To codify an existing operations center for cybersecurity.

IN THE SENATE OF THE UNITED STATES

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

A BILL

To codify an existing operations center for cybersecurity.

Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “National Cybersecurity and Communications Integration Center Act of 2014”.

SEC. 2. NATIONAL CYBERSECURITY AND COMMUNICA-
TIONS INTEGRATION CENTER.

(a) IN GENERAL.—Subtitle A of title II of the Home-
land Security Act of 2002 (6 U.S.C. 121 et seq.) is amend-
ed by adding at the end the following:
SEC. 210G. OPERATIONS CENTER.

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

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

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

“(3) sharing cybersecurity threat, vulnerability, impact, and incident information and analysis by and among Federal, State, and local government entities and private sector entities;

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

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

“(6) upon request, providing timely technical assistance to Federal and non-Federal entities with respect to cybersecurity threats and attribution, vulnerability mitigation, and incident response and remediation; and
“(7) providing recommendations on security
and resilience measures to Federal and non-Federal
entities.

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

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

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

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

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

“(c) ANNUAL REPORT.—Not later than 1 year after
the date of enactment of the National Cybersecurity and
Communications Integration Center Act of 2014, and
every year thereafter for 3 years, the Secretary shall sub-
mit to the Committee on Homeland Security and Govern-
mental Affairs of the Senate and the Committee on Home-
land Security of the House of Representatives a report on
the operations center, which shall include—

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

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

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

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

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

“(ii) a description of any obstacles or
challenges to fulfilling such requests; and
“(3) the policies and procedures established by
the operations center to safeguard privacy and civil
liberties.

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

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

(b) TECHNICAL AND CONFORMING AMENDMENT.—
The table of contents in section 1(b) of the Homeland Se-
curity Act of 2002 (6 U.S.C. 101 note) is amended by
inserting after the item relating to section 210F the following:

“Sec. 210G. Operations center.”.