AMENDMENT TO RULES COMM. PRINT 115–23
OFFERED BY M__ . ____________

At the end of subtitle F of title X, add the following new section:

SEC. 10 . PROHIBITION ON USING FUNDS TO CONDUCT WARRANTLESS SEARCHES FOR THE COMMUNICATIONS OF UNITED STATES PERSONS.

(a) Prohibition on Using Funds for the Searching of Collections of Communications of United States Persons.—Except as provided in subsection (b), no amounts authorized to be appropriated or otherwise made available to the Department of Defense shall be used by an officer or employee of the United States to conduct a search of a collection of communications acquired outside of the United States in an effort to find communications of a particular United States person (other than a corporation).

(b) Concurrent Authorization and Exception for Emergency Situations.—Subsection (a) shall not apply to a search for communications related to a particular United States person if—

(1) such United States person is the subject of an order or emergency authorization authorizing
2

electronic surveillance or physical search under section 105, 304, 703, 704, or 705 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.), or title 18, United States Code, for the effective period of that order;

(2) the entity carrying out the search has a reasonable belief that the life or safety of such United States person is threatened and the information is sought for the purpose of assisting that person; or

(3) such United States person has consented to the search.