

Rep. Harvey-Bolia, Belk. 3
Rep. Berry, Hills. 44
Rep. Qualey, Ches. 18
Rep. Burnham, Straf. 2
Rep. Prudhomme-O'Brien, Rock. 13
Rep. Wherry, Hills. 13
Rep. Wood, Merr. 13
Rep. See, Merr. 26
Rep. Toner, Belk. 4
Rep. Guzofski, Rock. 1
May 23, 2025
2025-2407h
07/08

Amendment to SB 218

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT relative to absentee ballots.

4

5 Amend the bill by replacing all after the enacting clause with the following:

6

7 1 Absentee Registration Affidavit. Amend RSA 654:17 to read as follows:

8 654:17 Absentee Registration Affidavit.

9 I. The absentee registration affidavit shall be prepared by the secretary of state and shall be
10 in substantially the following form:

11 Affidavit (Absence from town)

12 I, _____ do hereby swear or affirm, under the penalties for voting fraud set forth below,
13 the following:

14 1) That ***I am a citizen of the United States***, my legal domicile is in the town of _____,
15 New Hampshire, I will be of the age of 18 years or over on election day and am entitled to vote in the
16 election to be held in said town on _____, _____ (date), except for the fact that my
17 name does not appear on the checklist to be used in said town at such election;

18 2) That I do not intend to be present within said town at such time prior to said election as shall
19 enable me personally to appear before the supervisors of the checklist of said town in their regular
20 sessions for the correction of the checklist for said election;

21 3) That I am temporarily residing in _____ (city and state or city, province, and country);

22 4) That I hereby enclose [~~one of the following as proof of identity and domicile:~~

23 ~~(a) A copy of a current and valid New Hampshire driver's license or an armed services~~
24 ~~identification or other photo identification issued by the United States government that shows my~~
25 ~~name and address; or~~

Amendment to SB 218

- Page 2 -

1 ~~(b) A copy of a current and valid photo identification and a copy of a current utility bill,~~
2 ~~bank statement, government check, paycheck, other government document that shows my name and~~
3 ~~address, or a letter from the administrator of a nursing home or similar facility affirming that I am a~~
4 ~~resident of that facility that was provided to me at my request pursuant to the administrator's duty~~
5 ~~to provide such a letter upon my request;]~~ ***copies of the documentation required by RSA 654:12***
6 ***to establish my citizenship, age, domicile, and identity as qualifications to vote;***

7 5) That I acknowledge that if I do not provide a copy of [~~proof of identity and domicile~~] ***the***
8 ***documentation*** as required by section 4) above, this application [~~may~~] ***shall*** not be approved; and

9 6) That I hereby make application for the addition of my name to the checklist of said town to be
10 used at said election.

11 _

12 Signature of Applicant

13 Date

14 In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false
15 information when registering to vote or voting is a class A misdemeanor with a maximum sentence
16 of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to
17 vote or voting is subject to a civil penalty not to exceed \$5,000.

18 Affidavit (Physical Disability)

19 I, _____ do hereby swear or affirm, under the penalties for voting fraud set forth
20 below, the following:

21 1) That ***I am a citizen of the United States***, my legal domicile is in the town of _____,
22 New Hampshire, I will be of the age of 18 years or over on election day, and am entitled to vote in
23 the election to be held in said town on _____, ____ (date), except for the fact that my name
24 does not appear on the checklist to be used in said town at such election;

25 2) That I am unable by reason of physical disability personally to appear before the supervisors of
26 the checklist of said town in their regular sessions for the correction of the checklist for said election;

27 3) That I hereby enclose [~~one of the following as proof of identity and domicile:~~

28 ~~(a) A copy of a current and valid New Hampshire driver's license or an armed services~~
29 ~~identification or other photo identification issued by the United States government that shows my~~
30 ~~name and address; or~~

31 ~~(b) A copy of a current and valid photo identification and a copy of a current utility bill,~~
32 ~~bank statement, government check, paycheck, other government document that shows my name and~~
33 ~~address, or a letter from the administrator of a nursing home or similar facility affirming that I am a~~
34 ~~resident of that facility that was provided to me at my request pursuant to the administrator's duty~~
35 ~~to provide such a letter upon my request;]~~ ***copies of the documentation required by RSA 654:12***
36 ***to establish my citizenship, age, domicile, and identity as qualifications of vote.***

Amendment to SB 218

- Page 3 -

1 4) That I acknowledge that if I do not provide a copy of [~~proof of identity and domicile~~] **the**
2 **documentation** as required by section 3) above, this application [~~may~~] **shall** not be approved; and

3 5) That I hereby make application for the addition of my name to the checklist of said town to be
4 used at said election.

5 _

6 Signature of Applicant

7

8 _

9 Date

10 In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false
11 information when registering to vote or voting is a class A misdemeanor with a maximum sentence
12 of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to
13 vote or voting is subject to a civil penalty not to exceed \$5,000.

14 II. There shall be printed below each of the foregoing affidavits the following affirmation:

15 Affirmation

16 I, _____, the undersigned witness, do hereby swear or affirm, under the penalties for voting
17 fraud set forth below, that on the _____ day of _____, ____ (date), the above named,
18 _____, having satisfied me as to his or her identity, signed the foregoing affidavit in my
19 presence, and did before me swear to (or affirm) the truth of the statements therein contained **and**
20 **the authenticity and accuracy of the documentation submitted therewith.**

21 _

22 Signature of Witness

23 In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false
24 information when registering to vote or voting is a class A misdemeanor with a maximum sentence
25 of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to
26 vote or voting is subject to a civil penalty not to exceed \$5,000.

27 2 Submission; Effect. Amend RSA 654:19 to read as follows:

28 654:19 Submission; Effect. The applicant shall forward the absentee registration affidavit **with**
29 **supporting documentation** and the applicant's voter registration form to the clerk of the town or
30 city named for submission to the supervisors of the checklist. If the supervisors find that the
31 affidavit **with supporting documentation** and the voter registration form are properly executed,
32 they shall follow the procedure for applications made in person as provided in RSA 654:11, 654:13,
33 and 654:15, except that in the case of an absentee voter they shall accept an absentee registration
34 affidavit **with supporting documentation** and a registration form.

35 3 Verification of In-Person Absentee Voter. Amend RSA 657:17-a to read as follows:

36 657:17-a Verification of In-Person Absentee Voter.

Amendment to SB 218

- Page 4 -

1 I. An absentee voter who returns his or her completed absentee ballot to the clerk's office in
2 person shall be treated as a verified voter provided[;]

3 [~~(a) The~~ **that the** voter voluntarily shows the clerk a photo identification that meets the
4 requirements of RSA 659:13~~;- or~~

5 ~~(b) The voter voluntarily completes a challenged voter affidavit in the same manner as is~~
6 ~~required for an election day voter who does not present a qualified voter identification].~~

7 II. The clerk shall mark the absentee ballot affidavit enveloped "voter verified" and note on
8 the clerk's list of absentee voters that the voter has been verified. The verified voter's signatures on
9 the application for an absentee ballot shall not be compared to the voter's signature on the absentee
10 ballot affidavit on election day.

11 III. A voter who does not present a qualified photo identification [~~and who does not complete~~
12 ~~a challenged voter affidavit]~~ shall not be treated as a verified voter, and his or her signatures on the
13 application for an absentee ballot shall be compared to his or her signature on the absentee ballot
14 affidavit on election day in the same manner as other absentee voters.

15 4 Effective Date. This act shall take effect 60 days after its passage.

Amendment to SB 218
- Page 5 -

2025-2407h

AMENDED ANALYSIS

This bill requires absentee ballot voters to submit information demonstrating citizenship, age, domicile, and identity in order to qualify to vote.