

AMENDMENTS TO SENATE BILL NO. 573

Sponsor: SENATOR MASTRIANO

Printer's No. 612

1 Amend Bill, page 1, line 12, by inserting after "watchers;"
2 in voting by qualified absentee electors, further providing for
3 canvassing of official absentee ballots and mail-in ballots;

4 Amend Bill, page 1, line 14, by inserting after "act"
5 , for prohibiting duress and intimidation of voters and
6 interference with the free exercise of the elective franchise

7 Amend Bill, page 1, lines 18 through 20, by striking out all
8 of said lines and inserting

9 Section 1. Sections 417, 1308(g)(1.1) and (2), 1806, 1847
10 and 1849 of the act of June 3, 1937 (P.L.1333, No.320), known as
11 the Pennsylvania Election Code, are amended to read:

12 Amend Bill, page 1, line 24, by inserting after "any"
13 primary,

14 Amend Bill, page 2, line 4, by inserting after "any"
15 primary,

16 Amend Bill, page 2, line 18, by inserting after "at"
17 primary,

18 Amend Bill, page 3, by inserting between lines 26 and 27

19 Section 1308. Canvassing of Official Absentee Ballots and
20 Mail-in Ballots.--* * *

21 (g) * * *

22 (1.1) The county board of elections shall meet no earlier
23 than seven o'clock A.M. on election day to pre-canvass all
24 ballots received prior to the meeting. A county board of
25 elections shall provide at least forty-eight hours' notice of a
26 pre-canvass meeting by publicly posting a notice of a pre-
27 canvass meeting on its publicly accessible Internet website. One
28 authorized representative of each candidate in an election and
29 one representative from each political party shall be permitted
30 to remain in the room in which the absentee ballots and mail-in

1 ballots are pre-canvassed. A person allowed to watch the pre-
2 canvassing shall be permitted to have a clear line of sight to
3 view and hear the proceedings at a distance of six feet or less,
4 but that does not impede the ability of the person canvassing
5 ballots from carrying out the person's duties. No person
6 observing, attending or participating in a pre-canvass meeting
7 may disclose the results of any portion of any pre-canvass
8 meeting prior to the close of the polls.

9 (2) The county board of elections shall meet no earlier than
10 the close of polls on the day of the election and no later than
11 the third day following the election to begin canvassing
12 absentee ballots and mail-in ballots not included in the pre-
13 canvass meeting. The meeting under this paragraph shall continue
14 until all absentee ballots and mail-in ballots received prior to
15 the close of the polls have been canvassed. The county board of
16 elections shall not record or publish any votes reflected on the
17 ballots prior to the close of the polls. The canvass process
18 shall continue through the eighth day following the election for
19 valid military-overseas ballots timely received under 25 Pa.C.S.
20 § 3511 (relating to receipt of voted ballot). A county board of
21 elections shall provide at least forty-eight hours' notice of a
22 canvass meeting by publicly posting a notice on its publicly
23 accessible Internet website. One authorized representative of
24 each candidate in an election and one representative from each
25 political party shall be permitted to remain in the room in
26 which the absentee ballots and mail-in ballots are canvassed. A
27 person allowed to watch the pre-canvassing shall be permitted to
28 have a clear line of sight to view and hear the proceedings at a
29 distance of six feet or less, but that does not impede the
30 ability of the person canvassing ballots from carrying out the
31 person's duties.

32 * * *

33 Amend Bill, page 4, line 11, by inserting a bracket before
34 "one"

35 Amend Bill, page 4, line 11, by inserting after "(\$1,000)"
36] five thousand (\$5,000)

37 Amend Bill, page 4, line 12, by inserting a bracket before
38 "one"

39 Amend Bill, page 4, line 12, by inserting after "year"
40] two (2) years

41 Amend Bill, page 4, by inserting between lines 15 and 16

42 Section 1847. Prohibiting Duress and Intimidation of Voters
43 and Interference with the Free Exercise of the Elective

1 Franchise.--Any person or corporation who, directly or
2 indirectly--(a) uses or threatens to use any force, violence or
3 restraint, or inflicts or threatens to inflict any injury,
4 damage, harm or loss, or in any other manner practices
5 intimidation or coercion upon or against any person, in order to
6 induce or compel such person to vote or refrain from voting at
7 any election, or to vote or refrain from voting for or against
8 any particular person, or for or against any question submitted
9 to voters at such election, or to place or cause to be placed or
10 refrain from placing or causing to be placed his name upon a
11 register of voters, or on account of such person having voted or
12 refrained from voting at such election, or having voted or
13 refrained from voting for or against any particular person or
14 persons or for or against any question submitted to voters at
15 such election, or having registered or refrained from
16 registering as a voter; or (b) by abduction, duress or coercion,
17 or any forcible or fraudulent device or contrivance, whatever,
18 impedes, prevents, or otherwise interferes with the free
19 exercise of the elective franchise by any voter, or compels,
20 induces, or prevails upon any voter to give or refrain from
21 giving his vote for or against any particular person at any
22 election; or (c) being an employer, pays his employes the salary
23 or wages due in "pay envelopes" upon which or in which there is
24 written or printed any political motto, device, statement or
25 argument containing threats, express or implied, intended or
26 calculated to influence the political opinions or actions of
27 such employes, or within ninety days of any election or primary
28 puts or otherwise exhibits in the establishment or place where
29 his employes are engaged in labor, any handbill or placard
30 containing any threat, notice, or information that if any
31 particular ticket or candidate is elected or defeated work in
32 his place or establishment will cease, in whole or in part, his
33 establishment be closed up, or the wages of his employes
34 reduced, or other threats, express or implied, intended or
35 calculated to influence the political opinions or actions of his
36 employes, shall be guilty of a misdemeanor of the [second] first
37 degree. Any person or corporation, convicted of a violation of
38 any of the provisions of this section, shall be sentenced to pay
39 a fine not exceeding [five thousand (\$5,000)] ten thousand
40 (\$10,000) dollars, or such person or the officers, directors or
41 agents of such corporation responsible for the violation of this
42 section, shall be sentenced to undergo an imprisonment of not
43 more than [two (2)] three (3) years, or both, in the discretion
44 of the court.

45 Amend Bill, page 4, line 22, by inserting a bracket before
46 "five"

47 Amend Bill, page 4, line 22, by inserting after "(\$500)"

1] two thousand five hundred (\$2,500)

2 Amend Bill, page 4, line 23, by inserting a bracket before
3 "of"

4 Amend Bill, page 4, line 23, by inserting after "year"

5] not exceeding two (2) years