

HB 1324 - AS INTRODUCED

2022 SESSION

22-2151

11/10

HOUSE BILL ***1324***

AN ACT establishing a formula to allocate presidential electors to presidential nominees.

SPONSORS: Rep. Abramson, Rock. 37; Rep. Ankarberg, Straf. 10

COMMITTEE: Election Law

ANALYSIS

This bill establishes a formula to allocate presidential electors to presidential nominees.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT establishing a formula to allocate presidential electors to presidential nominees.

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

1 1 Electors of the President and Vice-President. Amend RSA 653:2 to read as follows:
2 653:2 Electors of the President and Vice-President.

3 ***I.*** At the state general election in [~~1980~~] **2024** and at the state general election every fourth
4 year thereafter, the voters of the state shall elect the number of electors of the president and vice-
5 president of the United States to which the state is entitled.

6 ***II. The number of presidential electors to be allocated to each nominee for the office***
7 ***of President of the United States shall be calculated as follows:***

8 ***(a) The presidential electors shall be divided among nominees for President of***
9 ***the United States by multiplying the number of presidential electors by the fraction of the***
10 ***statewide popular vote received by a nominee for President of the United States and***
11 ***rounding to the nearest whole number, subject to the following:***

12 ***(1) If the total number of presidential electors allocated to all candidates***
13 ***would be greater than the number of available electors, the number of presidential electors***
14 ***allocated to the nominee with the second highest percentage of the statewide popular vote***
15 ***shall be reduced by one. If necessary, this process shall be repeated, starting with the***
16 ***nominee for President who finished third in the statewide vote and ending with the***
17 ***nominee for President who finished last in the statewide vote.***

18 ***(2) If the total number of presidential electors allocated to all candidates***
19 ***would be fewer than the number of available electors, the number of presidential electors***
20 ***allocated to the nominee with the highest percentage of the statewide popular vote shall be***
21 ***increased by one. If necessary, this process shall be repeated, starting with the nominee for***
22 ***President who finished second in the statewide vote and ending with the nominee for***
23 ***President who finished last in the statewide vote.***

24 ***(3) If complaints are filed attesting to voter fraud for the preceding election,***
25 ***the senate shall, as soon as possible, hold public hearings to determine whether or not***
26 ***voter fraud could have influenced the outcome of the presidential contest. A vote by half of***
27 ***all senators shall be sufficient to employ counsel and send the dispute to the New***
28 ***Hampshire supreme court, which shall hear all witnesses and evidence of voter fraud***
29 ***relating to the presidential election before electors are awarded.***

30 2 Effective Date. This act shall take effect 60 days after its passage.