

other annual submission from the Director to the congressional intelligence committees.

(July 26, 1947, ch. 343, title X, § 1033, as added Pub. L. 116-260, div. W, title III, § 305(a), Dec. 27, 2020, 134 Stat. 2366.)

#### Statutory Notes and Related Subsidiaries

##### PLAN REGARDING PERSONNEL AT NATIONAL INTELLIGENCE UNIVERSITY

Pub. L. 116-260, div. W, title III, § 305(b), Dec. 27, 2020, 134 Stat. 2367, provided that:

“(1) INITIAL SUBMISSION.—Not later than 180 days after the date of the enactment of this Act [Dec. 27, 2020], the Director of National Intelligence shall submit to the congressional intelligence committees [Select Committee on Intelligence and Committee on Appropriations of the Senate and Permanent Select Committee on Intelligence and Committee on Appropriations of the House of Representatives] the first submission required by section 1033(a) of the National Security Act of 1947 [50 U.S.C. 3227b(a)], as added by subsection (a).

“(2) CERTAIN REQUIREMENT NOT APPLICABLE.—Subsection (c) of section 1033 of the National Security Act of 1947 [50 U.S.C. 3227b(c)], as added by subsection (a), shall not apply to the submittal under paragraph (1) of this subsection.”

#### § 3227c. Continued applicability of the Federal Advisory Committee Act to the Board of Visitors

The Federal Advisory Committee Act (5 U.S.C. App.)<sup>1</sup> shall continue to apply to the Board of Visitors of the National Intelligence University on and after the transfer date.

(July 26, 1947, ch. 343, title X, § 1034, as added Pub. L. 116-260, div. W, title III, § 305(a), Dec. 27, 2020, 134 Stat. 2367.)

#### Editorial Notes

##### REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in text, is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, which was set out in the Appendix to Title 5, Government Organization and Employees, and was substantially repealed and restated in chapter 10 (§ 1001 et seq.) of Title 5 by Pub. L. 117-286, §§ 3(a), 7, Dec. 27, 2022, 136 Stat. 4197, 4361. For disposition of sections of the Act into chapter 10 of Title 5, see Disposition Table preceding section 101 of Title 5.

#### SUBCHAPTER IX—ADDITIONAL MISCELLANEOUS PROVISIONS

#### § 3231. Applicability to United States intelligence activities of Federal laws implementing international treaties and agreements

##### (a) In general

No Federal law enacted on or after December 27, 2000, that implements a treaty or other international agreement shall be construed as making unlawful an otherwise lawful and authorized intelligence activity of the United States Government or its employees, or any other person to the extent such other person is carrying out such activity on behalf of, and at the direction of, the United States, unless such Federal law specifically addresses such intelligence activity.

<sup>1</sup> See References in Text note below.

#### (b) Authorized intelligence activities

An intelligence activity shall be treated as authorized for purposes of subsection (a) if the intelligence activity is authorized by an appropriate official of the United States Government, acting within the scope of the official duties of that official and in compliance with Federal law and any applicable Presidential directive.

(July 26, 1947, ch. 343, title XI, § 1101, formerly title X, § 1001, as added Pub. L. 106-567, title III, § 308(a), Dec. 27, 2000, 114 Stat. 2839; renumbered title XI, § 1101, Pub. L. 107-306, title III, § 331(a)(1), (2), Nov. 27, 2002, 116 Stat. 2394.)

#### Editorial Notes

##### CODIFICATION

Section was formerly classified to section 442 of this title prior to editorial reclassification and renumbering as this section.

#### § 3232. Counterintelligence initiatives

##### (a) Inspection process

In order to protect intelligence sources and methods from unauthorized disclosure, the Director of National Intelligence shall establish and implement an inspection process for all agencies and departments of the United States that handle classified information relating to the national security of the United States intended to assure that those agencies and departments maintain effective operational security practices and programs directed against counterintelligence activities.

##### (b) Annual review of dissemination lists

The Director of National Intelligence shall establish and implement a process for all elements of the intelligence community to review, on an annual basis, individuals included on distribution lists for access to classified information. Such process shall ensure that only individuals who have a particularized “need to know” (as determined by the Director) are continued on such distribution lists.

##### (c) Completion of financial disclosure statements required for access to certain classified information

The Director of National Intelligence shall establish and implement a process by which each head of an element of the intelligence community directs that all employees of that element, in order to be granted access to classified information referred to in subsection (a) of section 1.3 of Executive Order No. 12968 (August 2, 1995; 60 Fed. Reg. 40245; [former] 50 U.S.C. 435 note [now 50 U.S.C. 3161 note]), submit financial disclosure forms as required under subsection (b) of such section.

##### (d) Arrangements to handle sensitive information

The Director of National Intelligence shall establish, for all elements of the intelligence community, programs and procedures by which sensitive classified information relating to human intelligence is safeguarded against unauthorized disclosure by employees of those elements.

(July 26, 1947, ch. 343, title XI, § 1102, as added Pub. L. 108-177, title III, § 341(a)(1), Dec. 13, 2003,