

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To improve the substitute amendment.

**IN THE SENATE OF THE UNITED STATES—114th Cong., 1st Sess.**

**S. 754**

To improve cybersecurity in the United States through enhanced sharing of information about cybersecurity threats, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. BURR

Viz:

1        On page 11, line 3, strike “period” and insert “peri-  
2        odic”.

3        On page 11, line 10, strike “532” and insert “632”.

4        On page 20, line 21, strike “measures” and insert  
5        “measure”.

6        On page 56, line 8, strike “and” and all that follows  
7        through “(7)” on line 9 and insert the following:

1           (7) the term “national security system” has the  
2           meaning given the term in section 11103 of title 40,  
3           United States Code; and

4           (8)

5           On page 57, line 8, strike “and”.

6           On page 57, line 11, strike the period at the end and  
7           insert “; and”.

8           On page 57, between lines 11 and 12, insert the fol-  
9           lowing:

10           “(4) the term ‘national security system’ has the  
11           meaning given the term in section 11103 of title 40,  
12           United States Code.

13           On page 64, lines 14 and 15, strike “Notwithstanding  
14           section 202, in this subsection” and insert “In this sub-  
15           section only”.

16           On page 69, line 13, strike “all taken” and insert  
17           “taken all”.

18           On page 76, line 22, insert “and the Director of the  
19           Office of Management and Budget” after “Intelligence”.

1       On page 77, lines 12 and 13, strike “, as defined in  
2 section 11103 of title 40, United States Code”.

3       On page 77, line 14, insert “and the Director of the  
4 Office of Management and Budget” after “Intelligence”.

5       On page 78, between lines 2 and 3, insert the fol-  
6 lowing:

7       (d) RULE OF CONSTRUCTION.—Nothing in this sec-  
8 tion shall be construed to designate an information system  
9 as a national security system.

10       On page 78, line 18, strike “owned” and insert  
11 “used”.

12       Beginning on page 80, line 25, strike “use” and all  
13 that follows through “other” on page 81, line 6, and insert  
14 “intrusion detection and prevention capabilities under sec-  
15 tion 230(b)(1) of the Homeland Security Act of 2002 for  
16 the purpose of ensuring the security of”.

17       On page 84, line 25, strike “Act” and insert “Act  
18 of 2015”.

1           On page 85, between lines 11 and 12, insert the fol-  
2   lowing:

3                       (D) the Committee on Commerce, Science,  
4                       and Transportation of the Senate;

5           On page 86, line 26, insert “the Director of the Na-  
6   tional Institute of Standards and Technology and” after  
7   “coordination with”.

8           On page 88, line 8, strike “non-civilian” and insert  
9   “noncivilian”.

10          On page 89, line 23, insert “, the Director of the Na-  
11   tional Institute of Standards and Technology,” after “Di-  
12   rector”.

13          On page 91, line 11, strike “203 and 204” and insert  
14   “303 and 304”.

15          On page 91, line 21, insert “, in consultation with  
16   the Director of the National Institute of Standards and  
17   Technology,” after “Security”.

1        On page 92, line 9, insert “, in consultation with the  
2 Director of the National Institute of Standards and Tech-  
3 nology,” after “Secretary”.

4        On page 96, line 19, strike “likely,” and insert “like-  
5 ly”.

6        On page 96, line 22, strike “present” and insert  
7 “present,”.

8        On page 103, line 12, insert “the Director of the Na-  
9 tional Institute of Standards and Technology and” after  
10 “consultation with”.

11       On page 104, line 14, strike “private sector” and in-  
12 sert “health care industry”.

13       On page 104, line 15, strike “at no cost” and insert  
14 “requiring no fee”.

15       On page 107, line 10, strike “shall each” and insert  
16 “shall”.

1           On page 107, lines 11 and 12, strike “each Comp-  
2 troller General of the United States and”.

3           On page 110, strikes lines 6 through 16.

4           On page 111, lines 8 and 9, strike “under subsection  
5 (b)” and insert “pursuant to section 9(a) of Executive  
6 Order 13636 of February 12, 2013 (78 Fed. Reg. 11742),  
7 relating to identification of critical infrastructure where  
8 a cybersecurity incident could reasonably result in cata-  
9 strophic regional or national effects on public health or  
10 safety, economic security, or national security”.

11          On page 111, strike lines 22 through 24 and insert  
12 the following:

13                 Resources of the Senate;

14                         (F) the Committee on Energy and Com-  
15                         merce of the House of Representatives; and

16                         (G) the Committee on Commerce, Science,  
17                         and Transportation of the Senate.

18          On page 112, line 3, add a period at the end.

19          On page 112, strike lines 4 through 10.

1 On page 113, line 14, strike “intrusion”.

2 Beginning on page 114, strike line 7 and all that fol-  
3 lows through page 115, line 9.

4 On page 115, after line 9, add the following:

5 **SEC. 408. STOPPING THE FRAUDULENT SALE OF FINANCIAL**  
6 **INFORMATION OF PEOPLE OF THE UNITED**  
7 **STATES.**

8 Section 1029(h) of title 18, United States Code, is  
9 amended by striking “title if—” and all that follows  
10 through “therefrom.” and inserting “title if the offense  
11 involves an access device issued, owned, managed, or con-  
12 trolled by a financial institution, account issuer, credit  
13 card system member, or other entity organized under the  
14 laws of the United States, or any State, the District of  
15 Columbia, or other Territory of the United States.”.