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

5613

2011-2012 Regular Sessions

I N A S S E M B L Y

February 24, 2011

Introduced by M. of A. GIBSON -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to aggravated harassment of an individual through electronic mail

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

Section 1. Section 240.30 of the penal law is amended by adding a new subdivision 1-a to read as follows:

1-A. TRANSMITS AN ELECTRONIC MESSAGE OVER A COMPUTER NETWORK WITHOUT THE EXPRESS AUTHORITY OF THE RECIPIENT, WHEN SUCH MESSAGE PROVIDES NEITHER ANY PURPOSE OF LEGITIMATE COMMUNICATION NOR ANY INFORMATION TO THE RECIPIENT WHICH WOULD ALLOW A DIRECT REPLY TO INFORM THE SENDER OF THE ANNOYANCE; OR

S 2. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.

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

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