

“(11) Single shot and semi-automatic (non-automatic) shoulder-fired weapons such as shotguns and bolt action rifles and weapons barrels.

“(12) Handguns.

“(13) Recoil-less rifles up to and including 106mm.

“(14) Man-portable missiles and rockets in a ready-to-fire configuration or when jointly stored or transported with the launcher tube or grip-stock and the explosive round.

“(15) Stinger missiles.

“(16) Dragon, Javelin, light antitank weapon (66mm), shoulder-launched multi-purpose assault weapon rocket (83mm), M136 (AT4) anti-armor launcher and cartridge (84mm).

“(17) Missiles and rockets that are crew-served or require platform-mounted launchers and other equipment to function, including HYDRA-70 rockets and tube-launched optically wire guided (TOW) missiles.

“(18) Missiles and rockets that require platform-mounted launchers and complex hardware equipment to function including the HELLFIRE missile.

“(19) Explosive rounds of any missile or rocket listed in paragraphs (1) through (18).

“(20) Hand or rifle grenades (high-explosive and white phosphorous).

“(21) Antitank or antipersonnel mines.

“(22) Explosives used in demolition operations, C-4, military dynamite, and trinitrotoluene (TNT).

“(23) Warheads for sensitive missiles and rockets weighing less than 50 pounds each.

“(24) Ammunition that is .50 caliber or larger with explosive-filled projectile.

“(25) Incendiary grenades and fuses for high-explosive grenades.

“(26) Blasting caps.

“(27) Supplementary charges.

“(28) Bulk explosives.

“(29) Detonating cord.

“(30) Riot control agents.

“(b) IMMEDIATE REPORTING OF CONFIRMED THEFTS, LOSSES, AND RECOVERIES.—Not later than 72 hours after a confirmed theft, loss, or recovery of a sensitive conventional arm, ammunition, or explosive covered by the report required by subsection (a), the Secretary shall report such theft, loss, or recovery to—

“(1) the National Crime Information Center;

“(2) local law enforcement; and

“(3) the Committees on Armed Services of the Senate and the House of Representatives.”

### § 2723. Notice to congressional committees of certain security and counterintelligence failures within defense programs

(a) REQUIRED NOTIFICATION.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and House of Representatives a notification of each security or counterintelligence failure or compromise of classified information relating to any defense operation, system, or technology of the United States that the Secretary considers likely to cause significant harm or damage to the national security interests of the United States. The Secretary shall consult with the Director of National Intelligence and the Director of the Federal Bureau of Investigation, as appropriate, before submitting any such notification.

(b) MANNER OF NOTIFICATION.—Notification of a failure or compromise of classified information under subsection (a) shall be provided, in accordance with the procedures established pursuant to subsection (c), not later than 30 days after the date on which the Department of Defense determines that the failure or compromise has taken place.

(c) PROCEDURES.—The Secretary of Defense and the Committees on Armed Services of the

Senate and House of Representatives shall each establish such procedures as may be necessary to protect from unauthorized disclosure classified information, information relating to intelligence sources and methods, and sensitive law enforcement information that is submitted to those committees pursuant to this section and that are otherwise necessary to carry out the provisions of this section.

(d) STATUTORY CONSTRUCTION.—(1) Nothing in this section shall be construed as authority to withhold any information from the Committees on Armed Services of the Senate and House of Representatives on the grounds that providing the information to those committees would constitute the unauthorized disclosure of classified information, information relating to intelligence sources and methods, or sensitive law enforcement information.

(2) Nothing in this section shall be construed to modify or supersede any other requirement to report information on intelligence activities to the Congress, including the requirement under section 501 of the National Security Act of 1947 (50 U.S.C. 3091).

(Added Pub. L. 106-65, div. A, title X, §1042(a), Oct. 5, 1999, 113 Stat. 759; amended Pub. L. 110-181, div. A, title IX, §931(a)(13), Jan. 28, 2008, 122 Stat. 285; Pub. L. 110-417, [div. A], title IX, §932(a)(12), Oct. 14, 2008, 122 Stat. 4576; Pub. L. 111-84, div. A, title X, §1073(c)(10), Oct. 28, 2009, 123 Stat. 2475; Pub. L. 113-291, div. A, title X, §1071(c)(12), Dec. 19, 2014, 128 Stat. 3509.)

### Editorial Notes

#### AMENDMENTS

2014—Subsec. (d)(2). Pub. L. 113-291 substituted “(50 U.S.C. 3091)” for “(50 U.S.C. 413)”.

2009—Subsec. (a). Pub. L. 111-84 repealed Pub. L. 110-417, §932(a)(12). See 2008 Amendment note below.

2008—Subsec. (a). Pub. L. 110-181 and Pub. L. 110-417, §932(a)(12), amended subsec. (a) identically, substituting “Director of National Intelligence” for “Director of Central Intelligence”. Pub. L. 110-417, §932(a)(12), was repealed by Pub. L. 111-84. See 2009 Amendment note above.

### Statutory Notes and Related Subsidiaries

#### EFFECTIVE DATE OF 2009 AMENDMENT

Pub. L. 111-84, div. A, title X, §1073(c), Oct. 28, 2009, 123 Stat. 2474, provided in part that the amendment made by section 1073(c)(10) is effective as of Oct. 14, 2008, and as if included in Pub. L. 110-417 as enacted.

### CHAPTER 163—MILITARY CLAIMS

Sec. 2731. 2732. 2733. 2733a. 2734. 2734a.	<p>Definition.</p> <p>Payment of claims: availability of appropriations.</p> <p>Property loss; personal injury or death: incident to noncombat activities of Department of Army, Navy, or Air Force.</p> <p>Medical malpractice claims by members of the uniformed services.</p> <p>Property loss; personal injury or death: incident to noncombat activities of the armed forces; foreign countries.</p> <p>Property loss; personal injury or death: incident to noncombat activities of armed forces in foreign countries; international agreements.</p>
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