

PROVIDING FOR CONSIDERATION OF H.R. 2475, INTEL-
LIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2006

JUNE 20, 2005.—Referred to the House Calendar and ordered to be printed

Mr. PUTNAM, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 331]

The Committee on Rules, having had under consideration House Resolution 331, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 2475, the Intelligence Authorization Act for Fiscal Year 2006, under a structured rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Permanent Select Committee on Intelligence. The rule waives all points of order against consideration of the bill.

The rule provides that the amendment in the nature of a substitute recommended by the Permanent Select Committee on Intelligence now printed in the bill, modified by the amendment printed in part A of this report, shall be considered as adopted and shall be considered as read.

The rule makes in order the amendment printed in part B of this report, if offered by Representative Maloney of New York or her designee, which shall be considered as read, and which shall be debatable for 30 minutes equally divided and controlled by the proponent and an opponent. The rule waives all points of order against the amendment printed in part B of this report. Finally, the rule provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The Committee on Rules is not aware of any points of order against consideration of the bill. The waivers of all points of order are prophylactic in nature.

COMMITTEE VOTES

Pursuant to clause 3(b) of House rule XIII the results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 81

Date: June 20, 2005.

Measure: H.R. 2475, Intelligence Authorization Act for Fiscal Year 2006.

Motion by: Mrs. Slaughter.

Summary of motion: To make in order and provide the appropriate waivers for the amendment offered by Mr. Waxman, which would establish an independent commission to investigate detainee abuses.

Results: Defeated 4 to 6.

Vote by members: Hastings (WA)—Nay; Putnam—Nay; Capito—Nay; Bishop—Nay; Gingrey—Nay; Slaughter—Yea; McGovern—Yea; Hastings (FL)—Yea; Matsui—Yea; Dreier—Nay.

PART A—SUMMARY OF AMENDMENT CONSIDERED AS ADOPTED

(Summary of amendment derived from information provided by the sponsor.)

Hoekstra: Manager's Amendment. Strikes Section 305 of the Committee substitute, clarifying language dealing with personnel transfers to new National Intelligence Centers, as well as Sections 303 and 401 of the substitute, clarifying overseas coordination authorities of the Director of National Intelligence and the Director of the Central Intelligence Agency, respectively.

PART B—SUMMARY OF AMENDMENT MADE IN ORDER

(Summary of amendment derived from information provided by the sponsor.)

Maloney/Shays: Requires the President, if the National Counterterrorism Center (NCTC) is not fully operational by June 17, 2005, to provide Congress written justification as to why the Center is not fully operational. Justification would be required to be updated every thirty days until the NCTC is fully implemented and operational. (30 minutes)

PART A—TEXT OF AMENDMENT CONSIDERED AS ADOPTED

Strike the following:

- (1) Section 303 (page 8, line 1, through page 9, line 8).
- (2) Section 305 (page 9, line 19, through page 10, line 17).
- (3) Title IV (page 15, line 1, through page 16, line 5).

PART B—TEXT OF AMENDMENT MADE IN ORDER

At the end of title III (page 14, after line 23) insert the following:

**SEC. 310. REPORTS ON FAILURE TO TIMELY IMPLEMENT THE
NATIONAL COUNTERTERRORISM CENTER.**

(a) INITIAL REPORT ON FAILURE TO MEET DEADLINES IMPOSED UNDER LAW.—Not later than 30 days after the date of the enactment of this Act, the President shall provide written notice to Congress explaining the failure of the executive branch to implement the National Counterterrorism Center, as established under section 119 of the National Security Act of 1947, as added by section 1021 of the National Security Intelligence Reform Act of 2004 (title I of the Intelligence Reform and Terrorism Prevention Act of 2004; Public Law 108–458), by the deadlines imposed under section 1097(a) of such Act for the implementation of such Center, including the failure by the President to nominate an individual to serve as Director of the National Counterterrorism Center.

(b) SUBSEQUENT MONTHLY UPDATES.—The President shall provide to Congress monthly updates to the initial notice to Congress under subsection (a) until the National Counterterrorism Center is fully implemented and operational.

