

Manager's Substitute Amendment

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. 2043

To provide for certain authorities of the Department of State,
and for other purposes

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. MENENDEZ

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Department of State Authorization Act of 2023”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.

TITLE I—DIPLOMATIC SECURITY AND CONSULAR AFFAIRS

- Sec. 101. Passport fee expenditure authority extension.
- Sec. 102. Special hiring authority for passport services.
- Sec. 103. Quarterly report on passport wait times.
- Sec. 104. Passport travel advisories.
- Sec. 105. Strategy to ensure access to passport services for all Americans.
- Sec. 106. Strengthening the National Passport Information Center.

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- Sec. 107. Strengthening passport customer visibility and transparency.
- Sec. 108. Annual Office of Authentications report.
- Sec. 109. Annual special immigrant visa report.
- Sec. 110. Increased accountability in assignment restrictions and reviews.
- Sec. 111. Suitability reviews for Foreign Service Institute instructors.
- Sec. 112. Diplomatic security fellowship programs.

TITLE II—PERSONNEL MATTERS

Subtitle A—Hiring, Promotion, and Development

- Sec. 201. Adjustment to promotion precepts.
- Sec. 202. Hiring authorities.
- Sec. 203. Extending paths to service for paid student interns.
- Sec. 204. Lateral Entry Program.
- Sec. 205. Mid-Career Mentoring Program.
- Sec. 206. Report on the Foreign Service Institute's language program .
- Sec. 207. Consideration of career civil servants as chiefs of missions.
- Sec. 208. Civil service rotational program.
- Sec. 209. Reporting requirement on chiefs of mission.
- Sec. 210. Report on chiefs of mission and deputy chiefs of mission.
- Sec. 211. Protection of retirement annuity for reemployment by Department.
- Sec. 212. Enhanced vetting for senior diplomatic posts.
- Sec. 213. Efforts to improve retention and prevent retaliation.
- Sec. 214. National advertising campaign.
- Sec. 215. Expansion of diplomats in residence programs.

Subtitle B—Pay, Benefits, and Workforce Matters

- Sec. 221. Education allowance.
- Sec. 222. Per diem allowance for newly hired members of the Foreign Service.
- Sec. 223. Improving mental health services for foreign and civil servants.
- Sec. 224. Emergency back-up care.
- Sec. 225. Authority to provide services to non-chief of mission personnel.
- Sec. 226. Exception for government-financed air transportation.
- Sec. 227. Enhanced authorities to protect locally employed staff during emergencies.
- Sec. 228. Internet at hardship posts.
- Sec. 229. Competitive local compensation plan.
- Sec. 230. Supporting tandem couples in the Foreign Service.
- Sec. 231. Accessibility at diplomatic missions.
- Sec. 232. Report on breastfeeding accommodations overseas.
- Sec. 233. Determining the effectiveness of knowledge transfers between Foreign Service Officers.
- Sec. 234. Education allowance for dependents of Department of State employees located in United States territories.

TITLE III—INFORMATION SECURITY AND CYBER DIPLOMACY

- Sec. 301. Data-informed diplomacy.
- Sec. 302. Establishment and expansion of the Bureau Chief Data Officer Program.
- Sec. 303. Task force to address artificial intelligence-enabled influence operations.
- Sec. 304. Establishment of the Chief Artificial Intelligence Officer of the Department of State.

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- Sec. 305. Strengthening the Chief Information Officer of the Department of State.
- Sec. 306. Sense of Congress on strengthening enterprise governance.
- Sec. 307. Digital connectivity and cybersecurity partnership.
- Sec. 308. Establishment of a cyberspace, digital connectivity, and related technologies (CDT) fund.
- Sec. 309. Cyber protection support for personnel of the Department of State in positions highly vulnerable to cyber attack.

TITLE IV—ORGANIZATION AND OPERATIONS

- Sec. 401. Personal services contractors.
- Sec. 402. Hard-to-fill posts.
- Sec. 403. Enhanced oversight of the Office of Civil Rights.
- Sec. 404. Crisis response operations.
- Sec. 405. Special Envoy to the Pacific Islands Forum.
- Sec. 406. Special Envoy for Belarus.
- Sec. 407. Overseas placement of special appointment positions.

TITLE V—ECONOMIC DIPLOMACY

- Sec. 501. Duties of officers performing economic functions.
- Sec. 502. Report on recruitment, retention, and promotion of Foreign Service economic officers.
- Sec. 503. Mandate to revise Department of State metrics for successful economic and commercial diplomacy.
- Sec. 504. Chief of mission economic responsibilities.
- Sec. 505. Direction to embassy deal teams.
- Sec. 506. Establishment of a “Deal Team of the Year” award.

TITLE VI—PUBLIC DIPLOMACY

- Sec. 601. Public diplomacy outreach.
- Sec. 602. Modification on use of funds for Radio Free Europe/Radio Liberty.
- Sec. 603. International broadcasting.
- Sec. 604. John Lewis Civil Rights Fellowship program.
- Sec. 605. Domestic engagement and public affairs.
- Sec. 606. Extension of Global Engagement Center.
- Sec. 607. Paperwork Reduction Act.
- Sec. 608. Modernization and enhancement strategy.

TITLE VII—OTHER MATTERS

- Sec. 701. Expanding the use of DDTC licensing fees.
- Sec. 702. Prohibition on entry of officials of foreign governments involved in significant corruption or gross violations of human rights.
- Sec. 703. Protection of cultural heritage during crises.
- Sec. 704. National Museum of American Diplomacy.
- Sec. 705. Extraterritorial offenses committed by United States nationals serving with international organizations.
- Sec. 706. Extension of certain privileges and immunities to the International Energy Forum.
- Sec. 707. Extension of certain privileges and immunities to the Conseil Européen pour la recherche nucléaire (CERN; the European Organization for Nuclear Research).
- Sec. 708. Internships of United States nationals at international organizations.
- Sec. 709. Training for international organizations.

- Sec. 710. Modification to transparency on international agreements and non-binding instruments.
- Sec. 711. Strategy for the efficient processing of all Afghan special immigrant visa applications and appeals.
- Sec. 712. Report on partner forces utilizing United States security assistance identified as using hunger as a weapon of war.
- Sec. 713. Infrastructure projects and investments by the United States and People's Republic of China.
- Sec. 714. Special envoys.
- Sec. 715. US-ASEAN Center.
- Sec. 716. Report on vetting of students from national defense universities and other academic institutions of the People's Republic of China.
- Sec. 717. Briefings on the United States-European Union Trade and Technology Council.
- Sec. 718. Report on participation in exercises with governments that have supported international terrorism .
- Sec. 719. Congressional oversight, quarterly review, and authority relating to concurrence provided by chiefs of mission for support of certain Government operations.
- Sec. 720. Modification and repeal of reports.

TITLE VIII—COMBATING GLOBAL CORRUPTION

- Sec. 801. Short title.
- Sec. 802. Definitions.
- Sec. 803. Publication of tiered ranking list.
- Sec. 804. Minimum standards for the elimination of corruption and assessment of efforts to combat corruption.
- Sec. 805. Imposition of sanctions under Global Magnitsky Human Rights Accountability Act.
- Sec. 806. Designation of embassy anti-corruption points of contact.

TITLE IX—AUKUS MATTERS

- Sec. 901. Definitions.

Subtitle A—Outlining the AUKUS Partnership

- Sec. 911. Statement of policy on the AUKUS partnership.
- Sec. 912. Senior Advisor for the AUKUS partnership at the Department of State.

Subtitle B—Authorization for Submarine Transfers, Support, and Infrastructure Improvement Activities

- Sec. 921. Australia, United Kingdom, and United States submarine security activities.
- Sec. 922. Acceptance of contributions for Australia, United Kingdom, and United States submarine security activities; AUKUS Submarine Security Activities Account.
- Sec. 923. Australia, United Kingdom, and United States submarine security training.

Subtitle C—Streamlining and Protecting Transfers of United States Military Technology From Compromise

- Sec. 931. Priority for Australia and the United Kingdom in Foreign Military Sales and Direct Commercial Sales.
- Sec. 932. Identification and pre-clearance of platforms, technologies, and equipment for sale to Australia and the United Kingdom through Foreign Military Sales and Direct Commercial Sales.
- Sec. 933. Export control exemptions and standards.
- Sec. 934. Expedited review of export licenses for exports of advanced technologies to Australia, the United Kingdom, and Canada.
- Sec. 935. United States Munitions List.

Subtitle D—Other AUKUS Matters

- Sec. 941. Reporting related to the AUKUS partnership.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) APPROPRIATE CONGRESSIONAL COMMIT-
4 TEES.—The term “appropriate congressional com-
5 mittees” means the Committee on Foreign Relations
6 of the Senate and the Committee on Foreign Affairs
7 of the House of Representatives.

8 (2) DEPARTMENT.—The term “Department”
9 means the Department of State.

10 (3) SECRETARY.—The term “Secretary” means
11 the Secretary of State.

12 **TITLE I—DIPLOMATIC SECURITY**
13 **AND CONSULAR AFFAIRS**

14 **SEC. 101. PASSPORT FEE EXPENDITURE AUTHORITY EX-**
15 **TENSION.**

16 (a) WESTERN HEMISPHERE TRAVEL INITIATIVE
17 FEE.—To make permanent the Western Hemisphere
18 Travel Initiative fee, section 1(b) of the Passport Act of
19 June 4, 1920 (22 U.S.C. 214(b)(1)) is amended—

1 (1) in paragraph (1), by striking “(1)”; and
2 (2) by striking paragraphs (2) and (3).

3 (b) PASSPORT FEES.—Section 1(b) of the Passport
4 Act of June 4, 1920, as amended by subsection (a), shall
5 be applied through fiscal year 2028 by striking “such
6 costs” and inserting “the costs of providing consular serv-
7 ices”.

8 (c) MODERNIZATION OF PASSPORT PROCESSING.—A
9 portion of the expanded expenditure authorities provided
10 in subsections (a) and (b) shall be used—

11 (1) to modernize consular systems, with an em-
12 phasis on passport and citizenship services; and

13 (2) towards a feasibility study on how the De-
14 partment could provide urgent, in-person passport
15 services to significant populations with the longest
16 travel times to existing passport agencies, including
17 the possibility of building new passport agencies.

18 **SEC. 102. SPECIAL HIRING AUTHORITY FOR PASSPORT**
19 **SERVICES.**

20 During the 3-year period beginning on the date of
21 the enactment of this Act, the Secretary of State, without
22 regard to the provisions under sections 3309 through
23 3318 of title 5, United States Code, may directly appoint
24 candidates to positions in the competitive service (as de-

1 fined in section 2102 of such title) at the Department in
2 the Passport and Visa Examining Series 0967.

3 **SEC. 103. QUARTERLY REPORT ON PASSPORT WAIT TIMES.**

4 Not later than 30 days after the date of the enact-
5 ment of this Act, and quarterly thereafter for the following
6 3 years, the Secretary shall submit a report to the appro-
7 priate congressional committees that describes—

8 (1) the current estimated wait times for pass-
9 port processing;

10 (2) the steps that have been taken by the De-
11 partment to reduce wait times to a reasonable time;

12 (3) efforts to improve the rollout of the online
13 passport renewal processing program, including how
14 much of passport revenues the Department is spend-
15 ing on consular systems modernization;

16 (4) the demand for urgent passport services by
17 major metropolitan area;

18 (5) the steps that have been taken by the De-
19 partment to reduce and meet the demand for urgent
20 passport services, particularly in areas that are
21 greater than 5 hours driving time from the nearest
22 passport agency; and

23 (6) how the Department details its staff and re-
24 sources to passport services programs.

1 **SEC. 104. PASSPORT TRAVEL ADVISORIES.**

2 Not later than 180 days after the date of the enact-
3 ment of this Act, the Department shall make prominently
4 available in United States regular passports, on the first
5 three pages of the passport, the following information:

6 (1) A prominent, clear advisory for all travelers
7 to check travel.state.gov for updated travel warnings
8 and advisories.

9 (2) A prominent, clear notice urging all trav-
10 elers to register with the Department prior to over-
11 seas travel.

12 (3) A prominent, clear advisory—

13 (A) noting that many countries deny entry
14 to travelers during the last 6 months of their
15 passport validity period; and

16 (B) urging all travelers to renew their
17 passport not later than 1 year prior to its expi-
18 ration.

19 **SEC. 105. STRATEGY TO ENSURE ACCESS TO PASSPORT**
20 **SERVICES FOR ALL AMERICANS.**

21 Not later than 180 days after the date of the enact-
22 ment of this Act, the Secretary shall submit a strategy
23 to the appropriate congressional committees, the Com-
24 mittee on Appropriations of the Senate, and the Com-
25 mittee on Appropriations of the House of Representatives

1 for ensuring reasonable access to passport services for all
2 Americans, which shall include—

3 (1) a detailed strategy describing how the De-
4 partment could—

5 (A) by not later than 1 year after submis-
6 sion of the strategy, reduce passport processing
7 times to an acceptable average for renewals and
8 for expedited service; and

9 (B) by not later than 2 years after the
10 submission of the strategy, provide United
11 States residents living in a significant popu-
12 lation center more than a 5-hour drive from a
13 passport agency with urgent, in-person passport
14 services, including the possibility of building
15 new passport agencies; and

16 (2) a description of the specific resources re-
17 quired to implement the strategy.

18 **SEC. 106. STRENGTHENING THE NATIONAL PASSPORT IN-**
19 **FORMATION CENTER.**

20 (a) **SENSE OF CONGRESS.**—It is the sense of Con-
21 gress that passport wait times since 2021 have been unac-
22 ceptably long and have created frustration among those
23 seeking to obtain or renew passports.

24 (b) **ONLINE CHAT FEATURE.**—The Department
25 should develop an online tool with the capability for cus-

1 tomers to correspond with customer service representa-
2 tives regarding questions and updates pertaining to their
3 application for a passport or for the renewal of a passport.

4 (c) GAO REPORT.—Not later than 90 days after the
5 date of the enactment of this Act, the Comptroller General
6 of the United States shall initiate a review of NPIC oper-
7 ations, which shall include an analysis of the extent to
8 which NPIC—

9 (1) responds to constituent inquiries by tele-
10 phone, including how long constituents are kept on
11 hold and their ability to be placed in a queue;

12 (2) provides personalized customer service;

13 (3) maintains its telecommunications infra-
14 structure to ensure it effectively handles call vol-
15 umes; and

16 (4) other relevant issues the Comptroller Gen-
17 eral deems appropriate.

18 **SEC. 107. STRENGTHENING PASSPORT CUSTOMER VISI-**

19 **BILITY AND TRANSPARENCY.**

20 (a) ONLINE STATUS TOOL.—Not later than 2 years
21 after the date of the enactment of this Act, the Depart-
22 ment should modernize the online passport application
23 status tool to include, to the greatest extent possible, step
24 by step updates on the status of their application, includ-
25 ing with respect to the following stages:

- 1 (1) Submitted for processing.
- 2 (2) In process at a lockbox facility.
- 3 (3) Awaiting adjudication.
- 4 (4) In process of adjudication.
- 5 (5) Adjudicated with a result of approval or de-
- 6 nial.
- 7 (6) Materials shipped.

8 (b) ADDITIONAL INFORMATION.—The tool pursuant
9 to subsection (a) should include a display that informs
10 each passport applicant of—

- 11 (1) the date on which his or her passport appli-
- 12 cation was received; and
- 13 (2) the estimated wait time remaining in the
- 14 passport application process.

15 (c) REPORT.—Not later than 90 days after the date
16 of the enactment of this Act, the Assistant Secretary of
17 State for Consular Affairs shall submit a report to the
18 appropriate congressional committees that outlines a plan
19 for coordinated comprehensive public outreach to increase
20 public awareness and understanding of—

- 21 (1) the online status tool required under sub-
- 22 section (a);
- 23 (2) passport travel advisories required under
- 24 section 104; and
- 25 (3) passport wait times.

1 **SEC. 108. ANNUAL OFFICE OF AUTHENTICATIONS REPORT.**

2 (a) REPORT.—The Assistant Secretary of State for
3 Consular Affairs shall submit an annual report for 5 years
4 to the appropriated congressional committees that de-
5 scribes—

6 (1) the number of incoming authentication re-
7 quests, broken down by month and type of request,
8 to show seasonal fluctuations in demand;

9 (2) the average time taken by the Office of Au-
10 thentications of the Department of State to authen-
11 ticate documents, broken down by month to show
12 seasonal fluctuations in wait times;

13 (3) how the Department of State details staff
14 to the Office of Authentications; and

15 (4) the impact that hiring additional, perma-
16 nent, dedicated staff for the Office of Authentica-
17 tions would have on the processing times referred to
18 in paragraph (2).

19 (b) AUTHORIZATION.—The Secretary of State is au-
20 thorized to hire additional, permanent, dedicated staff for
21 the Office of Authentications.

22 **SEC. 109. ANNUAL SPECIAL IMMIGRANT VISA REPORT.**

23 Not later than one year after the date of the enact-
24 ment of this Act, and annually thereafter for 5 years, the
25 Assistant Secretary of State for Consular Affairs shall
26 submit to the appropriate congressional committees, the

1 Committee on the Judiciary of the Senate, and the Com-
2 mittee on the Judiciary of the House of Representatives
3 a report that identifies —

4 (1) the number of approved applications await-
5 ing visas authorized under section 203(b)(4) of the
6 Immigration and Nationality Act (8 U.S.C.
7 1153(b)(4)) (commonly known as EB-4 visas) for
8 special immigrants described in section
9 101(a)(27)(D) of such Act (8 U.S.C.
10 1101(a)(27)(D)) who are employed by the United
11 States Government, broken down by country;

12 (2) an estimate of—

13 (A) the number of special immigrant visas
14 authorized under such section 101(a)(27)(D)
15 that will be issued during the current fiscal
16 year; and

17 (B) the number of special immigrant visa
18 applicants who will not be granted such a visa
19 during the current fiscal year;

20 (3) the estimated period between the date on
21 which a qualified applicant for such a special immi-
22 grant visa submits a completed application for such
23 a visa and the date on which such applicant would
24 be issued such a visa; and

1 (4) the specific high-risk populations, broken
2 down by country, who will face increased hardship
3 due to Department of State delays in processing spe-
4 cial immigrant visa applications under such section
5 101(a)(27)(D).

6 **SEC. 110. INCREASED ACCOUNTABILITY IN ASSIGNMENT**
7 **RESTRICTIONS AND REVIEWS.**

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

10 (1) the use of policies to restrict personnel from
11 serving in certain assignments may undermine the
12 Department’s ability to deploy relevant cultural and
13 linguistic skills at diplomatic posts abroad if not ap-
14 plied judiciously; and

15 (2) the Department should continuously evalu-
16 ate all processes relating to assignment restrictions,
17 assignment title reviews, and preclusions at the De-
18 partment.

19 (b) NOTIFICATION OF STATUS.—Beginning not later
20 than 90 days after the date of the enactment of this Act,
21 the Secretary shall—

22 (1) provide a status update for all Department
23 personnel who, prior to such date of enactment, were
24 subject to a prior assignment restriction, assignment

1 review, or preclusion for whom a review or decision
2 related to assignment is pending; and

3 (2) on an ongoing basis, provide a status up-
4 date for any Department personnel who has been
5 the subject of a pending assignment restriction or
6 pending assignment review for more than 30 days.

7 (c) NOTIFICATION CONTENT.—The notification re-
8 quired under subsection (b) shall inform relevant per-
9 sonnel, as of the date of the notification—

10 (1) whether any prior assignment restriction
11 has been lifted;

12 (2) if their assignment status is subject to on-
13 going review, and an estimated date for completion;
14 and

15 (3) if they are subject to any other restrictions
16 on their ability to serve at posts abroad.

17 (d) ADJUDICATION OF ONGOING ASSIGNMENT RE-
18 VIEWS.—

19 (1) TIME LIMIT.—The Department shall estab-
20 lish a reasonable time limit for the Department to
21 complete an assignment review and establish a dead-
22 line by which it must inform personnel of a decision
23 related to such a review.

24 (2) APPEALS.—For any personnel the Depart-
25 ment determines are ineligible to serve in an assign-

1 ment due to an assignment restriction or assignment
2 review, a Security Appeal Panel shall convene not
3 later than 120 days of an appeal being filed.

4 (3) ENTRY-LEVEL BIDDING PROCESS.—The De-
5 partment shall include a description of the assign-
6 ment review process and critical human intelligence
7 threat posts in a briefing to new officers as part of
8 their entry-level bidding process.

9 (4) POINT OF CONTACT.—The Department
10 shall designate point of contacts in the Bureau of
11 Diplomatic Security and Bureau of Global Talent
12 Management to answer employee and Career Devel-
13 opment Officer questions about assignment restric-
14 tions, assignment reviews, and preclusions.

15 (e) SECURITY REVIEW PANEL.—Not later than 90
16 days after the date of the enactment of this Act, the Secu-
17 rity Appeal Panel shall be comprised of—

18 (1) the head of an office responsible for human
19 resources or discrimination who reports directly to
20 the Secretary;

21 (2) the Principal Deputy Assistant Secretary
22 for the Bureau of Global Talent Management;

23 (3) the Principal Deputy Assistant Secretary
24 for the Bureau of Intelligence and Research;

1 (4) an Assistant Secretary or Deputy, or equiv-
2 alent, from a third bureau as designated by the
3 Under Secretary for Management;

4 (5) a representative from the geographic bureau
5 to which the restriction applies; and

6 (6) a representative from the Office of the
7 Legal Adviser and a representative from the Bureau
8 of Diplomatic Security, who shall serve as non-vot-
9 ing advisors.

10 (f) APPEAL RIGHTS.—Section 414(a) of the Depart-
11 ment of State Authorities Act, Fiscal Year 2017 (22
12 U.S.C. 2734c(a)) is amended by striking the first two sen-
13 tences and inserting “The Secretary shall establish and
14 maintain a right and process for employees to appeal a
15 decision related to an assignment, based on a restriction,
16 review, or preclusion. Such right and process shall ensure
17 that any such employee shall have the same appeal rights
18 as provided by the Department regarding denial or revoca-
19 tion of a security clearance.”.

20 (g) FAM UPDATE.—Not later than 120 days after
21 the date of the enactment of this Act, the Secretary shall
22 amend all relevant provisions of the Foreign Service Man-
23 ual, and any associated or related policies of the Depart-
24 ment, to comply with this section.

1 **SEC. 111. SUITABILITY REVIEWS FOR FOREIGN SERVICE IN-**
2 **STITUTE INSTRUCTORS.**

3 The Secretary shall ensure that all instructors at the
4 Foreign Service Institute, including direct hires and con-
5 tractors, who provide language instruction are—

6 (1) subject to suitability reviews and back-
7 ground investigations; and

8 (2) subject to continuous vetting or reinvestiga-
9 tions to the extent consistent with Department and
10 Executive policy for other Department personnel.

11 **SEC. 112. DIPLOMATIC SECURITY FELLOWSHIP PROGRAMS.**

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

15 (1) by striking “The Secretary” and inserting
16 the following:

17 “(a) IN GENERAL.—The Secretary”; and

18 (2) by adding at the end the following new sub-
19 section:

20 “(b) DIPLOMATIC SECURITY FELLOWSHIP PRO-
21 GRAMS.—

22 “(1) ESTABLISHMENT.—The Secretary of
23 State, working through the Assistant Secretary for
24 Diplomatic Security, shall establish Diplomatic Secu-
25 rity fellowship programs to provide grants to United
26 States nationals pursuing undergraduate studies

1 who commit to pursuing a career as a special agent,
2 security engineering officer, or in the civil service in
3 the Bureau of Diplomatic Security.

4 “(2) RULEMAKING.—The Secretary shall pro-
5 mulgate regulations for the administration of Diplo-
6 matic Security fellowship programs that set forth—

7 “(A) the eligibility requirements for receiv-
8 ing a grant under this subsection;

9 “(B) the process by which eligible appli-
10 cants may request such a grant;

11 “(C) the maximum amount of such a
12 grant; and

13 “(D) the educational progress to which all
14 grant recipients are obligated.”.

15 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
16 authorized to be appropriated \$2,000,000 for each of fis-
17 cal years 2024 through 2028 to carry out this section.

18 **TITLE II—PERSONNEL MATTERS**

19 **Subtitle A—Hiring, Promotion, and** 20 **Development**

21 **SEC. 201. ADJUSTMENT TO PROMOTION PRECEPTS.**

22 Section 603(b) of the Foreign Service Act of 1980
23 (22 U.S.C. 4003(b)) is amended—

24 (1) by redesignating paragraph (2), (3), and (4)
25 as paragraphs (7), (8), and (9), respectively; and

1 (2) by inserting after paragraph (1) the fol-
2 lowing new paragraphs:

3 “(2) experience serving at an international or-
4 ganization, multilateral institution, or engaging in
5 multinational negotiations;

6 “(3) willingness to serve in hardship posts over-
7 seas or across geographically distinct regions;

8 “(4) experience advancing policies or developing
9 expertise that enhance the United States’ competi-
10 tiveness with regard to critical and emerging tech-
11 nologies;

12 “(5) willingness to participate in appropriate
13 and relevant professional development opportunities
14 offered by the Foreign Service Institute or other
15 educational institutions associated with the Depart-
16 ment;

17 “(6) willingness to enable and encourage subor-
18 dinates at various levels to avail themselves of ap-
19 propriate and relevant professional development op-
20 portunities offered by the Foreign Service Institute
21 or other educational institutions associated with the
22 Department;”.

23 **SEC. 202. HIRING AUTHORITIES.**

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

1 (1) the Department should possess hiring au-
2 thorities to enable recruitment of individuals rep-
3 resentative of the nation with special skills needed to
4 address 21st century diplomacy challenges; and

5 (2) the Secretary shall conduct a survey of hir-
6 ing authorities held by the Department to identify—

7 (A) hiring authorities already authorized
8 by Congress;

9 (B) others authorities granted through
10 Presidential decree or executive order; and

11 (C) any authorities needed to enable re-
12 cruitment of individuals with the special skills
13 described in paragraph (1).

14 (b) REPORT.—Not later than 180 days after the date
15 of the enactment of this Act, the Secretary shall submit
16 a report to the appropriate congressional committees that
17 includes a description of all existing hiring authorities and
18 legislative proposals on any new needed authorities.

19 (c) SPECIAL HIRING AUTHORITY.—For an initial pe-
20 riod of not more than 3 years after the date of the enact-
21 ment of this Act, the Secretary may appoint, without re-
22 gard to the provisions of sections 3309 through 3318 of
23 title 5, United States Code, candidates directly to posi-
24 tions in the competitive service at the Department, as de-
25 fined in section 2102 of that title, in the following occupa-

1 tional series: 1560 Data Science, 2210 Information Tech-
2 nology Management, and 0201 Human Resources Man-
3 agement.

4 **SEC. 203. EXTENDING PATHS TO SERVICE FOR PAID STU-**
5 **DENT INTERNS.**

6 For up to 2 years following the end of a compensated
7 internship at the Department or the United States Agency
8 for International Development, the Department or USAID
9 may offer employment to up to 25 such interns and ap-
10 point them directly to positions in the competitive service,
11 as defined in section 2102 of title 5, United States Code,
12 without regard to the provisions of sections 3309 through
13 3318 of such title.

14 **SEC. 204. LATERAL ENTRY PROGRAM.**

15 (a) IN GENERAL.—Section 404 of the Department of
16 State Authorities Act, Fiscal Year 2017 (Public Law 114–
17 323; 130 Stat. 1928) is amended—

18 (1) in subsection (b)—

19 (A) in the matter preceding paragraph (1),
20 by striking “3-year” and inserting “5-year”;

21 (B) in paragraph (5), by striking “; and”;

22 (C) in paragraph (6), by striking the pe-
23 riod at the end and inserting a semicolon; and

24 (D) by adding at the end the following new
25 paragraphs:

1 “(7) does not include the use of Foreign Serv-
2 ice-Limited or other noncareer Foreign Service hir-
3 ing authorities; and

4 “(8) includes not fewer than 30 participants for
5 each year of the pilot program.”; and

6 (2) by adding at the end the following new sub-
7 section:

8 “(e) CERTIFICATION.—If the Secretary does not com-
9 mence the lateral entry program within 180 days after the
10 date of the enactment of this subsection, the Secretary
11 shall submit a report to the appropriate congressional
12 committees—

13 “(1) certifying that progress is being made on
14 implementation of the pilot program and describing
15 such progress, including the date on which appli-
16 cants will be able to apply;

17 “(2) estimating the date by which the pilot pro-
18 gram will be fully implemented;

19 “(3) outlining how the Department will use the
20 Lateral Entry Program to fill needed skill sets in
21 key areas such as cyberspace, emerging technologies,
22 economic statecraft, multilateral diplomacy, and
23 data and other sciences.”.

1 **SEC. 205. MID-CAREER MENTORING PROGRAM.**

2 (a) AUTHORIZATION.—The Secretary, in collabora-
3 tion with the Director of the Foreign Service Institute,
4 is authorized to establish a Mid-Career Mentoring Pro-
5 gram (referred to in this section as the “Program”) for
6 employees who have demonstrated outstanding service and
7 leadership.

8 (b) SELECTION.—

9 (1) NOMINATIONS.—The head of each bureau
10 shall semiannually nominate participants for the
11 Program from a pool of applicants in the positions
12 described in paragraph (2)(B), including from posts
13 both domestically and abroad.

14 (2) SUBMISSION OF SLATE OF NOMINEES TO
15 SECRETARY.—The Director of the Foreign Service
16 Institute, in consultation with the Director General
17 of the Foreign Service, shall semiannually—

18 (A) vet the nominees most recently nomi-
19 nated pursuant to paragraph (1); and

20 (B) submit to the Secretary a slate of ap-
21 plicants to participate in the Program, who
22 shall consist of at least—

23 (i) 10 Foreign Service Officers and
24 specialists classified at the FS-03 or FS-04
25 level of the Foreign Service Salary Sched-
26 ule;

1 (ii) 10 Civil Service employees classi-
2 fied at GS-12 or GS-13 of the General
3 Schedule; and

4 (iii) 5 Foreign Service Officers from
5 the United States Agency for International
6 Development.

7 (3) FINAL SELECTION.—The Secretary shall se-
8 lect the applicants who will be invited to participate
9 in the Program from the slate received pursuant to
10 paragraph (2)(B) and extend such an invitation to
11 each selected applicant.

12 (4) MERIT PRINCIPLES.—Section 105 of the
13 Foreign Service Act of 1980 (22 U.S.C. 3905) shall
14 apply to nominations, submissions to the Secretary,
15 and selections for the Program under this section.

16 (c) PROGRAM SESSIONS.—

17 (1) FREQUENCY; DURATION.—All of the partici-
18 pants who accept invitations extended pursuant to
19 subsection (b)(3) shall meet 3 to 4 times per year
20 for training sessions with high-level leaders of the
21 Department and USAID, including private group
22 meetings with the Secretary and the Administrator
23 of the United States Agency for International Devel-
24 opment.

1 (2) THEMES.—Each session referred to in para-
2 graph (1) shall focus on specific themes developed
3 jointly by the Foreign Service Institute and the Ex-
4 ecutive Secretariat focused on substantive policy
5 issues and leadership practices.

6 (d) MENTORING PROGRAM.—The Secretary and the
7 Administrator each shall establish a mentoring and coach-
8 ing program that pairs a senior leader of the Department
9 or USAID with each of the program participants who
10 complete the Program during the 1-year period imme-
11 diately following their participation in the Program.

12 (e) ANNUAL REPORT.—Not later than one year after
13 the date of the enactment of this Act, and annually there-
14 after for three years, the Secretary shall submit a report
15 to the appropriate congressional committees that describes
16 the activities of the Program during the most recent year
17 and includes disaggregated demographic data on partici-
18 pants in the Program.

19 **SEC. 206. REPORT ON THE FOREIGN SERVICE INSTITUTE'S**
20 **LANGUAGE PROGRAM .**

21 Not later than 60 days after the date of the enact-
22 ment of this Act, the Secretary shall submit a report to
23 the appropriate congressional committees that includes—

24 (1) the average pass and fail rates for language
25 programs at the Foreign Service Institute

1 disaggregated by language during the 5-year period
2 immediately preceding the date of the enactment of
3 this Act;

4 (2) the number of language instructors at the
5 Foreign Service Institute, and a comparison of the
6 instructor/student ratio in the language programs at
7 the Foreign Service Institute disaggregated by lan-
8 guage;

9 (3) salaries for language instructors
10 disaggregated by language, and a comparison to sal-
11 aries for instructors teaching languages in com-
12 parable employment;

13 (4) recruitment and retention plans for lan-
14 guage instructors, disaggregated by language where
15 necessary and practicable; and

16 (5) any plans to increase pass rates for lan-
17 guages with high failure rates.

18 **SEC. 207. CONSIDERATION OF CAREER CIVIL SERVANTS AS**

19 **CHIEFS OF MISSIONS.**

20 Section 304(b) of the Foreign Service Act of 1980
21 (22 U.S.C. 3944) is amended—

22 (1) by redesignating paragraph (2) as para-
23 graph (3); and

24 (2) by inserting after paragraph (1) the fol-
25 lowing new paragraph:

1 “(2) The Secretary shall also furnish to the Presi-
2 dent, on an annual basis and to assist the President in
3 selecting qualified candidates for appointments or assign-
4 ments as chief of mission, the names of between 5 and
5 10 career civil servants serving at the Department of State
6 or the United States Agency for International Develop-
7 ment who are qualified to serve as chiefs of mission, to-
8 gether with pertinent information about such individ-
9 uals.”.

10 **SEC. 208. CIVIL SERVICE ROTATIONAL PROGRAM.**

11 (a) ESTABLISHMENT OF PILOT ROTATIONAL PRO-
12 GRAM FOR CIVIL SERVICE.—Not later than 180 days after
13 the date of the enactment of this Act, the Secretary shall
14 establish a program to provide qualified civil servants serv-
15 ing at the Department an opportunity to serve at a United
16 States embassy, including identifying criteria and an ap-
17 plication process for such program.

18 (b) PROGRAM.—The program established under this
19 section shall—

20 (1) provide at least 20 career civil servants the
21 opportunity to serve for 2 to 3 years at a United
22 States embassy to gain additional skills and experi-
23 ence;

1 (2) offer such civil servants the opportunity to
2 serve in a political or economic section at a United
3 States embassy; and

4 (3) include clear and transparent criteria for
5 eligibility and selection, which shall include a min-
6 imum of 5 years of service at the Department.

7 (c) SUBSEQUENT POSITION AND PROMOTION.—Fol-
8 lowing a rotation at a United States embassy pursuant
9 to the program established by this section, participants in
10 the program must be afforded, at minimum, a position
11 equivalent in seniority, compensation, and responsibility to
12 the position occupied prior serving in the program. Suc-
13 cessful completion of a rotation at a United States em-
14 bassy shall be considered favorably with regard to applica-
15 tions for promotion in civil service jobs at the Department.

16 (d) IMPLEMENTATION.—Not later than 2 years after
17 the date of the enactment of this Act, the Secretary shall
18 identify not less than 20 positions in United States embas-
19 sies for the program established under this section and
20 offered at least 20 civil servants the opportunity to serve
21 in a rotation at a United States embassy pursuant to this
22 section.

1 **SEC. 209. REPORTING REQUIREMENT ON CHIEFS OF MIS-**
2 **SION.**

3 Not later than 30 days following the end of each cal-
4 endar quarter, the Secretary shall submit to the appro-
5 priate congressional committees—

6 (1) a list of every chief of mission or United
7 States representative overseas with the rank of Am-
8 bassador who, during the prior quarter, was outside
9 a country of assignment for more than 14 cumu-
10 lative days for purposes other than official travel or
11 temporary duty orders; and

12 (2) the number of days each such chief of mis-
13 sion or United States representative overseas with
14 the rank of Ambassador was outside a country of as-
15 signment during the previous quarter for purposes
16 other than official travel or temporary duty orders.

17 **SEC. 210. REPORT ON CHIEFS OF MISSION AND DEPUTY**
18 **CHIEFS OF MISSION.**

19 Not later than April 1, 2024, and annually thereafter
20 for the next 4 years, the Secretary shall submit to the
21 appropriate congressional committees a report that in-
22 cludes—

23 (1) the Foreign Service cone of each current
24 chief of mission and deputy chief of mission (or who-
25 ever is acting in the capacity of chief or deputy chief
26 if neither is present) for each United States embassy

1 at which there is a Foreign Service office filling ei-
2 ther of those positions; and

3 (2) aggregated data for all chiefs of mission
4 and deputy chiefs of mission described in paragraph
5 (1), disaggregated by cone.

6 **SEC. 211. PROTECTION OF RETIREMENT ANNUITY FOR RE-**
7 **EMPLOYMENT BY DEPARTMENT.**

8 (a) NO TERMINATION OR REDUCTION OF RETIRE-
9 MENT ANNUITY OR PAY FOR REEMPLOYMENT.—Notwith-
10 standing section 824 of the Foreign Service Act of 1980
11 (22 U.S.C. 4064), if a covered annuitant becomes em-
12 ployed by the Department—

13 (1) the payment of any retirement annuity, re-
14 tired pay, or retainer pay otherwise payable to the
15 covered annuitant shall not terminate; and

16 (2) the amount of the retirement annuity, re-
17 tired pay, or retainer pay otherwise payable to the
18 covered annuitant shall not be reduced.

19 (b) COVERED ANNUITANT DEFINED.—In this sec-
20 tion, the term “covered annuitant” means any individual
21 who is receiving a retirement annuity under—

22 (1) the Foreign Service Retirement and Dis-
23 ability System under subchapter I of chapter 8 of
24 title I of the Foreign Service Act of 1980 (22 U.S.C.
25 4041 et seq.); or

1 (2) the Foreign Service Pension System under
2 subchapter II of such chapter (22 U.S.C. 4071 et
3 seq.).

4 **SEC. 212. ENHANCED VETTING FOR SENIOR DIPLOMATIC**
5 **POSTS.**

6 (a) COMPREHENSIVE POLICY ON VETTING AND
7 TRANSPARENCY.—Not later than one year after the date
8 of the enactment of this Act, the Secretary shall develop
9 a consistent and enhanced vetting process to ensure that
10 individuals with substantiated claims of discrimination,
11 harassment, or bullying are not considered for assign-
12 ments to senior positions.

13 (b) ELEMENTS OF COMPREHENSIVE VETTING POL-
14 ICY.—Following the conclusion of any investigation into
15 an allegation of discrimination, harassment, or bullying,
16 the Office of Civil Rights, Bureau of Global Talent Man-
17 agement, and other offices with responsibilities related to
18 the investigation reporting directly to the Secretary shall
19 jointly or individually submit a written summary of any
20 findings of any substantiated allegations, along with a
21 summary of findings to the Committee responsible for as-
22 signments to senior positions prior to such Committee ren-
23 dering a recommendation for assignment.

24 (c) RESPONSE.—The Secretary shall develop a proc-
25 ess for candidates to respond to any allegations that are

1 substantiated and presented to the Committee responsible
2 for assignments to senior positions.

3 (d) ANNUAL REPORTS.—Not later than one year
4 after the date of the enactment of this Act, and annually
5 thereafter for five years, the Secretary shall submit to the
6 Department workforce and the appropriate congressional
7 committees a report on the number of candidates con-
8 firmed for senior diplomatic posts against whom there
9 were found to have been substantiated allegations.

10 (e) SENIOR POSITIONS DEFINED.—In this section,
11 the term “senior positions” means Chief of Mission, Dep-
12 uty Assistant Secretary, Deputy Chief of Mission, and
13 Principal Officer (i.e. Consuls General) positions.

14 **SEC. 213. EFFORTS TO IMPROVE RETENTION AND PREVENT**
15 **RETALIATION.**

16 (a) STREAMLINED REPORTING.—Not later than one
17 year after the date of the enactment of this Act, the Sec-
18 retary shall establish a single point of initial reporting for
19 allegations of discrimination, bullying, and harassment
20 that provides an initial review of the allegations and, if
21 necessary, the ability to file multiple claims based on a
22 single complaint.

23 (b) ENSURING IMPLEMENTATION OF CORRECTIVE
24 ACTION AND MANAGEMENT RECOMMENDATIONS.—The
25 Secretary shall ensure follow up with each complainant

1 who makes an allegation of discrimination, harassment, or
2 bullying pursuant to subsection (a) and the head of the
3 respective bureau not later than 180 days after the conclu-
4 sion of any investigation where an allegation is substan-
5 tiated, and again one year after the conclusion of any such
6 investigation, to ensure that any recommendations for cor-
7 rective action related to the complainant have been acted
8 on where appropriate. If such recommendations have not
9 be implemented, a written statement shall be provided to
10 the head of the bureau and complainant and affected em-
11 ployees explaining why the recommendations have not
12 been implemented.

13 (c) CLIMATE SURVEYS OF EMPLOYEES OF THE DE-
14 PARTMENT.—

15 (1) REQUIRED BIENNIAL SURVEYS.—Not later
16 than 180 days after the date of the enactment of
17 this Act and every 2 years thereafter, the Secretary
18 shall conduct a Department-wide survey of all De-
19 partment personnel regarding harassment, discrimi-
20 nation, bullying, and related retaliation that includes
21 workforce perspectives on the accessibility and effec-
22 tiveness of the Bureau of Global Talent Management
23 and Office of Civil Rights in the efforts and proc-
24 esses to address these issues.

25 (2) REQUIRED ANNUAL SURVEYS.—

1 (A) IN GENERAL.—Not later than 180
2 days after the date of the enactment of this
3 Act, and annually thereafter, the Secretary
4 shall conduct an annual employee satisfaction
5 survey to assess the level of job satisfaction,
6 work environment, and overall employee experi-
7 ence within the Department.

8 (B) OPEN-ENDED RESPONSES.—The sur-
9 vey required under subparagraph (A) shall in-
10 clude options for open-ended responses.

11 (C) SURVEY QUESTIONS.—The survey
12 shall include questions regarding—

- 13 (i) work-life balance;
- 14 (ii) compensation and benefits;
- 15 (iii) career development opportunities;
- 16 (iv) the performance evaluation and
17 promotion process, including fairness and
18 transparency;
- 19 (v) communication channels and effec-
20 tiveness;
- 21 (vi) leadership and management;
- 22 (vii) organizational culture;
- 23 (viii) awareness and effectiveness of
24 complaint measures;
- 25 (ix) accessibility and accommodations;

- 1 (x) availability of transportation to
2 and from a work station;
- 3 (xi) information technology infrastruc-
4 ture functionality and accessibility;
- 5 (xii) the employee's understanding of
6 the Department's structure, mission, and
7 goals;
- 8 (xiii) alignment and relevance of work
9 to the Department's mission; and
- 10 (xiv) sense of empowerment to affect
11 positive change.

12 (3) REQUIRED EXIT SURVEYS.—

13 (A) IN GENERAL.—Not later than 180
14 days after the date of the enactment of this
15 Act, the Secretary shall develop and implement
16 a standardized, confidential exit survey process
17 that includes anonymous feedback and exit
18 interviews with employees who voluntarily sepa-
19 rate from the Department, whether through
20 resignation, retirement, or other means.

21 (B) SCOPE.—The exit surveys conducted
22 pursuant to subparagraph (A) shall—

- 23 (i) be designed to gather insights and
24 feedback from departing employees regard-
25 ing—

1 (I) their reasons for leaving, in-
2 cluding caretaking responsibilities, ca-
3 reer limitations for partner or spouse,
4 and discrimination, harassment, bul-
5 lying, or retaliation;

6 (II) their overall experience with
7 the Department; and

8 (III) any suggestions for im-
9 provement; and

10 (ii) include questions related to—

11 (I) the employee's reasons for
12 leaving;

13 (II) job satisfaction;

14 (III) work environment;

15 (IV) professional growth opportu-
16 nities;

17 (V) leadership effectiveness;

18 (VI) suggestions for enhancing
19 the Department's performance; and

20 (VII) if applicable, the name and
21 industry of the employee's future em-
22 ployer.

23 (C) COMPILATION OF RESULTS.—The Sec-
24 retary shall compile and analyze the
25 anonymized exit survey data collected pursuant

1 to this paragraph to identify trends, common
2 themes, and areas needing improvement within
3 the Department.

4 (4) PILOT SURVEYS.—Not later than 180 days
5 after the date of the enactment of this Act, the Sec-
6 retary shall conduct a Department-wide survey for
7 Locally Employed Staff regarding retention, train-
8 ing, promotion, and other matters, including harass-
9 ment, discrimination, bullying, and related retalia-
10 tion, that includes workforce perspectives on the ac-
11 cessibility and effectiveness of complaint measures.

12 (5) REPORT.—Not later than 60 days after the
13 conclusion of each survey conducted pursuant to this
14 subsection, the Secretary shall make the key find-
15 ings available to the Department workforce and shall
16 submit them to the appropriate congressional com-
17 mittees.

18 (d) RETALIATION PREVENTION EFFORTS.—

19 (1) EMPLOYEE EVALUATION.—

20 (A) IN GENERAL.—If there is a pending
21 investigation of discrimination, bullying, or har-
22 assment against a superior who is responsible
23 for rating or reviewing the complainant em-
24 ployee, the complainant shall be reviewed by the
25 superior's supervisor.

1 (B) EFFECTIVE DATE.—This paragraph
2 shall take effect 90 days after the date of the
3 enactment of this Act.

4 (2) RETALIATION PREVENTION GUIDANCE.—
5 Any Department employee against whom an allega-
6 tion of discrimination, bullying, or harassment has
7 been made shall receive written guidance (a “retalia-
8 tion hold”) on the types of actions that can be con-
9 sidered retaliation against the complainant em-
10 ployee. The employee’s immediate supervisor shall
11 also receive the retaliation hold guidance.

12 **SEC. 214. NATIONAL ADVERTISING CAMPAIGN.**

13 Not later than 270 days after the date of the enact-
14 ment of this Act, the Secretary shall submit a strategy
15 to the appropriate congressional committees that assesses
16 the potential benefits and costs of a national advertising
17 campaign to improve the recruitment in the Civil Service
18 and the Foreign Service by raising public awareness of
19 the important accomplishments of the Department.

20 **SEC. 215. EXPANSION OF DIPLOMATS IN RESIDENCE PRO-**
21 **GRAMS.**

22 Not later than two years after the date of the enact-
23 ment of this Act—

1 (1) the Secretary shall increase the number of
2 diplomats in the Diplomats in Residence Program
3 from 17 to at least 20; and

4 (2) the Administrator of the United States
5 Agency for International Development shall increase
6 the number of development diplomats in the Dip-
7 lomats in Residence Program from 1 to at least 3.

8 **Subtitle B—Pay, Benefits, and**
9 **Workforce Matters**

10 **SEC. 221. EDUCATION ALLOWANCE.**

11 (a) IN GENERAL.—Chapter 9 of title I of the Foreign
12 Service Act of 1980 (22 U.S.C. 4081 et seq.) is amended
13 by adding at the end the following new section:

14 **“SEC. 908. EDUCATION ALLOWANCE.**

15 “A Department employee who is on leave to perform
16 service in the uniformed services (as defined in section
17 4303(13) of title 38, United States Code) may receive an
18 education allowance if the employee would, if not for such
19 service, be eligible to receive the education allowance.”.

20 (b) CLERICAL AMENDMENT.—The table of contents
21 in section 2 of the Foreign Service Act of 1980 (22 U.S.C.
22 3901 note) is amended by inserting after the item relating
23 to section 907 the following:

“Sec. 908. Education allowance”.

1 **SEC. 222. PER DIEM ALLOWANCE FOR NEWLY HIRED MEM-**
2 **BERS OF THE FOREIGN SERVICE.**

3 (a) PER DIEM ALLOWANCE.—

4 (1) IN GENERAL.—Except as provided in para-
5 graph (2), any newly hired Foreign Service employee
6 who is in initial orientation training, or any other
7 training expected to last less than 6 months before
8 transferring to the employee's first assignment, in
9 the Washington, D.C., area shall, for the duration of
10 such training, receive a per diem allowance at the
11 levels prescribed under subchapter I of chapter 57 of
12 title 5, United States Code.

13 (2) LIMITATION ON LODGING EXPENSES.—A
14 newly hired Foreign Service employee may not re-
15 ceive any lodging expenses under the applicable per
16 diem allowance pursuant to paragraph (1) if that
17 employee—

18 (A) has a permanent residence in the
19 Washington, D.C., area (not including Govern-
20 ment-supplied housing during such orientation
21 training or other training); and

22 (B) does not vacate such residence during
23 such orientation training or other training.

24 (b) DEFINITIONS.—In this section—

1 (1) the term “per diem allowance” has the
2 meaning given that term under section 5701 of title
3 5, United States Code; and

4 (2) the term “Washington, D.C., area” means
5 the geographic area within a 50 mile radius of the
6 Washington Monument.

7 **SEC. 223. IMPROVING MENTAL HEALTH SERVICES FOR**
8 **FOREIGN AND CIVIL SERVANTS.**

9 (a) **ADDITIONAL PERSONNEL TO ADDRESS MENTAL**
10 **HEALTH.—**

11 (1) **IN GENERAL.—**The Secretary shall seek to
12 increase the number of personnel within the Bureau
13 of Medical Services to address mental health needs
14 for both foreign and civil servants.

15 (2) **EMPLOYMENT TARGETS.—**Not later than
16 180 days after the date of the enactment of this Act,
17 the Secretary shall seek to employ not fewer than 15
18 additional personnel in the Bureau of Medical Serv-
19 ices, compared to the number of personnel employed
20 as of the date of the enactment of this Act.

21 (b) **STUDY.—**The Secretary shall conduct a study on
22 the accessibility of mental health care providers and serv-
23 ices available to Department personnel, including an as-
24 sessment of—

1 (1) the accessibility of mental health care pro-
2 viders at diplomatic posts and in the United States;

3 (2) the accessibility of inpatient services for
4 mental health care for Department personnel;

5 (3) steps that may be taken to improve such ac-
6 cessibility;

7 (4) the impact of the COVID–19 pandemic on
8 the mental health of Department personnel, particu-
9 larly those who served abroad between March 1,
10 2020, and December 31, 2022, and Locally Em-
11 ployed Staff, where information is available;

12 (5) recommended steps to improve the manner
13 in which the Department advertises mental health
14 services to the workforce; and

15 (6) additional authorities and resources needed
16 to better meet the mental health needs of Depart-
17 ment personnel.

18 (c) REPORT.—Not later than 180 days after the date
19 of the enactment of this Act, the Secretary shall submit
20 to appropriate congressional committees a report con-
21 taining the findings of the study under subsection (b).

22 **SEC. 224. EMERGENCY BACK-UP CARE.**

23 (a) IN GENERAL.—The Secretary and the Adminis-
24 trator for the United States Agency for International De-
25 velopment are authorized to provide for unanticipated

1 non-medical care, including childcare, eldercare, and es-
2 sential services directly related to caring for an acute in-
3 jury or illness, for USAID and Department employees and
4 their family members, including through the provision of
5 such non-medical services, referrals to care providers, and
6 reimbursement of reasonable expenses for such services.

7 (b) LIMITATION.—Services provided pursuant to this
8 section shall not exceed \$2,000,000 per fiscal year.

9 **SEC. 225. AUTHORITY TO PROVIDE SERVICES TO NON-**
10 **CHIEF OF MISSION PERSONNEL.**

11 Section 904 of the Foreign Service Act of 1980 (22
12 U.S.C. 4084) is amended—

13 (1) in subsection (g), by striking “abroad for
14 employees and eligible family members” and insert-
15 ing “under this section”; and

16 (2) by adding at the end the following new sub-
17 section:

18 “(a) PHYSICAL AND MENTAL HEALTH CARE SERV-
19 ICES IN SPECIAL CIRCUMSTANCES.—

20 “(1) IN GENERAL.—The Secretary is authorized
21 to direct health care providers employed under sub-
22 section (c) of this section to furnish physical and
23 mental health care services to an individual other-
24 wise ineligible for services under this section if nec-
25 essary to preserve life or limb or if intended to facili-

1 tate an overseas evacuation, recovery, or return.
2 Such services may be provided incidental to the fol-
3 lowing activities:

4 “(A) Activities undertaken abroad pursu-
5 ant to section 3 and section 4 of the State De-
6 partment Basic Authorities Act of 1956 (22
7 U.S.C. 2670, 2671).

8 “(B) Recovery of hostages or of wrongfully
9 or unlawfully detained individuals abroad, in-
10 cluding pursuant to section 302 of the Robert
11 Levinson Hostage Recovery and Hostage-Tak-
12 ing Accountability Act (22 U.S.C. 1741).

13 “(C) Secretarial dispatches to international
14 disaster sites deployed pursuant to section 207
15 of the Aviation Security Improvement Act of
16 1990 (22 U.S.C. 5506).

17 “(D) Deployments undertaken pursuant to
18 section 606(a)(6)(A)(iii) of the Secure Embassy
19 Construction and Counterterrorism Act of 1999
20 (22 U.S.C. 4865(a)(6)(A)(iii)).

21 “(2) PRIORITIZATION OF OTHER FUNCTIONS.—
22 The Secretary shall prioritize the allocation of De-
23 partment resources to the health care program de-
24 scribed in subsections (a) through (g) above the
25 functions described in paragraph (1).

1 (ii) in the United States to a place
2 outside the United States; or

3 (iii) outside the United States to an-
4 other place outside the United States.

5 (2) LIMITATION.—An amount paid pursuant to
6 paragraph (1) for transportation by a foreign carrier
7 may not be greater than the amount that would oth-
8 erwise have been paid had the transportation been
9 on an air carrier holding a certificate under section
10 41102 had that carrier been willing and able to pro-
11 vide such transportation. If the amount that would
12 otherwise have been paid to such an air carrier is
13 less than the cost of transportation on the applicable
14 foreign carrier, the Department personnel may pay
15 the difference of such amount.

16 (3) DOMESTIC ANIMAL DEFINED.—In this sub-
17 section, the term “domestic animal” means a dog or
18 a cat.

19 **SEC. 227. ENHANCED AUTHORITIES TO PROTECT LOCALLY**
20 **EMPLOYED STAFF DURING EMERGENCIES.**

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

23 (1) locally employed staff provide essential con-
24 tributions at United States diplomatic and consular
25 posts around the world, including by providing—

1 (A) security to United States government
2 personnel serving in the country;

3 (B) advice, expertise, and other services for
4 the promotion of political, economic, public af-
5 fairs, commercial, security, and other interests
6 of critical importance to the United States;

7 (C) a wide range of logistical and adminis-
8 trative support to every office in each mission
9 working to advance United States interests
10 around the world, including services and sup-
11 port vital to the upkeep and maintenance of
12 United States missions;

13 (D) consular services to support the wel-
14 fare and well-being of United States citizens
15 and to provide for the expeditious processing of
16 visa applications;

17 (E) institutional memory on a wide range
18 of embassy engagements on bilateral issues; and

19 (F) enduring connections to host country
20 contacts, both inside and outside the host gov-
21 ernment, including within media, civil society,
22 the business community, academia, the armed
23 forces, and elsewhere; and

24 (2) locally employed staff make important con-
25 tributions that should warrant the United States

1 Government to give due consideration for their secu-
2 rity and safety when diplomatic missions face emer-
3 gency situations.

4 (b) AUTHORIZATION TO PROVIDE EMERGENCY SUP-
5 PORT.—In emergency situations, in addition to other au-
6 thorities that may be available in emergencies or other exi-
7 gent circumstances, the Secretary is authorized to use
8 funds made available to the Department to provide sup-
9 port to ensure the safety and security of locally employed
10 staff and their immediate family members, including for—

11 (1) providing transport or relocating locally em-
12 ployed staff and their immediate family members to
13 a safe and secure environment;

14 (2) providing short-term housing or lodging for
15 up to six months for locally employed staff and their
16 immediate family members;

17 (3) procuring or providing other essential items
18 and services to support the safety and security of lo-
19 cally employed staff and their immediate family
20 members.

21 (c) TEMPORARY HOUSING.—To ensure the safety
22 and security of locally employed staff and their immediate
23 family members consistent with this section, Chiefs of Mis-
24 sions are authorized to allow locally employed staff and
25 their immediate family members to reside temporarily in

1 the residences of United States direct hire employees, ei-
2 ther in the host country or other countries, provided that
3 such stays are offered voluntarily by United States direct
4 hire employees.

5 (d) FOREIGN AFFAIRS MANUAL.—Not later than 180
6 days after the date of the enactment of this Act, the Sec-
7 retary shall amend the Foreign Affairs Manual to reflect
8 the authorizations and requirements of this section.

9 (e) EMERGENCY SITUATION DEFINED.—In this sec-
10 tion, the term “emergency situation” means armed con-
11 flict, civil unrest, natural disaster, or other types of insta-
12 bility that pose a threat to the safety and security of lo-
13 cally employed staff, particularly when and if a United
14 States diplomatic or consular post must suspend oper-
15 ations.

16 (f) REPORT.—

17 (1) IN GENERAL.—Not later than 180 days
18 after the date of the enactment of this Act, the Sec-
19 retary shall submit to the appropriate congressional
20 committees, the Committee on Appropriations of the
21 Senate, and the Committee on Appropriations of the
22 House of Representatives a report describing prior
23 actions the Department has taken with regard to lo-
24 cally employed staff and their immediate family
25 members following suspensions or closures of United

1 States diplomatic posts over the prior 10 years, in-
2 cluding Kyiv, Kabul, Minsk, Khartoum, and Juba.

3 (2) ELEMENTS.—The report required under
4 paragraph (1) shall—

5 (A) describe any actions the Department
6 took to assist locally employed staff and their
7 immediate family members;

8 (B) identify any obstacles that made pro-
9 viding support or assistance to locally employed
10 staff and their immediate family members dif-
11 ficult;

12 (C) examine lessons learned and propose
13 recommendations to better protect the safety
14 and security of locally employed staff and their
15 family members, including any additional au-
16 thorities that may be required; and

17 (D) provide an analysis of and offer rec-
18 ommendations on any other steps that could
19 improve efforts to protect the safety and secu-
20 rity of locally employed staff and their imme-
21 diate family members.

22 **SEC. 228. INTERNET AT HARDSHIP POSTS.**

23 Section 3 of the State Department Basic Authorities
24 Act of 1956 (22 U.S.C. 2670) is amended—

1 (1) in subsection (l), by striking “; and” and in-
2 serting a semicolon;

3 (2) in subsection (m) by striking the period at
4 the end and by inserting “; and”; and

5 (3) by adding at the end the following new sub-
6 section:

7 “(n) pay expenses to provide internet services in resi-
8 dences owned or leased by the United States Government
9 in foreign countries for the use of Department personnel
10 where Department personnel receive a post hardship dif-
11 ferential equivalent to 30 percent or more above basic
12 compensation.”.

13 **SEC. 229. COMPETITIVE LOCAL COMPENSATION PLAN.**

14 (a) ESTABLISHMENT AND IMPLEMENTATION OF
15 PREVAILING WAGE RATES GOAL.—Section 401(a) of the
16 Department of State Authorities Act, fiscal year 2017 (22
17 U.S.C. 3968a(a)) is amended in the matter preceding
18 paragraph (1), by striking “periodically” and inserting
19 “every 3 years”.

20 (b) REPORT.—Not later than one year after the date
21 of the enactment of this Act, the Secretary shall submit
22 a report to the appropriate congressional committees that
23 includes—

24 (1) compensation (including position classifica-
25 tion) plans for locally employed staff based upon

1 prevailing wage rates and compensation practices for
2 corresponding types of positions in the locality of
3 employment; and

4 (2) an assessment of the feasibility and impact
5 of changing the prevailing wage rate goal for posi-
6 tions in the local compensation plan from the 50th
7 percentile to the 75th percentile.

8 **SEC. 230. SUPPORTING TANDEM COUPLES IN THE FOREIGN**
9 **SERVICE.**

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

12 (1) challenges finding and maintaining spousal
13 employment and family dissatisfaction are one of the
14 leading reasons employees cite for leaving the De-
15 partment;

16 (2) tandem Foreign Service personnel represent
17 important members of the Foreign Service commu-
18 nity, who act as force multipliers for our diplomacy;

19 (3) the Department can and should do more to
20 keep tandem couples posted together and consider
21 family member employment needs when assigning
22 tandem officers; and

23 (4) common sense steps providing more flexi-
24 bility in the assignments process would improve out-

1 comes for tandem officers without disadvantaging
2 other Foreign Service officers.

3 (b) DEFINITIONS.—In this section:

4 (1) FAMILY TOGETHERNESS.—The term “fam-
5 ily togetherness” means facilitating the placement of
6 Foreign Service personnel at the same United States
7 diplomatic post when both spouses are members of
8 a tandem couple of Foreign Service personnel.

9 (2) TANDEM FOREIGN SERVICE PERSONNEL;
10 TANDEM.—The terms “tandem Foreign Service per-
11 sonnel” and “tandem” mean a member of a couple
12 of which one spouse is a career or career candidate
13 employee of the Foreign Service and the other
14 spouse is a career or career candidate employee of
15 the Foreign Service or an employee of one of the
16 agencies authorized to use the Foreign Service Per-
17 sonnel System under section 202 of the Foreign
18 Service Act of 1980 (22 U.S.C. 3922).

19 (c) FAMILY TOGETHERNESS IN ASSIGNMENTS.—Not
20 later than 90 days after the date of enactment of this Act,
21 the Department shall amend and update its policies to fur-
22 ther promote the principle of family togetherness in the
23 Foreign Service, which shall include the following:

24 (1) ENTRY-LEVEL FOREIGN SERVICE PER-
25 SONNEL.—The Secretary shall adopt policies and

1 procedures to facilitate the assignment of entry-level
2 tandem Foreign Service personnel on directed as-
3 signments to the same diplomatic post or country as
4 their tandem spouse if they request to be assigned
5 to the same post or country. The Secretary shall
6 also provide a written justification to the requesting
7 personnel explaining any denial of a request that
8 would result in a tandem couple not serving together
9 at the same post or country.

10 (2) TENURED FOREIGN SERVICE PERSONNEL.—

11 The Secretary shall add family togetherness to the
12 criteria when making a needs of the Service deter-
13 mination, as defined by the Foreign Affairs Manual,
14 for the placement of tenured tandem Foreign Service
15 personnel at United States diplomatic posts.

16 (3) UPDATES TO ANTINEPOTISM POLICY.—The

17 Secretary shall update antinepotism policies so that
18 nepotism rules only apply when an employee and a
19 relative are placed into positions wherein they jointly
20 and exclusively control government resources, prop-
21 erty, or money or establish government policy.

22 (4) TEMPORARY SUPERVISION OF TANDEM

23 SPOUSE.—The Secretary shall update policies to
24 allow for a tandem spouse to temporarily supervise
25 another tandem spouse for up to 90 days in a cal-

1 endar year, including at a United States diplomatic
2 mission.

3 (d) REPORT.—Not later than 90 days after the date
4 of enactment of this Act, and annually thereafter for two
5 years, the Secretary shall submit to the appropriate con-
6 gressional committees a report that includes—

7 (1) the number of Foreign Service tandem cou-
8 ples currently serving;

9 (2) the number of Foreign Service tandems cur-
10 rently serving in separate locations, or, to the extent
11 possible, are on leave without pay (LWOP); and

12 (3) an estimate of the cost savings that would
13 result if all Foreign Service tandem couples were
14 placed at a single post.

15 **SEC. 231. ACCESSIBILITY AT DIPLOMATIC MISSIONS.**

16 Not later than 180 days after the date of the enact-
17 ment of this Act, the Department shall submit to the ap-
18 propriate congressional committees, the Committee on Ap-
19 propriations of the Senate, and the Committee on Appro-
20 priations of the House of Representatives a report that
21 includes—

22 (1) a list of the overseas United States diplo-
23 matic missions that, as of the date of the enactment
24 of this Act, are not readily accessible to and usable
25 by individuals with disabilities;

1 (2) any efforts in progress to make such mis-
2 sions readily accessible to and usable by individuals
3 with disabilities; and

4 (3) an estimate of the cost to make all such
5 missions readily accessible to and usable by individ-
6 uals with disabilities.

7 **SEC. 232. REPORT ON BREASTFEEDING ACCOMMODATIONS**
8 **OVERSEAS.**

9 Not later than 180 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) a detailed report on the Department’s ef-
13 forts to equip 100 percent of United States embas-
14 sies and consulates with dedicated lactation spaces,
15 other than bathrooms, that are shielded from view
16 and free from intrusion from coworkers and the pub-
17 lic for use by employees, including the expected de-
18 mand for such space as well as the status of such
19 rooms when there is no demand for such space; and

20 (2) a description of costs and other resources
21 needed to provide such spaces.

1 **SEC. 233. DETERMINING THE EFFECTIVENESS OF KNOWL-**
2 **EDGE TRANSFERS BETWEEN FOREIGN SERV-**
3 **ICE OFFICERS.**

4 The Secretary shall assess the effectiveness of knowl-
5 edge transfers between Foreign Service officers who are
6 departing from overseas positions and Foreign Service Of-
7 ficers who are arriving at such positions, and make rec-
8 ommendations for approving such knowledge transfers, as
9 appropriate, by—

10 (1) not later than 90 days after the date of the
11 enactment of this Act, conducting a written survey
12 of a representative sample of Foreign Service Offi-
13 cers working in overseas assignments that analyzes
14 the effectiveness of existing mechanisms to facilitate
15 transitions, including training, mentorship, informa-
16 tion technology, knowledge management, relation-
17 ship building, the role of locally employed staff, and
18 organizational culture; and

19 (2) not later than 120 days after the date of
20 the enactment of this Act, submitting to the Com-
21 mittee on Foreign Relations of the Senate and the
22 Committee on Foreign Affairs of the House of Rep-
23 resentatives a report that includes a summary and
24 analysis of results of the survey conducted pursuant
25 to paragraph (1) that—

1 (A) identifies best practices and areas for
2 improvement;

3 (B) describes the Department's method-
4 ology for determining which Foreign Service Of-
5 ficers should receive familiarization trips before
6 arriving at a new post;

7 (C) includes recommendations regarding
8 future actions the Department should take to
9 maximize effective knowledge transfer between
10 Foreign Service Officers;

11 (D) identifies any steps taken, or intended
12 to be taken, to implement such recommenda-
13 tions, including any additional resources or au-
14 thorities necessary to implement such rec-
15 ommendations; and

16 (E) provides recommendations to Congress
17 for legislative action to advance the priority de-
18 scribed in subparagraph (C).

19 **SEC. 234. EDUCATION ALLOWANCE FOR DEPENDENTS OF**
20 **DEPARTMENT OF STATE EMPLOYEES LO-**
21 **CATED IN UNITED STATES TERRITORIES.**

22 (a) IN GENERAL.—An individual employed by the
23 Department at a location described in subsection (b) shall
24 be eligible for a cost-of-living allowance for the education
25 of the dependents of such employee in an amount that

1 does not exceed the educational allowance authorized by
2 the Secretary of Defense for such location.

3 (b) LOCATION DESCRIBED.—A location is described
4 in this subsection if—

5 (1) such location is in a territory of the United
6 States; and

7 (2) the Secretary of Defense has determined
8 that schools available in such location are unable to
9 adequately provide for the education of—

10 (A) dependents of members of the Armed
11 Forces; or

12 (B) dependents of employees of the De-
13 partment of Defense.

14 **TITLE III—INFORMATION SECU-**
15 **RITY AND CYBER DIPLOMACY**

16 **SEC. 301. DATA-INFORMED DIPLOMACY.**

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

19 (1) In a rapidly evolving and digitally inter-
20 connected global landscape, access to and mainte-
21 nance of reliable, readily available data is key to in-
22 formed decisionmaking and diplomacy and therefore
23 should be considered a strategic asset.

24 (2) In order to achieve its mission in the 21st
25 century, the Department must adapt to these trends

1 by maintaining and providing timely access to high-
2 quality data at the time and place needed, while si-
3 multaneously cultivating a data-savvy workforce.

4 (3) Leveraging data science and data analytics
5 has the potential to improve the performance of the
6 Department's workforce by providing otherwise un-
7 known insights into program deficiencies, short-
8 comings, or other gaps in analysis.

9 (4) While innovative technologies such as artifi-
10 cial intelligence and machine learning have the po-
11 tential to empower the Department to analyze and
12 act upon data at scale, systematized, sustainable
13 data management and information synthesis remain
14 a core competency necessary for data-driven deci-
15 sionmaking.

16 (5) The goals set out by the Department's En-
17 terprise Data Council (EDC) as the areas of most
18 critical need for the Department, including Culti-
19 vating a Data Culture, Accelerating Decisions
20 through Analytics, Establishing Mission-Driven Data
21 Management, and Enhancing Enterprise Data Gov-
22 ernance, are laudable and will remain critical as the
23 Department develops into a data-driven agency.

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

1 (1) the Department should prioritize the re-
2 cruitment and retainment of top data science talent
3 in support of its data-informed diplomacy efforts as
4 well as its broader modernization agenda; and

5 (2) the Department should strengthen data flu-
6 ency among its workforce, promote data collabora-
7 tion across and within its bureaus, and enhance its
8 enterprise data oversight.

9 **SEC. 302. ESTABLISHMENT AND EXPANSION OF THE BU-**
10 **REAU CHIEF DATA OFFICER PROGRAM.**

11 (a) BUREAU CHIEF DATA OFFICER PROGRAM.—

12 (1) ESTABLISHMENT.—The Secretary shall es-
13 tablish a program, which shall be known as the “Bu-
14 reau Chief Data Officer Program” (referred to in
15 this section as the “Program”), overseen by the De-
16 partment’s Chief Data Officer. The Bureau Chief
17 Data Officers hired under this program shall report
18 to the Department’s Chief Data Officer.

19 (2) GOALS.—The goals of the Program shall in-
20 clude the following:

21 (A) Cultivating a data culture by pro-
22 moting data fluency and data collaboration
23 across the Department.

24 (B) Promoting increased data analytics use
25 in critical decisionmaking areas.

1 (C) Promoting data integration and stand-
2 ardization.

3 (D) Increasing efficiencies across the De-
4 partment by incentivizing acquisition of enter-
5 prise data solutions and subscription data serv-
6 ices to be shared across bureaus and offices and
7 within bureaus.

8 (b) IMPLEMENTATION PLAN.—Not later than 180
9 days after the date of the enactment of this Act, the Sec-
10 retary shall submit to the appropriate congressional com-
11 mittees, the Committee on Appropriations of the Senate,
12 and the Committee on Appropriations of the House of
13 Representatives an implementation plan that outlines
14 strategies for—

15 (1) advancing the goals described in subsection

16 (a)(2);

17 (2) hiring Bureau Chief Data Officers at the
18 GS-14 or GS-15 grade or a similar rank;

19 (3) assigning at least one Bureau Chief Data
20 Officer to—

21 (A) each regional bureau of the Depart-
22 ment;

23 (B) the Bureau of International Organiza-
24 tion Affairs;

25 (C) the Office of the Chief Economist;

1 (D) the Office of the Science and Tech-
2 nology Advisor;

3 (E) the Bureau of Cyber and Digital Pol-
4 icy;

5 (F) the Bureau of Diplomatic Security;

6 (G) the Bureau for Global Talent Manage-
7 ment; and

8 (H) the Bureau of Consular Affairs; and

9 (4) allocation of necessary resources to sustain
10 the Program.

11 (c) ASSIGNMENT.—In implementing the Bureau
12 Chief Data Officer Program, Bureaus may not dual-hat
13 currently employed personnel as Bureau Chief Data Offi-
14 cers.

15 (d) ANNUAL REPORTING REQUIREMENT.—Not later
16 than 180 days after the date of the enactment of this Act,
17 and annually thereafter for the following 3 years, the Sec-
18 retary shall submit a report to the appropriate congres-
19 sional committees regarding the status of the implementa-
20 tion plan required under subsection (b).

21 **SEC. 303. TASK FORCE TO ADDRESS ARTIFICIAL INTEL-**
22 **LIGENCE-ENABLED INFLUENCE OPERATIONS.**

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

1 (1) the rapid development of publicly available,
2 affordable generative artificial intelligence (AI) tech-
3 nology, including the use of large language models
4 (LLM) to fuel natural language processing applica-
5 tions, has the potential to fundamentally alter the
6 nature of disinformation and propaganda campaigns
7 by enabling finely tailored, auto-generated
8 disinformation swiftly, in any language, at scale, and
9 at low-costs;

10 (2) academia and private industry, including so-
11 cial media platforms, play a critical role in estab-
12 lishing safeguards for powerful, publicly available
13 tools for producing AI-generated content, and it is
14 in the United States national security interest to en-
15 sure that these technologies are not misused by for-
16 eign malign actors to enhance influence operations
17 abroad;

18 (3) the ability to identify, track, and label origi-
19 nal text, audio, and visual content is becoming in-
20 creasingly vital to United States national interests
21 as sophisticated AI-generated content creation be-
22 comes increasingly available to the public at low
23 costs;

24 (4) coalitions such as the Content Authenticity
25 Initiative (CAI) and the Coalition for Content Prove-

1 nance and Authority (C2PA) play important roles in
2 establishing open industry standards for content au-
3 thenticity and digital content provenance, which will
4 become increasingly vulnerable to manipulation and
5 distortion through AI-powered tools; and

6 (5) the Department, as the lead agency for
7 United States public diplomacy, should work within
8 the interagency process to develop a common ap-
9 proach to United States international engagement
10 on issues related to AI-enabled disinformation.

11 (b) STATEMENT OF POLICY.—It shall be the policy
12 of the United States—

13 (1) to share knowledge with allies and partners
14 of instances when foreign state actors have leveraged
15 generative AI to augment disinformation campaigns
16 or propaganda;

17 (2) to work with private industry and academia
18 to mitigate the risks associated with public research
19 on generative AI technologies; and

20 (3) to support efforts in developing digital con-
21 tent provenance detection techniques and tech-
22 nologies in line with United States national security
23 interests.

24 (c) ESTABLISHMENT OF COUNTERING AI-ENABLED
25 DISINFORMATION TASK FORCE.—

1 (1) ESTABLISHMENT.—Not later than 180 days
2 after the date of the enactment of this Act, the Sec-
3 retary shall establish within the Department a Coun-
4 tering AI-Enabled Disinformation Task Force (re-
5 ferred to in this section as the “Task Force”) to—

6 (A) identify potential responses to the
7 growing threat of AI-enabled disinformation
8 and its use by foreign state actors to augment
9 influence operations and disinformation cam-
10 paigns;

11 (B) work closely with private industry and
12 academia to identify and coordinate efforts in
13 developing digital content provenance detection
14 techniques and technologies;

15 (C) develop the Department’s internal co-
16 ordination across regional and functional bu-
17 reaus on the issue of AI-enabled disinformation;

18 (D) develop a unified approach to inter-
19 national coordination on—

20 (i) establishing standards around dig-
21 ital content provenance techniques and
22 technologies, specifically as it relates to
23 countering AI-enabled disinformation cam-
24 paign; and

1 (ii) assessing the potential for estab-
2 lishing frameworks around the prolifera-
3 tion of tools that facilitate AI-enabled
4 disinformation; and

5 (E) identify any additional tools or re-
6 sources necessary to enhance the Department's
7 ability to—

8 (i) detect AI-enabled foreign
9 disinformation and propaganda;

10 (ii) rapidly produce original counter-
11 messaging to address AI-enabled
12 disinformation campaigns;

13 (iii) expand digital literacy program-
14 ming abroad to include education on how
15 media consumers in recipient countries can
16 identify and inoculate themselves from syn-
17 thetically produced media; and

18 (iv) coordinate and collaborate with
19 other governments, international organiza-
20 tions, civil society, the private sector, and
21 others, as necessary.

22 (2) MEMBERSHIP.—The Task Force shall be
23 comprised of a representative from relevant offices,
24 as determined by the Secretary, including—

1 (A) the Bureau of Cyberspace and Digital
2 Policy;

3 (B) the Under Secretary for Public Diplo-
4 macy and Public Affairs;

5 (C) the Global Engagement Center;

6 (D) the Office of the Science and Tech-
7 nology Advisor to the Secretary;

8 (E) the Bureau of Oceans and Inter-
9 national Environmental and Scientific Affairs;

10 (F) the Bureau for Intelligence and Re-
11 search;

12 (G) the Center for Analytics of the Office
13 of Management Strategy and Solutions;

14 (H) the Foreign Service Institute School of
15 Applied Information Technology; and

16 (I) any others the Secretary determines
17 appropriate.

18 (d) TASK FORCE REPORT.—Not later than one year
19 after the date of the enactment of this Act, the Secretary
20 shall submit a report to the appropriate congressional
21 committees on the establishment and progress of the Task
22 Force’s work, including in pursuit of the objectives de-
23 scribed in subsection(c)(1).

24 (e) DEFINITIONS.—In this section:

1 (1) ARTIFICIAL INTELLIGENCE.—The term “ar-
2 tificial intelligence” has the meaning given that term
3 in section 238(g) of the John S. McCain National
4 Defense Authorization Act for Fiscal Year 2019
5 (Public Law 115–232; 10 U.S.C. 4001 note).

6 (2) DIGITAL CONTENT PROVENANCE.—The
7 term “digital content provenance” means the
8 verifiable chronology of the origin and history of a
9 piece of digital content, such as an image, video,
10 audio recording, or electronic document.

11 **SEC. 304. ESTABLISHMENT OF THE CHIEF ARTIFICIAL IN-**
12 **TELLIGENCE OFFICER OF THE DEPARTMENT**
13 **OF STATE.**

14 Section 1 of the State Department Basic Authorities
15 Act of 1956 (22 U.S.C. 2651a) is amended by adding at
16 the end the following new subsection:

17 “(n) CHIEF ARTIFICIAL INTELLIGENCE OFFICER.—

18 “(1) IN GENERAL.—There shall be within the
19 Department of State a Chief Artificial Intelligence
20 Officer, which may be dual-hatted as the Depart-
21 ment’s Chief Data Officer, who shall be a member
22 of the Senior Executive Service.

23 “(2) DUTIES DESCRIBED.—The principal duties
24 and responsibilities of the Chief Artificial Intel-
25 ligence Officer shall be—

1 “(A) to evaluate, oversee, and, if appro-
2 priate, facilitate the responsible adoption of ar-
3 tificial intelligence (AI) and machine learning
4 applications to help inform decisions by policy-
5 makers and to support programs and manage-
6 ment operations of the Department of State;
7 and

8 “(B) to act as the principal advisor to the
9 Secretary of State on the ethical use of AI and
10 advanced analytics in conducting data-informed
11 diplomacy.

12 “(3) QUALIFICATIONS.—The Chief Artificial In-
13 telligence Officer should be an individual with dem-
14 onstrated skill and competency in—

15 “(A) the use and application of data ana-
16 lytics, AI, and machine learning; and

17 “(B) transformational leadership and orga-
18 nizational change management, particularly
19 within large, complex organizations.

20 “(4) PARTNER WITH THE CHIEF INFORMATION
21 OFFICER ON SCALING ARTIFICIAL INTELLIGENCE
22 USE CASES.—To ensure alignment between the Chief
23 Artificial Intelligence Officer and the Chief Informa-
24 tion Officer, the Chief Information Officer will con-
25 sult with the Chief Artificial Intelligence Officer on

1 best practices for rolling out and scaling AI capabili-
2 ties across the Bureau of Information and Resource
3 Management’s broader portfolio of software applica-
4 tions.

5 “(5) ARTIFICIAL INTELLIGENCE DEFINED.—In
6 this subsection, the term ‘artificial intelligence’ has
7 the meaning given the term in section 238(g) of the
8 National Defense Authorization Act for Fiscal Year
9 2019 (Public Law 115–232; 10 U.S.C. 4001 note).”.

10 **SEC. 305. STRENGTHENING THE CHIEF INFORMATION OFFI-
11 CER OF THE DEPARTMENT OF STATE.**

12 (a) IN GENERAL.—The Chief Information Officer of
13 the Department shall be consulted on all decisions to ap-
14 prove or disapprove, significant new unclassified informa-
15 tion technology expenditures, including software, of the
16 Department, including expenditures related to information
17 technology acquired, managed, and maintained by other
18 bureaus and offices within the Department, in order to—

19 (1) encourage the use of enterprise software
20 and information technology solutions where such so-
21 lutions exist or can be developed in a timeframe and
22 manner consistent with maintaining and enhancing
23 the continuity and improvement of Department op-
24 erations;

1 (2) increase the bargaining power of the De-
2 partment in acquiring information technology solu-
3 tions across the Department;

4 (3) reduce the number of redundant Authorities
5 to Operate (ATO), which, instead of using one ATO-
6 approved platform across bureaus, requires multiple
7 ATOs for software use cases across different bu-
8 reaus;

9 (4) enhance the efficiency, reduce redundancy,
10 and increase interoperability of the use of informa-
11 tion technology across the enterprise of the Depart-
12 ment;

13 (5) enhance training and alignment of informa-
14 tion technology personnel with the skills required to
15 maintain systems across the Department;

16 (6) reduce costs related to the maintenance of,
17 or effectuate the retirement of, legacy systems;

18 (7) ensure the development and maintenance of
19 security protocols regarding the use of information
20 technology solutions and software across the Depart-
21 ment; and

22 (8) improve end-user training on the operation
23 of information technology solutions and to enhance
24 end-user cybersecurity practices.

1 (b) STRATEGY AND IMPLEMENTATION PLAN RE-
2 QUIRED.—

3 (1) IN GENERAL.—Not later than 180 days
4 after the date of the enactment of this Act, the
5 Chief Information Officer of the Department shall
6 develop, in consultation with relevant bureaus and
7 offices as appropriate, a strategy and a 5-year im-
8 plementation plan to advance the objectives de-
9 scribed in subsection (a).

10 (2) CONSULTATION.—No later than one year
11 after the date of the enactment of this Act, the
12 Chief Information Officer shall submit the strategy
13 required by this subsection to the appropriate con-
14 gressional committees and shall consult with the ap-
15 propriate congressional committees, not less than on
16 an annual basis for 5 years, regarding the progress
17 related to the implementation plan required by this
18 subsection.

19 (c) IMPROVEMENT PLAN FOR THE BUREAU FOR IN-
20 FORMATION RESOURCES MANAGEMENT.—

21 (1) IN GENERAL.—Not later than 180 days
22 after the date of the enactment of this Act, the
23 Chief Information Officer shall develop policies and
24 protocols to improve the customer service orienta-
25 tion, quality and timely delivery of information tech-

1 nology solutions, and training and support for bu-
2 reau and office-level information technology officers.

3 (2) SURVEY.—Not later than one year after the
4 date of the enactment of this Act, and annually
5 thereafter for five years, the Chief Information Offi-
6 cer shall undertake a client satisfaction survey of bu-
7 reau information technology officers to obtain feed-
8 back on metrics related to—

9 (A) customer service orientation of the Bu-
10 reau of Information Resources Management;

11 (B) quality and timelines of capabilities de-
12 livered;

13 (C) maintenance and upkeep of informa-
14 tion technology solutions;

15 (D) training and support for senior bureau
16 and office-level information technology officers;
17 and

18 (E) other matters which the Chief Infor-
19 mation Officer, in consultation with client bu-
20 reaus and offices, determine appropriate.

21 (3) SUBMISSION OF FINDINGS.—Not later than
22 60 days after completing each survey required under
23 paragraph (2), the Chief Information Officer shall
24 submit a summary of the findings to the appropriate
25 congressional committees.

1 (d) SIGNIFICANT EXPENDITURE DEFINED.—For
2 purposes of this section, the term “significant expendi-
3 ture” means any cumulative expenditure in excess of
4 \$250,000 total in a single fiscal year for a new unclassified
5 software or information technology capability.

6 **SEC. 306. SENSE OF CONGRESS ON STRENGTHENING EN-**
7 **TERPRISE GOVERNANCE.**

8 It is the sense of Congress that in order to modernize
9 the Department, enterprise-wide governance regarding
10 budget and finance, information technology, and the cre-
11 ation, analysis, and use of data across the Department is
12 necessary to better align resources to strategy, including
13 evaluating trade-offs, and to enhance efficiency and secu-
14 rity in using data and technology as tools to inform and
15 evaluate the conduct of United States foreign policy.

16 **SEC. 307. DIGITAL CONNECTIVITY AND CYBERSECURITY**
17 **PARTNERSHIP.**

18 (a) DIGITAL CONNECTIVITY AND CYBERSECURITY
19 PARTNERSHIP.—The Secretary is authorized to establish
20 a program, which may be known as the “Digital
21 Connectivity and Cybersecurity Partnership”, to help for-
22 eign countries—

23 (1) expand and increase secure internet access
24 and digital infrastructure in emerging markets, in-
25 cluding demand for and availability of high-quality

1 information and communications technology (ICT)
2 equipment, software, and services;

3 (2) protect technological assets, including data;

4 (3) adopt policies and regulatory positions that
5 foster and encourage open, interoperable, reliable,
6 and secure internet, the free flow of data, multi-
7 stakeholder models of internet governance, and pro-
8 competitive and secure ICT policies and regulations;

9 (4) access United States exports of ICT goods
10 and services;

11 (5) expand interoperability and promote the di-
12 versification of ICT goods and supply chain services
13 to be less reliant on PRC imports;

14 (6) promote best practices and common stand-
15 ards for a national approach to cybersecurity; and

16 (7) advance other priorities consistent with
17 paragraphs (1) through (6), as determined by the
18 Secretary.

19 (b) USE OF FUNDS.—Funds made available to carry
20 out this section, including unexpended funds from fiscal
21 years 2018 through 2022, may be used to strengthen civil-
22 ian cybersecurity and information and communications
23 technology capacity, including participation of foreign law
24 enforcement and military personnel in non-military activi-
25 ties, notwithstanding any other provision of law, provided

1 that such support is essential to enabling civilian and law
2 enforcement of cybersecurity and information and commu-
3 nication technology related activities in their respective
4 countries.

5 (c) IMPLEMENTATION PLAN.—Not later than 180
6 days after the date of the enactment of this Act, the Sec-
7 retary shall submit to the appropriate congressional com-
8 mittees an implementation plan for the coming year to ad-
9 vance the goals identified in subsection (a).

10 (d) CONSULTATION.—In developing and
11 operationalizing the implementation plan required under
12 subsection (c), the Secretary shall consult with—

13 (1) the appropriate congressional committees,
14 the Committee on Appropriations of the Senate, and
15 the Committee on Appropriations of the House of
16 Representatives;

17 (2) United States industry leaders;

18 (3) other relevant technology experts, including
19 the Open Technology Fund;

20 (4) representatives from relevant United States
21 Government agencies; and

22 (5) representatives from like-minded allies and
23 partners.

24 (e) AUTHORIZATION OF APPROPRIATIONS.—There is
25 authorized to be appropriated \$100,000,000 for each of

1 fiscal years 2024 through 2028 to carry out this section.
2 Such funds, including funds authorized to be appropriated
3 under the heading “Economic Support Fund”, may be
4 made available, notwithstanding any other provision of law
5 to strengthen civilian cybersecurity and information and
6 communications technology capacity, including for partici-
7 pation of foreign law enforcement and military personnel
8 in non-military activities, and for contributions. Such
9 funds shall remain available until expended.

10 **SEC. 308. ESTABLISHMENT OF A CYBERSPACE, DIGITAL**
11 **CONNECTIVITY, AND RELATED TECH-**
12 **NOLOGIES (CDT) FUND.**

13 Part II of the Foreign Assistance Act of 1961 (22
14 U.S.C. 2301 et seq.) is amended by adding at the end
15 the following new chapter:

16 **“CHAPTER 10—CYBERSPACE, DIGITAL**
17 **CONNECTIVITY, AND RELATED TECH-**
18 **NOLOGIES (CDT) FUND**

19 **“SEC. 591. FINDINGS.**

20 “Congress makes the following findings:

21 “(1) Increasingly digitized and interconnected
22 social, political, and economic systems have intro-
23 duced new vulnerabilities for malicious actors to ex-
24 ploit, which threatens economic and national secu-
25 rity.

1 “(2) The rapid development, deployment, and
2 integration of information and communication tech-
3 nologies into all aspects of modern life bring mount-
4 ing risks of accidents and malicious activity involv-
5 ing such technologies, and their potential con-
6 sequences.

7 “(3) Because information and communication
8 technologies are globally manufactured, traded, and
9 networked, the economic and national security of the
10 United State depends greatly on cybersecurity prac-
11 tices of other actors, including other countries.

12 “(4) United States assistance to countries and
13 international organizations to bolster civilian capac-
14 ity to address national cybersecurity and deterrence
15 in cyberspace can help—

16 “(A) reduce vulnerability in the informa-
17 tion and communication technologies ecosystem;
18 and

19 “(B) advance national and economic secu-
20 rity objectives.

1 **“SEC. 592. AUTHORIZATION OF ASSISTANCE AND FUNDING**
2 **FOR CYBERSPACE, DIGITAL CONNECTIVITY,**
3 **AND RELATED TECHNOLOGIES (CDT) CAPAC-**
4 **ITY BUILDING ACTIVITIES.**

5 “(a) **AUTHORIZATION.**—The Secretary of State is au-
6 thORIZED to provide assistance to foreign governments and
7 organizations, including national, regional, and inter-
8 national institutions, on such terms and conditions as the
9 Secretary may determine, in order to—

10 “(1) advance a secure and stable cyberspace;

11 “(2) protect and expand trusted digital eco-
12 systems and connectivity;

13 “(3) build the cybersecurity capacity of partner
14 countries and organizations; and

15 “(4) ensure that the development of standards
16 and the deployment and use of technology supports
17 and reinforces human rights and democratic values,
18 including through the Digital Connectivity and Cy-
19 bersecurity Partnership.

20 “(b) **SCOPE OF USES.**—Assistance under this section
21 may include programs to—

22 “(1) advance the adoption and deployment of
23 secure and trustworthy information and communica-
24 tions technology (ICT) infrastructure and services,
25 including efforts to grow global markets for secure

1 ICT goods and services and promote a more diverse
2 and resilient ICT supply chain;

3 “(2) provide technical and capacity building as-
4 sistance to—

5 “(A) promote policy and regulatory frame-
6 works that create an enabling environment for
7 digital connectivity and a vibrant digital econ-
8 omy;

9 “(B) ensure technologies, including related
10 new and emerging technologies, are developed,
11 deployed, and used in ways that support and re-
12 inforce democratic values and human rights;

13 “(C) promote innovation and competition;
14 and

15 “(D) support digital governance with the
16 development of rights-respecting international
17 norms and standards;

18 “(3) help countries prepare for, defend against,
19 and respond to malicious cyber activities, including
20 through—

21 “(A) the adoption of cybersecurity best
22 practices;

23 “(B) the development of national strategies
24 to enhance cybersecurity;

1 “(C) the deployment of cybersecurity tools
2 and services to increase the security, strength,
3 and resilience of networks and infrastructure;

4 “(D) support for the development of cyber-
5 security watch, warning, response, and recovery
6 capabilities, including through the development
7 of cybersecurity incident response teams;

8 “(E) support for collaboration with the Cy-
9 bersecurity and Infrastructure Security Agency
10 (CISA) and other relevant Federal agencies to
11 enhance cybersecurity;

12 “(F) programs to strengthen allied and
13 partner governments’ capacity to detect, inves-
14 tigate, deter, and prosecute cybercrimes;

15 “(G) programs to provide information and
16 resources to diplomats engaging in discussions
17 and negotiations around international law and
18 capacity building measures related to cybersecu-
19 rity;

20 “(H) capacity building for cybersecurity
21 partners, including law enforcement and mili-
22 tary entities as described in subsection (f);

23 “(I) programs that enhance the ability of
24 relevant stakeholders to act collectively against
25 shared cybersecurity threats;

1 “(J) the advancement of programs in sup-
2 port of the Framework of Responsible State Be-
3 havior in Cyberspace; and

4 “(K) the fortification of deterrence instru-
5 ments in cyberspace; and

6 “(4) such other purpose and functions as the
7 Secretary of State may designate.

8 “(c) RESPONSIBILITY FOR POLICY DECISIONS AND
9 JUSTIFICATION.—The Secretary of State shall be respon-
10 sible for policy decisions regarding programs under this
11 chapter, with respect to—

12 “(1) whether there will be cybersecurity and
13 digital capacity building programs for a foreign
14 country or entity operating in that country;

15 “(2) the amount of funds for each foreign coun-
16 try or entity; and

17 “(3) the scope and nature of such uses of fund-
18 ing.

19 “(d) DETAILED JUSTIFICATION FOR USES AND PUR-
20 POSES OF FUNDS.—The Secretary of State shall provide,
21 on an annual basis, a detailed justification for the uses
22 and purposes of the amounts provided under this chapter,
23 including information concerning—

24 “(1) the amounts and kinds of grants;

1 “(2) the amounts and kinds of budgetary sup-
2 port provided, if any; and

3 “(3) the amounts and kinds of project assist-
4 ance provided for what purpose and with such
5 amounts.

6 “(e) ASSISTANCE AND FUNDING UNDER OTHER AU-
7 THORITIES.—The authority granted under this section to
8 provide assistance or funding for countries and organiza-
9 tions does not preclude the use of funds provided to carry
10 out other authorities also available for such purpose.

11 “(f) AVAILABILITY OF FUNDS.—Amounts appro-
12 priated to carry out this chapter may be used, notwith-
13 standing any other provision of law, to strengthen civilian
14 cybersecurity and information and communications tech-
15 nology capacity, including participation of foreign law en-
16 forcement and military personnel in non-military activi-
17 ties, provided that such support is essential to enabling
18 civilian and law enforcement of cybersecurity and informa-
19 tion and communication technology related activities in
20 their respective countries.

21 “(g) NOTIFICATION REQUIREMENTS.—Funds made
22 available under this section shall be obligated in accord-
23 ance with the procedures applicable to reprogramming no-
24 tifications pursuant to section 634A of this Act.

1 **“SEC. 593. REVIEW OF EMERGENCY ASSISTANCE CAPACITY.**

2 “(a) IN GENERAL.—The Secretary of State, in con-
3 sultation as appropriate with other relevant Federal de-
4 partments and agencies is authorized to conduct a review
5 that—

6 “(1) analyzes the United States Government’s
7 capacity to promptly and effectively deliver emer-
8 gency support to countries experiencing major cyber-
9 security and ICT incidents;

10 “(2) identifies relevant factors constraining the
11 support referred to in paragraph (1); and

12 “(3) develops a strategy to improve coordina-
13 tion among relevant Federal agencies and to resolve
14 such constraints.

15 “(b) REPORT.—Not later than one year after the
16 date of the enactment of this chapter, the Secretary of
17 State shall submit a report to the Committee on Foreign
18 Relations of the Senate and the Committee on Foreign
19 Affairs of the House of Representatives that contains the
20 results of the review conducted pursuant to subsection (a).

21 **“SEC. 594. AUTHORIZATION OF APPROPRIATIONS.**

22 “There is authorized to be appropriated
23 \$150,000,000 during the 5-year period beginning on Octo-
24 ber 1, 2023, to carry out the purposes of this chapter.”.

1 **SEC. 309. CYBER PROTECTION SUPPORT FOR PERSONNEL**
2 **OF THE DEPARTMENT OF STATE IN POSI-**
3 **TIONS HIGHLY VULNERABLE TO CYBER AT-**
4 **TACK.**

5 (a) DEFINITIONS.—In this section:

6 (1) AT-RISK PERSONNEL.—The term “at-risk
7 personnel” means personnel of the Department—

8 (A) whom the Secretary determines to be
9 highly vulnerable to cyber attacks and hostile
10 information collection activities because of their
11 positions in the Department; and

12 (B) whose personal technology devices or
13 personal accounts are highly vulnerable to cyber
14 attacks and hostile information collection activi-
15 ties.

16 (2) PERSONAL ACCOUNTS.—The term “personal
17 accounts” means accounts for online and tele-
18 communications services, including telephone, resi-
19 dential internet access, email, text and multimedia
20 messaging, cloud computing, social media, health
21 care, and financial services, used by personnel of the
22 Department outside of the scope of their employ-
23 ment with the Department.

24 (3) PERSONAL TECHNOLOGY DEVICES.—The
25 term “personal technology devices” means tech-
26 nology devices used by personnel of the Department

1 outside of the scope of their employment with the
2 Department, including networks to which such de-
3 vices connect.

4 (b) REQUIREMENT TO PROVIDE CYBER PROTECTION
5 SUPPORT.—The Secretary, in consultation with the Direc-
6 tor of National Intelligence—

7 (1) shall offer cyber protection support for the
8 personal technology devices and personal accounts of
9 at-risk personnel; and

10 (2) may provide the support described in para-
11 graph (1) to any Department personnel who request
12 such support.

13 (c) NATURE OF CYBER PROTECTION SUPPORT.—
14 Subject to the availability of resources, the cyber protec-
15 tion support provided to personnel pursuant to subsection
16 (b) may include training, advice, assistance, and other
17 services relating to protection against cyber attacks and
18 hostile information collection activities.

19 (d) PRIVACY PROTECTIONS FOR PERSONAL DE-
20 VICES.—The Department is prohibited from accessing or
21 retrieving any information from any personal technology
22 device or personal account of Department employees re-
23 ceiving cyber protection support described by this section
24 unless—

1 (1) access or information retrieval is necessary
2 for carrying out the cyber protection support speci-
3 fied in this section; and

4 (2) the Department has received explicit con-
5 sent from the employee to access a personal tech-
6 nology device or personal account prior to each time
7 such device or account is accessed.

8 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
9 tion may be construed—

10 (1) to encourage Department personnel to use
11 personal technology devices for official business; or

12 (2) to authorize cyber protection support for
13 senior Department personnel using personal devices,
14 networks, and personal accounts in an official capac-
15 ity.

16 (f) REPORT.—Not later than 180 days after the date
17 of the enactment of this Act, the Secretary shall submit
18 a report to the appropriate congressional committees re-
19 garding the provision of cyber protection support pursuant
20 to subsection (b), which shall include—

21 (1) a description of the methodology used to
22 make the determination under subsection (a)(1); and

23 (2) guidance for the use of cyber protection
24 support and tracking of support requests for per-

1 sonnel receiving cyber protection support pursuant
2 to subsection (b).

3 **TITLE IV—ORGANIZATION AND**
4 **OPERATIONS**

5 **SEC. 401. PERSONAL SERVICES CONTRACTORS.**

6 (a) EXIGENT CIRCUMSTANCES AND CRISIS RE-
7 SPONSE.—To assist the Department in addressing and re-
8 sponding to exigent circumstances and urgent crises
9 abroad, the Department is authorized to employ, domesti-
10 cally and abroad, a limited number of personal services
11 contractors in order to meet exigent needs, subject to the
12 requirements of this section.

13 (b) AUTHORITY.—The authority to employ personal
14 services contractors is in addition to any existing authori-
15 ties to enter into personal services contracts and authority
16 provided in the Afghanistan Supplemental Appropriations
17 Act, 2022 (division C of Public Law 117–43).

18 (c) EMPLOYING AND ALLOCATION OF PERSONNEL.—
19 To meet the needs described in subsection (a) and subject
20 to the requirements in subsection (d), the Department
21 may—

22 (1) enter into contracts to employ a total of up
23 to 100 personal services contractors at any given
24 time for each of fiscal years 2024, 2025, and 2026;
25 and

1 (2) allocate up to 20 personal services contrac-
2 tors to a given bureau, without regard to the sources
3 of funding such office relies on to compensate indi-
4 viduals.

5 (d) LIMITATION.—Employment authorized by this
6 section shall not exceed two calendar years.

7 (e) NOTIFICATION AND REPORTING TO CONGRESS.—

8 (1) NOTIFICATION.—Not later than 15 days
9 after the use of authority under this section, the
10 Secretary shall notify the appropriate congressional
11 committees, the Committee on Appropriations of the
12 Senate, and the Committee on Appropriations of the
13 House of Representatives of the number of personal
14 services contractors being employed, the expected
15 length of employment, the relevant bureau, the pur-
16 pose for using personal services contractors, and the
17 justification, including the exigent circumstances re-
18 quiring such use.

19 (2) ANNUAL REPORTING.—Not later than 60
20 days after the end of each fiscal year, the Depart-
21 ment shall submit to the appropriate congressional
22 committees, the Committee on Appropriations of the
23 Senate, and the Committee on Appropriations of the
24 House of Representatives a report describing the
25 number of personal services contractors employed

1 pursuant to this section for the prior fiscal year, the
2 length of employment, the relevant bureau by which
3 they were employed pursuant to this section, the
4 purpose for using personal services contractors,
5 disaggregated demographic data of such contractors,
6 and the justification for the employment, including
7 the exigent circumstances.

8 **SEC. 402. HARD-TO-FILL POSTS.**

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

11 (1) the number of hard-to-fill vacancies at
12 United States diplomatic missions is far too high,
13 particularly in Sub-Saharan Africa;

14 (2) these vacancies—

15 (A) adversely impact the Department’s
16 execution of regional strategies;

17 (B) hinder the ability of the United States
18 to effectively compete with strategic competi-
19 tors, such as the People’s Republic of China
20 and the Russian Federation; and

21 (C) present a clear national security risk to
22 the United States; and

23 (3) if the Department is unable to incentivize
24 officers to accept hard-to-fill positions, the Depart-
25 ment should consider directed assignments, particu-

1 larly for posts in Africa, and other means to more
2 effectively advance the national interests of the
3 United States.

4 (b) REPORT ON DEVELOPMENT OF INCENTIVES FOR
5 HARD-TO-FILL POSTS.—Not later than 180 days after the
6 date of the enactment of this Act, the Secretary shall sub-
7 mit a report to the appropriate congressional committees
8 on efforts to develop new incentives for hard-to-fill posi-
9 tions at United States diplomatic missions. The report
10 shall include a description of the incentives developed to
11 date and proposals to try to more effectively fill hard-to-
12 fill posts.

13 (c) STUDY ON FEASIBILITY OF ALLOWING NON-CON-
14 SULAR FOREIGN SERVICE OFFICERS GIVEN DIRECTED
15 CONSULAR POSTS TO VOLUNTEER FOR HARD-TO-FILL
16 POSTS IN UNDERSTAFFED REGIONS.—

17 (1) STUDY.—

18 (A) IN GENERAL.—Not later than 180
19 days after the date of the enactment of this
20 Act, the Secretary shall conduct a study on—

21 (i) the number of Foreign Service po-
22 sitions vacant for six months or longer at
23 overseas posts, including for consular, po-
24 litical, and economic positions, over the
25 last five years, broken down by region, and

1 a comparison of the proportion of vacan-
2 cies between regions; and

3 (ii) the feasibility of allowing first-
4 tour Foreign Service generalists in non-
5 Consular cones, directed for a consular
6 tour, to volunteer for reassignment at
7 hard-to-fill posts in understaffed regions.

8 (B) MATTERS TO BE CONSIDERED.—The
9 study conducted under subparagraph (A) shall
10 consider whether allowing first-tour Foreign
11 Service generalists to volunteer as described in
12 such subparagraph would address current va-
13 cancies and what impact the new mechanism
14 would have on consular operations.

15 (2) REPORT.—Not later than 60 days after
16 completing the study required under paragraph (1),
17 the Secretary shall submit to the appropriate con-
18 gressional committees a report containing the find-
19 ings of the study.

20 **SEC. 403. ENHANCED OVERSIGHT OF THE OFFICE OF CIVIL**
21 **RIGHTS.**

22 (a) REPORT WITH RECOMMENDATIONS AND MAN-
23 AGEMENT STRUCTURE.—Not later than 270 days after
24 the date of the enactment of this Act, the Secretary shall
25 submit to the appropriate congressional committees a re-

1 port with any recommendations for the long-term struc-
2 ture and management of the Office of Civil Rights (OCR),
3 including—

4 (1) an assessment of the strengths and weak-
5 nesses of OCR’s investigative processes and proce-
6 dures;

7 (2) any changes made within OCR to its inves-
8 tigative processes to improve the integrity and thor-
9 oughness of its investigations; and

10 (3) any recommendations to improve the man-
11 agement structure, investigative process, and over-
12 sight of the Office.

13 **SEC. 404. CRISIS RESPONSE OPERATIONS.**

14 (a) IN GENERAL.—Not later than 120 days after the
15 date of the enactment of this Act, the Secretary shall insti-
16 tute the following changes and ensure that the following
17 elements have been integrated into the ongoing crisis re-
18 sponse management and response by the Crisis Manage-
19 ment and Strategy Office:

20 (1) The Department’s crisis response planning
21 and operations shall conduct, maintain, and update
22 on a regular basis contingency plans for posts and
23 regions experiencing or vulnerable to conflict or
24 emergency conditions, including armed conflict, na-

1 tional disasters, significant political or military up-
2 heaval, and emergency evacuations.

3 (2) The Department's crisis response efforts
4 shall be led by an individual with significant experi-
5 ence responding to prior crises, who shall be so des-
6 ignated by the Secretary.

7 (3) The Department's crisis response efforts
8 shall provide at least quarterly updates to the Sec-
9 retary and other relevant senior officials, including a
10 plan and schedule to develop contingency planning
11 for identified posts and regions consistent with para-
12 graph (1).

13 (4) The decision to develop contingency plan-
14 ning for any particular post or region shall be made
15 independent of any regional bureau.

16 (5) The crisis response team shall develop and
17 maintain best practices for evacuations, closures,
18 and emergency conditions.

19 (b) UPDATE.—

20 (1) IN GENERAL.—Not later than 180 days
21 after the date of the enactment of this Act, and
22 every 180 days thereafter for the next five years, the
23 Secretary shall submit to the appropriate congress-
24 sional committees, the Committee on Appropriations
25 of the Senate, and the Committee on Appropriations

1 of the House of Representatives an update outlining
2 the steps taken to implement this section, along with
3 any other recommendations to improve the Depart-
4 ment's crisis management and response operations.

5 (2) CONTENTS.—Each update submitted pursu-
6 ant to paragraph (1) should include—

7 (A) a list of the posts whose contingency
8 plans, including any noncombatant evacuation
9 contingencies, has been reviewed and updated
10 as appropriate during the preceding 180 days;
11 and

12 (B) an assessment of the Secretary's con-
13 fidence that each post—

14 (i) has continuously reached out to
15 United States persons in country to main-
16 tain and update contact information for as
17 many such persons as practicable; and

18 (ii) is prepared to communicate with
19 such persons in an emergency or crisis sit-
20 uation.

21 (3) FORM.—Each update submitted pursuant
22 to paragraph (1) shall be submitted in unclassified
23 form, but may include a classified annex.

1 **SEC. 405. SPECIAL ENVOY TO THE PACIFIC ISLANDS**
2 **FORUM.**

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

5 (1) the United States must increase its diplo-
6 matic activity and presence in the Pacific, particu-
7 larly among Pacific Island nations; and

8 (2) the Special Envoy to the Pacific Islands
9 Forum—

10 (A) should advance the United States part-
11 nership with Pacific Island Forum nations and
12 with the organization itself on key issues of im-
13 portance to the Pacific region; and

14 (B) should coordinate policies across the
15 Pacific region with like-minded democracies.

16 (b) APPOINTMENT OF SPECIAL ENVOY TO THE PA-
17 CIFIC ISLANDS FORUM.—Section 1 of the State Depart-
18 ment Basic Authorities Act of 1956 (22 U.S.C. 2651a),
19 as amended by section 304, is further amended by adding
20 at the end the following new subsection:

21 “(o) SPECIAL ENVOY TO THE PACIFIC ISLANDS
22 FORUM.—

23 “(1) APPOINTMENT.—The President shall ap-
24 point, by and with the advice and consent of the
25 Senate, a qualified individual to serve as Special

1 Envoy to the Pacific Islands Forum (referred to in
2 this section as the ‘Special Envoy’).

3 “(2) CONSIDERATIONS.—

4 “(A) SELECTION.—The Special Envoy
5 shall be—

6 “(i) a United States Ambassador to a
7 country that is a member of the Pacific Is-
8 lands Forum; or

9 “(ii) a qualified individual who is not
10 described in clause (i).

11 “(B) LIMITATIONS.—If the President ap-
12 points an Ambassador to a country that is a
13 member of the Pacific Islands Forum to serve
14 concurrently as the Special Envoy to the Pacific
15 Islands Forum, such Ambassador—

16 “(i) may not begin service as the Spe-
17 cial Envoy until he or she has been con-
18 firmed by the Senate for an ambassador-
19 ship to a country that is a member of the
20 Pacific Islands Forum; and

21 “(ii) shall not receive additional com-
22 pensation for his or her service as Special
23 Envoy.

24 “(3) DUTIES.—The Special Envoy shall—

1 “(A) represent the United States in its role
2 as dialogue partner to the Pacific Islands
3 Forum; and

4 “(B) carry out such other duties as the
5 President or the Secretary of State may pre-
6 scribe.”.

7 (c) **REPORT.**—Not later than 180 days after the date
8 of the enactment of this Act, the Secretary shall submit
9 a report to the appropriate congressional committees that
10 describes how the Department will increase its ability to
11 recruit and retain highly-qualified ambassadors, special
12 envoys, and other senior personnel in posts in Pacific is-
13 land countries as the Department expands its diplomatic
14 footprint throughout the region.

15 **SEC. 406. SPECIAL ENVOY FOR BELARUS.**

16 (a) **SPECIAL ENVOY.**—The President shall appoint a
17 Special Envoy for Belarus within the Department (re-
18 ferred to in this section as the “Special Envoy”). The Spe-
19 cial Envoy should be a person of recognized distinction
20 in the field of European security, geopolitics, democracy
21 and human rights, and may be a career Foreign Service
22 officer.

23 (b) **CENTRAL OBJECTIVE.**—The central objective of
24 the Special Envoy is to coordinate and promote efforts—

1 (1) to improve respect for the fundamental
2 human rights of the people of Belarus;

3 (2) to sustain focus on the national security im-
4 plications of Belarus's political and military align-
5 ment for the United States; and

6 (3) to respond to the political, economic, and
7 security impacts of events in Belarus upon neigh-
8 boring countries and the wider region.

9 (c) DUTIES AND RESPONSIBILITIES.—The Special
10 Envoy shall—

11 (1) engage in discussions with Belarusian offi-
12 cials regarding human rights, political, economic and
13 security issues in Belarus;

14 (2) support international efforts to promote
15 human rights and political freedoms in Belarus, in-
16 cluding coordination and dialogue between the
17 United States and the United Nations, the Organi-
18 zation for Security and Cooperation in Europe, the
19 European Union, Belarus, and the other countries in
20 Eastern Europe;

21 (3) consult with nongovernmental organizations
22 that have attempted to address human rights and
23 political and economic instability in Belarus;

24 (4) make recommendations regarding the fund-
25 ing of activities promoting human rights, democracy,

1 the rule of law, and the development of a market
2 economy in Belarus;

3 (5) review strategies for improving protection of
4 human rights in Belarus, including technical train-
5 ing and exchange programs;

6 (6) develop an action plan for holding to ac-
7 count the perpetrators of the human rights viola-
8 tions documented in the United Nations High Com-
9 missioner for Human Rights report on the situation
10 of human rights in Belarus in the run-up to the
11 2020 presidential election and its aftermath (Human
12 Rights Council Resolution 49/36);

13 (7) engage with member countries of the North
14 Atlantic Treaty Organization, the Organization for
15 Security and Cooperation in Europe and the Euro-
16 pean Union with respect to the implications of
17 Belarus's political and security alignment for trans-
18 atlantic security; and

19 (8) work within the Department and among
20 partnering countries to sustain focus on the political
21 situation in Belarus.

22 (d) ROLE.—The position of Special Envoy—

23 (1) shall be a full-time position;

24 (2) may not be combined with any other posi-
25 tion within the Department;

1 United States diplomatic missions. The report shall in-
2 clude the title and responsibilities of each position, the ex-
3 pected duration of the position, the name of the individual
4 currently appointed to the position, and the hiring author-
5 ity utilized to fill the position.

6 **TITLE V—ECONOMIC**
7 **DIPLOMACY**

8 **SEC. 501. DUTIES OF OFFICERS PERFORMING ECONOMIC**
9 **FUNCTIONS.**

10 (a) IN GENERAL.—Chapter 5 of title I of the Foreign
11 Service Act of 1980 (22 U.S.C. 3981 et seq.) is amended
12 by adding at the end the following new section:

13 **“SEC. 506. DUTIES OF OFFICERS PERFORMING ECONOMIC**
14 **FUNCTIONS.**

15 “(a) DEFINED TERM.—In this section, the term
16 ‘United States person’ means—

17 “(1) a United States citizen or an alien lawfully
18 admitted for permanent residence to the United
19 States; or

20 “(2) an entity organized under the laws of the
21 United States or any jurisdiction within the United
22 States, including a foreign branch of such an entity.

23 “(b) IN GENERAL.—The Secretary is authorized to
24 direct the officers performing economic functions of the
25 Foreign Service as appropriate to carry out the full spec-

1 trum of economic statecraft and commercial diplomacy
2 work that advances United States foreign policy priorities
3 in the host country or domestic posting to which they are
4 assigned, including—

5 “(1) to negotiate economic and other related
6 agreements with foreign governments and inter-
7 national organizations;

8 “(2) to inform the Department, and when ap-
9 propriate, the Washington, D.C., headquarters of-
10 fices of Federal agencies, with respect to the posi-
11 tions of foreign governments and international orga-
12 nizations in negotiations on such matters as eco-
13 nomic, energy, environment, science and health;

14 “(3) to advance—

15 “(A) the routine implementation and main-
16 tenance of economic, environment, science, and
17 health agreements; and

18 “(B) other initiatives in the countries to
19 which such officers are assigned related to im-
20 proving economic or commercial relations for
21 the benefit of United States persons, including
22 businesses;

23 “(4) to identify, help design and execute, and
24 advance, in consultation with other Federal agencies,
25 United States policies, programs, and initiatives, in-

1 including capacity-building efforts, to advance policies
2 of foreign governments that improve local economic
3 governance, market-based business environments,
4 and market access, increase trade and investment
5 opportunities, or provide a more level playing field
6 for United States persons, including with respect
7 to—

8 “(A) improving revenue collection;

9 “(B) streamlining customs processes and
10 improving customs transparency and efficiency;

11 “(C) improving regulatory management;

12 “(D) improving procurement processes, in-
13 cluding facilitating transparency in tendering,
14 bidding, and contact negotiation;

15 “(E) advancing intellectual property pro-
16 tections;

17 “(F) eliminating anticompetitive subsidies
18 and improving the transparency of remaining
19 subsidies;

20 “(G) improving budget management and
21 oversight; and

22 “(H) strengthening management of impor-
23 tant economic sectors;

24 “(5) to prioritize active support of economic
25 and commercial goals of the United States, and as

1 appropriate, United States persons abroad, in con-
2 junction with the United States and Foreign Com-
3 mercial Service established by section 2301 of the
4 Export Enhancement Act of 1988 (15 U.S.C. 4721);

5 “(6) to provide United States persons with in-
6 formation on all United States Government support
7 with respect to international economic matters;

8 “(7) to receive feedback from United States
9 persons with respect to support described in para-
10 graphs (5) and (6), and report that feedback to the
11 chief of mission and to the headquarters of the De-
12 partment;

13 “(8) to consult closely and regularly with the
14 private sector in accordance with section 709 of the
15 Championing American Business through Diplomacy
16 Act of 2019 (22 U.S.C. 9905);

17 “(9) to identify and execute opportunities for
18 the United States to counter policies, initiatives, or
19 activities by authoritarian governments or enter-
20 prises affiliated with such governments that are
21 anticompetitive or undermine the sovereignty or
22 prosperity of the United States or a partner country;

23 “(10) to identify and execute opportunities for
24 the United States in new and emerging areas of
25 trade and investment, such as digital trade, critical

1 minerals extraction, refining, and processing, energy,
2 and innovation;

3 “(11) to monitor the development and imple-
4 mentation of bilateral and multilateral economic and
5 other related agreements and provide recommenda-
6 tions to the Secretary and the heads of other rel-
7 evant Federal agencies with respect to United States
8 actions and initiatives relating to those agreements;

9 “(12) to maintain complete and accurate
10 records of the performance measurements of the De-
11 partment for economic and commercial diplomacy
12 activities, as directed by the chief of mission and
13 other senior officials of the Department;

14 “(13) to report on issues and developments re-
15 lated to economic, commercial, trade, investment, en-
16 ergy, environment, science, and health matters with
17 direct relevance to United States economic and na-
18 tional security interests, especially when accurate,
19 reliable, timely, and cost-effective information is un-
20 available from non-United States Government
21 sources; and

22 “(14) to coordinate all activities, as necessary
23 and appropriate, with counterparts in other agen-
24 cies.

1 “(c) REGULATORY UPDATES.—The Secretary shall
2 update guidance in the Foreign Affairs Manual and other
3 regulations and guidance as necessary to implement this
4 section.”.

5 (b) CLERICAL AMENDMENT.—The table of contents
6 for the Foreign Service Act of 1980 is amended by insert-
7 ing after the item relating to section 505 the following:
“Sec. 506. Duties of economic officers.”.

8 **SEC. 502. REPORT ON RECRUITMENT, RETENTION, AND**
9 **PROMOTION OF FOREIGN SERVICE ECO-**
10 **NOMIC OFFICERS.**

11 (a) IN GENERAL.—Not later than 180 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 regarding the recruitment, retention, and promotion of
15 economic officers in the Foreign Service.

16 (b) ELEMENTS.—The report required under sub-
17 section (b) shall include—

18 (1) an overview of the key challenges the De-
19 partment faces in—

20 (A) recruiting individuals to serve as eco-
21 nomic officers in the Foreign Service; and

22 (B) retaining individuals serving as eco-
23 nomic officers in the Foreign Service, particu-
24 larly at the level of GS-14 of the General
25 Schedule and higher;

1 (2) an overview of the key challenges in recruit-
2 ing and retaining qualified individuals to serve in
3 economic positions in the Civil Service;

4 (3) a comparison of promotion rates for eco-
5 nomic officers in the Foreign Service relative to
6 other officers in the Foreign Service;

7 (4) a summary of the educational history and
8 training of current economic officers in the Foreign
9 Service and Civil Service officers serving in economic
10 positions;

11 (5) the identification, disaggregated by region,
12 of hard-to-fill posts and proposed incentives to im-
13 prove staffing of economic officers in the Foreign
14 Service at such posts;

15 (6) a summary and analysis of the factors that
16 lead to the promotion of—

17 (A) economic officers in the Foreign Serv-
18 ice; and

19 (B) individuals serving in economic posi-
20 tions in the Civil Service; and

21 (7) a summary and analysis of current Depart-
22 ment-funded or run training opportunities and exter-
23 nally-funded programs, including the Secretary's
24 Leadership Seminar at Harvard Business School,
25 for—

1 (A) economic officers in the Foreign Serv-
2 ice; and

3 (B) individuals serving in economic posi-
4 tions in the Civil Service.

5 **SEC. 503. MANDATE TO REVISE DEPARTMENT OF STATE**
6 **METRICS FOR SUCCESSFUL ECONOMIC AND**
7 **COMMERCIAL DIPLOMACY.**

8 (a) MANDATE TO REVISE DEPARTMENT OF STATE
9 PERFORMANCE MEASURES FOR ECONOMIC AND COMMER-
10 CIAL DIPLOMACY.—The Secretary shall, as part of the De-
11 partment’s next regularly scheduled review on metrics and
12 performance measures, include revisions of Department
13 performance measures for economic and commercial diplo-
14 macy, by identifying outcome-oriented, and not process-
15 oriented, performance metrics, including metrics that—

16 (1) measure how Department efforts advanced
17 specific economic and commercial objectives and led
18 to successes for the United States or other private
19 sector actors overseas; and

20 (2) focus on customer satisfaction with Depart-
21 ment services and assistance.

22 (b) PLAN FOR ENSURING COMPLETE DATA FOR
23 PERFORMANCE MEASURES.—As part of the review re-
24 quired under subsection (a), the Secretary shall include
25 a plan for ensuring that—

1 (1) the Department, both at its main head-
2 quarters and at domestic and overseas posts, main-
3 tains and fully updates data on performance meas-
4 ures; and

5 (2) Department leadership and the appropriate
6 congressional committees can evaluate the extent to
7 which the Department is advancing United States
8 economic and commercial interests abroad through
9 meeting performance targets.

10 (c) REPORT ON PRIVATE SECTOR SURVEYS.—The
11 Secretary shall prepare a report that lists and describes
12 all the methods through which the Department conducts
13 surveys of the private sector to measure private sector sat-
14 isfaction with assistance and services provided by the De-
15 partment to advance private sector economic and commer-
16 cial goals in foreign markets.

17 (d) REPORT.—Not later than 90 days after con-
18 ducting the review pursuant to subsection (a), the Sec-
19 retary shall submit to the appropriate congressional com-
20 mittees—

21 (1) the revised performance metrics required
22 under subsection (a); and

23 (2) the report required under subsection (c).

1 **SEC. 504. CHIEF OF MISSION ECONOMIC RESPONSIBIL-**
2 **ITIES.**

3 Section 207 of the Foreign Service Act of 1980 (22
4 U.S.C. 3927) is amended by adding at the end the fol-
5 lowing:

6 “(e) EMBASSY ECONOMIC TEAM.—

7 “(1) COORDINATION AND SUPERVISION.—Each
8 chief of mission shall coordinate and supervise the
9 implementation of all United States economic policy
10 interests within the host country in which the diplo-
11 matic mission is located, among all United States
12 Government departments and agencies present in
13 such country.

14 “(2) ACCOUNTABILITY.—The chief of mission is
15 responsible for the performance of the diplomatic
16 mission in advancing United States economic policy
17 interests within the host country.

18 “(3) MISSION ECONOMIC TEAM.—The chief of
19 mission shall designate appropriate embassy staff to
20 form a mission economic team that—

21 “(A) monitors notable economic, commer-
22 cial, and investment-related developments in the
23 host country; and

24 “(B) develops plans and strategies for ad-
25 vancing United States economic and commercial
26 interests in the host country, including—

1 “(i) tracking legislative, regulatory,
2 judicial, and policy developments that
3 could affect United States economic, com-
4 mercial, and investment interests;

5 “(ii) advocating for best practices with
6 respect to policy and regulatory develop-
7 ments;

8 “(iii) conducting regular analyses of
9 market systems, trends, prospects, and op-
10 portunities for value-addition, including
11 risk assessments and constraints analyses
12 of key sectors and of United States stra-
13 tegic competitiveness, and other reporting
14 on commercial opportunities and invest-
15 ment climate; and

16 “(iv) providing recommendations for
17 responding to developments that may ad-
18 versely affect United States economic and
19 commercial interests.”.

20 **SEC. 505. DIRECTION TO EMBASSY DEAL TEAMS.**

21 (a) **PURPOSES.**—The purposes of deal teams at
22 United States embassies and consulates are—

23 (1) to promote a private sector-led approach—

1 (A) to advance economic growth and job
2 creation that is tailored, as appropriate, to spe-
3 cific economic sectors; and

4 (B) to advance strategic partnerships;
5 (2) to prioritize efforts—

6 (A) to identify commercial and investment
7 opportunities;

8 (B) to advocate for improvements in the
9 business and investment climate;

10 (C) to engage and consult with private sec-
11 tor partners; and

12 (D) to report on the activities described in
13 subparagraphs (A) through (C), in accordance
14 with the applicable requirements under sections
15 706 and 707 of the Championing American
16 Business Through Diplomacy Act of 2019 (22
17 U.S.C. 9902 and 9903);

18 (3)(A)(i) to identify trade and investment op-
19 portunities for United States companies in foreign
20 markets; or

21 (ii) to assist with existing trade and invest-
22 ment opportunities already identified by United
23 States companies; and

1 (B) to deploy United States Government eco-
2 nomic and other tools to help such United States
3 companies to secure their objectives;

4 (4) to identify and facilitate opportunities for
5 entities in a host country to increase exports to, or
6 investment in, the United States in order to grow
7 two-way trade and investment;

8 (5) to modernize, streamline, and improve ac-
9 cess to resources and services designed to promote
10 increased trade and investment opportunities;

11 (6) to identify and secure United States or al-
12 lied government support of strategic projects, such
13 as ports, railways, energy production and distribu-
14 tion, critical minerals development, telecommuni-
15 cations networks, and other critical infrastructure
16 projects vulnerable to predatory investment by an
17 authoritarian country or entity in such country
18 where support or investment serves an important
19 United States interest;

20 (7) to coordinate across the United States Gov-
21 ernment to ensure the appropriate and most effec-
22 tive use of United States Government tools to sup-
23 port United States economic, commercial, and in-
24 vestment objectives; and

1 (8) to coordinate with the multi-agency DC
2 Central Deal Team, established in February 2020,
3 on the matters described in paragraphs (1) through
4 (7) and other relevant matters.

5 (b) CLARIFICATION.—A deal team may be composed
6 of the personnel comprising the mission economic team
7 formed pursuant to section 207(e)(3) of the Foreign Serv-
8 ice Act of 1980, as added by section 504.

9 (c) RESTRICTIONS.—A deal team may not provide
10 support for, or assist a United States person with a trans-
11 action involving, a government, or an entity owned or con-
12 trolled by a government, if the Secretary determines that
13 such government—

14 (1) has repeatedly provided support for acts of
15 international terrorism, as described in—

16 (A) section 1754(c)(1)(A)(i) of the Export
17 Control Reform Act of 2018 (subtitle B of title
18 XVII of Public Law 115–232);

19 (B) section 620A(a) of the Foreign Assist-
20 ance Act of 1961 (22 U.S.C. 2371(a));

21 (C) section 40(d) of the Arms Export Con-
22 trol Act (22 U.S.C. 2780(d)); or

23 (D) any other relevant provision of law; or

24 (2) has engaged in an activity that would trig-
25 ger a restriction under section 116(a) or 502B(a)(2)

1 of the Foreign Assistance Act of 1961 (22 U.S.C.
2 2151n(a) and 2304(a)(2)) or any other relevant pro-
3 vision of law.

4 (d) FURTHER RESTRICTIONS.—

5 (1) PROHIBITION ON SUPPORT OF SANCTIONED
6 PERSONS.—Deal teams may not carry out activities
7 prohibited under United States sanctions laws or
8 regulations, including dealings with persons on the
9 list of specially designated persons and blocked per-
10 sons maintained by the Office of Foreign Assets
11 Control of the Department of the Treasury, except
12 to the extent otherwise authorized by the Secretary
13 of the Treasury or the Secretary.

14 (2) PROHIBITION ON SUPPORT OF ACTIVITIES
15 SUBJECT TO SANCTIONS.—Any person receiving sup-
16 port from a deal team must be in compliance with
17 all United States sanctions laws and regulations as
18 a condition for receiving such assistance.

19 (e) CHIEF OF MISSION AUTHORITY AND ACCOUNT-
20 ABILITY.—The chief of mission to a foreign country—

21 (1) is the designated leader of a deal team in
22 such country; and

23 (2) shall be held accountable for the perform-
24 ance and effectiveness of United States deal teams
25 in such country.

1 (f) GUIDANCE CABLE.—The Department shall send
2 out regular guidance on Deal Team efforts by an All Dip-
3 lomatic and Consular Posts (referred to in this section as
4 “ALDAC”) that—

5 (1) describes the role of deal teams; and

6 (2) includes relevant and up-to-date information
7 to enhance the effectiveness of deal teams in a coun-
8 try.

9 (g) CONFIDENTIALITY OF INFORMATION.—

10 (1) IN GENERAL.—In preparing the cable re-
11 quired under subsection (f), the Secretary shall pro-
12 tect from disclosure any proprietary information of
13 a United States person marked as business confiden-
14 tial information unless the person submitting such
15 information—

16 (A) had notice, at the time of submission,
17 that such information would be released by; or

18 (B) subsequently consents to the release of
19 such information.

20 (2) TREATMENT AS TRADE SECRETS.—Propri-
21 etary information obtained by the United States
22 Government from a United States person pursuant
23 to the activities of deal teams shall be—

24 (A) considered to be trade secrets and
25 commercial or financial information (as such

1 terms are used under section 552b(c)(4) of title
2 5, United States Code); and

3 (B) exempt from disclosure without the ex-
4 press approval of the person.

5 (h) SUNSET.—The requirements under subsections
6 (f) through (h) shall terminate on the date that is 5 years
7 after the date of the enactment of this Act.

8 **SEC. 506. ESTABLISHMENT OF A “DEAL TEAM OF THE**
9 **YEAR” AWARD.**

10 (a) ESTABLISHMENT.—The Secretary shall establish
11 a new award, to be known as the “Deal Team of the Year
12 Award”, and annually present the award to a deal team
13 at one United States mission in each region to recognize
14 outstanding achievements in supporting a United States
15 company or companies pursuing commercial deals abroad
16 or in identifying new deal prospects for United States
17 companies.

18 (b) AWARD CONTENT.—

19 (1) DEPARTMENT OF STATE.—Each member of
20 a deal team receiving an award pursuant to sub-
21 section (a) shall receive a certificate that is signed
22 by the Secretary and—

23 (A) in the case of a member of the Foreign
24 Service, is included in the next employee evalua-
25 tion report; or

1 (B) in the case of a Civil Service employee,
2 is included in the next annual performance re-
3 view.

4 (2) OTHER FEDERAL AGENCIES.—If an award
5 is presented pursuant to subsection (a) to a Federal
6 Government employee who is not employed by the
7 Department, the employing agency may determine
8 whether to provide such employee any recognition or
9 benefits in addition to the recognition or benefits
10 provided by the Department.

11 (c) ELIGIBILITY.—Any interagency economics team
12 at a United States overseas mission under chief of mission
13 authority that assists United States companies with iden-
14 tifying, navigating, and securing trade and investment op-
15 portunities in a foreign country or that facilitates bene-
16 ficial foreign investment into the United States is eligible
17 for an award under this section.

18 (d) REPORT.—Not later than the last day of the fis-
19 cal year in which awards are presented pursuant to sub-
20 section (a), the Secretary shall submit a report to the ap-
21 propriate congressional committees that includes—

22 (1) each mission receiving a Deal Team of the
23 Year Award.

24 (2) the names and agencies of each awardee
25 within the recipient deal teams; and

1 (3) a detailed description of the reason such
2 deal teams received such award.

3 **TITLE VI—PUBLIC DIPLOMACY**

4 **SEC. 601. PUBLIC DIPLOMACY OUTREACH.**

5 (a) COORDINATION OF RESOURCES.—The Adminis-
6 trator of the United States Agency for International De-
7 velopment and the Secretary shall direct public affairs sec-
8 tions at United States embassies and USAID Mission Pro-
9 gram Officers at USAID missions to coordinate, enhance
10 and prioritize resources for public diplomacy and aware-
11 ness campaigns around United States diplomatic and de-
12 velopment efforts, including through—

13 (1) the utilization of new media technology for
14 maximum public engagement; and

15 (2) enact coordinated comprehensive community
16 outreach to increase public awareness and under-
17 standing and appreciation of United States diplo-
18 matic and development efforts.

19 (b) DEVELOPMENT OUTREACH AND COORDINATION
20 OFFICERS.—USAID should prioritize hiring of additional
21 Development Outreach and Coordination officers in
22 USAID missions to support the purposes of subsection
23 (a).

24 (c) BEST PRACTICES.—The Secretary and the Ad-
25 ministrators of USAID shall identify 10 countries in which

1 Embassies and USAID missions have successfully exe-
2 cuted efforts, including monitoring and evaluation of such
3 efforts, described in (a) and develop best practices to be
4 turned into Department and USAID guidance.

5 **SEC. 602. MODIFICATION ON USE OF FUNDS FOR RADIO**
6 **FREE EUROPE/RADIO LIBERTY.**

7 In section 308(h) of the United States International
8 Broadcasting Act of 1994 (22 U.S.C. 6207(h)) is amend-
9 ed—

10 (1) by striking subparagraphs (1), (3), and (5);

11 and

12 (2) by redesignating paragraphs (2) and (4) as
13 paragraphs (1) and (2), respectively.

14 **SEC. 603. INTERNATIONAL BROADCASTING.**

15 (a) VOICE OF AMERICA.—Section 303 of the United
16 States International Broadcasting Act of 1994 (22 U.S.C.
17 6202) is amended by adding at the end the following:

18 “(d) VOICE OF AMERICA OPERATIONS AND STRUC-
19 TURE.—

20 “(1) OPERATIONS.—The Director of the Voice
21 of America (VOA)—

22 “(A) shall direct and supervise the oper-
23 ations of VOA, including making all major deci-
24 sions relating its staffing; and

1 “(B) may utilize any authorities made
2 available to the United States Agency for Glob-
3 al Media or to its Chief Executive Officer under
4 this Act or under any other Act to carry out its
5 operations in an effective manner.

6 “(2) PLAN.—Not later than 180 days after the
7 date of the enactment of this Act, the Director of
8 VOA shall submit a plan to the Committee on For-
9 eign Relations of the Senate and the Committee on
10 Foreign Affairs of the House of Representatives to
11 ensure that the personnel structure of VOA is suffi-
12 cient to effectively carry out the principles described
13 in subsection (c).”.

14 (b) APPOINTMENT OF CHIEF EXECUTIVE OFFI-
15 CER.—Section 304 of such Act (22 U.S.C. 6203) is
16 amended—

17 (1) in subsection (a), by striking “as an entity
18 described in section 104 of title 5, United States
19 Code” and inserting “under the direction of the
20 International Broadcasting Advisory Board”; and

21 (2) in subsection (b)(1), by striking the second
22 sentence and inserting the following: “Notwith-
23 standing any other provision of law, when a vacancy
24 arises, until such time as a Chief Executive Officer,
25 to whom sections 3345 through 3349b of title 5,

1 United States Code, shall not apply, is appointed
2 and confirmed by the Senate, an acting Chief Execu-
3 tive Officer shall be appointed by the International
4 Broadcasting Advisory Board and shall continue to
5 serve and exercise the authorities and powers under
6 this title as the sole means of filling such vacancy,
7 for the duration of the vacancy. In the absence of
8 a quorum on the International Broadcasting Advi-
9 sory Board, the first principal deputy of the United
10 States Agency for Global Media shall serve as acting
11 Chief Executive Officer.”.

12 (c) CHIEF EXECUTIVE OFFICER AUTHORITIES.—
13 Section 305(a)(1) of such Act (22 U.S.C. 6204(a)(1)) is
14 amended by striking “To supervise all” and inserting “To
15 oversee, coordinate, and provide strategic direction for”.

16 (d) INTERNATIONAL BROADCASTING ADVISORY
17 BOARD.—Section 306(a) of such Act (22 U.S.C. 6205(a))
18 is amended by striking “advise the Chief Executive Officer
19 of” and inserting “oversee and advise the Chief Executive
20 Officer and”.

21 (e) RADIO FREE AFRICA; RADIO FREE AMERICAS.—
22 Not later than 180 days after the date of the enactment
23 of this Act, the Chief Executive Officer of the United
24 States Agency for Global Media shall submit a report to
25 the Committee on Foreign Relations of the Senate, the

1 Committee on Appropriations of the Senate, the Com-
2 mittee on Foreign Affairs of the House of Representatives,
3 and the Committee on Appropriations of the House of
4 Representatives that details the financial and other re-
5 sources that would be required to establish and operate
6 2 nonprofit organizations, modeled after Radio Free Eu-
7 rope/Radio Liberty and Radio Free Asia, for the purposes
8 of providing accurate, uncensored, and reliable news and
9 information to—

10 (1) the region of Africa, with respect to Radio
11 Free Africa; and

12 (2) the region of Latin America and the Carib-
13 bean, with respect to Radio Free Americas.

14 **SEC. 604. JOHN LEWIS CIVIL RIGHTS FELLOWSHIP PRO-**
15 **GRAM.**

16 (a) IN GENERAL.—The Mutual Educational and Cul-
17 tural Exchange Act of 1961 (22 U.S.C. 2451 et seq.) is
18 amended by adding at the end the following:

19 **“SEC. 115. JOHN LEWIS CIVIL RIGHTS FELLOWSHIP PRO-**
20 **GRAM.**

21 “(a) ESTABLISHMENT.—There is established the
22 John Lewis Civil Rights Fellowship Program (referred to
23 in this section as the ‘Fellowship Program’) within the J.
24 William Fulbright Educational Exchange Program.

1 “(b) PURPOSES.—The purposes of the Fellowship
2 Program are—

3 “(1) to honor the legacy of Representative John
4 Lewis by promoting a greater understanding of the
5 history and tenets of nonviolent civil rights move-
6 ments; and

7 “(2) to advance foreign policy priorities of the
8 United States by promoting studies, research, and
9 international exchange in the subject of nonviolent
10 movements that established and protected civil
11 rights around the world.

12 “(c) ADMINISTRATION.—The Bureau of Educational
13 and Cultural Affairs (referred to in this section as the ‘Bu-
14 reau’) shall administer the Fellowship Program in accord-
15 ance with policy guidelines established by the Board, in
16 consultation with the binational Fulbright Commissions
17 and United States Embassies.

18 “(d) SELECTION OF FELLOWS.—

19 “(1) IN GENERAL.—The Board shall annually
20 select qualified individuals to participate in the Fel-
21 lowship Program. The Bureau may determine the
22 number of fellows selected each year, which, when-
23 ever feasible, shall be not fewer than 25.

24 “(2) OUTREACH.—

1 “(A) IN GENERAL.—To the extent prac-
2 ticable, the Bureau shall conduct outreach at
3 institutions, including—

4 “(i) minority serving institutions, in-
5 cluding historically Black colleges and uni-
6 versities; and

7 “(ii) other appropriate institutions, as
8 determined by the Bureau.

9 “(B) DEFINITIONS.—In this paragraph:

10 “(i) HISTORICALLY BLACK COLLEGE
11 AND UNIVERSITY.—The term ‘historically
12 Black college and university’ has the mean-
13 ing given the term ‘part B institution’ in
14 section 322 of the Higher Education Act
15 of 1965 (20 U.S.C. 1061).

16 “(ii) MINORITY SERVING INSTITU-
17 TION.—The term ‘minority-serving institu-
18 tion’ means an eligible institution under
19 section 371(a) of the Higher Education
20 Act of 1965 (20 U.S.C. 1067q(a)).

21 “(e) FELLOWSHIP ORIENTATION.—Annually, the Bu-
22 reau shall organize and administer a fellowship orienta-
23 tion, which shall—

24 “(1) be held in Washington, D.C., or at another
25 location selected by the Bureau; and

1 “(2) include programming to honor the legacy
2 of Representative John Lewis.

3 “(f) STRUCTURE.—

4 “(1) WORK PLAN.—To carry out the purposes
5 described in subsection (b)—

6 “(A) each fellow selected pursuant to sub-
7 section (d) shall arrange an internship or re-
8 search placement—

9 “(i) with a nongovernmental organiza-
10 tion, academic institution, or other organi-
11 zation approved by the Bureau; and

12 “(ii) in a country with an operational
13 Fulbright U.S. Student Program; and

14 “(B) the Bureau shall, for each fellow, ap-
15 prove a work plan that identifies the target ob-
16 jectives for the fellow, including specific duties
17 and responsibilities relating to those objectives.

18 “(2) CONFERENCES; PRESENTATIONS.—Each
19 fellow shall—

20 “(A) attend a fellowship orientation orga-
21 nized and administered by the Bureau under
22 subsection (e);

23 “(B) not later than the date that is 1 year
24 after the end of the fellowship period, attend a

1 fellowship summit organized and administered
2 by the Bureau, which—

3 “(i) whenever feasible, shall be held in
4 Atlanta, Georgia, or another location of
5 importance to the civil rights movement in
6 the United States; and

7 “(ii) may coincide with other events
8 facilitated by the Bureau; and

9 “(C) at such summit, give a presentation
10 on lessons learned during the period of fellow-
11 ship.

12 “(3) FELLOWSHIP PERIOD.—Each fellowship
13 under this section shall continue for a period deter-
14 mined by the Bureau, which, whenever feasible, shall
15 be not fewer than 10 months.

16 “(g) FELLOWSHIP AWARD.—The Bureau shall pro-
17 vide each fellow under this section with an allowance that
18 is equal to the amount needed for—

19 “(1) the reasonable costs of the fellow during
20 the fellowship period; and

21 “(2) travel and lodging expenses related to at-
22 tending the orientation and summit required under
23 subsection (e)(2).

24 “(h) ANNUAL REPORT.—Not later than 1 year after
25 the date of the completion of the Fellowship Program by

1 the initial cohort of fellows selected under subsection (d),
2 and annually thereafter, the Secretary of State shall sub-
3 mit to the Committee on Foreign Relations of the Senate
4 and the Committee on Foreign Affairs of the House of
5 Representatives a report on the implementation of the Fel-
6 lowship Program, including—

7 “(1) a description of the demographics of the
8 cohort of fellows who completed a fellowship during
9 the preceding 1-year period;

10 “(2) a description of internship and research
11 placements, and research projects selected by such
12 cohort, under the Fellowship Program, including
13 feedback from—

14 “(A) such cohort on implementation of the
15 Fellowship Program; and

16 “(B) the Secretary on lessons learned; and

17 “(3) an analysis of trends relating to the diver-
18 sity of each cohort of fellows and the topics of
19 projects completed since the establishment of the
20 Fellowship Program.”.

21 (b) TECHNICAL AND CONFORMING AMENDMENTS TO
22 THE MUTUAL EDUCATIONAL AND CULTURAL EXCHANGE
23 ACT OF 1961.—Section 112(a) of the Mutual Educational
24 and Cultural Exchange Act of 1961 (22 U.S.C. 2460(a))
25 is amended—

1 (1) in paragraph (8), by striking “; and” and
2 inserting a semicolon;

3 (2) in paragraph (9), by striking the period and
4 inserting “; and”; and

5 (3) by adding at the end the following new
6 paragraph:

7 “(10) the John Lewis Civil Rights Fellowship
8 Program established under section 115, which pro-
9 vides funding for international internships and re-
10 search placements for early- to mid-career individ-
11 uals from the United States to study nonviolent civil
12 rights movements in self-arranged placements with
13 universities or nongovernmental organizations in for-
14 eign countries.”.

15 **SEC. 605. DOMESTIC ENGAGEMENT AND PUBLIC AFFAIRS.**

16 (a) STRATEGY REQUIRED.—Not later than 180 days
17 after the date of the enactment of this Act, the Secretary
18 shall develop a strategy to explain to the American people
19 the value of the work of the Department and United
20 States foreign policy to advancing the national security of
21 the United States. The strategy shall include—

22 (1) tools to inform the American people about
23 the non-partisan importance of United States diplo-
24 macy and foreign relations and to utilize public di-

1 plomacy to meet the United States' national security
2 priorities;

3 (2) efforts to reach the widest possible audience
4 of Americans, including those who historically have
5 not had exposure to United States foreign policy ef-
6 forts and priorities;

7 (3) additional staffing and resource needs in-
8 cluding—

9 (A) domestic positions within the Bureau
10 of Global Public Affairs to focus on engagement
11 with the American people as outlined in para-
12 graph (1);

13 (B) positions within the Bureau of Edu-
14 cational and Cultural Affairs to enhance pro-
15 gram and reach the widest possible audience;

16 (C) increasing the number of fellowship
17 and detail programs that place Foreign Service
18 and civil service employees outside the Depart-
19 ment for a limited time, including Pearson Fel-
20 lows, Reta Joe Lewis Local Diplomats, Brook-
21 ings Fellows, and Georgetown Fellows; and

22 (D) recommendations for increasing par-
23 ticipation in the Hometown Diplomats program
24 and evaluating this program as well as other
25 opportunities for Department officers to engage

1 with American audiences while traveling within
2 the United States.

3 **SEC. 606. EXTENSION OF GLOBAL ENGAGEMENT CENTER.**

4 Section 1287(j) of the National Defense Authoriza-
5 tion Act for Fiscal Year 2017 (22 U.S.C. 2656 note) is
6 amended by striking “on the date that is 8 years after
7 the date of the enactment of this Act” and inserting “on
8 September 30, 2033”.

9 **SEC. 607. PAPERWORK REDUCTION ACT.**

10 Section 5603(d) of the National Defense Authoriza-
11 tion Act for Fiscal Year 2022 (Public Law 117–81) is
12 amended by adding at the end the following new para-
13 graph:

14 “(4) United States Information and Edu-
15 cational Exchange Act of 1948 (Public Law 80–
16 402).”.

17 **SEC. 608. MODERNIZATION AND ENHANCEMENT STRATEGY.**

18 Not later than 180 days after the date of the enact-
19 ment of this Act, the Secretary shall submit a strategy
20 to the appropriate congressional committees for—

21 (1) modernizing and increasing the operational
22 and programming capacity of American Spaces and
23 American Corners throughout the world, including
24 by leveraging public-private partnerships;

1 (2) providing salaries to locally employed staff
2 of American Spaces and American Corners; and

3 (3) providing opportunities for United States
4 businesses and nongovernmental organizations to
5 better utilize American Spaces.

6 **TITLE VII—OTHER MATTERS**

7 **SEC. 701. EXPANDING THE USE OF DDTC LICENSING FEES.**

8 Section 45 of the State Department Basic Authorities
9 Act of 1956 (22 U.S.C. 2717) is amended—

10 (1) by striking “100 percent of the registration
11 fees collected by the Office of Trade Controls of the
12 Department of State” and inserting “100 percent of
13 the defense trade control registration fees collected
14 by the Department of State”;

15 (2) by inserting “management, licensing, com-
16 pliance, and policy activities in the defense trade
17 controls function, including” after “expenses in-
18 curred for”;

19 (3) in paragraph (1), by striking “contract per-
20 sonnel to assist in”;

21 (4) in paragraph (2), by striking “; and” and
22 inserting a semicolon;

23 (5) in paragraph (3), by striking the period at
24 the end and inserting a semicolon; and

1 (6) by adding at the end the following new
2 paragraphs:

3 “(4) the facilitation of defense trade policy de-
4 velopment and implementation, review of commodity
5 jurisdiction determinations, public outreach to indus-
6 try and foreign parties, and analysis of scientific and
7 technological developments as they relate to the ex-
8 ercise of defense trade control authorities; and

9 “(5) contract personnel to assist in such activi-
10 ties.”.

11 **SEC. 702. PROHIBITION ON ENTRY OF OFFICIALS OF FOR-**
12 **EIGN GOVERNMENTS INVOLVED IN SIGNIFI-**
13 **CANT CORRUPTION OR GROSS VIOLATIONS**
14 **OF HUMAN RIGHTS.**

15 (a) INELIGIBILITY.—

16 (1) IN GENERAL.—Officials of foreign govern-
17 ments, and their immediate family members, about
18 whom the Secretary has credible information have
19 been involved, directly or indirectly, in significant
20 corruption, including corruption related to the ex-
21 traction of natural resources, or a gross violation of
22 human rights, including the wrongful detention of
23 locally employed staff of a United States diplomatic
24 mission or a United States citizen or national, shall
25 be ineligible for entry into the United States.

1 (2) ADDITIONAL SANCTIONS.—Concurrent with
2 the application of paragraph (1), the Secretary shall,
3 as appropriate, refer the matter to the Office of For-
4 eign Assets Control of the Department of the Treas-
5 ury to determine whether to apply sanctions authori-
6 ties in accordance with United States law to block
7 the transfer of property and interests in property,
8 and all financial transactions, in the United States
9 involving any person described in such paragraph.

10 (3) DESIGNATION.—The Secretary shall also
11 publicly or privately designate or identify the offi-
12 cials of foreign governments about whom the Sec-
13 retary has such credible information, and their im-
14 mediate family members, without regard to whether
15 the individual has applied for a visa.

16 (b) EXCEPTIONS.—

17 (1) SPECIFIC PURPOSES.—Individuals shall not
18 be ineligible for entry into the United States pursu-
19 ant to subsection (a) if such entry would further im-
20 portant United States law enforcement objectives or
21 is necessary to permit the United States to fulfill its
22 obligations under the United Nations Headquarters
23 Agreement.

24 (2) RULE OF CONSTRUCTION REGARDING
25 INTERNATIONAL OBLIGATIONS.—Nothing in sub-

1 section (a) shall be construed to derogate from
2 United States obligations under applicable inter-
3 national agreements.

4 (c) WAIVER.—The Secretary may waive the applica-
5 tion of subsection (a) if the Secretary determines that the
6 waiver would serve a compelling national interest or that
7 the circumstances that caused the individual to be ineli-
8 gible have changed sufficiently.

9 (d) REPORT.—

10 (1) IN GENERAL.—Not later than 30 days after
11 the date of the enactment of this Act, and every 90
12 days thereafter, the Secretary shall submit to the
13 appropriate congressional committees, the Com-
14 mittee on Appropriations of the Senate, and the
15 Committee on Appropriations of the House of Rep-
16 resentatives a report, including a classified annex if
17 necessary, that includes—

18 (A) a description of information related to
19 corruption or violation of human rights con-
20 cerning each of the individuals found ineligible
21 in the previous 12 months pursuant to sub-
22 section (a)(1) as well as the individuals who the
23 Secretary designated or identified pursuant to
24 subsection (a)(3), or who would be ineligible but
25 for the application of subsection (b); and

1 (B) a list of any waivers provided under
2 subsection (c), together with a justification for
3 each waiver.

4 (2) FORM AND PUBLICATION.—

5 (A) FORM.—Each report required under
6 paragraph (1) shall be submitted in unclassified
7 form but may include a classified annex.

8 (B) PUBLIC AVAILABILITY.—The Secretary
9 shall make available to the public on a publicly
10 accessible internet website of the Department
11 the unclassified portion of each report required
12 under paragraph (1).

13 (e) CLARIFICATION.—For purposes of subsections (a)
14 and (d), the records of the Department and of diplomatic
15 and consular offices of the United States pertaining to the
16 issuance or refusal of visas or permits to enter the United
17 States shall not be considered confidential.

18 **SEC. 703. PROTECTION OF CULTURAL HERITAGE DURING**
19 **CRISES.**

20 Notwithstanding the limitations specified in section
21 304(e) of the Convention on Cultural Property Implemen-
22 tation Act (19 U.S.C. 2603(e)) and without regard to
23 whether a country is a State Party to the Convention (as
24 defined in sections 302 of such Act (19 U.S.C. 2601)),
25 the Secretary may exercise the authority under section

1 304 of such Act (19 U.S.C. 2603) to impose import re-
2 strictions set forth in section 307 of such Act (19 U.S.C.
3 2606) if the Secretary determines that—

4 (1) imposition of such restrictions is in the na-
5 tional interest of the United States; and

6 (2) an emergency condition (as defined in sec-
7 tion 304 of such Act (19 U.S.C. 2603)) applies.

8 **SEC. 704. NATIONAL MUSEUM OF AMERICAN DIPLOMACY.**

9 Title I of the State Department Basic Authorities Act
10 of 1956 (22 U.S.C. 2651a et seq.) is amended by adding
11 at the end the following new section:

12 **“SEC. 64. NATIONAL MUSEUM OF AMERICAN DIPLOMACY.**

13 “(a) ACTIVITIES.—

14 “(1) SUPPORT AUTHORIZED.—The Secretary of
15 State is authorized to provide, by contract, grant, or
16 otherwise, for the performance of appropriate mu-
17 seum visitor and educational outreach services and
18 related events, including organizing programs and
19 conference activities, creating, designing, and install-
20 ing exhibits, and conducting museum shop services
21 and food services in the public exhibition and related
22 physical and virtual space utilized by the National
23 Museum of American Diplomacy.

24 “(2) RECOVERY OF COSTS.—The Secretary of
25 State is authorized to recover any revenues gen-

1 erated under the authority of paragraph (1) for vis-
2 itor and educational outreach services and related
3 events referred to in such paragraph, including fees
4 for use of facilities at the National Museum for
5 American Diplomacy. Any such revenues may be re-
6 tained as a recovery of the costs of operating the
7 museum, credited to any Department of State ap-
8 propriation, and shall remain available until ex-
9 pended.

10 “(b) DISPOSITION OF DOCUMENTS, ARTIFACTS, AND
11 OTHER ARTICLES.—

12 “(1) PROPERTY.—All historic documents, arti-
13 facts, or other articles permanently acquired by the
14 Department of State and determined by the Sec-
15 retary of State to be suitable for display by the Na-
16 tional Museum of American Diplomacy shall be con-
17 sidered to be the property of the United States Gov-
18 ernment and shall be subject to disposition solely in
19 accordance with this subsection.

20 “(2) SALE, TRADE, OR TRANSFER.—Whenever
21 the Secretary of State makes a determination de-
22 scribed in paragraph (3) with respect to a document,
23 artifact, or other article under paragraph (1), taking
24 into account considerations such as the museum’s
25 collections management policy and best professional

1 museum practices, the Secretary may sell at fair
2 market value, trade, or transfer such document, arti-
3 fact, or other article without regard to the require-
4 ments of subtitle I of title 40, United States Code.
5 The proceeds of any such sale may be used solely for
6 the advancement of the mission of the National Mu-
7 seum of American Diplomacy and may not be used
8 for any purpose other than the acquisition and di-
9 rect care of the collections of the Museum.

10 “(3) DETERMINATIONS PRIOR TO SALE, TRADE,
11 OR TRANSFER.—The determination described in this
12 paragraph with respect to a document, artifact, or
13 other article under paragraph (1) is a determination
14 that—

15 “(A) the document, artifact, or other arti-
16 cle no longer serves to further the purposes of
17 the National Museum of American Diplomacy
18 as set forth in the collections management pol-
19 icy of the Museum;

20 “(B) the sale, trade, or transfer of the doc-
21 ument, artifact, or other article would serve to
22 maintain the standards of the collection of the
23 Museum; or

1 “(C) the sale, trade, or transfer of the doc-
2 ument, artifact, or other article would be in the
3 best interests of the United States.

4 “(4) LOANS.—In addition to the authorization
5 under paragraph (2) relating to the sale, trade, or
6 transfer of documents, artifacts, or other articles
7 under paragraph (1), the Secretary of State may
8 loan the documents, artifacts, or other articles, when
9 not needed for use or display by the National Mu-
10 seum of American Diplomacy, to the Smithsonian
11 Institution or a similar institution for repair, study,
12 or exhibition.”.

13 **SEC. 705. EXTRATERRITORIAL OFFENSES COMMITTED BY**
14 **UNITED STATES NATIONALS SERVING WITH**
15 **INTERNATIONAL ORGANIZATIONS.**

16 (a) JURISDICTION.—Whoever, while a United States
17 national or lawful permanent resident serving with the
18 United Nations, its specialized agencies, or other inter-
19 national organization the Secretary has designated for
20 purposes of this section and published in the Federal Reg-
21 ister, or while accompanying such an individual, engages
22 in conduct, or conspires or attempts to engage in conduct,
23 outside the United States that would constitute an offense
24 punishable by imprisonment for more than one year if the
25 conduct had been engaged in within the special maritime

1 and territorial jurisdiction of the United States, shall be
2 subject to United States jurisdiction in order to be tried
3 for that offense.

4 (b) DEFINITIONS.—In this section:

5 (1) ACCOMPANYING SUCH INDIVIDUAL.—The
6 term “accompanying such individual” means—

7 (A) being a dependent, or family member
8 of a United States national or lawful permanent
9 resident serving with the United Nations, its
10 specialized agencies, or other international or-
11 ganization designated under subsection (a);

12 (B) residing with such United States na-
13 tional or lawful permanent resident serving with
14 the United Nations, its specialized agencies, or
15 other international organization designated
16 under subsection (a); and

17 (C) not being a national of or ordinarily
18 resident in the country where the offense is
19 committed.

20 (2) SERVING WITH THE UNITED NATIONS, ITS
21 SPECIALIZED AGENCIES, OR OTHER INTERNATIONAL
22 ORGANIZATION AS THE SECRETARY OF STATE MAY
23 DESIGNATE.—The term “serving with the United
24 Nations, its specialized agencies, or other inter-

1 national organization as the Secretary of State may
2 designate” under subsection (a) means—

3 (A) being a United States national or law-
4 ful permanent resident employed as an em-
5 ployee, a contractor (including a subcontractor
6 at any tier), an employee of a contractor (or a
7 subcontractor at any tier), an expert on mis-
8 sion, or an unpaid intern or volunteer of the
9 United Nations, including any of its funds, pro-
10 grams or subsidiary bodies, or any of the
11 United Nations specialized agencies, or of any
12 international organization designated under
13 subsection (a)(1); and

14 (B) being present or residing outside the
15 United States in connection with such employ-
16 ment.

17 (3) UNITED STATES NATIONAL.—The term
18 “United States national” has the meaning given the
19 term “national of the United States” in section
20 101(a)(22) of the Immigration and Nationality Act
21 (8 U.S.C. 1101(a)(22)).

22 (c) RULES OF CONSTRUCTION.—Nothing in this sec-
23 tion shall be construed to limit or affect the application
24 of extraterritorial jurisdiction related to any other Federal
25 law.

1 **SEC. 706. EXTENSION OF CERTAIN PRIVILEGES AND IMMUN-**
2 **ITIES TO THE INTERNATIONAL ENERGY**
3 **FORUM.**

4 The International Organizations Immunities Act (22
5 U.S.C. 288 et seq.) is amended by adding at the end the
6 following new section:

7 “SEC. 20. Under such terms and conditions as the
8 President shall determine, the President is authorized to
9 extend the provisions of this subchapter to the Inter-
10 national Energy Forum Secretariat in the same manner,
11 to the same extent, and subject to the same conditions,
12 as they may be extended to a public international organi-
13 zation in which the United States participates pursuant
14 to any treaty or under the authority of any Act of Con-
15 gress authorizing such participation or making an appro-
16 priation for such participation.”.

17 **SEC. 707. EXTENSION OF CERTAIN PRIVILEGES AND IMMUN-**
18 **ITIES TO THE CONSEIL EUROPÉEN POUR LA**
19 **RECHERCHE NUCLÉAIRE (CERN; THE EURO-**
20 **PEAN ORGANIZATION FOR NUCLEAR RE-**
21 **SEARCH).**

22 The International Organizations Immunities Act (22
23 U.S.C. 288 et seq.), as amended by section 706, is further
24 amended by adding at the end the following new section:

25 “SEC. 21. Under such terms and conditions as the
26 President shall determine, the President is authorized to

1 extend the provisions of this title to the European Organi-
2 zation for Nuclear Research (CERN) in the same manner,
3 to the same extent, and subject to the same conditions,
4 as it may be extended to a public international organiza-
5 tion in which the United States participates pursuant to
6 any treaty or under the authority of any Act of Congress
7 authorizing such participation or making an appropriation
8 for such participation.”.

9 **SEC. 708. INTERNSHIPS OF UNITED STATES NATIONALS AT**
10 **INTERNATIONAL ORGANIZATIONS.**

11 (a) IN GENERAL.—The Secretary of State is author-
12 ized to bolster efforts to increase the number of United
13 States citizens representative of the American people occu-
14 pying positions in the United Nations system, agencies,
15 and commissions, and in other international organizations,
16 including by awarding grants to educational institutions
17 and students.

18 (b) REPORT.—Not later than 90 days after the date
19 of the enactment of this Act, the Secretary of State shall
20 submit a report to the appropriate congressional commit-
21 tees that identifies—

22 (1) the number of United States citizens who
23 are involved in internship programs at international
24 organizations;

1 (2) the distribution of the individuals described
2 in paragraph (1) among various international orga-
3 nizations; and

4 (3) grants, programs, and other activities that
5 are being utilized to recruit and fund United States
6 citizens to participate in internship programs at
7 international organizations.

8 (c) ELIGIBILITY.—An individual referred to in sub-
9 section (a) is an individual who—

10 (1) is enrolled at or received their degree within
11 two years from—

12 (A) an institution of higher education; or

13 (B) an institution of higher education
14 based outside the United States, as determined
15 by the Secretary of State; and

16 (2) is a citizen of the United States.

17 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
18 authorized to be appropriated \$1,500,000 for the Depart-
19 ment of State for fiscal year 2024 to carry out the grant
20 program authorized under subsection (a).

21 **SEC. 709. TRAINING FOR INTERNATIONAL ORGANIZATIONS.**

22 (a) TRAINING PROGRAMS.—Section 708 of the For-
23 eign Service Act of 1980 (22 U.S.C. 4028) is amended
24 by adding at the end of the following new subsection:

25 “(e) TRAINING IN MULTILATERAL DIPLOMACY.—

1 “(1) IN GENERAL.—The Secretary, in consulta-
2 tion with other senior officials as appropriate, shall
3 establish training courses on—

4 “(A) the conduct of diplomacy at inter-
5 national organizations and other multilateral in-
6 stitutions; and

7 “(B) broad-based multilateral negotiations
8 of international instruments.

9 “(2) REQUIRED TRAINING.—Members of the
10 Service, including appropriate chiefs of mission and
11 other officers who are assigned to United States
12 missions representing the United States to inter-
13 national organizations and other multilateral institu-
14 tions or who are assigned in other positions that
15 have as their primary responsibility formulation of
16 policy related to such organizations and institutions,
17 or participation in negotiations of international in-
18 struments, shall receive specialized training in the
19 areas described in paragraph (1) prior to the begin-
20 ning of service for such assignment or, if receiving
21 such training at that time is not practical, within
22 the first year of beginning such assignment.”.

23 (b) TRAINING FOR DEPARTMENT EMPLOYEES.—The
24 Secretary of State shall ensure that employees of the De-
25 partment of State who are assigned to positions described

1 in paragraph (2) of subsection (e) of section 708 of the
2 Foreign Service Act of 1980 (as added by subsection (a)
3 of this section), including members of the civil service or
4 general service, or who are seconded to international orga-
5 nizations for a period of at least one year, receive training
6 described in such subsection and participate in other such
7 courses as the Secretary may recommend to build or aug-
8 ment identifiable skills that would be useful for such De-
9 partment officials representing United States interests at
10 these institutions and organizations.

11 **SEC. 710. MODIFICATION TO TRANSPARENCY ON INTER-**
12 **NATIONAL AGREEMENTS AND NON-BINDING**
13 **INSTRUMENTS.**

14 Section 112b of title 1, United States Code, as most
15 recently amended by section 5947 of the James M. Inhofe
16 National Defense Authorization Act for Fiscal Year 2023
17 (Public Law 117–263; 136 Stat. 3476), is further amend-
18 ed—

19 (1) by redesignating subsections (h) through (l)
20 as subsections (i) through (m), respectively; and

21 (2) by inserting after subsection (g) the fol-
22 lowing:

23 “(h)(1) If the Secretary is aware or has reason to
24 believe that the requirements of subsection (a), (b), or (c)
25 have not been fulfilled with respect to an international

1 agreement or qualifying non-binding instrument, the Sec-
2 retary shall—

3 “(A) immediately bring the matter to the atten-
4 tion of the office or agency responsible for the agree-
5 ment or qualifying non-binding instrument; and

6 “(B) request the office or agency to provide
7 within 7 days the text or other information nec-
8 essary to fulfill the requirements of the relevant sub-
9 section.

10 “(2) Upon receiving the text or other information re-
11 quested pursuant to paragraph (1), the Secretary shall—

12 “(A) fulfill the requirements of subsection (a),
13 (b), or (c), as the case may be, with respect to the
14 agreement or qualifying non-binding instrument con-
15 cerned—

16 “(i) by including such text or other infor-
17 mation in the next submission required by sub-
18 section (a)(1);

19 “(ii) by providing such information in writ-
20 ing to the Majority Leader of the Senate, the
21 Minority Leader of the Senate, the Speaker of
22 the House of Representatives, the Minority
23 Leader of the House of Representatives, and
24 the appropriate congressional committees before

1 provision of the submission described in clause
2 (i); or

3 “(iii) in relation to subsection (b), by mak-
4 ing the text of the agreement or qualifying non-
5 binding instrument and the information de-
6 scribed in subparagraphs (A)(iii) and (B)(iii) of
7 subsection (a)(1) relating to the agreement or
8 instrument available to the public on the
9 website of the Department of State within 15
10 days of receiving the text or other information
11 requested pursuant to paragraph (1); and

12 “(B) provide to the Majority Leader of the Sen-
13 ate, the Minority Leader of the Senate, the Speaker
14 of the House of Representatives, the Minority Lead-
15 er of the House of Representatives, and the appro-
16 priate congressional committees, either in the next
17 submission required by subsection (a)(1) or before
18 such submission, a written statement explaining the
19 reason for the delay in fulfilling the requirements of
20 subsection (a), (b), or (c), as the case may be.”.

1 **SEC. 711. STRATEGY FOR THE EFFICIENT PROCESSING OF**
2 **ALL AFGHAN SPECIAL IMMIGRANT VISA AP-**
3 **PLICATIONS AND APPEALS.**

4 Section 602 of the Afghan Allies Protection Act of
5 2009 (Public Law 111–8; 8 U.S.C. 1101 note) is amend-
6 ed—

7 (1) in subsection (a), in the matter preceding
8 paragraph (1), by striking “In this section” and in-
9 serting “Except as otherwise explicitly provided, in
10 this section”; and

11 (2) in subsection (b), by adding at the end the
12 following:

13 “(16) DEPARTMENT OF STATE STRATEGY FOR
14 EFFICIENT PROCESSING OF APPLICATIONS AND AP-
15 PEALS.—

16 “(A) IN GENERAL.—Not later than 180
17 days after the date of the enactment of this
18 paragraph, the Secretary of State, in consulta-
19 tion with the Secretary of Homeland Security,
20 the Secretary of Defense, the head of any other
21 relevant Federal agency, the appropriate com-
22 mittees of Congress, and civil society organiza-
23 tions (including legal advocates), shall develop a
24 strategy to address applications pending at all
25 steps of the special immigrant visa process
26 under this section.

1 appropriate circumstances and consistent with
2 applicable laws.

3 “(v) An assessment of the procedures
4 throughout the special immigrant visa ap-
5 plication process, including at the Ports-
6 mouth Consular Center, and the effective-
7 ness of communication between the Ports-
8 mouth Consular Center and applicants, in-
9 cluding an identification of any area in
10 which improvements to the efficiency of
11 such procedures and communication may
12 be made.

13 “(C) FORM.—The strategy required by
14 subparagraph (A) shall be submitted in unclas-
15 sified form but may include an classified annex.

16 “(D) APPROPRIATE COMMITTEES OF CON-
17 GRESS DEFINED.—In this paragraph, the term
18 ‘appropriate committees of Congress’ means—

19 “(i) the Committee on Foreign Rela-
20 tions, the Committee on the Judiciary, the
21 Committee on Homeland Security and
22 Government Affairs, and the Committee on
23 Armed Services of the Senate; and

24 “(ii) the Committee on Foreign Af-
25 fairs, the Committee on the Judiciary, the

1 Committee on Homeland Security, and the
2 Committee on Armed Services of the
3 House of Representatives.”.

4 **SEC. 712. REPORT ON PARTNER FORCES UTILIZING UNITED**
5 **STATES SECURITY ASSISTANCE IDENTIFIED**
6 **AS USING HUNGER AS A WEAPON OF WAR.**

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

9 (1) the United States recognizes the link be-
10 tween armed conflict and conflict-induced food inse-
11 curity;

12 (2) Congress recognizes and condemns the role
13 of nefarious security actors, including state and non-
14 state armed groups, who have utilized hunger as a
15 weapon of war, including through the unanimous
16 adoption of House of Representatives Resolution
17 922 and Senate Resolution 669 relating to
18 “[c]ondemning the use of hunger as a weapon of
19 war and recognizing the effect of conflict on global
20 food security and famine”;

21 (3) United Nations Security Council Resolution
22 2417 articulates principles that should serve as an
23 important framework for holding perpetrators that
24 use hunger as a weapon of war accountable; and

1 (4) the United States should use the diplomatic
2 and humanitarian tools at our disposal to not only
3 fight global hunger, mitigate the spread of conflict,
4 and promote critical, lifesaving assistance, but also
5 hold perpetrators using hunger as a weapon of war
6 to account.

7 (b) DEFINITIONS.—In this paragraph:

8 (1) HUNGER AS A WEAPON OF WAR.—The term
9 “hunger as a weapon of war” means—

10 (A) intentional starvation of civilians;

11 (B) intentional and reckless destruction,
12 removal, looting, or rendering useless objects
13 necessary for food production and distribution,
14 such as farmland, markets, mills, food pro-
15 cessing and storage facilities, food stuffs, crops,
16 livestock, agricultural assets, waterways, water
17 systems, drinking water facilities and supplies,
18 and irrigation networks;

19 (C) undue denial of humanitarian access
20 and deprivation of objects indispensable to peo-
21 ple’s survival, such as food supplies and nutri-
22 tion resources; and

23 (D) willful interruption of market systems
24 for populations in need, including through the

1 prevention of travel and manipulation of cur-
2 rency exchange.

3 (2) SECURITY ASSISTANCE.—The term “secu-
4 rity assistance” means assistance meeting the defini-
5 tion of “security assistance” under section 502B of
6 the Foreign Assistance Act of 1961 (22 U.S.C.
7 2304).

8 (c) REPORT.—Not later than 180 days after the date
9 of the enactment of this Act, the Secretary, in consultation
10 with the Administrator of the United States Agency for
11 International Development, and the Secretary of Defense
12 shall submit a report to the appropriate congressional
13 committees, the Committee on Armed Services of the Sen-
14 ate, and the Committee on Armed Services of the House
15 of Representatives regarding—

16 (1) United States-funded security assistance
17 and cooperation; and

18 (2) whether the governments and entities re-
19 ceiving such assistance have or are currently using
20 hunger as a weapon of war.

21 (d) ELEMENTS.—The report required under sub-
22 section (c) shall—

23 (1) identify countries receiving United States-
24 funded security assistance or participating in secu-
25 rity programs and activities, including in coordina-

1 tion with the Department of Defense, that are cur-
2 rently experiencing famine-like conditions as a result
3 of conflict;

4 (2) describe the actors and actions taken by
5 such actors in the countries identified pursuant to
6 paragraph (1) who are utilizing hunger as a weapon
7 of war; and

8 (3) describe any current or existing plans to
9 continue providing United States-funded security as-
10 sistance to recipient countries.

11 (e) FORM.—The report required under subsection (c)
12 shall be submitted in unclassified form, but may include
13 a classified annex.

14 **SEC. 713. INFRASTRUCTURE PROJECTS AND INVESTMENTS**

15 **BY THE UNITED STATES AND PEOPLE'S RE-**
16 **PUBLIC OF CHINA.**

17 Not later than 1 year after the date of the enactment
18 of this Act, the Secretary, in coordination with the Admin-
19 istrator of the United States Agency for International De-
20 velopment, shall submit a report to the appropriate con-
21 gressional committees regarding the opportunities and
22 costs of infrastructure projects in Middle East, African,
23 and Latin American and Caribbean countries, which
24 shall—

1 (1) describe the nature and total funding of
2 United States infrastructure investments and con-
3 struction in Middle East, African, and Latin Amer-
4 ican and Caribbean countries, and that of United
5 States allies and partners in the same regions;

6 (2) describe the nature and total funding of in-
7 frastructure investments and construction by the
8 People’s Republic of China in Middle East, African,
9 and Latin American and Caribbean countries;

10 (3) assess the national security threats posed by
11 the infrastructure investment gap between the Peo-
12 ple’s Republic of China and the United States and
13 United States allies and partners, including—

14 (A) infrastructure, such as ports;

15 (B) access to critical and strategic min-
16 erals;

17 (C) digital and telecommunication infra-
18 structure;

19 (D) threats to supply chains; and

20 (E) general favorability towards the Peo-
21 ple’s Republic of China and the United States
22 and United States’ allies and partners among
23 Middle East, African, and Latin American and
24 Caribbean countries;

1 (4) assess the opportunities and challenges for
2 companies based in the United States to invest in in-
3 frastructure projects in Middle East, African, and
4 Latin American and Caribbean countries;

5 (5) describe options for the United States Gov-
6 ernment to undertake to increase support for United
7 States businesses engaged in large-scale infrastruc-
8 ture projects in Middle East, African, and Latin
9 American and Caribbean countries; and

10 (6) identify regional infrastructure priorities,
11 ranked according to United States national interests,
12 in Middle East, African, and Latin American and
13 Caribbean countries.

14 **SEC. 714. SPECIAL ENVOYS.**

15 (a) REVIEW.—Not later than 180 days after the date
16 of the enactment of this Act, the Secretary shall conduct
17 a review of all special envoy positions to determine—

18 (1) which special envoy positions are needed to
19 accomplish the mission of the Department;

20 (2) which special envoy positions could be ab-
21 sorbed into the Department’s existing bureau struc-
22 ture;

23 (3) which special envoy positions were estab-
24 lished by an Act of Congress; and

1 (4) which special envoy positions were created
2 by the Executive Branch without explicit congres-
3 sional approval.

4 (b) REPORT.—Not later than 60 days after the com-
5 pletion of the review required under subsection (a), the
6 Secretary shall submit a report to the appropriate congres-
7 sional committees that includes—

8 (1) a list of every special envoy position in the
9 Department;

10 (2) a detailed justification of the need for each
11 special envoy, if warranted;

12 (3) a list of the special envoy positions that
13 could be absorbed into the Department’s existing bu-
14 reau structure without compromising the mission of
15 the Department;

16 (4) a list of the special envoy positions that
17 were created by an Act of Congress; and

18 (5) a list of the special envoy positions that are
19 not expressly authorized by statute.

20 **SEC. 715. US-ASEAN CENTER.**

21 (a) DEFINED TERM.—In this section, the term
22 “ASEAN” means the Association of Southeast Asian Na-
23 tions.

24 (b) ESTABLISHMENT.—The Secretary is authorized
25 to enter into a public-private partnership for the purposes

1 of establishing a US-ASEAN Center in the United States
2 to support United States economic and cultural engage-
3 ment with Southeast Asia.

4 (c) FUNCTIONS.—Notwithstanding any other provi-
5 sion of law, the US-ASEAN Center established pursuant
6 to subsection (b) may—

7 (1) provide grants for research to support and
8 elevate the importance of the US-ASEAN partner-
9 ship;

10 (2) facilitate activities to strengthen US-
11 ASEAN trade and investment;

12 (3) expand economic and technological relation-
13 ships between ASEAN countries and the United
14 States into new areas of cooperation;

15 (4) provide training to United States citizens
16 and citizens of ASEAN countries that improve peo-
17 ple-to-people ties;

18 (5) develop educational programs to increase
19 awareness for the United States and ASEAN coun-
20 tries on the importance of relations between the
21 United States and ASEAN countries; and

22 (6) carry out other activities the Secretary con-
23 siders necessary to strengthen ties between the
24 United States and ASEAN countries and achieve the
25 objectives of the US-ASEAN Center.

1 **SEC. 716. REPORT ON VETTING OF STUDENTS FROM NA-**
2 **TIONAL DEFENSE UNIVERSITIES AND OTHER**
3 **ACADEMIC INSTITUTIONS OF THE PEOPLE'S**
4 **REPUBLIC OF CHINA.**

5 (a) REPORT.—Not later than 180 days after the date
6 of the enactment of this Act, the Secretary, in consultation
7 with the Secretary of Homeland Security, shall submit to
8 the appropriate congressional committees a report that in-
9 cludes—

10 (1) an evaluation of the screening process of
11 foreign nationals entering the United States from
12 the People's Republic of China who attend or have
13 attended—

14 (A) a top tier university administered by
15 the Ministry of Industry and Information Tech-
16 nology of the People's Republic of China; or

17 (B) an academic institution of the People's
18 Republic of China identified on the list required
19 by section 1286(c)(8) of the John S. McCain
20 National Defense Authorization Act of 2019
21 (Public Law 115–232; 10 U.S.C. 2358 note);

22 (2) an assessment of any vulnerabilities in the
23 screening process, and recommendations for legal,
24 regulatory, or other changes or steps to address such
25 vulnerabilities; and

1 (3) the number of visas approved and denied by
2 the Department, to the extent possible, for students
3 from the People’s Republic of China in science, tech-
4 nology, engineering, and mathematics fields, includ-
5 ing the number of such students who are pursuing
6 an advanced degree or repeating a degree in such
7 fields over the last five years.

8 (b) APPROPRIATE CONGRESSIONAL COMMITTEES
9 DEFINED.—In this section, the term “appropriate con-
10 gressional committees” means—

11 (1) the Committee on Foreign Relations, the
12 Committee on Homeland Security and Governmental
13 Affairs, and the Committee on the Judiciary of the
14 Senate; and

15 (2) the Committee on Foreign Affairs, the
16 Committee on Homeland Security, and the Com-
17 mittee on the Judiciary of the House of Representa-
18 tives.

19 **SEC. 717. BRIEFINGS ON THE UNITED STATES-EUROPEAN**
20 **UNION TRADE AND TECHNOLOGY COUNCIL.**

21 It is the sense of Congress that the United States-
22 European Union Trade and Technology Council is an im-
23 portant forum for the United States and in the European
24 Union to engage on transatlantic trade, investment, and
25 engagement on matters related to critical and emerging

1 technology and that the Department should provide reg-
2 ular updates to the appropriate congressional committees
3 on the deliverables and policy initiatives announced at
4 United States-European Union Trade and Technology
5 Council ministerials.

6 **SEC. 718. REPORT ON PARTICIPATION IN EXERCISES WITH**
7 **GOVERNMENTS THAT HAVE SUPPORTED**
8 **INTERNATIONAL TERRORISM .**

9 To the extent the United States Government is en-
10 gaging in military or maritime training or exercises with
11 a government the Secretary has determined has repeatedly
12 provided support for acts of international terrorism, not
13 later than 180 days after the date enactment of this Act,
14 the Department shall provide to the appropriate congres-
15 sional committees a report that includes a justification for
16 such participation, and whether any United States Gov-
17 ernment funds go to the government of such country in
18 relation to such exercises.

19 **SEC. 719. CONGRESSIONAL OVERSIGHT, QUARTERLY RE-**
20 **VIEW, AND AUTHORITY RELATING TO CON-**
21 **CURRENCE PROVIDED BY CHIEFS OF MIS-**
22 **SION FOR SUPPORT OF CERTAIN GOVERN-**
23 **MENT OPERATIONS.**

24 (a) NOTIFICATION REQUIRED.—Not later than 30
25 days after the date on which a chief of mission concurs

1 with providing United States Government support to enti-
2 ties or individuals engaged in facilitating or supporting
3 United States Government military- or security-related op-
4 erations within the area of responsibility of the chief of
5 mission, the Secretary shall notify the appropriate con-
6 gressional committees of such concurrence.

7 (b) SEMIANNUAL REVIEW, DETERMINATION, AND
8 BRIEFING REQUIRED.—Not less frequently than semi-
9 annually, the Secretary, in order to ensure that the sup-
10 port described in subsection (a) continues to align with
11 United States foreign policy objectives and the objectives
12 of the Department, shall—

13 (1) conduct a review of any concurrence de-
14 scribed in subsection (a) that is in effect;

15 (2) determine, based on such review, whether to
16 revoke any such concurrence pending further study
17 and review; and

18 (3) brief the appropriate congressional commit-
19 tees regarding the results of such review.

20 (c) REVOCATION OF CONCURRENCE.—If the Sec-
21 retary determines, pursuant to a review conducted under
22 subsection (b), that any concurrence described in sub-
23 section (a) should be revoked, the Secretary may revoke
24 such concurrence.

1 (d) ANNUAL REPORT REQUIRED.—Not later than
2 January 31 of each year, the Secretary shall submit a re-
3 port to the appropriate congressional committees that in-
4 cludes—

5 (1) a description of any support described in
6 subsection (a) that was provided with the concur-
7 rence of a chief of mission during the calendar year
8 preceding the calendar year in which the report is
9 submitted; and

10 (2) an analysis of the effects of such support on
11 diplomatic lines of effort, including with respect to—

12 (A) nonproliferation, anti-terrorism,
13 demining, and related programs and associated
14 anti-terrorism assistance programs;

15 (B) international narcotics control and law
16 enforcement programs; and

17 (C) foreign military sales, foreign military
18 financing, and associated training programs.

19 **SEC. 720. MODIFICATION AND REPEAL OF REPORTS.**

20 (a) COUNTRY REPORTS ON HUMAN RIGHTS PRAC-
21 TICES.—

22 (1) IN GENERAL.—The Secretary shall examine
23 the production of the 2023 and subsequent annual
24 Country Reports on Human Rights Practices by the
25 Assistant Secretary for Democracy, Human Rights,

1 and Labor as required under sections 116(d) and
2 502B(b) of the Foreign Assistance Act of 1961 (22
3 U.S.C. 2151n(d), 2304(b)) to maximize—

4 (A) cost and personnel efficiencies;

5 (B) the potential use of data and analytic
6 tools and visualization; and

7 (C) advancement of the modernization
8 agenda for the Department announced by the
9 Secretary on October 27, 2021.

10 (2) TRANSNATIONAL REPRESSION AMEND-
11 MENTS TO ANNUAL COUNTRY REPORTS ON HUMAN
12 RIGHTS PRACTICES.—Section 116(d) of the Foreign
13 Assistance Act of 1961 (22 U.S.C. 2151n(d)) is
14 amended by adding at the end the following new
15 paragraph:

16 “(13) Wherever applicable, a description of the
17 nature and extent of acts of transnational repression
18 that occurred during the preceding year, including
19 identification of—

20 “(A) incidents in which a government har-
21 assed, intimidated, or killed individuals outside
22 of their internationally recognized borders and
23 the patterns of such repression among repeat
24 offenders;

1 “(B) countries in which such transnational
2 repression occurs and the role of the govern-
3 ments of such countries in enabling, preventing,
4 mitigating, and responding to such acts;

5 “(C) the tactics used by the governments
6 of countries identified pursuant to subpara-
7 graph (A), including the actions identified and
8 any new techniques observed;

9 “(D) in the case of digital surveillance and
10 harassment, the type of technology or platform,
11 including social media, smart city technology,
12 health tracking systems, general surveillance
13 technology, and data access, transfer, and stor-
14 age procedures, used by the governments of
15 countries identified pursuant to subparagraph
16 (A) for such actions; and

17 “(E) groups and types of individuals tar-
18 geted by acts of transnational repression in
19 each country in which such acts occur.”.

20 (b) ELIMINATION OF OBSOLETE REPORTS.—

21 (1) ANNUAL REPORTS RELATING TO FUNDING
22 MECHANISMS FOR TELECOMMUNICATIONS SECURITY
23 AND SEMICONDUCTORS.—Division H of the William
24 M. (Mac) Thornberry National Defense Authoriza-

1 tion Act for Fiscal Year 2021 (Public Law 116–283)
2 is amended—

3 (A) in section 9202(a)(2) (47 U.S.C.
4 906(a)(2))—

5 (i) by striking subparagraph (C); and

6 (ii) by redesignating subparagraph

7 (D) as subparagraph (C); and

8 (B) in section 9905 (15 U.S.C. 4655)—

9 (i) by striking subsection (c); and

10 (ii) by redesignating subsection (d) as
11 subsection (c).

12 (2) REPORTS RELATING TO FOREIGN ASSIST-
13 ANCE TO COUNTER RUSSIAN INFLUENCE AND MEDIA
14 ORGANIZATIONS CONTROLLED BY RUSSIA.—The
15 Countering Russian Influence in Europe and Eur-
16 asia Act of 2017 (title II of Public Law 115–44) is
17 amended—

18 (A) in section 254(e)—

19 (i) in paragraph (1)—

20 (I) by striking “IN GENERAL.—”;

21 (II) by redesignating subpara-
22 graphs (A), (B), and (C) as para-
23 graphs (1), (2), and (3), respectively,
24 and moving such paragraphs 2 ems to
25 the left; and

1 (ii) by striking paragraph (2); and
2 (B) by striking section 255.

3 (3) ANNUAL REPORT ON PROMOTING THE RULE
4 OF LAW IN THE RUSSIAN FEDERATION.—Section
5 202 of the Russia and Moldova Jackson-Vanik Re-
6 peal and Sergei Magnitsky Rule of Law Account-
7 ability Act of 2012 (Public Law 112–208) is amend-
8 ed by striking subsection (a).

9 (4) ANNUAL REPORT ON ADVANCING FREEDOM
10 AND DEMOCRACY.—Section 2121 of the Advance
11 Democratic Values, Address Nondemocratic Coun-
12 tries, and Enhance Democracy Act of 2007 (title
13 XXI of Public Law 110–53) is amended by striking
14 subsection (c).

15 (5) ANNUAL REPORTS ON UNITED STATES-
16 VIETNAM HUMAN RIGHTS DIALOGUE MEETINGS.—
17 Section 702 of the Foreign Relations Authorization
18 Act, Fiscal Year 2003 (22 U.S.C. 2151n note) is re-
19 pealed.

20 **TITLE VIII—COMBATING**
21 **GLOBAL CORRUPTION**

22 **SEC. 801. SHORT TITLE.**

23 This title may be cited as the “Combating Global
24 Corruption Act”.

1 **SEC. 802. DEFINITIONS.**

2 In this title:

3 (1) **CORRUPT ACTOR.**—The term “corrupt
4 actor” means—

5 (A) any foreign person or entity that is a
6 government official or government entity re-
7 sponsible for, or complicit in, an act of corrup-
8 tion; and

9 (B) any company, in which a person or en-
10 tity described in subparagraph (A) has a sig-
11 nificant stake, which is responsible for, or
12 complicit in, an act of corruption.

13 (2) **CORRUPTION.**—The term “corruption”
14 means the unlawful exercise of entrusted public
15 power for private gain, including by bribery, nepo-
16 tism, fraud, or embezzlement.

17 (3) **SIGNIFICANT CORRUPTION.**—The term “sig-
18 nificant corruption” means corruption committed at
19 a high level of government that has some or all of
20 the following characteristics:

21 (A) Illegitimately distorts major decision-
22 making, such as policy or resource determina-
23 tions, or other fundamental functions of govern-
24 ance.

25 (B) Involves economically or socially large-
26 scale government activities.

1 **SEC. 803. PUBLICATION OF TIERED RANKING LIST.**

2 (a) IN GENERAL.—The Secretary of State shall an-
3 nually publish, on a publicly accessible website, a tiered
4 ranking of all foreign countries.

5 (b) TIER 1 COUNTRIES.—A country shall be ranked
6 as a tier 1 country in the ranking published under sub-
7 section (a) if the government of such country is complying
8 with the minimum standards set forth in section 804.

9 (c) TIER 2 COUNTRIES.—A country shall be ranked
10 as a tier 2 country in the ranking published under sub-
11 section (a) if the government of such country is making
12 efforts to comply with the minimum standards set forth
13 in section 804, but is not achieving the requisite level of
14 compliance to be ranked as a tier 1 country.

15 (d) TIER 3 COUNTRIES.—A country shall be ranked
16 as a tier 3 country in the ranking published under sub-
17 section (a) if the government of such country is making
18 de minimis or no efforts to comply with the minimum
19 standards set forth in section 804.

20 **SEC. 804. MINIMUM STANDARDS FOR THE ELIMINATION OF**
21 **CORRUPTION AND ASSESSMENT OF EFFORTS**
22 **TO COMBAT CORRUPTION.**

23 (a) IN GENERAL.—The government of a country is
24 complying with the minimum standards for the elimi-
25 nation of corruption if the government—

1 (1) has enacted and implemented laws and es-
2 tablished government structures, policies, and prac-
3 tices that prohibit corruption, including significant
4 corruption;

5 (2) enforces the laws described in paragraph (1)
6 by punishing any person who is found, through a
7 fair judicial process, to have violated such laws;

8 (3) prescribes punishment for significant cor-
9 ruption that is commensurate with the punishment
10 prescribed for serious crimes; and

11 (4) is making serious and sustained efforts to
12 address corruption, including through prevention.

13 (b) **FACTORS FOR ASSESSING GOVERNMENT EF-**
14 **FORTS TO COMBAT CORRUPTION.**—In determining wheth-
15 er a government is making serious and sustained efforts
16 to address corruption, the Secretary of State shall con-
17 sider, to the extent relevant or appropriate, factors such
18 as—

19 (1) whether the government of the country has
20 criminalized corruption, investigates and prosecutes
21 acts of corruption, and convicts and sentences per-
22 sons responsible for such acts over which it has ju-
23 risdiction, including, as appropriate, incarcerating
24 individuals convicted of such acts;

1 (2) whether the government of the country vig-
2 orously investigates, prosecutes, convicts, and sen-
3 tences public officials who participate in or facilitate
4 corruption, including nationals of the country who
5 are deployed in foreign military assignments, trade
6 delegations abroad, or other similar missions, who
7 engage in or facilitate significant corruption;

8 (3) whether the government of the country has
9 adopted measures to prevent corruption, such as
10 measures to inform and educate the public, including
11 potential victims, about the causes and consequences
12 of corruption;

13 (4) what steps the government of the country
14 has taken to prohibit government officials from par-
15 ticipating in, facilitating, or condoning corruption,
16 including the investigation, prosecution, and convic-
17 tion of such officials;

18 (5) the extent to which the country provides ac-
19 cess, or, as appropriate, makes adequate resources
20 available, to civil society organizations and other in-
21 stitutions to combat corruption, including reporting,
22 investigating, and monitoring;

23 (6) whether an independent judiciary or judicial
24 body in the country is responsible for, and effectively
25 capable of, deciding corruption cases impartially, on

1 the basis of facts and in accordance with the law,
2 without any improper restrictions, influences, in-
3 ducements, pressures, threats, or interferences (di-
4 rect or indirect);

5 (7) whether the government of the country is
6 assisting in international investigations of
7 transnational corruption networks and in other coop-
8 erative efforts to combat significant corruption, in-
9 cluding, as appropriate, cooperating with the govern-
10 ments of other countries to extradite corrupt actors;

11 (8) whether the government of the country rec-
12 ognizes the rights of victims of corruption, ensures
13 their access to justice, and takes steps to prevent
14 victims from being further victimized or persecuted
15 by corrupt actors, government officials, or others;

16 (9) whether the government of the country pro-
17 tects victims of corruption or whistleblowers from re-
18 prisal due to such persons having assisted in expos-
19 ing corruption, and refrains from other discrimina-
20 tory treatment of such persons;

21 (10) whether the government of the country is
22 willing and able to recover and, as appropriate, re-
23 turn the proceeds of corruption;

24 (11) whether the government of the country is
25 taking steps to implement financial transparency

1 measures in line with the Financial Action Task
2 Force recommendations, including due diligence and
3 beneficial ownership transparency requirements;

4 (12) whether the government of the country is
5 facilitating corruption in other countries in connec-
6 tion with state-directed investment, loans or grants
7 for major infrastructure, or other initiatives; and

8 (13) such other information relating to corrup-
9 tion as the Secretary of State considers appropriate.

10 (c) ASSESSING GOVERNMENT EFFORTS TO COMBAT
11 CORRUPTION IN RELATION TO RELEVANT INTER-
12 NATIONAL COMMITMENTS.—In determining whether a
13 government is making serious and sustained efforts to ad-
14 dress corruption, the Secretary of State shall consider the
15 government of a country’s compliance with the following,
16 as relevant:

17 (1) The Inter-American Convention against
18 Corruption of the Organization of American States,
19 done at Caracas March 29, 1996.

20 (2) The Convention on Combating Bribery of
21 Foreign Public Officials in International Business
22 Transactions of the Organisation of Economic Co-
23 operation and Development, done at Paris December
24 21, 1997 (commonly referred to as the “Anti-Brib-
25 ery Convention”).

1 (3) The United Nations Convention against
2 Transnational Organized Crime, done at New York
3 November 15, 2000.

4 (4) The United Nations Convention against
5 Corruption, done at New York October 31, 2003.

6 (5) Such other treaties, agreements, and inter-
7 national standards as the Secretary of State con-
8 siders appropriate.

9 **SEC. 805. IMPOSITION OF SANCTIONS UNDER GLOBAL**
10 **MAGNITSKY HUMAN RIGHTS ACCOUNT-**
11 **ABILITY ACT.**

12 (a) IN GENERAL.—The Secretary of State, in coordi-
13 nation with the Secretary of the Treasury, should evaluate
14 whether there are foreign persons engaged in significant
15 corruption for the purposes of potential imposition of
16 sanctions under the Global Magnitsky Human Rights Ac-
17 countability Act (subtitle F of title XII of Public Law
18 114–328; 22 U.S.C. 2656 note)—

19 (1) in all countries identified as tier 3 countries
20 under section 803(d); or

21 (2) in relation to the planning or construction
22 or any operation of the Nord Stream 2 pipeline.

23 (b) REPORT REQUIRED.—Not later than 180 days
24 after publishing the list required by section 803(a) and
25 annually thereafter, the Secretary of State shall submit

1 to the committees specified in subsection (e) a report that
2 includes—

3 (1) a list of foreign persons with respect to
4 which the President imposed sanctions pursuant to
5 the evaluation under subsection (a);

6 (2) the dates on which such sanctions were im-
7 posed;

8 (3) the reasons for imposing such sanctions;
9 and

10 (4) a list of all foreign persons that have been
11 engaged in significant corruption in relation to the
12 planning, construction, or operation of the Nord
13 Stream 2 pipeline.

14 (c) FORM OF REPORT.—Each report required by sub-
15 section (b) shall be submitted in unclassified form but may
16 include a classified annex.

17 (d) BRIEFING IN LIEU OF REPORT.—The Secretary
18 of State, in coordination with the Secretary of the Treas-
19 ury, may (except with respect to the list required by sub-
20 section (b)(4)) provide a briefing to the committees speci-
21 fied in subsection (e) instead of submitting a written re-
22 port required under subsection (b), if doing so would bet-
23 ter serve existing United States anti-corruption efforts or
24 the national interests of the United States.

1 (e) TERMINATION OF REQUIREMENTS RELATING TO
2 NORD STREAM 2.—The requirements under subsections
3 (a)(2) and (b)(4) shall terminate on the date that is 5
4 years after the date of the enactment of this Act.

5 (f) COMMITTEES SPECIFIED.—The committees speci-
6 fied in this subsection are—

7 (1) the Committee on Foreign Relations, the
8 Committee on Appropriations, the Committee on
9 Banking, Housing, and Urban Affairs, and the Com-
10 mittee on the Judiciary of the Senate; and

11 (2) the Committee on Foreign Affairs, the
12 Committee on Appropriations, the Committee on Fi-
13 nancial Services, and the Committee on the Judici-
14 ary of the House of Representatives.

15 **SEC. 806. DESIGNATION OF EMBASSY ANTI-CORRUPTION**
16 **POINTS OF CONTACT.**

17 (a) IN GENERAL.—The Secretary of State shall an-
18 nually designate an anti-corruption point of contact at the
19 United States diplomatic post to each country identified
20 as tier 2 or tier 3 under section 803, or which the Sec-
21 retary otherwise determines is in need of such a point of
22 contact. The point of contact shall be the chief of mission
23 or the chief of mission’s designee.

24 (b) RESPONSIBILITIES.—Each anti-corruption point
25 of contact designated under subsection (a) shall be respon-

1 sible for enhancing coordination and promoting the imple-
2 mentation of a whole-of-government approach among the
3 relevant Federal departments and agencies undertaking
4 efforts to—

5 (1) promote good governance in foreign coun-
6 tries; and

7 (2) enhance the ability of such countries—

8 (A) to combat public corruption; and

9 (B) to develop and implement corruption
10 risk assessment tools and mitigation strategies.

11 (c) TRAINING.—The Secretary of State shall imple-
12 ment appropriate training for anti-corruption points of
13 contact designated under subsection (a).

14 **TITLE IX—AUKUS MATTERS**

15 **SEC. 901. DEFINITIONS.**

16 In this title:

17 (1) APPROPRIATE CONGRESSIONAL COMMIT-
18 TEES.—The term “appropriate congressional com-
19 mittees” means—

20 (A) the Committee on Foreign Relations
21 and the Committee on Armed Services of the
22 Senate; and

23 (B) the Committee on Foreign Affairs and
24 the Committee on Armed Services of the House
25 of Representatives.

1 (2) AUKUS PARTNERSHIP.—

2 (A) IN GENERAL.—The term “AUKUS
3 partnership” means the enhanced trilateral se-
4 curity partnership between Australia, the
5 United Kingdom, and the United States an-
6 nounced in September 2021.

7 (B) PILLARS.—The AUKUS partnership
8 includes the following two pillars:

9 (i) Pillar One is focused on developing
10 a pathway for Australia to acquire conven-
11 tionally armed, nuclear-powered sub-
12 marines.

13 (ii) Pillar Two is focused on enhanc-
14 ing trilateral collaboration on advanced de-
15 fense capabilities, including hypersonic and
16 counter hypersonic capabilities, quantum
17 technologies, undersea technologies, and
18 artificial intelligence.

19 (3) INTERNATIONAL TRAFFIC IN ARMS REGULA-
20 TIONS.—The term “International Traffic in Arms
21 Regulations” means subchapter M of chapter I of
22 title 22, Code of Federal Regulations (or successor
23 regulations).

1 **Subtitle A—Outlining the AUKUS**
2 **Partnership**

3 **SEC. 911. STATEMENT OF POLICY ON THE AUKUS PARTNER-**
4 **SHIP.**

5 (a) STATEMENT OF POLICY.—It is the policy of the
6 United States that—

7 (1) the AUKUS partnership is integral to
8 United States national security, increasing United
9 States and allied capability in the undersea domain
10 of the Indo-Pacific, and developing cutting edge mili-
11 tary capabilities;

12 (2) the transfer of conventionally armed, nu-
13 clear-powered submarines to Australia will position
14 the United States and its allies to maintain peace
15 and security in the Indo-Pacific;

16 (3) the transfer of conventionally armed, nu-
17 clear-powered submarines to Australia will be safely
18 implemented with the highest nonproliferation stand-
19 ards in alignment with—

20 (A) safeguards established by the Inter-
21 national Atomic Energy Agency; and

22 (B) the Additional Protocol to the Agree-
23 ment between Australia and the International
24 Atomic Energy Agency for the application of
25 safeguards in connection with the Treaty on the

1 Non-Proliferation of Nuclear Weapons, signed
2 at Vienna September 23, 1997;

3 (4) the United States will enter into a mutual
4 defense agreement with Australia, modeled on the
5 1958 bilateral mutual defense agreement with the
6 United Kingdom, for the sole purpose of facilitating
7 the transfer of naval nuclear propulsion technology
8 to Australia;

9 (5) working with the United Kingdom and Aus-
10 tralia to develop and provide joint advanced military
11 capabilities to promote security and stability in the
12 Indo-Pacific will have tangible impacts on United
13 States military effectiveness across the world;

14 (6) in order to better facilitate cooperation
15 under Pillar 2 of the AUKUS partnership, it is im-
16 perative that every effort be made to streamline
17 United States export controls consistent with nec-
18 essary and reciprocal security safeguards on United
19 States technology at least comparable to those of the
20 United States;

21 (7) the trade authorization mechanism for the
22 AUKUS partnership administered by the Depart-
23 ment is a critical first step in reimagining the
24 United States export control system to carry out the
25 AUKUS partnership and expedite technology shar-

1 ing and defense trade among the United States,
2 Australia, and the United Kingdom; and

3 (8) the vast majority of United States defense
4 trade with Australia is conducted through the For-
5 eign Military Sales (FMS) process, the preponder-
6 ance of defense trade with the United Kingdom is
7 conducted through Direct Commercial Sales (DCS),
8 and efforts to streamline United States export con-
9 trols should focus on both Foreign Military Sales
10 and Direct Commercial Sales.

11 **SEC. 912. SENIOR ADVISOR FOR THE AUKUS PARTNERSHIP**

12 **AT THE DEPARTMENT OF STATE.**

13 (a) IN GENERAL.—There shall be a Senior Advisor
14 for the AUKUS partnership at the Department, who—

15 (1) shall report directly to the Secretary; and

16 (2) may not hold another position in the De-
17 partment concurrently while holding the position of
18 Senior Advisor for the AUKUS partnership.

19 (b) DUTIES.—The Senior Advisor shall—

20 (1) be responsible for coordinating efforts re-
21 lated to the AUKUS partnership across the Depart-
22 ment, including the bureaus engaged in nonprolifera-
23 tion, defense trade, security assistance, and diplo-
24 matic relations in the Indo-Pacific;

1 (2) serve as the lead within the Department for
2 implementation of the AUKUS partnership in inter-
3 agency processes, consulting with counterparts in
4 the Department of Defense, the Department of
5 Commerce, the Department of Energy, the Office of
6 Naval Reactors, and any other relevant agencies;

7 (3) lead diplomatic efforts related to the
8 AUKUS partnership with other governments to ex-
9 plain how the partnership will enhance security and
10 stability in the Indo-Pacific; and

11 (4) consult regularly with the appropriate con-
12 gressional committees, and keep such committees
13 fully and currently informed, on issues related to the
14 AUKUS partnership, including in relation to the
15 AUKUS Pillar 1 objective of supporting Australia's
16 acquisition of conventionally armed, nuclear-powered
17 submarines and the Pillar 2 objective of jointly de-
18 veloping advanced military capabilities to support se-
19 curity and stability in the Indo-Pacific, as affirmed
20 by the President of the United States, the Prime
21 Minister of the United Kingdom, and the Prime
22 Minister of Australia on April 5, 2022.

23 (c) PERSONNEL TO SUPPORT THE SENIOR ADVI-
24 SOR.—The Secretary shall ensure that the Senior Advisor
25 is adequately staffed, including through encouraging de-

1 tails, or assignment of employees of the Department, with
2 expertise related to the implementation of the AUKUS
3 partnership, including staff with expertise in—

4 (1) nuclear policy, including nonproliferation;

5 (2) defense trade and security cooperation, in-
6 cluding security assistance; and

7 (3) relations with respect to political-military
8 issues in the Indo-Pacific and Europe.

9 (d) NOTIFICATION.—Not later than 180 days after
10 the date of the enactment of this Act, and not later than
11 90 days after a Senior Advisor assumes such position, the
12 Secretary shall notify the appropriate congressional com-
13 mittees of the number of full-time equivalent positions, rel-
14 evant expertise, and duties of any employees of the De-
15 partment or detailees supporting the Senior Advisor.

16 (e) SUNSET.—

17 (1) IN GENERAL.—The position of the Senior
18 Advisor for the AUKUS partnership shall terminate
19 on the date that is 8 years after the date of the en-
20 actment of this Act.

21 (2) RENEWAL.—The Secretary may renew the
22 position of the Senior Advisor for the AUKUS part-
23 nership for 1 additional period of 4 years, following
24 notification to the appropriate congressional commit-
25 tees of the renewal.

1 **Subtitle B—Authorization for Sub-**
2 **marine Transfers, Support, and**
3 **Infrastructure Improvement Ac-**
4 **tivities**

5 **SEC. 921. AUSTRALIA, UNITED KINGDOM, AND UNITED**
6 **STATES SUBMARINE SECURITY ACTIVITIES.**

7 (a) **AUTHORIZATION TO TRANSFER SUBMARINES.—**

8 (1) **IN GENERAL.—**Subject to paragraphs (3),
9 (4), and (11), the President may, under section 21
10 of the Arms Export Control Act (22 U.S.C. 2761)—

11 (A) transfer not more than two Virginia
12 class submarines from the inventory of the
13 United States Navy to the Government of Aus-
14 tralia on a sale basis; and

15 (B) transfer not more than one additional
16 Virginia class submarine to the Government of
17 Australia on a sale basis.

18 (2) **REQUIREMENTS NOT APPLICABLE.—**A sale
19 carried out under paragraph (1)(B) shall not be sub-
20 ject to the requirements of—

21 (A) section 36 of the Arms Export Control
22 Act (22 U.S.C. 2776); or

23 (B) section 8677 of title 10, United States
24 Code.

25 (3) **CERTIFICATION; BRIEFING.—**

1 (A) PRESIDENTIAL CERTIFICATION.—The
2 President may exercise the authority provided
3 by paragraph (1) not earlier than 60 days after
4 the date on which the President certifies to the
5 appropriate congressional committees that any
6 submarine transferred under such authority
7 shall be used to support the joint security inter-
8 ests and military operations of the United
9 States and Australia.

10 (B) WAIVER OF CHIEF OF NAVAL OPER-
11 ATIONS CERTIFICATION.—The requirement for
12 the Chief of Naval Operations to make a certifi-
13 cation under section 8678 of title 10, United
14 States Code, shall not apply to a transfer under
15 paragraph (1).

16 (C) BRIEFING.—Not later than 90 days
17 before the sale of any submarine under para-
18 graph (1), the Secretary of the Navy shall pro-
19 vide to the appropriate congressional commit-
20 tees a briefing on—

21 (i) the impacts of such sale to the
22 readiness of the submarine fleet of the
23 United States, including with respect to
24 maintenance timelines, deployment-to-dwell
25 ratios, training, exercise participation, and

1 the ability to meet combatant commander
2 requirements;

3 (ii) the impacts of such sale to the
4 submarine industrial base of the United
5 States, including with respect to projected
6 maintenance requirements, acquisition
7 timelines for spare and replacement parts,
8 and future procurement of Virginia class
9 submarines for the submarine fleet of the
10 United States; and

11 (iii) other relevant topics as deter-
12 mined by the Secretary of the Navy.

13 (4) REQUIRED MUTUAL DEFENSE AGREE-
14 MENT.—Before any transfer occurs under subsection
15 (a), the United States and Australia shall have a
16 mutual defense agreement in place, which shall—

17 (A) provide a clear legal framework for the
18 sole purpose of Australia's acquisition of con-
19 ventionally armed, nuclear-powered submarines;
20 and

21 (B) meet the highest nonproliferation
22 standards for the exchange of nuclear mate-
23 rials, technology, equipment, and information
24 between the United States and Australia.

1 (5) SUBSEQUENT SALES.—A sale of a Virginia
2 class submarine that occurs after the sales described
3 in paragraph (1) may occur only if such sale is ex-
4 plicitly authorized in legislation enacted after the
5 date of the enactment of this Act.

6 (6) COSTS OF TRANSFER.—Any expense in-
7 curred by the United States in connection with a
8 transfer under paragraph (1) shall be charged to the
9 Government of Australia.

10 (7) CREDITING OF RECEIPTS.—Notwith-
11 standing any provision of law pertaining to the cred-
12 iting of amounts received from a sale under section
13 21 of the Arms Export Control Act (22 U.S.C.
14 2761), any funds received by the United States pur-
15 suant to a transfer under paragraph (1) shall—

16 (A) be credited, at the discretion of the
17 President, to—

18 (i) the fund or account used in incur-
19 ring the original obligation for the acquisi-
20 tion of submarines transferred under para-
21 graph (1);

22 (ii) an appropriate fund or account
23 available for the purposes for which the ex-
24 penditures for the original acquisition of

1 submarines transferred under paragraph
2 (1) were made; or

3 (iii) any other fund or account avail-
4 able for the purpose specified in paragraph
5 (8)(B); and

6 (B) remain available for obligation until
7 expended.

8 (8) USE OF FUNDS.—Subject to paragraphs (9)
9 and (10), the President may use funds received pur-
10 suant to a transfer under paragraph (1)—

11 (A) for the acquisition of submarines to re-
12 place the submarines transferred to the Govern-
13 ment of Australia; or

14 (B) for improvements to the submarine in-
15 dustrial base of the United States.

16 (9) PLAN FOR USE OF FUNDS.—Before any use
17 of any funds received pursuant to a transfer under
18 paragraph (1), the President shall submit to the ap-
19 propriate congressional committees, the Committee
20 on Appropriations of the Senate, and the Committee
21 on Appropriations of the House of Representatives a
22 plan detailing how such funds will be used, including
23 specific amounts and purposes.

24 (10) NOTIFICATION AND REPORT.—

1 (A) NOTIFICATION.—Not later than 30
2 days after the date of any transfer under para-
3 graph (1), and upon any transfer or depositing
4 of funds received pursuant to such a transfer,
5 the President shall notify the appropriate con-
6 gressional committees, the Committee on Ap-
7 propriations of the Senate, and the Committee
8 on Appropriations of the House of Representa-
9 tives of—

10 (i) the amount of funds received pur-
11 suant to the transfer; and

12 (ii) the specific account or fund into
13 which the funds described in clause (i) are
14 deposited.

15 (B) ANNUAL REPORT.—Not later than No-
16 vember 30 of each year until 1 year after the
17 date on which all funds received pursuant to
18 transfers under paragraph (1) have been fully
19 expended, the President shall submit to the
20 committees described in subparagraph (A) a re-
21 port that includes an accounting of how funds
22 received pursuant to transfers under paragraph
23 (1) were used in the fiscal year preceding the
24 fiscal year in which the report is submitted.

1 (11) APPLICABILITY OF EXISTING LAW TO
2 TRANSFER OF SPECIAL NUCLEAR MATERIAL AND
3 UTILIZATION FACILITIES FOR MILITARY APPLICA-
4 TIONS.—

5 (A) IN GENERAL.—With respect to any
6 special nuclear material for use in utilization fa-
7 cilities or any portion of a submarine trans-
8 ferred under paragraph (1) constituting utiliza-
9 tion facilities for military applications under
10 section 91 of the Atomic Energy Act of 1954
11 (42 U.S.C. 2121), transfer of such material or
12 such facilities shall occur only in accordance
13 with such section 91.

14 (B) USE OF FUNDS.—The President may
15 use proceeds from a transfer described in sub-
16 paragraph (A) for the acquisition of submarine
17 naval nuclear propulsion plants and nuclear fuel
18 to replace propulsion plants and fuel trans-
19 ferred to the Government of Australia.

20 (b) REPAIR AND REFURBISHMENT OF AUKUS SUB-
21 MARINES.—Section 8680 of title 10, United States Code,
22 is amended—

23 (1) by redesignating subsection (c) as sub-
24 section (d); and

1 (2) by inserting after subsection (b) the fol-
2 lowing new subsection (c):

3 “(c) REPAIR AND REFURBISHMENT OF CERTAIN
4 SUBMARINES.—

5 “(1) SHIPYARD.—Notwithstanding any other
6 provision of this section, the President shall—

7 “(A) determine the appropriate shipyard in
8 the United States, Australia, or the United
9 Kingdom to perform any repair or refurbish-
10 ment of a United States submarine involved in
11 submarine security activities between the
12 United States, Australia, and the United King-
13 dom; and

14 “(B) in making a determination under
15 subparagraph (A) with respect whether a ship-
16 yard is appropriate, consider the significance of
17 the shipyard to strategically important areas of
18 operations.

19 “(2) PERSONNEL.—Repair or refurbishment de-
20 scribed in paragraph (1)(A) may be carried out by
21 personnel of the United States, the United Kingdom,
22 or Australia in accordance with the international ar-
23 rangements governing the submarine security activi-
24 ties described in such paragraph.”.

1 **SEC. 922. ACCEPTANCE OF CONTRIBUTIONS FOR AUS-**
2 **TRALIA, UNITED KINGDOM, AND UNITED**
3 **STATES SUBMARINE SECURITY ACTIVITIES;**
4 **AUKUS SUBMARINE SECURITY ACTIVITIES**
5 **ACCOUNT.**

6 (a) ACCEPTANCE AUTHORITY.—The President may
7 accept from the Government of Australia contributions of
8 money made by the Government of Australia for use by
9 the Department of Defense in support of non-nuclear re-
10 lated aspects of submarine security activities between Aus-
11 tralia, the United Kingdom, and the United States
12 (AUKUS).

13 (b) ESTABLISHMENT OF AUKUS SUBMARINE SECU-
14 RITY ACTIVITIES ACCOUNT.—

15 (1) IN GENERAL.—There is established in the
16 Treasury of the United States a special account to
17 be known as the “AUKUS Submarine Security Ac-
18 tivities Account”.

19 (2) CREDITING OF CONTRIBUTIONS OF
20 MONEY.—Contributions of money accepted by the
21 President under subsection (a) shall be credited to
22 the AUKUS Submarine Security Activities Account.

23 (3) AVAILABILITY.—Amounts credited to the
24 AUKUS Submarine Security Activities Account shall
25 remain available until expended.

1 (c) USE OF AUKUS SUBMARINE SECURITY ACTIVI-
2 TIES ACCOUNT.—

3 (1) IN GENERAL.—Subject to paragraph (2),
4 the President may use funds in the AUKUS Sub-
5 marine Security Activities Account—

6 (A) for any purpose authorized by law that
7 the President determines would support sub-
8 marine security activities between Australia, the
9 United Kingdom, and the United States; or

10 (B) to carry out a military construction
11 project related to the AUKUS partnership that
12 is not otherwise authorized by law.

13 (2) PLAN FOR USE OF FUNDS.—Before any use
14 of any funds in the AUKUS Submarine Security Ac-
15 tivities Account, the President shall submit to the
16 appropriate congressional committees, the Com-
17 mittee on Appropriations of the Senate, and the
18 Committee on Appropriations of the House of Rep-
19 resentatives a plan detailing—

20 (A) the amount of funds in the AUKUS
21 Submarine Security Activities Account; and

22 (B) how such funds will be used, including
23 specific amounts and purposes.

24 (d) TRANSFERS OF FUNDS.—

1 (1) IN GENERAL.—In carrying out subsection
2 (c) and subject to paragraphs (2) and (5), the Presi-
3 dent may transfer funds available in the AUKUS
4 Submarine Security Activities Account to an account
5 or fund available to the Department of Defense or
6 any other appropriate agency.

7 (2) DEPARTMENT OF ENERGY.—In carrying out
8 subsection (c), and in accordance with the Atomic
9 Energy Act of 1954 (42 U.S.C. 2011 et seq.), the
10 President may transfer funds available in the
11 AUKUS Submarine Security Activities Account to
12 an account or fund available to the Department of
13 Energy to carry out activities related to submarine
14 security activities between Australia, the United
15 Kingdom, and the United States.

16 (3) AVAILABILITY FOR OBLIGATION.—Funds
17 transferred under this subsection shall be available
18 for obligation for the same time period and for the
19 same purpose as the account or fund to which trans-
20 ferred.

21 (4) TRANSFER BACK TO ACCOUNT.—Upon a de-
22 termination by the President that all or part of the
23 funds transferred from the AUKUS Submarine Se-
24 curity Activities Account are not necessary for the
25 purposes for which such funds were transferred, and

1 subject to paragraph (5), all or such part of such
2 funds shall be transferred back to the AUKUS Sub-
3 marine Security Activities Account.

4 (5) NOTIFICATION AND REPORT.—

5 (A) NOTIFICATION.—The President shall
6 notify the appropriate congressional commit-
7 tees, the Committee on Appropriations of the
8 Senate, and the Committee on Appropriations
9 of the House of Representatives of—

10 (i) before the transfer of any funds
11 under this subsection—

12 (I) the amount of funds to be
13 transferred; and

14 (II) the planned or anticipated
15 purpose of such funds; and

16 (ii) before the obligation of any funds
17 transferred under this subsection—

18 (I) the amount of funds to be ob-
19 ligated; and

20 (II) the purpose of the obligation.

21 (B) ANNUAL REPORT.—Not later than No-
22 vember 30 of each year until 1 year after the
23 date on which all funds transferred under this
24 subsection have been fully expended, the Presi-
25 dent shall submit to the committees described

1 in subparagraph (A) a report that includes a
2 detailed accounting of—

3 (i) the amount of funds transferred
4 under this subsection during the fiscal year
5 preceding the fiscal year in which the re-
6 port is submitted; and

7 (ii) the purposes for which such funds
8 were used.

9 (e) INVESTMENT OF MONEY.—

10 (1) AUTHORIZED INVESTMENTS.—The Presi-
11 dent may invest money in the AUKUS Submarine
12 Security Activities Account in securities of the
13 United States or in securities guaranteed as to prin-
14 cipal and interest by the United States.

15 (2) INTEREST AND OTHER INCOME.—Any inter-
16 est or other income that accrues from investment in
17 securities referred to in paragraph (1) shall be de-
18 posited to the credit of the AUKUS Submarine Se-
19 curity Activities Account.

20 (f) RELATIONSHIP TO OTHER LAWS.—The authority
21 to accept or transfer funds under this section is in addition
22 to any other authority to accept or transfer funds.

1 **SEC. 923. AUSTRALIA, UNITED KINGDOM, AND UNITED**
2 **STATES SUBMARINE SECURITY TRAINING.**

3 (a) IN GENERAL.—The President may transfer or ex-
4 port directly to private individuals in Australia defense
5 services that may be transferred to the Government of
6 Australia under the Arms Export Control Act (22 U.S.C.
7 2751 et seq.) to support the development of the submarine
8 industrial base of Australia necessary for submarine secu-
9 rity activities between Australia, the United Kingdom, and
10 the United States, including if such individuals are not
11 officers, employees, or agents of the Government of Aus-
12 tralia.

13 (b) SECURITY CONTROLS.—

14 (1) IN GENERAL.—Any defense service trans-
15 ferred or exported under subsection (a) shall be sub-
16 ject to appropriate security controls to ensure that
17 any sensitive information conveyed by such transfer
18 or export is protected from disclosure to persons un-
19 authorized by the United States to receive such in-
20 formation.

21 (2) CERTIFICATION.—Not later than 30 days
22 before the first transfer or export of a defense serv-
23 ice under subsection (a), and annually thereafter,
24 the President shall certify to the Committee on For-
25 eign Relations of the Senate and the Committee on
26 Foreign Affairs of the House of Representatives that

1 the controls described in paragraph (1) will protect
2 the information described in such paragraph for the
3 defense services so transferred or exported.

4 (c) APPLICATION OF REQUIREMENTS FOR RE-
5 TRANSFER AND REEXPORT.—Any person who receives
6 any defense service transferred or exported under sub-
7 section (a) may retransfer or reexport such service to
8 other persons only in accordance with the requirements
9 of the Arms Export Control Act (22 U.S.C. 2751 et seq.).

10 **Subtitle C—Streamlining and Pro-**
11 **tecting Transfers of United**
12 **States Military Technology**
13 **From Compromise**

14 **SEC. 931. PRIORITY FOR AUSTRALIA AND THE UNITED**
15 **KINGDOM IN FOREIGN MILITARY SALES AND**
16 **DIRECT COMMERCIAL SALES.**

17 (a) IN GENERAL.—The President shall institute poli-
18 cies and procedures for letters of request from Australia
19 and the United Kingdom to transfer defense articles and
20 services under section 21 of the Arms Export Control Act
21 (22 U.S.C. 2761) related to the AUKUS partnership to
22 receive expedited consideration and processing relative to
23 all other letters of request other than from Taiwan and
24 Ukraine.

1 (b) TECHNOLOGY TRANSFER POLICY FOR AUS-
2 TRALIA, CANADA, AND THE UNITED KINGDOM.—

3 (1) IN GENERAL.—The Secretary, in consulta-
4 tion with the Secretary of Defense, shall create an
5 anticipatory release policy for the transfer of tech-
6 nologies described in paragraph (2) to Australia, the
7 United Kingdom, and Canada through Foreign Mili-
8 tary Sales and Direct Commercial Sales that are not
9 covered by an exemption under the International
10 Traffic in Arms Regulations.

11 (2) CAPABILITIES DESCRIBED.—The capabili-
12 ties described in this paragraph are—

13 (A) Pillar One-related technologies associ-
14 ated with submarine and associated combat sys-
15 tems; and

16 (B) Pillar Two-related technologies, includ-
17 ing hypersonic missiles, cyber capabilities, arti-
18 ficial intelligence, quantum technologies, under-
19 sea capabilities, and other advanced tech-
20 nologies.

21 (3) EXPEDITED DECISION-MAKING.—Review of
22 a transfer under the policy established under para-
23 graph (1) shall be subject to an expedited decision-
24 making process.

1 (c) INTERAGENCY POLICY AND GUIDANCE.—The
2 Secretary and the Secretary of Defense shall jointly review
3 and update interagency policies and implementation guid-
4 ance related to requests for Foreign Military Sales and
5 Direct Commercial Sales, including by incorporating the
6 anticipatory release provisions of this section.

7 **SEC. 932. IDENTIFICATION AND PRE-CLEARANCE OF PLAT-**
8 **FORMS, TECHNOLOGIES, AND EQUIPMENT**
9 **FOR SALE TO AUSTRALIA AND THE UNITED**
10 **KINGDOM THROUGH FOREIGN MILITARY**
11 **SALES AND DIRECT COMMERCIAL SALES.**

12 Not later than 90 days after the date of the enact-
13 ment of this Act, and on a biennial basis thereafter for
14 8 years, the President shall submit to the Committee on
15 Foreign Relations of the Senate and the Committee on
16 Foreign Affairs of the House of Representatives a report
17 that includes a list of advanced military platforms, tech-
18 nologies, and equipment that are pre-cleared and
19 prioritized for sale and release to Australia, the United
20 Kingdom and Canada through the Foreign Military Sales
21 and Direct Commercial Sales programs without regard to
22 whether a letter of request or license to purchase such
23 platforms, technologies, or equipment has been received
24 from any of such country. Each list may include items
25 that are not related to the AUKUS partnership but may

1 not include items that are not covered by an exemption
2 under the International Traffic in Arms Regulations.

3 **SEC. 933. EXPORT CONTROL EXEMPTIONS AND STAND-**
4 **ARDS.**

5 (a) IN GENERAL.—Section 38 of the Arms Export
6 Control Act of 1976 (22 U.S.C. 2778) is amended by add-
7 ing at the end the following new subsection:

8 “(1) AUKUS DEFENSE TRADE COOPERATION.—

9 “(1) EXEMPTION FROM LICENSING AND AP-
10 PROVAL REQUIREMENTS.—Subject to paragraph (2)
11 and notwithstanding any other provision of this sec-
12 tion, the Secretary of State may exempt from the li-
13 censing or other approval requirements of this sec-
14 tion exports and transfers (including reexports, re-
15 transfers, temporary imports, and brokering activi-
16 ties) of defense articles and defense services between
17 or among the United States, the United Kingdom,
18 and Australia that—

19 “(A) are not excluded by those countries;

20 “(B) are not referred to in sub-
21 section(j)(1)(C)(ii); and

22 “(C) involve only persons or entities that
23 are approved by—

24 “(i) the Secretary of State; and

1 “(ii) the Ministry of Defense, the Min-
2 istry of Foreign Affairs, or other similar
3 authority within those countries.

4 “(2) LIMITATION.—The authority provided in
5 subparagraph (1) shall not apply to any activity, in-
6 cluding exports, transfers, reexports, retransfers,
7 temporary imports, or brokering, of United States
8 defense articles and defense services involving any
9 country or a person or entity of any country other
10 than the United States, the United Kingdom, and
11 Australia.”.

12 (b) REQUIRED STANDARDS OF EXPORT CON-
13 TROLS.—The Secretary may only exercise the authority
14 under subsection (l)(1) of section 38 of the Arms Export
15 Control Act of 1976, as added by subsection (a) of this
16 section, with respect to the United Kingdom or Australia
17 30 days after the Secretary submits to the appropriate
18 congressional committees an unclassified certification and
19 detailed unclassified assessment (which may include a
20 classified annex) that the country concerned has imple-
21 mented standards for a system of export controls that sat-
22 isfies the elements of section 38(j)(2) of the Arms Export
23 Control Act (22 U.S.C. 2778(j)(2)) for United States-ori-
24 gin defense articles and defense services, and for control-
25 ling the provision of military training, that are comparable

1 to those standards administered by the United States in
2 effect on the date of the enactment of this Act.

3 (c) CERTAIN REQUIREMENTS NOT APPLICABLE.—

4 (1) IN GENERAL.—Paragraphs (1), (2), and (3)
5 of section 3(d) of the Arms Export Control Act (22
6 U.S.C. 2753(d)) shall not apply to any export or
7 transfer that is the subject of an exemption under
8 subsection (l)(1) of section 38 of the Arms Export
9 Control Act of 1976, as added by subsection (a) of
10 this section.

11 (2) QUARTERLY REPORTS.—The Secretary
12 shall—

13 (A) require all exports and transfers that
14 would be subject to the requirements of para-
15 graphs (1), (2), and (3) of section 3(d) of the
16 Arms Export Control Act (22 U.S.C. 2753(d))
17 but for the application of subsection (l)(1) of
18 section 38 of the Arms Export Control Act of
19 1976, as added by subsection (a) of this sec-
20 tion, to be reported to the Secretary; and

21 (B) submit such reports to the Committee
22 on Foreign Relations of the Senate and Com-
23 mittee on Foreign Affairs of the House of Rep-
24 resentatives on a quarterly basis.

1 (d) SUNSET.—Any exemption under subsection (l)(1)
2 of section 38 of the Arms Export Control Act of 1976,
3 as added by subsection (a) of this section, shall terminate
4 on the date that is 15 years after the date of the enact-
5 ment of this Act. The Secretary of State may renew such
6 exemption for 5 years upon a certification to the Com-
7 mittee on Foreign Relations of the Senate and the Com-
8 mittee on Foreign Affairs of the House of Representatives
9 that such exemption is in the vital national interest of the
10 United States with a detailed justification for such certifi-
11 cation.

12 (e) REPORTS.—

13 (1) ANNUAL REPORT.—

14 (A) IN GENERAL.—Not later than one year
15 after the date of the enactment of this Act, and
16 annually thereafter until no exemptions under
17 subsection (l)(1) of section 38 of the Arms Ex-
18 port Control Act of 1976, as added by sub-
19 section (a) of this section, remain in effect, the
20 Secretary shall submit to the Committee on
21 Foreign Relations of the Senate and the Com-
22 mittee on Foreign Affairs of the House of Rep-
23 resentatives a report on the operation of exemp-
24 tions issued under such subsection (l)(1), in-

1 including whether any changes to such exemp-
2 tions are likely to be made in the coming year.

3 (B) INITIAL REPORT.—The first report
4 submitted under subparagraph (A) shall also
5 include an assessment of key recommendations
6 the United States Government has provided to
7 the Governments of Australia and the United
8 Kingdom to revise laws, regulations, and poli-
9 cies of such countries that are required to im-
10 plement the AUKUS partnership.

11 (2) REPORT ON EXPEDITED REVIEW OF EX-
12 PORT LICENSES FOR EXPORTS OF ADVANCED TECH-
13 NOLOGIES.—Not later than 180 days after the date
14 of the enactment of this Act, the Secretary of State,
15 in coordination with the Secretary of Defense, shall
16 report on the practical application of a possible “fast
17 track” decision-making process for applications,
18 classified or unclassified, to export defense articles
19 and defense services to Australia, the United King-
20 dom, and Canada.

1 **SEC. 934. EXPEDITED REVIEW OF EXPORT LICENSES FOR**
2 **EXPORTS OF ADVANCED TECHNOLOGIES TO**
3 **AUSTRALIA, THE UNITED KINGDOM, AND**
4 **CANADA.**

5 (a) **IN GENERAL.**—Not later than 180 days after the
6 date of the enactment of this Act, the Secretary, in coordi-
7 nation with the Secretary of Defense, shall initiate a rule-
8 making to establish an expedited decision-making process,
9 classified or unclassified, for applications to export to Aus-
10 tralia, the United Kingdom, and Canada commercial, ad-
11 vanced-technology defense articles and defense services
12 that are not covered by an exemption under the Inter-
13 national Traffic in Arms Regulations.

14 (b) **ELIGIBILITY.**—To qualify for the expedited deci-
15 sion-making process described in subsection (a), an appli-
16 cation shall be for an export of defense articles or defense
17 services that will take place wholly within or between the
18 physical territory of Australia, Canada, or the United
19 Kingdom and the United States and with governments or
20 corporate entities from such countries.

21 (c) **AVAILABILITY OF EXPEDITED PROCESS.**—The
22 expedited decision-making process described in subsection
23 (a) shall be available for both classified and unclassified
24 items, and the process must satisfy the following criteria
25 to the extent practicable:

1 (1) Any licensing application to export defense
2 articles and services that is related to a government
3 to government AUKUS agreement must be ap-
4 proved, returned, or denied withing 30 days of sub-
5 mission.

6 (2) For all other licensing requests, any review
7 shall be completed not later than 45 calendar days
8 after the date of application.

9 **SEC. 935. UNITED STATES MUNITIONS LIST.**

10 (a) EXEMPTION FOR THE GOVERNMENTS OF THE
11 UNITED KINGDOM AND AUSTRALIA FROM CERTIFI-
12 CATION AND CONGRESSIONAL NOTIFICATION REQUIRE-
13 MENTS APPLICABLE TO CERTAIN TRANSFERS.—Section
14 38(f)(3) of the Arms Export Control Act (22 U.S.C.
15 2778(f)(3)) is amended by inserting “, the United King-
16 dom, or Australia” after “Canada”.

17 (b) UNITED STATES MUNITIONS LIST PERIODIC RE-
18 VIEWS.—

19 (1) IN GENERAL.—The Secretary, acting
20 through authority delegated by the President to
21 carry out periodic reviews of items on the United
22 States Munitions List under section 38(f) of the
23 Arms Export Control Act (22 U.S.C. 2778(f)) and
24 in coordination with the Secretary of Defense, the
25 Secretary of Energy, the Secretary of Commerce,

1 and the Director of the Office of Management and
2 Budget, shall carry out such reviews not less fre-
3 quently than every 3 years.

4 (2) SCOPE.—The periodic reviews described in
5 paragraph (1) shall focus on matters including—

6 (A) interagency resources to address cur-
7 rent threats faced by the United States;

8 (B) the evolving technological and eco-
9 nomic landscape;

10 (C) the widespread availability of certain
11 technologies and items on the United States
12 Munitions List; and

13 (D) risks of misuse of United States-origin
14 defense articles.

15 (3) CONSULTATION.—The Department of State
16 may consult with the Defense Trade Advisory Group
17 (DTAG) and other interested parties in conducting
18 the periodic review described in paragraph (1).

19 **Subtitle D—Other AUKUS Matters**

20 **SEC. 941. REPORTING RELATED TO THE AUKUS PARTNER-** 21 **SHIP.**

22 (a) REPORT ON INSTRUMENTS.—

23 (1) IN GENERAL.—Not later than 30 days after
24 the signature, conclusion, or other finalization of any
25 non-binding instrument related to the AUKUS part-

1 nership, the President shall submit to the appro-
2 priate congressional committees the text of such in-
3 strument.

4 (2) NON-DUPLICATION OF EFFORTS; RULE OF
5 CONSTRUCTION.—To the extent the text of a non-
6 binding instrument is submitted to the appropriate
7 congressional committees pursuant to subsection (a),
8 such text does not need to be submitted to Congress
9 pursuant to section 112b(a)(1)(A)(ii) of title 1,
10 United States Code, as amended by section 5947 of
11 the James M. Inhofe National Defense Authoriza-
12 tion Act for Fiscal Year 2023 (Public Law 117–263;
13 136 Stat. 3476). Paragraph (1) shall not be con-
14 strued to relieve the executive branch of any other
15 requirement of section 112b of title 1, United States
16 Code, as amended so amended, or any other provi-
17 sion of law.

18 (3) DEFINITIONS.—In this section:

19 (A) IN GENERAL.—The term “text”, with
20 respect to a non-binding instrument, includes—

21 (i) any annex, appendix, codicil, side
22 agreement, side letter, or any document of
23 similar purpose or function to the afore-
24 mentioned, regardless of the title of the
25 document, that is entered into contempora-

1 neously and in conjunction with the non-
2 binding instrument; and

3 (ii) any implementing agreement or
4 arrangement, or any document of similar
5 purpose or function to the aforementioned,
6 regardless of the title of the document,
7 that is entered into contemporaneously and
8 in conjunction with the non-binding instru-
9 ment.

10 (B) CONTEMPORANEOUSLY AND IN CON-
11 JUNCTION WITH.—As used in subparagraph
12 (A), the term “contemporaneously and in con-
13 junction with”—

14 (i) shall be construed liberally; and

15 (ii) may not be interpreted to require
16 any action to have occurred simultaneously
17 or on the same day.

18 (b) REPORT ON AUKUS PARTNERSHIP.—

19 (1) IN GENERAL.—Not later than one year
20 after the date of the enactment of this Act, and bi-
21 ennially thereafter, the Secretary, in coordination
22 with the Secretary of Defense and other appropriate
23 heads of agencies, shall submit to the appropriate
24 congressional committees a report on the AUKUS
25 partnership.

1 (2) ELEMENTS.—Each report required under
2 paragraph (1) shall include the following elements:

3 (A) STRATEGY.—

4 (i) An identification of the defensive
5 military capability gaps and capacity short-
6 falls that the AUKUS partnership seeks to
7 offset.

8 (ii) An explanation of the total cost to
9 the United States associated with Pillar
10 One of the AUKUS partnership.

11 (iii) A detailed explanation of how en-
12 hanced access to the industrial base of
13 Australia is contributing to strengthening
14 the United States strategic position in
15 Asia.

16 (iv) A detailed explanation of the mili-
17 tary and strategic benefit provided by the
18 improved access provided by naval bases of
19 Australia.

20 (v) A detailed assessment of how Aus-
21 tralia's sovereign conventionally armed nu-
22 clear attack submarines contribute to
23 United States defense and deterrence ob-
24 jectives in the Indo-Pacific region.

1 (B) IMPLEMENT THE AUKUS PARTNER-
2 SHIP.—

3 (i) Progress made on achieving the
4 Optimal Pathway established for Aus-
5 tralia's development of conventionally
6 armed, nuclear-powered submarines, in-
7 cluding the following elements:

8 (I) A description of progress
9 made by Australia, the United King-
10 dom, and the United States to con-
11 clude an Article 14 arrangement with
12 the International Atomic Energy
13 Agency.

14 (II) A description of the status of
15 efforts of Australia, the United King-
16 dom, and the United States to build
17 the supporting infrastructure to base
18 conventionally armed, nuclear-powered
19 attack submarines.

20 (III) Updates on the efforts by
21 Australia, the United Kingdom, and
22 the United States to train a workforce
23 that can build, sustain, and operate
24 conventionally armed, nuclear-powered
25 attack submarines.

1 (IV) A description of progress in
2 establishing submarine support facili-
3 ties capable of hosting rotational
4 forces in western Australia by 2027.

5 (V) A description of progress
6 made in improving United States sub-
7 marine production capabilities that
8 will enable the United States to
9 meet—

10 (aa) its objectives of pro-
11 viding up to five Virginia Class
12 submarines to Australia by the
13 early to mid-2030's; and

14 (bb) United States sub-
15 marine production requirements.

16 (ii) Progress made on Pillar Two of
17 the AUKUS partnership, including the fol-
18 lowing elements:

19 (I) An assessment of the efforts
20 of Australia, the United Kingdom,
21 and the United States to enhance col-
22 laboration across the following eight
23 trilateral lines of effort:

24 (aa) Underseas capabilities.

25 (bb) Quantum technologies.

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1 (cc) Artificial intelligence
2 and autonomy.

3 (dd) Advanced cyber capa-
4 bilities.

5 (ee) Hypersonic and
6 counter-hypersonic capabilities.

7 (ff) Electronic warfare.

8 (gg) Innovation.

9 (hh) Information sharing.

10 (II) An assessment of any new
11 lines of effort established.