

HB 340-FN - VERSION ADOPTED BY BOTH BODIES

6Feb2025... 0029h  
6Feb2025... 0274h  
01/07/2026 3053s  
4Jun2026... 2102CofC

2025 SESSION

25-0651  
08/06

HOUSE BILL **340-FN**

AN ACT relative to electioneering by public employees.

SPONSORS: Rep. Berry, Hills. 44; Rep. Alexander Jr., Hills. 29; Rep. Corcoran, Hills. 28; Rep. Mazur, Hills. 44; Rep. Seidel, Hills. 29; Sen. Murphy, Dist 16

COMMITTEE: Election Law

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ANALYSIS

This bill defines electioneering in relation to public employees

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Five*

AN ACT relative to electioneering by public employees.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

- 1       1 Electioneering by Public Employees; Penalties. Amend RSA 659:44-a, III to read as follows:  
2       III. For the purposes of this section, "electioneer" [~~means to act in any way specifically~~  
3 ~~designed to influence the vote of a voter on any question or office~~] **is defined according to RSA**  
4 **652:16-h.**
- 5       2 Electioneering by Public Employees. Amend RSA 659:44-a, IV to read as follows:  
6       IV.(a) Any person who violates this section shall be guilty of a misdemeanor.  
7       **(b) Any person who violates this provision and is not subject to the penalties**  
8 **imposed under subparagraph IV(a) shall be subject to a civil penalty not to exceed \$1,000.**
- 9       3 New Paragraph; Electioneering by Public Employees. Amend RSA 652:16-h by inserting after  
10 paragraph II the following new paragraph:  
11       III. Organizing or conducting surveys that are expressly or primarily political, meaning that  
12 they have a format, questions, or other characteristics that clearly indicate a preference for one or  
13 more candidates or political parties in an election or one or more policies that are reasonably  
14 anticipated to be on the ballot or otherwise at issue in an election. This paragraph shall also apply  
15 to any person identified in RSA 273-A:1, IX(b), (c), or (d).
- 16       4 Effective Date. This act shall take effect January 1, 2026.

**HB 340-FN- FISCAL NOTE  
AS AMENDED BY THE SENATE (AMENDMENT #2025-3053s)**

AN ACT relative to electioneering by public employees.

**FISCAL IMPACT:**

<b>Estimated State Impact</b>				
	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Revenue</b>	\$0	\$0	\$0	\$0
<i>Revenue Fund</i>	None			
<b>Expenditures*</b>	Indeterminable			
<i>Funding Source</i>	General Fund			
<b>Appropriations*</b>	\$0	\$0	\$0	\$0
<i>Funding Source</i>	None			

\*Expenditure = Cost of bill

\*Appropriation = Authorized funding to cover cost of bill

<b>Estimated Political Subdivision Impact</b>				
	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>County Revenue</b>	\$0	\$0	\$0	\$0
<b>County Expenditures</b>	Indeterminable			
<b>Local Revenue</b>	\$0	\$0	\$0	\$0
<b>Local Expenditures</b>	Indeterminable			

**METHODOLOGY:**

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: [https://gencourt.state.nh.us/lba/Budget/Fiscal\\_Notes/JudicialCorrectionalCosts.pdf](https://gencourt.state.nh.us/lba/Budget/Fiscal_Notes/JudicialCorrectionalCosts.pdf)

**AGENCIES CONTACTED:**

Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association