

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 4909  
OFFERED BY MS. LOFGREN OF CALIFORNIA**

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

1 **SEC. \_\_\_\_ . 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 under section 702 of the Foreign Intel-  
12 ligence Surveillance Act (50 U.S.C. 1881a) in an effort  
13 to find communications of a particular United States per-  
14 son (other than a corporation).

15 (b) CONCURRENT AUTHORIZATION AND EXCEPTION  
16 FOR EMERGENCY SITUATIONS.—Subsection (a) funding  
17 restrictions shall not apply to a search for communications  
18 related to a particular United States person if—

1           (1) such United States person is the subject of  
2           an order or emergency authorization authorizing  
3           electronic surveillance or physical search under sec-  
4           tion 105, 304, 703, 704, or 705, or title 18, United  
5           States Code, for the effective 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.

