

113TH CONGRESS
2D SESSION

H. R. 5593

To amend the Intelligence Reform and Terrorism Prevention Act of 2004 to enhance security clearance investigation procedures, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 18, 2014

Ms. GABBARD introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To amend the Intelligence Reform and Terrorism Prevention Act of 2004 to enhance security clearance investigation procedures, 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 “Security Clearance En-
5 hancement Act of 2014”.

6 **SEC. 2. ENHANCEMENT OF SECURITY CLEARANCE INVES-**
7 **TIGATION PROCEDURES.**

8 (a) INFORMATION COLLECTION.—Section 3001(c)(2)
9 of the Intelligence Reform and Terrorism Prevention Act
10 of 2004 (50 U.S.C. 3341(c)(2)) is amended—

1 (1) in subparagraph (B) by striking “and” at
2 the end;

3 (2) in subparagraph (C) by striking the period
4 and inserting a semicolon; and

5 (3) by adding at the end the following:

6 “(D) ensure that each personnel security inves-
7 tigation collects data from a variety of sources, in-
8 cluding government, commercial data, consumer re-
9 porting agencies, and social media;

10 “(E) ensure that each personnel security inves-
11 tigation of an individual collects data relevant to the
12 granting, denial, or revocation of the access to clas-
13 sified information, including—

14 “(i) information relating to a criminal or
15 civil legal proceeding to which the individual is
16 or becomes a party or witness;

17 “(ii) financial information, including infor-
18 mation relating to—

19 “(I) a bankruptcy proceeding;

20 “(II) a lien against property;

21 “(III) mortgage fraud;

22 “(IV) high-value assets, including fi-
23 nancial assets, obtained by the individual
24 from an unknown source; and

1 “(V) bank accounts and bank account
2 balances;

3 “(iii) credit reports from the major con-
4 sumer reporting agencies or a wealth indicator
5 for any individual about whom the major credit
6 reporting agencies have little or no information;

7 “(iv) associations, past or present, of the
8 individual with an individual or group that may
9 suggest ill intent, vulnerability to blackmail,
10 compulsive behavior, allegiance to another coun-
11 try, or change in ideology;

12 “(v) public information, including news ar-
13 ticles or reports, that includes derogatory infor-
14 mation about the individual;

15 “(vi) information posted on a social media
16 website or forum that may suggest ill intent,
17 vulnerability to blackmail, compulsive behavior,
18 allegiance to another country, or change in ide-
19 ology; and

20 “(vii) data maintained on a terrorist or
21 criminal watch list maintained by an agency,
22 State or local government, or international or-
23 ganization, including any such list maintained
24 by—

1 “(I) the Office of Foreign Assets Con-
2 trol of the Department of the Treasury;

3 “(II) the Federal Bureau of Investiga-
4 tion; and

5 “(III) the International Criminal Po-
6 lice Organization;

7 “(F) provide for review of the accuracy and
8 comprehensiveness of information relating to the ac-
9 cess to classified information of an individual
10 through timely periodic reinvestigations and include
11 data collected during such reinvestigations in the
12 database required by subsection (e); and

13 “(G) provide for a process for notification of an
14 agency employing or contracting with personnel with
15 access to classified information if a verification or
16 periodic reinvestigation has revealed information
17 pertinent to revocation of the access.”.

18 (b) FREQUENCY OF PERIODIC REINVESTIGATIONS.—
19 Section 3001(a)(7) of such Act (50 U.S.C. 3341(a)(7))
20 is amended by striking “every” and inserting “2 times
21 every” each place it occurs.

22 (c) REPORTS.—Section 3001(h) of such Act (50
23 U.S.C. 3341(h)) is amended—

24 (1) in paragraph (1) by striking “through
25 2011”; and

1 (2) in paragraph (2)—

2 (A) by redesignating subparagraphs (B)
3 and (C) as subparagraphs (C) and (D), respec-
4 tively; and

5 (B) by inserting after subparagraph (A)
6 the following:

7 “(B) an assessment of the effectiveness of the
8 database required by subsection (e);”.

9 (d) FUNDING FROM THE REVOLVING FUND OF THE
10 OFFICE OF PERSONNEL MANAGEMENT.—Section
11 1304(e)(1) of title 5, United States Code, is amended by
12 inserting “the security clearance system required under
13 section 3001(e) of the Intelligence Reform and Terrorism
14 Prevention Act of 2004 (50 U.S.C. 3341(e)),” after “in-
15 cluding”.

16 **SEC. 3. LIMITATION.**

17 None of the amendments made by this Act shall be
18 construed as requiring increased consideration of informa-
19 tion relating to minor financial or mental health issues of
20 an individual in evaluating the access to classified infor-
21 mation of such individual.

22 **SEC. 4. EFFECTIVE DATE.**

23 The amendments made by this Act shall take effect
24 1 year after the date of enactment of this Act.

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