

AMENDMENT TO
RULES COMMITTEE PRINT 115-70
OFFERED BY MR. CASTRO OF TEXAS

Page 543, insert after line 5 the following:

1 **SEC. 1086. PROHIBITING HEADS OF ELEMENTS OF INTEL-**
2 **LIGENCE COMMUNITY FROM ACTING AS**
3 **AGENTS OF FOREIGN PRINCIPALS.**

4 (a) **SHORT TITLE.**—This section may be cited as the
5 “Intelligence Directors Lobbying Prevention Act”.

6 (b) **FINDINGS; SENSE OF CONGRESS.**—

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

8 (A) President Donald J. Trump issued an
9 Executive Order on January 28, 2017, entitled
10 “Ethics Commitments by Executive Branch Ap-
11 pointees”, paragraph (4) of which requires Ex-
12 ecutive Branch appointees to contractually com-
13 mit to the following: “I will not, at any time
14 after the termination of my employment in the
15 United States Government, engage in any activ-
16 ity on behalf of any foreign government or for-
17 eign political party which, were it undertaken
18 on January 20, 2017, would require me to reg-

1 ister under the Foreign Agents Registration Act
2 of 1938, as amended.”.

3 (B) To the extent that paragraph (4) of
4 this Executive Order has no time restriction,
5 the Executive Order amounts to a lifetime ban
6 on lobbying on behalf of a foreign principal by
7 employees of the executive branch.

8 (2) SENSE OF CONGRESS.—It is the sense of
9 Congress that—

10 (A) The United States intelligence commu-
11 nity provides the backbone of security for the
12 United States, and its members contribute daily
13 to the safety, security, and well-being of Ameri-
14 cans worldwide.

15 (B) Leaders of the intelligence community,
16 whether political or civilian appointees, should
17 be held to the highest of ethical standards.

18 (C) Given recent revelations regarding pre-
19 vious heads of elements of the intelligence com-
20 munity lobbying on behalf of foreign principals,
21 Congress should codify and expand the Execu-
22 tive Order signed by President Trump on Janu-
23 ary 28, 2017, so that it applies to the heads of
24 elements of the intelligence community.

25 (c) PROHIBITION.—

1 (1) PROHIBITION.—The Foreign Agents Reg-
2 istration Act of 1938 (22 U.S.C. 611 et seq.), as
3 amended is amended by adding at the end the fol-
4 lowing new section:

5 **“SEC. 12. PROHIBITING REGISTRATION BY FORMER HEADS**
6 **OF ELEMENTS OF INTELLIGENCE COMMU-**
7 **NITY.**

8 “(a) PROHIBITION.—No individual may register
9 under this Act or otherwise serve as the agent of a foreign
10 principal, including by engaging in lobbying activity on be-
11 half of a foreign entity under the Lobbying Disclosure Act
12 of 1995 (2 U.S.C. 1601 et seq.), if the individual at any
13 time served as the head of an element of the intelligence
14 community.

15 “(b) ANNUAL REPORT.—On an annual basis, the Di-
16 rector of National Intelligence, in coordination with the
17 head of each element of the intelligence community, shall
18 submit to Congress a report on the compliance of former
19 heads of such elements with respect to the prohibition
20 under subsection (a).

21 “(c) DEFINITION.—In this section, the term ‘element
22 of the intelligence community’ means each agency included
23 in paragraph (4) of section 3 of the National Security Act
24 of 1947 (50 U.S.C. 3003(4)), and includes the National

1 Counterterrorism Center and the National Counterpro-
2 liferation Center.”.

3 (2) EFFECTIVE DATE.—The amendment made
4 by paragraph (1) shall apply with respect to any in-
5 dividual who, on or after the date of the enactment
6 of this Act, serves as the head of an element of the
7 intelligence community as described in section 12 of
8 the Foreign Agents Registration Act of 1938, as
9 amended, as added by paragraph (1).

