

HR 6048

NDO Fairness Act

Congress: 119 (2025–2027, Current)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Nov 17, 2025

Current Status: Ordered to be Reported (Amended) by Voice Vote.

Latest Action: Ordered to be Reported (Amended) by Voice Vote. (Nov 20, 2025)

Official Text: <https://www.congress.gov/bill/119th-congress/house-bill/6048>

Sponsor

Name: Rep. Fitzgerald, Scott [R-WI-5]

Party: Republican • **State:** WI • **Chamber:** House

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Nadler, Jerrold [D-NY-12]	D · NY		Nov 17, 2025

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred To	Nov 17, 2025
Judiciary Committee	House	Markup By	Nov 20, 2025

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
119 S 3663	Related bill	Jan 15, 2026: Read twice and referred to the Committee on the Judiciary.

NDO Fairness Act

This bill increases the requirements the government must meet to obtain a nondisclosure order (NDO) under the Stored Communications Act (SCA).

The SCA generally prohibits providers of remote computing services or electronic communication services (providers) from disclosing stored electronic communications or records (e.g., emails) or information pertaining to customers or subscribers. However, the SCA authorizes the government seek a warrant, order, or subpoena to compel providers to disclose electronic communications or records or information pertaining to customers or subscribers during an investigation. Providers may notify customers and subscribers of the warrant, order, or subpoena unless the government obtains a court order—an NDO—that delays the notification.

This bill raises the standard the government must meet to obtain (or extend) an NDO. The bill also requires the court, before issuing an NDO, to issue a written determination that the standard was met based on specific and articulable facts, and to review the underlying warrant, order, or subpoena.

The bill requires NDOs to be narrowly tailored. It also limits their duration to 90 days for most investigations, though it permits a duration of up to one year for investigations pertaining to an offense involving child pornography or sexual exploitation of children.

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

- Nov 17, 2025:** Referred to the House Committee on the Judiciary.
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