

investments, and other commercially valuable information that a person has developed or obtained if—

(A) the person has taken reasonable measures to keep the information confidential; and

(B) the information is not generally known or readily ascertainable through proper means by the public.

#### (8) Technology

The term “technology” has the meaning given that term in section 16 of the Export Administration Act of 1979 (50 U.S.C. 4618) (as in effect pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.)).

#### (9) Trade secret

The term “trade secret” has the meaning given that term in section 1839 of title 18.

#### (10) United States person

The term “United States person” means—

(A) an individual who is a citizen or resident of the United States;

(B) an entity organized under the laws of the United States or any jurisdiction within the United States; or

(C) a person located in the United States.

(Pub. L. 113–291, div. A, title XVI, §1637, Dec. 19, 2014, 128 Stat. 3644.)

#### REFERENCES IN TEXT

The International Emergency Economic Powers Act, referred to in subssecs. (b)(1) and (d)(8), is title II of Pub. L. 95–223, Dec. 28, 1977, 91 Stat. 1626, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 1701 of this title and Tables.

#### CODIFICATION

This section was enacted as part of the Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015, and not as part of the International Emergency Economic Powers Act which comprises this chapter.

### CHAPTER 36—FOREIGN INTELLIGENCE SURVEILLANCE

#### SUBCHAPTER I—ELECTRONIC SURVEILLANCE

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1881d.	Joint applications and concurrent authorizations.
1881e.	Use of information acquired under this subchapter.
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1885.	Definitions.
1885a.	Procedures for implementing statutory defenses.
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#### SUBCHAPTER I—ELECTRONIC SURVEILLANCE

#### § 1801. Definitions

As used in this subchapter:

(a) “Foreign power” means—