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(Original Signature of Member)

117TH CONGRESS  
1ST SESSION

# H. R. 4046

To amend the National Telecommunications and Information Administration Organization Act to establish the Office of Policy Development and Cybersecurity, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. DUNCAN introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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## A BILL

To amend the National Telecommunications and Information Administration Organization Act to establish the Office of Policy Development and Cybersecurity, 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 “NTIA Policy and Cy-  
5 bersecurity Coordination Act”.

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

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

7 **“SEC. 106. OFFICE OF POLICY DEVELOPMENT AND CYBER-**  
8 **SECURITY.**

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

13 “(b) ASSOCIATE ADMINISTRATOR.—The head of the  
14 Office shall be an Associate Administrator for Policy De-  
15 velopment and Cybersecurity (in this section referred to  
16 as the ‘Associate Administrator’), who shall report to the  
17 Assistant Secretary.

18 “(c) DUTIES.—

19 “(1) IN GENERAL.—The Associate Adminis-  
20 trator shall oversee and conduct national commu-  
21 nications and information policy analysis and devel-  
22 opment for the internet and communications tech-  
23 nologies.

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

1           “(A) develop, analyze, and advocate for  
2 market-based policies that promote innovation,  
3 competition, consumer access, digital inclusion,  
4 workforce development, and economic growth in  
5 the communications, media, and technology  
6 markets;

7           “(B) issue studies, as delegated by the As-  
8 sistant Secretary or required by Congress, on  
9 how individuals in the United States access and  
10 use the internet, wireline and wireless teleph-  
11 ony, mass media, other digital services, and  
12 video services;

13           “(C) coordinate transparent, consensus-  
14 based, multistakeholder processes to create  
15 guidance or to support the development and im-  
16 plementation of cybersecurity and privacy poli-  
17 cies with respect to the internet and other com-  
18 munications networks;

19           “(D) promote increased collaboration be-  
20 tween security researchers and providers of  
21 communications services and software system  
22 developers;

23           “(E) perform such duties as the Assistant  
24 Secretary considers appropriate relating to the  
25 program for preventing future vulnerabilities es-

1           tablished under section 8(a) of the Secure and  
2           Trusted Communications Networks Act of 2019  
3           (47 U.S.C. 1607(a));

4           “(F) advocate for policies that promote the  
5           security and resilience to cybersecurity incidents  
6           of communications networks while fostering in-  
7           novation, including policies that promote secure  
8           communications network supply chains;

9           “(G) at the direction of the Assistant Sec-  
10          retary, present security of the digital economy  
11          and infrastructure and cybersecurity policy ef-  
12          forts before the Commission, Congress, and  
13          elsewhere;

14          “(H) provide advice and assistance to the  
15          Assistant Secretary in carrying out the policy  
16          responsibilities of the NTIA with respect to cy-  
17          bersecurity policy matters, including the evalua-  
18          tion of the domestic impact of cybersecurity  
19          matters pending before the Commission, other  
20          Federal agencies, and Congress;

21          “(I) in addition to the duties described in  
22          subparagraph (H), perform such other duties  
23          regarding the policy responsibilities of the  
24          NTIA with respect to cybersecurity policy mat-

1           ters as the Assistant Secretary considers appro-  
2           priate;

3           “(J) develop policies to accelerate innova-  
4           tion and commercialization with respect to ad-  
5           vances in technological understanding of com-  
6           munications technologies;

7           “(K) identify barriers to trust, security, in-  
8           novation, and commercialization with respect to  
9           communications technologies, including access  
10          to capital and other resources, and ways to  
11          overcome such barriers;

12          “(L) provide public access to relevant data,  
13          research, and technical assistance on innovation  
14          and commercialization with respect to commu-  
15          nications technologies, consistent with the pro-  
16          tection of classified information; and

17          “(M) strengthen collaboration on and co-  
18          ordination of policies relating to innovation and  
19          commercialization with respect to communica-  
20          tions technologies, including policies focused on  
21          the needs of small businesses and rural commu-  
22          nities—

23                  “(i) within the Department of Com-  
24                  merce; and

1                   “(ii) between the Department of Com-  
2                   merce and State government agencies, as  
3                   appropriate.”.

4           (b) TRANSITIONAL RULES.—

5                   (1) REDESIGNATION OF ASSOCIATE ADMINIS-  
6                   TRATOR; CONTINUATION OF SERVICE.—

7                           (A) REDESIGNATION.—The position of As-  
8                   sociate Administrator for Policy Analysis and  
9                   Development at the NTIA is hereby redesi-  
10                  gnated as the position of Associate Adminis-  
11                  trator for Policy Development and Cybersecu-  
12                  rity.

13                           (B) CONTINUATION OF SERVICE.—The in-  
14                  dividual serving as Associate Administrator for  
15                  Policy Analysis and Development at the NTIA  
16                  on the date of the enactment of this Act shall  
17                  become, as of such date, the Associate Adminis-  
18                  trator for Policy Development and Cybersecu-  
19                  rity.

20                           (2) NTIA DEFINED.—In this subsection, the  
21                  term “NTIA” means the National Telecommuni-  
22                  cations and Information Administration.