

109TH CONGRESS
2D SESSION

S. 2660

To amend the National Security Act of 1947 to require notice to Congress of certain declassifications of intelligence information, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 26, 2006

Mrs. FEINSTEIN introduced the following bill; which was read twice and referred to the Select Committee on Intelligence

A BILL

To amend the National Security Act of 1947 to require notice to Congress of certain declassifications of intelligence information, 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. NOTICE TO CONGRESS OF CERTAIN**
4 **DECLASSIFICATIONS OF INTELLIGENCE IN-**
5 **FORMATION.**

6 (a) NOTICE REQUIRED.—

7 (1) IN GENERAL.—Title V of the National Se-
8 curity Act of 1947 (50 U.S.C. 413 et seq.) is
9 amended by adding at the end the following new sec-
10 tion:

1 “NOTICE TO CONGRESS ON CERTAIN DECLASSIFICATIONS
2 OF INTELLIGENCE

3 “SEC. 508. (a) NOTICE REQUIRED.—Not later than
4 15 days after the date of the declassification of any intel-
5 ligence by the President, or Vice President if authorized
6 by Executive Order or other delegation of authority from
7 the President, the President shall submit to the congres-
8 sional intelligence committees notice on the declassifica-
9 tion of such intelligence.

10 “(b) SENSE OF CONGRESS ON ADDITIONAL NO-
11 TICE.—It is the sense of Congress that, in furtherance of
12 the protection of intelligence sources and methods and to
13 ensure appropriate handling and dissemination of intel-
14 ligence, any notice submitted to the congressional intel-
15 ligence committees under subsection (a) should also be
16 submitted to—

17 “(1) the Director of National Intelligence;

18 “(2) the Archivist of the United States; and

19 “(3) the heads of applicable elements of the in-
20 telligence community.

21 “(c) EXCEPTION.—This section does not apply to the
22 declassification of intelligence done as part of the manda-
23 tory or systematic declassification of information as de-
24 scribed by section 3 of Executive Order No. 13292, of
25 March 25, 2003, or any successor Executive Order.”.

1 (2) CLERICAL AMENDMENT.—The table of con-
 2 tents for that Act is amended by inserting after the
 3 item relating to section 507 the following new item:

“Sec. 508. Notice to Congress on certain declassifications of intelligence.”.

4 (b) REPORTS TO CONGRESS ON CERTAIN OFFICIALS
 5 AUTHORIZED TO DECLASSIFY INFORMATION.—

6 (1) INITIAL REPORT.—Not later than 15 days
 7 after the date of the enactment of this Act, the
 8 President shall submit to the congressional intel-
 9 ligence committees a report setting forth a current
 10 list of each official of the Executive Office of the
 11 President, other than the President, who is author-
 12 ized to declassify information other than information
 13 originally classified by such official.

14 (2) UPDATES.—Not later than 15 days after
 15 adding or removing an official from the list required
 16 by paragraph (1), the President shall submit to the
 17 congressional intelligence committees an update of
 18 the list and a notice of the addition or removal of
 19 such official from the list.

20 (3) CONGRESSIONAL INTELLIGENCE COMMIT-
 21 TEES DEFINED.—In this subsection, the term “con-
 22 gressional intelligence committees” means—

23 (A) the Select Committee on Intelligence of
 24 the Senate; and

- 1 (B) the Permanent Select Committee on
- 2 Intelligence of the House of Representatives.

