

AMENDMENT NO. _____ Calendar No. _____

Purpose: To limit actions involving authorized use.

IN THE SENATE OF THE UNITED STATES—112th Cong., 1st Sess.

S. 1151

To prevent and mitigate identity theft, to ensure privacy, to provide notice of security breaches, and to enhance criminal penalties, law enforcement assistance, and other protections against security breaches, fraudulent access, and misuse of personally identifiable information.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. GRASSLEY (for
himself and Mr. FRANKEN)

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . LIMITATION ON ACTIONS INVOLVING UNAU-**
3 **THORIZED USE.**

4 Section 1030(e)(6) of title 18, United States Code,
5 is amended by striking “alter;” and inserting “alter, but
6 does not include access in violation of a contractual obliga-
7 tion or agreement, such as an acceptable use policy or
8 terms of service agreement, with an Internet service pro-
9 vider, Internet website, or non-government employer, if

- 1 such violation constitutes the sole basis for determining
- 2 that access to a protected computer is unauthorized;”.