

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3696  
OFFERED BY MS. LORETTA SANCHEZ OF  
CALIFORNIA**

Page 12, line 6, strike “and”.

Page 12, line 11, strike the period and insert “;  
and”

Page 12, beginning line 12, insert the following:

- 1 “(F) ensure that departmental policies and
- 2 procedures provide safeguards for personally
- 3 identifiable information, including information
- 4 acquired in the scope of border security
- 5 searches of electronic devices, to ensure that—
- 6 “(i) such information is handled in a
- 7 manner consistent with—
- 8 “(I) protecting personal privacy
- 9 and proprietary information; and
- 10 “(II) appropriate laws, rules, and
- 11 regulations governing such informa-
- 12 tion;
- 13 “(ii) such information is not shared
- 14 with a Federal, State, local, tribal, or for-

1           eign agency unless such agency handles  
2           such information in accordance with clause  
3           (i); and

4           “(iii) in the case of a border security  
5           search of an electronic device in which per-  
6           sonally identifiable information collected  
7           through such search is copied, shared, re-  
8           tained, or entered into an electronic data-  
9           base, written notification is provided to an  
10          individual whose electronic ~~device~~<sup>data</sup> was sub-  
11          ject to ~~such~~ border security search, con-  
12          sistent with the needs of law enforcement.

⊗

*a data breach during a*