

# STATE OF NEW YORK

4074

2023-2024 Regular Sessions

## IN SENATE

February 2, 2023

Introduced by Sen. SANDERS -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the civil service law, in relation to prohibiting a person convicted of rebellion or insurrection against the authority of the United States or the laws thereof from state and municipal employment

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

1 Section 1. Paragraphs (a), (b), and (c) of subdivision 1 of section  
2 105 of the civil service law, as added by chapter 790 of the laws of  
3 1958, are amended and a new paragraph (d) is added to read as follows:  
4 (a) by word of mouth or writing [~~wilfully~~] willfully and deliberately  
5 advocates, advises or teaches the doctrine that the government of the  
6 United States or of any state or of any political subdivision thereof  
7 should be overthrown or overturned by force, violence or any unlawful  
8 means; [~~or~~]  
9 (b) prints, publishes, edits, issues or sells, any book, paper, docu-  
10 ment or written or printed matter in any form, containing or advocating,  
11 advising or teaching the doctrine that the government of the United  
12 States or of any state or of any political subdivision thereof should be  
13 overthrown by force, violence or any unlawful means, and who advocates,  
14 advises, teaches, or embraces the duty, necessity or propriety of adopt-  
15 ing the doctrine contained therein; [~~or~~]  
16 (c) organizes or helps to organize or becomes a member of any society  
17 or group of persons which teaches or advocates that the government of  
18 the United States or of any state or of any political subdivision there-  
19 of shall be overthrown by force or violence, or by any unlawful  
20 means[~~-~~]; or  
21 (d) shall stand convicted of violating section two thousand three  
22 hundred eighty-six of title eighteen of the United States code.  
23 § 2. This act shall take effect immediately.

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

LBD08695-01-3