

116TH CONGRESS
2D SESSION

S. 3207

To require the Director of the Cybersecurity and Infrastructure Security Agency to establish a Cybersecurity State Coordinator in each State, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 16, 2020

Ms. HASSAN (for herself, Mr. CORNYN, Mr. PORTMAN, and Mr. PETERS) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To require the Director of the Cybersecurity and Infrastructure Security Agency to establish a Cybersecurity State Coordinator in each State, 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 “Cybersecurity State
5 Coordinator Act of 2020”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

1 (1) cyber threats, such as ransomware, against
 2 State, local, Tribal, and territorial entities have
 3 grown at an alarming rate;

4 (2) State, local, Tribal, and territorial entities
 5 face a growing threat from advanced persistent
 6 threat actors, hostile nation states, criminal groups,
 7 and other malicious cyber actors;

8 (3) there is an urgent need for greater engage-
 9 ment and expertise from the Federal Government to
 10 help these entities build their resilience and defenses;
 11 and

12 (4) coordination within Federal entities and be-
 13 tween Federal and non-Federal entities, including
 14 State, local, Tribal, and territorial governments, In-
 15 formation Sharing and Analysis Centers, election of-
 16 ficials, State adjutants general, and other non-Fed-
 17 eral entities, is critical to anticipating, preventing,
 18 managing, and recovering from cyberattacks.

19 **SEC. 3. CYBERSECURITY STATE COORDINATOR.**

20 (a) IN GENERAL.—Subtitle A of title XXII of the
 21 Homeland Security Act of 2002 (6 U.S.C. 651 et seq.)
 22 is amended—

23 (1) in section 2202(c) (6 U.S.C. 652(c))—

24 (A) in paragraph (10), by striking “and”
 25 at the end;

1 (B) by redesignating paragraph (11) as
2 paragraph (12); and

3 (C) by inserting after paragraph (10) the
4 following:

5 “(11) appoint a Cybersecurity State Coordi-
6 nator in each State, as described in section 2215;
7 and”; and

8 (2) by adding at the end the following:

9 **“SEC. 2215. CYBERSECURITY STATE COORDINATOR.**

10 “(a) APPOINTMENT.—The Director shall appoint an
11 employee of the Agency in each State who shall serve as
12 the Cybersecurity State Coordinator.

13 “(b) DUTIES.—The duties of a Cybersecurity State
14 Coordinator appointed under subsection (b) shall in-
15 clude—

16 “(1) building strategic relationships across Fed-
17 eral and non-Federal entities by advising on estab-
18 lishing governance structures to facilitate developing
19 and maintaining secure and resilient infrastructure;

20 “(2) serving as a principal Federal cybersecu-
21 rity risk advisor and coordinating between Federal
22 and non-Federal entities to support preparation, re-
23 sponse, and remediation efforts relating to cyberse-
24 curity risks and incidents;

1 “(3) facilitating the sharing of cyber threat in-
2 formation between Federal and non-Federal entities
3 to improve understanding of cybersecurity risks and
4 situational awareness of cybersecurity incidents;

5 “(4) raising awareness of the financial, tech-
6 nical, and operational resources available from the
7 Federal Government to non-Federal entities to in-
8 crease resilience against cyber threats;

9 “(5) supporting training, exercises, and plan-
10 ning for continuity of operations to expedite recovery
11 from cybersecurity incidents, including ransomware;

12 “(6) serving as a principal point of contact for
13 non-Federal entities to engage with the Federal Gov-
14 ernment on preparing, managing, and responding to
15 cybersecurity incidents;

16 “(7) assisting non-Federal entities in developing
17 and coordinating vulnerability disclosure programs
18 consistent with Federal and information security in-
19 dustry standards; and

20 “(8) performing such other duties as necessary
21 to achieve the goal of managing cybersecurity risks
22 in the United States and reducing the impact of
23 cyber threats to non-Federal entities.

24 “(c) FEEDBACK.—The Director shall take into ac-
25 count relevant feedback provided by State and local offi-

1 cials regarding the appointment, and State and local offi-
 2 cials and other non-Federal entities regarding the per-
 3 formance, of the Cybersecurity State Coordinator of a
 4 State.”.

5 (b) OVERSIGHT.—Not later than 1 year after the
 6 date of enactment of this Act, the Director of the Cyberse-
 7 curity and Infrastructure Security Agency shall provide to
 8 the Committee on Homeland Security and Governmental
 9 Affairs of the Senate and the Committee on Homeland
 10 Security of the House of Representatives a briefing on the
 11 placement and efficacy of the Cybersecurity State Coordi-
 12 nators appointed under section 2215 of the Homeland Se-
 13 curity Act of 2002, as added by subsection (a).

14 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
 15 tion or the amendments made by this section shall be con-
 16 strued to affect or otherwise modify the authority of Fed-
 17 eral law enforcement agencies with respect to investiga-
 18 tions relating to cybersecurity incidents.

19 (d) TECHNICAL AND CONFORMING AMENDMENT.—
 20 The table of contents in section 1(b) of the Homeland Se-
 21 curity Act of 2002 (Public Law 107–296; 116 Stat. 2135)
 22 is amended by inserting after the item relating to section
 23 2214 the following:

“Sec. 2215. Cybersecurity State Coordinator.”.

