

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
KENZI OF ARIZONA, OR HIS DESIGNEE,
DEBATABLE FOR 20 MINUTES:

12
revised

**AMENDMENT TO H.R. 5020, AS REPORTED
OFFERED BY MR. RENZI OF ARIZONA**

At the end of the bill, add the following new section:

1 **SEC. 510. SENSE OF CONGRESS REGARDING UNAUTHOR-**
2 **IZED DISCLOSURE OF CLASSIFIED INFORMA-**
3 **TION.**

4 (a) FINDINGS.—Congress finds the following:

5 (1) The Supreme Court has unequivocally rec-
6 ognized that the Constitution vests the President
7 with the authority to protect national security infor-
8 mation as head of the Executive Branch and as
9 Commander-in-Chief.

10 (2) The Supreme Court has recognized a com-
11 pelling government interest in withholding national
12 security information from unauthorized persons.

13 (3) The Supreme Court has recognized that se-
14 crecy agreements for government employees are a
15 reasonable means for protecting this vital interest.

16 (4) The Supreme Court has noted that “It
17 should be obvious that no one has a ‘right’ to a se-
18 curity clearance”.

19 (5) Unauthorized disclosures of classified infor-
20 mation relating to national security are most dam-



1 aging when they have the potential to compromise
2 intelligence sources and methods and ongoing intel-
3 ligence operations.

4 (6) Potential unauthorized disclosures of classi-
5 fied information have impeded relationships with for-
6 eign intelligence services and the effectiveness of the
7 Global War on Terrorism.

8 (7) Media corporations and journalists have im-
9 properly profited financially from publishing pur-
10 ported unauthorized disclosures of classified infor-
11 mation.

12 (b) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that the President should utilize the constitutional
14 authority of the President to the fullest practicable extent,
15 where warranted, to classify and protect national security
16 information relating to intelligence activities and informa-
17 tion and to take effective action against persons who com-
18 mit unauthorized disclosures of classified information re-
19 lating to intelligence activities and information contrary
20 to law and voluntary secrecy agreements.

