



One Hundred Thirteenth Congress
U.S. House of Representatives
Committee on Homeland Security
Washington, DC 20515

January 15, 2014

SUBCOMMITTEE ACTION

The Committee on Homeland Security's Subcommittee on Cybersecurity, Infrastructure Protection, and Security Technologies met, pursuant to notice, in open markup session, a quorum being present, on Wednesday, January 15, 2014, in 311 Cannon House Office Building to consider the following measure: H.R. 3696 (Mr. McCaul) To amend the Homeland Security Act of 2002 to make certain improvements regarding cybersecurity and critical infrastructure protection, and for other purposes. The "National Cybersecurity and Critical Infrastructure Protection Act of 2013."

The Subcommittee took the following actions:

H.R. 3696, To amend the Homeland Security Act of 2002 to make certain improvements regarding cybersecurity and critical infrastructure protection, and for other purposes.; was reported to the Full Committee with a favorable recommendation, as amended, by voice vote.

The Subcommittee agreed to H.R. 3696, as amended, by voice vote.

The following amendments were offered:

An amendment to H.R. 3696 offered by Mr. Meehan (#1); Page 3, line 2, strike "resulting in".

In section 101, in the proposed amendment to section of the Homeland Security Act of 2002, strike the proposed paragraphs (23), (25), and (32), and redesignate the proposed paragraphs (24), (26), (27), (28), (29), (30), (31), and (33) as paragraphs (23) through (30), respectively.

Page 11, beginning line 24, strike " 'upon request, facilitate and assist risk management efforts of entities' " and insert " 'upon request of entities, facilitate and assist risk management efforts of such entities' ".

Page 12, beginning line 4, strike " 'upon request, provide education and assistance to critical infrastructure owners and critical infrastructure operators' " and insert " 'upon request of critical infrastructure owners or critical infrastructure operators, provide education and assistance to such owners and operators' ".

Page 12, beginning line 18, strike " 'upon request, support critical infrastructure owners' and critical infrastructure operators' efforts' " and insert " 'upon

request of critical infrastructure owners or critical infrastructure operators, support such owners' and operators' efforts' ”.

Page 13, line 5, insert “ ‘build upon existing mechanisms to’ ” before “ ‘promote’ ”.

Page 13, line 8, strike “ ‘upon request,’ ” and insert “ ‘upon request of Federal, State, and local government entities and private entities,’ ”.

Page 16, line 1, insert “ ‘and partner with’ ” before “ ‘the Sector Coordinating Council’ ”.

Page 17, beginning line 1, insert a new paragraph entitled “ ‘(C) Limitation.—’ ”

Page 22, strike lines 1 through 5 and insert a new subsection entitled “ ‘(f) Clearances.—’ ”

Page 22, line 21, insert “ ‘and implement’ ” after “ ‘develop’ ”.

Page 27, line 3, strike “ ‘(i)’ ” and insert “ ‘(j)’ ”.

Page 27, beginning line 3, insert a new subsection entitled “ ‘(i) Recommendations Regarding New Agreements.’ ”

Page 44, lines 17 and 22, strike “ ‘collaboration’ ” and insert “ ‘coordination’ ” each place it appears.

Page 48, beginning line 13, strike “ ‘or business-sensitive information’ ” and insert “ ‘, business-sensitive information, or other sensitive information’ ”.

Page 54, line 6, insert “ ‘(except that this section shall not apply in the case of section 202 of this Act and the amendments made by such section 202)’ ” before “ ‘do’ ”.; was AGREED TO by voice vote.

An en bloc amendment to H.R. 3696 offered by Ms. Clarke (#2); consisting of the following amendments:

Add at the end a new title entitled “ ‘Title III—Homeland Security Cybersecurity Boots-on-the-Ground.’ ”

Page 53, line 25, strike “ ‘the Science and Technology Directorate of’ ”.; was AGREED TO by voice vote.

A unanimous consent request by Ms. Clarke to consider her amendments en bloc was not objected to.

An amendment to H.R. 3696 offered by Mr. Rogers of Alabama (#3); Page 53, line 19, strike “ ‘severely’ ”.; was WITHDRAWN by unanimous consent.

A unanimous consent request by Mr. Rogers of Alabama to withdraw his amendment, was not objected to.

An amendment to H.R. 3696 offered by Mr. Horsford (#4); Page 43, beginning line 10, strike “ ‘elevate’ ” and insert “ ‘protect and maintain operations in accordance with the Office’s mission to provide incentives for the development and deployment of anti-terrorism technologies while elevating’ ”.; was AGREED TO by voice vote.

An amendment to H.R. 3696 offered by Mr. Daines (#5); Page 32, line 3, strike “ ‘and’ ”.

Page 32, line 7, strike the period at the end and insert “ ‘; and’ ”.

Page 32, beginning line 8, insert a new paragraph (11).

Page 33, line 19, insert “the extent of any personally identifiable information that was involved,” after “breaches,”; was AGREED TO by voice vote.

An amendment to H.R. 3696 offered by Mr. Perry (#6); Add at the end of title II a new section entitled “Sec. 205. Prohibition on the Collection of Personally Identifiable Information for Cybersecurity Purposes.”; was AGREED TO by voice vote.

Without objection, the Chair authorized staff to make technical and conforming corrections to H.R. 3696.

