

House Bill 1118

By: Representatives Draper of the 90<sup>th</sup>, Gilliard of the 162<sup>nd</sup>, Beverly of the 143<sup>rd</sup>, Miller of the 62<sup>nd</sup>, and Powell of the 33<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to  
2 elections and primaries generally, so as to increase the penalty for the use of violence to  
3 interfere with the duties of poll or election workers or prevent electors from voting; to  
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and  
8 primaries generally, is amended by revising Code Section 21-2-566, relating to interference  
9 with primaries and elections generally, as follows:

10 "21-2-566.

11 Any person who:

12 (1) Willfully prevents or attempts to prevent any poll officer from holding any primary  
13 or election under this chapter;

14 (2) Uses or threatens violence in a manner that would prevent a reasonable poll officer  
15 or other election worker or actually prevents a poll officer or election worker from the

16 execution of his or her duties or materially interrupts or improperly and materially  
17 interferes with the execution of a an election worker's or poll officer's duties;  
18 (3) Willfully blocks or attempts to block the avenue to the door of any polling place;  
19 (4) Uses or threatens violence in a manner that would prevent a reasonable elector from  
20 voting or actually prevents any elector from voting;  
21 (5) Willfully prepares or presents to any poll officer a fraudulent voter's certificate not  
22 signed by the elector whose certificate it purports to be;  
23 (6) Knowingly deposits fraudulent ballots in the ballot box;  
24 (7) Knowingly registers fraudulent votes upon any voting machine; or  
25 (8) Willfully tampers with any electors list, voter's certificate, numbered list of voters,  
26 ballot box, voting machine, direct recording electronic (DRE) equipment, electronic  
27 ballot marker, or tabulating machine  
28 shall be guilty of a felony and, upon conviction thereof, shall be sentenced to imprisonment  
29 for not less than one nor more than ten years or to pay a fine not to exceed \$100,000.00,  
30 or both; provided, however, that a person who is convicted under paragraph (2) or (4) of  
31 this Code section shall be sentenced to imprisonment for not less than five nor more than  
32 20 years or to pay a fine not to exceed \$100,000.00, or both."

33 **SECTION 2.**

34 All laws and parts of laws in conflict with this Act are repealed.