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(Original Signature of Member)

117TH CONGRESS
2D SESSION

H. R. _____

To prohibit employees of the Department of Homeland Security, or individuals performing work under a contract on behalf of the Department, from downloading or using TikTok on any information technology issued by the Department, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

M____. _____ introduced the following bill; which was referred to the
Committee on _____

A BILL

To prohibit employees of the Department of Homeland Security, or individuals performing work under a contract on behalf of the Department, from downloading or using TikTok on any information technology issued by the Department, 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 “No TikTok on Depart-
5 ment of Homeland Security Devices Act”.

1 **SEC. 2. PROHIBITION ON THE USE OF TIKTOK ON DEPART-**
2 **MENT OF HOMELAND SECURITY INFORMA-**
3 **TION TECHNOLOGY.**

4 (a) DEFINITIONS.—In this section—

5 (1) the term “covered application” means the
6 social networking service TikTok or any successor
7 application or service developed or provided by
8 ByteDance Limited (or any successor entity) or an
9 entity (or any successor entity) owned by ByteDance
10 Limited or any such successor entity; and

11 (2) the term “information technology” has the
12 meaning given such term in section 11101(6) of title
13 40, United States Code, except that subparagraph
14 (C) of such section shall not apply.

15 (b) PROHIBITION ON THE USE OF TIKTOK ON DE-
16 PARTMENT OF HOMELAND SECURITY INFORMATION
17 TECHNOLOGY.—

18 (1) IN GENERAL.—Not later than 60 days after
19 the date of the enactment of this Act, the Secretary
20 of Homeland Security, in consultation with the Di-
21 rector of the Cybersecurity and Infrastructure Secu-
22 rity Agency of the Department of Homeland Secu-
23 rity, shall develop standards and guidelines for the
24 Department requiring the removal of any covered
25 application from information technology of the De-
26 partment.

1 (2) APPLICABILITY.—The standards and guide-
2 lines developed under paragraph (1) applies to the
3 following:

4 (A) Employees of the Department of the
5 Homeland Security to whom the Department
6 has issued information technology.

7 (B) Individuals performing work under a
8 contract on behalf of the Department to whom
9 the Department has issued information tech-
10 nology.

11 (3) NATIONAL SECURITY AND RESEARCH EX-
12 CEPTIONS.—The standards and guidelines developed
13 under paragraph (1) shall include the following:

14 (A) Exceptions for law enforcement activi-
15 ties, national security interests and activities,
16 and security researchers.

17 (B) For any authorized use of a covered
18 application under an exception, requirements
19 for offices and components of the Department
20 of Homeland Security to develop and document
21 risk mitigation actions for such use.