To amend the Foreign Intelligence Surveillance Act of 1978 to limit overbroad surveillance requests and expand reporting requirements and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. SANDERS introduced the following bill; which was read twice and referred to the Committee on ____________

A BILL

To amend the Foreign Intelligence Surveillance Act of 1978 to limit overbroad surveillance requests and expand reporting requirements and for other purposes.

Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “__________ Act of 2013”.

SEC. 2. LIMITING OVERBROAD SURVEILLANCE REQUESTS.

Section 501 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861) is amended—
(1) in subsection (a)(1), by striking “to protect against international terrorism or clandestine intelligence activities,” and inserting “for an investigation concerning international terrorism which investigation is being conducted by the Federal Bureau of Investigation;”;

(2) in subsection (b)(2)(A)—

(A) in the matter preceding clause (i)—

(i) by striking “a statement of facts showing that there are reasonable grounds” and inserting “specific and articulable facts giving reason”;  

(ii) by inserting “each of” before “the tangible things”; 

(iii) by striking “are” and inserting “is”; and  

(iv) by striking “to protect against international terrorism or clandestine intelligence activities,” and inserting “an investigation concerning international terrorism which investigation is being conducted by the Federal Bureau of Investigation;”;

(B) in clause (i), by adding “or” at the end;
(C) in clause (ii), by striking “or” and inserting “and”; and

(D) by striking clause (iii); and

(3) in subsection (c)(1), after “the release of tangible things.” by inserting “For each tangible thing to be released, the judge shall enter a finding that the Director of the Federal Bureau of Investigation or the Director’s designee has presented specific and articulable facts giving reason to believe that the thing is relevant to an authorized investigation (other than a threat assessment) conducted in accordance with subsection (a)(2) of this section to obtain foreign intelligence information not concerning a United States person or an investigation concerning international terrorism which investigation is being conducted by the Federal Bureau of Investigation.”.

SEC. 3. EXPANSION OF REPORTING REQUIREMENTS UNDER FISA.

Section 502 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1862) is amended by striking subsections (a), (b), and (c) and inserting the following:

“(a) On a semianannual basis, the Attorney General shall fully inform Congress concerning all requests for the
production of tangible things under section 501, including
with respect to the preceding 6-month period—

“(1) the total number of applications made for
orders approving requests for the production of tan-
gible things under section 501; and

“(2) the total number of such orders either
granted, modified, or denied.

“(b) In informing Congress under subsection (a), the
Attorney General shall include the following:

“(1) A description with respect to each applica-
tion for an order requiring the production of any
tangible things for the specific purpose for such pro-
duction.

“(2) An analysis of the effectiveness of each ap-
plication that was granted or modified in protecting
citizens of the United States against terrorism.

“(c) In a manner consistent with the protection of
the national security of the United States, the Attorney
General shall make available to the public the information
provided to Congress under subsection (a).”.