

SENATE No. 1077**The Commonwealth of Massachusetts**

PRESENTED BY:

Michael O. Moore

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 improving protections relative to domestic violence.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Michael O. Moore</i>	<i>Second Worcester</i>	
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>1/25/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>1/26/2023</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Worcester and Middlesex</i>	<i>2/8/2023</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>2/8/2023</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>2/8/2023</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Plymouth and Bristol</i>	<i>2/13/2023</i>
<i>Patrick M. O'Connor</i>	<i>First Plymouth and Norfolk</i>	<i>2/13/2023</i>
<i>Anne M. Gobi</i>	<i>Worcester and Hampshire</i>	<i>2/22/2023</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/28/2023</i>
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>	<i>3/2/2023</i>
<i>Steven George Xiarhos</i>	<i>5th Barnstable</i>	<i>3/9/2023</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>3/22/2023</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>3/22/2023</i>
<i>Susan L. Moran</i>	<i>Plymouth and Barnstable</i>	<i>3/30/2023</i>
<i>Ryan C. Fattman</i>	<i>Worcester and Hampden</i>	<i>4/12/2023</i>
<i>Liz Miranda</i>	<i>Second Suffolk</i>	<i>5/1/2023</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>5/2/2023</i>

<i>Patricia A. Duffy</i>	<i>5th Hampden</i>	<i>5/8/2023</i>
<i>Lydia Edwards</i>	<i>Third Suffolk</i>	<i>5/30/2023</i>
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>6/14/2023</i>
<i>John C. Velis</i>	<i>Hampden and Hampshire</i>	<i>6/21/2023</i>
<i>Paul W. Mark</i>	<i>Berkshire, Hampden, Franklin and Hampshire</i>	<i>7/12/2023</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>7/13/2023</i>
<i>Norman J. Orrall</i>	<i>12th Bristol</i>	<i>7/24/2023</i>
<i>Jacob R. Oliveira</i>	<i>Hampden, Hampshire and Worcester</i>	<i>7/24/2023</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>	<i>7/24/2023</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>8/30/2023</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>9/19/2023</i>

SENATE No. 1077

By Mr. Moore, a petition (accompanied by bill, Senate, No. 1077) of Michael O. Moore, Susannah M. Whipps, Jack Patrick Lewis, Rebecca L. Rausch and other members of the General Court for legislation to improve protections relative to domestic violence. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1112 OF 2021-2022.]

The Commonwealth of Massachusetts

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

An Act improving protections relative to domestic violence.

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. For the purposes of this section, the following words shall have the
2 following meanings:

3 “Coercive control,” a pattern of conduct that has the purpose or effect of substantially
4 restricting an individual’s safety or autonomy through intimidation, isolation, implicit or explicit
5 threats, or by compelling compliance. Conduct undertaken by an individual to protect themselves
6 or their children from the risk of present or future harm does not constitute coercive control.

7 Examples of coercive control include:

8 (i) Isolating the other parent from friends, relatives, faith cultural, or linguistic
9 communities, employment, education, or other supporting networks;

(ii) Repeatedly humiliating or using degrading language or behaviors towards the petitioner;

(iii) Controlling, regulating, or monitoring the individual's activities, communications, movements, finances, economic resources, or access to resources;

(iv) Threatening to harm, abduct or kill the individual or a child or relative of the individual;

(v) Threatening to publish information or make false reports to the police or the authorities;

(vi) Damaging property or household goods; and

(vii) Forcing the individual to take part in criminal activity;

(viii) Committing or threatening to commit cruelty or abuse to animals connected to the family;

(xi) using repeated court actions not warranted by existing law or good faith argument to harass, coerce, or control the other party, diminish or exhaust the other party's financial resources, or compromise the other party's employment or housing;

(x) cleaning, accessing, displaying, using or wearing a firearm in an intimidating or threatening manner; and

(xi) threatening deportation or to contact federal agencies based on actual or perceived immigration status, refusing to file immigration applications, refusing to sponsor, withholding essential documents needed for immigration applications, or threatening to withdraw

immigration applications filed on the other parent or child's behalf or coercing or forcing the other parent to violate the terms of their immigration visa.

"Technological abuse", an act or pattern of behavior intended to harm, threaten, intimidate, control, stalk, harass, impersonate, exploit, or extort, such as cyberstalking or other forms of electronic monitoring or surveillance, nonconsensual sharing of explicit images, or impersonation. Technological abuse can utilize any form of technology, including but not limited to Internet, social networking sites, computers, mobile devices, cellular telephones, apps, location tracking devices, instant messages, text messages, and other forms of technology.

SECTION 2. Section 1 of chapter 209A as appearing in the 2020 Official Edition, is hereby amended, by striking the definition of "abuse" and inserting in place thereof the following definition:-

"Abuse", the occurrence of one or more of the following acts between family or household members:

- (a) Attempting to cause or causing physical harm;
- (b) Placing another in fear of imminent serious physical harm;
- (c) Causing another to engage involuntarily in sexual relations by force, threat or duress;
- (d) Coercive control
- (e) Technological abuse

48 SECTION 3. The fourth sentence of section 63 of chapter 277, as appearing in the 2020
49 Official Edition, is hereby amended by inserting after the word “sections”, in line 13, the
50 following language:- 13A, 13M,.