

AMENDMENT TO RULES COMM. PRINT 115-70
OFFERED BY MS. SHEA-PORTER OF NEW
HAMPSHIRE

At the end of subtitle F of title XII, add the following new section:

1 **SEC. 12___. CONTINGENCY OPERATION WASTE AND FRAUD**
2 **PREVENTION ACT OF 2018.**

3 (a) ESTABLISHMENT OF SENIOR ANTICORRUPTION
4 OFFICER FOR THE DEPARTMENT OF STATE.—Section 1
5 of the State Department Basic Authorities Act of 1956
6 is amended by adding at the end the following new sub-
7 section:

8 “(h) SENIOR ANTICORRUPTION OFFICER.—

9 “(1) IN GENERAL.—The Secretary of State
10 shall designate an officer or employee of the Depart-
11 ment of State to serve as the Senior Anticorruption
12 Officer to assist the Secretary in strategic, oper-
13 ational, and tactical planning relating to ongoing
14 and planned contingency operations, as such term is
15 defined in section 101 of title 10, United States
16 Code. The Senior Anticorruption Officer shall report
17 directly to the Secretary.

1 “(2) QUALIFICATIONS.—The Senior
2 Anticorruption Officer shall be selected from among
3 individuals who—

4 “(A) have prior specialized training and
5 expertise in anticorruption; and

6 “(B) are in the senior executive service of
7 the Department of State.

8 “(3) DUTIES.—The Senior Anticorruption Offi-
9 cer shall be a member of the Working Group for
10 Anticorruption established in section 2(d) of the
11 Contingency Operation Waste and Fraud Prevention
12 Act and shall carry out the following duties:

13 “(A) Assisting the Secretary to address
14 corruption with respect to programs, projects,
15 or activities during contingency operations, as
16 such term is defined in section 101 of title 10,
17 United States Code.

18 “(B) Developing and implementing an in-
19 tegrated anticorruption strategy for the dura-
20 tion of such contingency operations.

21 “(C) Conducting regular corruption risk
22 assessments for such contingency operations.

23 “(D) Providing expert opinions to the rel-
24 evant members of the National Security Council
25 with respect to the impact of the programs,

1 projects, and activities of the United States on
2 corruption in other countries, including an anal-
3 ysis of the likely success of such programs,
4 projects, and activities in light of such corrup-
5 tion.

6 “(E) Coordinating with appropriate offi-
7 cials of other countries and of multilateral insti-
8 tutions to seek to achieve unity of effort in pro-
9 grams, projects, and activities with respect to
10 addressing corruption.

11 “(F) Conducting regular outreach with rel-
12 evant civil society organizations working on
13 issues relating to human rights, civil rights, and
14 anticorruption.”.

15 (b) ESTABLISHMENT OF SENIOR ANTICORRUPTION
16 OFFICER FOR THE UNITED STATES AGENCY FOR INTER-
17 NATIONAL DEVELOPMENT.—

18 (1) IN GENERAL.—The Administrator of the
19 United States Agency for International Development
20 (USAID) shall designate an officer or employee of
21 USAID to serve as the Senior Anticorruption Officer
22 to assist the Administrator in strategic, operational,
23 and tactical planning relating to ongoing and
24 planned contingency operations. The Senior

1 Anticorruption Officer shall report directly to the
2 Administrator.

3 (2) QUALIFICATIONS.—The Senior
4 Anticorruption Officer shall be selected from among
5 individuals who—

6 (A) have prior specialized training and ex-
7 pertise in anticorruption; and

8 (B) are in the senior executive service of
9 the Agency.

10 (3) DUTIES.—The Senior Anticorruption Offi-
11 cer shall be a member of the Working Group for
12 Anticorruption established in subsection (d) and
13 shall carry out the following duties:

14 (A) Assisting the Secretary to address cor-
15 ruption with respect to programs, projects, or
16 activities during contingency operations, as
17 such term is defined in section 101 of title 10,
18 United States Code.

19 (B) Developing and implementing an inte-
20 grated anticorruption strategy for the duration
21 of such contingency operations.

22 (C) Conducting regular corruption risk as-
23 sessments for such contingency operations.

24 (D) Providing expert opinions to the rel-
25 evant members of the National Security Council

1 Deputies Committee with respect to the impact
2 of the programs, projects, and activities of the
3 United States on corruption in other countries,
4 including an analysis of the likely success of
5 such programs, projects, and activities in light
6 of such corruption.

7 (E) Coordinating with appropriate officials
8 of other countries and of multilateral institu-
9 tions to seek to achieve unity of effort in pro-
10 grams, projects, and activities with respect to
11 addressing corruption.

12 (F) Conducting regular outreach with rel-
13 evant civil society organizations working on
14 issues relating to human rights, civil rights, and
15 anticorruption.

16 (c) ESTABLISHMENT OF SENIOR ANTICORRUPTION
17 OFFICER FOR THE DEPARTMENT OF DEFENSE.—

18 (1) IN GENERAL.—Chapter 4 of title 10, United
19 States Code, is amended by adding at the end the
20 following new section:

21 **“§ 145. Senior Anticorruption Officer.**

22 “(a) SENIOR ANTICORRUPTION OFFICER.—There is
23 a Senior Anticorruption Officer in the Department of De-
24 fense, appointed by the Secretary of Defense, who shall
25 assist the Secretary in strategic, operational, and tactical

1 planning relating to ongoing and planned contingency op-
2 erations. The Senior Anticorruption Officer shall report
3 directly to the Secretary.

4 “(b) QUALIFICATIONS.—The Senior Anticorruption
5 Officer shall be selected from among individuals who—

6 “(1) have prior specialized training and exper-
7 tise in anticorruption; and

8 “(2) are general officers or flag officers.

9 “(c) DUTIES.—The Senior Anticorruption Officer
10 shall be a member of the Working Group for
11 Anticorruption established in section 2(d) of the Contin-
12 gency Operation Waste and Fraud Prevention Act and
13 shall carry out the following duties:

14 “(1) Assisting the Secretary to address corrup-
15 tion with respect to programs, projects, or activities
16 during contingency operations.

17 “(2) Developing and implementing an inte-
18 grated anticorruption strategy for the duration of
19 such contingency operations.

20 “(3) Conducting regular corruption risk assess-
21 ments for such contingency operations.

22 “(4) Providing expert opinions to the relevant
23 members of the National Security Council with re-
24 spect to the impact of the programs, projects, and
25 activities of the United States on corruption in other

1 countries, including an analysis of the likely success
2 of such programs, projects, and activities in light of
3 such corruption.

4 “(5) Coordinating with appropriate officials of
5 other countries and of multilateral institutions to
6 seek to achieve unity of effort in programs, projects,
7 and activities with respect to addressing corruption.

8 “(6) Conducting regular outreach with relevant
9 civil society organizations working on issues relating
10 to human rights, civil rights, and anticorruption.”.

11 (2) CLERICAL AMENDMENT.—The table of sec-
12 tions at the beginning of chapter 4 of such title is
13 amended by inserting after the item relating to sec-
14 tion 144 the following new item:

“145. Senior Anticorruption Officer.”.

15 (d) ESTABLISHMENT OF WORKING GROUP FOR
16 ANTICORRUPTION.—

17 (1) IN GENERAL.—There is established an
18 interagency committee to be known as the “Working
19 Group for Anticorruption” (in this section referred
20 to as the “Working Group”).

21 (2) DUTIES.—The duties of the Working Group
22 shall be the following:

23 (A) Providing support for personnel en-
24 gaged in contingency operations, as such term
25 is defined in section 101 of title 10, United

1 States Code, with respect to best practices for
2 preventing corruption in the programs, projects,
3 or activities of such personnel.

4 (B) Developing and implementing an inter-
5 agency anticorruption strategy for such contin-
6 gency operations.

7 (C) Maintaining and sharing records and
8 assessments of the forms of corruption in coun-
9 tries where such operations occur that pose im-
10 mediate, costly, or mission-critical threats.

11 (D) Collecting and consolidating research
12 and best practices in the field of anticorruption,
13 including the use of diplomatic, legal, con-
14 tracting, and development and other foreign as-
15 sistance tools to prevent corruption.

16 (E) Coordinating anticorruption policies,
17 programs, and practices across all relevant Fed-
18 eral departments and agencies.

19 (F) Analyzing initiatives in fragile states
20 and in countries where such contingency oper-
21 ations occur that have successfully addressed
22 corruption, and providing recommendations on
23 ways to implement similar initiatives with re-
24 spect to the programs and activities of the
25 United States.

1 (G) Identifying and monitoring appropriate
2 metrics to assess and mitigate the risks posed
3 by corruption to the programs, projects, and ac-
4 tivities of the United States.

5 (3) MEMBERSHIP.—The Working Group shall
6 be composed of 3 members as follows:

7 (A) The Senior Anticorruption Officer for
8 the Department of State, or a designee.

9 (B) The Senior Anticorruption Officer for
10 the United States Agency for International De-
11 velopment, or a designee.

12 (C) The Senior Anticorruption Officer for
13 the Department of Defense, or a designee.

14 (4) TERM.—Each member shall be appointed
15 for the life of the Working Group.

16 (5) MEETINGS.—

17 (A) IN GENERAL.—The Working Group
18 shall meet at least once every 90 days.

19 (B) ELECTION OF CHAIR.—Not later than
20 30 days after the first meeting of the Working
21 Group, the members shall elect a Chair from
22 among the members, who shall be responsible
23 for—

24 (i) coordinating the activities of the
25 Working Group; and

1 (ii) advising and providing support to
2 the chiefs of mission for contingency oper-
3 ations.

4 (6) REPORTS.—

5 (A) IN GENERAL.—Not later than 180
6 days after the date of the enactment of this
7 Act, and annually thereafter, the Working
8 Group shall submit to the appropriate congres-
9 sional committees a report including each of the
10 following:

11 (i) The activities undertaken by each
12 Senior Anticorruption Officer in the Work-
13 ing Group.

14 (ii) The activities of the Working
15 Group.

16 (iii) The status of corruption in any
17 country where contingency operations are
18 occurring and the manner and extent to
19 which such corruption is impacted by such
20 contingency operations.

21 (iv) The extent to which anti-corrup-
22 tion strategies have been implemented in
23 any such country.

24 (v) The challenges facing the imple-
25 mentation of such strategies and the rec-

1 ommendations of the Working Group to
2 address such challenges.

3 (B) CONSULTATION REQUIRED.—For pur-
4 poses of the report required by subparagraph
5 (A), the Working Group shall consult with the
6 chiefs of mission for contingency operations or
7 other appropriate United States officials to the
8 maximum extent practicable.

9 (C) GAO REPORT.—Not later than 1 year
10 after the date of first meeting of Working
11 Group pursuant to paragraph (5), the Comp-
12 troller General shall submit to the appropriate
13 congressional committees a report describing
14 the operations of and any challenges facing the
15 Working Group in carrying out its duties under
16 this section.

17 (7) APPROPRIATE CONGRESSIONAL COM-
18 MITTEE.—The term “appropriate congressional com-
19 mittees” means—

20 (A) the Committee on Armed Services, the
21 Committee on Foreign Relations, and the Com-
22 mittee on Appropriations of the Senate; and

23 (B) the Committee on Armed Services, the
24 Committee on Foreign Affairs, and the Com-

1 mittee on Appropriations of the House of Rep-
2 resentatives.

