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H.B. No. 1605

A BILL TO BE ENTITLED

AN ACT

relating to the powers and duties of the Department of Information  
Resources regarding cybersecurity.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter C, Chapter 2054, Government Code, is  
amended by adding Sections 2054.0591 and 2054.0592 to read as  
follows:

Sec. 2054.0591. CYBERSECURITY REPORT. (a) Not later than  
November 15 of each even-numbered year, the department shall submit  
to the governor, the lieutenant governor, the speaker of the house  
of representatives, and the standing committee of each house of the  
legislature with primary jurisdiction over state government  
operations a report identifying preventive and recovery efforts the  
state can undertake to improve cybersecurity in this state. The  
report must include:

(1) an assessment of the resources available to  
address the operational and financial impacts of a cybersecurity  
event;

(2) a review of existing statutes regarding  
cybersecurity and information resources technologies;

(3) recommendations for legislative action to  
increase the state's cybersecurity and protect against adverse  
impacts from a cybersecurity event;

(4) an evaluation of the costs and benefits of

1 cybersecurity insurance; and

2 (5) an evaluation of tertiary disaster recovery  
3 options.

4 (b) The department or a recipient of a report under this  
5 section may redact or withhold information confidential under  
6 Chapter 552, including Section 552.139, or other state or federal  
7 law that is contained in the report in response to a request under  
8 Chapter 552 without the necessity of requesting a decision from the  
9 attorney general under Subchapter G, Chapter 552.

10 Sec. 2054.0592. CYBERSECURITY EMERGENCY FUNDING. If a  
11 cybersecurity event creates a need for emergency funding, the  
12 department may request that the governor or Legislative Budget  
13 Board make a proposal under Chapter 317 to provide funding to manage  
14 the operational and financial impacts from the cybersecurity event.

15 SECTION 2. This Act takes effect September 1, 2017.