

AMENDMENT TO RULES COMMITTEE PRINT 118-

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OFFERED BY MS. JACOBS OF CALIFORNIA

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

1 SEC. 10 ____. PUBLIC AVAILABILITY OF REPORTS.

2 (a) REQUIREMENTS FOR WITHHOLDING CERTAIN
3 REPORTS.—Section 122a(b)(2)(D) of title 10, United
4 States Code, is amended—

5 (1) by striking the period at the end and insert-
6 ing “and the Secretary—”;

7 (2) by adding at the end the following new
8 clauses:

9 “(i) gives public notice that the report will
10 be withheld pursuant to such determination;
11 and

12 “(ii) submits to the congressional defense
13 committees the reason for the determination
14 that the information should not be made avail-
15 able to the public.”.

16 (b) REPORT TO CONGRESS.—Not later than 180 days
17 after the date of the enactment of this Act, the Secretary
18 of Defense shall submit to the congressional defense com-

1 mittees, and make publicly available on an appropriate
2 website of the Department of Defense, a report on the im-
3 plementation of section 122a of title 10, United States
4 Code, as amended by subsection (a). Such report shall ad-
5 dress—

6 (1) the procedures under which members of the
7 public may request a covered report under sub-
8 section (a)(2) of such section 122a; and

9 (2) the procedures and criteria under which the
10 Secretary determines that a report that would other-
11 wise be a covered report should not be made publicly
12 available pursuant to subsection (b)(2)(D) of such
13 section, as amended by subsection (a).

