

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To exempt certain contents of electronic communications from the new warrant requirement in certain instances.

**IN THE SENATE OF THE UNITED STATES—112th Cong., 2d Sess.**

**H. R. 2471**

To amend section 2710 of title 18, United States Code, to clarify that a video tape service provider may obtain a consumer's informed, written consent on an ongoing basis and that consent may be obtained through the Internet.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. GRASSLEY to the amendment (No. HEN12711) proposed by Mr. LEAHY

Viz:

- 1 On page 4, strike line 3 and insert the following:
- 2 “(b) EXCEPTION; NOTICE.—
- 3 “(1) EXCEPTION TO THE WARRANT REQUIRE-
- 4 MENT.—A provider described in subsection (a) may
- 5 divulge the contents of a communication in elec-
- 6 tronic storage in an electronic storage system for
- 7 more than 180 days to a governmental entity if the
- 8 governmental entity requests the information in good

1 faith for purposes of investigating a crime involv-  
2 ing—

3 “(A) child abduction or kidnapping;

4 “(B) child pornography; or

5 “(C) a violent crime against a woman, in-  
6 cluding rape.

7 “(2) NOTICE.—Except as provided in section  
8 2705,