

Amendment to SB 212

1 Amend the bill by replacing sections 2-3 with the following:

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3 2 Elections; Election Procedure; Write-In Votes and Nomination. Amend RSA 659:88, I - II to
4 read as follows:

5 I.(a) A person whose name was not printed on the official state primary election ballot of a
6 political party shall not be entitled to the nomination of that party for any office unless the person
7 received at least 35 write-in votes or write-in votes equaling 10 percent or more of the total [~~votes~~]
8 **ballots** cast for that party [~~on~~] **in** the state primary election [~~ballot~~], whichever is smaller.

9 (b) A person whose name was not printed anywhere on the official state primary election
10 ballot, and who receives the nomination of a party by write-in vote in a primary election and wishes
11 to accept the nomination, shall file a declaration of candidacy with the secretary of state no later
12 than the first Monday after the primary. The declaration of candidacy shall be filed with the
13 understanding that, where the form says "primary election," it shall be construed to mean "general
14 election." Such person shall not, however, be required to pay the administrative assessment under
15 RSA 655:19-c.

16 II. If a person is disqualified from a nomination in accordance with the provisions of
17 paragraph I, then the nomination shall be awarded to the qualified person who received the highest
18 number of votes, provided that person received at least 35 votes or votes equaling 10 percent or more
19 of the total **ballots** [~~votes~~] cast for that party [~~on~~] **in** the state primary election [~~ballot~~], whichever is
20 smaller.

21 3 Elections; Election Procedure; Candidate of One Party. Amend RSA 659:91-a, II to read as
22 follows:

23 II. Notwithstanding the provisions of RSA 655:37, if any candidate is disqualified from
24 accepting the nomination of another party by means of write-in votes because the candidate is
25 disqualified under the provisions of paragraph I, then the nomination shall be given to the candidate
26 who received the highest number of write-in votes and who was not disqualified under the provisions
27 of paragraph I, so long as he or she receives 35 write-in votes, or write-in votes equaling 10 percent
28 or more of the total **ballots** [~~votes~~] cast for that party [~~on~~] **in** the state primary election [~~ballot~~],
29 whichever is the smaller.