

115TH CONGRESS
1ST SESSION

H. R. 2588

To amend the Foreign Intelligence Surveillance Act of 1978 to codify the prohibition on the acquisition of “about” communications under section 702 of such Act.

IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2017

Ms. GABBARD (for herself, Mr. PERRY, and Mr. POLIS) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Permanent Select Committee on Intelligence, 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 codify the prohibition on the acquisition of “about” communications under section 702 of such Act.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Preventing Unconstitu-
5 tional Collection Act”.

1 **SEC. 2. PROHIBITION ON ACQUISITION OF “ABOUT” COM-**
2 **MUNICATIONS.**

3 Section 702(d) of the Foreign Intelligence Surveil-
4 lance Act of 1978 (50 U.S.C. 1881a(d)) is amended by
5 adding at the end the following new paragraph:

6 “(3) PROHIBITION ON ACQUISITION OF ‘ABOUT’
7 COMMUNICATIONS.—The procedures adopted in ac-
8 cordance with paragraph (1) shall ensure that—

9 “(A) the only communications acquired, in-
10 tentiously or otherwise, under subsection (a)
11 are communications sent or received by a tar-
12 geted person;

13 “(B) any selection term used to conduct
14 such acquisition shall apply to information con-
15 cerning the sender or recipient of communica-
16 tions, and may not apply to the contents of
17 such communications; and

18 “(C) there are methods in place that are
19 reasonably designed to carry out subparagraphs
20 (A) and (B).”.

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