

117TH CONGRESS
1ST SESSION

S. 2629

AN ACT

To establish cybercrime reporting mechanisms, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Better Cybercrime
3 Metrics Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds the following:

6 (1) Public polling indicates that cybercrime
7 could be the most common crime in the United
8 States.

9 (2) The United States lacks comprehensive
10 cybercrime data and monitoring, leaving the country
11 less prepared to combat cybercrime that threatens
12 national and economic security.

13 (3) In addition to existing cybercrime vulnera-
14 bilities, the people of the United States and the
15 United States have faced a heightened risk of
16 cybercrime during the COVID–19 pandemic.

17 (4) Subsection (c) of the Uniform Federal
18 Crime Reporting Act of 1988 (34 U.S.C. 41303(c))
19 requires the Attorney General to “acquire, collect,
20 classify, and preserve national data on Federal
21 criminal offenses as part of the Uniform Crime Re-
22 ports” and requires all Federal departments and
23 agencies that investigate criminal activity to “report
24 details about crime within their respective jurisdic-
25 tion to the Attorney General in a uniform matter
26 and on a form prescribed by the Attorney General”.

1 **SEC. 3. CYBERCRIME TAXONOMY.**

2 (a) IN GENERAL.—Not later than 90 days after the
3 date of enactment of this Act, the Attorney General shall
4 seek to enter into an agreement with the National Acad-
5 emy of Sciences to develop a taxonomy for the purpose
6 of categorizing different types of cybercrime and cyber-
7 enabled crime faced by individuals and businesses.

8 (b) DEVELOPMENT.—In developing the taxonomy
9 under subsection (a), the National Academy of Sciences
10 shall—

11 (1) ensure the taxonomy is useful for the Fed-
12 eral Bureau of Investigation to classify cybercrime in
13 the National Incident-Based Reporting System, or
14 any successor system;

15 (2) consult relevant stakeholders, including—

16 (A) the Cybersecurity and Infrastructure
17 Security Agency of the Department of Home-
18 land Security;

19 (B) Federal, State, and local law enforce-
20 ment agencies;

21 (C) criminologists and academics;

22 (D) cybercrime experts; and

23 (E) business leaders; and

24 (3) take into consideration relevant taxonomies
25 developed by non-governmental organizations, inter-
26 national organizations, academies, or other entities.

1 (c) REPORT.—Not later than 1 year after the date
2 on which the Attorney General enters into an agreement
3 under subsection (a), the National Academy of Sciences
4 shall submit to the appropriate committees of Congress
5 a report detailing and summarizing—

6 (1) the taxonomy developed under subsection
7 (a); and

8 (2) any findings from the process of developing
9 the taxonomy under subsection (a).

10 (d) AUTHORIZATION OF APPROPRIATIONS.—There
11 are authorized to be appropriated to carry out this section
12 \$1,000,000.

13 **SEC. 4. CYBERCRIME REPORTING.**

14 (a) IN GENERAL.—Not later than 2 years after the
15 date of enactment of this Act, the Attorney General shall
16 establish a category in the National Incident-Based Re-
17 porting System, or any successor system, for the collection
18 of cybercrime and cyber-enabled crime reports from Fed-
19 eral, State, and local officials.

20 (b) RECOMMENDATIONS.—In establishing the cat-
21 egory required under subsection (a), the Attorney General
22 shall, as appropriate, incorporate recommendations from
23 the taxonomy developed under section 3(a).

1 **SEC. 5. NATIONAL CRIME VICTIMIZATION SURVEY.**

2 (a) IN GENERAL.—Not later than 540 days after the
3 date of enactment of this Act, the Director of the Bureau
4 of Justice Statistics, in coordination with the Director of
5 the Bureau of the Census, shall include questions relating
6 to cybercrime victimization in the National Crime Victim-
7 ization Survey.

8 (b) AUTHORIZATION OF APPROPRIATIONS.—There
9 are authorized to be appropriated to carry out this section
10 \$2,000,000.

11 **SEC. 6. GAO STUDY ON CYBERCRIME METRICS.**

12 Not later than 180 days after the date of enactment
13 of this Act, the Comptroller General of the United States
14 shall submit to Congress a report that assesses—

15 (1) the effectiveness of reporting mechanisms
16 for cybercrime and cyber-enabled crime in the
17 United States; and

18 (2) disparities in reporting data between—

19 (A) data relating to cybercrime and cyber-
20 enabled crime; and

21 (B) other types of crime data.

Passed the Senate December 7, 2021.

Attest:

Secretary.

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