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June 3, 2026

Dear Colleague:

On March 17, 2026, the Foreign Intelligence Surveillance Court (FISC) issued a still-secret opinion that describes serious abuses of Section 702 of the Foreign Intelligence Surveillance Act (FISA) that impact the rights of Americans. As the Senate prepares to vote on Section 702 as soon as this week, members should have a clear understanding of these abuses. Chairman Cotton and Vice Chairman Warner of the Intelligence Committee called upon this administration to publicly release this opinion by May 15, but regrettably, the administration refused to comply. **I have written a classified letter, dated June 3, 2026 and made available at Senate Security, that describes the FISC's findings. I urge you and your cleared staff to read this letter before the Senate votes to extend Section 702.**

There is clear evidence that Donald Trump and his administration are already abusing Section 702 in other ways. The category of warrantless searches that includes American politicians, activists and journalists more than tripled in 2025 and the FBI has refused to explain why. If anyone doubted that Trump wants to abuse spy powers to go after political opponents, he just named Bill Pulte – who is well known for leading bogus mortgage fraud investigations into Democrats who criticize Trump – as Acting Director of National Intelligence.

Make no mistake: even if Trump were to replace Pulte, he has made his intentions clear. Trump has already appointed Kash Patel, Pete Hegseth and, now, Pulte to important intelligence positions. He will continue to appoint unqualified loyalists to help him retaliate against people who disagree with him. If Congress decides to renew Section 702 without meaningful reforms, Democrats will miss a vital opportunity to check the administration's future abuses.

Colleagues and I have introduced bipartisan legislation to check Trump's abuses. The most important of these reforms would require a warrant to access Americans' communications under Section 702, with exceptions for emergency situations. At no point during my service on the Intelligence Committee have I heard a convincing national security argument for opposing a warrant requirement. Our bill would also stop the government from purchasing Americans' sensitive data from shady data brokers, without a warrant or court oversight.

I urge you and your staff to read my classified letter at Senate Security describing the still-secret FISC opinion. I hope you will join me in supporting these vital reforms to protect Americans' rights while still

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preserving our national security, and opposing any Section 702 reauthorization that does not include them. If you have any questions, please feel free to contact my staff.

Sincerely,

A handwritten signature in blue ink that reads "Ron Wyden". The signature is written in a cursive style and is positioned above a horizontal line.

Ron Wyden

United States Senator