AMENDMENT TO RULES COMMITTEE PRINT 115– 70

OFFERED BY MR. KILMER OF WASHINGTON

At the end of title V, add the following new section:

1 **SEC. 5___. PILOT PROGRAM FOR RESERVE COMPONENT**
2   **CYBER CIVIL SUPPORT TEAMS.**

3 (a) ESTABLISHMENT AND OPERATION OF RESERVE
4 COMPONENT CYBER CIVIL SUPPORT TEAMS.—

5   (1) ESTABLISHMENT.—The Secretary of De-
6 fense shall carry out a pilot program under which
7 reserve component cyber civil support teams perform
8 duties in support of emergency preparedness pro-
9 grams to prepare for or to respond to any emergency
10 involving an attack or natural disaster impacting a
11 computer, electronic, or cyber network.

12   (2) COMPOSITION AND MODEL.—The Secretary
13 shall—

14   (A) ensure that the reserve component
15   cyber civil support teams under paragraph (1)
16   are composed of reserve component members of
17   the Armed Forces assigned under section
18   12310 of title 10, United States Code; and

1   (B) model the reserve component cyber

2   civil support teams under paragraph (1) on the

3   reserve component weapons of mass destruction

4   civil support teams under section 12310(c) of

5   title 10, United States Code.

6   (3) DURATION.—The Secretary shall carry out

7   the pilot program for a five-year period.

8   (b) PROMPT IMPLEMENTATION OF PILOT PROGRAM

9 FOR RESERVE COMPONENT CYBER CIVIL SUPPORT

10 TEAMS.—

11   (1) SELECTION.—The Secretary shall select 10

12   States in which to carry out the pilot program under

13   subsection (a).

14   (2) ONE-YEAR DEADLINE FOR TEAMS.—Not

15   later than one year after the date of the enactment

16   of this Act, each State selected under paragraph (1)

17   shall establish an operational reserve component

18   cyber civil support team composed of reserve compo-

19   nent members of the Armed Forces assigned under

20   section 12310 of title 10, United States Code.

21   (3) PROGRESS REPORT REQUIREMENT.—Not

22   later than 90 days after the date of the enactment

23   of this Act, the Chief of the National Guard Bureau

24   shall submit to Congress a report—

1   (A) identifying the 10 States selected

2   under paragraph (1);

3   (B) establishing a plan for meeting the

4   deadline imposed by paragraph (2);

5   (C) assessing the level of involvement and

6   assistance of the National Guard Bureau in the

7   establishment and support of reserve component

8   cyber civil support teams; and

9   (D) evaluating the need for increased levels

10   of such involvement and assistance.

11   (4) OPERATIONAL ELEMENTS.—To be consid-

12   ered operational under paragraph (2), a reserve

13   component cyber civil support team shall be ready—

14   (A) to perform duties relating to analysis

15   and protection in support of responding to

16   emergencies involving an attack or natural dis-

17   aster impacting a computer, electronic, or cyber

18   network;

19   (B) to advise and coordinate on any inci-

20   dent deemed critical for the protection of life,

21   property, and maintenance of good order for

22   the Governor, or in the case of the District of

23   Columbia, the Commanding General of the Na-

24   tional Guard of the District of Columbia;

1   (C) to cooperate with and assist private

2   sector owners and operators of critical infra-

3   structure and key resources;

4   (D) to collaborate and participate in infor-

5   mation sharing with Federal, State, and local

6   Fusion Centers, emergency management au-

7   thorities, and emergency management divisions;

8   and

9   (E) to maintain relationships and close co-

10   ordination with—

11   (i) State-based employees of the Pro-

12   tective Security Advisor Program Office of

13   the Department of Homeland Security;

14   (ii) cybersecurity advisors of the De-

15   partment of Homeland Security (where as-

16   signed); and

17   (iii) employees of the Office of Infra-

18   structure Protection of the Department of

19   Homeland Security.

20   (5) OVERSIGHT BY NATIONAL GUARD BU-

21 REAU.—To ensure standardization among reserve

22 component cyber civil support teams, the National

23 Guard Bureau Joint Staff shall provide program

24 management and oversight as follows:

1   (A) Members of a reserve component cyber

2   civil support team shall undergo initial training

3   comprising a military occupational specialty or

4   Air Force Specialty Code initial skills course

5   approved by a branch of the Armed Forces.

6   (B) The National Guard Bureau Joint

7   Staff shall establish specific curricula for teams,

8   which shall—

9   (i) include best-of-breed commercially

10   available training and a National Guard-

11   developed course focused on domestic co-

12   ordination, communication, and cyber inci-

13   dent response skills; and

14   (ii) be updated on a periodic basis

15   based on the evolving circumstances of

16   cyber threats, the needs of the public and

17   private entities such teams support, and

18   the relationships between such teams and

19   such entities.

20   (6) GUIDANCE TO STATES.—The National

21   Guard Bureau Joint Staff shall consult with the

22   Council of Governors and other appropriate civilian

23   authorities to establish guidance to States con-

24   cerning situations that are appropriate for the in-

1 volvement of a reserve component cyber civil support

2 team.

3   (7) MINIMUM LENGTH OF SERVICE REQUIRE-

4 MENT.—The National Guard Bureau Joint Staff

5 may establish a minimum length of service for a

6 member of a reserve component cyber civil support

7 team.

8   (c) TREATMENT OF RECORDS.—The requirements of

9 section 552 of title 5, United States Code, shall apply to

10 any reserve component cyber civil support teams composed

11 of reserve component members of the Armed Forces as-

12 signed under section 12310 of title 10, United States

13 Code.

14   (d) REPORT.—Not later than four years after the

15 date of the enactment of this Act, the Secretary shall sub-

16 mit to the congressional defense committees a report on

17 the pilot program, including a determination by the Sec-

18 retary regarding whether the pilot program should be ex-

19 panded, extended, or made permanent.

20   (e) AUTHORIZATION OF APPROPRIATIONS.—There is

21 authorized to be appropriated to the Secretary of Defense

22 not more than $10,000,000 to carry out this section.

1   (f) STATE DEFINED.—In this section, the term

2 "State" means the several States, the District of Colum-

3 bia, Puerto Rico, Guam, and the Virgin Islands.

☒