

AMENDMENT TO H.R. 2484
OFFERED BY M____.

Add at the end the following new section:

1 **SEC. ____.** **PROHIBITING THE AUTHORIZATION OF CERTAIN**
2 **INDIVIDUALS TO ACCESS CERTAIN SYSTEMS**
3 **CONTAINING MEDICARE DATA.**

4 (a) IN GENERAL.—No individual may be authorized
5 to use, exercise administrative control over, or otherwise
6 access any specified system (as defined in subsection (c)),
7 or any data from any such system related to the Medicare
8 program under title XVIII of the Social Security Act (42
9 U.S.C. 1395 et seq.), unless—

10 (1) such individual is an officer, employee, or
11 contractor of the Department of Health and Human
12 Services who—

13 (A) was otherwise eligible to access such
14 system or such data prior to January 20, 2025;
15 and

16 (B) continued to be otherwise eligible to
17 access such system or such data between Janu-
18 ary 20, 2025, and the date of access to such
19 system or such data; or

1 (2) in the case of an individual not described in
2 paragraph (1)—

3 (A) such individual holds a security clear-
4 ance at the appropriate level with respect to
5 such system or such data and such clearance
6 was granted pursuant to the procedures estab-
7 lished under section 801 of the National Secu-
8 rity Act of 1947 (50 U.S.C. 3161));

9 (B) such individual's access to such system
10 or such data, or use thereof, does not constitute
11 a violation of section 208 of title 18, United
12 States Code;

13 (C) such individual is not a special Govern-
14 ment employee (as defined in section 202 of
15 title 18, United States Code);

16 (D) such individual's current continuous
17 service in the civil service (as that term is de-
18 fined in section 2101 of title 5, United States
19 Code) as of the date of such access is for a pe-
20 riod of at least 1 year;

21 (E) such individual has completed any re-
22 quired training or compliance procedures with
23 respect to privacy laws and cybersecurity and
24 national security regulations and best practices;
25 and

1 (F) such individual has signed a written
2 ethics agreement with either the Department of
3 Health and Human Services or the Office of
4 Government Ethics.

5 (b) REPORTS ON UNAUTHORIZED USE.—The Inspec-
6 tor General of the Department of Health and Human
7 Services shall investigate, and submit a report to Congress
8 on such investigation, each instance of unauthorized use
9 or other access of any specified system. Any such report
10 shall be submitted not later than 30 days after any such
11 instance and shall include—

12 (1) a detailed description of the unauthorized
13 use or access, including any actions the individual
14 carried out;

15 (2) a risk assessment of any threat to privacy,
16 national security, cybersecurity, or the integrity of
17 the applicable system as a result of such unauthor-
18 ized use or access; and

19 (3) a detailed description of any stopped pay-
20 ments during the unauthorized use or access.

21 (c) SPECIFIED SYSTEM.—For purposes of this sec-
22 tion, the term “specified system” means any system main-
23 tained by the Department of Health and Human Services
24 that contains the individually identifiable health informa-
25 tion (as defined in section 1171(6) of the Social Security

1 Act (42 U.S.C. 1320d(6))) of an individual entitled to ben-
2 efits or enrolled under title XVIII of the Social Security
3 Act (42 U.S.C. 1395 et seq.).

