(B) the impact of the declaration or renewal on the response to, and recovery from, the specific significant incident described in paragraph (1); and

(C) the impact of the funds made available from the Fund as a result of the declaration or renewal on the recovery from, and response to, the specific significant incident described in paragraph (1).

(c) Classification

Each notification made under subsection (a) and each report submitted under subsection (b)—

(1) shall be in an unclassified form with appropriate markings to indicate information that is exempt from disclosure under section 552 of title 5 (commonly known as the ''Freedom of Information Act''); and

(2) may include a classified annex.

(d) Consolidated report

The Secretary shall not be required to submit multiple reports under subsection (b) for multiple declarations or renewals if the Secretary determines that the declarations or renewals substantively relate to the same specific significant incident.

(e) Exemption

The requirements of subchapter I of chapter 35 of title 44 (commonly known as the ''Paperwork Reduction Act'') shall not apply to the voluntary collection of information by the Department during an investigation of, a response to, or an immediate post-response review of, the specific significant incident leading to a declaration or renewal.

(Pub. L. 107–296, title XXII, § 2235, as added Pub. L. 117–58, div. G, title VI, § 70602(a), Nov. 15, 2021, 135 Stat. 1270.)

§ 677e. Rule of construction

Nothing in this part shall be construed to impair or limit the ability of the Director to carry out the authorized activities of the Cybersecurity and Infrastructure Security Agency.

(Pub. L. 107–296, title XXII, § 2236, as added Pub. L. 117–58, div. G, title VI, § 70602(a), Nov. 15, 2021, 135 Stat. 1272.)

§ 677f. Authorization of appropriations

There are authorized to be appropriated to the Fund $20,000,000 for fiscal year 2022 and each fiscal year thereafter until September 30, 2028, which shall remain available until September 30, 2028.

(Pub. L. 107–296, title XXII, § 2237, as added Pub. L. 117–58, div. G, title VI, § 70602(a), Nov. 15, 2021, 135 Stat. 1272.)

§ 677g. Sunset

The authorities granted to the Secretary or the Director under this part shall expire on the date that is 7 years after November 15, 2021.

(Pub. L. 107–296, title XXII, § 2238, as added Pub. L. 117–58, div. G, title VI, § 70602(a), Nov. 15, 2021, 135 Stat. 1272.)

PART D—CYBER INCIDENT REPORTING

§ 681. Definitions

In this part:

(1) Center

The term ''Center'' means the center established under section 659 of this title.

(2) Council

The term ''Council'' means the Cyber Incident Reporting Council described in section 681f of this title.

(3) Covered cyber incident

The term ''covered cyber incident'' means a substantial cyber incident experienced by a covered entity that satisfies the definition and criteria established by the Director in the final rule issued pursuant to section 681b(b) of this title.

(4) Covered entity

The term ''covered entity'' means an entity in a critical infrastructure sector, as defined in Presidential Policy Directive 21, that satisfies the definition established by the Director in the final rule issued pursuant to section 681b(b) of this title.

(5) Cyber incident

The term ''cyber incident''—

(A) has the meaning given the term ''incident'' in section 659[1] of this title; and

(B) does not include an occurrence that imminently, but not actually, jeopardizes—

(i) information on information systems; or

(ii) information systems.

(6) Cyber threat

The term ''cyber threat'' has the meaning given the term ''cybersecurity threat'' in section 650 of this title.

(7) Federal entity

The term ''Federal entity'' has the meaning given the term in section 1501 of this title.

(8) Ransom payment

The term ''ransom payment'' means the transmission of any money or other property or asset, including virtual currency, or any portion thereof, which has at any time been delivered as ransom in connection with a ransomware attack.

(9) Significant cyber incident

The term ''significant cyber incident'' means a cyber incident, or a group of related cyber incidents, that the Secretary determines is likely to result in demonstrable harm to the national security interests, foreign relations, or economy of the United States or to the public confidence, civil liberties, or public health and safety of the people of the United States.

(10) Virtual currency

The term ''virtual currency'' means the digital representation of value that functions as a medium of exchange, a unit of account, or a store of value.

[1] See References in Text note below.