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## HR 1376

Electronic Message Preservation Act of 2017

**Congress:** 115 (2017–2019, Ended)

**Chamber:** House

**Policy Area:** Government Operations and Politics

**Introduced:** Mar 7, 2017

**Current Status:** Received in the Senate and Read twice and referred to the Committee on Homeland Security and Governm

**Latest Action:** Received in the Senate and Read twice and referred to the Committee on Homeland Security and Governmental Affairs. (Jul 17, 2018)

**Official Text:** <https://www.congress.gov/bill/115th-congress/house-bill/1376>

### Sponsor

**Name:** Rep. Cummings, Elijah E. [D-MD-7]

**Party:** Democratic • **State:** MD • **Chamber:** House

### Cosponsors

*No cosponsors are listed for this bill.*

### Committee Activity

Committee	Chamber	Activity	Date
Homeland Security and Governmental Affairs Committee	Senate	Referred To	Jul 17, 2018
Oversight and Government Reform Committee	House	Reported By	Jul 16, 2018

### Subjects & Policy Tags

#### Policy Area:

Government Operations and Politics

### Related Bills

*No related bills are listed.*

## **Electronic Message Preservation Act of 2017**

This bill requires the Archivist of the United States to promulgate regulations governing federal agency preservation of electronic messages that are federal records and to periodically review and amend, as necessary, such regulations. Such regulations, at a minimum, must: (1) require the electronic capture, management, and preservation of such electronic records in accordance with the Federal Records Act; (2) require such records to be retrievable through electronic searches; and (3) include timelines for federal agency implementation of the regulations that ensure compliance as expeditiously as practicable.

The Archivist must promulgate regulations that: (1) establish mandatory minimum functional requirements for electronic records management systems and a process to ensure that such systems meet the functional requirements; and (2) include requirements for the capture, management, and preservation of other electronic records. "Electronic records management system" means software designed to manage electronic records.

Federal agencies must report to the Archivist on agency compliance with the regulations and make such reports publicly available on the agency's website.

The Archivist must: (1) establish standards for the management of electronic presidential records during a President's term of office, including records management controls necessary for the capture, management, and preservation of electronic messages and for ensuring that electronic messages are readily accessible for retrieval through electronic searches; (2) certify annually whether electronic records management controls established by a President meet the requirements of the Presidential Records Act; and (3) report annually on the status of such certification.

The Archivist shall report to Congress one year after the conclusion of a President's term of office on: (1) the volume and format of electronic presidential records deposited into the presidential archival depository, and (2) whether electronic records management controls of a President met the requirements of this bill and the Presidential Records Act.

### **Actions Timeline**

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- **Jul 17, 2018:** Received in the Senate and Read twice and referred to the Committee on Homeland Security and Governmental Affairs.
- **Jul 16, 2018:** Reported by the Committee on Oversight and Government Reform. H. Rept. 115-824.
- **Jul 16, 2018:** Placed on the Union Calendar, Calendar No. 638.
- **Jul 16, 2018:** Mr. Walker moved to suspend the rules and pass the bill.
- **Jul 16, 2018:** Considered under suspension of the rules. (consideration: CR H6199-6200)
- **Jul 16, 2018:** DEBATE - The House proceeded with forty minutes of debate on H.R. 1376.
- **Jul 16, 2018:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H6199-6200)
- **Jul 16, 2018:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H6199-6200)
- **Jul 16, 2018:** Motion to reconsider laid on the table Agreed to without objection.
- **Mar 15, 2018:** Committee Consideration and Mark-up Session Held.
- **Mar 15, 2018:** Ordered to be Reported by Voice Vote.
- **Mar 7, 2017:** Introduced in House
- **Mar 7, 2017:** Referred to the House Committee on Oversight and Government Reform.

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