# HR 3352

SAFE Act

**Congress:** 108 (2003–2005, Ended)
**Chamber:** House
**Policy Area:** Crime and Law Enforcement
**Introduced:** Oct 21, 2003
**Current Status:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
**Latest Action:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security. (Dec 10, 2003)
**Official Text:** https://www.congress.gov/bill/108th-congress/house-bill/3352

## Sponsor

**Name:** Rep. Otter, C. L. (Butch) [R-ID-1]
**Party:** Republican • **State:** ID • **Chamber:** House

## Cosponsors (71 total)

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|---|---|---|---|
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| Rep. Slaughter, Louise McIntosh [D-NY-28] | D · NY | | Nov 4, 2003 |
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| Rep. Tierney, John F. [D-MA-6] | D · MA | | Nov 5, 2003 |
| Rep. Woolsey, Lynn C. [D-CA-6] | D · CA | | Nov 5, 2003 |
| Del. Norton, Eleanor Holmes [D-DC-At Large] | D · DC | | Nov 17, 2003 |
| Rep. Capuano, Michael E. [D-MA-8] | D · MA | | Nov 17, 2003 |
| Rep. Carson, Julia [D-IN-7] | D · IN | | Nov 17, 2003 |
| Rep. Filner, Bob [D-CA-51] | D · CA | | Nov 17, 2003 |
| Rep. Olver, John W. [D-MA-1] | D · MA | | Nov 17, 2003 |
| Rep. Owens, Major R. [D-NY-11] | D · NY | | Nov 17, 2003 |
| Rep. Schakowsky, Janice D. [D-IL-9] | D · IL | | Nov 17, 2003 |
| Rep. Hinchey, Maurice D. [D-NY-22] | D · NY | | Nov 19, 2003 |
| Rep. Miller, Jeff [R-FL-1] | R · FL | | Nov 19, 2003 |
| Rep. Nethercutt, George R., Jr. [R-WA-5] | R · WA | | Nov 21, 2003 |
| Rep. Blumenauer, Earl [D-OR-3] | D · OR | | Dec 8, 2003 |
| Rep. Dingell, John D. [D-MI-15] | D · MI | | Dec 8, 2003 |
| Rep. DeFazio, Peter A. [D-OR-4] | D · OR | | Jan 20, 2004 |
| Rep. Stark, Fortney Pete [D-CA-13] | D · CA | | Jan 20, 2004 |
| Rep. Jackson, Jesse L., Jr. [D-IL-2] | D · IL | | Jan 21, 2004 |
| Rep. Lantos, Tom [D-CA-12] | D · CA | | Feb 3, 2004 |
| Rep. Miller, George [D-CA-7] | D · CA | | Feb 3, 2004 |
| Rep. Rangel, Charles B. [D-NY-15] | D · NY | | Feb 3, 2004 |

| Cosponsor | Party / State | Role | Date Joined |
|---|---|---|---|
| Rep. Farr, Sam [D-CA-17] | D · CA | | Feb 10, 2004 |
| Rep. Moran, James P. [D-VA-8] | D · VA | | Feb 10, 2004 |
| Rep. Allen, Thomas H. [D-ME-1] | D · ME | | Mar 9, 2004 |
| Rep. Cummings, Elijah E. [D-MD-7] | D · MD | | Mar 9, 2004 |
| Rep. Hoeffel, Joseph M. [D-PA-13] | D · PA | | Mar 9, 2004 |
| Rep. Jones, Stephanie Tubbs [D-OH-11] | D · OH | | Mar 9, 2004 |
| Rep. Kildee, Dale E. [D-MI-5] | D · MI | | Mar 9, 2004 |
| Rep. McDermott, Jim [D-WA-7] | D · WA | | Mar 9, 2004 |
| Rep. Pelosi, Nancy [D-CA-8] | D · CA | | Mar 9, 2004 |
| Rep. Thompson, Mike [D-CA-1] | D · CA | | Mar 9, 2004 |
| Rep. Johnson, Timothy V. [R-IL-15] | R · IL | | Mar 17, 2004 |
| Rep. Honda, Michael M. [D-CA-15] | D · CA | | Mar 24, 2004 |
| Rep. Maloney, Carolyn B. [D-NY-14] | D · NY | | Mar 24, 2004 |
| Rep. Matsui, Robert T. [D-CA-5] | D · CA | | Mar 24, 2004 |
| Rep. Rothman, Steven R. [D-NJ-9] | D · NJ | | Mar 24, 2004 |
| Rep. Larsen, Rick [D-WA-2] | D · WA | | Apr 20, 2004 |
| Rep. Scott, Robert C. "Bobby" [D-VA-3] | D · VA | | Apr 21, 2004 |
| Rep. McCollum, Betty [D-MN-4] | D · MN | | May 5, 2004 |
| Rep. Nadler, Jerrold [D-NY-8] | D · NY | | May 10, 2004 |
| Rep. Holt, Rush [D-NJ-12] | D · NJ | | May 11, 2004 |
| Rep. Markey, Edward J. [D-MA-7] | D · MA | | May 20, 2004 |
| Rep. Neal, Richard E. [D-MA-2] | D · MA | | Jun 22, 2004 |
| Rep. Gutierrez, Luis V. [D-IL-4] | D · IL | | Jul 6, 2004 |
| Rep. Burgess, Michael C. [R-TX-26] | R · TX | | Jul 21, 2004 |
| Rep. Smith, Adam [D-WA-9] | D · WA | | Sep 13, 2004 |
| Rep. Harman, Jane [D-CA-36] | D · CA | | Oct 4, 2004 |
| Rep. Bishop, Rob [R-UT-1] | R · UT | | Oct 5, 2004 |
| Rep. Young, Don [R-AK-At Large] | R · AK | | Oct 6, 2004 |
| Rep. Lowey, Nita M. [D-NY-18] | D · NY | | Oct 8, 2004 |
| Rep. Brady, Robert A. [D-PA-1] | D · PA | | Nov 16, 2004 |

## Committee Activity

| Committee | Chamber | Activity | Date |
|---|---|---|---|
| Intelligence (Permanent Select) Committee | House | Referred To | Oct 21, 2003 |
| Judiciary Committee | House | Referred to | Dec 10, 2003 |

## Subjects & Policy Tags

**Policy Area:**

Crime and Law Enforcement

## Related Bills

| Bill | Relationship | Last Action |
|---|---|---|
| 108 S 1552 | Related bill | **Jul 31, 2003:** Read twice and referred to the Committee on the Judiciary. |

## Summary (as of Oct 21, 2003)

Security and Freedom Ensured Act of 2003 (SAFE Act) - Amends the USA PATRIOT Act to modify provisions regarding roving wiretaps under the Foreign Intelligence Surveillance Act of 1978 (FISA) to require that: (1) an order approving an electronic surveillance specify either the identity of the target or the place to be wiretapped; and (2) surveillance be conducted only when the suspect is present at the place to be wiretapped.

Revises provisions governing search warrants authorized under the USA PATRIOT ACT to: (1) limit the authority to delay notice of the issuance of such a search warrant to circumstances where providing immediate notice of the warrant will endanger the life or physical safety of an individual, result in flight from prosecution, or result in the destruction of or tampering with the evidence sought under the warrant; and (2) require such delayed notification to be issued within seven days (currently, within a "reasonable period") after execution, with extensions by the court for additional periods of up to seven calendar days each time that the court finds reasonable cause to believe that notice of the execution of the warrant would have such consequences. Requires the Attorney General, on a semiannual basis, to transmit to Congress and make public a report concerning all requests for delays of notice and for extensions of such delays.

Amends FISA to require, with respect to access by the Federal Bureau of Investigation to business records for foreign intelligence and international terrorism investigations, that there be specific and articulable facts giving reason to believe that the person to whom the records pertain is a foreign power or agent.

Provides that libraries shall not be treated as wire or electronic communication service providers under provisions granting counterintelligence access to provider subscriber information, toll billing records information, or electronic communication transactional records.

Redefines "domestic terrorism" to mean activities that involve acts dangerous to human life that constitute a Federal crime of terrorism (currently, that violate criminal laws).

## Actions Timeline

- **Dec 10, 2003:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Oct 21, 2003:** Introduced in House
- **Oct 21, 2003:** Referred to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

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