

117TH CONGRESS
1ST SESSION

H. R. 5513

To amend the National Security Act of 1947 to ensure that the process for an individual obtaining a security clearance includes vetting the individual for ties to domestic terrorism, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 8, 2021

Mr. CROW (for himself, Ms. CHENEY, and Mrs. MURPHY of Florida) introduced the following bill; which was referred to the Permanent Select Committee on Intelligence, and in addition to the Committee on Oversight and Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the National Security Act of 1947 to ensure that the process for an individual obtaining a security clearance includes vetting the individual for ties to domestic terrorism, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “No Clearance for Ter-
5 rorists Act”.

1 **SEC. 2. IMPROVEMENTS TO INVESTIGATIONS AND ADJU-**
2 **DICATIONS OF SECURITY CLEARANCES.**

3 (a) INCLUSION OF CERTAIN MATTERS IN ADJUDICA-
4 TIVE GUIDELINES.—Section 803 of the National Security
5 Act of 1947 (50 U.S.C. 3162a) is amended by adding at
6 the end the following new subsection:

7 “(d) ADJUDICATIVE GUIDELINES.—

8 “(1) CONDITIONS THAT COULD RAISE SECU-
9 RITY CONCERN.—The Security Executive Agent shall
10 ensure that the adjudicative guidelines, in deter-
11 mining what conditions could raise a security con-
12 cern and may disqualify an individual from being eli-
13 gible to access classified information, include wheth-
14 er an individual has been involved in, supported,
15 trained to commit, or advocated domestic or inter-
16 national terrorism.

17 “(2) ADJUDICATIVE GUIDELINES.—In this sub-
18 section, the term ‘adjudicative guidelines’ means the
19 adjudicative guidelines under Security Executive
20 Agent Directive 4 (known as the ‘National Security
21 Adjudicative Guidelines’), or such successor guide-
22 lines, issued pursuant to section 801, this section,
23 and section 3002(d) of the Intelligence Reform and
24 Terrorism Prevention Act of 2004 (50 U.S.C.
25 3343(d)).”.

1 (b) INVESTIGATIONS, POLYGRAPHS, AND ADJUDICA-
2 TIONS.—Subsection (c) of such section is amended—

3 (1) by redesignating paragraphs (2), (3), and
4 (4) as paragraphs (3), (4), and (5), respectively; and
5 (2) by inserting after paragraph (1) the fol-
6 lowing new paragraph (2):

7 “(2) ensure that such guidelines and instruc-
8 tions for investigations, polygraphs, and adjudica-
9 tions include screening an individual for possible in-
10 volvement with domestic terrorism;”.

11 (c) STANDARD FORMS 85P AND 86.—The Director
12 of National Intelligence, acting as the Security Executive
13 Agent under section 803 of the National Security Act of
14 1947 (50 U.S.C. 3162a), and the Director of the Office
15 of Personnel Management, acting as the Suitability and
16 Credentialing Executive Agent in accordance with Execu-
17 tive Order 13467 (50 U.S.C. 3161 note), shall ensure that
18 the Questionnaire for Public Trust Positions (Standard
19 Form 85P) and the Questionnaire for National Security
20 Positions (Standard Form 86), or such successor forms,
21 elicit information regarding whether the individual submit-
22 ting the form has been involved in domestic terrorism.

○