

# STATE OF NEW YORK

3311

2017-2018 Regular Sessions

## IN ASSEMBLY

January 27, 2017

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

AN ACT to amend the penal law, in relation to cyber terrorism in the  
first and second degree

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 two new sections 490.26  
2 and 490.27 to read as follows:

3 § 490.26 Cyber terrorism in the second degree.

4 A person is guilty of a crime of cyber terrorism in the second degree  
5 when, with intent to cause serious, wide-spread financial harm, or  
6 commit any offense contained within article one hundred fifty-five of  
7 this chapter against more than ten people, a person uses a computer, a  
8 computer program, a computer network, computer material, a computer  
9 service, or computer data, to cause such wide-spread financial harm or  
10 to commit any offense contained within article one hundred fifty-five of  
11 this chapter against more than ten people.

12 Cyber terrorism in the second degree is a class C felony.

13 § 490.27 Cyber terrorism in the first degree.

14 A person is guilty of a crime of cyber terrorism in the first degree  
15 when, with intent to intimidate or coerce a civilian population, influ-  
16 ence the policy of a unit of government by intimidation or coercion,  
17 affect the conduct of a unit of government, or cause mass injury,  
18 damage, destruction or debilitation to persons and/or property, a person  
19 uses a computer, a computer program, a computer network, computer mate-  
20 rial, a computer service, or computer data, to intimidate, influence,  
21 coerce, affect, injure, damage, destroy, or debilitate persons or prop-  
22 erty.

23 Cyber terrorism in the first degree is a class A felony.

24 § 2. This act shall take effect on the first of November next succeed-  
25 ing the date upon 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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