

AMENDMENT TO H.R. 4870, AS REPORTED

Massie ①
of
Kentucky

OFFERED BY MR. SENSENBRENNER OF WISCONSIN, MS. LOFGREN OF CALIFORNIA, MR. MASSIE OF KENTUCKY, MR. CONYERS OF MICHIGAN, MR. POE OF TEXAS, MS. GABBARD OF HAWAII, MR. JORDAN OF OHIO, MR. O'ROURKE OF TEXAS, MR. AMASH OF MICHIGAN, MR. HOLT OF NEW JERSEY, MR. NADLER OF NEW YORK, AND MR. PETRI OF WISCONSIN, MS. DELBENE OF WASHINGTON, MR. FARENTHOLD OF TEXAS, MR. BUTTERFIELD OF NORTH CAROLINA, AND MR. SANFORD OF SOUTH CAROLINA

At the end of the bill (before the short title), insert the following new section:

SEC. _____. (a) Except as provided in subsection (b), none of the funds made available by this Act may be used by an officer or employee of the United States to query a collection of foreign intelligence information acquired under section 702 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1881a) using a United States person identifier.

(b) Subsection (a) shall not apply to queries for foreign intelligence information authorized under section 105, 304, 703, 704, or 705 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1805; 1842; 1881b; 1881c; 1881d), or title 18, United States Code, regardless of under what Foreign Intelligence Surveillance Act authority it was collected.

(c) Except as provided for in subsection (d), none of the funds made available by this Act may be used by the National Security Agency or the Central Intelligence Agency to mandate or request that a person (as defined in section 1801(m) of title 50, United States Code) alter its product or service to permit the electronic surveillance (as defined in section 1801(f) of title 50, United States Code) of any user of said product or service for said agencies.

(d) Subsection (c) shall not apply with respect to mandates or requests authorized under the Communications Assistance for Law Enforcement Act (47 U.S.C. 1001et seq.).

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