

[DISCUSSION DRAFT]

117TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 31, United States Code, to require the Secretary of the Treasury to establish a program, as part of the FinCEN Exchange, to allow designated employees of financial institutions to receive access to certain classified information related to terrorism (both domestic and international), sedition, and insurrection.

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IN THE HOUSE OF REPRESENTATIVES

M. \_\_\_\_\_ introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

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**A BILL**

To amend title 31, United States Code, to require the Secretary of the Treasury to establish a program, as part of the FinCEN Exchange, to allow designated employees of financial institutions to receive access to certain classified information related to terrorism (both domestic and international), sedition, and insurrection.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “FinCEN Exchange Im-  
5 provement Act”.

1 **SEC. 2. FINDINGS.**

2 The Congress finds the following:

3 (1) Public-private partnerships are important  
4 when dealing with national security concerns, includ-  
5 ing those related to terrorism (both domestic and  
6 international), sedition, and insurrection.

7 (2) The FinCEN Exchange, the Financial  
8 Crimes Enforcement Network (FinCEN)'s voluntary  
9 public-private information sharing partnership  
10 among law enforcement agencies, national security  
11 agencies, financial institutions, and FinCEN to ef-  
12 fectively and efficiently combat financial crime, is an  
13 appropriate venue to engage in review of vexing fi-  
14 nancial crime issues.

15 (3) Materials important to these financial  
16 crimes are sometimes classified. In limited cir-  
17 cumstances, the ability to discuss classified materials  
18 would permit parties involved in the FinCEN Ex-  
19 change to have more holistic, productive conversa-  
20 tions regarding terrorism (both domestic and inter-  
21 national), sedition, and insurrection.

22 **SEC. 3. ACCESS TO CERTAIN CLASSIFIED INFORMATION.**

23 Section 310(d) of title 31, United States Code (as  
24 added by Public Law 116–283), is amended by adding at  
25 the end the following:

1           “(7) ACCESS TO CERTAIN CLASSIFIED INFOR-  
2           MATION.—With respect to the sharing of informa-  
3           tion described under paragraph (2), the Secretary of  
4           the Treasury shall establish a program as part of  
5           the FinCEN Exchange under which the Secretary  
6           may designate an employee of a financial institution  
7           to have access to classified information relating to  
8           terrorism (both domestic and international), sedi-  
9           tion, and insurrection, if that individual is eligible  
10          for access to such classified information and to the  
11          extent consistent with the national security of the  
12          United States.”.