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U.S. Senate Committee on Homeland Security and Governmental Affairs  
Senator Ron Johnson, Chairman  
340 Dirksen Senate Office Building  
Washington, DC, 20510

Subject: DHS Inaction on the Critical Infrastructure Protection Provisions of  
Public Law 114-328, §1913 of the NDAA for FY 2017

Dear Senator Johnson,

On December 23, 2016, essential critical infrastructure protection provisions were passed as section 1913 of the National Defense Authorization Act for Fiscal Year 2017. By now, the Department of Homeland Security (DHS) should have taken various actions and submitted at least two reports to Congress, possibly three. Specifically:

- Section 1913(a)(2): Within 6 months of December 23, 2016 a recommended strategy to protect and prepare the critical infrastructure of the homeland against threats of EMP and GMD should have been submitted to Congress.
- Section 1913(c): Not later than one year after the date of the enactment of this section, the Secretary of Homeland Security shall submit the recommended strategy required under 6 U.S.C. §121(d)(26)(A) [*Seems to be similar to the report mentioned above in §1913(a)(2) but a different due date.*]
- Section 1913(d): Not later than 180 days after the date of the enactment of this section, DHS was supposed to submit a report to Congress a report describing the progress made in most of the provisions of PL 14-328 §1913.

These reports were supposed to be unclassified (i.e., should be available to the public) and were supposed to be submitted to:

- U.S. House of Representatives, Committee on Homeland Security
- U.S. House of Representatives, Permanent Select Committee on Intelligence
- U.S. Senate Committee on Homeland Security and Governmental Affairs
- U.S. Senate Select Committee on Intelligence

I can find no publically available evidence that these reports have been completed. I request that the Committee look into the status of these critical reports and actions to insure that DHS is meeting its statutory obligations.

Thank you for your consideration,



Michael Mabee