

108TH CONGRESS
2D SESSION

H. R. 4104

To establish the Director of National Intelligence as head of the intelligence community, to modify and enhance authorities and responsibilities relating to the administration of intelligence and the intelligence community, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 2004

Ms. HARMAN (for herself, Mr. HASTINGS of Florida, Mr. REYES, Mr. BOSWELL, Mr. PETERSON of Minnesota, Mr. CRAMER, Ms. ESHOO, Mr. HOLT, and Mr. RUPPERSBERGER) introduced the following bill; which was referred to the Select Committee on Intelligence (Permanent Select)

A BILL

To establish the Director of National Intelligence as head of the intelligence community, to modify and enhance authorities and responsibilities relating to the administration of intelligence and the intelligence community, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Intelligence Transformation Act of 2004”.

- 1 (b) TABLE OF CONTENTS.—The table of contents of
 2 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—REORGANIZATION OF THE INTELLIGENCE COMMUNITY

Sec. 101. Reorganization and improvement of management of intelligence community.

Sec. 102. Establishment of the Joint Tasking Organization in the Office of the Director of National Intelligence.

Sec. 103. Establishment of the Weapons of Mass Destruction Proliferation Threat Integration Center.

Sec. 104. Establishment of the Joint Intelligence Comptroller.

TITLE II—PROVISIONS RELATING TO ACCESS TO AND COLLECTION, ANALYSIS, AND DISSEMINATION OF INTELLIGENCE

Sec. 201. Procedures for use of terrorism databases.

Sec. 202. All-source analysis training.

Sec. 203. Establishment of integrated intelligence network.

TITLE III—IMPROVEMENT OF ACQUISITION PROGRAMS

Sec. 301. Improvement of major intelligence acquisition programs.

TITLE IV—PROVISIONS RELATING TO PERSONNEL MATTERS

Sec. 401. Authority of the Director of National Intelligence with respect to personnel.

Sec. 402. Intelligence community position management.

Sec. 403. Ten-year term of service for the Director of the Central Intelligence Agency.

Sec. 404. Modification of the role of the Director of National Intelligence in recommendations to the President with respect to directors of certain elements of the intelligence community.

Sec. 405. Modification of appointment requirements for the General Counsel of the Central Intelligence Agency.

TITLE V—MISCELLANEOUS PROVISIONS

Sec. 501. Executive Schedule matters.

Sec. 502. Conforming and clerical amendments.

1 **TITLE I—REORGANIZATION OF**
2 **THE INTELLIGENCE COMMU-**
3 **NITY**

4 **SEC. 101. REORGANIZATION AND IMPROVEMENT OF MAN-**
5 **AGEMENT OF INTELLIGENCE COMMUNITY.**

6 (a) IN GENERAL.—Title I of the National Security
7 Act of 1947 (50 U.S.C. 402 et seq.) is amended by strik-
8 ing sections 102 through 104 and inserting the following
9 new sections:

10 “OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE

11 “SEC. 102. (a) OFFICE OF DIRECTOR OF NATIONAL
12 INTELLIGENCE.—(1) There is an Office of the Director
13 of National Intelligence. The function of the Office is to
14 assist the Director of National Intelligence in carrying out
15 the duties and responsibilities of the Director under this
16 Act and to carry out such other duties as may be pre-
17 scribed by law.

18 “(2) The Office of the Director of National Intel-
19 ligence is composed of the following:

20 “(A) The Director of National Intelligence.

21 “(B) The Deputy Director of National Intel-
22 ligence.

23 “(C) The Deputy Director of National Intel-
24 ligence for Operations.

1 “(D) The Deputy Director of National Intel-
2 ligence for Resources.

3 “(E) The National Intelligence Council.

4 “(F) The General Counsel to the Director of
5 National Intelligence.

6 “(G) The Inspector General of the Intelligence
7 Community.

8 “(H) The Senior Advisor to the Director of Na-
9 tional Intelligence for Homeland Security.

10 “(I) Such other offices and officials as may be
11 established by law or the Director of National Intel-
12 ligence may establish or designate in the Office.

13 “(3) To assist the Director in fulfilling the respon-
14 sibilities of the Director as head of the intelligence commu-
15 nity, subject to subparagraph (B) the Director shall em-
16 ploy and utilize in the Office of the Director of National
17 Intelligence a professional staff having an expertise in
18 matters relating to such responsibilities, and may establish
19 permanent positions and appropriate rates of pay with re-
20 spect to that staff.

21 “(b) DIRECTOR OF NATIONAL INTELLIGENCE.—(1)
22 There is a Director of National Intelligence who shall be
23 appointed by the President, by and with the advice and
24 consent of the Senate.

1 “(2) Any individual nominated for appointment as
2 Director of National Intelligence shall have extensive na-
3 tional security expertise.

4 “(3) The Director of National Intelligence shall—

5 “(A) serve as head of the United States intel-
6 ligence community; and

7 “(B) act as the principal adviser to the Presi-
8 dent for intelligence matters related to the national
9 security.

10 “(c) DEPUTY DIRECTOR OF NATIONAL INTEL-
11 LIGENCE.—(1) There is a Deputy Director of National In-
12 telligence who shall be appointed by the President, by and
13 with the advice and consent of the Senate. The Deputy
14 Director of National Intelligence shall also serve as Under
15 Secretary of Defense for Intelligence.

16 “(2) Any individual nominated for appointment as
17 Deputy Director of National Intelligence shall have exten-
18 sive national security expertise.

19 “(3) The Deputy Director of National Intelligence
20 shall assist the Director of National Intelligence in car-
21 rying out the Director’s responsibilities under this Act.

22 “(4) The Deputy Director of National Intelligence
23 shall act for, and exercise the powers of, the Director of
24 National Intelligence during the Director’s absence or dis-

1 ability or during a vacancy in the position of the Director
2 of National Intelligence.

3 “(5) The Deputy Director of National Intelligence
4 takes precedence in the Office of the Director of National
5 Intelligence immediately after the Director of National In-
6 telligence.

7 “(d) DEPUTY DIRECTOR OF NATIONAL INTEL-
8 LIGENCE FOR OPERATIONS.—(1) There is a Deputy Di-
9 rector of National Intelligence for Operations who shall
10 be appointed by the President, by and with the advice and
11 consent of the Senate.

12 “(2) Any individual nominated for appointment as
13 Deputy Director of National Intelligence for Operations
14 shall have extensive national security expertise.

15 “(3) The Deputy Director of National Intelligence for
16 Operations shall, subject to the direction of the Director
17 of National Intelligence, be responsible for the following:

18 “(A) Directing the efficient and effective
19 tasking of national intelligence collection using tech-
20 nical means and human sources.

21 “(B) Establishing standards and priorities re-
22 lating to the analysis and production of intelligence
23 by the elements of the intelligence community.

1 “(C) Directing the tasking of analysis and pro-
2 duction of intelligence by the elements of the intel-
3 ligence community.

4 “(D) Directing competitive analysis of analyt-
5 ical products having national importance.

6 “(E) Identifying intelligence requirements.

7 “(4) In carrying out the responsibility for tasking
8 under paragraph (3), the Deputy Director of National In-
9 telligence for Operations shall—

10 “(A) establish priorities and requirements for
11 daily tasking of collection, analysis, and dissemina-
12 tion of information;

13 “(B) conduct daily tasking of collection, anal-
14 ysis, and dissemination of information;

15 “(C) provide advisory guidance on tasking of
16 collection, analysis, and dissemination of information
17 to elements of those agencies and departments of the
18 United States that collect intelligence that are not
19 included within the National Foreign Intelligence
20 Program;

21 “(D) establish procedures and mechanisms to
22 provide for real-time automated tasking across mul-
23 tiple intelligence disciplines, such as signals intel-
24 ligence, measurement and signature intelligence,

1 human intelligence, imagery intelligence, and elec-
2 tronic intelligence; and

3 “(E) assess the performance of elements of the
4 intelligence community with respect to tasking re-
5 quests and priorities.

6 “(5) The Deputy Director of National Intelligence for
7 Operations takes precedence in the Office of the Director
8 of National Intelligence immediately after the Deputy Di-
9 rector of National Intelligence.

10 “(e) DEPUTY DIRECTOR OF NATIONAL INTEL-
11 LIGENCE FOR RESOURCES.—(1) There is a Deputy Direc-
12 tor of National Intelligence for Resources who shall be ap-
13 pointed by the President, by and with the advice and con-
14 sent of the Senate.

15 “(2) Any individual nominated for appointment as
16 Deputy Director of National Intelligence for Resources
17 shall have extensive national security expertise.

18 “(3) The Deputy Director of National Intelligence for
19 Resources shall, subject to the direction of the Director
20 of National Intelligence, be responsible for the following:

21 “(A) Assisting the Director of National Intel-
22 ligence in developing budgets, evaluating programs,
23 and exercising authority under subsections (c) and
24 (d) of section 103A with respect to reprogramming
25 and transfer of funds and personnel, respectively.

1 “(B)(i) Collecting data and preparing separate
2 quarterly reports on the obligation and expenditures
3 of funds from those elements of the intelligence com-
4 munity under the National Foreign Intelligence Pro-
5 gram that are—

6 “(I) not part of the Department of De-
7 fense, and

8 “(II) part of the Department of Defense.

9 “(ii) Analyzing reports prepared under clause
10 (i).

11 “(4) The Deputy Director of National Intelligence for
12 Resources takes precedence in the Office of the Director
13 of National Intelligence immediately after the Deputy Di-
14 rector of National Intelligence for Operations.

15 “(f) SENIOR ADVISOR TO THE DIRECTOR OF NA-
16 TIONAL INTELLIGENCE FOR HOMELAND SECURITY.—(1)
17 There is a Senior Advisor to the Director of National In-
18 telligence for Homeland Security who shall be appointed
19 by the Director of National Intelligence.

20 “(2) The Senior Advisor to the Director of National
21 Intelligence for Homeland Security shall assist the Direc-
22 tor of National Intelligence in assuring that the intel-
23 ligence needs for homeland security are identified and met.

24 “(g) MILITARY STATUS OF DIRECTOR AND DEPUTY
25 DIRECTORS.—(1) Not more than one of the individuals

1 serving in the positions specified in paragraph (2) may
2 be a commissioned officer of the Armed Forces, whether
3 in active or retired status.

4 “(2) The positions referred to in this paragraph are
5 the following:

6 “(A) The Director of National Intelligence.

7 “(B) The Deputy Director of National Intel-
8 ligence.

9 “(C) The Deputy Director of National Intel-
10 ligence for Operations.

11 “(3) It is the sense of Congress that, under ordinary
12 circumstances, it is desirable that one of the individuals
13 serving in the positions specified in paragraph (2)—

14 “(A) be a commissioned officer of the Armed
15 Forces, whether in active or retired status; or

16 “(B) have, by training or experience, an appre-
17 ciation of military intelligence activities and require-
18 ments.

19 “(4) A commissioned officer of the Armed Forces,
20 while serving in a position specified in paragraph (2)—

21 “(A) shall not be subject to supervision or con-
22 trol by the Secretary of Defense or by any officer or
23 employee of the Department of Defense;

24 “(B) shall not exercise, by reason of the offi-
25 cer’s status as a commissioned officer, any super-

1 vision or control with respect to any of the military
2 or civilian personnel of the Department of Defense
3 except as otherwise authorized by law; and

4 “(C) shall not be counted against the numbers
5 and percentages of commissioned officers of the rank
6 and grade of such officer authorized for the military
7 department of that officer.

8 “(5) Except as provided in subparagraph (A) or (B)
9 of paragraph (4), the appointment of an officer of the
10 Armed Forces to a position specified in paragraph (2)
11 shall not affect the status, position, rank, or grade of such
12 officer in the Armed Forces, or any emolument, perquisite,
13 right, privilege, or benefit incident to or arising out of such
14 status, position, rank, or grade.

15 “(6) A commissioned officer of the Armed Forces on
16 active duty who is appointed to a position specified in
17 paragraph (2), while serving in such position and while
18 remaining on active duty, shall continue to receive military
19 pay and allowances and shall not receive the pay pre-
20 scribed for such position. Funds from which such pay and
21 allowances are paid shall be reimbursed from funds avail-
22 able to the Director of National Intelligence.

23 “(h) NATIONAL INTELLIGENCE COUNCIL.—(1)
24 There is a National Intelligence Council.

1 “(2)(A) Subject to subparagraph (C), the Council
2 shall be composed of senior analysts within the intelligence
3 community and substantive experts from the public and
4 private sector, who shall be appointed by, report to, and
5 serve at the pleasure of the Director of National Intel-
6 ligence.

7 “(B) The Director shall prescribe appropriate secu-
8 rity requirements for personnel appointed from the private
9 sector as a condition of service on the Council, or as con-
10 tractors of the Council or employees of such contractors,
11 to ensure the protection of intelligence sources and meth-
12 ods while avoiding, wherever possible, unduly intrusive re-
13 quirements which the Director considers to be unnecessary
14 for this purpose.

15 “(3) The Council shall—

16 “(A) consistent with paragraph (9), produce na-
17 tional intelligence estimates for the Government, in-
18 cluding alternative views held by elements of the in-
19 telligence community;

20 “(B) evaluate community-wide collection, anal-
21 ysis, and production of intelligence by the intel-
22 ligence community and the requirements and re-
23 sources of such collection, analysis, and production;
24 and

1 “(C) otherwise assist the Director in carrying
2 out the responsibilities described in section 103(a).

3 “(4) Within their respective areas of expertise and
4 under the direction of the Director, the members of the
5 Council shall constitute the senior intelligence advisers of
6 the intelligence community for purposes of representing
7 the views of the intelligence community within the Govern-
8 ment.

9 “(5) Subject to the direction and control of the Direc-
10 tor, the Council may carry out its responsibilities under
11 this subsection by contract, including contracts for sub-
12 stantive experts necessary to assist the Council with par-
13 ticular assessments under this subsection.

14 “(6) The Director shall make available to the Council
15 such staff as may be necessary to permit the Council to
16 carry out its responsibilities under this subsection, and
17 shall take appropriate measures to ensure that the Council
18 and its staff satisfy the needs of policymaking officials and
19 other consumers of intelligence.

20 “(7) The Council shall be readily accessible to policy-
21 making officials and other appropriate individuals not oth-
22 erwise associated with the intelligence community.

23 “(8) The heads of elements within the intelligence
24 community shall, as appropriate, furnish such support to

1 the Council, including the preparation of intelligence anal-
2 yses, as may be required by the Director.

3 “(9)(A) National intelligence estimates produced
4 under paragraph (3)(A) shall—

5 “(i) separately state, and distinguish between,
6 the intelligence underlying the estimate and the as-
7 sumptions and judgment of analysts with respect to
8 that intelligence and estimate;

9 “(ii) describe the quality and reliability of the
10 intelligence underlying the estimates;

11 “(iii) present and explain alternative conclu-
12 sions with respect to the intelligence and estimates;
13 and

14 “(iv) characterize the uncertainties and con-
15 fidence levels associated with the estimates.

16 “(B)(i) There is established within the Council a divi-
17 sion to be known as the ‘National Intelligence Council Al-
18 ternative Analysis Unit’ hereinafter in this subparagraph
19 referred to as the ‘Alternative Analysis Unit’.

20 “(ii) The Director of National Intelligence shall ap-
21 point the head of the Alternative Analysis Unit, and shall
22 take such steps as are necessary to ensure the independ-
23 ence of the Alternative Analysis Unit.

24 “(iii) The Alternative Analysis Unit shall review each
25 national intelligence estimate produced by the Council

1 under paragraph (3)(A) to challenge the accuracy of the
2 data, assumptions, analytic methods, and judgments of
3 the estimate.

4 “(iv) Each national intelligence estimate produced by
5 the Council under paragraph (3)(A) shall include an ap-
6 pendix that contains the findings and conclusions of the
7 Alternative Analysis Unit with respect to the estimate
8 based upon such review.

9 “(C) Before publication and distribution of a national
10 intelligence estimate, the estimate shall be certified by
11 both the Director of National Intelligence and the Chair-
12 man of the Council as approved for publication and dis-
13 tribution.

14 “(i) GENERAL COUNSEL TO THE DIRECTOR OF NA-
15 TIONAL INTELLIGENCE.—(1) There is a General Counsel
16 to the Director of National Intelligence who shall be ap-
17 pointed from civilian life by the President, by and with
18 the advice and consent of the Senate.

19 “(2) The individual serving in the position of General
20 Counsel to the Director of National Intelligence may not,
21 while so serving, also serve as the General Counsel of any
22 other agency or department of the United States.

23 “(3) The General Counsel to the Director of National
24 Intelligence is the chief legal officer for the Director of
25 National Intelligence.

1 “(4) The General Counsel to the Director of National
2 Intelligence shall perform such functions as the Director
3 of National Intelligence may prescribe.

4 “(j) INSPECTOR GENERAL OF THE INTELLIGENCE
5 COMMUNITY.—(1) There shall be an Inspector General of
6 the Intelligence Community who is appointed as provided
7 in section 3 of the Inspector General Act of 1978 (5
8 U.S.C. App. 3).

9 “(2) The Inspector General of the Intelligence Com-
10 munity shall report to and be under the general super-
11 vision of the Director of National Intelligence.

12 “(3)(A) The Inspector General of the Intelligence
13 Community shall, with respect to the Office of the Direc-
14 tor of National Intelligence, perform such duties, have
15 such responsibilities, and exercise such powers specified in
16 the Inspector General Act of 1978 as the Director of Na-
17 tional Intelligence shall prescribe.

18 “(B) The Inspector General of the Intelligence Com-
19 munity shall coordinate the duties and activities of the In-
20 spectors General of the elements of the intelligence com-
21 munity.

22 “(4) Each inspector general of an element of the in-
23 telligence community shall cooperate fully with the Inspec-
24 tor General of the Intelligence Community in the perform-
25 ance of any duty or function by the Inspector General of

1 the Intelligence Community under this subsection regard-
2 ing such element.

3 “(5) The performance by the Inspector General of the
4 Intelligence Community of any duty or function regarding
5 an element of the intelligence community may not be con-
6 strued to modify or affect the responsibility of any other
7 inspector general having responsibilities regarding the ele-
8 ment of the intelligence community.

9 “(6) The individual serving in the position of Inspec-
10 tor General of the Intelligence Community may not, while
11 so serving, also serve as the Inspector General of any indi-
12 vidual agency of the intelligence community.

13 “(7) The Inspector General of each agency of the in-
14 telligence community shall cooperate fully with the Inspec-
15 tor General of the Intelligence Community in connection
16 with the performance of any duty or function by the In-
17 spector General of the Intelligence Community under the
18 Inspector General Act of 1978 (5 U.S.C. App. 3) regard-
19 ing the agency.

20 “RESPONSIBILITIES OF DIRECTOR OF NATIONAL
21 INTELLIGENCE

22 “SEC. 103. (a) PROVISION OF INTELLIGENCE.—(1)
23 Under the direction of the National Security Council, the
24 Director of National Intelligence shall be responsible for
25 providing national intelligence—

26 “(A) to the President;

1 “(B) to the heads of departments and agencies
2 of the executive branch;

3 “(C) to the Chairman of the Joint Chiefs of
4 Staff and senior military commanders; and

5 “(D) where appropriate, to the Senate and
6 House of Representatives and the committees there-
7 of.

8 “(2) Such national intelligence should be timely, ob-
9 jective, independent of political considerations, and based
10 upon all sources available to the intelligence community.

11 “(b) RESPONSIBILITIES OF THE DIRECTOR OF NA-
12 TIONAL INTELLIGENCE.—The Director of National Intel-
13 ligence shall—

14 “(1) develop an annual budget for intelligence
15 and intelligence-related activities of the United
16 States by—

17 “(A) developing and presenting to the
18 President an annual budget for the National
19 Foreign Intelligence Program; and

20 “(B) participating in the development by
21 the Secretary of Defense of the annual budgets
22 for the Joint Military Intelligence Program and
23 the Tactical Intelligence and Related Activities
24 Program;

1 “(2) consistent with subsection (e), direct the
2 tasking of collection, analysis, and dissemination of
3 national intelligence by elements of the intelligence
4 community, including the establishment of require-
5 ments and priorities of such tasking;

6 “(3) approve collection and analysis require-
7 ments, determine collection and analysis priorities,
8 and resolve conflicts in collection and analysis prior-
9 ities levied on national collection and analysis assets,
10 except as otherwise agreed with the Secretary of De-
11 fense pursuant to the direction of the President;

12 “(4) promote and evaluate the utility of na-
13 tional intelligence to consumers within the Govern-
14 ment;

15 “(5) eliminate waste and unnecessary duplica-
16 tion within the intelligence community;

17 “(6) establish requirements and priorities for
18 foreign intelligence information to be collected under
19 the Foreign Intelligence Surveillance Act of 1978
20 (50 U.S.C. 1801 et seq.), and provide assistance to
21 the Attorney General to ensure that information de-
22 rived from electronic surveillance or physical
23 searches under that Act is disseminated so it may
24 be used efficiently and effectively for foreign intel-
25 ligence purposes, except that the Director shall have

1 no authority to direct, manage, or undertake elec-
2 tronic surveillance or physical search operations pur-
3 suant to that Act unless otherwise authorized by stat-
4 ute or Executive order;

5 “(7) establish the requirements and procedures
6 for the classification of information;

7 “(8) establish the requirements and procedures
8 for the dissemination of classified information by
9 elements of the intelligence community;

10 “(9) establish intelligence reporting guidelines
11 that maximize dissemination of information while
12 protecting intelligence sources and methods;

13 “(10) oversee and ensure compliance by each
14 elements of the intelligence community with the stat-
15 utes and Executive orders of the United States, in-
16 cluding laws related to the protection of privacy of
17 United States persons;

18 “(11) protect intelligence sources and methods
19 from unauthorized disclosure as provided in sub-
20 section (c);

21 “(12) consistent with the requirement to pro-
22 tect sources and methods from unauthorized disclo-
23 sure, ensure that such intelligence is portrayed accu-
24 rately to the public; and

1 “(13) perform such other functions as the
2 President or the National Security Council may di-
3 rect.

4 “(c) PROTECTION OF INTELLIGENCE SOURCES AND
5 METHODS.—(1) In order to protect intelligence sources
6 and methods from unauthorized disclosure and, consistent
7 with that protection, to maximize the dissemination of in-
8 telligence, the Director of National Intelligence shall es-
9 tablish and implement guidelines for the following pur-
10 poses:

11 “(A) The classification of information.

12 “(B) Access to and dissemination of intel-
13 ligence, both in final form and in the form when ini-
14 tially gathered.

15 “(C) The preparation of intelligence reports to
16 ensure that, to the maximum extent practicable, in-
17 formation contained in such reports is also available
18 in unclassified form.

19 “(2) The Director may only delegate a duty or au-
20 thority given the Director under this subsection to the
21 Deputy Director of National Intelligence.

22 “(d) UNIFORM PROCEDURES FOR SENSITIVE COM-
23 PARTMENTED INFORMATION.—The President, acting
24 through the Director of National Intelligence, shall—

1 “(1) establish uniform standards and proce-
2 dures for the grant of access to sensitive compart-
3 mented information to any officer or employee of
4 any agency or department of the United States and
5 to employees of contractors of those agencies or de-
6 partments;

7 “(2) ensure the consistent implementation of
8 those standards and procedures throughout such
9 agencies and departments;

10 “(3) ensure that security clearances granted by
11 individual elements of the intelligence community
12 are recognized by all elements of the intelligence
13 community, and under contracts entered into by
14 those agencies; and

15 “(4) with respect to applications for a security
16 clearance for access to sensitive compartmented in-
17 formation, assure that a decision on the application
18 is made by not later than 90 days after the date on
19 which the completed application is received by the
20 appropriate official of the office in which such deci-
21 sions are made.

22 “(e) CONSULTATION WITH DEPARTMENT SECRE-
23 TARIES IN DIRECTION OF EXECUTIVE DEPARTMENT
24 TASKING.—In carrying out the responsibility under sub-
25 section (b)(2), relating to the direction of tasking of collec-

1 tion, analysis, and dissemination of national intelligence,
2 for elements of the intelligence community that are part
3 of an Executive department, the Director of National In-
4 telligence shall be consult with the head of the Executive
5 department to—

6 “(1) ensure that the analytic needs of the de-
7 partment are met;

8 “(2) maintain competitive analysis; and

9 “(3) ensure that differences in judgment are
10 fully considered within the intelligence community
11 and brought to the attention of the policymakers.

12 “AUTHORITIES OF DIRECTOR OF NATIONAL
13 INTELLIGENCE

14 “SEC. 103A. (a) ACCESS TO INTELLIGENCE.—To the
15 extent recommended by the National Security Council and
16 approved by the President, the Director of National Intel-
17 ligence shall have access to all intelligence related to the
18 national security which is collected by any department,
19 agency, or other entity of the United States.

20 “(b) APPROVAL OF BUDGETS.—The Director of Na-
21 tional Intelligence shall supervise the elements of the intel-
22 ligence community in the preparation of their annual
23 budgets, and shall approve such budgets before their in-
24 corporation in the National Foreign Intelligence Program.

25 “(c) REPROGRAMMING.—(1) No funds made avail-
26 able under the National Foreign Intelligence Program

1 may be reprogrammed by any element of the intelligence
2 community without the prior approval of the Director of
3 National Intelligence except in accordance with procedures
4 issued by the Director of National Intelligence, including
5 any revision of the guidelines issued in April 2003, by the
6 Director of Central Intelligence.

7 “(2) The Secretary of Defense shall consult with the
8 Director before reprogramming funds made available
9 under the Joint Military Intelligence Program.

10 “(d) TRANSFER OF FUNDS OR PERSONNEL WITHIN
11 NATIONAL FOREIGN INTELLIGENCE PROGRAM.—(1)(A)
12 In addition to any other authorities available under law
13 for such purposes, the Director of National Intelligence
14 may, with the approval of the Director of the Office of
15 Management and Budget, transfer funds appropriated for
16 a program within the National Foreign Intelligence Pro-
17 gram to another such program and, in accordance with
18 procedures to be developed by the Director, may transfer
19 personnel authorized for an element of the intelligence
20 community to another such element for periods up to a
21 year.

22 “(B) The Director may only delegate a duty or au-
23 thority given the Director under this subsection to the
24 Deputy Director of National Intelligence.

1 “(2) A transfer of funds or personnel may be made
2 under this subsection only if—

3 “(A) the funds or personnel are being trans-
4 ferred to an activity that is a higher priority intel-
5 ligence activity;

6 “(B) the need for funds or personnel for such
7 activity is based on unforeseen requirements; and

8 “(C) the transfer does not involve a transfer of
9 funds to the Reserve for Contingencies of the Cen-
10 tral Intelligence Agency.

11 “(3) With respect to a transfer of funds or personnel
12 under this subsection, insofar as the Secretary or head of
13 the department which contains the affected element or ele-
14 ments of the intelligence community objects to such a
15 transfer, the objection may only be made as follows:

16 “(A) The Secretary or head of the department
17 which contains the affected element or elements of
18 the intelligence community shall submit an objection
19 to the transfer directly to the President.

20 “(B)(i) Except as provided in clause (ii), the
21 authority to object to a transfer under this para-
22 graph may not be delegated by the Secretary or
23 head of the department involved.

24 “(ii) With respect to the Department of De-
25 fense, the authority to object to such a transfer may

1 be delegated by the Secretary of Defense, but only
2 to the Deputy Secretary of Defense.

3 “(C) The President shall not consider an objec-
4 tion to a transfer under this paragraph unless the
5 objection is submitted to the President in writing.

6 “(4) Funds transferred under this subsection shall
7 remain available for the same period as the appropriations
8 account to which transferred.

9 “(5)(A) Any transfer of funds under this subsection
10 shall be carried out in accordance with existing procedures
11 applicable to reprogramming notifications for the appro-
12 priate congressional committees.

13 “(B) Any proposed transfer for which notice is given
14 to the appropriate congressional committees shall be ac-
15 companied by a report explaining the nature of the pro-
16 posed transfer and how it satisfies the requirements of this
17 subsection. In addition, the Select Committee on Intel-
18 ligence of the Senate and the Permanent Select Committee
19 on Intelligence of the House of Representatives shall be
20 promptly notified of any transfer of funds made pursuant
21 to this subsection in any case in which the transfer would
22 not have otherwise required reprogramming notification
23 under procedures in effect as of October 24, 1992.

24 “(6) The Director shall promptly submit to the Select
25 Committee on Intelligence of the Senate and to the Per-

1 manent Select Committee on Intelligence of the House of
2 Representatives and, in the case of the transfer of per-
3 sonnel to or from the Department of Defense, the Com-
4 mittee on Armed Services of the Senate and the Com-
5 mittee on Armed Services of the House of Representatives,
6 a report on any transfer of personnel made pursuant to
7 this subsection. The Director shall include in any such re-
8 port an explanation of the nature of the transfer and how
9 it satisfies the requirements of this subsection.

10 “(e) COORDINATION WITH FOREIGN GOVERN-
11 MENTS.—Under the direction of the National Security
12 Council and in a manner consistent with section 207 of
13 the Foreign Service Act of 1980 (22 U.S.C. 3927), the
14 Director of National Intelligence shall coordinate the rela-
15 tionships between elements of the intelligence community
16 and the intelligence or security services of foreign govern-
17 ments on all matters involving intelligence related to the
18 national security or involving intelligence acquired through
19 clandestine means.

20 “CENTRAL INTELLIGENCE AGENCY

21 “SEC. 104. (a) IN GENERAL.—There is a Central In-
22 telligence Agency.

23 “(b) FUNCTION.—The function of the Agency shall
24 be to assist the Director of the Central Intelligence Agency
25 in carrying out the responsibilities of the Director under
26 section 104A(d).

1 “DIRECTOR OF THE CENTRAL INTELLIGENCE AGENCY

2 “SEC. 104A. (a) DIRECTOR OF CENTRAL INTEL-
3 LIGENCE AGENCY.—There is a Director of the Central In-
4 telligence Agency who shall be appointed by the President,
5 by and with the advice and consent of the Senate.

6 “(b) HEAD OF CENTRAL INTELLIGENCE AGENCY.—
7 The Director of the Central Intelligence Agency shall be
8 the head of the Central Intelligence Agency.

9 “(c) PROHIBITION ON SIMULTANEOUS SERVICE AS
10 DIRECTOR OF NATIONAL INTELLIGENCE.—The individual
11 serving in the position of Director of the Central Intel-
12 ligence Agency shall not, while so serving, also serve as
13 the Director of National Intelligence.

14 “(d) GENERAL RESPONSIBILITIES.—As head of the
15 Central Intelligence Agency, the Director of the Central
16 Intelligence Agency shall—

17 “(1) provide capabilities for the collection of in-
18 telligence through human sources and by other ap-
19 propriate means and provide for the analysis of such
20 intelligence, except that the Agency shall have no po-
21 lice, subpoena, or law enforcement powers or inter-
22 nal security functions;

23 “(2) correlate, evaluate, and analyze intelligence
24 related to the national security and provide appro-
25 priate dissemination of such intelligence;

1 “(3) perform such additional services as are of
2 common concern to the elements of the intelligence
3 community, which services the Director of National
4 Intelligence determines can be more efficiently ac-
5 complished centrally; and

6 “(4) perform such other functions and duties
7 related to intelligence affecting the national security
8 as the Director of National Intelligence.”.

9 (b) GENERAL REFERENCES.—(1) Any reference to
10 the Director of Central Intelligence in the Director’s ca-
11 pacity as the head of the intelligence community in any
12 law, regulation, document, paper, or other record of the
13 United States shall be deemed to be a reference to the
14 Director of National Intelligence.

15 (2) Any reference to the Director of Central Intel-
16 ligence in the Director’s capacity as the head of the Cen-
17 tral Intelligence Agency in any law, regulation, document,
18 paper, or other record of the United States shall be
19 deemed to be a reference to the Director of the Central
20 Intelligence Agency.

21 (3) Any reference to the Deputy Director of Central
22 Intelligence in the Deputy Director’s capacity as deputy
23 to the head of the intelligence community in any law, regu-
24 lation, document, paper, or other record of the United

1 States shall be deemed to be a reference to the Deputy
2 Director of National Intelligence.

3 (4) Any reference to the Deputy Director of Central
4 Intelligence for Community Management in any law, regu-
5 lation, document, paper, or other record of the United
6 States shall be deemed to be a reference to the Deputy
7 Director of National Intelligence for Operations.

8 **SEC. 102. ESTABLISHMENT OF THE JOINT TASKING ORGA-**
9 **NIZATION IN THE OFFICE OF THE DIRECTOR**
10 **OF NATIONAL INTELLIGENCE.**

11 (a) ESTABLISHMENT OF JOINT TASKING ORGANIZA-
12 TION.—Section 102 of the National Security Act of 1947
13 (50 U.S.C. 403), as amended by section 101(a), is further
14 amended by adding at the end the following new sub-
15 section:

16 “(k) JOINT TASKING ORGANIZATION.—(1) There is
17 a Joint Tasking Organization within the Office of the Di-
18 rector of National Intelligence headed by the Deputy Di-
19 rector of National Intelligence for Operations.

20 “(2) The mission of the Joint Tasking Organization
21 is to assist the Deputy Director of National Intelligence
22 for Operations in the tasking of collection, analysis, and
23 dissemination for all elements of the intelligence commu-
24 nity under the National Foreign Intelligence Program
25 under paragraphs (3) and (4) of section 102(d).

1 “(3)(A) In order to respond to a high priority intel-
2 ligence analysis request, the Deputy Director of National
3 Intelligence for Operations may assemble a task force
4 composed of personnel from elements of the intelligence
5 community for such period as the Deputy Director deter-
6 mines is necessary.

7 “(B) The head of any element of the intelligence com-
8 munity employing personnel that the Deputy Director of
9 National Intelligence for Operations directs to serve on a
10 task force under subparagraph (A) shall make available
11 that employee to the Deputy Director for such purpose
12 through detail, assignment, or under other arrangement.

13 “(4)(A)(i) The Directors of the Central Intelligence
14 Agency, the National Security Agency, and the National
15 Geospatial-Intelligence Agency shall recommend to the Di-
16 rector of National Intelligence an individual to serve as
17 the tasking director for the respective agency in order to
18 carry out the requirements of paragraph (3)(A).

19 “(ii) Taking into account recommendations made
20 under clause (i), the Director of National Intelligence shall
21 appoint individuals to serve as tasking directors for the
22 agencies referred to in such clause.

23 “(B) Each such tasking director shall report directly
24 to, and receive tasking of collection, analysis, and dissemi-

1 nation of information from Deputy Director of National
2 Intelligence for Operations.

3 “(C) The Deputy Director of National Intelligence
4 for Operations shall conduct performance reviews of
5 tasking directors appointed under this paragraph.

6 “(D) The Directors of the Central Intelligence Agen-
7 cy, the National Security Agency, and the National
8 Geospatial-Intelligence Agency shall provide for appro-
9 priate training and equipment for each respective agency
10 in the collection, analysis, and dissemination of human in-
11 telligence, signals intelligence, and geospatial intel-
12 ligence.”.

13 (b) ASSISTANT DIRECTOR OF NATIONAL INTEL-
14 LIGENCE FOR DEFENSE.—Subsection (d) of section 102
15 of the National Security Act of 1947 (50 U.S.C. 403),
16 as amended by section 101(a), is amended by adding at
17 the end the following new paragraph:

18 “(6)(A) There is an Assistant Director of National
19 Intelligence for Defense who shall be a general or flag offi-
20 cer of a combatant command detailed or assigned to the
21 Office of the Director of National Intelligence.

22 “(B) The Assistant Director of National Intelligence
23 for Defense shall provide for the coordination of intel-
24 ligence surveillance and reconnaissance tasking of intel-
25 ligence elements of the Department of Defense that are

1 not part of the National Foreign Intelligence Program
 2 with the tasking of collection, analysis, and dissemination
 3 of intelligence under the National Foreign Intelligence
 4 Program.

5 “(C) The Assistant Director of National Intelligence
 6 for Defense shall keep the Deputy Director of National
 7 Intelligence for Operations fully apprised of the intel-
 8 ligence needs of the combatant commands.”

9 **SEC. 103. ESTABLISHMENT OF THE WEAPONS OF MASS DE-**
 10 **STRUCTION PROLIFERATION THREAT INTE-**
 11 **GRATION CENTER.**

12 (a) ESTABLISHMENT.—Title I of the National Secu-
 13 rity Act of 1947 (50 U.S.C. 402 et seq.) is amended by
 14 adding at the end the following new section:

15 “WEAPONS OF MASS DESTRUCTION PROLIFERATION
 16 THREAT INTEGRATION CENTER

17 “SEC. 119. (a) ESTABLISHMENT OF CENTER.—The
 18 Director of National Intelligence shall establish a center
 19 to be known as the ‘Weapons of Mass Destruction Pro-
 20 liferation Threat Integration Center’. The Director shall
 21 appoint as head of the Center an individual with signifi-
 22 cant expertise in the areas of national security and of
 23 weapons of mass destruction that threaten the national
 24 security of the United States. The Director shall carry out
 25 this section through the Deputy Director of National In-
 26 telligence for Operations.

1 “(b) MISSION.—The mission of the Center is to pro-
2 vide integrated tasking of collection and analysis of na-
3 tional intelligence with respect to weapons of mass de-
4 struction that threaten the national security of the United
5 States.

6 “(c) STAFF.—(1) The staff of the Center shall be
7 comprised of employees of the following elements of the
8 intelligence community:

9 “(A) The Central Intelligence Agency.

10 “(B) The Defense Intelligence Agency.

11 “(C) The National Security Agency.

12 “(D) The Department of Energy.

13 “(E) The National Geospatial-Intelligence
14 Agency.

15 “(F) The Federal Bureau of Investigation.

16 “(G) The Department of State.

17 “(H) The Department of Homeland Security.

18 “(I) Such other executive agencies as the Direc-
19 tor determines to be appropriate.

20 “(2) The heads of the elements of the intelligence
21 community referred to in paragraph (1) shall assign or
22 detail to the Center such staff as the Director of National
23 Intelligence determines to be necessary to carry out the
24 mission of the Center.

1 “(3) In selecting individuals to comprise the staff of
 2 the Center, the Director of National Intelligence shall as-
 3 sure that individuals have appropriate expertise, including
 4 regional, social, cultural, and technical subject matter ex-
 5 pertise.

6 “(d) ACCESS TO INFORMATION.—The Director shall
 7 ensure that the staff of the Center has access to—

8 “(1) relevant databases maintained by elements
 9 of the intelligence community; and

10 “(2) information in the possession of elements
 11 of the intelligence community relating to the credi-
 12 bility and reliability of sources and methods of pro-
 13 liferation of weapons of mass destruction.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
 15 for the National Security Act of 1947 is amended by in-
 16 serting after the item relating to section 118 the following
 17 new item:

“Sec. 119. Weapons of Mass Destruction Proliferation Threat Integration Cen-
 ter.”.

18 **SEC. 104. ESTABLISHMENT OF THE JOINT INTELLIGENCE**
 19 **COMPTROLLER.**

20 (a) ESTABLISHMENT WITHIN THE UNDER SEC-
 21 RETARY OF DEFENSE (COMPTROLLER).—Section 135 of
 22 title 10, United States Code, is amended by adding at the
 23 end the following new subsection:

1 “(f) JOINT INTELLIGENCE COMPTROLLER.—(1)

2 There is a Joint Intelligence Comptroller appointed from
3 civilian life jointly by the Secretary of Defense and the
4 Director of National Intelligence. The Joint Intelligence
5 Comptroller shall report directly to the Under Secretary
6 of Defense (Comptroller).

7 “(2) The Joint Intelligence Comptroller shall carry
8 out the following duties:

9 “(A) Assist the Under Secretary of Defense
10 (Comptroller) in the preparation and execution of
11 the budget of the Department insofar as it relates
12 to the elements of the intelligence community under
13 the jurisdiction of the Department and the Joint
14 Military Intelligence Program and the Tactical Intel-
15 ligence and Related Activities Program.

16 “(B) Assist the Deputy Director of National In-
17 telligence for Resources in the preparation and exe-
18 cution of the budget of the intelligence community
19 under the National Foreign Intelligence Program.

20 “(C) Provide unfettered access to the Secretary
21 of Defense and the Director of National Intelligence
22 to financial information under the National Foreign
23 Intelligence Program insofar as that information re-
24 lates to an element of the intelligence community
25 under the jurisdiction of the Department.

1 “(D) Provide information to the Deputy Direc-
2 tor of National Intelligence for Resources required
3 for reports under section 102(e)(3)(B) of the Na-
4 tional Security Act of 1947 with respect to those ele-
5 ments of the intelligence community under the Na-
6 tional Foreign Intelligence Program that are part of
7 the Department of Defense.

8 “(3) The staff of the Joint Intelligence Comptroller
9 shall consist of personnel of the Department of Defense
10 and of the intelligence community.”.

11 **TITLE II—PROVISIONS RELAT-**
12 **ING TO ACCESS TO AND COL-**
13 **LECTION, ANALYSIS, AND DIS-**
14 **SEMINATION OF INTEL-**
15 **LIGENCE**

16 **SEC. 201. PROCEDURES FOR USE OF DATABASES.**

17 (a) ESTABLISHMENT OF POLICIES AND PROCE-
18 DURES.—The President, acting jointly through the Attor-
19 ney General and the Director of National Intelligence,
20 shall establish and implement policies and procedures gov-
21 erning access to, and use of, specified database informa-
22 tion by officers and employees of elements of the intel-
23 ligence community and law enforcement personnel of the
24 Federal government.

1 (b) TRAINING AND COMPLIANCE.—(1) The Attorney
2 General and the Director of National Intelligence, shall
3 develop and carry out a training program for officers and
4 employees of elements of the intelligence community and
5 law enforcement personnel of the Federal government on
6 the policies and procedures developed under subsection
7 (a), and related laws and regulations.

8 (2) The President, acting jointly through the Attor-
9 ney General and the Director of National Intelligence,
10 shall ensure compliance with the policies and procedures
11 developed under subsection (a) by such officers, employees
12 and personnel.

13 (c) DEFINITIONS.—In this section:

14 (1) SPECIFIED DATABASE INFORMATION DE-
15 FINED.—The term “specified database information”
16 means information contained in databases operated
17 by Federal, State, or local governments, and by or-
18 ganizations in the private sector, with respect to
19 United States persons.

20 (2) UNITED STATES PERSON.—The term
21 “United States person” has the meaning given that
22 term under section 101(i) of the Foreign Intelligence
23 Surveillance Act of 1978 (50 U.S.C. 1801(i)).

1 **SEC. 202. ALL-SOURCE ANALYSIS TRAINING.**

2 Section 102 of the National Security Act of 1947 (50
3 U.S.C. 403), as amended by sections 101(a) and 102(a),
4 is further amended by adding at the end the following new
5 subsection:

6 “(1) ALL-SOURCE ANALYSIS TRAINING.—(1) The Di-
7 rector of National Intelligence, acting through the Direc-
8 tor of the Central Intelligence Agency, shall establish all-
9 source analysis training programs for all analysts in the
10 employ of the intelligence community.

11 “(2) Such training programs shall be developed for
12 entry level and advanced analyst positions.

13 “(3) Such training programs shall—

14 “(A) be developed using the subject matter ex-
15 pertise of analysts throughout the intelligence com-
16 munity;

17 “(B) provide for specialized training for analyst
18 positions responsible for counter terrorism and
19 counter proliferation; and

20 “(C) include training with respect to collection
21 capabilities and the determination of the reliability
22 of intelligence sources and methods.

23 “(4) In this subsection, the term ‘all-source analysis’
24 means the analysis of intelligence collected from multiple
25 intelligence sources, including signals intelligence, meas-

1 urement and signature intelligence, human intelligence,
2 imagery intelligence, and electronic intelligence.”.

3 **SEC. 203. ESTABLISHMENT OF AN INTEGRATED INTEL-**
4 **LIGENCE NETWORK.**

5 Section 102 of the National Security Act of 1947 (50
6 U.S.C. 403), as amended by sections 101(a), 102(a), and
7 202, is further amended by adding at the end the following
8 new subsection:

9 “(m) INTEGRATED INTELLIGENCE NETWORK.—(1)
10 The Director of National Intelligence and the Secretary
11 of Defense shall develop an integrated communications
12 network that provides communications capabilities to all
13 elements of the intelligence community. Such network
14 shall be designed to provide for access to, and the trans-
15 mission of, intelligence to any employee of the intelligence
16 community, to those agencies and departments of the
17 United States that the Director determines to be appro-
18 priate, to State and local government officials to the max-
19 imum extent possible consistent with the protection of
20 classified information, and such other persons or entities
21 as the Director determines to be appropriate.

22 “(2) The Director of National Intelligence and the
23 Secretary of Defense shall jointly develop and implement
24 policies and procedures with respect to network interoper-
25 ability, connectivity, and security.

1 “(3) The Director of National Intelligence and the
2 Secretary of Homeland Security shall jointly develop and
3 implement policies and procedures to ensure that State
4 and local officials have appropriate access to the informa-
5 tion in the network.

6 “(4) In order to facilitate collaborative analysis of in-
7 formation, data mining, and information sharing among
8 governmental departments and agencies, and access to
9 databases operated or maintained by the intelligence com-
10 munity, the Director of National Intelligence, the Sec-
11 retary of Defense, and the Secretary of Homeland Secu-
12 rity shall jointly establish and implement an all-source in-
13 formation technology infrastructure that operates on the
14 integrated intelligence communications network for the in-
15 telligence community. The all-source information tech-
16 nology infrastructure for the intelligence community shall
17 include the development of—

18 “(A) intelligence-related meta-data tagging
19 standards for use by collectors and analysts of intel-
20 ligence in the intelligence community;

21 “(B) security systems and protocols regulating
22 access to information; and

23 “(C) analytic tools, and the procurement of
24 such tools.

1 “(5) The Director of National Intelligence and the
 2 Secretary of Defense shall jointly develop and implement
 3 policies and procedures with respect to access to the inte-
 4 grated intelligence communications network for the intel-
 5 ligence community.”.

6 **TITLE III—IMPROVEMENT OF**
 7 **ACQUISITION PROGRAMS**

8 **SEC. 301. IMPROVEMENT OF MAJOR INTELLIGENCE ACQUI-**
 9 **SITION PROGRAMS.**

10 (a) ESTABLISHMENT OF JOINT ACQUISITION OF-
 11 FICE.—Title I of the National Security Act of 1947 (50
 12 U.S.C. 402 et seq.), as amended by section 103(a), is fur-
 13 ther amended by adding at the end the following new sec-
 14 tion:

15 “ACQUISITION PROGRAMS OF CERTAIN INTELLIGENCE
 16 COMMUNITY AGENCIES

17 “SEC. 120. (a) ESTABLISHMENT OF JOINT ACQUI-
 18 SITION OFFICE.—(1) There is established a Joint Acquisi-
 19 tion Office. The Joint Acquisition Office shall be headed
 20 by a Director jointly appointed by the Director of National
 21 Intelligence and the Secretary of Defense.

22 “(2) The function of the Joint Acquisition Office
 23 shall be to—

24 “(A) carry out policies and procedures for ap-
 25 proval and oversight of acquisition programs of the

1 specified intelligence community agencies (as defined
2 in subsection (f)(2)); and

3 “(B) report, and furnish support, to the Under
4 Secretary of Defense for Acquisition, Technology,
5 and Logistics with respect to duties of the Under
6 Secretary related to the acquisition of defense intel-
7 ligence programs.

8 “(3) The Director of National Intelligence and the
9 Secretary of Defense shall jointly establish the policies and
10 procedures for approval and oversight of the acquisition
11 programs of each of the specified intelligence community
12 agencies.

13 “(b) ESTABLISHMENT OF SENIOR ACQUISITION EX-
14 ECUTIVES.—(1) There is established within each of the
15 specified intelligence community agencies a senior acqui-
16 sition executive for that agency responsible for the acqui-
17 sition programs of that agency.

18 “(2) The senior acquisition executive shall meet such
19 requirements for qualifications and experience as the Di-
20 rector of National Intelligence and the Secretary of De-
21 fense may jointly establish.

22 “(3)(A) Each senior acquisition executive established
23 under this subsection shall perform the same type of func-
24 tions as senior acquisition executives perform under chap-

1 ter 87 of title 10, United States Code with respect to ac-
2 quisition programs of the Department of Defense.

3 “(B) In order to carry out subparagraph (A), each
4 senior acquisition executive established under this sub-
5 section shall have the same authority that is vested in sen-
6 ior acquisition executives under chapter 87 of such title.

7 “(4) Each senior acquisition executive established
8 under this subsection shall report to the Director of the
9 Joint Acquisition Office.

10 “(c) APPLICABILITY OF MAJOR DEFENSE ACQUISI-
11 TION PROGRAM AUTHORITIES.—(1) Notwithstanding sec-
12 tion 924 of the National Defense Authorization Act for
13 Fiscal Year 2004 (Public Law 108–136), each project des-
14 ignated as a major intelligence acquisition program under
15 paragraph (2) shall be managed under the laws, policies,
16 and procedures that are applicable to major defense acqui-
17 sition programs (as defined in section 2430 of title 10,
18 United States Code).

19 “(2) The Director of the Joint Acquisition Office
20 shall designate those acquisition projects of specified intel-
21 ligence community agencies, including projects under the
22 National Security Agency Modernization Program, that
23 are to be managed as major intelligence acquisition pro-
24 grams, including each acquisition program that the Direc-
25 tor of the Joint Acquisition Office estimates will require

1 aggregate expenditures of more than \$100,000,000 (in fis-
2 cal year 2004 constant dollars).

3 “(d) MILESTONE DECISION AUTHORITY.—Notwith-
4 standing subsection (c)(2) of such section 924, the author-
5 ity to make a decision that a program is authorized to
6 proceed from one milestone stage into another (referred
7 to as the milestone decision authority) may only be exer-
8 cised by the Director of the Joint Acquisition Office for
9 the following:

10 “(1) Each major intelligence acquisition pro-
11 gram of a specified intelligence community agency
12 that is to be managed as a major defense acquisition
13 program, as designated under subsection (c).

14 “(2) Each major system under the National Se-
15 curity Agency Modernization Program.

16 “(e) DELEGATION OF ACQUISITION AUTHORITY.—
17 Insofar as the Director of National Intelligence determines
18 it to be necessary to ensure that acquisition policies and
19 procedures are tailored to the needs of the intelligence
20 community, the acquisition authority of the Director may
21 be delegated to the Director of the Joint Acquisition Office
22 and to the senior acquisition executives established under
23 this section.

1 “(f) DEFINITIONS.—In this section, the term ‘speci-
2 fied intelligence community agencies’ means the following
3 agencies of the intelligence community:

4 “(1) The National Security Agency.

5 “(2) The National Geospatial-Intelligence Agen-
6 cy.

7 “(3) The Defense Intelligence Agency.”.

8 (b) CLERICAL AMENDMENT.—The table of sections
9 for the National Security Act of 1947, as amended by sec-
10 tion 103(b), is further amended by inserting after the item
11 relating to section 119 the following new item:

“Sec. 120. Acquisition programs of certain intelligence community agencies.”.

12 **TITLE IV—PROVISIONS RELAT-**
13 **ING TO PERSONNEL MATTERS**

14 **SEC. 401. AUTHORITY OF THE DIRECTOR OF NATIONAL IN-**
15 **TELLIGENCE WITH RESPECT TO PERSONNEL.**

16 Section 103A of the National Security Act of 1947,
17 as added by section 101(a), is amended by adding at the
18 end the following new subsections:

19 “(f) USE OF PERSONNEL.—The Director of National
20 Intelligence shall, in coordination with the heads of de-
21 partments and agencies with elements in the intelligence
22 community, institute policies and programs within the in-
23 telligence community—

24 “(1) to provide for the rotation of personnel be-
25 tween the elements of the intelligence community,

1 and to make such rotated service a requirement for
2 promotion to senior positions;

3 “(2) to consolidate a personnel security system
4 for all staff of the intelligence community, including
5 staff of contractors of the intelligence community;
6 and

7 “(3) to consolidate, wherever possible, per-
8 sonnel, administrative, and non-personnel security
9 programs to reduce the overall costs of these activi-
10 ties within the intelligence community.

11 “(g) STANDARDS AND QUALIFICATIONS FOR PER-
12 FORMANCE OF INTELLIGENCE ACTIVITIES.—The Director
13 of National Intelligence shall, in consultation with the
14 heads of effected agencies, develop standards and quali-
15 fications for persons engaged in the performance of intel-
16 ligence activities within the intelligence community.

17 “(h) ENSURING DIVERSITY OF PERSONNEL WITHIN
18 THE INTELLIGENCE COMMUNITY.—The Director of Na-
19 tional Intelligence shall ensure that the composition of the
20 intelligence community is sufficiently diverse to gather and
21 analyze information by recruiting and training women, mi-
22 norities, and individuals with diverse ethnic and cultural
23 backgrounds and foreign language proficiency through
24 programs provided for under law and through such other
25 means as the Director determines appropriate.”

1 **SEC. 402. INTELLIGENCE COMMUNITY POSITION MANAGE-**
 2 **MENT.**

3 (a) IN GENERAL.—The National Security Act of
 4 1947 (50 U.S.C. 401 et seq.) is amended—

5 (1) by redesignating title XI and sections 1101
 6 and 1102 as title XII and sections 1201 and 1202,
 7 respectively; and

8 (2) by inserting after title X the following new
 9 title:

10 **“TITLE XI—INTELLIGENCE COM-**
 11 **MUNITY POSITION MANAGE-**
 12 **MENT**

13 “MANAGEMENT POLICIES FOR INTELLIGENCE
 14 COMMUNITY SPECIALISTS

15 “SEC. 1101. (a) ESTABLISHMENT.—(1) The Director
 16 of National Intelligence shall establish policies, proce-
 17 dures, and practices for the effective management of per-
 18 sonnel of the intelligence community that are specially
 19 trained in, and oriented toward, intelligence community-
 20 wide matters.

21 “(2) Personnel referred to in paragraph (1) shall be
 22 identified or designated (in addition to their intelligence
 23 occupational specialty) in such manner as Director of Na-
 24 tional Intelligence directs.

25 “(3) For purposes of this title, personnel to be man-
 26 aged by such policies, procedures, and practices are re-

1 referred to being, or having been nominated to be, ‘intel-
2 ligence community specialists’.

3 “(b) POSITIONS.—The Director of National Intel-
4 ligence shall establish intelligence community specialist po-
5 sitions within the intelligence community.

6 “(c) NUMBERS AND SELECTION.—(1) The number of
7 intelligence community specialists shall be determined by
8 the Director of National Intelligence.

9 “(2) The heads of the elements of the intelligence
10 community shall nominate from among qualified individ-
11 uals (described in paragraph (3)) to be selected as intel-
12 ligence community specialists.

13 “(3) A qualified individual referred to in paragraph
14 (2) shall—

15 “(A) meet qualifications prescribed by the Di-
16 rector of National Intelligence; and

17 “(B) be serving in a position at the grade level
18 of GS–13 or higher under the General Schedule
19 under chapter 53 of title 5, United States Code, or
20 an equivalent position.

21 “(4) The Director of National Intelligence shall en-
22 sure that not less than one third of the intelligence com-
23 munity specialists positions are filled by individuals who
24 are, or who are nominated to be, intelligence community
25 specialists.

1 “(d) EDUCATION AND EXPERIENCE REQUIRE-
2 MENTS.—(1) An individual nominated to be an intel-
3 ligence community specialist under subsection (c)(2) may
4 not be selected as an intelligence community specialist
5 until the individual—

6 “(A) successfully completes a qualified intel-
7 ligence community training program (defined in
8 paragraph (2)); and

9 “(B) after completing a qualified intelligence
10 community training program, successfully completes
11 a full detail or assignment in an element of the intel-
12 ligence community outside the individual’s parent
13 element.

14 “(2) For purposes of paragraph (1), a the term
15 ‘qualified intelligence community training program’ means
16 a training program that familiarizes an individual in the
17 intelligence community with the organization and capabili-
18 ties of the intelligence community, and the policies, laws,
19 and regulations governing intelligence community activi-
20 ties.

21 “(e) CAREER GUIDELINES.—The Director of Na-
22 tional Intelligence shall establish career guidelines for in-
23 telligence community specialists. Such guidelines shall in-
24 clude guidelines for—

25 “(1) selection;

1 “REQUIREMENTS FOR SERVICE IN MULTIPLE ELEMENTS
2 OF THE INTELLIGENCE COMMUNITY FOR APPOINT-
3 MENT TO SENIOR POSITIONS IN THE INTELLIGENCE
4 COMMUNITY

5 “SEC. 1103. (a) APPOINTMENT TO SENIOR INTEL-
6 LIGENCE MANAGEMENT POSITIONS.—For purposes of
7 chapter 31 of title 5, United States Code, except as pro-
8 vided in subsection (c), no individual may be appointed
9 to a position that the Director of National Intelligence
10 designates as a senior intelligence management position
11 unless the individual has successfully completed a detail
12 or assignment in more than two positions in elements of
13 the intelligence community outside the home element of
14 the individual, with each such detail or assignment being
15 not less than two years in length.

16 “(b) APPOINTMENT TO SENIOR EXECUTIVE SERVICE
17 OR EQUIVALENT SENIOR SERVICE.—(1) For purposes of
18 chapter 31 of title 5, United States Code, and except as
19 provided in subsections (a) and paragraph (2), no indi-
20 vidual may be appointed to a position in Senior Executive
21 Service, the Senior Intelligence Service, or any equivalent
22 position, in the intelligence community unless the indi-
23 vidual has successfully completed a detail or assignment
24 in more than one position in an element of the intelligence
25 community outside the home element of the individual,

1 with each such detail or assignment being not less than
2 two years in length.

3 “(2) For purposes of such chapter 31, and except as
4 provided in subsection (c), no individual may be appointed
5 to a position that the Director of National Intelligence
6 designates as a senior intelligence acquisition position un-
7 less the individual has successfully completed a detail or
8 assignment in one position in an element of the intel-
9 ligence community outside the home element of the indi-
10 vidual, with such detail or assignment being not less than
11 two years in length.

12 “(c) EXEMPTION AUTHORITY.—(1) The Director of
13 National Intelligence may waive the prohibition on ap-
14 pointment of an individual to a position under subsection
15 (a) or (b)(2) on a case by case basis if the Director deter-
16 mines that such a waiver is appropriate based on the indi-
17 vidual’s expertise, experience, or both.

18 “(2) The Director shall promptly give notice in writ-
19 ing to the congressional intelligence committees in the case
20 of each waiver granted under paragraph (1). The notice
21 shall include an explanation for the need for the waiver.

22 “REVIEW OF PROMOTION LISTS BY THE DIRECTOR OF
23 NATIONAL INTELLIGENCE

24 “SEC. 1104. (a) REVIEW OF PROMOTION BOARD
25 RECOMMENDATION.—The Director of National Intel-
26 ligence shall review the recommendations of promotion

1 boards for individuals who served in an intelligence com-
2 munity specialist position. The review shall be conducted
3 to determine whether the promotion board appropriately
4 considered the performance of the individual in such posi-
5 tion in determining whether to recommend the promotion
6 of that individual.

7 “(b) COMMENTS ON RECOMMENDATIONS.—The Di-
8 rector shall provide comments to the head of the element
9 of the intelligence community involved on the rec-
10 ommendations of the promotion board with respect to the
11 individual.

12 “(c) SUBSEQUENT REVIEW.—Insofar as the Director
13 of National Intelligence determines that a promotion
14 board failed to give appropriate consideration to the per-
15 formance in an intelligence community specialist position
16 of the individual involved, the head of the element of the
17 intelligence community involved shall—

18 “(1) return such recommendations to the pro-
19 motion board and include the comments of the Di-
20 rector;

21 “(2) convene a special promotion board; or

22 “(3) take such other appropriate action as the
23 head determines would address the concerns of the
24 Director.”.

1 (b) CLERICAL AMENDMENTS.—The table of sections
 2 for the National Security Act of 1947 is amended by strik-
 3 ing the items relating to title XI and sections 1101 and
 4 1102 and inserting the following new items:

“TITLE XI—INTELLIGENCE COMMUNITY POSITION MANAGEMENT

“Sec. 1101. Management policies for intelligence community specialists.

“Sec. 1102. Promotion policy objectives for intelligence community specialists.

“Sec. 1103. Requirements for service in multiple elements of the intelligence
 community for appointment to senior positions in the intel-
 ligence community.

“Sec. 1104. Review of promotion lists by the Director of National Intelligence.

“TITLE XII—OTHER PROVISIONS

“Sec. 1201. Applicability to United States intelligence activities of Federal laws
 implementing international treaties and agreements.

“Sec. 1202. Counterintelligence initiatives.”

5 **SEC. 403. TEN-YEAR TERM OF SERVICE FOR THE DIRECTOR**
 6 **OF THE CENTRAL INTELLIGENCE AGENCY.**

7 (a) TERM OF SERVICE.—Section 104A(a) of the Na-
 8 tional Security Act of 1947, as added by section 101(a),
 9 is amended by adding at the end the following: “The term
 10 of service of the Director of the Central Intelligence Agen-
 11 cy shall be ten years.”

12 (b) APPLICABILITY.—(1) The amendment made by
 13 subsection (a) shall apply with respect to any individual
 14 appointed as Director of the Central Intelligence Agency
 15 on or after the date of the enactment of this Act.

16 (2) For purposes of paragraph (1), the redesignation
 17 of the position of Director of Central Intelligence as the
 18 position of Director of the Central Intelligence Agency in
 19 the amendment to the National Security Act of 1947 made

1 by section 101(a) of this Act shall not be treated as cre-
2 ating a vacancy in the position of Director of the Central
3 Intelligence Agency for which appointment is required
4 under section 104A of the National Security Act of 1947,
5 as so added.

6 **SEC. 404. MODIFICATION OF THE ROLE OF THE DIRECTOR**
7 **OF NATIONAL INTELLIGENCE IN REC-**
8 **COMMENDATIONS TO THE PRESIDENT WITH**
9 **RESPECT TO DIRECTORS OF CERTAIN ELE-**
10 **MENTS OF THE INTELLIGENCE COMMUNITY.**

11 (a) JOINT RECOMMENDATIONS FOR CERTAIN AP-
12 POINTMENTS.—Subsection (a) of section 106 of the Na-
13 tional Security Act of 1947 (50 U.S.C. 403–6(a)) is
14 amended to read as follows:

15 “(a) JOINT RECOMMENDATIONS BY THE SECRETARY
16 OF DEFENSE AND THE DIRECTOR OF NATIONAL INTEL-
17 LIGENCE FOR CERTAIN APPOINTMENTS.—(1) In the event
18 of a vacancy in a position referred to in paragraph (2),
19 the Secretary of Defense and the Director of National In-
20 telligence shall jointly recommend to the President an in-
21 dividual for appointment to the position.

22 “(2) Paragraph (1) applies to the following positions:

23 “(A) The Director of the National Security
24 Agency.

1 “(B) The Director of the National Reconnaissance Office.
2

3 “(C) The Director of the National Geospatial-
4 Intelligence Agency.”.

5 (b) RECOMMENDATION BY THE DIRECTOR OF NA-
6 TIONAL INTELLIGENCE FOR APPOINTMENT OF THE DI-
7 RECTOR OF THE CENTRAL INTELLIGENCE AGENCY.—
8 Such section is further amended—

9 (1) by redesignating subsection (b) as sub-
10 section (c); and

11 (2) by inserting after subsection (a), as amend-
12 ed, the following new subsection:

13 “(b) RECOMMENDATIONS BY THE DIRECTOR OF NA-
14 TIONAL INTELLIGENCE FOR CERTAIN APPOINTMENTS.—
15 In the event of a vacancy in the position of the Director
16 of the Central Intelligence Agency, the Director of Na-
17 tional Intelligence shall recommend to the President an
18 individual for appointment to the position.”.

19 (c) CONCURRENCE OF DIRECTOR OF NATIONAL IN-
20 TELLIGENCE IN CERTAIN APPOINTMENTS.—Subsection
21 (c) of such section, as so redesignated by subsection
22 (b)(1), is amended to read as follows:

23 “(c) CONCURRENCE OF DIRECTOR OF NATIONAL IN-
24 TELLIGENCE IN CERTAIN APPOINTMENTS.—(1) In the
25 event of a vacancy in a position referred to in paragraph

1 (2), the head of the department or agency having jurisdic-
2 tion over the position shall obtain the concurrence of the
3 Director of National Intelligence before recommending to
4 the President an individual for appointment to the posi-
5 tion. If the Director does not concur in the recommenda-
6 tion, the head of the department or agency having jurisdic-
7 tion over the position may make the recommendation to
8 the President without the Director's concurrence, but shall
9 include in the recommendation a statement that the Direc-
10 tor does not concur in the recommendation.

11 “(2) Paragraph (1) applies to the following positions:

12 “(A) The Director of the Defense Intelligence
13 Agency.

14 “(B) The Assistant Secretary of State for Intel-
15 ligence and Research.

16 “(C) The Director of the Office of Intelligence
17 of the Department of Energy.

18 “(D) The Director of the Office of Counter-
19 intelligence of the Department of Energy.

20 “(E) The Assistant Secretary for Intelligence
21 and Analysis of the Department of the Treasury.

22 “(F) The Under Secretary for Information
23 Analysis and Infrastructure Protection of the De-
24 partment of Homeland Security.”.

1 (d) CONCURRENCE OF DIRECTOR OF NATIONAL IN-
2 TELLIGENCE IN CERTAIN POSITIONS IN THE FEDERAL
3 BUREAU OF INVESTIGATION.—Such section is further
4 amended by adding at the end the following new sub-
5 section:

6 “(d) CONCURRENCE OF DIRECTOR OF NATIONAL IN-
7 TELLIGENCE IN CERTAIN POSITIONS IN THE FEDERAL
8 BUREAU OF INVESTIGATION.—(1) In the event of a va-
9 cancy in a position referred to in paragraph (2), the Direc-
10 tor of the Federal Bureau of Investigation shall obtain the
11 concurrence of the Director of National Intelligence before
12 recommending to the Attorney General an individual to
13 fill the vacancy.

14 “(2) Paragraph (1) applies to the following positions:

15 “(A) The Executive Assistant Director for In-
16 telligence of the Federal Bureau of Investigation.

17 “(B) The Executive Assistant Director for
18 Counter-Terrorism and Counter-Intelligence of the
19 Federal Bureau of Investigation.

20 “(C) Any successor position to the positions
21 listed under the preceding provisions of this para-
22 graph.”.

1 **SEC. 405. MODIFICATION OF APPOINTMENT REQUIRE-**
2 **MENTS FOR THE GENERAL COUNSEL OF THE**
3 **CENTRAL INTELLIGENCE AGENCY.**

4 (a) **ELIMINATION OF REQUIREMENT OF THE ADVICE**
5 **AND CONSENT OF THE SENATE.**—Section 20 of the Cen-
6 tral Intelligence Agency Act of 1949 (50 U.S.C. 403t) is
7 amended in the matter preceding paragraph (1) by strik-
8 ing “, by and with the advice and consent of the Senate”.

9 (b) **APPLICATION.**—The amendment made by sub-
10 section (a) shall apply with respect to appointments to the
11 position of General Counsel of the Central Intelligence
12 Agency made on or after the date of the enactment of this
13 Act.

14 **TITLE V—MISCELLANEOUS**
15 **PROVISIONS**

16 **SEC. 501. EXECUTIVE SCHEDULE MATTERS.**

17 (a) **EXECUTIVE SCHEDULE LEVEL I.**—Section 5312
18 of title 5, United States Code, is amended by adding at
19 the end the following new item:

20 “Director of National Intelligence.”

21 (b) **EXECUTIVE SCHEDULE LEVEL II.**—Section 5313
22 of title 5, United States Code, is amended by striking the
23 item relating to the Director of Central Intelligence and
24 inserting the following new item:

25 “Director of the Central Intelligence Agency.”

1 (c) EXECUTIVE SCHEDULE LEVEL III.—Section
2 5314 of title 5, United States Code, is amended by strik-
3 ing the item relating to the Deputy Directors of Central
4 Intelligence and inserting the following new item:

5 “Deputy Directors of National Intelligence
6 (2).”.

7 (d) EXECUTIVE SCHEDULE LEVEL IV.—Section
8 5315 of title 5, United States Code, is amended—

9 (1) by striking the item relating to the Assist-
10 ant Directors of Central Intelligence;

11 (2) by striking the item relating to the Inspec-
12 tor General of the Central Intelligence Agency and
13 inserting the following new items:

14 “Inspector General, Central Intelligence Agen-
15 cy.

16 “Inspector General, Intelligence Community.”;
17 and

18 (3) by inserting after the item relating to the
19 General Counsel of the Central Intelligence Agency
20 the following new item:

21 “General Counsel to the Director of National
22 Intelligence.”.

23 **SEC. 502. CONFORMING AND CLERICAL AMENDMENTS.**

24 (a) NATIONAL SECURITY ACT OF 1947.—(1) The
25 National Security Act of 1947 (50 U.S.C. 401 et seq.)

1 is amended by striking “Director of Central Intelligence”
2 and inserting “Director of National Intelligence” each
3 place it appears in the following provisions:

4 (A) Section 3(4)(A) (50 U.S.C. 401a(4)(A)),
5 both places it appears.

6 (B) Section 3(4)(J) (50 U.S.C. 401a(4)(J)).

7 (C) Section 3(5)(B) (50 U.S.C. 401a(5)(B)).

8 (D) Section 3(6) (50 U.S.C. 401a(6)).

9 (E) Section 101(h)(2)(A) (50 U.S.C.
10 402(h)(2)(A)).

11 (F) Section 101(h)(5) (50 U.S.C. 402(h)(5)).

12 (G) Section 101(i)(2)(A) (50 U.S.C.
13 402(i)(2)(A)).

14 (H) Section 101(j) (50 U.S.C. 402(j)), both
15 places it appears.

16 (I) Section 105(a) (50 U.S.C. 403–5(a)).

17 (J) Section 105(a)(2) (50 U.S.C. 403–5(a)(2)).

18 (K) Section 105(b)(6)(A) (50 U.S.C. 403–
19 5(b)(6)(A)).

20 (L) Section 105(d) (50 U.S.C. 403–5(d)).

21 (M) Section 105B(a)(1) (50 U.S.C. 403–
22 5b(a)(1)).

23 (N) Section 105B(a)(2) (50 U.S.C. 403–
24 5b(a)(2)).

1 (O) Section 105B(b) (50 U.S.C. 403–5b(b)),
2 both places it appears.

3 (P) Section 105C(a)(6)(B)(viii) (50 U.S.C.
4 403–5c(a)(6)(B)(viii)).

5 (Q) Section 105C(b) (50 U.S.C. 403–5c(b)),
6 both places it appears.

7 (R) Section 110(b) (50 U.S.C. 404e(b)).

8 (S) Section 110(e) (50 U.S.C. 404e(c)).

9 (T) Section 111 (50 U.S.C. 404f).

10 (U) Section 112(a)(1) (50 U.S.C. 404g(a)(1)).

11 (V) Section 112(d)(1) (50 U.S.C. 404g(d)(1)).

12 (W) Section 113(b)(2)(A) (50 U.S.C.
13 404h(b)(2)(A)).

14 (X) Section 113(c) (50 U.S.C. 404h(c)).

15 (Y) Section 114(a)(1) (50 U.S.C. 404i(a)(1)).

16 (Z) Section 114(b)(1) (50 U.S.C. 404i(b)(1)).

17 (AA) Section 115(a)(1) (50 U.S.C. 404j(a)(1)).

18 (BB) Section 115(b) (50 U.S.C. 404j(b)).

19 (CC) Section 115(c)(1)(B) (50 U.S.C.
20 404j(c)(1)(B)).

21 (DD) Section 116(a) (50 U.S.C. 404k(a)).

22 (EE) Section 116(b) (50 U.S.C. 404k(b)).

23 (FF) Section 117(a)(1) (50 U.S.C. 404l(a)(1)).

24 (GG) Section 303(a) (50 U.S.C. 405(a)), both
25 places it appears.

1 (HH) Section 501(d) (50 U.S.C. 413(d)).

2 (II) Section 502(a) (50 U.S.C. 413a(a)).

3 (JJ) Section 502(c) (50 U.S.C. 413a(c)).

4 (KK) Section 503(b) (50 U.S.C. 413b(b)).

5 (LL) Section 504(d)(2) (50 U.S.C. 414(d)(2)).

6 (MM) Section 603(a) (50 U.S.C. 423(a)).

7 (2) That Act is amended further amended by striking
8 “Director of Central Intelligence” and inserting “Director
9 of the Central Intelligence Agency” each place it appears
10 in the following provisions:

11 (A) Section 504(a)(2) (50 U.S.C. 414(a)(2)).

12 (B) Section 504(a)(3)(C) (50 U.S.C.
13 414(a)(3)(C)).

14 (C) Section 701(a) (50 U.S.C. 431(a)).

15 (D) Section 702(a) (50 U.S.C. 432(a)).

16 (3) Section 3(4)(A) of that Act (50 U.S.C.
17 401a(4)(A)) is further amended—

18 (A) by striking “as provided in section
19 105(b)(3)” and inserting “as provided in section
20 102(g)”; and

21 (B) by striking “the Director may” and insert-
22 ing “the Director of National Intelligence may”.

23 (4) Section 701(c)(3) of that Act (50 U.S.C.
24 431(c)(3)) is amended by striking “or the Office of the
25 Director of Central Intelligence” and inserting “the Office

1 of the Director of National Intelligence, or the Office of
2 the Director of the Central Intelligence Agency”.

3 (5) The subsection caption of section 105(d) of that
4 Act (50 U.S.C. 403–5(d)) is amended by striking “THE
5 DIRECTOR OF CENTRAL INTELLIGENCE” and inserting
6 “DIRECTOR OF NATIONAL INTELLIGENCE”.

7 (6) The heading for section 114 of that Act (50
8 U.S.C. 404i) is amended to read as follows:
9 “ADDITIONAL ANNUAL REPORTS FROM THE DIRECTOR OF
10 NATIONAL INTELLIGENCE”.

11 (7) Section 507(a)(1) of that Act (50 U.S.C.
12 415b(a)(1)) is amended—

13 (A) by redesignating subparagraph (N) as sub-
14 paragraph (J); and

15 (B) by inserting after subparagraph (J), as so
16 redesignated, the following the following new sub-
17 paragraph:

18 “(K) The annual report on intelligence commu-
19 nity specialists required by section 1105(a).”.

20 (8) The table of sections for that Act is amended—

21 (A) by striking the items relating to sections
22 102 through 104 and inserting the following new
23 items:

“Sec. 102. Office of the Director of Central Intelligence.

“Sec. 103. Responsibilities of Director of National Intelligence.

“Sec. 103A. Authorities of Director of National Intelligence.

“Sec. 104. Central Intelligence Agency.

“Sec. 104A. Director of the Central Intelligence Agency.”; and

1 (B) by striking the item relating to section 114
2 and inserting the following new item:

“Sec. 114. Additional annual reports from the Director of National Intel-
ligence.”.

3 (b) CENTRAL INTELLIGENCE AGENCY ACT OF
4 1949.—(1) Section 1 of the Central Intelligence Agency
5 Act of 1949 (50 U.S.C. 403a) is amended—

6 (A) by redesignating paragraphs (a) and (c) as
7 paragraphs (1) and (3), respectively; and

8 (B) by striking paragraph (b) and inserting the
9 following new paragraph (2):

10 “(2) ‘Director’ means the Director of the Cen-
11 tral Intelligence Agency; and”.

12 (2) Section 6 of that Act (50 U.S.C. 403g) is amend-
13 ed—

14 (A) by striking “Director of Central Intel-
15 ligence” and inserting “Director of National Intel-
16 ligence”; and

17 (B) by striking “section 103(c)(6) of the Na-
18 tional Security Act of 1947 (50 U.S.C. 403-
19 3(c)(6))” and inserting “section 103(b)(7) of the
20 National Security Act of 1947”.

21 (3) That Act is further amended by striking “Direc-
22 tor of Central Intelligence” each place it appears in the
23 following provisions and inserting “Director of the Central
24 Intelligence Agency”:

1 (A) Section 14(b) (50 U.S.C. 403n(b)).

2 (B) Section 16(b)(2) (50 U.S.C. 403p(b)(2)).

3 (C) Section 16(b)(3) (50 U.S.C. 403p(b)(3)),

4 both places it appears.

5 (D) Section 20(g)(3)(B) (50 U.S.C.
6 403u(g)(3)(B)).

7 (E) Section 20(h)(1) (50 U.S.C. 403u(h)(1)).

8 (F) Section 20(h)(2) (50 U.S.C. 403u(h)(2)).

9 (4) That Act is further amended by striking “of Cen-
10 tral Intelligence” in each of the following provisions:

11 (A) Section 16(c)(1)(B) (50 U.S.C.
12 403p(c)(1)(B)).

13 (B) Section 17(d)(1) (50 U.S.C. 403q(d)(1)).

14 (C) Section 17(f) (50 U.S.C. 403q(f)), both
15 places it appears.

16 (D) Section 20(c) (50 U.S.C. 403t(c)).

17 (e) CENTRAL INTELLIGENCE AGENCY RETIREMENT
18 ACT.—(1) Section 101 of the Central Intelligence Agency
19 Retirement Act (50 U.S.C. 2001) is amended by striking
20 paragraph (2) and inserting the following new paragraph
21 (2):

22 “(2) DIRECTOR.—The term ‘Director’ means
23 the Director of the Central Intelligence Agency.”.

24 (2) Section 201(c) of that Act (50 U.S.C. 2011) is
25 amended by striking “paragraph (6) of section 103(c) of

1 the National Security Act of 1947 (50 U.S.C. 403–3(e))
2 that the Director of Central Intelligence” and inserting
3 “section 103(b)(7) of the National Security Act of 1947
4 that the Director of the National Intelligence”.

5 (d) CIA VOLUNTARY SEPARATION PAY ACT.—Sub-
6 section (a)(1) of section 2 of the Central Intelligence
7 Agency Voluntary Separation Pay Act (50 U.S.C. 2001
8 note) is amended to read as follows:

9 “(1) the term ‘Director’ means the Director of
10 the Central Intelligence Agency;”.

11 (e) INSPECTOR GENERAL ACT OF 1978.—Section
12 8H(a)(1)(C) of the Inspector General Act of 1978 (5
13 U.S.C. App. 8H(a)(1)(C)) is amended by inserting before
14 the period at the end the following: “or to the Inspector
15 General of the Intelligence Community”.

16 (f) FOREIGN INTELLIGENCE SURVEILLANCE ACT OF
17 1978.—(1) The Foreign Intelligence Surveillance Act of
18 1978 (50 U.S.C. 1801 et seq.) is amended by striking “Di-
19 rector of Central Intelligence” each place it appears and
20 inserting “Director of National Intelligence”.

21 (g) CLASSIFIED INFORMATION PROCEDURES ACT.—
22 Section 9(a) of the Classified Information Procedures Act
23 (5 U.S.C. App.) is amended by striking “Director of Cen-
24 tral Intelligence” and inserting “Director of National In-
25 telligence”.

1 (h) TITLE 10, UNITED STATES CODE.—(1) Section
2 528 of title 10, United States Code, is amended—

3 (A) in subsection (a), by striking “Associate Di-
4 rector of Central Intelligence for Military Support”
5 and inserting “Assistant Deputy Director of Na-
6 tional Intelligence for Operations”; and

7 (B) in the heading, by striking “**ASSOCIATE**
8 **DIRECTOR OF CENTRAL INTELLIGENCE FOR**
9 **MILITARY SUPPORT**” and inserting “**ASSISTANT**
10 **DEPUTY DIRECTOR OF NATIONAL INTEL-**
11 **LIGENCE FOR OPERATIONS**”.

12 (2) The item relating to section 528 in the table of
13 sections at the beginning of chapter 32 of such title is
14 amended by striking “Associate Director of Central Intel-
15 ligence for Military Support” and inserting “Assistant
16 Deputy Director of National Intelligence for Operations”.

○