

QFRs

House Committee on Energy and Commerce

May 21, 2013 Cyber Threats and Security Solutions Hearing

The Honorable John D. Dingell

- 1. At the Committee's May 21, 2013 hearing about cybersecurity, you answered in the affirmative on my question about whether the administration should be granted additional statutory authority to address cybersecurity-related risks. Please identify with specificity what additional statutory authority you believe the Administration requires in this regard.**

Answer: The Administration's legislative priorities for the 113th Congress build upon the President's 2011 Cybersecurity Legislative Proposal and take into account two years of public and congressional discourse about how best to improve the nation's cybersecurity.

The Administration is working toward legislation that:

- Facilitates cybersecurity information sharing between the government and the private sector as well as among private sector companies. We believe that such sharing can occur in ways that protect privacy, confidentiality, and civil liberties , reinforce the appropriate roles of civilian and intelligence agencies, and include targeted liability protections while allowing the flexibility needed for firms to continue to innovate as new technologies are developed.
- Incentivizes the adoption of best practices and standards for critical infrastructure by complementing the process set forth under the Executive Order;
- Gives law enforcement the tools to fight crime in the digital age while protecting privacy, confidentiality, and civil liberties;
- Updates Federal agency network security laws, and codifies DHS' cybersecurity responsibilities; and
- Creates a National Data Breach Reporting requirement.

In each of these legislative areas, the right privacy, confidentiality, and civil liberties safeguards must be incorporated. The Administration wants to continue the dialogue with the Congress and stands ready to work with members of Congress to incorporate our core priorities to produce cybersecurity information sharing legislation that addresses these critical issues.

- 2. I understand that pursuant to Homeland Security Presidential Directive- 12 (HSPD-12), NIST has finalized reliable identification guidelines for logical and physical access to federal information systems. Does NIST intend to finalize similar guidelines with respect to mobile device registration and credentials? If so, when does NIST expect to finalize such guidelines?**

Answer: NIST is developing draft guidelines for the use of the Personal Identity Verification (PIV) infrastructure to support authentication to mobile devices such as smart phones and tablets. The guidelines maximize the USG investment in the PIV infrastructure and adapt PIV credentials for these mobile devices. NIST expects to release the draft guidelines for public comment during the 4th Quarter of Fiscal Year 2013.

The Honorable Anna G. Eshoo

- 1. If you could ask Congress to address one unfinished piece of business relative to cybersecurity, what would it be?**

Answer: The Administration's current legislative priorities build upon the President's 2011 Cybersecurity Legislative Proposal and subsequent public and congressional discourse about how best to improve the nation's cybersecurity. The Administration stands ready to work with members of Congress toward legislation that facilitates cybersecurity information sharing in a manner that protects privacy, confidentiality, and civil liberties, reinforces the appropriate roles of civilian and intelligence agencies, and includes targeted liability protections. Such legislation should incentivize the adoption of best practices and standards for critical infrastructure by complementing the process set forth under the Executive Order. It should also update Federal agency network security laws, codify DHS' cybersecurity responsibilities, create a National Data Breach Reporting requirement, and give law

enforcement the tools to fight crime in the digital age. In each of these legislative areas, the right privacy, confidentiality, and civil liberties safeguards must be incorporated.