

118TH CONGRESS  
1ST SESSION

# S. 1526

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 SENATE OF THE UNITED STATES

MAY 10, 2023

Mr. HICKENLOOPER (for himself and Mrs. CAPITO) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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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”.

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

7 (a) OFFICE OF POLICY DEVELOPMENT AND CYBER-  
8 SECURITY.—Part A of title I of the National Tele-

1 communications and Information Administration Organi-  
 2 zation Act (47 U.S.C. 901 et seq.) is amended by adding  
 3 at the end the following:

4 **“SEC. 106. OFFICE OF POLICY DEVELOPMENT AND CYBER-**  
 5 **SECURITY.**

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

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

15 “(c) DUTIES.—

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

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

23 “(A) develop, analyze, and advocate for  
 24 market-based policies that promote innovation,  
 25 competition, consumer access, digital inclusion,

1 workforce development, and economic growth in  
2 the communications, media, and technology  
3 markets;

4 “(B) conduct studies, as delegated by the  
5 Assistant Secretary or required by Congress, on  
6 how individuals in the United States access and  
7 use the internet, wireline and wireless teleph-  
8 ony, mass media, other digital services, and  
9 video services;

10 “(C) coordinate transparent, consensus-  
11 based, multistakeholder processes to create  
12 guidance for and to support the development  
13 and implementation of cybersecurity and pri-  
14 vacy policies with respect to the internet and  
15 other communications networks;

16 “(D) promote increased collaboration be-  
17 tween security researchers and providers of  
18 communications services and software system  
19 developers;

20 “(E) perform such duties as the Assistant  
21 Secretary considers appropriate relating to the  
22 program for preventing future vulnerabilities es-  
23 tablished under section 8(a) of the Secure and  
24 Trusted Communications Networks Act of 2019  
25 (47 U.S.C. 1607(a));

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

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

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

18           “(I) in addition to the duties described in  
19 subparagraph (H), perform such other duties  
20 regarding the policy responsibilities of the  
21 NTIA with respect to cybersecurity policy mat-  
22 ters as the Assistant Secretary considers appro-  
23 priate;

24           “(J) develop policies to accelerate innova-  
25 tion and commercialization with respect to ad-

1 vances in technological understanding of com-  
2 munications technologies;

3 “(K) identify barriers to trust, security, in-  
4 novation, and commercialization with respect to  
5 communications technologies, including access  
6 to capital and other resources, and ways to  
7 overcome such barriers;

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

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

19 “(i) within the Department of Com-  
20 merce;

21 “(ii) between the Department of Com-  
22 merce and State government agencies, as  
23 appropriate; and

24 “(iii) between the Department of  
25 Commerce and the Commission or any

1           other Federal agency the Assistant Sec-  
2           retary determines to be necessary; and

3           “(N) solicit and consider feedback from  
4           small and rural communications service pro-  
5           viders, as appropriate.”.

6           (b) TRANSITIONAL RULES.—

7           (1) REDESIGNATION OF ASSOCIATE ADMINIS-  
8           TRATOR; CONTINUATION OF SERVICE.—

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

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

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

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