

CACR 4 - AS INTRODUCED

2025 SESSION

25-0491

02/08

CONSTITUTIONAL AMENDMENT

CONCURRENT RESOLUTION **4**

RELATING TO: voting eligibility.

PROVIDING THAT: only legal resident citizens who are at least 18 years of age or older who reside in the place they claim as a domicile shall be eligible voters.

SPONSORS: Rep. Ulery, Hills. 13; Rep. Hill, Merr. 2; Rep. Spillane, Rock. 2; Rep. Summers, Rock. 20; Rep. Notter, Hills. 12; Rep. Harrington, Straf. 18; Rep. Moffett, Merr. 4; Sen. Sullivan, Dist 18

COMMITTEE: Election Law

ANALYSIS

This constitutional amendment concurrent resolution would amend the constitution to recognize the right of all legal residents who are 18 years or older and citizens of the United States to vote in the place they claim as domicile, so long as they actually reside in the place they claim as domicile.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type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

CONCURRENT RESOLUTION PROPOSING CONSTITUTIONAL AMENDMENT

RELATING TO: voting eligibility.

PROVIDING THAT: only legal resident citizens who are at least 18 years of age or older who reside in the place they claim as a domicile shall be eligible voters.

Be it Resolved by the House of Representatives, the Senate concurring, that the Constitution of New Hampshire be amended as follows:

- 1 I. That article 11 of the first part of the constitution be amended to read as follows:
- 2 [Art.] 11 [Elections and Elective Franchises.] All elections are to be free, and every [~~inhabitant~~
- 3 **legal resident** of the state of 18 years of age and upwards shall have an equal right to vote in any
- 4 election. Every person shall be considered [~~an inhabitant~~] **a qualified voter** for the purposes of
- 5 voting in the town, ward, or unincorporated place where he has his domicile **only if they are 18**
- 6 **years of age and upwards, a citizen of the United States, and actually reside in the place**
- 7 **they claim as a domicile.** No person shall have the right to vote under the constitution of this
- 8 state who has been convicted of treason, bribery or any willful violation of the election laws of this
- 9 state or of the United States; but the supreme court may, on notice to the attorney general, restore
- 10 the privilege to vote to any person who may have forfeited it by conviction of such offenses. The
- 11 general court shall provide by law for voting by qualified voters who at the time of the biennial or
- 12 state elections, or of the primary elections therefor, or of city elections, or of town elections by official
- 13 ballot, are absent from the city or town of which they are inhabitants, or who by reason of physical
- 14 disability are unable to vote in person, in the choice of any officer or officers to be elected or upon any
- 15 question submitted at such election. Voting registration and polling places shall be easily accessible
- 16 to all persons including disabled and elderly persons who are otherwise qualified to vote in the
- 17 choice of any officer or officers to be elected or upon any question submitted at such election. The
- 18 right to vote shall not be denied to any person because of the nonpayment of any tax. Every
- 19 inhabitant of the state, having the proper qualifications, has an equal right to be elected into office.
- 20 II. That the above amendment proposed to the constitution be submitted to the qualified
- 21 voters of the state at the state general election to be held in November, 2026.
- 22 III. That the selectmen of all towns, cities, wards and places in the state are directed to
- 23 insert in their warrants for the said 2026 election an article to the following effect: To decide
- 24 whether the amendments of the constitution proposed by the 2025 session of the general court shall
- 25 be approved.
- 26 IV. That the wording of the question put to the qualified voters shall be:
- 27 "Are you in favor of amending article 11 of the first part of the constitution to read as follows:

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1 [Art.] 11 [Elections and Elective Franchises.] All elections are to be free, and every legal resident
2 of the state of 18 years of age and upwards shall have an equal right to vote in any election. Every
3 person shall be considered a qualified voter for the purposes of voting in the town, ward, or
4 unincorporated place where he has his domicile only if they are 18 years of age and upwards, a
5 citizen of the United States, and actually reside in the place they claim as a domicile. No person
6 shall have the right to vote under the constitution of this state who has been convicted of treason,
7 bribery or any willful violation of the election laws of this state or of the United States; but the
8 supreme court may, on notice to the attorney general, restore the privilege to vote to any person who
9 may have forfeited it by conviction of such offenses. The general court shall provide by law for voting
10 by qualified voters who at the time of the biennial or state elections, or of the primary elections
11 therefor, or of city elections, or of town elections by official ballot, are absent from the city or town of
12 which they are inhabitants, or who by reason of physical disability are unable to vote in person, in
13 the choice of any officer or officers to be elected or upon any question submitted at such election.
14 Voting registration and polling places shall be easily accessible to all persons including disabled and
15 elderly persons who are otherwise qualified to vote in the choice of any officer or officers to be elected
16 or upon any question submitted at such election. The right to vote shall not be denied to any person
17 because of the nonpayment of any tax. Every inhabitant of the state, having the proper
18 qualifications, has an equal right to be elected into office.”

19 V. That the secretary of state shall print the question to be submitted on a separate ballot
20 with other constitutional questions or on the official ballot. The ballot containing the question shall
21 include 2 ovals next to the question allowing the voter to vote “Yes” or “No.” If no oval is marked, the
22 ballot shall not be counted on the question. The outside of the ballot shall be the same as the regular
23 official ballot except that the words “Questions Relating to Constitutional Amendments proposed by
24 the 2025 General Court” shall be printed in bold type at the top of the ballot.

25 VI. That if the proposed amendment is approved by 2/3 of those voting on the amendment, it
26 becomes effective when the governor proclaims its adoption.

27 VII. Voters' Guide.

28 AT THE PRESENT TIME, the constitution guarantees the right of all inhabitants of
29 the state who are 18 years or older to vote in the place in which they are domiciled.

30 IF THE AMENDMENT IS ADOPTED, the constitution will guarantee the right of all
31 legal residents who are 18 years or older and citizens of the United States to vote in the place they
32 claim as domicile, so long as they actually reside in the place they claim as domicile.