

[116H7936]



(Original Signature of Member)

117TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 5, United States Code, to protect Federal employees from retaliation for the lawful use of Federal records, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mrs. CAROLYN B. MALONEY of New York introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend title 5, United States Code, to protect Federal employees from retaliation for the lawful use of Federal records, and for other purposes.

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 “Federal Employee Ac-  
5 cess to Information Act”.

1 **SEC. 2. PROTECTIONS AGAINST RETALIATION FOR LAWFUL**  
2 **USE OF FEDERAL RECORDS BY FEDERAL EM-**  
3 **PLOYEES.**

4 (a) PROTECTION AGAINST RETALIATION.—Section  
5 2302(b)(9) of title 5, United States Code, is amended—

6 (1) in subparagraph (C), by striking “or” at  
7 the end;

8 (2) in subparagraph (D), by inserting “or”  
9 after the semicolon; and

10 (3) by adding at the end the following:

11 “(E) the employee or applicant for employ-  
12 ment—

13 “(i) making a request for information  
14 pursuant to section 552 (commonly re-  
15 ferred to as the ‘Freedom of Information  
16 Act’) or subsection (d) of section 552a  
17 (commonly referred to as the ‘Privacy Act  
18 of 1974’); or

19 “(ii) pursuing any administrative or  
20 judicial action with respect to such request,  
21 including seeking assistance or to engage  
22 in dispute resolution, as described in sec-  
23 tion 552.”.

24 (b) CONFORMING AMENDMENTS.—

25 (1) TITLE 5.—Sections 1214, 1215(a)(3)(B),  
26 1221, 2302, and 7703 of title 5, United States

1 Code, are amended by striking “or (D)” in each in-  
2 stance and inserting “(D), or (E)”.

3 (2) WHISTLEBLOWER PROTECTION ENHANCE-  
4 MENT ACT OF 2012.—Section 116(b)(1)(A) of the  
5 Whistleblower Protection Enhancement Act of 2012  
6 (Public Law 112–199) is amended by striking “or  
7 (D)” and inserting “(D), or (E)”.