

## S 4373

### NDO Fairness Act

**Congress:** 117 (2021–2023, Ended)

**Chamber:** Senate

**Policy Area:** Crime and Law Enforcement

**Introduced:** Jun 9, 2022

**Current Status:** Read twice and referred to the Committee on the Judiciary.

**Latest Action:** Read twice and referred to the Committee on the Judiciary. (Jun 9, 2022)

**Official Text:** <https://www.congress.gov/bill/117th-congress/senate-bill/4373>

### Sponsor

**Name:** Sen. Leahy, Patrick J. [D-VT]

**Party:** Democratic • **State:** VT • **Chamber:** Senate

### Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Lee, Mike [R-UT]	R · UT		Jun 9, 2022

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Jun 9, 2022

### Subjects & Policy Tags

#### Policy Area:

Crime and Law Enforcement

### Related Bills

Bill	Relationship	Last Action
117 HR 7072	Related bill	Jun 22, 2022: Received in the Senate and Read twice and referred to the Committee on the Judiciary.

## **NDO Fairness Act**

This bill makes various changes to the procedures and requirements with respect to delayed notification orders.

Current law authorizes the government to compel providers of electronic communication services or remote computing services to disclose certain records and information pertaining to subscribers and customers. Further, a provider may notify subscribers or customers of the government's request for records and information unless the government obtains a delayed notification order.

With respect to delayed notification orders, the bill

- raises the standard for courts to grant a delayed notification order,
- requires courts to issue delayed notification orders only after issuing a written determination based on specific facts,
- requires orders to be narrowly tailored, and
- shortens the duration of delayed notification orders.

Finally, the bill requires the Department of Justice to report annually on data related to delayed notification orders, including the number of customers targeted; the number of applications for orders; the number of orders granted, extended, or denied; and the number of orders targeting members of the media or conduct related to certain protected activities.

## **Actions Timeline**

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- **Jun 9, 2022:** Introduced in Senate
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