To require certain entities to disclose to the Secretary of Homeland Security ransom payments, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Ransom Disclosure Act”.

SEC. 2. DISCLOSURE OF RANSOM PAYMENTS.

(a) DEFINITIONS.—In this section:

(1) COVERED ENTITY.—The term “covered entity”—

(A) means a public or private entity that—
(i) is engaged in interstate commerce
or an activity affecting interstate com-
merce; or

(ii) receives Federal funds;

(B) includes a local government; and

(C) does not include an individual.

(2) INFORMA TION SYSTEM.—The term "infor-
mation system" has the meaning given such term in
section 3502 of title 44, United States Code.

(3) RANSOM.—The term "ransom" means
money or other thing of value demanded by an actor
from a covered entity or individual after such actor
gains control of an information system of such entity
or individual.

(4) SECRETARY.—The term "Secretary" means
the Secretary of Homeland Security.

(b) DISCLOSURE REQUIRED.—Not later than 48
hours after a covered entity pays a ransom, the covered
entity shall disclose to the Secretary, in accordance with
subsection (b), such payment.

(c) CONTENTS.—A disclosure made under subsection
(b) shall include, with respect to the ransom at issue, the
following:

(1) The date on which such ransom was de-
manded.
(2) The date on which such ransom was paid.

(3) The amount of such ransom demanded.

(4) The amount of such ransom paid.

(5) An identification of the currency, including if cryptocurrency, used for payment of such ransom.

(6) Whether the covered entity that paid such ransom receives Federal funds.

(7) Any known information regarding the identity of the actor demanding such ransom.

(d) NONCOMPLIANCE.—The Secretary shall establish by regulation appropriate penalties for a covered entity that fails to make a disclosure required under subsection (b).

(e) PUBLIC AVAILABILITY.—

(1) In general.—Not later than 1 year after the date of the enactment of this Act and annually thereafter, the Secretary shall publish on a publicly available website of the Department of Homeland Security the information disclosed under subsection (b) during the preceding 1-year period, including the total dollar amount of ransoms paid by covered entities during such period.

(2) Exclusion of identifying information.—Information that reveals the identity of a covered entity that made a disclosure under sub-
section (b) shall be excluded from the information published under paragraph (1).

(f) Study and Report on Ransom Commonalities.—

(1) Study.—The Secretary shall conduct a study to determine—

(A) if there are commonalities with respect to the information disclosed under subsection (b); and

(B) the extent to which cryptocurrency has facilitated the kinds of attacks that resulted in the payment of ransoms by covered entities.

(2) Report.—Not later than 15 months after the date of the enactment of this Act, the Secretary shall submit to Congress a report that includes—

(A) the findings of the study conducted under paragraph (1); and

(B) such recommendations as the Secretary considers appropriate for protecting the information systems of covered entities.

(g) Individual Reporting.—

(1) In General.—Not later than 60 days after the date of enactment of this Act, the Secretary shall establish a website through which individuals
may voluntarily report the payment of a ransom by
the individual.

(2) INCORPORATION OF DATA.—To the greatest
extent practicable, the Secretary shall incorporate
data from reporting by individuals under paragraph
(1) in—

(A) the information published under sub-
section (e); and

(B) the study conducted under subsection
(f).

(h) APPLICABILITY.—This section shall apply to ran-
soms paid on or after the date that is 90 days after the
date of the enactment of this Act.