

118TH CONGRESS  
1ST SESSION

# H. R. 4454

To amend the Foreign Intelligence Surveillance Act of 1978 to ensure that politically derived information is not used in an application to the Foreign Intelligence Surveillance Court for an order under title I or III of such Act.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 2023

Mr. TURNER introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Permanent Select Committee on Intelligence, 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

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## A BILL

To amend the Foreign Intelligence Surveillance Act of 1978 to ensure that politically derived information is not used in an application to the Foreign Intelligence Surveillance Court for an order under title I or III of such Act.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROHIBITION ON USE OF POLITICALLY DE-**  
2 **RIVED INFORMATION IN APPLICATIONS FOR**  
3 **CERTAIN ORDERS BY THE FOREIGN INTEL-**  
4 **LIGENCE SURVEILLANCE COURT.**

5 (a) TITLE I ORDERS.—Section 104(a)(6) of the For-  
6 eign Intelligence Surveillance Act of 1978 (50 U.S.C.  
7 1804) is amended—

8 (1) in subparagraph (D), by striking “; and”  
9 and inserting a semicolon;

10 (2) in subparagraph (E)(ii), by striking the  
11 semicolon and inserting “; and”; and

12 (3) by adding after subparagraph (E) the fol-  
13 lowing new subparagraph:

14 “(F) that none of the information in-  
15 cluded in the statement described in para-  
16 graph (3) was solely produced by, derived  
17 from, or collected using funds of, a polit-  
18 ical organization (as defined in section 527  
19 of the Internal Revenue Code of 1986) for  
20 the purpose of gaining an advantage  
21 against, or otherwise conducting research  
22 on, an opposing political candidate, un-  
23 less—

24 “(i) the political organization  
25 that produced the information is

1 clearly identified in the body of the  
2 statement;

3 “(ii) the information has been  
4 corroborated by other investigative  
5 techniques; and

6 “(iii) the investigative techniques  
7 used to corroborate the information  
8 are clearly identified in the body of  
9 the statement.”.

10 (b) TITLE III ORDERS.—Section 303(a)(6) of the  
11 Foreign Intelligence Surveillance Act of 1978 (50 U.S.C.  
12 1823) is amended—

13 (1) in subparagraph (D), by striking “; and”  
14 and inserting a semicolon;

15 (2) in subparagraph (E), by striking the semi-  
16 colon and inserting “; and”; and

17 (3) by adding after subparagraph (E) the fol-  
18 lowing new subparagraph:

19 “(F) that none of the information in-  
20 cluded in the statement described in para-  
21 graph (3) was solely produced by, derived  
22 from, or collected using funds of, a polit-  
23 ical organization (as defined in section 527  
24 of the Internal Revenue Code of 1986) for  
25 the purpose of gaining an advantage

1                   against, or otherwise conducting research  
2                   on, an opposing political candidate, un-  
3                   less—

4                               “(i) the political organization  
5                               that produced the information is  
6                               clearly identified in the body of the  
7                               statement;

8                               “(ii) the information has been  
9                               corroborated by other investigative  
10                              techniques; and

11                             “(iii) the investigative techniques  
12                             used to corroborate the information  
13                             are clearly identified in the body of  
14                             the statement.”.

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