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To: Joint Legislative Committee on Information Management and Technology
From: Sean McSpaden, Legislative Fiscal Office
Date: April 18, 2025
Subject: HB 3228 – Relating to Cybersecurity: Work Session Recommendations

House Bill 3228 relates to cybersecurity. The introduced version of the measure directs the Oregon Cybersecurity Advisory Council to study the use of cybersecurity insurance by Oregon public bodies and directs the advisory council to submit findings to the interim committees of the Legislative Assembly related to information management and technology no later than December 31, 2025. Further, the measure establishes the Oregon Cybersecurity Resilience Fund and appropriates moneys in the fund to the Higher Education Coordinating Commission for distribution to the Oregon Cybersecurity Center of Excellence to assist public bodies with cybersecurity insurance requirements and cybersecurity incidents.

If passed into law, the measure declares an emergency and is effective on passage.

Materials related to House Bill 3228 are posted on OLIS.

If the -1 Amendment is adopted, instead of a broad study on cyber insurance for public bodies, the Oregon Cybersecurity Advisory Council would be directed to conduct assessments to identify and document cybersecurity vulnerabilities and recommend actions to address the reasons that public bodies are unable to meet cybersecurity insurance coverage requirements. The amendment would also extend the date by which the advisory council must submit a report to the interim committees of the Legislative Assembly related to information management and technology from December 31, 2025, to no later than September 30, 2026.

In addition, the amendment extends the date by which Section 1 of this 2025 Act would be repealed from January 2, 2026, to January 2, 2027.

Finally, the amendment would allow monies in the Oregon Cybersecurity Resilience Fund to be used to assist public bodies with: assessing and documenting cybersecurity vulnerabilities and the specific cybersecurity insurance coverage requirements public bodies are unable to meet; and, cybersecurity training, in addition to the authorized purposes listed in the introduced version of the measure.

Recommended Changes - Amendment

LFO recommends adoption of the -1 amendment.

MOTION: I move adoption of the -1 amendment to House Bill 3228. (VOTE)

Final Committee Action

LFO recommends that House Bill 3228 be reported out of the Joint Legislative Committee on Information Management and Technology with a “do pass as amended” recommendation, and be referred to the Joint Committee on Ways and Means by prior reference.

MOTION: I move that House Bill 3228 be reported out with a “do pass as amended” recommendation, and be referred to the Joint Committee on Ways and Means by prior reference. (VOTE)