

AMENDMENT TO RULES COMMITTEE PRINT 117-

13

OFFERED BY MR. MALINOWSKI OF NEW JERSEY

At the end of subtitle B of title XVI, add the following new section:

1 **SEC. 16__ . MODIFICATION OF REQUIREMENT FOR AN-**
2 **NUAL REPORTS ON VULNERABILITIES EQUI-**
3 **TIES PROCESS.**

4 Section 6720(c) of the Damon Paul Nelson and Mat-
5 thew Young Pollard Intelligence Authorization Act for
6 Fiscal Years 2018, 2019, and 2020 (Public Law 116–92;
7 50 U.S.C. 3316a) is amended—

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph
10 (A), by striking “classified”;

11 (B) in subparagraph (B), by striking “;
12 and” and inserting a semicolon;

13 (C) in subparagraph (C), by striking the
14 period at the end and inserting a semicolon;
15 and

16 (D) by adding at the end the following new
17 subparagraphs:

1 “(E) the aggregate number of
2 vulnerabilities disclosed to vendors or the public
3 pursuant to the Vulnerabilities Equities Proc-
4 ess;

5 “(F) the aggregate number of
6 vulnerabilities disclosed to vendors or the public
7 pursuant to the Vulnerabilities Equities Process
8 known to have been patched;

9 “(G) the number of times the
10 Vulnerabilities Equities Process resulted in a
11 decision to disclose a vulnerability;

12 “(H) the number of times the
13 Vulnerabilities Equities Process resulted in a
14 decision not to disclose a vulnerability;

15 “(I) the number of times a decision de-
16 scribed in subparagraph (G) was the result of
17 a unanimous agreement of the participants in
18 the Vulnerabilities Equities Process;

19 “(J) the number of times a decision de-
20 scribed in subparagraph (H) was the result of
21 a unanimous agreement of the participants in
22 the Vulnerabilities Equities Process;

23 “(K) the number of appeals made through
24 the Vulnerabilities Equities Process by partici-

1 pants in such process of a preliminary deter-
2 mination to disclose a vulnerability;

3 “(L) the number of appeals made through
4 the Vulnerabilities Equities Process by partici-
5 pants in such process of a preliminary deter-
6 mination not to disclose a vulnerability;

7 “(M) the number of times a preliminary
8 determination was reversed pursuant to an ap-
9 peal described in subparagraph (K); and

10 “(N) the number of times a preliminary
11 determination was reversed pursuant to an ap-
12 peal described in subparagraph (L).”; and

13 (2) by amending paragraph (2) to read as fol-
14 lows:

15 “(2) FORM AND PUBLICATION.—

16 “(A) FORM.—Each report submitted under
17 paragraph (1) shall be submitted in unclassified
18 form, but may include a classified annex.

19 “(B) PUBLICATION.—The Director shall
20 make available to the public the unclassified
21 portion of each report submitted under para-
22 graph (1).”.

