

this section each year at or about the same time that the budget is submitted to Congress pursuant to section 1105(a) of title 31.

**(c) Consistency with budget estimates**

The Director of National Intelligence and the Secretary of Defense shall ensure that the estimates referred to in subsection (a) of this section are consistent with the budget estimates submitted to Congress pursuant to section 1105(a) of title 31 for the fiscal year concerned and with the estimated expenditures and proposed appropriations for the future-years defense program submitted pursuant to section 221 of title 10.

**(d) Specified congressional committees**

The congressional committees referred to in subsection (a) of this section are the following:

(1) The Committee on Armed Services, the Committee on Appropriations, and the Select Committee on Intelligence of the Senate.

(2) The Committee on Armed Services, the Committee on Appropriations, and the Permanent Select Committee on Intelligence of the House of Representatives.

(Pub. L. 101-510, div. A, title XIV, §1403, Nov. 5, 1990, 104 Stat. 1675; Pub. L. 104-106, div. A, title XV, §1502(c)(4)(B), Feb. 10, 1996, 110 Stat. 507; Pub. L. 106-65, div. A, title X, §1067(10), Oct. 5, 1999, 113 Stat. 774; Pub. L. 111-259, title VIII, §805(a)-(d)(1), Oct. 7, 2010, 124 Stat. 2748.)

CODIFICATION

Section was formerly classified to section 404b of this title prior to editorial reclassification and renumbering as this section.

AMENDMENTS

2010—Pub. L. 111-259, §805(d)(1), struck out “foreign” after “national” in section catchline.

Subsec. (a). Pub. L. 111-259, §805(a), (b)(1), struck out “foreign” after “national” wherever appearing in heading and text and substituted “Director of National Intelligence” for “Director of Central Intelligence” in text.

Subsec. (b). Pub. L. 111-259, §805(b)(2), inserted “of National Intelligence” after “Director”.

Subsec. (c). Pub. L. 111-259, §805(b)(1), (c), substituted “Director of National Intelligence” for “Director of Central Intelligence” and “future-years defense program submitted pursuant to section 221 of title 10” for “multiyear defense program submitted pursuant to section 114a of title 10”.

1999—Subsec. (d)(2). Pub. L. 106-65 substituted “Committee on Armed Services” for “Committee on National Security”.

1996—Subsec. (a). Pub. L. 104-106, §1502(c)(4)(B)(i), substituted “the congressional committees specified in subsection (d) of this section each year” for “the Committees on Armed Services and Appropriations of the Senate and the House of Representatives and the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives each year”.

Subsec. (d). Pub. L. 104-106, §1502(c)(4)(B)(ii), added subsec. (d).

SHORT TITLE OF 2002 AMENDMENT

Pub. L. 107-306, title IX, §901(a), Nov. 27, 2002, 116 Stat. 2432, provided that: “This title [see Tables for classification] may be cited as the ‘Counterintelligence Enhancement Act of 2002.’”

**§ 3302. Identification of constituent components of base intelligence budget**

The Director of Central Intelligence shall include the same level of budgetary detail for the Base Budget that is provided for Ongoing Initiatives and New Initiatives to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate in the congressional justification materials for the annual submission of the National Foreign Intelligence Program of each fiscal year.

(Pub. L. 103-359, title VI, §603, Oct. 14, 1994, 108 Stat. 3433.)

CODIFICATION

Section was formerly classified as a note under section 403-1 of this title prior to editorial reclassification as this section.

TRANSFER OF FUNCTIONS

Reference to the Director of Central Intelligence or the Director of the Central Intelligence Agency in the Director’s capacity as the head of the intelligence community deemed to be a reference to the Director of National Intelligence. Reference to the Director of Central Intelligence or the Director of the Central Intelligence Agency in the Director’s capacity as the head of the Central Intelligence Agency deemed to be a reference to the Director of the Central Intelligence Agency. See section 1081(a), (b) of Pub. L. 108-458, set out as a note under section 3001 of this title.

**§ 3303. Construction of intelligence community facilities; Presidential authorization**

(a) No project for the construction of any facility, or improvement to any facility, having an estimated Federal cost in excess of \$300,000, may be undertaken in any fiscal year unless specifically identified as a separate item in the President’s annual fiscal year budget request or otherwise specifically authorized and appropriated if such facility or improvement would be used primarily by personnel of the intelligence community.

(b) As used in this section, the term “intelligence community” has the same meaning given that term in section 3003(4) of this title.

(Pub. L. 103-335, title VIII, §8131, Sept. 30, 1994, 108 Stat. 2653.)

CODIFICATION

Section was formerly classified to section 403-2a of this title prior to editorial reclassification and renumbering as this section.

**§ 3304. Limitation on construction of facilities to be used primarily by intelligence community**

**(a) In general**

**(1) In general**

Except as provided in subsection (b) of this section, no project for the construction of any facility to be used primarily by personnel of any component of the intelligence community which has an estimated Federal cost in excess of \$5,000,000 may be undertaken in any fiscal year unless such project is specifically identified as a separate item in the President’s annual fiscal year budget request and is specifically authorized by the Congress.