



July 1, 2024

Ms. Jen M. Easterly  
Director, Cybersecurity, and Infrastructure Security Agency (CISA)  
Department of Homeland Security (DHS)  
245 Murray Lane  
Washington, D.C. 20528

Re: Request for Comments on the Proposed Rule for Cyber Incident Reporting for Critical Infrastructure Act of 2022 (CIRCA) – Docket No. CISA-2022-0010

Dear Director Easterly,

The American Registry for Internet Numbers, Ltd. (ARIN) appreciates the opportunity to comment on the proposed rule for the Cyber incident Reporting for Critical Infrastructure Act of 2022 (CIRCA). ARIN provides these comments, which do not seek any changes in the CIRCA draft regulations.

To the extent ARIN is a covered entity, ARIN is statutorily exempted from the reporting requirements of covered entities by the express provisions of 6 USC sections 681 et seq. Therefore, ARIN's comments are submitted for educational and informational purposes.

ARIN's comments briefly describe ARIN's services, which include the provision of identical services to both the United States and other ARIN region governments as well as businesses and civil society in this region. ARIN therefore provides a short comment on why the statutory exemption from reporting is practical and warranted.

Regarding Section 226.4 *Exceptions to required reporting on covered cyber incidents and ransom payments*, ARIN agrees with CISA's Notice of Proposed Rulemaking (NPRM) to exempt ARIN per Section 226.4(b) *Domain Name System exception*. Specifically, the NPRM would exempt ARIN from such reporting.

This notwithstanding, ARIN intends to closely coordinate with CISA in a voluntary manner on relevant cybersecurity events, once clearly defined, to the extent such coordination will contribute to the resiliency and operational transparency of critical infrastructure.

Established in the United States in 1997, ARIN is a non-profit, member-based organization. As one of the five Regional Internet Registries (RIRs) that cooperate in the provision of a global Internet Number Registry, ARIN is responsible for the management

and distribution of Internet number resources, such as IP addresses and ASNs, and provide related services within its service region<sup>1</sup>. ARIN issues Internet number resources and provides the related services to maintain the uniqueness of those resources issued to registrants.

ARIN provides services to over 39,000 customers and has approximately 25,635 members. Customers in ARIN's service region include federal, state, and municipal governments and related agencies, commercial for-profit entities, non-profit organizations, educational and health care institutions, public safety organizations, and more. ARIN's services include reverse DNS (Domain Name Services), Resource Public Key Infrastructure (RPKI), Whois and WhoWas, an authenticated Internet Routing Registry, and facilitation of an inclusive, bottom-up Policy Development Process. ARIN coordinates the development of fair, impartial, and technically sound policies by the Internet community for the management of Internet number resources. Additional information about ARIN can be found at [www.arin.net](http://www.arin.net).

A key aspect of ARIN's mission is the maintenance and distribution of registration information regarding holders of Internet number resources in a publicly available directory commonly referred to as Whois. The primary data elements that ARIN collects in the normal course of its activities are business organizational and point of contact (POC) information. This POC information includes the applicable organization contact's name, business email, business phone number, and business address.

While ARIN has limited confidential and non-public facing information about its customers such as payment data regarding service agreements, ARIN does not have access to the data residing at a private sector ISP or within a government agency. For example, ARIN does not possess or maintain data regarding content or specific individual end users of an ISP or government agency's network; such data must be obtained directly from the agency or business.

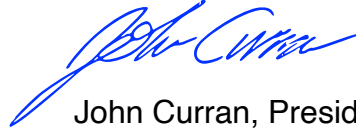
The exemption of ARIN is practical due to the unique service that ARIN provides and the scope of the data ARIN maintains in its database. The primary purposes of the CIRCIA reporting requirements would not be met through a reporting obligation imposed on ARIN.

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<sup>1</sup> ARIN serves Anguilla, Antarctica, Antigua and Barbuda, Barbados, Bermuda, Bouvet Island, Canada, Cayman Islands, Dominica, Grenada, Guadeloupe, Heard and McDonald Islands, Jamaica, Martinique, Monserrat, Puerto Rico, Saint Barthelemy, Saint Helena, Saint Kitts and Nevis, Saint Lucia, Saint Pierre and Miquelon, Saint Vincent and the Grenadines, Saint Martin, The Bahamas, Turks and Caicos, Virgin Islands (British and U.S.) and the United States.

If further information is needed, please contact me or in my absence, ARIN's General Counsel, Michael Abejuela at (703) 227-9840 or mabejuela@arin.net.

Respectfully submitted,



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