

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
ESHOO, ANNA OF CALIFORNIA OR HER DESIGNEE, DEBATABLE
FOR 10 MINUTES

Handwritten signatures and initials: "ESHOO", "wi", and other illegible marks.

**AMENDMENT TO H.R. 2701, AS REPORTED
OFFERED BY MS. ESHOO OF CALIFORNIA**

Handwritten list of names:
MR. TIERNEY
MR. BOREN
MS. SHARON
MR. THOMAS
MR. HOLT
MR. ROGERS
(R-MI)

At the end of subtitle A of title III, add the following new section:

**1 SEC. 305. CONFLICT OF INTEREST REGULATIONS AND PRO-
2 HIBITION ON CERTAIN OUTSIDE EMPLOY-
3 MENT FOR INTELLIGENCE COMMUNITY EM-
4 PLOYEES.**

5 (a) CONFLICT OF INTEREST REGULATIONS.—Section
6 102A of the National Security Act of 1947 (50 U.S.C.
7 403-1) is amended by adding at the end the following new
8 subsection:

9 “(s) CONFLICT OF INTEREST REGULATIONS.—(1)
10 The Director of National Intelligence, in consultation with
11 the Director of the Office of Government Ethics, shall
12 issue regulations prohibiting an officer or employee of an
13 element of the intelligence community from engaging in
14 outside employment if such employment creates a conflict
15 of interest or appearance thereof.

16 “(2) The Director of National Intelligence shall annu-
17 ally submit to the congressional intelligence committees a
18 report describing all outside employment for officers and
19 employees of elements of the intelligence community that

1 was authorized by the head of an element of the intel-
2 ligence community during the preceding calendar year.
3 Such report shall be submitted each year on the date pro-
4 vided in section 507.”.

5 (b) OUTSIDE EMPLOYMENT.—

6 (1) PROHIBITION.—Title I of the National Se-
7 curity Act of 1947 (50 U.S.C. 402 et seq.) is
8 amended by adding at the end the following new sec-
9 tion:

10 “PROHIBITION ON CERTAIN OUTSIDE EMPLOYMENT OF
11 OFFICERS AND EMPLOYEES OF THE INTELLIGENCE
12 COMMUNITY

13 “SEC. 120. An officer or employee of an element of
14 the intelligence community may not personally own or ef-
15 fectively control an entity that markets or sells for profit
16 the use of knowledge or skills that such officer or employee
17 acquires or makes use of while carrying out the official
18 duties of such officer or employee as an officer or employee
19 of an element of the intelligence community.”.

20 (2) CONFORMING AMENDMENT.—The table of
21 contents in the first section of such Act (50 U.S.C.
22 401 note) is further amended by inserting after the
23 item relating to section 119B the following new
24 item:

“Sec. 120. Prohibition on certain outside employment of officers and employees
of the intelligence community.”.

Page 71, strike line 11 and insert "section 510."

Page 71, after line 11 insert the following:

- 1 “(K) The annual report on outside employ-
- 2 ment required by section 102A(s)(2).”.

