

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 4435  
OFFERED BY MS. LOFGREN OF CALIFORNIA**

Subtitle B of title XVI is amended by adding at the  
end 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), none of the funds authorized to be appro-  
8 priated by this Act shall be used by an officer or employee  
9 of the United States to conduct a search of a collection  
10 of communications acquired under section 702 of the For-  
11 eign Intelligence Surveillance Act of 1978 (50 U.S.C.  
12 1881a) in an effort to find communications of a particular  
13 United States person (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—

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 of the Foreign In-  
5           telligence Surveillance Act of 1978 (50 U.S.C. 1805;  
6           1824; 1881b; 1881c; 1881d), or title 18, United  
7           States Code, for the effective period of that order or  
8           emergency authorization;

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

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

