
A BILL FOR AN ACT

RELATING TO CYBERSECURITY.

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

1 SECTION 1. The legislature finds that the security and
2 stability of our computer infrastructure, both public and
3 private ("cybersecurity"), is critical to our state and national
4 defense. Cyber attacks are the new reality of modern warfare,
5 and national security experts have warned that the threat of a
6 major cyber attack on our country is very real. Given that much
7 of our critical infrastructure and security systems are
8 controlled by computers, a successful cyber attack could result
9 in property damage, serious physical injury, or even loss of
10 human life.

11 The legislature further finds that while efforts are
12 currently being made to pass federal cybersecurity legislation,
13 our state must take a proactive approach rather than simply
14 await further developments at the national level. We must act
15 now, to ensure that Hawaii's public and private computer
16 networks, which are responsible for day to day essential
17 services such as electricity, telecommunications, transportation
18 systems, and emergency medical care, are not vulnerable to



1 attack by our enemies at home and abroad. It is not a question
2 of if Hawaii is attacked, but when.

3 The purpose of this Act is to establish a statewide
4 cybersecurity council that will develop and maintain a public-
5 private partnership to protect critical computer infrastructure,
6 develop cybersecurity "best practices", report on its progress
7 to the legislature, and cooperate with its future federal
8 counterpart and/or any related federal entity, as appropriate.

9 SECTION 2. Title 10, Hawaii Revised Statutes, is amended
10 by adding a new chapter to be appropriately designated and to
11 read as follows:

12 "CHAPTER

13 CYBERSECURITY

14 "§ - Statewide cybersecurity council established;
15 duties; reports. (a) There is established a statewide
16 cybersecurity council within the department of defense for
17 administrative purposes only. Members of the council shall be
18 appointed no later than September 1, 2013 by the governor
19 without regard to section 26-34, Hawaii Revised Statutes, and
20 shall be composed of representatives appointed from the
21 following entities:

22 (1) The department of defense;



- 1 (2) The department of commerce and consumer affairs;
- 2 (3) The department of health;
- 3 (4) The department of transportation;
- 4 (5) The University of Hawaii;
- 5 (6) The legislature;
- 6 (7) The judiciary;
- 7 (8) The four counties;
- 8 (9) The intelligence community;
- 9 (10) Sector-specific state agencies, as appropriate; and
- 10 (11) State agencies responsible for regulating the security
- 11 of critical cyber infrastructure, as appropriate.

12 The head of the department of defense shall serve as chair of
13 the council.

14 (b) No later than January 1, 2014, the council shall submit
15 to the legislature a report of the council's identification and
16 assessment of critical computer infrastructure, as well as
17 recommendations on incentives that will encourage the relevant
18 private sectors to voluntarily strengthen their computer
19 infrastructure.

20 (c) No later than June 30, 2014, the council shall identify
21 cybersecurity "best practices" after consultation with the
22 affected private sectors and with input from the public. Such



H.B. NO. 462

Report Title:

Cybersecurity; Statewide Cybersecurity Council

Description:

Establishes a statewide cybersecurity council to identify and assess critical computer infrastructure, identify cybersecurity "best practices", recommend incentives for voluntary adoption of such "best practices", evaluate the efficacy of such practices, and report annually to the legislature.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

