[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.

IN THE HOUSE OF REPRESENTATIVES

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

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
4 SECTION 1. SHORT TITLE.
5 This Act may be cited as the “FinCEN Exchange Im-
6 provement Act”.

February 22, 2021 (1:14 p.m.)
SEC. 2. FINDINGS.

The Congress finds the following:

(1) Public-private partnerships are important when dealing with national security concerns, including those related to terrorism (both domestic and international), sedition, and insurrection.

(2) The FinCEN Exchange, the Financial Crimes Enforcement Network (FinCEN)’s voluntary public-private information sharing partnership among law enforcement agencies, national security agencies, financial institutions, and FinCEN to effectively and efficiently combat financial crime, is an appropriate venue to engage in review of vexing financial crime issues.

(3) Materials important to these financial crimes are sometimes classified. In limited circumstances, the ability to discuss classified materials would permit parties involved in the FinCEN Exchange to have more holistic, productive conversations regarding terrorism (both domestic and international), sedition, and insurrection.

SEC. 3. ACCESS TO CERTAIN CLASSIFIED INFORMATION.

Section 310(d) of title 31, United States Code (as added by Public Law 116–283), is amended by adding at the end the following:
“(7) ACCESS TO CERTAIN CLASSIFIED INFORMATION.—With respect to the sharing of information described under paragraph (2), the Secretary of the Treasury shall establish a program as part of the FinCEN Exchange under which the Secretary may designate an employee of a financial institution to have access to classified information relating to terrorism (both domestic and international), sedition, and insurrection, if that individual is eligible for access to such classified information and to the extent consistent with the national security of the United States.”.