

By: Blanco, Elkins, Capriglione,
Gonzales of Williamson, Lucio III

H.B. No. 1605

Substitute the following for H.B. No. 1605:

By: Gonzales of Williamson

C.S.H.B. No. 1605

A BILL TO BE ENTITLED

1 AN ACT

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

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

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

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

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

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

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

24 (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.