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MEMORANDUM

To: House Committee on Government, Security and Technology
From: Jenna Moyer, Assistant Revisor of Statutes
Date: February 15, 2017
Subject: HB2331 – Enacting the Kansas cybersecurity act.

HB 2331 creates the Kansas information security office and cybersecurity grant fund coordinating council, related funds, employees and duties of the office.

Section 1 states the name of the act and sections of this bill that will make up the act.

Section 2 provides defined terms to be used in interpreting the act.

Section 3 establishes the position of executive branch chief information security officer (CISO) and its responsibilities. These include: establishing policies, training and guidance on the state's information cybersecurity programs, assess security of executive branch information systems to detect threats, and to manage executive branch cybersecurity personnel.

Section 4 establishes the Kansas information security office within the office of information technology services and provides for the responsibilities of the office. These include: administering the provisions of the cybersecurity act and information security resources; providing risk guidance on information technology projects, and ensuring compliance with relevant laws, regulations and policies.

Section 5 establishes the cybersecurity state grant fund coordinating council and its membership and responsibilities. These responsibilities include establishing rules and regulations for the use of state grant fund moneys.

Section 6 establishes the cybersecurity state fund, which would be the operating account of the information security office, as well as operations for moneys going into and coming out of the fund in the state treasury.

Section 7 establishes the cybersecurity state grant fund, as well as operations for moneys going into and coming out of the fund in the state treasury. A balance of \$10,000,000 shall be maintained in the event of a cybersecurity breach before being expended for other reasons. This section would also provide for monthly transfers of interest from the cybersecurity state fund.

Section 8 provides limits for the usage of moneys in the two funds established by the act.

Section 9 establishes a review of the office by the legislature prior to July 1, 2019

Section 10 amends K.S.A. 8-145 in subsection (d) to provide that all of the moneys collected in the division of vehicles \$4 modernization surcharge will be credited to the cybersecurity state fund.