

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1271 Session of 2023

INTRODUCED BY PIELLI, HILL-EVANS, WAXMAN, KHAN, MADDEN,
BOROWSKI, WEBSTER, SANCHEZ, CERRATO, HOWARD, HOHENSTEIN,
WARREN, NEILSON, SHUSTERMAN, CEPEDA-FREYTIZ, SIEGEL, TAKAC,
KAZEEM, KRAJEWSKI AND MAYES, MAY 31, 2023

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 31, 2023

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled
2 "An act concerning elections, including general, municipal,
3 special and primary elections, the nomination of candidates,
4 primary and election expenses and election contests; creating
5 and defining membership of county boards of elections;
6 imposing duties upon the Secretary of the Commonwealth,
7 courts, county boards of elections, county commissioners;
8 imposing penalties for violation of the act, and codifying,
9 revising and consolidating the laws relating thereto; and
10 repealing certain acts and parts of acts relating to
11 elections," in district election officers, further providing
12 for oath of judge of election, for oaths of inspectors of
13 election, for oaths of clerks of election and for oath of
14 machine inspectors.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 Section 1. Sections 407, 408, 409 and 410 of the act of June
18 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election
19 Code, are amended to read:

20 Section 407. Oath of Judge of Election.--The following shall
21 be the oath of each judge of election:

22 "I [(John Doe)] (individual's name) do swear (or affirm) that
23 I will as judge duly attend the ensuing election (or primary)

1 during the continuance thereof, and in cooperation with the
2 inspectors, faithfully carry on the same; that I will not give
3 my consent to the admission of any person to vote, except such
4 as I firmly believe to be registered and entitled to vote at
5 such election (or primary), according to the provisions of the
6 Constitution and laws of this Commonwealth, and that I will use
7 my best endeavors to prevent any fraud, deceit or abuse in
8 carrying on the same, and that I will make a true and perfect
9 return of the said election (or primary), and will at all times
10 impartially and faithfully perform my duty respecting the same,
11 to the best of my judgment and ability; and that I am not
12 directly or indirectly interested in any bet or wager on the
13 result of this election (or primary)."

14 Section 408. Oaths of Inspectors of Election.--The following
15 shall be the form of the oath to be taken by each inspector:

16 "I [(John Doe)] (individual's name) do swear (or affirm) that
17 I will as an inspector duly attend the ensuing election (or
18 primary) during the continuance thereof, and that I will not
19 admit any person to vote, except such as I shall firmly believe
20 to be registered and entitled to vote at such election (or
21 primary), according to the provisions of the Constitution and
22 laws of this Commonwealth, that I will not vexatiously delay or
23 refuse to permit any person to vote whom I shall believe to be
24 entitled to vote as aforesaid, that I will make a true and
25 perfect return of the said election (or primary), and that I
26 will in all things truly, impartially and faithfully perform my
27 duties therein, to the best of my judgment and ability; and that
28 I am not directly or indirectly interested in any bet or wager
29 on the result of this election (or primary)."

30 Section 409. Oaths of Clerks of Election.--The following

1 shall be the form of the oath to be taken by each clerk:

2 "I [(John Doe)] (individual's name) do swear (or affirm) that
3 I will as a clerk attend the ensuing election (or primary)
4 during the continuance thereof, that I will carefully [and],
5 truly [record the number of votes that shall be given for each
6 candidate at the election (or primary) as often as his name
7 shall be read to me by the judge or inspectors thereof,] and
8 faithfully execute my duties as poll worker as required by my
9 county in the Commonwealth to ensure a free and fair election. I
10 will ensure that each voter in my precinct who is registered to
11 vote is able to do so. If there is any question about the
12 voter's eligibility to vote, I will direct the voter to the
13 Judge of Elections to resolve the issue with them in a fair and
14 prompt manner and in all things truly and faithfully perform my
15 duty respecting the same to the best of my judgment and ability;
16 and that I am not directly or indirectly interested in any bet
17 or wager on the result of this election (or primary)."

18 Section 410. Oath of Machine Inspectors.--The following
19 shall be the form of the oath to be taken by each machine
20 inspector:

21 "I [(John Doe)] (individual's name) do swear (or affirm) that
22 I will as a machine inspector attend the ensuing election (or
23 primary) during the continuance thereof, that I will in all
24 things truly and faithfully perform my duty respecting the same
25 to the best of my judgment and ability; and that I am not
26 directly or indirectly interested in any bet or wager on the
27 result of this election (or primary)."

28 Section 2. This act shall take effect in 60 days.