

115TH CONGRESS  
2D SESSION

# S. 2743

To clarify that the Secretary of Homeland Security is not required to provide notice to private entities before issuing binding operational directives on agency information security policies and practices.

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## IN THE SENATE OF THE UNITED STATES

APRIL 24, 2018

Mrs. FEINSTEIN introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

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## A BILL

To clarify that the Secretary of Homeland Security is not required to provide notice to private entities before issuing binding operational directives on agency information security policies and practices.

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 Network Pro-  
5       tection Act”.

6       **SEC. 2. NOTICE NOT REQUIRED FOR PRIVATE ENTITIES.**

7       Section 3553 of title 44, United States Code, is  
8       amended—

1           (1) by redesignating subsection (j) as sub-  
2       section (k); and

3           (2) by inserting after subsection (i) the fol-  
4       lowing:

5       “(j) RULE OF CONSTRUCTION.—Nothing in this sec-  
6       tion shall be construed to require the Secretary to provide  
7       notice to any private entity before the Secretary issues a  
8       binding operational directive under subsection (b)(2).”.

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