

**Suspend the Rules and Pass the Bill, H. R. 5459, With an
Amendment**

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

114TH CONGRESS
2^D SESSION

H. R. 5459

To amend the Homeland Security Act of 2002 to enhance preparedness and response capabilities for cyber attacks, bolster the dissemination of homeland security information related to cyber threats, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 2016

Mr. DONOVAN (for himself, Mr. McCAUL, Mr. RATCLIFFE, and Mr. PAYNE) introduced the following bill; which was referred to the Committee on Homeland Security

A BILL

To amend the Homeland Security Act of 2002 to enhance preparedness and response capabilities for cyber attacks, bolster the dissemination of homeland security information related to cyber threats, 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 “Cyber Preparedness
5 Act of 2016”.

1 **SEC. 2. INFORMATION SHARING.**

2 Title II of the Homeland Security Act of 2002 is
3 amended—

4 (1) in section 210A (6 U.S.C. 124h)—

5 (A) in subsection (b)—

6 (i) in paragraph (10), by inserting be-
7 fore the semicolon at the end the following:
8 “, including, in coordination with the na-
9 tional cybersecurity and communications
10 integration center under section 227, ac-
11 cessing timely technical assistance, risk
12 management support, and incident re-
13 sponse capabilities with respect to cyber
14 threat indicators, defensive measures, cy-
15 bersecurity risks, and incidents (as such
16 terms are defined in such section), which
17 may include attribution, mitigation, and
18 remediation, and the provision of informa-
19 tion and recommendations on security and
20 resilience, including implications of cyber-
21 security risks to equipment and technology
22 related to the electoral process”;

23 (ii) in paragraph (11), by striking
24 “and” after the semicolon;

25 (iii) by redesignating paragraph (12)
26 as paragraph (14); and

1 (iv) by inserting after paragraph (11)
2 the following new paragraphs:

3 “(12) review information relating to cybersecu-
4 rity risks that is gathered by State, local, and re-
5 gional fusion centers, and incorporate such informa-
6 tion, as appropriate, into the Department’s own in-
7 formation relating to cybersecurity risks;

8 “(13) ensure the dissemination to State, local,
9 and regional fusion centers of information relating
10 to cybersecurity risks; and”;

11 (B) in subsection (c)(2)—

12 (i) by redesignating subparagraphs
13 (C) through (G) as subparagraphs (D)
14 through (H), respectively; and

15 (ii) by inserting after subparagraph
16 (B) the following new subparagraph:

17 “(C) The national cybersecurity and com-
18 munications integration center under section
19 227.”;

20 (C) in subsection (d)—

21 (i) in paragraph (3), by striking
22 “and” after the semicolon;

23 (ii) by redesignating paragraph (4) as
24 paragraph (5); and

1 (iii) by inserting after paragraph (3)
2 the following new paragraph:

3 “(4) assist, in coordination with the national
4 cybersecurity and communications integration center
5 under section 227, fusion centers in using informa-
6 tion relating to cybersecurity risks to develop a com-
7 prehensive and accurate threat picture; and”;

8 (D) in subsection (j)—

9 (i) by redesignating paragraphs (1)
10 through (5) as paragraphs (2) through (6),
11 respectively; and

12 (ii) by inserting before paragraph (2),
13 as so redesignated, the following new para-
14 graph:

15 “(1) the term ‘cybersecurity risk’ has the mean-
16 ing given that term in section 227;”;

17 (2) in section 227 (6 U.S.C. 148)—

18 (A) in subsection (c)—

19 (i) in paragraph (5)(B), by inserting
20 “, including State and major urban area
21 fusion centers, as appropriate” before the
22 semicolon at the end;

23 (ii) in paragraph (7), in the matter
24 preceding subparagraph (A), by striking
25 “information and recommendations” each

1 place it appears and inserting “informa-
2 tion, recommendations, and best prac-
3 tices”; and

4 (iii) in paragraph (9), by inserting
5 “and best practices” after “defensive
6 measures”; and

7 (B) in subsection (d)(1)(B)(ii), by insert-
8 ing “and State and major urban area fusion
9 centers, as appropriate” before the semicolon at
10 the end.

11 **SEC. 3. HOMELAND SECURITY GRANTS.**

12 Subsection (a) of section 2008 of the Homeland Secu-
13 rity Act of 2002 (6 U.S.C. 609) is amended—

14 (1) by redesignating paragraphs (4) through
15 (14) as paragraphs (5) through (15), respectively;
16 and

17 (2) by inserting after paragraph (3) the fol-
18 lowing new paragraph:

19 “(4) enhancing cybersecurity, including pre-
20 paring for and responding to cybersecurity risks and
21 incidents and developing State-wide cyber threat in-
22 formation analysis and dissemination activities;”.

23 **SEC. 4. SENSE OF CONGRESS.**

24 It is the sense of Congress that to facilitate the timely
25 dissemination to appropriate State, local, and private sec-

1 tor stakeholders of homeland security information related
2 to cyber threats, the Secretary of Homeland Security
3 should, to the greatest extent practicable, work to share
4 actionable information related to cyber threats in an un-
5 classified form.