

HOUSE No. 4355

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, February 12, 2024.

The committee on The Judiciary, to whom was referred the petition (accompanied by bill, House, No. 1669) of Joseph W. McGonagle, Jr., and others relative to the offense of assault and battery upon transit workers, reports recommending that the accompanying bill (House, No. 4355) ought to pass.

For the committee,

MICHAEL S. DAY.

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

An Act relative to the offense of assault and battery upon a transit worker.

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. Section 13D of chapter 265 of the General Laws, as appearing in the 2022
2 Official Edition, is hereby amended by inserting, in line 1, after the word “battery,” the following
3 words:- including assault and battery by means of a bodily substance,.

4 SECTION 2. Said section 13D of said chapter 265 of the General Laws, as so appearing,
5 is hereby further amended by inserting, in line 2, after the word “employee,” the following
6 words:- including but not limited to a public transit worker,.

7 SECTION 3. Said section 13D of said chapter 265 of the General Laws, as so appearing,
8 is hereby further amended by inserting, in line 6, after the word “dollars.” the following
9 sentence:- For the purposes of this section, “bodily substance” shall mean any human secretion,
10 discharge or emission including, but not limited to, blood, saliva, mucous, semen, urine or feces.