



KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

United States Code Annotated

Title 50. War and National Defense (Refs & Annos)

Chapter 36. Foreign Intelligence Surveillance (Refs & Annos)

Subchapter VI. Additional Procedures Regarding Certain Persons Outside the United States

50 U.S.C.A. § 1881

§ 1881. Definitions

[Currentness](#)

(a) In general

In this subchapter, the terms “agent of a foreign power”, “Attorney General”, “contents”, “electronic surveillance”, “foreign intelligence information”, “foreign power”, “person”, “United States”, and “United States person” have the meanings given such terms in [section 1801](#) of this title, except as specifically provided in this subchapter.

(b) Additional definitions

In this subchapter:

(1) Congressional intelligence committees

The term “congressional intelligence committees” means--

(A) the Select Committee on Intelligence of the Senate; and

(B) the Permanent Select Committee on Intelligence of the House of Representatives.

(2) Foreign Intelligence Surveillance Court; Court

The terms “Foreign Intelligence Surveillance Court” and “Court” mean the court established under [section 1803\(a\)](#) of this title.

(3) Foreign Intelligence Surveillance Court of Review; Court of Review

The terms “Foreign Intelligence Surveillance Court of Review” and “Court of Review” mean the court established under [section 1803\(b\)](#) of this title.

(4) Electronic communication service provider

The term “electronic communication service provider” means--

- (A) a telecommunications carrier, as that term is defined in [section 153 of Title 47](#);
- (B) a provider of electronic communication service, as that term is defined in [section 2510 of Title 18](#);
- (C) a provider of a remote computing service, as that term is defined in [section 2711 of Title 18](#);
- (D) any other communication service provider who has access to wire or electronic communications either as such communications are transmitted or as such communications are stored;
- (E) any other service provider who has access to equipment that is being or may be used to transmit or store wire or electronic communications, but not including any entity that serves primarily as--
 - (i) a public accommodation facility, as that term is defined in [section 1861\(4\)](#) of this title;
 - (ii) a dwelling, as that term is defined in [section 3602 of Title 42](#);
 - (iii) a community facility, as that term is defined in [section 1592n of Title 42](#); or
 - (iv) a food service establishment, as that term is defined in [section 1638 of Title 7](#); or
- (F) an officer, employee, custodian, or agent of an entity described in subparagraph (A), (B), (C), (D), or (E).

(5) Intelligence community

The term “intelligence community” has the meaning given the term in [section 3003\(4\)](#) of this title.

CREDIT(S)

(Pub.L. 95-511, Title VII, § 701, as added Pub.L. 110-261, Title I, § 101(a)(2), July 10, 2008, 122 Stat. 2437; amended Pub.L. 115-118, Title II, § 205(a)(5), Jan. 19, 2018, 132 Stat. 21; Pub.L. 118-49, § 25(a), Apr. 20, 2024, 138 Stat. 893.)

REPEAL OF SECTION

<Section repealed effective two years after April 20, 2024, by Pub.L. 110-261, Title IV, § 403(b)(1), July 10, 2008, 122 Stat. 2474, as amended, except as provided in Pub.L. 110-261, § 404, as amended, which is set out as a note under 50 U.S.C.A. § 1801, see Effective Date of Repeal note set out under this section.>

50 U.S.C.A. § 1881, 50 USCA § 1881

Current through P.L. 118-158. Some statute sections may be more current, see credits for details.

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