

S 2131

Controlling Invasive and Unauthorized Software Act

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Science, Technology, Communications

Introduced: Feb 26, 2004

Current Status: Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure

Latest Action: Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S1685-1688) (Feb 26, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/2131>

Sponsor

Name: Sen. Burns, Conrad R. [R-MT]

Party: Republican • State: MT • Chamber: Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Boxer, Barbara [D-CA]	D · CA		Feb 26, 2004
Sen. Wyden, Ron [D-OR]	D · OR		Feb 26, 2004

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Feb 26, 2004

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

Bill	Relationship	Last Action
108 S 2145	Related bill	Dec 7, 2004: By Senator McCain from Committee on Commerce, Science, and Transportation filed written report. Report No. 108-424.

Controlling Invasive and Unauthorized Software Act - Makes it unlawful for any person who is not the user of a protected computer (any computer used in interstate or foreign commerce or communication) to install, or allow the installation of, software on that computer, unless: (1) the user of the computer has received notice and granted consent that satisfies the requirements of this Act; and (2) the computer software's uninstall procedures satisfies the requirements of this Act.

Requires the notice to include: (1) a clear notification, displayed on the screen until the user either grants or denies consent to installation, of the name and nature of the software to be installed; and (2) a separate disclosure with respect to each information collection, advertising, distributed computing, and settings modification feature contained in the software. Requires the consent to include: (1) consent to the software installation; and (2) separate consent to each of the above features of such software.

Prohibits any person who is not the user of a protected computer from using any such feature of software installed on a computer if: (1) the software was installed in violation of this Act; (2) the use falls outside of the scope described in the notice; or (3) the person using a software feature fails to protect the security and integrity of personal information so collected. Provides exceptions, including for software installed before the sale of such computer.

Provides administration and enforcement through the Federal Trade Commission. Authorizes actions by States on behalf of its residents.

Actions Timeline

- **Feb 26, 2004:** Introduced in Senate
- **Feb 26, 2004:** Sponsor introductory remarks on measure. (CR S1684-1685)
- **Feb 26, 2004:** Read twice and referred to the Committee on Commerce, Science, and Transportation. (text of measure as introduced: CR S1685-1688)