

*Susan M. Collins*

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To require the identification of a mitigation strategy for cyber risk to critical electric infrastructure that could cause catastrophic harm.

IN THE \_\_\_\_\_ ss.

**AMENDMENT N<sup>o</sup> 3197**

By *Collins*

To print *Amndt. No. 2953*

Referro *3* l

**Page(s)**

GPO: 2014 91-623 (mac)

AMENDMENT intended to be proposed by Ms. COLLINS (for herself and Ms. MIKULSKI) to the amendment (No. 2953) proposed by Ms. MURKOWSKI

Viz:

- 1 On page 157, strike line 24 and insert the following:
- 2 tion.
- 3 **“SEC. 225. CRITICAL ELECTRIC INFRASTRUCTURE AT**
- 4 **GREATEST RISK.**
- 5 “(a) DEFINITIONS.—In this section:
- 6 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
- 7 TEES.—The term ‘appropriate congressional com-
- 8 mittees’ means—
- 9 “(A) the Select Committee on Intelligence
- 10 of the Senate;

1           “(B) the Permanent Select Committee on  
2 Intelligence of the House of Representatives;

3           “(C) the Committee on Energy and Nat-  
4 ural Resources of the Senate; and

5           “(D) the Committee on Energy and Com-  
6 merce of the House of Representatives.

7           “(2) CRITICAL ELECTRIC INFRASTRUCTURE.—

8 The term ‘critical electric infrastructure’ means a  
9 system or asset of the bulk-power system, whether  
10 physical or virtual, the incapacity or destruction of  
11 which would negatively affect national security, eco-  
12 nomic security, public health or safety, or any com-  
13 bination of those matters.

14           “(3) COVERED ENTITY.—The term ‘covered en-  
15 tity’ means an entity identified pursuant to section  
16 9(a) of Executive Order 13636 of February 12,  
17 2013 (78 Fed. Reg. 11742), relating to identifica-  
18 tion of critical infrastructure where a cybersecurity  
19 incident could reasonably result in catastrophic re-  
20 gional or national effects on public health or safety,  
21 economic security, or national security, that owns or  
22 operates critical electric infrastructure.

23           “(4) SECRETARY.—The term ‘Secretary’ means  
24 the Secretary of Energy.

1           “(b) MITIGATION STRATEGY REQUIRED FOR CRIT-  
2 ICAL ELECTRIC INFRASTRUCTURE AT GREATEST RISK.—

3 Not later than 1 year after the date of enactment of this  
4 Act, the Commission, in consultation with the Secretary  
5 and each covered entity, shall identify and propose  
6 prioritized, risk-based actions to mitigate cyber risk for  
7 each covered entity such that, to the greatest extent prac-  
8 ticable, a cyber security incident affecting that covered en-  
9 tity would be less likely to result in catastrophic regional  
10 or national effects on public health or safety, economic se-  
11 curity, or national security, given current and projected  
12 cyber risks.

13           “(c) REPORT REQUIRED.—Not later than 60 days  
14 after the date on which the Commission has taken the ac-  
15 tions required under subsection (b), the Commission shall  
16 submit to the appropriate congressional committees a re-  
17 port describing—

18                   “(1) the current and projected cyber risks con-  
19 sidered by the Commission; and

20                   “(2) a summary of the type of actions proposed  
21 by the Commission.”.