

Amendment offered by Ms. McClain Delaney

Brief description

The amendment would make it unlawful for any non-authorized entity to access sensitive financial systems overseen by USDA including databases managed by the Farm Service Agency.

AMENDMENT
OFFERED BY MRS. MCCLAIN DELANEY OF
MARYLAND

At the end of subtitle E of title V, add the following:

1 **SEC. ____ . STRENGTHENING OF PRIVACY PROTECTIONS**
2 **FOR RECIPIENTS OF LOANS AND PAYMENTS**
3 **PROCESSED BY THE FARM SERVICE AGENCY.**

4 Section 339 of the Consolidated Farm and Rural De-
5 velopment Act (7 U.S.C. 1989) is amended by adding at
6 the end the following:

7 “(f) PRIVACY PROTECTIONS.—

8 “(1) IN GENERAL.—It shall be unlawful for the
9 Secretary or any officer or employee of the Farm
10 Service Agency to disclose information provided pur-
11 suant to this Act by an applicant for, or a recipient
12 of, a benefit under this Act, to—

13 “(A) a special government employee, as de-
14 fined in section 202 of title 18, United States
15 Code; or

16 “(B) a government employee detailed to
17 the Farm Service Agency under section 3341 of
18 title 5 of such Code.

1 “(2) EXCEPTIONS.—Paragraph (1) shall not
2 apply to any of the following:

3 “(A) DISCLOSURE IN STATISTICAL OR AG-
4 GREGATE FORM.—Information that has been
5 transformed into a statistical or aggregate form
6 which does not allow identification of the pro-
7 vider.

8 “(B) CONSENT OF PROVIDER.—Disclosure
9 with the consent of the provider, if the consent
10 is not provided a condition of participation in,
11 or receipt of a benefit under, a program admin-
12 istered by the Secretary.

13 “(3) VIOLATIONS; PENALTIES.—Whoever know-
14 ingly violates this subsection shall be fined not more
15 than \$10,000, imprisoned not more than 1 year, or
16 both.”.

