

AMENDMENT NO.

Calendar No.

Purpose: To provide for implementation of an order pending appeal.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 2248

To amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. ROCKEFELLER
(for himself and Mr. BOND)

Viz:

1 On page 19, strike lines 10 through 12 and insert
2 the following:

3 “(ii) if the Government appeals an
4 order under this section, until the Court of
5 Review enters an order under subpara-
6 graph (C).

7 “(C) IMPLEMENTATION PENDING AP-
8 PEAL.—Not later than 60 days after the filing
9 of an appeal of an order under paragraph

1 (5)(B) directing the correction of a deficiency,
2 the Court of Review shall determine, and enter
3 a corresponding order regarding, whether all or
4 any part of the correction order, as issued or
5 modified, shall be implemented during the pend-
6 ency of the appeal.

7 On page 19, line 13, strike “(C)” and insert “(D)”.