

Senate Committee on Ways and Means**Neutral Testimony on House Bill 2077****Presented by Eric Stafford, Vice President of Government Affairs, Kansas Chamber****Thursday, March 23, 2023**

Mister Chairman and members of the committee, my name is Eric Stafford, Vice President of Government Affairs for the Kansas Chamber. The Kansas Chamber represents small, medium and large businesses of all industry segments across the state. We appreciate the opportunity to testify neutral with concerns to House Bill 2077, a bill dealing with cybersecurity threats and the Joint Committee on Information Technology.

We have been receiving feedback from our members since this bill was flagged on potential impacts to businesses who have access to personal information provided by the state of Kansas as required by New Section 1. Feedback from our members has centered around the 12-hour notice requirement that a significant cybersecurity incident has occurred. We have been in discussions with the Office of Information Technology Services and appreciate their willingness to address our concerns.

At this time, our members are still trying to work through language that would be acceptable and avoid problems, and we would ask that the committee remove section 1 from the bill at this time so it may move forward and allow us more time to go through the conference committee process to find a workable solution. Our goal is not to kill the legislation and again, we do appreciate the willingness of OITS to work through the concerns expressed from our members. Some consistent feedback has been concern over the federal government prohibiting disclosure of a breach. Several suggested language that states “unless otherwise prohibited by federal law enforcement or cybersecurity authorities” or “this section shall not pertain to an entity required to report security events under the Cybersecurity Incident Reporting for Critical Infrastructure Act.”

In closing, we respectfully ask the committee to allow us time to work through concerns over Section 1 in House Bill 2077, and I’m happy to answer questions at the appropriate time.