

cause of the repeal of subsec. (b) by Pub. L. 106-65. See 1999 Amendment note below.

1999—Pub. L. 106-65 struck out subsec. (a) designation and heading and struck out heading and text of subsec. (b). Text read as follows: “The Secretary shall include with each report submitted under subsection (a) in fiscal years 1998 through 2000 any comments on such report by the members of the Department of Energy Security Management Board established under section 3161 that such members consider appropriate.”

§ 2658. Report on counterintelligence and security practices at national security laboratories

(a) In general

Not later than March 1 of each year, the Secretary of Energy shall submit to the Congress a report for the preceding year on counterintelligence and security practices at the facilities of the national security laboratories (whether or not classified activities are carried out at the facility).

(b) Content of report

The report shall include, with respect to each national security laboratory, the following:

- (1) The number of employees, including full-time counterintelligence and security professionals and contractor employees.
- (2) A description of the counterintelligence and security training courses conducted and, for each such course, any requirement that employees successfully complete that course.
- (3) A description of each contract awarded that provides an incentive for the effective performance of counterintelligence or security activities.
- (4) A description of the requirement that an employee report the travel to sensitive countries of that employee (whether or not the travel was for official business).
- (5) The number of trips by individuals who traveled to sensitive countries, with identification of the sensitive countries visited.

(Pub. L. 107-314, div. D, title XLV, § 4507, formerly Pub. L. 106-65, div. C, title XXXI, § 3152, Oct. 5, 1999, 113 Stat. 940; renumbered Pub. L. 107-314, div. D, title XLV, § 4507, and amended Pub. L. 108-136, div. C, title XXXI, § 3141(h)(8), Nov. 24, 2003, 117 Stat. 1773; Pub. L. 112-239, div. C, title XXXI, § 3131(n)(1), Jan. 2, 2013, 126 Stat. 2183.)

CODIFICATION

Section was formerly classified to section 7383f of Title 42, The Public Health and Welfare, prior to renumbering by Pub. L. 108-136.

AMENDMENTS

2013—Pub. L. 112-239, § 3131(n)(1)(A), substituted “national security laboratories” for “national laboratories” in section catchline.

Subsec. (a). Pub. L. 112-239, § 3131(n)(1)(B), substituted “national security laboratories” for “national laboratories”.

Subsec. (b). Pub. L. 112-239, § 3131(n)(1)(C), substituted “national security laboratory” for “national laboratories” in introductory provisions.

Subsec. (c). Pub. L. 112-239, § 3131(n)(1)(D), struck out subsec. (c), which defined “national laboratory”.

2003—Subsec. (c). Pub. L. 108-136, § 3141(h)(8)(D), added subsec. (c).

§ 2659. Report on security vulnerabilities of national security laboratory computers

(a) Report required

Not later than March 1 of each year, the National Counterintelligence Policy Board shall prepare a report on the security vulnerabilities of the computers of the national security laboratories.

(b) Preparation of report

In preparing the report, the National Counterintelligence Policy Board shall establish a so-called “red team” of individuals to perform an operational evaluation of the security vulnerabilities of the computers of one or more national security laboratories, including by direct experimentation. Such individuals shall be selected by the National Counterintelligence Policy Board from among employees of the Department of Defense, the National Security Agency, the Central Intelligence Agency, the Federal Bureau of Investigation, and of other agencies, and may be detailed to the National Counterintelligence Policy Board from such agencies without reimbursement and without interruption or loss of civil service status or privilege.

(c) Submission of report to Secretary of Energy and to FBI Director

Not later than March 1 of each year, the report shall be submitted in classified and unclassified form to the Secretary of Energy and the Director of the Federal Bureau of Investigation.

(d) Forwarding to congressional committees

Not later than 30 days after the report is submitted, the Secretary and the Director shall each separately forward that report, with the recommendations in classified and unclassified form of the Secretary or the Director, as applicable, in response to the findings of that report, to the following:

- (1) The Committee on Armed Services and the Select Committee on Intelligence of the Senate.
- (2) The Committee on Armed Services and the Permanent Select Committee on Intelligence of the House of Representatives.

(Pub. L. 107-314, div. D, title XLV, § 4508, formerly Pub. L. 106-65, div. C, title XXXI, § 3153, Oct. 5, 1999, 113 Stat. 940; renumbered Pub. L. 107-314, div. D, title XLV, § 4508, and amended Pub. L. 108-136, div. C, title XXXI, § 3141(h)(9), Nov. 24, 2003, 117 Stat. 1774; Pub. L. 112-239, div. C, title XXXI, § 3131(o)(1), Jan. 2, 2013, 126 Stat. 2183.)

CODIFICATION

Section was formerly classified to section 7383g of Title 42, The Public Health and Welfare, prior to renumbering by Pub. L. 108-136.

AMENDMENTS

2013—Pub. L. 112-239, § 3131(o)(1)(A), substituted “national security laboratory” for “national laboratories” in section catchline.

Subsecs. (a), (b). Pub. L. 112-239, § 3131(o)(1)(B), substituted “national security laboratories” for “national laboratories”.

Subsecs. (e), (f). Pub. L. 112-239, § 3131(o)(1)(C), struck out subsecs. (e) and (f), which provided, respectively, that first report under this section would be for the year 2000 and for definition of “national laboratory”.