

AMENDMENT TO
RULES COMMITTEE PRINT 119–8
OFFERED BY MR. BURLISON OF MISSOURI

At the end of title XVII, insert the following new subtitle.

1 Subtitle [_____]—Unidentified
2 Anomalous Phenomena Disclo-
3 sure Act of 2025

4 SEC. 1741. DEFINITIONS.

5 In this subtitle:

6 (1) The term “Archivist” means the Archivist
7 of the United States.

8 (2) The term “close observer” means anyone
9 who has come into close proximity to unidentified
10 anomalous phenomena or non-human intelligence.

11 (3) The term “Collection” means the Unidenti-
12 fied Anomalous Phenomena Records Collection es-
13 tablished under section 1742.

14 (4) The term “Controlled Disclosure Campaign
15 Plan” means the Controlled Disclosure Campaign
16 Plan required by section 1747(c)(3).

17 (5) The term “controlling authority” means any
18 Federal, State, or local government department, of-

1 fice, agency, committee, commission, commercial
2 company, academic institution, or private sector en-
3 tity in physical possession of technologies of un-
4 known origin or biological evidence of non-human in-
5 telligence.

6 (6) The term “Director” means the Director of
7 the Office of Government Ethics.

8 (7) The term “Executive agency” has the
9 meaning given that term in section 552(f) of title 5,
10 United States Code.

11 (8) The term “Government office” means any
12 department, office, agency, committee, or commis-
13 sion of the Federal Government and any inde-
14 pendent office or agency without exception that has
15 possession or control, including via contract or other
16 agreement, of unidentified anomalous phenomena
17 records.

18 (9) The term “identification aid” means the
19 written description prepared for each record, as re-
20 quired in section 1742.

21 (10) The term “leadership of Congress”
22 means—

23 (A) the majority leader of the Senate;

24 (B) the minority leader of the Senate;

1 (C) the Speaker of the House of Rep-
2 resentatives; and

3 (D) the minority leader of the House of
4 Representatives.

5 (11) The term “legacy program” means all
6 Federal, State, and local government, commercial in-
7 dustry, academic, and private sector endeavors to
8 collect, exploit, or reverse engineer technologies of
9 unknown origin or examine biological evidence of liv-
10 ing or deceased non-human intelligence that pre-
11 dates the date of the enactment of this Act.

12 (12) The term “National Archives” means the
13 National Archives and Records Administration and
14 all components thereof, including presidential archi-
15 val depositories established under section 2112 of
16 title 44, United States Code.

17 (13) The term “non-human intelligence” means
18 any sentient intelligent non-human lifeform regard-
19 less of nature or ultimate origin that may be pre-
20 sumed responsible for unidentified anomalous phe-
21 nomena or of which the Federal Government has be-
22 come aware.

23 (14) The term “originating body” means the
24 Executive agency, Federal Government commission,
25 committee of Congress, or other Governmental entity

1 that created a record or particular information with-
2 in a record.

3 (15) The term “prosaic attribution” means hav-
4 ing a human (either foreign or domestic) origin and
5 operating according to current, proven, and gen-
6 erally understood scientific and engineering prin-
7 ciples and established laws-of-nature and not attrib-
8 utable to non-human intelligence.

9 (16) The term “public interest” means the
10 compelling interest in the prompt public disclosure
11 of unidentified anomalous phenomena records for
12 historical and Governmental purposes and for the
13 purpose of fully informing the people of the United
14 States about the history of the Federal Govern-
15 ment’s knowledge and involvement surrounding un-
16 identified anomalous phenomena.

17 (17) The term “record” includes a book, paper,
18 report, memorandum, directive, email, text, or other
19 form of communication, or map, photograph, sound
20 or video recording, machine-readable material, com-
21 puterized, digitized, or electronic information, in-
22 cluding intelligence, surveillance, reconnaissance,
23 and target acquisition sensor data, regardless of the
24 medium on which it is stored, or other documentary

1 material, regardless of its physical form or charac-
2 teristics.

3 (18) The term “Review Board” means the Un-
4 identified Anomalous Phenomena Records Review
5 Board established by section 1745.

6 (19) The term “technologies of unknown ori-
7 gin” means any materials or meta-materials, ejecta,
8 crash debris, mechanisms, machinery, equipment, as-
9 sembles or sub-assemblies, engineering models or
10 processes, damaged or intact aerospace vehicles, and
11 damaged or intact ocean-surface and undersea craft
12 associated with unidentified anomalous phenomena
13 or incorporating science and technology that lacks
14 prosaic attribution or known means of human manu-
15 facture.

16 (20)(A) The term “temporarily non-attributed
17 objects” means the class of objects that temporarily
18 resist prosaic attribution by the initial observer as a
19 result of environmental or system limitations associ-
20 ated with the observation process that nevertheless
21 ultimately have an accepted human origin or known
22 physical cause. Although some unidentified anoma-
23 lous phenomena may at first be interpreted as tem-
24 porarily non-attributed objects, they are not tempo-

1 rarely non-attributed objects, and the two categories
2 are mutually exclusive.

3 (B) The term “temporarily non-attributed ob-
4 jects” includes—

5 (i) natural celestial, meteorological, and
6 undersea weather phenomena;

7 (ii) mundane human-made airborne ob-
8 jects, clutter, and marine debris;

9 (iii) Federal, State, and local government,
10 commercial industry, academic, and private sec-
11 tor aerospace platforms;

12 (iv) Federal, State, and local government,
13 commercial industry, academic, and private sec-
14 tor ocean-surface and undersea vehicles; and

15 (v) known foreign systems.

16 (21) The term “third agency” means a Govern-
17 ment agency that originated a unidentified anoma-
18 lous phenomena record that is in the possession of
19 another Government agency.

20 (22)(A) The term “unidentified anomalous phe-
21 nomena” means any object operating or judged ca-
22 pable of operating in outer-space, the atmosphere,
23 ocean surfaces, or undersea lacking prosaic attribu-
24 tion due to performance characteristics and prop-
25 erties not previously known to be achievable based

1 upon commonly accepted physical principles. Un-
2 identified anomalous phenomena are differentiated
3 from both attributed and temporarily non-attributed
4 objects by one or more of the following observables:

5 (i) Instantaneous acceleration absent
6 apparent inertia.

7 (ii) Hypersonic velocity absent a ther-
8 mal signature and sonic shockwave.

9 (iii) Transmedium (such as space-to-
10 ground and air-to-undersea) travel.

11 (iv) Positive lift contrary to known
12 aerodynamic principles.

13 (v) Multispectral signature control.

14 (vi) Physical or invasive biological ef-
15 fects to close observers and the environ-
16 ment.

17 (B) The term “unidentified anomalous phe-
18 nomena” includes what were previously described
19 as—

20 (i) flying discs;

21 (ii) flying saucers;

22 (iii) unidentified aerial phenomena;

23 (iv) unidentified flying objects (UFOs);

24 and

25 (v) unidentified submerged objects (USOs).

1 (23) The term “unidentified anomalous phe-
2 nomena record” means a record that is related to
3 unidentified anomalous phenomena, technologies of
4 unknown origin, or non-human intelligence (and all
5 equivalent subjects by any other name with the spe-
6 cific and sole exclusion of temporarily non-attributed
7 objects) that was created or made available for use
8 by, obtained by, or otherwise came into the posses-
9 sion of—

10 (A) the Executive Office of the President;

11 (B) the Department of Defense and its
12 progenitors, the Department of War and the
13 Department of the Navy;

14 (C) the Department of the Army;

15 (D) the Department of the Navy;

16 (E) the Department of the Air Force, spe-
17 cifically the Air Force Office of Special Inves-
18 tigations;

19 (F) the Department of Energy and its pro-
20 genitors, the Manhattan Project, the Atomic
21 Energy Commission, and the Energy Research
22 and Development Administration;

23 (G) the Office of the Director of National
24 Intelligence;

- 1 (H) the Central Intelligence Agency and
2 its progenitor, the Office of Strategic Services;
3 (I) the National Reconnaissance Office;
4 (J) the Defense Intelligence Agency;
5 (K) the National Security Agency;
6 (L) the National Geospatial-Intelligence
7 Agency;
8 (M) the National Aeronautics and Space
9 Administration:
10 (N) the Federal Bureau of Investigation;
11 (O) the Federal Aviation Administration;
12 (P) the National Oceanic and Atmospheric
13 Administration;
14 (Q) the Library of Congress;
15 (R) the National Archives and Records Ad-
16 ministration;
17 (S) any Presidential library;
18 (T) any Executive agency;
19 (U) any independent office or agency;
20 (V) any other department, office, agency,
21 committee, or commission of the Federal Gov-
22 ernment;
23 (W) any State or local government depart-
24 ment, office, agency, committee, or commission
25 that provided support or assistance or per-

1 formed work, in connection with a Federal in-
2 quiry into unidentified anomalous phenomena,
3 technologies of unknown origin, or non-human
4 intelligence; and

5 (X) any private sector person or entity for-
6 merly or currently under contract or some other
7 agreement with the Federal Government.

8 **SEC. 1742. UNIDENTIFIED ANOMALOUS PHENOMENA**
9 **RECORDS COLLECTION AT THE NATIONAL**
10 **ARCHIVES AND RECORDS ADMINISTRATION.**

11 (a) ESTABLISHMENT.—

12 (1) IN GENERAL.—(A) Not later than 60 days
13 after the date of the enactment of this Act, the Ar-
14 chivist shall commence establishment of a collection
15 of records in the National Archives to be known as
16 the “Unidentified Anomalous Phenomena Records
17 Collection”.

18 (B) In carrying out subparagraph (A), the Ar-
19 chivist shall ensure the physical integrity and origi-
20 nal provenance (or if indeterminate, the earliest his-
21 torical owner) of all records in the Collection.

22 (C) The Collection shall consist of—

23 (i) record copies of all Government, Gov-
24 ernment-provided, or Government-funded
25 records relating to unidentified anomalous phe-

1 nomena, technologies of unknown origin, and
2 non-human intelligence (or equivalent subjects
3 by any other name with the specific and sole ex-
4 clusion of temporarily non-attributed objects),
5 which shall be transmitted to the National Ar-
6 chives in accordance with section 2107 of title
7 44, United States Code.

8 (D) The Archivist shall prepare and publish a
9 subject guidebook and index to the Collection.

10 (2) CONTENTS.—The Collection shall include
11 the following:

12 (A) All unidentified anomalous phenomena
13 records, regardless of age or date of creation—

14 (i) that have been transmitted to the
15 National Archives or disclosed to the public
16 in an unredacted form prior to the date of
17 the enactment of this Act;

18 (ii) that are required to be trans-
19 mitted to the National Archives; and

20 (iii) that the disclosure of which is
21 postponed under this subtitle.

22 (B) A central directory comprised of iden-
23 tification aids created for each record trans-
24 mitted to the Archivist under section 1743.

1 (C) All Review Board records as required
2 by this subtitle.

3 (b) DISCLOSURE OF RECORDS.—All unidentified
4 anomalous phenomena records transmitted to the National
5 Archives for disclosure to the public shall—

6 (1) be included in the Collection; and

7 (2) be available to the public—

8 (A) for inspection and copying at the Na-
9 tional Archives within 30 days after their trans-
10 mission to the National Archives; and

11 (B) digitally via the National Archives on-
12 line database within a reasonable amount of
13 time not to exceed 180 days thereafter.

14 (c) SECURITY OF RECORDS.—The National Security
15 Program Office at the National Archives, in consultation
16 with the National Archives Information Security Oversight
17 Office, shall establish a program to ensure the security
18 of the postponed unidentified anomalous phenomena
19 records in the protected, and yet-to-be disclosed or classi-
20 fied portion of the Collection.

21 (d) OVERSIGHT.—

22 (1) SENATE.—The Committee on Homeland
23 Security and Governmental Affairs of the Senate
24 shall have continuing legislative oversight jurisdic-
25 tion in the Senate with respect to the Collection.

1 (2) HOUSE OF REPRESENTATIVES.—The Com-
2 mittee on Oversight and Government Reform of the
3 House of Representatives shall have continuing leg-
4 islative oversight jurisdiction in the House of Rep-
5 resentatives with respect to the Collection.

6 **SEC. 1743. REVIEW, IDENTIFICATION, TRANSMISSION TO**
7 **THE NATIONAL ARCHIVES, AND PUBLIC DIS-**
8 **CLOSURE OF UNIDENTIFIED ANOMALOUS**
9 **PHENOMENA RECORDS BY GOVERNMENT OF-**
10 **FICES.**

11 (a) IDENTIFICATION, ORGANIZATION, AND PREPARA-
12 TION FOR TRANSMISSION.—

13 (1) IN GENERAL.—As soon as practicable after
14 the date of the enactment of this Act, each head of
15 a Government office shall—

16 (A) identify and organize records in the
17 possession of the Government office or under
18 the control of the Government office relating to
19 unidentified anomalous phenomena; and

20 (B) prepare such records for transmission
21 to the Archivist for inclusion in the Collection.

22 (2) PROHIBITIONS.—(A) No unidentified anom-
23 alous phenomena record shall be destroyed, altered,
24 or mutilated in any way.

1 (B) No unidentified anomalous phenomena
2 record made available or disclosed to the public prior
3 to the date of enactment of this Act may be with-
4 held, redacted, postponed for public disclosure, or re-
5 classified.

6 (C) No unidentified anomalous phenomena
7 record created by a person or entity outside the Fed-
8 eral Government (excluding names or identities con-
9 sistent with the requirements of section 1744) shall
10 be withheld, redacted, postponed for public disclo-
11 sure, or reclassified.

12 (b) CUSTODY OF UNIDENTIFIED ANOMALOUS PHE-
13 NOMENA RECORDS PENDING REVIEW.—During the re-
14 view by the heads of Government offices under subsection
15 (c) and pending review activity by the Review Board, each
16 head of a Government office shall retain custody of the
17 unidentified anomalous phenomena records of the office
18 for purposes of preservation, security, and efficiency, un-
19 less—

20 (1) the Review Board requires the physical
21 transfer of the records for purposes of conducting an
22 independent and impartial review;

23 (2) transfer is necessary for an administrative
24 hearing or other Review Board function; or

1 (3) it is a third agency record described in sub-
2 section (c)(2)(C).

3 (c) REVIEW BY HEADS OF GOVERNMENT OFFICES.—

4 (1) IN GENERAL.—Not later than 300 days
5 after the date of enactment of this Act, each head
6 of a Government office shall review, identify, and or-
7 ganize each unidentified anomalous phenomena
8 record in the custody or possession of the office
9 for—

10 (A) disclosure to the public;

11 (B) review by the Review Board; and

12 (C) transmission to the Archivist.

13 (2) REQUIREMENTS.—In carrying out para-
14 graph (1), the head of a Government office shall—

15 (A) determine which of the records of the
16 office are unidentified anomalous phenomena
17 records;

18 (B) determine which of the unidentified
19 anomalous phenomena records of the office
20 have been officially disclosed or made publicly
21 available in a complete and unredacted form;

22 (C)(i) determine which of the unidentified
23 anomalous phenomena records of the office, or
24 particular information contained in such a

1 record, was created by a third agency or by an-
2 other Government office; and

3 (ii) transmit to a third agency or other
4 Government office those records, or particular
5 information contained in those records, or com-
6 plete and accurate copies thereof;

7 (D)(i) determine whether the unidentified
8 anomalous phenomena records of the office or
9 particular information in unidentified anoma-
10 lous phenomena records of the office are cov-
11 ered by the standards for postponement of pub-
12 lic disclosure under this subtitle and

13 (ii) specify on the identification aid re-
14 quired by subsection (d) the applicable post-
15 ponement provision contained in section 1744;

16 (E) organize and make available to the Re-
17 view Board all unidentified anomalous phe-
18 nomena records identified under subparagraph
19 (D) the public disclosure of, which in-whole or
20 in-part, may be postponed under this subtitle;

21 (F) organize and make available to the Re-
22 view Board any record concerning which the of-
23 fice has any uncertainty as to whether the
24 record is an unidentified anomalous phenomena
25 record governed by this subtitle;

1 (G) give precedence of work to—

2 (i) the identification, review, and
3 transmission of unidentified anomalous
4 phenomena records not already publicly
5 available or disclosed as of the date of en-
6 actment of this Act;

7 (ii) the identification, review, and
8 transmission of all records that most un-
9 ambiguously and definitively pertain to un-
10 identified anomalous phenomena, tech-
11 nologies of unknown origin, and non-
12 human intelligence;

13 (iii) the identification, review, and
14 transmission of unidentified anomalous
15 phenomena records that on the date of en-
16 actment of this Act are the subject of liti-
17 gation under section 552 of title 5, United
18 States Code; and

19 (iv) the identification, review, and
20 transmission of unidentified anomalous
21 phenomena records with earliest prove-
22 nance when not inconsistent with clauses
23 (i) through (iii) and otherwise feasible; and

24 (H) make available to the Review Board
25 any additional information and records that the

1 Review Board has reason to believe the Review
2 Board requires for conducting a review under
3 this subtitle.

4 (3) PRIORITY OF EXPEDITED REVIEW FOR DI-
5 RECTORS OF CERTAIN ARCHIVAL DEPOSITORIES.—
6 The Director of each archival depository established
7 under section 2112 of title 44, United States Code,
8 shall have as a priority the expedited review for pub-
9 lic disclosure of unidentified anomalous phenomena
10 records in the possession and custody of the deposi-
11 tory, and shall make such records available to the
12 Review Board as required by this subtitle.

13 (d) IDENTIFICATION AIDS.—

14 (1) IN GENERAL.—(A) Not later than 45 days
15 after the date of enactment of this Act, the Archi-
16 vist, in consultation with the heads of such Govern-
17 ment offices as the Archivist considers appropriate,
18 shall prepare and make available to all Government
19 offices a standard form of identification, or finding
20 aid, for use with each unidentified anomalous phe-
21 nomena record subject to review under this subtitle
22 whether in hardcopy (physical), softcopy (electronic),
23 or digitized data format as may be appropriate.

24 (B) The Archivist shall ensure that the identi-
25 fication aid program is established in such a manner

1 as to result in the creation of a uniform system for
2 cataloging and finding every unidentified anomalous
3 phenomena record subject to review under this sub-
4 title where ever and how ever stored in hardcopy
5 (physical), softcopy (electronic), or digitized data
6 format.

7 (2) REQUIREMENTS FOR GOVERNMENT OF-
8 FICES.—Upon completion of an identification aid
9 using the standard form of identification prepared
10 and made available under subparagraph (A) of para-
11 graph (1)) for the program established pursuant to
12 subparagraph (B) of such paragraph, the head of a
13 Government office shall—

14 (A) attach a printed copy to each physical
15 unidentified anomalous phenomena record, and
16 an electronic copy to each softcopy or digitized
17 data unidentified anomalous phenomena record,
18 the identification aid describes;

19 (B) transmit to the Review Board a print-
20 ed copy for each physical unidentified anoma-
21 lous phenomena record and an electronic copy
22 for each softcopy or digitized data unidentified
23 anomalous phenomena record the identification
24 aid describes; and

1 (C) attach a printed copy to each physical
2 unidentified anomalous phenomena record, and
3 an electronic copy to each softcopy or digitized
4 data unidentified anomalous phenomena record
5 the identification aid describes, when trans-
6 mitted to the Archivist.

7 (3) RECORDS OF THE NATIONAL ARCHIVES
8 THAT ARE PUBLICLY AVAILABLE.—Unidentified
9 anomalous phenomena records which are in the pos-
10 session of the National Archives on the date of en-
11 actment of this Act, and which have been publicly
12 available in their entirety without redaction, shall be
13 made available in the Collection without any addi-
14 tional review by the Review Board or another au-
15 thorized office under this Act, and shall not be re-
16 quired to have such an identification aid unless re-
17 quired by the Archivist.

18 (e) TRANSMISSION TO THE NATIONAL ARCHIVES.—
19 Each head of a Government office shall—

20 (1) transmit to the Archivist, and make imme-
21 diately available to the public, all unidentified anom-
22 alous phenomena records of the Government office
23 that can be publicly disclosed, including those that
24 are publicly available on the date of enactment of

1 this Act, without any redaction, adjustment, or with-
2 holding under the standards of this subtitle; and

3 (2) transmit to the Archivist upon approval for
4 postponement by the Review Board or upon comple-
5 tion of other action authorized by this subtitle, all
6 unidentified anomalous phenomena records of the
7 Government office the public disclosure of which has
8 been postponed, in whole or in part, under the
9 standards of this subtitle, to become part of the pro-
10 tected, yet-to-be disclosed, or classified portion of
11 the Collection.

12 (f) CUSTODY OF POSTPONED UNIDENTIFIED ANOMA-
13 LOUS PHENOMENA RECORDS.—An unidentified anoma-
14 lous phenomena record the public disclosure of which has
15 been postponed shall, pending transmission to the Archi-
16 vist, be held for reasons of security and preservation by
17 the originating body until such time as the information
18 security program has been established at the National Ar-
19 chives as required in section 1742(d)(2).

20 (g) PERIODIC REVIEW OF POSTPONED UNIDENTI-
21 FIED ANOMALOUS PHENOMENA RECORDS.—

22 (1) IN GENERAL.—All postponed or redacted
23 records shall be reviewed periodically by the origi-
24 nating agency and the Archivist consistent with the
25 recommendations of the Review Board in the Con-

1 trolled Disclosure Campaign Plan under section
2 1747(c)(3)(B).

3 (2) REQUIREMENTS.—(A) A periodic review
4 under paragraph (1) shall address the public disclo-
5 sure of additional unidentified anomalous phe-
6 nomena records in the Collection under the stand-
7 ards of this subtitle.

8 (B) All postponed unidentified anomalous phe-
9 nomena records determined to require continued
10 postponement shall require an unclassified written
11 description of the reason for such continued post-
12 ponement relevant to these specific records. Such de-
13 scription shall be provided to the Archivist and pub-
14 lished in the Federal Register upon determination.

15 (C) The time and release requirements specified
16 in the Controlled Disclosure Campaign Plan shall be
17 revised or amended only if the Review Board is still
18 in session and concurs with the rationale for post-
19 ponement, subject to the limitations in section
20 1747(d)(1).

21 (D) The periodic review of postponed unidenti-
22 fied anomalous phenomena records shall serve to
23 downgrade and declassify security classified informa-
24 tion.

1 (E) Each unidentified anomalous phenomena
2 record shall be publicly disclosed in full, and avail-
3 able in the Collection, not later than the date that
4 is 25 years after the date of the first creation of the
5 record by the originating body, unless the President
6 certifies, as required by this subtitle, that—

7 (i) continued postponement is made nec-
8 essary by an identifiable harm to the military
9 defense, intelligence operations, law enforce-
10 ment, or conduct of foreign relations; and

11 (ii) the identifiable harm is of such gravity
12 that it outweighs the public interest in disclo-
13 sure.

14 (h) REQUIREMENTS FOR EXECUTIVE AGENCIES.—

15 (1) IN GENERAL.—The heads of Executive
16 agencies shall—

17 (A) transmit digital records electronically
18 in accordance with section 2107 of title 44,
19 United States Code;

20 (B) charge fees for copying unidentified
21 anomalous phenomena records; and

22 (C) grant waivers of such fees pursuant to
23 the standards established by section 552(a)(4)
24 of title 5, United States Code.

1 (2) AMOUNT OF FEES.—The amount of a fee
2 charged by the head of an Executive agency pursu-
3 ant to paragraph (1)(B) for the copying of an un-
4 identified anomalous phenomena record shall be
5 such amount as the head determines appropriate to
6 cover the costs incurred by the Executive agency in
7 making and providing such copy, except that in no
8 case may the amount of the fee charged exceed the
9 actual expenses incurred by the Executive agency in
10 making and providing such copy.

11 **SEC. 1744. GROUNDS FOR POSTPONEMENT OF PUBLIC DIS-**
12 **CLOSURE OF UNIDENTIFIED ANOMALOUS**
13 **PHENOMENA RECORDS.**

14 Disclosure of unidentified anomalous phenomena
15 records or particular information in unidentified anoma-
16 lous phenomena records to the public may be postponed
17 subject to the limitations of this subtitle if there is clear
18 and convincing evidence that—

19 (1) the threat to the military defense, intel-
20 ligence operations, or conduct of foreign relations of
21 the United States posed by the public disclosure of
22 the unidentified anomalous phenomena record is of
23 such gravity that it outweighs the public interest in
24 disclosure, and such public disclosure would reveal—

1 (A) an intelligence agent whose identity
2 currently requires protection;

3 (B) an intelligence source or method which
4 is currently utilized, or reasonably expected to
5 be utilized, by the Federal Government and
6 which has not been officially disclosed, the dis-
7 closure of which would interfere with the con-
8 duct of intelligence activities; or

9 (C) any other matter currently relating to
10 the military defense, intelligence operations, or
11 conduct of foreign relations of the United
12 States, the disclosure of which would demon-
13 strably and substantially impair the national se-
14 curity of the United States;

15 (2) the public disclosure of the unidentified
16 anomalous phenomena record would reveal the name
17 or identity of a living person who provided confiden-
18 tial information to the Federal Government and
19 would pose a substantial risk of harm to that per-
20 son;

21 (3) the public disclosure of the unidentified
22 anomalous phenomena record could reasonably be
23 expected to constitute an unwarranted invasion of
24 personal privacy, and that invasion of privacy is so
25 substantial that it outweighs the public interest; or

1 (4) the public disclosure of the unidentified
2 anomalous phenomena record would compromise the
3 existence of an understanding of confidentiality cur-
4 rently requiring protection between a Federal Gov-
5 ernment agent and a cooperating individual or a for-
6 eign government, and public disclosure would be so
7 harmful that it outweighs the public interest.

8 **SEC. 1745. ESTABLISHMENT AND POWERS OF THE UNIDEN-**
9 **TIFIED ANOMALOUS PHENOMENA RECORDS**
10 **REVIEW BOARD.**

11 (a) ESTABLISHMENT.—There is established as an
12 independent agency a board to be known as the “Unidenti-
13 fied Anomalous Phenomena Records Review Board”.

14 (b) APPOINTMENT.—

15 (1) IN GENERAL.—The President, by and with
16 the advice and consent of the Senate, shall appoint,
17 without regard to political affiliation, 9 citizens of
18 the United States to serve as members of the Review
19 Board to ensure and facilitate the review, trans-
20 mission to the Archivist, and public disclosure of
21 government records relating to unidentified anoma-
22 lous phenomena.

23 (2) PERIOD FOR NOMINATIONS.—(A) The
24 President shall make nominations to the Review

1 Board not later than 90 calendar days after the date
2 of enactment of this Act.

3 (B) If the Senate votes not to confirm a nomi-
4 nation to the Review Board, the President shall
5 make an additional nomination not later than 30
6 days thereafter.

7 (3) CONSIDERATION OF RECOMMENDATIONS.—

8 (A) The President shall make nominations to the
9 Review Board after considering persons rec-
10 ommended by the following:

11 (i) The majority leader of the Senate.

12 (ii) The minority leader of the Senate.

13 (iii) The Speaker of the House of Rep-
14 resentatives.

15 (iv) The minority leader of the House of
16 Representatives.

17 (v) The Secretary of Defense.

18 (vi) The National Academy of Sciences.

19 (vii) Established nonprofit research organi-
20 zations relating to unidentified anomalous phe-
21 nomena.

22 (viii) The American Historical Association.

23 (ix) Such other persons and organizations
24 as the President considers appropriate.

1 (B) If an individual or organization described in
2 subparagraph (A) does not recommend at least 2
3 nominees meeting the qualifications stated in para-
4 graph (5) by the date that is 45 days after the date
5 of enactment of this Act, the President shall con-
6 sider for nomination the persons recommended by
7 the other individuals and organizations described in
8 such subparagraph.

9 (C) The President may request an individual or
10 organization described in subparagraph (A) to sub-
11 mit additional nominations.

12 (4) QUALIFICATIONS.—Persons nominated to
13 the Review Board—

14 (A) shall be impartial citizens, none of
15 whom shall have had any previous or current
16 involvement with any legacy program or con-
17 trolling authority relating to the collection, ex-
18 ploitation, or reverse engineering of technologies
19 of unknown origin or the examination of bio-
20 logical evidence of living or deceased non-
21 human intelligence;

22 (B) shall be distinguished persons of high
23 national professional reputation in their respec-
24 tive fields who are capable of exercising the
25 independent and objective judgment necessary

1 to the fulfillment of their role in ensuring and
2 facilitating the review, transmission to the pub-
3 lic, and public disclosure of records related to
4 the government's understanding of, and activi-
5 ties associated with unidentified anomalous phe-
6 nomena, technologies of unknown origin, and
7 non-human intelligence and who possess an ap-
8 preciation of the value of such material to the
9 public, scholars, and government; and

10 (C) shall include at least—

11 (i) 1 current or former national secu-
12 rity official;

13 (ii) 1 current or former foreign service
14 official;

15 (iii) 1 scientist or engineer;

16 (iv) 1 economist;

17 (v) 1 professional historian; and

18 (vi) 1 sociologist.

19 (5) MANDATORY CONFLICTS OF INTEREST RE-
20 VIEW.—

21 (A) IN GENERAL.—The Director shall con-
22 duct a review of each individual nominated and
23 appointed to the position of member of the Re-
24 view Board to ensure the member does not have

1 any conflict of interest during the term of the
2 service of the member.

3 (B) REPORTS.—During the course of the
4 review under subparagraph (A), if the Director
5 becomes aware that the member being reviewed
6 possesses a conflict of interest to the mission of
7 the Review Board, the Director shall, not later
8 than 30 days after the date on which the Direc-
9 tor became aware of the conflict of interest,
10 submit to the Committee on Homeland Security
11 and Governmental Affairs of the Senate and the
12 Committee on Oversight and Government Re-
13 form of the House of Representatives a report
14 on the conflict of interest.

15 (c) SECURITY CLEARANCES.—

16 (1) IN GENERAL.—All Review Board nominees
17 shall be granted the necessary security clearances
18 and accesses, including any and all relevant Presi-
19 dential, departmental, and agency special access pro-
20 grams, in an accelerated manner subject to the
21 standard procedures for granting such clearances.

22 (2) QUALIFICATION FOR NOMINEES.—All nomi-
23 nees for appointment to the Review Board under
24 subsection (b) shall qualify for the necessary security
25 clearances and accesses prior to being considered for

1 confirmation by the Committee on Homeland Secu-
2 rity and Governmental Affairs of the Senate.

3 (d) CONSIDERATION BY THE SENATE.—Nominations
4 for appointment under subsection (b) shall be referred to
5 the Committee on Homeland Security and Governmental
6 Affairs of the Senate for consideration.

7 (e) VACANCY.—A vacancy on the Review Board shall
8 be filled in the same manner as specified for original ap-
9 pointment within 30 days of the occurrence of the vacancy.

10 (f) REMOVAL OF REVIEW BOARD MEMBER.—

11 (1) IN GENERAL.—No member of the Review
12 Board shall be removed from office, other than—

13 (A) by impeachment and conviction; or

14 (B) by the action of the President for inef-
15 ficiency, neglect of duty, malfeasance in office,
16 physical disability, mental incapacity, or any
17 other condition that substantially impairs the
18 performance of the member's duties.

19 (2) NOTICE OF REMOVAL.—(A) If a member of
20 the Review Board is removed from office, and that
21 removal is by the President, not later than 10 days
22 after the removal, the President shall submit to the
23 leadership of Congress, the Committee on Homeland
24 Security and Governmental Affairs of the Senate
25 and the Committee on Oversight and Government

1 Reform of the House of Representatives a report
2 specifying the facts found and the grounds for the
3 removal.

4 (B) The President shall publish in the Federal
5 Register a report submitted under subparagraph
6 (A), except that the President may, if necessary to
7 protect the rights of a person named in the report
8 or to prevent undue interference with any pending
9 prosecution, postpone or refrain from publishing any
10 or all of the report until the completion of such
11 pending cases or pursuant to privacy protection re-
12 quirements in law.

13 (3) JUDICIAL REVIEW.—(A) A member of the
14 Review Board removed from office may obtain judi-
15 cial review of the removal in a civil action com-
16 menced in the United States District Court for the
17 District of Columbia.

18 (B) The member may be reinstated or granted
19 other appropriate relief by order of the court.

20 (g) COMPENSATION OF MEMBERS.—

21 (1) IN GENERAL.—A member of the Review
22 Board, other than the Executive Director under sec-
23 tion 1746(c)(1), shall be compensated at a rate
24 equal to the daily equivalent of the annual rate of
25 basic pay prescribed for level IV of the Executive

1 Schedule under section 5315 of title 5, United
2 States Code, for each day (including travel time)
3 during which the member is engaged in the perform-
4 ance of the duties of the Review Board.

5 (2) TRAVEL EXPENSES.—A member of the Re-
6 view Board shall be allowed reasonable travel ex-
7 penses, including per diem in lieu of subsistence, at
8 rates for employees of agencies under subchapter I
9 of chapter 57 of title 5, United States Code, while
10 away from the member's home or regular place of
11 business in the performance of services for the Re-
12 view Board.

13 (h) DUTIES OF THE REVIEW BOARD.—

14 (1) IN GENERAL.—The Review Board shall con-
15 sider and render decisions on a determination by a
16 Government office to seek to postpone the disclosure
17 of unidentified anomalous phenomena records.

18 (2) CONSIDERATIONS AND RENDERING OF DE-
19 CISIONS.—In carrying out paragraph (1), the Review
20 Board shall consider and render decisions—

21 (A) whether a record constitutes a uniden-
22 tified anomalous phenomena record; and

23 (B) whether a unidentified anomalous phe-
24 nomena record or particular information in a

1 record qualifies for postponement of disclosure
2 under this subtitle.

3 (i) POWERS.—

4 (1) IN GENERAL.—The Review Board shall
5 have the authority to act in a manner prescribed
6 under this subtitle, including authority—

7 (A) to direct Government offices to com-
8 plete identification aids and organize unidenti-
9 fied anomalous phenomena records;

10 (B) to direct Government offices to trans-
11 mit to the Archivist unidentified anomalous
12 phenomena records as required under this sub-
13 title, including segregable portions of unidenti-
14 fied anomalous phenomena records and sub-
15 stitutes and summaries of unidentified anoma-
16 lous phenomena records that can be publicly
17 disclosed to the fullest extent;

18 (C)(i) to obtain access to unidentified
19 anomalous phenomena records that have been
20 identified and organized by a Government of-
21 fice;

22 (ii) to direct a Government office to make
23 available to the Review Board, and if necessary
24 investigate the facts surrounding, additional in-
25 formation, records, or testimony from individ-

1 uals which the Review Board has reason to be-
2 lieve are required to fulfill its functions and re-
3 sponsibilities under this subtitle; and

4 (iii) request the Attorney General to sub-
5 poena private persons to compel testimony,
6 records, and other information relevant to its
7 responsibilities under this subtitle;

8 (D) require any Government office to ac-
9 count in writing for the destruction of any
10 records relating to unidentified anomalous phe-
11 nomena, technologies of unknown origin, or
12 non-human intelligence;

13 (E) receive information from the public re-
14 garding the identification and public disclosure
15 of unidentified anomalous phenomena records;

16 (F) hold hearings, administer oaths, and
17 subpoena witnesses and documents;

18 (G) use the Federal Acquisition Service in
19 the same manner and under the same condi-
20 tions as other Executive agencies; and

21 (H) use the United States mails in the
22 same manner and under the same conditions as
23 other Executive agencies.

24 (2) ENFORCEMENT OF SUBPOENA.—A sub-
25 poena issued under paragraph (1)(C)(iii) may be en-

1 forced by any appropriate Federal court acting pur-
2 suant to a lawful request of the Review Board.

3 (j) WITNESS IMMUNITY.—The Review Board shall be
4 considered to be an agency of the United States for pur-
5 poses of section 6001 of title 18, United States Code. Wit-
6 nesses, close observers, and whistleblowers providing infor-
7 mation directly to the Review Board shall also be afforded
8 the protections provided to such persons specified under
9 section 1673(b) of the James M. Inhofe National Defense
10 Authorization Act for Fiscal Year 2023 (50 U.S.C.
11 3373b(b)).

12 (k) OVERSIGHT.—

13 (1) SENATE.—The Committee on Homeland
14 Security and Governmental Affairs of the Senate
15 shall have continuing legislative oversight jurisdic-
16 tion in the Senate with respect to the official con-
17 duct of the Review Board and the disposition of
18 postponed records after termination of the Review
19 Board, and shall have access to any records held or
20 created by the Review Board.

21 (2) HOUSE OF REPRESENTATIVES.—Unless
22 otherwise determined appropriate by the House of
23 Representatives, the Committee on Oversight and
24 Government Reform of the House of Representatives
25 shall have continuing legislative oversight jurisdic-

1 tion in the House of Representatives with respect to
2 the official conduct of the Review Board and the dis-
3 position of postponed records after termination of
4 the Review Board, and shall have access to any
5 records held or created by the Review Board.

6 (3) DUTY TO COOPERATE.—The Review Board
7 shall have the duty to cooperate with the exercise of
8 oversight jurisdiction described in this subsection.

9 (4) SECURITY CLEARANCES.—The Chairmen
10 and Ranking Members of the Committee on Home-
11 land Security and Governmental Affairs of the Sen-
12 ate and the Committee on Oversight and Govern-
13 ment Reform of the House of Representatives, and
14 staff of such committees designated by such Chair-
15 men and Ranking Members, shall be granted all se-
16 curity clearances and accesses held by the Review
17 Board, including to relevant Presidential and depart-
18 ment or agency special access and compartmented
19 access programs.

20 (l) SUPPORT SERVICES.—The Administrator of the
21 General Services Administration shall provide administra-
22 tive services for the Review Board on a reimbursable basis.

23 (m) INTERPRETIVE REGULATIONS.—The Review
24 Board may issue interpretive regulations.

25 (n) TERMINATION AND WINDING DOWN.—

1 (1) IN GENERAL.—The Review Board and the
2 terms of its members shall terminate on September
3 30, 2030.

4 (2) REPORTS.—Upon its termination, the Re-
5 view Board shall submit to the President and Con-
6 gress reports, including a complete and accurate ac-
7 counting of expenditures during its existence and
8 shall complete all other reporting requirements
9 under this subtitle.

10 (3) TRANSFER OF RECORDS.—Upon termi-
11 nation and winding down, the Review Board shall
12 transfer all of its records to the Archivist for inclu-
13 sion in the Collection, and no record of the Review
14 Board shall be destroyed.

15 **SEC. 1746. UNIDENTIFIED ANOMALOUS PHENOMENA**
16 **RECORDS REVIEW BOARD PERSONNEL.**

17 (a) EXECUTIVE DIRECTOR.—

18 (1) APPOINTMENT.—Not later than 45 days
19 after the date of enactment of this Act, the Presi-
20 dent shall appoint 1 citizen of the United States,
21 without regard to political affiliation, to the position
22 of Executive Director of the Review Board. This po-
23 sition counts as 1 of the 9 Review Board members
24 under section 1745(b)(1).

1 (2) QUALIFICATIONS.—The person appointed as
2 Executive Director shall be a private citizen of integ-
3 rity and impartiality who—

4 (A) is a distinguished professional; and

5 (B) is not a present employee of the Fed-
6 eral Government; and

7 (C) has had no previous or current involve-
8 ment with any legacy program or controlling
9 authority relating to the collection, exploitation,
10 or reverse engineering of technologies of un-
11 known origin or the examination of biological
12 evidence of living or deceased non-human intel-
13 ligence.

14 (3) MANDATORY CONFLICTS OF INTEREST RE-
15 VIEW.—

16 (A) IN GENERAL.—The Director shall con-
17 duct a review of each individual appointed to
18 the position of Executive Director to ensure the
19 Executive Director does not have any conflict of
20 interest during the term of the service of the
21 Executive Director.

22 (B) REPORTS.—During the course of the
23 review under subparagraph (A), if the Director
24 becomes aware that the Executive Director pos-
25 sesses a conflict of interest to the mission of the

1 Review Board, the Director shall, not later than
2 30 days after the date on which the Director
3 became aware of the conflict of interest, submit
4 to the Committee on Homeland Security and
5 Governmental Affairs of the Senate and the
6 Committee on Oversight and Government Re-
7 form of the House of Representatives a report
8 on the conflict of interest.

9 (4) SECURITY CLEARANCES.—(A) A candidate
10 for Executive Director shall be granted all the nec-
11 essary security clearances and accesses, including to
12 relevant Presidential and department or agency spe-
13 cial access and compartmented access programs in
14 an accelerated manner subject to the standard pro-
15 cedures for granting such clearances.

16 (B) A candidate shall qualify for the necessary
17 security clearances and accesses prior to being ap-
18 pointed by the President.

19 (5) FUNCTIONS.—The Executive Director
20 shall—

21 (A) serve as principal liaison to the Execu-
22 tive Office of the President and Congress;

23 (B) serve as Chairperson of the Review
24 Board;

1 (C) be responsible for the administration
2 and coordination of the Review Board's review
3 of records;

4 (D) be responsible for the administration
5 of all official activities conducted by the Review
6 Board;

7 (E) exercise tie-breaking Review Board au-
8 thority to decide or determine whether any
9 record should be disclosed to the public or post-
10 poned for disclosure; and

11 (F) retain right-of-appeal directly to the
12 President for decisions pertaining to executive
13 branch unidentified anomalous phenomena
14 records for which the Executive Director and
15 Review Board members may disagree.

16 (6) REMOVAL.—The Executive Director shall
17 not be removed for reasons other for cause on the
18 grounds of inefficiency, neglect of duty, malfeasance
19 in office, physical disability, mental incapacity, or
20 any other condition that substantially impairs the
21 performance of the responsibilities of the Executive
22 Director or the staff of the Review Board.

23 (b) STAFF.—

24 (1) IN GENERAL.—The Review Board, without
25 regard to the civil service laws, may appoint and ter-

1 minate additional personnel as are necessary to en-
2 able the Review Board and its Executive Director to
3 perform the duties of the Review Board.

4 (2) QUALIFICATIONS.—

5 (A) IN GENERAL.—Except as provided in
6 subparagraph (B), a person appointed to the
7 staff of the Review Board shall be a citizen of
8 integrity and impartiality who has had no pre-
9 vious or current involvement with any legacy
10 program or controlling authority relating to the
11 collection, exploitation, or reverse engineering of
12 technologies of unknown origin or the examina-
13 tion of biological evidence of living or deceased
14 non-human intelligence.

15 (B) CONSULTATION WITH DIRECTOR OF
16 THE OFFICE OF GOVERNMENT ETHICS.—In
17 their consideration of persons to be appointed
18 as staff of the Review Board under paragraph
19 (1), the Review Board shall consult with the Di-
20 rector—

21 (i) to determine criteria for possible
22 conflicts of interest of staff of the Review
23 Board, consistent with ethics laws, stat-
24 utes, and regulations for employees of the

1 executive branch of the Federal Govern-
2 ment; and

3 (ii) ensure that no person selected for
4 such position of staff of the Review Board
5 possesses a conflict of interests in accord-
6 ance with the criteria determined pursuant
7 to clause (i).

8 (3) SECURITY CLEARANCES.—(A) A candidate
9 for staff shall be granted the necessary security
10 clearances (including all necessary special access
11 program clearances) in an accelerated manner sub-
12 ject to the standard procedures for granting such
13 clearances.

14 (B)(i) The Review Board may offer conditional
15 employment to a candidate for a staff position pend-
16 ing the completion of security clearance background
17 investigations. During the pendency of such inves-
18 tigation, the Review Board shall ensure that any
19 such employee does not have access to, or responsi-
20 bility involving, classified or otherwise restricted un-
21 identified anomalous phenomena record materials.

22 (ii) If a person hired on a conditional basis
23 under clause (i) is denied or otherwise does not qual-
24 ify for all security clearances necessary to carry out
25 the responsibilities of the position for which condi-

1 tional employment has been offered, the Review
2 Board shall immediately terminate the person's em-
3 ployment.

4 (4) SUPPORT FROM NATIONAL DECLASSIFICA-
5 TION CENTER.—The Archivist shall assign one rep-
6 resentative in full-time equivalent status from the
7 National Declassification Center to advise and sup-
8 port the Review Board disclosure postponement re-
9 view process in a non-voting staff capacity.

10 (c) COMPENSATION.—Subject to such rules as may
11 be adopted by the Review Board, without regard to the
12 provisions of title 5, United States Code, governing ap-
13 pointments in the competitive service and without regard
14 to the provisions of chapter 51 and subchapter III of chap-
15 ter 53 of that title relating to classification and General
16 Schedule pay rates—

17 (1) the Executive Director shall be compensated
18 at a rate not to exceed the rate of basic pay for level
19 II of the Executive Schedule and shall serve the en-
20 tire tenure as one full-time equivalent; and

21 (2) the Executive Director shall appoint and fix
22 compensation of such other personnel as may be
23 necessary to carry out this subtitle.

24 (d) ADVISORY COMMITTEES.—

1 (1) AUTHORITY.—The Review Board may cre-
2 ate advisory committees to assist in fulfilling the re-
3 sponsibilities of the Review Board under this sub-
4 title.

5 (2) FACA.—Any advisory committee created by
6 the Review Board shall be subject to chapter 10 of
7 title 5, United States Code.

8 (e) SECURITY CLEARANCE REQUIRED.—An indi-
9 vidual employed in any position by the Review Board (in-
10 cluding an individual appointed as Executive Director)
11 shall be required to qualify for any necessary security
12 clearance prior to taking office in that position, but may
13 be employed conditionally in accordance with subsection
14 (b)(3)(B) before qualifying for that clearance.

15 **SEC. 1747. REVIEW OF RECORDS BY THE UNIDENTIFIED**
16 **ANOMALOUS PHENOMENA RECORDS REVIEW**
17 **BOARD.**

18 (a) CUSTODY OF RECORDS REVIEWED BY REVIEW
19 BOARD.—Pending the outcome of a review of activity by
20 the Review Board, a Government office shall retain cus-
21 tody of its unidentified anomalous phenomena records for
22 purposes of preservation, security, and efficiency, unless—
23 (1) the Review Board requires the physical
24 transfer of records for reasons of conducting an
25 independent and impartial review; or

1 (2) such transfer is necessary for an adminis-
2 trative hearing or other official Review Board func-
3 tion.

4 (b) **STARTUP REQUIREMENTS.**—The Review Board
5 shall—

6 (1) not later than 90 days after the date of its
7 appointment, publish a schedule in the Federal Reg-
8 ister for review of all unidentified anomalous phe-
9 nomena records;

10 (2) not later than 180 days after the date of
11 enactment of this Act, begin its review of unidenti-
12 fied anomalous phenomena records under this sub-
13 title; and

14 (3) periodically thereafter as warranted, but not
15 less frequently than semiannually, publish a revised
16 schedule in the Federal Register addressing the re-
17 view and inclusion of any unidentified anomalous
18 phenomena records subsequently discovered.

19 (c) **DETERMINATIONS OF THE REVIEW BOARD.**—

20 (1) **IN GENERAL.**—The Review Board shall di-
21 rect that all unidentified anomalous phenomena
22 records be transmitted to the Archivist and disclosed
23 to the public in the Collection in the absence of clear
24 and convincing evidence that—

1 (A) a Government record is not an uniden-
2 tified anomalous phenomena record; or

3 (B) a Government record, or particular in-
4 formation within an unidentified anomalous
5 phenomena record, qualifies for postponement
6 of public disclosure under this subtitle.

7 (2) REQUIREMENTS.—In approving postpone-
8 ment of public disclosure of a unidentified anoma-
9 lous phenomena record, the Review Board shall seek
10 to—

11 (A) provide for the disclosure of segregable
12 parts, substitutes, or summaries of such a
13 record; and

14 (B) determine, in consultation with the
15 originating body and consistent with the stand-
16 ards for postponement under this subtitle,
17 which of the following alternative forms of dis-
18 closure shall be made by the originating body:

19 (i) Any reasonably segregable par-
20 ticular information in a unidentified anom-
21 alous phenomena record.

22 (ii) A substitute record for that infor-
23 mation which is postponed.

24 (iii) A summary of a unidentified
25 anomalous phenomena record.

1 (3) CONTROLLED DISCLOSURE CAMPAIGN
2 PLAN.—With respect to unidentified anomalous phe-
3 nomena records, particular information in unidenti-
4 fied anomalous phenomena records, recovered tech-
5 nologies of unknown origin, and biological evidence
6 for non-human intelligence the public disclosure of
7 which is postponed pursuant to section 1744, or for
8 which only substitutions or summaries have been
9 disclosed to the public, the Review Board shall cre-
10 ate and transmit to the President, the Archivist, the
11 Committee on Homeland Security and Governmental
12 Affairs of the Senate, and the Committee on Over-
13 sight and Government Reform of the House of Rep-
14 resentatives a Controlled Disclosure Campaign Plan,
15 with classified appendix, containing—

16 (A) a description of actions by the Review
17 Board, the originating body, the President, or
18 any Government office (including a justification
19 of any such action to postpone disclosure of any
20 record or part of any record) and of any official
21 proceedings conducted by the Review Board
22 with regard to specific unidentified anomalous
23 phenomena records; and

24 (B) a benchmark-driven plan, based upon
25 a review of the proceedings and in conformity

1 with the decisions reflected therein, recom-
2 mending precise requirements for periodic re-
3 view, downgrading, and declassification as well
4 as the exact time or specified occurrence fol-
5 lowing which each postponed item may be ap-
6 propriately disclosed to the public under this
7 subtitle.

8 (4) NOTICE FOLLOWING REVIEW AND DETER-
9 MINATION.—(A) Following its review and a deter-
10 mination that a unidentified anomalous phenomena
11 record shall be publicly disclosed in the Collection or
12 postponed for disclosure and held in the protected
13 Collection, the Review Board shall notify the head of
14 the originating body of the determination of the Re-
15 view Board and publish a copy of the determination
16 in the Federal Register within 14 days after the de-
17 termination is made.

18 (B) Contemporaneous notice shall be made to
19 the President for Review Board determinations re-
20 garding unidentified anomalous phenomena records
21 of the executive branch of the Federal Government,
22 and to the oversight committees designated in this
23 subtitle in the case of records of the legislative
24 branch of the Federal Government. Such notice shall
25 contain a written unclassified justification for public

1 disclosure or postponement of disclosure, including
2 an explanation of the application of any standards
3 contained in section 1744.

4 (d) PRESIDENTIAL AUTHORITY OVER REVIEW
5 BOARD DETERMINATION.—

6 (1) PUBLIC DISCLOSURE OR POSTPONEMENT
7 OF DISCLOSURE.—After the Review Board has made
8 a formal determination concerning the public disclo-
9 sure or postponement of disclosure of an unidenti-
10 fied anomalous phenomena record of the executive
11 branch of the Federal Government or information
12 within such a record, or of any information con-
13 tained in a unidentified anomalous phenomena
14 record, obtained or developed solely within the exec-
15 utive branch of the Federal Government, the Presi-
16 dent shall—

17 (A) have the sole and nondelegable author-
18 ity to require the disclosure or postponement of
19 such record or information under the standards
20 set forth in section 1744; and

21 (B) provide the Review Board with both an
22 unclassified and classified written certification
23 specifying the President's decision within 30
24 days after the Review Board's determination
25 and notice to the executive branch agency as re-

1 quired under this subtitle, stating the justifica-
2 tion for the President's decision, including the
3 applicable grounds for postponement under sec-
4 tion 1744, accompanied by a copy of the identi-
5 fication aid required under section 1742.

6 (2) PERIODIC REVIEW.—(A) Any unidentified
7 anomalous phenomena record postponed by the
8 President shall henceforth be subject to the require-
9 ments of periodic review, downgrading, declassifica-
10 tion, and public disclosure in accordance with the
11 recommended timeline and associated requirements
12 specified in the Controlled Disclosure Campaign
13 Plan unless these conflict with the standards set
14 forth in section 1744.

15 (B) This paragraph supersedes all prior declas-
16 sification review standards that may previously have
17 been deemed applicable to unidentified anomalous
18 phenomena records.

19 (3) RECORD OF PRESIDENTIAL POSTPONE-
20 MENT.—The Review Board shall, upon its receipt—

21 (A) publish in the Federal Register a copy
22 of any unclassified written certification, state-
23 ment, and other materials transmitted by or on
24 behalf of the President with regard to postpone-

1 ment of unidentified anomalous phenomena
2 records; and

3 (B) revise or amend recommendations in
4 the Controlled Disclosure Campaign Plan ac-
5 cordingly.

6 (e) NOTICE TO PUBLIC.—Every 30 calendar days, be-
7 ginning on the date that is 60 calendar days after the date
8 on which the Review Board first approves the postpone-
9 ment of disclosure of a unidentified anomalous phenomena
10 record, the Review Board shall publish in the Federal Reg-
11 ister a notice that summarizes the postponements ap-
12 proved by the Review Board or initiated by the President,
13 the Senate, or the House of Representatives, including a
14 description of the subject, originating agency, length or
15 other physical description, and each ground for postpone-
16 ment that is relied upon to the maximum extent classifica-
17 tion restrictions permitting.

18 (f) REPORTS BY THE REVIEW BOARD.—

19 (1) IN GENERAL.—The Review Board shall re-
20 port its activities to the leadership of Congress, the
21 Committee on Homeland Security and Governmental
22 Affairs of the Senate, the Committee on Oversight
23 and Government Reform of the House of Represent-
24 atives, the President, the Archivist, and the head of

1 any Government office whose records have been the
2 subject of Review Board activity.

3 (2) FIRST REPORT.—The first report shall be
4 issued on the date that is 1 year after the date of
5 enactment of this Act, and subsequent reports every
6 1 year thereafter until termination of the Review
7 Board.

8 (3) CONTENTS.—A report under paragraph (1)
9 shall include the following information:

10 (A) A financial report of the expenses for
11 all official activities and requirements of the
12 Review Board and its personnel.

13 (B) The progress made on review, trans-
14 mission to the Archivist, and public disclosure
15 of unidentified anomalous phenomena records.

16 (C) The estimated time and volume of un-
17 identified anomalous phenomena records in-
18 volved in the completion of the Review Board's
19 performance under this subtitle.

20 (D) Any special problems, including re-
21 quests and the level of cooperation of Govern-
22 ment offices, with regard to the ability of the
23 Review Board to operate as required by this
24 subtitle.

1 (E) A record of review activities, including
2 a record of postponement decisions by the Re-
3 view Board or other related actions authorized
4 by this subtitle, and a record of the volume of
5 records reviewed and postponed.

6 (F) Suggestions and requests to Congress
7 for additional legislative authority needs.

8 (4) COPIES AND BRIEFS.—Coincident with the
9 reporting requirements in paragraph (2), or more
10 frequently as warranted by new information, the Re-
11 view Board shall provide copies to, and fully brief,
12 at a minimum the President, the Archivist, leader-
13 ship of Congress, the Chairmen and Ranking Mem-
14 bers of the Committee on Homeland Security and
15 Governmental Affairs of the Senate and the Com-
16 mittee on Oversight and Government Reform of the
17 House of Representatives, and the Chairs and Chair-
18 men, as the case may be, and Ranking Members and
19 Vice Chairmen, as the case may be, of such other
20 committees as leadership of Congress determines ap-
21 propriate on the Controlled Disclosure Campaign
22 Plan, classified appendix, and postponed disclosures,
23 specifically addressing—

24 (A) recommendations for periodic review,
25 downgrading, and declassification as well as the

1 exact time or specified occurrence following
2 which specific unidentified anomalous phe-
3 nomena records and material may be appro-
4 priately disclosed;

5 (B) the rationale behind each postpone-
6 ment determination and the recommended
7 means to achieve disclosure of each postponed
8 item;

9 (C) any other findings that the Review
10 Board chooses to offer; and

11 (D) an addendum containing copies of re-
12 ports of postponed records to the Archivist re-
13 quired under subsection (c)(3) made since the
14 date of the preceding report under this sub-
15 section.

16 (5) NOTICE.—At least 90 calendar days before
17 completing its work, the Review Board shall provide
18 written notice to the President and Congress of its
19 intention to terminate its operations at a specified
20 date.

21 (6) BRIEFING THE ALL-DOMAIN ANOMALY RES-
22 OLUTION OFFICE.—Coincident with the provision in
23 paragraph (5), if not accomplished earlier under
24 paragraph (4), the Review Board shall brief the All-
25 domain Anomaly Resolution Office established pur-

1 suant to section 1683 of the National Defense Au-
2 thorization Act for Fiscal Year 2022 (50 U.S.C.
3 3373), or any successor Office established by law, on
4 the Controlled Disclosure Campaign Plan, classified
5 appendix, and postponed disclosures.

6 **SEC. 1748. DISCLOSURE OF RECOVERED TECHNOLOGIES**
7 **OF UNKNOWN ORIGIN AND BIOLOGICAL EVI-**
8 **DENCE OF NON-HUMAN INTELLIGENCE.**

9 (a) EXERCISE OF EMINENT DOMAIN.—The Federal
10 Government shall exercise eminent domain over any and
11 all recovered technologies of unknown origin and biological
12 evidence of non-human intelligence that may be controlled
13 by private persons or entities in the interests of the public
14 good.

15 (b) AVAILABILITY TO REVIEW BOARD.—Any and all
16 such material, should it exist, shall be made available to
17 the Review Board for personal examination and subse-
18 quent disclosure determination at a location suitable to the
19 controlling authority of said material and in a timely man-
20 ner conducive to the objectives of the Review Board in ac-
21 cordance with the requirements of this subtitle.

22 (c) ACTIONS OF REVIEW BOARD.—In carrying out
23 subsection (b), the Review Board shall consider and render
24 decisions—

1 (1) whether the material examined constitutes
2 technologies of unknown origin or biological evidence
3 of non-human intelligence beyond a reasonable
4 doubt;

5 (2) whether recovered technologies of unknown
6 origin, biological evidence of non-human intelligence,
7 or a particular subset of material qualifies for post-
8 ponement of disclosure under this subtitle; and

9 (3) what changes, if any, to the current disposi-
10 tion of said material should the Federal Government
11 make to facilitate full disclosure.

12 (d) REVIEW BOARD ACCESS TO TESTIMONY AND
13 WITNESSES.—The Review Board shall have access to all
14 testimony from unidentified anomalous phenomena wit-
15 nesses, close observers and legacy program personnel and
16 whistleblowers within the Federal Government’s posses-
17 sion as of and after the date of enactment of this Act in
18 furtherance of Review Board disclosure determination re-
19 sponsibilities in section 1745(h) and subsection (c) of this
20 section.

21 (e) SOLICITATION OF ADDITIONAL WITNESSES.—
22 The Review Board shall solicit additional unidentified
23 anomalous phenomena witness and whistleblower testi-
24 mony and afford protections under section 1673(b) of the
25 James M. Inhofe National Defense Authorization Act for

1 Fiscal Year 2023 (50 U.S.C. 3373b(b)) if deemed bene-
2 ficial in fulfilling Review Board responsibilities under this
3 subtitle.

4 **SEC. 1749. DISCLOSURE OF OTHER MATERIALS AND ADDI-**
5 **TIONAL STUDY.**

6 (a) MATERIALS UNDER SEAL OF COURT.—

7 (1) INFORMATION HELD UNDER SEAL OF A
8 COURT.—The Review Board may request the Attor-
9 ney General to petition any court in the United
10 States or abroad to release any information relevant
11 to unidentified anomalous phenomena, technologies
12 of unknown origin, or non-human intelligence that is
13 held under seal of the court.

14 (2) INFORMATION HELD UNDER INJUNCTION
15 OF SECRETARY OF GRAND JURY.—(A) The Review
16 Board may request the Attorney General to petition
17 any court in the United States to release any infor-
18 mation relevant to unidentified anomalous phe-
19 nomena, technologies of unknown origin, or non-
20 human intelligence that is held under the injunction
21 of secrecy of a grand jury.

22 (B) A request for disclosure of unidentified
23 anomalous phenomena, technologies of unknown ori-
24 gin, and non-human intelligence materials under this
25 subtitle shall be deemed to constitute a showing of

1 particularized need under rule 6 of the Federal
2 Rules of Criminal Procedure.

3 (b) SENSE OF CONGRESS.—It is the sense of the
4 Congress that—

5 (1) the Attorney General should assist the Re-
6 view Board in good faith to unseal any records that
7 the Review Board determines to be relevant and held
8 under seal by a court or under the injunction of se-
9 crecy of a grand jury;

10 (2) the Secretary of State should contact any
11 foreign government that may hold material relevant
12 to unidentified anomalous phenomena, technologies
13 of unknown origin, or non-human intelligence and
14 seek disclosure of such material; and

15 (3) all heads of Executive agencies should co-
16 operate in full with the Review Board to seek the
17 disclosure of all material relevant to unidentified
18 anomalous phenomena, technologies of unknown ori-
19 gin, and non-human intelligence consistent with the
20 public interest.

21 **SEC. 1750. RULES OF CONSTRUCTION.**

22 (a) PRECEDENCE OVER OTHER LAW.—When this
23 subtitle requires transmission of a record to the Archivist
24 or public disclosure, it shall take precedence over any
25 other provision of law (except section 6103 of the Internal

1 Revenue Code of 1986 specifying confidentiality and dis-
2 closure of tax returns and tax return information), judicial
3 decision construing such provision of law, or common law
4 doctrine that would otherwise prohibit such transmission
5 or disclosure, with the exception of deeds governing access
6 to or transfer or release of gifts and donations of records
7 to the United States Government.

8 (b) FREEDOM OF INFORMATION ACT.—Nothing in
9 this subtitle shall be construed to eliminate or limit any
10 right to file requests with any executive agency or seek
11 judicial review of the decisions pursuant to section 552
12 of title 5, United States Code.

13 (c) JUDICIAL REVIEW.—Nothing in this subtitle shall
14 be construed to preclude judicial review, under chapter 7
15 of title 5, United States Code, of final actions taken or
16 required to be taken under this subtitle.

17 (d) EXISTING AUTHORITY.—Nothing in this subtitle
18 revokes or limits the existing authority of the President,
19 any executive agency, the Senate, or the House of Rep-
20 resentatives, or any other entity of the Federal Govern-
21 ment to publicly disclose records in its possession.

22 (e) RULES OF THE SENATE AND HOUSE OF REP-
23 RESENTATIVES.—To the extent that any provision of this
24 subtitle establishes a procedure to be followed in the Sen-

1 ate or the House of Representatives, such provision is
2 adopted—

3 (1) as an exercise of the rulemaking power of
4 the Senate and House of Representatives, respec-
5 tively, and is deemed to be part of the rules of each
6 House, respectively, but applicable only with respect
7 to the procedure to be followed in that House, and
8 it supersedes other rules only to the extent that it
9 is inconsistent with such rules; and

10 (2) with full recognition of the constitutional
11 right of either House to change the rules (so far as
12 they relate to the procedure of that House) at any
13 time, in the same manner, and to the same extent
14 as in the case of any other rule of that House.

15 **SEC. 1751. TERMINATION AND EFFECT OF ACT.**

16 (a) PROVISIONS PERTAINING TO THE REVIEW
17 BOARD.—The provisions of this subtitle that pertain to
18 the appointment and operation of the Review Board shall
19 cease to be effective when the Review Board and the terms
20 of its members have terminated pursuant to section
21 1745(n).

22 (b) OTHER PROVISIONS.—(1) The remaining provi-
23 sions of this subtitle shall continue in effect until such
24 time as the Archivist certifies to the President and Con-
25 gress that all unidentified anomalous phenomena records

1 have been made available to the public in accordance with
2 this subtitle.

3 (2) In facilitation of the provision in paragraph (1),
4 the All-domain Anomaly Resolution Office established pur-
5 suant to section 1683 of the National Defense Authoriza-
6 tion Act for Fiscal Year 2022 (50 U.S.C. 3373), or its
7 successor as subsequently designated by Act of Congress,
8 shall develop standardized unidentified anomalous phe-
9 nomena declassification guidance applicable to any and all
10 unidentified anomalous phenomena records generated by
11 originating bodies subsequent to termination of the Review
12 Board consistent with the requirements and intent of the
13 Controlled Disclosure Campaign Plan with respect to un-
14 identified anomalous phenomena records originated prior
15 to Review Board termination.

16 **SEC. 1752. AUTHORIZATION OF APPROPRIATIONS.**

17 There is authorized to be appropriated to carry out
18 the provisions of this subtitle \$20,000,000 for fiscal year
19 2026.

20 **SEC. 1753. CONFORMING REPEAL AND TRANSITIONAL PRO-**
21 **VISIONS.**

22 (a) REPEAL.—

23 (1) IN GENERAL.—Subtitle C of title XVIII of
24 the National Defense Authorization Act for Fiscal
25 Year 2024 (Public Law 118–31) is hereby repealed.

1 (2) CLERICAL AMENDMENT.—The table of con-
2 tents in section 2 of such Act is amended by striking
3 the items relating to subtitle C of title XVIII.

4 (b) AUTOMATIC INCLUSION AND TRANSFER OF CER-
5 TAIN RECORDS.—On the date of enactment of this Act—

6 (1) any record placed in, transmitted to, identi-
7 fied for inclusion in, cataloged for, or otherwise
8 processed for inclusion in the collection established
9 by subtitle C of title XVIII of the National Defense
10 Authorization Act for Fiscal Year 2024 (Public Law
11 118–31) shall be deemed an “Unidentified Anoma-
12 lous Phenomena record” for purposes of this sub-
13 title; and

14 (2) the Archivist shall transfer the custody and
15 administrative control of all such records (together
16 with all related metadata, indexes, finding aids,
17 processing notes, redaction logs, correspondence, and
18 unique identifiers) to such collection without any
19 further identification, certification, or action by the
20 originating agency.

21 (c) CONTINUATION OF PENDING ACTIONS.—Any
22 identification, search, review, segregation, or transmission
23 required under subtitle C of title XVIII of the National
24 Defense Authorization Act for Fiscal Year 2024 (Public
25 Law 118–31) that is pending on the date of enactment

1 shall continue without interruption and be completed in
2 accordance with this subtitle.

3 (d) DEADLINES.—All deadlines applicable to the
4 records described under subsection (b)(1) shall run from
5 the date of enactment of this Act unless an earlier date
6 would result in earlier public disclosure, in which case the
7 earlier date governs.

8 (e) PUBLIC RELEASE.—Any record released, whether
9 unredacted or redacted, to the public under subtitle C of
10 title XVIII of the National Defense Authorization Act for
11 Fiscal Year 2024 (Public Law 118–31) shall remain pub-
12 licly available. Nothing in this subtitle authorizes re-impo-
13 sition of redactions or restrictions on records already made
14 public.

15 (f) REFERENCES.—Any reference in law, regulation,
16 directive, or other document to the collection established
17 under subtitle C of title XVIII of the National Defense
18 Authorization Act for Fiscal Year 2024 (Public Law 118–
19 31) shall be deemed a reference to the Collection.

20 (g) INVENTORY AND MAPPING.—Not later than 30
21 days of after the date of enactment of this Act, the Archi-
22 vist shall publish an inventory mapping prior collection
23 identifiers to the new Collection identifiers, and shall
24 maintain continuity of public access links.

