AMENDMENT NO. ________

Purpose: To ensure the protection of the privacy and civil liberties of people in the United States.


S. 2836

To assist the Department of Homeland Security in preventing emerging threats from unmanned aircraft and vehicles, and for other purposes.

Referred to the Committee on ________________ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by

Viz:

1. On page 2, line 3, strike “Notwithstanding section 46502 of” and insert the following:
   “(1) IN GENERAL.—Notwithstanding section 46502 of

2. On page 2, between lines 15 and 16, insert the following:
   “(2) REQUIREMENTS.—In taking the actions described in subsection (b)(1), the Secretary or the Attorney General, as the case may be, shall—
“(A) avoid infringement of the privacy and civil liberties of the people of the United States and the freedom of the press consistent with Federal law and the Constitution of the United States, including with regard to the testing of any equipment and the interception or acquisition of unmanned aircraft or systems;

“(B) limit the geographic reach and duration of the actions to only those areas and timeframes that are reasonably necessary to address a reasonable threat; and

“(C) use reasonable care not to interfere with authorized or non-threatening manned or unmanned aircraft, communications, equipment, facilities or services.

On page 4, line 3, strike “shall” and insert “may”.

On page 6, beginning on line 1, strike “The regulations prescribed or guidance issued under subsection (d)” and insert “In carrying out actions authorized under subsection (b), the Secretary or the Attorney General, as the case may be,”.
On page 6, beginning on line 12, strike “support a function” and all that follows through line 14 and insert “mitigate the reasonable threat that an unmanned aircraft system or unmanned aircraft poses to the safety or security of a covered facility or asset, or to investigate or prosecute a threat, as defined by the Secretary of the Attorney General, respectively, under subsection (a)(1);”.

On page 6, beginning on line 15, strike “not maintained for” and insert “maintained only for as long as necessary, and in no event for”.

On page 6, line 16, insert a comma after “days”.

On page 6, line 20, insert “safety or security” before “functions”.

On page 6, line 21, insert “, or to investigate or prosecute a threat, as defined by the Secretary or the Attorney General, respectively, under subsection (a)(1)” after “respectively”.

On page 7, line 4, insert “safety or security” before “function”.

On page 7, line 6, insert “, or to investigate or prosecute a threat, as defined by the Secretary or the Attorney General, respectively, under subsection (a)(1)” after “respectively”.

On page 8, between lines 17 and 18, insert the following:

“(C) a description of efforts to address privacy, civil rights, and civil liberties issues implicated by the actions allowed under this section;

On page 8, line 18, strike “(C)” and insert “(D)”.

On page 8, line 20, strike “and”.

On page 8, between lines 20 and 21, insert the following:

“(E) a description of actions the Secretary and the Attorney General have taken to inform owners and operators of covered facilities of their status under this section; and

On page 8, line 21, strike “(D)” and insert “(F)”. 