CITY COUNCIL
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

of the

COMMITTEE ON CIVIL AND HUMAN RIGHTS

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November 16, 2020 Start: 10:07 a.m. Recess: 11:11 a.m.

HELD AT: Remote Hearing

B E F O R E: Mathieu Eugene

Chairperson

COUNCIL MEMBERS: Mathieu Eugene

Inez D. Barron
Daniel Dromm
Brad S. Lander
Bill Perkins

## A P P E A R A N C E S (CONTINUED)

Lydia Bates

Michael Cohen

Scott Richmond

Q

SERGEANT AT ARMS SADOWSKY: Sergeants in charge of recording, if you can please start your recordings.

5 SERGEANT AT ARMS MARTINEZ: PC recording 6 underway.

SERGEANT AT ARMS SADOWSKY: Cloud recording has started.

SERGEANT AT ARMS PEREZ: Backup has started.

SERGEANT AT ARMS SADOWSKY: Thank you.

And Sergeant Martinez, if you'd be able to start with your opening. Thank you.

SERGEANT AT ARMS MARTINEZ: Good morning, and welcome to today's remote New York City hearing of the Committee on Civil and Human Rights. At this time would all panelists please turn on their video. To minimize disruption please silence your electronic devices. If you wish to submit testimony you may do so via email at the following address: testimony@council.nyc.gov. Once again, that's testimony@council.nyc.gov. Thank you for your cooperation. Mr. Chair, we're ready to begin.

CHAIRPERSON EUGENE: Thank you so much. Thank you very much [gavel]. My name is Mathieu

Eugene and I'm the chair of the Civil and Human 2 3 Rights Committee. Thank you for joining our virtual 4 hearing today and I do see [inaudible]. Before we begin, ah, I, I will do that after. I was going to 5 acknowledge my colleagues in government. 6 I don't 7 know who is here. But I see, ah, Brad Lander. 8 you very much, thank you, Brad, always there. acknowledge the other colleagues as soon as I, I see them on [inaudible]. In the matter of a few short 10 11 details, the internet has [inaudible] from the way 12 [inaudible]. Social media in particular has gained 13 significant popularity with over 3.48 billion users 14 in 2019, representing half of the world's population. 15 One social media platforms has greatly facilitated 16 the ability of individuals, businesses, and various 17 social groups to share and exchange information. 18 This new technology has also enabled the spread of 19 misinformation and hateful, violent ideologies. 20 internet as a structure of social platforms and those 21 individuals in groups to reach a wide audience, 2.2 making it a powerful tool for promoting and 2.3 coordinating hate. In a survey conducted by the Antidefamation League this year, 44% of Americans 24 surveyed said they experienced some form of online 25

hate or discrimination, while 35% said they were 2 3 targeted in relationship to their sexual orientation, 4 religion, race, ethnicity, gender identity, or disability. There has also been substantial growth in the number of hate groups in the United States. 6 7 The Southern Poverty Law Center, an organization that tracks hate groups, reported annual increases in the 8 number of such groups, particularly since 2016. year the center reported a record high of the number 10 11 of hate groups, reported 30% increase and since [inaudible]. This increase has also [inaudible] with 12 an increase in hate crimes and incidence of 13 [inaudible] terrorism. Contrastingly, prior to 2016 14 15 the number of hate groups had been falling for three 16 years. These findings were recently echoed by the 17 testimony of FBI director Christopher Wray before the 18 House of Online Security Committee in September. is clear that [inaudible] poses a very clear and 19 20 present danger to the public safety and social 21 cohesion. The ever-expanding reach of social media and other like platforms brings with each increasing 2.2 2.3 [inaudible] and groups looking to spread their ideologies, incite violence, and increasing 24 recruitment through their disturbing and dangerous 25

administer the oath.

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COMMITTEE COUNSEL: Thank you. [inaudible], counsel to the Civil and Human Rights Committee of the New York City Council. Before we begin I want to remind everyone that you will be on mute until you are called on to testify, when you will be unmuted by the host. I'll be calling on panelists to testify. Please listen for your name to be called. I will also be announcing who the next panelists will be in order. I will call you individually when it is your turn to speak. first panelist to give testimony will be Lydia Bates, representing the Southern Poverty Law Center. will be followed by Scott Richmond from the Antidefamation League, then Michael Cohen from the Simon Wiesenthal Center. I would like now welcome Lydia Bates to begin her testimony.

LYDIA BATES: Thank you, and good morning. My name is Lydia Bates. I use she/her pronouns and I'm a senior research analyst at the Southern Poverty Law Center, or SPLC. We appreciate the invitation to testify before you, and I'm pleased to share the views of the SPLC Action Fund with regards to addressing online hate and radicalization. Founded in 1971, SPLC's mission is to be a catalyst

for racial justice in the south and beyond, working 2 3 in partnerships with communities to dismantle white 4 supremacy, strengthen intersectional movements, and advance the human rights of all people. The newly founded SPLC Action Fund partners with SPLC to 6 7 advocate for policies and legislation that promote 8 equality and strive to eradicate white supremacy. Earlier this year as life moved to online spaces to help slow the spread of the coronavirus an estimated 10 11 70 million American children completed their school 12 year online, away from the structure and oversight 13 provided in classrooms and during extracurricular 14 activities. In late August the United States Census 15 Bureau revealed that nearly 93% of households with 16 school-age children are reporting some form of 17 distance learning from COVID-19. This unprecedented 18 increase in time spent online creates a uniquely 19 challenge environment in which to continue the years-20 long fight against online radicalization and exposure 21 to harmful content is further compounded by distracted parents and caregivers who are all working 2.2 2.3 from home, a lack of social engagement, and interactions with diverse people, beliefs, and 24 experiences and uncertainty and loss, leading many 25

young people and adults alike to rely on simplistic 2 3 and conspiratorial answers for an ongoing pandemic 4 that has impacted almost every aspect of daily life. While removing extremists from social media platforms 5 and building algorithms that redirect people away 6 7 from extremist content and rabbit holes can have some 8 positive impact on [inaudible] susceptibility to radicalization, building awareness of and resiliency to radicalizing extremist content at home and in the 10 11 learning environment is an important prong in the 12 successful multifaceted approach to online 13 radicalization. SPLC in partnership with the 14 Polarization and Extremism Research Innovation Lab 15 and American University recently published a guide to 16 help parents and caregivers build that resiliency 17 against extremism by educating them to recognize the 18 signs of online radicalization in young people who 19 are oftentimes the targets of such far rights 20 propaganda and by empowering them to intervene. 21 Parenting caregivers are the most crucial front-line 2.2 defense against hate and radicalization. The guide 2.3 helps them learn to engage with young people in their lives over difficult topics in the news, responsibly 24 embrace their identity so as to contextualize it in 25

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2 an appreciation of diverse identities and

3 experiences, and listen to the language young people

4 are using to recognize programmatic online platforms

5 | they may be, ah, using. [inaudible] piece of helping

6 to build this resiliency is improving digital

7 literacy in both adults and young people. SPLC's

8 | teaching tolerance department has developed a

9 comprehensive framework through which educators,

10 parents, and young people can develop digital and

11 | civic literacy skills, and most importantly it is

12 | incumbent upon each of us to challenge hate in all of

13 | its forms. These are only some of the most important

14 steps we can take and the committee can support

15 | towards building our collective strength against

16 online radicalization. The written statement we've

17 | submitted has some more in-depth details of these

19 | help mitigate harm while strengthening community and

20 care in young people's lives. Thank you very much

21 | for holding this hearing and for focusing your time

22 and attention on this important topic. I hope you

23 | are all able to stay safe and healthy right now.

CHAIRPERSON EUGENE: Thank you very much

[inaudible] thank you so much. Ah, ah, in your

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testimony you mention that, ah, your organization has published a guide. Could you give us some more detail? Can you share with us how, you know, you, what you have done is [inaudible] information, how you get the information, you know, to create this

7 guide and, ah, yes, please.

LYDIA BATES: Sure. So the quide was recently developed, um, like in said, in partnership with the Polarization, Extremism, and Research Innovation Lab at American University. Um, and they, ah, are kind of a new, um, organization within American University that is looking for innovative ways to build this resiliency and interrupt, um, radicalization in its many different manifestations. Um, so the guide, I mean, the information that we're, we're drawing from is from years of, of research and experience within our department and also, um, from that, the Innovation Lab, which is headed by Cynthia Miller Idris. Um, and it was published, um, back in June of this year, um, to help parents really understand, um, and recognize the risks that online radicalization presents and has presented for years, but also the increased risk, ah, that comes with everything moving to online spaces and, um, less

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2 oversight from parents and caregivers and, um, kind

3 of the interruption of support networks that children

4 and young people across the globe are currently

5 experiencing. So it really looks at the, the

6 different dimensions that COVID-19 presents, ah, in

7 terms of online radicalization. And, um, the guide

8 | lives on the SPLC website, so that's

9 splcenter.org/peril.

CHAIRPERSON EUGENE: But did, did you conduct any outreach or any [inaudible] with people who were affected by, ah, ah, online hate or discrimination? [inaudible]?

LYDIA BATES: Yes. Um, so Peril has several consultants, um, parents and caregivers, um, people who were radicalized and then went through the deradicalization process, um, parents of people who have been the target of hate, ah, former extremists who are now parents and trying to raise, um, children who don't turn to hate, um, and we've had several webinars with several of those speakers and, and others who have expertise, um, as parents, former extremists, um, researchers such as myself and Cynthia and my colleagues in the, ah, ah, intelligence project. So, ah, yes, reached out to,

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to many, many different, um, um, people with

3 expertise in these areas.

CHAIRPERSON EUGENE: From your knowledge, which group or population of particular people, ah, that is more affected by online, ah, hate or radicalization or discrimination, is there any special group like children, immigrant, you know, people because of their religion, because of their sex, any group, special group that you think that have been more impacted or affected by this, ah, crisis?

LYDIA BATES: Um, I, I would say that, um, everyone has to be aware of online radicalization and everyone has a susceptibility to being exposed to that extremist content. Children in particular, um, are, are susceptible, um, just because they haven't built the, the skills and knowledge to kind of parse through information that might be coming their way that they might run into on various social media platforms, um, and they, they haven't been building the skills and knowledge to discern between something that's false and might be extremist, and also might be taking advantage of them and potentially predatory, um, and, and information that's coming

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2 from sound sources. Um, so children in particular

3 have a susceptibility to these, um, online

4 radicalization.

I, I keep saying that all the time. I know that all of us we know that New York City is home to so many people from far in the world, speaking several languages, and some of them they, they have [inaudible] challenges because [inaudible] and which is not their first language. But in your guide what languages did you, ah, translate, did you translate or your organization translate the, the guide to several languages as much as possible, or is it only in English.

LYDIA BATES: Ah, that is a great question, and as far as I'm aware it is only in English, um, but I think that that's a great recommendation to translate it into, into different languages.

CHAIRPERSON EUGENE: Well, anyway, I want to commend you and your organization for what you have been doing, ah, to bring awareness to people, to let them know the, the different detail of this crisis, this is a social crisis, society crisis, and

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to inform them [inaudible] what to do to handle this situation, and I understand also translating your guide in different languages may requires also resources, you know, it may not be something that could be easy for your organization, but, ah, ah, that would be a good thing and, you know, to consider also. And now we have facing a situation, you know, unprecedented situation, public crisis, that changed everything, everything, and what do you believe that you will do to modify your approach to this, ah, situation, ah, [inaudible] online by [inaudible]. Are you, are you going to continue to do the same thing that you have been doing, and I mean your organization, is going to continue doing the same thing? Or will your organization do some modification, make sure that you do an efficient job as you have been doing to reach out to people because now cannot get the [inaudible] reach out people. Everything is by remote. Is there any changes that you will bring to your way of addressing online crime or radicalization of this commission?

LYDIA BATES: Absolutely. Um, I would say probably the, the biggest thing that we're focusing on right now is, um, community-based and

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2 community-grounded responses, so that it's a little

3 | bit more, um, localized, and we've been hosting

4 several webinars as well so that we're, you know,

5 moving this information into a virtual space where

6 people across the globe, um, can attended. Um, but

7 | we're really trying to focus on, um, at-home

8 education, empowerment, resiliency, um, especially

9 since people are, you know, very much confined to

10 their homes.

CHAIRPERSON EUGENE: Yep. From, ah, let me ask you the last question because, ah, can you share with us if you have, I don't know if you do, you know, many testimonies are, are taught from people who have been victims, you know, ah, because of, ah, radicalization or hate crime. In the testimony that you receive from people who have been affected by this situation, hate crime online or radicalization or discrimination online [inaudible] anything that you can share with us?

LYDIA BATES: Um, well, I don't have a, a specific statement on hand right now, but one of the, um, parents consultants for Peril, um, her son was the victim of, of a hate crime, ah, um, a threat to his life that was posted, I believe on, on Instagram,

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um, so she was very much involved in creating the
guide and overview of, of the guide, and also has
been one of our speakers on several of the, um, Peril

CHAIRPERSON EUGENE: Thank you so much,

ah, Ms. Bates. I appreciate that and what you are

doing, and thank you so very much. Have a wonderful

day and stay safe.

LYDIA BATES: You too. Thank you so much.

CHAIRPERSON EUGENE: Thank you.

COMMITTEE COUNSEL: Thank you. As a reminder to council members, if you have any questions please use the Zoom raise hand function. I will call on you in the order that your hand is raised.

CHAIRPERSON EUGENE: Oh, I'm sorry, I'm glad that you mentioned that [inaudible] any council member got any questions for now with, ah, for Ms. Bates? Seeing none.

COMMITTEE COUNSEL: We can [inaudible] on to the next witness, then. Thank you, Ms. Bates.

LYDIA BATES: Thank you.

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webinars.

testimony when you're ready.

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next witness is Scott Richmond from the

Antidefamation League. Scott? We will come back to

Scott, as I don't see him at the moment. Um, our

next witness is Michael Cohen from the Simon

Wiesenthal Center. Michael, you may begin your

CHAIRPERSON EUGENE: All right, Michael, you may start any time. It seems that you are on mute.

COMMITTEE COUNSEL: Michael, you're still on mute. Give us a second to unmute you. There we go. We should be ready.

MICHAEL COHEN: Can you hear me?

COMMITTEE COUNSEL: Yep.

MICHAEL COHEN: Great. Thank you so much. My name is Michael Cohen and I am the east coast director of the Simon Wiesenthal Center. With a constituency of over 400,000 families, including approximately 150,000 in the east in the Tri-State area, the Wiesenthal Center stands as a global human rights organization confronting anti-Semitism, hate, bigotry, and terrorism, while promoting human rights and dignity for all. Mr. Chairman, thank you so much

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and reject the surge of online bigotry and instead

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tolerance and mutual respect. Our institution's senior researchers daily monitor trends of online hate and the Wiesenthal Center regularly meets with social media giants to demand the removal of hate and haters from their powerful platforms. We have prepared a booklet, which has been distributed digitally to all members of the council, which displays the scope of online hate and radicalization targeting our children and our communities. Wiesenthal Center, once again, would like to thank the members of both the council and this important committee for recognizing the importance of this issue and for partnering with us in an effort to provide our local communities with additional resources necessary to directly join with the front lines in the fight against online hate. Thank you so much.

CHAIRPERSON EUGENE: Thank you very much, Thank you. I wanted to take the Michael. opportunity to thank you for what you and Simon Wiesenthal have been doing. I know that you are doing a wonderful job in bringing people together, going to the school and bringing, ah, ah, in bringing

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the children and all, people from all [inaudible] 2 3 brought together and also the student and the 4 children [inaudible] of color [inaudible] respect and Thank you very much, and I had the 5 unity. opportunity also to be part, ah, to attend to 6 7 several, ah, events from Simon Wiesenthal and I was 8 really impressed by what I have seen. Thank you so very much. And I think that we have [inaudible] in the Blue Room and we had several, ah, ah, rabbis and 10 11 member of the Jewish community and member of other 12 community also, different community coming together 13 to address this issue. Thank you for what you have been doing and continue to do that because, ah, at 14 15 this time we are seeing a divided city, a divided 16 nation, divided, ah, ah, society and community. We 17 have to come together as people, as society, as 18 government, ah, nonprofit organization. You know, 19 people, we have to come as a society to make sure we, 20 we, we promote, ah, respect, collaboration, and unity 21 among people, and that we make New York City a 2.2 [inaudible] place for art. Thank you so very much. 2.3 And, ah, let me ask you one thing, Michael. Can you share with us cases, ah, ah, example of hate crime, 24

ah, ah, hate crime [inaudible] or radicalization

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that, ah, your organization has been discovered, ah,
ah, experiences.

MICHAEL COHEN: Sure. And, and Councilman, first of all, thank you very much, you know, for your kind words, um, you know, and, and, you know, I'm blessed to personally know your dedication to these issues. I remember when we first met, ah, you were running your organization called Youth for Education and Sports, which specifically worked to bring people and our next generation together specifically to fight the [inaudible] all of the kinds of hate that we now see today, um, and it's great to see that you're on the front lines here, um, recognizing with the committee the importance of fighting it online and the digital experiences that we're seeing. So, really, thank you for all of your efforts, ah, first and foremost. Um, secondly, as you, as you said, we are constantly seeing a director line drawn between what we're seeing online and what we're seeing on the streets. Um, you know, we have seen, you know, time and time again, um, people once they have been, um, apprehended for a hate crime, um, trying to say that they believed a certain kind of thing because they saw it online, because they

2 believed it online. Um, you know, there, there was 3 an instance, um, that we dealt with, um, just in the 4 early parts of the pandemic where you had a City 5 Council member, um, in, in, a, just across the river in New Jersey, um, who ended up saying some things 6 7 online, saying some things that were derogatory against a number of different communities. 8 And when questioned about it, a young councilperson, he was 29 years old, his response was, well, this is what I saw 10 11 online, this is what I saw in all of these kinds of 12 instances. And once, once there was, there was an 13 opportunity to discuss that and to see what was real 14 and what was not, it was so readily apparent that 15 unfortunately everybody is susceptible to what 16 they're seeing online, particularly in the COVID-19 17 pandemic when we're so much interacting with our, 18 with our digital, ah, with [inaudible] on a day-to-19 day basis. Um, you know, one of the other things 20 that we see constantly which is affecting our children is also the dramatic increase of interactive 21 2.2 online gaming. I saw with my own children watching 2.3 one of my kids playing a game of pool online and seeing Team Hitler with a little, with a little, ah, 24 25 ah, Hitler sign, um, and, and the face of that

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2	individual, um, trying to say, you know, let's win
3	one and we can bet on how many Jews we can kill.
4	These are the kind of things and, and the kinds of
5	methodologies that those who hate are trying to use.
6	They're very creative and they're always a step
7	ahead. So we have to make sure to, um, to be right
8	behind them and have these kinds of hearings and have
9	the kind of programs that we have to make sure that
LO	we are helping our next generation identify these
L1	issues and make sure that they recognize that we're
L2	here to help them and what reporting they can do to
L3	help take some of those things off of the social
L4	media.
L5	CHAIRPERSON EUGENE: Thank you very much,
L 6	ah, Michael. Ah, I know that also you are a
L7	legislator also. People don't know that, and you
L8	have been in, ah, government for a long period of
L 9	time. But what policies have you seen, ah, most
20	effective in combatting online crime?
21	MICHAEL COHEN: So what we see

CHAIRPERSON EUGENE: The kind of policy

24 MICHAEL COHEN: I'm sorry.

that you see that?

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CHAIRPERSON EUGENE: Is there any policy that you, you have seen that that is very effective in coming, you know, online hate crime and, and discrimination?

MICHAEL COHEN: Well, absolutely. I think that the most critical piece we can do is making, is two things. First of all, making sure that our educators in our schools understand a, a clear definition of what crosses the line and what, and what is unacceptable, and what is considered hateful. Um, we've seen time and again, ah, school administrators or, or teachers or people in the education world seeing something in their classrooms and later saying they didn't know. So we need to make sure that, that our educators are, are very clearly, um, educated themselves into what hate is and what hate crimes, and what hate speech. We also need to make sure, and this is something that the Wiesenthal Center, ah, with your help and the work and the help of your colleagues is, is able to do, is go into schools directly and make sure that as young as middle school and even earlier now, unfortunately, that we have the tools necessary to teach that just because you see something online, just because you

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see something on social media, doesn't mean it's We've seen, for instance, about a year and a half ago, ah, we saw when, when you had a, a white supremacist group, was taking images of Taylor Swift and trying to take profile pictures with her holding up a Nazi salute, which would appear to be to be that, which were all doctored. And then all of a sudden you had people who appreciated her art and then thinking well, if it's OK for her to be a white supremacist then it might be OK. But we knew that they were doctored. But the question is, is how do you an educate an 11-year-old or a 12-year-old to make sure that they understand that that is something that you have to question every, if it doesn't seem right they need to question that. So we have put our programs and our workshops into New York City public schools and into schools throughout the region and around the country, to make sure that kids as young as middle school have workshops to learn how to identify what is hate and what is things that appear irregular are really irregular, and also to empower Because one of the things you hear from educators throughout is that we need to make sure that our young people understand that they have a

social responsibility to be part of the answer to

3 that problem. So we actually have also, which we

4 distribute, a, ah, an app, which allows for a student

5 | if they see something like that, allows for

6 something, somebody as young as a 10- or 11-year-old

7 to anonymously put into an app I think this is

8 hateful, I think this is wrong, and for it to get

9 checked out and for us to look at it, and if it's

10 wrong for us to go to the appropriate social media

11 | platform and try to fight to make sure it's taken

12 off. So it's about social, teaching social

13 mempowerment to our next generation and also making

14 sure that they understand how to properly identify

15 what they see, whether it's hateful, or whether it's

16 real, or whether it's something that they need to

17 report.

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that, ah, Simon Wiesenthal [inaudible], you know, a report card, you know, a very important document, but

CHAIRPERSON EUGENE: Ah, Michael, I know

21 can you give us a few detail, can you talk about the

22 report card, you know, issues, ah, you know, by Simon

23 [inaudible] and what has been the response to your

advocacy effort by government and the tech company,

you know, the companies like online companies. I

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2 know that you have been in the forefront of advocacy

3 and make sure that those company understand that they

4 are to be part of this effort. What have

5 [inaudible], you know, by the government and by those

6 company, and also, if you want, can you tell us about

7 | the report card also?

MICHAEL COHEN: Sure, so, as, as you know, we, we each year have a, come out with a, ah, a, a report card, which, you know, I believe it was two years ago, ah, you hosted a press conference at City Hall with us, um, demonstrating the report card that shows specifically a letter grade for each of the social media platforms and how they are doing combatting hate, racism, bias, and all of the kinds of things that we're talking about today. And 20 years ago, when we first started this, this program of demonstrating, ah, via a letter grade their At first they were closing their doors on efforts. They didn't want to hear from, from these kind of things. But suddenly the PR of them seeing I got an F on how I deal with racism, or I got an F on how I deal with, with, with online hate, and then when direct lines were shown when folks were posting after a hate crime all kinds of things about trying to show

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look why they did it on their platforms, those kinds 2 3 of things put pressure. This is very hard with the 4 free speech arguments to put legal pressure in certain ways, and yes there is a distinction between hate speech and free speech, which we have to be very 6 7 careful of, and there are increasingly specific definitions of, of different kinds of hate which can 8 be used in those regards. But a lot of it is, is the commercial pressure and the public pressure. And 10 11 what government officials like yourself have done is 12 to make sure that those kinds of instances where, 13 let's say, when we do a report card which you highlight either their lack of effort or their 14 15 increased effort on those matters where it gets highlighted, where it gets publicity, where it gets 16 17 recognized, so that they feel that from even a 18 shareholder perspective that they have to listen. 19 And also doing that with elected officials show them, 20 and these kind of hearings show them, that if they 21 don't self-police that we're gonna have to help 2.2 police for them with other regulations, which they 2.3 don't want. So exactly these kinds of hearings and those kinds of efforts, um, really aren't helpful. 24

What we have seen is in efforts such, such as

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Facebook, where Facebook now, you know, has a team that specifically deals with these kinds of matters. So when people report to our team, you know, about, about a hate crime or about a hate site or about something of that nature, we now have relationships with people who are specifically designated at some of those social media platforms to be able to make sure that they not just understand that they need to take down hate speech, but that they understand the nuances of things that are being posted and why they are considered hate speech when perhaps they didn't even realize themselves. So those kind of increased relationships, the fact that some of those social media platforms that are more responsible are starting to design those kinds of, of either committees or workshops or, or teams, um, has been something positive. One of the things, though, that we have seen is, is with each advancing, advance in that regard that new platforms come up that have less regulations. So it's a constant flow of making sure that we're dealing with those that we find, ah, hate speech on, and also having our research team, which we do constantly, look up on new social media platforms that pop up and make sure that we continue

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to put the pressure on them and make sure that we continue to advertise and show that they exist to responsible folks like everybody at this hearing today.

much, Michael, and thank you for what Simon
Wiesenthal and your staff are doing to ensure that
the people can live in New York City with peace of
mind regarding if they are being, ah, assaulted of
this community and disrespected because of their race
and vision or other belief or sexual orientation.
Thank you so very much. And, ah, is any question
from my colleagues for Michael?

COMMITTEE COUNSEL: I see no raised hands.

CHAIRPERSON EUGENE: All right.

 $\label{eq:committee} \mbox{COMMITTEE COUNSEL:} \quad \mbox{So we can move on to} \\ \mbox{the next witness.}$ 

CHAIRPERSON EUGENE: Thank you so much, Michael.

MICHAEL COHEN: Councilman, thank you so much for your partnership, your help, and your dedication to this critical issue.

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2 CHAIRPERSON EUGENE: Thank you very much, 3 and stay safe. Thank you.

COMMITTEE COUNSEL: Thank you, Michael.

I would now like to welcome Scott Richmond from the

Antidefamation League. Scott, you may begin your

testimony [inaudible].

SCOTT RICHMOND: Thank you very much. Ah, good morning. Um, my name is Scott Richmond. I'm the regional director for ADL, the Antidefamation League. Um, my offices oversees the work of this international organization in New York and New Jersey. Ah, thank you for the opportunity to testify here today regarding the rising tide of hate and extremism online and what we as New Yorkers can do about it. I will start by pointing out a, ah, a survey conducted by ADL just before, ah, COVID-19 that lays out the problem. It found that 44% of American adults have experienced online harassment and 28% have experienced severe online harassment. This includes stalking, physical threats, swatting, and doxing. Ah, further, more than one in three people harassed online believe that they were targeted because of their identity characteristics. And since COVID things have only, ah, seemed to have

meaningful way. Ah, the public, ah, is really

characteristics. This will help send a clear and

unequivocal message that this conduct is both

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2	unacceptable and unwelcome in our state. And finally
3	we urge the commission to join ADL and thousands of
4	others in urging social media platforms like Facebook
5	to meet the demands of the Stop Hate for Profit
6	Coalition, um, by adopting common-sense changes to
7	their policies that will help stem radicalization and
8	hate. The Stop Hate for Profit Coalition was, ah,
9	started by ADL, along with the NAACP, Color for
10	Change, and other organizations, and has managed to
11	make great strides in getting, ah, ah, Facebook the
12	change its policies regarding online hate. I can go
13	into more details on that if you want. Um, and
14	that's, that's really the four recommendations, and I
15	thank you for your time and attention to this
16	critical issue. We look forward to continuing to
17	serve as a resource for the commission, ah, as it
18	works to ensure that New York City is a safe,
19	welcoming, and inclusive city for all, both online
20	and off.

much, Mr. Richmond. And thank you ourself what
Indiana has been doing, you know, to address the
issues of online hate and discrimination. Ah, you
mentioned in your testimony harassment and severe

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harassment. Can you elaborate on the distinction,

the difference between harassment and severe

harassment? So what I'm trying to look, ah, for is

the impact of so many cases of harassment, online

harassment, and the behavior and the psychology of

7 people. How, you know, severe harassment can modify,

8 can affect people in the community, if you want to...

SCOTT RICHMOND: Look, cyber, cyber [inaudible], the problem with cyber harassment is that everybody sees it, ah, you know, it's not just that you feel it because you feel oppressed, but that that it's very, very visible, it's very public. mean, it's as if you've published that in the newspaper, or much more than that. I mean, it has a global audience. It could be shared. Ah, you know, if a person is harassed in their workplace it could be that only you and the person harassing you know Ah, you know, it's, it's very, very limited. And then other people can join in, pile on, ah, it's, ah, obviously cyber harassment has many, many more implications. People can make all sorts of, ah, assumptions about you, and then it, it could involve doxing, you know, where the person's name is given out, address is given out, ah, family members, ah, we

1 2 saw a terrible case in, in, ah, Boston over the past 3 few weeks where a person, ah, ah, was driving past, I 4 don't know if you know about this, was driving past a Trump rally and screamed out, ah, their child in the back seat opened the window, screamed out, ah, 6 7 something at the Trump supporters. The Trump 8 supporters took a photo of, ah, of this boy, who was 9 years old, and then proceed to, ah, publish the boy's name, the school that this boy goes to, the 10 11 parents' names, the parents' workplaces, and they 12 were shamed terribly online, ah, all because of the 13 actions of a 9-year-old boy, and that sort of stuff 14 lives on forever. It's not as if that can be erased 15 from, ah, from social media. It's there and, and 16 we're talking about a 9-year-old boy. 17 CHAIRPERSON EUGENE: Thank you very much. 18 Ah, you mentioned also in your testimony that, ah, 19 ah, the government should [inaudible] protocol and 20 commission and also support for local initiative. 21 Can you elaborate a little bit about that?

CHAIRPERSON EUGENE: You mentioned about

on your, um, [inaudible] protocol, you know, using

I'm sorry, say that

SCOTT RICHMOND:

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again?

protocol the government should, ah, should, ah, bring, ah, protocol, to use a certain protocol...

SCOTT RICHMOND: Ah.

CHAIRPERSON EUGENE: A certain standard protocol, and also provide support to local initiative.

about clear protocols and procedures to respond to, ah, to, ah, actionable conduct online. Ah, so it's, it's a question of, you know, what happens when there is an issue of harassment, ah, you know, who is this reported to? How does that, that conduct get, ah, remedied? There should be very clear protocols which are outlined so that people know what to do and, ah, and people within government know how to, ah, to procedure when they, when they get these allegations.

CHAIRPERSON EUGENE: Thank you very much.

And also can you tell us also, ah, hate groups

monetize their ideologies online. What effort have

been made to demonetize hate crime online? And

other, you know, the profit, you know, using the hate

crime online how they, you know, generate profit or

benefit from that?

2 SCOTT RICHMOND: So I, I think you may be 3 referring to the Stop Hate for Profit, ah, 4 Initiative, which, ah, which ADL started with the NAACP and Color for Change. The idea is that, ah, 5 obviously the more users that, ah, social media has, 6 7 ah, the more successful they are. Um, therefore they are, they're profiting. That, that's the basic idea. 8 And we, our, our premise is that social media is profiting from the use of their platform for hate, 10 11 which exists on, on their platform, and just to 12 elaborate on what the Stop Hate for Profit Coalition 13 is, ah, so, so this coalition, ah, following, ah, George Floyd, the murder of George Floyd, pressed 14 15 Facebook to remove hate speech from, ah, its 16 platform. It refused to do so and this coalition, ah, pressed companies, and in the end it was 1200 17 18 companies, top companies, Kellogg's, Levi's, The Gap, 19 etcetera, into, um, removing their advertising from 20 Facebook, ah, in the months of July and August. It 21 was, ah, a very successful campaign. Ah, when we 2.2 started the Stop Hate for Profit Coalition we didn't 2.3 have a single corporation that had signed on to it and, ah, you know, we're talking at the end of June, 24 25 and very quickly these companies signed on to it and

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2 said, you know, we, we don't agree with this. 3 and that resulted, and, and we had outlined, ah, 4 several, several steps that Facebook needed to take and they began to take those steps, but it was not So then in September we asked for a freeze 6 7 of Instagram. So Instagram is owned by Facebook and, 8 ah, Instagram is of course populated by many celebrities, ah, led by Sasha Baron Cohen, um, who has been, ah, very vocal on this issue. Huge A list 10 11 of celebrities had, ah, removed, ah, or had paused 12 their Instagram posts for one day in September. 13 result of all of this activity over these past few months is that, ah, Facebook decided to implement 14 15 many more of the initiatives, ah, the most important 16 one being, ah, the issue of, ah, of Holocaust denial. 17 I would say that a lot of this began when feedback 18 made the statement that they, ah, would tolerate Holocaust denial as a, as a matter of free speech. 19 20 Now that's been reversed. Obviously the question is 21 whether or not social media is going to adhere to 2.2 this, whether they're actually going to remove this, 2.3 whether or not they're actually going to label this content, ah, so that, that's been our job, ah, 24

especially our Center on Technology and Society.

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Center for Technology and Society is an entity that exists in Silicon Valley. , ah, its staff, ah, this is an ADL entity. Its staff, ah, is composed of, um, software engineers and people who come from that world, who come from all of these different social media companies, and it, they, they, ah, work with social media companies when there are issues that arise, ah, not only to raise the issues with them but to actually help them solve the issues. These are people who can code, ah, these are people who know these systems inside and out, and they work in partnership with the social media companies to, ah, to resolve these issues, ah, in a way that perhaps is, is not so, ah, vocal and visible, but, but certainly helpful.

CHAIRPERSON EUGENE: Thank you very much, Mr. Richmond. We know that online hate speech is a very powerful tool also, used by people or groups that are involved in online, ah, crime of hate. And we know also, ah, the first, the First Amendment is a, is a very important part of our Constitution, cherished by many and [inaudible] sacred, you know, ah, right, but, ah, what we can do to combat online

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hate speech without, without ruining the [inaudible] of the First Amendment? Can you comment on that?

SCOTT RICHMOND: So the First Amendment says that government should not deny, ah, ah, speech. It doesn't say anything about this private company denying speech. Um, it also, um, doesn't mean [inaudible] should support that hate speech. that's really the, the impetus behind Stop Hate for Profit. Ah, the, the issue here, ah, is that you are a government entity so, you know, you do have to strike that more delicate balance. Ah, it wouldn't be as if, um, this commission would join the Stop Hate for Profit Coalition but, ah, the four points that I had, ah, that I had outlined, I think are very clear and do not run afoul of any First Amendment rights. Ah, the protocols, ah, when there are issues, um, speaking out against, um, biased or bigoted online rhetoric is not a problem, ah, that, that, ah, the government can take stands on those issues. Um, ah, and obviously swatting and doxing are, ah, a major concern, um, and I think it's, I, I don't see it as an issue for the government to take a stand against that, um, especially when individuals are targeted based on their protected

## COMMITTEE ON CIVIL AND HUMAN RIGHTS

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raised hands.

characteristics, which, ah, you know, all of those
laws, ah, regarding discrimination have been, ah,
upheld and not considered to be a free speech
violation.

CHAIRPERSON EUGENE: Thank you very much,
Mr. Richmond. I want to thank you and ADL for what
you have been doing, you know, for the community and
to address, ah, these [inaudible] and I think, ah, as
I said before, it will take all of us to work
together to protect the people against any form of
discrimination and, ah, hate crime and, ah, this is
the way we're going to create a better community, a
better New York, and a better environment. And,
again, thank you very much for what you have been
doing and be safe. And, ah, let's continue to work
together. Thank you very much [inaudible].

COMMITTEE COUNSEL: Thank you.

CHAIRPERSON EUGENE: Is there any question from my colleagues for Mr. Richmond?

COMMITTEE COUNSEL: I don't see any, um,

CHAIRPERSON EUGENE: Very good, all right. Thank you, Mr. Richmond. Thank you very much.

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COMMITTEE COUNSEL: Thank you. Um, at this time if your name has not been called and you wish to testify please raise your hand using the Zoom raise hand function. As there are no raised hands, I'll turn it back to the chair for closing remarks.

CHAIRPERSON EUGENE: Before I give my

closing remark, so I know that, I don't know if Michael Cohen would be willing to, you know, answer some questions, if he has some, some information with I know that you have been doing [inaudible] to inform the children, you know, about hate crime, online hate crime. Ah, can you, Michael, tell us if you are willing to so, because I've been asking so many questions already. Ah, what the government, what government and teachers and parents can do to protect the children against online hate crime, especially now when the children, ah, spend more time online, you know, with this health crisis, and then you mentioned another thing already, is there anything you want to add in terms of, you know, ah, working, we working together, as in we, government, parents, you know, [inaudible] to ensure that that this very difficult where, where technology is the key, you know, and our children and not only children

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[inaudible] more time, you know, online, you know, in a remote, you know, system and [inaudible]. Is there anything that you can, you know, share with us in term of working together to protect especially the children?

MICHAEL COHEN: Sure, and absolutely.

Thank you so much. Um, you know, I'll, I'll give you a, a quick story, ah, which I think is, is very indicative of, of one things parents can do. Um, after one of our days that we had a, a workshop in, in a, in a public school in Brooklyn, um, about a year, about a year, year and a half ago, um, we ended up afterwards having parents around to hear from the students that were in those workshops all day, and to get a sense of what their children felt about those workshops, and what they felt about online hate. And the first question that the moderator that we had there, ah, made sure to ask was to the parents who's on Facebook, and so every parent raised their hand. Then they asked the children, well, who are, these are middle school children and high school children, well who are you who are on Facebook, and one kid raised their hand in the entire, ah, amount of students there. The parents were very surprised that

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So we called on that student and asked him, well, why are you on Facebook, you're the only one, and he goes well, I need to have a dummy account on there so that my parents think that that's where I'm actually using my social media presence. So part of it was, was that I think parents need to be increasingly diligent as to what the newest technology, who are the newest social media platforms are, what the newest platforms that are trending are. Um, you know, today it's Tik Tok. Ah, on social gaming systems, you know, you had, you know, a year ago everybody, you know, under the age of, ah, 15 was on Minecraft and then that shifted to other games since them. Um, you know, Fortnight and everything It's a constant, it's a constant making sure of a parent that they understand the, the constant evolution of what their kids are on and constantly explaining to them what to watch out for and, and monitoring under a certain age. Ah, one of the things that we believe, and very much so, and we've done throughout the city is whenever we've seen a hate crime, ah, that had any, any kind of social media, ah, piece to it, and unfortunately [inaudible]

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offensive, and what is their social responsibility to

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do something about it. And a lot of folks that were 2 3 in middle school when we first asked them what do you 4 think your social responsibility was the second you see these kinds of things online, and their response was I just shut it off right away, to not be a part 6 7 of it. And we [inaudible] the responses, so you 8 realize that when you shut it off and you don't report it, or you don't talk about it, or you don't tell somebody about it, you're only leaving that 10 11 person to then attack or bully the next person, or 12 your peer, or your colleague, or your friend, or your 13 sibling. So part of it is is also educating the next generation on what they can actually do as well once 14 15 they do identify things of that nature.

CHAIRPERSON EUGENE: Thank you very much, Michael. Ah, Mr. Richmond, would you like to add some advices in term of...

SCOTT RICHMOND: I mean, you know, I, I think our, ah, our neighbor, ah, in New Jersey has much to say on this issue. Ah, the attorney general in New Jersey about a year ago, ah, was made aware of the fact that there's been a, a marked increase in youth bias in New Jersey, especially, ah, in the area of social media. As a result, he asked his

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2 commission on civil rights to launch a, a study of 3 the increase in youth bias and put together 4 recommendations. ADL helps, ah, a great deal with putting together that study and their recommendations. It was all released in the past 6 7 month, and they came out with 27 recommendations. 8 think, ah, when I submit the written testimony I can submit a copy of that report. It's a 100-page report, ah, so I can't, ah, I can't really summarize 10 11 it too well here, but I think that, ah, their experience with youth bias and, and countering youth 12 13 bias, ah, is, is very ah, ah, important here. And I 14 think probably the most important recommendation is 15 doing something about, um, ah, training in the 16 schools and making it standard curriculum in the 17 school, they have 1600 schools in the State of New 18 Jersey, which is approximately the same number of 19 schools that, that exist in New York City. Ah, and 20 making anti-bias part of the curriculum, ah, is very, 21 very important. Sensitizing students to when bias, 2.2 ah, exists, what is bias, how does it manifest 2.3 itself, and what to do when you encounter bias, I think, ah, is, is a very important, ah, step for all 24

of us to be taking. ADL does quite a bit of that

2 work in the schools, not just in New York but around 3 4 6 7 a way to, um, ah, to do that kind of anti-bias work 8

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the country. Ah, we work with the Department of Education in New York City to, ah, to implement that and, ah, that's, that's been a very important piece of our work for decades. But it's not in every school and I think it would go a long way if we found

and make it really standard, and anti-bullying, for

that matter. 10

> CHAIRPERSON EUGENE: Thank you very much, Mr. Richmond. Thank you, and Michael, thank you very much, and, ah, I thank all of the members and the staff of the Civil and Human Rights Committee. Thank you. And let me [inaudible] by saying that, ah, [inaudible] our society as people in the city to come together to do everything that we can do to make sure that that everyone can be respected regardless of race and religion, affiliation, and social [inaudible] situation. Everyone has the right to live in New York City with respect and dignity, and hate crime, online hate crime, is a reality, something very powerful that affects so many people. And when people are affected [inaudible] crimes are, online discrimination, they can be traumatized for

I think [inaudible] their life, not only their life, but also life of the members of their family. That can break families [inaudible], mental issue is a very, very powerful, powerful, and also they got a situation and any human being and I think that that is all more or less for [inaudible] responsibility, we have all to come together to make sure we combat it, we eliminate any time of online crime or hate, any time of discrimination, online or not, and, and any form of discrimination, and I commend all of you for what you have been doing, and we have to continue to work together. Especially to protect children because we [inaudible] the children as the future of the city, the future of the society. They are going to be what we create on them. They are going to be, you know, the positive citizen, the positive citizen, if we make the effort to instill in them the [inaudible] the respect of people. But if we don't do that then we [inaudible] the other groups to continue to create to empower, to implement, to make it, online hate crime, more powerful and more difficult and so to eliminate. So to all you, thank you so very much. Have a wonderful day, be safe, and

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COMMITTEE ON CIVIL AND HUMAN RIGHTS may God bless you all. Thank you so much. With that, the meeting is adjourned. [gavel] 

World Wide Dictation certifies that the foregoing transcript is a true and accurate record of the proceedings. We further certify that there is no relation to any of the parties to this action by blood or marriage, and that there is interest in the outcome of this matter.



Date November 28, 2020