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**AMENDMENT TO H.R. 5658, AS REPORTED
OFFERED BY MR. SCHIFF OF CALIFORNIA**

At the end of title X, add the following new section:

1 **SEC. 10__ . COMMISSION ON SECURING THE UNITED**
2 **STATES IN THE 21ST CENTURY.**

3 (a) **ESTABLISHMENT OF COMMISSION.**—There is es-
4 tablished a commission to be known as the “Commission
5 on Securing the United States in the 21st Century” (in
6 this section referred to as the “Commission”).

7 (b) **DUTIES OF THE COMMISSION.**—The Commission
8 shall—

9 (1) conduct a comprehensive review of the glob-
10 al security environment that identifies the strategic
11 interests and objectives of the United States for the
12 security environment the United States may con-
13 front during the next two decades and beyond;

14 (2) develop a national security strategy appro-
15 priate for that future security environment and for
16 the Nation’s character;

17 (3) develop a detailed plan to achieve the na-
18 tional security strategy by—

19 (A) defining security goals for the United
20 States;

1 (B) describing the internal and external
2 policy instruments required to best utilize the
3 resources of the United States;

4 (C) identifying steps for implementation of
5 the national security strategy including the or-
6 ganization, coordination, planning, management
7 arrangements, and procedures necessary for im-
8 plementation; and

9 (D) reviewing budgetary and resource allo-
10 cations for departments and agencies and rec-
11 ommending changes to such allocations;

12 (4) recommend additional changes to the na-
13 tional security system as necessary including agency,
14 institutional, and other structural reforms; and

15 (5) submit to the President and Congress re-
16 ports pursuant to subsection (g) containing detailed
17 statements of the Commission findings, conclusions,
18 and recommendations for corrective measures as de-
19 termined by a majority of the members of the Com-
20 mission.

21 (c) MEMBERSHIP.—

22 (1) NUMBER AND APPOINTMENT.—The Com-
23 mission shall be composed of 13 members, to be ap-
24 pointed as follows:

1 (A) One member, who shall serve as chair-
2 person, shall be appointed by the Speaker of the
3 House of Representatives, in consultation with
4 the majority leader of the Senate.

5 (B) One member, who shall serve as vice-
6 chairperson, shall be appointed by the minority
7 leader of the House of Representatives, in con-
8 sultation with the minority leader of the Senate.

9 (C) One member shall be appointed by the
10 Secretary of Defense.

11 (D) One member shall be appointed by the
12 Secretary of State.

13 (E) One member shall be appointed by the
14 Director of National Intelligence.

15 (F) Two members shall be appointed by
16 the majority leader of the Senate.

17 (G) Two members shall be appointed by
18 the Speaker of the House of Representatives.

19 (H) Two members shall be appointed by
20 the minority leader of the Senate.

21 (I) Two members shall be appointed by the
22 minority leader of the House of Representa-
23 tives.

24 (2) PROHIBITED APPOINTMENTS.—

1 (A) An individual appointed to the Com-
2 mission may not be an officer or employee of
3 the Federal Government or any State or local
4 government.

5 (B) If a member of the Commission be-
6 comes an officer or employee of the Federal
7 Government or any State or local government,
8 the member may continue to serve as a member
9 for not longer than the 60-day period beginning
10 on the date that member becomes such an offi-
11 cer or employee.

12 (3) POLITICAL AFFILIATION.—Not more than
13 seven members appointed to the Commission may be
14 of the same political party.

15 (4) CONSIDERATIONS FOR APPOINTMENT.—In-
16 dividuals appointed to the Commission should be
17 prominent citizens of the United States, with na-
18 tional recognition and significant depth of experience
19 in professions such as governmental service, law en-
20 forcement, the armed services, law, public adminis-
21 tration, intelligence gathering, commerce, or foreign
22 affairs.

23 (5) PERIOD OF APPOINTMENT.—Each member
24 shall be appointed for the life of the Commission.

1 (6) VACANCIES.—A vacancy shall not affect the
2 power and duties of the Commission but shall be
3 filled in the same manner as the original appoint-
4 ment.

5 (7) DEADLINE FOR APPOINTMENT.—Members
6 of the Commission shall be appointed not later than
7 60 days after the date of enactment of this section.

8 (d) ADMINISTRATION.—

9 (1) QUORUM.—Seven members of the Commis-
10 sion shall constitute a quorum but a lesser number
11 may hold hearings.

12 (2) MEETINGS.—

13 (A) INITIAL MEETING.—The Commission
14 shall meet and commence its duties not later
15 than 15 days after the deadline for appointment
16 of members under subsection (e)(7).

17 (B) REGULAR MEETINGS.—The Commis-
18 sion shall meet at the call of its chairperson or
19 a majority of its members.

20 (3) BASIC PAY.—Members shall each be paid at
21 a rate not to exceed the daily equivalent of the an-
22 nual rate of basic pay for level IV of the Executive
23 Schedule under section 5315 of title 5, United
24 States Code, for each day (including travel time)

1 during which that member is engaged in the actual
2 performance of duties vested in the Commission.

3 (4) TRAVEL EXPENSES.—Members shall receive
4 travel expenses, including per diem in lieu of subsist-
5 ence, in accordance with applicable provisions under
6 subchapter I of chapter 57 of title 5, United States
7 Code, while away from their homes or regular places
8 of business in performance of services for the Com-
9 mission.

10 (e) STAFF OF COMMISSION; EXPERTS AND CONSULT-
11 ANTS.—

12 (1) IN GENERAL.—

13 (A) APPOINTMENT.—The chairperson, in
14 consultation with the vice-chairperson, in ac-
15 cordance with rules agreed upon by the Com-
16 mission, may appoint a staff director and such
17 other personnel as may be necessary to enable
18 the Commission to carry out its duties, without
19 regard to the provisions of title 5, United
20 States Code, governing appointments in the
21 competitive service.

22 (B) COMPENSATION.—The staff director
23 and other personnel shall be paid without re-
24 gard to the provisions of chapter 51 and sub-
25 chapter III of chapter 53 of title 5, United

1 States Code, relating to classification and Gen-
2 eral Schedule pay rates, except that no rate of
3 pay fixed under this subparagraph may exceed
4 the daily equivalent of the annual rate of basic
5 pay for level V of the Executive Schedule under
6 section 5316 of title 5, United States Code, for
7 each day (including travel time) during which
8 that staff member is engaged in work for the
9 Commission.

10 (2) DETAIL OF GOVERNMENT EMPLOYEES.—

11 Upon the request of the Commission, the head of
12 any Federal agency may detail, without reimburse-
13 ment, any of the personnel of such agency to the
14 Commission to assist in carrying out the duties of
15 the Commission.

16 (3) EXPERTS AND CONSULTANTS.—The Com-
17 mission may procure temporary and intermittent
18 services under section 3109(b) of title 5, United
19 States Code, but at rates for individuals not to ex-
20 ceed the daily equivalent of the annual rate of basic
21 pay for level IV of the Executive Schedule under sec-
22 tion 5315 of title 5, United States Code.

23 (f) POWERS OF THE COMMISSION.—

24 (1) HEARINGS.—The Commission may, for the
25 purpose of carrying out this section, hold hearings,

1 sit and act at times and places, take testimony, and
2 receive evidence as the Commission considers appro-
3 priate.

4 (2) NONAPPLICABILITY OF THE FEDERAL ADVI-
5 SORY COMMITTEE ACT.—The Federal Advisory Com-
6 mittee Act (5 U.S.C. App.) shall not apply to the
7 Commission.

8 (3) OBTAINING OFFICIAL INFORMATION.—

9 (A) SECURING INFORMATION.—The Com-
10 mission may secure directly from any depart-
11 ment or agency of the United States, informa-
12 tion necessary to enable it to carry out this sec-
13 tion. Upon request of the chairperson of the
14 Commission, the head of that department or
15 agency shall furnish that information to the
16 Commission.

17 (B) HANDLING INFORMATION.—Informa-
18 tion shall only be received, handled, stored, and
19 disseminated by members of the Commission
20 and its staff consistent with all applicable stat-
21 utes and regulations.

22 (4) SECURITY CLEARANCE FOR COMMISSION
23 MEMBERS AND STAFF.—The appropriate Federal
24 agencies or departments shall cooperate with the
25 Commission in expeditiously providing to the Com-

1 mission members and staff appropriate security
2 clearances to the extent possible pursuant to existing
3 procedures and requirements, except that no person
4 shall be provided with access to classified informa-
5 tion under this section without the appropriate secu-
6 rity clearances.

7 (5) ADMINISTRATIVE SUPPORT SERVICES.—

8 (A) GENERAL SERVICES ADMINISTRA-
9 TION.— Upon the request of the Commission,
10 the Administrator of General Services shall pro-
11 vide to the Commission, on a reimbursable
12 basis, the administrative support services nec-
13 essary for the Commission to carry out its re-
14 sponsibilities under this section.

15 (B) OTHER DEPARTMENTS AND AGEN-
16 CIES.—In addition to the assistance referred to
17 in subparagraph (A), Federal departments and
18 agencies may provide to the Commission such
19 services as such departments and agencies de-
20 termine advisable and as authorized by law.

21 (6) GIFTS, BEQUESTS, AND DEVICES.—The
22 Commission may accept, use, and dispose of gifts,
23 bequests, or devises of services or property, both real
24 and personal, for the purpose of aiding or facili-
25 tating the work of the Commission. Gifts, bequests,

1 or devises of money and proceeds from sales of other
2 property received as gifts, bequests, or devises shall
3 be deposited in the Treasury and shall be available
4 for disbursement upon the order of the chairperson.

5 (7) **MAILS.**—The Commission may use the
6 United States mails in the same manner and under
7 the same conditions as other departments and agen-
8 cies of the United States.

9 (g) **REPORTS.**—

10 (1) **INTERIM REPORTS.**—The Commission may
11 submit to the President and Congress interim re-
12 ports as the Commission considers appropriate.

13 (2) **FINAL REPORT.**—The Commission shall
14 prepare and submit a final report to the President
15 and Congress not later than 1 year after the Com-
16 mission's initial meeting.

17 (3) **PUBLIC DISCLOSURE.**—The Commission
18 shall make public copies of the reports required
19 under paragraphs (1) and (2).

20 (h) **TERMINATION.**—

21 (1) **IN GENERAL.**—The Commission shall termi-
22 nate 60 days after submitting its final report.

23 (2) **ADMINISTRATIVE ACTIVITIES BEFORE TER-**
24 **MINATION.**—During the 60-day period referred to in
25 paragraph (1) the Commission may conclude its ac-

1 activities, including providing testimony to committees
2 of Congress concerning its reports and disseminating
3 the final report.

