To provide an 8-year extension of certain authorities for foreign intelligence and international terrorism investigations, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 21, 2019

Mr. Burr (for himself and Mr. Warner) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To provide an 8-year extension of certain authorities for foreign intelligence and international terrorism investigations, and for other purposes.

1 Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

2 SECTION 1. SHORT TITLE.

3 This Act may be cited as the “Protecting Against International Terrorism Act of 2019”.

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SEC. 2. EIGHT-YEAR EXTENSION OF AUTHORITY TO ACCESS CERTAIN BUSINESS RECORDS FOR FOREIGN INTELLIGENCE AND INTERNATIONAL TERRORISM INVESTIGATIONS AND FOR ROVING SURVEILLANCE.

Section 102(b)(1) of the USA PATRIOT Improvement and Reauthorization Act of 2005 (Public Law 109–177; 50 U.S.C. 1805 note) is amended by striking “December 15, 2019” and inserting “December 15, 2027”.

SEC. 3. EIGHT-YEAR EXTENSION OF AUTHORITY FOR INDIVIDUAL TERRORISTS TO BE TREATED AS AGENTS OF FOREIGN POWERS UNDER THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978.

Section 6001(b)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458; 50 U.S.C. 1801 note) is amended by striking “December 15, 2019” and inserting “December 15, 2027”.

SEC. 4. TERMINATION OF AUTHORITY TO ACCESS ON AN ONGOING BASIS CALL DETAIL RECORDS FOR FOREIGN INTELLIGENCE AND INTERNATIONAL TERRORISM INVESTIGATIONS.

(a) TERMINATION.—Section 501(a) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861(a)) is amended by adding at the end the following:
“(4) The authority under paragraph (1) to make an
application for an order requiring the production on an
ongoing basis of call detail records shall terminate on the
date of the enactment of this paragraph.”.

(b) TECHNICAL CORRECTION.—Paragraph (3) of
such section is amended by indenting such paragraph 2
ems to the left.

SEC. 5. IMPROVEMENTS REGARDING TERMS OF MEMBERS
OF PRIVACY AND CIVIL LIBERTIES OVER-
SIGHT BOARD.

Paragraph (4) of section 1061(h) of the Intelligence
Reform and Terrorism Prevention Act of 2004 (42 U.S.C.
2000ee(h)) is amended to read as follows:

“(4) TERM.—

“(A) IN GENERAL.—Each member of the
Board shall serve a term of 6 years commencing on the date of the appointment of the mem-
der to the Board.

“(B) FILLING VACANCIES.—A vacancy in
the Board shall be filled in the same manner in
which the original appointment was made.

“(C) CONTINUITY OF SERVICE.—Upon the
expiration of the term of office of a member,
the member may continue to serve as a member
of the Board after such expiration until the
member’s successor has been appointed and qualified.”.

SEC. 6. REPEAL OF EXCEPTION FOR FEDERAL BUREAU OF INVESTIGATION REQUIREMENT FOR REPORT ON NUMBER OF QUERIES RELATING TO CERTAIN ELECTRONIC COMMUNICATIONS.

Section 603(d)(2)(A) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1873(d)(2)(A)) is amended by striking “, (2)(C),”.

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