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**AMENDMENT TO H.R. 5949**  
**OFFERED BY MS. JACKSON LEE**

At the end of the bill, add the following new section:

1 **SEC. \_\_\_\_ . REPORT ON THE IMPLEMENTATION OF THE FISA**  
2 **AMENDMENTS ACT OF 2008.**

3 (a) **REQUIREMENT FOR REPORT.**—Not later than  
4 one year after the date of the enactment of this Act, the  
5 Inspector General of the Department of Justice and the  
6 Inspector General of the Intelligence Community shall  
7 submit to the entities described in subsection (b) a report  
8 on the implementation of the amendments made by the  
9 FISA Amendments Act of 2008 (Public Law 110–261;  
10 122 Stat. 2436).

11 (b) **ENTITIES DESCRIBED.**—The entities described in  
12 this subsection are the following:

- 13 (1) Congress.
- 14 (2) The Attorney General.
- 15 (3) The Director of National Intelligence.
- 16 (4) The court established under section 103 of  
17 the Foreign Intelligence Surveillance Act of 1978  
18 (50 U.S.C. 1803).

19 (c) **CONTENT.**—The report required by subsection (a)  
20 shall include the following:

1 (1) An assessment of the impact that imple-  
2 mentation of section 702 of the Foreign Intelligence  
3 Surveillance Act of 1978 (50 U.S.C. 1881a) has had  
4 on the privacy of persons inside the United States.

5 (2) An assessment of the extent to which acqui-  
6 sitions made under such section 702 have resulted in  
7 the acquisition or review of the contents of commu-  
8 nications of persons located inside the United States,  
9 including—

10 (A) the number of persons located inside  
11 the United States who have had the contents of  
12 their communications acquired under such sec-  
13 tion 702, and the number of persons located in-  
14 side the United States who have had the con-  
15 tents of their communications reviewed under  
16 such section 702; or

17 (B) if it is not possible to determine such  
18 numbers, the estimate of the Inspectors General  
19 of such numbers made using representative  
20 sampling or other analytical techniques.

21 (3) A review of the Inspectors General of inci-  
22 dents of non-compliance with such section 702, with  
23 a particular focus on any types of non-compliance  
24 incidents that have recurred, and the impact of such

1 non-compliance on the privacy of persons inside the  
2 United States.

3 (4) An assessment of any significant instances  
4 in which an element of the intelligence community  
5 may have complied with the statutory language of  
6 such section 702, but not with the spirit or intent  
7 of such section 702, and the impact of such non-  
8 compliance on the privacy of persons inside the  
9 United States.

10 (d) CONSULTATION.—The Inspector General of the  
11 Department of Justice and the Inspector General of the  
12 Intelligence Community may consult with the inspectors  
13 general of elements of the intelligence community in pre-  
14 paring the report required by subsection (a).

15 (e) ACCESS.—The Attorney General and the Director  
16 of National Intelligence shall ensure that the Inspector  
17 General of the Department of Justice and the Inspector  
18 General of the Intelligence Community, respectively, have  
19 all appropriate access needed to prepare the report re-  
20 quired by subsection (a).

21 (f) PUBLIC DISCLOSURE.—The Inspector General of  
22 the Department of Justice and the Inspector General of  
23 the Intelligence Community shall make the report required  
24 by subsection (a) available to the public. The version made  
25 available to the public shall contain whatever redactions

1 may be necessary to protect properly classified informa-  
2 tion.

3 (g) INTELLIGENCE COMMUNITY DEFINED.—In this  
4 section, the term “intelligence community” has the mean-  
5 ing given the term in section 3(4) of the National Security  
6 Act of 1947 (50 U.S.C. 401a(4)).

