

## Union Calendar No. 522

115<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4294

**[Report No. 115–678, Part I]**

To amend the Financial Stability Act of 2010 to provide a criminal penalty for unauthorized disclosures of certain individually identifiable information by officers or employees of a Federal department or agency.

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### IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 2017

Mr. KUSTOFF of Tennessee introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

MAY 15, 2018

Reported from the Committee on Financial Services

MAY 15, 2018

Referral to the Committee on the Judiciary extended for a period ending not later than May 18, 2018

MAY 18, 2018

The Committee on the Judiciary discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# **A BILL**

To amend the Financial Stability Act of 2010 to provide a criminal penalty for unauthorized disclosures of certain individually identifiable information by officers or employees of a Federal department or agency.

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 “Prevention of Private  
5 Information Dissemination Act of 2017”.

6 **SEC. 2. CRIMINAL PENALTY FOR UNAUTHORIZED DISCLO-**  
7 **SURES.**

8       Section 165 of the Financial Stability Act of 2010  
9 (12 U.S.C. 5365) is amended by adding at the end the  
10 following:

11       “(1) CRIMINAL PENALTY FOR UNAUTHORIZED DIS-  
12 CLOSURES.—

13               “(1) IN GENERAL.—Any officer or employee of  
14 a Federal department or agency, who by virtue of  
15 such officer or employee’s employment or official po-  
16 sition, has possession of, or access to, agency records  
17 which contain individually identifiable information  
18 submitted pursuant to the requirements of this sec-  
19 tion, the disclosure of which is prohibited by Federal  
20 statute, rule, or regulation, and who knowing that  
21 disclosure of the specific material is so prohibited,  
22 willfully discloses the material in any manner to any  
23 person or agency not entitled to receive it, shall be  
24 guilty of a misdemeanor and fined not more than  
25 \$5,000.

1           “(2) OBTAINING RECORDS UNDER FALSE PRE-  
2           TENSES.—Any person who knowingly and willfully  
3           requests or obtains information described under  
4           paragraph (1) from a Federal department or agency  
5           under false pretenses shall be guilty of a mis-  
6           demeanor and fined not more than \$5,000.

7           “(3) TREATMENT OF DETERMINATIONS.—For  
8           purposes of this subsection, a determination made  
9           under subsection (d) or (i) based on individually  
10          identifiable information submitted pursuant to the  
11          requirements of this section shall be deemed individ-  
12          ually identifiable information, the disclosure of which  
13          is prohibited by Federal statute.”.



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