

118TH CONGRESS
2D SESSION

S. _____

To prohibit the Internal Revenue Service from allowing IRS personnel to use a personal device, including a mobile device, to access, process, transmit, or store taxpayer information.

IN THE SENATE OF THE UNITED STATES

Mr. THUNE introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To prohibit the Internal Revenue Service from allowing IRS personnel to use a personal device, including a mobile device, to access, process, transmit, or store taxpayer information.

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 “Ensuring No Devices
5 Bear Your Own Data Act” or the “END BYOD Act”.

1 **SEC. 2. PROHIBITING IRS PERSONNEL FROM USING PER-**
2 **SONAL DEVICES FOR BUSINESS PURPOSES.**

3 (a) **IN GENERAL.**—The Secretary may not establish,
4 permit, or administer any program (regardless of whether
5 such program was established before, on, or after the date
6 of enactment of this Act) which allows any individual de-
7 scribed in subsection (b) to use a personal device to access,
8 process, transmit, or store any taxpayer information which
9 is subject to restrictions on disclosure pursuant to section
10 6103 of the Internal Revenue Code of 1986.

11 (b) **COVERED INDIVIDUALS.**—An individual is de-
12 scribed in this subsection if such individual is—

13 (1) an employee of the Internal Revenue Serv-
14 ice;

15 (2) an employee of an entity that is a party to
16 a contract with the Internal Revenue Service whose
17 job duties involve working under such contract; or

18 (3) a volunteer with the Internal Revenue Serv-
19 ice.

20 (c) **OTHER DEFINITIONS.**—In this section—

21 (1) **PERSONAL DEVICE.**—The term “personal
22 device” means any electronic device (including mo-
23 bile devices, smartphones, tablet computing devices,
24 or laptop computing devices) which—

25 (A) is the personal property of an indi-
26 vidual described in subsection (b);

1 (B) has not been furnished to an individual
2 described in subsection (b) by the Internal Rev-
3 enue Service or any other Federal agency; or

4 (C) in the case of an individual described
5 in subsection (b)(2), has not been furnished to
6 such individual by their employer (except in the
7 case of an individual who is self-employed).

8 (2) SECRETARY.—The term “Secretary” means
9 the Secretary of the Treasury or the Secretary’s del-
10 egate.