

Amendment to HB 1298

1 Amend RSA 33-A:3-a, XXXVI-XXXVII as inserted by section 1 of the bill by replacing it with the
2 following:

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4 XXXVI. Elections-federal elections: ballots and absentee ballot applications, affidavit
5 envelopes, lists, and electronic ballot counting device external storage devices: by the town clerk
6 until the contest is settled and all appeals have expired or at least 22 months after the election,
7 whichever is longer. Extra electronic ballot counting device external storage devices programmed
8 for, but not used during the election are exempt from preservation. ***The external storage devices
9 of electronic ballot counting devices, including those that capture digital images, shall be
10 disposed of in the same manner as ballots, absentee ballot applications, affidavit
11 envelopes, and lists. Disposal may be achieved by either physically destroying the storage
12 device or by secure erasure that permanently destroys all election-related data on the
13 storage device, including election programming, vote tallies, and digital images.***

14 XXXVII. Elections-not federal: ballots and absentee ballot applications, affidavit envelopes,
15 lists, and electronic ballot counting device external storage devices: by the town clerk until the
16 contest is settled and all appeals have expired or at least 60 days after the election, whichever is
17 longer. Extra electronic ballot counting device external storage devices programmed for, but not
18 used during the election are exempt from preservation. ***The external storage devices of
19 electronic ballot counting devices, including those that capture digital images, shall be
20 disposed of in the same manner as ballots, absentee ballot applications, affidavit
21 envelopes, and lists. Disposal may be achieved by either physically destroying the storage
22 device or by secure erasure that permanently destroys all election-related data on the
23 storage device, including election programming, vote tallies, and digital images.***