

## Texas SB 2610 & Safe Harbor

TACTICAL INTELLIGENCE REPORT // 2026

### The 'Safe Harbor' Law

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Texas SB 2610 is a game-changer for businesses. It moves from a 'punitive' model to an 'incentive' model for cybersecurity.

### The Incentive Strategy

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#### Liability Protection

If you proactively adopt the NIST framework, SB 2610 provides a 'Safe Harbor' against punitive (exemplary) damages in Texas courts following a breach. This can be the difference between a business surviving a hack or going bankrupt from lawsuits.

### Texas Agency Mandates

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#### The AI Inventory

State agencies must now report all AI-driven systems. For private contractors, this means you must disclose how your software uses automated decision-making to maintain state contracts.

### Operational Best Practices

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#### Qualifying for Safe Harbor

- **Annual Audits:** Documented compliance with NIST CSF is required.
- **Employee Attestation:** Prove that your staff has signed off on security policies annually.