

AMENDMENT TO RULES COMM. PRINT 115-23

OFFERED BY M__ . _____

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

1 **SEC. 10__ . PROHIBITION ON USING FUNDS TO CONDUCT**
2 **WARRANTLESS SEARCHES FOR THE COMMU-**
3 **NICATIONS OF UNITED STATES PERSONS.**

4 (a) PROHIBITION ON USING FUNDS FOR THE
5 SEARCHING OF COLLECTIONS OF COMMUNICATIONS OF
6 UNITED STATES PERSONS.—Except as provided in sub-
7 section (b), no amounts authorized to be appropriated or
8 otherwise made available to the Department of Defense
9 shall be used by an officer or employee of the United
10 States to conduct a search of a collection of communica-
11 tions acquired outside of the United States in an effort
12 to find communications of a particular United States per-
13 son (other than a corporation).

14 (b) CONCURRENT AUTHORIZATION AND EXCEPTION
15 FOR EMERGENCY SITUATIONS.—Subsection (a) shall not
16 apply to a search for communications related to a par-
17 ticular United States person if—

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

1 electronic surveillance or physical search under sec-
2 tion 105, 304, 703, 704, or 705 of the Foreign In-
3 telligence Surveillance Act of 1978 (50 U.S.C. 1801
4 et seq.), or title 18, United States Code, for the ef-
5 fective period of that order;

6 (2) the entity carrying out the search has a rea-
7 sonable belief that the life or safety of such United
8 States person is threatened and the information is
9 sought for the purpose of assisting that person; or

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

