

AMENDED IN ASSEMBLY MARCH 30, 2016

AMENDED IN ASSEMBLY MARCH 17, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2595**

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**Introduced by Assembly Member Linder**

February 19, 2016

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~~An act to amend Section 8611 of the Government Code, relating to disaster preparedness. An act to add Section 8586.5 to the Government Code, relating to emergency services.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2595, as amended, Linder. ~~Local government: disaster preparedness: test exercises. California Cybersecurity Integration Center.~~

*Existing law authorizes the Governor to make, amend, and rescind orders and regulations to implement the California Emergency Services Act. The act requires the Governor to coordinate the State Emergency Plan and those programs necessary for the mitigation of the effects of an emergency in this state. The act creates within the office of the Governor the Office of Emergency Services, which is responsible for the state's emergency and disaster response services, as specified.*

*By Executive order in 2015, the Governor directed the Office of Emergency Services to establish and lead the California Cybersecurity Integration Center, with its primary mission to reduce the likelihood and severity of cyber incidents that could damage California's economy, its critical infrastructure, or public and private sector computer networks in the state.*

*The Executive order, among other things, required that the California Cybersecurity Integration Center be comprised of representatives from various entities, and that it develop a statewide cybersecurity strategy informed by recommendations from the California Task Force on Cybersecurity and in accordance with state and federal requirements, standards, and best practices.*

*This bill would establish in statute the California Cybersecurity Integration Center (Cal-CSIC) within the Office of Emergency Services to develop a cybersecurity strategy for California in coordination with the Cybersecurity Task Force. The bill would provide that Cal-CSIC would have the same primary mission as Cal-CSIC as created by Executive order. The bill would require Cal-CSIC to include, but not be limited to, representatives from the Office of Emergency Services, the Office of Information Security in the Department of Technology, the State Threat Assessment Center, the Department of the California Highway Patrol, the California Military Department, the Office of the Attorney General, the Health and Human Services Agency, and others.*

*The bill would authorize the Director of Emergency Services, as specified, to administer, authorize, and allocate federal homeland security grant funding and would require the director to prioritize grant funding for prevention measures undertaken by the Office of Information Security in the Department of Technology in furtherance of a specified provision of the Governor's Executive order. The bill also would specify the authority of the Director of Emergency Services to administer the grant programs to respond to statewide emergencies requiring immediate attention.*

~~Existing law, the California Emergency Services Act, authorizes any city or county to create by ordinance a disaster council for developing plans for meeting any condition constituting a local emergency or state of emergency. Existing law also authorizes any city or county to provide for the calling of test exercises, either singularly or jointly, whenever, in the opinion of those political subdivisions, those test exercises are needed.~~

~~This bill would instead require cities and counties to provide for the calling of those test exercises at least twice per year and whenever needed. By requiring these actions by a local agency, this bill would impose a state-mandated local program.~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions:~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: ~~yes~~-no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 8586.5 is added to the Government Code,  
2 to read:

3     8586.5. (a) *There is established within the Governor’s Office*  
4 *of Emergency Services the California Cybersecurity Integration*  
5 *Center (Cal-CSIC), which shall develop a cybersecurity strategy*  
6 *for California in coordination with the Cybersecurity Task Force.*  
7 *That strategy shall be developed in accordance with state and*  
8 *federal requirements, consistent with applicable standards and*  
9 *best practices.*

10     (b) *The primary mission of the California Cybersecurity*  
11 *Integration Center is to reduce the likelihood and severity of cyber*  
12 *incidents that could damage California’s economy, its critical*  
13 *infrastructure, or public and private sector computer networks in*  
14 *our state.*

15     (c) *The California Cybersecurity Integration Center shall*  
16 *include, but not be limited to, representatives from all of the*  
17 *following organizations:*

- 18     (1) *Governor’s Office of Emergency Services.*
- 19     (2) *Department of Technology, Office of Information Security.*
- 20     (3) *State Threat Assessment Center.*
- 21     (4) *California Highway Patrol.*
- 22     (5) *California Military Department.*
- 23     (6) *Office of the Attorney General.*
- 24     (7) *Health and Human Services Agency.*
- 25     (8) *California Utilities Emergency Association.*
- 26     (9) *California State University.*
- 27     (10) *University of California.*
- 28     (11) *California Community Colleges.*

29     (d) (1) *The Director of Emergency Services, in consultation*  
30 *with the Office of Information Security of the Department of*  
31 *Technology or the Cybersecurity Task Force, or both, may*

1 administer, authorize, and allocate federal homeland security  
 2 grant funding in accordance with federal grant guidelines and  
 3 shall prioritize grant funding for prevention measures undertaken  
 4 by the Office of Information Security of the Department of  
 5 Technology in furtherance of the provision in the Governor’s  
 6 Executive order B-34-15 (Aug. 31, 2015) that directs state  
 7 departments and agencies to “ensure compliance with existing  
 8 information security and privacy policies, promote awareness of  
 9 information security standards with their workforce.”

10 (2) Nothing shall preclude the Director of Emergency Services  
 11 from administering the grant programs to respond to statewide  
 12 emergencies requiring immediate attention.

13 (3) For purposes of this subdivision:

14 (A) “Prevention measures” include, but are not limited to, risk  
 15 assessments as prescribed in Section 11549.3 of the Government  
 16 Code and compliance with the guidelines in Section 5300 and  
 17 following of the State Administrative Manual and with the  
 18 Statewide Information Management Manual guidelines.

19 (B) “Federal homeland security grant funding” refers to the  
 20 federal Homeland Security Grant Program as authorized by the  
 21 Federal Emergency Management Agency and the United States  
 22 Department of Homeland Security.

23 SECTION 1. Section 8611 of the Government Code is amended  
 24 to read:

25 8611. Counties, cities and counties, and cities shall provide for  
 26 the calling of test exercises, either singularly or jointly, whenever,  
 27 in the opinion of those political subdivisions, those test exercises  
 28 are needed, but at least twice per year; provided, however, that  
 29 with respect to any such test exercise no one shall have the power  
 30 to command the assistance of any private citizen, and the failure  
 31 of a citizen to obey any order or regulation pertaining to a test  
 32 exercise shall not constitute a violation of any law.

33 SEC. 2. If the Commission on State Mandates determines that  
 34 this act contains costs mandated by the state, reimbursement to  
 35 local agencies and school districts for those costs shall be made  
 36 pursuant to Part 7 (commencing with Section 17500) of Division  
 37 4 of Title 2 of the Government Code.