

# Congress of the United States

Washington, DC 20510

June 05, 2026

The Honorable Marco Rubio  
National Security Advisor  
The White House  
1600 Pennsylvania Ave, NW  
Washington, D.C. 20500

Dear Secretary Rubio,

We have worked with our Democrat counterparts since April 30 to craft a bipartisan and bicameral proposal to reform and extend Title VII of the Foreign Intelligence Surveillance Act (FISA) for three years. Earlier this week, we reached an agreement with our Democrat counterparts; we believe this compromise would've received nearly seventy votes in the Senate and had a promising path in the House of Representatives. Regrettably, it now appears that Minority Leader Schumer is marching Democrat senators over a cliff—and taking FISA Title VII along with them. By walking away from our bipartisan compromise less than a week before the law expires, Senator Schumer has risked the lapse of this critical intelligence authority, especially since it appears that he won't support another short-term FISA extension.

We write with regret to ask that you plan for a potential significant gap in foreign-intelligence collection. In particular, we strongly urge you to convene a Principals Committee meeting as soon as possible and instruct the Intelligence Community to:

- (1) identify all intelligence targets on which the United States may lose valuable intelligence information without FISA Title VII,
- (2) determine alternative lawful and constitutional intelligence-collection methods by which the United States could continue collecting intelligence on these individuals, and
- (3) if necessary, draft a new Executive Order to remedy the gap left by the lapse of FISA Title VII in a lawful and constitutional manner.

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Given the gravity of the situation, our two committees remain ready to assist you and your staff with these actions.

Sincerely,



Tom Cotton  
Chairman  
Select Committee on Intelligence



Chuck Grassley  
Chairman  
Committee on the Judiciary

CC:

The Honorable Pete Hegseth, Secretary of War

The Honorable Todd Blanche, Acting Attorney General

The Honorable Tulsi Gabbard, Director of National Intelligence

The Honorable John Ratcliffe, Director of the Central Intelligence Agency

The Honorable Kash Patel, Director of the Federal Bureau of Investigation

General Joshua Rudd, Director of the National Security Agency