

S 3170

CyberTipline Modernization Act of 2018

Congress: 115 (2017–2019, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Jun 28, 2018

Current Status: Became Public Law No: 115-395.

Latest Action: Became Public Law No: 115-395. (Dec 21, 2018)

Law: 115-395 (Enacted Dec 21, 2018)

Official Text: <https://www.congress.gov/bill/115th-congress/senate-bill/3170>

Sponsor

Name: Sen. Cornyn, John [R-TX]

Party: Republican • **State:** TX • **Chamber:** Senate

Cosponsors (12 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Feinstein, Dianne [D-CA]	D · CA		Jun 28, 2018
Sen. Klobuchar, Amy [D-MN]	D · MN		Jul 30, 2018
Sen. Portman, Rob [R-OH]	R · OH		Jul 30, 2018
Sen. Blumenthal, Richard [D-CT]	D · CT		Aug 15, 2018
Sen. McCain, John [R-AZ]	R · AZ		Aug 15, 2018
Sen. McCaskill, Claire [D-MO]	D · MO		Aug 16, 2018
Sen. Tillis, Thomas [R-NC]	R · NC		Aug 16, 2018
Sen. Hatch, Orrin G. [R-UT]	R · UT		Aug 27, 2018
Sen. Leahy, Patrick J. [D-VT]	D · VT		Aug 27, 2018
Sen. Grassley, Chuck [R-IA]	R · IA		Sep 12, 2018
Sen. Durbin, Richard J. [D-IL]	D · IL		Sep 17, 2018
Sen. Heller, Dean [R-NV]	R · NV		Sep 17, 2018

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Reported By	Sep 18, 2018
Judiciary Committee	House	Discharged From	Dec 12, 2018

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
115 HR 4447	Related bill	Dec 13, 2017: Referred to the Subcommittee on Crime, Terrorism, Homeland Security, and Investigations.

Summary (as of Dec 21, 2018)

CyberTipline Modernization Act of 2018

(Sec. 2) This bill revises reporting requirements for electronic communication service providers and remote computing service providers (providers) who report information to the National Center for Missing and Exploited Children (NCMEC) on crimes involving the sexual exploitation of children.

Currently, providers must report the facts and circumstances of incidents of apparent child pornography, of which they become aware, to NCMEC via the CyberTipline. This bill retains the existing reporting requirement and provides new authority for providers to also report the facts and circumstances that indicate a child pornography violation is imminent.

Additionally, it makes various procedural changes to the reporting requirements, including to do the following:

- grant discretion to providers to determine what information to include in a report;
- permit (currently, require) the Department of Justice (DOJ) to designate foreign law enforcement agencies to receive CyberTipline reports from NCMEC;
- allow NCMEC to forward a report to a foreign law enforcement agency in certain circumstances, even if the foreign law enforcement agency has not been designated by DOJ; and
- provide explicit permission for a provider to disclose the contents of a report, including visual depictions, to law enforcement agencies, to NCMEC, or as necessary to respond to legal process.

Finally, the bill revises and updates various statutory references, including to replace references to “images” with “visual depictions” to make reporting requirements applicable to videos, in addition to images.

Actions Timeline

- **Dec 21, 2018:** Signed by President.
- **Dec 21, 2018:** Became Public Law No: 115-395.
- **Dec 20, 2018:** Presented to President.
- **Dec 12, 2018:** Mr. Goodlatte asked unanimous consent to discharge from committee and consider.
- **Dec 12, 2018:** Committee on the Judiciary discharged.
- **Dec 12, 2018:** Considered by unanimous consent. (consideration: CR H10153-10155)
- **Dec 12, 2018:** Passed/agreed to in House: On passage Passed without objection.(text: CR H10153-10155)
- **Dec 12, 2018:** On passage Passed without objection. (text: CR H10153-10155)
- **Dec 12, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 28, 2018:** Received in the House.
- **Sep 28, 2018:** Message on Senate action sent to the House.
- **Sep 28, 2018:** Referred to the House Committee on the Judiciary.
- **Sep 27, 2018:** Measure laid before Senate by unanimous consent. (consideration: CR S6364)
- **Sep 27, 2018:** Passed/agreed to in Senate: Passed Senate with an amendment by Unanimous Consent.
- **Sep 27, 2018:** Passed Senate with an amendment by Unanimous Consent.
- **Sep 18, 2018:** Committee on the Judiciary. Reported by Senator Grassley without amendment. Without written report.
- **Sep 18, 2018:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 582.
- **Sep 13, 2018:** Committee on the Judiciary. Ordered to be reported without amendment favorably.
- **Jun 28, 2018:** Introduced in Senate
- **Jun 28, 2018:** Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S4738-4740)