## 117TH CONGRESS 2D SESSION

## H.R.7226

To amend the National Security Act of 1947 to clarify the authority of the intelligence community to conduct domestic intelligence activities.

## IN THE HOUSE OF REPRESENTATIVES

March 24, 2022

Mr. Stewart (for himself and Mr. Kelly of Mississippi) introduced the following bill; which was referred to the Permanent Select Committee on Intelligence

## A BILL

To amend the National Security Act of 1947 to clarify the authority of the intelligence community to conduct domestic intelligence activities.

- 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 "Intelligence Commu-
- 5 nity Authorities Clarification Act".

	1 SEC. 2. PROHIBITION ON DOMESTIC INTELLIGENCE
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- 2 TIVITIES BY THE INTELLIGENCE COMMU-
- 3 NITY.
- 4 Title I of the National Security Act of 1947 (50
- 5 U.S.C. 3021 et seq.) is amended by inserting before sec-
- 6 tion 101 the following new section (and conforming the
- 7 table of contents accordingly):
- 8 "SEC. 100. PROHIBITION ON DOMESTIC INTELLIGENCE AC-
- 9 TIVITIES BY THE INTELLIGENCE COMMU-
- NITY.
- 11 "(a) Prohibition.—Except as provided by sub-
- 12 sections (b) and (c), notwithstanding any other provision
- 13 of law, an element of the intelligence community may not
- 14 conduct any intelligence or intelligence-related activity un-
- 15 less such activity has a nexus to foreign intelligence or
- 16 counterintelligence.
- 17 "(b) Exception.—The prohibition in subsection (a)
- 18 shall not apply with respect to the administrative and
- 19 human resources functions of an element of the intel-
- 20 ligence community.
- 21 "(c) WAIVER.—The President may waive the prohibi-
- 22 tion in subsection (a) for a period not exceeding 1 year
- 23 if, prior to such waiver, the President submits to the con-
- 24 gressional intelligence committees—

1	"(1) a written determination that the waiver is
2	important to the national security interests of the
3	United States; and
4	"(2) a detailed explanation of how the waiver
5	furthers such interests.".
6	SEC. 3. CLARIFICATION OF SCOPE REGARDING CERTAIN
7	TERMS RELATING TO INTELLIGENCE.
8	Section 3 of the National Security Act of 1947 (50
9	U.S.C. 3003) is amended—
10	(1) in paragraph (1), by striking "includes"
11	and inserting "means"; and
12	(2) in paragraph (5), by inserting "(as defined
13	in paragraph (1))" after "all intelligence".