

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 32** Session of
2017

INTRODUCED BY THOMAS, SIMS AND V. BROWN, JANUARY 23, 2017

REFERRED TO COMMITTEE ON COMMERCE, JANUARY 23, 2017

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," in organization of
21 departmental administrative boards and commissions and of
22 advisory boards and commissions, providing for Cybersecurity
23 Innovation and Excellence Commission.

24 The General Assembly of the Commonwealth of Pennsylvania
25 hereby enacts as follows:

26 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
27 as The Administrative Code of 1929, is amended by adding a
28 section to read:

29 Section 480. Cybersecurity Innovation and Excellence

1 Commission.--(a) There is hereby established the Cybersecurity
2 Innovation and Excellence Commission. The Office of
3 Administration shall provide staff, space, equipment and
4 supplies for the commission to discharge its duties.

5 (b) The commission shall consist of the following members:

6 (1) One member of the Senate to be appointed by the
7 President pro tempore.

8 (2) One member of the House of Representatives to be
9 appointed by the Speaker of the House.

10 (3) The Secretary of Community and Economic Development or
11 the secretary's designee.

12 (4) The Secretary of Labor and Industry or the secretary's
13 designee.

14 (5) The Director of the Pennsylvania Emergency Management
15 Agency or the director's designee.

16 (6) The following members appointed by the Governor:

17 (i) Five representatives of cybersecurity companies located
18 in this Commonwealth, with at least three representing
19 cybersecurity companies with fifty employees or less.

20 (ii) Three representatives of Statewide or regional business
21 associations.

22 (iii) Four representatives of institutions of higher
23 education located in this Commonwealth.

24 (iv) One representative of a crime victims organization.

25 (v) Three representatives of industries that may be
26 susceptible to attacks on cybersecurity.

27 (vi) One representative of an organization that has
28 expertise in electronic health care records.

29 (c) The Governor shall appoint, to serve at his pleasure, a
30 Cybersecurity Coordinator. The Senate shall confirm the

1 appointment, and the Cybersecurity Coordinator shall serve a
2 term of four years. The Cybersecurity Coordinator shall be
3 removable only for cause. The Cybersecurity Coordinator shall
4 serve as the director of the Cybersecurity Innovation and
5 Excellence Commission and shall be responsible for carrying out
6 the powers and duties of the office.

7 (d) The Governor also shall invite the following
8 representatives of Federal agencies to serve on the commission:

9 (1) The Director of the National Institute for Standards and
10 Technology or the director's designee.

11 (2) The Secretary of Defense or the secretary's designee.

12 (3) The Director of the National Security Agency or the
13 director's designee.

14 (4) The Secretary of Homeland Security or the secretary's
15 designee.

16 (5) The Director of the Defense Information Systems Agency
17 or the director's designee.

18 (6) The Director of the Intelligence Advanced Research
19 Projects Activity or the director's designee.

20 (e) The members appointed by the presiding officers of the
21 General Assembly shall cochair the commission.

22 (f) A member of the commission may not receive compensation
23 for his services but shall be reimbursed for all actual and
24 necessary expenses incurred in the discharge of his duties.

25 (g) The commission shall establish a framework to coordinate
26 the activities, outcomes and informative references of the
27 information technology offices and bureaus across all
28 Commonwealth offices and agencies. In developing this framework,
29 the office shall focus on those cybersecurity attributes that
30 are common to all Commonwealth offices and agencies. The office

1 shall assess on an ongoing basis the best practices of other
2 state governments regarding cybersecurity. The office shall
3 establish a Statewide system of protocols with respect to the
4 following:

5 (1) Regularly scheduled system audits.

6 (2) Authentication methods.

7 (3) Automated indicator sharing.

8 (4) Conformity assessment.

9 (5) Cybersecurity work force needs.

10 (6) Data analytics.

11 (7) Alignment with Federal agency cybersecurity protocols.

12 (8) Potential alignment with international cybersecurity
13 protocols.

14 (9) Supply chain risk management.

15 (10) Technical privacy standards.

16 Section 2. This act shall take effect in 60 days.