

1 State of Arkansas
2 95th General Assembly
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4

As Engrossed: S4/8/25

A Bill

HOUSE BILL 1666

5 By: Representative S. Meeks
6 By: Senator K. Hammer
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE ARKANSAS SELF-
10 FUNDED CYBER RESPONSE PROGRAM; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

15 TO AMEND THE LAW CONCERNING THE ARKANSAS
16 SELF-FUNDED CYBER RESPONSE PROGRAM.
17

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code § 21-2-803 is amended to read as follows:

21 21-2-803. Definitions.

22 As used in this subchapter:

23 (1) "County" means any county of this state;

24 (2) "Cyber response contact" means a person or entity designated
25 by the Arkansas Cyber Response Board to be the initial contact for a
26 participating governmental entity that is the subject of a cyberattack;

27 ~~(3)(A) "Cyber response panel" means a group of entities, each of~~
28 ~~which has been procured through state procurement and approved by the board,~~
29 ~~which can be activated by the cyber response contact to assist the~~
30 ~~participating governmental entity with forensic analysis, restoration~~
31 ~~guidance, and other board authorized assistance following a cyberattack.~~

32 ~~(B) "Cyber response panel" may include an entity that is~~
33 ~~owned or managed by the government;~~

34 ~~(4) "Higher education entity" means a:~~

35 (A) State-supported college, university, technical
36 college, community college, or other institution of higher education; or



1 (B) Department, division, or agency of a state institution
2 of higher education;

3 ~~(5)~~(4) "Money" means:

4 (A) Currency, coins, and bank notes in current use and
5 having a face value; and

6 (B) Travelers' checks, register checks, and money orders
7 held for sale to the general public;

8 ~~(6)~~(5) "Municipality" means:

9 (A) A city of the first class;

10 (B) A city of the second class; or

11 (C) An incorporated town;

12 ~~(7)~~(6) "Participating governmental entity" means a:

13 (A) County;

14 (B) Municipality; or

15 (C) School district;

16 ~~(8)~~(7) "Property other than money and securities" means any
17 tangible property, other than money and securities, that has intrinsic value;
18 and

19 ~~(9)~~(8) "School district" means a school district or open-
20 enrollment public charter school in this state.

21
22 SECTION 2. Arkansas Code § 21-2-804(a), concerning the establishment
23 of the Arkansas Self-Funded Cyber Response Program, is amended to add an
24 additional subdivision to read as follows:

25 (4) The program shall be:

26 (A) Secondary to any insurance a participating
27 governmental entity may have; and

28 (B) Used to reimburse a participating governmental entity
29 for losses as detailed in this subchapter.

30
31 SECTION 3. Arkansas Code § 21-2-804(e), concerning the scope of
32 coverage of the Arkansas Self-Funded Cyber Response Program, is repealed.

33 ~~(e) A participating governmental entity is legally liable for damages~~
34 ~~as a result of:~~

35 ~~(1) The deprivation or violation of a civil right of an~~
36 ~~individual by a public official or public employee; or~~

1 ~~(2) The tortious conduct of a public official or public employee.~~

2
3 SECTION 4. Arkansas Code § 21-2-805(a)(2), concerning the Arkansas
4 Cyber Response Board, is amended to read as follows:

5 (2) The member under subdivision ~~(a)(1)(F)~~ (a)(1)(E) of this
6 section shall be a nonvoting board member.

7
8 SECTION 5. Arkansas Code § 21-2-805(b), concerning the Arkansas Cyber
9 Response Board, is amended to read as follows:

10 (b) The board shall:

11 (1)(A) Establish a definition of a cyberattack that will be
12 covered under the Arkansas Self-Funded Cyber Response Program based on
13 industry standards.

14 (B) The definition of a cyberattack established under
15 subdivision (b)(1)(A) of this section shall be reviewed annually and updated
16 as necessary by the board;

17 (2) Establish minimum cybersecurity standards for participating
18 governmental entities;

19 (3) Determine a maximum amount of program coverage, not to exceed
20 fifty thousand dollars (\$50,000), for participating governmental entities
21 that have not met the minimum cybersecurity standards established by the
22 board under this section;

23 ~~(4) Create a cyber response panel;~~

24 ~~(5)(A)(4)(A)~~ (4)(A) Designate a cyber response contact.

25 ~~(B) The cyber response contact may select an entity from the~~
26 ~~cyber response panel to assist with forensic analysis, restoration guidance,~~
27 ~~and other board authorized assistance to the participating governmental~~
28 ~~entity.~~

29 ~~(C)~~ The cyber response contact shall provide to the board:

30 (i) Prompt notice detailing the cyberattack; and

31 (ii) A detailed report of the action that is being
32 taken; and

33 ~~(6)(5)~~ (5) Promulgate rules and procedures regarding utilization of
34 the program by participating governmental entities to generally align with
35 the following procedures:

36 (A) Upon discovery of a cyberattack, a participating

1 governmental entity shall notify the cyber response contact designated by the
2 board;

3 (B)(i) The cyber response contact shall make a determination
4 of program coverage in consultation with the board, if feasible.

5 (ii) If consultation with the board is not feasible
6 under subdivision ~~(b)(6)(B)(i)~~ (b)(5)(B)(i) of this section due to the timing
7 of the cyberattack, then the cyber response contact shall review and evaluate
8 criteria established by the board to make a determination of program
9 coverage;

10 (C) The cyber response contact shall notify the board once
11 the cyber response contact has made a determination of program coverage; and

12 (D) Any other procedures that the board deems necessary to
13 carry out this subchapter.

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15 /s/S. Meeks
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