



1 Incident Reporting Act, the Secretary shall pro-  
2 mulgate a final regulation, incorporating feed-  
3 back from the public comment period, in ac-  
4 cordance with subparagraph (C).

5 “(C) INCLUSIONS.—The final regulation  
6 promulgated under subparagraph (B) shall—

7 “(i) require a Federal agency or an  
8 owner, operator, or user of critical electric  
9 infrastructure that discovers a cybersecu-  
10 rity incident with respect to critical electric  
11 infrastructure to submit to the Secretary,  
12 not later than 48 hours after discovery of  
13 such cybersecurity incident, notification re-  
14 garding such cybersecurity incident; and

15 “(ii) be consistent with, to the extent  
16 practicable, other Federal requirements es-  
17 tablished before the date of enactment of  
18 the Critical Electric Infrastructure Cyber-  
19 security Incident Reporting Act for owners,  
20 operators, and users of critical electric in-  
21 frastructure to report cybersecurity inci-  
22 dents to the Federal Government or the  
23 Electric Reliability Organization.

24 “(3) LIABILITY PROTECTION.—No cause of ac-  
25 tion with respect to a cybersecurity incident shall lie

1 or be maintained in any court by any person or enti-  
2 ty if such action is based in whole on the submission  
3 of a notification to the Department of Energy pursu-  
4 ant to the regulation promulgated under paragraph  
5 (2)(B). Any cause of action prohibited under this  
6 paragraph shall be promptly dismissed.”.

