

AMENDMENT TO H.R. 8035
OFFERED BY MR. ROY OF TEXAS

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

1 **SEC. 2. ENSURING MEMBER ACCESS TO THE FOREIGN IN-**
2 **TELLIGENCE SURVEILLANCE COURT AND**
3 **FOREIGN INTELLIGENCE SURVEILLANCE**
4 **COURT OF REVIEW.**

5 Section 5 of the Reforming Intelligence and Securing
6 America Act (Public Law 118-49) is amended—

7 (1) in subsection (d) (50 U.S.C. 1803 note), by
8 striking “on their behalf, pursuant to such proce-
9 dures as the Attorney General, in consultation with
10 the Director of National Intelligence may establish”
11 and inserting “in addition or on their behalf”; and

12 (2) by adding at the end the following:

13 “(e) REVOKING PREVIOUS PROCEDURES.—Any pro-
14 cedures promulgated by the Attorney General in consulta-
15 tion with the Director of National Intelligence pursuant
16 to subsection (d) as in effect before the date of enactment
17 of this subsection shall be void, including the Attorney
18 General Procedures for Congressional Attendance at Pro-
19 ceedings of the Foreign Intelligence Surveillance Court

1 and the Foreign Intelligence Surveillance Court of Review
2 dated November 18, 2024.

3 “(f) PROHIBITION ON RESTRICTIONS.—

4 “(1) IN GENERAL.—The Foreign Intelligence
5 Surveillance Court and the Foreign Intelligence Sur-
6 veillance Court of Review shall not have any author-
7 ity to impose any restrictions on Members or des-
8 ignated staff attending proceedings pursuant to sub-
9 section (d) that are not also applied to the Depart-
10 ment of Justice.

11 “(2) REQUIREMENTS.—Each individual and
12 designated staff described in subsection (d) shall be
13 allowed to observe in its entirety any proceeding of
14 the Foreign Intelligence Surveillance Court or the
15 Foreign Intelligence Surveillance Court of Review.

16 “(3) SPACE CONSTRAINTS.—

17 “(A) IN GENERAL.—The Foreign Intel-
18 ligence Surveillance Court and the Foreign In-
19 telligence Surveillance Court of Review shall use
20 all physical space to the maximum extent pos-
21 sible, such that any individual and designated
22 staff described in subsection (d) present in at-
23 tendance shall have physical access to the
24 courtrooms of the Foreign Intelligence Surveil-
25 lance Court and Foreign Intelligence Surveil-

1 lance Court of Review to attend any proceeding
2 of such courts.

3 “(B) ALTERNATIVE IF SPACE UNAVAIL-
4 ABLE.—If the Foreign Intelligence Surveillance
5 Court or the Foreign Intelligence Surveillance
6 Court of Review is unable to accommodate all
7 individuals and staff described in subsection (d)
8 due to courtroom physical space constraints,
9 such courts shall provide any such present indi-
10 viduals and staff who are not able to be phys-
11 ically present in the courtroom during a pro-
12 ceeding with full visual and audio access to ob-
13 serve the proceeding.”.

