

## Legislative Accomplishments: Judiciary

- Foreign  
Intelligence Surveillance Act

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Voted against the Protect America Act, S. 1927, because it is a substantial increase in the government's power to spy on Americans. Mahoney opposed this change to the Foreign Intelligence Surveillance Act because he swore an oath to uphold the US Constitution and didn't want the government trampling on the rights of American citizens.

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The bill allowed the Director of National Intelligence and the Attorney General to authorize the acquisition of foreign intelligence on individuals located outside of the United States, including American citizens, without a warrant or the approval by the Foreign Intelligence Surveillance Court.

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RC# 836, passed House 8/4/07; 227-183

Ø Voted

for the RESTORE Act, H.R. 3773, because it provides strong protections against warrant-less wiretapping

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This bill would require the Director of National Intelligence and the Attorney General to get approval from the Foreign Intelligence Surveillance Court before they authorize surveillance of any American citizen or anyone who may be located within the United States.

The bill would also require FISA Court approval if the communication takes place outside of the United States but is routed through a U.S. server. This bill provides the tools needed to pursue the terrorists, while protecting the checks and balances enshrined in our Constitution.

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RC# 1120; passed  
House 11/15/07; 227-189

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Voted for the FISA Amendments Act, H.R. 6304

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This final version of FISA requires a court

order based on probable cause to conduct surveillance targeted at Americans, whether inside the United States or abroad. Allows for emergency contingencies. Instead of blanket immunity for telecom companies, the bill requires US District Courts to dismiss lawsuits if the AG certifies that the telecoms received certification that warrants were not required and the info requests were authorized by President.

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RC# 437;  
passed House 6/20/08; 293-129

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Signed by  
President 7/10/08