

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3361
OFFERED BY MR. CARNEY OF DELAWARE**

Strike section 606 and insert the following new section:

**1 SEC. 606. 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 (50 U.S.C.
6 1821) is amended—

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

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

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

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

1 “(B) the Select Committee on Intelligence,
2 the Committee on the Judiciary, the Committee
3 on Armed Services, and the Committee on For-
4 eign Relations of the Senate.”.

5 (2) REPORTS.—Section 306 (50 U.S.C. 1826)
6 is amended by striking “the Permanent Select Com-
7 mittee on Intelligence of the House of Representa-
8 tives and the Select Committee on Intelligence of the
9 Senate, and the Committee on the Judiciary of the
10 Senate,” and inserting “the appropriate congress-
11 sional committees”.

12 (b) PEN REGISTER AND TRAP AND TRACE DE-
13 VICES.—

14 (1) DEFINITIONS.—Section 401 (50 U.S.C.
15 1841) is amended by adding at the end the following
16 new paragraph:

17 “(4) The term ‘appropriate congressional com-
18 mittees’ has the meaning given the term in section
19 301.”.

20 (2) REPORTS.—Section 406 (50 U.S.C. 1846)
21 is amended—

22 (A) in subsection (a), by striking “the Per-
23 manent Select Committee on Intelligence of the
24 House of Representatives and the Select Com-
25 mittee on Intelligence of the Senate, and the

1 Committee on the Judiciary of the House of
2 Representatives and the Committee on the Ju-
3 diciary of the Senate,” and inserting “the ap-
4 propriate congressional committees”; and

5 (B) in subsection (b)—

6 (i) in the matter preceding paragraph
7 (1), by striking “the committees referred
8 to in subsection (a) and to the Committees
9 on the Judiciary of the House of Rep-
10 resentatives and the Senate” and inserting
11 “the appropriate congressional commit-
12 tees”;

13 (ii) in paragraph (2), by striking “;
14 and” and inserting a semicolon;

15 (iii) in paragraph (3), by striking the
16 period and inserting a semicolon; and

17 (iv) by adding at the end the following
18 new paragraphs:

19 “(4) each department or agency on behalf of
20 which the Government has made application for or-
21 ders approving the use of pen registers or trap and
22 trace devices under this title; and

23 “(5) for each department or agency described in
24 paragraph (4), a breakdown of the numbers required
25 by paragraphs (1), (2), and (3).”.

1 (c) ACCESS TO CERTAIN BUSINESS RECORDS.—Sec-
2 tion 502 (50 U.S.C. 1862) is amended—

3 (1) in subsection (a), by striking “the Perma-
4 nent Select Committee on Intelligence of the House
5 of Representatives and the Select Committee on In-
6 telligence and the Committee on the Judiciary of the
7 Senate” and inserting “the appropriate congress-
8 sional committees”;

9 (2) in subsection (b), by striking “the House
10 and Senate Committees on the Judiciary and the
11 House Permanent Select Committee on Intelligence
12 and the Senate Select Committee on Intelligence”
13 and inserting “the appropriate congressional com-
14 mittees”; and

15 (3) by adding at the end the following new sub-
16 section:

17 “(d) In this section, the term ‘appropriate congress-
18 sional committees’ has the meaning given the term in sec-
19 tion 301.”.

20 (d) GENERAL OVERSIGHT.—Section 601 (50 U.S.C.
21 1871) is amended—

22 (1) in subsection (a), by striking “the Perma-
23 nent Select Committee on Intelligence of the House
24 of Representatives, the Select Committee on Intel-
25 ligence of the Senate, and the Committees on the

1 Judiciary of the House of Representatives and the
2 Senate” and inserting “the appropriate congress-
3 sional committees”;

4 (2) in subsection (c), by striking “the commit-
5 tees of Congress referred to in subsection (a)” and
6 inserting “the appropriate congressional commit-
7 tees”;

8 (3) in subsection (d), by striking “the commit-
9 tees of Congress referred to in subsection (a)” and
10 inserting “the appropriate congressional commit-
11 tees”; and

12 (4) in subsection (e)—

13 (A) by redesignating paragraphs (1) and
14 (2) as paragraphs (2) and (3), respectively; and

15 (B) by inserting before paragraph (2) (as
16 so redesignated) the following new paragraph:

17 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
18 TEES.—The term ‘appropriate congressional com-
19 mittees’ has the meaning given the term in section
20 301.”.

21 (e) ADDITIONAL PROCEDURES REGARDING CERTAIN
22 PERSONS OUTSIDE THE UNITED STATES.—

23 (1) DEFINITIONS.—Section 701(b) (50 U.S.C.
24 1881(b)) is amended—

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

4 (B) by inserting before paragraph (2) the
5 following new paragraph:

6 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
7 TEES.—The term ‘appropriate congressional com-
8 mittees’ has the meaning given the term in section
9 301.”.

10 (2) REPORTS.—Section 707(a) (50 U.S.C.
11 1881f(a)) is amended by striking “the congressional
12 intelligence committees and the Committees on the
13 Judiciary of the Senate and the House of Represent-
14 atives” and inserting “the appropriate congressional
15 committees”.

