

AMENDMENT NO. _____ Calendar No. _____

Purpose: To improve the bill.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. 1386

To provide for enhanced embassy security, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. MENENDEZ
(for himself and Mr. CORKER)

Viz:

1 On page 3, line 25, insert “, and should take into
2 consideration the priorities of other government agencies
3 that are contributing to the Capital Security Cost Sharing
4 Program when replacing or upgrading diplomatic facili-
5 ties” after “102”.

6 Beginning on page 4, line 23, strike “Funding appro-
7 priated” and all that follows through “paragraph (1).” on
8 page 5, line 3.

9 Strike section 104 and insert the following:

1 **SEC. 104. FOREIGN AFFAIRS SECURITY TRAINING.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-
3 gress that—

4 (1) Department of State employees and their
5 families deserve improved and efficient programs
6 and facilities for high threat training and training
7 on risk management decision processes;

8 (2) improved and efficient high threat, high risk
9 training is consistent with the Benghazi Account-
10 ability Review Board (ARB) recommendation num-
11 ber 17;

12 (3) improved and efficient security training
13 should take advantage of training synergies that al-
14 ready exist, like training with, or in close proximity
15 to, Fleet Antiterrorism Security Teams (FAST),
16 special operations forces, or other appropriate mili-
17 tary and security assets; and

18 (4) the Secretary of State should undertake
19 temporary measures, including leveraging the avail-
20 ability of existing government and private sector
21 training facilities, to the extent appropriate to meet
22 the critical security training requirements of the De-
23 partment of State.

24 (b) AUTHORIZATION OF APPROPRIATIONS FOR IMME-
25 DIATE SECURITY TRAINING FOR HIGH THREAT, HIGH
26 RISK ENVIRONMENTS.—There is authorized to be appro-

1 priated for the Department of State \$100,000,000 for im-
2 proved immediate security training for high threat, high
3 risk security environments, including through the utiliza-
4 tion of government or private sector facilities to meet crit-
5 ical security training requirements.

6 (c) ADDITIONAL AUTHORIZATION OF APPROPRIA-
7 TIONS FOR LONG-TERM SECURITY TRAINING FOR HIGH
8 THREAT, HIGH RISK ENVIRONMENTS.—

9 (1) IN GENERAL.—There is authorized to be
10 appropriated \$350,000,000 for the acquisition, con-
11 struction, and operation of a new Foreign Affairs
12 Security Training Center or expanding existing gov-
13 ernment training facilities, subject to the certifi-
14 cation requirement in paragraph (2).

15 (2) REQUIRED CERTIFICATION.—Not later than
16 15 days prior to the obligation or expenditure of any
17 funds authorized to be appropriated pursuant to
18 paragraph (1), the President shall certify to the ap-
19 propriate congressional committees that the acquisi-
20 tion, construction, and operation of a new Foreign
21 Affairs Security Training Center, or the expansion
22 of existing government training facilities, is nec-
23 essary to meet long-term security training require-
24 ments for high threat, high risk environments.

1 (3) EFFECT OF CERTIFICATION.—If the certifi-
2 cation in paragraph (2) is made—

3 (A) up to \$100,000,000 of the funds au-
4 thorized to be appropriated under subsection
5 (b) shall also be authorized for the purposes set
6 forth in paragraph (1); or

7 (B) up to \$100,000,000 of funds available
8 for the acquisition, construction, or operation of
9 Department of State facilities may be trans-
10 ferred and used for the purposes set forth in
11 paragraph (1).

12 (d) USE OF FUNDS APPROPRIATED UNDER THE
13 AMERICAN REINVESTMENT AND RECOVERY ACT OF
14 2009.—Of the funds appropriated to the Department of
15 State under title XI of the American Reinvestment and
16 Recovery Act of 2009 (Public Law 111–5), \$54,545,177
17 is to remain available until September 30, 2016, for activi-
18 ties consistent with subsections (b) and (c).

19 On page 21, lines 11 and 12, strike “Secretary of
20 State shall submit to the appropriate congressional com-
21 mittees” and insert “the Secretary of State, in consulta-
22 tion with the Director of National Intelligence and the
23 Secretary of Defense, shall submit to the Committee on
24 Foreign Relations, the Select Committee on Intelligence,

1 and the Committee on Armed Services of the Senate and
2 the Committee on Foreign Affairs, the Permanent Select
3 Committee on Intelligence, and the Committee on Armed
4 Services of the House of Representatives”.

5 At the end of title IV, add the following:

6 **SEC. 403. DESIGNATION AND REPORTING FOR HIGH-RISK**
7 **COUNTERINTELLIGENCE THREAT POSTS.**

8 (a) REPORT REQUIRED.—Not later than 180 days
9 after the date of the enactment of this Act, the Secretary
10 of State, in conjunction with appropriate officials in the
11 intelligence community and the Secretary of Defense, shall
12 submit to the appropriate committees of Congress a report
13 assessing the counterintelligence threat to United States
14 diplomatic facilities in Priority 1 Counterintelligence
15 Threat Nations, including—

16 (1) an assessment of the use of locally employed
17 staff and guard forces and a listing of diplomatic fa-
18 cilities in Priority 1 Counterintelligence Threat Na-
19 tions without controlled access areas; and

20 (2) recommendations for mitigating any coun-
21 terintelligence threats and for any necessary facility
22 upgrades, including costs assessment of any rec-
23 ommended mitigation or upgrades so recommended.

24 (b) DEFINITIONS.—In this section:

1 (1) APPROPRIATE COMMITTEES OF CON-
2 GRESS.—The term “appropriate committees of Con-
3 gress” means—

4 (A) the Committee on Foreign Relations,
5 the Select Committee on Intelligence, the Com-
6 mittee on Armed Services, and the Committee
7 on Appropriations of the Senate; and

8 (B) the Committee on Foreign Affairs, the
9 Permanent Select Committee on Intelligence,
10 the Committee on Armed Services, and the
11 Committee on Appropriations of the House of
12 Representatives.

13 (2) PRIORITY 1 COUNTERINTELLIGENCE
14 THREAT NATION.—The term “Priority 1 Counter-
15 intelligence Threat Nation” means a country des-
16 ignated as such by the October 2012 National Intel-
17 ligence Priorities Framework (NIPF).

18 **SEC. 404. COMPTROLLER GENERAL REPORT ON IMPLE-**
19 **MENTATION OF BENGHAZI ACCOUNTABILITY**
20 **REVIEW BOARD RECOMMENDATIONS.**

21 (a) IN GENERAL.—Not later than 120 days after the
22 date of the enactment of this Act, the Comptroller General
23 of the United States shall submit to the Committee on
24 Foreign Relations of the Senate and the Committee on
25 Foreign Affairs of the House of Representatives a report

1 on the progress of the Department of State in imple-
2 menting the recommendations of the Benghazi Account-
3 ability Review Board.

4 (b) CONTENT.—The report required under subsection
5 (a) shall include—

6 (1) an assessment of the progress the Depart-
7 ment of State has made in implementing each spe-
8 cific recommendation of the Accountability Review
9 Board; and

10 (2) a description of any impediments to rec-
11 ommended reforms, such as budget constraints, bu-
12 reaucratic obstacles within the Department or in the
13 broader interagency community, or limitations under
14 current law.

15 (c) FORM.—The report required under subsection (a)
16 shall be submitted in unclassified form but may contain
17 a classified annex.

18 **SEC. 405. SECURITY ENVIRONMENT THREAT LIST BRIEF-**
19 **INGS.**

20 (a) IN GENERAL.—Not later than 90 days after the
21 date of the enactment of this Act, and upon each subse-
22 quent update of the Security Environment Threat List
23 (SETL), the Bureau of Diplomatic Security shall provide
24 classified briefings to the appropriate congressional com-
25 mittees on the SETL.

1 (b) CONTENT.—The briefings required under sub-
2 section (a) shall include—

3 (1) an overview of the SETL; and

4 (2) a summary assessment of the security pos-
5 ture of those facilities where the SETL assesses the
6 threat environment to be most acute, including fac-
7 tors that informed such assessment.

8 At the end, add the following:

9 **TITLE VI—OTHER MATTERS**

10 **SEC. 601. ENHANCED QUALIFICATIONS FOR DEPUTY AS-**
11 **SISTANT SECRETARY OF STATE FOR HIGH**
12 **THREAT, HIGH RISK POSTS.**

13 The Omnibus Diplomatic Security and Antiterrorism
14 Act of 1986 is amended by inserting after section 206 (22
15 U.S.C. 4824) the following new section:

16 **“SEC. 207. DEPUTY ASSISTANT SECRETARY OF STATE FOR**
17 **HIGH THREAT, HIGH RISK POSTS.**

18 “The individual serving as Deputy Assistant Sec-
19 retary of State for High Threat, High Risk Posts shall
20 have one or more of the following qualifications:

21 “(1) Service during the last six years at one or
22 more posts designated as High Threat, High Risk
23 by the Department of State at the time of service.

1 “(2) Previous service as the office director or
2 deputy director of one or more of the following De-
3 partment of State offices or successor entities car-
4 rying out substantively equivalent functions:

5 “(A) The Office of Mobile Security Deploy-
6 ments.

7 “(B) The Office of Special Programs and
8 Coordination.

9 “(C) The Office of Overseas Protective Op-
10 erations.

11 “(D) The Office of Physical Security Pro-
12 grams.

13 “(E) The Office of Intelligence and Threat
14 Analysis.

15 “(3) Previous service as the Regional Security
16 Officer at two or more overseas posts.

17 “(4) Other government or private sector experi-
18 ence substantially equivalent to service in the posi-
19 tions listed in paragraphs (1) through (3).”.