

113TH CONGRESS
2D SESSION

S. 2933

To prohibit the unauthorized use of electronic tracking devices.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 17, 2014

Mr. SCHUMER introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To prohibit the unauthorized use of electronic tracking devices.

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. PROHIBITION ON UNAUTHORIZED USE OF**
4 **ELECTRONIC TRACKING DEVICES.**

5 (a) IN GENERAL.—Part 1 of title 18, United States
6 Code, is amended by inserting after chapter 119 the fol-
7 lowing:

1 **“CHAPTER 120—ELECTRONIC TRACKING**
2 **“SEC. 2601. PROHIBITION ON UNAUTHORIZED ELECTRONIC**
3 **TRACKING.**

4 “(a) DEFINITION.—In this section, the term ‘elec-
5 tronic tracking device’ means a device attached to a motor
6 vehicle or other vehicle that reveals the location or move-
7 ment of the device through the transmission of electronic
8 signals.

9 “(b) PROHIBITION.—Except as provided in sub-
10 section (c), it shall be unlawful to knowingly use an elec-
11 tronic tracking device—

12 “(1) to determine the location or movement of
13 an individual; and

14 “(2) with the intent to place the individual
15 under surveillance without the consent of the indi-
16 vidual.

17 “(c) EXCEPTIONS.—The prohibition under subsection
18 (b) shall not apply to the use of an electronic tracking
19 device—

20 “(1) on a motor vehicle or other vehicle if the
21 registered owner, lessor, or lessee of the vehicle has
22 consented to the use of the electronic tracking device
23 on the vehicle;

24 “(2) by a law enforcement agency if the use is
25 not otherwise prohibited by law;

1 “(3) by an individual to track a dependent of
2 the individual; or

3 “(4) to reasonably protect the health or safety
4 of the individual being tracked.

5 “(d) PENALTY.—Any person who violates subsection
6 (b) shall be fined under this title, imprisoned not more
7 than 5 years, or both.”.

8 (b) TECHNICAL AND CONFORMING AMENDMENT.—
9 The table of chapters for part 1 of title 18, United States
10 Code, is amended by inserting after the item relating to
11 chapter 119 the following:

“120. Electronic tracking 2601”.

