

Subsec. (b)(1)(E). Pub. L. 118-159, § 6502(2)(A)(iv), inserted “and coordinating” after “Conducting”.

Subsec. (b)(1)(G). Pub. L. 118-159, § 6502(2)(A)(v), substituted “Coordinating and advancing” for “Conducting”.

Subsec. (b)(2)(B). Pub. L. 118-159, § 6502(2)(B)(i), struck out “and analysis” after “coordinating the collection”.

Subsec. (b)(2)(C). Pub. L. 118-159, § 6502(2)(B)(iii), added subpar. (C). Former subpar. (C) redesignated (D).

Subsec. (b)(2)(D). Pub. L. 118-159, § 6502(2)(B)(ii), (iv), redesignated subpar. (C) as (D) and inserted “on matters relating to biosecurity and foreign biological threats” after “public health”. Former subpar. (D) redesignated (E).

Subsec. (b)(2)(E). Pub. L. 118-159, § 6502(2)(B)(ii), redesignated subpar. (D) as (E). Former subpar. (E) redesignated (F).

Subsec. (b)(2)(F). Pub. L. 118-159, § 6502(2)(B)(v), which directed insertion of “and authorities” after “capabilities”, was executed by making the insertion after “capabilities” the second place appearing, to reflect the probable intent of Congress.

Pub. L. 118-159, § 6502(2)(B)(ii), redesignated subpar. (E) as (F).

Subsec. (b)(2)(G). Pub. L. 118-159, § 6502(2)(B)(vi), added subpar. (G).

2022—Pub. L. 117-103, § 401(a), (d), substituted “Counterproliferation and Biosecurity” for “Counter Proliferation” in section catchline and “National Counterproliferation and Biosecurity Center” for “National Counter Proliferation Center” and “counterproliferation” for “counter proliferation” wherever appearing in text.

Subsec. (a)(1). Pub. L. 117-103, § 401(b)(1), inserted dash after “government tools to” and subpar. (A) designation before “prevent” and added subpar. (B).

Subsec. (a)(4). Pub. L. 117-103, § 401(b)(2), added par. (4).

Subsec. (b). Pub. L. 117-103, § 401(c), designated introductory provisions as par. (1) and inserted heading, redesignated former pars. (1) to (7) as subpars. (A) to (G), respectively, of par. (1) and realigned margins, and added par. (2).

2010—Subsec. (a). Pub. L. 111-259 designated existing provisions as par. (1), substituted “The” for “Not later than 18 months after December 17, 2004, the”, and added pars. (2) and (3).

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

For Determination by President that section take effect on Apr. 21, 2005, see Memorandum of President of the United States, Apr. 21, 2005, 70 F.R. 23925, set out as a note under section 3001 of this title.

Section effective not later than six months after Dec. 17, 2004, except as otherwise expressly provided, see section 1097(a) of Pub. L. 108-458, set out in an Effective Date of 2004 Amendment; Transition Provisions note under section 3001 of this title.

REFERENCE TO NATIONAL COUNTER PROLIFERATION CENTER

Pub. L. 117-103, div. X, title IV, § 401(e), Mar. 15, 2022, 136 Stat. 975, provided that: “Any reference in any law, regulation, guidance, instruction, or other document of the United States Government to the National Counter Proliferation Center shall be deemed to refer to the National Counterproliferation and Biosecurity Center.”

Executive Documents

DELEGATION OF FUNCTIONS

Reporting functions of President under this section assigned to the Director of National Intelligence by section 3 of Memorandum of President of the United States, Apr. 21, 2005, 70 F.R. 48633, set out as a note under section 301 of Title 3, The President.

§ 3058. National Intelligence Centers

(a) Authority to establish

The Director of National Intelligence may establish one or more national intelligence centers to address intelligence priorities, including, but not limited to, regional issues.

(b) Resources of directors of centers

(1) The Director of National Intelligence shall ensure that the head of each national intelligence center under subsection (a) has appropriate authority, direction, and control of such center, and of the personnel assigned to such center, to carry out the assigned mission of such center.

(2) The Director of National Intelligence shall ensure that each national intelligence center has appropriate personnel to accomplish effectively the mission of such center.

(c) Information sharing

The Director of National Intelligence shall, to the extent appropriate and practicable, ensure that each national intelligence center under subsection (a) and the other elements of the intelligence community share information in order to facilitate the mission of such center.

(d) Mission of centers

Pursuant to the direction of the Director of National Intelligence, each national intelligence center under subsection (a) may, in the area of intelligence responsibility assigned to such center—

(1) have primary responsibility for providing all-source analysis of intelligence based upon intelligence gathered both domestically and abroad;

(2) have primary responsibility for identifying and proposing to the Director of National Intelligence intelligence collection and analysis and production requirements; and

(3) perform such other duties as the Director of National Intelligence shall specify.

(e) Review and modification of centers

The Director of National Intelligence shall determine on a regular basis whether—

(1) the area of intelligence responsibility assigned to each national intelligence center under subsection (a) continues to meet appropriate intelligence priorities; and

(2) the staffing and management of such center remains appropriate for the accomplishment of the mission of such center.

(f) Termination

The Director of National Intelligence may terminate any national intelligence center under subsection (a).

(g) Separate budget account

The Director of National Intelligence shall, as appropriate, include in the National Intelligence Program budget a separate line item for each national intelligence center under subsection (a).

(July 26, 1947, ch. 343, title I, § 119B, as added Pub. L. 108-458, title I, § 1023, Dec. 17, 2004, 118 Stat. 3676.)

Editorial Notes

CODIFICATION

Section was formerly classified to section 4040-2 of this title prior to editorial reclassification and renumbering as this section.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE

For Determination by President that section take effect on Apr. 21, 2005, see Memorandum of President of the United States, Apr. 21, 2005, 70 F.R. 23925, set out as a note under section 3001 of this title.

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§ 3059. Foreign Malign Influence Center**(a) Establishment**

There is within the Office of the Director of National Intelligence a Foreign Malign Influence Center (in this section referred to as the “Center”).

(b) Functions and composition

The Center shall—

(1) be comprised of analysts from all elements of the intelligence community, including elements with diplomatic and law enforcement functions;

(2) have access to all intelligence and other reporting possessed or acquired by the United States Government pertaining to foreign malign influence;

(3) serve as the primary organization in the United States Government for analyzing and integrating all intelligence possessed or acquired by the United States Government pertaining to foreign malign influence; and

(4) provide to employees and officers of the Federal Government in policy-making positions and Congress comprehensive assessments, and indications and warnings, of foreign malign influence.

(c) Director**(1) Appointment**

There is a Director of the Center, who shall be the head of the Center, and who shall be appointed by the Director of National Intelligence.

(2) Role

The Director of the Center shall—

(A) report directly to the Director of National Intelligence;

(B) carry out the functions under subsection (b); and

(C) at the request of the President or the Director of National Intelligence, develop and provide recommendations for potential responses by the United States to foreign malign influence.

(d) Annual reports**(1) In general**

In addition to the matters submitted pursuant to subsection (b)(4), at the direction of the Director of National Intelligence, but not less

than once each year, the Director of the Center shall submit to the congressional intelligence committees, the Committee on Foreign Affairs of the House of Representatives, and the Committee on Foreign Relations of the Senate a report on foreign malign influence.

(2) Matters included

Each report under paragraph (1) shall include, with respect to the period covered by the report, a discussion of the following:

(A) The most significant activities of the Center.

(B) Any recommendations the Director determines necessary for legislative or other actions to improve the ability of the Center to carry out its functions, including recommendations regarding the protection of privacy and civil liberties.

(e) Termination

After December 31, 2028, the Director of National Intelligence may terminate the Center, but only if the Director of National Intelligence submits to the congressional intelligence committees, the Subcommittee on Defense of the Committee on Appropriations of the Senate, and the Subcommittee on Defense of the Committee on Appropriations of the House of Representatives a determination that the termination of the Center is appropriate, which includes—

(1) a detailed description that other offices or entities within the intelligence community—

(A) have the capabilities to perform the functions of the Center; and

(B) will exercise the functions of the Center upon the termination of the Center; and

(2) a detailed description of—

(A) the actions the Director of National Intelligence will take to conduct an orderly wind-down of the activities of the Center; and

(B) the proposed timeline for such actions.

(f) Definitions

In this section:

(1) Covered foreign country

The term “covered foreign country” means the following:

(A) The Russian Federation.

(B) The Islamic Republic of Iran.

(C) The Democratic People’s Republic of Korea.

(D) The People’s Republic of China.

(E) Any other foreign country that the Director of the Center determines appropriate for purposes of this section.

(2) Foreign malign influence

The term “foreign malign influence” means any hostile effort undertaken by, at the direction of, or on behalf of or with the substantial support of, the government of a covered foreign country with the objective of influencing, through overt or covert means—

(A) the political, military, economic, or other policies or activities of the United States Government or State or local governments, including any election within the United States; or