

“(B) Cybersecurity Work Categories and Specialty Areas with emerging skill shortages.

“(3) CYBERSECURITY CRITICAL NEEDS REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary, in consultation with the Director, shall—

“(A) identify Specialty Areas of critical need for cybersecurity workforce across the Department; and

“(B) submit a progress report on the implementation of this subsection to the appropriate congressional committees.

“(e) GOVERNMENT ACCOUNTABILITY OFFICE STATUS REPORTS.—The Comptroller General of the United States shall—

“(1) analyze and monitor the implementation of subsections (c) and (d); and

“(2) not later than 3 years after the date of the enactment of this Act, submit a report to the appropriate congressional committees that describes the status of such implementation.”

DEFINITIONS

Pub. L. 113-246, §2, Dec. 18, 2014, 128 Stat. 2880, provided that: “In this Act [enacting this section and provisions set out as a note under section 101 of this title]—

“(1) the term ‘Cybersecurity Category’ means a position’s or incumbent’s primary work function involving cybersecurity, which is further defined by Specialty Area;

“(2) the term ‘Department’ means the Department of Homeland Security;

“(3) the term ‘Secretary’ means the Secretary of Homeland Security; and

“(4) the term ‘Specialty Area’ means any of the common types of cybersecurity work as recognized by the National Initiative for Cybersecurity Education’s National Cybersecurity Workforce Framework report.”

§§ 147 to 151. Transferred

Editorial Notes

CODIFICATION

Section 147, Pub. L. 107-296, title II, §226, as added Pub. L. 113-277, §3(a), Dec. 18, 2014, 128 Stat. 3005, which related to cybersecurity recruitment and retention, was renumbered section 2208 of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(I), Nov. 16, 2018, 132 Stat. 4178, and transferred to section 658 of this title.

Section 148, Pub. L. 107-296, title II, §227, formerly §226, as added Pub. L. 113-282, §3(a), Dec. 18, 2014, 128 Stat. 3066; renumbered §227 and amended Pub. L. 114-113, div. N, title II, §§203, 223(a)(3), Dec. 18, 2015, 129 Stat. 2957, 2963; Pub. L. 114-328, div. A, title XVIII, §1841(b), Dec. 23, 2016, 130 Stat. 2663, which related to national cybersecurity and communications integration center, was renumbered section 2209 of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(I), Nov. 16, 2018, 132 Stat. 4178, and transferred to section 659 of this title.

A prior section 227 of Pub. L. 107-296, as added by Pub. L. 113-282, §7(a), Dec. 18, 2014, 128 Stat. 3070, was classified to section 149 of this title prior to redesignation by Pub. L. 114-113 as section 228(c) of Pub. L. 107-296, and was classified to section 149(c) of this title prior to further redesignation by Pub. L. 115-278 as section 2210(c) of Pub. L. 107-296, which is classified to section 660(c) of this title.

Section 149, Pub. L. 107-296, title II, §228, as added and amended Pub. L. 114-113, div. N, title II, §§205, 223(a)(2), (4), (5), Dec. 18, 2015, 129 Stat. 2961, 2963, 2964, which related to cybersecurity plans, was renumbered section 2210 of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(I), Nov. 16, 2018, 132 Stat. 4178, and transferred to section 660 of this title.

A prior section 228 of Pub. L. 107-296 was renumbered section 229 and was classified to section 150 of this title

prior to renumbering as section 2212, which is classified to section 662 of this title.

Section 149a, Pub. L. 107-296, title II, §228A, as added Pub. L. 114-328, div. A, title XIX, §1912(a), Dec. 23, 2016, 130 Stat. 2683, which related to cybersecurity strategy, was renumbered section 2211 of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(I), Nov. 16, 2018, 132 Stat. 4178, and transferred to section 661 of this title.

Section 150, Pub. L. 107-296, title II, §229, formerly §228, as added Pub. L. 113-282, §7(a), Dec. 18, 2014, 128 Stat. 3070; renumbered §229, Pub. L. 114-113, div. N, title II, §223(a)(1), Dec. 18, 2015, 129 Stat. 2963, which related to clearances, was renumbered section 2212 of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(I), Nov. 16, 2018, 132 Stat. 4178, and transferred to section 662 of this title.

Section 151, Pub. L. 107-296, title II, §230, as added Pub. L. 114-113, div. N, title II, §223(a)(6), Dec. 18, 2015, 129 Stat. 2964, which related to Federal intrusion detection and prevention system, was renumbered section 2213 of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(I), Nov. 16, 2018, 132 Stat. 4178, and transferred to section 663 of this title.

PART C—OFFICE OF SCIENCE AND TECHNOLOGY

Editorial Notes

CODIFICATION

Subtitle D of title II of Pub. L. 107-296, which was classified to part D of this subchapter, was redesignated subtitle C of title II of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(K), Nov. 16, 2018, 132 Stat. 4178, and transferred to this part.

PRIOR PROVISIONS

A prior subtitle C of title II of Pub. L. 107-296, which was classified to this part, was redesignated subtitle B of title II of Pub. L. 107-296 by Pub. L. 115-278, §2(g)(2)(K), Nov. 16, 2018, 132 Stat. 4178, and transferred to part B (§141 et seq.) of this subchapter.

§ 161. Establishment of Office; Director

(a) Establishment

(1) In general

There is hereby established within the Department of Justice an Office of Science and Technology (hereinafter in this subchapter referred to as the “Office”).

(2) Authority

The Office shall be under the general authority of the Assistant Attorney General, Office of Justice Programs, and shall be established within the National Institute of Justice.

(b) Director

The Office shall be headed by a Director, who shall be an individual appointed based on approval by the Office of Personnel Management of the executive qualifications of the individual.

(Pub. L. 107-296, title II, §231, Nov. 25, 2002, 116 Stat. 2159.)

Editorial Notes

REFERENCES IN TEXT

This subchapter, referred to in subsec. (a)(1), was in the original “this title”, meaning title II of Pub. L. 107-296, Nov. 25, 2002, 116 Stat. 2145, which enacted this subchapter, amended sections 1030, 2511, 2512, 2520, 2701 to 2703, and 3125 of Title 18, Crimes and Criminal Procedure, sections 10102 and 10122 of Title 34, Crime Control and Law Enforcement, and section 401a of Title 50, War and National Defense, and enacted provisions set out as a note under section 101 of this title and listed in a Pro-

visions for Review, Promulgation, or Amendment of Federal Sentencing Guidelines Relating to Specific Offenses table set out under section 994 of Title 28, Judiciary and Judicial Procedure. For complete classification of title II to the Code, see Tables.

§ 162. Mission of Office; duties

(a) Mission

The mission of the Office shall be—

- (1) to serve as the national focal point for work on law enforcement technology; and
- (2) to carry out programs that, through the provision of equipment, training, and technical assistance, improve the safety and effectiveness of law enforcement technology and improve access to such technology by Federal, State, and local law enforcement agencies.

(b) Duties

In carrying out its mission, the Office shall have the following duties:

- (1) To provide recommendations and advice to the Attorney General.
- (2) To establish and maintain advisory groups (which shall be exempt from the provisions of chapter 10 of title 5) to assess the law enforcement technology needs of Federal, State, and local law enforcement agencies.
- (3) To establish and maintain performance standards in accordance with the National Technology Transfer and Advancement Act of 1995 (Public Law 104-113) for, and test and evaluate law enforcement technologies that may be used by, Federal, State, and local law enforcement agencies.
- (4) To establish and maintain a program to certify, validate, and mark or otherwise recognize law enforcement technology products that conform to standards established and maintained by the Office in accordance with the National Technology Transfer and Advancement Act of 1995 (Public Law 104-113). The program may, at the discretion of the Office, allow for supplier's declaration of conformity with such standards.
- (5) To work with other entities within the Department of Justice, other Federal agencies, and the executive office of the President to establish a coordinated Federal approach on issues related to law enforcement technology.
- (6) To carry out research, development, testing, evaluation, and cost-benefit analyses in fields that would improve the safety, effectiveness, and efficiency of law enforcement technologies used by Federal, State, and local law enforcement agencies, including, but not limited to—
 - (A) weapons capable of preventing use by unauthorized persons, including personalized guns;
 - (B) protective apparel;
 - (C) bullet-resistant and explosion-resistant glass;
 - (D) monitoring systems and alarm systems capable of providing precise location information;
 - (E) wire and wireless interoperable communication technologies;
 - (F) tools and techniques that facilitate investigative and forensic work, including computer forensics;

(G) equipment for particular use in counterterrorism, including devices and technologies to disable terrorist devices;

(H) guides to assist State and local law enforcement agencies;

(I) DNA identification technologies; and

(J) tools and techniques that facilitate investigations of computer crime.

(7) To administer a program of research, development, testing, and demonstration to improve the interoperability of voice and data public safety communications.

(8) To serve on the Technical Support Working Group of the Department of Defense, and on other relevant interagency panels, as requested.

(9) To develop, and disseminate to State and local law enforcement agencies, technical assistance and training materials for law enforcement personnel, including prosecutors.

(10) To operate the regional National Law Enforcement and Corrections Technology Centers and, to the extent necessary, establish additional centers through a competitive process.

(11) To administer a program of acquisition, research, development, and dissemination of advanced investigative analysis and forensic tools to assist State and local law enforcement agencies in combating cybercrime.

(12) To support research fellowships in support of its mission.

(13) To serve as a clearinghouse for information on law enforcement technologies.

(14) To represent the United States and State and local law enforcement agencies, as requested, in international activities concerning law enforcement technology.

(15) To enter into contracts and cooperative agreements and provide grants, which may require in-kind or cash matches from the recipient, as necessary to carry out its mission.

(16) To carry out other duties assigned by the Attorney General to accomplish the mission of the Office.

(c) Competition required

Except as otherwise expressly provided by law, all research and development carried out by or through the Office shall be carried out on a competitive basis.

(d) Information from Federal agencies

Federal agencies shall, upon request from the Office and in accordance with Federal law, provide the Office with any data, reports, or other information requested, unless compliance with such request is otherwise prohibited by law.

(e) Publications

Decisions concerning publications issued by the Office shall rest solely with the Director of the Office.

(f) Transfer of funds

The Office may transfer funds to other Federal agencies or provide funding to non-Federal entities through grants, cooperative agreements, or contracts to carry out its duties under this section: *Provided*, That any such transfer or provision of funding shall be carried out in accordance with section 605 of Public Law 107-77.