

114TH CONGRESS
2D SESSION

H. R. _____

To amend title 18, United States Code, to clarify certain required mens rea elements for offenses pertaining to the handling of sensitive information by government officials, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. RATCLIFFE introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title 18, United States Code, to clarify certain required mens rea elements for offenses pertaining to the handling of sensitive information by government officials, and for other purposes.

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 “Classified Information
5 Protection Act of 2016”.

6 **SEC. 2. CLARIFICATION OF CERTAIN MENS REA ELEMENTS.**

7 (a) GATHERING, TRANSMITTING OR LOSING DE-
8 FENSE INFORMATION.—Section 793 of title 18, United

1 States Code, is amended by adding at the end the fol-
2 lowing:

3 “(i) In a prosecution under subsection (f), the Gov-
4 ernment need not prove that the defendant intended to
5 cause harm to the United States.”.

6 (b) UNAUTHORIZED REMOVAL AND RETENTION OF
7 CLASSIFIED DOCUMENTS OR MATERIAL.—Section 1924
8 of title 18, United States Code, is amended by adding at
9 the end the following:

10 “(d) In a prosecution under subsection (a), the Gov-
11 ernment need not prove that the defendant intended to
12 cause harm to the United States.”.