

115TH CONGRESS
2D SESSION

H. R. 6353

To amend the Foreign Intelligence Surveillance Act of 1978 to prohibit the United States Government from accessing and using information of United States persons collected under section 702 of such Act without a warrant.

IN THE HOUSE OF REPRESENTATIVES

JULY 12, 2018

Mr. ROE of Tennessee introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Permanent Select Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Foreign Intelligence Surveillance Act of 1978 to prohibit the United States Government from accessing and using information of United States persons collected under section 702 of such Act without a warrant.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROHIBITION ON ACCESSING AND USING IN-**
2 **FORMATION OF UNITED STATES PERSONS**
3 **WITHOUT WARRANT.**

4 (a) **WARRANT REQUIRED.**—Section 702(f) of the
5 Foreign Intelligence Surveillance Act of 1978 (50 U.S.C.
6 1881a(f)) is amended by striking paragraphs (2) and (3)
7 and inserting the following new paragraph:

8 “(2) **WARRANT REQUIRED.**—Information con-
9 cerning a United States person acquired under sub-
10 section (a), regardless of whether such information
11 is incidentally collected, may not be accessed unless
12 pursuant to a warrant of a district court of the
13 United States.”.

14 (b) **LIMITATION ON USE.**—Paragraph (2) of section
15 706(a) of such Act (50 U.S.C. 1881e(a)(2)) is amended
16 to read as follows:

17 “(2) **UNITED STATES PERSONS.**—Any informa-
18 tion concerning a United States person acquired
19 under section 702 shall not be used in evidence
20 against that United States person under paragraph
21 (1) in any criminal proceeding unless pursuant to a
22 warrant of a district court of the United States.”.

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