

AMENDMENT TO RULES COMM. PRINT 119-33
OFFERED BY MRS. WAGNER OF MISSOURI

In title XVI, subtitle B, add at the end the following
new section:

1 **SEC. 16 ____ . OPEN-SOURCE INTELLIGENCE DEFINITIONS.**

2 (a) FINDINGS.—Congress finds the following:

3 (1) Publicly available information, including
4 commercially available information, has become in-
5 creasingly important to intelligence analysis, stra-
6 tegic warning, economic security, and understanding
7 adversarial activities.

8 (2) Consistent governance, oversight, and safe-
9 guarding standards are necessary to support the
10 lawful and effective use of publicly available informa-
11 tion and commercially available information across
12 the intelligence community.

13 (b) ESTABLISHMENT OF DEFINITIONS.—Not later
14 than 180 days after the date of the enactment of this Act,
15 the Under Secretary of Defense for Intelligence and Secu-
16 rity shall, in coordination with the Director of National
17 Intelligence, establish definitions for the terms listed in
18 subsection (c).

1 (c) TERMS.—The terms referred to in subsection (b)
2 are—

- 3 (1) open-source intelligence;
- 4 (2) commercially available information; and
- 5 (3) publicly available information.

6 (d) APPLICABILITY.—In establishing the definitions
7 as required by subsection (b), the Under Secretary of De-
8 fense for Intelligence and Security, in coordination with
9 the Director of National Intelligence, shall ensure such
10 definitions may be applicable across the Department of
11 Defense and the intelligence community.

12 (e) BRIEFING REQUIRED.—Not later than 30 days
13 after the date of the establishment of the definitions re-
14 quired by subsection (b), the Under Secretary of Defense
15 for Intelligence and Security shall provide to the congres-
16 sional defense committees and the congressional intel-
17 ligence committees a briefing on the rationale behind such
18 definitions.

19 (f) DEFINITIONS.—In this section, the terms “con-
20 gressional intelligence committees” and “intelligence com-
21 munity” have the meanings given those terms in section
22 3 of the National Security Act of 1947 (50 U.S.C. 3003).

