AMENDMENT TO RULES COMMITTEE PRINT 116–19

OFFERED BY MR. GOHMERT OF TEXAS

At the end of subtitle H of title X, insert the following:

SEC. 10. PENALTIES FOR RETALIATORY ACTION AGAINST WHISTLEBLOWER WHO HOLD A SECURITY CLEARANCE.

(a) IN GENERAL.—Section 3001(j)(4) of the Intelligence Reform and Terrorism Prevention Act of 2004 (50 U.S.C. 3341(j)(4)) is amended by adding at the end the following:

“(D) PENALTIES FOR REPRISALS.—(i) Upon a finding by an inspector general of an agency or the Inspector General of the Intelligence Community that an officer or employee of an agency directed, recommended, or materially furthered a reprisal prohibited by paragraph (1), the officer or employee shall be subject to one or more of the following adverse actions, as determined by the head of the employing agency:
“(I) A suspension from duty without pay for a minimum of 14 days.

“(II) A reduction in grade.

“(III) Revocation of security clearance.

“(IV) Removal from the Federal service.

“(V) Referral to the Office of Personnel Management for debarment from the Federal service for a period not to exceed 20 years.

“(ii) For purposes of carrying out clause (i), an officer or employee materially furthered a reprisal if the officer or employee knew, or reasonably should have known, that the action was a reprisal prohibited by paragraph (1).”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date that is 30 days after the date of the enactment of this Act.