

AN ACT

relating to a requirement that a school district adopt a cybersecurity policy.

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

SECTION 1. Subchapter D, Chapter 11, Education Code, is amended by adding Section 11.175 to read as follows:

Sec. 11.175. DISTRICT CYBERSECURITY. (a) In this section:

(1) "Breach of system security" means an incident in which student information that is sensitive, protected, or confidential, as provided by state or federal law, is stolen or copied, transmitted, viewed, or used by a person unauthorized to engage in that action.

(2) "Cyber attack" means an attempt to damage, disrupt, or gain unauthorized access to a computer, computer network, or computer system.

(3) "Cybersecurity" means the measures taken to protect a computer, computer network, or computer system against unauthorized use or access.

(b) Each school district shall adopt a cybersecurity policy to:

(1) secure district cyberinfrastructure against cyber attacks and other cybersecurity incidents; and

(2) determine cybersecurity risk and implement mitigation planning.

1 (c) A school district's cybersecurity policy may not
2 conflict with the information security standards for institutions
3 of higher education adopted by the Department of Information
4 Resources under Chapters 2054 and 2059, Government Code.

5 (d) The superintendent of each school district shall
6 designate a cybersecurity coordinator to serve as a liaison between
7 the district and the agency in cybersecurity matters.

8 (e) The district's cybersecurity coordinator shall report
9 to the agency any cyber attack or other cybersecurity incident
10 against the district cyberinfrastructure that constitutes a breach
11 of system security as soon as practicable after the discovery of the
12 attack or incident.

13 (f) The district's cybersecurity coordinator shall provide
14 notice to a parent of or person standing in parental relation to a
15 student enrolled in the district of an attack or incident for which
16 a report is required under Subsection (e) involving the student's
17 information.

18 SECTION 2. This Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 820 passed the Senate on April 26, 2019, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendments on May 25, 2019, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 820 passed the House, with amendments, on May 22, 2019, by the following vote: Yeas 133, Nays 10, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor