



**UNITED STATES HOUSE OF REPRESENTATIVES
OFFICE OF THE MAJORITY WHIP
THE HONORABLE JAMES E. CLYBURN (SC-06)**

THE WHIP PACK

WEEK OF DECEMBER 3, 2007

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Bill Text and Background for the Week of December 3, 2007

- Conference Report on H.R. 2082 - Intelligence Authorization Act for Fiscal Year 2007
- Energy Independence Legislation
- Conference Report on H.R. 1585 - National Defense Authorization Act for Fiscal Year 2008

H.R. 2082 - To authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes *(Rep. Reyes - Intelligence) (Subject to a Rule)*

Bill Text: [HTML Version](#), [PDF Version](#)
[Bill Summary and Status](#)

Rules Committee Meeting: TBA

Committee: [House Permanent Select Committee on Intelligence](#)

Committee Staff Contact: 5-7690

LEGISLATION AT A GLANCE:

HIGHLIGHTS OF THE DRAFT FY 2008 INTELLIGENCE AUTHORIZATION CONFERENCE REPORT

The Intelligence Authorization for FY 2008 authorizes funding for intelligence operations and activities, and personnel levels for the 16 elements of the Intelligence Community (IC). In addition, it does the following:

Enhances the Oversight and Effective Management of the IC by

- Creating statutory, Senate confirmed IC Inspector General (IG) with the authority to inspect, audit and investigate activities across the IC
- Requiring Senate confirmation for Directors of the NSA and NRO
- Requiring report on compliance with the Detainee Treatment Act of 2005 and related provisions of the Military Commissions Act of 2006 regarding detentions and interrogations and DOJ legal opinions related to these activities
- Mandating CIA IG audits of all covert action programs every three years
- Requiring reports to Congress on the nuclear programs of Iran and North Korea
- Prohibiting implementation of pay for performance until plans are delivered to Congress
- Requiring guidelines for the implementation of an IC multilevel security clearance approach to increase linguistic and cultural expertise
- Designating DIA, NRO and NSA IGs official designees of DoD IG
- Requiring a comprehensive listing of all special access programs
- Reviving the Commission to review the status of Research and Development in the IC

Encourages IC Management Accountability and Efficiency in personnel management; use of contractors; workforce diversity; foreign language proficiency; protecting intelligence officer and agents identities; vulnerability assessments of major systems; space intelligence management; business enterprise architecture; major systems acquisition; excessive cost growth of major systems; implementing data efficiency report recommendations; and management of aerial reconnaissance platforms

Enhances Director of National Intelligence (DNI) Management Authority and Flexibility by authorizing DNI to establish, and fund boards and commissions; fund information sharing initiatives across federal government; conduct accountability reviews; adjust compensation for critical positions; and delegate DNI authorities to protect sources and methods to the Chief Information Officer

Authorizes Funds to Improve Effectiveness of Intelligence Programs and Activities
For the first time, this Intelligence Authorization conference report authorizes the IC base budget and a full year of supplemental funding for Iraq and counterterrorism activities.* It also:

- Reduces duplication between the base and supplemental
- Moves some core activities from the supplemental into the base
- Withholds a significant amount of supplemental funding related to the Administration's recently-announced Cyber Initiative pending further investigation by the Congress into its legal and technical underpinnings
- Adds significant additional funding for Advanced Research and Development funding to help the Intelligence Community maintain its technical edge, and include funds to pursue research into Global Climate change
- Reduces funds for non-productive intelligence activities in Iraq
- Fully funds activities to accelerate key global counterterrorism activities
- Funds accelerated integration of ground processing and exploitation of imagery collected from commercial and national sensors
- Funds initiatives to repair and replace aging and inadequate power infrastructure
- Adds funds to improve training and education of linguists, analysts and Human Intelligence collectors
- Reduces excessive levels of funding for contractors, and requires reporting on the numbers and functions of contractors
- Provides full funding for the operations of the National Drug Intelligence Center

In addition, the conference report includes provisions that:

- Extend to DNI exemptions currently held by CIA including Operational Files, Privacy Act, and Federal Advisory Act exemptions
- Provide CIA and NSA protective officers arrest authorities in the performance and furtherance of their protective duties
- Clarify that CIA is no longer required to report to Congress on steps taken to ensure financial statements can be audited to reflect that CIA has now submitted audited financial statements to OMB in compliance with the law
- Repeal select reporting requirements that are duplicative or no longer useful
- Clarify authorities of DNI Director of Science and Technology
- Allow delegation of authority to travel on non-US common carriers
- Extend the authority to delete information about foreign gifts
- Clarify prohibition on co-location of DNI's office
- Give DNI membership on Transportation Security Board
- Modify the NSA scholarship program to allow NSA not to reveal that IC is funding scholarship
- Clarify NGA analysis and dissemination authorities
- Grant NSA flexibility in granting security clearance authorities for limited time
- Require report on granting retirement benefits to Air America employees
- Clarify that select elements of the Coast Guard and DEA are part of the IC

**Please note that actual funding levels for the Intelligence Authorization are contained in the classified schedule of authorizations and annex which will be available for member review after conference report is filed.*

CRS Report:

[CRS Report RL33539](#), Intelligence Issues for Congress

Administration Position:

(TBA)

Fact Sheets & Talking Points:

[Highlights of the Draft FY2008 Intelligence Authorization](#)

Press Releases & News Articles:

[Chairman Reyes Leads Passage of Intelligence Authorization Act](#), May 11, 2007
[Intelligence Authorization Bill Provides for Intelligence Personnel, Enhances Oversight](#), May 2, 2007

Legislative History:

On May 11, 2007, passed by recorded vote: 225 - 197

SENATE AMENDMENTS TO THE BILL

[H.R. 6 – RENEWABLE FUELS, CONSUMER PROTECTION, AND ENERGY EFFICIENCY ACT OF 2007](#) *(Subject to a Rule)*

Bill Text: [HTML Version](#), [PDF Version](#)

[Bill Summary and Status](#)

Rules Committee: [H.RES. 839](#)

Committee: [Committee on Ways and Means](#), [Committee on Energy and Commerce](#), [Committee on Education and Labor](#), [Committee on Foreign Affairs](#), [Committee on Small Business](#), [Committee on Science and Technology](#), [Committee on Agriculture](#), [Committee on Oversight and Government Reform](#), [Committee on Natural Resources](#), [Committee on Transportation and Infrastructure](#), [Committee on Armed Services](#)

LEGISLATION AT A GLANCE:

ENERGY INDEPENDENCE AND SECURITY ACT

The New Direction Congress is poised to pass an ambitious legislative agenda to put us on a path toward energy independence- to strengthen national security, lower energy costs, grow our economy and create new jobs, and begin to reduce global warming. We are doing so by investing in the future of America with the passage of the Energy Independence and Security Act.

Specifically, we are taking groundbreaking steps to increase the efficiency of our vehicles, making an historic commitment to American grown biofuels, requiring that 15 percent of our electricity come from renewable sources, and strengthening energy efficiency for a wide range of products, appliances, lighting and buildings to reduce energy costs to consumers. We are repealing tax breaks for profit-rich oil companies, so that we can invest in clean renewable energy and new American technologies. Not only would this reduce our dependence on foreign oil, the measure would also save consumers billions of dollars.

This agreement with the Senate builds on the New Direction for Energy Independence, National Security, and Consumer Protection Act (H.R. 3221, and H.R. 2776) passed this summer, which includes wide-ranging solutions from 10 House committees. With passage of this measure, we are reducing carbon emissions that cause climate change and increasing our energy independence. The House will move forward next year with the next major effort to reduce global warming.

Strengthen our National Security by Reducing our Dependence on Foreign Oil

Historic Fuel Economy Standards for Cars and Trucks, Endorsed by Environmentalists and the Automobile Industry. The price at the pump demands groundbreaking and historic provisions to increase fuel economy standard to 35 miles per gallon by 2020 for new cars and trucks. These provisions will save American families \$700 - \$1000 per year at the pump, with \$22 billion in net consumer savings in 2020 alone. This is the first increase by Congress since 1975 . marking a significant advancement in our efforts to address our energy security and laying the groundwork for climate legislation next year. The bill ensures that fuel economy standard will be reached, while offering flexibility to automakers and ensuring that we keep American manufacturing jobs and continue domestic production of smaller vehicles. It will reduce oil consumption by 1.1 million gallons per day in 2020 (one-half of what we currently import from the Persian Gulf), and reduce greenhouse gases equal to taking 28 million of today's average cars and trucks off the road.

Renewable Fuels Standard/Historic Commitment to Homegrown Biofuels. The initiative includes a historic commitment to American biofuels that will fuel our cars and trucks . with a robust increase in the Renewable Fuels Standard. This isn't just about the Midwest . this is about diversifying our energy crops from coast to coast. Whether it is sweet sorghum in Texas, rice straw in California, or corn stover in Minnesota, we will create American jobs and protect the environment. The measure ensures that biodiesel and cellulosic sources, such as switchgrass, are a key part of the increase. It includes critical environmental safeguards to ensure that the growth of homegrown fuels helps to reduce carbon emissions and does not degrade water or air quality or harm our lands and public health. The plan includes incentives to boost the production of biofuels and the number of Flex Fuel and other alternative fuel vehicles.

Incentives for Hybrids. It establishes a plug-in hybrid/electric vehicle tax credit for individuals and encourages the domestic development and production of advanced technology vehicles and plug-in hybrid vehicles.

Repealing Big Oil Giveaways to Invest in Renewable Energy. The measure repeals about \$21 billion in tax subsidies for Big Oil, mainly including provisions from H.R. 6, which passed the House in January, and the President's budget. It closes a loophole written into the international tax bill (H.R. 4520) and rolls back the 2005 Energy Bill tax break for geological and geophysical expenditures.

Lower Energy Costs with Cleaner Energy, Greater Efficiency, and Smarter Technology

Historic Step -- Electricity from Clean Renewable Sources. This provision, which was contained in the House-passed bill, requires utilities to generate 15 percent of electricity from renewable sources -- such as wind power, biomass, wave, tidal, geothermal and solar -- by 2020. It permits utilities to meet up to 4 percent of their target through energy efficiency. A 15 percent Renewable Electricity Standard will reduce global warming emissions and lower energy prices and fossil fuel and natural gas consumption and is endorsed by a broad range of businesses, manufacturers, electric utilities, environmental, labor, farm, and faith-based organizations.

Landmark Energy Efficiency to Bring Down Costs. It includes landmark energy efficiency provisions that would save consumers and businesses hundreds of billions of dollars through 2030. It would require more energy efficient appliances, such as dishwashers, clothes washers, refrigerators and freezers, and would speed up Energy Department action on new efficiency standards after six years of delay. It would require improved commercial and federal building energy efficiency and assist consumers in improving the efficiency of their homes.

Incentives for the Renewable Energy Economy. It strengthens and extends existing renewable energy tax credits, including solar, wind, biomass, geothermal, hydro, landfill gas and trash combustion, while creating new incentives for the use and production of renewable energy. It bolsters research on solar, geothermal, and marine renewable energy. The bill provides new clean renewable energy bonds for electric cooperatives and public power providers to install facilities that generate electricity from renewable resources.

Create New Jobs and Reduce Global Warming

A Skilled Green Workforce. This package creates an Energy Efficiency and Renewable Energy Worker Training Program to train a quality workforce for green+collar jobs -- such as solar panel manufacturer and green building construction worker -- created by federal renewable energy and energy efficiency initiatives. Major investments in renewable energy could create 3 million green jobs over 10 years.

Small Businesses Leading in Renewable Energy. The bill increases loan limits to help small businesses develop energy efficient technologies and purchases; provides information to small businesses to reduce energy costs; and increases investment in small firms developing renewable energy solutions, recognizing the leadership of entrepreneurs in the alternative energy sector.

Energy Efficiency Reduces Carbon Dioxide. The landmark fuel efficiency standard, renewable electricity standard and energy efficiency provisions will not only save consumers and businesses money, but will also significantly reduce carbon dioxide emissions.

Making Coal Part of the Solution. This initiative takes aggressive steps on carbon capture and sequestration to come up with a cleaner way to use coal . authorizing a nationwide assessment of geological formations capable of sequestering carbon dioxide underground and expansive research and development, including large-volume sequestration tests in a variety of different geological formations. It includes incentives for clean coal, which for the first time ever include a requirement for carbon sequestration.

CRS Reports:

[RL33564](#): Alternative Fuels and Advanced Technology Vehicles: Issues in Congress

[RL33413](#): Automobile and Light Truck Fuel Economy: The CAFE Standards

[RL34239](#): Biofuels in the 2007 Energy and Farm Bills: A Side-by-Side Comparison

[RL34136](#): Biofuels Provisions in H.R. 3221 and H.R. 6: A Side-by-Side Comparison

[RL33982](#): Corporate Average Fuel Economy (CAFE): A Comparison of Selected Legislation in the 110th Congress

[RL33831](#): Energy Efficiency and Renewable Energy Legislation in the 110th Congress

[RL33578](#): Energy Tax Policy: History and Current Issues

[RL33290](#): Fuel Ethanol: Background and Public Policy Issues

[RS22236](#): Gasoline Price Increases: Federal and State Authority to Limit 'Price Gouging'

[RL33521](#): Gasoline Prices: Legislation in the 110th Congress

[RL33974](#): Legal Issues Raised by Provision in House Energy Bill (H.R. 6) Creating Incentives for Certain OCS Leaseholders to Accept Price Thresholds

[RL33763](#): Oil and Gas Tax Subsidies: Current Status and Analysis

[RL34135](#): Omnibus Energy Efficiency and Renewable Energy Legislation: A Side-by-Side Comparison of Major Provisions in House-Passed H.R. 3221 with Senate-Passed

[RL33493](#): Outer Continental Shelf: Debate Over Oil and Gas Leasing and Revenue Sharing

[RL34162](#): Renewable Energy: Background and Issues for the 110th Congress

[RL34130](#): Renewable Energy Policy in the 2007 Farm Bill

[RL34116](#): Renewable Energy Portfolio Standard (RPS): Background and Debate Over a National Requirement

[RS22567](#): Royalty Relief for U.S. Deepwater Oil and Gas Leases

[RL34265](#): Selected Issues Related to an Expansion of the Renewable Fuel Standard (RFS)

[RS22571](#): The Strategic Energy Efficiency and Renewables Reserve in the CLEAN Energy Act of 2007 (H.R. 6)

[RL33867](#): Tariff Modifications: Miscellaneous Duty Suspension Bills

Organization Statements:

[Supporters of Energy Security Bill](#)

[Auto industry backs CAFE deal](#)

Administration Position:

(TBA)

Fact Sheets & Talking Points:

[Summary of Energy Independence and Security Act](#)

[Summary of the Clean Renewable Energy and Conservation Tax Act of 2007](#), Committee on Ways and Means

Press Releases, News Articles & Related Information:

[House, Senate to Consider Energy Tax Legislation](#), Baucus, Rangel unveil \$21 billion package of incentives for renewable energy, capture of carbon emissions, energy efficiency in business and at home, December 5, 2007

[Majority Leader Hoyer Praises CAFE Deal](#), December 5, 2007

[Energy and Commerce Committee Chairman John Dingell Secures Deal to Boost CAFE Standards](#)

Other Resources:

[Cosponsors of H.R. 6](#)

H.R. 1585 - NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2008 (Rep. Skelton – Armed Services) (Subject to a Rule)

Bill Text: [HTML Version](#), [PDF Version](#)
[Bill Summary and Status](#)
Rules Committee Meeting: TBA
Committee: [Committee on Armed Services](#)
Committee Staff Contact: 5-4151

LEGISLATION AT A GLANCE:

TO BE ADDED

CRS Reports:

[RL33999](#): Defense: FY2008 Authorization and Appropriations

[RL32929](#): The Reliable Replacement Warhead Program: Background and Current Developments

Administration Position:

(TBA)

Fact Sheets & Talking Points:

(TBA)

Press Releases, News Articles & Related Information:

[House Democratic Leaders Call on President to Support Pay Raise for Troops, Survivor Benefits](#), May 18, 2007

[Pelosi Applauds Overwhelming Passage of Defense Authorization Bill](#), May 17th, 2007

[Clyburn Comments on Veto Threat and Passage of Department of Defense Authorization, HR 1585](#), May 17, 2007

[Skelton Applauds House Passage of H.R. 1585, The FY 2008 National Defense Authorization Bill](#), May 17, 2007

[Majority Leader Hoyer Statement on Republicans' Irresponsible Delaying of Defense Bill](#), May 16, 2007

[Skelton Remarks On H.R. 1585, The National Defense Authorization Act For Fiscal Year 2008](#), May 16, 2007

[House Armed Services Committee Approves Fiscal Year 2008 Defense Authorization Bill Restoring Military Readiness and Taking Care of the Troops are Top Priorities](#), May 9, 2007

Other Resources:

[Cosponsors of H.R.1585](#)

Legislative History:

On May 17, 2007, passed by recorded vote: 397 . 27

Updates can be found by visiting http://www.majoritywhip.gov/whip_pack/ throughout the week.