S T A T E O F N E W Y O R K

8078

2009-2010 Regular Sessions

I N A S S E M B L Y

May 4, 2009

Introduced by M. of A. ORTIZ, ESPAILLAT, LAVINE -- Multi-Sponsored by -- M. of A. ALFANO, DIAZ, GALEF, MAGEE, MAYERSOHN -- read once and referred to the Committee on Codes

AN ACT to amend the penal law and the executive law, in relation to establishing the crime of criminal sale of an internet domain name to a terrorist group

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The penal law is amended by adding a new section 490.60 to read as follows:

S 490.60 CRIMINAL SALE OF AN INTERNET DOMAIN NAME TO A TERRORIST GROUP.

A PERSON IS GUILTY OF CRIMINAL SALE OF AN INTERNET DOMAIN NAME TO A TERRORIST GROUP WHEN HE OR SHE KNOWINGLY SELLS OR PROVIDES WITHOUT CHARGE AN INTERNET DOMAIN NAME TO ANY ORGANIZATION INCLUDED ON THE LIST OF ORGANIZATIONS ENGAGED IN TERRORIST ACTIVITIES OR WHO POSE A TERRORIST THREAT COMPILED, MAINTAINED AND UPDATED BY THE STATE OFFICE OF HOMELAND SECURITY PURSUANT TO PARAGRAPH (T) OF SUBDIVISION TWO OF SECTION SEVEN HUNDRED NINE OF THE EXECUTIVE LAW.

CRIMINAL SALE OF AN INTERNET DOMAIN NAME TO A TERRORIST GROUP IS A CLASS A MISDEMEANOR.

S 2. Paragraphs (q), (r) and (r) of subdivision 2 of section 709 of the executive law, paragraph (q) as separately amended by chapters 537 and 620 of the laws of 2005, paragraph (r) as added by chapter 537 of the laws of 2005 and paragraph (r) as added by chapter 620 of the laws of 2005, are amended, and a new paragraph (t) is added to read as follows:

(q) request from any department, division, office, commission or other agency of the state or any political subdivision thereof, and the same are authorized to provide, such assistance, services and data as may be required by the office of homeland security in carrying out the purposes

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD04589-01-9

of this article, subject to applicable laws, rules, and regulations; [and]

(r) develop standards and a certification process for training programs for training of private security officers in commercial buildings which shall:

(i) improve observation, detection and reporting skills;

(ii) improve coordination with local police, fire and emergency services;

(iii) provide and improve skills in working with advanced security technology including surveillance and access control procedures;

(iv) require at least forty hours of training including three hours of training devoted to terrorism awareness; and

(v) have been certified as a qualified program by the state office of homeland security[.

(r)];

(S) work in consultation with or make recommendations to the commissioner of agriculture and markets in developing rules and regulations relating to ammonium nitrate security[.]; AND

(T) COMPILE, MAINTAIN AND PERIODICALLY UPDATE A LIST OF ORGANIZATIONS ENGAGED IN TERRORIST ACTIVITIES OR WHO POSE A TERRORIST THREAT AND MAKE SUCH LIST AVAILABLE TO THE PUBLIC.

S 3. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.