STATE OF NEW YORK

3900

2021-2022 Regular Sessions

IN ASSEMBLY

January 28, 2021

Introduced by M. of A. VANEL -- 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:

Section 1. a. The office of information technology services, in consultation with, and using data collected by, the state board of elections, shall establish a commission to study the European Union's general protection data regulation and the current state of cyber security in the state, to develop legislation to protect people's online personal information.

b. Such commission shall consist of eleven members to be appointed by the director of the office of information technology services. Such members shall have knowledge of and expertise in cyber security, telecommunications, internet service delivery, public protection, computer systems and/or computer networks.

c. Such commission shall investigate, discuss and make recommendations concerning cyber security issues using the European Union's general protection data regulation as a model involving both the public and private sectors and the necessary steps New York state should take to protect:

i. critical cyber infrastructure;
ii. financial systems;
iii. telecommunications networks;
iv. electrical grids;
v. security systems;
vi. first responder systems and infrastructure;
vii. physical infrastructure systems;
viii. transportation systems; and

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

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ix. any additional sectors of state government and the private sector as the commission deems necessary.

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

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

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

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

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

a. European Union cyber security;

b. voter fraud;

c. New York state cyber security;

d. cybercrime; and

e. hacking.

§ 4. This act shall take effect immediately.