

**AMENDMENT TO THE RULES COMMITTEE PRINT  
FOR H.R. 4681  
OFFERED BY MS. LOFGREN OF CALIFORNIA**

At the end subtitle A of title III, 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.—Except as provided in subsection  
5 (b), none of the funds authorized to be appropriated by  
6 this Act may be used—

7 (1) by an officer or employee of the United  
8 States to conduct a search of a collection of commu-  
9 nications acquired under section 702 of the Foreign  
10 Intelligence Surveillance Act of 1978 (50 U.S.C.  
11 1881a) in an effort to find communications of a par-  
12 ticular United States person (other than a corpora-  
13 tion); and

14 (2) to issue, apply for, or carry out an order  
15 issued pursuant to section 702 of the Foreign Intel-  
16 ligence Surveillance Act of 1978 (50 U.S.C. 1881a)  
17 unless the minimization procedures required under  
18 such order prohibit the search of information ac-

1       quired pursuant to such order using an identifier of  
2       a United States person (other than a corporation) as  
3       the basis for such search.

4       (b) EXCEPTION.—Subsection (a) shall not apply to  
5 a search for communications related to a particular United  
6 States person if—

7           (1) such United States person is the subject of  
8       an order or emergency authorization authorizing  
9       electronic surveillance or physical search under sec-  
10      tion 105, 304, 703, 704, or 705 of the Foreign In-  
11      telligence Surveillance Act of 1978 (50 U.S.C. 1805;  
12      1824; 1881b; 1881c; 1881d), or title 18, United  
13      States Code, for the effective period of that order or  
14      emergency authorization;

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

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

