

HB 323 - AS INTRODUCED

2025 SESSION

25-0406

08/09

HOUSE BILL **323**

AN ACT requiring the presentation of a government-issued photographic means of identification in order to vote.

SPONSORS: Rep. McFarlane, Graf. 18; Rep. Berry, Hills. 44; Rep. Sellers, Graf. 18; Rep. Sweeney, Rock. 25; Rep. Notter, Hills. 12; Rep. Soti, Rock. 35; Rep. Spillane, Rock. 2; Rep. Ulery, Hills. 13; Rep. Kuttab, Rock. 17; Sen. Sullivan, Dist 18; Sen. Gannon, Dist 23

COMMITTEE: Election Law

ANALYSIS

This bill requires the presentation of a government-issued photographic means of identification to vote.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT requiring the presentation of a government-issued photographic means of identification in order to vote.

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

1 1 Obtaining a Ballot. Amend RSA 659:13, I(b) to read as follows:

2 (b) The voter, unless challenged as provided for in RSA 659:27 through 659:33, shall
3 then be asked to present proof of his or her identity meeting the requirements of paragraph II. If the
4 voter presents such proof of identity to the ballot clerk, the ballot clerk shall give the voter one of
5 each ballot to be voted on in that election which shall be folded as it was upon receipt from the
6 secretary of state. The ballot clerk shall also mark the checklist using a ruler or other straight edge
7 to ensure accuracy of the mark in order to show that the voter obtained his or her ballot. ~~[If the~~
8 ~~photo identification is an out-of-state driver's license or nondriver's identification card, the ballot~~
9 ~~clerk shall record the state of issuance on the checklist in accordance with uniform procedures~~
10 ~~developed by the secretary of state in a color designated for such entries and the supervisors of the~~
11 ~~checklist or designee shall record the state of issuance of the voter's driver's license or identification~~
12 ~~card in the statewide centralized voter registration database within 30 days of the election.]~~ The
13 voter shall then be allowed to enter the space enclosed by the guardrail to mark and cast his or her
14 ballot.

15 2 Obtaining a Ballot. Amend RSA 659:13, II to read as follows:

16 II.(a) A valid photo identification shall show the name of the individual to whom the
17 identification was issued, and the name shall substantially conform to the name in the individual's
18 voter registration record; it also shall show a photograph of the individual to whom the identification
19 was issued. The photo identification shall also have an expiration date that has not been exceeded
20 by a period of more than 5 years , except that a voter 65 years of age or older may use an otherwise
21 qualified form of identification without regard to expiration date~~[, and except that student~~
22 ~~identification cards shall comply with the date requirements in subparagraph (5)].~~ The following
23 forms of identification bearing a photograph of the voter shall satisfy the identification requirements
24 of paragraph I:

25 (1) A driver's license issued by *the state of New Hampshire* ~~[any state]~~ or the
26 federal government.

27 (2) An identification card issued under RSA 260:21, RSA 260:21-a, or RSA 260:21-b
28 ~~[or a nondriver's identification card issued by the motor vehicles division, department, agency, or~~
29 ~~office of any other state].~~

30 (3) A United States armed services identification card.

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1 (4) A United States passport or passcard.

2 ~~[(5) A valid student identification card if:~~

3 ~~(A) The card is issued by:~~

4 ~~(i) A college, university, or career school in New Hampshire and approved to~~
5 ~~operate or licensed to operate in New Hampshire.~~

6 ~~(ii) A public high school in New Hampshire.~~

7 ~~(iii) A nonpublic high school in New Hampshire accredited by a private~~
8 ~~school accrediting agency that is recognized by the department of education.~~

9 ~~(iv) Dartmouth College.~~

10 ~~(v) A college or university operated by the university system of New~~
11 ~~Hampshire or the community college system of New Hampshire.~~

12 ~~(B) The card has either an expiration date or an issuance date that has not been~~
13 ~~exceeded by a period of more than 5 years, except that, at all elections prior to September 1, 2018,~~
14 ~~student identification cards without a date of expiration or issuance shall be accepted.]~~

15 ***(5) If the voter has been on the checklist for fewer than 63 days, a driver's***
16 ***license issued by any state, provided that if a place last registered to vote was recorded on***
17 ***the voter registration, then the state of issuance of the driver's license shall correspond to***
18 ***said place.***

19 ***(6) If the voter has been on the checklist for fewer than 63 days, a***
20 ***nondriver's identification card issued by the motor vehicles division, department, agency,***
21 ***or office of any state, provided that if a place last registered to vote was recorded on the***
22 ***voter registration, then the state of issuance of the nondriver's identification card shall***
23 ***correspond to said place.***

24 ~~(b) [The secretary of state shall post the lists of educational institutions provided by the~~
25 ~~commissioner of the department of education under RSA 21 N:4, VII on the department of state's~~
26 ~~website, and otherwise shall make such lists available to local election officials.~~

27 ~~(e)] The secretary of state shall provide training for supervisors of the checklist on how~~
28 ~~the nonpublic data in the statewide centralized voter registration database may be used to satisfy~~
29 ~~voter identification requirements.~~

30 ~~[(d)]~~ **(c)** The secretary of state shall develop and make available an informational
31 pamphlet explaining the procedure established in RSA 260:21 for obtaining a picture identification
32 card for voter identification purposes only.

33 3 Effective Date. This act shall take effect 60 days after its passage.