

**AMENDMENT TO H.R. \_\_\_\_\_**

**OFFERED BY MR. McCAUL OF TEXAS**

Page 3, line 9, strike “Information Sharing”.

Page 3, beginning line 14, strike “Information Sharing”.

Page 3, line 21, strike “Information Sharing”.

Page 4, line 22, strike “National Cybersecurity” and insert “Cybersecurity and Infrastructure Protection”.

Page 4, line 23, insert “who shall report to the Secretary” before the period at the end.

Page 5, line 6, strike “National Cybersecurity” and insert “Cybersecurity and Infrastructure Protection”.

Page 5, line 21, strike “a” and insert “an intra-agency”.

Page 5, line 21, insert a comma after “body”.

Page 5, line 23, strike “operation” and insert “operational”.

Page 6, line 6, strike “subsection (f)” and insert “subsection (e)”.

Page 6, line 11, strike “and” at the end.

Page 6, line 13, strike the period at the end and insert “; and”.

Page 6, beginning line 14, insert the following:

1           “(9) ensure all stakeholder outreach and en-  
2           gagement for the Agency’s cybersecurity efforts be  
3           coordinated through the Cybersecurity Division.”.

Page 7, line 4, strike “and incident”.

Page 7, line 12, insert “, consistent with the protection of sources and methods” before the semicolon at the end.

Page 8, line 7, strike “subsection (f)(1)” and insert “subsection (e)(1)”.

Page 8, beginning line 8, strike “subsection (g)(2)” and insert “subsection (e)(2)”.

Page 8, strike lines 11 and 12 (and make necessary conforming changes).

Page 8, beginning line 17, strike “The national risk assessments and integrated national risk assessments required under subsection (f)” and insert “Each national risk assessment and integrated national risk assessment required under subsection (e)”.

Page 8, line 24, strike “subsection (f)” and insert “subsection (e)”.

Page 9, line 3, strike “threats” and insert “cybersecurity threats or threats to critical infrastructure”.

Page 9, beginning line 16, strike “for cybersecurity and critical infrastructure protection”.

Page 10, line 5, insert “Agency” before “head”.

Page 10, line 5, strike “each” and insert “the”.

Page 10, beginning line 7, strike “properly”.

Page 10, beginning line 10, strike “the designated components, offices, and organizations of the Department, and as authorized, other Federal Government entities” and insert “the Agency”.

Page 10, beginning line 16, strike “Acquisition Policy” and insert “acquisition policy”.

Page 11, line 1, insert “Agency” before “head”.

Page 11, line 4, strike “validating that” and inserting “verifying the”.

Page 11, beginning line 8, strike “attestations under paragraphs (1) and (2)” and insert “verifications required under subparagraphs (A) and (B)”.

Page 11, line 12, insert “to the Director” after “provide”.

Page 11, line 13, strike “Agency’s” and insert “Agency”.

Page 11, beginning line 15, strike “None of the authorities authorized in this subsection shall prohibit” and insert “Nothing in this subsection may be construed as prohibiting”.

Page 11, line 18, insert “procurement or” before “contracting”.

Page 11, strike lines 20 through 24.

Page 12, line 1, strike “(4)” and insert “(5)”.

Page 12, line 3, strike “Congress” and insert “the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate”.

Page 12, line 5, strike “head of contracting activity of the Agency” and insert “Agency head of contracting activity”.

Page 12, line 9, strike “Secretary” and insert “Director”.

Page 14, line 13, insert “the” before “Principal”.

Page 14, line 15, strike “Cybersecurity Division” and insert “Principal Deputy Director”.

Page 14, line 16, insert “, including the security and resilience efforts,” after “efforts”.

Page 14, line 20, strike “Federal information security” and insert “the security of information and information systems for Federal entities”.

Page 15, strike lines 8 through 10 and insert the following:

1           “(4) provide coordination, training, and support  
2           to non-Federal entities to reduce cybersecurity risks  
3           and carry out assessments, including through vol-  
4           untary partnerships;”.

Page 15, line 11, strike “(4)” and insert “(5)”.

Page 15, line 13, strike “and”.

Page 15, line 14, strike “(5)” and insert “(6)”.

Page 15, beginning line 14, strike “in coordination with the Director, carry out the consultation, coordination, and collaboration” and insert “fully participate in the mechanisms”.

Page 15, line 16, strike the period and insert “; and”.

Page 15, beginning line 17, insert the following:

- 1           “(7) carry out such other duties and powers as
- 2           prescribed by the Director.”.

Page 15, line 23, strike “comprehensive” and insert “individual”.

Page 15, line 24, insert “of voluntarily participating entities” after “infrastructure”.

Page 16, line 10, insert “or information” after “material”.

Page 17, beginning line 4, strike “Infrastructure Protection Division” and insert “Deputy Director”.

Page 17, line 7, insert “, including the security and resilience efforts,” after “efforts”.

Page 17, beginning line 13, strike “chemical facilities, including the Chemical Facilities Anti-Terrorism Standards established under title XXI” and insert “chemicals, including the Chemical Facilities Anti-Terrorism Standards established under title XXI and the secure handling of ammonium nitrate established under subtitle J of title VIII”.

Page 17, line 16, insert “, including engaging on efforts,” after “support”.

Page 17, line 19, insert before the semicolon at the end the following: “except that such coordination and support, including engagement, may not duplicate any coordination and support, including engagement, activities for cybersecurity initiatives carried out by the National Protection and Programs Directorate, Office of Cybersecurity and Communications, Stakeholder Engagement and Cyber Infrastructure Resilience division as of June 1, 2015”.

Page 17, beginning line 20, strike “engagement mechanisms” and insert “coordination activities”.

Page 17, line 21, strike “appropriate”.

Page 17, line 21, strike the comma and insert “for which the Agency is the Sector Specific Agency, as of the date of the enactment of this title”.

Page 17, line 22, strike “except” through “June 1, 2015” on page 18, line 3.

Page 18, line 4, strike “Coordinating Center” and insert “coordinating center”.

Page 18, beginning line 6, strike “in coordination with the Director, carry out the consultation and collaboration” and insert “fully participate in mechanisms”.

Page 18, line 17, strike “comprehensive” and insert “individual”.

Page 18, line 18, insert “of voluntarily participating entities” after “infrastructure”.

Page 19, line 5, insert “or information” before “received”.

Page 19, beginning line 10, strike “National Infrastructure Coordinating Center” and insert “national infrastructure coordinating center”.

Page 19, beginning line 14, strike “National Infrastructure Coordinating Center” and insert “national infrastructure coordinating center”.

Page 19, line 17, insert “and provide situational awareness” before the semicolon at the end.

Page 19, line 21, strike “Department leadership” and insert “the Department”.

Page 19, strike lines 22 through 24 and insert the following:

1           “(4) support decision-making within the De-  
2           partment regarding actions to address a critical in-  
3           frastructure risk or critical infrastructure incident;  
4           and”.



Page 21, beginning line 7, insert the following (and make necessary conforming changes):

- 1       (c) REFERENCE.—Any reference to—
- 2           (1) the Office of Emergency Communications in
- 3           any law, regulation, map, document, record, or other
- 4           paper of the United States shall be deemed to be a
- 5           reference to the Emergency Communications Divi-
- 6           sion; and
- 7           (2) the Director for Emergency Communica-
- 8           tions in any law, regulation, map, document, record,
- 9           or other paper of the United States shall be deemed
- 10          to be a reference to the Deputy Director of Emer-
- 11          gency Communications.

Page 21, beginning line 16, strike “the Agency’s mechanisms for regular consultation and collaboration, including” and insert “information on the Agency’s mechanisms for regular and ongoing consultation and collaboration, as required pursuant to section 2202(d)(4) of the Homeland Security Act of 2002 (as added by this Act), and with respect to the coordinating body”.

Page 22, line 10, strike “The” and insert “An”.

Page 22, strike line 12 through line 14 on page 23 (and make necessary conforming amendments).

Page 22, beginning line 12, insert the following (and make necessary conforming amendments):

1 (B) in paragraph (1), by adding at the end  
2 the following new subparagraph:  
3 “(K) Not more than eight Assistant Secre-  
4 taries.”; and

Page 23, beginning line 15, insert the following:

5 (C) by adding at the end the following new para-  
6 graph:  
7 “(3) LIMITATION ON CREATION OF POSI-  
8 TIONS.—No Assistant Secretary position may be cre-  
9 ated in addition to the positions provided for by this  
10 section unless such position is authorized by an Act  
11 enacted after the date of the enactment of the  
12 Cybersecurity and Infrastructure Protection Agency  
13 Act of 2016.”.

Page 25, line 1, strike “paragraphs (4)” and insert “paragraphs (5)”.

Page 27, line 2, strike “and” after the semicolon.

Page 27, strike lines 3 through 18, and insert the following (and make necessary conforming changes):

14 (III) in subsection (c)—

1 (aa) in the matter preceding  
2 paragraph (1), by striking “Di-  
3 rector for” and inserting “Dep-  
4 uty Director of”;

5 (bb) in paragraph (14), by  
6 striking “and” at the end;

7 (cc) by redesignating para-  
8 graph (15) as paragraph (16);  
9 and

10 (dd) by inserting after para-  
11 graph (14) the following new  
12 paragraph:

13 “(15) fully participate in the mechanisms re-  
14 quired under subsection (d)(4) of section 2202;  
15 and”;

16 (IV) in subsection (d), by strik-  
17 ing “Director for” and inserting  
18 “Deputy Director of”; and

19 (V) in subsection (e), in the mat-  
20 ter preceding paragraph (1), by strik-  
21 ing “Director for” and inserting  
22 “Deputy Director of”.

Page 29, line 20, strike “Programs” and insert  
“Program”.

