STATE OF NEW YORK

4512

2023-2024 Regular Sessions

IN SENATE

February 9, 2023

Introduced by Sen. MARTINEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the executive law and the state finance law, in relation to cyber security enhancement funding; and to restrict the use of taxpayer moneys in paying ransoms

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

Section 1. The executive law is amended by adding a new section 719 to read as follows:

§ 719. Cyber security enhancement. 1. The commissioner of the division of homeland security and emergency services shall establish a program for the purpose of upgrading cyber security in local governments, including but not limited to, villages, towns and cities with a population of one million or less.

2. All costs of such program shall be paid for by the cyber security enhancement fund, established by section ninety-one-h of the state finance law.

§ 2. The state finance law is amended by adding a new section 91-h to read as follows:

§ 91-h. Cyber security enhancement fund. 1. There is hereby established in the joint custody of the state comptroller and the commissioner of taxation and finance a fund to be known as the cyber security enhancement fund.

2. Such fund shall consist of five million dollars transferred by the state comptroller from the general fund, and contributions consisting of grants, including grants or other financial assistance from any agency of government and all moneys required by the provisions of this section or any other law to be paid into or credited to the fund.

3. The moneys from the cyber security enhancement fund shall be disbursed by the division of homeland security and emergency services to

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

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be expended to upgrade the cyber security of local governments, including but not limited to, villages, towns and cities with a population of one million or less, pursuant to section seven hundred nineteen of the executive law.

§ 3. Notwithstanding any other provision of law, after January first, two thousand twenty-six, local and state taxpayer moneys shall not be used to pay ransoms in response to ransomware attacks.

§ 4. This act shall take effect immediately.