

CACR 21 - AS AMENDED BY THE HOUSE

11Mar2026... 0455h

2026 SESSION

26-2461

08/07

CONSTITUTIONAL AMENDMENT

CONCURRENT RESOLUTION **21**

RELATING TO: voting eligibility.

PROVIDING THAT: only United States citizens who are at least 18 years of age or older who reside in the place they claim as domicile shall be eligible voters.

SPONSORS: Rep. Berry, Hills. 44; Rep. Guzofski, Rock. 1; Rep. Qualey, Ches. 18; Rep. Burnham, Straf. 2; Rep. Potenza, Straf. 19; Sen. Innis, Dist 7; Sen. Murphy, Dist 16; Sen. McGough, Dist 11; Sen. Lang, Dist 2

COMMITTEE: Election Law

AMENDED ANALYSIS

This constitutional amendment concurrent resolution would amend the constitution to recognize the right of all United States citizens who are 18 years or older to vote in the place they claim as domicile, so long as they actually reside in the place they claim as domicile.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: voting eligibility.

PROVIDING THAT: only United States citizens who are at least 18 years of age or older who reside in the place they claim as domicile shall be eligible voters.

Be it Resolved by the House of Representatives, the Senate concurring, that the Constitution of New Hampshire be amended as follows:

1 I. That article 11 of the first part of the constitution be amended to read as follows:

2 [Art.] 11. [Elections and Elective Franchises.] All elections are to be free, and every inhabitant
3 of the state ***who is a United States citizen*** of 18 years of age and upwards shall have an equal
4 right to vote in any election. Every person shall be considered an inhabitant for the purposes of
5 voting in the town, ward, or unincorporated place where he ***or she*** has his ***or her*** domicile. No
6 person shall have the right to vote under the constitution of this state who has been convicted of
7 treason, bribery or any willful violation of the election laws of this state or of the United States; but
8 the supreme court may, on notice to the attorney general, restore the privilege to vote to any person
9 who may have forfeited it by conviction of such offenses. The general court shall provide by law for
10 voting by qualified voters who at the time of the biennial or state elections, or of the primary
11 elections therefor, or of city elections, or of town elections by official ballot, are absent from the city
12 or town of which they are inhabitants, or who by reason of physical disability are unable to vote in
13 person, in the choice of any officer or officers to be elected or upon any question submitted at such
14 election. Voting registration and polling places shall be easily accessible to all persons including
15 disabled and elderly persons who are otherwise qualified to vote in the choice of any officer or
16 officers to be elected or upon any question submitted at such election. The right to vote shall not be
17 denied to any person because of the nonpayment of any tax. Every inhabitant of the state, having
18 the proper qualifications, has an equal right to be elected into office.

19 II. That the above amendment proposed to the constitution be submitted to the qualified
20 voters of the state at the state general election to be held in November, 2026.

21 III. That the selectmen of all towns, cities, wards and places in the state are directed to
22 insert in their warrants for the said 2026 election an article to the following effect: To decide
23 whether the amendments of the constitution proposed by the 2026 session of the general court shall
24 be approved.

25 IV. That the wording of the question put to the qualified voters shall be:

26 "Are you in favor of amending article 11 of the first part of the constitution to read as follows:

27 [Art.] 11. [Elections and Elective Franchises.] All elections are to be free, and every inhabitant

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3 the town, ward, or unincorporated place where he or she has his or her domicile. No person shall
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12 Voting registration and polling places shall be easily accessible to all persons including disabled and
13 elderly persons who are otherwise qualified to vote in the choice of any officer or officers to be elected
14 or upon any question submitted at such election. The right to vote shall not be denied to any person
15 because of the nonpayment of any tax. Every inhabitant of the state, having the proper
16 qualifications, has an equal right to be elected into office.”

17 V. That the secretary of state shall print the question to be submitted on a separate ballot
18 with other constitutional questions or on the official ballot. The ballot containing the question shall
19 include 2 ovals next to the question allowing the voter to vote “Yes” or “No.” If no oval is marked, the
20 ballot shall not be counted on the question. The outside of the ballot shall be the same as the regular
21 official ballot except that the words “Questions Relating to Constitutional Amendments proposed by
22 the 2026 General Court” shall be printed in bold type at the top of the ballot.

23 VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it
24 becomes effective when the governor proclaims its adoption.

25 VII. Voters' Guide.

26 AT THE PRESENT TIME, the constitution guarantees the right of all inhabitants of
27 the state who are 18 years or older to vote in the place in which they are domiciled.

28 IF THE AMENDMENT IS ADOPTED, the constitution will guarantees the right of
29 all inhabitants of the state who are United States citizens and are 18 years or older to vote in the
30 place in which they are domiciled.