

AMENDMENT TO THE AMENDMENT TO S. 1318
OFFERED BY MR. HARRIS OF NORTH CAROLINA

At the end of the bill add the following new section:

1 **SEC. 9. REPEAL OF EXPANDED DEFINITION OF ELEC-**
2 **TRONIC COMMUNICATION SERVICE PRO-**
3 **VIDER.**

4 (a) DEFINITION WITH RESPECT TO ADDITIONAL
5 PROCEDURES REGARDING CERTAIN PERSONS OUTSIDE
6 THE UNITED STATES.—Section 701(b)(4) of the Foreign
7 Intelligence Surveillance Act of 1978 (50 U.S.C.
8 1881(b)(4)) is amended—

9 (1) in subparagraph (F)—

10 (A) by striking “custodian,”; and

11 (B) by striking “(D), or (E)” and insert-
12 ing “or (D)”;

13 (2) by striking subparagraph (E);

14 (3) in subparagraph (D), by striking the semi-
15 colon and inserting “; or”; and

16 (4) by redesignating subparagraph (F) as sub-
17 paragraph (E).

18 (b) DEFINITION WITH RESPECT TO PROTECTION OF
19 PERSONS ASSISTING THE GOVERNMENT.—Section 801(6)
20 of such Act (50 U.S.C. 1885(6)) is amended—

- 1 (1) in subparagraph (G)—
2 (A) by striking “custodian,”; and
3 (B) by striking “(E), or (F)” and inserting
4 “or (E)”;
5 (2) by striking subparagraph (E);
6 (3) in subparagraph (F), by striking the semi-
7 colon and inserting “; or”; and
8 (4) by redesignating subparagraphs (F) and
9 (G) as subparagraphs (E) and (F), respectively.

10 (c) TREATMENT OF CERTAIN SECTION 702 DIREC-
11 TIVES.—Any directive issued pursuant to section 702(i)
12 of such Act (50 U.S.C. 1881a(i)) to a person who was
13 considered an electronic communication service provider
14 pursuant to section 701(b)(4) of such Act (50 U.S.C.
15 1881(b)(4)) as such section was in effect during the period
16 beginning on April 20, 2024, and ending on the date of
17 the enactment of this Act, but is not an electronic commu-
18 nication service provider pursuant to such section as in
19 effect after the date of the enactment of this Act, shall
20 be considered null and void.

