

Rebecca Wasserman, Office of Legislative Counsel
H. 291, An Act Relating to the Creation of a Cybersecurity Council
Side by Side Comparison

Section	As Passed by House	As Passed by Senate
Sec. 1 (adding 20 V.S.A. § 4661)		Adds definition for “Essential Supply chain”
Sec. 1 (adding 20 V.S.A. § 4662(a))		Amends purpose of the Council to include “best practices,” “communications protocols” and “training”
Sec. 1 (adding 20 V.S.A. § 4662(b))	<ul style="list-style-type: none"> • Membership of Council includes: <ul style="list-style-type: none"> • one House and one Senate member • a representative from a State electrical public utility, appointed by the Governor • a representative from a State municipal water system, appointed by the Governor • a representative from a Vermont hospital or accountable care organization, appointed by the Governor • a person representing a Vermont business related to an essential supply chain, appointed by the Governor 	<ul style="list-style-type: none"> • Removes House and Senate members from Council • Changes representative from a State electrical public utility to a “distribution or transmission utility, appointed by the Commissioner of Public Safety” • Changes appointing authority for representative from a State municipal water system to the Secretary of Natural Resources • Removes an accountable care organization and changes appointing authority to the Vermont Association of Hospitals and Health Systems • Changes appointing authority for a Vermont business to the Vermont Business Roundtable

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<p>Sec. 1 (adding 20 V.S.A. § 4662(c))</p>	<ul style="list-style-type: none"> • (b)(2): review and approve the State’s cybersecurity standards for critical infrastructure domains • (b)(3): evaluate statewide cybersecurity readiness and develop best practices for policies and procedures to strengthen administrative, technical, and physical cybersecurity safeguards as a resource for State government, Vermont businesses, and the public • (b)(6): “investigate ways the State can implement a unified cybersecurity communications and response” 	<ul style="list-style-type: none"> • Strike (b)(2) • Amends (b)(3) to add “and share best practices” • Adds a new subdivision (5) “conduct an inventory and review of cybersecurity standards and protocols for critical sector infrastructures and make recommendations on whether improved or additional standards and protocols are necessary • Amends (b)(6)(G) to add “including recommendations for establishing statewide communication protocols in the event of a cybersecurity incident” • Adds (b)(6)(H): “access cyber-insurance, including how to increase availability and affordability of cyber-insurance for critical industries”
<p>Sec. 1 (adding 20 V.S.A. § 4662(f))</p>	<ul style="list-style-type: none"> • (f)(1): “the Chief Information Office shall be the Chair of the Council” 	<ul style="list-style-type: none"> • Removes (f)(1) and renumbers subdivisions • Adds (f)(3): authority to enter into executive session
<p>Sec. 1 (adding 20 V.S.A. § 4662(g))</p>	<ul style="list-style-type: none"> • Report back on “information acquired pursuant to activities required under subsection (c) 	<ul style="list-style-type: none"> • Amends report back to “a status update on the work of the Council”
<p>Sec. 1 (adding 20 V.S.A. § 4662(h))</p>	<ul style="list-style-type: none"> • Compensation and reimbursement provisions 	<ul style="list-style-type: none"> • Adds a new subsection (h): public records act exemption

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Sec. 1 (adding 20 V.S.A. § 4662(i))		<ul style="list-style-type: none"> • Reletters compensation and reimbursement subsection and removes legislative compensation and reimbursement
Sec. 1 (adding 20 V.S.A. § 4663)	<ul style="list-style-type: none"> • Adds 20 V.S.A. § 4663 to requires Council to review and approve cybersecurity standards for critical infrastructure 	<ul style="list-style-type: none"> • Strikes out section Sec. 4663
Sec. 2 (amending 11 V.S.A. § 1701)	<ul style="list-style-type: none"> • Amends critical infrastructure definition 	<ul style="list-style-type: none"> • adds “thermal fuels and systems”
Sec. 3	<ul style="list-style-type: none"> • Adds a sunset to the chapter on June 30, 2026 	<ul style="list-style-type: none"> • Adds a new Sec. 3 to require the Council to report back with recommendations on the definition of “essential supply chain”
Sec. 4	<ul style="list-style-type: none"> • Effective Date 	<ul style="list-style-type: none"> • Amends sunset to extend it to June 30, 2028
Sec. 5		<ul style="list-style-type: none"> • Adds a new effective date Section – effective on July 1, 2023