

**AMENDMENT TO THE RULES COMMITTEE PRINT
OF H.R. 4909
OFFERED BY MR. PALMER OF ALABAMA**

Page 567, after line 6, insert the following (and conform the table of contents accordingly):

1 **SEC. 1256. AGENCY DISCRETION TO SECURE INFORMATION**
2 **TECHNOLOGY AND INFORMATION SYSTEMS.**

3 (a) IN GENERAL.—Section 3554 of title 44, United
4 States Code, is amended by adding at the end the fol-
5 lowing new subsection:

6 “(f) AGENCY DISCRETION.—Each agency has the
7 sole and exclusive authority, with respect to any informa-
8 tion technology or information system under the control
9 of such agency—

10 “(1) to take appropriate action the agency de-
11 termines to be necessary to reduce or eliminate secu-
12 rity weakness and risk, including to protect the in-
13 formation contained in the information technology or
14 information system; and

15 “(2) to take appropriate action the agency de-
16 termines to be necessary to reduce or eliminate fu-
17 ture security weakness and risk, including to protect

1 the information contained in the information tech-
2 nology or information system.”.

3 (b) RULE OF CONSTRUCTION.—The amendment
4 added by this section, which clarifies agency discretion
5 with respect to any information technology or information
6 system under control of such agency, does not modify ex-
7 isting law as enacted in the Consolidated Appropriations
8 Act of Fiscal Year 2016, Division N – Cybersecurity Act
9 of 2015, Public Law 114–113.

