1	1 State of Arkansas As Eng	grossed: \$4/3/19
2	2 92nd General Assembly	A Bill
3	3 Regular Session, 2019	SENATE BILL 632
4	4	
5	5 By: Senators J. English, Irvin, J. Hendren	
6	6	
7	7 For An	Act To Be Entitled
8	8 AN ACT TO AUTHORIZE TH	IE ARKANSAS ECONOMIC DEVELOPMENT
9	9 COMMISSION TO SUPPORT	A CYBER ALLIANCE IN ORDER TO
10	O REDUCE CYBER RISKS AND	ENCOURAGE ECONOMIC
11	DEVELOPMENT; AND FOR O	THER PURPOSES.
12	2	
13	3	
14	4	Subtitle
15	5 TO AUTHORIZE THE	ARKANSAS ECONOMIC
16	6 DEVELOPMENT COMM	ISSION TO SUPPORT A CYBER
17	7 ALLIANCE IN ORDE	R TO REDUCE CYBER RISKS
18	8 AND ENCOURAGE EC	ONOMIC DEVELOPMENT.
19	9	
20	0	
21	1 BE IT ENACTED BY THE GENERAL ASSEM	IBLY OF THE STATE OF ARKANSAS:
22	2	
23	3 SECTION 1. Arkansas Code Ta	tle 25, Chapter 26, is amended to add an
24	4 additional subchapter to read as	follows:
25	5 <u>Subchapter 3 - An</u>	kansas Cyber Initiative Act
26	6	
27	7 <u>25-26-301</u> . <u>Title</u> .	
28	8 This act shall be known and	may be cited as the "Arkansas Cyber
29	9 <u>Initiative Act".</u>	
30	0	
31	1 <u>25-26-302</u> . Legislative inte	ent.
32	2 <u>The General Assembly finds t</u>	<u>hat:</u>
33	3 <u>(1) Malicious cyber a</u>	activity continues to grow rapidly;
34	4 <u>(2) Critical infrastr</u>	ructure and state networks are primary
35	5 <u>targets for hackers, including tra</u>	ansnational organized crime and national
36	6 <u>state actors;</u>	

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1	(3) Arkansas is home to national and global private sector	
2	companies that are considerable targets in the financial services, food and	
3	supply chain, and electric grid sectors;	
4	(4) As the private sector owns and operates the vast majority of	
5	the critical infrastructure in the United States, including Arkansas, it is	
6	critical that a cyber-capability response involve private sector companies;	
7	(5) The Arkansas Cyber Initiative will be part of the newly	
8	formed American Cyber Alliance and will develop cyber capacity in Arkansas	
9	with regard to innovation, workforce development, and intelligence and	
10	operations; and	
11	(6) The Arkansas Cyber Initiative will help mitigate cyber risks	
12	in Arkansas, develop educational best practices, provide enhanced threat	
13	assessment and response capabilities for public and private sectors in	
14	Arkansas, and advance opportunities for economic development in Arkansas.	
15		
16	25-26-303. Arkansas Cyber Initiative — Creation — Powers and duties.	
17	Unless otherwise provided by law, the Arkansas Economic Development	
18	Commission may work with universities, colleges, government agencies, and the	
19	private business sector to establish a cyber alliance to be known as the	
20	"Arkansas Cyber Initiative" that will support collaborations for the purpose	
21	of improving cyber security and the economy of the state through:	
22	(1) Improving cyber infrastructure;	
23	(2) Increasing the focus on cyber job-creating research	
24	activities; and	
25	(3) Expanding cyber job-creating research activities toward	
26	producing more knowledge-based and high-technology cyber jobs in this state.	
27		
28	25-26-304. Areas of collaboration.	
29	The Arkansas Cyber Initiative may:	
30	(1) Identify specific areas where scientific research and	
31	innovation may contribute to the creation and growth of knowledge-based and	
32	high-technology cyber jobs in Arkansas;	
33	(2) Determine specific areas in which financial investment and	
34	engagement from government agencies or private businesses located in Arkansas	
35	could be enhanced or increased if resources were made available to assist in	
36	developing a robust cyber security infrastructure;	

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1	(3) Advise universities of the cyber-related talent needs of		
2	Arkansas businesses;		
3	(4) Improve the exchange of innovation and workforce		
4	collaboration for the mutual benefit of universities, government agencies,		
5	and private businesses;		
6	(5) Encourage collaborations between private businesses or		
7	private business sector representatives and universities in the areas of		
8	research identified by the alliance;		
9	(6) Recommend government investments in cyber infrastructure for		
10	the reduction of cyber risks and enhancement of economic development		
11	opportunities;		
12	(7) Hold an annual cyber summit to engage corporate leadership		
13	and academia;		
14	(8) Facilitate economic development activities relating to cyber		
15	security;		
16	(9) Pursue funding from public and private sources to facilitate		
17	the work of the initiative;		
18	(10) Facilitate outreach to rural communities and		
19	municipalities; and		
20	(11) Provide operational cyber support for government agencies		
21	and private business located in Arkansas by:		
22	(A) Implementing enhanced cyber threat assessment and		
23	mitigation capability at unclassified and classified levels;		
24	(B) Assessing the cyber networks and infrastructure of		
25	this state;		
26	(C) Providing best practices and professional development		
27	training for people employed in cyber security;		
28	(D) Assisting with responses to critical cyber incidents		
29	<u>in this state;</u>		
30	(E) Developing uncleared and cleared apprenticeship		
31	programs related to cyber security; and		
32	(F) Fostering collaboration with the Arkansas		
33	Cyybersecurity Office for the ongoing improvement of cybersecurity efforts		
34	across government entities.		
35			
36	25-26-305. Contracts on behalf of the Arkansas Cyber Initiative.		

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1	(a) In order to assist the Arkansas Cyber Initiative in achieving the	
2	objectives identified in this subchapter, the Arkansas Economic Development	
3	Commission may contract with a person or an entity recommended by the	
4	initiative for activities consistent with the purpose of this subchapter.	
5	(b) When contracting with a person or an entity under this subchapter,	
6	the commission shall not be bound by the provisions of the Arkansas	
7	procurement law requiring competitive bids if compliance with the procurement	
8	law creates a security risk.	
9		
10	25-26-306. Freedom of Information Act of 1967 - Exemption.	
11	The Arkansas Cyber Initiative is exempt from complying with the Freedom	
12	of Information Act of 1967, § 25-19-101 et seq. if compliance with the act	
13	creates a security risk.	
14		
15	SECTION 2. Arkansas Code Title 19, Chapter 6, Subchapter 4, is amended	
16	to add an additional section to read as follows:	
17	19-6-840. Arkansas Cyber Initiative Fund.	
18	(a) There is created on the books of the Treasurer of State, the	
19	Auditor of State, and the Chief Fiscal Officer of the State a special revenue	
20	fund to be known as the "Arkansas Cyber Initiative Fund".	
21	(b) The fund shall consist of:	
22	(1) All moneys appropriated to the fund by the General Assembly;	
23	<u>and</u>	
24	(2) Any gifts, contributions, grants, or bequests received from	
25	federal, private, or other sources.	
26	(c) The fund shall be used by the Arkansas Economic Development	
27	Commission for the purposes set out in the Arkansas Cyber Initiative Act, §	
28	<u>25-26-301 et seq.</u>	
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30		
31	/s/J. English	
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