

105TH CONGRESS
1ST SESSION

H. R. 1367

To prohibit Federal agencies from making available through the Internet certain confidential records with respect to individuals, and to provide for remedies in cases in which such records are made available through the Internet.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 1997

Mr. BARRETT of Wisconsin (for himself, Mrs. KELLY, Mr. FRANK of Massachusetts, and Mr. KLECZKA) introduced the following bill; which was referred to the Committee on Government Reform and Oversight

A BILL

To prohibit Federal agencies from making available through the Internet certain confidential records with respect to individuals, and to provide for remedies in cases in which such records are made available through the Internet.

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 Internet Pri-
5 vacy Protection Act of 1997”.

1 **SEC. 2. PROHIBITION AGAINST MAKING CERTAIN CON-**
2 **FIDENTIAL RECORDS AVAILABLE THROUGH**
3 **THE INTERNET; REMEDIES.**

4 (a) PROHIBITION AGAINST MAKING RECORDS AVAIL-
5 ABLE THROUGH THE INTERNET.—No agency (as that
6 term is defined in section 552(f) of title 5, United States
7 Code) shall make available through the Internet any
8 record with respect to an individual.

9 (b) REMEDIES AVAILABLE IN CASES OF RELEASE OF
10 RECORDS THROUGH THE INTERNET.—In any case in
11 which an agency makes or has made available through the
12 Internet a record with respect to an individual (including
13 a case in which a record was made available through the
14 Internet before the date of the enactment of this Act) and
15 such individual suffers harm as a result, the individual
16 may bring a civil action against the agency and such ac-
17 tion shall be treated as a suit under section 552a(g)(1)(D)
18 of such title.

19 (c) DEFINITION OF RECORD.—As used in this sec-
20 tion, the term “record” means any item, collection, or
21 grouping of information about an individual that—

22 (1) is maintained by an agency with respect to
23 the education, financial transactions, medical his-
24 tory, or employment history of the individual; and

- 1 (2) contains the name or the identifying num-
- 2 ber, symbol, or other identifying particular assigned
- 3 to the individual.

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