

113TH CONGRESS  
2D SESSION

# S. 2981

To prohibit Federal agencies from mandating the deployment of vulnerabilities in data security technologies.

---

IN THE SENATE OF THE UNITED STATES

DECEMBER 4, 2014

Mr. WYDEN introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

---

## A BILL

To prohibit Federal agencies from mandating the deployment of vulnerabilities in data security technologies.

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 “Secure Data Act of  
5 2014”.

6 **SEC. 2. PROHIBITION ON DATA SECURITY VULNERABILITY**  
7 **MANDATES.**

8 (a) IN GENERAL.—Except as provided in subsection

9 (b), no agency may mandate that a manufacturer, devel-  
10 oper, or seller of covered products design or alter the secu-

1 rity functions in its product or service to allow the surveil-  
2 lance of any user of such product or service, or to allow  
3 the physical search of such product, by any agency.

4 (b) EXCEPTION.—Subsection (a) shall not apply to  
5 mandates authorized under the Communications Assist-  
6 ance for Law Enforcement Act (47 U.S.C. 1001 et seq.).

7 (c) DEFINITIONS.—In this section—

8 (1) the term “agency” has the meaning given  
9 the term in section 3502 of title 44, United States  
10 Code; and

11 (2) the term “covered product” means any com-  
12 puter hardware, computer software, or electronic de-  
13 vice that is made available to the general public.

○