

AMENDMENT TO
RULES COMMITTEE PRINT 117-54
OFFERED BY MR. MALINOWSKI OF NEW JERSEY

At the end of division E, insert the following:

1 **SEC. 5806. PROHIBITION OF FEDERAL FUNDING FOR IN-**
2 **DUCED OR REQUIRED UNDERMINING OF SE-**
3 **CURITY OF CONSUMER COMMUNICATIONS**
4 **GOODS.**

5 (a) PROHIBITION.—None of the funds made available
6 in this or any other Act may be used by any Federal agen-
7 cy to require, support, pay, or otherwise induce any pri-
8 vate sector provider of consumer software and hardware
9 to—

10 (1) intentionally add any security vulnerability
11 or weaken or omit any safeguard in the standards,
12 items, or services of the provider;

13 (2) remove or omit any information security
14 function, mechanism, service, or solution from the
15 items or services of the provider; or

16 (3) take any action that—

17 (A) undermines, circumvents, defeats, by-
18 passes, or otherwise counteracts the end-to-end

1 encryption of the item or service of the pro-
2 vider;

3 (B) prevents an item or service from
4 adopting end-to-end encryption; or

5 (C) otherwise makes an unencrypted
6 version of the end-to-end encrypted content of
7 any communication, file, or data of the item or
8 service of the provider available to any person
9 or entity other than the intended recipients.

10 (b) FEDERAL AGENCY DEFINED.—In this section,
11 the term “Federal agency” means any executive depart-
12 ment, military department, Government corporation, Gov-
13 ernment controlled corporation, or other establishment in
14 the executive branch of the Government (including the Ex-
15 ecutive Office of the President), or any independent regu-
16 latory agency.

