

STATE OF NEW YORK

1729

2019-2020 Regular Sessions

IN ASSEMBLY

January 16, 2019

Introduced by M. of A. VANEL, DINOWITZ, ABINANTI, GALEF, MOSLEY, CAHILL, HYNDMAN, GLICK, BARRON, PICHARDO, RAIA, MONTESANO, BLAKE, WALLACE, BICHOTTE, RIVERA, GOTTFRIED, D'URSO, TAYLOR, HUNTER, THIELE, ARROYO, COLTON, LAWRENCE, COOK, LIFTON, LUPARDO -- Multi-Sponsored by -- M. of A. GIGLIO, SIMON, WRIGHT -- read once and referred to the Committee on Governmental Operations

AN ACT establishing a commission to study the European Union's general protection data regulation and the current state of cyber security in the state

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

- 1 Section 1. a. The office of information technology services, in
2 consultation with, and using data collected by, the state board of
3 elections, shall establish a commission to study the European Union's
4 general protection data regulation and the current state of cyber secu-
5 rity in the state, to develop legislation to protect people's online
6 personal information.
- 7 b. Such commission shall consist of eleven members to be appointed by
8 the director of the office of information technology services. Such
9 members shall have knowledge of and expertise in cyber security, tele-
10 communications, internet service delivery, public protection, computer
11 systems and/or computer networks.
- 12 c. Such commission shall investigate, discuss and make recommendations
13 concerning cyber security issues using the European Union's general
14 protection data regulation as a model involving both the public and
15 private sectors and the necessary steps New York state should take to
16 protect:
- 17 i. critical cyber infrastructure;
18 ii. financial systems;
19 iii. telecommunications networks;
20 iv. electrical grids;

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

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1 v. security systems;
2 vi. first responder systems and infrastructure;
3 vii. physical infrastructure systems;
4 viii. transportation systems; and
5 ix. any additional sectors of state government and the private sector
6 as the commission deems necessary.

7 d. The purpose of such commission shall be to promote the development
8 of innovative, actionable policies to ensure that New York state is in
9 the forefront of personal cyber security defense.

10 e. The members of such commission shall receive no compensation for
11 their services, but may receive actual and necessary expenses, and shall
12 not be disqualified for holding any other public office or employment by
13 means of their service as a member of the commission.

14 f. Such commission shall be entitled to request and receive, and shall
15 be provided with, such facilities, resources and data of any agency,
16 department, division, board, bureau, commission, or public authority of
17 the state, as they may reasonably request, to properly carry out their
18 powers, duties and purpose.

19 § 2. No later than one year after the effective date of this act, the
20 office of information technology services shall submit to the governor
21 and the legislature a report regarding the European Union's general
22 protection data regulation and the current state of cyber security in
23 the state.

24 § 3. The office of information technology services shall evaluate such
25 data with the assistance of experts in:

- 26 a. European Union cyber security;
27 b. voter fraud;
28 c. New York state cyber security;
29 d. cybercrime; and
30 e. hacking.

31 § 4. This act shall take effect immediately.