

the intelligence community outside of the Department of Justice that used information acquired under a pen register or trap and trace device under title IV of the Foreign Intelligence Surveillance Act of 1978 in the intelligence activities of the element of the intelligence community shall—

(i) assess the importance of the information to the intelligence activities of the element of the intelligence community;

(ii) examine the manner in which the information was collected, retained, analyzed, and disseminated;

(iii) describe any noteworthy facts or circumstances relating to orders under title IV of the Foreign Intelligence Surveillance Act of 1978 as the orders relate to the element of the intelligence community; and

(iv) examine any minimization procedures used by the element of the intelligence community in relation to pen registers and trap and trace devices under title IV of the Foreign Intelligence Surveillance Act of 1978 and whether the minimization procedures protect the constitutional rights of United States persons.

**(B) SUBMISSION DATES FOR ASSESSMENT.—**

(i) **CALENDAR YEARS 2007 THROUGH 2009.**—Not later than March 31, 2012, the Inspector General of each element of the intelligence community that conducts an assessment under this paragraph shall submit to the Committee on the Judiciary and the Select Committee on Intelligence of the Senate and the Committee on the Judiciary and the Permanent Select Committee on Intelligence of the House of Representative a report containing the results of the assessment for calendar years 2007 through 2009.

(ii) **CALENDAR YEARS 2010 AND 2011.**—Not later than March 31, 2013, the Inspector General of each element of the intelligence community that conducts an assessment under this paragraph shall submit to the Committee on the Judiciary and the Select Committee on Intelligence of the Senate and the Committee on the Judiciary and the Permanent Select Committee on Intelligence of the House of Representative a report containing the results of the assessment for calendar years 2010 and 2011.

(iii) **CALENDAR YEARS 2012 AND 2013.**—Not later than March 31, 2015, the Inspector General of each element of the intelligence community that conducts an assessment under this paragraph shall submit to the Committee on the Judiciary and the Select Committee on Intelligence of the Senate and the Committee on the Judiciary and the Permanent Select Committee on Intelligence of the House of Representative a report containing the results of the assessment for calendar years 2012 and 2013.

(5) **PRIOR NOTICE TO ATTORNEY GENERAL AND DIRECTOR OF NATIONAL INTELLIGENCE; COMMENTS.—**

(A) **NOTICE.**—Not later than 30 days before the submission of any report paragraph (3) or (4), the Inspector General of the Department of Justice and any Inspector General of an element of the intelligence community that submits a report under this subsection shall provide the report to the Attorney General and the Director of National Intelligence.

(B) **COMMENTS.**—The Attorney General or the Director of National Intelligence may provide such comments to be included in any report submitted under paragraph (3) or (4) as the Attorney General or the Director of National Intelligence may consider necessary.

(6) **UNCLASSIFIED FORM.**—Each report submitted under paragraph (3) and any comments included in that report under paragraph (5)(B) shall be in unclassified form, but may include a classified annex.

(d) **DEFINITIONS.**—In this section—

(1) the terms “foreign intelligence information” and “United States person” have the meanings given those terms in section 101 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801); and

(2) the term “intelligence community” has the meaning given that term in section 3 of the National Security Act of 1947 (50 U.S.C. 401a).

(e) **OFFSET.**—Of the unobligated balances available in the Department of Justice Assets Forfeiture Fund established under section 524(c)(1) of title 28, United States Code, \$9,000,000 are permanently rescinded and shall be returned to the general fund of the Treasury.

**SEC. 12. DELAYED NOTICE SEARCH WARRANTS.**

Section 3103a(b)(3) of title 18, United States Code, is amended by striking “30 days” and inserting “7 days”.

**SEC. 13. PROCEDURES.**

(a) **IN GENERAL.**—The Attorney General shall periodically review, and revise as necessary, the procedures adopted by the Attorney General on October 1, 2010 for the collection, use, and storage of information obtained in response to a national security letter issued under section 2709 of title 18, United States Code, section 1114(a)(5) of the Right to Financial Privacy Act of 1978 (12 U.S.C. 3414(5)), section 626 of the Fair Credit Reporting Act (15 U.S.C. 1681u), or section 627 of the Fair Credit Reporting Act (15 U.S.C. 1681v).

(b) **CONSIDERATIONS.**—In reviewing and revising the procedures described in subsection (a), the Attorney General shall give due consideration to the privacy interests of individuals and the need to protect national security.

(c) **REVISIONS TO PROCEDURES AND OVERSIGHT.**—If the Attorney General makes any significant changes to the procedures described in subsection (a), the Attorney General shall notify and submit a copy of the changes to the Committee on the Judiciary and the Select Committee on Intelligence of the Senate and the Committee on the Judiciary and the Permanent Select Committee on Intelligence of the House of Representatives.

**SEC. 14. SEVERABILITY.**

If any provision of this Act or an amendment made by this Act, or the application of the provision to any person or circumstance, is held to be unconstitutional, the remainder of this Act and the amendments made by this Act, and the application of the provisions of this Act and the amendments made by this Act to any other person or circumstance, shall not be affected thereby.

**SEC. 15. OFFSET.**

Of the unobligated balances available in the Department of Justice Assets Forfeiture Fund established under section 524(c)(1) of title 28, United States Code, \$9,000,000 are permanently rescinded and shall be returned to the general fund of the Treasury.

**SEC. 16. ELECTRONIC SURVEILLANCE.**

Section 105(c)(1)(A) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1805(c)(1)(A)) is amended by inserting “with particularity” after “description”.

**SEC. 17. EFFECTIVE DATE.**

The amendments made by sections 4, 5, 6, 7, 8, and 12 shall take effect on the date that is 120 days after the date of enactment of this Act.

**NOTICE OF HEARING**

**COMMITTEE ON INDIAN AFFAIRS**

Mr. AKAKA. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, May 26, 2011, at 2:15 p.m. in Room

628 of the Dirksen Senate Office Building to conduct an oversight hearing entitled “In Our Way: Expanding the Success of Native Language & Culture-Based Education.”

Those wishing additional information may contact the Indian Affairs Committee at (202) 224-2251.

**PRIVILEGES OF THE FLOOR**

Mr. GRASSLEY. Mr. President, I ask unanimous consent that Dayle Elieson and James Cook, detailees on my Judiciary Committee staff, be granted floor privileges for the remainder of the 112th Congress.

The PRESIDING OFFICER. Without objection, it is so ordered.

**150TH ANNIVERSARY OF THE FOUNDING OF THE MASSACHUSETTS INSTITUTE OF TECHNOLOGY**

Mr. MANCHIN. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 195, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 195) commemorating the 150th anniversary of the founding of the Massachusetts Institute of Technology, Cambridge, Massachusetts.

There being no objection, the Senate proceeded to consider the resolution.

Mr. MANCHIN. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 195) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

**S. RES. 195**

Whereas when the Massachusetts Institute of Technology (referred to in this preamble as “MIT”) was founded by William Barton Rogers, on April 10, 1861, the doors to a powerful new institution for education, discovery, and technological advancement were opened;

Whereas the commitment of MIT to innovation and the entrepreneurial spirit has trained innovators and delivered groundbreaking technologies that have significantly contributed to the fields of computing, molecular biology, sustainable development, biomedicine, new media, energy, and the environment;

Whereas there are an estimated 6,900 companies founded by MIT alumni in the State of Massachusetts alone, which have earned worldwide sales of approximately \$164,000,000,000 and represent 26 percent of total sales made by Massachusetts companies;

Whereas the distinguished living alumni of MIT have founded approximately 25,800 companies that, as of 2011, provide jobs for approximately 3,300,000 people around the world and earn \$2,200,000,000,000 in annual sales;