

SENATE No. 1013

The Commonwealth of Massachusetts

PRESENTED BY:

John F. Keenan

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to protect election workers.

PETITION OF:

NAME:

John F. Keenan

DISTRICT/ADDRESS:

Norfolk and Plymouth

SENATE No. 1013

By Mr. Keenan, a petition (accompanied by bill, Senate, No. 1013) of John F. Keenan for legislation to protect election workers. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act to protect election workers.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 56 of the General Laws is hereby amended by inserting, after
2 section 48, the following section:-

3 Section 48A. Protecting Poll Workers

4 (a) Terms used in this section shall be construed as follows, unless a contrary intention
5 clearly applies:-

6 “Election worker” shall apply to any person working full time, part time or under
7 contract, whether paid or unpaid, for the commonwealth of Massachusetts or any municipality
8 and who is performing duties and activities in connection with, and in the furtherance of, the
9 administration of elections as contained in chapters 50 to 56 inclusive.

10 “Election duties” shall apply to duties and responsibilities required or authorized by law
11 to administer and conduct elections as provided in chapters 50 through 56 inclusive.

12 “Family members” shall apply to an election worker’s spouse, child, parent, or any
13 person residing in their same household.

14 “Personal information” shall apply to an election worker’s home address, personal phone
15 number(s), personal email address, personal motor vehicle, motor vehicle number plate,
16 photograph and image of the election worker, their home and motor vehicle.

17 (b) It shall be unlawful for a person to knowingly harass, threaten, coerce or intimidate or
18 attempt to harass, threaten, coerce or intimidate an election worker with the intent to impede or
19 interfere with them while they are engaged in the performance of their duties or with the intent to
20 retaliate against the election worker on account of the election worker’s performance of their
21 official duties.

22 The conduct or acts described in this section shall include, but not be limited to, conduct
23 or acts conducted in person, by gesture, verbally, by mail and by use of a telephonic and
24 telecommunication device and electronic communication device including, but not limited to,
25 any device that transfers signs, signals, writing, images, sounds, data and intelligence of any
26 nature transmitted in whole and in part by a wire, radio, electromagnetic, photo electronic and
27 photo optical system, including, but not limited to, electronic mail, internet communications, cell
28 phone communications, instant messages and facsimile communications.

29 (c) It shall be unlawful for a person to knowingly make available on the internet personal
30 information about an election worker or family members of an election worker if the
31 dissemination of personal information promotes harassment, threats, coercion and intimidation or
32 poses an imminent and serious threat to the safety of the election worker or their family member.

33 (d) Whoever shall be guilty of the crime under this section shall be punished by
34 imprisonment for not more than four years or by a fine of not more than \$10,000 or both.

35 (e) Whoever, after having been convicted of the crime under this section, commits a
36 second or subsequent such crime under this section, shall be punished by imprisonment for not
37 more than ten years or by a fine of not more than \$25,000 or both.