

SEC. — CLARIFICATION ON PROHIBITION ON SEARCHING OF COLLECTIONS OF COMMUNICATIONS OF UNITED STATES PERSONS.

Section 702 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1881a) is amended—

(1) in subsection (b), by redesignating paragraphs (1) through (5) as subparagraphs (A) through (E), respectively, and indenting such subparagraphs, as so redesignated, an additional two ems from the left margin;

(2) by striking “An acquisition” and inserting the following:

“(1) IN GENERAL.—An acquisition”; and

(3) by adding at the end the following:

“(2) CLARIFICATION ON PROHIBITION ON SEARCHING OF COLLECTIONS OF COMMUNICATIONS OF UNITED STATES PERSONS.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), no officer or employee of the United States may conduct a search of a collection of communications acquired under this section in an effort to find communications of a particular United States person (other than a corporation).

“(B) CONCURRENT AUTHORIZATION AND EXCEPTION FOR EMERGENCY SITUATIONS.—Subparagraph (A) does not apply to a search for communications related to a particular United States person if—

“(i) such United States person is the subject of an order or emergency authorization authorizing electronic surveillance or physical search under section 105, 304, 703, 704, or 705, or title 18, United States Code, for the effective period of that order;

“(ii) the entity carrying out the search has a reasonable belief that the life or safety of such United States person is threatened and the information is sought for the purpose of assisting that person; or

“(iii) such United States person has consented to the search.”.

MEASURES CONSIDERED EN BLOC

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Homeland Security and Governmental Affairs Committee be discharged from the following postal naming bills en bloc: H.R. 2338 and H.R. 3892; that the Senate proceed to their consideration and the consideration of the following bills, en bloc, which were received from the House and are at the desk: H.R., 3869, H.R. 4389, H.R. 6260, H.R. 6379, and H.R. 6587.

There being no objection, the Senate proceeded to consider the bills en bloc.

Mr. SCHUMER. I ask unanimous consent that the bills be read a third time and passed en bloc; the motions to reconsider be laid upon the table en bloc, with no intervening action or debate; and that any related statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 2338) to designate the facility of the United States Postal Service located at 600 Florida Avenue in Cocoa, Florida, as the “Harry T. and Harriette Moore Post Office,” the bill (H.R. 3892) to designate the facility of the United States Postal Service located at 8771 Auburn Folsom Road in Roseville, California, as the “Lance Corporal Victor A. Dew Post Office,” the bill (H.R. 3869) to designate the facility of the United States Postal Service located at 600 East Capitol Avenue in Little Rock, Arkansas, as the “Sidney ‘Sid’ Sanders McMath Post Office Building,” the bill (H.R. 4389) to designate the facility of the United States Postal Service located at 19 East Merced Street in Fowler, California, as the “Cecil E. Bolt Post Office,” the bill (H.R. 6260) to designate the facility of the United States Postal Service located at 211 Hope Street in Mountain View, California, as the “Lieutenant Kenneth M. Ballard Memorial Post Office,” the bill (H.R. 6379) to designate the facility of the United States Postal Service located at 6239 Savannah Highway in Ravenel, South Carolina, as the “Representative Curtis B. Inabinett, Sr. Post Office,” and the bill (H.R. 6587) to designate the facility of the United States Postal Service located at 225 Simi Village Drive in Simi Valley, California, as the “Postal Inspector Terry Asbury Post Office Building,” were ordered to a third reading, were read the third time, and passed.

KAY BAILEY HUTCHISON SPOUSAL IRA

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Committee on Finance be discharged from further consideration of S. 3667 and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title. The legislative clerk read as follows:

A bill (S. 3667) to rename section 219(c) of the Internal Revenue Code of 1986 as the KAY BAILEY HUTCHISON Spousal IRA.

There being no objection, the Senate proceeded to consider the bill.

Mr. SCHUMER. Mr. President, I ask unanimous consent that the bill be read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the measure be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 3667) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3667

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. KAY BAILEY HUTCHISON SPOUSAL IRA.

The heading of subsection (c) of section 219 of the Internal Revenue Code of 1986 is amended by striking “SPECIAL RULES FOR CERTAIN MARRIED INDIVIDUALS” AND INSERTING “KAY BAILEY HUTCHISON SPOUSAL IRA”.

ORDERS FOR FRIDAY, DECEMBER 28, 2012

Mr. SCHUMER. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9 a.m. on Friday, December 28, 2012; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate resume consideration of H.R. 5949, the FISA bill, under the previous order; and that following the disposition of H.R. 5949, the Senate resume consideration of H.R. 1, the legislative vehicle for the emergency supplemental appropriations bill, under the previous order; and further, that the Senate recess from 12:30 p.m. until 2:15 p.m. to allow for caucus meetings.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. SCHUMER. Mr. President, the first vote tomorrow will be at approximately 9:45 a.m. There will be several rollcall votes beginning at that time in order to complete action on the FISA bill and on the supplemental bill. Additional rollcall votes in relation to executive nominations are possible as well.

ADJOURNMENT UNTIL 9 A.M. TOMORROW

Mr. SCHUMER. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 8:47 p.m., adjourned until Friday, December 28, 2012, at 9 a.m.