 “(H) ROUNDING.—The total amount of a
18 grant to a State, territory, or commonwealth
19 under the program, as determined under this
20 paragraph, shall be rounded to the nearest in-
21 crement of \$1,000.

22 “(I) APPLICATION.—

23 “(i) IN GENERAL.—The Associate Ad-
24 ministrator shall award grants under this
25 subsection based on the formula described

1 in this paragraph, and without regard to
2 paragraph (3)(B)—

3 “(I) for the second consecutive
4 fiscal year for which the amount made
5 available for the program is not less
6 than \$30,000,000; and

7 “(II) for each fiscal year after
8 the fiscal year described in subclause
9 (I) for which the amount made avail-
10 able for the program is not less than
11 \$30,000,000.

12 “(ii) AWARD WHEN NOT BASED ON
13 FORMULA.—For any fiscal year for which
14 grants are not awarded based on the for-
15 mula described in this paragraph, the As-
16 sociate Administrator shall award grants
17 under this subsection on a competitive
18 basis, taking into account the consider-
19 ations described in paragraph (3)(B).

20 “(J) TRANSITION PLAN.—

21 “(i) INITIAL PLAN.—

22 “(I) IN GENERAL.—If the
23 amount made available for the pro-
24 gram for a fiscal year is not less than
25 \$30,000,000, the Associate Adminis-

1 trator shall develop a transition plan
2 describing how the Administration in-
3 tends to begin awarding grants based
4 on the formula described in this para-
5 graph, to ensure the Administration is
6 prepared to award grants based on
7 the formula described in this para-
8 graph if the amount made available
9 for the program for the next fiscal
10 year is not less than \$30,000,000.

11 “(II) ONE-TIME REQUIRE-
12 MENT.—Subclause (I) shall not apply
13 on and after the first day of the first
14 fiscal year for which the Associate Ad-
15 ministrator awards grants based on
16 the formula described in this para-
17 graph.

18 “(III) REQUIREMENT TO USE
19 FORMULA.—The Associate Adminis-
20 trator shall award grants based on the
21 formula described in this paragraph in
22 accordance with the requirements
23 under subparagraph (I), without re-
24 gard to whether the Associate Admin-
25 istrator develops the transition plan

1 required under subclause (I) of this
2 clause.

3 “(ii) UPDATES.—If, for any fiscal
4 year after the first fiscal year for which
5 the Associate Administrator awards grants
6 based on the formula described in this
7 paragraph, the amount made available for
8 the program for the fiscal year is less than
9 \$30,000,000, the Associate Administrator
10 shall update the plan to award grants
11 based on the formula described in this
12 paragraph, to ensure the Administration is
13 prepared to award grants based on the for-
14 mula described in this paragraph if the
15 amount made available for the program for
16 the next fiscal year is not less than
17 \$30,000,000.

18 “(K) REPORTING.—Not later than 180
19 days after the end of each fiscal year for which
20 the amount of grants under this subsection is
21 determined under the formula described in this
22 paragraph, the Associate Administrator shall
23 submit to the Committee on Small Business
24 and Entrepreneurship of the Senate and the
25 Committee on Small Business of the House of

1 Representatives a report that provides the in-
2 formation used by the Associate Administrator
3 to determine the amounts of grants under the
4 formula, which shall include for the applicable
5 fiscal year—

6 “(i) the number of States that applied
7 for a grant under the program;

8 “(ii) the number of States that re-
9 ceived a grant under the program;

10 “(iii) the raw data for each factor
11 used to calculate award amounts in accord-
12 ance with subparagraph (B), broken out by
13 State;

14 “(iv) the utilization rates of each
15 grantee, broken out by grantee;

16 “(v) the amount carried over by a
17 grantee under paragraph
18 (3)(C)(iii)(II)(aa), broken out by grantee;

19 “(vi) the amount returned to Treas-
20 ury due to a failure to use the amounts
21 under paragraph (3)(C)(iii)(II)(cc), broken
22 out by grantee; and

23 “(vii) the amount returned to the As-
24 sociate Administrator during the period de-
25 scribed in subparagraph (E).”.

1 **SEC. 6005. EXPANSION OF DEFINITION OF ELIGIBLE SMALL**
2 **BUSINESS CONCERN; CHANGE TO SET ASIDE;**
3 **CONFORMING CHANGES.**

4 (a) EXPANSION OF DEFINITION OF ELIGIBLE SMALL
5 BUSINESS CONCERN.—

6 (1) IN GENERAL.—Section 22(l)(1)(A) of the
7 Small Business Act (15 U.S.C. 649(l)(1)(A)) is
8 amended—

9 (A) in clause (iii)(II), by adding “and” at
10 the end;

11 (B) by striking clause (iv); and

12 (C) by redesignating clause (v) as clause
13 (iv).

14 (2) LIMITATION ON USE OF FUNDS FOR PAR-
15 TICIPATION IN FOREIGN TRADE MISSIONS.—Section
16 22(l)(2)(A) of the Small Business Act (15 U.S.C.
17 649(l)(2)(A)) is amended by inserting “by eligible
18 small business concerns that have been in operation
19 for not less than 1 year” after “trade missions”.

20 (b) CHANGE TO DEFINITIONS AND FEDERAL SHARE
21 REQUIREMENTS.—Section 22(l) of the Small Business Act
22 (15 U.S.C. 649(l)) is amended—

23 (1) in paragraph (1)—

24 (A) by redesignating subparagraphs (A)
25 through (E) as subparagraphs (B) through (F),
26 respectively;

1 (B) by inserting before subparagraph (B),
2 as so redesignated, the following:

3 “(A) the term ‘commonwealth’ means the
4 Commonwealth of Puerto Rico and the Com-
5 monwealth of the Northern Mariana Islands;”;

6 (C) in subparagraph (E), as so redesign-
7 ated, by striking “and” at the end;

8 (D) in subparagraph (F), as so redesign-
9 ated, by striking “States, the District” and all
10 that follows and inserting “States and the Dis-
11 trict of Columbia; and”; and

12 (E) by adding at the end the following:

13 “(G) the term ‘territory’ means the United
14 States Virgin Islands, Guam, and American
15 Samoa.”;

16 (2) in paragraph (2), in the matter preceding
17 subparagraph (A), by inserting “, territories, and
18 commonwealths” after “States”;

19 (3) in paragraph (3)—

20 (A) by inserting “, territory, or common-
21 wealth” after “State” each place it appears, ex-
22 cept in—

23 (i) subclause (II) of subparagraph
24 (C)(iii), as added by section 6004(b) of
25 this division;

1 (ii) clause (iv) of subparagraph (D),
2 as added by section 6003(c) of this divi-
3 sion;

4 (iii) subparagraph (G), as added by
5 section 6003(e) of this division; and

6 (iv) subparagraph (H), as added by
7 section 6003(g) of this division; and

8 (B) by inserting “, territories, or common-
9 wealths” after “States” each place it appears;
10 (4) in paragraph (6), as so redesignated by sec-
11 tion 6003(h) of this division—

12 (A) in subparagraph (A), by striking
13 “and” at the end;

14 (B) in subparagraph (B), by striking the
15 period at the end and inserting “; and”; and

16 (C) by adding at the end the following:

17 “(C) for a territory or commonwealth, 100
18 percent.”; and

19 (5) in paragraph (10), as so redesignated by
20 section 6003(h) of this division—

21 (A) by inserting “, territory, or common-
22 wealth” after “State” each place it appears, ex-
23 cept in subparagraph (C), as added by section
24 6003(f) of this division; and

1 (B) by inserting “, territories, or common-
2 wealths” after “States” each place it appears.

3 **SEC. 6006. SURVEY AND ANNUAL REPORT.**

4 (a) SURVEY.—Section 22(l) of the Small Business
5 Act (15 U.S.C. 649(l)) is amended by inserting after para-
6 graph (8), as added by section 6003(h) of this division,
7 the following:

8 “(9) SURVEY.—The Associate Administrator
9 shall conduct an annual survey of each State, terri-
10 tory, or commonwealth that received a grant under
11 this subsection during the preceding year to solicit
12 feedback on the program and develop best practices
13 for grantees.”.

14 (b) REPORT.—Paragraph (10)(B) of section 22(l) of
15 the Small Business Act (15 U.S.C. 649(l)), as so redesign-
16 nated by section 6003(h) of this division, is amended—

17 (1) in clause (i)—

18 (A) in subclause (III), by inserting “, in-
19 cluding the total number of eligible small busi-
20 ness concerns assisted by the program
21 (disaggregated by small business concerns lo-
22 cated in a low-income or moderate-income com-
23 munity, small business concerns owned and con-
24 trolled by women, and rural small business con-
25 cerns)” before the semicolon at the end;

1 (B) in subclause (IV), by striking “and” at
2 the end;

3 (C) in subclause (V)—

4 (i) by striking “description of best
5 practices” and inserting “detailed descrip-
6 tion of best practices”; and

7 (ii) by striking the period at the end
8 and inserting a semicolon; and

9 (D) by adding at the end the following:

10 “(VI) an analysis of the perform-
11 ance metrics described in clause (iii),
12 including a determination of whether
13 or not any goals relating to such per-
14 formance metrics were met, and an
15 analysis of the survey described in
16 paragraph (9); and

17 “(VII) a description of lessons
18 learned by grant recipients under this
19 subsection that may apply to other as-
20 sistance provided by the Administra-
21 tion.”; and

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

23 “(iii) PERFORMANCE METRICS.—An-
24 nually, the Associate Administrator shall
25 collect data on eligible small business con-

1 cerns assisted by the program for the fol-
2 lowing performance metrics:

3 “(I) Total number of such con-
4 cerns, disaggregated by eligible small
5 business concerns that meet 1 or more
6 of the following criteria:

7 “(aa) Located in a low-in-
8 come or moderate-income area.

9 “(bb) Located in a rural
10 area.

11 “(cc) Located in an
12 HUBZone, as that term is de-
13 fined in section 31(b).

14 “(dd) Located in a commu-
15 nity that has been designated as
16 an empowerment zone or enter-
17 prise community under section
18 1391 of the Internal Revenue
19 Code of 1986.

20 “(ee) Located in a commu-
21 nity that has been designated as
22 a promise zone by the Secretary
23 of Housing and Urban Develop-
24 ment.

1 “(ff) Located in a commu-
2 nity that has been designated as
3 a qualified opportunity zone
4 under section 1400Z-1 of the In-
5 ternal Revenue Code of 1986.

6 “(gg) Being owned by
7 women.

8 “(II) Total dollar amount of ex-
9 port sales by eligible small business
10 concerns assisted by the program.

11 “(III) Number of such concerns
12 that have not previously participated
13 in an activity described in paragraph
14 (2).

15 “(IV) Number of such concerns
16 that, because of participation in the
17 program, have become a first-time ex-
18 porter.

19 “(V) Number of such concerns
20 that, because of participation in the
21 program, have accessed a new market.

22 “(VI) Number of such concerns
23 that have begun exporting to each
24 new market.”.

1 **SEC. 6007. AUTHORIZATION OF APPROPRIATIONS.**

2 Paragraph (12) of section 22(l) of the Small Business
3 Act (15 U.S.C. 649(l)), as so redesignated by section
4 6003(h) of this division, is amended by striking “fiscal
5 years 2016 through 2020” and inserting “fiscal years
6 2025 through 2029”.

7 **SEC. 6008. REPORT TO CONGRESS.**

8 Not later than 1 year after the date of enactment
9 of this Act, the Associate Administrator for International
10 Trade of the Small Business Administration shall submit
11 to Congress a report on the State Trade Expansion Pro-
12 gram established under section 22(l) of the Small Busi-
13 ness Act (15 U.S.C. 649(l)), as amended by this division,
14 that includes a description of—

15 (1) the process developed for review of revised
16 budget plans submitted under subparagraph (G) of
17 section 22(l)(3) of the Small Business Act (15
18 U.S.C. 649(l)(3)), as added by section 6003(e) of
19 this division;

20 (2) any changes made to streamline the applica-
21 tion process under the State Trade Expansion Pro-
22 gram to remove duplicative requirements and create
23 a more transparent process;

24 (3) the process developed to share best prac-
25 tices by States, territories, and commonwealths de-
26 scribed in paragraph (10)(B)(i)(V) of section 22(l)

1 of the Small Business Act (15 U.S.C. 649(l)), as so
2 redesignated by section 6003(h) of this division, par-
3 ticularly for first-time grant recipients under the
4 State Trade Expansion Program or grant recipients
5 that are facing problems using grant funds; and

6 (4) the process developed to communicate, both
7 verbally and in writing, relevant information about
8 the State Trade Expansion Program to all grant re-
9 cipients in a timely manner.

10 **SEC. 6009. SEVERABILITY.**

11 If any provision of this division, an amendment made
12 by this division, or the application of such provision or
13 amendment to any person or circumstance is held to be
14 unconstitutional, the remainder of this division and the
15 amendments made by this division, and the application of
16 the provision or amendment to any other person or cir-
17 cumstance, shall not be affected.

18 **DIVISION H—DEPARTMENT OF**
19 **STATE AUTHORIZATION ACT**
20 **FOR FISCAL YEAR 2025**

21 **SEC. 9001. SHORT TITLE; TABLE OF CONTENTS.**

22 (a) **SHORT TITLE.**—This division may be cited as the
23 “Department of State Authorization Act for Fiscal Year
24 2025”.

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- 1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this division is as follows:

DIVISION F—DEPARTMENT OF STATE AUTHORIZATION ACT FOR
 FISCAL YEAR 2025

- Sec. 9001. Short title; table of contents.
 Sec. 9002. Definitions.

TITLE I—WORKFORCE MATTERS

- Sec. 9101. Commemorating the 100th anniversary of the Rogers Act; creation of the Department of State.
 Sec. 9102. Workforce modernization efforts.
 Sec. 9103. Training float of the Department of State for Civil and Foreign Service personnel.
 Sec. 9104. Competitive local compensation plan.
 Sec. 9105. Language incentive pay for civil service employees.
 Sec. 9106. Strategy for targeted recruitment of civil servants.
 Sec. 9107. Electronic medical records.
 Sec. 9108. Options for comprehensive evaluations.
 Sec. 9109. Portability of professional licenses.
 Sec. 9110. Expanding opportunities for Department-paid student internship program.
 Sec. 9111. Career intermission program adjustment to enhance retention.
 Sec. 9112. Professional counseling services.
 Sec. 9113. Assignment process modernization.
 Sec. 9114. Report on modifying consular tour and first tours requirements.
 Sec. 9115. Comprehensive policy on vetting and transparency.
 Sec. 9116. Efficiency in employee survey creation and consolidation.
 Sec. 9117. Per diem allowance for newly hired members of the Foreign Service.
 Sec. 9118. Termination of residential or motor vehicle leases and telephone service contracts for members of the Foreign Service.
 Sec. 9119. Needs-based childcare subsidies enrollment period.
 Sec. 9120. Comptroller General report on Department traveler experience.
 Sec. 9121. Quarterly report on global footprint.
 Sec. 9122. Report on former Federal employees advising foreign governments.
 Sec. 9123. Job share and part-time employment opportunities.
 Sec. 9124. Expansion of special rules for certain monthly workers' compensation payments and other payments for personnel under chief of mission authority.
 Sec. 9125. Authority to provide or reimburse for certain security services.

TITLE II—ORGANIZATION AND OPERATIONS

- Sec. 9201. State-of-the-art building facilities.
 Sec. 9202. Presence of chiefs of mission at diplomatic posts.
 Sec. 9203. Periodic Inspector General reviews of chiefs of mission.
 Sec. 9204. Special Envoy for Sudan.
 Sec. 9205. Special Envoy for Belarus.
 Sec. 9206. National Museum of American Diplomacy.
 Sec. 9207. Authority to establish Negotiations Support Unit within Department of State.
 Sec. 9208. Restrictions on the use of funds for solar panels.
 Sec. 9209. Responsiveness to Congressional Research Service inquiries.

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- Sec. 9210. Mission in a box.
- Sec. 9211. Report on United States Consulate in Chengdu, People's Republic of China.
- Sec. 9212. Personnel reporting.
- Sec. 9213. Support co-location with allied partner nations.
- Sec. 9214. Streamline qualification of construction contract bidders.

TITLE III—INFORMATION SECURITY AND CYBER DIPLOMACY

- Sec. 9301. Supporting Department of State data analytics.
- Sec. 9302. Realigning the Regional Technology Officer Program.
- Sec. 9303. Measures to protect Department devices from the proliferation and use of foreign commercial spyware.
- Sec. 9304. Report on cloud computing in Bureau of Consular Affairs.
- Sec. 9305. Information technology pilot projects.
- Sec. 9306. Leveraging approved technology for administrative efficiencies.
- Sec. 9307. Office of the Special Envoy for Critical and Emerging Technology.

TITLE IV—PUBLIC DIPLOMACY

- Sec. 9401. Africa broadcasting networks.
- Sec. 9402. United States Agency for Global Media.
- Sec. 9403. Extension of authorizations to support United States participation in international fairs and expos.
- Sec. 9404. Research and scholar exchange partnerships.
- Sec. 9405. Waiver of United States residency requirement for children of Radio Free Europe/Radio Liberty employees.

TITLE V—DIPLOMATIC SECURITY

- Sec. 9501. Secure Embassy Construction and Counterterrorism Act requirements.
- Sec. 9502. Congressional notification for Serious Security Incidents.
- Sec. 9503. Notifications regarding security decisions at diplomatic posts.
- Sec. 9504. Security clearance suspension pay flexibilities.
- Sec. 9505. Modification to notification requirement for security clearance suspensions and revocations.

TITLE VI—UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

- Sec. 9601. Personal service agreement authority for the United States Agency for International Development.
- Sec. 9602. Crisis operations and disaster surge staffing.
- Sec. 9603. Education allowance while on military leave.
- Sec. 9604. Inclusion in the pet transportation exception to the Fly America Act.

TITLE VII—OTHER MATTERS

- Sec. 9701. Authorization of appropriations to promote United States citizen employment at the United Nations and international organizations.
- Sec. 9702. Amendment to Rewards for Justice program.
- Sec. 9703. Passport automation modernization.
- Sec. 9704. Extension of certain payment in connection with the International Space Station.

- Sec. 9705. Support for congressional delegations.
Sec. 9706. Electronic communication with visa applicants.
Sec. 9707. Electronic transmission of visa information.
Sec. 9708. Inclusion of cost associated with producing reports.
Sec. 9709. Extensions.

1 **SEC. 9002. DEFINITIONS.**

2 In this division:

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

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

11 (3) DEPARTMENT.—The term “Department”
12 means the Department of State.

13 (4) SECRETARY.—The term “Secretary” means
14 the Secretary of State.

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

18 **TITLE I—WORKFORCE MATTERS**

19 **SEC. 9101. COMMEMORATING THE 100TH ANNIVERSARY OF**
20 **THE ROGERS ACT; CREATION OF THE DE-**
21 **PARTMENT OF STATE.**

22 Congress recognizes and honors those who have
23 served, or are presently serving, in the diplomatic corps

1 of the United States, in commemorating the 100th Anni-
2 versary of the Act entitled, “An Act for the reorganization
3 and improvement of the Foreign Service of the United
4 States, and for other purposes” (43 stat. 140, chapter
5 182), commonly known as the “Rogers Act of 1924”,
6 which on May 24, 1924, established what has come to be
7 known as the Foreign Service. Today, the Department of
8 State includes more than 13,000 Foreign Service per-
9 sonnel working alongside more than 11,000 civil service
10 personnel and 45,000 locally engaged staff at more than
11 270 embassies and consulates.

12 **SEC. 9102. WORKFORCE MODERNIZATION EFFORTS.**

13 The Secretary should prioritize efforts to further
14 modernize the Department, including—

15 (1) making workforce investments, including in-
16 creasing wages for locally employed staff and pro-
17 viding other non-cash benefits, and hiring up to 100
18 new members of the Foreign Service above projected
19 attrition to reduce overseas vacancies and mid-level
20 staffing gaps;

21 (2) utilizing authorities that allow the Depart-
22 ment to acquire or build and open new embassy
23 compounds quicker and at significantly less cost to
24 get diplomats on the front lines of strategic competi-
25 tion; and

1 (3) modernizing legacy systems and human re-
2 source processes.

3 **SEC. 9103. TRAINING FLOAT OF THE DEPARTMENT OF**
4 **STATE FOR CIVIL AND FOREIGN SERVICE**
5 **PERSONNEL.**

6 (a) IN GENERAL.—Not later than 90 days after the
7 date of the enactment of this Act, the Secretary shall de-
8 velop and submit to the appropriate congressional commit-
9 tees and the Committee on Appropriations of the Senate
10 and the Committee on Appropriations of the House of
11 Representatives a strategy to establish and maintain a
12 “training float” by January 1, 2027, to allow for a min-
13 imum of 8 percent and up to 10 percent of members of
14 the Civil and Foreign Service to participate in long-term
15 training at any given time. The strategy shall include—

16 (1) a proposal to ensure that personnel in the
17 training float remain dedicated to training or profes-
18 sional development activities;

19 (2) recommendations to maintain, and an as-
20 sessment of the feasibility of maintaining, a min-
21 imum of 8 percent of personnel in the float at any
22 given time; and

23 (3) any additional resources and authorities
24 needed to maintain a training float contemplated by
25 this section.

1 (b) MONITORING.—For any established training
2 float, not later than 120 days after enactment of this Act,
3 the Secretary shall ensure that personnel in such training
4 float remain dedicated to training or professional develop-
5 ment activities.

6 **SEC. 9104. COMPETITIVE LOCAL COMPENSATION PLAN.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that—

9 (1) the effectiveness and stability of United
10 States foreign missions are linked to the dedication
11 and expertise of locally employed staff; and

12 (2) ensuring competitive compensation packages
13 benchmarked against the local market is essential
14 not only to retain valuable talent but also to reflect
15 a commitment to employment practices abroad.

16 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
17 authorized to be appropriated \$47,500,000 for fiscal year
18 2025 to support implementation of a global baseline for
19 prevailing wage rate goal for Local Compensation Plan po-
20 sitions at the 75th percentile.

21 **SEC. 9105. LANGUAGE INCENTIVE PAY FOR CIVIL SERVICE**
22 **EMPLOYEES.**

23 The Secretary and Administrator may provide special
24 monetary incentives to acquire or retain proficiency in for-
25 eign languages to civil service employees who serve in do-

1 mestic positions that require critical language skills. The
2 amounts of such incentives should be similar to the lan-
3 guage incentive pay provided to members of the Foreign
4 Service under the Foreign Service pursuant to section
5 704(b)(3) of the Foreign Service Act of 1980 (22 U.S.C.
6 4024(b)(3)).

7 **SEC. 9106. STRATEGY FOR TARGETED RECRUITMENT OF**
8 **CIVIL SERVANTS.**

9 Not later than 180 days after the date of the enact-
10 ment of this Act, the Secretary shall submit to the appro-
11 priate congressional committees and the Committee on
12 Appropriations of the Senate and the Committee on Ap-
13 propriations of the House of Representatives a strategy
14 for targeted and proactive recruitment to fill open civil
15 service positions, focusing on recruiting from schools or
16 organizations, and on platforms targeting those with rel-
17 evant expertise related to such positions.

18 **SEC. 9107. ELECTRONIC MEDICAL RECORDS.**

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

21 (1) Foreign Service personnel at the Depart-
22 ment serve with distinction in austere places and
23 under challenging conditions around the world with
24 limited healthcare availability;

1 (2) the use of paper medical records, which re-
2 quire Foreign Service personnel to carry files con-
3 taining protected health information from post to
4 post, limits the availability of their health informa-
5 tion to Department medical personnel during critical
6 health incidents;

7 (3) electronic medical records are necessary,
8 particularly as the Department opens new embassies
9 in the South Pacific, thousands of miles from the
10 nearest Department medical officer, who may not
11 have access to up-to-date personnel medical files;

12 (4) the lack of electronic medical records is
13 even more important for mental health records, as
14 the Department only has a small number of regional
15 medical officer psychiatrists and relies heavily on
16 telehealth for most Foreign Service personnel; and

17 (5) due to the critical need for electronic med-
18 ical records, it is imperative that the Department
19 address the situation quickly and focus on secure
20 commercially available or other successful systems
21 utilized by public and private sector organizations
22 with a track record of successfully implementing
23 large-scale projects of this type.

24 (b) ELECTRONIC MEDICAL RECORDS REQUIRE-
25 MENT.—Not later than December 31, 2027, the Secretary

1 shall have fully implemented an electronic medical records
2 process or system for all Foreign Service personnel and
3 their Eligible Family Members that eliminates reliance on
4 paper medical records and includes appropriate safeguards
5 to protect personal privacy.

6 (c) REPORT ON IMPLEMENTATION.—

7 (1) IN GENERAL.—Not later than 180 days
8 after the date of the enactment of this Act, and
9 every 180 days thereafter, the Secretary shall sub-
10 mit to the appropriate congressional committees and
11 the Committee on Appropriations of the Senate and
12 the Committee on Appropriations of the House of
13 Representatives a report on the progress made to-
14 wards meeting the requirement under subsection (b).

15 (2) ELEMENTS.—The report required under
16 paragraph (1) shall include the following elements:

17 (A) An updated timeline for implementa-
18 tion.

19 (B) An estimated completion date.

20 (C) The amounts expended to date on the
21 required electronic medical records system.

22 (D) The estimated amount needed to com-
23 plete the system.

24 (3) TERMINATION OF REQUIREMENT.—The re-
25 porting requirement under paragraph (1) shall cease

1 upon notification to the appropriate congressional
2 committees that electronic medical records have been
3 completely implemented for all Foreign Service per-
4 sonnel.

5 **SEC. 9108. OPTIONS FOR COMPREHENSIVE EVALUATIONS.**

6 (a) **IN GENERAL.**—Not later than 180 days after the
7 date of the enactment of this Act, the Secretary shall sub-
8 mit to the appropriate congressional committees a report
9 on options for integrating 360-degree reviews in personnel
10 files for promotion panel consideration.

11 (b) **EVALUATION SYSTEMS.**—The report required by
12 subsection (a) shall include—

13 (1) one or more options to integrate confiden-
14 tial 360-degree reviews, references, or evaluations by
15 superiors, peers, and subordinates, including consid-
16 eration of automated reference requests; and

17 (2) other modifications or systems the Sec-
18 retary considers relevant.

19 (c) **ELEMENTS.**—The report required by subsection
20 (a) shall describe, with respect to each evaluation system
21 included in the report—

22 (1) any legal constraints or considerations;

23 (2) the timeline required for implementation;

24 (3) any starting and recurring costs in compari-
25 son to current processes;

1 (4) the likely or potential implications for pro-
2 motion decisions and trends; and

3 (5) the impact on meeting the personnel needs
4 of the Foreign Service.

5 **SEC. 9109. PORTABILITY OF PROFESSIONAL LICENSES.**

6 (a) IN GENERAL.—Chapter 9 of the Foreign Service
7 Act of 1980 (22 U.S.C. 4081 et seq.) is amended by add-
8 ing after section 908 (22 U.S.C. 4088) the following new
9 section:

10 **“SEC. 909. PORTABILITY OF PROFESSIONAL LICENSES.**

11 “(a) IN GENERAL.—In any case in which a member
12 of the Foreign Service or the spouse of a member of the
13 Foreign Service has a covered United States license and
14 such member of the Foreign Service or spouse relocates
15 his or her residency because of an assignment or detail
16 to a location that is not in the jurisdiction of the licensing
17 authority that issued the covered license, such covered li-
18 cense shall be considered valid at a similar scope of prac-
19 tice and in the discipline applied for in the jurisdiction
20 of such new residency for the duration of such an assign-
21 ment or detail if such member of the Foreign Service or
22 spouse—

23 “(1) provides a copy of the member’s notifica-
24 tion of assignment to the licensing authority in the
25 jurisdiction in which the new residency is located;

1 “(2) remains in good standing with—

2 “(A) the licensing authority that issued the
3 covered license; and

4 “(B) every other licensing authority that
5 has issued to the member of the Foreign Serv-
6 ice or spouse a license valid at a similar scope
7 of practice and in the discipline applied in the
8 jurisdiction of such licensing authority; and

9 “(3) submits to the authority of the licensing
10 authority in the new jurisdiction for the purposes of
11 standards of practice, discipline, and fulfillment of
12 any continuing education requirements.

13 “(b) INTERSTATE LICENSURE COMPACTS.—If a
14 member of the Foreign Service or spouse of a member of
15 the Foreign Service is licensed and able to operate in mul-
16 tiple jurisdictions through an interstate licensure compact,
17 with respect to services provided in the jurisdiction of the
18 interstate licensure compact by a licensee covered by such
19 compact, the member of the Foreign Service or spouse of
20 a member of the Foreign Service shall be subject to the
21 requirements of the compact or the applicable provisions
22 of law of the applicable State and not this section.

23 “(c) COVERED LICENSE DEFINED.—In this section,
24 the term ‘covered license’ means a professional license or
25 certificate—

1 “(1) that is in good standing with the licensing
2 authority that issued such professional license or
3 certificate;

4 “(2) that the member of the Foreign Service or
5 spouse of a member of the Foreign Service has ac-
6 tively used during the two years immediately pre-
7 ceding the relocation described in subsection (a); and

8 “(3) that is not a license to practice law.”.

9 (b) CLERICAL AMENDMENT.—The table of contents
10 in section 2 of the Foreign Service Act of 1980 is amended
11 by inserting after the item relating to section 908 the fol-
12 lowing new item:

“Sec. 909. Portability of professional licenses.”.

13 **SEC. 9110. EXPANDING OPPORTUNITIES FOR DEPARTMENT-**
14 **PAID STUDENT INTERNSHIP PROGRAM.**

15 (a) IN GENERAL.—Section 9201 of the Department
16 of State Authorization Act of 2022 (22 U.S. 2737) is
17 amended—

18 (1) in subsection (b)(2)(A), by inserting “or
19 have graduated from such an institution within the
20 six months preceding application to the Program”
21 after “paragraph (1)”;

22 (2) in subsection (c), by inserting “and gives
23 preference to individuals who have not previously
24 completed internships within the Department of
25 State and the United States Agency for Inter-

1 national Development” after “career in foreign af-
2 fairs”; and

3 (3) by adding at the end the following sub-
4 sections:

5 “(k) WORK HOURS FLEXIBILITY.—Students partici-
6 pating in the Program may work fewer than 40 hours per
7 week and a minimum of 24 hours per week to accommo-
8 date their academic schedules, provided that the total du-
9 ration of the internship remains consistent with program
10 requirements.

11 “(l) MENTORSHIP PROGRAM.—The Secretary and
12 Administrator are authorized to establish a mentoring and
13 coaching program that pairs Foreign Service or Civil Serv-
14 ice employees with interns who choose to participate
15 throughout the duration of their internship.”.

16 **SEC. 9111. CAREER INTERMISSION PROGRAM ADJUSTMENT**
17 **TO ENHANCE RETENTION.**

18 (a) AUTHORITY TO EXTEND FEDERAL EMPLOYEE
19 HEALTH BENEFIT COVERAGE.—The Secretary and Ad-
20 ministrator are authorized to offer employees the option
21 of extending Federal Employee Health Benefit coverage
22 during pre-approved leave without pay for up to 3 years.

23 (b) RESPONSIBILITY FOR PREMIUM PAYMENTS.—If
24 an employee elects to continue coverage pursuant to sub-
25 section (a) for longer than 365 days, the employee shall

1 be responsible for 100 percent of the premium (employee
2 share and government share) during such longer period.

3 **SEC. 9112. PROFESSIONAL COUNSELING SERVICES.**

4 (a) IN GENERAL.—The Secretary shall seek to in-
5 crease the number of professional counselors, including li-
6 censed clinical social workers, providing services for em-
7 ployees under chief of mission authority. These positions
8 may be filled under Limited Non-Career Appointment
9 terms.

10 (b) EMPLOYMENT TARGETS.—Not later than 180
11 days after the date of the enactment of this division, the
12 Secretary shall seek to employ not fewer than 4 additional
13 professional counselors, including licensed clinical social
14 workers, in the Bureau of Medical Services to work out
15 of regional medical centers abroad.

16 **SEC. 9113. ASSIGNMENT PROCESS MODERNIZATION.**

17 (a) IN GENERAL.—Not later than 18 months after
18 the date of the enactment of this Act, the Secretary shall
19 modernize the Foreign Service bidding process, and spe-
20 cifically implement the following elements:

21 (1) A stable-pair matching, preference-ranking
22 system for non-directed Foreign Service employees
23 and hiring bureaus, allowing for a more strategic
24 alignment of workforce and resources.

1 (2) Incorporation of lessons learned from the
2 previous stable-pair matching bidding pilot frame-
3 work referred to as “iMatch”, but applied more ex-
4 pansively to include non-directed assignments up
5 through FS-01 positions, taking advantage of effi-
6 ciency benefits such as tandem assignment
7 functionalities.

8 (3) Mechanisms to ensure transparency, effi-
9 ciency, effectiveness, accountability, and flexibility in
10 the assignment process, while maintaining equal op-
11 portunities for all officers.

12 (4) An independent auditing process to ensure
13 adherence to established rules, effectiveness in meet-
14 ing the Department’s needs, and prevention of bias
15 or manipulation, including through the use of pro-
16 tected categories in making assignment decisions.

17 (b) CONSIDERATION OF CERTAIN PROMOTION
18 ISSUES.—In parallel with assignment process moderniza-
19 tion efforts, the Secretary shall—

20 (1) assess whether any point systems tied to
21 promotion incentives should consider service in hard-
22 to-fill or critical positions; and

23 (2) assess whether the practice of dividing the
24 assignment process into winter and summer cycles is

1 necessary or efficient compared to stable matching
2 processes.

3 (c) REPORTING AND OVERSIGHT.—Not later than 18
4 months after the date of the enactment of this Act, the
5 Secretary shall provide the appropriate congressional com-
6 mittees a report on the implementation of the assignment
7 process under this section, including—

8 (1) data on match rates, including in filling
9 critical or priority positions, officer and hiring office
10 satisfaction, and the impact on tandem placements;

11 (2) recommendations for further modifications
12 to the bidding process;

13 (3) an overview of the strategy used to commu-
14 nicate any changes to the workforce; and

15 (4) results of analysis into additional trans-
16 parency efforts, including those described in sub-
17 section (a)(3).

18 **SEC. 9114. REPORT ON MODIFYING CONSULAR TOUR AND**
19 **FIRST TOURS REQUIREMENTS.**

20 (a) IN GENERAL.—Not later than 180 days after the
21 date of the enactment of this Act, the Secretary shall sub-
22 mit to the appropriate congressional committees a report
23 that evaluates the feasibility of—

24 (1) reducing, removing, and adding flexibility to
25 the directed consular tours requirements for non-

1 consular-coned generalist members of the Foreign
2 Service; and

3 (2) requiring that first tours for members of
4 the Foreign Service be assigned in the National Cap-
5 ital Region.

6 (b) ELEMENTS.—The report required under sub-
7 section (a) shall include a description of resources required
8 to implement the changes described in such subsection, a
9 timeline for implementation, and an assessment of the
10 benefits and consequences of such changes, including any
11 obstacles.

12 **SEC. 9115. COMPREHENSIVE POLICY ON VETTING AND**
13 **TRANSPARENCY.**

14 (a) COMPREHENSIVE POLICY ON VETTING AND
15 TRANSPARENCY.—Not later than one year after the date
16 of the enactment of this Act, the Secretary shall develop
17 a consistent and enhanced vetting process to ensure that
18 individuals with substantiated claims of discrimination or
19 harassment against them, to include when administrative
20 or disciplinary actions are taken, are not considered for
21 assignments to senior positions or promotions to senior
22 grades within the Foreign Service.

23 (b) ELEMENTS OF COMPREHENSIVE VETTING POL-
24 ICY.—Following the conclusion of any investigation into
25 an allegation of discrimination or harassment, the Office

1 of Civil Rights, Office of Global Talent Management, and
2 other offices with responsibilities related to the investiga-
3 tion reporting directly to the Secretary shall jointly or in-
4 dividually submit a written summary of any findings of
5 substantiated allegations, along with a summary of find-
6 ings to the committee responsible for assignments to sen-
7 ior positions prior to such committee rendering a rec-
8 ommendation for assignment.

9 (c) RESPONSE.—The Secretary shall develop a proc-
10 ess for candidates to respond to any allegations that are
11 substantiated and presented to the committee responsible
12 for assignments to senior positions.

13 (d) ANNUAL REPORTS.—Not later than one year
14 after the date of the enactment of this Act, and annually
15 thereafter for 5 years, the Secretary shall submit to the
16 Department workforce and the appropriate congressional
17 committees a report on the number of candidates con-
18 firmed for senior diplomatic posts against whom there
19 were substantiated allegations described in subsection (a).

20 (e) SENIOR POSITIONS DEFINED.—In this section,
21 the term “senior positions” means Chief of Mission,
22 Under Secretary, Assistant Secretary, Deputy Assistant
23 Secretary, Deputy Chief of Mission, and Principal Officer
24 (i.e., Consuls General) positions.

1 **SEC. 9116. EFFICIENCY IN EMPLOYEE SURVEY CREATION**
2 **AND CONSOLIDATION.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that employee surveys are crucial for understanding
5 the needs and concerns of the workforce, and are most
6 effective when they are strategically designed, collected,
7 and the results transparent where possible.

8 (b) CONSOLIDATED RESOURCE REQUIREMENT.—The
9 Department shall provide a consolidated resource of sur-
10 vey methods, best practices, and a repository of survey
11 data to avoid survey fatigue, minimize duplicating surveys,
12 increase confidence in survey data, and facilitate data-in-
13 formed decision-making.

14 (c) TIMING.—The Secretary should determine the
15 overall timing and administration of mandated surveys to
16 ensure maximum participation and robust data sets.

17 **SEC. 9117. PER DIEM ALLOWANCE FOR NEWLY HIRED MEM-**
18 **BERS OF THE FOREIGN SERVICE.**

19 (a) PER DIEM ALLOWANCE.—

20 (1) IN GENERAL.—Except as provided in para-
21 graph (2), any newly hired Foreign Service employee
22 who is in initial orientation training, or any other
23 training expected to last less than 6 months in the
24 Washington, D.C. area before transferring to the
25 employee's first assignment overseas or domestically
26 outside the Washington, D.C. area shall, for the du-

1 ration of such training, receive a per diem allowance
2 at the levels prescribed under subchapter I of chap-
3 ter 57 of title 5, United States Code.

4 (2) LIMITATION ON LODGING EXPENSES.—A
5 newly hired Foreign Service employee may not re-
6 ceive any lodging expenses under the applicable per
7 diem allowance pursuant to paragraph (1) if that
8 employee—

9 (A) has a permanent residence in the
10 Washington, D.C., area (not including govern-
11 ment-supplied housing during such orientation
12 training or other training); and

13 (B) does not vacate such residence during
14 such orientation training or other training.

15 (b) DEFINITIONS.—In this section—

16 (1) the term “per diem allowance” has the
17 meaning given such term in section 5701 of title 5,
18 United States Code; and

19 (2) the term “Washington, D.C., area” means
20 the geographic area within a 50-mile radius of the
21 Washington Monument.

1 **SEC. 9118. TERMINATION OF RESIDENTIAL OR MOTOR VE-**
2 **HICLE LEASES AND TELEPHONE SERVICE**
3 **CONTRACTS FOR MEMBERS OF THE FOREIGN**
4 **SERVICE.**

5 Section 907 of the Foreign Service Act of 1980 (22
6 U.S.C. 4087) is amended by striking “Service who are
7 posted abroad at a Foreign Service post” and inserting
8 “Foreign Service who are posted in the United States or
9 posted abroad”.

10 **SEC. 9119. NEEDS-BASED CHILDCARE SUBSIDIES ENROLL-**
11 **MENT PERIOD.**

12 Not later than 90 days after the date of the enact-
13 ment of this Act, the Department and USAID shall—

14 (1) issue and maintain guidance on how to
15 apply for any program authorized under section 630
16 of the Treasury and General Government Appropria-
17 tions Act, 2002 (Public Law 107–67; 115 Stat.
18 552); and

19 (2) consider using maximum flexibilities to ac-
20 cept applications throughout the year or in accord-
21 ance with Qualifying Life Event changes (as defined
22 by the Federal Employees Health Benefits Program
23 (FEHB)).

1 **SEC. 9120. COMPTROLLER GENERAL REPORT ON DEPART-**
2 **MENT TRAVELER EXPERIENCE.**

3 (a) IN GENERAL.—Not later than 18 months after
4 the date of the enactment of this Act, the Comptroller
5 General of the United States shall conduct a review and
6 submit to the appropriate congressional committees a re-
7 port on the effect of section 40118 of title 49, United
8 States Code (commonly referred to as the “Fly America
9 Act”) on Department travelers.

10 (b) ELEMENTS.—The report required under sub-
11 section (a) shall include an analysis of the extent to which
12 the Fly America Act—

13 (1) disproportionately impacts Department per-
14 sonnel;

15 (2) impacts travelers, including their ability to
16 find suitable flights and the ability to complete their
17 travel in a timely and effective manner;

18 (3) increases or decreases costs to the United
19 States Government;

20 (4) produces overly burdensome restrictions in
21 times of urgent travel such as Emergency Visitation
22 Travel and Ordered/Authorized Departure; and

23 (5) a description of other relevant issues the
24 Comptroller General determines appropriate.

1 **SEC. 9121. QUARTERLY REPORT ON GLOBAL FOOTPRINT.**

2 (a) IN GENERAL.—Not later than 90 days after the
3 date of the enactment of this Act, and every 90 days there-
4 after for 5 years, the Secretary shall submit to the appro-
5 priate congressional committees and the Committee on
6 Appropriations of the Senate and the Committee on Ap-
7 propriations of the House of Representatives a report on
8 the global footprint of the Department.

9 (b) ELEMENTS.—The report required under sub-
10 section (a) shall include, for each diplomatic post—

11 (1) the number and type of Department em-
12 ployees assigned to the post; and

13 (2) the number of allocated positions that re-
14 main unfilled.

15 (c) FORM.—The report required under subsection (a)
16 shall be submitted in classified form.

17 **SEC. 9122. REPORT ON FORMER FEDERAL EMPLOYEES AD-**
18 **VISING FOREIGN GOVERNMENTS.**

19 (a) IN GENERAL.—Not later than 90 days after the
20 date of the enactment of this Act, and annually thereafter
21 for 3 years, the Secretary shall submit to the appropriate
22 congressional committees, the Select Committee on Intel-
23 ligence and the Committee on Homeland Security and
24 Governmental Affairs of the Senate, and the Permanent
25 Select Committee on Intelligence and the Committee on
26 Homeland Security of the House of Representatives a re-

1 port that identifies former United States Government sen-
2 ior officials who have been approved by the Secretary to
3 advise foreign governments.

4 (b) FORM.—The report required under paragraph (1)
5 shall be submitted in unclassified form, but may include
6 a classified annex.

7 **SEC. 9123. JOB SHARE AND PART-TIME EMPLOYMENT OP-**
8 **PORTUNITIES.**

9 (a) IN GENERAL.—The Secretary shall establish and
10 publish a Department policy on job share and part-time
11 employment opportunities. The policy shall include a tem-
12 plate for job sharing arrangements, a database of job
13 share and part-time employment opportunities, and a
14 point of contact in the Bureau of Global Talent Manage-
15 ment.

16 (b) WORKPLACE FLEXIBILITY TRAINING.—The Sec-
17 retary shall incorporate training on workplace flexibility,
18 including the availability of job share and part-time em-
19 ployment opportunities, into employee onboarding and
20 every level of supervisory training.

21 (c) ANNUAL REPORT.—Not later than 1 year after
22 the date of the enactment of this Act, and annually there-
23 after for the following 5 years, the Secretary shall submit
24 to the appropriate congressional committees a report on
25 workplace flexibility at the Department, including data on

1 the number of employees utilizing job share or part-time
2 employment arrangements.

3 **SEC. 9124. EXPANSION OF SPECIAL RULES FOR CERTAIN**
4 **MONTHLY WORKERS' COMPENSATION PAY-**
5 **MENTS AND OTHER PAYMENTS FOR PER-**
6 **SONNEL UNDER CHIEF OF MISSION AUTHOR-**
7 **ITY.**

8 Section 901 of title IX of division J of the Further
9 Consolidated Appropriations Act, 2020 (22 U.S.C. 2680b)
10 is amended—

11 (1) in subsection (e)—

12 (A) in paragraph (1), in the matter pre-
13 ceding subparagraph (A)—

14 (i) by striking “of a” and inserting
15 “of an”; and

16 (ii) by striking “January 1, 2016”
17 and inserting “September 11, 2001”;

18 (B) in paragraph (2), by striking “January
19 1, 2016” and inserting “September 11, 2001”;
20 and

21 (C) in paragraph (3), in the matter pre-
22 ceding subparagraph (A), by striking “January
23 1, 2016” and inserting “September 11, 2001”;
24 and

25 (2) in subsection (h)(1)—

1 (A) in subparagraph (A), by striking “Jan-
2 uary 1, 2016” and inserting “September 11,
3 2001”; and

4 (B) in subparagraph (B), by striking
5 “January 1, 2016” and inserting “September
6 11, 2001”.

7 **SEC. 9125. AUTHORITY TO PROVIDE OR REIMBURSE FOR**
8 **CERTAIN SECURITY SERVICES.**

9 (a) **IN GENERAL.**—The Secretary and the Adminis-
10 trator are authorized to provide or reimburse for appro-
11 priate security services to mitigate risks to certain employ-
12 ees or members of their households resulting from or re-
13 lated to the employee’s official duties or affiliation with
14 the Department or USAID. These security equipment or
15 services may include security cameras and services to de-
16 prioritize or remove internet search results revealing per-
17 sonally identifiable information.

18 (b) **REQUIRED POLICY.**—Prior to providing or reim-
19 bursing services pursuant to subsection (a), the Depart-
20 ment shall establish a policy that—

21 (1) outlines the requirements for qualifying for
22 provision or reimbursement of services;

23 (2) identifies the office responsible for vetting
24 requests for provision or reimbursement of services;

25 and

1 (3) mandates expeditious consideration of such
2 requests.

3 (c) PROTECTION OF PERSONAL INFORMATION.—The
4 Secretary and the Administrator shall not collect person-
5 ally identifiable information on any United States citizens
6 while undertaking the activities described in subsection (a)
7 unless the collection is authorized by a court as part of
8 a criminal investigation.

9 **TITLE II—ORGANIZATION AND** 10 **OPERATIONS**

11 **SEC. 9201. STATE-OF-THE-ART BUILDING FACILITIES.**

12 The Secretary should use existing waiver authorities
13 to expedite upgrades and critical maintenance for the
14 Harry S. Truman Federal Building, with the goal of hav-
15 ing at least 85 percent of construction and upgrades com-
16 pleted by December 31, 2027.

17 **SEC. 9202. PRESENCE OF CHIEFS OF MISSION AT DIPLO-** 18 **MATIC POSTS.**

19 (a) REQUIREMENT FOR ARRIVAL AT DIPLOMATIC
20 POST WITHIN 60 DAYS.—

21 (1) IN GENERAL.—The Secretary shall require
22 that to be eligible for payment of travel expenses for
23 initial arrival at the assigned post, a chief of mission
24 must arrive at the post not later than 60 days after

1 the date on which the chief of mission was confirmed
2 by the Senate.

3 (2) EXCEPTIONS.—The restriction under para-
4 graph (1) shall not apply to a chief of mission who
5 arrives later than 60 days after confirmation by the
6 Senate if the delay was caused by one or more of the
7 following:

8 (A) A flight delay that was outside of the
9 control of the chief of mission or the Depart-
10 ment.

11 (B) A natural disaster, global health emer-
12 gency, or other naturally occurring event that
13 prevented the chief of mission from entering the
14 country of the assigned post.

15 (C) Delay or refusal by the government of
16 the host country to accept diplomatic accredita-
17 tion.

18 (D) Family or medical emergency.

19 (E) Extenuating circumstances beyond the
20 control of the chief of mission.

21 (3) WAIVER.—The Secretary may waive the re-
22 quirement under paragraph (1) upon a determina-
23 tion that extenuating circumstances warrant such a
24 waiver and upon submission of a brief description of

1 the determination to the appropriate congressional
2 committees.

3 (4) NOTIFICATION REQUIRED.—Not later than
4 90 days after the date of the enactment of this Act,
5 and in each case that a chief of mission arrives at
6 an assigned post more than 60 days after confirma-
7 tion, the Secretary shall submit to the appropriate
8 congressional committees a report identifying any
9 chief of mission who arrived at the assigned post
10 more than 60 days after confirmation by the Senate,
11 and includes a description of the justification.

12 (b) NOTIFICATIONS ON DEPARTURES OF CHIEFS OF
13 MISSION.—Beginning on April 1, 2025, for 5 years, the
14 Secretary shall notify the appropriate congressional com-
15 mittees of any chief of mission who has permanently de-
16 parted from the assigned post within 90 days of the depar-
17 ture.

18 **SEC. 9203. PERIODIC INSPECTOR GENERAL REVIEWS OF**
19 **CHIEFS OF MISSION.**

20 (a) IN GENERAL.—Beginning on April 1, 2025, and
21 for a 3-year period thereafter, the Inspector General of
22 the Department of State shall conduct management re-
23 views of chiefs of mission, charge d'affaires, and other
24 principal officers assigned overseas during inspection vis-

1 its, when those officers have been at post more than 180
2 days.

3 (b) DISPOSITION.—Reviews conducted pursuant to
4 subsection (a) shall be provided to the rating officer for
5 formal discussion as part of the performance evaluation
6 process. The management review shall remain in the em-
7 ployee’s personnel file unless otherwise required by law.
8 The subject of a review conducted pursuant to subsection
9 (a) shall have the opportunity to respond to and comment
10 on the review, and the response shall be included in the
11 employee’s file for promotion panel review.

12 (c) NOTIFICATION REQUIREMENT IN CASE OF SERI-
13 OUS MANAGEMENT CONCERNS.—The Inspector General
14 of the Department of State shall notify the Secretary, the
15 Deputy Secretary, and the appropriate congressional com-
16 mittees within 30 days of any review in which serious
17 management concerns are raised and substantiated, and
18 which is not otherwise submitted as part of the periodic
19 inspection or report.

20 **SEC. 9204. SPECIAL ENVOY FOR SUDAN.**

21 (a) ESTABLISHMENT.—The President shall, with the
22 advice and consent of the Senate, appoint a Special Envoy
23 for Sudan at the Department (in this section referred to
24 as the “Special Envoy”). The Special Envoy shall report
25 directly to the Secretary and should not hold another posi-

1 tion in the Department while holding the position of Spe-
2 cial Envoy.

3 (b) DUTIES.—The Special Envoy shall—

4 (1) lead United States diplomatic efforts to
5 support negotiations and humanitarian response ef-
6 forts related to alleviating the crisis in Sudan;

7 (2) be responsible for coordinating policy devel-
8 opment and execution related to ending the conflict
9 and a future path to national recovery and demo-
10 cratic transition in Sudan across all bureaus in the
11 Department and coordinating with interagency part-
12 ners; and

13 (3) consult regularly with the appropriate con-
14 gressional committees, and keep such committees
15 fully and currently informed on the status of diplo-
16 matic efforts and negotiations.

17 (c) STAFFING.—

18 (1) IN GENERAL.—The Secretary shall ensure
19 that the Special Envoy is staffed with personnel ap-
20 proved by the envoy, including through reassignment
21 of positions responsible for issues related to Sudan
22 that currently exist within the Department, encour-
23 aging details or assignment of employees of the De-
24 partment from regional and functional bureaus with
25 expertise relevant to Sudan, or through request for

1 interagency details of individuals with relevant expe-
2 rience from other United States Government depart-
3 ments or agencies, including the Department of
4 Treasury.

5 (2) BRIEFING REQUIREMENTS.—Not later than
6 90 days after the date of the enactment of this Act,
7 the Department should brief the appropriate con-
8 gressional committees on the number of full-time
9 equivalent positions supporting the Special Envoy
10 and the relevant expertise and duties of any employ-
11 ees of the Department serving as detailees.

12 (d) SUNSET.—The position of the Special Envoy for
13 Sudan shall terminate on the date that is 5 years after
14 the date of the enactment of this Act.

15 **SEC. 9205. SPECIAL ENVOY FOR BELARUS.**

16 Section 6406(d) of the Department of State Author-
17 ization Act of 2023 (division F of Public Law 118–31;
18 22 U.S.C. 5811 note) is amended to read as follows:

19 “(d) ROLE.—The position of Special Envoy—

20 “(1) shall only exist while United States diplo-
21 matic operations in Belarus at the United States
22 Embassy in Minsk, Belarus are suspended; and

23 “(2) shall oversee the operations and personnel
24 of the Belarus Affairs Unit.”.

1 **SEC. 9206. NATIONAL MUSEUM OF AMERICAN DIPLOMACY.**

2 Title I of the State Department Basic Authorities Act
3 of 1956 is amended by adding after section 64 (22 U.S.C.
4 2735a) the following:

5 **“SEC. 65. NATIONAL MUSEUM OF AMERICAN DIPLOMACY.**

6 “(a) ACTIVITIES.—

7 “(1) SUPPORT AUTHORIZED.—The Secretary is
8 authorized to provide, by contract, grant, or other-
9 wise, for the performance of appropriate museum
10 visitor and educational outreach services and related
11 events, including—

12 “(A) organizing programs and conference
13 activities;

14 “(B) creating, designing, and installing ex-
15 hibits; and

16 “(C) conducting museum shop services and
17 food services in the public exhibition and re-
18 lated physical and virtual space utilized by the
19 National Museum of American Diplomacy.

20 “(2) RECOVERY OF COSTS.—The Secretary of
21 State is authorized to retain the proceeds obtained
22 from customary and appropriate fees charged for the
23 use of facilities, including venue rental for events
24 consistent with the activities described in subsection
25 (a)(1) and museum shop services and food services
26 at the National Museum of American Diplomacy.

1 Such proceeds shall be retained as a recovery of the
2 costs of operating the Museum, credited to a des-
3 ignated Department account that exists for the pur-
4 pose of funding the Museum and its programs and
5 activities, and shall remain available until expended.

6 “(b) DISPOSITION OF DOCUMENTS, ARTIFACTS, AND
7 OTHER ARTICLES.—

8 “(1) PROPERTY.—All historic documents, arti-
9 facts, or other articles acquired by the Department
10 of State for the permanent museum collection and
11 determined by the Secretary of State to be suitable
12 for display by the National Museum of American Di-
13 plomacy shall be considered to be the property of the
14 United States Government and shall be subject to
15 disposition solely in accordance with this subsection.

16 “(2) SALE, TRADE, OR TRANSFER.—Whenever
17 the Secretary of State makes a determination de-
18 scribed in paragraph (3) with respect to a document,
19 artifact, or other article described in paragraph (1),
20 taking into account considerations such as the Muse-
21 um’s collections management policy and best profes-
22 sional museum practice, the Secretary may sell at
23 fair market value, trade, or transfer such document,
24 artifact, or other article without regard to the re-
25 quirements of subtitle I of title 40, United States

1 Code. The proceeds of any such sale may be used
2 solely for the advancement of the activities described
3 in subsection (a)(1) of the National Museum of
4 American Diplomacy and may not be used for any
5 purpose other than the acquisition and direct care of
6 the collections of the Museum.

7 “(3) DETERMINATIONS PRIOR TO SALE, TRADE,
8 OR TRANSFER.—The determination described in this
9 paragraph with respect to a document, artifact, or
10 other article described in paragraph (1) is a deter-
11 mination that—

12 “(A) the document, artifact, or other arti-
13 cle no longer serves to further the mission of
14 the National Museum of American Diplomacy
15 as set forth in the collections management pol-
16 icy of the Museum;

17 “(B) the sale at a fair market price based
18 on an independent appraisal or trade or trans-
19 fer of the document, artifact, or other article
20 would serve to maintain or enhance the Mu-
21 seum collection; and

22 “(C) the sale, trade, or transfer of the doc-
23 ument, artifact, or other article would be in the
24 best interests of the United States.

1 “(4) LOANS.—In addition to the authorization
2 under paragraph (2) relating to the sale, trade, or
3 transfer of documents, artifacts, or other articles de-
4 scribed in paragraph (1), the Secretary of State
5 may—

6 “(A) loan the documents, artifacts, or
7 other articles to other institutions, both foreign
8 and domestic, for repair, study, or exhibition
9 when not needed for use or display by the Na-
10 tional Museum of American Diplomacy; and

11 “(B) borrow documents, artifacts, or other
12 articles from other institutions or individuals,
13 both foreign and domestic, for activities con-
14 sistent with subsection (a)(1).”.

15 **SEC. 9207. AUTHORITY TO ESTABLISH NEGOTIATIONS SUP-**
16 **PORT UNIT WITHIN DEPARTMENT OF STATE.**

17 (a) SENSE OF CONGRESS.—It is the sense of Con-
18 gress that—

19 (1) there is a need for the United States Gov-
20 ernment to maintain a permanent institutional hub
21 for technical expertise, strategic advice, and knowl-
22 edge management in negotiations, mediation, and
23 peace processes in order to prioritize and invest in
24 diplomacy;

1 (2) the United States plays a role in enabling
2 and supporting peace processes and complex political
3 negotiations, the success of which is essential to sta-
4 bility and democracy around the world;

5 (3) the meaningful engagement of conflict-af-
6 fected communities, particularly women, youth, and
7 other impacted populations, is vital to durable,
8 implementable, and sustainable peace;

9 (4) negotiation requires a specific technical and
10 functional skillset, and thus institutional expertise in
11 this practice area should include trained practi-
12 tioners and subject matter experts;

13 (5) such skills should continue to be employed
14 as the United States Government advises and con-
15 tributes to peace processes, including those where
16 the United States plays a supporting role or is led
17 by multilateral and international partners; and

18 (6) training programs for United States dip-
19 lomats should draw upon this expertise and United
20 States lessons learned to help equip diplomats with
21 skills to respond to peace processes and complex po-
22 litical negotiations, and how to request support.

23 (b) NEGOTIATIONS SUPPORT UNIT.—Section 1 of the
24 State Department Basic Authorities Act (22 U.S.C.

1 2651a) is amended by adding at the end the following new
2 subsection:

3 “(p) NEGOTIATIONS SUPPORT UNIT.—

4 “(1) AUTHORITY TO ESTABLISH.—The Sec-
5 retary of State may establish within the Department
6 of State a unit to be known as the ‘Negotiations
7 Support Unit’ responsible for carrying out the func-
8 tions described in paragraph (2), as appropriate.

9 “(2) FUNCTIONS.—The functions described in
10 this paragraph are the following:

11 “(A) Serving as a permanent institutional
12 hub and resource for negotiations and peace
13 process expertise and knowledge management.

14 “(B) Advising the Secretary of State, other
15 relevant senior officials, members of the For-
16 eign Service, and employees of the Department
17 of State on the substance, process, and strategy
18 of negotiations, mediation, peace processes, and
19 other complex political negotiations from strat-
20 egy and planning to implementation.

21 “(C) Supporting the development and im-
22 plementation of United States policy related to
23 complex political negotiations and peace proc-
24 esses, including those led by multilateral and
25 international partners.

1 “(D) Advising on mediation and negotia-
2 tions programs to implement United States pol-
3 icy.

4 “(E) Supporting training for Foreign Serv-
5 ices Officers and civil servants on tailored nego-
6 tiation and mediation skills.

7 “(F) Working with other governments,
8 international organizations, and nongovern-
9 mental organizations, as appropriate, to support
10 the development and implementation of United
11 States policy on peace processes and complex
12 political negotiations.

13 “(G) Any additional duties the Secretary
14 of State may prescribe.

15 “(3) AUTHORIZATION OF APPROPRIATIONS.—
16 There is authorized to be appropriated \$5,000,000
17 for fiscal year 2025 for the establishment of the Ne-
18 gotiations Support Unit under paragraph (1).”.

19 **SEC. 9208. RESTRICTIONS ON THE USE OF FUNDS FOR**
20 **SOLAR PANELS.**

21 The Department may not use Federal funds to pro-
22 cure any solar energy products that were manufactured
23 in the Xinjiang Uyghur Autonomous Region of the Peo-
24 ple’s Republic of China or other regions in the country,
25 which are known to be produced with forced labor.

1 **SEC. 9209. RESPONSIVENESS TO CONGRESSIONAL RE-**
2 **SEARCH SERVICE INQUIRIES.**

3 (a) FINDINGS.— The Congressional Research Service
4 is charged with rendering effective and efficient service to
5 Congress and responding expeditiously, effectively, and ef-
6 ficiently to the needs of Congress.

7 (b) RESPONSES.—The Secretary and Administrator
8 shall ensure that for any inquiry or request from the Con-
9 gressional Research Service related to its support of Mem-
10 bers of Congress and congressional staff—

11 (1) an initial answer responsive to the request
12 is sent within 14 days of receipt of the inquiry;

13 (2) a complete answer responsive to the request
14 is sent within 90 days of receipt of the inquiry, to-
15 gether with an explanation as to why the request
16 was delayed; and

17 (3) Congressional Research Service staff shall
18 be treated as congressional staff for any informal
19 discussions or briefings.

20 **SEC. 9210. MISSION IN A BOX.**

21 (a) FINDINGS.—Congress makes the following find-
22 ings:

23 (1) Increasing the United States' global diplo-
24 matic footprint is imperative to advance United
25 States' national security interests, particularly in the

1 face of a massive diplomatic expansion of our stra-
2 tegic competitors.

3 (2) Opening or re-opening diplomatic missions,
4 often in small island nations where there is no
5 United States Government presence, but one is
6 needed to advance United States strategic objectives.

7 (3) Diplomatic missions should be resourced
8 and equipped for success upon opening to allow dip-
9 lomats to focus on advancing United States national
10 interests in-country.

11 (4) The United States can and should move
12 more swiftly to open new diplomatic missions and
13 provide United States diplomats and locally em-
14 ployed staff with a workplace that meets locally ap-
15 propriate quality, safety, and security standards.

16 (5) To do this, the Department must streamline
17 and support the process of opening new posts to
18 identify efficiencies and removing obstacles that are
19 unduly complicating the opening of new diplomatic
20 missions, particularly in small island states and
21 similarly situated locations.

22 (b) REPORT TO CONGRESS.—

23 (1) IN GENERAL.—Not later than 120 days
24 after the date of the enactment of this Act, the Sec-
25 retary shall submit to the appropriate congressional

1 committees a report on how the Department is cre-
2 ating a “mission in a box” concept to provide new
3 such diplomatic missions the needed resources and
4 authorities to quickly and efficiently stand up and
5 operate a mission from the moment United States
6 personnel arrive, or even before the opening of a new
7 mission, particularly in small island nations.

8 (2) ELEMENTS.—The report required under
9 paragraph (1) shall include—

10 (A) a list of authorities and processes re-
11 lated to the opening of new diplomatic missions;

12 (B) a list of authorities and processes re-
13 lated to the opening of new diplomatic missions
14 that the Department can waive to expediently
15 stand up new diplomatic missions;

16 (C) essential functions that each new diplo-
17 matic mission should be able to carry out inde-
18 pendently upon opening;

19 (D) a description of functions that another
20 post or support center will need to carry out to
21 support the new mission;

22 (E) a list of essential equipment and ac-
23 cess to facilities, including to support secure
24 communications, that should be provided to
25 each new diplomatic mission, the approval of

1 which should be handled prior to or shortly
2 after the opening of the new diplomatic mission,
3 including arrangements for basic office equip-
4 ment, vehicles, and housing;

5 (F) the number of recommended locally en-
6 gaged staff and United States direct hires resi-
7 dent in-country;

8 (G) the number of non-resident support
9 staff who are assigned to the new diplomatic
10 mission, such as from another post or regional
11 support center;

12 (H) a description of how medical and con-
13 sular support services could be provided;

14 (I) procedures for requesting an expansion
15 of the post's functions or physical platform
16 after opening, should that be needed;

17 (J) any other authorities or processes that
18 may be required to successfully and quickly
19 stand up a new diplomatic mission, including
20 any new authorities the Department may need;

21 (K) a list of incentives, in addition to pay
22 differentials, being considered for such posts;
23 and

24 (L) a description of any specialized train-
25 ing, including for management and security

1 personnel supporting the establishment of such
2 new embassies that may be required.

3 (c) SENIOR OFFICIAL TO LEAD NEW EMBASSY EX-
4 PANSION.—

5 (1) DESIGNATION.—The Secretary shall des-
6 ignate an assistant secretary-level senior official to
7 expedite and make recommendations for the reform
8 of procedures for opening new diplomatic missions
9 abroad, particularly in small island states.

10 (2) RESPONSIBILITIES.—The senior official des-
11 ignated pursuant to paragraph (1) shall be respon-
12 sible for proposing policy and procedural changes to
13 the Secretary to—

14 (A) expediting the resourcing of new diplo-
15 matic missions by waiving or reducing when
16 possible mandatory processes required to open
17 new diplomatic missions, taking into account
18 the threat environment and circumstances in
19 the host country;

20 (B) when necessary, quickly adjudicating
21 within the Department any decision points that
22 arise during the planning and execution phases
23 of the establishment of a new mission;

24 (C) ensuring new missions receive the
25 management and operational support needed,

1 including by designating such support be under-
2 taken by another post, regional support center,
3 or Department entities based in the United
4 States; and

5 (D) ensuring that the authorities provided
6 in the Secure Embassy Construction and
7 Counterterrorism Act of 1999 (title VI of divi-
8 sion A of appendix G of Public Law 106–113),
9 as amended by the Secure Embassy Construc-
10 tion and Counterterrorism Act of 2022 (section
11 9301 of Public Law 117–263; 136 Stat. 3879),
12 are fully utilized in the planning for all new
13 diplomatic missions.

14 (d) NEW DIPLOMATIC MISSION DEFINED.—In this
15 section, the term “new diplomatic mission” means any bi-
16 lateral diplomatic mission opened since January 1, 2020,
17 in a country where there had not been a bilateral diplo-
18 matic mission since the date that is 20 years before the
19 date of the enactment of this Act.

20 (e) SUNSET.—The authorities and requirements of
21 this section shall terminate 5 years after the date of the
22 enactment of this Act.

1 **SEC. 9211. REPORT ON UNITED STATES CONSULATE IN**
2 **CHENGDU, PEOPLE'S REPUBLIC OF CHINA.**

3 Not later than 90 days after the date of the enact-
4 ment of this Act, the Secretary shall submit to the appro-
5 priate congressional committees a report on the effect of
6 the suspension of operations at of the United States Con-
7 sulate General in Chengdu, People's Republic of China,
8 on July 27, 2020, on diplomatic and consular activities
9 of the United States in Southwestern China, including the
10 provision of consular services to United States citizens,
11 and on relations with the people of Southwestern China,
12 including in areas designated by the Government of the
13 People's Republic of China as autonomous.

14 **SEC. 9212. PERSONNEL REPORTING.**

15 Not later than 60 days after the date of the enact-
16 ment of this Act, and at least every 120 days thereafter
17 for 5 years, the Secretary shall submit to the appropriate
18 congressional committees a report—

19 (1) describing the on-board personnel levels,
20 hiring, and attrition of the Civil Service, Foreign
21 Service, eligible family members, locally employed
22 staff, and contractor workforce of the Department,
23 on an operating unit-by-operating unit basis; and

24 (2) including a status update on progress to-
25 ward fiscal year hiring plans for Foreign Service and
26 Civil Service.

1 **SEC. 9213. SUPPORT CO-LOCATION WITH ALLIED PARTNER**
2 **NATIONS.**

3 The Secretary, following consultation with the appro-
4 priate congressional committees, may alter, repair, and
5 furnish United States Government-owned and leased space
6 for use by the government of a foreign country to facilitate
7 co-location of such government in such space, on such
8 terms and conditions as the Secretary may determine, in-
9 cluding with respect to reimbursement of all or part of
10 the costs of such alteration, repair, or furnishing. Reim-
11 bursements or advances of funds pursuant to this section
12 may be credited to the currently applicable appropriation
13 and shall be available for the purposes for which such ap-
14 propriation is authorized.

15 **SEC. 9214. STREAMLINE QUALIFICATION OF CONSTRUC-**
16 **TION CONTRACT BIDDERS.**

17 Section 402 of the Omnibus Diplomatic Security and
18 Antiterrorism Act of 1986 (22 U.S.C. 4852) is amended—

19 (1) in subsection (a)—

20 (A) by inserting “be awarded” after “joint
21 venture persons may”;

22 (B) by striking “bid on” both places it ap-
23 pears; and

24 (C) in paragraph (1), by striking
25 “\$10,000,000” and inserting “\$25,000,000”;
26 and

1 (2) in subsection (c)—

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

4 (B) in paragraph (2)—

5 (i) in subparagraph (D), by striking
6 “at a United States diplomatic or consular
7 establishment abroad” and inserting “on a
8 Federal contract abroad”;

9 (ii) by striking subparagraphs (E) and
10 (G);

11 (iii) by redesignating subparagraph
12 (F) as subparagraph (E); and

13 (iv) in subparagraph (E), as redesign-
14 nated by clause (iii), by striking “80”
15 [both places it appears] and inserting
16 “65”.

17 **TITLE III—INFORMATION SECU-**
18 **RITY AND CYBER DIPLOMACY**

19 **SEC. 9301. SUPPORTING DEPARTMENT OF STATE DATA**
20 **ANALYTICS.**

21 There is authorized to be appropriated for the De-
22 partment of State for fiscal year 2025 \$3,000,000 for bu-
23 reaus to hire Chief Data Officers through the “Bureau
24 Chief Data Officer Program”, consistent with section
25 6302 of the Department of State Authorization Act of

1 2023 (division F of Public Law 118–31; 22 U.S.C. 2651a
2 note).

3 **SEC. 9302. REALIGNING THE REGIONAL TECHNOLOGY OF-**
4 **FICER PROGRAM.**

5 Section 9508(a)(1) of the Department of State Au-
6 thorizations Act of 2022 (division I of Public Law 117–
7 263; 22 U.S.C. 10305(a)(1)) is amended by inserting “,
8 and shall be administered by the Bureau for Cyberspace
9 and Digital Policy” before the period at the end.

10 **SEC. 9303. MEASURES TO PROTECT DEPARTMENT DEVICES**
11 **FROM THE PROLIFERATION AND USE OF**
12 **FOREIGN COMMERCIAL SPYWARE.**

13 (a) DEFINITIONS.—In this section:

14 (1) APPROPRIATE COMMITTEES OF CON-
15 GRESS.—The term “appropriate committees of Con-
16 gress” means—

17 (A) the Committee on Foreign Relations,
18 the Select Committee on Intelligence, and the
19 Committee on Homeland Security and Govern-
20 mental Affairs of the Senate; and

21 (B) the Committee on Foreign Affairs, the
22 Permanent Select Committee on Intelligence,
23 and the Committee on Homeland Security of
24 the House of Representatives.

1 (1) COVERED DEVICE.—The term “covered de-
2 vice” means any electronic mobile device, including
3 smartphones, tablet computing devices, or laptop
4 computing device, that is issued by the Department
5 for official use.

6 (2) FOREIGN COMMERCIAL SPYWARE;
7 SPYWARE.—The terms “foreign commercial
8 spyware” and “spyware” have the meanings given
9 those terms in section 1102A of the National Secu-
10 rity Act of 1947 (50 U.S.C. 3232a).

11 (b) PROTECTION OF COVERED DEVICES.—

12 (1) REQUIREMENT.—Not later than 120 days
13 after the date of the enactment of this Act, the Sec-
14 retary shall, in consultation with the relevant agen-
15 cies—

16 (A) issue standards, guidance, best prac-
17 tices, and policies for Department and USAID
18 personnel to protect covered devices from being
19 compromised by foreign commercial spyware;

20 (B) survey the processes used by the De-
21 partment and USAID to identify and catalog
22 instances where a covered device was com-
23 promised by foreign commercial spyware over
24 the prior 2 years and it is reasonably expected

1 to have resulted in an unauthorized disclosure
2 of sensitive information; and

3 (C) submit to the appropriate committees
4 of Congress a report on the measures in place
5 to identify and catalog instances of such com-
6 promises for covered devices by foreign commer-
7 cial spyware, which may be submitted in classi-
8 fied form.

9 (2) NOTIFICATIONS.—Not later than 60 days
10 after the date on which the Department becomes
11 aware that a covered device was seriously com-
12 promised by foreign commercial spyware, the Sec-
13 retary, in coordination with relevant agencies, shall
14 notify the appropriate committees of Congress of the
15 facts concerning such targeting or compromise, in-
16 cluding—

17 (A) the location of the personnel whose
18 covered device was compromised;

19 (B) the number of covered devices com-
20 promised;

21 (C) an assessment by the Secretary of the
22 damage to the national security of the United
23 States resulting from any loss of data or sen-
24 sitive information; and

1 (D) an assessment by the Secretary of any
2 foreign government or foreign organization or
3 entity, and, to the extent possible, the foreign
4 individuals, who directed and benefitted from
5 any information acquired from the compromise.

6 (3) ANNUAL REPORT.—Not later than one year
7 after the date of the enactment of this Act, and an-
8 nually thereafter for 5 years, the Secretary, in co-
9 ordination with relevant agencies, shall submit to the
10 appropriate committees of Congress a report regard-
11 ing any covered device that was compromised by for-
12 eign commercial spyware, including the information
13 described in subparagraphs (A) through (D) of para-
14 graph (2).

15 **SEC. 9304. REPORT ON CLOUD COMPUTING IN BUREAU OF**
16 **CONSULAR AFFAIRS.**

17 Not later than 90 days after the date of the enact-
18 ment of this Act, the Secretary shall submit to the appro-
19 priate congressional committees a report on the status of
20 the Bureau of Consular Affairs adoption of cloud-based
21 products and services as well as options to require enter-
22 prise-wide adoption of cloud computing, including for all
23 consular operations.

1 **SEC. 9305. INFORMATION TECHNOLOGY PILOT PROJECTS.**

2 Not later than 180 days after the date of the enact-
3 ment of this Act, the Chief Information Officer of the De-
4 partment of State should, in consultation with the Assist-
5 ant Secretary of the Bureau of Consular Affairs, prioritize
6 information technology systems with high potential to ac-
7 celerate the passport renewal processes, reduce processing
8 times, and reduce dependency on legacy systems.

9 **SEC. 9306. LEVERAGING APPROVED TECHNOLOGY FOR AD-**
10 **MINISTRATIVE EFFICIENCIES.**

11 The Secretary and Administrator shall ensure appro-
12 priate and secure technological solutions are authorized
13 and available for employee use, where feasible, to promote
14 technological fluency in the workforce, including the inte-
15 gration of secure tools in the evaluation process to ensure
16 performance management standards while maximizing ef-
17 ficiency.

18 **SEC. 9307. OFFICE OF THE SPECIAL ENVOY FOR CRITICAL**
19 **AND EMERGING TECHNOLOGY.**

20 (a) ESTABLISHMENT.—The Secretary shall establish
21 an Office of the Special Envoy for Critical and Emerging
22 Technology (referred to in this section as the “Office”),
23 which may be located within the Bureau for Cyberspace
24 and Digital Policy.

25 (b) LEADERSHIP.—

1 (1) SPECIAL ENVOY.—The Office shall be head-
2 ed by a Special Envoy for Critical and Emerging
3 Technology, who shall—

4 (A) be appointed by the President, by and
5 with the advice and consent of the Senate; and

6 (B) have the rank and status of ambas-
7 sador; and

8 (C) report to the Ambassador-at-Large for
9 Cyberspace and Digital Policy.

10 (c) MEMBERSHIP.—The Office may include rep-
11 resentatives or expert detailees from other key Federal
12 agencies or research and technology-focused fellowship
13 programs, as determined by the Special Envoy for Critical
14 and Emerging Technology and with the consent of the
15 Ambassador-at-Large for Cyberspace and Digital Policy,
16 in coordination with appropriate senior officials of the De-
17 partment and such agencies.

18 (d) PURPOSES.—The purposes of the Office shall in-
19 clude—

20 (1) establishing, in coordination with relevant
21 bureaus, offices and other Federal agencies, an
22 interagency security review process for proposals re-
23 garding United States Government-funded inter-
24 national collaboration on certain critical and emerg-
25 ing technologies and associated research;

1 (2) establishing and coordinating an inter-
2 agency strategy to facilitate international coopera-
3 tion with United States allies and partners regard-
4 ing the development, use, and deployment of critical
5 and emerging technologies and associated standards
6 and safeguards for research security, intellectual
7 property protection, and illicit knowledge transfer;

8 (3) facilitating technology partnerships with
9 countries and relevant political and economic unions
10 that are committed to—

11 (A) the rule of law and respect for human
12 rights, including freedom of speech, and expres-
13 sion;

14 (B) the safe and responsible development
15 and use of certain critical and emerging tech-
16 nologies and the establishment of related norms
17 and standards, including for research security
18 and the protection of sensitive data and tech-
19 nology;

20 (C) a secure internet architecture governed
21 by a multi-stakeholder model instead of central-
22 ized government control;

23 (D) robust international cooperation to
24 promote open and interoperable technological
25 products and services that are necessary to

1 freedom, innovation, transparency, and privacy;
2 and

3 (E) multilateral coordination, including
4 through diplomatic initiatives, information shar-
5 ing, and other activities, to defend the prin-
6 ciples described in subparagraphs (A) through
7 (D) against efforts by state and non-state ac-
8 tors to undermine them;

9 (4) supporting efforts to harmonize technology
10 governance regimes with partners, coordinating on
11 basic and pre-competitive research and development
12 initiatives, and collaborating to pursue such opportu-
13 nities in certain critical and emerging technologies;

14 (5) coordinating with other technology partners
15 on export control policies for certain critical and
16 emerging technologies, including countering illicit
17 knowledge and data transfer related to certain crit-
18 ical and emerging technology research;

19 (6) conducting diplomatic engagement, in co-
20 ordination with other bureaus, offices, and relevant
21 Federal departments and agencies, with allies and
22 partners to develop standards and coordinate policies
23 designed to counter illicit knowledge and data trans-
24 fer in academia related to certain critical and emerg-
25 ing technology research;

1 (7) coordinating with allies, partners, and other
2 relevant Federal agencies to prevent the exploitation
3 of research partnerships related to certain critical
4 and emerging technologies;

5 (8) sharing information regarding the threat
6 posed by the transfer of certain critical and emerg-
7 ing technologies to authoritarian governments, in-
8 cluding the People's Republic of China and the Rus-
9 sian Federation, and the ways in which autocratic
10 regimes are utilizing technology, including for mili-
11 tary and security purposes, to erode individual free-
12 doms and other foundations of open, democratic so-
13 cieties; and

14 (9) collaborating with private companies, trade
15 associations, and think tanks to realize the purposes
16 described in paragraphs (1) through (8).

17 (e) REPORT.—Not later than 1 year after the date
18 of the enactment of this Act, and annually thereafter for
19 the following 5 years, the Secretary, in coordination with
20 the Director of National Intelligence and the heads of
21 other relevant Federal agencies, as appropriate, shall sub-
22 mit to the appropriate committees of Congress an unclas-
23 sified report, with a classified index, if necessary, regard-
24 ing—

1 (1) the activities of the Office related to para-
2 graphs (1) through (9) of subsection (d), including
3 any cooperative initiatives and partnerships pursued
4 with United States allies and partners, and the re-
5 sults of such activities, initiatives, and partnerships;

6 (2) the activities of the Government of the Peo-
7 ple’s Republic of China, the Chinese Communist
8 Party, and the Russian Federation in sectors related
9 to certain critical and emerging technologies and the
10 threats they pose to the United States; and

11 (3) an inventory of all international research
12 and development programs for certain critical and
13 emerging technologies funded by the Department or
14 USAID that include participation by institutions or
15 organizations that are affiliated with, or receive sup-
16 port from, the Government of the People’s Republic
17 of China or the Government of the Russian Federa-
18 tion.

19 (f) DEFINITIONS.—In this section:

20 (1) APPROPRIATE COMMITTEES OF CON-
21 GRESS.—The term “appropriate committees of Con-
22 gress” means—

23 (A) the Committee on Foreign Relations,
24 the Select Committee on Intelligence, the Com-
25 mittee on Homeland Security and Govern-

1 mental Affairs, and the Committee on Appro-
2 priations of the Senate; and

3 (B) the Committee on Foreign Affairs, the
4 Permanent Select Committee on Intelligence,
5 the Committee on Homeland Security, and the
6 Committee on Appropriations of the House of
7 Representatives.

8 (2) CERTAIN CRITICAL AND EMERGING TECH-
9 NOLOGIES.—The term “certain critical and emerging
10 technologies” means the technologies determined by
11 the Secretary, in consultation with other Federal
12 agencies, from the critical and emerging technologies
13 list published by the National Science and Tech-
14 nology Council (NSTC) at the Office of Science and
15 Technology Policy, as amended by subsequent up-
16 dates to the list issued by the NSTC.

17 **TITLE IV—PUBLIC DIPLOMACY**

18 **SEC. 9401. AFRICA BROADCASTING NETWORKS.**

19 Not later than 180 days after the date of the enact-
20 ment of this Act, the Chief Executive Officer of the United
21 States Agency for Global Media shall submit to the appro-
22 priate congressional committees and the Committee on
23 Appropriations of the Senate and the Committee on Ap-
24 propriations of the House of Representatives a report on
25 the resources and timeline needed to establish within the

1 Agency an organization the mission of which shall be to
2 promote democratic values and institutions in Africa by
3 providing objective, accurate, and relevant news and infor-
4 mation to the people of Africa and counter disinformation
5 from malign actors, especially in countries in which a free
6 press is banned by the government or not fully established,
7 about the region, the world, and the United States
8 through uncensored news, responsible discussion, and
9 open debate.

10 **SEC. 9402. UNITED STATES AGENCY FOR GLOBAL MEDIA.**

11 Section 306 of the United States International
12 Broadcasting Act of 1994 (22 U.S.C. 6205) is amended—

13 (1) by redesignating subsections (f) and (g) as
14 subsection (g) and (h), respectively; and

15 (2) by inserting after subsection (e) the fol-
16 lowing new subsection:

17 “(f) SUSPENSION AND DEBARMENT OF GRANT-
18 EES.—

19 “(1) IN GENERAL.—Subject to paragraphs (2)
20 and (3), a grantee may not be debarred or sus-
21 pended without consultation with the Chief Execu-
22 tive Officer and a three-fourths majority vote of the
23 Advisory Board in support of such action.

24 “(2) SUSPENSION.—

1 “(A) CRITERIA FOR SUSPENSION.—A
2 grantee may not be suspended unless the Advi-
3 sory Board determines that the criteria de-
4 scribed in section 513.405 of title 22, Code of
5 Federal Regulations, have been met.

6 “(B) SUSPENDING OFFICIAL.—The Advi-
7 sory Board shall collectively serve as the sus-
8 pending official (as described in section 513.105
9 of title 22, Code of Federal Regulations).

10 “(3) DEBARMENT.—

11 “(A) CRITERIA FOR DEBARMENT.—A
12 grantee may not be debarred unless the Advi-
13 sory Board determines that one or more of the
14 causes described in section 513.305 of title 22,
15 Code of Federal Regulations, has been estab-
16 lished.

17 “(B) DEBARRING OFFICIAL.—The Advi-
18 sory Board shall collectively serve as the debar-
19 ring official (as described in section 513.105 of
20 title 22, Code of Federal Regulations).”.

21 **SEC. 9403. EXTENSION OF AUTHORIZATIONS TO SUPPORT**
22 **UNITED STATES PARTICIPATION IN INTER-**
23 **NATIONAL FAIRS AND EXPOS.**

24 Section 9601 of the Department of State Authoriza-
25 tions Act of 2022 (division I of Public Law 117–263; 136

1 Stat. 3909) is amended in subsection (b), by striking “fis-
2 cal years 2023 and 2024” and inserting “fiscal years
3 2023, 2024, 2025, 2026, and 2027”.

4 **SEC. 9404. RESEARCH AND SCHOLAR EXCHANGE PARTNER-**
5 **SHIPS.**

6 (a) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that—

8 (1) it is in the strategic interest of the United
9 States to strengthen relations with Sub-Saharan Af-
10 rican states to promote shared interests in the areas
11 of—

12 (A) democracy and good governance;

13 (B) education and human capital;

14 (C) trade and economic development;

15 (D) science and technology;

16 (E) biodiversity, food, and agriculture; and

17 (F) the preservation and management of
18 natural resources, including critical minerals;

19 and

20 (2) historically Black colleges and universities
21 (referred to in this section as “HBCUs”) have a
22 long history of—

23 (A) cultivating diaspora relations with
24 Sub-Saharan African states; and

1 (B) developing innovative solutions to some
2 of the world's most pressing challenges.

3 (b) **STRENGTHENED PARTNERSHIPS.**—The Secretary
4 and the Administrator should seek to strengthen and ex-
5 pand partnerships and educational exchange opportuni-
6 ties, including by working with HBCUs, which build the
7 capacity and expertise of students, scholars, and experts
8 from Sub-Saharan Africa in key development sectors.

9 (d) **TECHNICAL ASSISTANCE.**—The Administrator is
10 authorized to—

11 (1) provide technical assistance to HBCUs to
12 assist in fulfilling the goals of this section, including
13 in developing contracts, operating agreements, legal
14 documents, and related infrastructure; and

15 (2) upon request, provide feedback to HBCUs,
16 to the maximum extent practicable, after a grant re-
17 jection from relevant Federal programs in order to
18 improve future grant applications, as appropriate.

19 **SEC. 9405. WAIVER OF UNITED STATES RESIDENCY RE-**
20 **QUIREMENT FOR CHILDREN OF RADIO FREE**
21 **EUROPE/RADIO LIBERTY EMPLOYEES.**

22 Section 320(c) of the Immigration and Nationality
23 Act (8 U.S.C. 1431(a)(1)) is amended—

24 (1) in subparagraph (1)(B), by striking “; or”
25 and inserting a semicolon;

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

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

5 “(3) the child residing in the legal and physical
6 custody of a citizen parent who is residing abroad as
7 a result of employment with Radio Free Europe/
8 Radio Liberty.”.

9 **TITLE V—DIPLOMATIC**
10 **SECURITY**

11 **SEC. 9501. SECURE EMBASSY CONSTRUCTION AND**
12 **COUNTERTERRORISM ACT REQUIREMENTS.**

13 (a) REPORT.—Not later than 60 days after the date
14 of the enactment of this Act, the Secretary shall prescribe
15 new guidance and requirements consistent with the Secure
16 Embassy Construction and Counterterrorism Act of 1999
17 (title VI of division A of appendix G of Public Law 106–
18 113), as amended by the Secure Embassy Construction
19 and Counterterrorism Act of 2022 (section 9301 of Public
20 Law 117–263; 136 Stat. 3879) and submit to the appro-
21 priate congressional committees a report detailing such
22 guidance and requirements, including the impact of imple-
23 mentation on United States diplomatic facilities and con-
24 struction projects.

1 (b) CONSEQUENCE FOR NONCOMPLIANCE.—If the
2 Secretary fails to meet the requirement under subsection
3 (a) no Federal funds appropriated to the Department shall
4 be used for official travel by senior staff in the executive
5 office of the Diplomatic Security Service, including the As-
6 sistant Secretary for Diplomatic Security, until such time
7 as the Secretary meets the requirement.

8 (c) WAIVER.—The Secretary may waive the restric-
9 tion in subsection (b) to meet urgent and critical needs
10 if the Secretary provides written notification to the appro-
11 priate congressional committees in advance of travel.

12 **SEC. 9502. CONGRESSIONAL NOTIFICATION FOR SERIOUS**
13 **SECURITY INCIDENTS.**

14 Section 301(a) of the Omnibus Diplomatic Security
15 and Antiterrorism Act of 1986 (22 U.S.C. 4833(a)), is
16 amended—

17 (1) by redesignating paragraphs (2) and (3) as
18 paragraphs (3) and (4), respectively;

19 (2) by inserting after paragraph (1) the fol-
20 lowing new paragraph:

21 “(2) INITIAL CONGRESSIONAL NOTIFICATION.—

22 The Secretary shall notify the Committee on Foreign
23 Relations of the Senate, the Committee on Foreign
24 Affairs of the House of Representatives, the major-
25 ity and minority leaders of the Senate, and the

1 Speaker and minority leader of the House of Rep-
2 resentatives not later than 8 days after a possible
3 Serious Security Incident has taken place. Such no-
4 tification shall include a preliminary description of
5 the incident, of an incident described in paragraph
6 (1), including any known individuals involved, when
7 and where the incident took place, and the next
8 steps in the investigation.”; and

9 (3) in paragraph (4), as redesignated by para-
10 graph (1) of this section, by striking “paragraph
11 (2)” and inserting “paragraph (3)”.

12 **SEC. 9503. NOTIFICATIONS REGARDING SECURITY DECI-**
13 **SIONS AT DIPLOMATIC POSTS.**

14 Section 103(c) of section 103 of the Omnibus Diplo-
15 matic Security and Antiterrorism Act of 1986 (22 U.S.C.
16 4802(c)) is amended—

17 (1) by redesignating paragraphs (1) and (2) as
18 subparagraphs (A) and (B), respectively;

19 (2) by striking “The Secretary” and inserting
20 “(1) The Secretary”; and

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

23 “(2) The Secretary of State shall notify the ap-
24 propriate congressional committees within 10 days
25 of any decision to retain authority over or approve

1 decisions at an overseas post, including the move-
2 ment of personnel.”.

3 **SEC. 9504. SECURITY CLEARANCE SUSPENSION PAY FLEXI-**
4 **BILITIES.**

5 Section 610(c)(6) of the Foreign Service Act of 1980
6 (22 U.S.C. 4010(c)(6)) is amended by striking “para-
7 graph 1(B)” and inserting “this subsection”.

8 **SEC. 9505. MODIFICATION TO NOTIFICATION REQUIRE-**
9 **MENT FOR SECURITY CLEARANCE SUSPEN-**
10 **SIONS AND REVOCATIONS.**

11 Section 6710(a) of the Department of State Author-
12 ization Act of 2023 (division F of Public Law 118–31;
13 22 U.S.C. 2651a note) is amended—

14 (1) by redesignating paragraphs (1) and (2) as
15 subparagraphs (A) and (B), respectively, and mov-
16 ing such subparagraphs, as so redesignated, 2 ems
17 to the right;

18 (2) by striking “IN GENERAL.—With respect”
19 and inserting the following: “NOTIFICATION.—

20 “(1) IN GENERAL.—With respect”;

21 (3) in subparagraph (B), as redesignated by
22 paragraph (1)—

23 (A) by striking “revocation on” and all
24 that follows through “or revocation” and insert-
25 ing “revocation on—

1 “(A) the present employment status of the
2 covered official and whether the job duties of
3 the covered official have changed since such
4 suspension or revocation;

5 “(B) the reason for such suspension or
6 revocation;

7 “(C) the investigation of the covered offi-
8 cial and the results of such investigation; and

9 “(D) any negative fallout or impacts for
10 the Department of State, the United States
11 Government, or national security of the United
12 States as a result of the actions for which the
13 security clearance was suspended or revoked.”;
14 and

15 (2) by adding at the end the following new
16 paragraph:

17 “(2) SUBMISSION TO INTELLIGENCE COMMU-
18 NITIES.—To the extent the basis for any suspension
19 or revocation of a security clearance is premised on
20 the unauthorized release of intelligence (as defined
21 by section 3(1) of the National Security Act of 1947
22 (50 U.S.C. 3003(1)), the Select Committee on Intel-
23 ligence of the Senate and the Permanent Select
24 Committee on Intelligence of the House of Rep-

1 trator concerning the employment of such individ-
2 uals abroad), and such contracts are authorized to
3 be negotiated, the terms of the contracts to be pre-
4 scribed, and the work to be performed, where nec-
5 essary, without regard to such statutory provisions
6 as relate to the negotiation, making, and perform-
7 ance of contracts and performance of work in the
8 United States.”.

9 **SEC. 9602. CRISIS OPERATIONS AND DISASTER SURGE**
10 **STAFFING.**

11 Section 625 of the Foreign Assistance Act of 1961
12 (22 U.S.C. 2385) is amended by adding at the end the
13 following new subsection:

14 “(k) **CRISIS OPERATIONS AND DISASTER SURGE**
15 **STAFFING.**—(1) The United States Agency for Inter-
16 national Development is authorized to appoint personnel
17 in the excepted service using funds authorized to be appro-
18 priated or otherwise made available under the heading
19 ‘Transition Initiatives’ in an Act making appropriations
20 for the Department of State, Foreign Operations, and Re-
21 lated Programs to carry out the provisions of part I and
22 chapter 4 of part II of this Act of and section 509(b) of
23 the Global Fragility Act of 2019 (title V of division J of
24 Public Law 116–94) to prevent or respond to foreign cri-
25 ses;

1 “(2) Funds authorized to carry out such purposes
2 may be made available for the operating expenses and ad-
3 ministrative costs of such personnel and may remain at-
4 tributed to any minimum funding requirement for which
5 they were originally made available.

6 “(3) The Administrator of the United States Agency
7 for International Development shall coordinate with the
8 Office of Personnel Management on implementation of the
9 appointment authority under paragraph (1).”.

10 **SEC. 9603. EDUCATION ALLOWANCE WHILE ON MILITARY**
11 **LEAVE.**

12 Section 908 of the Foreign Service Act of 1980 (22
13 U.S.C. 4088) is amended by inserting “or United States
14 Agency for International Development” after “A Depart-
15 ment”.

16 **SEC. 9604. INCLUSION IN THE PET TRANSPORTATION EX-**
17 **CEPTION TO THE FLY AMERICA ACT.**

18 Section 6224(a)(1) of the Department of State Au-
19 thorization Act of 2023 (division F of Public Law 118-
20 31; 22 U.S.C. 4081a) is amended, in the matter preceding
21 subparagraph (A)—

22 (1) by striking “the Department is” and insert-
23 ing “the Department and the United States Agency
24 for International Development (USAID), and other

1 United States Government employees under chief of
2 mission authority are”; and

3 (2) by striking “Department personnel” and in-
4 sserting “Department and USAID personnel, and
5 other United States Government employees under
6 chief of mission authority”.

7 **TITLE VII—OTHER MATTERS**

8 **SEC. 9701. AUTHORIZATION OF APPROPRIATIONS TO PRO-** 9 **MOTE UNITED STATES CITIZEN EMPLOY-** 10 **MENT AT THE UNITED NATIONS AND INTER-** 11 **NATIONAL ORGANIZATIONS.**

12 (a) IN GENERAL.—The President should direct
13 United States departments and agencies to, in coordina-
14 tion with the Secretary —

15 (1) fund and recruit Junior Professional Offi-
16 cers for positions at the United Nations and related
17 specialized and technical organizations; and

18 (2) facilitate secondments, details, and trans-
19 fers to agencies and specialized and technical bodies
20 of the United Nations.

21 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
22 authorized to be appropriated an additional \$20,000,000
23 for each of the fiscal years 2025 through 2031 for the
24 Secretary to support Junior Professional Officers, details,
25 transfers, and interns that advance United States inter-

1 ests at multilateral institutions and international organi-
2 zations, including to recruit, train, and host events related
3 to such positions, and to promote United States citizen
4 candidates for employment and leadership positions at
5 multilateral institutions and international organizations.

6 (c) AVAILABILITY.—Amounts appropriated pursuant
7 to subsection (a) shall remain available until expended.

8 (d) CONGRESSIONAL NOTIFICATION.—Not later than
9 15 days prior to the obligation of funds authorized to be
10 appropriated under this section, the Secretary shall submit
11 to the appropriate congressional committees and the Com-
12 mittee on Appropriations of the Senate and the Committee
13 on Appropriations of the House of Representatives a noti-
14 fication outlining the amount and proposed use of such
15 funds.

16 **SEC. 9702. AMENDMENT TO REWARDS FOR JUSTICE PRO-**
17 **GRAM.**

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

20 (1) in paragraph (13), by striking “; or” and
21 inserting a semicolon;

22 (2) in paragraph (14), by striking the period at
23 the end and inserting “; or”; and

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

1 “(15) the restraining, seizing, forfeiting, or re-
2 patriating of stolen assets linked to foreign govern-
3 ment corruption and the proceeds of such corrup-
4 tion.”.

5 **SEC. 9703. PASSPORT AUTOMATION MODERNIZATION.**

6 The Act entitled “An Act to regulate the issue and
7 validity of passports, and for other purposes”, approved
8 July 3, 1926 (44 Stat. 887, 22 U.S.C. 211a), is amend-
9 ed—

10 (1) by inserting “and through the use of De-
11 partment of State electronic systems,” after “the in-
12 sular possessions of the United States,”; and

13 (2) by striking “person” and inserting “entity”.

14 **SEC. 9704. EXTENSION OF CERTAIN PAYMENT IN CONNEC-**
15 **TION WITH THE INTERNATIONAL SPACE STA-**
16 **TION.**

17 Section 7(1) of Public Law 106–178 (50 U.S.C. 1701
18 note) is amended, in the undesignated matter following
19 subparagraph (B), by striking “December 31, 2025” and
20 inserting “December 31, 2030”.

21 **SEC. 9705. SUPPORT FOR CONGRESSIONAL DELEGATIONS.**

22 (a) SENSE OF CONGRESS.—It is the sense of Con-
23 gress that—

24 (1) congressional travel is essential to fostering
25 international relations, understanding global issues

1 first-hand, and jointly advancing United States in-
2 terests abroad; and

3 (2) only in close coordination and thanks to the
4 dedication of personnel at United States embassies,
5 consulates, and other missions abroad can the suc-
6 cess of these vital trips be possible.

7 (b) IN GENERAL.—The Secretary shall reaffirm to all
8 diplomatic posts the importance of Congressional travel
9 and shall require all such posts to support congressional
10 travel by members and staff of the appropriate congres-
11 sional committees fully, by making such support available
12 on any day of the week, including Federal and local holi-
13 days and, to the extent practical, requiring the direct in-
14 volvement of mid-level or senior officers.

15 (c) EXCEPTION FOR SIMULTANEOUS HIGH-LEVEL
16 VISITS.—The requirement under subsection (a) does not
17 apply in the case of a simultaneous visit from the Presi-
18 dent, the First Lady or First Gentleman, the Vice Presi-
19 dent, the Secretary of State, or the Secretary of Defense.

20 (d) TRAINING.—The Secretary shall require all des-
21 ignated control officers to have been trained on supporting
22 congressional travel at posts abroad prior to the assigned
23 congressional visit.

1 **SEC. 9706. ELECTRONIC COMMUNICATION WITH VISA AP-**
2 **PLICANTS.**

3 Section 833(a)(5)(A) of the International Marriage
4 Broker Regulation Act of 2005 (8 U.S.C. 1375a(a)(5)(A))
5 is amended by adding at the end the following new clause:

6 “(vi) Mailings under this subsection
7 may be transmitted by electronic means,
8 including electronic mail. The Secretary of
9 State may communicate with visa appli-
10 cants using personal contact information
11 provided to them or to the Secretary of
12 Homeland Security by the applicant, peti-
13 tioner, or designated agent or attorney.”.

14 **SEC. 9707. ELECTRONIC TRANSMISSION OF VISA INFORMA-**
15 **TION.**

16 Section 222 of the Immigration and Nationality Act
17 (8 U.S.C. 1202) is amended by adding at the end the fol-
18 lowing new subsection:

19 “(i) **ELECTRONIC TRANSMISSION.**—Notwithstanding
20 any other provision of the immigration laws (as such term
21 is defined in section 101(a)(17) of this Act (8 U.S.C.
22 1101(a)(17)), all requirements in the immigration laws for
23 communications with visa applicants shall be deemed sat-
24 isfied if electronic communications are sent to the appli-
25 cant using personal contact information at an address for
26 such communications provided by the applicant, peti-

1 tioner, or designated agent or attorney. The Secretary of
2 State shall take appropriate actions to allow applicants to
3 update their personal contact information and to ensure
4 that electronic communications can be securely trans-
5 mitted to applicants.”.

6 **SEC. 9708. INCLUSION OF COST ASSOCIATED WITH PRO-**
7 **DUCING REPORTS.**

8 (a) **ESTIMATED COST OF REPORTS.**—Beginning on
9 October 1, 2026, and for the next three fiscal years, the
10 Secretary shall require that any report produced for exter-
11 nal distribution, including for distribution to Congress, in-
12 clude the total estimated cost of producing such report
13 and the estimated number of personnel hours.

14 (b) **ANNUAL TOTAL COST OF REPORTS.**—Not later
15 than 90 days after the end of each fiscal year, beginning
16 with fiscal year 2025, and for the next three fiscal years,
17 the Secretary shall submit to the appropriate congres-
18 sional committees and the Committee on Appropriations
19 of the Senate and the Committee on Appropriations of the
20 House of Representatives an annual report listing the re-
21 ports issued for the prior fiscal year, the frequency of each
22 report, the total estimated cost associated with producing
23 such report, and the estimated number of personnel hours.

1 **SEC. 9709. EXTENSIONS.**

2 (a) USAID CIVIL SERVICE ANNUITANT WAIVER.—
3 Section 625(j)(1)(B) of the Foreign Assistance Act of
4 1961 (22 U.S.C. 2385(j)(1)(B)) shall be applied by strik-
5 ing “October 1, 2010” and inserting “September 30,
6 2026”.

7 (b) OVERSEAS PAY COMPARABILITY AND LIMITA-
8 TION.—

9 (1) IN GENERAL.—The authority provided
10 under section 1113 of the Supplemental Appropria-
11 tions Act, 2009 (Public Law 111–32; 123 Stat.
12 1904) shall remain in effect through September 30,
13 2026.

14 (2) LIMITATION.—The authority described in
15 paragraph (1) may not be used to pay an eligible
16 member of the Foreign Service (as defined in section
17 1113(b) of the Supplemental Appropriations Act,
18 2009 (Public Law 111–32; 123 Stat. 1904)) a local-
19 ity-based comparability payment (stated as a per-
20 centage) that exceeds two-thirds of the amount of
21 the locality-based comparability payment (stated as
22 a percentage) that would be payable to such member
23 under section 5304 of title 5, United States Code,
24 if such member’s official duty station were in the
25 District of Columbia.

1 (c) INSPECTOR GENERAL ANNUITANT WAIVER.—
2 The authorities provided under section 1015(b) of the
3 Supplemental Appropriations Act, 2010 (Public Law 111–
4 212; 124 Stat. 2332)—

5 (1) shall remain in effect through September
6 30, 2026; and

7 (2) may be used to facilitate the assignment of
8 persons for oversight of programs in Somalia, South
9 Sudan, Syria, Venezuela, and Yemen.

10 (d) SECURITY REVIEW COMMITTEES.—The authority
11 provided under section 301(a)(3) of the Omnibus Diplo-
12 matic Security and Antiterrorism Act of 1986 (22 U.S.C.
13 4831(a)(3)) shall remain in effect for facilities in Afghani-
14 stan and shall apply to facilities in Ukraine through Sep-
15 tember 30, 2026, except that the notification and report-
16 ing requirements contained in such section shall include
17 the appropriate congressional committees, the Committee
18 on Appropriations of the Senate, and the Committee on
19 Appropriations of the House of Representatives.

20 **DIVISION I—INTELLIGENCE AU-**
21 **THORIZATION ACT FOR FIS-**
22 **CAL YEAR 2025**

23 **SEC. 1. SHORT TITLE; TABLE OF CONTENTS.**

24 (a) SHORT TITLE.—This division may be cited as the
25 “Intelligence Authorization Act for Fiscal Year 2025”.

- 1 (b) TABLE OF CONTENTS.—The table of contents for
 2 this division is as follows:

DIVISION I—INTELLIGENCE AUTHORIZATION ACT FOR FISCAL
 YEAR 2025

- Sec. 1. Short title; table of contents.
 Sec. 2. Definitions.

TITLE I—INTELLIGENCE ACTIVITIES

- Sec. 101. Authorization of appropriations.
 Sec. 102. Classified Schedule of Authorizations.
 Sec. 103. Intelligence Community Management Account.
 Sec. 104. Increase in employee compensation and benefits authorized by law.

TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND
 DISABILITY SYSTEM

- Sec. 201. Authorization of appropriations.

TITLE III—INTELLIGENCE COMMUNITY MATTERS

- Sec. 301. Improvements relating to conflicts of interest in the Intelligence Innovation Board.
 Sec. 302. National Threat Identification and Prioritization Assessment and National Counterintelligence Strategy.
 Sec. 303. Open Source Intelligence Division of Office of Intelligence and Analysis personnel.
 Sec. 304. Improvements to advisory board of National Reconnaissance Office.
 Sec. 305. National Intelligence University acceptance of grants.
 Sec. 306. Limitation on availability of funds for new controlled access programs.
 Sec. 307. Limitation on transfers from controlled access programs.
 Sec. 308. Expenditure of funds for certain intelligence and counterintelligence activities of the Coast Guard.
 Sec. 309. Strengthening of Office of Intelligence and Analysis.
 Sec. 310. Report on collection of United States location information.

TITLE IV—COUNTERING FOREIGN THREATS

Subtitle A—People’s Republic of China

- Sec. 401. Assessment of current status of biotechnology of People’s Republic of China.
 Sec. 402. Intelligence sharing with law enforcement agencies on synthetic opioid precursor chemicals originating in People’s Republic of China.
 Sec. 403. Report on efforts of the People’s Republic of China to evade United States transparency and national security regulations.
 Sec. 404. Plan for recruitment of Mandarin speakers.

Subtitle B—The Russian Federation

- Sec. 411. Report on Russian Federation sponsorship of acts of international terrorism.
 Sec. 412. Assessment of likely course of war in Ukraine.

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Subtitle C—International Terrorism

- Sec. 421. Assessment and report on the threat of ISIS-Khorasan to the United States.

Subtitle D—Other Foreign Threats

- Sec. 431. Assessment of visa-free travel to and within Western Hemisphere by nationals of countries of concern.
- Sec. 432. Assessment of threat posed by citizenship-by-investment programs.
- Sec. 433. Office of Intelligence and Counterintelligence review of visitors and assignees.
- Sec. 434. Assessment of the lessons learned by the intelligence community with respect to the Israel-Hamas war.
- Sec. 435. Central Intelligence Agency intelligence assessment on Tren de Aragua.
- Sec. 436. Assessment of Maduro regime's economic and security relationships with state sponsors of terrorism and foreign terrorist organizations.
- Sec. 437. Continued congressional oversight of Iranian expenditures supporting foreign military and terrorist activities.

TITLE V—EMERGING TECHNOLOGIES

- Sec. 501. Strategy to counter foreign adversary efforts to utilize biotechnologies in ways that threaten United States national security.
- Sec. 502. Improvements to the roles, missions, and objectives of the National Counterproliferation and Biosecurity Center.
- Sec. 503. Enhancing capabilities to detect foreign adversary threats relating to biological data.
- Sec. 504. National security procedures to address certain risks and threats relating to artificial intelligence.
- Sec. 505. Establishment of Artificial Intelligence Security Center.
- Sec. 506. Sense of Congress encouraging intelligence community to increase private sector capital partnerships and partnership with Office of Strategic Capital of Department of Defense to secure enduring technological advantages.
- Sec. 507. Intelligence Community Technology Bridge Program.
- Sec. 508. Enhancement of authority for intelligence community public-private talent exchanges.
- Sec. 509. Enhancing intelligence community ability to acquire emerging technology that fulfills intelligence community needs.
- Sec. 510. Sense of Congress on hostile foreign cyber actors.
- Sec. 511. Deeming ransomware threats to critical infrastructure a national intelligence priority.
- Sec. 512. Enhancing public-private sharing on manipulative adversary practices in critical mineral projects.

TITLE VI—CLASSIFICATION REFORM

- Sec. 601. Classification and declassification of information.
- Sec. 602. Minimum standards for Executive agency insider threat programs.

TITLE VII—SECURITY CLEARANCES AND INTELLIGENCE
COMMUNITY WORKFORCE IMPROVEMENTS

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- Sec. 701. Security clearances held by certain former employees of intelligence community.
- Sec. 702. Policy for authorizing intelligence community program of contractor-owned and contractor-operated sensitive compartmented information facilities.
- Sec. 703. Enabling intelligence community integration.
- Sec. 704. Appointment of spouses of certain Federal employees.
- Sec. 705. Plan for staffing the intelligence collection positions of the Central Intelligence Agency.
- Sec. 706. Sense of Congress on Government personnel support for foreign terrorist organizations.

TITLE VIII—WHISTLEBLOWERS

- Sec. 801. Improvements regarding urgent concerns submitted to Inspectors General of the intelligence community.
- Sec. 802. Prohibition against disclosure of whistleblower identity as act of reprisal.
- Sec. 803. Protection for individuals making authorized disclosures to Inspectors General of elements of the intelligence community.
- Sec. 804. Clarification of authority of certain Inspectors General to receive protected disclosures.
- Sec. 805. Whistleblower protections relating to psychiatric testing or examination.
- Sec. 806. Establishing process parity for adverse security clearance and access determinations.
- Sec. 807. Elimination of cap on compensatory damages for retaliatory revocation of security clearances and access determinations.

TITLE IX—ANOMALOUS HEALTH INCIDENTS

- Sec. 901. Modification of authority for Secretary of State and heads of other Federal agencies to pay costs of treating qualifying injuries and make payments for qualifying injuries to the brain.

TITLE X—UNIDENTIFIED ANOMALOUS PHENOMENA

- Sec. 1001. Comptroller General of the United States review of All-domain Anomaly Resolution Office.
- Sec. 1002. Sunset of requirements relating to audits of unidentified anomalous phenomena historical record report.
- Sec. 1003. Funding limitations relating to unidentified anomalous phenomena.

TITLE XI—OTHER MATTERS

- Sec. 1101. Limitation on directives under Foreign Intelligence Surveillance Act of 1978 relating to certain electronic communication service providers.
- Sec. 1102. Strengthening Election Cybersecurity to Uphold Respect for Elections through Independent Testing Act of 2024.
- Sec. 1103. Parity in pay for staff of the Privacy and Civil Liberties Oversight Board and the intelligence community.
- Sec. 1104. Modification and repeal of reporting requirements.
- Sec. 1105. Technical amendments.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) CONGRESSIONAL INTELLIGENCE COMMIT-
4 TEES.—The term “congressional intelligence com-
5 mittees” has the meaning given such term in section
6 3 of the National Security Act of 1947 (50 U.S.C.
7 3003).

8 (2) INTELLIGENCE COMMUNITY.—The term
9 “intelligence community” has the meaning given
10 such term in such section.

11 **TITLE I—INTELLIGENCE**
12 **ACTIVITIES**

13 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

14 Funds are hereby authorized to be appropriated for
15 fiscal year 2025 for the conduct of the intelligence and
16 intelligence-related activities of the Federal Government.

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

18 (a) SPECIFICATIONS OF AMOUNTS.—The amounts
19 authorized to be appropriated under section 101 for the
20 conduct of the intelligence activities of the Federal Gov-
21 ernment are those specified in the classified Schedule of
22 Authorizations prepared to accompany this division.

23 (b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AU-
24 THORIZATIONS.—

25 (1) AVAILABILITY.—The classified Schedule of
26 Authorizations referred to in subsection (a) shall be

1 made available to the Committee on Appropriations
2 of the Senate, the Committee on Appropriations of
3 the House of Representatives, and to the President.

4 (2) DISTRIBUTION BY THE PRESIDENT.—Sub-
5 ject to paragraph (3), the President shall provide for
6 suitable distribution of the classified Schedule of Au-
7 thorizations referred to in subsection (a), or of ap-
8 propriate portions of such Schedule, within the exec-
9 utive branch of the Federal Government.

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

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

17 (B) to the extent necessary to implement
18 the budget; or

19 (C) as otherwise required by law.

20 **SEC. 103. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
21 **COUNT.**

22 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
23 authorized to be appropriated for the Intelligence Commu-
24 nity Management Account of the Director of National In-
25 telligence for fiscal year 2025 the sum of \$656,573,000.

1 (b) CLASSIFIED AUTHORIZATION OF APPROPRIA-
2 TIONS.—In addition to amounts authorized to be appro-
3 priated for the Intelligence Community Management Ac-
4 count by subsection (a), there are authorized to be appro-
5 priated for the Intelligence Community Management Ac-
6 count for fiscal year 2025 such additional amounts as are
7 specified in the classified Schedule of Authorizations re-
8 ferred to in section 102(a).

9 **SEC. 104. INCREASE IN EMPLOYEE COMPENSATION AND**
10 **BENEFITS AUTHORIZED BY LAW.**

11 Appropriations authorized by this division for salary,
12 pay, retirement, and other benefits for Federal employees
13 may be increased by such additional or supplemental
14 amounts as may be necessary for increases in such com-
15 pensation or benefits authorized by law.

16 **TITLE II—CENTRAL INTEL-**
17 **LIGENCE AGENCY RETIRE-**
18 **MENT AND DISABILITY SYS-**
19 **TEM**

20 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

21 There is authorized to be appropriated for the Cen-
22 tral Intelligence Agency Retirement and Disability Fund
23 \$514,000,000 for fiscal year 2025.

1 “(ii) every waiver for a potential con-
2 flict of interest requires review and ap-
3 proval by the Director of National Intel-
4 ligence; and

5 “(iii) for every waiver granted, the
6 designated agency ethics official shall sub-
7 mit to the congressional intelligence com-
8 mittees notice of the waiver.”; and

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

10 “(3) DEFINITION OF DESIGNATED AGENCY
11 ETHICS OFFICIAL.—In this subsection, the term
12 ‘designated agency ethics official’ means the des-
13 ignated agency ethics official (as defined in section
14 13101 of title 5, United States Code) in the Office
15 of the Director of National Intelligence.”.

16 **SEC. 302. NATIONAL THREAT IDENTIFICATION AND**
17 **PRIORITIZATION ASSESSMENT AND NA-**
18 **TIONAL COUNTERINTELLIGENCE STRATEGY.**

19 Section 904(f)(3) of the Counterintelligence En-
20 hancement Act of 2002 (50 U.S.C. 3383(f)(3)) is amend-
21 ed by striking “National Counterintelligence Executive”
22 and inserting “Director of the National Counterintel-
23 ligence and Security Center”.

1 (C) by inserting after clause (i) the fol-
2 lowing:

3 “(ii) MEMBERSHIP STRUCTURE.—The
4 Director shall ensure that no more than 2
5 concurrently serving members of the Board
6 qualify for membership on the Board based
7 predominantly on a single qualification set
8 forth under clause (i).”;

9 (2) by redesignating paragraphs (5) through
10 (7) as paragraphs (6) through (8), respectively;

11 (3) by inserting after paragraph (4) the fol-
12 lowing:

13 “(5) CHARTER.—The Director shall establish a
14 charter for the Board that includes the following:

15 “(A) Mandatory processes for identifying
16 potential conflicts of interest, including the sub-
17 mission of initial and periodic financial disclo-
18 sures by Board members.

19 “(B) The vetting of potential conflicts of
20 interest by the designated agency ethics official,
21 except that no individual waiver may be granted
22 for a conflict of interest identified with respect
23 to the Chair of the Board.

24 “(C) The establishment of a process and
25 associated protections for any whistleblower al-

1 leging a violation of applicable conflict of inter-
2 est law, Federal contracting law, or other provi-
3 sion of law.”; and

4 (4) in paragraph (8), as redesignated by para-
5 graph (2), by striking “September 30, 2024” and in-
6 serting “August 31, 2027”.

7 **SEC. 305. NATIONAL INTELLIGENCE UNIVERSITY ACCEPT-**
8 **ANCE OF GRANTS.**

9 (a) IN GENERAL.—Subtitle D of title X of the Na-
10 tional Security Act of 1947 (50 U.S.C. 3227 et seq.) is
11 amended by adding at the end the following:

12 **“§ 1035. National Intelligence University acceptance**
13 **of grants**

14 “(a) AUTHORITY.—The Director of National Intel-
15 ligence may authorize the President of the National Intel-
16 ligence University to accept qualifying research grants.

17 “(b) QUALIFYING GRANTS.—A qualifying research
18 grant under this section is a grant that is awarded on a
19 competitive basis by an entity referred to in subsection (c)
20 for a research project with a scientific, literary, or edu-
21 cational purpose.

22 “(c) ENTITIES FROM WHICH GRANTS MAY BE AC-
23 CEPTED.—A qualifying research grant may be accepted
24 under this section only from a Federal agency or from a
25 corporation, fund, foundation, educational institution, or

1 similar entity that is organized and operated primarily for
2 scientific, literary, or educational purposes.

3 “(d) ADMINISTRATION OF GRANT FUNDS.—

4 “(1) ESTABLISHMENT OF ACCOUNT.—The Di-
5 rector shall establish an account for administering
6 funds received as qualifying research grants under
7 this section.

8 “(2) USE OF FUNDS.—The President of the
9 University shall use the funds in the account estab-
10 lished pursuant to paragraph (1) in accordance with
11 applicable provisions of the regulations and the
12 terms and conditions of the grants received.

13 “(e) RELATED EXPENSES.—Subject to such limita-
14 tions as may be provided in appropriations Acts, appro-
15 priations available for the National Intelligence University
16 may be used to pay expenses incurred by the University
17 in applying for, and otherwise pursuing, the award of
18 qualifying research grants.

19 “(f) REGULATIONS.—The Director of National Intel-
20 ligence shall prescribe regulations for the administration
21 of this section.”.

22 (b) CLERICAL AMENDMENT.—The table of contents
23 preceding section 2 of such Act is amended by inserting
24 after the item relating to section 1034 the following new
25 item:

“Sec. 1035. National Intelligence University acceptance of grants.”.

1 **SEC. 306. LIMITATION ON AVAILABILITY OF FUNDS FOR**
2 **NEW CONTROLLED ACCESS PROGRAMS.**

3 None of the funds authorized to be appropriated by
4 this division for the National Intelligence Program (as de-
5 fined in section 3 of the National Security Act of 1947
6 (50 U.S.C. 3003)) may be obligated or expended for any
7 controlled access program (as defined in section 501A(d)
8 of the National Security Act of 1947 (50 U.S.C.
9 3091a(d))), or a compartment or subcompartment therein,
10 that is established on or after the date of the enactment
11 of this Act, until the head of the element of the intelligence
12 community responsible for the establishment of such pro-
13 gram, compartment, or subcompartment, submits the no-
14 tification required by section 501A(b) of the National Se-
15 curity Act of 1947 (50 U.S.C. 3091a(b)).

16 **SEC. 307. LIMITATION ON TRANSFERS FROM CONTROLLED**
17 **ACCESS PROGRAMS.**

18 Section 501A(b) of the National Security Act of 1947
19 (50 U.S.C. 3091a(b)) is amended—

20 (1) in the subsection heading, by striking “LIM-
21 ITATION ON ESTABLISHMENT” and inserting “LIMI-
22 TATIONS”;

23 (2) by striking “A head” and inserting the fol-
24 lowing:

25 “(1) ESTABLISHMENT.—A head”; and

26 (3) by adding at the end the following:

1 “(2) TRANSFERS.—A head of an element of the
2 intelligence community may not transfer a capability
3 from a controlled access program, including from a
4 compartment or subcompartment therein to a com-
5 partment or subcompartment of another controlled
6 access program, to a special access program (as de-
7 fined in section 1152(g) of the National Defense Au-
8 thorization Act for Fiscal Year 1994 (50 U.S.C.
9 3348(g))), or to anything else outside the controlled
10 access program, until the head submits to the appro-
11 priate congressional committees and congressional
12 leadership notice of the intent of the head to make
13 such transfer.”.

14 **SEC. 308. EXPENDITURE OF FUNDS FOR CERTAIN INTEL-**
15 **LIGENCE AND COUNTERINTELLIGENCE AC-**
16 **TIVITIES OF THE COAST GUARD.**

17 The Commandant of the Coast Guard may use up
18 to 1 percent of the amounts made available for the Na-
19 tional Intelligence Program (as such term is defined in
20 section 3 of the National Security Act of 1947 (50 U.S.C.
21 3003)) for each fiscal year for intelligence and counter-
22 intelligence activities of the Coast Guard relating to ob-
23 jects of a confidential, extraordinary, or emergency nature,
24 which amounts may be accounted for solely on the certifi-
25 cation of the Commandant and each such certification

1 shall be considered to be a sufficient voucher for the
2 amount contained in the certification.

3 **SEC. 309. STRENGTHENING OF OFFICE OF INTELLIGENCE**
4 **AND ANALYSIS.**

5 (a) IMPROVEMENTS.—

6 (1) IN GENERAL.—Section 311 of title 31,
7 United States Code, is amended to read as follows:

8 **“§ 311. Office of Economic Intelligence and Security**

9 “(a) DEFINITIONS.—In this section, the terms ‘coun-
10 terintelligence’, ‘foreign intelligence’, and ‘intelligence
11 community’ have the meanings given such terms in section
12 3 of the National Security Act of 1947 (50 U.S.C. 3003).

13 “(b) ESTABLISHMENT.—There is established within
14 the Office of Terrorism and Financial Intelligence of the
15 Department of the Treasury, the Office of Economic Intel-
16 ligence and Security (in this section referred to as the ‘Of-
17 fice’), which, subject to the availability of appropriations,
18 shall—

19 “(1) be responsible for the receipt, analysis, col-
20 lation, and dissemination of foreign intelligence and
21 foreign counterintelligence information relating to
22 the operation and responsibilities of the Department
23 of the Treasury and other Federal agencies exe-
24 cuting economic statecraft tools that do not include

1 any elements that are elements of the intelligence
2 community;

3 “(2) provide intelligence support and economic
4 analysis to Federal agencies implementing United
5 States economic policy, including for purposes of
6 global strategic competition; and

7 “(3) have such other related duties and authori-
8 ties as may be assigned by the Secretary for pur-
9 poses of the responsibilities described in paragraph
10 (1), subject to the authority, direction, and control
11 of the Secretary, in consultation with the Director of
12 National Intelligence.

13 “(c) ASSISTANT SECRETARY FOR ECONOMIC INTEL-
14 LIGENCE AND SECURITY.—The Office shall be headed by
15 an Assistant Secretary, who shall be appointed by the
16 President, by and with the advice and consent of the Sen-
17 ate. The Assistant Secretary shall report directly to the
18 Undersecretary for Terrorism and Financial Crimes.”.

19 (2) CLERICAL AMENDMENT.—The table of sec-
20 tions at the beginning of chapter 3 of such title is
21 amended by striking the item relating to section 311
22 and inserting the following:

“311. Office of Economic Intelligence and Security.”.

23 (3) CONFORMING AMENDMENT.—Section
24 3(4)(J) of the National Security Act of 1947 (50
25 U.S.C. 3003(4)(J)) is amended by striking “Office

1 of Intelligence and Analysis” and inserting “Office
2 of Economic Intelligence and Security”.

3 (4) REFERENCES.—Any reference in a law, reg-
4 ulation, document, paper, or other record of the
5 United States to the Office of Intelligence and Anal-
6 ysis of the Department of the Treasury shall be
7 deemed a reference to the Office of Economic Intel-
8 ligence and Security of the Department of the
9 Treasury.

10 (b) STRATEGIC PLAN AND EFFECTIVE DATE.—

11 (1) DEFINITION OF APPROPRIATE COMMITTEES
12 OF CONGRESS.—In this subsection, the term “appro-
13 priate committees of Congress” means—

14 (A) the congressional intelligence commit-
15 tees;

16 (B) the Committee on Banking, Housing,
17 and Urban Affairs and the Committee on Ap-
18 propriations of the Senate; and

19 (C) the Committee on Financial Services
20 and the Committee on Appropriations of the
21 House of Representatives.

22 (2) IN GENERAL.—Subsection (a) shall take ef-
23 fect on the date that is 180 days after the date on
24 which the Secretary of the Treasury submits to the
25 appropriate committees of Congress a 3-year stra-

1 ategic plan detailing the resources required by the
2 Department of the Treasury.

3 (3) CONTENTS.—The strategic plan submitted
4 pursuant to paragraph (2) shall include the fol-
5 lowing:

6 (A) Staffing and administrative expenses
7 planned for the Department for the 3-year pe-
8 riod beginning on the date of the submittal of
9 the plan, including resourcing requirements for
10 each office and division in the Department dur-
11 ing such period.

12 (B) Structural changes and resources, in-
13 cluding leadership structure and staffing, re-
14 quired to implement subsection (a) during the
15 period described in subparagraph (A).

16 (c) LIMITATION.—None of the amounts appropriated
17 or otherwise made available before the date of the enact-
18 ment of this Act for the Office of Foreign Asset Control,
19 the Financial Crimes Enforcement Network, the Office of
20 International Affairs, the Office of Tax Policy, or the Of-
21 fice of Domestic Finance may be transferred or repro-
22 grammed to support the Office of Economic Intelligence
23 and Security established by section 311 of title 31, United
24 States Code, as added by subsection (a).

1 **SEC. 310. REPORT ON COLLECTION OF UNITED STATES LO-**
2 **CATION INFORMATION.**

3 (a) DEFINITIONS.—In this section:

4 (1) APPROPRIATE COMMITTEES OF CON-
5 GRESS.—The term “appropriate committees of Con-
6 gress” means—

7 (A) the congressional intelligence commit-
8 tees;

9 (B) the Committee on the Judiciary, the
10 Committee on Homeland Security and Govern-
11 mental Affairs, and the Committee on Com-
12 merce, Science, and Transportation of the Sen-
13 ate; and

14 (C) the Committee on the Judiciary, the
15 Committee on Homeland Security, and the
16 Committee on Energy and Commerce of the
17 House of Representatives.

18 (2) UNITED STATES LOCATION INFORMA-
19 TION.—The term “United States location informa-
20 tion” means information derived or otherwise cal-
21 culated from the use of technology, including global
22 positioning systems-level latitude and longitude co-
23 ordinates or other mechanisms, that reveals the past
24 or present approximate or specific location of a cus-
25 tomer, subscriber, user, or device in the United
26 States, or, if the customer, subscriber, or user is

1 known to be a United States person, outside the
2 United States.

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

7 (b) IN GENERAL.—Not later than 180 days after the
8 date of the enactment of this Act, the Director of National
9 Intelligence, in coordination with the Attorney General,
10 shall issue a report on the collection of United States loca-
11 tion information by the intelligence community.

12 (c) CONTENT.—The report required by subsection (a)
13 shall address the filtering, segregation, use, dissemination,
14 masking, and retention of United States location informa-
15 tion by the intelligence community.

16 (d) FORM; PUBLIC AVAILABILITY.—The report re-
17 quired by subsection (a)—

18 (1) shall be issued in unclassified form and
19 made available to the public; and

20 (2) may include a classified annex, which the
21 Director of National Intelligence shall submit to the
22 appropriate committees of Congress.

23 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
24 tion shall be construed as authorizing—

25 (1) any rulemaking; or

1 (2) the collection or access of United States lo-
2 cation information.

3 **TITLE IV—COUNTERING**
4 **FOREIGN THREATS**
5 **Subtitle A—People’s Republic of**
6 **China**

7 **SEC. 401. ASSESSMENT OF CURRENT STATUS OF BIO-**
8 **TECHNOLOGY OF PEOPLE’S REPUBLIC OF**
9 **CHINA.**

10 (a) ASSESSMENT.—Not later than 30 days after the
11 date of the enactment of this Act, the Director of National
12 Intelligence shall, in consultation with the Director of the
13 National Counterproliferation and Biosecurity Center and
14 such heads of elements of the intelligence community as
15 the Director of National Intelligence considers appro-
16 priate, conduct an assessment of the current status of the
17 biotechnology of the People’s Republic of China, which
18 shall include an assessment of how the People’s Republic
19 of China is supporting the biotechnology sector through
20 both licit and illicit means, such as foreign direct invest-
21 ment, subsidies, talent recruitment, or other efforts.

22 (b) REPORT.—

23 (1) DEFINITION OF APPROPRIATE COMMITTEES
24 OF CONGRESS.—In this subsection, the term “appro-
25 priate committees of Congress” means—

1 (A) the congressional intelligence commit-
2 tees;

3 (B) the Committee on Finance, the Com-
4 mittee on Foreign Relations, the Committee on
5 the Judiciary, the Committee on Banking,
6 Housing, and Urban Affairs, the Committee on
7 Homeland Security and Governmental Affairs,
8 and the Committee on Appropriations of the
9 Senate; and

10 (C) the Committee on Ways and Means,
11 the Committee on Foreign Affairs, the Com-
12 mittee on the Judiciary, the Committee on Fi-
13 nancial Services, the Committee on Homeland
14 Security, and the Committee on Appropriations
15 of the House of Representatives.

16 (2) IN GENERAL.—Not later than 30 days after
17 the date on which the Director of National Intelligence
18 completes the assessment required by subsection (a),
19 the Director shall submit to the appropriate commit-
20 tees of Congress a report on the findings of the Di-
21 rector with respect to the assessment.

22 (3) FORM.—The report submitted pursuant to
23 paragraph (2) shall be submitted in unclassified
24 form, but may include a classified annex.

1 **SEC. 402. INTELLIGENCE SHARING WITH LAW ENFORCE-**
2 **MENT AGENCIES ON SYNTHETIC OPIOID PRE-**
3 **CURSOR CHEMICALS ORIGINATING IN PEO-**
4 **PLE'S REPUBLIC OF CHINA.**

5 (a) STRATEGY REQUIRED.—The Director of National
6 Intelligence shall, in coordination with the Attorney Gen-
7 eral, the Secretary of Homeland Security, the Secretary
8 of State, the Secretary of the Treasury, and the heads of
9 such other departments and agencies as the Director con-
10 sider appropriate, develop a strategy to ensure robust in-
11 telligence sharing relating to the illicit trafficking of syn-
12 thetic opioid precursor chemicals from the People's Repub-
13 lic of China and other source countries.

14 (b) ELEMENTS.—The strategy developed pursuant to
15 subsection (a) shall include the following:

16 (1) An assessment of existing intelligence shar-
17 ing between the intelligence community, the Depart-
18 ment of Justice, the Department of Homeland Secu-
19 rity, any other relevant Federal departments, and
20 State, local, territorial and tribal law enforcement
21 entities, including any mechanisms that allow sub-
22 ject matter experts with and without security clear-
23 ances to share and receive information and any gaps
24 identified.

25 (2) A plan to ensure robust intelligence sharing,
26 including by addressing gaps identified pursuant to

1 subparagraph (1) and identifying additional capabili-
2 ties and resources needed;

3 (3) A detailed description of the measures used
4 to ensure the protection of civil rights, civil liberties,
5 and privacy rights in carrying out this strategy.

6 **SEC. 403. REPORT ON EFFORTS OF THE PEOPLE'S REPUB-**
7 **LIC OF CHINA TO EVADE UNITED STATES**
8 **TRANSPARENCY AND NATIONAL SECURITY**
9 **REGULATIONS.**

10 (a) DEFINITION OF APPROPRIATE COMMITTEES OF
11 CONGRESS.—In this section, the term “appropriate com-
12 mittees of Congress” means—

13 (1) the congressional intelligence committees;

14 (2) the Committee on Finance, the Committee
15 on Foreign Relations, the Committee on Commerce,
16 Science, and Transportation, the Committee on the
17 Judiciary, the Committee on Banking, Housing, and
18 Urban Affairs, the Committee on Homeland Security
19 and Governmental Affairs, and the Committee on
20 Armed Services of the Senate; and

21 (3) the Committee on Ways and Means, the
22 Committee on Foreign Affairs, the Committee on
23 Energy and Commerce, the Committee on the Judi-
24 ciary, the Committee on Financial Services, the
25 Committee on Homeland Security, and the Com-

1 mittee on Armed Services of the House of Rep-
2 resentatives.

3 (b) REPORT REQUIRED.—The Director of National
4 Intelligence shall submit to the appropriate committees of
5 Congress a report on efforts of the People’s Republic of
6 China to evade the following:

7 (1) Identification under section 1260H of the
8 William M. (Mac) Thornberry National Defense Au-
9 thorization Act for Fiscal Year 2021 (Public Law
10 116–283; 10 U.S.C. 113 note).

11 (2) Restrictions or limitations imposed by any
12 of the following:

13 (A) Section 805 of the National Defense
14 Authorization Act for Fiscal Year 2024 (Public
15 Law 118–31).

16 (B) Section 889 of the John S. McCain
17 National Defense Authorization Act for Fiscal
18 Year 2019 (Public Law 115–232; 41 U.S.C.
19 3901 note prec.).

20 (C) The list of specially designated nation-
21 als and blocked persons maintained by the Of-
22 fice of Foreign Assets Control of the Depart-
23 ment of the Treasury (commonly known as the
24 “SDN list”).

1 (D) The Entity List maintained by the
2 Bureau of Industry and Security of the Depart-
3 ment of Commerce and set forth in Supplement
4 No. 4 to part 744 of title 15, Code of Federal
5 Regulations.

6 (E) Commercial or dual-use export controls
7 under the Export Control Reform Act of 2018
8 (50 U.S.C. 4801 et seq.) and the Export Ad-
9 ministration Regulations.

10 (F) Executive Order 14105 (88 Fed. Reg.
11 54867; relating to addressing United States in-
12 vestments in certain national security tech-
13 nologies and products in countries of concern),
14 or successor order.

15 (G) Import restrictions on products made
16 with forced labor implemented by U.S. Customs
17 and Border Protection pursuant to Public Law
18 117–78 (22 U.S.C. 6901 note).

19 (c) FORM.—The report submitted pursuant to sub-
20 section (b) shall be submitted in unclassified form.

21 **SEC. 404. PLAN FOR RECRUITMENT OF MANDARIN SPEAK-**
22 **ERS.**

23 (a) IN GENERAL.—Not later than 180 days after the
24 date of the enactment of this Act, the Director of National
25 Intelligence shall submit to the appropriate congressional

1 committees a comprehensive plan to prioritize the recruit-
2 ment and training of individuals who speak Mandarin Chi-
3 nese for each element of the intelligence community.

4 (b) APPROPRIATE CONGRESSIONAL COMMITTEES.—
5 In this section, the term “appropriate congressional com-
6 mittees” means—

7 (1) the congressional intelligence committees;

8 (2) the Committee on the Judiciary and the
9 Committee on Appropriations of the Senate; and

10 (3) the Committee on the Judiciary and the
11 Committee on Appropriations of the House of Rep-
12 resentatives.

13 **Subtitle B—The Russian** 14 **Federation**

15 **SEC. 411. REPORT ON RUSSIAN FEDERATION SPONSORSHIP** 16 **OF ACTS OF INTERNATIONAL TERRORISM.**

17 (a) DEFINITIONS.—In this section—

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

21 (A) the congressional intelligence commit-
22 tees;

23 (B) the Committee on Foreign Relations,
24 the Committee on Armed Services, the Com-
25 mittee on the Judiciary, the Committee on

1 Homeland Security and Governmental Affairs,
2 the Committee on Banking, Housing, and
3 Urban Affairs, and the Committee on Appro-
4 priations of the Senate; and

5 (C) the Committee on Foreign Affairs, the
6 Committee on Armed Services, the Committee
7 on the Judiciary, the Committee on Homeland
8 Security, the Committee on Financial Services,
9 and the Committee on Appropriations of the
10 House of Representatives.

11 (2) FOREIGN TERRORIST ORGANIZATION.—The
12 term “foreign terrorist organization” means an or-
13 ganization that has been designated as a foreign ter-
14 rorist organization by the Secretary of State, pursu-
15 ant to section 219 of the Immigration and Nation-
16 ality Act (8 U.S.C. 1189).

17 (3) SPECIALLY DESIGNATED GLOBAL TER-
18 RORIST ORGANIZATION.—The term “specially des-
19 igned global terrorist organization” means an or-
20 ganization that has been designated as a specially
21 designated global terrorist by the Secretary of State
22 or the Secretary, pursuant to Executive Order
23 13224 (50 U.S.C. 1701 note; relating to blocking
24 property and prohibiting transactions with persons

1 who commit, threaten to commit, or support ter-
2 rorism).

3 (4) STATE SPONSOR OF TERRORISM.—The term
4 “state sponsor of terrorism” means a country the
5 government of which the Secretary of State has de-
6 termined has repeatedly provided support for acts of
7 international terrorism, for purposes of—

8 (A) section 1754(c)(1)(A)(i) of the Export
9 Control Reform Act of 2018 (50 U.S.C.
10 4813(c)(1)(A)(i));

11 (B) section 620A of the Foreign Assistance
12 Act of 1961 (22 U.S.C. 2371);

13 (C) section 40(d) of the Arms Export Con-
14 trol Act (22 U.S.C. 2780(d)); or

15 (D) any other provision of law.

16 (b) REPORT REQUIRED.—Not later than 180 days
17 after the date of the enactment of this Act, the Director
18 of National Intelligence shall, in concurrence with the Sec-
19 retary of State, conduct and submit to the appropriate
20 congressional committees a report that includes the fol-
21 lowing:

22 (1) A list of all instances in which the Russian
23 Federation, or an official of the Russian Federation,
24 has provided financial, material, technical, or lethal
25 support to foreign terrorist organizations, specially

1 designated global terrorist organizations, state spon-
2 sors of terrorism, or for acts of international ter-
3 rorism.

4 (2) A list of all instances in which the Russian
5 Federation, or an official of the Russian Federation,
6 has willfully aided or abetted—

7 (A) the international proliferation of nu-
8 clear explosive devices to persons;

9 (B) a person in acquiring unsafeguarded
10 special nuclear material; or

11 (C) the efforts of a person to use, develop,
12 produce, stockpile, or otherwise acquire chem-
13 ical, biological, or radiological weapons.

14 (3) An assessment of threats to the homeland
15 as a result of Russian government assistance to the
16 Russian Imperial Movement.

17 (c) FORM.—The report required by subsection (b)
18 shall be submitted in unclassified form, but may include
19 a classified annex.

20 (d) BRIEFINGS.—Not later than 30 days after sub-
21 mittal of the report required by subsection (b), the Direc-
22 tor of National Intelligence shall provide a classified brief-
23 ing to the appropriate congressional committees on the
24 methodology and findings of the report.

1 **SEC. 412. ASSESSMENT OF LIKELY COURSE OF WAR IN**
2 **UKRAINE.**

3 (a) DEFINITION OF APPROPRIATE COMMITTEES OF
4 CONGRESS.—In this section, the term “appropriate com-
5 mittees of Congress” means—

6 (1) the congressional intelligence committees;

7 (2) the Committee on Armed Services, the
8 Committee on Foreign Relations and the Committee
9 on Appropriations of the Senate; and

10 (3) the Committee on Armed Services, the
11 Committee on Foreign Affairs and the Committee on
12 Appropriations of the House of Representatives.

13 (b) IN GENERAL.—Not later than 90 days after the
14 date of the enactment of this Act, the Director of National
15 Intelligence, in collaboration with the Director of the De-
16 fense Intelligence Agency and the Director of the Central
17 Intelligence Agency, shall submit to the appropriate com-
18 mittees of Congress an assessment of the likely course of
19 the war in Ukraine through December 31, 2025.

20 (c) ELEMENTS.—The assessment required by sub-
21 section (b) shall include an assessment of each of the fol-
22 lowing:

23 (1) The ability of the military of Ukraine to de-
24 fend against Russian aggression if the United States
25 does, or does not, continue to provide military and
26 economic assistance to Ukraine and does, or does

1 not, maintain policy restrictions on the use of
2 United States weapons during the period described
3 in such subsection.

4 (2) The likely course of the war during such pe-
5 riod if the United States does, or does not, continue
6 to provide military and economic assistance to
7 Ukraine.

8 (3) The ability and willingness of countries in
9 Europe and outside of Europe to continue to provide
10 military and economic assistance to Ukraine if the
11 United States does, or does not, do so, including the
12 ability of such countries to make up for any shortfall
13 in United States assistance.

14 (4) The effects of a potential defeat of Ukraine
15 by the Russian Federation on United States national
16 security and foreign policy interests, including the
17 potential for further aggression from the Russian
18 Federation, the People's Republic of China, the Is-
19 lamic Republic of Iran, and the Democratic People's
20 Republic of Korea.

21 (d) FORM.—The assessment required by subsection
22 (b) shall be submitted in unclassified form, but may in-
23 clude a classified annex.

1 **Subtitle C—International**
2 **Terrorism**

3 **SEC. 421. ASSESSMENT AND REPORT ON THE THREAT OF**
4 **ISIS-KHORASAN TO THE UNITED STATES.**

5 (a) DEFINITION OF APPROPRIATE COMMITTEES OF
6 CONGRESS.—In this section, the term “appropriate com-
7 mittees of Congress” means—

8 (1) the congressional intelligence committees;

9 (2) the Committee on Foreign Relations, the
10 Committee on Commerce, Science, and Transpor-
11 tation, the Committee on the Judiciary, the Com-
12 mittee on Homeland Security and Governmental Af-
13 fairs, and the Committee on Appropriations of the
14 Senate; and

15 (3) the Committee on Foreign Affairs, the
16 Committee on Transportation and Infrastructure,
17 the Committee on the Judiciary, the Committee on
18 Homeland Security, and the Committee on Appro-
19 priations of the House of Representatives.

20 (b) IN GENERAL.—Not later than 60 days after the
21 date of the enactment of this Act, the Director of the Na-
22 tional Counterterrorism Center, in coordination with such
23 elements of the intelligence community as the Director
24 considers relevant, shall—

1 (1) conduct an assessment of the threats to the
2 United States and United States citizens posed by
3 ISIS-Khorasan; and

4 (2) submit to the appropriate committees of
5 Congress a written report on the findings of the as-
6 sessment.

7 (c) REPORT ELEMENTS.—The report required by
8 subsection (b) shall include the following:

9 (1) A description of the historical evolution of
10 ISIS-Khorasan, beginning with Al-Qaeda and the at-
11 tacks on the United States on September 11, 2001.

12 (2) A description of the ideology and stated in-
13 tentions of ISIS-Khorasan as related to the United
14 States and the interests of the United States, includ-
15 ing the homeland.

16 (3) A list of all terrorist attacks worldwide at-
17 tributable to ISIS-Khorasan or for which ISIS-
18 Khorasan claimed credit, beginning on January 1,
19 2015.

20 (4) A description of the involvement of ISIS-
21 Khorasan in Afghanistan before, during, and after
22 the withdrawal of United States military and civilian
23 personnel and resources in August 2021.

1 (5) The recruiting and training strategy of
2 ISIS-Khorasan following the withdrawal described in
3 paragraph (4), including—

4 (A) the geographic regions in which ISIS-
5 Khorasan is physically present;

6 (B) regions from which ISIS-Khorasan is
7 recruiting; and

8 (C) its ambitions for individual actors
9 worldwide and in the United States.

10 (6) A description of the relationship between
11 ISIS-Khorasan and ISIS core, the Taliban, Al-
12 Qaeda, and other terrorist groups, as appropriate.

13 (7) A description of the association of members
14 of ISIS-Khorasan with individuals formerly detained
15 at United States Naval Station, Guantanamo Bay,
16 Cuba.

17 (8) A description of ISIS-Khorasan's develop-
18 ment of, and relationships with, travel facilitation
19 networks in Europe, Central Asia, Eurasia, and
20 Latin America.

21 (9) An assessment of ISIS-Khorasan's under-
22 standing of the border and immigration policies of
23 the United States.

24 (10) An assessment of the known travel of
25 members of ISIS-Khorasan within the Western

1 Hemisphere and specifically across the southern bor-
2 der of the United States.

3 (11) As assessment of ISIS-Khorasan’s inten-
4 tions and capabilities within the United States.

5 (d) FORM.—The report required by subsection (b)
6 shall be submitted in unclassified form, but may include
7 a classified annex.

8 **Subtitle D—Other Foreign Threats**

9 **SEC. 431. ASSESSMENT OF VISA-FREE TRAVEL TO AND** 10 **WITHIN WESTERN HEMISPHERE BY NATION-** 11 **ALS OF COUNTRIES OF CONCERN.**

12 (a) DEFINITIONS.—In this section:

13 (1) APPROPRIATE COMMITTEES OF CON-
14 GRESS.—The term “appropriate committees of Con-
15 gress” means—

16 (A) the congressional intelligence commit-
17 tees;

18 (B) the Committee on Foreign Relations,
19 the Committee on the Judiciary, the Committee
20 on Homeland Security and Governmental Af-
21 fairs, and the Committee on Appropriations of
22 the Senate; and

23 (C) the Committee on Foreign Affairs, the
24 Committee on the Judiciary, the Committee on

1 Homeland Security, and the Committee on Ap-
2 propriations of the House of Representatives.

3 (2) COUNTRIES OF CONCERN.—The term
4 “countries of concern” means—

5 (A) the Russian Federation;

6 (B) the People’s Republic of China;

7 (C) the Islamic Republic of Iran;

8 (D) the Syrian Arab Republic;

9 (E) the Democratic People’s Republic of
10 Korea;

11 (F) the Bolivarian Republic of Venezuela;

12 and

13 (G) the Republic of Cuba.

14 (b) IN GENERAL.—Not later than 90 days after the
15 date of the enactment of this Act, the Director of National
16 Intelligence shall submit to the appropriate committees of
17 Congress a written assessment of the impacts to national
18 security caused by travel without a visa to and within
19 countries in the Western Hemisphere by nationals of coun-
20 tries of concern.

21 (c) FORM.—The assessment required by subsection
22 (b) shall be submitted in unclassified form, but may in-
23 clude a classified annex.

1 **SEC. 432. ASSESSMENT OF THREAT POSED BY CITIZENSHIP-**
2 **BY-INVESTMENT PROGRAMS.**

3 (a) DEFINITIONS.—In this section:

4 (1) APPROPRIATE COMMITTEES OF CON-
5 GRESS.—The term “appropriate committees of Con-
6 gress” means—

7 (A) the Committee on Homeland Security
8 and Governmental Affairs, the Committee on
9 Foreign Relations, the Committee on Banking,
10 Housing, and Urban Affairs, the Select Com-
11 mittee on Intelligence, the Committee on the
12 Judiciary, and the Committee on Appropria-
13 tions of the Senate; and

14 (B) the Committee on Homeland Security,
15 the Committee on Foreign Affairs, the Com-
16 mittee on Financial Services, the Permanent
17 Select Committee on Intelligence, the Com-
18 mittee on the Judiciary, and the Committee on
19 Appropriations of the House of Representatives.

20 (2) ASSISTANT SECRETARY.—The term “Assist-
21 ant Secretary” means the Assistant Secretary for
22 Intelligence and Analysis of the Department of the
23 Treasury.

24 (3) CITIZENSHIP-BY-INVESTMENT PROGRAM.—
25 The term “citizenship-by-investment program”
26 means an immigration, investment, or other pro-

1 gram of a foreign country that, in exchange for a
2 covered contribution, authorizes the individual mak-
3 ing the covered contribution to acquire citizenship in
4 such country, including temporary or permanent res-
5 idence that may serve as the basis for subsequent
6 naturalization.

7 (4) COVERED CONTRIBUTION.—The term “cov-
8 ered contribution” means—

9 (A) an investment in, or a monetary dona-
10 tion or any other form of direct or indirect cap-
11 ital transfer to, including through the purchase
12 or rental of real estate—

13 (i) the government of a foreign coun-
14 try; or

15 (ii) any person, business, or entity in
16 such a foreign country; and

17 (B) a donation to, or endowment of, any
18 activity contributing to the public good in such
19 a foreign country.

20 (5) DIRECTOR.—The term “Director” means
21 the Director of National Intelligence.

22 (b) ASSESSMENT OF THREAT POSED BY CITIZEN-
23 SHIP-BY-INVESTMENT PROGRAMS.—

24 (1) ASSESSMENT.—Not later than 1 year after
25 the date of the enactment of this Act, the Director

1 and the Assistant Secretary, in coordination with the
2 heads of the other elements of the intelligence com-
3 munity and the head of any appropriate Federal
4 agency, shall complete an assessment of the threat
5 posed to the United States by citizenship-by-invest-
6 ment programs.

7 (2) ELEMENTS.—The assessment required by
8 paragraph (1) shall include the following:

9 (A) An identification of each citizenship-
10 by-investment program, including an identifica-
11 tion of the foreign country that operates each
12 such program.

13 (B) With respect to each citizenship-by-in-
14 vestment program identified under subpara-
15 graph (A)—

16 (i) a description of the types of invest-
17 ments required under the program; and

18 (ii) an identification of the sectors to
19 which an individual may make a covered
20 contribution under the program.

21 (C) An assessment of the threats posed to
22 the national security of the United States by
23 malign actors that use citizenship-by-investment
24 programs—

25 (i) to evade sanctions or taxes;

1 (ii) to facilitate or finance—

2 (I) crimes relating to national se-
3 curity, including terrorism, weapons
4 trafficking or proliferation,
5 cybercrime, drug trafficking, human
6 trafficking, and espionage; or

7 (II) any other activity that fur-
8 thers the interests of a foreign adver-
9 sary or undermines the integrity of
10 the immigration laws or security of
11 the United States; or

12 (iii) to undermine the United States
13 and its interests through any other means
14 identified by the Director and the Assist-
15 ant Secretary.

16 (D) An identification of the foreign coun-
17 tries the citizenship-by-investment programs of
18 which pose the greatest threat to the national
19 security of the United States.

20 (3) REPORT AND BRIEFING.—

21 (A) REPORT.—

22 (i) IN GENERAL.—Not later than 180
23 days after completing the assessment re-
24 quired by paragraph (1), the Director and
25 the Assistant Secretary shall jointly submit

1 to the appropriate committees of Congress
2 a report on the findings of the Director
3 and the Assistant Secretary with respect to
4 the assessment.

5 (ii) ELEMENTS.—The report required
6 by clause (i) shall include the following:

7 (I) A detailed description of the
8 threats posed to the national security
9 of the United States by citizenship-by-
10 investment programs.

11 (II) Recommendations for addi-
12 tional resources or authorities nec-
13 essary to counter such threats.

14 (III) A description of opportuni-
15 ties to counter such threats.

16 (iii) FORM.—The report required by
17 clause (i) shall be submitted in unclassified
18 form but may include a classified annex, as
19 appropriate.

20 (B) BRIEFING.—Not later than 90 days
21 after the date on which the report required by
22 subparagraph (A) is submitted, the Director
23 and Assistant Secretary shall provide the appro-
24 priate committees of Congress with a briefing
25 on the report.

1 **SEC. 433. OFFICE OF INTELLIGENCE AND COUNTERINTEL-**
2 **LIGENCE REVIEW OF VISITORS AND ASSIGN-**
3 **EES.**

4 (a) DEFINITIONS.—In this section:

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

8 (A) the congressional intelligence commit-
9 tees;

10 (B) the Committee on Armed Services, the
11 Committee on Energy and Natural Resources,
12 the Committee on Foreign Relations, the Com-
13 mittee on the Judiciary, the Committee on
14 Homeland Security and Governmental Affairs,
15 and the Committee on Appropriations of the
16 Senate; and

17 (C) the Committee on Armed Services, the
18 Committee on Energy and Commerce, the Com-
19 mittee on Foreign Affairs, the Committee on
20 the Judiciary, the Committee on Homeland Se-
21 curity, and the Committee on Appropriations of
22 the House of Representatives.

23 (2) COUNTRY OF RISK.—The term “country of
24 risk” means a country identified in the report sub-
25 mitted to Congress by the Director of National In-
26 telligence in 2024 pursuant to section 108B of the

1 National Security Act of 1947 (50 U.S.C. 3043b)
2 (commonly referred to as the “Annual Threat As-
3 sessment”).

4 (3) COVERED ASSIGNEE; COVERED VISITOR.—
5 The terms “covered assignee” and “covered visitor”
6 mean a foreign national from a country of risk that
7 is “engaging in competitive behavior that directly
8 threatens U.S. national security”, who is not an em-
9 ployee of either the Department of Energy or the
10 management and operations contractor operating a
11 National Laboratory on behalf of the Department of
12 Energy, and has requested access to the premises,
13 information, or technology of a National Laboratory.

14 (4) DIRECTOR.—The term “Director” means
15 the Director of the Office of Intelligence and Coun-
16 terintelligence of the Department of Energy (or their
17 designee).

18 (5) FOREIGN NATIONAL.—The term “foreign
19 national” has the meaning given the term “alien” in
20 section 101(a) of the Immigration and Nationality
21 Act (8 U.S.C. 1101(a)).

22 (6) NATIONAL LABORATORY.—The term “Na-
23 tional Laboratory” has the meaning given the term
24 in section 2 of the Energy Policy Act of 2005 (42
25 U.S.C. 15801).

1 (7) NONTRADITIONAL COLLECTION THREAT.—

2 The term “nontraditional collection threat” means a
3 threat posed by an individual not employed by a for-
4 eign intelligence service, who is seeking access to in-
5 formation about a capability, research, or organiza-
6 tional dynamics of the United States to inform a
7 foreign adversary or non-state actor.

8 (b) FINDINGS.—The Senate finds the following:

9 (1) The National Laboratories conduct critical,
10 cutting-edge research across a range of scientific dis-
11 ciplines that provide the United States with a tech-
12 nological edge over other countries.

13 (2) The technologies developed in the National
14 Laboratories contribute to the national security of
15 the United States, including classified and sensitive
16 military technology and dual-use commercial tech-
17 nology.

18 (3) International cooperation in the field of
19 science is critical to the United States maintaining
20 its leading technological edge.

21 (4) The research enterprise of the Department
22 of Energy, including the National Laboratories, is
23 increasingly targeted by adversarial nations to ex-
24 ploit military and dual-use technologies for military
25 or economic gain.

1 (5) Approximately 40,000 citizens of foreign
2 countries, including more than 8,000 citizens from
3 China and Russia, were granted access to the prem-
4 ises, information, or technology of National Labora-
5 tories in fiscal year 2023.

6 (6) The Office of Intelligence and Counterintel-
7 ligence of the Department of Energy is responsible
8 for identifying counterintelligence risks to the De-
9 partment, including the National Laboratories, and
10 providing direction for the mitigation of such risks.

11 (c) SENSE OF THE SENATE.—It is the sense of the
12 Senate that—

13 (1) before being granted access to the premises,
14 information, or technology of a National Laboratory,
15 citizens of foreign countries identified in the 2024
16 Annual Threat Assessment of the intelligence com-
17 munity as “engaging in competitive behavior that di-
18 rectly threatens U.S. national security” should be
19 appropriately screened by the National Laboratory
20 to which they seek access, and by the Office of Intel-
21 ligence and Counterintelligence of the Department,
22 to identify risks associated with granting the re-
23 quested access to sensitive military, or dual-use tech-
24 nologies; and

25 (2) identified risks should be mitigated.

1 (d) REVIEW OF COUNTRY OF RISK COVERED VIS-
2 ITOR AND COVERED ASSIGNEE ACCESS REQUESTS.—The
3 Director shall, in consultation with the applicable Under
4 Secretary of the Department of Energy that oversees the
5 National Laboratory, or their designee, promulgate a pol-
6 icy to assess the counterintelligence risk that covered visi-
7 tors or covered assignees pose to the research or activities
8 undertaken at a National Laboratory.

9 (e) ADVICE WITH RESPECT TO COVERED VISITORS
10 OR COVERED ASSIGNEES.—

11 (1) IN GENERAL.—The Director shall provide
12 advice to a National Laboratory on covered visitors
13 and covered assignees when 1 or more of the fol-
14 lowing conditions are present:

15 (A) The Director has reason to believe that
16 a covered visitor or covered assignee is a non-
17 traditional intelligence collection threat.

18 (B) The Director is in receipt of informa-
19 tion indicating that a covered visitor or covered
20 assignee constitutes a counterintelligence risk to
21 a National Laboratory.

22 (2) ADVICE DESCRIBED.—Advice provided to a
23 National Laboratory in accordance with paragraph
24 (1) shall include a description of the assessed risk.

1 (3) RISK MITIGATION.—When appropriate, the
2 Director shall, in consultation with the applicable
3 Under Secretary of the Department of Energy that
4 oversees the National Laboratory, or their designee,
5 provide recommendations to mitigate the risk as
6 part of the advice provided in accordance with para-
7 graph (1).

8 (f) REPORTS TO CONGRESS.—Not later than 90 days
9 after the date of the enactment of this Act, and quarterly
10 thereafter, the Secretary of Energy shall submit to the ap-
11 propriate congressional committees a report, which shall
12 include—

13 (1) the number of covered visitors or covered
14 assignees permitted to access the premises, informa-
15 tion, or technology of each National Laboratory;

16 (2) the number of instances in which the Direc-
17 tor provided advice to a National Laboratory in ac-
18 cordance with subsection (e); and

19 (3) the number of instances in which a National
20 Laboratory took action inconsistent with advice pro-
21 vided by the Director in accordance with subsection
22 (e).

23 (g) AUTHORIZATION OF APPROPRIATIONS.—There is
24 authorized to be appropriated such sums as may be nec-

1 essary to carry out this section for each of fiscal years
2 2024 through 2032.

3 **SEC. 434. ASSESSMENT OF THE LESSONS LEARNED BY THE**
4 **INTELLIGENCE COMMUNITY WITH RESPECT**
5 **TO THE ISRAEL-HAMAS WAR.**

6 (a) APPROPRIATE COMMITTEES OF CONGRESS DE-
7 FINED.—In this section, the term “appropriate commit-
8 tees of Congress” means—

9 (1) the congressional intelligence committees;

10 (2) the Committee on Armed Services, the
11 Committee on Foreign Relations, the Committee on
12 Commerce, Science, and Transportation, and the
13 Committee on Appropriations of the Senate; and

14 (3) the Committee on Armed Services, the
15 Committee on Foreign Affairs, the Committee on
16 Transportation and Infrastructure, and the Com-
17 mittee on Appropriations of the House of Represent-
18 atives.

19 (b) IN GENERAL.—Not later than 90 days after the
20 date of the enactment of this Act, the Director of National
21 Intelligence, in consultation with such other heads of ele-
22 ments of the intelligence community as the Director con-
23 siders appropriate, shall submit to the appropriate com-
24 mittees of Congress a written assessment of the lessons
25 learned from the Israel-Hamas war.

1 (c) ELEMENTS.—The assessment required by sub-
2 section (b) shall include the following:

3 (1) Lessons learned from the timing and scope
4 of the October 7, 2023 attack by Hamas against
5 Israel, including lessons related to United States in-
6 telligence cooperation with Israel and other regional
7 partners.

8 (2) Lessons learned from advances in warfare,
9 including the use by adversaries of a complex tunnel
10 network.

11 (3) Lessons learned from attacks by adversaries
12 against maritime shipping routes in the Red Sea.

13 (4) Lessons learned from the use by adversaries
14 of rockets, missiles, and unmanned aerial systems,
15 including attacks by Iran.

16 (5) Analysis of the impact of the Israel-Hamas
17 war on the global security environment, including
18 the war in Ukraine.

19 (d) FORM.—The assessment required by subsection
20 (b) shall be submitted in unclassified form, but may in-
21 clude a classified annex.

1 **SEC. 435. CENTRAL INTELLIGENCE AGENCY INTELLIGENCE**

2 **ASSESSMENT ON TREN DE ARAGUA.**

3 (a) DEFINITION OF APPROPRIATE COMMITTEES OF
4 CONGRESS.—In this section, the term “appropriate com-
5 mittees of Congress” means—

6 (1) the congressional intelligence committees;

7 (2) the Committee on Foreign Relations, the
8 Committee on Homeland Security and Governmental
9 Affairs, the Committee on Banking, Housing, and
10 Urban Affairs, the Committee on the Judiciary, and
11 the Committee on Appropriations of the Senate; and

12 (3) the Committee on Foreign Affairs, the
13 Committee on Homeland Security, the Committee on
14 the Judiciary, and the Committee on Appropriations
15 of the House of Representatives.

16 (b) IN GENERAL.—Not later than 90 days after the
17 date of the enactment of this Act, the Director of the Cen-
18 tral Intelligence Agency, in consultation with such other
19 heads of elements of the intelligence community as the Di-
20 rector considers appropriate, shall submit to the appro-
21 priate committees of Congress an intelligence assessment
22 on the gang known as “Tren de Aragua”.

23 (c) ELEMENTS.—The intelligence assessment re-
24 quired by subsection (b) shall include the following:

25 (1) A description of the key leaders, organiza-
26 tional structure, subgroups, presence in countries in

1 the Western Hemisphere, and cross-border illicit
2 drug smuggling routes of Tren de Aragua.

3 (2) A description of the practices used by Tren
4 de Aragua to generate revenue.

5 (3) A description of the level at which Tren de
6 Aragua receives support from the regime of Nicolás
7 Maduro in Venezuela.

8 (4) A description of the manner in which Tren
9 de Aragua is exploiting heightened migratory flows
10 out of Venezuela and throughout the Western Hemi-
11 sphere to expand its operations.

12 (5) A description of the degree to which Tren
13 de Aragua cooperates or competes with other crimi-
14 nal organizations in the Western Hemisphere.

15 (6) An estimate of the annual revenue received
16 by Tren de Aragua from the sale of illicit drugs, kid-
17 napping, and human trafficking, disaggregated by
18 activity.

19 (7) Any other information the Director of the
20 Central Intelligence Agency considers relevant.

21 (d) FORM.—The intelligence assessment required by
22 subsection (b) may be submitted in classified form.

1 **SEC. 436. ASSESSMENT OF MADURO REGIME’S ECONOMIC**
2 **AND SECURITY RELATIONSHIPS WITH STATE**
3 **SPONSORS OF TERRORISM AND FOREIGN**
4 **TERRORIST ORGANIZATIONS.**

5 (a) DEFINITION OF APPROPRIATE COMMITTEES OF
6 CONGRESS.—In this section, the term “appropriate com-
7 mittees of Congress” means—

- 8 (1) the congressional intelligence committees;
- 9 (2) the Committee on Foreign Relations, the
10 Committee on Banking, Housing, and Urban Af-
11 fairs, and the Committee on the Judiciary of the
12 Senate; and
- 13 (3) the Committee on Foreign Affairs, the
14 Committee on Financial Services, and the Com-
15 mittee on the Judiciary of the House of Representa-
16 tives.

17 (b) IN GENERAL.—Not later than 90 days after the
18 date of the enactment of this Act, the Director of National
19 Intelligence shall submit to the appropriate committees of
20 Congress a written assessment of the economic and secu-
21 rity relationships of the regime of Nicolás Maduro of Ven-
22 ezuela with the countries and organizations described in
23 subsection (c), including formal and informal support to
24 and from such countries and organizations.

1 (c) COUNTRIES AND ORGANIZATIONS DESCRIBED.—

2 The countries and organizations described in this sub-
3 section are the following:

4 (1) The following countries designated by the
5 United States as state sponsors of terrorism:

6 (A) The Republic of Cuba.

7 (B) The Islamic Republic of Iran.

8 (2) The following organizations designated by
9 the United States as foreign terrorist organizations:

10 (A) The National Liberation Army (ELN).

11 (B) The Revolutionary Armed Forces of
12 Colombia—People’s Army (FARC-EP).

13 (C) The Segunda Marquetalia.

14 (d) FORM.—The assessment required by subsection
15 (b) shall be submitted in unclassified form, but may in-
16 clude a classified annex.

17 **SEC. 437. CONTINUED CONGRESSIONAL OVERSIGHT OF**

18 **IRANIAN EXPENDITURES SUPPORTING FOR-**

19 **EIGN MILITARY AND TERRORIST ACTIVITIES.**

20 (a) DEFINITION OF APPROPRIATE COMMITTEES OF

21 CONGRESS.—In this section, the term “appropriate com-
22 mittees of Congress” means—

23 (1) the congressional intelligence committees;

24 (2) the Committee on Foreign Relations and

25 the Committee on the Judiciary of the Senate; and

1 (2) the Committee on Foreign Relations, the
2 Committee on Homeland Security and Governmental
3 Affairs, the Committee on Health, Education,
4 Labor, and Pensions, the Committee on Commerce,
5 Science, and Transportation, and the Committee on
6 Appropriations of the Senate; and

7 (3) the Committee on Foreign Affairs, the
8 Committee on Homeland Security, the Committee on
9 Energy and Commerce, and the Committee on Ap-
10 propriations of the House of Representatives.

11 (b) SENSE OF CONGRESS.—It is the sense of Con-
12 gress that as biotechnologies become increasingly impor-
13 tant with regard to the national security interests of the
14 United States, and with the addition of biotechnologies to
15 the biosecurity mission of the National Counterprolifera-
16 tion and Biosecurity Center, the intelligence community
17 must articulate and implement a strategy to identify and
18 assess threats relating to biotechnologies.

19 (c) STRATEGY FOR BIOTECHNOLOGIES CRITICAL TO
20 NATIONAL SECURITY.—

21 (1) STRATEGY REQUIRED.—Not later than 90
22 days after the date of the enactment of this Act, the
23 Director of National Intelligence shall, acting
24 through the Director of the National Counterpro-
25 liferation and Biosecurity Center and in coordination

1 with the heads of such other elements of the intel-
2 ligence community as the Director of National Intel-
3 ligence considers appropriate, develop and submit to
4 the appropriate committees of Congress a whole-of-
5 government strategy to address concerns relating to
6 biotechnologies.

7 (2) ELEMENTS.—The strategy developed and
8 submitted pursuant to paragraph (1) shall include
9 the following:

10 (A) Identification and assessment of
11 threats associated with biotechnologies critical
12 to the national security of the United States,
13 including materials that involve a dependency
14 on foreign adversary nations.

15 (B) A determination of how best to
16 counter foreign adversary efforts to utilize bio-
17 technologies that threaten the national security
18 of the United States, including threats identi-
19 fied pursuant to paragraph (1).

20 (C) A plan to support efforts of other Fed-
21 eral departments and agencies to secure United
22 States supply chains of the biotechnologies crit-
23 ical to the national security of the United
24 States, by coordinating—

25 (i) across the intelligence community;

1 (ii) the support provided by the intel-
2 ligence community to other relevant Fed-
3 eral departments and agencies and policy-
4 makers;

5 (iii) the engagement of the intelligence
6 community with private sector entities, in
7 coordination with other relevant Federal
8 departments and agencies, as may be ap-
9 plicable; and

10 (iv) how the intelligence community,
11 in coordination with other relevant Federal
12 departments and agencies, can support
13 such efforts to secure United States supply
14 chains for and use of biotechnologies.

15 (D) Proposals for such legislative or ad-
16 ministrative action as the Directors consider
17 necessary to support the strategy.

18 **SEC. 502. IMPROVEMENTS TO THE ROLES, MISSIONS, AND**
19 **OBJECTIVES OF THE NATIONAL COUNTER-**
20 **PROLIFERATION AND BIOSECURITY CENTER.**

21 Section 119A of the National Security Act of 1947
22 (50 U.S.C. 3057) is amended—

23 (1) in subsection (a)(4), by striking “biosecurity
24 and” and inserting “counterproliferation, biosecu-
25 rity, and”; and

- 1 (2) in subsection (b)—
- 2 (A) in paragraph (1)—
- 3 (i) in subparagraph (A), by striking
- 4 “analyzing and”;
- 5 (ii) in subparagraph (C), by striking
- 6 “Establishing” and inserting “Coordi-
- 7 nating the establishment of”;
- 8 (iii) in subparagraph (D), by striking
- 9 “Disseminating” and inserting “Over-
- 10 seeing the dissemination of”;
- 11 (iv) in subparagraph (E), by inserting
- 12 “and coordinating” after “Conducting”;
- 13 and
- 14 (v) in subparagraph (G), by striking
- 15 “Conducting” and inserting “Coordinating
- 16 and advancing”; and
- 17 (B) in paragraph (2)—
- 18 (i) in subparagraph (B), by striking
- 19 “and analysis”;
- 20 (ii) by redesignating subparagraphs
- 21 (C) through (E) as subparagraphs (D)
- 22 through (F), respectively;
- 23 (iii) by inserting after subparagraph
- 24 (B) the following:

1 “(C) Overseeing and coordinating the anal-
2 ysis of intelligence on biosecurity and foreign
3 biological threats in support of the intelligence
4 needs of Federal departments and agencies re-
5 sponsible for public health, including by pro-
6 viding analytic priorities to elements of the in-
7 telligence community and by conducting and co-
8 ordinating net assessments.”;

9 (iv) in subparagraph (D), as redesign-
10 nated by clause (ii), by inserting “on mat-
11 ters relating to biosecurity and foreign bio-
12 logical threats” after “public health”;

13 (v) in subparagraph (F), as redesign-
14 nated by clause (ii), by inserting “and au-
15 thorities” after “capabilities”; and

16 (vi) by adding at the end the fol-
17 lowing:

18 “(G) Enhancing coordination between ele-
19 ments of the intelligence community and private
20 sector entities on information relevant to bio-
21 security, biotechnology, and foreign biological
22 threats, and coordinating such information with
23 relevant Federal departments and agencies, as
24 applicable.”.

1 **SEC. 503. ENHANCING CAPABILITIES TO DETECT FOREIGN**
2 **ADVERSARY THREATS RELATING TO BIO-**
3 **LOGICAL DATA.**

4 (a) **DEFINITION OF BIOLOGICAL DATA.**—The term
5 “biological data” means information, including associated
6 descriptors, derived from the structure, function, or proc-
7 ess of a biological system that is either measured, col-
8 lected, or aggregated for analysis.

9 (b) **IN GENERAL.**—Not later than 90 days after the
10 date of the enactment of this Act, the Director of National
11 Intelligence shall, in consultation with relevant heads of
12 Federal departments and agencies, take the following
13 steps to standardize the use by the intelligence community
14 of biological data and the ability of the intelligence com-
15 munity to detect foreign adversary threats relating to bio-
16 logical data:

17 (1) Standardize the processes and procedures
18 for the collection, analysis, and dissemination of in-
19 formation relating to foreign adversary use of bio-
20 logical data, particularly in ways that threaten or
21 could threaten the national security of the United
22 States.

23 (2) Issue policy guidance within the intelligence
24 community—

25 (A) to standardize the data security prac-
26 tices for biological data maintained by the intel-

1 intelligence community, including security practices
2 for the handling and processing of biological
3 data, including with respect to protecting the
4 civil rights, liberties, and privacy of United
5 States persons;

6 (B) to standardize intelligence engage-
7 ments with foreign allies and partners with re-
8 spect to biological data; and

9 (C) to standardize the creation of
10 metadata relating to biological data maintained
11 by the intelligence community.

12 (3) Ensure coordination with such Federal de-
13 partments and agencies and entities in the private
14 sector as the Director considers appropriate to un-
15 derstand how foreign adversaries are accessing and
16 using biological data stored within the United
17 States.

18 **SEC. 504. NATIONAL SECURITY PROCEDURES TO ADDRESS**
19 **CERTAIN RISKS AND THREATS RELATING TO**
20 **ARTIFICIAL INTELLIGENCE.**

21 (a) DEFINITION OF ARTIFICIAL INTELLIGENCE.—In
22 this section, the term “artificial intelligence”—

23 (1) has the meaning given that term in section
24 5002 of the National Artificial Intelligence Initiative
25 Act of 2020 (15 U.S.C. 9401); and

1 (2) includes the artificial systems and tech-
2 niques described in paragraphs (1) through (5) of
3 section 238(g) of the John S. McCain National De-
4 fense Authorization Act for Fiscal Year 2019 (Pub-
5 lic Law 115–232; 10 U.S.C. 4061 note prec.)

6 (b) FINDINGS.—Congress finds the following:

7 (1) Artificial intelligence systems demonstrate
8 increased capabilities in the generation of synthetic
9 media and computer programming code, as well as
10 areas such as object recognition, natural language
11 processing, and workflow orchestration.

12 (2) The growing capabilities of artificial intel-
13 ligence systems in the areas described in paragraph
14 (1), as well as the greater accessibility of large-scale
15 artificial intelligence models and advanced computa-
16 tion capabilities to individuals, businesses, and gov-
17 ernments, have dramatically increased the adoption
18 of artificial intelligence products in the United
19 States and globally.

20 (3) The advanced capabilities of the systems de-
21 scribed in paragraph (1), and their accessibility to a
22 wide-range of users, have increased the likelihood
23 and effect of foreign misuse or malfunction of these
24 systems, such as to assist foreign actors to generate
25 synthetic media for disinformation campaigns, de-

1 velop or refine malware for computer network exploi-
2 tation activity by foreign actors, enhance foreign
3 surveillance capabilities in ways that undermine the
4 privacy of citizens of the United States, and increase
5 the risk of foreign exploitation or malfunction of in-
6 formation technology systems incorporating artificial
7 intelligence systems in mission-critical fields such as
8 health care, critical infrastructure, and transpor-
9 tation.

10 (c) PROCEDURES REQUIRED.—Not later than 180
11 days after the date of the enactment of this Act, the Presi-
12 dent shall develop and issue procedures to facilitate and
13 promote mechanisms by which—

14 (1) vendors of advanced computation capabili-
15 ties, vendors and commercial users of artificial intel-
16 ligence systems, as well as independent researchers
17 and other third parties, may effectively notify appro-
18 priate elements of the United States Government
19 of—

20 (A) information security risks emanating
21 from artificial intelligence systems, such as the
22 use of an artificial intelligence system by for-
23 eign actors to develop or refine malicious soft-
24 ware;

1 (B) information security risks such as indi-
2 cations of compromise or other threat informa-
3 tion indicating a compromise to the confiden-
4 tiality, integrity, or availability of an artificial
5 intelligence system, or to the supply chain of an
6 artificial intelligence system, including training
7 or test data, frameworks, computing environ-
8 ments, or other components necessary for the
9 training, management, or maintenance of an ar-
10 tificial intelligence system posed by foreign ac-
11 tors;

12 (C) biosecurity risks emanating from artifi-
13 cial intelligence systems, such as the use of an
14 artificial intelligence system by foreign actors to
15 design, develop, or acquire dual-use biological
16 entities such as putatively toxic small molecules,
17 proteins, or pathogenic organisms;

18 (D) suspected foreign malign influence (as
19 defined by section 119C of the National Secu-
20 rity Act of 1947 (50 U.S.C. 3059(f))) activity
21 that appears to be facilitated by an artificial in-
22 telligence system;

23 (E) chemical security risks emanating from
24 artificial intelligence systems, such as the use of
25 an artificial intelligence system to design, de-

1 velop, or acquire chemical weapons or their ana-
2 logues, or other hazardous chemical compounds;
3 and

4 (F) any other unlawful activity by foreign
5 actors facilitated by, or directed at, an artificial
6 intelligence system;

7 (2) elements of the Federal Government may
8 provide threat briefings to vendors of advanced com-
9 putation capabilities and vendors of artificial intel-
10 ligence systems, alerting them, as may be appro-
11 priate, to potential or confirmed foreign exploitation
12 of their systems, as well as malign foreign plans and
13 intentions; and

14 (3) an inter-agency process is convened to iden-
15 tify appropriate Federal agencies to assist in the pri-
16 vate sector engagement described in this subsection
17 and to coordinate with respect to risks that implicate
18 multiple sectors and Federal agencies, including
19 leveraging Sector Risk Management Agencies (as de-
20 fined in section 2200 of the Homeland Security Act
21 of 20002 (6 U.S.C. 650)) where appropriate.

22 (d) BRIEFING REQUIRED.—

23 (1) APPROPRIATE COMMITTEES OF CON-
24 GRESS.—In this subsection, the term “appropriate
25 committees of Congress” means—

1 (A) the congressional intelligence commit-
2 tees;

3 (B) the Committee on Homeland Security
4 and Governmental Affairs, the Committee on
5 Foreign Relations, the Committee on Health,
6 Education, Labor, and Pensions, the Committee
7 on the Judiciary, the Committee on Commerce,
8 Science, and Transportation, and the Com-
9 mittee on Appropriations of the Senate; and

10 (C) the Committee on Homeland Security,
11 the Committee on Foreign Affairs, the Com-
12 mittee on the Judiciary, the Committee on En-
13 ergy and Commerce, and the Committee on Ap-
14 propriations of the House of Representatives.

15 (2) IN GENERAL.—The President shall provide
16 the appropriate committees of Congress a briefing
17 on procedures developed and issued pursuant to sub-
18 section (c).

19 (3) ELEMENTS.—The briefing provided pursu-
20 ant to paragraph (2) shall include the following:

21 (A) A clear specification of which Federal
22 agencies are responsible for leading outreach to
23 affected industry and the public with respect to
24 the matters described in subparagraphs (A)

1 through (E) of paragraph (1) of subsection (c)
2 and paragraph (2) of such subsection.

3 (B) An outline of a plan for industry out-
4 reach and public education regarding risks
5 posed by, and directed at, artificial intelligence
6 systems associated with foreign actors.

7 (C) Use of research and development,
8 stakeholder outreach, and risk management
9 frameworks established pursuant to—

10 (i) provisions of law in effect on the
11 day before the date of the enactment of
12 this Act; or

13 (ii) Federal agency guidelines.

14 **SEC. 505. ESTABLISHMENT OF ARTIFICIAL INTELLIGENCE**
15 **SECURITY CENTER.**

16 (a) DEFINITION OF COUNTER-ARTIFICIAL INTEL-
17 LIGENCE.—In this section, the term “counter-artificial in-
18 telligence” means techniques or procedures to extract in-
19 formation about the behavior or characteristics of an arti-
20 ficial intelligence system, or to learn how to manipulate
21 an artificial intelligence system, in order to subvert the
22 confidentiality, integrity, or availability of an artificial in-
23 telligence system or adjacent system.

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

1 National Security Agency shall establish an Artificial In-
2 telligence Security Center within the Cybersecurity Col-
3 laboration Center of the National Security Agency.

4 (c) FUNCTIONS.—The functions of the Artificial In-
5 telligence Security Center shall be as follows:

6 (1) Developing guidance to prevent or mitigate
7 counter-artificial intelligence techniques.

8 (2) Promoting secure artificial intelligence
9 adoption practices for managers of national security
10 systems (as defined in section 3552 of title 44,
11 United States Code) and elements of the defense in-
12 dustrial base.

13 (3) Such other functions as the Director con-
14 siders appropriate.

15 **SEC. 506. SENSE OF CONGRESS ENCOURAGING INTEL-**
16 **LIGENCE COMMUNITY TO INCREASE PRIVATE**
17 **SECTOR CAPITAL PARTNERSHIPS AND PART-**
18 **NERSHIP WITH OFFICE OF STRATEGIC CAP-**
19 **ITAL OF DEPARTMENT OF DEFENSE TO SE-**
20 **CURE ENDURING TECHNOLOGICAL ADVAN-**
21 **TAGES.**

22 It is the sense of Congress that—

23 (1) acquisition leaders in the intelligence com-
24 munity should further explore the strategic use of
25 private capital partnerships to secure enduring tech-

1 nological advantages for the intelligence community,
2 including through the identification, development,
3 and transfer of promising technologies to full-scale
4 programs capable of meeting intelligence community
5 requirements; and

6 (2) the intelligence community should under-
7 take regular consultation with Federal partners,
8 such as the Office of Strategic Capital of the Office
9 of the Secretary of Defense, on best practices and
10 lessons learned from their experiences integrating
11 these resources so as to accelerate attainment of na-
12 tional security objectives.

13 **SEC. 507. INTELLIGENCE COMMUNITY TECHNOLOGY**
14 **BRIDGE PROGRAM.**

15 (a) **DEFINITIONS.**—In this section:

16 (1) **NONPROFIT ORGANIZATION.**—The term
17 “nonprofit organization” means an organization that
18 is described in section 501(c)(3) of the Internal Rev-
19 enue Code of 1986 and that is exempt from tax
20 under section 501(a) of such Code.

21 (2) **WORK PROGRAM.**—The term “work pro-
22 gram” means any agreement between In-Q-Tel and
23 a third-party company, where such third-party com-
24 pany furnishes or is furnishing a product or service
25 for use by any of In-Q-Tel’s government customers

1 to address those customers' technology needs or re-
2 quirements.

3 (b) ESTABLISHMENT OF PROGRAM.—

4 (1) IN GENERAL.—The Director of National In-
5 telligence shall establish within the Office of the Di-
6 rector of National Intelligence a program to assist in
7 the transitioning of products or services from the re-
8 search and development phase to the contracting
9 and production phase, subject to the extent and in
10 such amounts as specifically provided in advance in
11 appropriations Acts for such purposes.

12 (2) DESIGNATION.—The program established
13 pursuant to paragraph (1) shall be known as the
14 “Intelligence Community Technology Bridge Pro-
15 gram” (in this subsection referred to as the “Pro-
16 gram”).

17 (c) PROVISION OF ASSISTANCE.—

18 (1) IN GENERAL.—Subject to paragraph (3),
19 the Director shall, in consultation with In-Q-Tel,
20 carry out the Program by providing assistance to
21 businesses or nonprofit organizations that are
22 transitioning products or services.

23 (2) TYPES OF ASSISTANCE.—Assistance pro-
24 vided under paragraph (1) may be provided in the

1 form of a grant or a payment for a product or serv-
2 ice.

3 (3) REQUIREMENTS FOR ASSISTANCE.—Assist-
4 ance may be provided under paragraph (1) to a
5 business or nonprofit organization that is
6 transitioning a product or service only if—

7 (A) the business or nonprofit organiza-
8 tion—

9 (i) has participated or is participating
10 in a work program; or

11 (ii) is engaged with an element of the
12 intelligence community or Department of
13 Defense for research and development; and

14 (B) the Director or the head of an element
15 of the intelligence community attests that the
16 product or service will be utilized by an element
17 of the intelligence community for a mission
18 need, such as because it would be valuable in
19 addressing a needed capability, fill or com-
20 plement a technology gap, or increase the sup-
21 plier base or price-competitiveness for the Fed-
22 eral Government.

23 (4) PRIORITY FOR SMALL BUSINESS CONCERNS
24 AND NONTRADITIONAL DEFENSE CONTRACTORS.—In
25 providing assistance under paragraph (1), the Direc-

1 tor shall prioritize the provision of assistance to
2 small business concerns (as defined under section
3 3(a) of the Small Business Act (15 U.S.C. 632(a)))
4 and nontraditional defense contractors (as defined in
5 section 3014 of title 10, United States Code).

6 (d) ADMINISTRATION OF PROGRAM.—

7 (1) IN GENERAL.—The Program shall be ad-
8 ministered by the Director.

9 (2) CONSULTATION.—In administering the Pro-
10 gram, the Director—

11 (A) shall consult with the heads of the ele-
12 ments of the intelligence community; and

13 (B) may consult with In-Q-Tel, the De-
14 fense Advanced Research Project Agency, the
15 North Atlantic Treaty Organization Investment
16 Fund, and the Defense Innovation Unit.

17 (e) SEMIANNUAL REPORTS.—

18 (1) IN GENERAL.—Not later than September
19 30, 2025, and not less frequently than twice each
20 fiscal year thereafter in which amounts are available
21 for the provision of assistance under the Program,
22 the Director shall submit to the congressional intel-
23 ligence committees a semiannual report on the Pro-
24 gram.

1 (2) CONTENTS.—Each report submitted pursu-
2 ant to paragraph (1) shall include, for the period
3 covered by the report, information about the fol-
4 lowing:

5 (A) How much was expended or obligated
6 by the Program in the provision of assistance
7 under subsection (c).

8 (B) For what the amounts were expended
9 or obligated.

10 (C) The effects of such expenditures and
11 obligations, including a timeline for expected
12 milestones for operational use.

13 (D) A summary of annual transition activi-
14 ties and outcomes of such activities for the in-
15 telligence community.

16 (E) A description of why products and
17 services were chosen for transition, including a
18 description of milestones achieved.

19 (3) FORM.—Each report submitted pursuant to
20 paragraph (1) shall be submitted in unclassified
21 form, but may include a classified annex.

22 (f) AUTHORIZATION OF APPROPRIATIONS.—There is
23 authorized to be appropriated to the Office of the Director
24 of National Intelligence to carry out the Program
25 \$75,000,000 for fiscal year 2025.

1 **SEC. 508. ENHANCEMENT OF AUTHORITY FOR INTEL-**
2 **LIGENCE COMMUNITY PUBLIC-PRIVATE TAL-**
3 **ENT EXCHANGES.**

4 (a) FOCUS AREAS.—Subsection (a) of section 5306
5 of the Damon Paul Nelson and Matthew Young Pollard
6 Intelligence Authorization Act for Fiscal Years 2018,
7 2019, and 2020 (50 U.S.C. 3334) is amended—

8 (1) by striking “Not later than” and inserting
9 the following:

10 “(1) IN GENERAL.—Not later than”; and

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

12 “(2) FOCUS AREAS.—The Director shall ensure
13 that the policies, processes, and procedures devel-
14 oped pursuant to paragraph (1) require exchanges
15 under this section relate to intelligence or counter-
16 intelligence with a focus on rotations described in
17 such paragraph with private-sector organizations in
18 the following fields:

19 “(A) Finance.

20 “(B) Acquisition.

21 “(C) Biotechnology.

22 “(D) Computing.

23 “(E) Artificial intelligence.

24 “(F) Business process innovation and en-
25 trepreneurship.

26 “(G) Cybersecurity.

1 “(H) Materials and manufacturing.

2 “(I) Any other technology or research field
3 the Director determines relevant to meet evol-
4 ving national security threats in technology sec-
5 tors.”.

6 (b) DURATION OF TEMPORARY DETAILS.—Sub-
7 section (e) of section 5306 of the Damon Paul Nelson and
8 Matthew Young Pollard Intelligence Authorization Act for
9 Fiscal Years 2018, 2019, and 2020 (50 U.S.C. 3334) is
10 amended—

11 (1) in paragraph (1), by striking “3 years” and
12 inserting “5 years”; and

13 (2) in paragraph (2), by striking “3 years” and
14 inserting “5 years”.

15 (c) TREATMENT OF PRIVATE-SECTOR EMPLOYEES.—
16 Subsection (g) of such section is amended—

17 (1) in paragraph (5), by striking “; and” and
18 inserting a semicolon;

19 (2) in paragraph (6), by striking the period at
20 the end and inserting “; and”; and

21 (3) by adding at the end the following:

22 “(7) shall not be considered to have a conflict
23 of interest with an element of the intelligence com-
24 munity solely because of being detailed to an ele-

1 ment of the intelligence community under this sec-
2 tion.”.

3 (d) HIRING AUTHORITY.—Such section is amended—

4 (1) by redesignating subsection (j) as sub-
5 section (k); and

6 (2) by inserting after subsection (i) the fol-
7 lowing:

8 “(j) HIRING AUTHORITY.—

9 “(1) IN GENERAL.—The Director may hire,
10 under section 213.3102(r) of title 5, Code of Federal
11 Regulations, or successor regulations, an individual
12 who is an employee of a private-sector organization
13 who is detailed to an element of the intelligence com-
14 munity under this section.

15 “(2) NO PERSONNEL BILLET REQUIRED.—Hir-
16 ing an individual under paragraph (1) shall not re-
17 quire a personnel billet.”.

18 (e) ANNUAL REPORTS.—

19 (1) DEFINITION OF APPROPRIATE COMMITTEES
20 OF CONGRESS.—In this subsection, the term “appro-
21 priate committees of Congress” means—

22 (A) the congressional intelligence commit-
23 tees;

24 (B) the Committee on Appropriations of
25 the Senate; and

1 (C) the Committee on Appropriations of
2 the House of Representatives.

3 (2) IN GENERAL.—Not later than 1 year after
4 the date of the enactment of this Act and annually
5 thereafter for 2 more years, the Director of National
6 Intelligence shall submit to the appropriate commit-
7 tees of Congress an annual report on—

8 (A) the implementation of the policies,
9 processes, and procedures developed pursuant
10 to subsection (a) of such section 5306 (50
11 U.S.C. 3334) and the administration of such
12 section;

13 (B) how the heads of the elements of the
14 intelligence community are using or plan to use
15 the authorities provided under such section; and

16 (C) recommendations for legislative or ad-
17 ministrative action to increase use of the au-
18 thorities provided under such section.

19 **SEC. 509. ENHANCING INTELLIGENCE COMMUNITY ABILITY**
20 **TO ACQUIRE EMERGING TECHNOLOGY THAT**
21 **FULFILLS INTELLIGENCE COMMUNITY**
22 **NEEDS.**

23 (a) DEFINITION OF WORK PROGRAM.—The term
24 “work program” means any agreement between In-Q-Tel
25 and a third-party company, where such third-party com-

1 pany furnishes or is furnishing a property, product, or
2 service for use by any of In-Q-Tel's government customers
3 to address those customers' technology needs or require-
4 ments.

5 (b) IN GENERAL.—In addition to the exceptions list-
6 ed under section 3304(a) of title 41, United States Code,
7 and under section 3204(a) of title 10, United States Code,
8 for the use of competitive procedures, the Director of Na-
9 tional Intelligence or the head of an element of the intel-
10 ligence community may use procedures other than com-
11 petitive procedures to acquire a property, product, or serv-
12 ice if—

13 (1) the property, product, or service is a work
14 program; and

15 (2) the Director of National Intelligence or the
16 head of an element of the intelligence community
17 certifies that such property, product, or service has
18 been shown to meet an identified need of the intel-
19 ligence community.

20 (c) JUSTIFICATION FOR USE OF PROCEDURES
21 OTHER THAN COMPETITIVE PROCEDURES.—

22 (1) IN GENERAL.—A property, product, or serv-
23 ice may not be acquired by the Director or the head
24 of an element of the intelligence community under
25 subsection (b) using procedures other than competi-

1 tive procedures unless the acquiring officer for the
2 acquisition justifies, at the directorate level, the use
3 of such procedures in writing.

4 (2) CONTENTS.—A justification in writing de-
5 scribed in paragraph (1) for an acquisition using
6 procedures other than competitive procedures shall
7 include the following:

8 (A) A description of the need of the ele-
9 ment of the intelligence community that the
10 property, product, or service satisfies.

11 (B) A certification that the anticipated
12 costs will be fair and reasonable.

13 (C) A description of the market survey
14 conducted or a statement of the reasons a mar-
15 ket survey was not conducted.

16 (D) Such other matters as the Director or
17 the head, as the case may be, determines appro-
18 priate.

19 **SEC. 510. SENSE OF CONGRESS ON HOSTILE FOREIGN**
20 **CYBER ACTORS.**

21 It is the sense of Congress that foreign ransomware
22 organizations, and foreign affiliates associated with them,
23 constitute hostile foreign cyber actors, that covered na-
24 tions abet and benefit from the activities of these actors,
25 and that such actors should be treated as hostile foreign

1 cyber actors by the United States. Such actors include the
2 following:

3 (1) DarkSide.

4 (2) Conti.

5 (3) REvil.

6 (4) BlackCat, also known as “ALPHV”.

7 (5) LockBit.

8 (6) Rhysida, also known as “Vice Society”.

9 (7) Royal.

10 (8) Phobos, also known as “Eight” and also
11 known as “Joanta”.

12 (9) C10p.

13 (10) Hackers associated with the SamSam
14 ransomware campaigns.

15 (11) Play.

16 (12) BianLian.

17 (13) Killnet.

18 (14) Akira.

19 (15) Ragnar Locker, also known as “Dark An-
20 gels”.

21 (16) Blacksuit.

22 (17) INC.

23 (18) Black Basta.

1 **SEC. 511. DEEMING RANSOMWARE THREATS TO CRITICAL**
2 **INFRASTRUCTURE A NATIONAL INTEL-**
3 **LIGENCE PRIORITY.**

4 (a) DEFINITIONS.—In this section:

5 (1) APPROPRIATE COMMITTEES OF CON-
6 GRESS.—The term “appropriate committees of Con-
7 gress” means—

8 (A) the congressional intelligence commit-
9 tees;

10 (B) the Committee on Commerce, Science,
11 and Transportation, the Committee on the Ju-
12 diciary, the Committee on Homeland Security
13 and Governmental Affairs, and the Committee
14 on Appropriations of the Senate; and

15 (C) the Committee on Energy and Com-
16 merce, the Committee on the Judiciary, the
17 Committee on Homeland Security, and the
18 Committee on Appropriations of the House of
19 Representatives.

20 (2) CRITICAL INFRASTRUCTURE.—The term
21 “critical infrastructure” has the meaning given such
22 term in subsection (e) of the Critical Infrastructures
23 Protection Act of 2001 (42 U.S.C. 5195e(e)).

24 (b) RANSOMWARE THREATS TO CRITICAL INFRA-
25 STRUCTURE AS NATIONAL INTELLIGENCE PRIORITY.—
26 The Director of National Intelligence, pursuant to the pro-

1 visions of the National Security Act of 1947 (50 U.S.C.
2 3001 et seq.), the Intelligence Reform and Terrorism Pre-
3 vention Act of 2004 (Public Law 108–458), section
4 1.3(b)(17) of Executive Order 12333 (50 U.S.C. 3001
5 note; relating to United States intelligence activities), as
6 in effect on the day before the date of the enactment of
7 this Act, and National Security Presidential Directive–26
8 (February 24, 2003; relating to intelligence priorities), as
9 in effect on the day before the date of the enactment of
10 this Act, shall deem ransomware threats to critical infra-
11 structure a national intelligence priority component to the
12 National Intelligence Priorities Framework.

13 (c) REPORT.—

14 (1) IN GENERAL.—Not later than 180 days
15 after the date of the enactment of this Act, the Di-
16 rector of National Intelligence shall, in consultation
17 with the Director of the Federal Bureau of Inves-
18 tigation, submit to the appropriate committees of
19 Congress a report on the implications of the
20 ransomware threat to United States national secu-
21 rity.

22 (2) CONTENTS.—The report submitted under
23 paragraph (1) shall address the following:

24 (A) Identification of individuals, groups,
25 and entities who pose the most significant

1 threat, including attribution to individual
2 ransomware attacks whenever possible.

3 (B) Locations from which individuals,
4 groups, and entities conduct ransomware at-
5 tacks.

6 (C) The infrastructure, tactics, and tech-
7 niques ransomware actors commonly use.

8 (D) Any relationships between the individ-
9 uals, groups, and entities that conduct
10 ransomware attacks and their governments or
11 countries of origin that could impede the ability
12 to counter ransomware threats.

13 (E) Intelligence gaps that have impeded, or
14 currently are impeding, the ability to counter
15 ransomware threats.

16 (3) FORM.—The report submitted under para-
17 graph (1) shall be submitted in unclassified form,
18 but may include a classified annex.

19 **SEC. 512. ENHANCING PUBLIC-PRIVATE SHARING ON MA-**
20 **NIPULATIVE ADVERSARY PRACTICES IN**
21 **CRITICAL MINERAL PROJECTS.**

22 (a) STRATEGY REQUIRED.—Not later than 90 days
23 after the date of the enactment of this Act, the Director
24 of National Intelligence shall, in consultation with the
25 heads of such Federal agencies as the Director considers

1 appropriate, develop a strategy to improve the sharing be-
2 tween the Federal Government and private entities of in-
3 formation and intelligence to mitigate the threat that for-
4 eign adversary illicit activities and tactics pose to United
5 States persons in foreign jurisdictions on projects relating
6 to energy generation and storage, including with respect
7 to critical minerals inputs.

8 (b) ELEMENTS.—The strategy required by subsection
9 (a) shall cover—

10 (1) how best to assemble and transmit informa-
11 tion to United States persons—

12 (A) to protect against foreign adversary il-
13 licit tactics and activities relating to critical
14 mineral projects abroad, including foreign ad-
15 versary efforts to undermine such projects
16 abroad;

17 (B) to mitigate the risk that foreign adver-
18 sary government involvement in the ownership
19 and control of entities engaging in deceptive or
20 illicit activities targeting critical mineral supply
21 chains pose to the interests of the United
22 States; and

23 (C) to inform on economic espionage and
24 other threats from foreign adversaries to the
25 rights of owners of intellectual property, includ-

1 ing owners of patents, trademarks, copyrights,
2 and trade secrets, and other sensitive informa-
3 tion, with respect to such property that is de-
4 pendent on critical mineral inputs; and

5 (2) how best to receive information from United
6 States persons on threats to United States interests
7 in the critical mineral supply chains, resources,
8 mines, and products, including disinformation cam-
9 paigns abroad or other suspicious malicious activity.

10 (c) IMPLEMENTATION PLAN REQUIRED.—

11 (1) DEFINITION OF APPROPRIATE COMMITTEES
12 OF CONGRESS.—In this subsection, the term “appro-
13 priate committees of Congress” means—

14 (A) the congressional intelligence commit-
15 tees;

16 (B) the Committee on Foreign Relations
17 and the Committee on Appropriations of the
18 Senate; and

19 (C) the Committee on Foreign Affairs and
20 the Committee on Appropriations of the House
21 of Representatives.

22 (2) IN GENERAL.—Not later than 30 days after
23 the date on which the Director completes developing
24 the strategy pursuant to subsection (a), the Director
25 shall submit to the appropriate committees of Con-

1 gress, or provide such committees a briefing on, a
2 plan for implementing the strategy.

3 **TITLE VI—CLASSIFICATION**
4 **REFORM**

5 **SEC. 601. CLASSIFICATION AND DECLASSIFICATION OF IN-**
6 **FORMATION.**

7 (a) IN GENERAL.—The President may, in accordance
8 with this section, protect from unauthorized disclosure any
9 information owned by, produced by or for, or under the
10 control of the executive branch of the Federal Government
11 when there is a demonstrable need to do so to protect the
12 national security of the United States.

13 (b) ESTABLISHMENT OF STANDARDS, CATEGORIES,
14 AND PROCEDURES FOR CLASSIFICATION AND DECLAS-
15 SIFICATION.—

16 (1) GOVERNMENTWIDE PROCEDURES.—

17 (A) CLASSIFICATION.—The President
18 shall, to the extent necessary, establish cat-
19 egories of information that may be classified
20 and procedures for classifying information
21 under subsection (a).

22 (B) DECLASSIFICATION.—At the same
23 time the President establishes categories and
24 procedures under subparagraph (A), the Presi-

1 (II) to prevent embarrassment to
2 a person, organization, or agency;

3 (III) to restrain competition; or

4 (IV) to prevent or delay the re-
5 lease of information that does not re-
6 quire protection in the interest of the
7 national security;

8 (v) ensure that basic scientific re-
9 search information not clearly related to
10 the national security shall not be classified;

11 (vi) ensure that information may not
12 be reclassified after being declassified and
13 released to the public under proper author-
14 ity unless personally approved by the
15 President based on a determination that
16 such reclassification is required to prevent
17 significant and demonstrable damage to
18 the national security;

19 (vii) establish standards and criteria
20 for the classification of information;

21 (viii) establish standards, criteria, and
22 timelines for the declassification of infor-
23 mation classified under this section;

1 (ix) provide for the automatic declassi-
2 sification of classified records with perma-
3 nent historical value;

4 (x) provide for the timely review of
5 materials submitted for pre-publication;

6 (xi) ensure that due regard is given
7 for the public interest in disclosure of in-
8 formation;

9 (xii) ensure that due regard is given
10 for the interests of departments and agen-
11 cies in sharing information at the lowest
12 possible level of classification;

13 (D) SUBMITTAL TO CONGRESS.—The
14 President shall submit to Congress the cat-
15 egories and procedures established under sub-
16 section (b)(1)(A) and the procedures established
17 under subsection (b)(1)(B) at least 60 days
18 prior to their effective date.

19 (2) AGENCY STANDARDS AND PROCEDURES.—

20 (A) IN GENERAL.—The head of each Fed-
21 eral agency shall establish a single set of con-
22 solidated standards and procedures to permit
23 such agency to classify and declassify informa-
24 tion created by such agency in accordance with
25 the categories and procedures established by the

1 President under this section and otherwise to
2 carry out this section.

3 (B) SUBMITTAL TO CONGRESS.—Each
4 agency head shall submit to Congress the
5 standards and procedures established by such
6 agency head under subparagraph (A).

7 (c) EFFECTIVE DATE.—

8 (1) IN GENERAL.—Subsections (a) and (b) shall
9 take effect on the date that is 180 days after the
10 date of the enactment of this Act.

11 (2) RELATION TO PRESIDENTIAL DIREC-
12 TIVES.—Presidential directives regarding classifying,
13 safeguarding, and declassifying national security in-
14 formation, including Executive Order 13526 (50
15 U.S.C. 3161 note; relating to classified national se-
16 curity information), in effect on the day before the
17 date of the enactment of this Act, as well as proce-
18 dures issued pursuant to such Presidential direc-
19 tives, shall remain in effect until superseded by pro-
20 cedures issued pursuant to subsection (b).

21 (d) CONFORMING AMENDMENT.—Section 805(2) of
22 the National Security Act of 1947 (50 U.S.C. 3164(2))
23 is amended by inserting “section 603 of the Intelligence
24 Authorization Act for Fiscal Year 2025,” before “Execu-
25 tive Order”.

1 **SEC. 602. MINIMUM STANDARDS FOR EXECUTIVE AGENCY**
2 **INSIDER THREAT PROGRAMS.**

3 (a) DEFINITIONS.—In this section:

4 (1) AGENCY.—The term “agency” means any
5 Executive agency as defined in section 105 of title
6 5, United States Code, any military department as
7 defined in section 102 of such title, and any other
8 entity in the executive branch of the Federal Gov-
9 ernment that comes into the possession of classified
10 information.

11 (2) CLASSIFIED INFORMATION.—The term
12 “classified information” means information that has
13 been determined to require protection from unau-
14 thorized disclosure pursuant to Executive Order
15 13526 (50 U.S.C. 3161 note; relating to classified
16 national security information), or predecessor or suc-
17 cessor order, to protect the national security of the
18 United States.

19 (b) ESTABLISHMENT OF INSIDER THREAT PRO-
20 GRAMS.—Each head of an agency with access to classified
21 information shall establish an insider threat program to
22 protect classified information from unauthorized disclo-
23 sure.

24 (c) MINIMUM STANDARDS.—In carrying out an in-
25 sider threat program established by the head of an agency
26 pursuant to subsection (b), the head of the agency shall—

1 (1) designate a senior official of the agency who
2 shall be responsible for management of the program;

3 (2) monitor user activity on all classified net-
4 works to detect activity indicative of insider threat
5 behavior;

6 (3) build and maintain an insider threat ana-
7 lytic and response capability to review, assess, and
8 respond to information obtained pursuant to para-
9 graph (2); and

10 (4) provide insider threat awareness training to
11 all cleared employees within 30 days of entry-on-
12 duty or granting of access to classified information
13 and annually thereafter.

14 (d) ANNUAL REPORTS.—Not less frequently than
15 once each year, the Director of National Intelligence shall,
16 serving as the Security Executive Agent under section 803
17 of the National Security Act of 1947 (50 U.S.C. 3162a),
18 submit to Congress an annual report on the compliance
19 of agencies with respect to the requirements of this sec-
20 tion.

21 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
22 tion shall be construed to revoke or diminish any right
23 of an individual provided by section 2303 or 7211 of title
24 5, United States Code, or under any other applicable pro-
25 tections for whistleblowers provided by law.

1 **TITLE VII—SECURITY CLEAR-**
2 **ANCES AND INTELLIGENCE**
3 **COMMUNITY WORKFORCE IM-**
4 **PROVEMENTS**

5 **SEC. 701. SECURITY CLEARANCES HELD BY CERTAIN**
6 **FORMER EMPLOYEES OF INTELLIGENCE**
7 **COMMUNITY.**

8 (a) ISSUANCE OF GUIDELINES AND INSTRUCTIONS
9 REQUIRED.—Section 803(c) of the National Security Act
10 of 1947 (50 U.S.C. 3162a(c)) is amended—

11 (1) in paragraph (3), by striking “; and” and
12 inserting a semicolon;

13 (2) in paragraph (4), by striking the period at
14 the end and inserting “; and”; and

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

16 “(5) issue guidelines and instructions to the
17 heads of Federal agencies to ensure that any indi-
18 vidual who was appointed by the President to a posi-
19 tion in an element of the intelligence community but
20 is no longer employed by the Federal Government
21 shall maintain a security clearance only in accord-
22 ance with Executive Order 12968 (50 U.S.C. 3161
23 note; relating to access to classified information), or
24 successor order.”.

1 (b) SUBMITTAL OF GUIDELINES AND INSTRUCTIONS
2 TO CONGRESS REQUIRED.—Not later than 180 days after
3 the date of the enactment of this Act, the Director of Na-
4 tional Intelligence shall, in the Director’s capacity as the
5 Security Executive Agent pursuant to subsection (a) of
6 section 803 of the National Security Act of 1947 (50
7 U.S.C. 3162a), submit to the congressional intelligence
8 committees and the congressional defense committees the
9 guidelines and instructions required by subsection (c)(5)
10 of such Act, as added by subsection (a) of this section.

11 (c) ANNUAL REPORT REQUIRED.—

12 (1) DEFINITION OF APPROPRIATE COMMITTEES
13 OF CONGRESS.—In this subsection, the term “appro-
14 priate committees of Congress” means—

15 (A) the congressional intelligence commit-
16 tees;

17 (B) the congressional defense committees;

18 (C) the Committee on Homeland Security
19 and Governmental Affairs of the Senate; and

20 (D) the Committee on Oversight and Ac-
21 countability of the House of Representatives.

22 (2) IN GENERAL.—Not later than 1 year after
23 the date of the enactment of this Act, and not less
24 frequently than once each year thereafter, the Direc-
25 tor of National Intelligence shall, in the Director’s

1 capacity as the Security Executive Agent pursuant
2 to section 803(a) of the National Security Act of
3 1947 (50 U.S.C. 3162a(a)), submit to the appro-
4 priate committees of Congress an annual report on
5 the eligibility status of former senior employees of
6 the intelligence community to access classified infor-
7 mation.

8 (3) CONTENTS.—Each report submitted pursu-
9 ant to paragraph (2) shall include, for the period
10 covered by the report, the following:

11 (A) A list of individuals who were ap-
12 pointed by the President to a position in an ele-
13 ment of the intelligence community who cur-
14 rently hold security clearances.

15 (B) The number of such former employees
16 who still hold security clearances.

17 (C) For each former employee described in
18 subparagraph (B)—

19 (i) the position in the intelligence
20 community held by the former employee;

21 (ii) the years of service in such posi-
22 tion; and

23 (iii) the individual's current employ-
24 ment position and employer.

1 (D) The Federal entity authorizing and
2 adjudicating the former employees' need to
3 know classified information.

4 **SEC. 702. POLICY FOR AUTHORIZING INTELLIGENCE COM-**
5 **MUNITY PROGRAM OF CONTRACTOR-OWNED**
6 **AND CONTRACTOR-OPERATED SENSITIVE**
7 **COMPARTMENTED INFORMATION FACILI-**
8 **TIES.**

9 (a) POLICY.—The Director of National Intelligence
10 shall establish a standardized policy for the intelligence
11 community that authorizes a program of contractor-owned
12 and contractor-operated sensitive compartmented informa-
13 tion facilities as a service to the national security and in-
14 telligence enterprises.

15 (b) REQUIREMENTS.—The policy established pursu-
16 ant to subsection (a) shall—

17 (1) authorize the head of an element of the in-
18 telligence community to approve and accredit con-
19 tractor-owned and contractor-operated sensitive com-
20 partmented information facilities; and

21 (2) designate an element of the intelligence
22 community as a service of common concern (as de-
23 fined in Intelligence Community Directive 122, or
24 successor directive) to serve as an accrediting au-
25 thority (in accordance with Intelligence Community

1 Directive 705, or successor directive) on behalf of
2 other elements of the intelligence community for
3 contractor-owned and contractor-operated sensitive
4 compartmented information facilities.

5 (c) COST CONSIDERATIONS.—In establishing the pol-
6 icy required by subsection (a), the Director shall consider
7 existing demonstrated models where a contractor acquires,
8 outfits, and manages a facility pursuant to an agreement
9 with the Federal Government such that no funding from
10 the Federal Government is required to carry out the agree-
11 ment.

12 (d) BRIEFING REQUIRED.—

13 (1) DEFINITION OF APPROPRIATE COMMITTEES
14 OF CONGRESS.—In this subsection, the term “appro-
15 priate committees of Congress” means—

16 (A) the congressional intelligence commit-
17 tees;

18 (B) the Committee on Appropriations of
19 the Senate; and

20 (C) the Committee on Appropriations of
21 the House of Representatives.

22 (2) IN GENERAL.—Not later than 1 year after
23 the date on which the Director establishes the policy
24 pursuant to subsection (a), the Director shall brief
25 the appropriate committees of Congress on—

1 (A) additional opportunities to leverage
2 contractor-owned and contractor-operated sen-
3 sitive compartmented information facilities; and

4 (B) recommendations to address barriers,
5 including resources or authorities needed.

6 **SEC. 703. ENABLING INTELLIGENCE COMMUNITY INTEGRA-**
7 **TION.**

8 (a) IN GENERAL.—The National Security Act of
9 1947 (50 U.S.C. 3001 et seq.) is amended by inserting
10 after section 113B the following new section:

11 **“SEC. 113C. ENABLING INTELLIGENCE COMMUNITY INTE-**
12 **GRATION.**

13 “(a) PROVISION OF GOODS OR SERVICES.—Subject
14 to and in accordance with any guidance and requirements
15 developed by the Director of National Intelligence, the
16 head of an element of the intelligence community may pro-
17 vide goods or services to another element of the intel-
18 ligence community without reimbursement or transfer of
19 funds for hoteling initiatives for intelligence community
20 employees and affiliates defined in any such guidance and
21 requirements issued by the Director of National Intel-
22 ligence.

23 “(b) APPROVAL.—Prior to the provision of goods or
24 services pursuant to subsection (a), the head of the ele-
25 ment of the intelligence community providing such goods

1 or services and the head of the element of the intelligence
2 community receiving such goods or services shall approve
3 such provision.”.

4 (b) CLERICAL AMENDMENT.—The table of contents
5 of the National Security Act of 1947 is amended by insert-
6 ing after the item relating to section 113B the following:
“Sec. 113C. Enabling intelligence community integration.”.

7 **SEC. 704. APPOINTMENT OF SPOUSES OF CERTAIN FED-**
8 **ERAL EMPLOYEES.**

9 (a) IN GENERAL.—Section 3330d of title 5, United
10 States Code, is amended—

11 (1) in the section heading, by striking “**mili-**
12 **tary and Department of Defense civilian**
13 **spouses**” and inserting “**military and Depart-**
14 **ment of Defense, Department of State,**
15 **and intelligence community spouses**”;

16 (2) in subsection (a)—

17 (A) by redesignating the second paragraph
18 (4) (relating to a spouse of an employee of the
19 Department of Defense) as paragraph (7);

20 (B) by striking paragraph (5);

21 (C) by redesignating paragraph (4) (relat-
22 ing to the spouse of a disabled or deceased
23 member of the Armed Forces) as paragraph
24 (6);

1 (D) by striking paragraph (3) and insert-
2 ing the following:

3 “(3) The term ‘covered spouse’ means an indi-
4 vidual who is married to an individual who—

5 “(A)(i) is an employee of the Department
6 of State or an element of the intelligence com-
7 munity; or

8 “(ii) is a member of the Armed Forces who
9 is assigned to an element of the intelligence
10 community; and

11 “(B) is transferred in the interest of the
12 Government from one official station within the
13 applicable agency to another within the agency
14 (that is outside of normal commuting distance)
15 for permanent duty.

16 “(4) The term ‘intelligence community’ has the
17 meaning given the term in section 3 of the National
18 Security Act of 1947 (50 U.S.C. 3003).

19 “(5) The term ‘remote work’ refers to a work
20 flexibility arrangement under which an employee—

21 “(A) is not expected to physically report to
22 the location from which the employee would
23 otherwise work, considering the position of the
24 employee; and

1 “(B) performs the duties and responsibil-
2 ities of such employee’s position, and other au-
3 thorized activities, from an approved worksite—

4 “(i) other than the location from
5 which the employee would otherwise work;

6 “(ii) that may be inside or outside the
7 local commuting area of the location from
8 which the employee would otherwise work;
9 and

10 “(iii) that is typically the residence of
11 the employee.”; and

12 (E) by adding at the end the following:

13 “(8) The term ‘telework’ has the meaning given
14 the term in section 6501.”; and

15 (3) in subsection (b)—

16 (A) in paragraph (2), by striking “or” at
17 the end;

18 (B) in the first paragraph (3) (relating to
19 a spouse of a member of the Armed Forces on
20 active duty), by striking the period at the end
21 and inserting a semicolon;

22 (C) by redesignating the second paragraph
23 (3) (relating to a spouse of an employee of the
24 Department of Defense) as paragraph (4);

25 (D) in paragraph (4), as so redesignated—

1 (i) by inserting “, including to a posi-
2 tion in which the spouse will engage in re-
3 mote work” after “Department of De-
4 fense”; and

5 (ii) by striking the period at the end
6 and inserting “; or”; and

7 (E) by adding at the end the following:

8 “(5) a covered spouse to a position in which the
9 covered spouse will engage in remote work.”.

10 (b) TECHNICAL AND CONFORMING AMENDMENT.—

11 The table of sections for subchapter I of chapter 33 of
12 title 5, United States Code, is amended by striking the
13 item relating to section 3330d and inserting the following:

“3330d. Appointment of military and Department of Defense, Department of
State, and intelligence community civilian spouses.”.

14 (c) REPORT.—

15 (1) DEFINITION OF APPROPRIATION COMMIT-
16 TEES OF CONGRESS.—In this subsection, the term
17 “appropriate committees of Congress” means—

18 (A) the congressional intelligence commit-
19 tees;

20 (B) the Committee on Armed Services, the
21 Committee on Homeland Security and Govern-
22 mental Affairs, and the Committee on Appro-
23 priations of the Senate; and

1 (C) the Committee on Armed Services, the
2 Committee on Homeland Security, and the
3 Committee on Appropriations of the House of
4 Representatives.

5 (2) IN GENERAL.—Not later than 5 years after
6 the date of the enactment of this Act, the Secretary
7 of Defense shall submit to the appropriate commit-
8 tees of Congress a report detailing the use of the au-
9 thority provided pursuant to the amendments made
10 by subsection (a) and the impacts on recruitment,
11 retention, and job opportunities created by such
12 amendments.

13 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
14 tion or an amendment made by this section shall be con-
15 strued to revoke or diminish any right of an individual
16 provided by title 5, United States Code.

17 (e) SUNSET AND SNAPBACK.—On the date that is 5
18 years after the date of the enactment of this Act—

19 (1) section 3330d of title 5, United States
20 Code, as amended by subsection (a), is amended to
21 read as it read on the day before the date of the en-
22 actment of this Act; and

23 (2) the item for such section in the table of sec-
24 tions for subchapter I of chapter 33 of title 5,
25 United States Code, as amended by subsection (b),

1 is amended to read as it read on the day before the
2 date of the enactment of this Act.

3 **SEC. 705. PLAN FOR STAFFING THE INTELLIGENCE COL-**
4 **LECTION POSITIONS OF THE CENTRAL IN-**
5 **TELLIGENCE AGENCY.**

6 (a) IN GENERAL.—Not later than 90 days after the
7 date of the enactment of this Act, the Director of the Cen-
8 tral Intelligence Agency shall submit to the congressional
9 intelligence committees a plan for ensuring that the Direc-
10 torate of Operations of the Agency has staffed every civil-
11 ian full-time equivalent position authorized for that Direc-
12 torate under the Intelligence Authorization Act for Fiscal
13 Year 2024 (division G of Public Law 118–31).

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

16 (1) Specific benchmarks and timelines for ac-
17 complishing the goal described in such subsection by
18 September 30, 2025.

19 (2) An assessment of the appropriate balance of
20 staffing between the Directorate of Operations and
21 the Directorate of Analysis consistent with the re-
22 sponsibilities of the Director of the Central Intel-
23 ligence Agency under section 104A(d) of the Na-
24 tional Security Act of 1947 (50 U.S.C. 3036(d)).

1 **SEC. 706. SENSE OF CONGRESS ON GOVERNMENT PER-**
2 **SONNEL SUPPORT FOR FOREIGN TERRORIST**
3 **ORGANIZATIONS.**

4 It is the sense of Congress that for the purposes of
5 adjudicating the eligibility of an individual for access to
6 classified information, renewal of a prior determination of
7 eligibility for such access, or continuous vetting of an indi-
8 vidual for eligibility for such access, including on form
9 SF-86 or any successor form, each of the following should
10 be considered an action advocating for an act of terrorism:

11 (1) Advocating for violence by an organization
12 designated as a foreign terrorist organization under
13 section 219 of the Immigration and Nationality Act
14 (8 U.S.C. 1189).

15 (2) Soliciting funds for or contributing funds to
16 an organization described in paragraph (1).

17 **TITLE VIII—WHISTLEBLOWERS**

18 **SEC. 801. IMPROVEMENTS REGARDING URGENT CONCERNS**
19 **SUBMITTED TO INSPECTORS GENERAL OF**
20 **THE INTELLIGENCE COMMUNITY.**

21 (a) INSPECTOR GENERAL OF THE INTELLIGENCE
22 COMMUNITY.—Section 103H(k)(5) of the National Secu-
23 rity Act of 1947 (50 U.S.C. 3033(k)(5)) is amended—

24 (1) in subparagraph (A)—

25 (A) by inserting “(i)” before “An employee
26 of”;

1 (B) by inserting “in writing” before “to
2 the Inspector General”; and

3 (C) by adding at the end the following:

4 “(ii) The Inspector General shall provide any support
5 necessary to ensure that an employee can submit a com-
6 plaint or information under this subparagraph in writing
7 and, if such submission is not feasible, shall create a writ-
8 ten record of the employee’s verbal complaint or informa-
9 tion and treat such written record as a written submis-
10 sion.”;

11 (2) by striking subparagraph (B) and inserting
12 the following:

13 “(B)(i)(I) Not later than the end of the period speci-
14 fied in subclause (II), the Inspector General shall deter-
15 mine whether the written complaint or information sub-
16 mitted under subparagraph (A) appears credible. Upon
17 making such a determination, the Inspector General shall
18 transmit to the Director notice of that determination, to-
19 gether with the complaint or information.

20 “(II) The period specified in this subclause is the 14-
21 calendar-day period beginning on the date on which an
22 employee who has submitted an initial written complaint
23 or information under subparagraph (A) confirms that the
24 employee has submitted to the Inspector General the ma-

1 terial the employee intends to submit to Congress under
2 such subparagraph.

3 “(ii) The Inspector General may transmit a com-
4 plaint or information submitted under subparagraph (A)
5 directly to the congressional intelligence committees—

6 “(I) without transmittal to the Director if the
7 Inspector General determines that transmittal to the
8 Director could compromise the anonymity of the em-
9 ployee or result in the complaint or information
10 being transmitted to a subject of the complaint or
11 information; or

12 “(II) following transmittal to the Director if the
13 Director does not transmit the complaint or infor-
14 mation to the congressional intelligence committees
15 within the time period specified in subparagraph
16 (C).”;

17 (3) in subparagraph (D)—

18 (A) in clause (i), by striking “or does not
19 transmit the complaint or information to the
20 Director in accurate form under subparagraph
21 (B),” and inserting “does not transmit the
22 complaint or information to the Director in ac-
23 curate form under subparagraph (B)(i)(I), or
24 makes a determination pursuant to subpara-
25 graph (B)(ii)(I) but does not transmit the com-

1 nymity of the employee or result in
2 the complaint or information being
3 transmitted to a subject of the com-
4 plaint or information; or

5 “(BB) the Director has failed to
6 provide adequate direction pursuant
7 to item (bb) of subclause (I) within 7
8 calendar days of a transmittal under
9 such subclause; and

10 “(bb) provides the employee direction
11 on how to contact the congressional intel-
12 ligence committees in accordance with ap-
13 propriate security practices.”; and

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

15 “(J) In this paragraph, the term ‘employee’, with re-
16 spect to an employee of an element of the intelligence com-
17 munity, an employee assigned or detailed to an element
18 of the intelligence community, or an employee of a con-
19 tractor to the intelligence community who may submit a
20 complaint or information to the Inspector General under
21 subparagraph (A), means—

22 “(i) a current employee at the time of such sub-
23 mission; or

24 “(ii) a former employee at the time of such sub-
25 mission, if such complaint or information arises

1 from and relates to the period of employment as
2 such an employee.”.

3 (b) INSPECTOR GENERAL OF THE CENTRAL INTEL-
4 LIGENCE AGENCY.—Section 17(d)(5) of the Central Intel-
5 ligence Agency Act of 1949 (50 U.S.C. 3517(d)(5)) is
6 amended—

7 (1) in subparagraph (A)—

8 (A) by inserting (i) before “An employee”;

9 (B) by inserting “in writing” before “to
10 the Inspector General”; and

11 (C) by adding at the end the following:

12 “(ii) The Inspector General shall provide any support
13 necessary to ensure that an employee can submit a com-
14 plaint or information under this subparagraph in writing
15 and, if such submission is not feasible, shall create a writ-
16 ten record of the employee’s verbal complaint or informa-
17 tion and treat such written record as a written submis-
18 sion.”;

19 (2) in subparagraph (B)—

20 (A) by striking clause (i) and inserting the
21 following:

22 “(i)(I) Not later than the end of the period specified
23 in subclause (II), the Inspector General shall determine
24 whether the written complaint or information submitted
25 under subparagraph (A) appears credible. Upon making

1 such a determination, the Inspector General shall transmit
2 to the Director notice of that determination, together with
3 the complaint or information.

4 “(II) The period specified in this subclause is the 14-
5 calendar-day period beginning on the date on which an
6 employee who has submitted an initial written complaint
7 or information under subparagraph (A) confirms that the
8 employee has submitted to the Inspector General the ma-
9 terial the employee intends to submit to Congress under
10 such subparagraph.”; and

11 (B) by adding at the end the following:

12 “(iii) The Inspector General may transmit a com-
13 plaint or information submitted under subparagraph (A)
14 directly to the congressional intelligence committees—

15 “(I) without transmittal to the Director if the
16 Inspector General determines that transmittal to the
17 Director could compromise the anonymity of the em-
18 ployee or result in the complaint or information
19 being transmitted to a subject of the complaint or
20 information;

21 “(II) following transmittal to the Director if the
22 Director does not transmit the complaint or infor-
23 mation to the congressional intelligence committees
24 within the time period specified in subparagraph (C)

1 and has not made a determination regarding a con-
2 flict of interest pursuant to clause (ii); or

3 “(III) following transmittal to the Director and
4 a determination by the Director that a conflict of in-
5 terest exists pursuant to clause (ii) if the Inspector
6 General determines that—

7 “(aa) transmittal to the Director of Na-
8 tional Intelligence could compromise the ano-
9 nymity of the employee or result in the com-
10 plaint or information being transmitted to a
11 subject of the complaint or information; or

12 “(bb) the Director of National Intelligence
13 has not transmitted the complaint or informa-
14 tion to the congressional intelligence committees
15 within the time period specified in subpara-
16 graph (C).”;

17 (3) in subparagraph (D)—

18 (A) in clause (i), by striking “or does not
19 transmit the complaint or information to the
20 Director in accurate form under subparagraph
21 (B),” and inserting “does not transmit the
22 complaint or information to the Director in ac-
23 curate form under subparagraph (B)(i)(I), or
24 makes a determination pursuant to subpara-
25 graph (B)(iii)(I) but does not transmit the com-

1 plaint or information to the congressional intel-
2 ligence committees within 21 calendar days of
3 receipt,”; and

4 (B) by striking clause (ii) and inserting the
5 following:

6 “(ii) An employee may contact the congressional in-
7 telligence committees directly as described in clause (i)
8 only if—

9 “(I) the employee, before making such a con-
10 tact—

11 “(aa) transmits to the Director, through
12 the Inspector General, a statement of the em-
13 ployee’s complaint or information and notice of
14 the employee’s intent to contact the congress-
15 sional intelligence committees directly; and

16 “(bb) obtains and follows from the Direc-
17 tor, through the Inspector General, direction on
18 how to contact the congressional intelligence
19 committees in accordance with appropriate se-
20 curity practices; or

21 “(II) the Inspector General—

22 “(aa) determines that—

23 “(AA) the transmittal under sub-
24 clause (I) could compromise the anonymity
25 of the employee or result in the complaint

1 or information being transmitted to a sub-
2 ject of the complaint or information; or

3 “(BB) the Director has failed to pro-
4 vide adequate direction pursuant to item
5 (bb) of subclause (I) within 7 calendar
6 days of a transmittal under such sub-
7 clause; and

8 “(bb) provides the employee direction on
9 how to contact the congressional intelligence
10 committees in accordance with appropriate se-
11 curity practices.”; and

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

13 “(I) In this paragraph, the term ‘employee’, with re-
14 spect to an employee of the Agency, or of a contractor
15 to the Agency, who may submit a complaint or information
16 to the Inspector General under subparagraph (A),
17 means—

18 “(i) a current employee at the time of such sub-
19 mission; or

20 “(ii) a former employee at the time of such sub-
21 mission, if such complaint or information arises
22 from and relates to the period of employment as
23 such an employee.”.

1 (c) OTHER INSPECTORS GENERAL OF ELEMENTS OF
2 THE INTELLIGENCE COMMUNITY.—Section 416 of title 5,
3 United States Code, is amended—

4 (1) in subsection (a)—

5 (A) by redesignating paragraphs (1) and
6 (2) as paragraphs (2) and (3), respectively; and

7 (B) by inserting before paragraph (2), as
8 redesignated by paragraph (1), the following:

9 “(1) EMPLOYEE.—The term ‘employee’, with
10 respect to an employee of an element of the Federal
11 Government covered by subsection (b), or of a con-
12 tractor to such an element, who may submit a com-
13 plaint or information to an Inspector General under
14 such subsection, means—

15 “(A) a current employee at the time of
16 such submission; or

17 “(B) a former employee at the time of
18 such submission, if such complaint or informa-
19 tion arises from and relates to the period of em-
20 ployment as such an employee.”;

21 (2) in subsection (b)—

22 (A) in paragraph (1)—

23 (i) in the paragraph heading, by in-
24 serting “; SUPPORT FOR WRITTEN SUBMIS-
25 SION”; after “MADE”;

1 (ii) by inserting “in writing” after
2 “may report the complaint or information”
3 each place it appears; and

4 (iii) in subparagraph (B), by inserting
5 “in writing” after “such complaint or in-
6 formation”; and

7 (B) by adding at the end the following:

8 “(E) SUPPORT FOR WRITTEN SUBMIS-
9 SION.—The Inspector General shall provide any
10 support necessary to ensure that an employee
11 can submit a complaint or information under
12 this paragraph in writing and, if such submis-
13 sion is not feasible, shall create a written record
14 of the employee’s verbal complaint or informa-
15 tion and treat such written record as a written
16 submission.”;

17 (3) in subsection (c)—

18 (A) by striking paragraph (1) and insert-
19 ing the following:

20 “(1) CREDIBILITY.—

21 “(A) DETERMINATION.—Not later than
22 the end of the period specified in subparagraph
23 (B), the Inspector General shall determine
24 whether the written complaint or information
25 submitted under subsection (b) appears cred-

1 ible. Upon making such a determination, the
2 Inspector General shall transmit to the head of
3 the establishment notice of that determination,
4 together with the complaint or information.

5 “(B) PERIOD SPECIFIED.—The period
6 specified in this subparagraph is the 14-cal-
7 endar-day period beginning on the date on
8 which an employee who has submitted an initial
9 written complaint or information under sub-
10 section (b) confirms that the employee has sub-
11 mitted to the Inspector General the material
12 the employee intends to submit to Congress
13 under such subsection.”; and

14 (B) by adding at the end the following:

15 “(3) TRANSMITTAL DIRECTLY TO INTEL-
16 LIGENCE COMMITTEES.—The Inspector General may
17 transmit the complaint or information directly to the
18 intelligence committees—

19 “(A) without transmittal to the head of the
20 establishment if the Inspector General deter-
21 mines that transmittal to the head of the estab-
22 lishment could compromise the anonymity of
23 the employee or result in the complaint or infor-
24 mation being transmitted to a subject of the
25 complaint or information;

1 “(B) following transmittal to the head of
2 the establishment if the head of the establish-
3 ment does not transmit the complaint or infor-
4 mation to the intelligence committees within the
5 time period specified in subsection (d) and has
6 not made a determination regarding a conflict
7 of interest pursuant to paragraph (2); or

8 “(C) following transmittal to the head of
9 the establishment and a determination by the
10 head of the establishment that a conflict of in-
11 terest exists pursuant to paragraph (2) if the
12 Inspector General determines that—

13 “(i) transmittal to the Director of Na-
14 tional Intelligence or the Secretary of De-
15 fense could compromise the anonymity of
16 the employee or result in the complaint or
17 information being transmitted to a subject
18 of the complaint or information; or

19 “(ii) the Director of National Intel-
20 ligence or the Secretary of Defense has not
21 transmitted the complaint or information
22 to the intelligence committees within the
23 time period specified in subsection (d).”;

24 (4) in subsection (e)(1), by striking “or does
25 not transmit the complaint or information to the

1 head of the establishment in accurate form under
2 subsection (c),” and inserting “does not transmit the
3 complaint or information to the head of the estab-
4 lishment in accurate form under subsection
5 (c)(1)(A), or makes a determination pursuant to
6 subsection (c)(3)(A) but does not transmit the com-
7 plaint or information to the intelligence committees
8 within 21 calendar days of receipt,”; and

9 (5) in subsection (e), by striking paragraph (2)
10 and inserting the following:

11 “(2) LIMITATION.—An employee may contact
12 the intelligence committees directly as described in
13 paragraph (1) only if—

14 “(A) the employee, before making such a
15 contact—

16 “(i) transmits to the head of the es-
17 tablishment, through the Inspector Gen-
18 eral, a statement of the employee’s com-
19 plaint or information and notice of the em-
20 ployee’s intent to contact the intelligence
21 committees directly; and

22 “(ii) obtains and follows from the
23 head of the establishment, through the In-
24 spector General, direction on how to con-

1 tact the intelligence committees in accord-
2 ance with appropriate security practices; or
3 “(B) the Inspector General—

4 “(i) determines that the transmittal
5 under subparagraph (A) could compromise
6 the anonymity of the employee or result in
7 the complaint or information being trans-
8 mitted to a subject of the complaint or in-
9 formation; or

10 “(ii) determines that the head of the
11 establishment has failed to provide ade-
12 quate direction pursuant to clause (ii) of
13 subparagraph (A) within 7 calendar days
14 of a transmittal under such subparagraph;
15 and

16 “(iii) provides the employee direction
17 on how to contact the intelligence commit-
18 tees in accordance with appropriate secu-
19 rity practices.”.

20 (d) RULE OF CONSTRUCTION.—Nothing in this sec-
21 tion or an amendment made by this section shall be con-
22 strued to revoke or diminish any right of an individual
23 provided by section 2303 or 7211 of title 5, United States
24 Code, to make a protected disclosure to any congressional
25 committee.

1 **SEC. 802. PROHIBITION AGAINST DISCLOSURE OF WHIS-**
2 **TLBLOWER IDENTITY AS ACT OF REPRISAL.**

3 (a) IN GENERAL.—Section 1104(a) of the National
4 Security Act of 1947 (50 U.S.C. 3234(a)) is amended—

5 (1) in paragraph (3)—

6 (A) in subparagraph (I), by striking “; or”
7 and inserting a semicolon;

8 (B) by redesignating subparagraph (J) as
9 subparagraph (K); and

10 (C) by inserting after subparagraph (I) the
11 following:

12 “(J) an unauthorized whistleblower iden-
13 tity disclosure;” and

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

15 “(5) UNAUTHORIZED WHISTLEBLOWER IDEN-
16 TITY DISCLOSURE.—The term ‘unauthorized whistle-
17 blower identity disclosure’ means, with respect to an
18 employee or a contractor employee described in
19 paragraph (3), a knowing and willful disclosure re-
20 vealing the identity or other personally identifiable
21 information of the employee or contractor employee
22 so as to identify the employee or contractor em-
23 ployee as an employee or contractor employee who
24 has made a lawful disclosure described in subsection
25 (b) or (c), but does not include such a knowing and

1 willful disclosure that meets any of the following cri-
2 teria:

3 “(A) Such disclosure was made with the
4 express consent of the employee or contractor
5 employee.

6 “(B) Such disclosure was made during the
7 course of reporting or remedying the subject of
8 the lawful disclosure of the whistleblower
9 through management, legal, or oversight proc-
10 esses, including such processes relating to
11 human resources, equal opportunity, security,
12 or an Inspector General.

13 “(C) An Inspector General with oversight
14 responsibility for the relevant covered intel-
15 ligence community element determines that
16 such disclosure—

17 “(i) was unavoidable under section
18 103H of this Act (50 U.S.C. 3033), sec-
19 tion 17 of the Central Intelligence Agency
20 Act of 1949 (50 U.S.C. 3517), section 407
21 of title 5, United States Code, or section
22 420(b)(2)(B) of such title;

23 “(ii) was made to an official of the
24 Department of Justice responsible for de-

1 termining whether a prosecution should be
2 undertaken; or

3 “(iii) was required by statute or an
4 order from a court of competent jurisdic-
5 tion.”.

6 (b) HARMONIZATION OF ENFORCEMENT.—Sub-
7 section (f) of such section is amended to read as follows:

8 “(f) ENFORCEMENT.—

9 “(1) IN GENERAL.—Except as otherwise pro-
10 vided in this subsection, the President shall provide
11 for the enforcement of this section.

12 “(2) HARMONIZATION WITH OTHER ENFORCE-
13 MENT.—To the fullest extent possible, the President
14 shall provide for enforcement of this section in a
15 manner that is consistent with the enforcement of
16 section 2302(b)(8) of title 5, United States Code, es-
17 pecially with respect to policies and procedures used
18 to adjudicate alleged violations of such section.”.

19 **SEC. 803. PROTECTION FOR INDIVIDUALS MAKING AU-**
20 **THORIZED DISCLOSURES TO INSPECTORS**
21 **GENERAL OF ELEMENTS OF THE INTEL-**
22 **LIGENCE COMMUNITY.**

23 (a) INSPECTOR GENERAL OF THE INTELLIGENCE
24 COMMUNITY.—Section 103H(g)(3) of the National Secu-
25 rity Act of 1947 (50 U.S.C. 3033(g)(3)) is amended—

1 (1) by redesignating subparagraphs (A) and
2 (B) as clauses (i) and (ii), respectively;

3 (2) by adding at the end the following new sub-
4 paragraph:

5 “(B) An individual may disclose classified infor-
6 mation to the Inspector General in accordance with
7 the applicable security standards and procedures es-
8 tablished under Executive Order 13526 (50 U.S.C.
9 3161 note; relating to classified national security in-
10 formation), section 102A or section 803, chapter 12
11 of the Atomic Energy Act of 1954 (42 U.S.C. 2161
12 et seq.), or any applicable provision of law. Such a
13 disclosure of classified information that is made by
14 an individual who at the time of the disclosure does
15 not hold the appropriate clearance or authority to
16 access such classified information, but that is other-
17 wise made in accordance with such security stand-
18 ards and procedures, shall be treated as an author-
19 ized disclosure and does not violate—

20 “(i) any otherwise applicable nondisclosure
21 agreement;

22 “(ii) any otherwise applicable regulation or
23 order issued under the authority of Executive
24 Order 13526 (50 U.S.C. 3161 note; relating to
25 classified national security information) or

1 chapter 18 of the Atomic Energy Act of 1954
2 (42 U.S.C. 2271 et seq.); or

3 “(iii) section 798 of title 18, United States
4 Code, or any other provision of law relating to
5 the unauthorized disclosure of national security
6 information.”; and

7 (3) in the paragraph enumerator, by striking
8 “(3) ” and inserting “(3)(A)”.

9 (b) INSPECTOR GENERAL OF THE CENTRAL INTEL-
10 LIGENCE AGENCY.—Section 17(e)(3) of the Central Intel-
11 ligence Agency Act of 1949 (50 U.S.C. 3517(e)(3)) is
12 amended—

13 (1) by redesignating subparagraphs (A) and
14 (B) as clauses (i) and (ii), respectively;

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

17 “(B) An individual may disclose classified infor-
18 mation to the Inspector General in accordance with
19 the applicable security standards and procedures es-
20 tablished under Executive Order 13526 (50 U.S.C.
21 3161 note; relating to classified national security in-
22 formation), section 102A or 803 of the National Se-
23 curity Act of 1947 (50 U.S.C. 3024; 3162a), or
24 chapter 12 of the Atomic Energy Act of 1954 (42
25 U.S.C. 2161 et seq.). Such a disclosure of classified

1 information that is made by an individual who at the
2 time of the disclosure does not hold the appropriate
3 clearance or authority to access such classified infor-
4 mation, but that is otherwise made in accordance
5 with such security standards and procedures, shall
6 be treated as an authorized disclosure and does not
7 violate—

8 “(i) any otherwise applicable nondisclosure
9 agreement;

10 “(ii) any otherwise applicable regulation or
11 order issued under the authority of Executive
12 Order 13526 or chapter 18 of the Atomic En-
13 ergy Act of 1954 (42 U.S.C. 2271 et seq.); or

14 “(iii) section 798 of title 18, United States
15 Code, or any other provision of law relating to
16 the unauthorized disclosure of national security
17 information.”; and

18 (3) in the paragraph enumerator, by striking
19 “(3) ” and inserting “(3)(A)”.

20 (c) OTHER INSPECTORS GENERAL OF ELEMENTS OF
21 THE INTELLIGENCE COMMUNITY.—Section 416 of title 5,
22 United States Code, is amended by adding at the end the
23 following new subsection:

24 “(i) PROTECTION FOR INDIVIDUALS MAKING AU-
25 THORIZED DISCLOSURES.—An individual may disclose

1 classified information to an Inspector General of an ele-
2 ment of the intelligence community in accordance with the
3 applicable security standards and procedures established
4 under Executive Order 13526 (50 U.S.C. 3161 note; relat-
5 ing to classified national security information), section
6 102A or 803 of the National Security Act of 1947 (50
7 U.S.C. 3024; 3162a), or chapter 12 of the Atomic Energy
8 Act of 1954 (42 U.S.C. 2161 et seq.). Such a disclosure
9 of classified information that is made by an individual who
10 at the time of the disclosure does not hold the appropriate
11 clearance or authority to access such classified informa-
12 tion, but that is otherwise made in accordance with such
13 security standards and procedures, shall be treated as an
14 authorized disclosure and does not violate—

15 “(1) any otherwise applicable nondisclosure
16 agreement;

17 “(2) any otherwise applicable regulation or
18 order issued under the authority of Executive Order
19 13526 or chapter 18 of the Atomic Energy Act of
20 1954 (42 U.S.C. 2271 et seq.); or

21 “(3) section 798 of title 18, or any other provi-
22 sion of law relating to the unauthorized disclosure of
23 national security information.”.

1 **SEC. 804. CLARIFICATION OF AUTHORITY OF CERTAIN IN-**
2 **SPECTORS GENERAL TO RECEIVE PRO-**
3 **TECTED DISCLOSURES.**

4 Section 1104 of the National Security Act of 1947
5 (50 U.S.C. 3234) is amended—

6 (1) in subsection (b)(1), by inserting “or cov-
7 ered intelligence community element” after “the ap-
8 propriate inspector general of the employing agen-
9 cy”; and

10 (2) in subsection (c)(1)(A), by inserting “or
11 covered intelligence community element” after “the
12 appropriate inspector general of the employing or
13 contracting agency”.

14 **SEC. 805. WHISTLEBLOWER PROTECTIONS RELATING TO**
15 **PSYCHIATRIC TESTING OR EXAMINATION.**

16 (a) **PROHIBITED PERSONNEL PRACTICES.**—Section
17 1104(a)(3) of the National Security Act of 1947 (50
18 U.S.C. 3234(a)(3)) is amended—

19 (1) in subparagraph (I), by striking “; or” and
20 inserting a semicolon;

21 (2) by redesignating subparagraph (J) as sub-
22 paragraph (K); and

23 (3) by inserting after subparagraph (I) the fol-
24 lowing new subparagraph:

25 “(J) a decision to order psychiatric testing
26 or examination; or”.

1 (b) APPLICATION.—The amendments made by this
2 section shall apply with respect to matters arising under
3 section 1104 of the National Security Act of 1947 (50
4 U.S.C. 3234) on or after the date of the enactment of
5 this Act.

6 **SEC. 806. ESTABLISHING PROCESS PARITY FOR ADVERSE**
7 **SECURITY CLEARANCE AND ACCESS DETER-**
8 **MINATIONS.**

9 Subparagraph (C) of section 3001(j)(4) of the Intel-
10 ligence Reform and Terrorism Prevention Act of 2004 (50
11 U.S.C. 3341(j)(4)) is amended to read as follows:

12 “(C) CONTRIBUTING FACTOR.—

13 “(i) IN GENERAL.—Subject to clause
14 (iii), in determining whether the adverse
15 security clearance or access determination
16 violated paragraph (1), the agency shall
17 find that paragraph (1) was violated if the
18 individual has demonstrated that a disclo-
19 sure described in paragraph (1) was a con-
20 tributing factor in the adverse security
21 clearance or access determination taken
22 against the individual.

23 “(ii) CIRCUMSTANTIAL EVIDENCE.—
24 An individual under clause (i) may dem-
25 onstrate that the disclosure was a contrib-

1 uting factor in the adverse security clear-
2 ance or access determination taken against
3 the individual through circumstantial evi-
4 dence, such as evidence that—

5 “(I) the official making the de-
6 termination knew of the disclosure;
7 and

8 “(II) the determination occurred
9 within a period such that a reasonable
10 person could conclude that the disclo-
11 sure was a contributing factor in the
12 determination.

13 “(iii) DEFENSE.—In determining
14 whether the adverse security clearance or
15 access determination violated paragraph
16 (1), the agency shall not find that para-
17 graph (1) was violated if, after a finding
18 that a disclosure was a contributing factor,
19 the agency demonstrates by clear and con-
20 vincing evidence that it would have made
21 the same security clearance or access de-
22 termination in the absence of such disclo-
23 sure.”.

1 **SEC. 807. ELIMINATION OF CAP ON COMPENSATORY DAM-**
2 **AGES FOR RETALIATORY REVOCATION OF SE-**
3 **CURITY CLEARANCES AND ACCESS DETER-**
4 **MINATIONS.**

5 Section 3001(j)(4)(B) of the Intelligence Reform and
6 Terrorism Prevention Act of 2004 (50 U.S.C.
7 3341(j)(4)(B)) is amended, in the second sentence, by
8 striking “not to exceed \$300,000”.

9 **TITLE IX—ANOMALOUS HEALTH**
10 **INCIDENTS**

11 **SEC. 901. MODIFICATION OF AUTHORITY FOR SECRETARY**
12 **OF STATE AND HEADS OF OTHER FEDERAL**
13 **AGENCIES TO PAY COSTS OF TREATING**
14 **QUALIFYING INJURIES AND MAKE PAYMENTS**
15 **FOR QUALIFYING INJURIES TO THE BRAIN.**

16 Section 901(e) of division J of the Further Consoli-
17 dated Appropriations Act, 2020 (22 U.S.C. 2680b(e)) is
18 amended—

19 (1) in paragraph (1)—

20 (A) in the matter before subparagraph (A),
21 by striking “a employee who, on or after Janu-
22 ary 1, 2016” and inserting “an employee who,
23 on or after September 11, 2001”; and

24 (B) in subparagraph (A), by inserting “, or
25 duty station in the United States” before the
26 semicolon;

1 (2) in paragraph (2)—

2 (A) by striking “January 1, 2016” and in-
3 serting “September 11, 2001”; and

4 (B) by inserting “, or duty station in the
5 United States,” after “pursuant to subsection
6 (f)”;

7 (3) in paragraph (3)—

8 (A) in the matter before subparagraph (A),
9 by striking “January 1, 2016” and inserting
10 “September 11, 2001”; and

11 (B) in subparagraph (A), by inserting “, or
12 duty station in the United States” before the
13 semicolon; and

14 (4) in paragraph (4)—

15 (A) in subparagraph (A)(i), by inserting “,
16 or duty station in the United States” before the
17 semicolon; and

18 (B) in subparagraph (B)(i), by inserting “,
19 or duty station in the United States” before the
20 semicolon.

1 **TITLE X—UNIDENTIFIED**
2 **ANOMALOUS PHENOMENA**

3 **SEC. 1001. COMPTROLLER GENERAL OF THE UNITED**
4 **STATES REVIEW OF ALL-DOMAIN ANOMALY**
5 **RESOLUTION OFFICE.**

6 (a) DEFINITIONS.—In this section, the terms “con-
7 gressional defense committees”, “congressional leader-
8 ship”, and “unidentified anomalous phenomena” have the
9 meanings given such terms in section 1683(n) of the Na-
10 tional Defense Authorization Act for Fiscal Year 2022 (50
11 U.S.C. 3373(n)).

12 (b) REVIEW REQUIRED.—The Comptroller General
13 of the United States shall conduct a review of the All-
14 domain Anomaly Resolution Office (in this section re-
15 ferred to as the “Office”).

16 (c) ELEMENTS.—The review conducted pursuant to
17 subsection (b) shall include the following:

18 (1) A review of the implementation by the Of-
19 fice of the duties and requirements of the Office
20 under section 1683 of the National Defense Author-
21 ization Act for Fiscal Year 2022 (50 U.S.C. 3373),
22 such as the process for operational unidentified
23 anomalous phenomena reporting and coordination
24 with the Department of Defense, the intelligence
25 community, and other departments and agencies of

1 the Federal Government and non-Government enti-
2 ties.

3 (2) A review of such other matters relating to
4 the activities of the Office that pertain to unidenti-
5 fied anomalous phenomena as the Comptroller Gen-
6 eral considers appropriate.

7 (d) REPORT.—Following the review required by sub-
8 section (b), in a timeframe mutually agreed upon by the
9 congressional intelligence committees, the congressional
10 defense committees, congressional leadership, and the
11 Comptroller General, the Comptroller General shall submit
12 to such committees and congressional leadership a report
13 on the findings of the Comptroller General with respect
14 to the review conducted under subsection (b).

15 **SEC. 1002. SUNSET OF REQUIREMENTS RELATING TO AU-**
16 **DITS OF UNIDENTIFIED ANOMALOUS PHE-**
17 **NOMENA HISTORICAL RECORD REPORT.**

18 Section 6001 of the Intelligence Authorization Act for
19 Fiscal Year 2023 (50 U.S.C. 3373 note) is amended—

20 (1) in subsection (b)(2), by inserting “until
21 April 1, 2025” after “quarterly basis”; and

22 (2) in subsection (c), by inserting “until June
23 30, 2025” after “semiannually thereafter”.

1 **SEC. 1003. FUNDING LIMITATIONS RELATING TO UNIDENTI-**
2 **FIED ANOMALOUS PHENOMENA.**

3 (a) DEFINITIONS.—In this section:

4 (1) APPROPRIATE COMMITTEES OF CON-
5 GRESS.—The term “appropriate committees of Con-
6 gress” means—

7 (A) the Select Committee on Intelligence,
8 the Committee on Armed Services, the Com-
9 mittee on Foreign Relations, the Committee on
10 Homeland Security and Governmental Affairs,
11 and the Committee on Appropriations of the
12 Senate; and

13 (B) the Permanent Select Committee on
14 Intelligence, the Committee on Armed Services,
15 the Committee on Foreign Affairs, the Com-
16 mittee on Homeland Security, and the Com-
17 mittee on Appropriations of the House of Rep-
18 resentatives.

19 (2) CONGRESSIONAL LEADERSHIP.—The term
20 “congressional leadership” means—

21 (A) the majority leader of the Senate;

22 (B) the minority leader of the Senate;

23 (C) the Speaker of the House of Rep-
24 resentatives; and

25 (D) the minority leader of the House of
26 Representatives.

1 (3) NATIONAL INTELLIGENCE PROGRAM.—The
2 term “National Intelligence Program” has the mean-
3 ing given such term in section 3 of the National Se-
4 curity Act of 1947 (50 U.S.C. 3003).

5 (4) UNIDENTIFIED ANOMALOUS PHENOMENA.—
6 The term “unidentified anomalous phenomena” has
7 the meaning given such term in section 1683(n) of
8 the National Defense Authorization Act for Fiscal
9 Year 2022 (50 U.S.C. 3373(n)).

10 (b) LIMITATIONS.—None of the funds authorized to
11 be appropriated by this division for the National Intel-
12 ligence Program may be obligated or expended in support
13 of any activity involving unidentified anomalous phe-
14 nomena protected under any form of special access or re-
15 stricted access limitation unless the Director of National
16 Intelligence has provided the details of the activity to the
17 appropriate committees of Congress and congressional
18 leadership, including for any activities described in a re-
19 port released by the All-domain Anomaly Resolution Office
20 in fiscal year 2024.

21 (c) LIMITATION REGARDING INDEPENDENT RE-
22 SEARCH AND DEVELOPMENT.—Independent research and
23 development funding relating to unidentified anomalous
24 phenomena shall not be allowable as indirect expenses for
25 purposes of contracts covered by such instruction, unless

1 such material and information is made available to the ap-
2 propriate congressional committees and leadership.

3 **TITLE XI—OTHER MATTERS**

4 **SEC. 1101. LIMITATION ON DIRECTIVES UNDER FOREIGN**
5 **INTELLIGENCE SURVEILLANCE ACT OF 1978**
6 **RELATING TO CERTAIN ELECTRONIC COM-**
7 **MUNICATION SERVICE PROVIDERS.**

8 Section 702(i) of the Foreign Intelligence Surveil-
9 lance Act of 1978 (50 U.S.C. 1881a(i)) is amended by
10 adding at the end the following:

11 “(7) LIMITATION RELATING TO CERTAIN ELEC-
12 TRONIC COMMUNICATION SERVICE PROVIDERS.—

13 “(A) DEFINITIONS.—In this paragraph:

14 “(i) APPROPRIATE COMMITTEES OF
15 CONGRESS.—The term ‘appropriate com-
16 mittees of Congress’ means—

17 “(I) the congressional intelligence
18 committees;

19 “(II) the Committee on the Judi-
20 ciary and the Committee on Appro-
21 priations of the Senate; and

22 “(III) the Committee on the Ju-
23 diciary and the Committee on Appro-
24 priations of the House of Representa-
25 tives.

1 “(ii) COVERED ELECTRONIC COMMU-
2 NICATION SERVICE PROVIDER.—

3 “(I) IN GENERAL.—Subject to
4 subclause (II), the term ‘covered elec-
5 tronic communication service provider’
6 means—

7 “(aa) a service provider de-
8 scribed in section 701(b)(4)(E);

9 “(bb) a custodian of an enti-
10 ty as defined in section
11 701(b)(4)(F); or

12 “(cc) an officer, employee,
13 or agent of a service provider de-
14 scribed in section 701(b)(4)(E).

15 “(II) EXCLUSION.—The term
16 ‘covered electronic communication
17 service provider’ does not include—

18 “(aa) an electronic commu-
19 nication service provider de-
20 scribed in subparagraph (A), (B),
21 (C), or (D) of section 701(b)(4);
22 or

23 “(bb) an officer, employee,
24 or agent of an electronic commu-
25 nication service provider de-

1 scribed in subparagraph (A), (B),
2 (C), or (D) of section 701(b)(4).

3 “(iii) COVERED OPINIONS.—The term
4 ‘covered opinions’ means the opinions of
5 the Foreign Intelligence Surveillance Court
6 and the Foreign Intelligence Surveillance
7 Court of Review authorized for public re-
8 lease on August 23, 2023 (Opinion and
9 Order, In re Petition to Set Aside or Mod-
10 ify Directive Issued to [REDACTED], No.
11 [REDACTED], (FISA Ct. [REDACTED]
12 2022) (Contreras J.); Opinion, In re Peti-
13 tion to Set Aside or Modify Directive
14 Issued to [REDACTED], No. [RE-
15 DACTED], (FISA Ct. Rev. [RE-
16 DACTED] 2023) (Sentelle, J.; Higginson,
17 J.; Miller J.)).

18 “(B) LIMITATION.—A directive may not be
19 issued under paragraph (1) to a covered elec-
20 tronic communication service provider unless
21 the covered electronic communication service
22 provider is a provider of the type of service at
23 issue in the covered opinions.

1 “(C) REQUIREMENTS FOR DIRECTIVES TO
2 COVERED ELECTRONIC COMMUNICATION SERV-
3 ICE PROVIDERS.—

4 “(i) IN GENERAL.—Subject to clause
5 (ii), any directive issued under paragraph
6 (1) on or after the date of the enactment
7 of the Intelligence Authorization Act for
8 Fiscal Year 2025 to a covered electronic
9 communication service provider that is not
10 prohibited by subparagraph (B) of this
11 paragraph shall include a summary de-
12 scription of the services at issue in the cov-
13 ered opinions.

14 “(ii) DUPLICATE SUMMARIES NOT RE-
15 QUIRED.—A directive need not include a
16 summary description of the services at
17 issue in the covered opinions if such sum-
18 mary was included in a prior directive
19 issued to the covered electronic commu-
20 nication service provider and the summary
21 has not materially changed.

22 “(D) FOREIGN INTELLIGENCE SURVEIL-
23 LANCE COURT NOTIFICATION AND REVIEW.—

24 “(i) NOTIFICATION.—

1 “(I) IN GENERAL.—Subject to
2 subclause (II), on or after the date of
3 the enactment of the Intelligence Au-
4 thorization Act for Fiscal Year 2025,
5 each time the Attorney General and
6 the Director of National Intelligence
7 serve a directive under paragraph (1)
8 to a covered electronic communication
9 service provider that is not prohibited
10 by subparagraph (B) and each time
11 the Attorney General and the Director
12 materially change a directive under
13 paragraph (1) served on a covered
14 electronic communication service pro-
15 vider that is not prohibited by sub-
16 paragraph (B), the Attorney General
17 shall provide the directive to the For-
18 eign Intelligence Surveillance Court
19 on or before the date that is 7 days
20 after the date on which the Attorney
21 General and the Director served the
22 directive, along with a description of
23 the covered electronic communication
24 service provider to whom the directive
25 is issued and the services at issue.

1 “(II) DUPLICATION NOT RE-
2 QUIRED.—The Attorney General does
3 not need to provide a directive or de-
4 scription to the Foreign Intelligence
5 Surveillance Court under subclause (I)
6 if a directive and description con-
7 cerning the covered electronic commu-
8 nication service provider was pre-
9 viously provided to the Court and the
10 directive or description has not mate-
11 rially changed.

12 “(ii) ADDITIONAL INFORMATION.—As
13 soon as feasible and not later than the ini-
14 tiation of collection, the Attorney General
15 shall, for each directive described in sub-
16 paragraph (i), provide the Foreign Intel-
17 ligence Surveillance Court a summary de-
18 scription of the type of equipment to be
19 accessed, the nature of the access, and the
20 form of assistance required pursuant to the
21 directive.

22 “(iii) REVIEW.—

23 “(I) IN GENERAL.—The Foreign
24 Intelligence Surveillance Court may
25 review a directive received by the

1 Court under clause (i) to determine
2 whether the directive is consistent
3 with subparagraph (B) and affirm,
4 modify, or set aside the directive.

5 “(II) NOTICE OF INTENT TO RE-
6 VIEW.—Not later than 10 days after
7 the date on which the Court receives
8 information under clause (ii) with re-
9 spect to a directive, the Court shall
10 provide notice to the Attorney General
11 and cleared counsel for the covered
12 electronic communication service pro-
13 vider indicating whether the Court in-
14 tends to undertake a review under
15 subclause (I) of this clause.

16 “(III) COMPLETION OF RE-
17 VIEWS.—In a case in which the Court
18 provides notice under subclause (II)
19 indicating that the Court intends to
20 review a directive under subclause (I),
21 the Court shall, not later than 30
22 days after the date on which the
23 Court provides notice under subclause
24 (II) with respect to the directive, com-
25 plete the review.

1 “(E) CONGRESSIONAL OVERSIGHT.—

2 “(i) NOTIFICATION.—

3 “(I) IN GENERAL.—Subject to
4 subclause (II), on or after the date of
5 the enactment of the Intelligence Au-
6 thorization Act for Fiscal Year 2025,
7 each time the Attorney General and
8 the Director of National Intelligence
9 serve a directive under paragraph (1)
10 on a covered electronic communication
11 service provider that is not prohibited
12 by subparagraph (B) and each time
13 the Attorney General and the Director
14 materially change a directive under
15 paragraph (1) served on a covered
16 electronic communication service pro-
17 vider that is not prohibited by sub-
18 paragraph (B), the Attorney General
19 shall submit to the appropriate com-
20 mittees of Congress the directive on or
21 before the date that is 7 days after
22 the date on which the Attorney Gen-
23 eral and the Director serve the direc-
24 tive, along with a description of the
25 covered electronic communication

1 service provider to whom the directive
2 is issued and the services at issue.

3 “(II) DUPLICATION NOT RE-
4 QUIRED.—The Attorney General does
5 not need to submit a directive or de-
6 scription to the appropriate commit-
7 tees of Congress under subclause (I)
8 if a directive and description con-
9 cerning the covered electronic commu-
10 nication service provider was pre-
11 viously submitted to the appropriate
12 committees of Congress and the direc-
13 tive or description has not materially
14 changed.

15 “(ii) ADDITIONAL INFORMATION.—As
16 soon as feasible and not later than the ini-
17 tiation of collection, the Attorney General
18 shall, for each directive described in sub-
19 paragraph (i), provide the appropriate
20 committees of Congress a summary de-
21 scription of the type of equipment to be
22 accessed, the nature of the access, and the
23 form of assistance required pursuant to the
24 directive.

25 “(iii) REPORTING.—

1 “(I) QUARTERLY REPORTS.—Not
2 later than 90 days after the date of
3 the enactment of the Intelligence Au-
4 thorization Act for Fiscal Year 2025
5 and not less frequently than once each
6 quarter thereafter, the Attorney Gen-
7 eral shall submit to the appropriate
8 committees of Congress a report on
9 the number of directives served, dur-
10 ing the period covered by the report,
11 under paragraph (1) to a covered elec-
12 tronic communication service provider
13 and the number of directives provided
14 during the same period to the Foreign
15 Intelligence Surveillance Court under
16 subparagraph (D)(i).

17 “(II) FORM OF REPORTS.—Each
18 report submitted pursuant to sub-
19 clause (I) shall be submitted in un-
20 classified form, but may include a
21 classified annex.

22 “(III) SUBMITTAL OF COURT
23 OPINIONS.—Not later than 45 days
24 after the date on which the Foreign
25 Intelligence Surveillance Court or the

1 Foreign Intelligence Surveillance
2 Court of Review issues an opinion re-
3 lating to a directive issued to a cov-
4 ered electronic communication service
5 provider under paragraph (1), the At-
6 torney General shall submit to the ap-
7 propriate committees of Congress a
8 copy of the opinion.”.

9 **SEC. 1102. STRENGTHENING ELECTION CYBERSECURITY**
10 **TO UPHOLD RESPECT FOR ELECTIONS**
11 **THROUGH INDEPENDENT TESTING ACT OF**
12 **2024.**

13 (a) **SHORT TITLE.**—This section may be cited as the
14 “Strengthening Election Cybersecurity to Uphold Respect
15 for Elections through Independent Testing Act of 2024”
16 or the “SECURE IT Act of 2024”.

17 (b) **REQUIRING PENETRATION TESTING AS PART OF**
18 **THE TESTING AND CERTIFICATION OF VOTING SYS-**
19 **TEMS.**—Section 231 of the Help America Vote Act of
20 2002 (52 U.S.C. 20971) is amended by adding at the end
21 the following new subsection:

22 “(e) **REQUIRED PENETRATION TESTING.**—

23 “(1) **IN GENERAL.**—Not later than 180 days
24 after the date of the enactment of this subsection,
25 the Commission shall provide for the conduct of pen-

1 penetration testing as part of the testing, certification,
2 decertification, and recertification of voting system
3 hardware and software by the Commission based on
4 accredited laboratories under this section.

5 “(2) ACCREDITATION.—The Commission shall
6 develop a program for the acceptance of the results
7 of penetration testing on election systems. The pene-
8 tration testing required by this subsection shall be
9 required for Commission certification. The Commis-
10 sion shall vote on the selection of any entity identi-
11 fied. The requirements for such selection shall be
12 based on consideration of an entity’s competence to
13 conduct penetration testing under this subsection.
14 The Commission may consult with the National In-
15 stitute of Standards and Technology or any other
16 appropriate Federal agency on lab selection criteria
17 and other aspects of this program.”.

18 (c) INDEPENDENT SECURITY TESTING AND COORDI-
19 NATED CYBERSECURITY VULNERABILITY DISCLOSURE
20 PROGRAM FOR ELECTION SYSTEMS.—

21 (1) IN GENERAL.—Subtitle D of title II of the
22 Help America Vote Act of 2002 (42 U.S.C. 15401
23 et seq.) is amended by adding at the end the fol-
24 lowing new part:

1 **“PART 7—INDEPENDENT SECURITY TESTING AND**
2 **COORDINATED CYBERSECURITY VULNER-**
3 **ABILITY DISCLOSURE PILOT PROGRAM FOR**
4 **ELECTION SYSTEMS**

5 **“SEC. 297. INDEPENDENT SECURITY TESTING AND COORDI-**
6 **NATED CYBERSECURITY VULNERABILITY**
7 **DISCLOSURE PILOT PROGRAM FOR ELEC-**
8 **TION SYSTEMS.**

9 “(a) IN GENERAL.—

10 “(1) ESTABLISHMENT.—The Commission, in
11 consultation with the Secretary, shall establish an
12 Independent Security Testing and Coordinated Vul-
13 nerability Disclosure Pilot Program for Election Sys-
14 tems (VDP–E) (in this section referred to as the
15 ‘program’) to test for and disclose cybersecurity
16 vulnerabilities in election systems.

17 “(2) DURATION.—The program shall be con-
18 ducted for a period of 5 years.

19 “(3) REQUIREMENTS.—In carrying out the pro-
20 gram, the Commission, in consultation with the Sec-
21 retary, shall—

22 “(A) establish a mechanism by which an
23 election systems vendor may make their election
24 system (including voting machines and source
25 code) available to cybersecurity researchers par-
26 ticipating in the program;

1 “(I) send a patch or propound
2 some other fix or mitigation for such
3 vulnerability to the appropriate State
4 and local election officials, in con-
5 sultation with the researcher who dis-
6 covered it; and

7 “(II) notify the Commission and
8 the Secretary that such patch has
9 been sent to such officials;

10 “(D) in the case where a patch or fix to
11 address a vulnerability disclosed under subpara-
12 graph (C)(ii)(I) is intended to be applied to a
13 system certified by the Commission, provide—

14 “(i) for the expedited review of such
15 patch or fix within 90 days after receipt by
16 the Commission; and

17 “(ii) if such review is not completed
18 by the last day of such 90-day period, that
19 such patch or fix shall be deemed to be
20 certified by the Commission, subject to any
21 subsequent review of such determination
22 by the Commission; and

23 “(E) 180 days after the disclosure of a
24 vulnerability under subparagraph (C)(ii)(I), no-
25 tify the Director of the Cybersecurity and In-

1 frastructure Security Agency of the vulner-
2 ability for inclusion in the database of Common
3 Vulnerabilities and Exposures.

4 “(4) VOLUNTARY PARTICIPATION; SAFE HAR-
5 BOR.—

6 “(A) VOLUNTARY PARTICIPATION.—Par-
7 ticipation in the program shall be voluntary for
8 election systems vendors and researchers.

9 “(B) SAFE HARBOR.—When conducting
10 research under this program, such research and
11 subsequent publication shall be—

12 “(i) authorized in accordance with
13 section 1030 of title 18, United States
14 Code (commonly known as the ‘Computer
15 Fraud and Abuse Act’), (and similar State
16 laws), and the election system vendor will
17 not initiate or support legal action against
18 the researcher for accidental, good faith
19 violations of the program; and

20 “(ii) exempt from the anti-circumven-
21 tion rule of section 1201 of title 17, United
22 States Code (commonly known as the ‘Dig-
23 ital Millennium Copyright Act’), and the
24 election system vendor will not bring a

1 claim against a researcher for circumven-
2 tion of technology controls.

3 “(C) RULE OF CONSTRUCTION.—Nothing
4 in this paragraph may be construed to limit or
5 otherwise affect any exception to the general
6 prohibition against the circumvention of techno-
7 logical measures under subparagraph (A) of
8 section 1201(a)(1) of title 17, United States
9 Code, including with respect to any use that is
10 excepted from that general prohibition by the
11 Librarian of Congress under subparagraphs (B)
12 through (D) of such section 1201(a)(1).

13 “(5) DEFINITIONS.—In this subsection:

14 “(A) CYBERSECURITY VULNERABILITY.—
15 The term ‘cybersecurity vulnerability’ means,
16 with respect to an election system, any security
17 vulnerability that affects the election system.

18 “(B) ELECTION INFRASTRUCTURE.—The
19 term ‘election infrastructure’ means—

20 “(i) storage facilities, polling places,
21 and centralized vote tabulation locations
22 used to support the administration of elec-
23 tions for public office; and

24 “(ii) related information and commu-
25 nications technology, including—

750

1 “(I) voter registration databases;

2 “(II) election management sys-

3 tems;

4 “(III) voting machines;

5 “(IV) electronic mail and other

6 communications systems (including

7 electronic mail and other systems of

8 vendors who have entered into con-

9 tracts with election agencies to sup-

10 port the administration of elections,

11 manage the election process, and re-

12 port and display election results); and

13 “(V) other systems used to man-

14 age the election process and to report

15 and display election results on behalf

16 of an election agency.

17 “(C) ELECTION SYSTEM.—The term ‘elec-

18 tion system’ means any information system that

19 is part of an election infrastructure, including

20 any related information and communications

21 technology described in subparagraph (B)(ii).

22 “(D) ELECTION SYSTEM VENDOR.—The

23 term ‘election system vendor’ means any person

24 providing, supporting, or maintaining an elec-

1 tion system on behalf of a State or local elec-
2 tion official.

3 “(E) INFORMATION SYSTEM.—The term
4 ‘information system’ has the meaning given the
5 term in section 3502 of title 44, United States
6 Code.

7 “(F) SECRETARY.—The term ‘Secretary’
8 means the Secretary of Homeland Security.

9 “(G) SECURITY VULNERABILITY.—The
10 term ‘security vulnerability’ has the meaning
11 given the term in section 102 of the Cybersecu-
12 rity Information Sharing Act of 2015 (6 U.S.C.
13 1501).”.

14 (2) CLERICAL AMENDMENT.—The table of con-
15 tents of such Act is amended by adding at the end
16 of the items relating to subtitle D of title II the fol-
17 lowing:

“PART 7—INDEPENDENT SECURITY TESTING AND COORDINATED CYBERSE-
SECURITY VULNERABILITY DISCLOSURE PROGRAM FOR ELECTION SYSTEMS

“Sec. 297. Independent security testing and coordinated cybersecurity vulner-
ability disclosure program for election systems.”.

18 **SEC. 1103. PARITY IN PAY FOR STAFF OF THE PRIVACY AND**
19 **CIVIL LIBERTIES OVERSIGHT BOARD AND**
20 **THE INTELLIGENCE COMMUNITY.**

21 Section 1061(j)(1) of the Intelligence Reform and
22 Terrorism Prevention Act of 2004 (42 U.S.C.
23 2000ee(j)(1)) is amended by striking “except that” and

1 all that follows through the period at the end and inserting
2 “except that no rate of pay fixed under this subsection
3 may exceed the highest amount paid by any element of
4 the intelligence community for a comparable position,
5 based on salary information provided to the chairman of
6 the Board by the Director of National Intelligence.”.

7 **SEC. 1104. MODIFICATION AND REPEAL OF REPORTING RE-**
8 **QUIREMENTS.**

9 (a) BRIEFING ON IRANIAN EXPENDITURES SUP-
10 PORTING FOREIGN MILITARY AND TERRORIST ACTIVI-
11 TIES.—Section 6705(a)(1) of the Damon Paul Nelson and
12 Matthew Young Pollard Intelligence Authorization Act for
13 Fiscal Years 2018, 2019, and 2020 (22 U.S.C.
14 9412(a)(1)) is amended by striking “, and not less fre-
15 quently than once each year thereafter provide a briefing
16 to Congress,”.

17 (b) REPORTS AND BRIEFINGS ON NATIONAL SECU-
18 RITY EFFECTS OF GLOBAL WATER INSECURITY AND
19 EMERGING INFECTIOUS DISEASES AND PANDEMICS.—
20 Section 6722(b) of the Damon Paul Nelson and Matthew
21 Young Pollard Intelligence Authorization Act for Fiscal
22 Years 2018, 2019, and 2020 (50 U.S.C. 3024 note; divi-
23 sion E of Public Law 116–92) is amended by—

24 (1) striking paragraph (2); and

1 (2) redesignating paragraphs (3) and (4) as
2 paragraphs (2) and (3), respectively.

3 (c) REPEAL OF REPORT ON REMOVAL OF SAT-
4 ELLITES AND RELATED ITEMS FROM THE UNITED
5 STATES MUNITIONS LIST.—Section 1261(e) of the Na-
6 tional Defense Authorization Act for Fiscal Year 2013 (22
7 U.S.C. 2778 note; Public Law 112–239) is repealed.

8 (d) BRIEFING ON REVIEW OF INTELLIGENCE COM-
9 MUNITY ANALYTIC PRODUCTION.—Section 1019(c) of the
10 Intelligence Reform and Terrorism Prevention Act of
11 2004 (50 U.S.C. 3364(c)) is amended by striking “Decem-
12 ber 1” and inserting “February 1”.

13 (e) REPEAL OF REPORT ON OVERSIGHT OF FOREIGN
14 INFLUENCE IN ACADEMIA.—Section 5713 of the Damon
15 Paul Nelson and Matthew Young Pollard Intelligence Au-
16 thorization Act for Fiscal Years 2018, 2019, and 2020
17 (50 U.S.C. 3369b) is repealed.

18 (f) REPEAL OF BRIEFING ON IRANIAN EXPENDI-
19 TURES SUPPORTING FOREIGN MILITARY AND TERRORIST
20 ACTIVITIES.—Section 6705 of the Damon Paul Nelson
21 and Matthew Young Pollard Intelligence Authorization
22 Act for Fiscal Years 2018, 2019, and 2020 (22 U.S.C.
23 9412) is amended—

24 (1) by striking subsection (b);

1 (2) by striking the enumerator and heading for
2 subsection (a);

3 (3) by redesignating paragraphs (1) and (2) as
4 subsections (a) and (b), respectively, and moving
5 such subsections, as so redesignated, 2 ems to the
6 left;

7 (4) in subsection (a), as so redesignated, by re-
8 designating subparagraphs (A) and (B) as para-
9 graphs (1) and (2), respectively, and moving such
10 paragraphs, as so redesignated, 2 ems to the left;
11 and

12 (5) in paragraph (1), as so redesignated, by re-
13 designating clauses (i) through (v) as subparagraphs
14 (A) through (E), respectively, and moving such sub-
15 paragraphs, as so redesignated, 2 ems to the left.

16 (g) REPEAL OF REPORT ON FOREIGN INVESTMENT
17 RISKS.—Section 6716 of the Damon Paul Nelson and
18 Matthew Young Pollard Intelligence Authorization Act for
19 Fiscal Years 2018, 2019, and 2020 (50 U.S.C. 3370a)
20 is repealed.

21 (h) REPEAL OF REPORT ON INTELLIGENCE COMMU-
22 NITY LOAN REPAYMENT PROGRAMS.—Section 6725(c) of
23 the Damon Paul Nelson and Matthew Young Pollard In-
24 telligence Authorization Act for Fiscal Years 2018, 2019,
25 and 2020 (50 U.S.C. 3334g(c)) is repealed.

1 (i) REPEAL OF REPORT ON DATA COLLECTION ON
2 ATTRITION IN INTELLIGENCE COMMUNITY.—Section
3 306(c) of the Intelligence Authorization Act for Fiscal
4 Year 2021 (50 U.S.C. 3334h(c)) is repealed.

5 **SEC. 1105. TECHNICAL AMENDMENTS.**

6 (a) REQUIREMENTS RELATING TO CONSTRUCTION
7 OF FACILITIES TO BE USED PRIMARILY BY INTEL-
8 LIGENCE COMMUNITY.—Section 602(a) of the Intelligence
9 Authorization Act for Fiscal Year 1995 (50 U.S.C.
10 3304(a)) is amended—

11 (1) in paragraph (1), by striking “\$6,000,000”
12 and inserting “\$9,000,000”; and

13 (2) in paragraph (2)—

14 (A) by striking “\$2,000,000” each place it
15 appears and inserting “\$4,000,000”; and

16 (B) by striking “\$6,000,000” and insert-
17 ing “\$9,000,000”.

18 (b) COPYRIGHT PROTECTION FOR CIVILIAN FACULTY
19 OF CERTAIN ACCREDITED INSTITUTIONS.—Section 105
20 of title 17, United States Code, is amended to read as
21 follows:

22 **“§ 105. Subject matter of copyright: United States**
23 **Government works**

24 “(a) IN GENERAL.—Copyright protection under this
25 title is not available for any work of the United States

1 Government, but the United States Government is not
2 precluded from receiving and holding copyrights trans-
3 ferred to it by assignment, bequest, or otherwise.

4 “(b) COPYRIGHT PROTECTION OF CERTAIN
5 WORKS.—Subject to subsection (c), the covered author of
6 a covered work owns the copyright to that covered work.

7 “(c) USE BY FEDERAL GOVERNMENT.—

8 “(1) SECRETARY OF DEFENSE AUTHORITY.—

9 With respect to a covered author who produces a
10 covered work in the course of employment at a cov-
11 ered institution described in subparagraphs (A)
12 through (K) of subsection (d)(2), the Secretary of
13 Defense may direct the covered author to provide
14 the Federal Government with an irrevocable, royalty-
15 free, worldwide, nonexclusive license to reproduce,
16 distribute, perform, or display such covered work for
17 purposes of the United States Government.

18 “(2) SECRETARY OF HOMELAND SECURITY AU-

19 THORITY.—With respect to a covered author who
20 produces a covered work in the course of employ-
21 ment at the covered institution described in sub-
22 section (d)(2)(L), the Secretary of Homeland Secu-
23 rity may direct the covered author to provide the
24 Federal Government with an irrevocable, royalty-
25 free, worldwide, nonexclusive license to reproduce,

1 distribute, perform, or display such covered work for
2 purposes of the United States Government.

3 “(3) DIRECTOR OF NATIONAL INTELLIGENCE
4 AUTHORITY.—With respect to a covered author who
5 produces a covered work in the course of employ-
6 ment at the covered institution described in sub-
7 section (d)(2)(M), the Director of National Intel-
8 ligence may direct the covered author to provide the
9 Federal Government with an irrevocable, royalty-
10 free, worldwide, nonexclusive license to reproduce,
11 distribute, perform, or display such covered work for
12 purposes of the United States Government.

13 “(4) SECRETARY OF TRANSPORTATION AU-
14 THORITY.—With respect to a covered author who
15 produces a covered work in the course of employ-
16 ment at the covered institution described in sub-
17 section (d)(2)(N), the Secretary of Transportation
18 may direct the covered author to provide the Federal
19 Government with an irrevocable, royalty-free, world-
20 wide, nonexclusive license to reproduce, distribute,
21 perform, or display such covered work for purposes
22 of the United States Government.

23 “(d) DEFINITIONS.—In this section:

1 “(1) COVERED AUTHOR.—The term ‘covered
2 author’ means a civilian member of the faculty of a
3 covered institution.

4 “(2) COVERED INSTITUTION.—The term ‘cov-
5 ered institution’ means the following:

6 “(A) National Defense University.

7 “(B) United States Military Academy.

8 “(C) Army War College.

9 “(D) United States Army Command and
10 General Staff College.

11 “(E) United States Naval Academy.

12 “(F) Naval War College.

13 “(G) Naval Postgraduate School.

14 “(H) Marine Corps University.

15 “(I) United States Air Force Academy.

16 “(J) Air University.

17 “(K) Defense Language Institute.

18 “(L) United States Coast Guard Academy.

19 “(M) National Intelligence University.

20 “(N) United States Merchant Marine
21 Academy.

22 “(3) COVERED WORK.—The term ‘covered
23 work’ means a literary work produced by a covered
24 author in the course of employment at a covered in-

1 stitution for publication by a scholarly press or jour-
2 nal.”.

3 **DIVISION J—JUDICIAL UNDER-**
4 **STAFFING DELAYS GETTING**
5 **EMERGENCIES SOLVED**

6 **SECTION 1. SHORT TITLE.**

7 This division may be cited as the “Judicial Under-
8 staffing Delays Getting Emergencies Solved Act of 2024”
9 or the “JUDGES Act of 2024”.

10 **SEC. 2. FINDINGS.**

11 Congress finds the following:

12 (1) Article III of the Constitution of the United
13 States gives Congress the power to establish judge-
14 ships in the district courts of the United States.

15 (2) Congress has not created a new district
16 court judgeship since 2003 and has not enacted
17 comprehensive judgeship legislation since 1990.

18 (3) This represents the longest period of time
19 since district courts of the United States were estab-
20 lished in 1789 that Congress has not authorized any
21 new permanent district court judgeships.

22 (4) By the end of fiscal year 2022, filings in the
23 district courts of the United States had increased by
24 30 percent since the last comprehensive judgeship
25 legislation.

1 (5) As of March 31, 2023, there were 686,797
2 pending cases in the district courts of the United
3 States, with an average of 491 weighted case filings
4 per judgeship over a 12-month period.

5 (6) To deal with increased filings in the district
6 courts of the United States, the Judicial Conference
7 of the United States requested the creation of 66
8 new district court judgeships in its 2023 report.

9 **SEC. 3. ADDITIONAL DISTRICT JUDGES FOR THE DISTRICT**
10 **COURTS.**

11 (a) **ADDITIONAL JUDGESHIPS.—**

12 (1) 2025.—

13 (A) **IN GENERAL.—**The President shall ap-
14 point, by and with the advice and consent of the
15 Senate—

16 (i) 1 additional district judge for the
17 central district of California;

18 (ii) 1 additional district judge for the
19 eastern district of California;

20 (iii) 1 additional district judge for the
21 northern district of California;

22 (iv) 1 additional district judge for the
23 district of Delaware;

24 (v) 1 additional district judge for the
25 middle district of Florida;

1 (vi) 1 additional district judge for the
2 southern district of Indiana;

3 (vii) 1 additional district judge for the
4 northern district of Iowa;

5 (viii) 1 additional district judge for
6 the district of New Jersey;

7 (ix) 1 additional district judge for the
8 southern district of New York;

9 (x) 1 additional district judge for the
10 eastern district of Texas; and

11 (xi) 1 additional district judge for the
12 southern district of Texas.

13 (B) TABLES.—The table contained in sec-
14 tion 133(a) of title 28, United States Code, is
15 amended—

16 (i) by striking the items relating to
17 California and inserting the following:

“California:	
Northern	15
Eastern	7
Central	28
Southern	13”;

18 (ii) by striking the item relating to
19 Delaware and inserting the following:

“Delaware	5”;
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20 (iii) by striking the items relating to
21 Florida and inserting the following:

“Florida:
 Northern 4
 Middle 16
 Southern 17”;

1 (iv) by striking the items relating to
 2 Indiana and inserting the following:

“Indiana:
 Northern 5
 Southern 6”;

3 (v) by striking the items relating to
 4 Iowa and inserting the following:

“Iowa:
 Northern 3
 Southern 3”;

5 (vi) by striking the item relating to
 6 New Jersey and inserting the following:

“New Jersey 18”;

7 (vii) by striking the items relating to
 8 New York and inserting the following:

“New York:
 Northern 5
 Southern 29
 Eastern 15
 Western 4”; and

9 (viii) by striking the items relating to
 10 Texas and inserting the following:

“Texas:
 Northern 12
 Southern 20
 Eastern 8
 Western 13”.

11 (C) EFFECTIVE DATE.—This paragraph
 12 shall take effect on January 21, 2025.

1 (2) 2027.—

2 (A) IN GENERAL.—The President shall ap-
3 point, by and with the advice and consent of the
4 Senate—

5 (i) 1 additional district judge for the
6 district of Arizona;

7 (ii) 2 additional district judges for the
8 central district of California;

9 (iii) 1 additional district judge for the
10 eastern district of California;

11 (iv) 1 additional district judge for the
12 northern district of California;

13 (v) 1 additional district judge for the
14 middle district of Florida;

15 (vi) 1 additional district judge for the
16 southern district of Florida;

17 (vii) 1 additional district judge for the
18 northern district of Georgia;

19 (viii) 1 additional district judge for
20 the district of Idaho;

21 (ix) 1 additional district judge for the
22 northern district of Texas; and

23 (x) 1 additional district judge for the
24 southern district of Texas.

1 (B) TABLES.—The table contained in sec-
 2 tion 133(a) of title 28, United States Code, as
 3 amended by paragraph (1) of this subsection, is
 4 amended—

5 (i) by striking the item relating to Ar-
 6 izona and inserting the following:

“Arizona 13”;

7 (ii) by striking the items relating to
 8 California and inserting the following:

“California:
 Northern 16
 Eastern 8
 Central 30
 Southern 13”;

9 (iii) by striking the items relating to
 10 Florida and inserting the following:

“Florida:
 Northern 4
 Middle 17
 Southern 18”;

11 (iv) by striking the items relating to
 12 Georgia and inserting the following:

“Georgia:
 Northern 12
 Middle 4
 Southern 3”;

13 (v) by striking the item relating to
 14 Idaho and inserting the following:

“Idaho 3”; and

1 (vi) by striking the items relating to
2 Texas and inserting the following:

“Texas:

Northern	13
Southern	21
Eastern	8
Western	13”.

3 (C) EFFECTIVE DATE.—This paragraph
4 shall take effect on January 21, 2027.

5 (3) 2029.—

6 (A) IN GENERAL.—The President shall ap-
7 point, by and with the advice and consent of the
8 Senate—

9 (i) 1 additional district judge for the
10 central district of California;

11 (ii) 1 additional district judge for the
12 eastern district of California;

13 (iii) 1 additional district judge for the
14 northern district of California;

15 (iv) 1 additional district judge for the
16 district of Colorado;

17 (v) 1 additional district judge for the
18 district of Delaware;

19 (vi) 1 additional district judge for the
20 district of Nebraska;

21 (vii) 1 additional district judge for the
22 eastern district of New York;

1 (viii) 1 additional district judge for
2 the eastern district of Texas;

3 (ix) 1 additional district judge for the
4 southern district of Texas; and

5 (x) 1 additional district judge for the
6 western district of Texas.

7 (B) TABLES.—The table contained in sec-
8 tion 133(a) of title 28, United States Code, as
9 amended by paragraph (2) of this subsection, is
10 amended—

11 (i) by striking the items relating to
12 California and inserting the following:

“California:	
Northern	17
Eastern	9
Central	31
Southern	13”;

13 (ii) by striking the item relating to
14 Colorado and inserting the following:

“Colorado 8”;

15 (iii) by striking the item relating to
16 Delaware and inserting the following:

“Delaware 6”;

17 (iv) by striking the item relating to
18 Nebraska and inserting the following:

“Nebraska 4”;

1 (v) by striking the items relating to
2 New York and inserting the following:

“New York:

Northern	5
Southern	29
Eastern	16
Western	4”; and

3 (vi) by striking the items relating to
4 Texas and inserting the following:

“Texas:

Northern	13
Southern	22
Eastern	9
Western	14”.

5 (C) EFFECTIVE DATE.—This paragraph
6 shall take effect on January 21, 2029.

7 (4) 2031.—

8 (A) IN GENERAL.—The President shall ap-
9 point, by and with the advice and consent of the
10 Senate—

11 (i) 1 additional district judge for the
12 district of Arizona;

13 (ii) 1 additional district judge for the
14 central district of California;

15 (iii) 1 additional district judge for the
16 eastern district of California;

17 (iv) 1 additional district judge for the
18 northern district of California;

19 (v) 1 additional district judge for the
20 southern district of California;

1 (vi) 1 additional district judge for the
2 middle district of Florida;

3 (vii) 1 additional district judge for the
4 southern district of Florida;

5 (viii) 1 additional district judge for
6 the district of New Jersey;

7 (ix) 1 additional district judge for the
8 western district of New York; and

9 (x) 2 additional district judges for the
10 western district of Texas.

11 (B) TABLES.—The table contained in sec-
12 tion 133(a) of title 28, United States Code, as
13 amended by paragraph (3) of this subsection, is
14 amended—

15 (i) by striking the item relating to Ar-
16 izona and inserting the following:

“Arizona 14”;

17 (ii) by striking the items relating to
18 California and inserting the following:

“California:
Northern 18
Eastern 10
Central 32
Southern 14”;

19 (iii) by striking the items relating to
20 Florida and inserting the following:

“Florida:
Northern 4
Middle 18

Southern 19”;

1 (iv) by striking the item relating to
2 New Jersey and inserting the following:

“New Jersey 19”;

3 (v) by striking the items relating to
4 New York and inserting the following:

“New York:

Northern 5
Southern 29
Eastern 16
Western 5”;

5 (vi) by striking the items relating to
6 Texas and inserting the following:

“Texas:

Northern 13
Southern 22
Eastern 9
Western 16”.

7 (C) EFFECTIVE DATE.—This paragraph
8 shall take effect on January 21, 2031.

9 (5) 2033.—

10 (A) IN GENERAL.—The President shall ap-
11 point, by and with the advice and consent of the
12 Senate—

13 (i) 2 additional district judges for the
14 central district of California;

15 (ii) 1 additional district judge for the
16 northern district of California;

1 (iii) 1 additional district judge for the
2 district of Colorado;

3 (iv) 1 additional district judge for the
4 middle district of Florida;

5 (v) 1 additional district judge for the
6 northern district of Florida;

7 (vi) 1 additional district judge for the
8 northern district of Georgia;

9 (vii) 1 additional district judge for the
10 southern district of New York;

11 (viii) 1 additional district judge for
12 the southern district of Texas; and

13 (ix) 1 additional district judge for the
14 western district of Texas.

15 (B) TABLES.—The table contained in sec-
16 tion 133(a) of title 28, United States Code, as
17 amended by paragraph (4) of this subsection, is
18 amended—

19 (i) by striking the items relating to
20 California and inserting the following:

“California:	
Northern	19
Eastern	10
Central	34
Southern	14”;

21 (ii) by striking the item relating to
22 Colorado and inserting the following:

“Colorado	9”;
-----------------	-----

1 (iii) by striking the items relating to
2 Florida and inserting the following:

“Florida:	
Northern	5
Middle	19
Southern	19”;

3 (iv) by striking the items relating to
4 Georgia and inserting the following:

“Georgia:	
Northern	13
Middle	4
Southern	3”;

5 (v) by striking the items relating to
6 New York and inserting the following:

“New York:	
Northern	5
Southern	30
Eastern	16
Western	5”;
and	

7 (vi) by striking the items relating to
8 Texas and inserting the following:

“Texas:	
Northern	13
Southern	23
Eastern	9
Western	17”.

9 (C) EFFECTIVE DATE.—This paragraph
10 shall take effect on January 21, 2033.

11 (6) 2035.—

12 (A) IN GENERAL.—The President shall ap-
13 point, by and with the advice and consent of the
14 Senate—

1 (i) 2 additional district judges for the
2 central district of California;

3 (ii) 1 additional district judge for the
4 northern district of California;

5 (iii) 1 additional district judge for the
6 southern district of California;

7 (iv) 1 additional district judge for the
8 middle district of Florida;

9 (v) 1 additional district judge for the
10 southern district of Florida;

11 (vi) 1 additional district judge for the
12 district of New Jersey;

13 (vii) 1 additional district judge for the
14 eastern district of New York;

15 (viii) 2 additional district judges for
16 the western district of Texas.

17 (B) TABLES.—The table contained in sec-
18 tion 133(a) of title 28, United States Code, as
19 amended by paragraph (5) of this subsection, is
20 amended—

21 (i) by striking the items relating to
22 California and inserting the following:

“California:	
Northern	20
Eastern	10
Central	36
Southern	15”;

1 (ii) by striking the items relating to
2 Florida and inserting the following:

“Florida:

Northern	5
Middle	20
Southern	20”;

3 (iii) by striking the item relating to
4 New Jersey and inserting the following:

“New Jersey 20”;

5 (iv) by striking the items relating to
6 New York and inserting the following:

“New York:

Northern	5
Southern	30
Eastern	17
Western	5”;

and

7 (v) by striking the items relating to
8 Texas and inserting the following:

“Texas:

Northern	13
Southern	23
Eastern	9
Western	19”.

9 (C) EFFECTIVE DATE.—This paragraph
10 shall take effect on January 21, 2035.

11 (b) TEMPORARY JUDGESHIPS.—

12 (1) IN GENERAL.—The President shall appoint,
13 by and with the advice and consent of the Senate—

14 (A) 2 additional district judges for the
15 eastern district of Oklahoma; and

1 (B) 1 additional district judge for the
2 northern district of Oklahoma.

3 (2) VACANCIES NOT FILLED.—The first va-
4 cancy in the office of district judge in each of the
5 offices of district judge authorized by this sub-
6 section, occurring 5 years or more after the con-
7 firmation date of the judge named to fill the tem-
8 porary district judgeship created in the applicable
9 district by this subsection, shall not be filled.

10 (3) EFFECTIVE DATE.—This subsection shall
11 take effect on January 21, 2025.

12 (c) AUTHORIZATION OF APPROPRIATIONS.—

13 (1) IN GENERAL.—There is authorized to be
14 appropriated to carry out this section and the
15 amendments made by this section—

16 (A) for each of fiscal years 2025 and 2026,
17 \$12,965,330;

18 (B) for each of fiscal years 2027 and
19 2028, \$23,152,375;

20 (C) for each of fiscal years 2029 and 2030,
21 \$32,413,325;

22 (D) for each of fiscal years 2031 and
23 2032, \$42,600,370;

24 (E) for each of fiscal years 2033 and
25 2034, \$51,861,320; and

1 (F) for fiscal year 2035 and each fiscal
2 year thereafter, \$61,122,270.

3 (2) INFLATION ADJUSTMENT.—For each fiscal
4 year described in paragraph (1), the amount author-
5 ized to be appropriated for such fiscal year shall be
6 increased by the percentage by which—

7 (A) the Consumer Price Index for the pre-
8 vious fiscal year, exceeds

9 (B) the Consumer Price Index for the fis-
10 cal year preceding the fiscal year described in
11 subparagraph (A).

12 (3) DEFINITION.—In this subsection, the term
13 “Consumer Price Index” means the Consumer Price
14 Index for All Urban Consumers (all items, United
15 States city average), published by the Bureau of
16 Labor Statistics of the Department of Labor.

17 **SEC. 4. ORGANIZATION OF UTAH DISTRICT COURTS.**

18 Section 125(2) of title 28, United States Code, is
19 amended by striking “and St. George” and inserting “St.
20 George, Moab, and Monticello”.

21 **SEC. 5. ORGANIZATION OF TEXAS DISTRICT COURTS.**

22 Section 124(b)(2) of title 28, United States Code, is
23 amended, in the matter preceding paragraph (3), by in-
24 serting “and College Station” before the period at the end.

1 **SEC. 6. ORGANIZATION OF CALIFORNIA DISTRICT COURTS.**

2 Section 84(d) of title 28, United States Code, is
3 amended by inserting “and El Centro” after “at San
4 Diego”.

5 **SEC. 7. GAO REPORTS.**

6 (a) JUDICIAL CASELOADS.—Not later than 2 years
7 after the date of enactment of this Act, the Comptroller
8 General of the United States shall submit to the Com-
9 mittee on the Judiciary of the Senate and the Committee
10 on the Judiciary of the House of Representatives and
11 make publicly available reports—

12 (1) evaluating—

13 (A) the accuracy and objectiveness of case-
14 related workload measures and methodologies
15 used by the Administrative Office of the United
16 States Courts for district courts of the United
17 States and courts of appeals of the United
18 States;

19 (B) the impact of non-case-related activi-
20 ties of judges of the district courts of the
21 United States and courts of appeals of the
22 United States on judicial caseloads; and

23 (C) the effectiveness and efficiency of the
24 policies of the Administrative Office of the
25 United States Courts regarding senior judges;
26 and

1 (2) providing any recommendations of the
2 Comptroller General with respect to the matters de-
3 scribed in paragraph (1).

4 (b) DETENTION SPACE.—The Comptroller General of
5 the United States shall submit to the Committee on the
6 Judiciary of the Senate and the Committee on the Judici-
7 ary of the House of Representatives a report on an assess-
8 ment of—

9 (1) a determination of the needs of Federal
10 agencies for detention space;

11 (2) efforts by Federal agencies to acquire de-
12 tention space; and

13 (3) any challenges in determining and acquiring
14 detention space.

15 **SEC. 8. PUBLIC ACCESSIBILITY OF THE ARTICLE III JUDGE-**
16 **SHIP RECOMMENDATIONS OF THE JUDICIAL**
17 **CONFERENCE OF THE UNITED STATES RE-**
18 **PORT.**

19 (a) IN GENERAL.—The Administrative Office of the
20 United States Courts, in consultation with the Judicial
21 Conference of the United States, shall make publicly avail-
22 able on their website, free of charge, the biennial report
23 entitled “Article III Judgeship Recommendations of the
24 Judicial Conference of the United States”.

1 (b) CONTENTS.—The report described in subsection
2 (a) should be released not less frequently than biennially
3 and contain the summaries and all related appendixes sup-
4 porting the judgeship recommendations of the Judicial
5 Conference of the United States, including—

6 (1) the process used by the Judicial Conference
7 in developing the recommendations;

8 (2) any caseload and methodology changes;

9 (3) judgeship surveys with recommendations;

10 and

11 (4) specific information about each court for
12 which the Judicial Conference recommends addi-
13 tional judgeships.

14 (c) SUBMISSION TO CONGRESS.—The Administrative
15 Office of the United States Courts shall submit to the
16 Committee on the Judiciary of the Senate and the Com-
17 mittee on the Judiciary of the House of Representatives
18 copies of the report described in subsection (a).

19 **DIVISION K—GOOD SAMARITAN**
20 **REMEDIALION OF ABAN-**
21 **DONED HARDROCK MINES**
22 **ACT OF 2024**

23 **SEC. 5001. SHORT TITLE.**

24 This division may be cited as the “Good Samaritan
25 Remediation of Abandoned Hardrock Mines Act of 2024”.

1 **SEC. 5002. DEFINITIONS.**

2 In this division:

3 (1) ABANDONED HARDROCK MINE SITE.—

4 (A) IN GENERAL.—The term “abandoned
5 hardrock mine site” means an abandoned or in-
6 active hardrock mine site and any facility asso-
7 ciated with an abandoned or inactive hardrock
8 mine site—

9 (i) that was used for the production of
10 a mineral other than coal conducted on
11 Federal land under sections 2319 through
12 2352 of the Revised Statutes (commonly
13 known as the “Mining Law of 1872”; 30
14 U.S.C. 22 et seq.) or on non-Federal land;
15 and

16 (ii) for which, based on information
17 supplied by the Good Samaritan after re-
18 view of publicly available data and after re-
19 view of other information in the possession
20 of the Administrator, the Administrator or,
21 in the case of a site on land owned by the
22 United States, the Federal land manage-
23 ment agency, determines that no respon-
24 sible owner or operator has been identi-
25 fied—

1 (I) who is potentially liable for,
2 or has been required to perform or
3 pay for, environmental remediation
4 activities under applicable law; and

5 (II) other than, in the case of a
6 mine site located on land owned by
7 the United States, a Federal land
8 management agency that has not been
9 involved in mining activity on that
10 land, except that the approval of a
11 plan of operations under the hardrock
12 mining regulations of the applicable
13 Federal land management agency
14 shall not be considered involvement in
15 the mining activity.

16 (B) INCLUSION.—The term “abandoned
17 hardrock mine site” includes a hardrock mine
18 site (including associated facilities) that was
19 previously the subject of a completed response
20 action under the Comprehensive Environmental
21 Response, Compensation, and Liability Act of
22 1980 (42 U.S.C. 9601 et seq.) or a similar
23 Federal and State reclamation or cleanup pro-
24 gram, including the remediation of mine-scarred
25 land under the brownfields revitalization pro-

1 gram under section 104(k) of that Act (42
2 U.S.C. 9604(k)).

3 (C) EXCLUSIONS.—The term “abandoned
4 hardrock mine site” does not include a mine
5 site (including associated facilities)—

6 (i) in a temporary shutdown or ces-
7 sation;

8 (ii) included on the National Priorities
9 List developed by the President in accord-
10 ance with section 105(a)(8)(B) of the
11 Comprehensive Environmental Response,
12 Compensation, and Liability Act of 1980
13 (42 U.S.C. 9605(a)(8)(B)) or proposed for
14 inclusion on that list;

15 (iii) that is the subject of a planned or
16 ongoing response action under the Com-
17 prehensive Environmental Response, Com-
18 pensation, and Liability Act of 1980 (42
19 U.S.C. 9601 et seq.) or a similar Federal
20 and State reclamation or cleanup program;

21 (iv) that has a responsible owner or
22 operator; or

23 (v) that actively mined or processed
24 minerals after December 11, 1980.

1 (2) ADMINISTRATOR.—The term “Adminis-
2 trator” means the Administrator of the Environ-
3 mental Protection Agency.

4 (3) APPLICABLE WATER QUALITY STAND-
5 ARDS.—The term “applicable water quality stand-
6 ards” means the water quality standards promul-
7 gated by the Administrator or adopted by a State or
8 Indian tribe and approved by the Administrator pur-
9 suant to the Federal Water Pollution Control Act
10 (33 U.S.C. 1251 et seq.).

11 (4) BASELINE CONDITIONS.—The term “base-
12 line conditions” means the concentrations, locations,
13 and releases of any hazardous substances, pollut-
14 ants, or contaminants, as described in the Good Sa-
15 maritan permit, present at an abandoned hardrock
16 mine site prior to undertaking any action under this
17 division.

18 (5) COOPERATING PERSON.—

19 (A) IN GENERAL.—The term “cooperating
20 person” means any person that is named by the
21 Good Samaritan in the permit application as a
22 cooperating entity.

23 (B) EXCLUSIONS.—The term “cooperating
24 person” does not include—

1 (i) a responsible owner or operator
2 with respect to the abandoned hardrock
3 mine site described in the permit applica-
4 tion;

5 (ii) a person that had a role in the
6 creation of historic mine residue at the
7 abandoned hardrock mine site described in
8 the permit application; or

9 (iii) a Federal agency.

10 (6) COVERED PERMIT.—The term “covered per-
11 mit” means—

12 (A) a Good Samaritan permit; and

13 (B) an investigative sampling permit.

14 (7) FEDERAL LAND MANAGEMENT AGENCY.—
15 The term “Federal land management agency”
16 means any Federal agency authorized by law or ex-
17 ecutive order to exercise jurisdiction, custody, or
18 control over land owned by the United States.

19 (8) GOOD SAMARITAN.—The term “Good Sa-
20 maritan” means a person that, with respect to his-
21 toric mine residue, as determined by the Adminis-
22 trator—

23 (A) is not a past or current owner or oper-
24 ator of—

1 (i) the abandoned hardrock mine site
2 at which the historic mine residue is lo-
3 cated; or

4 (ii) a portion of that abandoned
5 hardrock mine site;

6 (B) had no role in the creation of the his-
7 toric mine residue; and

8 (C) is not potentially liable under any Fed-
9 eral, State, Tribal, or local law for the remedi-
10 ation, treatment, or control of the historic mine
11 residue.

12 (9) GOOD SAMARITAN PERMIT.—The term
13 “Good Samaritan permit” means a permit granted
14 by the Administrator under section 5004(a)(1).

15 (10) HISTORIC MINE RESIDUE.—

16 (A) IN GENERAL.—The term “historic
17 mine residue” means mine residue or any con-
18 dition at an abandoned hardrock mine site re-
19 sulting from hardrock mining activities.

20 (B) INCLUSIONS.—The term “historic
21 mine residue” includes—

22 (i) previously mined ores and minerals
23 other than coal that contribute to acid
24 mine drainage or other pollution;

1 (ii) equipment (including materials in
2 equipment);

3 (iii) any tailings facilities, heap leach
4 piles, dump leach piles, waste rock, over-
5 burden, slag piles, or other waste or mate-
6 rial resulting from any extraction,
7 beneficiation, or other processing activity
8 that occurred during the active operation
9 of an abandoned hardrock mine site;

10 (iv) any acidic or otherwise polluted
11 flow in surface water or groundwater that
12 originates from, or is pooled and contained
13 in, an inactive or abandoned hardrock
14 mine site, such as underground workings,
15 open pits, in-situ leaching operations,
16 ponds, or impoundments;

17 (v) any hazardous substance (as de-
18 fined in section 101 of the Comprehensive
19 Environmental Response, Compensation,
20 and Liability Act of 1980 (42 U.S.C.
21 9601));

22 (vi) any pollutant or contaminant (as
23 defined in section 101 of the Comprehen-
24 sive Environmental Response, Compensa-

1 tion, and Liability Act of 1980 (42 U.S.C.
2 9601)); and

3 (vii) any pollutant (as defined in sec-
4 tion 502 of the Federal Water Pollution
5 Control Act (33 U.S.C. 1362)).

6 (11) INDIAN TRIBE.—The term “Indian tribe”
7 has the meaning given the term in—

8 (A) section 518(h) of the Federal Water
9 Pollution Control Act (33 U.S.C. 1377(h)); or

10 (B) section 101 of the Comprehensive En-
11 vironmental Response, Compensation, and Li-
12 ability Act of 1980 (42 U.S.C. 9601).

13 (12) INVESTIGATIVE SAMPLING PERMIT.—The
14 term “investigative sampling permit” means a per-
15 mit granted by the Administrator under section
16 5004(d)(1).

17 (13) PERSON.—The term “person” means any
18 entity described in—

19 (A) section 502(5) of the Federal Water
20 Pollution Control Act (33 U.S.C. 1362(5)); or

21 (B) section 101(21) of the Comprehensive
22 Environmental Response, Compensation, and
23 Liability Act of 1980 (42 U.S.C. 9601(21)).

24 (14) REMEDIATION.—

1 (A) IN GENERAL.—The term “remedi-
2 ation” means any action taken to investigate,
3 characterize, or cleanup, in whole or in part, a
4 discharge, release, or threat of release of a haz-
5 ardous substance, pollutant, or contaminant
6 into the environment at or from an abandoned
7 hardrock mine site, or to otherwise protect and
8 improve human health and the environment.

9 (B) INCLUSION.—The term “remediation”
10 includes any action to remove, treat, or contain
11 historic mine residue to prevent, minimize, or
12 reduce—

13 (i) the release or threat of release of
14 a hazardous substance, pollutant, or con-
15 taminant that would harm human health
16 or the environment; or

17 (ii) a migration or discharge of a haz-
18 ardous substance, pollutant, or contami-
19 nant that would harm human health or the
20 environment.

21 (C) EXCLUSION.—The term “remediation”
22 does not include any action that requires plug-
23 ging, opening, or otherwise altering the portal
24 or adit of the abandoned hardrock mine site.

1 (15) RESERVATION.—The term “reservation”
2 has the meaning given the term “Indian country” in
3 section 1151 of title 18, United States Code.

4 (16) RESPONSIBLE OWNER OR OPERATOR.—
5 The term “responsible owner or operator” means a
6 person that is—

7 (A)(i) legally responsible under section 301
8 of the Federal Water Pollution Control Act (33
9 U.S.C. 1311) for a discharge that originates
10 from an abandoned hardrock mine site; and

11 (ii) financially able to comply with each re-
12 quirement described in that section; or

13 (B)(i) a present or past owner or operator
14 or other person that is liable with respect to a
15 release or threat of release of a hazardous sub-
16 stance, pollutant, or contaminant associated
17 with the historic mine residue at or from an
18 abandoned hardrock mine site under section
19 104, 106, 107, or 113 of the Comprehensive
20 Environmental Response, Compensation, and
21 Liability Act of 1980 (42 U.S.C. 9604, 9606,
22 9607, 9613); and

23 (ii) financially able to comply with each re-
24 quirement described in those sections, as appli-
25 cable.

1 **SEC. 5003. SCOPE.**

2 Nothing in this division—

3 (1) except as provided in section 5004(n), re-
4 duces any existing liability under Federal, State, or
5 local law;

6 (2) except as provided in section 5004(n), re-
7 leases any person from liability under Federal,
8 State, or local law, except in compliance with this di-
9 vision;

10 (3) authorizes the conduct of any mining or
11 processing other than the conduct of any processing
12 of previously mined ores, minerals, wastes, or other
13 materials that is authorized by a Good Samaritan
14 permit;

15 (4) imposes liability on the United States or a
16 Federal land management agency pursuant to sec-
17 tion 107 of the Comprehensive Environmental Re-
18 sponse, Compensation, and Liability Act of 1980 (42
19 U.S.C. 9607) or section 301 of the Federal Water
20 Pollution Control Act (33 U.S.C. 1311); or

21 (5) relieves the United States or any Federal
22 land management agency from any liability under
23 section 107 of the Comprehensive Environmental
24 Response, Compensation, and Liability Act of 1980
25 (42 U.S.C. 9607) or section 301 of the Federal
26 Water Pollution Control Act (33 U.S.C. 1311) that

1 exists apart from any action undertaken pursuant to
2 this division.

3 **SEC. 5004. ABANDONED HARDROCK MINE SITE GOOD SA-**
4 **MARITAN PILOT PROJECT AUTHORIZATION.**

5 (a) ESTABLISHMENT.—

6 (1) IN GENERAL.—The Administrator shall es-
7 tablish a pilot program under which the Adminis-
8 trator shall grant not more than 15 Good Samaritan
9 permits to carry out projects to remediate historic
10 mine residue at any portions of abandoned hardrock
11 mine sites in accordance with this division.

12 (2) OVERSIGHT OF PERMITS.—The Adminis-
13 trator may oversee the remediation project under
14 paragraph (1), and any action taken by the applica-
15 ble Good Samaritan or any cooperating person
16 under the applicable Good Samaritan permit, for the
17 duration of the Good Samaritan permit, as the Ad-
18 ministrator determines to be necessary to review the
19 status of the project.

20 (3) SUNSET.—

21 (A) IN GENERAL.—Except as provided in
22 subparagraph (B), the pilot program described
23 in paragraph (1) shall terminate on the date
24 that is 7 years after the date of enactment of
25 this Act.

1 (B) EXCEPTION.—Notwithstanding sub-
2 paragraph (A), the Administrator may grant a
3 Good Samaritan permit pursuant to this divi-
4 sion after the date identified in subparagraph
5 (A) if the application for the Good Samaritan
6 permit—

7 (i) was submitted not later than 180
8 days before that date; and

9 (ii) was completed in accordance with
10 subsection (c) by not later than 7 years
11 after the date of enactment of this Act.

12 (C) EFFECT ON CERTAIN PERMITS.—Any
13 Good Samaritan permit granted by the deadline
14 prescribed in subparagraph (A) or (B), as ap-
15 plicable, that is in effect on the date that is 7
16 years after the date of enactment of this Act
17 shall remain in effect after that date in accord-
18 ance with—

19 (i) the terms and conditions of the
20 Good Samaritan permit; and

21 (ii) this division.

22 (b) GOOD SAMARITAN PERMIT ELIGIBILITY.—

23 (1) IN GENERAL.—To be eligible to receive a
24 Good Samaritan permit to carry out a project to re-
25 mediate an abandoned hardrock mine site, a person

1 shall demonstrate that, as determined by the Admin-
2 istrator—

3 (A) the abandoned hardrock mine site that
4 is the subject of the application for a Good Sa-
5 maritan permit is located in the United States;

6 (B) the purpose of the proposed project is
7 the remediation at that abandoned hardrock
8 mine site of historic mine residue;

9 (C) the proposed activities are designed to
10 result in the partial or complete remediation of
11 historic mine residue at the abandoned
12 hardrock mine site within the term of the Good
13 Samaritan permit;

14 (D) the proposed project poses a low risk
15 to the environment, as determined by the Ad-
16 ministrator;

17 (E) to the satisfaction of the Adminis-
18 trator, the person—

19 (i) possesses, or has the ability to se-
20 cure, the financial and other resources nec-
21 essary—

22 (I) to complete the permitted
23 work, as determined by the Adminis-
24 trator; and

1 (II) to address any contingencies
2 identified in the Good Samaritan per-
3 mit application described in subsection
4 (c);

5 (ii) possesses the proper and appro-
6 priate experience and capacity to complete
7 the permitted work; and

8 (iii) will complete the permitted work;
9 and

10 (F) the person is a Good Samaritan with
11 respect to the historic mine residue proposed to
12 be covered by the Good Samaritan permit.

13 (2) IDENTIFICATION OF ALL RESPONSIBLE
14 OWNERS OR OPERATORS.—

15 (A) IN GENERAL.—A Good Samaritan
16 shall make reasonable and diligent efforts to
17 identify, from a review of publicly available in-
18 formation in land records or on internet
19 websites of Federal, State, and local regulatory
20 authorities, all responsible owners or operators
21 of an abandoned hardrock mine site proposed to
22 be remediated by the Good Samaritan under
23 this section.

24 (B) EXISTING RESPONSIBLE OWNER OR
25 OPERATOR.—If the Administrator determines,

1 based on information provided by a Good Sa-
2 maritan or otherwise, that a responsible owner
3 or operator exists for an abandoned hardrock
4 mine site proposed to be remediated by the
5 Good Samaritan, the Administrator shall deny
6 the application for a Good Samaritan permit.

7 (c) APPLICATION FOR PERMITS.—To obtain a Good
8 Samaritan permit, a person shall submit to the Adminis-
9 trator an application, signed by the person and any co-
10 operating person, that provides, to the extent known or
11 reasonably discoverable by the person on the date on which
12 the application is submitted—

13 (1) a description of the abandoned hardrock
14 mine site (including the boundaries of the aban-
15 doned hardrock mine site) proposed to be covered by
16 the Good Samaritan permit;

17 (2) a description of all parties proposed to be
18 involved in the remediation project, including any co-
19 operating person and each member of an applicable
20 corporation, association, partnership, consortium,
21 joint venture, commercial entity, or nonprofit asso-
22 ciation;

23 (3) evidence that the person has or will acquire
24 all legal rights or the authority necessary to enter

1 the relevant abandoned hardrock mine site and per-
2 form the remediation described in the application;

3 (4) a detailed description of the historic mine
4 residue to be remediated;

5 (5) a detailed description of the expertise and
6 experience of the person and the resources available
7 to the person to successfully implement and com-
8 plete the remediation plan under paragraph (7);

9 (6) to the satisfaction of the Administrator and
10 subject to subsection (d), a description of the base-
11 line conditions caused by the historic mine residue to
12 be remediated that includes—

13 (A) the nature and extent of any adverse
14 impact on the water quality of any body of
15 water caused by the drainage of historic mine
16 residue or other discharges from the abandoned
17 hardrock mine site;

18 (B) the flow rate and concentration of any
19 drainage of historic mine residue or other dis-
20 charge from the abandoned hardrock mine site
21 in any body of water that has resulted in an ad-
22 verse impact described in subparagraph (A);
23 and

24 (C) any other release or threat of release
25 of historic mine residue that has resulted in an

1 progress toward achieving applicable
2 water quality standards; or

3 (II) otherwise protect human
4 health and the environment (including
5 through the prevention of a release,
6 discharge, or threat of release to
7 water, sediment, or soil); and

8 (ii) otherwise necessary to carry out
9 an activity described in subclause (I) or
10 (II) of clause (i);

11 (C) a plan describing the monitoring or
12 other forms of assessment that will be under-
13 taken by the person to evaluate the success of
14 the activities described in subparagraph (A)
15 during and after the remediation, with respect
16 to the baseline conditions, as described in para-
17 graph (6);

18 (D) to the satisfaction of the Adminis-
19 trator, detailed engineering plans for the
20 project;

21 (E) detailed plans for any proposed recy-
22 cling or reprocessing of historic mine residue to
23 be conducted by the person (including a de-
24 scription of how all proposed recycling or re-
25 processing activities contribute to the remedi-

1 ation of the abandoned hardrock mine site);
2 and

3 (F) identification of any proposed con-
4 tractor that will perform any remediation activ-
5 ity;

6 (8) subject to subsection (d), a schedule for the
7 work to be carried out under the project, including
8 a schedule for periodic reporting by the person on
9 the remediation of the abandoned hardrock mine
10 site;

11 (9) a health and safety plan that is specifically
12 designed for mining remediation work;

13 (10) a specific contingency plan that—

14 (A) includes provisions on response and
15 notification to Federal, State, Tribal, and local
16 authorities with jurisdiction over downstream
17 waters that have the potential to be impacted
18 by an unplanned release or discharge of haz-
19 ardous substances, pollutants, or contaminants;
20 and

21 (B) is designed to respond to unplanned
22 adverse events (such as adverse weather events
23 or a potential fluid release that may result from
24 addressing pooled water or hydraulic pressure

1 situations), including the sudden release of his-
2 toric mine residue;

3 (11) subject to subsection (d), a project budget
4 and description of financial resources that dem-
5 onstrate that the permitted work, including any op-
6 eration and maintenance, will be completed;

7 (12) subject to subsection (d), information dem-
8 onstrating that the applicant has the financial re-
9 sources to carry out the remediation (including any
10 long-term monitoring that may be required by the
11 Good Samaritan permit) or the ability to secure an
12 appropriate third-party financial assurance, as deter-
13 mined by the Administrator, to ensure completion of
14 the permitted work, including any long-term oper-
15 ations and maintenance of remediation activities
16 that may be—

17 (A) proposed in the application for the
18 Good Samaritan permit; or

19 (B) required by the Administrator as a
20 condition of granting the permit;

21 (13) subject to subsection (d), a detailed plan
22 for any required operation and maintenance of any
23 remediation, including a timeline, if necessary;

1 (14) subject to subsection (d), a description of
2 any planned post-remediation monitoring, if nec-
3 essary; and

4 (15) subject to subsection (d), any other appro-
5 priate information, as determined by the Adminis-
6 trator or the applicant.

7 (d) INVESTIGATIVE SAMPLING.—

8 (1) INVESTIGATIVE SAMPLING PERMITS.—The
9 Administrator may grant an investigative sampling
10 permit for a period determined by the Administrator
11 to authorize a Good Samaritan to conduct investiga-
12 tive sampling of historic mine residue, soil, sediment,
13 or water to determine—

14 (A) baseline conditions; and

15 (B) whether the Good Samaritan—

16 (i) is willing to perform further reme-
17 diation to address the historic mine res-
18 idue; and

19 (ii) will proceed with a permit conver-
20 sion under subsection (e)(1).

21 (2) NUMBER OF PERMITS.—

22 (A) LIMITATION.— Subject to subpara-
23 graph (B), the Administrator may grant not
24 more than 15 investigative sampling permits.

1 (B) APPLICABILITY TO CONVERTED PER-
2 MITS.—An investigative sampling permit that is
3 not converted to a Good Samaritan permit pur-
4 suant to paragraph (5) may be eligible for
5 reissuance by the Administrator subject to the
6 overall total of not more than 15 investigative
7 sampling permits allowed at any 1 time de-
8 scribed in subparagraph (A).

9 (3) APPLICATION.—If a Good Samaritan pro-
10 poses to conduct investigative sampling, the Good
11 Samaritan shall submit to the Administrator an in-
12 vestigative sampling permit application that con-
13 tains, to the satisfaction of the Administrator—

14 (A) each description required under para-
15 graphs (1), (2), and (5) of subsection (c);

16 (B) to the extent reasonably known to the
17 applicant, any previously documented water
18 quality data describing conditions at the aban-
19 doned hardrock mine site;

20 (C) the evidence required under subsection
21 (c)(3);

22 (D) each plan required under paragraphs
23 (9) and (10) of subsection (c); and

24 (E) a detailed plan of the investigative
25 sampling.

1 (4) REQUIREMENTS.—

2 (A) IN GENERAL.—If a person submits an
3 application that proposes only investigative
4 sampling of historic mine residue, soil, sedi-
5 ment, or water that only includes the require-
6 ments described in paragraph (1), the Adminis-
7 trator may grant an investigative sampling per-
8 mit that authorizes the person only to carry out
9 the plan of investigative sampling of historic
10 mine residue, soil, sediment, or water, as de-
11 scribed in the investigative sampling permit ap-
12 plication under paragraph (3).

13 (B) REPROCESSING.—An investigative
14 sampling permit—

15 (i) shall not authorize a Good Samari-
16 tan or cooperating person to conduct any
17 reprocessing of material; and

18 (ii) may authorize metallurgical test-
19 ing of historic mine residue to determine
20 whether reprocessing under subsection
21 (f)(4)(B) is feasible.

22 (C) REQUIREMENTS RELATING TO SAM-
23 PLES.—In conducting investigative sampling of
24 historic mine residue, soil, sediment, or water,
25 a Good Samaritan shall—

1 (i) collect samples that are representa-
2 tive of the conditions present at the aban-
3 doned hardrock mine site that is the sub-
4 ject of the investigative sampling permit;
5 and

6 (ii) retain publicly available records of
7 all sampling events for a period of not less
8 than 3 years.

9 (5) PERMIT CONVERSION.—Not later than 1
10 year after the date on which the investigative sam-
11 pling under the investigative sampling permit con-
12 cludes, a Good Samaritan to whom an investigative
13 sampling permit is granted under paragraph (1)
14 may apply to convert an investigative sampling per-
15 mit into a Good Samaritan permit under subsection
16 (e)(1).

17 (6) PERMIT NOT CONVERTED.—

18 (A) IN GENERAL.—Subject to subpara-
19 graph (B)(ii)(I), a Good Samaritan who obtains
20 an investigative sampling permit may decline—

21 (i) to apply to convert the investiga-
22 tive sampling permit into a Good Samari-
23 tan permit under paragraph (5); and

24 (ii) to undertake remediation activities
25 on the site where investigative sampling

1 was conducted on conclusion of investiga-
2 tive sampling.

3 (B) EFFECT OF LACK OF CONVERSION.—

4 (i) IN GENERAL.—Notwithstanding a
5 refusal by a Good Samaritan to convert an
6 investigative sampling permit into a Good
7 Samaritan permit under subparagraph (A),
8 but subject to clause (ii), the provisions of
9 paragraphs (1) through (4) of subsection
10 (n) shall continue to apply to the Good Sa-
11 maritan and any cooperating persons after
12 the refusal to convert.

13 (ii) DEGRADATION OF SURFACE
14 WATER QUALITY.—

15 (I) OPPORTUNITY TO COR-
16 RECT.—If, before the date on which a
17 Good Samaritan refuses to convert an
18 investigative sampling permit under
19 subparagraph (A), actions by the
20 Good Samaritan or any cooperating
21 person have caused conditions at the
22 abandoned hardrock mine site to be
23 measurably worse, as determined by
24 the Administrator, when compared to
25 conditions described pursuant to para-

1 graph (3)(B), if applicable, the Ad-
2 ministrator shall provide the Good Sa-
3 maritan or cooperating person, as ap-
4 plicable, the opportunity to return the
5 conditions at the abandoned hardrock
6 mine site to those conditions.

7 (II) EFFECT.—If, pursuant to
8 subclause (I), the applicable Good Sa-
9 maritan or cooperating person does
10 not return the surface water quality
11 at the abandoned hardrock mine site
12 to conditions described pursuant to
13 paragraph (3)(B), if applicable, as de-
14 termined by the Administrator, clause
15 (i) shall not apply to the Good Samar-
16 itan or any cooperating persons.

17 (e) INVESTIGATIVE SAMPLING CONVERSION.—

18 (1) IN GENERAL.—A person to which an inves-
19 tigative sampling permit was granted may submit to
20 the Administrator an application in accordance with
21 paragraph (2) to convert the investigative sampling
22 permit into a Good Samaritan permit.

23 (2) APPLICATION.—

24 (A) INVESTIGATIVE SAMPLING.—An appli-
25 cation for the conversion of an investigative

1 Control Act (33 U.S.C. 1311, 1312, 1316,
2 1317, 1342, 1344); and

3 (II) authorizations, licenses, and per-
4 mits that would not need to be obtained if
5 the remediation was conducted pursuant to
6 section 121 of the Comprehensive Environ-
7 mental Response, Compensation, and Li-
8 ability Act of 1980 (42 U.S.C. 9621); or

9 (ii) in the case of an abandoned hardrock
10 mine site in a State that is authorized to imple-
11 ment State law pursuant to section 402 or 404
12 of the Federal Water Pollution Control Act (33
13 U.S.C. 1342, 1344) or on land of an Indian
14 tribe that is authorized to implement Tribal law
15 pursuant to that section, a provision that states
16 that the Good Samaritan is responsible for se-
17 curing, for all activities authorized under the
18 Good Samaritan permit, all authorizations, li-
19 censes, and permits that are required under ap-
20 plicable law, except for—

21 (I) the State or Tribal law, as applica-
22 ble; and

23 (II) authorizations, licenses, and per-
24 mits that would not need to be obtained if
25 the remediation was conducted pursuant to

1 section 121 of the Comprehensive Environ-
2 mental Response, Compensation, and Li-
3 ability Act of 1980 (42 U.S.C. 9621);

4 (C) specific public notification require-
5 ments, including the contact information for all
6 appropriate response centers in accordance with
7 subsection (o);

8 (D) in the case of a project on land owned
9 by the United States, a notice that the Good
10 Samaritan permit serves as an agreement for
11 use and occupancy of Federal land that is en-
12 forceable by the applicable Federal land man-
13 agement agency; and

14 (E) any other terms and conditions deter-
15 mined to be appropriate by the Administrator
16 or the Federal land management agency, as ap-
17 plicable.

18 (2) FORCE MAJEURE.—A Good Samaritan per-
19 mit may include, at the request of the Good Samari-
20 tan, a provision that a Good Samaritan may assert
21 a claim of force majeure for any violation of the
22 Good Samaritan permit caused solely by—

23 (A) an act of God;

24 (B) an act of war;

1 (C) negligence on the part of the United
2 States;

3 (D) an act or omission of a third party, if
4 the Good Samaritan—

5 (i) exercises due care with respect to
6 the actions of the Good Samaritan under
7 the Good Samaritan permit, as determined
8 by the Administrator;

9 (ii) took precautions against foresee-
10 able acts or omissions of the third party,
11 as determined by the Administrator; and

12 (iii) uses reasonable efforts—

13 (I) to anticipate any potential
14 force majeure; and

15 (II) to address the effects of any
16 potential force majeure; or

17 (E) a public health emergency declared by
18 the Federal Government or a global govern-
19 ment, such as a pandemic or an epidemic.

20 (3) MONITORING.—

21 (A) IN GENERAL.—The Good Samaritan
22 shall take such actions as the Good Samaritan
23 permit requires to ensure appropriate baseline
24 conditions monitoring, monitoring during the
25 remediation project, and post-remediation moni-

1 toring of the environment under paragraphs (7)
2 and (14) of subsection (c).

3 (B) MULTIPARTY MONITORING.—The Ad-
4 ministrators may approve in a Good Samaritan
5 permit the monitoring by multiple cooperating
6 persons if, as determined by the Adminis-
7 trator—

8 (i) the multiparty monitoring will ef-
9 fectively accomplish the goals of this sec-
10 tion; and

11 (ii) the Good Samaritan remains re-
12 sponsible for compliance with the terms of
13 the Good Samaritan permit.

14 (4) OTHER DEVELOPMENT.—

15 (A) NO AUTHORIZATION OF MINING AC-
16 TIVITIES.—No mineral exploration, processing,
17 beneficiation, or mining shall be—

18 (i) authorized by this division; or

19 (ii) covered by any waiver of liability
20 provided by this division from applicable
21 law.

22 (B) REPROCESSING OF MATERIALS.—A
23 Good Samaritan may reprocess materials recov-
24 ered during the implementation of a remedi-
25 ation plan only if—

1 (i) the project under the Good Samaritan
2 itan permit is on land owned by the United
3 States;

4 (ii) the applicable Federal land man-
5 agement agency has signed a decision doc-
6 ument under subsection (l)(2)(G) approv-
7 ing reprocessing as part of a remediation
8 plan;

9 (iii) the proceeds from the sale or use
10 of the materials are used—

11 (I) to defray the costs of the re-
12 mediation; and

13 (II) to the extent required by the
14 Good Samaritan permit, to reimburse
15 the Administrator or the head of a
16 Federal land management agency for
17 the purpose of carrying out this divi-
18 sion;

19 (iv) any remaining proceeds are de-
20 posited into the appropriate Good Samari-
21 tan Mine Remediation Fund established by
22 section 5005(a); and

23 (v) the materials only include historic
24 mine residue.

1 (C) CONNECTION WITH OTHER ACTIVI-
2 TIES.—The commingling or association of any
3 other discharge of water or historic mine res-
4 idue or any activity, project, or operation con-
5 ducted on or after the date of enactment of this
6 Act with any aspect of a project subject to a
7 Good Samaritan permit shall not limit or re-
8 duce the liability of any person associated with
9 the other discharge of water or historic mine
10 residue or activity, project, or operation.

11 (g) ADDITIONAL WORK.—A Good Samaritan permit
12 may (subject to subsection (r)(5) in the case of a project
13 located on Federal land) allow the Good Samaritan to re-
14 turn to the abandoned hardrock mine site after the com-
15 pletion of the remediation to perform operations and
16 maintenance or other work—

17 (1) to ensure the functionality of completed re-
18 mediation activities at the abandoned hardrock mine
19 site; or

20 (2) to protect public health and the environ-
21 ment.

22 (h) TIMING.—Work authorized under a Good Samar-
23 itan permit—

24 (1) shall commence, as applicable—

1 (A) not later than the date that is 18
2 months after the date on which the Adminis-
3 trator granted the Good Samaritan permit, un-
4 less the Administrator grants an extension
5 under subsection (r)(2)(A); or

6 (B) if the grant of the Good Samaritan
7 permit is the subject of a petition for judicial
8 review, not later than the date that is 18
9 months after the date on which the judicial re-
10 view, including any appeals, has concluded; and

11 (2) shall continue until completed, with tem-
12 porary suspensions permitted during adverse weath-
13 er or other conditions specified in the Good Samari-
14 tan permit.

15 (i) TRANSFER OF PERMITS.—A Good Samaritan per-
16 mit may be transferred to another person only if—

17 (1) the Administrator determines that the
18 transferee qualifies as a Good Samaritan;

19 (2) the transferee signs, and agrees to be bound
20 by the terms of, the permit;

21 (3) the Administrator includes in the trans-
22 ferred permit any additional conditions necessary to
23 meet the goals of this section; and

24 (4) in the case of a project under the Good Sa-
25 maritan permit on land owned by the United States,

1 the head of the applicable Federal land management
2 agency approves the transfer.

3 (j) ROLE OF ADMINISTRATOR AND FEDERAL LAND
4 MANAGEMENT AGENCIES.—In carrying out this section—

5 (1) the Administrator shall—

6 (A) consult with prospective applicants;

7 (B) convene, coordinate, and lead the ap-
8 plication review process;

9 (C) maintain all records relating to the
10 Good Samaritan permit and the permit process;

11 (D) in the case of a proposed project on
12 State, Tribal, or private land, provide an oppor-
13 tunity for cooperating persons and the public to
14 participate in the Good Samaritan permit proc-
15 ess, including—

16 (i) carrying out environmental review
17 and public comment procedures pursuant
18 to subsection (l); and

19 (ii) a public hearing, if requested; and

20 (E) enforce and otherwise carry out this
21 section; and

22 (2) the head of an applicable Federal land man-
23 agement agency shall—

24 (A) in the case of a proposed project on
25 land owned by the United States, provide an

1 opportunity for cooperating persons and the
2 public to participate in the Good Samaritan
3 permit process, including—

4 (i) carrying out environmental review
5 and public comment procedures pursuant
6 to subsection (l); and

7 (ii) a public hearing, if requested; and

8 (B) in coordination with the Adminis-
9 trator, enforce Good Samaritan permits issued
10 under this section for projects on land owned by
11 the United States.

12 (k) STATE, LOCAL, AND TRIBAL GOVERNMENTS.—

13 As soon as practicable, but not later than 14 days after
14 the date on which the Administrator receives an applica-
15 tion for the remediation of an abandoned hardrock mine
16 site under this section that, as determined by the Adminis-
17 trator, is complete and meets all applicable requirements
18 of subsection (c), the Administrator shall provide notice
19 and a copy of the application to—

20 (1) each local government with jurisdiction over
21 a drinking water utility, and each Indian tribe with
22 reservation or off-reservation treaty rights to land or
23 water, located downstream from or otherwise near a
24 proposed remediation project that is reasonably an-
25 ticipated to be impacted by the remediation project

1 or a potential release of contaminants from the
2 abandoned hardrock mine site, as determined by the
3 Administrator;

4 (2) each Federal, State, and Tribal agency that
5 may have an interest in the application; and

6 (3) in the case of an abandoned hardrock mine
7 site that is located partially or entirely on land
8 owned by the United States, the Federal land man-
9 agement agency with jurisdiction over that land.

10 (l) ENVIRONMENTAL REVIEW AND PUBLIC COM-
11 MENT.—

12 (1) IN GENERAL.—Before the issuance of a
13 Good Samaritan permit to carry out a project for
14 the remediation of an abandoned hardrock mine site,
15 the Administrator shall ensure that environmental
16 review and public comment procedures are carried
17 out with respect to the proposed project.

18 (2) RELATION TO NEPA.—

19 (A) MAJOR FEDERAL ACTION.—Subject to
20 subparagraph (F), the issuance or modification
21 of a Good Samaritan permit by the Adminis-
22 trator shall be considered a major Federal ac-
23 tion for purposes of section 102 of the National
24 Environmental Policy Act of 1969 (42 U.S.C.
25 4332).

1 (B) LEAD AGENCY.—The lead agency for
2 purposes of an environmental assessment and
3 public comment under this subsection shall
4 be—

5 (i) in the case of a proposed project
6 on land owned by the United States that
7 is managed by only 1 Federal land man-
8 agement agency, the applicable Federal
9 land management agency;

10 (ii) in the case of a proposed project
11 entirely on State, Tribal, or private land,
12 the Administrator;

13 (iii) in the case of a proposed project
14 partially on land owned by the United
15 States and partially on State, Tribal, or
16 private land, the applicable Federal land
17 management agency; and

18 (iv) in the case of a proposed project
19 on land owned by the United States that
20 is managed by more than 1 Federal land
21 management agency, the Federal land
22 management agency selected by the Ad-
23 ministrator to be the lead agency, after
24 consultation with the applicable Federal
25 land management agencies.

1 (C) COORDINATION.—To the maximum ex-
2 tent practicable, the lead agency described in
3 subparagraph (B) shall coordinate procedures
4 under the National Environmental Policy Act of
5 1969 (42 U.S.C. 4321 et seq.) with State, Trib-
6 al, and Federal cooperating agencies, as appli-
7 cable.

8 (D) COOPERATING AGENCY.—In the case
9 of a proposed project on land owned by the
10 United States, the Administrator shall be a co-
11 operating agency for purposes of an environ-
12 mental assessment and public comment under
13 this subsection.

14 (E) SINGLE NEPA DOCUMENT.—The lead
15 agency described in subparagraph (B) may con-
16 duct a single environmental assessment for—

17 (i) the issuance of a Good Samaritan
18 permit;

19 (ii) any activities authorized by a
20 Good Samaritan permit; and

21 (iii) any applicable permits required
22 by the Secretary of the Interior or the Sec-
23 retary of Agriculture.

24 (F) NO SIGNIFICANT IMPACT.—

1 (i) IN GENERAL.—A Good Samaritan
2 permit may only be issued if, after an envi-
3 ronmental assessment, the head of the lead
4 agency issues a finding of no significant
5 impact (as defined in section 111 of the
6 National Environmental Policy Act of
7 1969 (42 U.S.C. 4336e)).

8 (ii) SIGNIFICANT IMPACT.—If the
9 head of the lead agency is unable to issue
10 a finding of no significant impact (as so
11 defined), the head of the lead agency shall
12 not issue a Good Samaritan permit for the
13 proposed project.

14 (G) DECISION DOCUMENT.—An approval
15 or denial of a Good Samaritan permit may be
16 issued as a single decision document that is
17 signed by—

18 (i) the Administrator; and

19 (ii) in the case of a project on land
20 owned by the United States, the head of
21 the applicable Federal land management
22 agency.

23 (H) LIMITATION.—Nothing in this para-
24 graph exempts the Secretary of Agriculture or
25 the Secretary of the Interior, as applicable,

1 from any other requirements of section 102 of
2 the National Environmental Policy Act of 1969
3 (42 U.S.C. 4332).

4 (m) PERMIT GRANT.—

5 (1) IN GENERAL.—The Administrator may
6 grant a Good Samaritan permit to carry out a
7 project for the remediation of an abandoned
8 hardrock mine site only if—

9 (A) the Administrator determines that—

10 (i) the person seeking the permit is a
11 Good Samaritan;

12 (ii) the application described in sub-
13 section (c) is complete;

14 (iii) the project is designed to reme-
15 diate historic mine residue at the aban-
16 doned hardrock mine site to protect human
17 health and the environment;

18 (iv) the proposed project is designed
19 to meet all other goals, as determined by
20 the Administrator, including any goals set
21 forth in the application for the Good Sa-
22 maritan permit that are accepted by the
23 Administrator;

24 (v) the proposed activities, as com-
25 pared to the baseline conditions described

1 in the permit, will make measurable
2 progress toward achieving—

3 (I) applicable water quality
4 standards;

5 (II) improved soil quality;

6 (III) improved sediment quality;

7 (IV) other improved environ-
8 mental or safety conditions; or

9 (V) reductions in threats to soil,
10 sediment, or water quality or other
11 environmental or safety conditions;

12 (vi) the applicant has—

13 (I) demonstrated that the appli-
14 cant has the proper and appropriate
15 experience and capacity to complete
16 the permitted work;

17 (II) demonstrated that the appli-
18 cant will complete the permitted work;

19 (III) the financial and other re-
20 sources to address any contingencies
21 identified in the Good Samaritan per-
22 mit application described in sub-
23 sections (b) and (c);

24 (IV) granted access and provided
25 the authority to review the records of

1 the applicant relevant to compliance
2 with the requirements of the Good Sa-
3 maritan permit; and

4 (V) demonstrated, to the satisfac-
5 tion of the Administrator, that—

6 (aa) the applicant has, or
7 has access to, the financial re-
8 sources to complete the project
9 described in the Good Samaritan
10 permit application, including any
11 long-term monitoring and oper-
12 ations and maintenance that the
13 Administrator may require the
14 applicant to perform in the Good
15 Samaritan permit; or

16 (bb) the applicant has estab-
17 lished a third-party financial as-
18 surance mechanism, such as a
19 corporate guarantee from a par-
20 ent or other corporate affiliate,
21 letter of credit, trust, surety
22 bond, or insurance to assure that
23 funds are available to complete
24 the permitted work, including for
25 operations and maintenance and

1 to address potential contin-
2 gencies, that—

3 (AA) establishes the
4 Administrator or the head of
5 the Federal land manage-
6 ment agency as the bene-
7 ficiary of the third-party fi-
8 nancial assurance mecha-
9 nism; and

10 (BB) allows the Admin-
11 istrator to retain and use
12 the funds from the financial
13 assurance mechanism in the
14 event the Good Samaritan
15 does not complete the reme-
16 diation under the Good Sa-
17 maritan permit; and

18 (vii) the project meets the require-
19 ments of this division;

20 (B) the State or Indian tribe with jurisdic-
21 tion over land on which the abandoned
22 hardrock mine site is located has been given an
23 opportunity to review and, if necessary, com-
24 ment on the grant of the Good Samaritan per-
25 mit;

1 (C) in the case of a project proposed to be
2 carried out under the Good Samaritan permit
3 partially or entirely on land owned by the
4 United States, pursuant to subsection (l), the
5 head of the applicable Federal land manage-
6 ment agency has signed a decision document
7 approving the proposed project; and

8 (D) the Administrator or head of the Fed-
9 eral land management agency, as applicable,
10 has provided—

11 (i) environmental review and public
12 comment procedures required by sub-
13 section (l); and

14 (ii) a public hearing under that sub-
15 section, if requested.

16 (2) DEADLINE.—

17 (A) IN GENERAL.—The Administrator
18 shall grant or deny a Good Samaritan permit
19 by not later than—

20 (i) the date that is 180 days after the
21 date of receipt by the Administrator of an
22 application for the Good Samaritan permit
23 that, as determined by the Administrator,
24 is complete and meets all applicable re-
25 quirements of subsection (c); or

1 (ii) such later date as may be deter-
2 mined by the Administrator with notifica-
3 tion provided to the applicant.

4 (B) CONSTRUCTIVE DENIAL.—If the Ad-
5 ministrator fails to grant or deny a Good Sa-
6 maritan permit by the applicable deadline de-
7 scribed in subparagraph (A), the application
8 shall be considered to be denied.

9 (3) DISCRETIONARY ACTION.—The issuance of
10 a permit by the Administrator and the approval of
11 a project by the head of an applicable Federal land
12 management agency shall be considered to be discre-
13 tionary actions taken in the public interest.

14 (n) EFFECT OF PERMITS.—

15 (1) IN GENERAL.—A Good Samaritan and any
16 cooperating person undertaking remediation activi-
17 ties identified in, carried out pursuant to, and in
18 compliance with, a covered permit—

19 (A) shall be considered to be in compliance
20 with all requirements (including permitting re-
21 quirements) under the Federal Water Pollution
22 Control Act (33 U.S.C. 1251 et seq.) (including
23 any law or regulation implemented by a State
24 or Indian tribe under section 402 or 404 of
25 that Act (33 U.S.C. 1342, 1344)) and the Com-

1 prehensive Environmental Response, Compensa-
2 tion, and Liability Act of 1980 (42 U.S.C. 9601
3 et seq.) during the term of the covered permit,
4 after the termination of the Good Samaritan
5 permit, and after declining to convert an inves-
6 tigative sampling permit into a Good Samaritan
7 permit, as applicable;

8 (B) shall not be required to obtain a per-
9 mit under, or to comply with, section 301, 302,
10 306, 307, 402, or 404 of the Federal Water
11 Pollution Control Act (33 U.S.C. 1311, 1312,
12 1316, 1317, 1342, 1344), or any State or Trib-
13 al standards or regulations approved by the Ad-
14 ministrator under those sections of that Act,
15 during the term of the covered permit, after the
16 termination of the Good Samaritan permit, and
17 after declining to convert an investigative sam-
18 pling permit into a Good Samaritan permit, as
19 applicable; and

20 (C) shall not be required to obtain any au-
21 thorizations, licenses, or permits that would
22 otherwise not need to be obtained if the remedi-
23 ation was conducted pursuant to section 121 of
24 the Comprehensive Environmental Response,

1 Compensation, and Liability Act of 1980 (42
2 U.S.C. 9621).

3 (2) UNAUTHORIZED ACTIVITIES.—

4 (A) IN GENERAL.—Any person (including
5 a Good Samaritan or any cooperating person)
6 that carries out any activity, including activities
7 relating to mineral exploration, processing,
8 beneficiation, or mining, including development,
9 that is not authorized by the applicable covered
10 permit shall be subject to all applicable law.

11 (B) LIABILITY.—Any activity not author-
12 ized by a covered permit, as determined by the
13 Administrator, may be subject to liability and
14 enforcement under all applicable law, includ-
15 ing—

16 (i) the Federal Water Pollution Con-
17 trol Act (33 U.S.C. 1251 et seq.); and

18 (ii) the Comprehensive Environmental
19 Response, Compensation, and Liability Act
20 of 1980 (42 U.S.C. 9601 et seq.).

21 (3) NO ENFORCEMENT OR LIABILITY FOR GOOD
22 SAMARITANS.—

23 (A) IN GENERAL.—Subject to subpara-
24 graphs (D) and (E), a Good Samaritan or co-
25 operating person that is conducting a remedi-

1 tered by a State or Indian tribe under that
2 Act); or

3 (ii) the Comprehensive Environmental
4 Response, Compensation, and Liability Act
5 of 1980 (42 U.S.C. 9601 et seq.).

6 (C) DURATION OF APPLICABILITY.—Sub-
7 paragraph (A) shall apply during the term of
8 the covered permit, after the termination of the
9 Good Samaritan permit, and after declining to
10 convert an investigative sampling permit into a
11 Good Samaritan permit, as applicable.

12 (D) OTHER PARTIES.—Nothing in sub-
13 paragraph (A) limits the liability of any person
14 that is not described in that subparagraph.

15 (E) DECLINE IN ENVIRONMENTAL CONDI-
16 TIONS.—Notwithstanding subparagraph (A), if
17 a Good Samaritan or cooperating person fails
18 to comply with any term, condition, or limita-
19 tion of a covered permit and that failure results
20 in surface water quality or other environmental
21 conditions that the Administrator determines
22 are measurably worse than the baseline condi-
23 tions as described in the permit (in the case of
24 a Good Samaritan permit) or the conditions as
25 described pursuant to subsection (d)(3)(B), if

1 applicable (in the case of an investigative sam-
2 pling permit), at the abandoned hardrock mine
3 site, the Administrator shall—

4 (i) notify the Good Samaritan or co-
5 operating person, as applicable, of the fail-
6 ure to comply; and

7 (ii) require the Good Samaritan or the
8 cooperating person, as applicable, to un-
9 dertake reasonable measures, as deter-
10 mined by the Administrator, to return sur-
11 face water quality or other environmental
12 conditions to those conditions.

13 (F) FAILURE TO CORRECT.—Subpara-
14 graph (A) shall not apply to a Good Samaritan
15 or cooperating person that fails to take any ac-
16 tions required under subparagraph (E)(ii) with-
17 in a reasonable period of time, as established by
18 the Administrator.

19 (G) MINOR OR CORRECTED PERMIT VIOLA-
20 TIONS.—For purposes of this paragraph, the
21 failure to comply with a term, condition, or lim-
22 itation of a Good Samaritan permit or inves-
23 tigative sampling permit shall not be considered
24 a permit violation or noncompliance with that
25 permit if—

1 (i) that failure or noncompliance does
2 not result in a measurable adverse impact,
3 as determined by the Administrator, on
4 water quality or other environmental condi-
5 tions; or

6 (ii) the Good Samaritan or cooper-
7 ating person complies with subparagraph
8 (E)(ii).

9 (o) PUBLIC NOTIFICATION OF ADVERSE EVENT.—A
10 Good Samaritan shall notify all appropriate Federal,
11 State, Tribal, and local entities of any unplanned or pre-
12 viously unknown release of historic mine residue caused
13 by the actions of the Good Samaritan or any cooperating
14 person in accordance with—

15 (1) section 103 of the Comprehensive Environ-
16 mental Response, Compensation, and Liability Act
17 of 1980 (42 U.S.C. 9603);

18 (2) section 304 of the Emergency Planning and
19 Community Right-To-Know Act of 1986 (42 U.S.C.
20 11004);

21 (3) the Federal Water Pollution Control Act
22 (33 U.S.C. 1251 et seq.);

23 (4) any other applicable provision of Federal
24 law; and

1 (5) any other applicable provision of State,
2 Tribal, or local law.

3 (p) GRANT ELIGIBILITY.—A remediation project con-
4 ducted under a Good Samaritan permit shall be eligible
5 for funding pursuant to—

6 (1) section 319 of the Federal Water Pollution
7 Control Act (33 U.S.C. 1329), for activities that are
8 eligible for funding under that section; and

9 (2) section 104(k) of the Comprehensive Envi-
10 ronmental Response, Compensation, and Liability
11 Act of 1980 (42 U.S.C. 9604(k)), subject to the con-
12 dition that the recipient of the funding is otherwise
13 eligible under that section to receive a grant to as-
14 sess or remediate contamination at the site covered
15 by the Good Samaritan permit.

16 (q) EMERGENCY AUTHORITY AND LIABILITY.—

17 (1) EMERGENCY AUTHORITY.—Nothing in this
18 section affects the authority of—

19 (A) the Administrator to take any respon-
20 sive action authorized by law; or

21 (B) a Federal, State, Tribal, or local agen-
22 cy to carry out any emergency authority, in-
23 cluding an emergency authority provided under
24 Federal, State, Tribal, or local law.

1 (2) LIABILITY.—Except as specifically provided
2 in this division, nothing in this division, a Good Sa-
3 maritan permit, or an investigative sampling permit
4 limits the liability of any person (including a Good
5 Samaritan or any cooperating person) under any
6 provision of law.

7 (r) TERMINATION OF GOOD SAMARITAN PERMIT.—

8 (1) IN GENERAL.—A Good Samaritan permit
9 shall terminate, as applicable—

10 (A) on inspection and notice from the Ad-
11 ministrator to the recipient of the Good Samar-
12 itan permit that the permitted work has been
13 completed in accordance with the terms of the
14 Good Samaritan permit, as determined by the
15 Administrator;

16 (B) if the Administrator terminates a per-
17 mit under paragraph (4)(B); or

18 (C) except as provided in paragraph (2)—

19 (i) on the date that is 18 months after
20 the date on which the Administrator grant-
21 ed the Good Samaritan permit, if the per-
22 mitted work has not commenced by that
23 date; or

24 (ii) if the grant of the Good Samari-
25 tan permit was the subject of a petition for

1 judicial review, on the date that is 18
2 months after the date on which the judicial
3 review, including any appeals, has con-
4 cluded, if the permitted work has not com-
5 menced by that date.

6 (2) EXTENSION.—

7 (A) IN GENERAL.—If the Administrator is
8 otherwise required to terminate a Good Samari-
9 tan permit under paragraph (1)(C), the Admin-
10 istrator may grant an extension of the Good Sa-
11 maritan permit.

12 (B) LIMITATION.—Any extension granted
13 under subparagraph (A) shall be not more than
14 180 days for each extension.

15 (3) EFFECT OF TERMINATION.—

16 (A) IN GENERAL.—Notwithstanding the
17 termination of a Good Samaritan permit under
18 paragraph (1), but subject to subparagraph
19 (B), the provisions of paragraphs (1) through
20 (4) of subsection (n) shall continue to apply to
21 the Good Samaritan and any cooperating per-
22 sons after the termination, including to any
23 long-term operations and maintenance pursuant
24 to the agreement under paragraph (5).

1 (B) DEGRADATION OF SURFACE WATER
2 QUALITY.—

3 (i) OPPORTUNITY TO RETURN TO
4 BASELINE CONDITIONS.—If, at the time
5 that 1 or more of the conditions described
6 in paragraph (1) are met but before the
7 Good Samaritan permit is terminated, ac-
8 tions by the Good Samaritan or cooper-
9 ating person have caused surface water
10 quality at the abandoned hardrock mine
11 site to be measurably worse, as determined
12 by the Administrator, when compared to
13 baseline conditions described in the permit,
14 the Administrator shall, before terminating
15 the Good Samaritan permit, provide the
16 Good Samaritan or cooperating person, as
17 applicable, the opportunity to return sur-
18 face water quality to those baseline condi-
19 tions.

20 (ii) EFFECT.—If, pursuant to clause
21 (i), the applicable Good Samaritan or co-
22 operating person does not return the sur-
23 face water quality at the abandoned
24 hardrock mine site to the baseline condi-
25 tions described in the permit, as deter-

1 mined by the Administrator, subparagraph
2 (A) shall not apply to the Good Samaritan
3 or any cooperating persons.

4 (4) UNFORESEEN CIRCUMSTANCES.—

5 (A) IN GENERAL.—The recipient of a Good
6 Samaritan permit may seek to modify or termi-
7 nate the Good Samaritan permit to take into
8 account any event or condition that—

9 (i) significantly reduces the feasibility
10 or significantly increases the cost of com-
11 pleting the remediation project that is the
12 subject of the Good Samaritan permit;

13 (ii) was not—

14 (I) reasonably contemplated by
15 the recipient of the Good Samaritan
16 permit; or

17 (II) taken into account in the re-
18 mediation plan of the recipient of the
19 Good Samaritan permit; and

20 (iii) is beyond the control of the re-
21 cipient of the Good Samaritan permit, as
22 determined by the Administrator.

23 (B) TERMINATION.—The Administrator
24 shall terminate a Good Samaritan permit if—

1 (i) the recipient of the Good Samari-
2 tan permit seeks termination of the permit
3 under subparagraph (A);

4 (ii) the factors described in subpara-
5 graph (A) are satisfied; and

6 (iii) the Administrator determines
7 that remediation activities conducted by
8 the Good Samaritan or cooperating person
9 pursuant to the Good Samaritan permit
10 may result in surface water quality condi-
11 tions, or any other environmental condi-
12 tions, that will be worse than the baseline
13 conditions, as described in the Good Sa-
14 maritan permit, as applicable.

15 (5) LONG-TERM OPERATIONS AND MAINTENANCE.—In the case of a project that involves long-
16 term operations and maintenance at an abandoned
17 hardrock mine site located on land owned by the
18 United States, the project may be considered com-
19 plete and the Administrator, in coordination with the
20 applicable Federal land management agency, may
21 terminate the Good Samaritan permit under this
22 subsection if the applicable Good Samaritan has en-
23 tered into an agreement with the applicable Federal
24 land management agency or a cooperating person
25

1 for the long-term operations and maintenance that
2 includes sufficient funding for the long-term oper-
3 ations and maintenance.

4 (s) REGULATIONS.—

5 (1) IN GENERAL.—Subject to paragraph (2),
6 the Administrator, in consultation with the Sec-
7 retary of the Interior and the Secretary of Agri-
8 culture, and appropriate State, Tribal, and local offi-
9 cials, may promulgate any regulations that the Ad-
10 ministrator determines to be necessary to carry out
11 this division.

12 (2) GUIDANCE IF NO REGULATIONS PROMUL-
13 GATED.—

14 (A) IN GENERAL.—If the Administrator
15 does not initiate a regulatory process to promul-
16 gate regulations under paragraph (1) within
17 180 days after the date of enactment of this
18 Act, the Administrator, in consultation with the
19 Secretary of the Interior, the Secretary of Agri-
20 culture, and appropriate State, Tribal, and local
21 officials, shall issue guidance establishing spe-
22 cific requirements that the Administrator deter-
23 mines would facilitate the implementation of
24 this section.

1 (B) PUBLIC COMMENTS.—Before finalizing
2 any guidance issued under subparagraph (A),
3 the Administrator shall hold a 30-day public
4 comment period.

5 **SEC. 5005. SPECIAL ACCOUNTS.**

6 (a) ESTABLISHMENT.—There is established in the
7 Treasury of the United States a Good Samaritan Mine
8 Remediation Fund (referred to in this section as a
9 “Fund”) for—

10 (1) each Federal land management agency that
11 authorizes a Good Samaritan to conduct a project
12 on Federal land under the jurisdiction of that Fed-
13 eral land management agency under a Good Samari-
14 tan permit; and

15 (2) the Environmental Protection Agency.

16 (b) DEPOSITS.—Each Fund shall consist of—

17 (1) amounts provided in appropriation Acts;

18 (2) any proceeds from reprocessing deposited
19 under section 5004(f)(4)(B)(iv);

20 (3) any financial assurance funds collected from
21 an agreement described in section
22 5004(m)(1)(A)(vi)(V)(bb);

23 (4) any funds collected for long-term operations
24 and maintenance under an agreement under section
25 5004(r)(5); and

1 (5) any amounts donated to the Fund by any
2 person.

3 (c) UNUSED FUNDS.—Amounts in each Fund not
4 currently needed to carry out this division shall be main-
5 tained as readily available or on deposit.

6 (d) RETAIN AND USE AUTHORITY.—The Adminis-
7 trator and each head of a Federal land management agen-
8 cy, as appropriate, may, notwithstanding any other provi-
9 sion of law, retain and use money deposited in the applica-
10 ble Fund without fiscal year limitation for the purpose of
11 carrying out this division.

12 **SEC. 5006. REPORT TO CONGRESS.**

13 (a) IN GENERAL.—Not later than 8 years after the
14 date of enactment of this Act, the Administrator, in con-
15 sultation with the heads of Federal land management
16 agencies, shall submit to the Committee on Environment
17 and Public Works of the Senate and the Committees on
18 Transportation and Infrastructure, Energy and Com-
19 merce, and Natural Resources of the House of Represent-
20 atives a report evaluating the Good Samaritan pilot pro-
21 gram under this division.

22 (b) INCLUSIONS.—The report under subsection (a)
23 shall include—

24 (1) a description of—

1 (A) the number, types, and objectives of
2 Good Samaritan permits granted pursuant to
3 this division; and

4 (B) each remediation project authorized by
5 those Good Samaritan permits;

6 (2) interim or final qualitative and quantitative
7 data on the results achieved under the Good Samari-
8 tan permits before the date of issuance of the report;

9 (3) a description of—

10 (A) any problems encountered in admin-
11 istering this division; and

12 (B) whether the problems have been or can
13 be remedied by administrative action (including
14 amendments to existing law);

15 (4) a description of progress made in achieving
16 the purposes of this division; and

17 (5) recommendations on whether the Good Sa-
18 maritan pilot program under this division should be
19 continued, including a description of any modifica-
20 tions (including amendments to existing law) re-
21 quired to continue administering this division.

1 **DIVISION L—COMBATING CAR-**
2 **TELS ON SOCIAL MEDIA ACT**
3 **OF 2024**

4 **SEC. 5001. SHORT TITLE.**

5 This division may be cited as the “Combating Cartels
6 on Social Media Act of 2024”.

7 **SEC. 5002. DEFINITIONS.**

8 In this division:

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

12 (A) the Committee on Homeland Security
13 and Governmental Affairs, the Committee on
14 the Judiciary, and the Committee on Foreign
15 Relations of the Senate; and

16 (B) the Committee on Homeland Security,
17 the Committee on the Judiciary, and the Com-
18 mittee on Foreign Affairs of the House of Rep-
19 resentatives.

20 (2) **COVERED OPERATOR.**—The term “covered
21 operator” means the operator, developer, or pub-
22 lisher of a covered service.

23 (3) **COVERED SERVICE.**—The term “covered
24 service” means—

25 (A) a social media platform;

1 (B) a mobile or desktop service with direct
2 or group messaging capabilities, but not includ-
3 ing text messaging services without other sub-
4 stantial social functionalities or electronic mail
5 services, that the Secretary of Homeland Secu-
6 rity determines is being or has been used by
7 transnational criminal organizations in connec-
8 tion with matters described in section 5003;
9 and

10 (C) a digital platform, or an electronic ap-
11 plication utilizing the digital platform, involving
12 real-time interactive communication between
13 multiple individuals, including multi-player
14 gaming services and immersive technology plat-
15 forms or applications, that the Secretary of
16 Homeland Security determines is being or has
17 been used by transnational criminal organiza-
18 tions in connection with matters described in
19 section 5003.

20 (4) CRIMINAL ENTERPRISE.—The term “crimi-
21 nal enterprise” has the meaning given the term
22 “continuing criminal enterprise” in section 408 of
23 the Controlled Substances Act (21 U.S.C. 848).

1 (5) ILLICIT ACTIVITIES.—The term “illicit ac-
2 tivities” means the following criminal activities that
3 transcend national borders:

4 (A) A violation of section 401 of the Con-
5 trolled Substances Act (21 U.S.C. 841).

6 (B) Narcotics trafficking, as defined in
7 section 808 of the Foreign Narcotics Kingpin
8 Designation Act (21 U.S.C. 1907).

9 (C) Trafficking of weapons, as defined in
10 section 922 of title 18, United States Code.

11 (D) Migrant smuggling, defined as a viola-
12 tion of section 274(a)(1)(A)(ii) of the Immigra-
13 tion and Nationality Act (8 U.S.C.
14 1324(a)(1)(A)(ii)).

15 (E) Human trafficking, defined as—

16 (i) a violation of section 1590, 1591,
17 or 1592 of title 18, United States Code; or

18 (ii) engaging in severe forms of traf-
19 ficking in persons, as defined in section
20 103 of the Victims of Trafficking and Vio-
21 lence Protection Act of 2000 (22 U.S.C.
22 7102).

23 (F) Cyber crime, defined as a violation of
24 section 1030 of title 18, United States Code.

1 (G) A violation of any provision that is
2 subject to intellectual property enforcement, as
3 defined in section 302 of the Prioritizing Re-
4 sources and Organization for Intellectual Prop-
5 erty Act of 2008 (15 U.S.C. 8112).

6 (H) Bulk cash smuggling of currency, de-
7 fined as a violation of section 5332 of title 31,
8 United States Code.

9 (I) Laundering the proceeds of the crimi-
10 nal activities described in subparagraphs (A)
11 through (H).

12 (6) TRANSNATIONAL CRIMINAL ORGANIZA-
13 TION.—The term “transnational criminal organiza-
14 tion” means a group or network, and associated in-
15 dividuals, that operate transnationally for the pur-
16 poses of obtaining power, influence, or monetary or
17 commercial gain, wholly or in part by certain illegal
18 means, while advancing their activities through a
19 pattern of crime, corruption, or violence, and while
20 protecting their illegal activities through a
21 transnational organizational structure and the ex-
22 ploitation of public corruption or transnational logis-
23 tics, financial, or communication mechanisms.

1 **SEC. 5003. ASSESSMENT OF ILLICIT USAGE.**

2 Not later than July 1, 2025, the Secretary of Home-
3 land Security, the Attorney General, and the Secretary of
4 State shall submit to the appropriate congressional com-
5 mittees a joint assessment describing—

6 (1) the use of covered services by transnational
7 criminal organizations, or criminal enterprises acting
8 on behalf of transnational criminal organizations, to
9 engage in recruitment efforts, including the recruit-
10 ment of individuals, including individuals under 18
11 years of age, located in the United States to engage
12 in or provide support with respect to illicit activities
13 occurring in the United States, Mexico, or otherwise
14 in proximity to an international boundary of the
15 United States;

16 (2) the use of covered services by transnational
17 criminal organizations to engage in illicit activities
18 or conduct in support of illicit activities, including—

19 (A) smuggling or trafficking involving nar-
20 cotics, other controlled substances, precursors
21 thereof, or other items prohibited under the
22 laws of the United States, Mexico, or another
23 relevant jurisdiction, including firearms;

24 (B) human smuggling or trafficking, in-
25 cluding the exploitation of children; and

1 (C) transportation of bulk currency or
2 monetary instruments in furtherance of smug-
3 gling activity; and

4 (3) the existing efforts of the Secretary of
5 Homeland Security, the Attorney General, the Sec-
6 retary of State, and relevant government and law
7 enforcement entities to counter, monitor, or other-
8 wise respond to the usage of covered services de-
9 scribed in paragraphs (1) and (2).

10 **SEC. 5004. STRATEGY TO COMBAT CARTEL RECRUITMENT**
11 **ON SOCIAL MEDIA AND ONLINE PLATFORMS.**

12 (a) IN GENERAL.—Not later than January 1, 2026,
13 the Secretary of Homeland Security, the Attorney Gen-
14 eral, and the Secretary of State shall submit to the appro-
15 priate congressional committees a joint strategy, to be
16 known as the National Strategy to Combat Illicit Recruit-
17 ment Activity by Transnational Criminal Organizations on
18 Social Media and Online Platforms, to combat the use of
19 covered services by transnational criminal organizations,
20 or criminal enterprises acting on behalf of transnational
21 criminal organizations, to recruit individuals located in the
22 United States to engage in or provide support with respect
23 to illicit activities occurring in the United States, Mexico,
24 or otherwise in proximity to an international boundary of
25 the United States.

1 (b) ELEMENTS.—

2 (1) IN GENERAL.—The strategy required under
3 subsection (a) shall, at a minimum, include the fol-
4 lowing:

5 (A) A proposal to improve cooperation and
6 thereafter maintain cooperation between the
7 Secretary of Homeland Security, the Attorney
8 General, the Secretary of State, and relevant
9 law enforcement entities with respect to the
10 matters described in subsection (a).

11 (B) Recommendations to implement a
12 process for the voluntary reporting of informa-
13 tion regarding the recruitment efforts of
14 transnational criminal organizations in the
15 United States involving covered services.

16 (C) A proposal to improve
17 intragovernmental coordination with respect to
18 the matters described in subsection (a), includ-
19 ing between the Department of Homeland Secu-
20 rity, the Department of Justice, the Depart-
21 ment of State, and State, Tribal, and local gov-
22 ernments.

23 (D) A proposal to improve coordination
24 within the Department of Homeland Security,
25 the Department of Justice, and the Department

1 of State and between the components of those
2 Departments with respect to the matters de-
3 scribed in subsection (a).

4 (E) Activities to facilitate increased intel-
5 ligence analysis for law enforcement purposes of
6 efforts of transnational criminal organizations
7 to utilize covered services for recruitment to en-
8 gage in or provide support with respect to illicit
9 activities.

10 (F) Activities to foster international part-
11 nerships and enhance collaboration with foreign
12 governments and, as applicable, multilateral in-
13 stitutions with respect to the matters described
14 in subsection (a).

15 (G) Activities to specifically increase en-
16 gagement and outreach with youth in border
17 communities, including regarding the recruit-
18 ment tactics of transnational criminal organiza-
19 tions and the consequences of participation in
20 illicit activities.

21 (H) A detailed description of the measures
22 used to ensure—

23 (i) law enforcement and intelligence
24 activities focus on the recruitment activi-
25 ties of transitional criminal organizations

1 not individuals the transnational criminal
2 organizations attempt to or successfully re-
3 cruit; and

4 (ii) the protection of privacy rights,
5 civil rights, and civil liberties in carrying
6 out the activities described in clause (i),
7 with a particular focus on the protections
8 in place to protect minors and constitu-
9 tionally protected activities.

10 (2) LIMITATION.—The strategy required under
11 subsection (a) shall not include legislative rec-
12 ommendations or elements predicated on the passage
13 of legislation that is not enacted as of the date on
14 which the strategy is submitted under subsection
15 (a).

16 (c) CONSULTATION.—In drafting and implementing
17 the strategy required under subsection (a), the Secretary
18 of Homeland Security, the Attorney General, and the Sec-
19 retary of State shall, at a minimum, consult and engage
20 with—

21 (1) the heads of relevant components of the De-
22 partment of Homeland Security, including—

23 (A) the Under Secretary for Intelligence
24 and Analysis;

1 (B) the Under Secretary for Strategy, Pol-
2 icy, and Plans;

3 (C) the Under Secretary for Science and
4 Technology;

5 (D) the Commissioner of U.S. Customs
6 and Border Protection;

7 (E) the Director of U.S. Immigration and
8 Customs Enforcement;

9 (F) the Officer for Civil Rights and Civil
10 Liberties;

11 (G) the Privacy Officer; and

12 (H) the Assistant Secretary of the Office
13 for State and Local Law Enforcement;

14 (2) the heads of relevant components of the De-
15 partment of Justice, including—

16 (A) the Assistant Attorney General for the
17 Criminal Division;

18 (B) the Assistant Attorney General for Na-
19 tional Security;

20 (C) the Assistant Attorney General for the
21 Civil Rights Division;

22 (D) the Chief Privacy and Civil Liberties
23 Officer;

24 (E) the Director of the Organized Crime
25 Drug Enforcement Task Forces;

1 (F) the Director of the Federal Bureau of
2 Investigation; and

3 (G) the Director of the Bureau of Alcohol,
4 Tobacco, Firearms, and Explosives;

5 (3) the heads of relevant components of the De-
6 partment of State, including—

7 (A) the Assistant Secretary for Inter-
8 national Narcotics and Law Enforcement Af-
9 fairs;

10 (B) the Assistant Secretary for Western
11 Hemisphere Affairs; and

12 (C) the Coordinator of the Global Engage-
13 ment Center;

14 (4) the Secretary of Health and Human Serv-
15 ices;

16 (5) the Secretary of Education; and

17 (6) as selected by the Secretary of Homeland
18 Security, or his or her designee in the Office of Pub-
19 lic Engagement, representatives of border commu-
20 nities, including representatives of—

21 (A) State, Tribal, and local governments,
22 including school districts and local law enforce-
23 ment; and

24 (B) nongovernmental experts in the fields
25 of—

- 1 (i) civil rights and civil liberties;
2 (ii) online privacy;
3 (iii) humanitarian assistance for mi-
4 grants; and
5 (iv) youth outreach and rehabilitation.

6 (d) IMPLEMENTATION.—

7 (1) IN GENERAL.—Not later than 90 days after
8 the date on which the strategy required under sub-
9 section (a) is submitted to the appropriate congress-
10 sional committees, the Secretary of Homeland Secu-
11 rity, the Attorney General, and the Secretary of
12 State shall commence implementation of the strat-
13 egy.

14 (2) REPORT.—

15 (A) IN GENERAL.—Not later than 180
16 days after the date on which the strategy re-
17 quired under subsection (a) is implemented
18 under paragraph (1), and semiannually there-
19 after for 5 years, the Secretary of Homeland
20 Security, the Attorney General, and the Sec-
21 retary of State shall submit to the appropriate
22 congressional committees a joint report describ-
23 ing the efforts of the Secretary of Homeland
24 Security, the Attorney General, and the Sec-
25 retary of State to implement the strategy re-

1 required under subsection (a) and the progress of
2 those efforts, which shall include a description
3 of—

4 (i) the recommendations, and cor-
5 responding implementation of those rec-
6 ommendations, with respect to the matters
7 described in subsection (b)(1)(B);

8 (ii) the interagency posture with re-
9 spect to the matters covered by the strat-
10 egy required under subsection (a), which
11 shall include a description of collaboration
12 between the Secretary of Homeland Secu-
13 rity, the Attorney General, the Secretary of
14 State, other Federal entities, State, local,
15 and Tribal entities, and foreign govern-
16 ments; and

17 (iii) the threat landscape, including
18 new developments related to the United
19 States recruitment efforts of transnational
20 criminal organizations and the use by
21 those organizations of new or emergent
22 covered services and recruitment methods.

23 (B) FORM.—Each report required under
24 subparagraph (A) shall be submitted in unclas-
25 sified form, but may contain a classified annex.

1 (3) CIVIL RIGHTS, CIVIL LIBERTIES, AND PRI-
2 VACY ASSESSMENT.—Not later than 2 years after
3 the date on which the strategy required under sub-
4 section (a) is implemented under paragraph (1), the
5 Office for Civil Rights and Civil Liberties and the
6 Privacy Office of the Department of Homeland Se-
7 curity shall submit to the appropriate congressional
8 committees a joint report that includes—

9 (A) a detailed assessment of the measures
10 used to ensure the protection of civil rights,
11 civil liberties, and privacy rights in carrying out
12 this section; and

13 (B) recommendations to improve the im-
14 plementation of the strategy required under
15 subsection (a).

16 (4) RULEMAKING.—Prior to implementation of
17 the strategy required under subsection (a) at the
18 Department of Homeland Security, the Secretary of
19 Homeland Security shall issue rules to carry out this
20 section in accordance with section 553 of title 5,
21 United States Code.

22 **SEC. 5005. RULE OF CONSTRUCTION.**

23 Nothing in this division shall be construed to expand
24 the statutory law enforcement or regulatory authority of

1 the Department of Homeland Security, the Department
2 of Justice, or the Department of State.

3 **SEC. 5006. NO ADDITIONAL FUNDS.**

4 No additional funds are authorized to be appro-
5 priated for the purpose of carrying out this division.