

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To require an audit.

**IN THE SENATE OF THE UNITED STATES—111th Cong., 1st Sess.**

**S. 448**

To maintain the free flow of information to the public by providing conditions for the federally compelled disclosure of information by certain persons connected with the news media.

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 \_\_\_\_\_

Viz:

1 At the end, add the following:

2 **SEC. 11. AUDIT.**

3 (a) IN GENERAL.—The Inspector General of the De-  
4 partment of Justice shall perform a comprehensive audit  
5 of the use of this Act during the period beginning on the  
6 date of enactment of this Act and ending on December  
7 31, 2012. The audit shall include an examination of each  
8 instance in which a court failed to compel the disclosure  
9 of protected information under this Act, and whether this

1 Act has created any procedural impediments that have had  
2 a detrimental operational impact on the activities of the  
3 Federal Bureau of Investigation.

4 (b) REPORT.—Not later than June 30, 2013, the In-  
5 spector General of the Department of Justice shall submit  
6 to the Committee on the Judiciary and the Select Com-  
7 mittee on Intelligence of the Senate and the Committee  
8 on the Judiciary and the Permanent Select Committee on  
9 Intelligence of the House of Representatives a report con-  
10 taining the results of the audit conducted under subsection  
11 (a).

12 (c) REVIEW.—Not later than 30 days before the sub-  
13 mission of the report under subsection (b), the Inspector  
14 General of the Department of Justice shall provide the  
15 report to the Attorney General and the Director of Na-  
16 tional Intelligence. The Attorney General or the Director  
17 of National Intelligence may provide such comments to be  
18 included in the report submitted under subsection (b) as  
19 the Attorney General or the Director of National Intel-  
20 ligence may consider necessary.

21 (d) FORM.—The report submitted under subsection  
22 (b) and any comments included under subsection (c) shall  
23 be in unclassified form, but may include a classified annex.