

The House Committee on Energy, Utilities and Telecommunications offers the following substitute to HB 159:

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 38 of the Official Code of Georgia Annotated, relating to military,
2 emergency management, and veterans affairs, so as to establish the State Cybersecurity
3 Review Board; to provide for membership and duties of the board; to provide for definitions;
4 to require the board, in conjunction with the Georgia Technology Authority, to establish
5 cybersecurity training for employees of all state agencies; to provide for adverse employment
6 action if such training is not completed; to provide for related matters; to provide for an
7 effective date; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Title 38 of the Official Code of Georgia Annotated, relating to military, emergency
11 management, and veterans affairs, is amended by adding a new article to read as follows:

12 "ARTICLE 13

13 38-3-200.

14 As used in this article, the term:

H. B. 159 (SUB)

15 (1) 'Agency' means the executive branch of this state and any agency, authority, board,
16 bureau, commission, council, department, office, entity, or instrumentality thereof.

17 (2) 'Board' means the board created under Code Section 38-3-201.

18 38-3-201.

19 (a) There is created the State Cybersecurity Review Board.

20 (b) The board shall consist of six members:

21 (1) The adjutant general of the Georgia Department of Defense or his or her designee;

22 (2) An individual who works for the state in the area of information security or his or her
23 designee to be appointed by the Governor;

24 (3) The director of the Georgia Bureau of Investigation or his or her designee;

25 (4) The director of the Georgia Emergency Management and Homeland Security Agency
26 or his or her designee;

27 (5) A leader in cyber innovation and coordination between the public and private sectors
28 or his or her designee to be appointed by the Governor; and

29 (6) The Governor or his or her designee.

30 (c) The Governor or his or her designee shall serve as chairperson of the board. The board
31 may elect such other officers as the board deems appropriate.

32 (d) The board shall meet once each quarter and at such other times the board deems
33 necessary. The board shall meet at the call of the chairperson or the request of any three
34 members.

35 (e) The board shall be assigned to the Office of Planning and Budget for administrative
36 purposes only as provided in Code Section 50-4-3.

37 (f) The board shall have the power to adopt and promulgate rules and regulations
38 necessary to effectuate the purposes of this article.

39 38-3-202.

40 It shall be the duty of the board to:

41 (1) Review the cybersecurity of all agencies to identify risks, promote best practices, and
42 provide an audit for cybersecurity training compliance;

43 (2) Establish and oversee cybersecurity training for all agencies;

44 (3) Provide an annual report as to the state of cybersecurity in Georgia and particularly
45 with regard to the agencies and cyber infrastructure, cybersecurity awareness and
46 education, and cyber incident response plans. Such report shall be provided to the
47 Governor, the Lieutenant Governor, the Speaker of the House of Representatives, and the
48 chairpersons of the Senate Regulated Industries and Utilities Committee, the House
49 Committee on Energy, Utilities, and Telecommunications, the Senate Veterans, Military,
50 and Homeland Security Committee, and the House Committee on Public Safety and
51 Homeland Security. Such report shall not be subject to public inspection or disclosure
52 under Article 4 of Chapter 18 of Title 50; and

53 (4) Undertake any other duties as may be assigned by the Governor or that may be
54 necessary to carry out the provisions of this article.

55 38-3-203.

56 (a) The board, in conjunction with the Georgia Technology Authority, shall establish
57 cybersecurity training for all agencies.

58 (b) The Georgia Technology Authority shall provide the board with the necessary
59 cybersecurity training materials. The board shall establish the order in which the
60 coursework is to be completed and the training schedule. Such cybersecurity training shall
61 be required on at least a semiannual basis.

62 (c) All agencies shall ensure that their employees complete cybersecurity training pursuant
63 to the schedule established by the board.

64 (d) Any employee who fails to complete the cybersecurity training pursuant to the
65 schedule established by the board may be subject to formal disciplinary action, up to and
66 including termination. An employee or his or her supervisor may submit to the board for
67 approval a written request for an extension of time not to exceed 60 days to complete the
68 cybersecurity training."

69 **SECTION 2.**

70 This Act shall become effective upon its approval by the Governor or upon its becoming law
71 without such approval.

72 **SECTION 3.**

73 All laws and parts of laws in conflict with this Act are repealed.