

**AMENDMENT TO RULES COMMITTEE PRINT FOR
H.R. 6395
OFFERED BY MR. LANGEVIN OF RHODE ISLAND**

Add at the end of subtitle E of title XVII, the following:

1 **SEC. 17___. CONTINUITY OF THE ECONOMY PLAN.**

2 (a) REQUIREMENT.—

3 (1) IN GENERAL.—The President shall develop
4 and maintain a plan to maintain and restore the
5 economy of the United States in response to a sig-
6 nificant event.

7 (2) PRINCIPLES.—The plan required under
8 paragraph (1) shall—

9 (A) be consistent with—

10 (i) a free market economy; and

11 (ii) the rule of law; and

12 (B) respect private property rights.

13 (3) CONTENTS.—The plan required under para-
14 graph (1) shall—

15 (A) examine the distribution of goods and
16 services across the United States necessary for
17 the reliable functioning of the United States
18 during a significant event;

1 (B) identify the economic functions of rel-
2 evant actors, the disruption, corruption, or dys-
3 function of which would have a debilitating ef-
4 fect in the United States on—

- 5 (i) security;
- 6 (ii) economic security;
- 7 (iii) defense readiness; or
- 8 (iv) public health or safety;

9 (C) identify the critical distribution mecha-
10 nisms for each economic sector that should be
11 prioritized for operation during a significant
12 event, including—

- 13 (i) bulk power and electric trans-
14 mission systems;
- 15 (ii) national and international finan-
16 cial systems, including wholesale payments,
17 stocks, and currency exchanges;
- 18 (iii) national and international com-
19 munications networks, data-hosting serv-
20 ices, and cloud services;
- 21 (iv) interstate oil and natural gas
22 pipelines; and
- 23 (v) mechanisms for the interstate and
24 international trade and distribution of ma-

1 materials, food, and medical supplies, includ-
2 ing road, rail, air, and maritime shipping;

3 (D) identify economic functions of relevant
4 actors, the disruption, corruption, or dysfunc-
5 tion of which would cause—

6 (i) catastrophic economic loss;

7 (ii) the loss of public confidence; or

8 (iii) the widespread imperilment of
9 human life;

10 (E) identify the economic functions of rel-
11 evant actors that are so vital to the economy of
12 the United States that the disruption, corrup-
13 tion, or dysfunction of those economic functions
14 would undermine response, recovery, or mobili-
15 zation efforts during a significant event;

16 (F) incorporate, to the greatest extent
17 practicable, the principles and practices con-
18 tained within Federal plans for the continuity
19 of Government and continuity of operations;

20 (G) identify—

21 (i) industrial control networks on
22 which the interests of national security
23 outweigh the benefits of dependence on
24 internet connectivity, including networks

1 that are required to maintain defense read-
2 iness; and

3 (ii) for each industrial control network
4 described in clause (i), the most feasible
5 and optimal locations for the installation
6 of—

7 (I) parallel services;

8 (II) stand-alone analog services;

9 and

10 (III) services that are otherwise
11 hardened against failure;

12 (H) identify critical economic sectors for
13 which the preservation of data in a protected,
14 verified, and uncorrupted status would be re-
15 quired for the quick recovery of the economy of
16 the United States in the face of a significant
17 disruption following a significant event;

18 (I) include a list of raw materials, indus-
19 trial goods, and other items, the absence of
20 which would significantly undermine the ability
21 of the United States to sustain the functions
22 described in subparagraphs (B), (D), and (E);

23 (J) provide an analysis of supply chain di-
24 versification for the items described in subpara-

1 graph (I) in the event of a disruption caused by
2 a significant event;

3 (K) include—

4 (i) a recommendation as to whether
5 the United States should maintain a stra-
6 tegic reserve of 1 or more of the items de-
7 scribed in subparagraph (I); and

8 (ii) for each item described in sub-
9 paragraph (I) for which the President rec-
10 ommends maintaining a strategic reserve
11 under clause (i), an identification of mech-
12 anisms for tracking inventory and avail-
13 ability of the item in the strategic reserve;

14 (L) identify mechanisms in existence on
15 the date of enactment of this Act and mecha-
16 nisms that can be developed to ensure that the
17 swift transport and delivery of the items de-
18 scribed in subparagraph (I) is feasible in the
19 event of a distribution network disturbance or
20 degradation, including a distribution network
21 disturbance or degradation caused by a signifi-
22 cant event;

23 (M) include guidance for determining the
24 prioritization for the distribution of the items

1 described in subparagraph (I), including dis-
2 tribution to States and Indian Tribes;

3 (N) consider the advisability and feasibility
4 of mechanisms for extending the credit of the
5 United States or providing other financial sup-
6 port authorized by law to key participants in
7 the economy of the United States if the exten-
8 sion or provision of other financial support—

9 (i) is necessary to avoid severe eco-
10 nomic degradation; or

11 (ii) allows for the recovery from a sig-
12 nificant event;

13 (O) include guidance for determining cat-
14 egories of employees that should be prioritized
15 to continue to work in order to sustain the
16 functions described in subparagraphs (B), (D),
17 and (E) in the event that there are limitations
18 on the ability of individuals to travel to work-
19 places or to work remotely, including consider-
20 ations for defense readiness;

21 (P) identify critical economic sectors nec-
22 essary to provide material and operational sup-
23 port to the defense of the United States;

24 (Q) determine whether the Secretary of
25 Homeland Security, the National Guard, and

1 the Secretary of Defense have adequate author-
2 ity to assist the United States in a recovery
3 from a severe economic degradation caused by
4 a significant event;

5 (R) review and assess the authority and
6 capability of heads of other agencies that the
7 President determines necessary to assist the
8 United States in a recovery from a severe eco-
9 nomic degradation caused by a significant
10 event; and

11 (S) consider any other matter that would
12 aid in protecting and increasing the resilience of
13 the economy of the United States from a sig-
14 nificant event.

15 (b) COORDINATION.—In developing the plan required
16 under subsection (a)(1), the President shall—

17 (1) receive advice from—

18 (A) the Secretary of Homeland Security;

19 (B) the Secretary of Defense;

20 (C) the Secretary of the Treasury;

21 (D) the Secretary of Health and Human
22 Services;

23 (E) the Secretary of Commerce;

24 (F) the Secretary of Transportation;

25 (G) the Secretary of Energy;

1 (H) the Administrator of the Small Busi-
2 ness Administration; and

3 (I) the head of any other agency that the
4 President determines necessary to complete the
5 plan;

6 (2) consult with economic sectors relating to
7 critical infrastructure through sector-coordinated
8 councils, as appropriate;

9 (3) consult with relevant State, Tribal, and
10 local governments and organizations that represent
11 those governments; and

12 (4) consult with any other non-Federal entity
13 that the President determines necessary to complete
14 the plan.

15 (c) SUBMISSION TO CONGRESS.—

16 (1) IN GENERAL.—Not later than 2 years after
17 the date of enactment of this Act, and not less fre-
18 quently than every 3 years thereafter, the President
19 shall submit the plan required under subsection
20 (a)(1) and the information described in paragraph
21 (2) to—

22 (A) the Speaker and the minority leader of
23 the House of Representatives;

24 (B) the majority and minority leaders of
25 the Senate;

1 (C) the Committee on Armed Services of
2 the House of Representatives;

3 (D) the Committee on Armed Services of
4 the Senate;

5 (E) the Committee on Homeland Security
6 of the House of Representatives;

7 (F) the Committee on Oversight and Re-
8 form of the House of Representatives;

9 (G) the Committee on Homeland Security
10 and Governmental Affairs of the Senate;

11 (H) the Committee on Energy and Com-
12 merce of the House of Representatives;

13 (I) the Committee on Health, Education,
14 Labor, and Pensions of the Senate;

15 (J) the Committee on Commerce, Science,
16 and Transportation of the Senate;

17 (K) the Committee on Banking, Housing,
18 and Urban Affairs of the Senate;

19 (L) the Committee on Financial Services
20 of the House of Representatives;

21 (M) the Committee on Finance of the Sen-
22 ate;

23 (N) the Committee on Small Business of
24 the House of Representatives;

1 (O) the Committee on Small Business and
2 Entrepreneurship of the Senate;

3 (P) the Committee on Energy and Natural
4 Resources of the Senate;

5 (Q) the Committee on Environment and
6 Public Works of the Senate; and

7 (R) any other committee of the Senate or
8 the House of Representatives that has jurisdic-
9 tion over the subject of the plan.

10 (2) ADDITIONAL INFORMATION.—The informa-
11 tion described in this paragraph is—

12 (A) any change to Federal law that would
13 be necessary to carry out the plan required
14 under subsection (a)(1); and

15 (B) any proposed changes to the funding
16 levels provided in appropriation Acts for the
17 most recent fiscal year that can be implemented
18 in future appropriation Acts or additional re-
19 sources necessary to—

20 (i) implement the plan required under
21 subsection (a)(1); or

22 (ii) maintain any program offices and
23 personnel necessary to—

1 (I) maintain the plan required
2 under subsection (a)(1) and the plans
3 described in subsection (a)(3)(F); and

4 (II) conduct exercises, assess-
5 ments, and updates to the plans de-
6 scribed in subclause (I) over time.

7 (d) DEFINITIONS.—In this section:

8 (1) The term “agency” has the meaning given
9 the term in section 551 of title 5, United States
10 Code.

11 (2) The term “economic sector” means a sector
12 of the economy of the United States.

13 (3) The term “relevant actor” means—

14 (A) the Federal Government;

15 (B) a State, local, or Tribal government;

16 or

17 (C) the private sector.

18 (4) The term “significant event” means an
19 event that causes severe degradation to economic ac-
20 tivity in the United States due to—

21 (A) a cyber attack; or

22 (B) another significant event that is nat-
23 ural or human-caused.

24 (5) The term “State” means any State of the
25 United States, the District of Columbia, the Com-

1 monwealth of Puerto Rico, the Virgin Islands,
2 Guam, American Samoa, the Commonwealth of the
3 Northern Mariana Islands, and any possession of the
4 United States.

