AMENDMENT TO H.R. 2596
OFFERED BY MS. SPEIER OF CALIFORNIA

At the appropriate place in the bill, insert the following new section:

SEC. ___. EXTENSION OF WHISTLEBLOWER PROTECTIONS

FOR DEFENSE CONTRACTOR EMPLOYEES TO

EMPLOYEES OF CONTRACTORS OF THE ELEMENTS OF THE INTELLIGENCE COMMUNITY.

(a) CONTRACTORS OF DOD AND RELATED AGENCIES.—Subsection (e) of section 2409 of title 10, United States Code, is amended to read as follows:

“(e) DISCLOSURES WITH RESPECT TO ELEMENTS OF INTELLIGENCE COMMUNITY AND INTELLIGENCE-RELATED ACTIVITIES.—(1) Any disclosure under this section by an employee of a contractor, subcontractor, or grantee of an element of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4))) with respect to an element of the intelligence community or an activity of an element of the intelligence community shall comply with applicable provisions of section 17(d)(5) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3517(d)(5)) and section 8H of the Inspector General Act of 1978 (5 U.S.C. App.).
“(2) Any disclosure described in paragraph (1) of in-
formation required by Executive order to be kept classified
in the interests of national defense or the conduct of for-
eign affairs that is made to a court shall be treated by
the court in a manner consistent with the interests of the
national security of the United States, including through
the use of summaries or ex parte submissions if the ele-
ment of the intelligence community awarding the contract
or grant concerned advises the court that the national se-
curity interests of the United States warrant the use of
such summaries or submissions.”.

(b) PILOT PROGRAM ON OTHER CONTRACTOR EM-
PLOYEES.—Subsection (f) of section 4712 of title 41,
United States Code, is amended to read as follows:

“(f) DISCLOSURES WITH RESPECT TO ELEMENTS OF
INTELLIGENCE COMMUNITY AND INTELLIGENCE-RE-
LATED ACTIVITIES.—

“(1) MANNER OF DISCLOSURES.—Any disclo-
sure under this section by an employee of a con-
tractor, subcontractor, or grantee of an element of
the intelligence community (as defined in section
3(4) of the National Security Act of 1947 (50
U.S.C. 3003(4))) with respect to an element of the
intelligence community or an activity of an element
of the intelligence community shall comply with ap-

“(2) Treatment by courts.—Any disclosure described in paragraph (1) of information required by Executive order to be kept classified in the interests of national defense or the conduct of foreign affairs that is made to a court shall be treated by the court in a manner consistent with the interests of the national security of the United States, including through the use of summaries or ex parte submissions if the element of the intelligence community awarding the contract or grant concerned advises the court that the national security interests of the United States warrant the use of such summaries or submissions.”.