

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 3361
OFFERED BY MS. LOFGREN OF CALIFORNIA**

After title VI, insert the following new title:

1 **TITLE VII—ENCRYPTION AND**
2 **PRIVACY TECHNOLOGY OF**
3 **ELECTRONIC DEVICES AND**
4 **SOFTWARE**

5 **SEC. 701. ENCRYPTION AND PRIVACY TECHNOLOGY OF**
6 **ELECTRONIC DEVICES AND SOFTWARE.**

7 Notwithstanding any other provision of law, the Di-
8 rector of the Federal Bureau of Investigation, the Attor-
9 ney General, and the Director of National Intelligence may
10 not mandate, and no Federal agency may mandate at the
11 request of the Director of the Federal Bureau of Inves-
12 tigation, the Attorney General, or the Director of National
13 Intelligence, that the manufacturer of an electronic device,
14 developer of software for an electronic device, or standards
15 organization build into an electronic device, software, or
16 standard a mechanism that allows for the bypass of the
17 encryption or privacy technology of such device, such soft-
18 ware, or such standard.

