

113TH CONGRESS
2D SESSION

H. R. 3881

To amend the Foreign Intelligence Surveillance Act of 1978 to provide for more transparency of the programs carried out under that Act.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 2014

Mr. CARNEY (for himself, Ms. HANABUSA, and Mr. CONNOLLY) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Select Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Foreign Intelligence Surveillance Act of 1978 to provide for more transparency of the programs carried out under that Act.

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 “Expansion of National
5 Security Agency Oversight Act”.

1 **SEC. 2. INCLUSION OF ADDITIONAL COMMITTEES IN CER-**
2 **TAIN REPORTS UNDER THE FOREIGN INTEL-**
3 **LIGENCE SURVEILLANCE ACT OF 1978.**

4 (a) PHYSICAL SEARCHES.—

5 (1) DEFINITIONS.—Section 301 of the Foreign
6 Intelligence Surveillance Act of 1978 (50 U.S.C.
7 1821) is amended—

8 (A) by redesignating paragraphs (2), (3),
9 and (4) as paragraphs (3), (4), and (5), respec-
10 tively; and

11 (B) by inserting after paragraph (1) the
12 following new paragraph:

13 “(2) ‘Appropriate congressional committees’
14 means—

15 “(A) the Permanent Select Committee on
16 Intelligence, the Committee on the Judiciary,
17 the Committee on Armed Services, and the
18 Committee on Foreign Affairs of the House of
19 Representatives; and

20 “(B) the Select Committee on Intelligence,
21 the Committee on the Judiciary, the Committee
22 on Armed Services, and the Committee on For-
23 eign Relations of the Senate.”.

24 (2) REPORTS.—Section 306 of the Foreign In-
25 telligence Surveillance Act of 1978 (50 U.S.C. 1826)
26 is amended by striking “the Permanent Select Com-

1 mittee on Intelligence of the House of Representa-
2 tives and the Select Committee on Intelligence of the
3 Senate, and the Committee on the Judiciary of the
4 Senate,” and inserting “the appropriate congress-
5 sional committees”.

6 (b) PEN REGISTER AND TRAP AND TRACE DE-
7 VICES.—

8 (1) DEFINITIONS.—Section 401 of the Foreign
9 Intelligence Surveillance Act of 1978 (50 U.S.C.
10 1841) is amended by adding at the end the following
11 new paragraph:

12 “(4) The term ‘appropriate congressional com-
13 mittees’ has the meaning given the term in section
14 301.”.

15 (2) REPORTS.—Section 406 of the Foreign In-
16 telligence Surveillance Act of 1978 (50 U.S.C. 1846)
17 is amended—

18 (A) in subsection (a), by striking “the Per-
19 manent Select Committee on Intelligence of the
20 House of Representatives and the Select Com-
21 mittee on Intelligence of the Senate, and the
22 Committee on the Judiciary of the House of
23 Representatives and the Committee on the Ju-
24 diciary of the Senate,” and inserting “the ap-
25 propriate congressional committees”; and

1 (B) in subsection (b), by striking “the
2 committees referred to in subsection (a) and to
3 the Committees on the Judiciary of the House
4 of Representatives and the Senate” and insert-
5 ing “the appropriate congressional committees”.

6 (c) ACCESS TO CERTAIN BUSINESS RECORDS.—Sec-
7 tion 502 of the Foreign Intelligence Surveillance Act of
8 1978 (50 U.S.C. 1862) is amended—

9 (1) in subsection (a), by striking “the Perma-
10 nent Select Committee on Intelligence of the House
11 of Representatives and the Select Committee on In-
12 telligence and the Committee on the Judiciary of the
13 Senate” and inserting “the appropriate congres-
14 sional committees”;

15 (2) in subsection (b), by striking “the House
16 and Senate Committees on the Judiciary and the
17 House Permanent Select Committee on Intelligence
18 and the Senate Select Committee on Intelligence”
19 and inserting “the appropriate congressional com-
20 mittees”; and

21 (3) by adding at the end the following new sub-
22 section:

23 “(d) In this section, the term ‘appropriate congres-
24 sional committees’ has the meaning given the term in sec-
25 tion 301.”.

1 (d) GENERAL OVERSIGHT.—Section 601 of the For-
2 eign Intelligence Surveillance Act of 1978 (50 U.S.C.
3 1871) is amended—

4 (1) in subsection (a), by striking “the Perma-
5 nent Select Committee on Intelligence of the House
6 of Representatives, the Select Committee on Intel-
7 ligence of the Senate, and the Committees on the
8 Judiciary of the House of Representatives and the
9 Senate” and inserting “the appropriate congres-
10 sional committees”;

11 (2) in subsection (c), by striking “the commit-
12 tees of Congress referred to in subsection (a)” and
13 inserting “the appropriate congressional commit-
14 tees”;

15 (3) in subsection (d), by striking “the commit-
16 tees of Congress referred to in subsection (a)” and
17 inserting “the appropriate congressional commit-
18 tees”; and

19 (4) in subsection (e)—

20 (A) by redesignating paragraphs (1) and
21 (2) as paragraphs (2) and (3), respectively; and

22 (B) by inserting before paragraph (2) (as
23 so redesignated) the following new paragraph:

24 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
25 TEES.—The term ‘appropriate congressional com-

1 mittees’ has the meaning given the term in section
 2 301.”.

3 (e) ADDITIONAL PROCEDURES REGARDING CERTAIN
 4 PERSONS OUTSIDE THE UNITED STATES.—

5 (1) DEFINITIONS.—Section 701(b) of the For-
 6 eign Intelligence Surveillance Act of 1978 (50
 7 U.S.C. 1881(b)) is amended—

8 (A) by redesignating paragraphs (1)
 9 through (5) as paragraphs (2) through (6), re-
 10 spectively; and

11 (B) by inserting before paragraph (2) the
 12 following new paragraph:

13 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
 14 TEES.—The term ‘appropriate congressional com-
 15 mittees’ has the meaning given the term in section
 16 301.”.

17 (2) REPORTS.—Section 707(a) of the Foreign
 18 Intelligence Surveillance Act of 1978 (50 U.S.C.
 19 1881f(a)) is amended by striking “the congressional
 20 intelligence committees and the Committees on the
 21 Judiciary of the Senate and the House of Represent-
 22 atives” and inserting “the appropriate congressional
 23 committees”.

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