

AMENDMENT TO RULES COMMITTEE PRINT 119-

27

OFFERED BY MR. ROSE OF TENNESSEE

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

1 **SEC. 9. CONGRESSIONAL ACCESS TO FOREIGN INTEL-**
2 **LIGENCE SURVEILLANCE COURT AND FOR-**
3 **EIGN INTELLIGENCE SURVEILLANCE COURT**
4 **OF REVIEW PROCEEDINGS.**

5 (a) ATTENDANCE RIGHT.—Each Member of Con-
6 gress shall have the right to attend any hearing or oral
7 argument conducted by the Foreign Intelligence Surveil-
8 lance Court or Foreign Intelligence Surveillance Court of
9 Review.

10 (b) SECURITY PROCEDURES.—

11 (1) IN GENERAL.—Not later than 180 days
12 after the date of the enactment of this Act, the For-
13 eign Intelligence Surveillance Court and Foreign In-
14 telligence Surveillance Court of Review shall develop
15 and promulgate security procedures for the attend-
16 ance of Members of Congress.

17 (2) PROCEDURAL REQUIREMENT.—The proce-
18 dures required by paragraph (1) shall ensure the

1 protection of classified information and the orderly
2 conduct of court proceedings.

3 (c) NOTIFICATION.—

4 (1) IN GENERAL.—The Foreign Intelligence
5 Surveillance Court and Foreign Intelligence Surveil-
6 lance Court of Review shall establish a secure notifi-
7 cation system to inform Members of Congress about
8 upcoming hearings and oral arguments that Mem-
9 bers are eligible to attend.

10 (2) TIMELY NOTICE.—The Foreign Intelligence
11 Surveillance Court and the Foreign Intelligence Sur-
12 veillance Court of Review shall provide notice under
13 paragraph (1) in a timely manner and include rel-
14 evant information about the proceedings.

15 (d) COORDINATION WITH CONGRESSIONAL INTEL-
16 LIGENCE COMMITTEES.—

17 (1) NOTIFICATION TO COMMITTEES.—The Per-
18 manent Select Committee on Intelligence of the
19 House of Representatives and the Select Committee
20 on Intelligence of the Senate shall each establish a
21 process by which any Member of Congress may no-
22 tify the respective committee of the Member's intent
23 to attend a hearing or oral argument conducted by
24 the Foreign Intelligence Surveillance Court or the

1 Foreign Intelligence Surveillance Court of Review
2 pursuant to subsection (a).

3 (2) COORDINATION WITH COURTS.—The com-
4 mittees described in paragraph (1) shall coordinate,
5 as necessary, with the Foreign Intelligence Surveil-
6 lance Court and the Foreign Intelligence Surveil-
7 lance Court of Review to facilitate such attendance
8 and ensure compliance with applicable security pro-
9 cedures established under subsection (b).

10 (3) LIMITATIONS BASED ON CAPACITY.—In a
11 case in which the number of Members notifying a
12 committee under paragraph (1) of the intent of such
13 Members to attend a proceeding exceeds the avail-
14 able space for that proceeding, each committee shall
15 manage attendance at the proceeding through a
16 waiting list to ensure fair access consistent with
17 space and security considerations.

