

SHORT TITLE

Pub. L. 110-161, div. E, title VI, §601, Dec. 26, 2007, 121 Stat. 2094, provided that: “This title [enacting this chapter] may be cited as the ‘Border Infrastructure and Technology Modernization Act of 2007’.”

§§ 1402, 1403. Repealed. Pub. L. 113-188, title X, § 1001(b), Nov. 26, 2014, 128 Stat. 2022

Section 1402, Pub. L. 110-161, div. E, title VI, §603, Dec. 26, 2007, 121 Stat. 2094, related to the Port of Entry Infrastructure Assessment Study.

Section 1403, Pub. L. 110-161, div. E, title VI, §604, Dec. 26, 2007, 121 Stat. 2095, related to the National Land Border Security Plan.

§ 1404. Repealed. Pub. L. 114-4, title V, § 566, Mar. 4, 2015, 129 Stat. 73

Section, Pub. L. 110-161, div. E, title VI, §605, Dec. 26, 2007, 121 Stat. 2096, related to the port of entry technology demonstration program.

§ 1405. Authorization of appropriations

(a) In general

In addition to any funds otherwise available, there are authorized to be appropriated such sums as may be necessary to carry out this chapter for fiscal years 2009 through 2013.

(b) International agreements

Funds authorized to be appropriated under this chapter may be used for the implementation of projects described in the Declaration on Embracing Technology and Cooperation to Promote the Secure and Efficient Flow of People and Commerce across our Shared Border between the United States and Mexico, agreed to March 22, 2002, Monterrey, Mexico (commonly known as the Border Partnership Action Plan) or the Smart Border Declaration between the United States and Canada, agreed to December 12, 2001, Ottawa, Canada that are consistent with the provisions of this chapter.

(Pub. L. 110-161, div. E, title VI, §606, Dec. 26, 2007, 121 Stat. 2097.)

CHAPTER 6—CYBERSECURITY

SUBCHAPTER I—CYBERSECURITY INFORMATION SHARING

- Sec. 1501. Definitions.
- 1502. Sharing of information by the Federal Government.
- 1503. Authorizations for preventing, detecting, analyzing, and mitigating cybersecurity threats.
- 1504. Sharing of cyber threat indicators and defensive measures with the Federal Government.
- 1505. Protection from liability.
- 1506. Oversight of government activities.
- 1507. Construction and preemption.
- 1508. Report on cybersecurity threats.
- 1509. Exception to limitation on authority of Secretary of Defense to disseminate certain information.
- 1510. Effective period.

SUBCHAPTER II—FEDERAL CYBERSECURITY ENHANCEMENT

- 1521. Definitions.
- 1522. Advanced internal defenses.
- 1523. Federal cybersecurity requirements.

- Sec. 1524. Assessment; reports.
- 1525. Termination.

SUBCHAPTER III—OTHER CYBER MATTERS

- 1531. Apprehension and prosecution of international cyber criminals.
- 1532. Enhancement of emergency services.
- 1533. Improving cybersecurity in the health care industry.

LIMITATION RELATING TO ESTABLISHMENT OR SUPPORT OF CYBERSECURITY UNIT WITH THE RUSSIAN FEDERATION

Pub. L. 116-92, div. E, title LXVII, §6701, Dec. 20, 2019, 133 Stat. 2221, provided that:

“(a) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term ‘appropriate congressional committees’ means—

- “(1) the congressional intelligence committees;
- “(2) the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives; and
- “(3) the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

“(b) LIMITATION.—

“(1) IN GENERAL.—No amount may be expended by the Federal Government, other than the Department of Defense, to enter into or implement any bilateral agreement between the United States and the Russian Federation regarding cybersecurity, including the establishment or support of any cybersecurity unit, unless, at least 30 days prior to the conclusion of any such agreement, the Director of National Intelligence submits to the appropriate congressional committees a report on such agreement that includes the elements required by subsection (c).

“(2) DEPARTMENT OF DEFENSE AGREEMENTS.—Any agreement between the Department of Defense and the Russian Federation regarding cybersecurity shall be conducted in accordance with section 1232 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114-328) [130 Stat. 2488], as amended by section 1231 of the National Defense Authorization Act for Fiscal Year 2018 (Public Law 115-91) [131 Stat. 1657].

“(c) ELEMENTS.—If the Director submits a report under subsection (b) with respect to an agreement, such report shall include a discussion of each of the following:

- “(1) The purpose of the agreement.
- “(2) The nature of any intelligence to be shared pursuant to the agreement.
- “(3) The expected value to national security resulting from the implementation of the agreement.
- “(4) Such counterintelligence concerns associated with the agreement as the Director may have and such measures as the Director expects to be taken to mitigate such concerns.

“(d) RULE OF CONSTRUCTION.—This section shall not be construed to affect any existing authority of the Director of National Intelligence, the Director of the Central Intelligence Agency, or another head of an element of the intelligence community, to share or receive foreign intelligence on a case-by-case basis.”

[For definitions of “congressional intelligence committees” and “intelligence community” as used in section 6701 of div. E of Pub. L. 116-92, set out above, see section 5003 of div. E of Pub. L. 116-92, set out as a note under section 3003 of Title 50, War and National Defense.]

EX. ORD. No. 13800. STRENGTHENING THE CYBERSECURITY OF FEDERAL NETWORKS AND CRITICAL INFRASTRUCTURE

Ex. Ord. No. 13800, May 11, 2017, 82 F.R. 22391, provided:

By the authority vested in me as President by the Constitution and the laws of the United States of