

116TH CONGRESS
2D SESSION

H. R. 9026

To amend the Foreign Intelligence Surveillance Act of 1978 to provide clarification of the notice requirement for use of information.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 18, 2020

Mr. AMASH introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Permanent Select Committee on Intelligence, 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 clarification of the notice requirement for use of information.

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 “FISA Oversight Cor-
5 rection Act”.

1 **SEC. 2. CLARIFICATION OF NOTICE REQUIREMENT FOR**
2 **USE OF INFORMATION.**

3 (a) TITLE I.—Section 106(f) of the Foreign Intel-
4 ligence Surveillance Act of 1978 (50 U.S.C. 1806(f)) is
5 amended by striking “only where such disclosure is nec-
6 essary to make an accurate determination of the legality
7 of the surveillance” and inserting “if such disclosure
8 would likely promote a more accurate determination of the
9 legality of the surveillance”.

10 (b) TITLE III.—Section 305(g) of such Act (50
11 U.S.C. 1825(g)) is amended by striking “only where such
12 disclosure is necessary to make an accurate determination
13 of the legality of the physical search” and inserting “if
14 such disclosure would likely promote a more accurate de-
15 termination of the legality of the physical search”.

16 (c) TITLE IV.—Section 405(f)(2) of such Act (50
17 U.S.C. 1845(f)) is amended by striking “only where such
18 disclosure is necessary to make an accurate determination
19 of the legality of the use of the pen register or trap and
20 trace device, as the case may be” and inserting “if such
21 disclosure would likely promote a more accurate deter-
22 mination of the legality of the use of the pen register or
23 trap and trace device, as the case may be”.

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