

AMENDMENT TO RULES COMMITTEE PRINT 119-

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OFFERED BY MR. SHREVE OF INDIANA

At the end of title XVII, insert the following:

1 **SEC. 17___ . RAIL INFRASTRUCTURE CYBERSECURITY EN-**
2 **HANCEMENT PROGRAM.**

3 (a) ESTABLISHMENT OF STRATEGIC RAILROAD CY-
4 BERSECURITY ENHANCEMENT PROGRAM.—

5 (1) ESTABLISHMENT.—Not later than 180 days
6 after the date of enactment of this Act, the Adminis-
7 trator, in consultation with the Secretary of Defense
8 and Administrator of the Federal Railroad Adminis-
9 tration, shall establish a program to provide grants
10 to eligible railroads to assist in financing the cost of
11 improving the cybersecurity of freight rail transpor-
12 tation systems.

13 (2) ALLOCATION OF GRANTS.—The Adminis-
14 trator shall allocate funding to eligible railroads
15 based on predetermined criteria, as determined by
16 the Administrator in consultation with the Secretary
17 of Defense, including—

18 (A) the strategic value to national security
19 and military readiness;

1 (B) the volume of hazardous or otherwise
2 sensitive cargo; and

3 (C) the available alternative transportation
4 routes for military equipment.

5 (3) APPLICATION.—An eligible railroad seeking
6 a grant under paragraph (1) shall submit to the Ad-
7 ministrator an application at such time, in such
8 manner, and containing such information as the Ad-
9 ministrator may require.

10 (4) PROTECTION OF INFORMATION.—Informa-
11 tion provided to, or collected by, the Administrator
12 to carry out this subsection—

13 (A) shall be exempt from disclosure under
14 section 552(b)(3) of title 5, United States Code;
15 and

16 (B) shall not be made available by any
17 Federal agency, State, political subdivision of a
18 State, or Tribal authority pursuant to any Fed-
19 eral, State, political subdivision of a State, or
20 Tribal law, respectively, requiring public disclo-
21 sure of information of records.

22 (5) IMPLEMENTATION PERIOD.—The funds
23 under paragraph (2) is payable for months begin-
24 ning on or after the date that is one year after the
25 date of enactment of this Act.

1 (b) REPORTS TO CONGRESS.—

2 (1) INTERIM REPORT TO CONGRESS.—Not later
3 than 18 months after the date of enactment of this
4 Act, the Administrator shall submit to the relevant
5 congressional committees an interim report on the
6 status of the Administrator’s actions taken to carry
7 out the grant program established under subsection
8 (a)(1), including—

9 (A) the justification and criteria used for
10 the selection of each eligible railroad applicant;
11 and

12 (B) any challenges encountered during the
13 implementation of the program.

14 (2) FINAL REPORT TO CONGRESS.—Not later
15 than 90 days after the date on which the Program
16 terminates under subsection (c), the Administrator
17 shall submit to relevant congressional committees a
18 report that describes the administration of the grant
19 program, including—

20 (A) the outcome and benefits that each
21 such eligible railroad has generated measured
22 by data, to the maximum extent practicable;

23 (B) the lessons learned and any rec-
24 ommendations relating to future cybersecurity-
25 related programs or strategies to improve the

1 cybersecurity posture of railroad networks
2 across the United States;

3 (C) a description of lessons learned
4 through the identification and mitigation of cy-
5 bersecurity vulnerabilities;

6 (D) how the Administrator will incorporate
7 any such lessons or best practices into Federal
8 standards or guidance for the railroad net-
9 works; and

10 (E) recommendations for improvement of
11 the program, including any suggested adjust-
12 ments to the implementation requirements,
13 cost-effectiveness of the grant, and any addi-
14 tional information the Administrator determines
15 necessary.

16 (c) TERMINATION.—The authority to carry out the
17 Program shall terminate on September 30, 2029.

18 (d) DEFINITIONS.—In this section:

19 (1) ADMINISTRATOR.—The term “Adminis-
20 trator” means the Administrator of the Transpor-
21 tation Security Administration.

22 (2) CLASS I RAILROAD.—The term “Class I rail-
23 road” has the meaning given the term “railroad car-
24 riers” in section 1201.1–1 of title 49, Code of Fed-
25 eral Regulations.

1 (3) ELIGIBLE RAILROADS.—The term “eligible
2 railroads” means all railroads subject to rail security
3 regulations governing security-sensitive railroads
4 identified under section 1580.1(a)(1) of title 49,
5 Code of Federal Regulations, except railroads that
6 are Class I railroads, and fall under at least one of
7 the following:

8 (A) Operating on a line designated as De-
9 fense Connectors by the Department of De-
10 fense.

11 (B) Operating on a line listed as a part of
12 the Strategic Rail Corridor Network.

13 (C) Serving as critical connectors between
14 Class I freight railroads.

15 (D) Class II railroad or Class III railroad,
16 including any holding company of a Class II
17 railroad or Class III railroad.

18 (E) An association representing 1 or more
19 railroads described in (D).

20 (4) RELEVANT CONGRESSIONAL COMMIT-
21 TEES.—The term “relevant congressional commit-
22 tees” means—

23 (A) the congressional defense committees;

24 (B) the Committee on Homeland Security
25 and Governmental Affairs of the Senate;

1 (C) the Committee on Homeland Security
2 of the House of Representatives;

3 (D) the Committee on Commerce, Science,
4 and Transportation of the Senate; and

5 (E) the Committee on Transportation and
6 Infrastructure of the House of Representatives.

7 (5) STRATEGIC RAIL CORRIDOR NETWORK.—

8 The term “Strategic Rail Corridor Network” means
9 the railroad corridor network designated by the De-
10 partment of Defense and the Federal Railroad Ad-
11 ministration as critical for the movement of essential
12 military equipment.

