

Amendment to HB 1062

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 New Section; Random Citizenship Audits. Amend RSA 654 by inserting after section 45 the  
4 following new section:

5 654:45-a Random Citizenship Audits.

6 I. In addition to reviewing records contained in state databases, the secretary of state may  
7 conduct audits of the citizenship qualifications of registered voters who submitted a qualified voter  
8 affidavit as proof of citizenship.

9 II. The secretary of state shall ensure a random, statistically sound audit of such voters and  
10 publish a public report of the findings of that audit.

11 III. Where the citizenship of a voter is confirmed through either the use of available state  
12 sources or an investigation supporting the audit, such confirmation shall be noted in the statewide  
13 voter registration database, and that voter shall not be subject to further audit of his or her  
14 citizenship.

15 IV. If the audits reveal information of any potential non-citizens on the checklist, such  
16 information shall be submitted to the attorney general for further review and appropriate action.

17 V. To carry out paragraph I of this section, the secretary of state may use data regarding  
18 individual voters with persons or entities that are not agencies of the state only if the secretary and  
19 the person or entity enter into a legally binding agreement that:

20 (a) Permits retention of the data only as long as necessary to carry out the purpose of  
21 the sharing or for one year, whichever is shorter;

22 (b) Prohibits further sharing or disclosure of the data without written authorization by  
23 the secretary;

24 (c) Requires minimum reasonable security measures to protect the data from  
25 unauthorized access; and

26 (d) Provides the state with ownership of, and direct control over, the data unless  
27 otherwise required by state or federal law.

28 VI. The secretary of state shall permanently destroy all data gathered under this section  
29 that relates to an identifiable individual whose citizenship is confirmed by an audit upon such  
30 confirmation and whose citizenship is not so confirmed when the matter is finally resolved.

31 2 Repeal. RSA 654:45-a, relative to random citizenship audits, is repealed.

32 3 Effective Date.

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- 1 I. Section 2 of this act shall take effect July 1, 2029.
- 2 II. The remainder of this act shall take effect 60 days after its passage.