

Page 1-line 6 After "compliance;" insert "prohibiting the seizure of specified electronic records without a warrant; specifying exceptions to the warrant requirement;".

Page 1-line 16 After **"notice;"** insert **"disclosure limitations; exceptions;"**.

Page 6-after line 11 Insert and renumber as necessary:

"(e) Except as provided in subsection (f) of this section, a law enforcement agency that executes a warrant pursuant to this section shall issue a notification not later than ten (10) business days to the person whose records relating to electronic communications services or remote computing services have been obtained under the warrant. The notice shall include:

(i) That a warrant was applied for and granted;

(ii) The type of warrant sought and issued;

(iii) The period of time during which the collection of the records relating to electronic communications services or remote computing services was authorized;

(iv) Any criminal offense alleged in the warrant to have been committed by the person whose records relating to electronic communications services or remote computing services were sought;

(v) The identity of the law enforcement agency that sought the warrant;

(vi) The identity of the judge who issued the warrant.

(f) A law enforcement agency seeking a warrant under this section may seek permission from the court issuing the warrant to delay providing the notice required by subsection (e) of this section by:

(i) Not more than thirty (30) days if the court determines that there is probable cause to believe that providing the notice may result in any of the events specified in paragraph (d)(i) of this section;

1 (ii) Not more than sixty (60) additional days if a delay
2 is granted under paragraph (i) of this subsection if the court
3 determines that the additional delay is necessary because the
4 investigation involving the warrant:

5
6 (A) Is interstate in nature and sufficiently
7 complex; and

8
9 (B) Is likely to extend up to or beyond the
10 additional sixty (60) days as specified in this paragraph."

11
12 Page 6-line 13 Delete "(e)" and insert "(g)".

13
14 Page 6-line 22 Delete "(f)" and insert "(h)".

15
16 Page 7-line 6 Delete "(g)" and insert "(j)".

17
18 Page 7-line 8 Delete "(f)" and insert "(h)".

19
20 Page 7-line 12 Delete "(h)" and insert "(k)".

21
22 Page 7-after line 15 Insert and renumber as necessary:

23
24 "(m) Except as provided in subsection (n) of this section, no
25 law enforcement agency shall obtain records relating to electronic
26 communications services or remote computing services without the
27 issuance of a search warrant as provided by this section.

28
29 (n) A law enforcement agency may request or obtain records
30 relating to electronic communications services or remote computing
31 services without the issuance of a search warrant if:

32
33 (i) There is immediate danger to the life or physical
34 safety of an individual;

35
36 (ii) The owner of the records relating to electronic
37 communications services or remote computing services consents in
38 writing to the disclosure or production of the records;

39
40 (iii) The law enforcement agency receives a report
41 forwarded by the national center for missing and exploited children
42 under 18 U.S.C. § 2258A;

43
44 (iv) Another judicially recognized exception to warrant
45 requirements applies." BOUCHARD