

114TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To provide agencies with discretion in securing information technology and information systems.

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IN THE SENATE OF THE UNITED STATES

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Mrs. ERNST introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To provide agencies with discretion in securing information technology and information systems.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Federal Information  
5 Systems Safeguards Act of 2016”.

6 **SEC. 2. AGENCY DISCRETION TO SECURE INFORMATION**  
7 **TECHNOLOGY AND INFORMATION SYSTEMS.**

8 (a) IN GENERAL.—In carrying out section 3554 of  
9 title 44, United States Code, any action taken by the head  
10 of an agency that is necessary to limit, restrict, or prohibit

1 access to any website the head of the agency determines  
2 to present a current or future security weakness or risk  
3 to the information technology or information system under  
4 the control of the agency, and any impact or implementa-  
5 tion of such action, shall not be subject to chapter 71 of  
6 title 5, United States Code.

7 (b) DEFINITIONS.—In this section—

8 (1) the terms “agency” and “information sys-  
9 tem” have the meanings given the terms in section  
10 3502 of title 44, United States Code; and

11 (2) the term “information technology” has the  
12 meaning given the term in section 3552 of title 44,  
13 United States Code.