

Suspend the Rules and Pass the Bill, H.R. 4502, With Amendments

(The amendments strike all after the enacting clause and insert a new text and a new title)

118TH CONGRESS
1ST SESSION

H. R. 4502

To amend title 5, United States Code, to allow Federal agencies to establish educational requirements for certain cybersecurity positions in the competitive service, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2023

Ms. MACE (for herself and Ms. PORTER) introduced the following bill; which was referred to the Committee on Oversight and Accountability

A BILL

To amend title 5, United States Code, to allow Federal agencies to establish educational requirements for certain cybersecurity positions in the competitive service, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Modernizing the Acqui-
5 sition of Cybersecurity Experts Act of 2023”.

1 **SEC. 2. EDUCATIONAL REQUIREMENTS FOR COMPETITIVE**
2 **SERVICE CYBERSECURITY POSITIONS.**

3 Section 3308 of title 5, United States Code, is
4 amended—

5 (1) by striking “The Office of Personnel Man-
6 agement” and inserting “(a) IN GENERAL.—Con-
7 sistent with subsection (b), the Office of Personnel
8 Management”; and

9 (2) by adding at the end the following:

10 “(b) EDUCATION REQUIREMENTS FOR CYBERSECU-
11 RITY POSITIONS.—

12 “(1) IN GENERAL.—With respect to any cov-
13 ered position—

14 “(A) an agency may prescribe a minimum
15 educational requirement for employment in
16 such a position only if a minimum education
17 qualification is required by law to perform the
18 duties of the position in the State or locality
19 where the duties of the position are to be per-
20 formed; and

21 “(B) an agency may consider education in
22 determining a candidate’s satisfaction of any
23 other minimum qualification only if the can-
24 didate’s education directly reflects the com-
25 petencies necessary to satisfy that qualification
26 and perform the duties of the position.

1 “(2) PUBLICATION.—Not later than one year
2 after the date of the enactment of the Modernizing
3 the Acquisition of Cybersecurity Experts Act of
4 2023 and annually thereafter, the Office of Per-
5 sonnel Management shall publish on the Office’s
6 website—

7 “(A) any changes made to minimum quali-
8 fications standards concerning education for
9 covered positions; and

10 “(B) aggregate data indicating the level of
11 educational attainment, sorted by position clas-
12 sification, of all accessions to covered positions.

13 “(3) COVERED POSITION DEFINED.—In this
14 subsection, the term ‘covered position’ means—

15 “(A) any position in the competitive service
16 classified under the GS–2210 information tech-
17 nology management series, or any successor se-
18 ries; and

19 “(B) any other position in the competitive
20 service designated as “cybersecurity” under the
21 National Initiative for Cybersecurity Education
22 (NICE) Cybersecurity Workforce Framework
23 (NIST Special Publication 800–181), or suc-
24 cessor framework.”.

Amend the title so as to read: “A bill to amend title
5, United States Code, to limit the use of educational re-

quirements or qualifications in evaluating candidates for certain cybersecurity positions in the competitive service, and for other purposes.”.