

FIRST REGULAR SESSION

HOUSE BILL NO. 1204

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HARDWICK.

2495H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 650, RSMo, by adding thereto one new section relating to cybersecurity.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 650, RSMo, is amended by adding thereto one new section, to be known as section 650.125, to read as follows:

650.125. 1. The provisions of this section shall be known and may be cited as the "Missouri Cybersecurity Act".

2. There is hereby established within the department of public safety the "Missouri Cybersecurity Commission". The commission shall have as its purpose identifying risk to and vulnerability of the state and critical infrastructure with regard to cyber attacks of any nature from within or outside the United States and advising the governor on such matters. The commission shall consist of the following members:

(1) Nine members to be appointed by the governor, provided that at least one but no more than two shall be appointed from each congressional district;

(2) One representative of the Missouri state highway patrol, ex officio;

(3) One representative of the state emergency management agency, ex officio; and

(4) One representative of the Missouri national guard, ex officio.

No more than five of the nine members appointed by the governor shall be of the same political party. To be eligible for appointment by the governor, a person shall have demonstrated expertise in cybersecurity or experience in a field that directly correlates to a need of the state relating to cyber defense. The membership of the commission shall reflect both private sector and public sector expertise and experience in cybersecurity.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

19 Appointed members of the commission shall serve three-year terms, except that of the
20 initial appointments made by the governor, three shall be for one-year terms, three shall
21 be for two-year terms, and three shall be for three-year terms. No appointed member of
22 the commission shall serve more than six years total. Any vacancy on the commission shall
23 be filled in the same manner as the original appointment.

24 3. The members of the commission shall serve without compensation, but shall be
25 reimbursed for the actual and necessary expenses incurred in the discharge of the
26 members' official duties.

27 4. A chair of the commission shall be selected by the members of the commission.

28 5. The department of public safety shall furnish administrative support and staff
29 for the effective operation of the commission.

30 6. The commission shall meet at least quarterly and at such other times as the chair
31 deems necessary.

32 7. The commission shall be funded by an appropriation limited to that purpose.
33 Any expenditure constituting more than ten percent of the commission's annual
34 appropriation shall be based on a competitive bid process.

35 8. The commission shall:

36 (1) Advise the governor on the state of cybersecurity in the state of Missouri;

37 (2) Solicit data from state agencies, public institutions of higher education, and
38 public schools relating to cybersecurity;

39 (3) Make recommendations to reduce the state's risk of cyber attack and to identify
40 best practices for the state to work offensively against cyber threats.

41 9. State agencies, public institutions of higher education, and public schools shall
42 provide any data requested by the commission under this section unless such information
43 is protected from disclosure under chapter 610 or is required to be kept confidential under
44 a code of ethics from a profession licensed in the state. The provisions of this section shall
45 not be construed to compel private sector organizations to provide information or data to
46 the commission.

47 10. The commission shall prepare and present an annual report to the governor by
48 December thirty-first of each year. Any content from the report protected under section
49 610.021 shall be held confidential.

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