

1991

2013-2014 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 9, 2013

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Introduced by M. of A. CROUCH, KOLB, McKEVITT, BARCLAY, DUPREY, HAWLEY,  
OAKS, RAIA -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to creating the crime of  
agri-bioterrorism

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

1     Section 1. The penal law is amended by adding a new section 490.21 to  
2     read as follows:  
3     S 490.21 CRIME OF AGRI-BIOTERRORISM.  
4     A PERSON IS GUILTY OF AGRI-BIOTERRORISM WHEN WITH INTENT TO INTIMIDATE  
5     OR COERCE A CIVILIAN POPULATION, INFLUENCE THE POLICY OF A UNIT OF  
6     GOVERNMENT BY INTIMIDATION OR COERCION, OR AFFECT THE CONDUCT OF A UNIT  
7     OF GOVERNMENT, HE OR SHE:  
8     1. DESIGNS, DEVELOPS AND UTILIZES A PROCESS OR PROCESSES TO GENET-  
9     ICALLY ALTER PLANT LIFE USED FOR HUMAN CONSUMPTION WITH THE INTENT TO  
10    RENDER SAID PLANT LIFE TOXIC OR UNSUITABLE FOR HUMAN OR LIVESTOCK  
11    CONSUMPTION;  
12    2. INTENTIONALLY INTRODUCES AN ANIMAL VIRUS, PATHOGEN, OR BACTERIA  
13    WHICH WOULD KILL LIVESTOCK OR RENDER THE BY-PRODUCTS OF SUCH LIVESTOCK  
14    UNUSABLE FOR HUMAN CONSUMPTION;  
15    3. INTENTIONALLY DEFILES, CORRUPTS OR ALTERS THE FOOD OR FARM PRODUCT  
16    WITH THE INTENT TO SICKEN OR KILL PERSONS OR ANIMALS; OR  
17    4. INTENTIONALLY MANUFACTURES, DESIGNS, OR ALTERS GENETIC MATERIAL TO  
18    RESULT IN A PATHOGEN, VIRUS OR BACTERIA CAPABLE OF DISRUPTING OR  
19    DESTROYING THE FOOD OR FARM PRODUCT.  
20    AGRI-BIOTERRORISM IS A CLASS B FELONY.  
21    S 2. This act shall take effect immediately.

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

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