

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1909 Session of 2015

INTRODUCED BY THOMAS, SCHLOSSBERG, ROZZI, A. HARRIS AND COHEN,  
APRIL 8, 2016

REFERRED TO COMMITTEE ON COMMERCE, APRIL 8, 2016

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:

1 Section 480. Cybersecurity Innovation and Excellence  
2 Commission.--(a) There is hereby established the Cybersecurity  
3 Innovation and Excellence Commission. The Office of  
4 Administration shall provide staff, space, equipment and  
5 supplies for the commission to discharge its duties.

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

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

9 (2) One member of the House of Representatives to be  
10 appointed by the Speaker of the House;

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

13 (4) The Secretary of the Department of Labor and Industry or  
14 the secretary's designee;

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

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

18 (i) Five representatives of cybersecurity companies located  
19 in this Commonwealth, with at least three representing  
20 cybersecurity companies with 50 employees or less;

21 (ii) Three representatives from Statewide or regional  
22 business associations;

23 (iii) Four representatives from institutions of higher  
24 education located in this Commonwealth;

25 (iv) One representative of a crime victims organization;

26 (v) Three representatives from industries that may be  
27 susceptible to attacks on cybersecurity;

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

30 (c) The Governor shall appoint, to serve at his pleasure, a

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

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

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

12 (2) The Secretary of Defense or the secretary's designee;

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

15 (4) The Secretary of Homeland Security or the secretary's  
16 designee;

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

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

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

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

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

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

6 (1) Regularly scheduled system audits;

7 (2) Authentication methods;

8 (3) Automated indicator sharing;

9 (4) Conformity assessment;

10 (5) Cybersecurity workforce needs;

11 (6) Data analytics;

12 (7) Alignment with Federal agency cybersecurity protocols;

13 (8) Potential alignment with international cybersecurity  
14 protocols;

15 (9) Supply chain risk management;

16 (10) Technical privacy standards.

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