

114TH CONGRESS
1ST SESSION

H. R. 3510

AN ACT

To amend the Homeland Security Act of 2002 to require the Secretary of Homeland Security to develop a cybersecurity strategy for the Department of Homeland Security, 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 “Department of Home-
3 land Security Cybersecurity Strategy Act of 2015”.

4 **SEC. 2. CYBERSECURITY STRATEGY FOR THE DEPARTMENT**
5 **OF HOMELAND SECURITY.**

6 (a) IN GENERAL.—Subtitle C of title II of the Home-
7 land Security Act of 2002 (6 U.S.C. 141 et seq.) is amend-
8 ed by adding at the end the following new section:

9 **“SEC. 230. CYBERSECURITY STRATEGY.**

10 “(a) IN GENERAL.—Not later than 60 days after the
11 date of the enactment of this section, the Secretary shall
12 develop a departmental strategy to carry out cybersecurity
13 responsibilities as set forth in law.

14 “(b) CONTENTS.—The strategy required under sub-
15 section (a) shall include the following:

16 “(1) Strategic and operational goals and prior-
17 ities to successfully execute the full range of the Sec-
18 retary’s cybersecurity responsibilities.

19 “(2) Information on the programs, policies, and
20 activities that are required to successfully execute
21 the full range of the Secretary’s cybersecurity re-
22 sponsibilities, including programs, policies, and ac-
23 tivities in furtherance of the following:

24 “(A) Cybersecurity functions set forth in
25 the second section 226 (relating to the national

1 cybersecurity and communications integration
2 center).

3 “(B) Cybersecurity investigations capabili-
4 ties.

5 “(C) Cybersecurity research and develop-
6 ment.

7 “(D) Engagement with international cyber-
8 security partners.

9 “(e) CONSIDERATIONS.—In developing the strategy
10 required under subsection (a), the Secretary shall—

11 “(1) consider—

12 “(A) the cybersecurity strategy for the
13 Homeland Security Enterprise published by the
14 Secretary in November 2011;

15 “(B) the Department of Homeland Secu-
16 rity Fiscal Years 2014–2018 Strategic Plan;
17 and

18 “(C) the most recent Quadrennial Home-
19 land Security Review issued pursuant to section
20 707; and

21 “(2) include information on the roles and re-
22 sponsibilities of components and offices of the De-
23 partment, to the extent practicable, to carry out
24 such strategy.

1 “(d) IMPLEMENTATION PLAN.—Not later than 90
2 days after the development of the strategy required under
3 subsection (a), the Secretary shall issue an implementa-
4 tion plan for the strategy that includes the following:

5 “(1) Strategic objectives and corresponding
6 tasks.

7 “(2) Projected timelines and costs for such
8 tasks.

9 “(3) Metrics to evaluate performance of such
10 tasks.

11 “(e) CONGRESSIONAL OVERSIGHT.—The Secretary
12 shall submit to the Committee on Homeland Security of
13 the House of Representatives and the Committee on
14 Homeland Security and Governmental Affairs of the Sen-
15 ate for assessment the following:

16 “(1) A copy of the strategy required under sub-
17 section (a) upon issuance.

18 “(2) A copy of the implementation plan re-
19 quired under subsection (d) upon issuance, together
20 with detailed information on any associated legisla-
21 tive or budgetary proposals.

22 “(f) CLASSIFIED INFORMATION.—The strategy re-
23 quired under subsection (a) shall be in an unclassified
24 form but may contain a classified annex.

1 “(g) RULE OF CONSTRUCTION.—Nothing in this sec-
2 tion may be construed as permitting the Department to
3 engage in monitoring, surveillance, exfiltration, or other
4 collection activities for the purpose of tracking an individ-
5 ual’s personally identifiable information.

6 “(h) DEFINITIONS.—In this section:

7 “(1) CYBERSECURITY RISK.—The term ‘cyber-
8 security risk’ has the meaning given such term in
9 the second section 226, relating to the national cy-
10 bersecurity and communications integration center.

11 “(2) HOMELAND SECURITY ENTERPRISE.—The
12 term ‘Homeland Security Enterprise’ means relevant
13 governmental and nongovernmental entities involved
14 in homeland security, including Federal, State, local,
15 and tribal government officials, private sector rep-
16 resentatives, academics, and other policy experts.

17 “(3) INCIDENT.—The term ‘incident’ has the
18 meaning given such term in the second section 226,
19 relating to the national cybersecurity and commu-
20 nications integration center.”.

21 “(b) PROHIBITION ON REORGANIZATION.—The Sec-
22 retary of Homeland Security may not change the location
23 or reporting structure of the National Protection and Pro-
24 grams Directorate of the Department of Homeland Secu-
25 rity, or the location or reporting structure of any office

1 or component of the Directorate, unless the Secretary re-
2 ceives prior authorization from Congress permitting such
3 change.

4 (c) CLERICAL AMENDMENT.—The table of contents
5 in section 1(b) of the Homeland Security Act of 2002 is
6 amended by adding at the end of the list of items for sub-
7 title C of title II the following new item:

“Sec. 230. Cybersecurity strategy.”.

8 (d) AMENDMENT TO DEFINITION.—Paragraph (2) of
9 subsection (a) of the second section 226 of the Homeland
10 Security Act of 2002 (6 U.S.C. 148; relating to the na-
11 tional cybersecurity and communications integration cen-
12 ter) is amended to read as follows:

13 “(2) the term ‘incident’ means an occurrence
14 that actually or imminently jeopardizes, without law-
15 ful authority, the integrity, confidentiality, or avail-
16 ability of information on an information system, or
17 actually or imminently jeopardizes, without lawful
18 authority, an information system;”.

Passed the House of Representatives October 6,
2015.

Attest:

Clerk.

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