

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 4046  
OFFERED BY M. \_\_\_\_\_**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “NTIA Policy and Cy-  
3 bersecurity Coordination Act”.

**4 SEC. 2. POLICY DEVELOPMENT AND CYBERSECURITY.**

5 (a) OFFICE OF POLICY DEVELOPMENT AND CYBER-  
6 SECURITY.—Part A of title I of the National Tele-  
7 communications and Information Administration Organi-  
8 zation Act (47 U.S.C. 901 et seq.) is amended by adding  
9 at the end the following:

**10 “SEC. 106. OFFICE OF POLICY DEVELOPMENT AND CYBER-  
11 SECURITY.**

12 “(a) ESTABLISHMENT.—There shall be within the  
13 NTIA an office to be known as the Office of Policy Devel-  
14 opment and Cybersecurity (in this section referred to as  
15 the ‘Office’).

16 “(b) ASSOCIATE ADMINISTRATOR.—The head of the  
17 Office shall be an Associate Administrator for Policy De-  
18 velopment and Cybersecurity (in this section referred to

1 as the ‘Associate Administrator’), who shall report to the  
2 Assistant Secretary.

3 “(c) DUTIES.—

4 “(1) IN GENERAL.—The Associate Adminis-  
5 trator shall oversee and conduct national commu-  
6 nications and information policy analysis and devel-  
7 opment for the internet and communications tech-  
8 nologies.

9 “(2) PARTICULAR DUTIES.—In carrying out  
10 paragraph (1), the Office shall—

11 “(A) develop, analyze, and advocate for  
12 market-based policies that promote innovation,  
13 competition, consumer access, digital inclusion,  
14 workforce development, and economic growth in  
15 the communications, media, and technology  
16 markets;

17 “(B) issue studies, as delegated by the As-  
18 sistant Secretary or required by Congress, on  
19 how individuals in the United States access and  
20 use the internet, wireline and wireless teleph-  
21 ony, mass media, other digital services, and  
22 video services;

23 “(C) coordinate transparent, consensus-  
24 based, multistakeholder processes to create  
25 guidance or to support the development and im-

1           plementation of cybersecurity and privacy poli-  
2           cies with respect to the internet and other com-  
3           munications networks;

4           “(D) promote increased collaboration be-  
5           tween security researchers and providers of  
6           communications services and software system  
7           developers;

8           “(E) perform such duties as the Assistant  
9           Secretary considers appropriate relating to the  
10          program for preventing future vulnerabilities es-  
11          tablished under section 8(a) of the Secure and  
12          Trusted Communications Networks Act of 2019  
13          (47 U.S.C. 1607(a));

14          “(F) advocate for policies that promote the  
15          security and resilience to cybersecurity incidents  
16          of communications networks while fostering in-  
17          novation, including policies that promote secure  
18          communications network supply chains;

19          “(G) at the direction of the Assistant Sec-  
20          retary, present security of the digital economy  
21          and infrastructure and cybersecurity policy ef-  
22          forts before the Commission, Congress, and  
23          elsewhere;

24          “(H) provide advice and assistance to the  
25          Assistant Secretary in carrying out the policy

1 responsibilities of the NTIA with respect to cy-  
2 bersecurity policy matters, including the evalua-  
3 tion of the impact of cybersecurity matters  
4 pending before the Commission, other Federal  
5 agencies, and Congress;

6 “(I) in addition to the duties described in  
7 subparagraph (H), perform such other duties  
8 regarding the policy responsibilities of the  
9 NTIA with respect to cybersecurity policy mat-  
10 ters as the Assistant Secretary considers appro-  
11 priate;

12 “(J) develop policies to accelerate innova-  
13 tion and commercialization with respect to ad-  
14 vances in technological understanding of com-  
15 munications technologies;

16 “(K) identify barriers to trust, security, in-  
17 novation, and commercialization with respect to  
18 communications technologies, including access  
19 to capital and other resources, and ways to  
20 overcome such barriers;

21 “(L) provide public access to relevant data,  
22 research, and technical assistance on innovation  
23 and commercialization with respect to commu-  
24 nications technologies, consistent with the pro-  
25 tection of classified information;

1           “(M) strengthen collaboration on and co-  
2           ordination of policies relating to innovation and  
3           commercialization with respect to communica-  
4           tions technologies, including policies focused on  
5           the needs of small businesses and rural commu-  
6           nities—

7                   “(i) within the Department of Com-  
8                   merce;

9                   “(ii) between the Department of Com-  
10                  merce and State government agencies, as  
11                  appropriate; and

12                  “(iii) between the Department of  
13                  Commerce and the Commission or any  
14                  other Federal agency the Assistant Sec-  
15                  retary determines to be necessary; and

16                  “(N) solicit and consider feedback from  
17                  small and rural communications service pro-  
18                  viders, as appropriate.”.

19           (b) TRANSITIONAL RULES.—

20                   (1) REDESIGNATION OF ASSOCIATE ADMINIS-  
21                   TRATOR; CONTINUATION OF SERVICE.—

22                           (A) REDESIGNATION.—The position of As-  
23                           sociate Administrator for Policy Analysis and  
24                           Development at the NTIA is hereby redesi-  
25                           gnated as the position of Associate Adminis-

1           trator for Policy Development and Cybersecu-  
2           rity.

3                   (B) CONTINUATION OF SERVICE.—The in-  
4           dividual serving as Associate Administrator for  
5           Policy Analysis and Development at the NTIA  
6           on the date of the enactment of this Act shall  
7           become, as of such date, the Associate Adminis-  
8           trator for Policy Development and Cybersecu-  
9           rity.

10                   (2) NTIA DEFINED.—In this subsection, the  
11           term “NTIA” means the National Telecommuni-  
12           cations and Information Administration.

