

Suspend the Rules and Pass the Bill, H.R. 3878, With an Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

114TH CONGRESS
1ST SESSION

H. R. 3878

To enhance cybersecurity information sharing and coordination at ports in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 2, 2015

Mrs. TORRES introduced the following bill; which was referred to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To enhance cybersecurity information sharing and coordination at ports in the United States, 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 “Strengthening
5 Cybersecurity Information Sharing and Coordination in
6 Our Ports Act of 2015”.

1 **SEC. 2. IMPROVING CYBERSECURITY RISK ASSESSMENTS,**
2 **INFORMATION SHARING, AND COORDINA-**
3 **TION.**

4 The Secretary of Homeland Security shall—

5 (1) develop and implement a maritime
6 cybersecurity risk assessment model within 120 days
7 after the date of the enactment of this Act, con-
8 sistent with the National Institute of Standards and
9 Technology Framework for Improving Critical Infra-
10 structure Cybersecurity and any update to that doc-
11 ument pursuant to Public Law 113–274, to evaluate
12 current and future cybersecurity risks (as that term
13 is defined in the second section 226 of the Home-
14 land Security Act of 2002 (6 U.S.C. 148));

15 (2) evaluate, on a periodic basis but not less
16 than once every two years, the effectiveness of the
17 cybersecurity risk assessment model established
18 under paragraph (1);

19 (3) seek to ensure participation of at least one
20 information sharing and analysis organization (as
21 that term is defined in section 212 of the Homeland
22 Security Act of 2002 (6 U.S.C. 131)) representing
23 the maritime community in the National
24 Cybersecurity and Communications Integration Cen-
25 ter, pursuant to subsection (d)(1)(B) of the second

1 section 226 of the Homeland Security Act of 2002
2 (6 U.S.C. 148);

3 (4) establish guidelines for voluntary reporting
4 of maritime-related cybersecurity risks and incidents
5 (as such terms are defined in the second section 226
6 of the Homeland Security Act of 2002 (6 U.S.C.
7 148)) to the Center (as that term is defined sub-
8 section (b) of the second section 226 of the Home-
9 land Security Act of 2002 (6 U.S.C. 148)), and
10 other appropriate Federal agencies; and

11 (5) request the National Maritime Security Ad-
12 visory Committee established under section 70112 of
13 title 46, United States Code, to report and make
14 recommendations to the Secretary on enhancing the
15 sharing of information related to cybersecurity risks
16 and incidents between relevant Federal agencies and
17 State, local, and tribal governments and consistent
18 with the responsibilities of the Center (as that term
19 is defined subsection (b) of the second section 226
20 of the Homeland Security Act of 2002 (6 U.S.C.
21 148)); relevant public safety and emergency response
22 agencies; relevant law enforcement and security or-
23 ganizations; maritime industry; port owners and op-
24 erators; and terminal owners and operators.

1 **SEC. 3. CYBERSECURITY ENHANCEMENTS TO MARITIME**
2 **SECURITY ACTIVITIES.**

3 The Secretary of Homeland Security, acting through
4 the Commandant of the Coast Guard, shall direct—

5 (1) each Area Maritime Security Advisory Com-
6 mittee established under section 70112 of title 46,
7 United States Code, to facilitate the sharing of
8 cybersecurity risks and incidents to address port-
9 specific cybersecurity risks, which may include the
10 establishment of a working group of members of
11 Area Maritime Security Advisory Committees to ad-
12 dress port-specific cybersecurity vulnerabilities; and

13 (2) that any area maritime security plan and
14 facility security plan required under section 70103
15 of title 46, United States Code approved after the
16 development of the cybersecurity risk assessment
17 model required by paragraph (1) of section 2 include
18 a mitigation plan to prevent, manage, and respond
19 to cybersecurity risks.

20 **SEC. 4. VULNERABILITY ASSESSMENTS AND SECURITY**
21 **PLANS.**

22 Title 46, United States Code, is amended—

23 (1) in section 70102(b)(1)(C), by inserting
24 “cybersecurity,” after “physical security,”; and

25 (2) in section 70103(c)(3)(C), by striking
26 “and” after the semicolon at the end of clause (iv),

1 by redesignating clause (v) as clause (vi), and by in-
2 serting after clause (iv) the following:

3 “(v) prevention, management, and re-
4 sponse to cybersecurity risks; and”.