

HR 5440

FISA Amendments Act of 2008

Congress: 110 (2007–2009, Ended)

Chamber: House

Policy Area: Armed Forces and National Security

Introduced: Feb 14, 2008

Current Status: Motion to Discharge Committee filed by Mr. Fossella. Petition No: 110-7. (<a href="http://clerk.hous

Latest Action: Motion to Discharge Committee filed by Mr. Fossella. Petition No: 110-7. (Discharge petition text with signatures.) (Apr 23, 2008)

Official Text: <https://www.congress.gov/bill/110th-congress/house-bill/5440>

Sponsor

Name: Rep. Fossella, Vito [R-NY-13]

Party: Republican • **State:** NY • **Chamber:** House

Cosponsors (64 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Hoekstra, Peter [R-MI-2]	R · MI		Feb 14, 2008
Rep. King, Peter T. [R-NY-3]	R · NY		Feb 14, 2008
Rep. Smith, Lamar [R-TX-21]	R · TX		Feb 14, 2008
Rep. Feeney, Tom [R-FL-24]	R · FL		Feb 25, 2008
Rep. Gingrey, Phil [R-GA-11]	R · GA		Feb 25, 2008
Rep. Hunter, Duncan [R-CA-52]	R · CA		Feb 25, 2008
Rep. Kuhl, John R. "Randy", Jr. [R-NY-29]	R · NY		Feb 25, 2008
Rep. McCotter, Thaddeus G. [R-MI-11]	R · MI		Feb 25, 2008
Rep. Platts, Todd Russell [R-PA-19]	R · PA		Feb 25, 2008
Rep. Price, Tom [R-GA-6]	R · GA		Feb 25, 2008
Rep. Rohrabacher, Dana [R-CA-46]	R · CA		Feb 25, 2008
Rep. Shuster, Bill [R-PA-9]	R · PA		Feb 25, 2008
Rep. Terry, Lee [R-NE-2]	R · NE		Feb 25, 2008
Rep. Thornberry, Mac [R-TX-13]	R · TX		Feb 25, 2008
Rep. Walberg, Timothy [R-MI-7]	R · MI		Feb 25, 2008
Rep. Wilson, Joe [R-SC-2]	R · SC		Feb 25, 2008
Rep. Boustany, Charles W., Jr. [R-LA-7]	R · LA		Feb 26, 2008
Rep. Wolf, Frank R. [R-VA-10]	R · VA		Feb 26, 2008
Rep. Forbes, J. Randy [R-VA-4]	R · VA		Feb 28, 2008
Rep. Franks, Trent [R-AZ-2]	R · AZ		Feb 28, 2008
Rep. Kline, John [R-MN-2]	R · MN		Feb 28, 2008
Rep. Rogers, Harold [R-KY-5]	R · KY		Feb 28, 2008
Rep. Simpson, Michael K. [R-ID-2]	R · ID		Feb 28, 2008
Rep. Young, C. W. Bill [R-FL-10]	R · FL		Feb 28, 2008
Rep. Barton, Joe [R-TX-6]	R · TX		Mar 11, 2008
Rep. Biggert, Judy [R-IL-13]	R · IL		Mar 11, 2008
Rep. Blunt, Roy [R-MO-7]	R · MO		Mar 11, 2008
Rep. Broun, Paul C. [R-GA-10]	R · GA		Mar 11, 2008
Rep. Brown-Waite, Ginny [R-FL-5]	R · FL		Mar 11, 2008
Rep. Burgess, Michael C. [R-TX-26]	R · TX		Mar 11, 2008
Rep. Buyer, Steve [R-IN-4]	R · IN		Mar 11, 2008
Rep. Camp, Dave [R-MI-4]	R · MI		Mar 11, 2008
Rep. Cubin, Barbara [R-WY-At Large]	R · WY		Mar 11, 2008
Rep. Hall, Ralph M. [R-TX-4]	R · TX		Mar 11, 2008
Rep. Jordan, Jim [R-OH-4]	R · OH		Mar 11, 2008
Rep. LoBiondo, Frank A. [R-NJ-2]	R · NJ		Mar 11, 2008
Rep. Marchant, Kenny [R-TX-24]	R · TX		Mar 11, 2008
Rep. McCarthy, Kevin [R-CA-22]	R · CA		Mar 11, 2008
Rep. Miller, Jeff [R-FL-1]	R · FL		Mar 11, 2008
Rep. Myrick, Sue Wilkins [R-NC-9]	R · NC		Mar 11, 2008
Rep. Poe, Ted [R-TX-2]	R · TX		Mar 11, 2008

Cosponsor	Party / State	Role	Date Joined
Rep. Radanovich, George [R-CA-19]	R · CA		Mar 11, 2008
Rep. Schmidt, Jean [R-OH-2]	R · OH		Mar 11, 2008
Rep. Sessions, Pete [R-TX-32]	R · TX		Mar 11, 2008
Rep. Shadegg, John B. [R-AZ-3]	R · AZ		Mar 11, 2008
Rep. Wittman, Robert J. [R-VA-1]	R · VA		Mar 11, 2008
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Mar 12, 2008
Rep. Shimkus, John [R-IL-19]	R · IL		Mar 13, 2008
Rep. Bilirakis, Gus M. [R-FL-9]	R · FL		Mar 14, 2008
Rep. Cantor, Eric [R-VA-7]	R · VA		Mar 31, 2008
Rep. Hensarling, Jeb [R-TX-5]	R · TX		Apr 9, 2008
Rep. Conaway, K. Michael [R-TX-11]	R · TX		Apr 10, 2008
Rep. Ferguson, Mike [R-NJ-7]	R · NJ		Apr 10, 2008
Rep. Lungren, Daniel E. [R-CA-3]	R · CA		Apr 10, 2008
Rep. Gerlach, Jim [R-PA-6]	R · PA		Apr 16, 2008
Rep. Gohmert, Louie [R-TX-1]	R · TX		Apr 16, 2008
Rep. Shays, Christopher [R-CT-4]	R · CT		Apr 16, 2008
Rep. Diaz-Balart, Mario [R-FL-25]	R · FL		Apr 22, 2008
Rep. Bachmann, Michele [R-MN-6]	R · MN		Apr 23, 2008
Rep. Boehner, John A. [R-OH-8]	R · OH		Apr 23, 2008
Rep. Davis, Geoff [R-KY-4]	R · KY		Apr 23, 2008
Rep. Granger, Kay [R-TX-12]	R · TX		Apr 24, 2008
Rep. Frelinghuysen, Rodney P. [R-NJ-11]	R · NJ		Apr 29, 2008
Rep. Roskam, Peter J. [R-IL-6]	R · IL		Apr 30, 2008

Committee Activity

Committee	Chamber	Activity	Date
Intelligence (Permanent Select) Committee	House	Referred To	Feb 14, 2008
Judiciary Committee	House	Referred to	Mar 17, 2008

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
110 HR 3773	Related bill	Mar 31, 2008: Message on House action received in Senate and at desk: House amendment to Senate amendment.
110 S 2248	Related bill	Feb 12, 2008: See also H.R.3773.

Foreign Intelligence Surveillance Act of 1978 Amendments Act of 2008 or FISA Amendments Act of 2008 - Amends the Foreign Intelligence Surveillance Act of 1978 (FISA) to authorize the Attorney General (AG) and Director of National Intelligence (DNI) to jointly authorize, for periods up to one year, the targeting (electronic surveillance) of persons located outside the United States in order to acquire foreign intelligence information, under specified limitations and requirements.

Authorizes the AG and DNI to direct an electronic communication service provider to: (1) immediately provide the government with all information, facilities, and assistance necessary to accomplish an acquisition of communications; and (2) maintain under security procedures any records concerning such acquisition.

Requires the AG and DNI, at least every six months, to: (1) assess compliance with required targeting and minimization procedures; and (2) submit assessment results to the Foreign Intelligence Surveillance Court (Court) and the congressional intelligence committees.

States that FISA and the procedures of chapters 119 (Wire and Electronic Communications Interception and Interception of Oral Communications), 121 (Stored Wire and Electronic Communications and Transactional Records Access), and 206 (Pen Registers and Trap and Trace Devices) of the federal criminal code shall be the exclusive means by which electronic surveillance and the interception of domestic wire, oral, or electronic communications may be conducted.

Allows the AG to authorize the emergency employment of electronic surveillance if the AG, among other things: (1) determines that an emergency exists; (2) informs a Court judge of such determination; and (3) applies for a Court order authorizing such surveillance.

Requires the AG, after authorizing the installation and use of a pen register or trap and trace device on an emergency basis, to apply to the Court for an authorization order within seven days (current law requires 48 hours) after the emergency installation and use.

Authorizes the Court to sit en banc when: (1) necessary to secure or maintain uniformity of Court decisions; or (2) the proceeding involves a question of exceptional importance.

Authorizes the acquisition of foreign intelligence information in order to prevent the international proliferation of weapons of mass destruction.

Prohibits: (1) civil actions against a communication service provider, or individual other than such a provider, furnishing surveillance assistance requested from an element of the intelligence community; and (2) a state from conducting investigations, imposing sanctions, or commencing or maintaining a civil action or other proceeding against a provider furnishing requested assistance.

Actions Timeline

- **Apr 23, 2008:** Motion to Discharge Committee filed by Mr. Fossella. Petition No: 110-7. (Discharge petition text with signatures.)
- **Mar 17, 2008:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Feb 14, 2008:** Introduced in House
- **Feb 14, 2008:** Referred to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.