

1 “(B) A local government with jurisdiction
2 over an eligible community.”;

3 (2) in subsection (b), by striking “border
4 State” and inserting “covered entity”;

5 (3) in subsection (d), by striking “shall not ex-
6 ceed 50 percent” and inserting “may not be less
7 than 80 percent”; and

8 (4) in subsection (e)—

9 (A) by striking “\$25,000,000” and insert-
10 ing “\$100,000,000”; and

11 (B) by striking “1997 through 1999” and
12 inserting “2023 through 2027”.

13 **DIVISION I—DEPARTMENT OF** 14 **STATE AUTHORIZATIONS**

15 **SEC. 9001. SHORT TITLE.**

16 This division may be cited as the “Department of
17 State Authorization Act of 2022”.

18 **SEC. 9002. DEFINITIONS.**

19 In this division:

20 (1) **ADMINISTRATOR.**—The term “Adminis-
21 trator” means the Administrator of USAID.

22 (2) **APPROPRIATE CONGRESSIONAL COMMIT-**
23 **TEES.**—The term “appropriate congressional com-
24 mittees” means the Committee on Foreign Relations

1 of the Senate and the Committee on Foreign Affairs
2 of the House of Representatives.

3 (3) DEPARTMENT.—Unless otherwise specified,
4 the term “Department” means the Department of
5 State.

6 (4) SECRETARY.—Unless otherwise specified,
7 the term “Secretary” means the Secretary of State.

8 (5) USAID.—The term “USAID” means the
9 United States Agency for International Develop-
10 ment.

11 **TITLE XCI—ORGANIZATION AND**
12 **OPERATIONS OF THE DE-**
13 **PARTMENT OF STATE**

14 **SEC. 9101. MODERNIZING THE BUREAU OF ARMS CONTROL,**
15 **VERIFICATION, AND COMPLIANCE AND THE**
16 **BUREAU OF INTERNATIONAL SECURITY AND**
17 **NONPROLIFERATION.**

18 It is the sense of Congress that—

19 (1) the Secretary should take steps to address
20 staffing shortfalls in the chemical, biological, and
21 nuclear weapons issue areas in the Bureau of Arms
22 Control, Verification and Compliance and in the Bu-
23 reau of International Security and Nonproliferation;

24 (2) maintaining a fully staffed and resourced
25 Bureau of Arms Control, Verification and Compli-

1 ance and Bureau of International Security and Non-
2 proliferation is necessary to effectively confront the
3 threat of increased global proliferation; and

4 (3) the Secretary, acting through the Bureau of
5 Arms Control, Verification and Compliance and the
6 Bureau of International Security and Nonprolifera-
7 tion, should increase efforts and dedicate resources
8 to combat the dangers posed by the People’s Repub-
9 lic of China’s conventional and nuclear build-up, the
10 Russian Federation’s tactical nuclear weapons and
11 new types of nuclear weapons, bioweapons prolifera-
12 tion, dual use of life sciences research, and chemical
13 weapons.

14 **SEC. 9102. NOTIFICATION TO CONGRESS FOR UNITED**
15 **STATES NATIONALS UNLAWFULLY OR**
16 **WRONGFULLY DETAINED ABROAD.**

17 Section 302 of the Robert Levinson Hostage Recov-
18 ery and Hostage-Taking Accountability Act (22 U.S.C.
19 1741) is amended—

20 (1) in subsection (a), in the matter preceding
21 paragraph (1), by inserting “, as expeditiously as
22 possible,” after “review”; and

23 (2) by amending subsection (b) to read as fol-
24 lows:

1 “(b) REFERRALS TO SPECIAL ENVOY; NOTIFICATION
2 TO CONGRESS.—

3 “(1) IN GENERAL.—Upon a determination by
4 the Secretary of State, based on the totality of the
5 circumstances, that there is credible information
6 that the detention of a United States national
7 abroad is unlawful or wrongful, and regardless of
8 whether the detention is by a foreign government or
9 a nongovernmental actor, the Secretary shall—

10 “(A) expeditiously transfer responsibility
11 for such case from the Bureau of Consular Af-
12 fairs of the Department of State to the Special
13 Presidential Envoy for Hostage Affairs; and

14 “(B) not later than 14 days after such de-
15 termination, notify the Committee on Foreign
16 Relations of the Senate, the Select Committee
17 on Intelligence of the Senate, the Committee on
18 Foreign Affairs of the House of Representa-
19 tives, and the Permanent Select Committee on
20 Intelligence of the House of Representatives of
21 such determination and provide such commit-
22 tees with a summary of the facts that led to
23 such determination.

24 “(2) FORM.—The notification described in
25 paragraph (1)(B) may be classified, if necessary.”.

1 **SEC. 9103. FAMILY ENGAGEMENT COORDINATOR.**

2 Section 303 of the Robert Levinson Hostage Recov-
3 ery and Hostage-Taking Accountability Act (22 U.S.C.
4 1741a) is amended by adding at the end the following:

5 “(d) FAMILY ENGAGEMENT COORDINATOR.—There
6 shall be, in the Office of the Special Presidential Envoy
7 for Hostage Affairs, a Family Engagement Coordinator,
8 who shall ensure—

9 “(1) for a United States national unlawfully or
10 wrongfully detained abroad, that—

11 “(A) any interaction by executive branch
12 officials with any family member of such United
13 States national occurs in a coordinated fashion;

14 “(B) such family member receives con-
15 sistent and accurate information from the
16 United States Government; and

17 “(C) appropriate coordination with the
18 Family Engagement Coordinator described in
19 section 304(c)(2); and

20 “(2) for a United States national held hostage
21 abroad, that any engagement with a family member
22 is coordinated with, consistent with, and not duplica-
23 tive of the efforts of the Family Engagement Coordi-
24 nator described in section 304(c)(2).”.

1 **SEC. 9104. REWARDS FOR JUSTICE.**

2 Section 36(b) of the State Department Basic Au-
3 thorities Act of 1956 (22 U.S.C. 2708(b)) is amended—

4 (1) in paragraph (4), by striking “or (10);” and
5 inserting “(10), or (14);”;

6 (2) in paragraph (12), by striking “or” at the
7 end;

8 (3) in paragraph (13), by striking the period at
9 the end and inserting “; or”; and

10 (4) by adding at the end the following:

11 “(14) the prevention, frustration, or resolution
12 of the hostage taking of a United States person, the
13 identification, location, arrest, or conviction of a per-
14 son responsible for the hostage taking of a United
15 States person, or the location of a United States
16 person who has been taken hostage, in any coun-
17 try.”.

18 **SEC. 9105. ENSURING GEOGRAPHIC DIVERSITY AND ACCES-**
19 **SIBILITY OF PASSPORT AGENCIES.**

20 (a) SENSE OF CONGRESS.—It is the sense of Con-
21 gress that Department initiatives to expand passport serv-
22 ices and accessibility, including through online moderniza-
23 tion projects, should include the construction of new phys-
24 ical passport agencies.

1 (b) REVIEW.—The Secretary shall conduct a review
2 of the geographic diversity and accessibility of existing
3 passport agencies to identify—

4 (1) the geographic areas in the continental
5 United States that are farther than 6 hours' driving
6 distance from the nearest passport agency;

7 (2) the per capita demand for passport services
8 in the areas described in paragraph (1); and

9 (3) a plan to ensure that in-person services at
10 physical passport agencies are accessible to all eligi-
11 ble Americans, including Americans living in large
12 population centers, in rural areas, and in States with
13 a high per capita demand for passport services.

14 (c) CONSIDERATIONS.—The Secretary shall consider
15 the metrics identified in paragraphs (1) and (2) of sub-
16 section (b) when determining locations for the establish-
17 ment of new physical passport agencies.

18 (d) REPORT.—Not later than 180 days after the date
19 of the enactment of this Act, the Secretary shall submit
20 a report to the Committee on Foreign Relations of the
21 Senate, the Committee on Appropriations of the Senate,
22 the Committee on Foreign Affairs of the House of Rep-
23 resentatives, and the Committee on Appropriations of the
24 House of Representatives that contains the findings of the
25 review conducted pursuant to subsection (b).

1 **SEC. 9106. CULTURAL ANTIQUITIES TASK FORCE.**

2 The Secretary is authorized to use up to \$1,200,000
3 for grants to carry out the activities of the Cultural Antiq-
4 uities Task Force.

5 **SEC. 9107. OFFICE OF SANCTIONS COORDINATION.**

6 (a) EXTENSION OF AUTHORITIES.—Section 1 of the
7 State Department Basic Authorities Act of 1956 (22
8 U.S.C. 2651a) is amended, in paragraph (4)(B) of sub-
9 section (l), as redesignated by section 9502(a)(2) of this
10 Act, by striking “the date that is two years after the date
11 of the enactment of this subsection” and inserting “De-
12 cember 31, 2024”.

13 (b) BRIEFING.—Not later than 90 days after the date
14 of the enactment of this Act, the Secretary of the Treas-
15 ury, or the Secretary’s designee, shall brief the appro-
16 priate congressional committees with respect to the steps
17 that the Office of Sanctions Coordination has taken to co-
18 ordinate its activities with the Department of the Treasury
19 and humanitarian aid programs, in an effort to help en-
20 sure appropriate flows of humanitarian assistance and
21 goods to countries subject to United States sanctions.

22 **SEC. 9108. SENSE OF CONGRESS AND STRATEGIC PLAN RE-**
23 **GARDING THE DEPARTMENT OF STATE’S**
24 **UNIT FOR SUBNATIONAL DIPLOMACY.**

25 (a) DEFINITIONS.—In this section:

1 (1) MUNICIPAL.—The term “municipal” means
2 the government of a city in the United States with
3 a population of not fewer than 100,000 people.

4 (2) STATE.—The term “State” means the 50
5 States of the United States, the District of Colum-
6 bia, and any territory or possession of the United
7 States.

8 (3) SUBNATIONAL ENGAGEMENT.—The term
9 “subnational engagement” means formal meetings
10 or events between elected officials of a State or mu-
11 nicipal government and their foreign counterparts.

12 (b) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that—

14 (1) the growth of subnational cooperation has
15 enabled States and municipalities to play an increas-
16 ingly significant role in foreign policy and com-
17 plement the efforts of the Department;

18 (2) the Department’s recently established Unit
19 for Subnational Diplomacy will play a critical role in
20 leveraging the Department’s resources to support
21 State and municipal governments in conducting sub-
22 national engagement and increasing cooperation with
23 foreign allies and partners; and

24 (3) in facilitating such subnational engage-
25 ments, the Department should engage with a broad

1 array of United States cities without regard to their
2 population size or location;

3 (c) STRATEGIC PLAN.—The Special Representative
4 for Subnational Diplomacy shall submit a strategic plan
5 to the appropriate congressional committees for the oper-
6 ations of the Unit for Subnational Diplomacy, including
7 the Department’s plans for—

8 (1) supporting subnational engagements involv-
9 ing policymakers from urban and rural areas to im-
10 prove United States foreign policy effectiveness;

11 (2) enhancing the awareness, understanding,
12 and involvement of United States citizens, including
13 citizens residing in urban and rural areas, in the for-
14 eign policy process;

15 (3) countering subnational diplomacy efforts
16 from adversarial nations;

17 (4) strengthening engagement with foreign sub-
18 national governments; and

19 (5) any other operations that the Secretary de-
20 termines to be relevant.

21 (d) RULE OF CONSTRUCTION.—Nothing in this sub-
22 section may be construed to preclude—

23 (1) the Unit for Subnational Diplomacy Office
24 from being elevated to a bureau within the Depart-
25 ment; or

1 (2) the Special Representative for Subnational
2 Diplomacy from being elevated to an Assistant Sec-
3 retary if the addition of such Assistant Secretary po-
4 sition does not increase the number of Assistant
5 Secretary positions at the Department above the
6 number of such positions authorized under section
7 1(c)(1) of the State Department Basic Authorities
8 Act of 1956 (22 U.S.C. 2651a(c)(1)).

9 **TITLE XCII—PERSONNEL ISSUES**

10 **SEC. 9201. DEPARTMENT OF STATE PAID STUDENT INTERN-** 11 **SHIP PROGRAM.**

12 (a) IN GENERAL.—The Secretary shall establish the
13 Department of State Student Internship Program (re-
14 ferred to in this section as the “Program”) to offer intern-
15 ship opportunities at the Department to eligible students
16 to raise awareness of the essential role of diplomacy in
17 the conduct of United States foreign policy and the real-
18 ization of United States foreign policy objectives.

19 (b) ELIGIBILITY.—

20 (1) IN GENERAL.—An applicant is eligible to
21 participate in the Program if the applicant is en-
22 rolled at—

23 (A) an institution of higher education (as
24 such term is defined in section 102(a) of the

1 Higher Education Act of 1965 (20 U.S.C.
2 1002(a)); or

3 (B) an institution of higher education
4 based outside the United States, as determined
5 by the Secretary of State.

6 (2) ADDITIONAL ELIGIBILITY CRITERIA.—An
7 applicant in the Program should be—

8 (A) enrolled at least half-time in an insti-
9 tution described in paragraph (1); and

10 (B) eligible to receive and hold an appro-
11 priate security clearance.

12 (c) SELECTION.—The Secretary shall establish selec-
13 tion criteria for students to be admitted into the Program
14 that includes a demonstrated interest in a career in for-
15 eign affairs.

16 (d) OUTREACH.—The Secretary shall—

17 (1) widely advertise the Program, including—

18 (A) on the internet;

19 (B) through the Department’s Diplomats
20 in Residence program; and

21 (C) through other outreach and recruiting
22 initiatives targeting undergraduate and grad-
23 uate students; and

24 (2) conduct targeted outreach to encourage par-
25 ticipation in the Program from—

1 (A) individuals belonging to an underrep-
2 resented group; and

3 (B) students enrolled at minority-serving
4 institutions (which shall include any institution
5 listed in section 371(a) of the Higher Education
6 Act of 1965 (20 U.S.C. 1067q(a)).

7 (e) COMPENSATION.—

8 (1) HOUSING ASSISTANCE.—

9 (A) ABROAD.—The Secretary shall provide
10 housing assistance to any student participating
11 in the Program whose permanent address is
12 within the United States if the location of the
13 internship in which such student is partici-
14 pating is outside of the United States.

15 (B) DOMESTIC.—The Secretary may pro-
16 vide housing assistance to a student partici-
17 pating in the Program whose permanent ad-
18 dress is within the United States if the location
19 of the internship in which such student is par-
20 ticipating is more than 50 miles away from
21 such student's permanent address.

22 (2) TRAVEL ASSISTANCE.—The Secretary shall
23 provide a student participating in the Program
24 whose permanent address is within the United
25 States with financial assistance that is sufficient to

1 cover the travel costs of a single round trip by air,
2 train, bus, or other appropriate transportation be-
3 tween the student's permanent address and the loca-
4 tion of the internship in which such student is par-
5 ticipating if such location is—

6 (A) more than 50 miles from the student's
7 permanent address; or

8 (B) outside of the United States.

9 (f) WORKING WITH INSTITUTIONS OF HIGHER EDU-
10 CATION.—The Secretary, to the maximum extent prac-
11 ticable, shall structure internships to ensure that such in-
12 ternships satisfy criteria for academic credit at the institu-
13 tions of higher education in which participants in such in-
14 ternships are enrolled.

15 (g) TRANSITION PERIOD.—

16 (1) IN GENERAL.—Except as provided in para-
17 graphs (2) and (3), beginning not later than 2 years
18 after the date of the enactment of this Act—

19 (A) the Secretary shall convert unpaid in-
20 ternship programs of the Department, including
21 the Foreign Service Internship Program, to in-
22 ternship programs that offer compensation; and

23 (B) upon selection as a candidate for entry
24 into an internship program of the Department,
25 a participant in such internship program may

1 refuse compensation, including if doing so al-
2 lows such participant to receive college or uni-
3 versity curricular credit.

4 (2) EXCEPTION.—The transition required
5 under paragraph (1) shall not apply to unpaid in-
6 ternship programs of the Department that are part
7 of the Virtual Student Federal Service internship
8 program.

9 (3) WAIVER.—

10 (A) IN GENERAL.—The Secretary may
11 waive the requirement under paragraph (1)(A)
12 with respect to a particular unpaid internship
13 program if the Secretary, not later than 30
14 days after making a determination that the con-
15 version of such internship program to a com-
16 pensated internship program would not be con-
17 sistent with effective management goals, sub-
18 mits a report explaining such determination
19 to—

20 (i) the appropriate congressional com-
21 mittees;

22 (ii) the Committee on Appropriations
23 of the Senate; and

24 (iii) the Committee on Appropriations
25 of the House of Representatives.

1 (B) REPORT.—The report required under
2 subparagraph (A) shall—

3 (i) describe the reasons why con-
4 verting an unpaid internship program of
5 the Department to an internship program
6 that offers compensation would not be con-
7 sistent with effective management goals;
8 and

9 (ii)(I) provide justification for main-
10 taining such unpaid status indefinitely; or

11 (II) identify any additional authorities
12 or resources that would be necessary to
13 convert such unpaid internship program to
14 offer compensation in the future.

15 (h) REPORTS.—Not later than 18 months after the
16 date of the enactment of this Act, the Secretary shall sub-
17 mit a report to the committees referred to in subsection
18 (g)(3)(A) that includes—

19 (1) data, to the extent the collection of such in-
20 formation is permissible by law, regarding the num-
21 ber of students who applied to the Program, were of-
22 fered a position, and participated, respectively,
23 disaggregated by race, ethnicity, sex, institution of
24 higher education, home State, State where each stu-

1 dent graduated from high school, and disability sta-
2 tus;

3 (2) data regarding the number of security clear-
4 ance investigations initiated for the students de-
5 scribed in paragraph (1), including the timeline for
6 such investigations, whether such investigations were
7 completed, and when an interim security clearance
8 was granted;

9 (3) information on Program expenditures;

10 (4) information regarding the Department's
11 compliance with subsection (g); and

12 (5) the number of internship participants subse-
13 quently employed by the Department, if any, fol-
14 lowing their participation in the Program.

15 (i) VOLUNTARY PARTICIPATION.—

16 (1) IN GENERAL.—Nothing in this section may
17 be construed to compel any student who is a partici-
18 pant in an internship program of the Department to
19 participate in the collection of the data or divulge
20 any personal information. Such students shall be in-
21 formed that their participation in the data collection
22 under this section is voluntary.

23 (2) PRIVACY PROTECTION.—Any data collected
24 under this section shall be subject to the relevant

1 privacy protection statutes and regulations applica-
2 ble to Federal employees.

3 (j) SPECIAL HIRING AUTHORITY.—Notwithstanding
4 any other provision of law, the Secretary, in consultation
5 with the Director of the Office of Personnel Management,
6 with respect to the number of interns to be hired each
7 year, may—

8 (1) select, appoint, and employ individuals for
9 up to 1 year through compensated internships in the
10 excepted service; and

11 (2) remove any compensated intern employed
12 pursuant to paragraph (1) without regard to the
13 provisions of law governing appointments in the ex-
14 cepted service.

15 **SEC. 9202. IMPROVEMENTS TO THE PREVENTION OF, AND**
16 **THE RESPONSE TO, HARASSMENT, DISCRIMI-**
17 **NATION, SEXUAL ASSAULT, AND RELATED RE-**
18 **TALIATION.**

19 (a) POLICIES.—The Secretary should develop and
20 strengthen policies regarding harassment, discrimination,
21 sexual assault, and related retaliation, including policies
22 for—

23 (1) addressing, reporting, and providing
24 transitioning support;

1 (2) advocacy, service referrals, and travel ac-
2 commodations; and

3 (3) disciplining personnel that violate Depart-
4 ment policies regarding harassment, discrimination,
5 sexual assault, or related retaliation.

6 (b) DISCIPLINARY ACTION.—

7 (1) SEPARATION FOR CAUSE.—Section
8 610(a)(1) of the Foreign Service Act of 1980 (22
9 U.S.C. 4010(a)(1)), is amended—

10 (A) by striking “decide to”; and

11 (B) by inserting “, including upon receiv-
12 ing notification from the Bureau of Diplomatic
13 Security that such member has engaged in
14 criminal misconduct, such as murder, rape, or
15 other sexual assault” before the period at the
16 end.

17 (2) UPDATE TO MANUAL.—The Director of
18 Global Talent Management shall—

19 (A) update the “Grounds for Disciplinary
20 Action” and “List of Disciplinary Offenses and
21 Penalties” sections of the Foreign Affairs Man-
22 ual to reflect the amendments made under
23 paragraph (1); and

1 (B) communicate such updates to Depart-
2 ment staff through publication in Department
3 Notices.

4 (c) SEXUAL ASSAULT PREVENTION AND RESPONSE
5 VICTIM ADVOCATES.—The Secretary shall ensure that the
6 Diplomatic Security Service’s Victims’ Resource Advocacy
7 Program—

8 (1) is appropriately staffed by advocates who
9 are physically present at—

10 (A) the headquarters of the Department;

11 and

12 (B) major domestic and international fa-
13 cilities and embassies, as determined by the
14 Secretary;

15 (2) considers the logistics that are necessary to
16 allow for the expedient travel of victims from De-
17 partment facilities that do not have advocates; and

18 (3) uses funds available to the Department to
19 provide emergency food, shelter, clothing, and trans-
20 portation for victims involved in matters being inves-
21 tigated by the Diplomatic Security Service.

1 **SEC. 9203. INCREASING THE MAXIMUM AMOUNT AUTHOR-**
2 **IZED FOR SCIENCE AND TECHNOLOGY FEL-**
3 **LOWSHIP GRANTS AND COOPERATIVE**
4 **AGREEMENTS.**

5 Section 504(e)(3) of the Foreign Relations Author-
6 ization Act, Fiscal Year 1979 (22 U.S.C. 2656d(e)(3)) is
7 amended by striking “\$500,000” and inserting
8 “\$2,000,000”.

9 **SEC. 9204. ADDITIONAL PERSONNEL TO ADDRESS BACK-**
10 **LOGS IN HIRING AND INVESTIGATIONS.**

11 (a) IN GENERAL.—The Secretary shall seek to in-
12 crease the number of personnel within the Bureau of Glob-
13 al Talent Management and the Office of Civil Rights to
14 address backlogs in hiring and investigations into com-
15 plaints conducted by the Office of Civil Rights.

16 (b) EMPLOYMENT TARGETS.—The Secretary shall
17 seek to employ—

18 (1) not fewer than 15 additional personnel in
19 the Bureau of Global Talent Management and the
20 Office of Civil Rights (compared to the number of
21 personnel so employed as of the day before the date
22 of the enactment of this Act) by the date that is 180
23 days after such date of enactment; and

24 (2) not fewer than 15 additional personnel in
25 such Bureau and Office (compared to the number of
26 personnel so employed as of the day before the date

1 of the enactment of this Act) by the date that is 1
2 year after such date of enactment.

3 **SEC. 9205. FOREIGN AFFAIRS TRAINING.**

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

6 (1) Congress has recognized, including in divi-
7 sion E of the National Defense Authorization Act
8 for Fiscal Year 2022 (Public Law 117–81), that the
9 Department is a crucial national security agency,
10 whose employees, both Foreign Service and Civil
11 Service, require the best possible training and pro-
12 fessional development at every stage of their careers
13 to prepare them to promote and defend United
14 States national interests and the health and safety
15 of United States citizens abroad; and

16 (2) the new and evolving challenges of national
17 security in the 21st century necessitate the expan-
18 sion of standardized training and professional devel-
19 opment opportunities linked to equal, accountable,
20 and transparent promotion and leadership practices
21 for Department and other national security agency
22 personnel.

23 (b) DEFINED TERM.—In this section, the term “ap-
24 propriate committees of Congress” means—

1 (1) the Committee on Foreign Relations of the
2 Senate;

3 (2) the Committee on Appropriations of the
4 Senate;

5 (3) the Committee on Foreign Affairs of the
6 House of Representatives; and

7 (4) the Committee on Appropriations of the
8 House of Representatives.

9 (c) TRAINING AND PROFESSIONAL DEVELOPMENT
10 PRIORITIZATION.—Section 5108(c) of division E of the
11 National Defense Authorization Act for Fiscal Year 2022
12 (Public Law 117–81) is amended to read as follows:

13 “(c) TRAINING AND PROFESSIONAL DEVELOPMENT
14 PRIORITIZATION.—In order to provide the Civil Service
15 and the Foreign Service with the level of professional de-
16 velopment and training needed to effectively advance
17 United States interests across the world, the Secretary of
18 State shall—

19 “(1) increase relevant offerings provided by the
20 Department of State—

21 “(A) of interactive virtual instruction to
22 make training and professional development
23 more accessible and useful to personnel de-
24 ployed throughout the world; or

1 “(B) at partner organizations, including
2 universities, industry entities, and nongovern-
3 mental organizations, throughout the United
4 States to provide useful outside perspectives to
5 Department of State personnel by providing
6 such personnel—

7 “(i) a more comprehensive outlook on
8 different sectors of United States society;

9 “(ii) practical experience dealing with
10 commercial corporations, universities, labor
11 unions, and other institutions critical to
12 United States diplomatic success; and

13 “(iii) courses specifically focused on
14 commercial diplomacy that increase the
15 understanding of private sector needs that
16 arise as United States companies enter
17 and compete in the international market;

18 “(2) provide the opportunity to participate in
19 courses using computer-based or computer-assisted
20 simulations, allowing civilian officers to lead decision
21 making in a crisis environment, and encourage offi-
22 cers of the Department of State, and reciprocally,
23 officers of other Federal departments to participate
24 in similar exercises held by the Department of State

1 or other government organizations and the private
2 sector;

3 “(3) increase the duration and expand the focus
4 of certain training and professional development
5 courses, including by extending—

6 “(A) the A-100 entry-level course to as
7 long as 12 weeks, which better matches the
8 length of entry-level training and professional
9 development provided to the officers in other
10 national security departments and agencies; and

11 “(B) the Chief of Mission course to as long
12 as 6 weeks for first time Chiefs of Mission and
13 creating comparable courses for new Assistant
14 Secretaries and Deputy Assistant Secretaries to
15 more accurately reflect the significant respon-
16 sibilities accompanying such roles; and

17 “(4) ensure that Foreign Service officers who
18 are assigned to a country experiencing significant
19 population displacement due to the impacts of cli-
20 matic and non-climatic shocks and stresses, includ-
21 ing rising sea levels and lack of access to affordable
22 and reliable energy and electricity, receive specific
23 instruction on United States policy with respect to
24 resiliency and adaptation to such climatic and non-
25 climatic shocks and stresses.”.

1 (d) FELLOWSHIPS.—The Director General of the
2 Foreign Service shall—

3 (1) expand and establish new fellowship pro-
4 grams for Foreign Service and Civil Service officers
5 that include short- and long-term opportunities at
6 organizations, including—

7 (A) think tanks and nongovernmental or-
8 ganizations;

9 (B) the Department of Defense and other
10 relevant Federal agencies;

11 (C) industry entities, especially such enti-
12 ties related to technology, global operations, fi-
13 nance, and other fields directly relevant to
14 international affairs; and

15 (D) schools of international relations and
16 other relevant programs at universities through-
17 out the United States; and

18 (2) not later than 180 days after the date of
19 the enactment of this Act, submit a report to Con-
20 gress that describes how the Department could ex-
21 pand the Pearson Fellows Program for Foreign
22 Service Officers and the Brookings Fellow Program
23 for Civil Servants to provide fellows in such pro-
24 grams with the opportunity to undertake a follow-on
25 assignment within the Department in an office in

1 which fellows will gain practical knowledge of the
2 people and processes of Congress, including offices
3 other than the Legislative Affairs Bureau, includ-
4 ing—

5 (A) an assessment of the current state of
6 congressional fellowships, including the demand
7 for fellowships, support for applicants to pursue
8 and perform such fellowships, and the value the
9 fellowships provide to both the career of the of-
10 ficer and to the Department; and

11 (B) an assessment of the options for mak-
12 ing congressional fellowships for both the For-
13 eign Service and the Civil Service more career-
14 enhancing.

15 (e) BOARD OF VISITORS OF THE FOREIGN SERVICE
16 INSTITUTE.—

17 (1) ESTABLISHMENT.—The Secretary is au-
18 thorized to establish a Board of Visitors of the For-
19 eign Service Institute (referred to in this subsection
20 as the “Board”). It is the sense of Congress that the
21 Board should be established not later than 1 year
22 after the date of the enactment of this Act.

23 (2) DUTIES.—The Board authorized by this
24 subsection shall be comprised of 12 members, who
25 shall be appointed by the Secretary and shall provide

1 the Secretary with independent advice and rec-
2 ommendations regarding organizational manage-
3 ment, strategic planning, resource management, cur-
4 riculum development, and other matters of interest
5 to the Foreign Service Institute, including regular
6 observations about how well the Department is inte-
7 grating training and professional development into
8 the work of the Bureau for Global Talent Manage-
9 ment.

10 (3) MEMBERSHIP.—

11 (A) QUALIFICATIONS.—Members of the
12 Board shall be appointed from among individ-
13 uals who—

14 (i) are not officers or employees of the
15 Federal Government; and

16 (ii) are eminent authorities in the
17 fields of diplomacy, national security, man-
18 agement, leadership, economics, trade,
19 technology, or advanced international rela-
20 tions education.

21 (B) OUTSIDE EXPERTISE.—

22 (i) IN GENERAL.—Not fewer than 6
23 members of the Board shall have a min-
24 imum of 10 years of relevant expertise out-
25 side the field of diplomacy.

1 (ii) PRIOR SENIOR SERVICE AT THE
2 DEPARTMENT.—Not more than 6 members
3 of the Board may be persons who pre-
4 viously served in the Senior Foreign Serv-
5 ice or the Senior Executive Service at the
6 Department.

7 (4) TERMS.—Each member of the Board shall
8 be appointed for a term of 3 years, except that of
9 the members first appointed—

10 (A) 4 members shall be appointed for a
11 term of 3 years;

12 (B) 4 members shall be appointed for a
13 term of 2 years; and

14 (C) 4 members shall be appointed for a
15 term of 1 year.

16 (5) CHAIRPERSON; VICE CHAIRPERSON.—

17 (A) APPROVAL.—The Chairperson and
18 Vice Chairperson of the Board shall be ap-
19 proved by the Secretary of State based upon a
20 recommendation from the members of the
21 Board.

22 (B) SERVICE.—The Chairperson and Vice
23 Chairperson shall serve at the discretion of the
24 Secretary.

25 (6) MEETINGS.—The Board shall meet—

1 (A) at the call of the Director of the For-
2 eign Service Institute and the Chairperson; and

3 (B) not fewer than 2 times per year.

4 (7) COMPENSATION.—Each member of the
5 Board shall serve without compensation, except that
6 a member of the Board shall be allowed travel ex-
7 penses, including per diem in lieu of subsistence, at
8 rates authorized for employees of agencies under
9 subchapter I of chapter 57 of title 5, United States
10 Code, while away from their homes or regular places
11 of business in the performance of service for the
12 Board. Notwithstanding section 1342 of title 31,
13 United States Code, the Secretary may accept the
14 voluntary and uncompensated service of members of
15 the Board.

16 (8) APPLICABILITY OF FEDERAL ADVISORY
17 COMMITTEE ACT.—The Federal Advisory Committee
18 Act (5 U.S.C. App.) shall apply to the Board estab-
19 lished under this subsection.

20 (f) ESTABLISHMENT OF PROVOST OF THE FOREIGN
21 SERVICE INSTITUTE.—

22 (1) ESTABLISHMENT.—There is established in
23 the Foreign Service Institute the position of Provost.

24 (2) APPOINTMENT; REPORTING.—The Provost
25 shall—

1 (A) be appointed by the Secretary; and

2 (B) report to the Director of the Foreign
3 Service Institute.

4 (3) QUALIFICATIONS.—The Provost, who
5 should be a member of the Senior Executive Service,
6 shall have—

7 (A) experience in the field of diplomacy,
8 national security, education, management, lead-
9 ership, economics, history, trade, adult edu-
10 cation, or technology; and

11 (B) significant experience outside the De-
12 partment, whether in other national security
13 agencies or in the private sector, and preferably
14 in positions of authority in educational institu-
15 tions or the field of professional development
16 and mid-career training with oversight for the
17 evaluation of academic programs.

18 (4) DUTIES.—The Provost shall—

19 (A) oversee, review, evaluate, and coordi-
20 nate the academic curriculum for all courses
21 taught and administered by the Foreign Service
22 Institute; and

23 (B) coordinate the development of an eval-
24 uation system to ascertain the utility of the in-
25 formation and skills imparted by each such

1 course, such that, to the extent practicable, per-
2 formance assessments can be included in the
3 personnel records maintained by the Bureau of
4 Global Talent Management and utilized in For-
5 eign Service Selection Boards.

6 (5) COMPENSATION.—The Provost shall receive
7 a salary commensurate with the rank and experience
8 of a member of the Senior Executive Service, as de-
9 termined by the Secretary.

10 (g) OTHER AGENCY RESPONSIBILITIES AND OPPOR-
11 TUNITIES FOR CONGRESSIONAL STAFF.—

12 (1) OTHER AGENCIES.—National security agen-
13 cies other than the Department should be afforded
14 the ability to increase the enrollment of their per-
15 sonnel in courses at the Foreign Service Institute
16 and other training and professional development fa-
17 cilities of the Department to promote a whole-of-gov-
18 ernment approach to mitigating national security
19 challenges.

20 (2) CONGRESSIONAL STAFF.—Not later than
21 180 days after the date of the enactment of this Act,
22 the Secretary shall submit a report to the appro-
23 priate committees of Congress that describes—

24 (A) the training and professional develop-
25 ment opportunities at the Foreign Service Insti-

1 tute and other Department facilities available to
2 congressional staff;

3 (B) the budget impacts of offering such
4 opportunities to congressional staff; and

5 (C) potential course offerings.

6 (h) STRATEGY FOR ADAPTING TRAINING REQUIRE-
7 MENTS FOR MODERN DIPLOMATIC NEEDS.—

8 (1) IN GENERAL.—Not later than 1 year after
9 the date of the enactment of this Act, the Secretary
10 shall develop and submit to the appropriate commit-
11 tees of Congress a strategy for adapting and evol-
12 ving training requirements to better meet the Depart-
13 ment’s current and future needs for 21st century di-
14 plomacy.

15 (2) ELEMENTS.—The strategy required under
16 paragraph (1) shall include the following elements:

17 (A) Integrating training requirements into
18 the Department’s promotion policies, including
19 establishing educational and professional devel-
20 opment standards for training and attainment
21 to be used as a part of tenure and promotion
22 guidelines.

23 (B) Addressing multiple existing and
24 emerging national security challenges, includ-
25 ing—

1 (i) democratic backsliding and
2 authoritarianism;

3 (ii) countering, and assisting United
4 States allies to address, state-sponsored
5 disinformation, including through the
6 Global Engagement Center;

7 (iii) cyber threats;

8 (iv) the aggression and malign influ-
9 ence of Russia, Cuba, Iran, North Korea,
10 the Maduro Regime, and the Chinese Com-
11 munist Party's multi-faceted and com-
12 prehensive challenge to the rules-based
13 order;

14 (v) the implications of climate change
15 for United States diplomacy; and

16 (vi) nuclear threats.

17 (C) An examination of the likely advan-
18 tages and disadvantages of establishing residen-
19 tial training for the A-100 orientation course
20 administered by the Foreign Service Institute
21 and evaluating the feasibility of residential
22 training for other long-term training opportuni-
23 ties.

24 (D) An examination of the likely advan-
25 tages and disadvantages of establishing a press

1 freedom curriculum for the National Foreign
2 Affairs Training Center that enables Foreign
3 Service officers to better understand issues of
4 press freedom and the tools that are available
5 to help protect journalists and promote freedom
6 of the press norms, which may include—

7 (i) the historic and current issues fac-
8 ing press freedom, including countries of
9 specific concern;

10 (ii) the Department's role in pro-
11 moting press freedom as an American
12 value, a human rights issue, and a national
13 security imperative;

14 (iii) ways to incorporate press freedom
15 promotion into other aspects of diplomacy;
16 and

17 (iv) existing tools to assist journalists
18 in distress and methods for engaging for-
19 eign governments and institutions on be-
20 half of individuals engaged in journalistic
21 activity who are at risk of harm.

22 (E) The expansion of external courses of-
23 fered by the Foreign Service Institute at aca-
24 demic institutions or professional associations
25 on specific topics, including in-person and vir-

1 tual courses on monitoring and evaluation, au-
2 dience analysis, and the use of emerging tech-
3 nologies in diplomacy.

4 (3) UTILIZATION OF EXISTING RESOURCES.—In
5 examining the advantages and disadvantages of es-
6 tablishing a residential training program pursuant to
7 paragraph (2)(C), the Secretary shall—

8 (A) collaborate with other national security
9 departments and agencies that employ residen-
10 tial training for their orientation courses; and

11 (B) consider using the Department’s For-
12 eign Affairs Security Training Center in Black-
13 stone, Virginia.

14 (i) REPORT AND BRIEFING REQUIREMENTS.—

15 (1) REPORT.—Not later than 1 year after the
16 date of the enactment of this Act, the Secretary
17 shall submit a report to the appropriate committees
18 of Congress that includes—

19 (A) a strategy for broadening and deep-
20 ening professional development and training at
21 the Department, including assessing current
22 and future needs for 21st century diplomacy;

23 (B) the process used and resources needed
24 to implement the strategy referred to in sub-
25 paragraph (A) throughout the Department; and

1 (C) the results and impact of the strategy
2 on the workforce of the Department, particu-
3 larly the relationship between professional de-
4 velopment and training and promotions for De-
5 partment personnel, and the measurement and
6 evaluation methods used to evaluate such re-
7 sults.

8 (2) BRIEFING.—Not later than 1 year after the
9 date on which the Secretary submits the report re-
10 quired under paragraph (1), and annually thereafter
11 for 2 years, the Secretary shall provide to the appro-
12 priate committees of Congress a briefing on the in-
13 formation required to be included in the report.

14 (j) FOREIGN LANGUAGE MAINTENANCE INCENTIVE
15 PROGRAM.—

16 (1) AUTHORIZATION.—The Secretary is author-
17 ized to establish and implement an incentive pro-
18 gram, with a similar structure as the Foreign Lan-
19 guage Proficiency Bonus offered by the Department
20 of Defense, to encourage members of the Foreign
21 Service who possess language proficiency in any of
22 the languages that qualify for additional incentive
23 pay, as determined by the Secretary, to maintain
24 critical foreign language skills.

1 (2) REPORT.—Not later than 90 days after the
2 date of the enactment of this Act, the Secretary
3 shall submit a report to the appropriate committees
4 of Congress that includes a detailed plan for imple-
5 menting the program authorized under paragraph
6 (1), including anticipated resource requirements to
7 carry out such program.

8 **SEC. 9206. FACILITATION AND ENCOURAGEMENT OF TRAIN-**
9 **ING AND PROFESSIONAL DEVELOPMENT FOR**
10 **FOREIGN SERVICE AND CIVIL SERVICE PER-**
11 **SONNEL.**

12 (a) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that recognition throughout the Department of the
14 value and importance of training and professional develop-
15 ment for Foreign Service and Civil Service personnel is
16 vital to the development and maintenance by such per-
17 sonnel of the skills and expertise required for the Depart-
18 ment to contribute fully and effectively to the conduct of
19 the foreign affairs of the United States.

20 (b) STUDY AND REPORT.—

21 (1) IN GENERAL.—The Secretary, in consulta-
22 tion with the heads of relevant Federal agencies,
23 shall conduct a study of the feasibility and cost of
24 establishing a diplomatic officers' reserve corps or
25 similar mechanism to augment the Department's

1 personnel needs at any level on a temporary or per-
2 manent basis.

3 (2) ELEMENTS.—In conducting the study re-
4 quired under paragraph (1), the Secretary shall con-
5 sider whether the diplomatic officers' reserve corps
6 should be modeled on the Senior Reserve Officers'
7 Training Corps established under chapter 103 of
8 title 10, United States Code, to encourage the re-
9 cruitment and retention of personnel who have the
10 critical language skills necessary to meet the require-
11 ments of the Foreign Service by providing financial
12 assistance to students studying critical languages at
13 institutions of higher education.

14 (3) REPORT.—Not later than 1 year after the
15 date of the enactment of this Act, the Secretary
16 shall submit a report to the appropriate congress-
17 sional committees that contains the results of the
18 study conducted pursuant to paragraph (1).

19 (c) TRAINING AND DEVELOPMENT IN PROMOTION
20 PRECEPTS AND EVALUATION CRITERIA.—

21 (1) FOREIGN SERVICE.—The Secretary shall
22 take appropriate action to ensure accountability and
23 transparency in the evaluation of the precepts de-
24 scribed in section 603 of the Foreign Service Act of
25 1980 (22 U.S.C. 4003) upon which the selection

1 boards established pursuant to section 602 of such
2 Act (22 U.S.C. 4002) make recommendations for
3 the promotion of members of the Foreign Service
4 under section 601 of such Act (22 U.S.C. 4001) by
5 affording equal consideration to the undertaking of
6 training, professional development, and foreign lan-
7 guage acquisition and retention among any other ob-
8 jective criteria considered by selection boards in
9 making such recommendations.

10 (2) CIVIL SERVICE.—The Secretary shall take
11 appropriate action to ensure that the performance
12 standards for any job performance appraisal system
13 for Civil Service personnel of the Department afford
14 equal consideration to the undertaking of training,
15 professional development, and foreign language ac-
16 quisition and retention among any other objective
17 criteria in the evaluation of the job performance of
18 such personnel.

19 (d) RESPONSE TO SUBORDINATE TRAINING AND DE-
20 VELOPMENT NEEDS IN EVALUATION OF SUPERVISOR
21 PERFORMANCE.—

22 (1) FOREIGN SERVICE.—The Secretary shall
23 take appropriate action to ensure that the evaluation
24 of precepts for recommendations for promotion de-
25 scribed in subsection (c)(1) for members of the For-

1 eign Service in supervisory positions incorporates the
2 extent to which such members appropriately address
3 the training and professional development needs of
4 the personnel under their supervision.

5 (2) CIVIL SERVICE.—The Secretary shall take
6 appropriate action to ensure that the performance
7 standards described in subsection (e)(2) for Civil
8 Service personnel of the Department in supervisory
9 positions afford appropriate weight to addressing the
10 training and professional development needs of the
11 personnel under their supervision.

12 **SEC. 9207. SECURITY CLEARANCE APPROVAL PROCESS.**

13 (a) RECOMMENDATIONS.—Not later than 270 days
14 after the date of the enactment of this Act, the Secretary,
15 in coordination with the Director of National Intelligence,
16 shall submit recommendations to the appropriate congress-
17 sional committees for streamlining the security clearance
18 approval process within the Bureau of Diplomatic Security
19 so that the security clearance approval process for Civil
20 Service and Foreign Service applicants is completed within
21 6 months, on average, and within 1 year, in the vast ma-
22 jority of cases.

23 (b) REPORT.—Not later than 90 days after the rec-
24 ommendations are submitted pursuant to subsection (a),
25 the Secretary shall submit a report to the Committee on

1 Foreign Relations of the Senate, the Select Committee on
2 Intelligence of the Senate, the Committee on Foreign Af-
3 fairs of the House of Representatives, and the Permanent
4 Select Committee on Intelligence of the House of Rep-
5 resentatives that—

6 (1) describes the status of the efforts of the De-
7 partment to streamline the security clearance ap-
8 proval process; and

9 (2) identifies any remaining obstacles pre-
10 venting security clearances from being completed
11 within the time frames set forth in subsection (a),
12 including lack of cooperation or other actions by
13 other Federal departments and agencies.

14 **SEC. 9208. ADDENDUM FOR STUDY ON FOREIGN SERVICE**
15 **ALLOWANCES.**

16 (a) IN GENERAL.—Not later than 180 days after the
17 date of the enactment of this Act, the Secretary shall sub-
18 mit to the appropriate congressional committees an adden-
19 dum to the report required under section 5302 of the De-
20 partment of State Authorization Act of 2021 (division E
21 of Public Law 117–81), which shall be entitled the “Re-
22 port on Bidding for Domestic and Overseas Posts and
23 Filling Unfilled Positions”. The addendum shall be pre-
24 pared using input from the same federally funded research

1 and development center that prepared the analysis con-
2 ducted for the purposes of such report.

3 (b) ELEMENTS.—The addendum required under sub-
4 section (a) shall include—

5 (1) the total number of domestic and overseas
6 positions open during the most recent summer bid-
7 ding cycle;

8 (2) the total number of bids each position re-
9 ceived;

10 (3) the number of unfilled positions at the con-
11 clusion of the most recent summer bidding cycle,
12 disaggregated by bureau; and

13 (4) detailed recommendations and a timeline
14 for—

15 (A) increasing the number of qualified bid-
16 ders for underbid positions; and

17 (B) minimizing the number of unfilled po-
18 sitions at the end of the bidding season.

19 **SEC. 9209. CURTAILMENTS, REMOVALS FROM POST, AND**
20 **WAIVERS OF PRIVILEGES AND IMMUNITIES.**

21 (a) CURTAILMENTS REPORT.—

22 (1) IN GENERAL.—Not later than 180 days
23 after the date of the enactment of this Act, and
24 every 180 days thereafter, the Secretary shall sub-
25 mit a report to the appropriate congressional com-

1 mittees regarding curtailments of Department per-
2 sonnel from overseas posts.

3 (2) CONTENTS.—The Secretary shall include in
4 the report required under paragraph (1)—

5 (A) relevant information about any post
6 that, during the 6-month period preceding the
7 report—

8 (i) had more than 5 curtailments; or

9 (ii) had curtailments representing
10 more than 5 percent of Department per-
11 sonnel at such post; and

12 (B) for each post referred to in subpara-
13 graph (A), the number of curtailments,
14 disaggregated by month of occurrence.

15 (C) ADDITIONAL CONTENTS FOR INITIAL
16 REPORT.—The initial report submitted pursu-
17 ant to paragraph (1) shall identify—

18 (i) the number of curtailments at the
19 Deputy Chief of Mission or Principal Offi-
20 cer level for each of the previous 5 years;
21 and

22 (ii) to the extent practicable—

23 (I) the number of such curtail-
24 ments that were voluntary and the

1 number of such curtailments that
2 were involuntary; and

3 (II) the number of those cur-
4 tailed who left the service within 1
5 year after such curtailment.

6 (b) REMOVAL OF DIPLOMATS.—Not later than 20
7 days after the date on which any United States personnel
8 under Chief of Mission authority is declared *persona non*
9 *grata* by a host government, the Secretary shall—

10 (1) notify the Committee on Foreign Relations
11 of the Senate, the Select Committee on Intelligence
12 of the Senate, the Committee on Foreign Affairs of
13 the House of Representatives, and the Permanent
14 Select Committee on Intelligence of the House of
15 Representatives of such declaration; and

16 (2) include with such notification—

17 (A) the official reason for such declaration
18 (if provided by the host government);

19 (B) the date of the declaration; and

20 (C) whether the Department responded by
21 declaring a host government's diplomat in the
22 United States *persona non grata*.

23 (c) WAIVER OF PRIVILEGES AND IMMUNITIES.—Not
24 later than 15 days after any waiver of privileges and im-
25 munities pursuant to the Vienna Convention on Diplo-

1 matic Relations, done at Vienna April 18, 1961, that is
2 applicable to an entire diplomatic post or to the majority
3 of United States personnel under Chief of Mission author-
4 ity, the Secretary shall notify the appropriate congres-
5 sional committees of such waiver and the reason for such
6 waiver.

7 (d) TERMINATION.—This section shall terminate on
8 the date that is 5 years after the date of the enactment
9 of this Act.

10 **SEC. 9210. REPORT ON WORLDWIDE AVAILABILITY.**

11 (a) IN GENERAL.—Not later than 270 days after the
12 date of the enactment of this Act, the Secretary shall sub-
13 mit a report to the appropriate congressional committees
14 on the feasibility of requiring that each member of the
15 Foreign Service, at the time of entry into the Foreign
16 Service and thereafter, be worldwide available, as deter-
17 mined by the Secretary.

18 (b) CONTENTS.—The report required under sub-
19 section (a) shall include—

20 (1) the feasibility of a worldwide availability re-
21 quirement for all members of the Foreign Service;

22 (2) considerations if such a requirement were to
23 be implemented, including the potential effect on re-
24 cruitment and retention; and

1 (3) recommendations for exclusions and limita-
2 tions, including exemptions for medical reasons, dis-
3 ability, and other circumstances.

4 **SEC. 9211. PROFESSIONAL DEVELOPMENT.**

5 (a) REQUIREMENTS.—The Secretary shall strongly
6 encourage that Foreign Service officers seeking entry into
7 the Senior Foreign Service participate in professional de-
8 velopment described in subsection (c).

9 (b) REQUIREMENTS.—Not later than 180 days after
10 the date of the enactment of this Act, the Secretary shall
11 submit recommendations on requiring that Foreign Serv-
12 ice officers complete professional development described in
13 subsection (c) to be eligible for entry into the Senior For-
14 eign Service.

15 (c) PROFESSIONAL DEVELOPMENT DESCRIBED.—
16 Professional development described in this subsection is
17 not less than 6 months of training or experience outside
18 of the Department, including time spent—

19 (1) as a detailee to another government agency,
20 including Congress or a State, Tribal, or local gov-
21 ernment; or

22 (2) in Department-sponsored and -funded uni-
23 versity training that results in an advanced degree,
24 excluding time spent at a university that is fully
25 funded or operated by the Federal Government.

1 (d) PROMOTION PRECEPTS.—The Secretary shall in-
2 struct promotion boards to consider positively long-term
3 training and out-of-agency detail assignments as described
4 in this section.

5 **SEC. 9212. MANAGEMENT ASSESSMENTS AT DIPLOMATIC**
6 **AND CONSULAR POSTS.**

7 (a) IN GENERAL.—Beginning not later than 1 year
8 after the date of the enactment of this Act, the Secretary
9 shall annually conduct, at each diplomatic and consular
10 post, a voluntary survey, which shall be offered to all staff
11 assigned to that post who are citizens of the United States
12 (excluding the Chief of Mission) to assess the management
13 and leadership of that post by the Chief of Mission, the
14 Deputy Chief of Mission, and the Charge d’Affaires.

15 (b) ANONYMITY.—All responses to the survey shall
16 be—

17 (1) fully anonymized; and

18 (2) made available to the Director General of
19 the Foreign Service.

20 (c) SURVEY.—The survey shall seek to assess—

21 (1) the general morale at post;

22 (2) the presence of any hostile work environ-
23 ment;

24 (3) the presence of any harassment, discrimina-
25 tion, retaliation, or other mistreatment; and

1 (4) effective leadership and collegial work envi-
2 ronment.

3 (d) DIRECTOR GENERAL RECOMMENDATIONS.—

4 Upon compilation and review of the surveys, the Director
5 General of the Foreign Service shall issue recommenda-
6 tions to posts, as appropriate, based on the findings of
7 the surveys.

8 (e) REFERRAL.—If the surveys reveal any action that
9 is grounds for referral to the Inspector General of the De-
10 partment of State and the Foreign Service, the Director
11 General of the Foreign Service may refer the matter to
12 the Inspector General of the Department of State and the
13 Foreign Service, who shall, as the Inspector General con-
14 siders appropriate, conduct an inspection of the post in
15 accordance with section 209(b) of the Foreign Service Act
16 of 1980 (22 U.S.C. 3929(b)).

17 (f) ANNUAL REPORT.—The Director General of the
18 Foreign Service shall submit an annual report to the ap-
19 propriate congressional committees that includes—

20 (1) any trends or summaries from the surveys;

21 (2) the posts where corrective action was rec-
22 ommended or taken in response to any issues identi-
23 fied by the surveys; and

1 (3) the number of referrals to the Inspector
2 General of the Department of State and the Foreign
3 Service, as applicable.

4 (g) INITIAL BASIS.—The surveys and reports re-
5 quired under this section shall be carried out on an initial
6 basis for the 5-year period beginning on the date of the
7 enactment of this Act.

8 **SEC. 9213. INDEPENDENT REVIEW OF PROMOTION POLI-**
9 **CIES.**

10 Not later than 18 months after the date of the enact-
11 ment of this Act, the Comptroller General of the United
12 States shall conduct a comprehensive review of the poli-
13 cies, personnel, organization, and processes related to pro-
14 motions within the Department, including—

15 (1) a review of—

16 (A) the selection and oversight of Foreign
17 Service promotion panels; and

18 (B) the use of quantitative data and
19 metrics in such panels;

20 (2) an assessment of the promotion practices of
21 the Department, including how promotion processes
22 are communicated to the workforce and appeals
23 processes; and

24 (3) recommendations for improving promotion
25 panels and promotion practices.

1 **SEC. 9214. THIRD PARTY VERIFICATION OF PERMANENT**
2 **CHANGE OF STATION (PCS) ORDERS.**

3 Not later than 180 days after the date of the enact-
4 ment of this Act, the Secretary shall establish a mecha-
5 nism for third parties to verify the employment of, and
6 the validity of permanent change of station (PCS) orders
7 received by, members of the Foreign Service, in a manner
8 that protects the safety, security, and privacy of sensitive
9 employee information.

10 **SEC. 9215. POST-EMPLOYMENT RESTRICTIONS ON SENATE-**
11 **CONFIRMED OFFICIALS AT THE DEPART-**
12 **MENT OF STATE.**

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

15 (1) Congress and the executive branch have rec-
16 ognized the importance of preventing and mitigating
17 the potential for conflicts of interest following gov-
18 ernment service, including with respect to senior
19 United States officials working on behalf of foreign
20 governments; and

21 (2) Congress and the executive branch should
22 jointly evaluate the status and scope of post-employ-
23 ment restrictions.

24 (b) RESTRICTIONS.—Section 1 of the State Depart-
25 ment Basic Authorities Act of 1956 (22 U.S.C. 2651a)
26 is amended by adding at the end the following:

1 “(m) EXTENDED POST-EMPLOYMENT RESTRICTIONS
2 FOR CERTAIN SENATE-CONFIRMED OFFICIALS.—

3 “(1) DEFINITIONS.—In this subsection:

4 “(A) COUNTRY OF CONCERN.—The term
5 ‘country of concern’ means—

6 “(i) the People’s Republic of China;

7 “(ii) the Russian Federation;

8 “(iii) the Islamic Republic of Iran;

9 “(iv) the Democratic People’s Repub-
10 lic of Korea;

11 “(v) the Republic of Cuba; and

12 “(vi) the Syrian Arab Republic.

13 “(B) FOREIGN GOVERNMENT ENTITY.—

14 The term ‘foreign governmental entity’ in-
15 cludes—

16 “(i) any person employed by—

17 “(I) any department, agency, or
18 other entity of a foreign government
19 at the national, regional, or local level;

20 “(II) any governing party or coa-
21 lition of a foreign government at the
22 national, regional, or local level; or

23 “(III) any entity majority-owned
24 or majority-controlled by a foreign

1 government at the national, regional,
2 or local level; and

3 “(ii) in the case of a country of con-
4 cern, any company, economic project, cul-
5 tural organization, exchange program, or
6 nongovernmental organization that is more
7 than 33 percent owned or controlled by the
8 government of such country.

9 “(C) REPRESENTATION.—The term ‘rep-
10 resentation’ does not include representation by
11 an attorney, who is duly licensed and author-
12 ized to provide legal advice in a United States
13 jurisdiction, of a person or entity in a legal ca-
14 pacity or for the purposes of rendering legal ad-
15 vice.

16 “(2) SECRETARY OF STATE AND DEPUTY SEC-
17 RETARY OF STATE.—With respect to a person serv-
18 ing as the Secretary of State or the Deputy Sec-
19 retary of State, the restrictions described in section
20 207(f)(1) of title 18, United States Code, shall apply
21 to any such person who knowingly represents, aids,
22 or advises a foreign governmental entity before an
23 officer or employee of the executive branch of the
24 United States with the intent to influence a decision
25 of such officer or employee in carrying out his or her

1 official duties at any time after the termination of
2 such person's service as Secretary or Deputy Sec-
3 retary.

4 “(3) UNDER SECRETARIES, ASSISTANT SECRE-
5 TARIES, AND AMBASSADORS.—With respect to a per-
6 son serving as an Under Secretary, Assistant Sec-
7 retary, or Ambassador at the Department of State
8 or as the United States Permanent Representative
9 to the United Nations, the restrictions described in
10 section 207(f)(1) of title 18, United States Code,
11 shall apply to any such person who knowingly rep-
12 resents, aids, or advises—

13 “(A) a foreign governmental entity before
14 an officer or employee of the executive branch
15 of the United States with the intent to influ-
16 ence a decision of such officer or employee in
17 carrying out his or her official duties for 3
18 years after the termination of such person's
19 service in a position described in this para-
20 graph, or the duration of the term or terms of
21 the President who appointed that person to
22 their position, whichever is longer; or

23 “(B) a foreign governmental entity of a
24 country of concern before an officer or employee
25 of the executive branch of the United States

1 with the intent to influence a decision of such
2 officer or employee in carrying out his or her
3 official duties at any time after the termination
4 of such person's service in a position described
5 in this paragraph.

6 “(4) PENALTIES AND INJUNCTIONS.—Any vio-
7 lations of the restrictions under paragraphs (2) or
8 (3) shall be subject to the penalties and injunctions
9 provided for under section 216 of title 18, United
10 States Code.

11 “(5) NOTICE OF RESTRICTIONS.—Any person
12 subject to the restrictions under this subsection shall
13 be provided notice of these restrictions by the De-
14 partment of State—

15 “(A) upon appointment by the President;
16 and

17 “(B) upon termination of service with the
18 Department of State.

19 “(6) EFFECTIVE DATE.—The restrictions under
20 this subsection shall apply only to persons who are
21 appointed by the President to the positions ref-
22 erenced in this subsection on or after 120 days after
23 the date of the enactment of the Department of
24 State Authorization Act of 2022.

1 “(7) SUNSET.—The restrictions under this sub-
2 section shall expire on the date that is 5 years after
3 the date of the enactment of the Department of
4 State Authorization Act of 2022.”.

5 **SEC. 9216. EXPANSION OF AUTHORITIES REGARDING SPE-**
6 **CIAL RULES FOR CERTAIN MONTHLY WORK-**
7 **ERS’ COMPENSATION PAYMENTS AND OTHER**
8 **PAYMENTS.**

9 Section 901 of division J of the Further Consolidated
10 Appropriations Act, 2020 (22 U.S.C. 2680b) is amended
11 by adding at the end the following:

12 “(j) EXPANSION OF AUTHORITIES.—The head of any
13 Federal agency may exercise the authorities of this sec-
14 tion, including to designate an incident, whether the inci-
15 dent occurred in the United States or abroad, for purposes
16 of subparagraphs (A)(ii) and (B)(ii) of subsection (e)(4)
17 when the incident affects United States Government em-
18 ployees of the agency or their dependents who are not
19 under the security responsibility of the Secretary of State
20 as set forth in section 103 of the Omnibus Diplomatic Se-
21 curity and Antiterrorism Act of 1986 (22 U.S.C. 4802)
22 or when operational control of overseas security responsi-
23 bility for such employees or dependents has been delegated
24 to the head of the agency.”.

1 **SEC. 9217. REPORT ON PILOT PROGRAM FOR LATERAL**
2 **ENTRY INTO THE FOREIGN SERVICE.**

3 (a) IN GENERAL.—Not later than 180 days after the
4 date of the enactment of this Act, the Under Secretary
5 of State for Management shall submit a report to the ap-
6 propriate congressional committees describing the imple-
7 mentation of the pilot program for lateral entry into the
8 Foreign Service required under section 404(b) of the De-
9 partment of State Authorities Act, Fiscal Year 2017 (Pub-
10 lic Law 114–323; 130 Stat. 1928).

11 (b) MATTERS TO BE INCLUDED.—The report re-
12 quired under subsection (a) shall include—

13 (1) the current status of implementation of the
14 pilot program, including a summary of concrete
15 steps taken by the Department to implement the
16 pilot program;

17 (2) an explanation of any delays in implementa-
18 tion of the pilot program;

19 (3) the number of mid-career individuals from
20 the Civil Service of the Department and the private
21 sector who are expected to participate in the pilot
22 program during fiscal year 2023, disaggregated, to
23 the extent practicable and to the maximum extent
24 that the collection of such data is permissible by law,
25 by sex, age, race and ethnicity, geographic origin,
26 and past occupation;

1 (4) an analysis of the skills gap identified by
2 the Department for the use of the pilot program's
3 flexible-hiring mechanism;

4 (5) any legal justification provided by the Office
5 of the Legal Adviser of the Department if the De-
6 partment did not implement the pilot program; and

7 (6) the estimated date by which the Depart-
8 ment is expected to implement the pilot program.

9 **SEC. 9218. REPORT ON CHANGES TO THE FOREIGN SERV-**
10 **ICE OFFICER TEST.**

11 Not later than December 1, 2023, the Secretary shall
12 submit a report to the appropriate congressional commit-
13 tees describing and justifying any changes made during
14 fiscal years 2022 and 2023 to the Foreign Service entry
15 process, including—

16 (1) the use of artificial intelligence, including
17 deep textual analysis, in any portion of the entry
18 process and its impacts on recruitment into the For-
19 eign Service;

20 (2) the use of virtual formats for any portion
21 of the entry process and its impacts on recruitment
22 into the Foreign Service; and

23 (3) the entities, groups, or individuals informed
24 of or consulted on any changes to the Foreign Serv-
25 ice entry process during the 1-year period imme-

1 diately preceding the implementation of such
2 changes.

3 **SEC. 9219. DIGNITY FOR PEOPLE WITH DISABILITIES SERV-**
4 **ING IN THE FOREIGN SERVICE.**

5 The Foreign Service Act of 1980 (22 U.S.C. 3901
6 et seq.) is amended—

7 (1) in section 101(b)(2) (22 U.S.C.
8 3901(b)(2)), by striking “handicapping condition”
9 and inserting “disability”;

10 (2) in section 105 (22 U.S.C. 3905), by striking
11 “handicapping condition” each place such term ap-
12 pears and inserting “disability”;

13 (3) in section 1002(11)(A) (22 U.S.C.
14 4102(11)(A)), by striking “handicapping condition”
15 and inserting “disability”; and

16 (4) in section 1015(b)(4) (22 U.S.C.
17 4115(b)(4)), by striking “handicapping condition”
18 and inserting “disability”.

19 **SEC. 9220. EXPANDING SCOPE OF FELLOWSHIP PROGRAMS**
20 **TO INCLUDE CIVIL SERVANTS.**

21 (a) IN GENERAL.—Section 47 of the State Depart-
22 ment Basic Authorities Act of 1956 (22 U.S.C. 2719) is
23 amended—

24 (1) in the first sentence—

1 (A) by inserting “or the Civil Service”
2 after “with the Foreign Service”; and

3 (B) by striking “Foreign service Act of
4 1980” and inserting “Foreign Service Act of
5 1980”; and

6 (2) in the second sentence, by inserting “or the
7 Civil Service” after “Foreign Service”.

8 (b) INITIAL REPORT.—Not later than 30 days before
9 expanding participation to include civil servants in any fel-
10 lowship program of the Department, the Secretary shall
11 submit a report to the appropriate congressional commit-
12 tees that—

13 (1) identifies the affected fellowship program;
14 and

15 (2) justifies expanding participation in such
16 program.

17 (c) FOLLOW-UP REPORT.—Not later than 1 year
18 after the expansion of any fellowship program authorized
19 under this section, the Secretary shall submit a follow-up
20 report to the appropriate congressional committees that
21 describes how the expansion of participation in such pro-
22 gram has impacted the effectiveness of the program.

1 **TITLE XCIII—EMBASSY**
2 **SECURITY AND CONSTRUCTION**
3 **SEC. 9301. AMENDMENTS TO SECURE EMBASSY CONSTRUC-**
4 **TION AND COUNTERTERRORISM ACT OF 1999.**

5 (a) **SHORT TITLE.**—This section may be cited as the
6 “Secure Embassy Construction and Counterterrorism Act
7 of 2022”.

8 (b) **FINDINGS.**—Congress makes the following find-
9 ings:

10 (1) The Secure Embassy Construction and
11 Counterterrorism Act of 1999 (title VI of division A
12 of appendix G of Public Law 106–113) was a nec-
13 essary response to bombings on August 7, 1998, at
14 the United States embassies in Nairobi, Kenya, and
15 in Dar es Salaam, Tanzania, that were destroyed by
16 simultaneously exploding bombs. The resulting ex-
17 plosions killed 220 persons and injured more than
18 4,000 others. Twelve Americans and 40 Kenyan and
19 Tanzanian employees of the United States Foreign
20 Service were killed in the attacks.

21 (2) Those bombings, followed by the expedi-
22 tionary diplomatic efforts in Iraq and Afghanistan,
23 demonstrated the need to prioritize the security of
24 United States posts and personnel abroad above
25 other considerations.

1 (3) Between 1999 and 2022, the risk calculus
2 of the Department impacted the ability of United
3 States diplomats around the world to advance the
4 interests of the United States through access to local
5 populations, leaders, and places.

6 (4) America's competitors and adversaries do
7 not have the same restrictions that United States
8 diplomats have, especially in critically important me-
9 dium-threat and high-threat posts.

10 (5) The Department's 2021 Overseas Security
11 Panel report states that—

12 (A) the requirement for setback and col-
13 location of diplomatic posts under paragraphs
14 (2) and (3) of section 606(a) of the Secure Em-
15 bassy Construction and Counterterrorism Act of
16 1999 (22 U.S.C. 4865(a)) has led to sky-
17 rocketing costs of new embassies and con-
18 sulates; and

19 (B) the locations of such posts have be-
20 come less desirable, creating an extremely sub-
21 optimal nexus that further hinders United
22 States diplomats who are willing to accept more
23 risk in order to advance United States inter-
24 ests.

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

3 (1) the setback and collocation requirements re-
4 ferred to in subsection (b)(5)(A), even with available
5 waivers, no longer provide the security such require-
6 ments used to provide because of advancement in
7 technologies, such as remote controlled drones, that
8 can evade walls and other such static barriers;

9 (2) the Department should focus on creating
10 performance security standards that—

11 (A) attempt to keep the setback require-
12 ments of diplomatic posts as limited as possible;
13 and

14 (B) provide diplomats access to local popu-
15 lations as much as possible, while still providing
16 a necessary level of security;

17 (3) collocation of diplomatic facilities is often
18 not feasible or advisable, particularly for public di-
19 plomacy spaces whose mission is to reach and be ac-
20 cessible to wide sectors of the public, including in
21 countries with repressive governments, since such
22 spaces are required to permit the foreign public to
23 enter and exit the space easily and openly;

24 (4) the Bureau of Diplomatic Security should—

1 (A) fully utilize the waiver process pro-
2 vided under paragraphs (2)(B) and (3)(B) of
3 section 606(a) of the Secure Embassy Con-
4 struction and Counterterrorism Act of 1999 (22
5 U.S.C. 4865(a)); and

6 (B) appropriately exercise such waiver
7 process as a tool to right-size the appropriate
8 security footing at each diplomatic post rather
9 than only approving waivers in extreme cir-
10 cumstances;

11 (5) the return of great power competition re-
12 quires—

13 (A) United States diplomats to do all they
14 can to outperform our adversaries; and

15 (B) the Department to better optimize use
16 of taxpayer funding to advance United States
17 national interests; and

18 (6) this section will better enable United States
19 diplomats to compete in the 21st century, while sav-
20 ing United States taxpayers millions in reduced
21 property and maintenance costs at embassies and
22 consulates abroad.

23 (d) DEFINITION OF UNITED STATES DIPLOMATIC
24 FACILITY.—Section 603 of the Secure Embassy Construc-
25 tion and Counterterrorism Act of 1999 (title VI of division

1 A of appendix G of Public Law 106–113) is amended to
2 read as follows:

3 **“SEC. 603. UNITED STATES DIPLOMATIC FACILITY DE-**
4 **FINED.**

5 “In this title, the terms ‘United States diplomatic fa-
6 cility’ and ‘diplomatic facility’ mean any chancery, con-
7 sulate, or other office that—

8 “(1) is considered by the Secretary of State to
9 be diplomatic or consular premises, consistent with
10 the Vienna Convention on Diplomatic Relations,
11 done at Vienna April 18, 1961, and the Vienna Con-
12 vention on Consular Relations, done at Vienna April
13 24, 1963, and was notified to the host government
14 as such; or

15 “(2) is otherwise subject to a publicly available
16 bilateral agreement with the host government (con-
17 tained in the records of the United States Depart-
18 ment of State) that recognizes the official status of
19 the United States Government personnel present at
20 the facility.”.

21 (e) **GUIDANCE AND REQUIREMENTS FOR DIPLO-**
22 **MATIC FACILITIES.—**

23 (1) **GUIDANCE FOR CLOSURE OF PUBLIC DIPLO-**
24 **MACY FACILITIES.—**Section 5606(a) of the Public
25 Diplomacy Modernization Act of 2021 (Public Law

1 117–81; 22 U.S.C. 1475g note) is amended to read
2 as follows:

3 “(a) IN GENERAL.—In order to preserve public diplo-
4 macy facilities that are accessible to the publics of foreign
5 countries, not later than 180 days after the date of the
6 enactment of the Secure Embassy Construction and
7 Counterterrorism Act of 2022, the Secretary of State shall
8 adopt guidelines to collect and utilize information from
9 each diplomatic post at which the construction of a new
10 embassy compound or new consulate compound could re-
11 sult in the closure or co-location of an American Space
12 that is owned and operated by the United States Govern-
13 ment, generally known as an American Center, or any
14 other public diplomacy facility under the Secure Embassy
15 Construction and Counterterrorism Act of 1999 (22
16 U.S.C. 4865 et seq.).”.

17 (2) SECURITY REQUIREMENTS FOR UNITED
18 STATES DIPLOMATIC FACILITIES.—Section 606(a) of
19 the Secure Embassy Construction and Counterter-
20 rorism Act of 1999 (22 U.S.C. 4865(a)) is amend-
21 ed—

22 (A) in paragraph (1)(A), by striking “the
23 threat” and inserting “a range of threats, in-
24 cluding that”;

25 (B) in paragraph (2)—

1 (i) in subparagraph (A)—

2 (I) by inserting “in a location
3 that has certain minimum ratings
4 under the Security Environment
5 Threat List as determined by the Sec-
6 retary in his or her discretion” after
7 “abroad”; and

8 (II) by inserting “, personnel of
9 the Peace Corps, and personnel of any
10 other type or category of facility that
11 the Secretary may identify” after
12 “military commander”; and

13 (ii) in subparagraph (B)—

14 (I) by amending clause (i) to
15 read as follows:

16 “(i) IN GENERAL.—Subject to clause
17 (ii), the Secretary of State may waive sub-
18 paragraph (A) if the Secretary, in con-
19 sultation with, as appropriate, the head of
20 each agency employing personnel that
21 would not be located at the site, if applica-
22 ble, determines that it is in the national in-
23 terest of the United States after taking ac-
24 count of any considerations the Secretary
25 in his or her discretion considers relevant,

1 which may include security conditions.”;
2 and

3 (II) in clause (ii), by striking
4 “(ii) CHANCERY OR CONSULATE
5 BUILDING.—” and all that follows
6 through “15 days prior” and inserting
7 the following:

8 “(ii) CHANCERY OR CONSULATE
9 BUILDING.—Prior”; and
10 (C) in paragraph (3)—

11 (i) by amending subparagraph (A) to
12 read as follows:

13 “(A) REQUIREMENT.—

14 “(i) IN GENERAL.—Each newly ac-
15 quired United States diplomatic facility in
16 a location that has certain minimum rat-
17 ings under the Security Environment
18 Threat List as determined by the Sec-
19 retary of State in his or her discretion
20 shall—

21 “(I) be constructed or modified
22 to meet the measured building blast
23 performance standard applicable to a
24 diplomatic facility sited not less than
25 100 feet from the perimeter of the

1 property on which the facility is situ-
2 ated; or

3 “(II) fulfill the criteria described
4 in clause (ii).

5 “(ii) ALTERNATIVE ENGINEERING
6 EQUIVALENCY STANDARD REQUIRE-
7 MENT.—Each facility referred to in clause
8 (i) may, instead of meeting the require-
9 ment under such clause, fulfill such other
10 criteria as the Secretary is authorized to
11 employ to achieve an engineering standard
12 of security and degree of protection that is
13 equivalent to the numerical perimeter dis-
14 tance setback described in such clause
15 seeks to achieve.”; and

16 (ii) in subparagraph (B)—

17 (I) in clause (i)—

18 (aa) by striking “security
19 considerations permit and”; and

20 (bb) by inserting “after tak-
21 ing account of any considerations
22 the Secretary in his or her discre-
23 tion considers relevant, which
24 may include security conditions”

1 after “national interest of the
2 United States”;

3 (II) in clause (ii), by striking
4 “(ii) CHANCERY OR CONSULATE
5 BUILDING.—” and all that follows
6 through “15 days prior” and inserting
7 the following:

8 “(ii) CHANCERY OR CONSULATE
9 BUILDING.—Prior”; and

10 (III) in clause (iii), by striking
11 “an annual” and inserting “a quar-
12 terly”.

13 **SEC. 9302. DIPLOMATIC SUPPORT AND SECURITY.**

14 (a) **SHORT TITLE.**—This section may be cited as the
15 “Diplomatic Support and Security Act of 2022”.

16 (b) **FINDINGS.**—Congress makes the following find-
17 ings:

18 (1) A robust overseas diplomatic presence is
19 part of an effective foreign policy, particularly in
20 volatile environments where a flexible and timely
21 diplomatic response can be decisive in preventing
22 and addressing conflict.

23 (2) Diplomats routinely put themselves and
24 their families at great personal risk to serve their
25 country overseas where they face threats related to

1 international terrorism, violent conflict, and public
2 health.

3 (3) The Department has a remarkable record of
4 protecting personnel while enabling an enormous
5 amount of global diplomatic activity, often in unse-
6 cure and remote places and facing a variety of evol-
7 ving risks and threats. With support from Congress,
8 the Department has revised policy, improved phys-
9 ical security through retrofitting and replacing old
10 facilities, deployed additional security personnel and
11 armored vehicles, and greatly enhanced training re-
12 quirements and training facilities, including the new
13 Foreign Affairs Security Training Center in Black-
14 stone, Virginia.

15 (4) Diplomatic missions rely on robust staffing
16 and ambitious external engagement to advance
17 United States interests as diverse as competing with
18 China's malign influence around the world, fighting
19 terrorism and transnational organized crime, pre-
20 venting and addressing violent conflict and humani-
21 tarian disasters, promoting United States businesses
22 and trade, protecting the rights of marginalized
23 groups, addressing climate change, and preventing
24 pandemic disease.

1 (5) Efforts to protect personnel overseas have
2 often resulted in inhibiting diplomatic activity and
3 limiting engagement between embassy personnel and
4 local governments and populations.

5 (6) Given that Congress currently provides an-
6 nual appropriations in excess of \$1,900,000,000 for
7 embassy security, construction, and maintenance,
8 the Department should be able to ensure a robust
9 overseas presence without inhibiting the ability of
10 diplomats to—

11 (A) meet outside United States secured fa-
12 cilities with foreign leaders to explain, defend,
13 and advance United States priorities;

14 (B) understand and report on foreign po-
15 litical, social, and economic conditions through
16 meeting and interacting with community offi-
17 cials outside of United States facilities;

18 (C) provide United States citizen services;
19 and

20 (D) collaborate and, at times, compete
21 with other diplomatic missions, particularly
22 those, such as that of the People's Republic of
23 China, that do not have restrictions on meeting
24 locations.

1 (7) Given these stakes, Congress has a respon-
2 sibility to empower, support, and hold the Depart-
3 ment accountable for implementing an aggressive
4 strategy to ensure a robust overseas presence that
5 mitigates potential risks and adequately considers
6 the myriad direct and indirect consequences of a
7 lack of diplomatic presence.

8 (c) ENCOURAGING EXPEDITIONARY DIPLOMACY.—

9 (1) PURPOSE.—Section 102(b) of the Diplo-
10 matic Security Act of 1986 (22 U.S.C. 4801(b)) is
11 amended—

12 (A) by amending paragraph (3) to read as
13 follows:

14 “(3) to promote strengthened security meas-
15 ures, institutionalize a culture of learning, and, in
16 the case of apparent gross negligence or breach of
17 duty, recommend that the Secretary investigate ac-
18 countability for United States Government personnel
19 with security-related responsibilities under chief of
20 mission authority;”;

21 (B) by redesignating paragraphs (4) and
22 (5) as paragraphs (5) and (6), respectively; and

23 (C) by inserting after paragraph (3) the
24 following:

1 “(4) to support a culture of risk management,
2 instead of risk avoidance, that enables the Depart-
3 ment of State to pursue its vital goals with full
4 knowledge that it is neither desirable nor possible
5 for the Department to avoid all risks;”.

6 (2) BRIEFINGS ON EMBASSY SECURITY.—Sec-
7 tion 105(a)(1) of the Diplomatic Security Act (22
8 U.S.C. 4804(a)) is amended—

9 (A) by striking “any plans to open or re-
10 open a high risk, high threat post” and insert-
11 ing “progress towards opening or reopening a
12 high risk, high threat post, and the risk to na-
13 tional security of the continued closure or any
14 suspension of operations and remaining barriers
15 to doing so”;

16 (B) in subparagraph (A), by inserting “the
17 risk to United States national security of the
18 post’s continued closure or suspension of oper-
19 ations,” after “national security of the United
20 States,”; and

21 (C) in subparagraph (C), by inserting “the
22 type and level of security threats such post
23 could encounter, and” before “security
24 ‘tripwires’”.

1 (d) SECURITY REVIEW COMMITTEES.—Section 301
2 of the Diplomatic Security Act (22 U.S.C. 4831) is
3 amended—

4 (1) in the section heading, by striking “**AC-**
5 **COUNTABILITY REVIEW BOARDS**” and inserting
6 “**SECURITY REVIEW COMMITTEES**”;

7 (2) in subsection (a)—

8 (A) by amending paragraph (1) to read as
9 follows:

10 “(1) CONVENING THE SECURITY REVIEW COM-
11 MITTEE.—In any case of a serious security incident
12 involving loss of life, serious injury, or significant
13 destruction of property at, or related to, a United
14 States Government diplomatic mission abroad (re-
15 ferred to in this title as a ‘Serious Security Inci-
16 dent’), and in any case of a serious breach of secu-
17 rity involving intelligence activities of a foreign gov-
18 ernment directed at a United States Government
19 mission abroad, the Secretary of State shall convene
20 a Security Review Committee, which shall issue a re-
21 port providing a full account of what occurred, con-
22 sistent with section 304.”;

23 (B) by redesignating paragraphs (2) and
24 (3) as paragraphs (3) and (4), respectively;

1 (C) by inserting after paragraph (1) the
2 following:

3 “(2) COMMITTEE COMPOSITION.—The Sec-
4 retary shall designate a Chairperson and may des-
5 ignate additional personnel of commensurate senior-
6 ity to serve on the Security Review Committee,
7 which shall include—

8 “(A) the Director of the Office of Manage-
9 ment Strategy and Solutions;

10 “(B) the Assistant Secretary responsible
11 for the region where the incident occurred;

12 “(C) the Assistant Secretary of State for
13 Diplomatic Security;

14 “(D) the Assistant Secretary of State for
15 Intelligence and Research;

16 “(E) an Assistant Secretary-level rep-
17 resentative from any involved United States
18 Government department or agency; and

19 “(F) other personnel determined to be nec-
20 essary or appropriate.”;

21 (D) in paragraph (3), as redesignated by
22 subclause (B)—

23 (i) in the paragraph heading, by strik-
24 ing “DEPARTMENT OF DEFENSE FACILI-
25 TIES AND PERSONNEL” and inserting “EX-

1 CEPTIONS TO CONVENING A SECURITY RE-
2 VIEW COMMITTEE”;

3 (ii) by striking “The Secretary of
4 State is not required to convene a Board
5 in the case” and inserting the following:

6 “(A) IN GENERAL.—The Secretary of
7 State is not required to convene a Security Re-
8 view Committee—

9 “(i) if the Secretary determines that
10 the incident involves only causes unrelated
11 to security, such as when the security at
12 issue is outside of the scope of the Sec-
13 retary of State’s security responsibilities
14 under section 103;

15 “(ii) if operational control of overseas
16 security functions has been delegated to
17 another agency in accordance with section
18 106;

19 “(iii) if the incident is a cybersecurity
20 incident and is covered by other review
21 mechanisms; or

22 “(iv) in the case”; and

23 (iii) by striking “In any such case”
24 and inserting the following:

1 “(B) DEPARTMENT OF DEFENSE INVES-
2 TIGATIONS.—In the case of an incident de-
3 scribed in subparagraph (A)(iv)”;

4 (E) by adding at the end the following:

5 “(5) RULEMAKING.—The Secretary of State
6 shall promulgate regulations defining the member-
7 ship and operating procedures for the Security Re-
8 view Committee and provide such guidance to the
9 Chair and ranking members of the Committee on
10 Foreign Relations of the Senate and the Committee
11 on Foreign Affairs of the House of Representa-
12 tives.”;

13 (3) in subsection (b)—

14 (A) in the subsection heading, by striking
15 “BOARDS” and inserting “SECURITY REVIEW
16 COMMITTEES”;

17 (B) by amending paragraph (1) to read as
18 follows:

19 “(1) IN GENERAL.—The Secretary of State
20 shall convene a Security Review Committee not later
21 than 60 days after the occurrence of an incident de-
22 scribed in subsection (a)(1), or 60 days after the De-
23 partment first becomes aware of such an incident,
24 whichever is earlier, except that the 60-day period
25 for convening a Security Review Committee may be

1 extended for one additional 60-day period if the Sec-
2 retary determines that the additional period is nec-
3 essary.”; and

4 (4) by amending subsection (c) to read as fol-
5 lows:

6 “(c) CONGRESSIONAL NOTIFICATION.—Whenever the
7 Secretary of State convenes a Security Review Committee,
8 the Secretary shall promptly inform the chair and ranking
9 member of—

10 “(1) the Committee on Foreign Relations of the
11 Senate;

12 “(2) the Select Committee on Intelligence of the
13 Senate;

14 “(3) the Committee on Appropriations of the
15 Senate;

16 “(4) the Committee on Foreign Affairs of the
17 House of Representatives;

18 “(5) the Permanent Select Committee on Intel-
19 ligence of the House of Representatives; and

20 “(6) the Committee on Appropriations of the
21 House of Representatives.”.

22 (e) TECHNICAL AND CONFORMING AMENDMENTS.—
23 Section 302 of the Diplomatic Security Act of 1986 (22
24 U.S.C. 4832) is amended—

1 (1) in the section heading, by striking “**AC-**
2 **COUNTABILITY REVIEW BOARD**” and inserting
3 “**SECURITY REVIEW COMMITTEE**”; and

4 (2) by striking “a Board” each place such term
5 appears and inserting “a Security Review Com-
6 mittee”.

7 (f) **SERIOUS SECURITY INCIDENT INVESTIGATION**
8 **PROCESS.**—Section 303 of the Diplomatic Security Act of
9 1986 (22 U.S.C. 4833) is amended to read as follows:

10 “**SEC. 303. SERIOUS SECURITY INCIDENT INVESTIGATION**
11 **PROCESS.**

12 “(a) **INVESTIGATION PROCESS.**—

13 “(1) **INITIATION UPON REPORTED INCIDENT.**—

14 A United States mission shall submit an initial re-
15 port of a Serious Security Incident not later than 3
16 days after such incident occurs, whenever feasible, at
17 which time an investigation of the incident shall be
18 initiated.

19 “(2) **INVESTIGATION.**—Not later than 10 days
20 after the submission of a report pursuant to para-
21 graph (1), the Secretary shall direct the Diplomatic
22 Security Service to assemble an investigative team to
23 investigate the incident and independently establish
24 what occurred. Each investigation under this sub-
25 section shall cover—

1 “(A) an assessment of what occurred, who
2 perpetrated or is suspected of having per-
3 petrated the Serious Security Incident, and
4 whether applicable security procedures were fol-
5 lowed;

6 “(B) in the event the Serious Security In-
7 cident involved a United States diplomatic com-
8 pound, motorcade, residence, or other facility,
9 an assessment of whether adequate security
10 countermeasures were in effect based on a
11 known threat at the time of the incident;

12 “(C) if the incident involved an individual
13 or group of officers, employees, or family mem-
14 bers under Chief of Mission security responsi-
15 bility conducting approved operations or move-
16 ments outside the United States mission, an as-
17 sessment of whether proper security briefings
18 and procedures were in place and whether
19 weighing of risk of the operation or movement
20 took place; and

21 “(D) an assessment of whether the failure
22 of any officials or employees to follow proce-
23 dures or perform their duties contributed to the
24 security incident.

1 “(3) INVESTIGATIVE TEAM.—The investigative
2 team assembled pursuant to paragraph (2) shall
3 consist of individuals from the Diplomatic Security
4 Service who shall provide an independent examina-
5 tion of the facts surrounding the incident and what
6 occurred. The Secretary, or the Secretary’s designee,
7 shall review the makeup of the investigative team for
8 a conflict, appearance of conflict, or lack of inde-
9 pendence that could undermine the results of the in-
10 vestigation and may remove or replace any members
11 of the team to avoid such an outcome.

12 “(b) REPORT OF INVESTIGATION.—Not later than 90
13 days after the occurrence of a Serious Security Incident,
14 the investigative team investigating the incident shall pre-
15 pare and submit a Report of Investigation to the Security
16 Review Committee that includes—

17 “(1) a detailed description of the matters set
18 forth in subparagraphs (A) through (D) of sub-
19 section (a)(2), including all related findings;

20 “(2) a complete and accurate account of the
21 casualties, injuries, and damage resulting from the
22 incident; and

23 “(3) a review of security procedures and direc-
24 tives in place at the time of the incident.

1 “(c) CONFIDENTIALITY.—The investigative team in-
2 vestigating a Serious Security Incident shall adopt such
3 procedures with respect to confidentiality as determined
4 necessary, including procedures relating to the conduct of
5 closed proceedings or the submission and use of evidence
6 in camera, to ensure in particular the protection of classi-
7 fied information relating to national defense, foreign pol-
8 icy, or intelligence matters. The Director of National In-
9 telligence shall establish the level of protection required
10 for intelligence information and for information relating
11 to intelligence personnel included in the report required
12 under subsection (b). The Security Review Committee
13 shall determine the level of classification of the final report
14 prepared pursuant to section 304(b), and shall incorporate
15 the same confidentiality measures in such report to the
16 maximum extent practicable.”.

17 (g) FINDINGS AND RECOMMENDATIONS OF THE SE-
18 CURITY REVIEW COMMITTEE.—Section 304 of the Diplo-
19 matic Security Act of 1986 (22 U.S.C. 4834) is amended
20 to read as follows:

21 **“SEC. 304. SECURITY REVIEW COMMITTEE FINDINGS AND**
22 **REPORT.**

23 “(a) FINDINGS.—The Security Review Committee
24 shall—

1 “(1) review the Report of Investigation pre-
2 pared pursuant to section 303(b), and all other evi-
3 dence, reporting, and relevant information relating
4 to a Serious Security Incident at a United States
5 mission abroad, including an examination of the
6 facts and circumstances surrounding any serious in-
7 juries, loss of life, or significant destruction of prop-
8 erty resulting from the incident; and

9 “(2) determine, in writing—

10 “(A) whether the incident was security re-
11 lated and constituted a Serious Security Inci-
12 dent;

13 “(B) if the incident involved a diplomatic
14 compound, motorcade, residence, or other mis-
15 sion facility—

16 “(i) whether the security systems, se-
17 curity countermeasures, and security pro-
18 cedures operated as intended; and

19 “(ii) whether such systems worked to
20 materially mitigate the attack or were
21 found to be inadequate to mitigate the
22 threat and attack;

23 “(C) if the incident involved an individual
24 or group of officers conducting an approved op-
25 eration outside the mission, whether a valid

1 process was followed in evaluating the requested
2 operation and weighing the risk of the oper-
3 ation, which determination shall not seek to as-
4 sign accountability for the incident unless the
5 Security Review Committee determines that an
6 official breached his or her duty;

7 “(D) the impact of intelligence and infor-
8 mation availability, and whether the mission
9 was aware of the general operating threat envi-
10 ronment or any more specific threat intelligence
11 or information and took that into account in
12 ongoing and specific operations; and

13 “(E) any other facts and circumstances
14 that may be relevant to the appropriate security
15 management of United States missions abroad.

16 “(b) REPORT.—

17 “(1) SUBMISSION TO SECRETARY OF STATE.—
18 Not later than 60 days after receiving the Report of
19 Investigation prepared pursuant to section 303(b),
20 the Security Review Committee shall submit a report
21 to the Secretary of State that includes—

22 “(A) the findings described in subsection
23 (a); and

24 “(B) any related recommendations.

1 “(2) SUBMISSION TO CONGRESS.—Not later
2 than 90 days after receiving the report pursuant to
3 paragraph (1), the Secretary of State shall submit
4 a copy of the report to—

5 “(A) the Committee on Foreign Relations
6 of the Senate;

7 “(B) the Select Committee on Intelligence
8 of the Senate;

9 “(C) the Committee on Appropriations of
10 the Senate;

11 “(D) the Committee on Foreign Affairs of
12 the House of Representatives;

13 “(E) the Permanent Select Committee on
14 Intelligence of the House of Representatives;
15 and

16 “(F) the Committee on Appropriations of
17 the House of Representatives.

18 “(c) PERSONNEL RECOMMENDATIONS.—If in the
19 course of conducting an investigation under section 303,
20 the investigative team finds reasonable cause to believe
21 any individual described in section 303(a)(2)(D) has
22 breached the duty of that individual or finds lesser failures
23 on the part of an individual in the performance of his or
24 her duties related to the incident, it shall be reported to
25 the Security Review Committee. If the Security Review

1 Committee finds reasonable cause to support the deter-
2 mination, it shall be reported to the Secretary for appro-
3 priate action.”.

4 (h) RELATION TO OTHER PROCEEDINGS.—Section
5 305 of the Diplomatic Security Act of 1986 (22 U.S.C.
6 4835) is amended—

7 (1) by inserting “(a) NO EFFECT ON EXISTING
8 REMEDIES OR DEFENSES.—” before “Nothing in
9 this title”; and

10 (2) by adding at the end the following:

11 “(b) FUTURE INQUIRIES.—Nothing in this title may
12 be construed to preclude the Secretary of State from con-
13 vening a follow-up public board of inquiry to investigate
14 any security incident if the incident was of such magnitude
15 or significance that an internal process is deemed insuffi-
16 cient to understand and investigate the incident. All mate-
17 rials gathered during the procedures provided under this
18 title shall be provided to any related board of inquiry con-
19 vened by the Secretary.”.

20 (i) TRAINING FOR FOREIGN SERVICE PERSONNEL ON
21 RISK MANAGEMENT PRACTICES.—Not later than 120
22 days after the date of the enactment of this Act, the Sec-
23 retary shall develop and submit a strategy to the appro-
24 priate congressional committees for training and edu-
25 cating Foreign Service personnel regarding appropriate

1 risk management practices while conducting their duties
2 in high risk, high threat environments that includes—

3 (1) plans to continue to develop and offer addi-
4 tional training courses, or augment existing courses,
5 for Department personnel regarding the conduct of
6 their duties in high risk, high threat environments
7 outside of diplomatic compounds, including for diplo-
8 matic personnel, such as political officers, economic
9 officers, and consular officers;

10 (2) plans to educate Senior Foreign Service
11 personnel serving abroad, including ambassadors,
12 chiefs of mission, deputy chiefs of missions, and re-
13 gional security officers, regarding appropriate risk
14 management practices to employ while evaluating re-
15 quests for diplomatic operations in high risk, high
16 threat environments outside of diplomatic com-
17 pounds; and

18 (3) plans and strategies for effectively balancing
19 safety risks with the need for in-person engagement
20 with local governments and populations.

21 (j) SENSE OF CONGRESS REGARDING THE ESTAB-
22 LISHMENT OF THE EXPEDITIONARY DIPLOMACY
23 AWARD.—It is the sense of Congress that the Secretary
24 should—

1 (1) encourage expeditionary diplomacy, proper
2 risk management practices, and regular and mean-
3 ingful engagement with civil society at the Depart-
4 ment by establishing an annual award, which shall
5 be known as the “Expeditionary Diplomacy Award”,
6 to be awarded to deserving officers and employees of
7 the Department; and

8 (2) establish procedures for selecting the recipi-
9 ents of the Expeditionary Diplomacy Award, includ-
10 ing any financial terms associated with such award.

11 (k) PROMOTION IN THE FOREIGN SERVICE.—Section
12 603(b) of the Foreign Service Act of 1980 (22 U.S.C.
13 4003(b)) is amended—

14 (1) in the third sentence of the matter pre-
15 ceding paragraph (1), by inserting “and when occu-
16 pying positions for which the following is, to any de-
17 gree, an element of the member’s duties,” after “as
18 the case may be,”;

19 (2) in paragraph (1), by striking “when occu-
20 pying positions for which such willingness and ability
21 is, to any degree, an element of the member’s duties,
22 or” and inserting a semicolon;

23 (3) by striking paragraph (2) and inserting the
24 following:

1 “(3) other demonstrated experience in public di-
2 plomacy; or”;

3 (4) by inserting after paragraph (1) the fol-
4 lowing:

5 “(2) a willingness and ability to regularly and
6 meaningfully engage with civil society and other
7 local actors in country;”; and

8 (5) by inserting after paragraph (3), as redesign-
9 nated, the following:

10 “(4) the ability to effectively manage and assess
11 risk associated with the conduct of diplomatic oper-
12 ations.”.

13 (1) REPORTING REQUIREMENT.—Not later than 180
14 days after the date of the enactment of this Act and every
15 180 days thereafter for the following 2 years, the Sec-
16 retary shall submit a report to the appropriate congres-
17 sional committees describing the Department’s risk man-
18 agement efforts, including information relating to—

19 (1) implementing this section and section
20 102(b) of the Diplomatic Security Act (22 U.S.C.
21 4801), as amended by subsection (c);

22 (2) encouraging and incentivizing appropriate
23 Foreign Service personnel to regularly and meaning-
24 fully engage with civil society and other local actors
25 in-country;

1 (3) promoting a more effective culture of risk
2 management and greater risk tolerance among all
3 Foreign Service personnel, including through addi-
4 tional risk management training and education op-
5 portunities; and

6 (4) incorporating the provisions of this section
7 into the Foreign Affairs Manual regulations and im-
8 plementing the Serious Security Incident Investiga-
9 tion Permanent Coordinating Committee established
10 and convened pursuant to section 302(b) of the Dip-
11 lomatic Security Act (22 U.S.C. 4832(b)) to more
12 closely align Department procedures with the proce-
13 dures used by other Federal departments and agen-
14 cies to analyze, weigh, and manage risk.

15 **SEC. 9303. ESTABLISHMENT OF UNITED STATES EMBASSIES**
16 **IN SOLOMON ISLANDS, KIRIBATI, AND TONGA**
17 **AND A DIPLOMATIC PRESENCE IN VANUATU.**

18 (a) FINDINGS.—Congress makes the following find-
19 ings:

20 (1) The Pacific Islands are vital to United
21 States national security and national interests in the
22 Indo-Pacific region and globally.

23 (2) The Pacific Islands region spans 15 percent
24 of the world's surface area and controls access to
25 open waters in the Central Pacific, sea lanes to the

1 Western Hemisphere, supply lines to United States
2 forward-deployed forces in East Asia, and economi-
3 cally important fisheries.

4 (3) The Pacific Islands region is home to the
5 State of Hawaii, 11 United States territories, United
6 States Naval Base Guam, and United States Ander-
7 sen Air Force Base.

8 (4) Pacific Island countries cooperate with the
9 United States and United States partners on mari-
10 time security and efforts to stop illegal, unreported,
11 and destructive fishing.

12 (5) The Pacific Islands are rich in biodiversity
13 and are on the frontlines of environmental chal-
14 lenges and climate issues.

15 (6) The People's Republic of China seeks to in-
16 crease its influence in the Pacific Islands region, in-
17 cluding through infrastructure development under
18 the People's Republic of China's One Belt, One
19 Road Initiative and its new security agreement with
20 the Solomon Islands.

21 (7) The United States closed its embassy in the
22 Solomon Islands in 1993.

23 (8) The United States Embassy in Papua New
24 Guinea manages the diplomatic affairs of the United
25 States to the Republic of Vanuatu and the Solomon

1 Islands, and the United States Embassy in Fiji
2 manages the diplomatic affairs of the United States
3 to the Republic of Kiribati and the Kingdom of
4 Tonga.

5 (9) The United States requires a physical and
6 more robust diplomatic presence in the Republic of
7 Vanuatu, the Republic of Kiribati, the Solomon Is-
8 lands, and the Kingdom of Tonga, to ensure the
9 physical and operational security of our efforts in
10 those countries to deepen relations, protect United
11 States national security, and pursue United States
12 national interests.

13 (10) Increasing the number of United States
14 embassies dedicated solely to a Pacific Island coun-
15 try demonstrates the United States' ongoing com-
16 mitment to the region and to the Pacific Island
17 countries.

18 (b) ESTABLISHMENT OF EMBASSIES.—

19 (1) IN GENERAL.—As soon as possible, the Sec-
20 retary should—

21 (A) establish physical United States em-
22 bassies in the Republic of Kiribati and in the
23 Kingdom of Tonga;

1 (B) upgrade the United States consular
2 agency in the Solomon Islands to an embassy;
3 and

4 (C) establish a physical United States Gov-
5 ernment presence in the Republic of Vanuatu.

6 (2) OTHER STRATEGIES.—

7 (A) PHYSICAL INFRASTRUCTURE.—In es-
8 tablishing embassies pursuant to paragraph (1)
9 and creating the physical infrastructure to en-
10 sure the physical and operational safety of em-
11 bassy personnel, the Secretary may pursue rent
12 or purchase existing buildings or co-locate per-
13 sonnel in embassies of like-minded partners,
14 such as Australia and New Zealand.

15 (B) PERSONNEL.—In establishing a phys-
16 ical presence in the Republic of Vanuatu pursu-
17 ant to paragraph (1), the Secretary may assign
18 1 or more United States Government personnel
19 to the Republic of Vanuatu as part of the
20 United States mission in Papua New Guinea.

21 (3) WAIVER AUTHORITY.—The President may
22 waive the requirements under paragraph (1) for a
23 period of one year if the President determines and
24 reports to Congress in advance that such waiver is

1 necessary to protect the national security interests of
2 the United States.

3 (c) AUTHORIZATION OF APPROPRIATIONS.—Of the
4 amounts authorized to be appropriated to the Department
5 of State for Embassy Security, Construction, and Mainte-
6 nance—

7 (1) \$40,200,000 is authorized to be appro-
8 priated for fiscal year 2023—

9 (A) to establish and maintain the 3 embas-
10 sies authorized to be established under sub-
11 section (b); and

12 (B) to establish a physical United States
13 Government presence in the Republic of
14 Vanuatu;

15 (2) \$3,000,000 is authorized to be appropriated
16 for fiscal year 2024—

17 (A) to maintain such embassies; and

18 (B) to establish a physical United States
19 Government presence in the Republic of
20 Vanuatu;

21 (d) REPORT.—

22 (1) DEFINED TERM.—In this subsection, the
23 term “appropriate committees of Congress”
24 means—

1 (A) the Committee on Foreign Relations of
2 the Senate;

3 (B) the Committee on Appropriations of
4 the Senate;

5 (C) the Committee on Foreign Affairs of
6 the House of Representatives; and

7 (D) the Committee on Appropriations of
8 the House of Representatives.

9 (2) PROGRESS REPORT.—Not later than 180
10 days following the date of the enactment of this Act,
11 the Secretary shall submit to the appropriate com-
12 mittees of Congress a report that includes—

13 (A) a description of the status of activities
14 carried out to achieve the objectives described
15 in this section;

16 (B) an estimate of when embassies and a
17 physical presence will be fully established pur-
18 suant to subsection (b)(1); and

19 (C) an update on events in the Pacific Is-
20 lands region relevant to the establishment of
21 United States embassies, including activities by
22 the People's Republic of China.

23 (3) REPORT ON FINAL DISPOSITION.—Not later
24 than 2 years after the date of the enactment of this

1 Act, the Secretary shall submit a report to the ap-
2 propriate committees of Congress that—

3 (A) confirms the establishment of the 3
4 embassies and the physical presence required
5 under subsection (b)(1); or

6 (B) if the embassies and physical presence
7 required in subsection (b)(1) have not been es-
8 tablished, a justification for such failure to
9 comply with such requirement.

10 **TITLE XCIV—A DIVERSE WORK-**
11 **FORCE: RECRUITMENT, RE-**
12 **TENTION, AND PROMOTION**

13 **SEC. 9401. REPORT ON BARRIERS TO APPLYING FOR EM-**
14 **PLOYMENT WITH THE DEPARTMENT OF**
15 **STATE.**

16 Not later than 120 days after the date of the enact-
17 ment of this Act, the Secretary shall submit a report to
18 the appropriate congressional committees that—

19 (1) identifies any barriers for applicants apply-
20 ing for employment with the Department;

21 (2) provides demographic data of online appli-
22 cants during the most recent 3 years disaggregated
23 by race, ethnicity, sex, age, veteran status, disability,
24 geographic region;

1 (3) assesses any barriers that exist for applying
2 online for employment with the Department,
3 disaggregated by race, ethnicity, sex, age, veteran
4 status, disability, geographic region; and

5 (4) includes recommendations for addressing
6 any disparities identified in the online application
7 process.

8 **SEC. 9402. COLLECTION, ANALYSIS, AND DISSEMINATION**
9 **OF WORKFORCE DATA.**

10 (a) INITIAL REPORT.—Not later than 180 days after
11 the date of the enactment of this Act, the Secretary shall
12 submit a report to the appropriate congressional commit-
13 tees that includes disaggregated demographic data and
14 other information regarding the diversity of the workforce
15 of the Department.

16 (b) DATA.—The report required under subsection (a)
17 shall include, to the maximum extent that the collection
18 and dissemination of such data can be done in a way that
19 protects the confidentiality of individuals and is otherwise
20 permissible by law—

21 (1) demographic data on each element of the
22 workforce of the Department during the 3-year pe-
23 riod ending on the date of the enactment of this Act,
24 disaggregated by rank and grade or grade-equa-
25 lent, with respect to—

1 (A) individuals hired to join the workforce;

2 (B) individuals promoted, including pro-
3 motions to and within the Senior Executive
4 Service or the Senior Foreign Service;

5 (C) individuals serving as special assistants
6 in any of the offices of the Secretary of State,
7 the Deputy Secretary of State, the Counselor of
8 the Department of State, the Secretary's Policy
9 Planning Staff, the Under Secretary of State
10 for Arms Control and International Security,
11 the Under Secretary of State for Civilian Secu-
12 rity, Democracy, and Human Rights, the Under
13 Secretary of State for Economic Growth, En-
14 ergy, and the Environment, the Under Sec-
15 retary of State for Management, the Under
16 Secretary of State for Political Affairs, and the
17 Under Secretary of State for Public Diplomacy
18 and Public Affairs;

19 (D) individuals serving in each bureau's
20 front office;

21 (E) individuals serving as detailees to the
22 National Security Council;

23 (F) individuals serving on applicable selec-
24 tion boards;

1 (G) members of any external advisory com-
2 mittee or board who are subject to appointment
3 by individuals at senior positions in the Depart-
4 ment;

5 (H) individuals participating in profes-
6 sional development programs of the Department
7 and the extent to which such participants have
8 been placed into senior positions within the De-
9 partment after such participation;

10 (I) individuals participating in mentorship
11 or retention programs; and

12 (J) individuals who separated from the
13 agency, including individuals in the Senior Ex-
14 ecutive Service or the Senior Foreign Service;

15 (2) an assessment of agency compliance with
16 the essential elements identified in Equal Employ-
17 ment Opportunity Commission Management Direc-
18 tive 715, effective October 1, 2003;

19 (3) data on the overall number of individuals
20 who are part of the workforce, the percentages of
21 such workforce corresponding to each element speci-
22 fied in paragraph (1), and the percentages cor-
23 responding to each rank, grade, or grade equivalent;
24 and

1 (4) the total amount of funds spent by the De-
2 partment for the purposes of advancing diversity, eq-
3 uity, inclusion, and accessibility during each of the
4 4 previous fiscal years, disaggregated, to the extent
5 practicable, by bureau and activity, including, as
6 outlined in the Department's 2022 Diversity, Eq-
7 uity, Inclusion and Accessibility Strategic Plan—

8 (A) workforce pay and compensation;

9 (B) recruitment, hiring, promotions, and
10 retention;

11 (C) reasonable accommodations for dis-
12 ability and religion;

13 (D) safe workplaces; and

14 (E) addressing sexual harassment and dis-
15 crimination.

16 (c) EFFECTIVENESS OF DEPARTMENT EFFORTS.—

17 The report required under subsection (a) shall describe
18 and assess the effectiveness of the efforts of the Depart-
19 ment—

20 (1) to propagate fairness, impartiality, and in-
21 clusion in the work environment, both domestically
22 and abroad;

23 (2) to enforce anti-harassment and anti-dis-
24 crimination policies, both domestically and at posts
25 overseas;

1 (3) to refrain from engaging in unlawful dis-
2 crimination in any phase of the employment process,
3 including recruitment, hiring, evaluation, assign-
4 ments, promotion, retention, and training;

5 (4) to prevent retaliation against employees for
6 participating in a protected equal employment op-
7 portunity activity or for reporting sexual harassment
8 or sexual assault;

9 (5) to provide reasonable accommodation for
10 qualified employees and applicants with disabilities;

11 (6) to recruit a representative workforce by—

12 (A) recruiting women, persons with disabil-
13 ities, and minorities;

14 (B) recruiting at women's colleges, histori-
15 cally Black colleges and universities, minority-
16 serving institutions, and other institutions serv-
17 ing a significant percentage of minority stu-
18 dents;

19 (C) placing job advertisements in news-
20 papers, magazines, and job sites oriented to-
21 ward women and minorities;

22 (D) sponsoring and recruiting at job fairs
23 in urban and rural communities and at land-
24 grant colleges or universities;

1 (E) providing opportunities through the
2 Foreign Service Internship Program under
3 chapter 12 of the Foreign Service Act of 1980
4 (22 U.S.C. 4141 et seq.), and other hiring ini-
5 tiatives;

6 (F) recruiting mid-level and senior-level
7 professionals through programs designed to in-
8 crease representation in international affairs of
9 people belonging to traditionally underrep-
10 resented groups;

11 (G) offering the Foreign Service written
12 and oral assessment examinations in several lo-
13 cations throughout the United States or via on-
14 line platforms to reduce the burden of appli-
15 cants having to travel at their own expense to
16 take either or both such examinations;

17 (H) expanding the use of paid internships;
18 and

19 (I) supporting recruiting and hiring oppor-
20 tunities through—

21 (i) the Charles B. Rangel Inter-
22 national Affairs Fellowship Program;

23 (ii) the Thomas R. Pickering Foreign
24 Affairs Fellowship Program; and

1 (iii) other initiatives, including agen-
2 cy-wide policy initiatives; and

3 (7) to ensure transparency and accountability
4 in the work of the Chief Diversity and Inclusion Of-
5 ficer and the Secretary's Office of Diversity and In-
6 clusion, particularly by—

7 (A) avoiding any duplication of existing di-
8 versity, equity, inclusion, and accessibility ef-
9 forts, including with the Bureau of Global Tal-
10 ent Management, the Office of Civil Rights, and
11 other Department offices; and

12 (B) requiring measurable impacts in hir-
13 ing, retention, and other aspects of the Diver-
14 sity, Equity, Inclusion and Accessibility Stra-
15 tegic Plan.

16 (d) ANNUAL REPORT.—

17 (1) IN GENERAL.—Not later than 1 year after
18 the publication of the report required under sub-
19 section (a), and annually thereafter for the following
20 5 years, the Secretary shall submit a report to the
21 appropriate congressional committees, and make
22 such report available on the Department's website,
23 that includes, without compromising the confiden-
24 tiality of individuals and to the extent otherwise con-
25 sistent with law—

1 (A) disaggregated demographic data, to
2 the maximum extent that collection of such
3 data is permissible by law, relating to the work-
4 force and information on the status of diversity
5 and inclusion efforts of the Department;

6 (B) an analysis of applicant flow data, to
7 the maximum extent that collection of such
8 data is permissible by law; and

9 (C) disaggregated demographic data relat-
10 ing to participants in professional development
11 programs of the Department and the rate of
12 placement into senior positions for participants
13 in such programs.

14 (2) COMBINATION WITH OTHER ANNUAL RE-
15 PORT.—The report required under paragraph (1)
16 may be combined with another annual report re-
17 quired by law, to the extent practicable.

18 **SEC. 9403. CENTERS OF EXCELLENCE IN FOREIGN AFFAIRS**
19 **AND ASSISTANCE.**

20 (a) PURPOSE.—The purposes of this section are—

21 (1) to advance the values and interests of the
22 United States overseas through programs that foster
23 innovation, competitiveness, and a plethora of back-
24 grounds, views, and experience in the formulation

1 and implementation of United States foreign policy
2 and assistance; and

3 (2) to create opportunities for specialized re-
4 search, education, training, professional develop-
5 ment, and leadership opportunities for individuals
6 belonging to an underrepresented group within the
7 Department and USAID.

8 (b) STUDY.—

9 (1) IN GENERAL.—The Secretary and the Ad-
10 ministrator of USAID shall conduct a study on the
11 feasibility of establishing Centers of Excellence in
12 Foreign Affairs and Assistance (referred to in this
13 section as the “Centers of Excellence”) within insti-
14 tutions that serve individuals belonging to an under-
15 represented group to focus on 1 or more of the areas
16 described in paragraph (2).

17 (2) ELEMENTS.—In conducting the study re-
18 quired under paragraph (1), the Secretary and the
19 Administrator, respectively, shall consider—

20 (A) opportunities to enter into public-pri-
21 vate partnerships that will—

22 (i) increase interest in foreign affairs
23 and foreign assistance Federal careers;

24 (ii) prepare an assorted cadre of stu-
25 dents (including nontraditional, mid-career,

1 part-time, and heritage students) and non-
2 profit or business professionals with the
3 skills and education needed to meaning-
4 fully contribute to the formulation and exe-
5 cution of United States foreign policy and
6 assistance;

7 (iii) support the conduct of research,
8 education, and extension programs that re-
9 flect a wide range of perspectives and
10 views of world regions and international af-
11 fairs—

12 (I) to assist in the development
13 of regional and functional foreign pol-
14 icy skills;

15 (II) to strengthen international
16 development and humanitarian assist-
17 ance programs; and

18 (III) to strengthen democratic in-
19 stitutions and processes in policy-
20 making, including in education,
21 health, wealth, justice, and other sec-
22 tors;

23 (iv) enable domestic and international
24 educational, internship, fellowship, faculty
25 exchange, training, employment or other

1 innovative programs to acquire or
2 strengthen knowledge of foreign languages,
3 cultures, societies, and international skills
4 and perspectives;

5 (v) support collaboration among insti-
6 tutions of higher education, including com-
7 munity colleges, nonprofit organizations,
8 and corporations, to strengthen the en-
9 gagement between experts and practi-
10 tioners in the foreign affairs and foreign
11 assistance fields; and

12 (vi) leverage additional public-private
13 partnerships with nonprofit organizations,
14 foundations, corporations, institutions of
15 higher education, and the Federal Govern-
16 ment; and

17 (B) budget and staffing requirements, in-
18 cluding appropriate sources of funding, for the
19 establishment and conduct of operations of such
20 Centers of Excellence.

21 (c) REPORT.—Not later than 120 days after the date
22 of the enactment of this Act, the Secretary shall submit
23 a report to the appropriate congressional committees that
24 contains the findings of the study conducted pursuant to
25 subsection (b).

1 **SEC. 9404. PROMOTING TRANSPARENCY AND ACCOUNT-**
2 **ABILITY IN THE DEPARTMENT OF STATE**
3 **WORKFORCE.**

4 (a) **IN GENERAL.**—The Secretary should establish a
5 mechanism to ensure that appointments or details of De-
6 partment career employees to staff positions in the Office
7 of the Secretary, the Office of the Deputy Secretary of
8 State, the Office of the Counselor of the Department, any
9 office of the Secretary’s Policy Planning Staff, and any
10 office of an Under Secretary of State, and details to the
11 National Security Council, are transparent, competitive,
12 inclusive, and merit-based.

13 (b) **REPORT.**—Not later than 90 days after the date
14 of the enactment of this Act, the Secretary shall submit
15 a report to the appropriate congressional committees re-
16 garding the mechanism established pursuant to subsection
17 (a).

18 (c) **AVAILABILITY.**—The Secretary shall—

19 (1) use transparent, competitive, inclusive, and
20 merit-based processes for appointments and details
21 to the staff positions specified in subsection (a); and

22 (2) ensure that such positions are equally avail-
23 able to all employees of the Civil Service and the
24 Foreign Service of the Department.

1 **SEC. 9405. RULE OF CONSTRUCTION.**

2 Nothing in this title may be construed as altering ex-
3 isting law regarding merit system principles.

4 **TITLE XCV—INFORMATION SE-**
5 **CURITY AND CYBER DIPLO-**
6 **MACY**

7 **SEC. 9501. UNITED STATES INTERNATIONAL CYBERSPACE**
8 **POLICY.**

9 (a) IN GENERAL.—It is the policy of the United
10 States—

11 (1) to work internationally to promote an open,
12 interoperable, reliable, and secure internet governed
13 by the multi-stakeholder model, which—

14 (A) promotes democracy, the rule of law,
15 and human rights, including freedom of expres-
16 sion;

17 (B) supports the ability to innovate, com-
18 municate, and promote economic prosperity;
19 and

20 (C) is designed to protect privacy and
21 guard against deception, malign influence, in-
22 citement to violence, harassment and abuse,
23 fraud, and theft;

24 (2) to encourage and aid United States allies
25 and partners in improving their own technological
26 capabilities and resiliency to pursue, defend, and

1 protect shared interests and values, free from coer-
2 cion and external pressure; and

3 (3) in furtherance of the efforts described in
4 paragraphs (1) and (2)—

5 (A) to provide incentives to the private sec-
6 tor to accelerate the development of the tech-
7 nologies referred to in such paragraphs;

8 (B) to modernize and harmonize with allies
9 and partners export controls and investment
10 screening regimes and associated policies and
11 regulations; and

12 (C) to enhance United States leadership in
13 technical standards-setting bodies and avenues
14 for developing norms regarding the use of dig-
15 ital tools.

16 (b) IMPLEMENTATION.—In implementing the policy
17 described in subsection (a), the President, in consultation
18 with outside actors, as appropriate, including private sec-
19 tor companies, nongovernmental organizations, security
20 researchers, and other relevant stakeholders, in the con-
21 duct of bilateral and multilateral relations, shall strive—

22 (1) to clarify the applicability of international
23 laws and norms to the use of information and com-
24 munications technology (referred to in this sub-
25 section as “ICT”);

1 (2) to reduce and limit the risk of escalation
2 and retaliation in cyberspace, damage to critical in-
3 frastructure, and other malicious cyber activity that
4 impairs the use and operation of critical infrastruc-
5 ture that provides services to the public;

6 (3) to cooperate with like-minded countries that
7 share common values and cyberspace policies with
8 the United States, including respect for human
9 rights, democracy, and the rule of law, to advance
10 such values and policies internationally;

11 (4) to encourage the responsible development of
12 new, innovative technologies and ICT products that
13 strengthen a secure internet architecture that is ac-
14 cessible to all;

15 (5) to secure and implement commitments on
16 responsible country behavior in cyberspace, including
17 commitments by countries—

18 (A) not to conduct, or knowingly support,
19 cyber-enabled theft of intellectual property, in-
20 cluding trade secrets or other confidential busi-
21 ness information, with the intent of providing
22 competitive advantages to companies or com-
23 mercial sectors;

24 (B) to take all appropriate and reasonable
25 efforts to keep their territories clear of inten-

1 tionally wrongful acts using ICT in violation of
2 international commitments;

3 (C) not to conduct or knowingly support
4 ICT activity that intentionally damages or oth-
5 erwise impairs the use and operation of critical
6 infrastructure providing services to the public,
7 in violation of international law;

8 (D) to take appropriate measures to pro-
9 tect the country's critical infrastructure from
10 ICT threats;

11 (E) not to conduct or knowingly support
12 malicious international activity that harms the
13 information systems of authorized international
14 emergency response teams (also known as
15 “computer emergency response teams” or “cy-
16 bersecurity incident response teams”) of an-
17 other country or authorize emergency response
18 teams to engage in malicious international ac-
19 tivity, in violation of international law;

20 (F) to respond to appropriate requests for
21 assistance to mitigate malicious ICT activity
22 emanating from their territory and aimed at the
23 critical infrastructure of another country;

1 (G) not to restrict cross-border data flows
2 or require local storage or processing of data;
3 and

4 (H) to protect the exercise of human rights
5 and fundamental freedoms on the internet,
6 while recognizing that the human rights that
7 people have offline also need to be protected on-
8 line; and

9 (6) to advance, encourage, and support the de-
10 velopment and adoption of internationally recognized
11 technical standards and best practices.

12 **SEC. 9502. BUREAU OF CYBERSPACE AND DIGITAL POLICY.**

13 (a) IN GENERAL.—Section 1 of the State Depart-
14 ment Basic Authorities Act of 1956 (22 U.S.C. 2651a),
15 is amended—

16 (1) by redesignating subsections (i) and (j) as
17 subsection (j) and (k), respectively;

18 (2) by redesignating subsection (h) (as added
19 by section 361(a)(1) of division FF of the Consoli-
20 dated Appropriations Act, 2021 (Public Law 116–
21 260)) as subsection (l); and

22 (3) by inserting after subsection (h) the fol-
23 lowing:

24 “(i) BUREAU OF CYBERSPACE AND DIGITAL POL-
25 ICY.—

1 “(1) IN GENERAL.—There is established, within
2 the Department of State, the Bureau of Cyberspace
3 and Digital Policy (referred to in this subsection as
4 the ‘Bureau’). The head of the Bureau shall have
5 the rank and status of ambassador and shall be ap-
6 pointed by the President, by and with the advice and
7 consent of the Senate.

8 “(2) DUTIES.—

9 “(A) IN GENERAL.—The head of the Bu-
10 reau shall perform such duties and exercise
11 such powers as the Secretary of State shall pre-
12 scribe, including implementing the diplomatic
13 and foreign policy aspects of the policy de-
14 scribed in section 9501(a) of the Department of
15 State Authorization Act of 2022.

16 “(B) DUTIES DESCRIBED.—The principal
17 duties and responsibilities of the head of the
18 Bureau shall, in furtherance of the diplomatic
19 and foreign policy mission of the Department of
20 State, be—

21 “(i) to serve as the principal cyber-
22 space policy official within the senior man-
23 agement of the Department of State and
24 as the advisor to the Secretary of State for
25 cyberspace and digital issues;

1 “(ii) to lead, coordinate, and execute,
2 in coordination with other relevant bureaus
3 and offices, the Department of State’s dip-
4 lomatic cyberspace, and cybersecurity ef-
5 forts (including efforts related to data pri-
6 vacy, data flows, internet governance, in-
7 formation and communications technology
8 standards, and other issues that the Sec-
9 retary has assigned to the Bureau);

10 “(iii) to coordinate with relevant Fed-
11 eral agencies and the Office of the Na-
12 tional Cyber Director to ensure the diplo-
13 matic and foreign policy aspects of the
14 cyber strategy in section 9501 of the De-
15 partment of State Authorization Act of
16 2022 and any other subsequent strategy
17 are implemented in a manner that is fully
18 integrated with the broader strategy;

19 “(iv) to promote an open, interoper-
20 able, reliable, and secure information and
21 communications technology infrastructure
22 globally;

23 “(v) to represent the Secretary of
24 State in interagency efforts to develop and
25 advance Federal Government cyber prior-

1 ities and activities, including efforts to de-
2 velop credible national capabilities, strate-
3 gies, and policies to deter and counter
4 cyber adversaries, and carry out the pur-
5 poses of title V of the Department of State
6 Authorization Act of 2022;

7 “(vi) to engage civil society, the pri-
8 vate sector, academia, and other public and
9 private entities on relevant international
10 cyberspace and international information
11 and communications technology issues;

12 “(vii) to support United States Gov-
13 ernment efforts to uphold and further de-
14 velop global deterrence frameworks for ma-
15 licious cyber activity;

16 “(viii) to advise the Secretary of State
17 and coordinate with foreign governments
18 regarding responses to national security-
19 level cyber incidents, including coordina-
20 tion on diplomatic response efforts to sup-
21 port allies and partners threatened by ma-
22 licious cyber activity, in conjunction with
23 members of the North Atlantic Treaty Or-
24 ganization and like-minded countries;

1 “(ix) to promote the building of for-
2 foreign capacity relating to cyberspace policy
3 priorities;

4 “(x) to promote an open, interoper-
5 able, reliable, and secure information and
6 communications technology infrastructure
7 globally and an open, interoperable, secure,
8 and reliable internet governed by the
9 multi-stakeholder model;

10 “(xi) to promote an international envi-
11 ronment for technology investments and
12 the internet that benefits United States
13 economic and national security interests;

14 “(xii) to promote cross-border flow of
15 data and combat international initiatives
16 seeking to impose unreasonable require-
17 ments on United States businesses;

18 “(xiii) to promote international poli-
19 cies to protect the integrity of United
20 States and international telecommuni-
21 cations infrastructure from foreign-based
22 threats, including cyber-enabled threats;

23 “(xiv) to lead engagement, in coordi-
24 nation with relevant executive branch agen-
25 cies, with foreign governments on relevant

1 international cyberspace, cybersecurity,
2 cybercrime, and digital economy issues de-
3 scribed in title V of the Department of
4 State Authorization Act of 2022;

5 “(xv) to promote international poli-
6 cies, in coordination with the Department
7 of Commerce, to secure radio frequency
8 spectrum in the best interests of the
9 United States;

10 “(xvi) to promote and protect the ex-
11 ercise of human rights, including freedom
12 of speech and religion, through the inter-
13 net;

14 “(xvii) to build capacity of United
15 States diplomatic officials to engage on
16 cyberspace issues;

17 “(xviii) to encourage the development
18 and adoption by foreign countries of inter-
19 nationally recognized standards, policies,
20 and best practices;

21 “(xix) to support efforts by the Global
22 Engagement Center to counter cyber-en-
23 abled information operations against the
24 United States or its allies and partners;
25 and

1 “(xx) to conduct such other matters
2 as the Secretary of State may assign.

3 “(3) QUALIFICATIONS.—The head of the Bu-
4 reau should be an individual of demonstrated com-
5 petency in the fields of—

6 “(A) cybersecurity and other relevant
7 cyberspace and information and communica-
8 tions technology policy issues; and

9 “(B) international diplomacy.

10 “(4) ORGANIZATIONAL PLACEMENT.—

11 “(A) INITIAL PLACEMENT.—Except as
12 provided in subparagraph (B), the head of the
13 Bureau shall report to the Deputy Secretary of
14 State.

15 “(B) SUBSEQUENT PLACEMENT.—The
16 head of the Bureau may report to an Under
17 Secretary of State or to an official holding a
18 higher position than Under Secretary if, not
19 later than 15 days before any change in such
20 reporting structure, the Secretary of State—

21 “(i) consults with the Committee on
22 Foreign Relations of the Senate and the
23 Committee on Foreign Affairs of the
24 House of Representatives; and

1 “(ii) submits a report to such commit-
2 tees that—

3 “(I) indicates that the Secretary,
4 with respect to the reporting structure
5 of the Bureau, has consulted with and
6 solicited feedback from—

7 “(aa) other relevant Federal
8 entities with a role in inter-
9 national aspects of cyber policy;
10 and

11 “(bb) the elements of the
12 Department of State with respon-
13 sibility for aspects of cyber pol-
14 icy, including the elements re-
15 porting to—

16 “(AA) the Under Sec-
17 retary of State for Political
18 Affairs;

19 “(BB) the Under Sec-
20 retary of State for Civilian
21 Security, Democracy, and
22 Human Rights;

23 “(CC) the Under Sec-
24 retary of State for Economic

1 Growth, Energy, and the
2 Environment;

3 “(DD) the Under Sec-
4 retary of State for Arms
5 Control and International
6 Security Affairs;

7 “(EE) the Under Sec-
8 retary of State for Manage-
9 ment; and

10 “(FF) the Under Sec-
11 retary of State for Public
12 Diplomacy and Public Af-
13 fairs;

14 “(II) describes the new reporting
15 structure for the head of the Bureau
16 and the justification for such new
17 structure; and

18 “(III) includes a plan describing
19 how the new reporting structure will
20 better enable the head of the Bureau
21 to carry out the duties described in
22 paragraph (2), including the security,
23 economic, and human rights aspects
24 of cyber diplomacy.

1 “(5) SPECIAL HIRING AUTHORITIES.—The Sec-
2 retary of State may—

3 “(A) appoint up to 25 employees to cyber
4 positions in the Bureau without regard to the
5 provisions of subchapter I of chapter 33 of title
6 5, United States Code, regarding appointments
7 in the competitive service; and

8 “(B) fix the rates of basic pay of such em-
9 ployees without regard to chapter 51 and sub-
10 chapter III of chapter 53 of such title regarding
11 classification and General Schedule pay rates,
12 provided that the rates for such positions do
13 not exceed the annual rate of basic pay in effect
14 for a position at level IV of the Executive
15 Schedule under section 5315 of title 5, United
16 States Code.

17 “(6) COORDINATION.—In implementing the du-
18 ties prescribed under paragraph (2), the head of the
19 Bureau shall coordinate with the heads of other
20 Federal agencies, including the Department of Com-
21 merce, the Department of Homeland Security, and
22 other Federal agencies that the National Cyber Di-
23 rector deems appropriate.

24 “(7) RULE OF CONSTRUCTION.—Nothing in
25 this subsection may be construed—

1 “(A) to preclude the head of the Bureau
2 from being designated as an Assistant Sec-
3 retary, if such an Assistant Secretary position
4 does not increase the number of Assistant Sec-
5 retary positions at the Department above the
6 number authorized under subsection (c)(1); or

7 “(B) to alter or modify the existing au-
8 thorities of any other Federal agency or offi-
9 cial.”.

10 (b) **SENSE OF CONGRESS.**—It is the sense of Con-
11 gress that the Bureau established under section 1(i) of
12 the State Department Basic Authorities Act of 1956, as
13 added by subsection (a), should have a diverse workforce
14 composed of qualified individuals, including individuals be-
15 longing to an underrepresented group.

16 (c) **UNITED NATIONS.**—The Permanent Representa-
17 tive of the United States to the United Nations should
18 use the voice, vote, and influence of the United States to
19 oppose any measure that is inconsistent with the policy
20 described in section 9501(a).

21 **SEC. 9503. INTERNATIONAL CYBERSPACE AND DIGITAL**
22 **POLICY STRATEGY.**

23 (a) **STRATEGY REQUIRED.**—Not later than 1 year
24 after the date of the enactment of this Act, the President,
25 acting through the Secretary, and in coordination with the

1 heads of other relevant Federal departments and agencies,
2 shall develop an international cyberspace and digital policy
3 strategy.

4 (b) ELEMENTS.—The strategy required under sub-
5 section (a) shall include—

6 (1) a review of actions and activities under-
7 taken to support the policy described in section
8 9501(a);

9 (2) a plan of action to guide the diplomacy of
10 the Department with regard to foreign countries, in-
11 cluding—

12 (A) conducting bilateral and multilateral
13 activities—

14 (i) to develop and support the imple-
15 mentation of norms of responsible country
16 behavior in cyberspace consistent with the
17 commitments listed in section 9501(b)(5);

18 (ii) to reduce the frequency and sever-
19 ity of cyberattacks on United States indi-
20 viduals, businesses, governmental agencies,
21 and other organizations;

22 (iii) to reduce cybersecurity risks to
23 United States and allied critical infrastruc-
24 ture;

1 (iv) to improve allies' and partners'
2 collaboration with the United States on cy-
3 bersecurity issues, including information
4 sharing, regulatory coordination and im-
5 provement, and joint investigatory and law
6 enforcement operations related to
7 cybercrime; and

8 (v) to share best practices and ad-
9 vance proposals to strengthen civilian and
10 private sector resiliency to threats and ac-
11 cess to opportunities in cyberspace; and

12 (B) reviewing the status of existing efforts
13 in relevant multilateral fora, as appropriate, to
14 obtain commitments on international norms re-
15 garding cyberspace;

16 (3) a review of alternative concepts for inter-
17 national norms regarding cyberspace offered by for-
18 eign countries;

19 (4) a detailed description, in consultation with
20 the Office of the National Cyber Director and rel-
21 evant Federal agencies, of new and evolving threats
22 regarding cyberspace from foreign adversaries, state-
23 sponsored actors, and non-state actors to—

24 (A) United States national security;

1 (B) the Federal and private sector cyber-
2 space infrastructure of the United States;

3 (C) intellectual property in the United
4 States; and

5 (D) the privacy and security of citizens of
6 the United States;

7 (5) a review of the policy tools available to the
8 President to deter and de-escalate tensions with for-
9 eign countries, state-sponsored actors, and private
10 actors regarding—

11 (A) threats in cyberspace;

12 (B) the degree to which such tools have
13 been used; and

14 (C) whether such tools have been effective
15 deterrents;

16 (6) a review of resources required to conduct
17 activities to build responsible norms of international
18 cyber behavior;

19 (7) a review, in coordination with the Office of
20 the National Cyber Director and the Office of Man-
21 agement and Budget, to determine whether the
22 budgetary resources, technical expertise, legal au-
23 thorities, and personnel available to the Department
24 are adequate to achieve the actions and activities un-

1 dertaken by the Department to support the policy
2 described in section 9501(a);

3 (8) a review to determine whether the Depart-
4 ment is properly organized and coordinated with
5 other Federal agencies to achieve the objectives de-
6 scribed in section 9501(b); and

7 (9) a plan of action, developed in coordination
8 with the Department of Defense and in consultation
9 with other relevant Federal departments and agen-
10 cies as the President may direct, with respect to the
11 inclusion of cyber issues in mutual defense agree-
12 ments.

13 (c) FORM OF STRATEGY.—

14 (1) PUBLIC AVAILABILITY.—The strategy re-
15 quired under subsection (a) shall be available to the
16 public in unclassified form, including through publi-
17 cation in the Federal Register.

18 (2) CLASSIFIED ANNEX.—The strategy required
19 under subsection (a) may include a classified annex.

20 (d) BRIEFING.—Not later than 30 days after the
21 completion of the strategy required under subsection (a),
22 the Secretary shall brief the Committee on Foreign Rela-
23 tions of the Senate, the Select Committee on Intelligence
24 of the Senate, the Committee on Armed Services of the
25 Senate, the Committee on Foreign Affairs of the House

1 of Representatives, the Permanent Select Committee on
2 Intelligence of the House of Representatives, and the
3 Committee on Armed Services of the House of Represent-
4 atives regarding the strategy, including any material con-
5 tained in a classified annex.

6 (e) UPDATES.—The strategy required under sub-
7 section (a) shall be updated—

8 (1) not later than 90 days after any material
9 change to United States policy described in such
10 strategy; and

11 (2) not later than 1 year after the inauguration
12 of each new President.

13 **SEC. 9504. GOVERNMENT ACCOUNTABILITY OFFICE RE-**
14 **PORT ON CYBER DIPLOMACY.**

15 Not later than 18 months after the date of the enact-
16 ment of this Act, the Comptroller General of the United
17 States shall submit a report and provide a briefing to the
18 appropriate congressional committees that includes—

19 (1) an assessment of the extent to which United
20 States diplomatic processes and other efforts with
21 foreign countries, including through multilateral
22 fora, bilateral engagements, and negotiated cyber-
23 space agreements, advance the full range of United
24 States interests regarding cyberspace, including the
25 policy described in section 9501(a);

1 (2) an assessment of the Department's organi-
2 zational structure and approach to managing its dip-
3 lomatic efforts to advance the full range of United
4 States interests regarding cyberspace, including a
5 review of—

6 (A) the establishment of a Bureau within
7 the Department to lead the Department's inter-
8 national cyber mission;

9 (B) the current or proposed diplomatic
10 mission, structure, staffing, funding, and activi-
11 ties of such Bureau;

12 (C) how the establishment of such Bureau
13 has impacted or is likely to impact the structure
14 and organization of the Department; and

15 (D) what challenges, if any, the Depart-
16 ment has faced or will face in establishing such
17 Bureau; and

18 (3) any other matters that the Comptroller
19 General determines to be relevant.

20 **SEC. 9505. REPORT ON DIPLOMATIC PROGRAMS TO DETECT**
21 **AND RESPOND TO CYBER THREATS AGAINST**
22 **ALLIES AND PARTNERS.**

23 Not later than 180 days after the date of the enact-
24 ment of this Act, the Secretary, in coordination with the
25 heads of other relevant Federal agencies, shall submit a

1 report to the appropriate congressional committees that
2 assesses the capabilities of the Department to provide ci-
3 vilian-led support for acute cyber incident response in ally
4 and partner countries that includes—

5 (1) a description and assessment of the Depart-
6 ment’s coordination with cyber programs and oper-
7 ations of the Department of Defense and the De-
8 partment of Homeland Security;

9 (2) recommendations on how to improve coordi-
10 nation and executive of Department involvement in
11 programs or operations to support allies and part-
12 ners in responding to acute cyber incidents; and

13 (3) the budgetary resources, technical expertise,
14 legal authorities, and personnel needed for the De-
15 partment to formulate and implement the programs
16 described in this section.

17 **SEC. 9506. CYBERSECURITY RECRUITMENT AND RETEN-**
18 **TION.**

19 (a) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that improving computer programming language
21 proficiency will improve—

22 (1) the cybersecurity effectiveness of the De-
23 partment; and

1 (2) the ability of foreign service officers to en-
2 gage with foreign audiences on cybersecurity mat-
3 ters.

4 (b) TECHNOLOGY TALENT ACQUISITION.—

5 (1) ESTABLISHMENT.—The Secretary shall es-
6 tablish positions within the Bureau of Global Talent
7 Management that are solely dedicated to the recruit-
8 ment and retention of Department personnel with
9 backgrounds in cybersecurity, engineering, data
10 science, application development, artificial intel-
11 ligence, critical and emerging technology, and tech-
12 nology and digital policy.

13 (2) GOALS.—The goals of the positions de-
14 scribed in paragraph (1) shall be—

15 (A) to fulfill the critical need of the De-
16 partment to recruit and retain employees for
17 cybersecurity, digital, and technology positions;

18 (B) to actively recruit relevant candidates
19 from academic institutions, the private sector,
20 and related industries;

21 (C) to work with the Office of Personnel
22 Management and the United States Digital
23 Service to develop and implement best strate-
24 gies for recruiting and retaining technology tal-
25 ent; and

1 (D) to inform and train supervisors at the
2 Department on the use of the authorities listed
3 in subsection (c)(1).

4 (3) IMPLEMENTATION PLAN.—Not later than
5 180 days after the date of the enactment of this Act,
6 the Secretary shall submit a plan to the appropriate
7 congressional committees that describes how the ob-
8 jectives and goals set forth in paragraphs (1) and
9 (2) will be implemented.

10 (4) AUTHORIZATION OF APPROPRIATIONS.—
11 There is authorized to be appropriated \$750,000 for
12 each of the fiscal years 2023 through 2027 to carry
13 out this subsection.

14 (c) ANNUAL REPORT ON HIRING AUTHORITIES.—
15 Not later than 1 year after the date of the enactment of
16 this Act, and annually thereafter for the following 5 years,
17 the Secretary shall submit a report to the appropriate con-
18 gressional committees that includes—

19 (1) a list of the hiring authorities available to
20 the Department to recruit and retain personnel with
21 backgrounds in cybersecurity, engineering, data
22 science, application development, artificial intel-
23 ligence, critical and emerging technology, and tech-
24 nology and digital policy;

1 (2) a list of which hiring authorities described
2 in paragraph (1) have been used during the previous
3 5 years;

4 (3) the number of employees in qualified posi-
5 tions hired, aggregated by position and grade level
6 or pay band;

7 (4) the number of employees who have been
8 placed in qualified positions, aggregated by bureau
9 and offices within the Department;

10 (5) the rate of attrition of individuals who begin
11 the hiring process and do not complete the process
12 and a description of the reasons for such attrition;

13 (6) the number of individuals who are inter-
14 viewed by subject matter experts and the number of
15 individuals who are not interviewed by subject mat-
16 ter experts; and

17 (7) recommendations for—

18 (A) reducing the attrition rate referred to
19 in paragraph (5) by 5 percent each year;

20 (B) additional hiring authorities needed to
21 acquire needed technology talent;

22 (C) hiring personnel to hold public trust
23 positions until such personnel can obtain the
24 necessary security clearance; and

1 (D) informing and training supervisors
2 within the Department on the use of the au-
3 thorities listed in paragraph (1).

4 (d) INCENTIVE PAY FOR CYBERSECURITY PROFES-
5 SIONALS.—To increase the number of qualified candidates
6 available to fulfill the cybersecurity needs of the Depart-
7 ment, the Secretary shall—

8 (1) include computer programming languages
9 within the Recruitment Language Program; and

10 (2) provide appropriate language incentive pay.

11 (e) REPORT.—Not later than 1 year after the date
12 of the enactment of this Act, and annually thereafter for
13 the following 5 years, the Secretary shall provide a list
14 to the appropriate congressional committees that identi-
15 fies—

16 (1) the computer programming languages in-
17 cluded within the Recruitment Language Program
18 and the language incentive pay rate; and

19 (2) the number of individuals benefitting from
20 the inclusion of such computer programming lan-
21 guages in the Recruitment Language Program and
22 language incentive pay.

1 **SEC. 9507. SHORT COURSE ON EMERGING TECHNOLOGIES**
2 **FOR SENIOR OFFICIALS.**

3 (a) IN GENERAL.—Not later than 1 year after the
4 date of the enactment of this Act, the Secretary shall de-
5 velop and begin providing, for senior officials of the De-
6 partment, a course addressing how the most recent and
7 relevant technologies affect the activities of the Depart-
8 ment.

9 (b) THROUGHPUT OBJECTIVES.—The Secretary
10 should ensure that—

11 (1) during the first year that the course devel-
12 oped pursuant to subsection (a) is offered, not fewer
13 than 20 percent of senior officials are certified as
14 having passed such course; and

15 (2) in each subsequent year, until the date on
16 which 80 percent of senior officials are certified as
17 having passed such course, an additional 10 percent
18 of senior officials are certified as having passed such
19 course.

20 **SEC. 9508. ESTABLISHMENT AND EXPANSION OF REGIONAL**
21 **TECHNOLOGY OFFICER PROGRAM.**

22 (a) REGIONAL TECHNOLOGY OFFICER PROGRAM.—

23 (1) ESTABLISHMENT.—The Secretary shall es-
24 tablish a program, which shall be known as the “Re-
25 gional Technology Officer Program” (referred to in
26 this section as the “Program”).

1 (2) GOALS.—The goals of the Program shall in-
2 clude the following:

3 (A) Promoting United States leadership in
4 technology abroad.

5 (B) Working with partners to increase the
6 deployment of critical and emerging technology
7 in support of democratic values.

8 (C) Shaping diplomatic agreements in re-
9 gional and international fora with respect to
10 critical and emerging technologies.

11 (D) Building diplomatic capacity for han-
12 dling critical and emerging technology issues.

13 (E) Facilitating the role of critical and
14 emerging technology in advancing the foreign
15 policy objectives of the United States through
16 engagement with research labs, incubators, and
17 venture capitalists.

18 (F) Maintaining the advantages of the
19 United States with respect to critical and
20 emerging technologies.

21 (b) IMPLEMENTATION PLAN.—Not later than 180
22 days after the date of the enactment of this Act, the Sec-
23 retary shall submit an implementation plan to the appro-
24 priate congressional committees that outlines strategies
25 for—

1 (1) advancing the goals described in subsection
2 (a)(2);

3 (2) hiring Regional Technology Officers and in-
4 creasing the competitiveness of the Program within
5 the Foreign Service bidding process;

6 (3) expanding the Program to include a min-
7 imum of 15 Regional Technology Officers; and

8 (4) assigning not fewer than 2 Regional Tech-
9 nology Officers to posts within—

10 (A) each regional bureau of the Depart-
11 ment; and

12 (B) the Bureau of International Organiza-
13 tion Affairs.

14 (c) ANNUAL BRIEFING REQUIREMENT.—Not later
15 than 180 days after the date of the enactment of this Act,
16 and annually thereafter for the following 5 years, the Sec-
17 retary shall brief the appropriate congressional committees
18 regarding the status of the implementation plan required
19 under subsection (b).

20 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
21 authorized to be appropriated up to \$25,000,000 for each
22 of the fiscal years 2023 through 2027 to carry out this
23 section.

1 **SEC. 9509. VULNERABILITY DISCLOSURE POLICY AND BUG**
2 **BOUNTY PROGRAM REPORT.**

3 (a) DEFINITIONS.—In this section:

4 (1) BUG BOUNTY PROGRAM.—The term “bug
5 bounty program” means a program under which an
6 approved individual, organization, or company is
7 temporarily authorized to identify and report
8 vulnerabilities of internet-facing information tech-
9 nology of the Department in exchange for compensa-
10 tion.

11 (2) INFORMATION TECHNOLOGY.—The term
12 “information technology” has the meaning given
13 such term in section 11101 of title 40, United
14 States Code.

15 (b) VULNERABILITY DISCLOSURE POLICY.—

16 (1) IN GENERAL.—Not later than 180 days
17 after the date of the enactment of this Act, the Sec-
18 retary shall design, establish, and make publicly
19 known a Vulnerability Disclosure Policy (referred to
20 in this section as the “VDP”) to improve Depart-
21 ment cybersecurity by—

22 (A) creating Department policy and infra-
23 structure to receive reports of and remediate
24 discovered vulnerabilities in line with existing
25 policies of the Office of Management and Budget
26 and the Department of Homeland Security

1 Binding Operational Directive 20–01 or any
2 subsequent directive; and

3 (B) providing a report on such policy and
4 infrastructure to Congress.

5 (2) ANNUAL REPORTS.—Not later than 180
6 days after the establishment of the VDP pursuant to
7 paragraph (1), and annually thereafter for the fol-
8 lowing 5 years, the Secretary shall submit a report
9 on the VDP to the Committee on Foreign Relations
10 of the Senate, the Committee on Homeland Security
11 and Governmental Affairs of the Senate, the Select
12 Committee on Intelligence of the Senate, the Com-
13 mittee on Foreign Affairs of the House of Rep-
14 resentatives, the Committee on Homeland Security
15 of the House of Representatives, and the Permanent
16 Select Committee on Intelligence of the House of
17 Representatives that includes information relating
18 to—

19 (A) the number and severity of all security
20 vulnerabilities reported;

21 (B) the number of previously unidentified
22 security vulnerabilities remediated as a result;

23 (C) the current number of outstanding
24 previously unidentified security vulnerabilities
25 and Department of State remediation plans;

1 (D) the average time between the reporting
2 of security vulnerabilities and remediation of
3 such vulnerabilities;

4 (E) the resources, surge staffing, roles,
5 and responsibilities within the Department used
6 to implement the VDP and complete security
7 vulnerability remediation;

8 (F) how the VDP identified vulnerabilities
9 are incorporated into existing Department vul-
10 nerability prioritization and management proc-
11 esses;

12 (G) any challenges in implementing the
13 VDP and plans for expansion or contraction in
14 the scope of the VDP across Department infor-
15 mation systems; and

16 (H) any other topic that the Secretary de-
17 termines to be relevant.

18 (c) BUG BOUNTY PROGRAM REPORT.—

19 (1) IN GENERAL.—Not later than 180 days
20 after the date of the enactment of this Act, the Sec-
21 retary shall submit a report to Congress that de-
22 scribes any ongoing efforts by the Department or a
23 third-party vendor under contract with the Depart-
24 ment to establish or carry out a bug bounty program

1 that identifies security vulnerabilities of internet-fac-
2 ing information technology of the Department.

3 (2) REPORT.—Not later than 180 days after
4 the date on which any bug bounty program is estab-
5 lished, the Secretary shall submit a report to the
6 Committee on Foreign Relations of the Senate, the
7 Committee on Homeland Security and Governmental
8 Affairs of the Senate, the Committee on Foreign Af-
9 fairs of the House of Representatives, and the Com-
10 mittee on Homeland Security of the House of Rep-
11 resentatives regarding such program, including in-
12 formation relating to—

13 (A) the number of approved individuals,
14 organizations, or companies involved in such
15 program, disaggregated by the number of ap-
16 proved individuals, organizations, or companies
17 that—

18 (i) registered;

19 (ii) were approved;

20 (iii) submitted security vulnerabilities;

21 and

22 (iv) received compensation;

23 (B) the number and severity of all security
24 vulnerabilities reported as part of such pro-
25 gram;

1 (C) the number of previously unidentified
2 security vulnerabilities remediated as a result of
3 such program;

4 (D) the current number of outstanding
5 previously unidentified security vulnerabilities
6 and Department remediation plans for such
7 outstanding vulnerabilities;

8 (E) the average length of time between the
9 reporting of security vulnerabilities and remedi-
10 ation of such vulnerabilities;

11 (F) the types of compensation provided
12 under such program;

13 (G) the lessons learned from such pro-
14 gram;

15 (H) the public accessibility of contact in-
16 formation for the Department regarding the
17 bug bounty program;

18 (I) the incorporation of bug bounty pro-
19 gram identified vulnerabilities into existing De-
20 partment vulnerability prioritization and man-
21 agement processes; and

22 (J) any challenges in implementing the bug
23 bounty program and plans for expansion or
24 contraction in the scope of the bug bounty pro-
25 gram across Department information systems.

1 **TITLE XCVI—PUBLIC**
2 **DIPLOMACY**

3 **SEC. 9601. UNITED STATES PARTICIPATION IN INTER-**
4 **NATIONAL FAIRS AND EXPOSITIONS.**

5 (a) **DEFINED TERM.**—In this section, the term “ap-
6 propriate committees of Congress” means—

7 (1) the Committee on Foreign Relations of the
8 Senate;

9 (2) the Committee on Appropriations of the
10 Senate;

11 (3) the Committee on Foreign Affairs of the
12 House of Representatives; and

13 (4) the Committee on Appropriations of the
14 House of Representatives.

15 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Con-
16 sistent with section 204 of the Admiral James W. Nance
17 and Meg Donovan Foreign Relations Authorization Act,
18 Fiscal Years 2000 and 2001 (22 U.S.C. 2452b), subject
19 to subsections (c) and (d), there is authorized to be appro-
20 priated to the Department up to \$25,000,000 for each of
21 the fiscal years 2023 and 2024 for United States partici-
22 pation in international fairs and expositions abroad, in-
23 cluding for the construction and operation of a United
24 States pavilion at Expo 2025 Osaka.

1 (c) COST-SHARE REQUIREMENT.—Amounts made
2 available pursuant to subsection (b) to the Department for
3 a United States pavilion or other major exhibit at an inter-
4 national fair or exposition abroad shall be made available
5 on a cost-matching basis, to the maximum extent prac-
6 ticable, from sources other than the United States Govern-
7 ment.

8 (d) NOTIFICATION.—

9 (1) IN GENERAL.—No funds made available
10 pursuant to subsection (b) to the Department for a
11 United States pavilion or other major exhibit at an
12 international fair or exposition abroad may be obli-
13 gated until at least 15 days after the appropriate
14 committees of Congress have been notified of such
15 intended obligation.

16 (2) MATTERS TO BE INCLUDED.—Each notifi-
17 cation under paragraph (1) shall include—

18 (A) a description of the source of such
19 funds, including any funds reprogrammed or
20 transferred by the Department to be made
21 available for such pavilion or other major ex-
22 hibit abroad;

23 (B) an estimate of the amount of invest-
24 ment such pavilion or other major exhibit
25 abroad could bring to the United States; and

1 (C) a description of the strategy of the De-
2 partment to identify and obtain such matching
3 funds from sources other than the United
4 States Government, in accordance with sub-
5 section (c).

6 (e) FINAL REPORT.—Not later than 180 days after
7 the date on which a United States pavilion or other major
8 exhibit abroad is opened at an international fair or expo-
9 sition in accordance with this section, the Secretary shall
10 submit a report to the appropriate committees of Congress
11 that includes—

12 (1) the number of United States businesses
13 that participated in such pavilion or other major ex-
14 hibit; and

15 (2) the dollar amount and source of any match-
16 ing funds obtained by the Department.

17 **SEC. 9602. UNDER SECRETARY FOR PUBLIC DIPLOMACY**
18 **AND PUBLIC AFFAIRS.**

19 (a) FINANCIAL AND HUMAN RESOURCES COORDINA-
20 TION.—Section 1(b)(3) of the State Department Basic
21 Authorities Act of 1956 (22 U.S.C. 2651a) is amended—

22 (1) in subparagraph (D), by striking “and” at
23 the end;

24 (2) in subparagraph (E), by striking the period
25 at the end and inserting “; and”; and

1 (3) by adding at the end the following:

2 “(F) coordinate the allocation and manage-
3 ment of the financial and human resources for
4 public diplomacy, including for—

5 “(i) the Bureau of Educational and
6 Cultural Affairs;

7 “(ii) the Bureau of Global Public Af-
8 fairs;

9 “(iii) the Office of Policy, Planning,
10 and Resources for Public Diplomacy and
11 Public Affairs;

12 “(iv) the Global Engagement Center;
13 and

14 “(v) the public diplomacy functions
15 within the regional and functional bu-
16 reaus.”.

17 (b) SENSE OF CONGRESS ON THE IMPORTANCE OF
18 FILLING THE POSITION OF UNDER SECRETARY FOR PUB-
19 LIC DIPLOMACY AND PUBLIC AFFAIRS.—It is the sense
20 of Congress that since a vacancy in the position of Under
21 Secretary of State for Public Diplomacy and Public Af-
22 fairs is detrimental to the national security interests of
23 the United States, the President should expeditiously
24 nominate a qualified individual to such position whenever

1 such vacancy occurs to ensure that the bureaus reporting
2 to such position are able to fulfill their mission of—

3 (1) expanding and strengthening relationships
4 between the people of the United States and citizens
5 of other countries; and

6 (2) engaging, informing, and understanding the
7 perspectives of foreign audiences.

8 **SEC. 9603. REPORT ON PUBLIC DIPLOMACY.**

9 Not later than 120 days after the date of the enact-
10 ment of this Act, the Secretary shall submit to the appro-
11 priate congressional committees a report that includes—

12 (1) an evaluation of the May 2019 merger of
13 the Bureau of Public Affairs and the Bureau of
14 International Information Programs to form the Bu-
15 reau of Global Public Affairs with respect to—

16 (A) the efficacy of the current configura-
17 tion of the bureaus reporting to the Under Sec-
18 retary of State for Public Diplomacy and Public
19 Affairs in achieving the mission of the Depart-
20 ment;

21 (B) the metrics before and after such
22 merger, including personnel data, disaggregated
23 by position and location, content production,
24 opinion polling, program evaluations, and media
25 appearances;

1 (C) the results of a survey of public diplo-
2 macy practitioners to determine their opinion of
3 the efficacy of such merger and any adjust-
4 ments that still need to be made; and

5 (D) a plan for evaluating and monitoring,
6 not less frequently than once every 2 years, the
7 programs, activities, messaging, professional de-
8 velopment efforts, and structure of the Bureau
9 of Global Public Affairs, and submitting a sum-
10 mary of each such evaluation to the appropriate
11 congressional committees; and

12 (2) a review of recent outside recommendations
13 for modernizing diplomacy at the Department with
14 respect to public diplomacy efforts, including—

15 (A) efforts in each of the bureaus report-
16 ing to the Under Secretary of State for Public
17 Diplomacy and Public Affairs to address issues
18 of diversity and inclusion in their work, struc-
19 ture, data collection, programming, and per-
20 sonnel, including any collaboration with the
21 Chief Diversity and Inclusion Officer;

22 (B) proposals to collaborate with think
23 tanks and academic institutions working on
24 public diplomacy issues to implement recent
25 outside recommendations; and

1 (C) additional authorizations and appro-
2 priations necessary to implement such rec-
3 ommendations.

4 **SEC. 9604. PROMOTING PEACE, EDUCATION, AND CUL-**
5 **TURAL EXCHANGE THROUGH MUSIC DIPLO-**
6 **MACY.**

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

9 (1) music is an important conveyer of culture
10 and can be used to communicate values and build
11 understanding between communities;

12 (2) musical artists play a valuable role in cross-
13 cultural exchange, and their works and performances
14 can promote peacebuilding and conflict resolution ef-
15 forts;

16 (3) the music industry in the United States has
17 made important contributions to American society
18 and culture, and musicians and industry profes-
19 sionals in the United States can offer valuable ex-
20 pertise to young musical artists around the world;
21 and

22 (4) the United States Government should pro-
23 mote exchange programs, especially programs that
24 leverage the expertise and resources of the private

1 sector, that give young musical artists from around
2 the world the chance—

3 (A) to improve their skills;

4 (B) share ideas;

5 (C) learn about American culture; and

6 (D) develop the necessary skills to support
7 conflict resolution and peacebuilding efforts in
8 their communities and broader societies.

9 (b) AUTHORIZATION OF MUSIC-RELATED EXCHANGE
10 PROGRAMS.—The Mutual Educational and Cultural Ex-
11 change Act of 1961 (22 U.S.C. 2451 et seq.; commonly
12 known as the Fulbright-Hays Act) is amended—

13 (1) in section 102(a)(2) (22 U.S.C.
14 2452(a)(2))—

15 (A) in clause (iii), by inserting “and” at
16 the end; and

17 (B) in clause (iv)—

18 (i) by inserting “, including in coordi-
19 nation and consultation with the private
20 sector,” before “similar”; and

21 (ii) by striking the period at the end
22 and inserting “; and”; and

23 (2) in section 112(a) (22 U.S.C. 2460(a))—

24 (A) in paragraph (8), by striking “and” at
25 the end;

1 (B) in paragraph (9), by striking the pe-
2 riod at the end and inserting “; and”; and

3 (C) by adding at the end the following:

4 “(10) exchange programs, including in coordi-
5 nation and consultation with the private sector, fo-
6 cused on music and the performing arts that provide
7 opportunities for foreign nationals and Americans to
8 build cross-cultural understanding and advance
9 peace abroad.”.

10 (c) PRIVATE SECTOR PARTNERSHIPS.—

11 (1) IN GENERAL.—The Secretary should con-
12 tinue—

13 (A) to partner with the private sector in
14 support of music-related exchange programs im-
15 plemented by the Bureau of Educational and
16 Cultural Affairs (referred to in this section as
17 the “ECA”);

18 (B) to leverage private sector expertise in
19 developing and implementing such programs;
20 and

21 (C) to expand networking and mentorship
22 opportunities for program participants.

23 (2) AUTHORIZATION OF CERTAIN PARTNER-
24 SHIPS.—The Secretary is authorized to partner with
25 the private sector to recognize musicians—

1 (A) whose works or performances have ad-
2 vanced peace abroad; and

3 (B) who could contribute to networking
4 and mentorship opportunities for participants
5 of music-related exchange programs imple-
6 mented by ECA.

7 (d) STRATEGY.—

8 (1) IN GENERAL.—Not later than 1 year after
9 the date of the enactment of this Act, the Secretary
10 shall submit a strategy to the appropriate congress-
11 sional committees, the Committee on Appropriations
12 of the Senate, and the Committee on Appropriations
13 of the House of Representatives for advancing
14 United States foreign policy goals, including conflict
15 resolution and peacebuilding efforts, through music-
16 related exchange programs implemented by ECA.
17 Such strategy shall include—

18 (A) a description of clearly defined annual
19 goals, targets, and planned outcomes for each
20 music-related exchange program;

21 (B) a plan to monitor and evaluate each
22 music-related exchange program and progress
23 made toward achieving such goals, targets, and
24 planned outcomes, including measurable bench-
25 marks;

1 (C) a plan to ensure that music-related ex-
2 change programs are promoting United States
3 foreign policy objectives, including ensuring
4 such programs are clearly branded and paired
5 with robust public diplomacy efforts;

6 (D) a plan to pursue partnerships with the
7 private sector while implementing music-related
8 exchange programs, including leveraging indus-
9 try expertise and expanding networking and
10 mentorship opportunities for program partici-
11 pants;

12 (E) examples of how ECA's music-related
13 exchange programs have contributed to conflict
14 resolution and peacebuilding efforts to date, in-
15 cluding through participant and alumni actions;

16 (F) a description of lessons learned regard-
17 ing how to better encourage conflict resolution
18 and peacebuilding efforts through ECA's music-
19 related exchange programs; and

20 (G) a plan to incorporate such lessons
21 learned into relevant current and future pro-
22 gramming.

23 (2) CONSULTATION.—In developing the strat-
24 egy required under paragraph (1), the Secretary

1 shall consult with the appropriate congressional com-
2 mittees and relevant private sector partners.

3 **TITLE XCVII—OTHER MATTERS**

4 **SEC. 9701. SUPPORTING THE EMPLOYMENT OF UNITED**
5 **STATES CITIZENS BY INTERNATIONAL ORGA-**
6 **NIZATIONS.**

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

9 (1) the Department should continue to elimi-
10 nate the unreasonable barriers United States nation-
11 als face to obtain employment in the United Nations
12 Secretariat, funds, programs, and agencies; and

13 (2) the Department should bolster efforts to in-
14 crease the number of qualified United States nation-
15 als who are candidates for leadership and oversight
16 positions in the United Nations system, agencies,
17 and commissions, and in other international organi-
18 zations.

19 (b) IN GENERAL.—The Secretary is authorized to
20 promote the employment and advancement of United
21 States citizens by international organizations and bodies,
22 including by—

23 (1) providing stipends, consultation, and analyt-
24 ical services to support United States citizen appli-
25 cants; and

1 (2) making grants for the purposes described in
2 paragraph (1).

3 (c) USING DIPLOMATIC PROGRAMS FUNDING TO
4 PROMOTE THE EMPLOYMENT OF UNITED STATES CITI-
5 ZENS BY INTERNATIONAL ORGANIZATIONS.—Amounts
6 appropriated under the heading “DIPLOMATIC PRO-
7 GRAMS” in Acts making appropriations for the Depart-
8 ment of State, Foreign Operations, and Related Programs
9 are authorized to be appropriated for grants, programs,
10 and activities described in subsection (b).

11 (d) STRATEGY TO ESTABLISH JUNIOR PROFES-
12 SIONAL PROGRAM.—

13 (1) IN GENERAL.—Not later than 120 days
14 after the date of the enactment of this Act, the Sec-
15 retary, in coordination with the Secretary of the
16 Treasury and other relevant cabinet members, shall
17 publish a strategy for encouraging United States
18 citizens to pursue careers with international organi-
19 zations, particularly organizations that—

20 (A) set international scientific, technical,
21 or commercial standards; or

22 (B) are involved in international finance
23 and development.

24 (2) REPORT TO CONGRESS.—Not later than 90
25 days after the date of the enactment of this Act, the

1 Secretary, in coordination with the Secretary of the
2 Treasury and other relevant cabinet members, shall
3 submit a report to the appropriate congressional
4 committees that identifies—

5 (A) the number of United States citizens
6 who are involved in relevant junior professional
7 programs in an international organization;

8 (B) the distribution of individuals de-
9 scribed in subparagraph (A) among various
10 international organizations; and

11 (C) the types of pre-deployment training
12 that are available to United States citizens
13 through a junior professional program at an
14 international organization.

15 **SEC. 9702. INCREASING HOUSING AVAILABILITY FOR CER-**
16 **TAIN EMPLOYEES ASSIGNED TO THE UNITED**
17 **STATES MISSION TO THE UNITED NATIONS.**

18 Section 9(2) of the United Nations Participation Act
19 of 1945 (22 U.S.C. 287e–1(2)), is amended by striking
20 “30” and inserting “41”.

1 **SEC. 9703. LIMITATION ON UNITED STATES CONTRIBU-**
2 **TIONS TO PEACEKEEPING OPERATIONS NOT**
3 **AUTHORIZED BY THE UNITED NATIONS SECU-**
4 **RITY COUNCIL.**

5 The United Nations Participation Act of 1945 (22
6 U.S.C. 287 et seq.) is amended by adding at the end the
7 following:

8 **“SEC. 12. LIMITATION ON UNITED STATES CONTRIBUTIONS**
9 **TO PEACEKEEPING OPERATIONS NOT AU-**
10 **THORIZED BY THE UNITED NATIONS SECU-**
11 **RITY COUNCIL.**

12 “None of the funds authorized to be appropriated or
13 otherwise made available to pay assessed and other ex-
14 penses of international peacekeeping activities under this
15 Act may be made available for an international peace-
16 keeping operation that has not been expressly authorized
17 by the United Nations Security Council.”.

18 **SEC. 9704. BOARDS OF RADIO FREE EUROPE/RADIO LIB-**
19 **ERTY, RADIO FREE ASIA, THE MIDDLE EAST**
20 **BROADCASTING NETWORKS, AND THE OPEN**
21 **TECHNOLOGY FUND.**

22 The United States International Broadcasting Act of
23 1994 (22 U.S.C. 6201 et seq.) is amended by inserting
24 after section 306 (22 U.S.C. 6205) the following:

1 **“SEC. 307. GRANTEE CORPORATE BOARDS OF DIRECTORS.**

2 “(a) IN GENERAL.—The corporate board of directors
3 of each grantee under this title—

4 “(1) shall be bipartisan;

5 “(2) shall, except as otherwise provided in this
6 Act, have the sole responsibility to operate their re-
7 spective grantees within the jurisdiction of their re-
8 spective States of incorporation;

9 “(3) shall be composed of not fewer than 5
10 members, who shall be qualified individuals who are
11 not employed in the public sector; and

12 “(4) shall appoint successors in the event of va-
13 cancies on their respective boards, in accordance
14 with applicable bylaws.

15 “(b) NOT FEDERAL EMPLOYEES.—No employee of
16 any grantee under this title may be a Federal employee.”.

17 **SEC. 9705. BROADCASTING ENTITIES NO LONGER RE-**
18 **QUIRED TO CONSOLIDATE INTO A SINGLE**
19 **PRIVATE, NONPROFIT CORPORATION.**

20 Section 310 of the United States International
21 Broadcasting Act of 1994 (22 U.S.C. 6209) is amended.
22 to read as follows:

23 **“SEC. 310. INCORPORATION AND NON-FEDERAL STATUS OF**
24 **BROADCASTING ENTITIES.**

25 “(a) DEFINED TERM.—In this chapter—

1 “(1) the term ‘grant’ includes agreements
2 under section 6305 of title 31, United States Code;
3 and

4 “(2) the term ‘grantee’ includes recipients of an
5 agreement described in paragraph (1).

6 “(b) INCORPORATION.—The Chief Executive Officer
7 is authorized to incorporate grantees in accordance with
8 the regular notification procedures of—

9 “(1) the Committee on Appropriations of the
10 Senate;

11 “(2) the Committee on Foreign Relations of the
12 Senate;

13 “(3) the Committee on Appropriations of the
14 House of Representatives; and

15 “(4) the Committee on Foreign Affairs of the
16 House of Representatives.

17 “(c) FEDERAL STATUS.—Nothing in this chapter or
18 in any other Act, and no action taken pursuant to this
19 chapter or any other Act, may be construed to make a
20 grantee incorporated pursuant to subsection (b), or any
21 other grantee or entity provided funding by the Agency,
22 a Federal agency or instrumentality.

23 “(d) LEADERSHIP OF GRANTEE ORGANIZATIONS.—
24 The chief executive officer or the equivalent official of
25 RFE/RL Inc., Radio Free Asia, the Open Technology

1 Fund, and the Middle East Broadcasting Networks, and
2 any other organization that is established or authorized
3 under this chapter, shall serve at the pleasure of, and may
4 be named by, the Chief Executive Officer of the Agency,
5 with the concurrence of the Grantee Board and subject
6 to the approval of the Advisory Board pursuant to section
7 306.”.

8 **SEC. 9706. INTERNATIONAL BROADCASTING ACTIVITIES.**

9 Section 305(a) of the United States International
10 Broadcasting Act of 1994 (22 U.S.C. 6204(a)) is amend-
11 ed—

12 (1) in paragraph (1), by striking “direct and”;

13 (2) by striking paragraph (20);

14 (3) by redesignating paragraphs (21), (22), and
15 (23) as paragraphs (20), (21), and (22), respec-
16 tively; and

17 (4) in paragraph (22), as redesignated, by
18 striking “and to condition grants” and all that fol-
19 lows and inserting a period.

20 **SEC. 9707. GLOBAL INTERNET FREEDOM.**

21 (a) STATEMENT OF POLICY.—It is the policy of the
22 United States to promote internet freedom through pro-
23 grams of the Department and USAID that preserve and
24 expand the internet as an open, global space for freedom

1 of expression and association, which shall be prioritized
2 for countries—

3 (1) whose governments restrict freedom of ex-
4 pression on the internet; and

5 (2) that are important to the national interest
6 of the United States.

7 (b) PURPOSE AND COORDINATION WITH OTHER
8 PROGRAMS.—Global internet freedom programming under
9 this section—

10 (1) shall be coordinated with other United
11 States foreign assistance programs that promote de-
12 mocracy and support the efforts of civil society—

13 (A) to counter the development of repres-
14 sive internet-related laws and regulations, in-
15 cluding countering threats to internet freedom
16 at international organizations;

17 (B) to combat violence against bloggers
18 and other civil society activists who utilize the
19 internet; and

20 (C) to enhance digital security training
21 and capacity building for democracy activists;

22 (2) shall seek to assist efforts—

23 (A) to research key threats to internet
24 freedom;

1 (B) to continue the development of tech-
2 nologies that provide or enhance access to the
3 internet, including circumvention tools that by-
4 pass internet blocking, filtering, and other cen-
5 sorship techniques used by authoritarian gov-
6 ernments; and

7 (C) to maintain the technological advan-
8 tage of the Federal Government over the cen-
9 sorship techniques described in subparagraph
10 (B); and

11 (3) shall be incorporated into country assistance
12 and democracy promotion strategies, as appropriate.

13 (c) AUTHORIZATION OF APPROPRIATIONS.—There
14 are authorized to be appropriated for fiscal year 2023—

15 (1) \$75,000,000 to the Department and
16 USAID, to continue efforts to promote internet free-
17 dom globally, and shall be matched, to the maximum
18 extent practicable, by sources other than the Federal
19 Government, including the private sector; and

20 (2) \$49,000,000 to the United States Agency
21 for Global Media (referred to in this section as the
22 “USAGM”) and its grantees, for internet freedom
23 and circumvention technologies that are designed—

1 (A) for open-source tools and techniques to
2 securely develop and distribute digital content
3 produced by the USAGM and its grantees;

4 (B) to facilitate audience access to such
5 digital content on websites that are censored;

6 (C) to coordinate the distribution of such
7 digital content to targeted regional audiences;
8 and

9 (D) to promote and distribute such tools
10 and techniques, including digital security tech-
11 niques.

12 (d) UNITED STATES AGENCY FOR GLOBAL MEDIA
13 ACTIVITIES.—

14 (1) ANNUAL CERTIFICATION.—For any new
15 tools or techniques authorized under subsection
16 (c)(2), the Chief Executive Officer of the USAGM,
17 in consultation with the President of the Open Tech-
18 nology Fund (referred to in this subsection as the
19 “OTF”) and relevant Federal departments and
20 agencies, shall submit an annual certification to the
21 appropriate congressional committees that verifies
22 they—

23 (A) have evaluated the risks and benefits
24 of such new tools or techniques; and

1 (B) have established safeguards to mini-
2 mize the use of such new tools or techniques for
3 illicit purposes.

4 (2) INFORMATION SHARING.—The Secretary
5 may not direct programs or policy of the USAGM or
6 the OTF, but may share any research and develop-
7 ment with relevant Federal departments and agen-
8 cies for the exclusive purposes of—

9 (A) sharing information, technologies, and
10 best practices; and

11 (B) assessing the effectiveness of such
12 technologies.

13 (3) UNITED STATES AGENCY FOR GLOBAL
14 MEDIA.—The Chief Executive Officer of the
15 USAGM, in consultation with the President of the
16 OTF, shall—

17 (A) coordinate international broadcasting
18 programs and incorporate such programs into
19 country broadcasting strategies, as appropriate;

20 (B) solicit project proposals through an
21 open, transparent, and competitive application
22 process, including by seeking input from tech-
23 nical and subject matter experts; and

24 (C) support internet circumvention tools
25 and techniques for audiences in countries that

1 are strategic priorities for the OTF, in accord-
2 ance with USAGM’s annual language service
3 prioritization review.

4 (e) USAGM REPORT.—Not later than 120 days after
5 the date of the enactment of this Act, the Chief Executive
6 Office of the USAGM shall submit a report to the appro-
7 priate congressional committees that describes—

8 (1) as of the date of the report—

9 (A) the full scope of internet freedom pro-
10 grams within the USAGM, including—

11 (i) the efforts of the Office of Internet
12 Freedom; and

13 (ii) the efforts of the Open Tech-
14 nology Fund;

15 (B) the capacity of internet censorship cir-
16 cumvention tools supported by the Office of
17 Internet Freedom and grantees of the Open
18 Technology Fund that are available for use by
19 individuals in foreign countries seeking to coun-
20 teract censors; and

21 (C) any barriers to the provision of the ef-
22 forts described in clauses (i) and (ii) of sub-
23 paragraph (A), including access to surge fund-
24 ing; and

1 (2) successful examples from the Office of
2 Internet Freedom and Open Technology Fund in-
3 volving—

4 (A) responding rapidly to internet shut-
5 downs in closed societies; and

6 (B) ensuring uninterrupted circumvention
7 services for USAGM entities to promote inter-
8 net freedom within repressive regimes.

9 (f) JOINT REPORT.—Not later than 60 days after the
10 date of the enactment of this Act, the Secretary and the
11 Administrator of USAID shall jointly submit a report,
12 which may include a classified annex, to the appropriate
13 congressional committees that describes—

14 (1) as of the date of the report—

15 (A) the full scope of internet freedom pro-
16 grams within the Department and USAID, in-
17 cluding—

18 (i) Department circumvention efforts;

19 and

20 (ii) USAID efforts to support internet
21 infrastructure;

22 (B) the capacity of internet censorship cir-
23 cumvention tools supported by the Federal Gov-
24 ernment that are available for use by individ-

1 uals in foreign countries seeking to counteract
2 censors; and

3 (C) any barriers to provision of the efforts
4 enumerated in clauses (i) and (ii) of subsection
5 (e)(1)(A), including access to surge funding;
6 and

7 (2) any new resources needed to provide the
8 Federal Government with greater capacity to provide
9 and boost internet access—

10 (A) to respond rapidly to internet shut-
11 downs in closed societies; and

12 (B) to provide internet connectivity to for-
13 eign locations where the provision of additional
14 internet access service would promote freedom
15 from repressive regimes.

16 (g) SECURITY AUDITS.—Before providing any sup-
17 port for open source technologies under this section, such
18 technologies must undergo comprehensive security audits
19 to ensure that such technologies are secure and have not
20 been compromised in a manner that is detrimental to the
21 interest of the United States or to the interests of individ-
22 uals and organizations benefitting from programs sup-
23 ported by such funding.

24 (h) SURGE.—

1 (1) AUTHORIZATION OF APPROPRIATIONS.—

2 Subject to paragraph (2), there is authorized to be
3 appropriated, in addition to amounts otherwise made
4 available for such purposes, up to \$2,500,000 to
5 support internet freedom programs in closed soci-
6 eties, including programs that—

7 (A) are carried out in crisis situations by
8 vetted entities that are already engaged in
9 internet freedom programs;

10 (B) involve circumvention tools; or

11 (C) increase the overseas bandwidth for
12 companies that received Federal funding during
13 the previous fiscal year.

14 (2) CERTIFICATION.—Amounts authorized to be
15 appropriated pursuant to paragraph (1) may not be
16 expended until the Secretary has certified to the ap-
17 propriate congressional committees, the Committee
18 on Appropriations of the Senate, and the Committee
19 on Appropriations of the House of Representatives
20 that the use of such funds is in the national interest
21 of the United States.

22 (i) DEFINED TERM.—In this section, the term “inter-
23 net censorship circumvention tool” means a software ap-
24 plication or other tool that an individual can use to evade
25 foreign government restrictions on internet access.

1 **SEC. 9708. ARMS EXPORT CONTROL ACT ALIGNMENT WITH**
2 **THE EXPORT CONTROL REFORM ACT.**

3 Section 38(e) of the Arms Export Control Act (22
4 U.S.C. 2778(e)) is amended—

5 (1) by striking “subsections (c), (d), (e), and
6 (g) of section 11 of the Export Administration Act
7 of 1979, and by subsections (a) and (c) of section
8 12 of such Act” and inserting “subsections (c) and
9 (d) of section 1760 of the Export Control Reform
10 Act of 2018 (50 U.S.C. 4819), and by subsections
11 (a)(1), (a)(2), (a)(3), (a)(4), (a)(7), (c), and (h) of
12 section 1761 of such Act (50 U.S.C. 4820)”;

13 (2) by striking “11(c)(2)(B) of such Act” and
14 inserting “1760(c)(2) of such Act (50 U.S.C.
15 4819(e)(2))”;

16 (3) by striking “11(c) of the Export Adminis-
17 tration Act of 1979” and inserting “section 1760(c)
18 of the Export Control Reform Act of 2018 (50
19 U.S.C. 4819(e))”; and

20 (4) by striking “\$500,000” and inserting “the
21 greater of \$1,200,000 or the amount that is twice
22 the value of the transaction that is the basis of the
23 violation with respect to which the penalty is im-
24 posed.”.

1 **SEC. 9709. INCREASING THE MAXIMUM ANNUAL LEASE PAY-**
2 **MENT AVAILABLE WITHOUT APPROVAL BY**
3 **THE SECRETARY.**

4 Section 10(a) of the Foreign Service Buildings Act,
5 1926 (22 U.S.C. 301(a)), is amended by striking
6 “\$50,000” and inserting “\$100,000”.

7 **SEC. 9710. REPORT ON UNITED STATES ACCESS TO CRIT-**
8 **ICAL MINERAL RESOURCES ABROAD.**

9 Not later than 120 days after the date of the enact-
10 ment of this Act, the Secretary shall submit a report to
11 the appropriate congressional committees that details,
12 with regard to the Department—

13 (1) diplomatic efforts to ensure United States
14 access to critical minerals acquired from outside of
15 the United States that are used to manufacture
16 clean energy technologies; and

17 (2) collaboration with other parts of the Fed-
18 eral Government to build a robust supply chain for
19 critical minerals necessary to manufacture clean en-
20 ergy technologies.

21 **SEC. 9711. OVERSEAS UNITED STATES STRATEGIC INFRA-**
22 **STRUCTURE DEVELOPMENT PROJECTS.**

23 (a) ASSESSMENT OF IMPACT TO UNITED STATES NA-
24 TIONAL SECURITY OF INFRASTRUCTURE PROJECTS BY
25 THE PEOPLE’S REPUBLIC OF CHINA IN THE DEVELOPING
26 WORLD.—Not later than 18 months after the date of the

1 enactment of this Act, the Comptroller General of the
2 United States shall submit a report to the appropriate
3 congressional committees, the Select Committee on Intel-
4 ligence of the Senate, and the Permanent Select Com-
5 mittee on Intelligence of the House of Representatives re-
6 garding the One Belt, One Road Initiative, which is the
7 global infrastructure development strategy initiated by the
8 Government of the People's Republic of China in 2013.

9 (b) REPORT ELEMENTS.—The report required under
10 subsection (a) shall—

11 (1) describe the nature and cost of One Belt,
12 One Road Initiative investments, operation, and con-
13 struction of strategic infrastructure projects, includ-
14 ing logistics, refining, and processing industries and
15 resource facilities, and critical and strategic mineral
16 resource extraction projects, including an assessment
17 of—

18 (A) the strategic benefits of such invest-
19 ments that are derived by the People's Republic
20 of China and the host nation; and

21 (B) the negative impacts of such invest-
22 ments to the host nation and to United States
23 interests;

24 (2) describe the nature and total funding of
25 United States' strategic infrastructure investments

1 and construction, such as projects financed through
2 initiatives such as Prosper Africa and the Millen-
3 nium Challenge Corporation;

4 (3) assess the national security threats posed by
5 the foreign infrastructure investment gap between
6 the People's Republic of China and the United
7 States, including strategic infrastructure, such as
8 ports, market access to, and the security of, critical
9 and strategic minerals, digital and telecommuni-
10 cations infrastructure, threats to the supply chains,
11 and general favorability towards the People's Repub-
12 lic of China and the United States among the popu-
13 lations of host countries;

14 (4) assess the opportunities and challenges for
15 companies based in the United States and compa-
16 nies based in United States partner and allied coun-
17 tries to invest in foreign strategic infrastructure
18 projects in countries where the People's Republic of
19 China has focused these types of investments;

20 (5) identify challenges and opportunities for the
21 United States Government and United States part-
22 ners and allies to more directly finance and other-
23 wise support foreign strategic infrastructure
24 projects, including an assessment of the authorities
25 and capabilities of United States agencies, depart-

1 ments, public-private partnerships, and international
2 or multilateral organizations to support such
3 projects without undermining United States domes-
4 tic industries, such as domestic mineral deposits;
5 and

6 (6) include recommendations for United States
7 Government agencies to undertake or increase sup-
8 port for United States businesses to support foreign,
9 large-scale, strategic infrastructure projects, such as
10 roads, power grids, and ports.

11 **SEC. 9712. PROVISION OF PARKING SERVICES AND RETEN-**
12 **TION OF PARKING FEES.**

13 The Secretary of State may—

14 (1) provide parking services, including electric
15 vehicle charging and other parking services, in facili-
16 ties operated by or for the Department; and

17 (2) charge fees for such services that may be
18 deposited into the appropriate account of the De-
19 partment, to remain available until expended for the
20 purposes of such account, provided that the fees
21 shall not exceed the cost of the providing such serv-
22 ices.

23 **SEC. 9713. DIPLOMATIC RECEPTION AREAS.**

24 (a) **DEFINED TERM.**—In this section, the term “re-
25 ception areas” has the meaning given such term in section

1 41(c) of the State Department Basic Authorities Act of
2 1956 (22 U.S.C. 2713(c)).

3 (b) IN GENERAL.—The Secretary may sell goods and
4 services at fair market value and use the proceeds of such
5 sales for administration and related support of the recep-
6 tion areas.

7 (c) AMOUNTS COLLECTED.—Amounts collected pur-
8 suant to the authority provided under subsection (b) may
9 be deposited into an account in the Treasury, to remain
10 available until expended.

11 **SEC. 9714. RETURN OF SUPPORTING DOCUMENTS FOR**
12 **PASSPORT APPLICATIONS THROUGH UNITED**
13 **STATES POSTAL SERVICE CERTIFIED MAIL.**

14 (a) IN GENERAL.—Not later than 180 days after the
15 date of the enactment of this Act, the Secretary shall es-
16 tablish a procedure that provides, to any individual apply-
17 ing for a new United States passport or to renew the
18 United States passport of the individual by mail, the op-
19 tion to have supporting documents for the application re-
20 turned to the individual by the United States Postal Serv-
21 ice through certified mail.

22 (b) COST.—

23 (1) RESPONSIBILITY.—The cost of returning
24 supporting documents to an individual as described

1 in subsection (a) shall be the responsibility of the in-
2 dividual.

3 (2) FEE.—The fee charged to the individual by
4 the Secretary for returning supporting documents as
5 described in subsection (a) shall be the sum of—

6 (A) the retail price charged by the United
7 States Postal Service for the service; and

8 (B) the estimated cost of processing the
9 return of the supporting documents.

10 (3) REPORT.—Not later than 30 days after the
11 establishment of the procedure required under sub-
12 section (a), the Secretary shall submit a report to
13 the appropriate congressional committees that—

14 (A) details the costs included in the proc-
15 essing fee described in paragraph (2); and

16 (B) includes an estimate of the average
17 cost per request.

18 **SEC. 9715. REPORT ON DISTRIBUTION OF PERSONNEL AND**
19 **RESOURCES RELATED TO ORDERED DEPAR-**
20 **TURES AND POST CLOSURES.**

21 Not later than 90 days after the date of the enact-
22 ment of this Act, the Secretary of State shall submit a
23 report to the appropriate congressional committees that
24 describes—

1 (1) how Department personnel and resources
2 dedicated to Mission Afghanistan were reallocated
3 following the closure of diplomatic posts in Afghani-
4 stan in August 2021; and

5 (2) the extent to which Department personnel
6 and resources for Mission Iraq were reallocated fol-
7 lowing ordered departures for diplomatic posts in
8 March 2020, and how such resources were reallo-
9 cated.

10 **SEC. 9716. ELIMINATION OF OBSOLETE REPORTS.**

11 (a) **CERTIFICATION OF EFFECTIVENESS OF THE**
12 **AUSTRALIA GROUP.**—Section 2(7) of Senate Resolution
13 75 (105th Congress) is amended by striking subparagraph
14 (C).

15 (b) **PLANS TO IMPLEMENT THE GANDHI-KING**
16 **SCHOLARLY EXCHANGE INITIATIVE.**—The Gandhi-King
17 Scholarly Exchange Initiative Act (subtitle D of title III
18 of division FF of Public Law 116–260) is amended by
19 striking section 336.

20 (c) **PROGRESS REPORT ON JERUSALEM EMBASSY.**—
21 The Jerusalem Embassy Act of 1995 (Public Law 104–
22 45) is amended by striking section 6.

23 (d) **PRESIDENTIAL ANTI-PEDOPHILIA CERTIFI-**
24 **CATION.**—Section 102 of the Foreign Relations Authoriza-

1 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–
2 236) is amended by striking subsection (g).

3 (e) MICROENTERPRISE FOR SELF-RELIANCE RE-
4 PORT.—Title III of the Microenterprise for Self-Reliance
5 and International Anti-Corruption Act of 2000 (Public
6 Law 106–309; 22 U.S.C. 2462 note) is amended by strik-
7 ing section 304.

8 **SEC. 9717. LOCALITY PAY FOR FEDERAL EMPLOYEES**
9 **WORKING OVERSEAS UNDER DOMESTIC EM-**
10 **PLOYEE TELEWORKING OVERSEAS AGREE-**
11 **MENTS.**

12 (a) DEFINITIONS.—In this section:

13 (1) CIVIL SERVICE.—The term “civil service”
14 has the meaning given the term in section 2101 of
15 title 5, United States Code.

16 (2) COVERED EMPLOYEE.—The term “covered
17 employee” means an employee who—

18 (A) occupies a position in the civil service;

19 and

20 (B) is working overseas under a Domestic
21 Employee Teleworking Overseas agreement.

22 (3) LOCALITY PAY.—The term “locality pay”
23 means a locality-based comparability payment paid
24 in accordance with subsection (b).

1 (4) NONFOREIGN AREA.—The term “nonforeign
2 area” has the meaning given the term in section
3 591.205 of title 5, Code of Federal Regulations, or
4 any successor regulation.

5 (5) OVERSEAS.—The term “overseas” means
6 any geographic location that is not in—

7 (A) the continental United States; or

8 (B) a nonforeign area.

9 (b) PAYMENT OF LOCALITY PAY.—Each covered em-
10 ployee shall be paid locality pay in an amount that is equal
11 to the lesser of—

12 (1) the amount of a locality-based comparability
13 payment that the covered employee would have been
14 paid under section 5304 or 5304a of title 5, United
15 States Code, had the official duty station of the cov-
16 ered employee not been changed to reflect an over-
17 seas location under the applicable Domestic Em-
18 ployee Teleworking Overseas agreement; or

19 (2) the amount of a locality-based comparability
20 payment that the covered employee would be paid
21 under section 1113 of the Supplemental Appropria-
22 tions Act, 2009 (Public Law 111–32), as limited
23 under section 9802(c)(2) of this Act, if the covered
24 employee were an eligible member of the Foreign

1 Service (as defined in subsection (b) of such section
2 1113).

3 (c) APPLICATION.—Locality pay paid to a covered
4 employee under this section—

5 (1) shall begin to be paid not later than 60
6 days after the date of the enactment of this Act; and

7 (2) shall be treated in the same manner, and
8 subject to the same terms and conditions, as a local-
9 ity-based comparability payment paid under section
10 5304 or 5304a of title 5, United States Code.

11 **SEC. 9718. REPORT ON COUNTERING THE ACTIVITIES OF**
12 **MALIGN ACTORS.**

13 (a) REPORT.—

14 (1) IN GENERAL.—Not later than 1 year after
15 the date of the enactment of this Act, the Secretary,
16 in consultation with the Secretary of the Treasury
17 and the Administrator, shall submit a report to the
18 Committee on Foreign Relations of the Senate, the
19 Committee on Armed Services of the Senate, the Se-
20 lect Committee on Intelligence of the Senate, the
21 Committee on Foreign Affairs of the House of Rep-
22 resentatives, the Committee on Armed Services of
23 the House of Representatives, and the Permanent
24 Select Committee on Intelligence of the House of
25 Representatives regarding United States diplomatic

1 efforts in Africa in achieving United States policy
2 goals and countering the activities of malign actors.

3 (2) ELEMENTS.—The report required under
4 paragraph (1) shall include—

5 (A) case studies from Mali, Sudan, the
6 Central African Republic, the Democratic Re-
7 public of the Congo, Burkina Faso, and South
8 Sudan, with the goal of assessing the effective-
9 ness of diplomatic tools during the 5-year pe-
10 riod ending on the date of the enactment of this
11 Act; and

12 (B) an assessment of—

13 (i) the extent and effectiveness of cer-
14 tain diplomatic tools to advance United
15 States priorities in the respective case
16 study countries, including—

17 (I) in-country diplomatic pres-
18 ence;

19 (II) humanitarian and develop-
20 ment assistance;

21 (III) support for increased 2-way
22 trade and investment;

23 (IV) United States security as-
24 sistance;

25 (V) public diplomacy; and

1 (VI) accountability measures, in-
2 cluding sanctions;

3 (ii) whether the use of the diplomatic
4 tools described in clause (i) achieved the
5 diplomatic ends for which they were in-
6 tended; and

7 (iii) the means by which the Russian
8 Federation and the People's Republic of
9 China exploited any openings for diplo-
10 matic engagement in the case study coun-
11 tries.

12 (b) FORM.—The report required under subsection (b)
13 shall be submitted in classified form.

14 (c) CLASSIFIED BRIEFING REQUIRED.—Not later
15 than 1 year after the date of the enactment of this Act,
16 the Secretary and the Administrator shall jointly brief
17 Congress regarding the report required under subsection
18 (b).

19 **TITLE XCVIII—EXTENSION OF** 20 **AUTHORITIES**

21 **SEC. 9801. DIPLOMATIC FACILITIES.**

22 For the purposes of calculating the costs of providing
23 new United States diplomatic facilities in any fiscal year,
24 in accordance with section 604(e) of the Secure Embassy
25 Construction and Counterterrorism Act of 1999 (22

1 U.S.C. 4865 note), the Secretary of State, in consultation
2 with the Director of the Office of Management and Budg-
3 et, shall determine the annual program level and agency
4 shares for such fiscal year in a manner that is proportional
5 to the contribution of the Department of State for this
6 purpose.

7 **SEC. 9802. EXTENSION OF EXISTING AUTHORITIES.**

8 (a) **PASSPORT FEES.**—Section 1(b)(2) of the Pass-
9 port Act of June 4, 1920 (22 U.S.C. 214(b)(2)) shall be
10 applied by striking “September 30, 2010” and inserting
11 “September 30, 2026”.

12 (b) **USAID CIVIL SERVICE ANNUITANT WAIVER.**—
13 Section 625(j)(1)(B) of the Foreign Assistance Act of
14 1961 (22 U.S.C. 2385(j)(1)(B)) shall be applied by strik-
15 ing “October 1, 2010” and inserting “September 30,
16 2024”.

17 (c) **OVERSEAS PAY COMPARABILITY AND LIMITA-**
18 **TION.**—

19 (1) **IN GENERAL.**—The authority provided
20 under section 1113 of the Supplemental Appropria-
21 tions Act, 2009 (Public Law 111–32) shall remain
22 in effect through September 30, 2024.

23 (2) **LIMITATION.**—The authority described in
24 paragraph (1) may not be used to pay an eligible
25 member of the Foreign Service (as defined in section

1 1113(b) of the Supplemental Appropriations Act,
2 2009 (Public Law 111–32)) a locality-based com-
3 parability payment (stated as a percentage) that ex-
4 ceeds two-thirds of the amount of the locality-based
5 comparability payment (stated as a percentage) that
6 would be payable to such member under section
7 5304 of title 5, United States Code, if such mem-
8 ber’s official duty station were in the District of Co-
9 lumbia.

10 (d) INSPECTOR GENERAL ANNUITANT WAIVER.—
11 The authorities provided under section 1015(b) of the
12 Supplemental Appropriations Act, 2010 (Public Law 111–
13 212)—

14 (1) shall remain in effect through September
15 30, 2024; and

16 (2) may be used to facilitate the assignment of
17 persons for oversight of programs in Somalia, South
18 Sudan, Syria, Venezuela, and Yemen.

19 (e) SECURITY REVIEW COMMITTEES.—The authority
20 provided under section 301(a)(3) of the Omnibus Diplo-
21 matic Security and Antiterrorism Act of 1986 (22 U.S.C.
22 4831(a)(3)) shall remain in effect for facilities in Afghani-
23 stan and shall apply to facilities in Ukraine through Sep-
24 tember 30, 2024, except that the notification and report-
25 ing requirements contained in such section shall include

1 the appropriate congressional committees, the Committee
2 on Appropriations of the Senate, and the Committee on
3 Appropriations of the House of Representatives.

4 (f) DEPARTMENT OF STATE INSPECTOR GENERAL
5 WAIVER AUTHORITY.—The Inspector General of the De-
6 partment may waive the provisions of subsections (a)
7 through (d) of section 824 of the Foreign Service Act of
8 1980 (22 U.S.C. 4064), on a case-by-case basis, for an
9 annuitant reemployed by the Inspector General on a tem-
10 porary basis, subject to the same constraints and in the
11 same manner by which the Secretary of State may exercise
12 such waiver authority pursuant to subsection (g) of such
13 section.

14 **SEC. 9803. COMMISSION ON REFORM AND MODERNIZATION**
15 **OF THE DEPARTMENT OF STATE.**

16 (a) SHORT TITLE.—This section may be cited as the
17 “Commission on Reform and Modernization of the De-
18 partment of State Act”.

19 (b) ESTABLISHMENT OF COMMISSION.—There is es-
20 tablished, in the legislative branch, the Commission on Re-
21 form and Modernization of the Department of State (re-
22 ferred to in this section as the “Commission”).

23 (c) PURPOSES.—The purposes of the Commission
24 are—

1 (1) to examine the changing nature of diplo-
2 macy and the ways in which the Department can
3 modernize to advance the interests of the United
4 States; and

5 (2) to offer recommendations to the President
6 and Congress related to—

7 (A) the organizational structure of the De-
8 partment;

9 (B) personnel-related matters, including
10 recruitment, promotion, training, and retention
11 of the Department's workforce in order to fos-
12 ter effective diplomacy worldwide, including
13 measures to strengthen diversity and inclusion
14 to ensure that the Department's workforce rep-
15 resents all of America;

16 (C) the Department of State's domestic
17 and overseas facilities;

18 (D) the link among diplomacy and defense,
19 development, commercial, health, law enforce-
20 ment, science, technology, and other core
21 United States interests;

22 (E) legislation that authorizes United
23 States diplomacy, including the Foreign Service
24 Act of 1980 (Public Law 96-465); and

1 (F) related regulations, rules, and proc-
2 esses that define United States diplomatic ef-
3 forts, including the Foreign Affairs Manual.

4 (d) MEMBERSHIP.—

5 (1) COMPOSITION.—The Commission shall be
6 composed of 16 members, of whom—

7 (A) 4 members shall be appointed by the
8 President in a nonpartisan manner;

9 (B) 2 members (1 of whom may be a
10 Member of Congress) shall be appointed by the
11 majority leader of the Senate;

12 (C) 2 members (1 of whom may be a Mem-
13 ber of Congress) shall be appointed by the
14 Speaker of the House of Representatives;

15 (D) 2 members (1 of whom may be a
16 Member of Congress) shall be appointed by the
17 minority leader of the Senate;

18 (E) 2 members (1 of whom may be a
19 Member of Congress) shall be appointed by the
20 minority leader of the House of Representa-
21 tives;

22 (F) 1 member shall be appointed by the
23 chairperson of the Committee on Foreign Rela-
24 tions of the Senate;

1 (G) 1 member shall be appointed by the
2 ranking member of the Committee on Foreign
3 Relations of the Senate;

4 (H) 1 member shall be appointed by the
5 chairperson of the Committee on Foreign Af-
6 fairs of the House of Representatives; and

7 (I) 1 member shall be appointed by the
8 ranking member of the Committee on Foreign
9 Affairs of the House of Representatives.

10 (2) QUALIFICATIONS.—

11 (A) MEMBERSHIP.—Any member of the
12 Commission who is not a Member of Congress
13 shall be a private United States citizen who is
14 nationally recognized and has significant depth
15 of experience in international relations, data-
16 driven management, and the policymaking, pro-
17 grammatic, and personnel aspects of the De-
18 partment.

19 (B) RESTRICTIONS.—

20 (i) FOREIGN AGENTS REGISTRATION
21 ACT OF 1938.—No member of the Commis-
22 sion may be a current or former registrant
23 under the Foreign Agents Registration Act
24 of 1938 (22 U.S.C. 611 et seq.).

1 (ii) MEMBERS OF CONGRESS.—Not
2 more than 4 members of the Commission
3 may be Members of Congress, who may
4 only be appointed by the Majority Leader
5 of the Senate, the Minority Leader of the
6 Senate, the Speaker of the House of Rep-
7 resentatives, and the Minority Leader of
8 the House of Representatives in accord-
9 ance with paragraph (1). None of the
10 members of the Commission may be indi-
11 viduals who are eligible to make such ap-
12 pointments.

13 (3) APPOINTMENTS.—

14 (A) DEADLINE.—Members of the Commis-
15 sion shall be appointed pursuant to paragraph
16 (1) not later than 90 days after the date of the
17 enactment of this Act.

18 (B) PERIOD OF APPOINTMENT; VACAN-
19 CIES.—Members of the Commission shall be ap-
20 pointed for the life of the Commission. Any va-
21 cancy in the Commission shall not affect the
22 powers of the Commission and shall be filled in
23 the same manner as the original appointment.

24 (C) NOTIFICATIONS.—Individuals making
25 appointments pursuant to paragraph (1) shall

1 notify the Chair and Ranking Member of the
2 appropriate committees of Congress and the
3 Secretary of State of such appointments.

4 (D) CO-CHAIRPERSONS.—

5 (i) DEMOCRATIC LEADERS.—The
6 Democratic leader in the Senate and the
7 Democratic leader in the House of Rep-
8 resentatives shall jointly select 1 member
9 of the Commission appointed pursuant to
10 paragraph (1) to serve as a co-chairperson
11 of the Commission.

12 (ii) REPUBLICAN LEADERS.—The Re-
13 publican leader in the Senate and the Re-
14 publican leader in the House of Represent-
15 atives shall jointly select 1 member of the
16 Commission appointed pursuant to para-
17 graph (1) to serve as a co-chairperson of
18 the Commission.

19 (4) REMOVAL.—A member may be removed
20 from the Commission for cause by the individual
21 serving in the position responsible for the original
22 appointment of such member under paragraph (1)
23 if—

24 (A) notice was provided to such member
25 describing the cause for removal; and

1 (B) such removal was voted and agreed
2 upon by a majority of the members serving on
3 the Commission.

4 (5) MEETINGS.—

5 (A) INITIAL MEETING.—Not later than 30
6 days after a majority of the members of the
7 Commission have been appointed, the Commis-
8 sion shall hold the first meeting and shall begin
9 operations as soon as practicable.

10 (B) FREQUENCY.—The Commission shall
11 meet upon the call of the co-chairpersons, act-
12 ing jointly.

13 (C) QUORUM.—A majority of the members
14 of the Commission, or a majority of the mem-
15 bers of a panel, shall constitute a quorum for
16 purposes of conducting business.

17 (e) FUNCTIONS OF COMMISSION.—

18 (1) IN GENERAL.—Except as provided in sub-
19 section (j), the Commission shall act by resolution
20 agreed to by a majority of the members of the Com-
21 mission voting and present.

22 (2) PANELS.—The Commission may establish
23 panels composed of less than the full membership of
24 the Commission for purposes of carrying out the du-
25 ties of the Commission under this section. The mem-

1 bership of such panels should reflect the bipartisan
2 composition of the Commission. The actions of any
3 such panel shall be subject to the review and control
4 of the Commission. Any findings and determinations
5 made by such a panel may not be considered the
6 findings and determinations of the Commission un-
7 less such findings and determinations are approved
8 by a majority of the Commission, including both co-
9 chairpersons.

10 (f) POWERS OF COMMISSION.—

11 (1) HEARINGS AND EVIDENCE.—To carry out
12 the purposes of the Commission described in sub-
13 section (c), the Commission or any panel of the
14 Commission may, with the joint approval of the co-
15 chairpersons—

16 (A) hold such hearings and meetings, take
17 such testimony, receive such evidence, and ad-
18 minister such oaths as the Commission or such
19 designated panel considers necessary;

20 (B) request the attendance and testimony
21 of such witnesses and the production of such
22 correspondence, memoranda, papers, and docu-
23 ments, as the Commission or such designated
24 panel considers necessary; and

1 (C) secure from the Department, USAID,
2 the United States International Development
3 Finance Corporation, the Millennium Challenge
4 Corporation, Peace Corps, the United States
5 Trade Development Agency, and the United
6 States Agency for Global Media information
7 and data necessary to enable it to carry out its
8 mission.

9 (2) CONTRACTS.—The Commission, to such ex-
10 tent and in such amounts as are provided in appro-
11 priations Acts, may enter into contracts to enable
12 the Commission to discharge its duties under this
13 section.

14 (g) SUPPORT FROM OTHER AGENCIES.—

15 (1) INFORMATION FROM FEDERAL AGENCIES.—
16 To carry out the purposes of the Commission de-
17 scribed in subsection (c), upon the receipt of a joint
18 written request by the co-chairpersons of the Com-
19 mission to any of the heads of the Department,
20 USAID, the United States International Develop-
21 ment Finance Corporation, the Millennium Chal-
22 lenge Corporation, the Peace Corps, the Trade De-
23 velopment Agency, or the United States Agency for
24 Global Media, the heads of such entities shall expe-

1 ditiously furnish the requested information to the
2 Commission.

3 (2) ASSISTANCE FROM FEDERAL AGENCIES.—

4 The Department of State and other Federal depart-
5 ments and agencies may provide to the Commission,
6 on a nonreimbursable basis, such administrative
7 services, staff, and other support services as are nec-
8 essary for the performance of the Commission's du-
9 ties under this section, at the request of the Com-
10 mission.

11 (3) LIAISON.—The Secretary may designate at
12 least 1 officer or employee of the Department to
13 serve as a liaison officer between the Department
14 and the Commission.

15 (4) RECOMMENDATIONS FROM INDEPENDENT
16 ORGANIZATIONS.—The Commission may review rec-
17 ommendations by independent organizations and
18 outside experts relating to reform and modernization
19 of the Department.

20 (h) CONGRESSIONAL CONSULTATION.—Not later
21 than 180 days after the initial meeting of the Commission,
22 and not less frequently than semiannually thereafter, the
23 Commission shall provide a briefing to Congress regarding
24 the work of the Commission.

25 (i) STAFF AND COMPENSATION.—

1 (1) STAFF.—

2 (A) COMPENSATION.—The co-chairpersons
3 of the Commission shall appoint and fix the
4 compensation of a staff director and such other
5 personnel as may be necessary to enable the
6 Commission to carry out its duties, without re-
7 gard to the provisions of title 5, United States
8 Code, governing appointments in the competi-
9 tive service, and without regard to the provi-
10 sions of chapter 51 and subchapter III of chap-
11 ter 53 of such title relating to classification and
12 General Schedule pay rates, except that no rate
13 of pay fixed under this subsection may exceed
14 the equivalent of that payable to a person occu-
15 pying a position at level V of the Executive
16 Schedule under section 5316 of such title.

17 (B) DETAIL OF GOVERNMENT EMPLOY-
18 EES.—A Federal Government employee may be
19 detailed to the Commission without reimburse-
20 ment, and such detail shall be without interrup-
21 tion or loss of civil service status or privilege.

22 (C) PROCUREMENT OF TEMPORARY AND
23 INTERMITTENT SERVICES.—The co-chairs of
24 the Commission may procure temporary and
25 intermittent services under section 3109(b) of

1 title 5, United States Code, at rates for individ-
2 uals that do not exceed the daily equivalent of
3 the annual rate of basic pay prescribed for level
4 V of the Executive Schedule under section 5315
5 of such title.

6 (D) STATUS AS FEDERAL EMPLOYEES.—
7 Notwithstanding the requirements under section
8 2105 of title 5, United States Code, including
9 the required supervision under subsection (a)(3)
10 of such section, the members of the commission
11 shall be deemed to be Federal employees.

12 (2) COMMISSION MEMBERS.—

13 (A) COMPENSATION.—Except as provided
14 in subparagraph (C), each member of the Com-
15 mission shall be compensated at a rate not to
16 exceed the daily equivalent of the annual rate of
17 basic pay payable for level IV of the Executive
18 Schedule under section 5315 of title 5, United
19 States Code, for each day (including travel
20 time) during which that member is engaged in
21 the actual performance of the duties of the
22 Commission.

23 (B) WAIVER OF CERTAIN PROVISIONS.—
24 Subsections (a) through (d) of section 824 of
25 the Foreign Service Act of 1980 (22 U.S.C.

1 4064) are waived for an annuitant on a tem-
2 porary basis so as to be compensated for work
3 performed as part of the Commission.

4 (C) RESTRICTION FOR MEMBERS OF CON-
5 GRESS.—Any Member of Congress serving as a
6 member of the Commission shall not receive
7 any additional compensation or pay for their
8 service on the Commission.

9 (3) TRAVEL EXPENSES.—While away from
10 their homes or regular places of business in the per-
11 formance of service for the Commission, members
12 and staff of the Commission, and any Federal Gov-
13 ernment employees detailed to the Commission, shall
14 be allowed travel expenses, including per diem in lieu
15 of subsistence, in the same manner as persons em-
16 ployed intermittently in Government service are al-
17 lowed expenses under section 5703(b) of title 5,
18 United States Code.

19 (4) SECURITY CLEARANCES FOR COMMISSION
20 MEMBERS AND STAFF.—

21 (A) IN GENERAL.—Members and staff
22 shall have or be eligible to receive the appro-
23 priate security clearance to conduct their du-
24 ties.

1 (B) EXPEDITED PROCESSING.—The Office
2 of Senate Security shall ensure the expedited
3 processing of appropriate security clearances for
4 members, officers, and employees of the Com-
5 mission.

6 (j) REPORT.—

7 (1) IN GENERAL.—Not later than 24 months
8 after the first date on which a majority of the mem-
9 bers of the Commission have been appointed, the
10 Commission shall submit a final report to the Sec-
11 retary and Congress that includes—

12 (A) a detailed statement of the findings
13 and conclusions of the Commission; and

14 (B) the recommendations of the Commis-
15 sion for such legislative and administrative ac-
16 tions as the Commission considers appropriate
17 in light of the results of the study, including the
18 anticipated amount of time and resources re-
19 quired to implement such recommendations.

20 (2) DEPARTMENT RESPONSE.—The Secretary,
21 in coordination with the heads of appropriate Fed-
22 eral departments and agencies, shall have the right
23 to review and respond to all Commission rec-
24 ommendations before the Commission submits its
25 final report to the Secretary and Congress. The

1 Commission shall provide the Department with its
2 recommendations not later than 90 days before the
3 date of submission of its final report.

4 (k) TERMINATION OF COMMISSION.—

5 (1) IN GENERAL.—The Commission, and all the
6 authorities under this section, shall terminate on the
7 date that is 60 days after the date on which the
8 final report is submitted pursuant to subsection
9 (j)(1).

10 (2) ADMINISTRATIVE ACTIVITIES BEFORE TER-
11 MINATION.—The Commission may use the 60-day
12 period referred to in paragraph (1) for the purpose
13 of concluding its activities, including providing testi-
14 mony to the appropriate committees of Congress
15 concerning its reports and disseminating the report.

16 (l) AUTHORIZATION OF APPROPRIATIONS.—

17 (1) IN GENERAL.—There is authorized to be
18 appropriated up to \$2,000,000 for fiscal year 2023
19 to carry out this section.

20 (2) TRANSFERS; SUPPORT.—In addition to
21 other transfers and support otherwise authorized by
22 law, the Secretary may—

23 (A) transfer any amounts appropriated
24 pursuant to paragraph (1) to the Commission;
25 and

1 (B) use the amounts referred to in sub-
2 paragraph (A) to provide non-reimbursable sup-
3 port to the Commission.

4 (3) COMMISSION ACCOUNTS.—

5 (A) ESTABLISHMENT.—The Secretary of
6 the Treasury may establish 1 or more accounts
7 to facilitate transfers to the Commission of
8 amounts authorized under paragraph (2)(A).

9 (B) USE OF FUNDS.—Amounts transferred
10 to the Commission pursuant to subpara-
11 graph(A) may be used for the activities of the
12 Commission, including—

13 (i) the payment of Commission ex-
14 penses;

15 (ii) the compensation of Commission
16 members, officers, and employees.

17 (m) DEFINED TERM.—In this section, the term “ap-
18 propriate committees of Congress” means—

19 (1) the Committee on Foreign Relations of the
20 Senate;

21 (2) the Committee on Appropriations of the
22 Senate;

23 (3) the Committee on Foreign Affairs of the
24 House of Representatives; and

1 (4) the Committee on Appropriations of the
2 House of Representatives.

3 **DIVISION J—OCEANS AND**
4 **ATMOSPHERE**

5 **SEC. 10000. TABLE OF CONTENTS.**

6 The table of contents for this division is as follows:

Sec. 10000. Table of contents.

TITLE C—CORAL REEF CONSERVATION

Subtitle A—Reauthorization of Coral Reef Conservation Act of 2000

Sec. 10001. Reauthorization of Coral Reef Conservation Act of 2000.

Subtitle B—United States Coral Reef Task Force

Sec. 10011. Establishment.

Sec. 10012. Duties.

Sec. 10013. Membership.

Sec. 10014. Responsibilities of Federal agency members.

Sec. 10015. Working groups.

Sec. 10016. Definitions.

Subtitle C—Department of the Interior Coral Reef Authorities

Sec. 10021. Coral reef conservation and restoration assistance.

Subtitle D—Susan L. Williams National Coral Reef Management Fellowship

Sec. 10031. Susan L. Williams National Coral Reef Management Fellowship.

TITLE CI—BOLSTERING LONG-TERM UNDERSTANDING AND EX-
PLORATION OF THE GREAT LAKES, OCEANS, BAYS, AND ESTU-
ARIES

Sec. 10101. Purpose.

Sec. 10102. Definitions.

Sec. 10103. Workforce study.

Sec. 10104. Accelerating innovation at Cooperative Institutes.

Sec. 10105. Blue Economy valuation.

Sec. 10106. No additional funds authorized.

TITLE CII—REGIONAL OCEAN PARTNERSHIPS

Sec. 10201. Findings; purposes.

Sec. 10202. Regional Ocean Partnerships.

TITLE CIII—NATIONAL OCEAN EXPLORATION

Sec. 10301. Findings.

Sec. 10302. Definitions.

Sec. 10303. Ocean Policy Committee.