

113TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To codify an existing operations center for cybersecurity.

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IN THE SENATE OF THE UNITED STATES

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Mr. CARPER (for himself and Mr. COBURN) introduced the following bill;  
which was read twice and referred to the Committee on

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## A BILL

To codify an existing operations center for cybersecurity.

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 “National Cybersecurity  
5 and Communications Integration Center Act of 2014”.

6 **SEC. 2. NATIONAL CYBERSECURITY AND COMMUNICA-**  
7 **TIONS INTEGRATION CENTER.**

8       (a) IN GENERAL.—Subtitle A of title II of the Home-  
9 land Security Act of 2002 (6 U.S.C. 121 et seq.) is amend-  
10 ed by adding at the end the following:

1 **“SEC. 210G. OPERATIONS CENTER.**

2 “(a) FUNCTIONS.—There is in the Department an  
3 operations center, which may carry out the responsibilities  
4 of the Under Secretary appointed under section  
5 103(a)(1)(H) with respect to security and resilience, in-  
6 cluding by—

7 “(1) serving as a Federal civilian information  
8 sharing interface for cybersecurity;

9 “(2) providing shared situational awareness to  
10 enable real-time, integrated, and operational actions  
11 across the Federal Government;

12 “(3) sharing cybersecurity threat, vulnerability,  
13 impact, and incident information and analysis by  
14 and among Federal, State, and local government en-  
15 tities and private sector entities;

16 “(4) coordinating cybersecurity information  
17 sharing throughout the Federal Government;

18 “(5) conducting analysis of cybersecurity risks  
19 and incidents;

20 “(6) upon request, providing timely technical  
21 assistance to Federal and non-Federal entities with  
22 respect to cybersecurity threats and attribution, vul-  
23 nerability mitigation, and incident response and re-  
24 mediation; and

1           “(7) providing recommendations on security  
2           and resilience measures to Federal and non-Federal  
3           entities.

4           “(b) COMPOSITION.—The operations center shall be  
5           composed of—

6           “(1) personnel or other representatives of Fed-  
7           eral agencies, including civilian and law enforcement  
8           agencies and elements of the intelligence community,  
9           as such term is defined under section 3(4) of the  
10          National Security Act of 1947 (50 U.S.C. 3003(4));  
11          and

12          “(2) representatives from State and local gov-  
13          ernments and other non-Federal entities, includ-  
14          ing—

15                  “(A) representatives from information  
16                  sharing and analysis organizations; and

17                  “(B) private sector owners and operators  
18                  of critical information systems.

19          “(c) ANNUAL REPORT.—Not later than 1 year after  
20          the date of enactment of the National Cybersecurity and  
21          Communications Integration Center Act of 2014, and  
22          every year thereafter for 3 years, the Secretary shall sub-  
23          mit to the Committee on Homeland Security and Govern-  
24          mental Affairs of the Senate and the Committee on Home-

1 land Security of the House of Representatives a report on  
2 the operations center, which shall include—

3 “(1) an analysis of the performance of the oper-  
4 ations center in carrying out the functions under  
5 subsection (a);

6 “(2) information on the composition of the cen-  
7 ter, including—

8 “(A) the number of representatives from  
9 non-Federal entities that are participating in  
10 the operations center, including the number of  
11 representatives from States, nonprofit organiza-  
12 tions, and private sector entities, respectively;  
13 and

14 “(B) the number of requests from non-  
15 Federal entities to participate in the operations  
16 center and the response to such requests, in-  
17 cluding—

18 “(i) the average length of time to ful-  
19 fill such identified requests by the Federal  
20 agency responsible for fulfilling such re-  
21 quests; and

22 “(ii) a description of any obstacles or  
23 challenges to fulfilling such requests; and

1           “(3) the policies and procedures established by  
2           the operations center to safeguard privacy and civil  
3           liberties.

4           “(d) GAO REPORT.—Not later than 1 year after the  
5           date of enactment of the National Cybersecurity and Com-  
6           munications Integration Center Act of 2014, the Comp-  
7           troller General of the United States shall submit to the  
8           Committee on Homeland Security and Governmental Af-  
9           fairs of the Senate and the Committee on Homeland Secu-  
10          rity of the House of Representatives a report on the effec-  
11          tiveness of the operations center.

12          “(e) NO RIGHT OR BENEFIT.—The provision of as-  
13          sistance or information to, and inclusion in the operations  
14          center of, governmental or private entities under this sec-  
15          tion shall be at the discretion of the Under Secretary ap-  
16          pointed under section 103(a)(1)(H). The provision of cer-  
17          tain assistance or information to, or inclusion in the oper-  
18          ations center of, one governmental or private entity pursu-  
19          ant to this section shall not create a right or benefit, sub-  
20          stantive or procedural, to similar assistance or information  
21          for any other governmental or private entity.”.

22          (b) TECHNICAL AND CONFORMING AMENDMENT.—  
23          The table of contents in section 1(b) of the Homeland Se-  
24          curity Act of 2002 (6 U.S.C. 101 note) is amended by

- 1 inserting after the item relating to section 210F the fol-
- 2 lowing:

“Sec. 210G. Operations center.”.