

AMENDMENT TO RULES COMMITTEE PRINT 116-

22

OFFERED BY MR. KENNEDY OF MASSACHUSETTS

At the end of title IV add the following new section:

1 **SEC. 403. FOREIGN THREAT RESPONSE CENTER.**

2 (a) ESTABLISHMENT.—The National Security Act of
3 1947 (50 U.S.C. 3001 et seq.) is amended by inserting
4 after section 119B the following new section:

5 **“SEC. 119C. FOREIGN THREAT RESPONSE CENTER.**

6 “(a) ESTABLISHMENT.—There is within the Office of
7 the Director of National Intelligence a Foreign Threat Re-
8 sponse Center (in this section referred to as the ‘Center’).

9 “(b) MISSION.—The primary missions of the Center
10 shall be as follows:

11 “(1) To serve as the primary organization in
12 the United States Government for analyzing and in-
13 tegrating all intelligence possessed or acquired by
14 the United States Government pertaining to foreign
15 threats.

16 “(2) To synchronize the efforts of the intel-
17 ligence community with respect to countering foreign
18 efforts to undermine the national security, political
19 sovereignty, and economic activity of the United

1 States and the allies of the United States, including
2 by—

3 “(A) ensuring that each such element is
4 aware of and coordinating on such efforts; and

5 “(B) overseeing the development and im-
6 plementation of comprehensive and integrated
7 policy responses to such efforts.

8 “(3) In coordination with the relevant elements
9 of the Department of State, the Department of De-
10 fense, the Federal Bureau of Investigation, the intel-
11 ligence community, and other departments and
12 agencies of the United States—

13 “(A) to develop policy recommendations for
14 the President to detect, deter, and respond to
15 foreign threats, including with respect to covert
16 activities pursuant to section 503; and

17 “(B) to monitor and assess foreign efforts
18 to carry out such threats.

19 “(4) In coordination with the head of the Glob-
20 al Engagement Center established by section 1287
21 of the National Defense Authorization Act for Fiscal
22 Year 2017 (Public Law 114–328), to examine cur-
23 rent and emerging foreign efforts to use propaganda
24 and information operations relating to the threats
25 described in paragraph (1).

1 “(5) To identify and close gaps across the de-
2 partments and agencies of the Federal Government
3 with respect to expertise, readiness, and planning to
4 address foreign threats.

5 “(c) DIRECTOR.—

6 “(1) APPOINTMENT.—There is a Director of
7 the Center, who shall be the head of the Center, and
8 who shall be appointed by the Director of National
9 Intelligence, with the concurrence of the Secretary of
10 State. The Director may not simultaneously serve in
11 any other capacity in the executive branch.

12 “(2) REPORTING.—The Director of the Center
13 shall directly report to the Director of National In-
14 telligence.

15 “(3) RESPONSIBILITIES.—The Director of the
16 Center shall—

17 “(A) ensure that the relevant departments
18 and agencies of the Federal Government par-
19 ticipate in the mission of the Center, including
20 by recruiting detailees from such departments
21 and agencies in accordance with subsection
22 (e)(1); and

23 “(B) have primary responsibility within the
24 United States Government, in coordination with
25 the Director of National Intelligence, for estab-

1 lishing requirements for the collection of intel-
2 ligence related to, or regarding, foreign threats,
3 in accordance with applicable provisions of law
4 and Executive orders.

5 “(d) ANNUAL REPORTS.—

6 “(1) IN GENERAL.—At the direction of the Di-
7 rector of National Intelligence, but not less than
8 once each year, the Director of the Center shall sub-
9 mit to the appropriate congressional committees a
10 report on foreign threats.

11 “(2) MATTERS INCLUDED.—Each report under
12 paragraph (1) shall include, with respect to the pe-
13 riod covered by the report, a discussion of the fol-
14 lowing:

15 “(A) The nature of the foreign threats.

16 “(B) The ability of the United States Gov-
17 ernment to address such threats.

18 “(C) The progress of the Center in achiev-
19 ing its missions.

20 “(D) Recommendations the Director deter-
21 mines necessary for legislative actions to im-
22 prove the ability of the Center to achieve its
23 missions.

1 “(3) FORM.—Each report under paragraph (1)
2 shall be submitted in unclassified form, but may in-
3 clude a classified annex.

4 “(e) EMPLOYEES.—

5 “(1) DETAILEES.—Any Federal Government
6 employee may be detailed to the Center on a reim-
7 bursable or nonreimbursable basis, and such detail
8 shall be without interruption or loss of civil service
9 status or privilege for a period of not more than 8
10 years.

11 “(2) PERSONAL SERVICE CONTRACTORS.—The
12 Director of National Intelligence, in consultation
13 with the Secretary of State, may hire United States
14 citizens or aliens as personal services contractors for
15 purposes of personnel resources of the Center, if—

16 “(A) the Director of National Intelligence
17 determines that existing personnel resources are
18 insufficient;

19 “(B) the period in which services are pro-
20 vided by a personal services contractor, includ-
21 ing options, does not exceed 3 years, unless the
22 Director of National Intelligence determines
23 that exceptional circumstances justify an exten-
24 sion of up to 1 additional year;

1 “(C) not more than 10 United States citi-
2 zens or aliens are employed as personal services
3 contractors under the authority of this para-
4 graph at any time; and

5 “(D) the authority of this paragraph is
6 only used to obtain specialized skills or experi-
7 ence or to respond to urgent needs.

8 “(3) SECURITY CLEARANCES.—Each employee
9 detailed to the Center and contractor of the Center
10 shall have the security clearance appropriate for the
11 assigned duties of the employee or contractor.

12 “(f) BOARD.—

13 “(1) ESTABLISHMENT.—There is established a
14 Board of the Foreign Threat Response Center (in
15 this section referred to as the ‘Board’).

16 “(2) FUNCTIONS.—The Board shall conduct
17 oversight of the Center to ensure the Center is
18 achieving the missions of the Center. In conducting
19 such oversight, upon a majority vote of the members
20 of the Board, the Board may recommend to the Di-
21 rector of National Intelligence that the Director of
22 the Center should be removed for failing to achieve
23 such missions.

24 “(3) MEMBERSHIP.—

1 “(A) APPOINTMENT.—The Board shall
2 consist of 7 members. The head of each depart-
3 ment or agency of the Federal Government
4 specified in subparagraph (B) shall appoint a
5 senior official from that department or agency,
6 who shall be a member of the Senior Executive
7 Service, as a member.

8 “(B) DEPARTMENTS AND AGENCIES REP-
9 RESENTED.—The department or agency of the
10 Federal Government specified in this subpara-
11 graph are the following:

12 “(i) The Department of State.

13 “(ii) The Department of Defense.

14 “(iii) The Department of Justice.

15 “(iv) The Department of the Treas-
16 ury.

17 “(v) The Department of Homeland
18 Security.

19 “(vi) The Central Intelligence Agency.

20 “(vii) The Federal Bureau of Inves-
21 tigation.

22 “(4) MEETINGS.—The Board shall meet not
23 less than biannually and shall be convened by the
24 member appointed by the Secretary of State.

1 “(g) INTERNATIONAL ENGAGEMENT.—The Director
2 of the Center may convene biannual conferences to coordi-
3 nate international efforts against foreign threats.

4 “(h) TERMINATION.—The Center shall terminate on
5 the date that is 8 years after the date of the enactment
6 of this section.

7 “(i) DEFINITIONS.—In this section:

8 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
9 TEES.—the term ‘appropriate congressional commit-
10 tees’ means—

11 “(A) the congressional intelligence commit-
12 tees;

13 “(B) the Committee on Foreign Affairs
14 and the Committee on Armed Services of the
15 House of Representatives; and

16 “(C) the Committee on Foreign Relations
17 and the Committee on Armed Services of the
18 Senate.

19 “(2) FOREIGN THREATS.—The term ‘foreign
20 threats’ means efforts to influence, through overt or
21 covert malign activities, the national security, polit-
22 ical sovereignty, or economic activity of the United
23 States or the allies of the United States, made by
24 the government of any of the following foreign coun-
25 tries:

1 “(A) Russia.

2 “(B) Iran.

3 “(C) North Korea.

4 “(D) China.

5 “(E) Any other foreign country that the
6 Director determines appropriate for purposes of
7 this section.”.

8 (b) CLERICAL AMENDMENT.—The table of contents
9 at the beginning of such Act is amended by inserting after
10 the item relating to section 119B the following new item:

 “Sec. 119C. Foreign Threat Response Center.”.

11 (c) CONFORMING AMENDMENT.—Section 507(a) of
12 such Act (50 U.S.C. 3106) is amended by adding at the
13 end the following new paragraph:

14 “(6) An annual report submitted under section
15 119C(d)(1).”.

