# STATE OF NEW YORK

4615--A

Cal. No. 561

2021-2022 Regular Sessions

# IN SENATE

February 8, 2021

Introduced by Sens. KAPLAN, BIAGGI, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the general municipal law and the education law, in relation to prohibiting the selling or displaying of symbols of hate

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

Section 1. The general municipal law is amended by adding a new section 99-x to read as follows:

**§ 99-x. Prohibit symbols of hate. 1. A municipality shall not sell or display any symbols of hate or any similar image, or tangible personal property, inscribed with such an image unless the image appears in a book, digital medium, museum, or otherwise serves an educational or historical purpose.**

**2. For the purposes of this section, the following terms shall have the following meanings:**

**(a) "Symbols of hate" shall include, but not be limited to, symbols of white supremacy, neo-Nazi ideology or the Battle Flag of the Confederacy.**

**(b) "Municipality" shall mean any county, town, village, city, board of cooperative educational services, other special district, or any office or agency thereof.**

§ 2. The general municipal law is amended by adding a new section 209-gg to read as follows:

**§ 209-gg. Symbols of hate. 1. A fire district, volunteer fire company, or police department shall not sell or display any symbols of hate or any similar image, or tangible personal property, inscribed with such an image unless the image appears in a book, digital medium, museum, or otherwise serves an educational or historical purpose.**

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

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**2. For the purposes of this section, the term "symbols of hate" shall include, but not be limited to, symbols of white supremacy, neo-Nazi ideology or the Battle Flag of the Confederacy.**

§ 3. The education law is amended by adding a new section 1527-a to read as follows:

**§ 1527-a. Prohibit symbols of hate. 1. A school district shall not sell or display any symbols of hate or any similar image, or tangible personal property, inscribed with such an image unless the image appears in a book, digital medium, museum, or otherwise serves an educational or historical purpose.**

**2. For the purposes of this section, the term "symbols of hate" shall include, but not be limited to, symbols of white supremacy, neo-Nazi ideology or the Battle Flag of the Confederacy.**

§ 4. This act shall take effect immediately.