



HB 215
Crimes Involving Computers - Ransomware
OPPOSED

January 27, 2020

Existing Penalties for Ransomware-Related Conduct

Extortion - Criminal Law Section 3-701

(b) A person may not **obtain, attempt to obtain, or conspire to obtain money**, property, labor, services, or anything of value **from another person with the person's consent, if the consent is induced by wrongful use of actual or threatened:**

- (1) force or violence;
- (2) **economic injury**;
- (3) destruction, concealment, removal, confiscation, or possession of any immigration or government identification document with intent to harm the immigration status of another person; or
- (4) notification of law enforcement officials about another person's undocumented or illegal immigration status.

Felony offense

\$10K to less than 100K = punishable up to 15 years

\$100K+ = punishable up to 25 years

Existing Penalties for Ransomware-Related Conduct

Criminal Law Section 7-302

(c)(1) = actual or attempted illegal access, copying or possession	(c)(2) = (c)(1) + intent to interrupt/alter/damage; or (c)(3) = illegal possession or publication of a valid access code		(c)(4) = (c)(1)-(3) + intent to interrupt government	
	< \$10k	\$10k +	< \$50k	\$50k +
misdemeanor	misdemeanor	felony	misdemeanor	felony
3 years	5 years	10 years	5 years	10 years
\$1,000	\$5,000	\$10,000	\$25,000	\$25,000

Existing Penalties for Ransomware-Related Conduct

Criminal Law Section 7-302

(c)(1) = actual or attempted illegal access, copying or possession	(c)(3) = intent to interrupt government	(c)(5) = possession of ransomware + intent to introduce w/o authorization			(c)(1)-(3) + intent to interrupt government	
		damages = \$0	misdemeanor	10 years		
	< \$1				\$50k	\$50k +
misdemeanor	misdemeanor				misdemeanor	felony
3 years	5 years	10 years	5 years	10 years		
\$1,000	\$5,000	\$10,000	\$25,000	\$25,000		