

Bill as Introduced

HB 263 - AS AMENDED BY THE HOUSE

8Apr2021... 0333h

2021 SESSION

21-0217

11/10

HOUSE BILL **263**

AN ACT relative to campaign finance reform.

SPONSORS: Rep. Sweeney, Rock. 8; Rep. Alexander Jr., Hills. 6; Rep. Berry, Hills. 44

COMMITTEE: Election Law

AMENDED ANALYSIS

This bill repeals voluntary expenditure limits, increases the expenditure and contribution reporting threshold for all political entities, and modifies the maximum contribution amount a person may contribute to candidate committees and political committees.

Explanation: Matter added to current law appears in *bold italics*.
 Matter removed from current law appears [~~in brackets and struck through~~]
 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 One

AN ACT relative to campaign finance reform.

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

1 1 Nominations by Primary; Administrative Assessment. Amend the introductory paragraph of
2 RSA 655:19-c, I to read as follows:

3 I. Candidates for governor, United States senator, representative to Congress, executive
4 councilor, state senator, county officer, and state representative who file declarations of candidacy
5 shall pay the administrative assessment in paragraph I or file primary petitions as provided in
6 paragraph III. Candidates for governor, United States senator, representative to Congress,
7 executive councilor, state senator, county officer, and state representative who file declarations of
8 intent shall pay the administrative assessment in paragraph I and shall meet the requirements of
9 RSA 655:40 through 655:45 for nomination by nomination papers. ~~[Neither the administrative
10 assessment which is paid nor the primary petitions which are filed under this section, nor the
11 nomination papers which must be submitted under RSA 655:41 and filed under RSA 655:43, shall be
12 waived or refunded for a candidate for any of the offices listed in this section who, pursuant to RSA
13 664:5 a, voluntarily accepts the expenditure limitation set forth in RSA 664:5 b.]~~ At the time of
14 filing declarations of candidacy or declarations of intent, the administrative assessment shall be as
15 follows:

16 2 New Paragraph; Registration of Political Committees. Amend RSA 664:3 by inserting after
17 paragraph V the following new paragraph:

18 VI. For purposes of filing expenditure reports pursuant to RSA 664:6 and RSA 664:7, a
19 candidate for office may choose to file as a candidate or, if such candidate creates a candidate
20 committee, as a candidate committee.

21 3 Political Expenditures and Contributions; Prohibited Political Contributions. Amend RSA
22 664:4, V to read as follows:

23 V. By any person (1) if in excess of ~~[\$5,000]~~ **\$3,500** in value *to a candidate or a candidate*
24 *committee*, except for contributions made by a candidate in behalf of his own candidacy, ~~[or if in~~
25 ~~excess of \$1,000 in value by any person or by any political committee to a candidate or a political~~
26 ~~committee working on behalf of a candidate who does not voluntarily agree to limit his campaign~~
27 ~~expenditures and those expenditures made on his behalf as provided in RSA 664:5 a,]~~ *or in excess*
28 *of \$10,000 in value to a political committee other than a political committee of a candidate,*
29 (2) if made anonymously or under a name not that of the donor, (3) if made in the guise of a loan, (4)
30 if any other manner concealed, (5) if made without the knowledge and written consent of the
31 candidate or his fiscal agent, a political committee or its treasurer, or not to any one of the same.

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1 4 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
2 664:6, I to read as follows:

3 664:6 Reporting by Political Committee.

4 I. Any political committee whose receipts or expenditures exceed [~~\$500~~] **\$1,500** shall file
5 with the secretary of state an itemized statement in the form prescribed by the secretary of state,
6 signed by its chairman and treasurer showing each of its receipts exceeding \$25 with the full name
7 and postal address of the contributor in alphabetical order and the amount of the contribution, the
8 date it was received, and the aggregate total for each election for each contributor of over \$100.
9 Statements shall be filed not later than the first Wednesday in June and December after the state
10 general election and before the filing deadline established in RSA 655:14, after which statements
11 shall be filed no later than the Wednesday 12 weeks immediately preceding a primary election,
12 before 5 o'clock in the afternoon, and shall cover the period from the day of the committee
13 registration up to and including the Monday before the statement is due. All receipts of \$25 or
14 under shall appear on the statements as unitemized receipts. Any listing that exceeds an
15 individual's aggregate total of \$100 for each election shall be accompanied by the contributor's
16 occupation including official job title, the name of the contributor's employer, and the city or town of
17 the contributor's principal place of business, if any. The statement shall also show each committee
18 expenditure exceeding \$25 with the full name and postal address of the payee or promise of
19 payment, the date paid or obligated, and the election for which the expenditure was made, with the
20 specific nature and amount of each expenditure since the date of the registration.

21 5 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
22 664:6, IV and IV-a to read as follows:

23 IV. Any political committee whose receipts or expenditures do not exceed [~~\$500~~] **\$1,500** for a
24 reporting period need not file. However, when a committee's accumulated receipts or expenditures
25 for an election exceed [~~\$500~~] **\$1,500** the committee shall file a statement at the next reporting
26 deadline, and shall continue to file at each reporting deadline.

27 IV-a. Any political committee whose independent expenditures, in aggregate, exceed [~~\$500~~]
28 **\$1,500** shall file an itemized statement with the secretary of state which shall be received by the
29 secretary of state not later than 48 hours after such expenditures are made, and thereafter each time
30 a further [~~\$500~~] **\$1,500** is expended. Such itemized statements shall cover the period during which
31 independent expenditures totaling [~~\$500~~] **\$1,500** were made. Each statement shall include a
32 certification by the chairman of the political committee that the independent expenditure meets the
33 definition in RSA 664:2, XI. Each statement shall contain the date of each independent expenditure;
34 the name and address of the person to whom the expenditure was made; the name of the candidate
35 on whose behalf or against whom each independent expenditure was made; the amount of each
36 expenditure; the purpose of each expenditure, and the aggregate amount of all previous independent
37 expenditures. If the independent expenditure is made in support of or in opposition to more than

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1 one candidate, the statement made under this paragraph shall allocate the way in which the
2 expenditure was made among the candidates on a reasonable basis. For the purposes of this
3 paragraph, "reasonable basis" means a statement that reflects the benefit or the burden reasonably
4 expected to be derived or suffered by each candidate. The filing requirements of this paragraph shall
5 be in addition to all other filing requirements under this section, and shall not be limited to the filing
6 periods during which expenditures must otherwise be reported.

7 6 Political Expenditures and Contributions; Reporting by Candidate Committee. Amend RSA
8 664:7 to read as follows:

9 .664:7 Reporting by Candidates. Each candidate at the primary or general election for governor,
10 councilor, state senator, representative to general court, or county officer, who has expenditures
11 exceeding [~~\$500~~] *\$1,500*, shall file statements before and after an election in like manner and detail
12 as prescribed in RSA 664:6, II, II-a, III, IV, and V, excepting, however, the expenditures of political
13 committees of the party to which the candidate belongs in elections other than primaries.

14 7 Political Expenditures and Contributions; Identification Required. Amend RSA 664:16-a, II to
15 read as follows:

16 II. Any person or entity who violates paragraph I shall be subject to penalty under RSA
17 664:21, [~~V and VI~~] *IV and V*.

18 8 Political Expenditures and Contributions; Penalty. Amend RSA 664:21 to read as follows:

19 664:21 Penalty.

20 ~~I. Any candidate who voluntarily agrees to limit campaign expenditures as provided in RSA~~
21 ~~664:5 a, and who exceeds the total political expenditure limitation as provided in RSA 664:5 a and 5-~~
22 ~~b in running for any office in either a state primary or state general election, or both, shall be subject~~
23 ~~to a fine schedule which is based on the percentage by which the candidate exceeds permitted~~
24 ~~campaign expenditures, so that the candidate shall pay a percentage of the excess campaign~~
25 ~~expenditures as follows:~~

26 ~~(a) Candidates for United States Senate and governor:~~

27 ~~under \$1,000 one percent~~

28 ~~\$1,000 \$5,000 10 percent~~

29 ~~\$5,000 \$10,000 25 percent~~

30 ~~\$10,000 \$50,000 50 percent~~

31 ~~over \$50,000 100 percent~~

32 ~~(b) Candidates for representative to Congress:~~

33 ~~under \$1,000 one percent~~

34 ~~\$1,000 \$5,000 10 percent~~

35 ~~\$5,000 \$10,000 25 percent~~

36 ~~\$10,000 \$25,000 50 percent~~

37 ~~over \$25,000 100 percent~~

1 ~~(c) Candidates for executive council and county officers:~~
2 ~~under \$500 one percent~~
3 ~~\$500 \$1,000 10 percent~~
4 ~~\$1,000 \$5,000 25 percent~~
5 ~~\$5,000 \$10,000 50 percent~~
6 ~~over \$10,000 100 percent~~

7 ~~(d) Candidates for state senate:~~
8 ~~under \$100 one percent~~
9 ~~\$100 \$500 10 percent~~
10 ~~\$500 \$1,000 25 percent~~
11 ~~\$1,000 \$5,000 50 percent~~
12 ~~over \$5,000 100 percent~~

13 ~~(e) Candidates for the general court:~~
14 ~~under \$100 one percent~~
15 ~~\$100 \$250 10 percent~~
16 ~~\$250 \$500 25 percent~~
17 ~~\$500 \$1,000 50 percent~~
18 ~~over \$1,000 100 percent~~

19 ~~II.] I.~~ Any fine assessed under the provision of this section shall be paid to the secretary of
20 state for deposit into the general fund.

21 ~~III.] II.~~ Nothing in this section shall be construed to limit the enforcement powers of the
22 attorney general under RSA 664:18.

23 ~~IV. In addition to the fines levied under paragraph I,]~~ **III.** Any person who fails to file any
24 report or statement on the date on which the report or statement is due under this chapter shall be
25 subject to a daily fine of \$25 for every weekday for which the report or statement is late and until the
26 report or statement is actually filed, except that candidates for the general court shall be subject to a
27 daily fine of \$5 under this paragraph.

28 ~~V. The provisions of this paragraph shall apply to violations of this chapter other than the~~
29 ~~violation of RSA 664:5-a and 5-b, and]~~ **IV.** A person liable under the provisions of this paragraph
30 shall not also be subject to the penalties imposed under ~~[paragraphs I, II and IV]~~ **paragraph III.**
31 Any person who otherwise violates any provision of this chapter shall be guilty of a misdemeanor if a
32 natural person or shall be guilty of a felony if any other person.

33 ~~VI.] V.(a)~~ Whoever violates any of the provisions of RSA 664:16-a or the provisions of RSA
34 664:17 relative to removing, defacing, or destroying political advertising on private property shall be
35 subject to a civil penalty not to exceed \$1,000.

36 (b) The court, upon petition of the attorney general, may levy upon any person who
37 violates the provisions of RSA 664:16-a or the provisions of RSA 664:17 relative to removing,

1 defacing, or destroying political advertising on private property a civil penalty in an amount not to
2 exceed \$1,000 per violation. All penalties assessed under this paragraph shall be paid to the
3 secretary of state for deposit into the general fund.

4 (c) The attorney general shall have authority to notify suspected violators of RSA
5 664:16-a or the provisions of RSA 664:17 relative to removing, defacing, or destroying political
6 advertising on private property of the state's intention to seek a civil penalty, to negotiate, and to
7 settle with such suspected violators without court action, provided any civil penalty paid as
8 settlement shall be paid to the secretary of state for deposit into the general fund.

9 ~~[VII.]~~ VI.(a) A political committee other than a political committee of a candidate that fails
10 to register in accordance with RSA 664:3 shall be subject to a fine up to 25 percent of the total
11 amount of independent expenditures made during the period from the date the political committee
12 was required to register to the date the political committee registered.

13 (b) A political committee that fails to report independent expenditures in accordance
14 with RSA 664:6, IV-a shall be subject to a fine up to 25 percent of the total amount of independent
15 expenditures not reported or reported late.

16 ~~[VIII.]~~ VII. Any person who willfully makes and subscribes to any statement filed under this
17 chapter that he or she does not believe to be true and correct as to every material matter shall be
18 guilty of false swearing under RSA 641:2.

19 9 Repeal. RSA 664:5-a and 664:5-b, relative to voluntary political expenditure limitations, are
20 repealed.

21 10 Effective Date. This act shall take effect January 1, 2022.

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12 waived or refunded for a candidate for any of the offices listed in this section who, pursuant to RSA
13 664:5 a, voluntarily accepts the expenditure limitation set forth in RSA 664:5 b.]~~ At the time of
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15 follows:

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23 V. By any person (1) if in excess of \$5,000 in value *to a candidate or a candidate*
24 *committee*, except for contributions made by a candidate in behalf of his own candidacy, ~~[or if in~~
25 ~~excess of \$1,000 in value by any person or by any political committee to a candidate or a political~~
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8 signed by its chairman and treasurer showing each of its receipts exceeding \$25 with the full name
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10 date it was received, and the aggregate total for each election for each contributor of over \$100.
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12 general election and before the filing deadline established in RSA 655:14, after which statements
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23 5 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
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25 IV. Any political committee whose receipts or expenditures do not exceed [~~\$500~~] **\$1,000** for a
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27 for an election exceed [~~\$500~~] **\$1,000** the committee shall file a statement at the next reporting
28 deadline, and shall continue to file at each reporting deadline.

29 IV-a. Any political committee whose independent expenditures, in aggregate, exceed [~~\$500~~]
30 **\$1,000** shall file an itemized statement with the secretary of state which shall be received by the
31 secretary of state not later than 48 hours after such expenditures are made, and thereafter each time
32 a further [~~\$500~~] **\$1,000** is expended. Such itemized statements shall cover the period during which
33 independent expenditures totaling [~~\$500~~] **\$1,000** were made. Each statement shall include a
34 certification by the chairman of the political committee that the independent expenditure meets the
35 definition in RSA 664:2, XI. Each statement shall contain the date of each independent expenditure;
36 the name and address of the person to whom the expenditure was made; the name of the candidate
37 on whose behalf or against whom each independent expenditure was made; the amount of each

1 expenditure; the purpose of each expenditure, and the aggregate amount of all previous independent
2 expenditures. If the independent expenditure is made in support of or in opposition to more than
3 one candidate, the statement made under this paragraph shall allocate the way in which the
4 expenditure was made among the candidates on a reasonable basis. For the purposes of this
5 paragraph, "reasonable basis" means a statement that reflects the benefit or the burden reasonably
6 expected to be derived or suffered by each candidate. The filing requirements of this paragraph shall
7 be in addition to all other filing requirements under this section, and shall not be limited to the filing
8 periods during which expenditures must otherwise be reported.

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11 664:7 Reporting by Candidates. Each candidate at the primary or general election for governor,
12 councilor, state senator, representative to general court, or county officer, who has expenditures
13 exceeding [~~\$500~~] **\$1,000**, shall file statements before and after an election in like manner and detail
14 as prescribed in RSA 664:6, II, II-a, III, IV, and V, excepting, however, the expenditures of political
15 committees of the party to which the candidate belongs in elections other than primaries.

16 7 Political Expenditures and Contributions; Identification Required. Amend RSA 664:16-a, II to
17 read as follows:

18 II. Any person or entity who violates paragraph I shall be subject to penalty under RSA
19 664:21, [~~V and VI~~] **IV and V**.

20 8 Political Expenditures and Contributions; Penalty. Amend RSA 664:21 to read as follows:

21 664:21 Penalty.

22 ~~[I. Any candidate who voluntarily agrees to limit campaign expenditures as provided in RSA~~
23 ~~664:5 a, and who exceeds the total political expenditure limitation as provided in RSA 664:5-a and 5-~~
24 ~~b in running for any office in either a state primary or state general election, or both, shall be subject~~
25 ~~to a fine schedule which is based on the percentage by which the candidate exceeds permitted~~
26 ~~campaign expenditures, so that the candidate shall pay a percentage of the excess campaign~~
27 ~~expenditures as follows:~~

28 (a) ~~Candidates for United States Senate and governor:~~

29 ~~under \$1,000 one percent~~

30 ~~\$1,000-\$5,000 10 percent~~

31 ~~\$5,000-\$10,000 25 percent~~

32 ~~\$10,000-\$50,000 50 percent~~

33 ~~over \$50,000 100 percent~~

34 (b) ~~Candidates for representative to Congress:~~

35 ~~under \$1,000 one percent~~

36 ~~\$1,000-\$5,000 10 percent~~

37 ~~\$5,000-\$10,000 25 percent~~

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1 \$10,000 \$25,000 50 percent
2 over \$25,000 100 percent

3 ~~(e) Candidates for executive council and county officers:~~

4 ~~under \$500 one percent~~
5 ~~\$500 \$1,000 10 percent~~
6 ~~\$1,000 \$5,000 25 percent~~
7 ~~\$5,000 \$10,000 50 percent~~
8 ~~over \$10,000 100 percent~~

9 ~~(d) Candidates for state senate:~~

10 ~~under \$100 one percent~~
11 ~~\$100 \$500 10 percent~~
12 ~~\$500 \$1,000 25 percent~~
13 ~~\$1,000 \$5,000 50 percent~~
14 ~~over \$5,000 100 percent~~

15 ~~(e) Candidates for the general court:~~

16 ~~under \$100 one percent~~
17 ~~\$100 \$250 10 percent~~
18 ~~\$250 \$500 25 percent~~
19 ~~\$500 \$1,000 50 percent~~
20 ~~over \$1,000 100 percent~~

21 ~~II.] I.~~ Any fine assessed under the provision of this section shall be paid to the secretary of
22 state for deposit into the general fund.

23 ~~III.] II.~~ Nothing in this section shall be construed to limit the enforcement powers of the
24 attorney general under RSA 664:18.

25 ~~IV. In addition to the fines levied under paragraph I,]~~ ~~III.~~ Any person who fails to file any
26 report or statement on the date on which the report or statement is due under this chapter shall be
27 subject to a daily fine of \$25 for every weekday for which the report or statement is late and until the
28 report or statement is actually filed, except that candidates for the general court shall be subject to a
29 daily fine of \$5 under this paragraph.

30 ~~V. The provisions of this paragraph shall apply to violations of this chapter other than the~~
31 ~~violation of RSA 664:5-a and 5-b, and]~~ ~~IV.~~ A person liable under the provisions of this paragraph
32 shall not also be subject to the penalties imposed under ~~[paragraphs I, II and IV]~~ **paragraph III.**
33 Any person who otherwise violates any provision of this chapter shall be guilty of a misdemeanor if a
34 natural person or shall be guilty of a felony if any other person.

35 ~~VI.] V.(a)~~ Whoever violates any of the provisions of RSA 664:16-a or the provisions of RSA
36 664:17 relative to removing, defacing, or destroying political advertising on private property shall be
37 subject to a civil penalty not to exceed \$1,000.

1 (b) The court, upon petition of the attorney general, may levy upon any person who
 2 violates the provisions of RSA 664:16-a or the provisions of RSA 664:17 relative to removing,
 3 defacing, or destroying political advertising on private property a civil penalty in an amount not to
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6 (c) The attorney general shall have authority to notify suspected violators of RSA
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 9 settle with such suspected violators without court action, provided any civil penalty paid as
 10 settlement shall be paid to the secretary of state for deposit into the general fund.

11 [~~VII.~~] VI.(a) A political committee other than a political committee of a candidate that fails
 12 to register in accordance with RSA 664:3 shall be subject to a fine up to 25 percent of the total
 13 amount of independent expenditures made during the period from the date the political committee
 14 was required to register to the date the political committee registered.

15 (b) A political committee that fails to report independent expenditures in accordance
 16 with RSA 664:6, IV-a shall be subject to a fine up to 25 percent of the total amount of independent
 17 expenditures not reported or reported late.

18 [~~VIII.~~] VII. Any person who willfully makes and subscribes to any statement filed under this
 19 chapter that he or she does not believe to be true and correct as to every material matter shall be
 20 guilty of false swearing under RSA 641:2.

21 9 Repeal. RSA 664:5-a and 664:5-b, relative to voluntary political expenditure limitations, are
 22 repealed.

23 10 Reporting by Political Committee. Amend RSA 664:6, I to read as follows:

24 I. Any political committee whose receipts or expenditures exceed \$500 shall file with the
 25 secretary of state an itemized statement in the form prescribed by the secretary of state, signed by
 26 its chairman and treasurer showing each of its receipts exceeding [~~\$25~~] \$50 with the full name and
 27 postal address of the contributor in alphabetical order and the amount of the contribution, the date it
 28 was received, and the aggregate total for each election for each contributor of over [~~\$100~~] \$200.
 29 Statements shall be filed not later than the first Wednesday in June and December after the state
 30 general election and before the filing deadline established in RSA 655:14, after which statements
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 34 under shall appear on the statements as unitemized receipts. Any listing that exceeds an
 35 individual's aggregate total of [~~\$100~~] \$200 for each election shall be accompanied by the contributor's
 36 occupation including official job title, the name of the contributor's employer, and the city or town of
 37 the contributor's principal place of business, if any. The statement shall also show each committee

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1 expenditure exceeding [~~\$25~~] \$50 with the full name and postal address of the payee or promise of
2 payment, the date paid or obligated, and the election for which the expenditure was made, with the
3 specific nature and amount of each expenditure since the date of the registration.

4 11 Effective Date. This act shall take effect 60 days after its passage.

CHAPTER 168
HB 263 - FINAL VERSION

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9 RSA 655:40 through 655:45 for nomination by nomination papers. ~~[Neither the administrative
10 assessment which is paid nor the primary petitions which are filed under this section, nor the
11 nomination papers which must be submitted under RSA 655:41 and filed under RSA 655:43, shall be
12 waived or refunded for a candidate for any of the offices listed in this section who, pursuant to RSA
13 664:5 a, voluntarily accepts the expenditure limitation set forth in RSA 664:5 b.]~~ At the time of
14 filing declarations of candidacy or declarations of intent, the administrative assessment shall be as
15 follows:

16 168:2 New Paragraph; Registration of Political Committees. Amend RSA 664:3 by inserting
17 after paragraph V the following new paragraph:

18 VI. For purposes of filing expenditure reports pursuant to RSA 664:6 and RSA 664:7, a
19 candidate for office may choose to file as a candidate or, if such candidate creates a candidate
20 committee, as a candidate committee.

21 168:3 Political Expenditures and Contributions; Prohibited Political Contributions. Amend RSA
22 664:4, V to read as follows:

23 V. By any person (1) if in excess of \$5,000 in value *to a candidate or a candidate*
24 *committee*, except for contributions made by a candidate in behalf of his own candidacy, ~~[or if in
25 excess of \$1,000 in value by any person or by any political committee to a candidate or a political
26 committee working on behalf of a candidate who does not voluntarily agree to limit his campaign
27 expenditures and those expenditures made on his behalf as provided in RSA 664:5 a,] or in excess
28 of \$10,000 in value to a political committee other than a political committee of a candidate,
29 (2) if made anonymously or under a name not that of the donor, (3) if made in the guise of a loan, (4)~~

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- Page 2 -

1 if any other manner concealed, (5) if made without the knowledge and written consent of the
2 candidate or his fiscal agent, a political committee or its treasurer, or not to any one of the same.

3 168:4 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
4 664:6, I to read as follows:

5 664:6 Reporting by Political Committee.

6 I. Any political committee whose receipts or expenditures exceed [~~\$500~~] **\$1,000** shall file
7 with the secretary of state an itemized statement in the form prescribed by the secretary of state,
8 signed by its chairman and treasurer showing each of its receipts exceeding \$25 with the full name
9 and postal address of the contributor in alphabetical order and the amount of the contribution, the
10 date it was received, and the aggregate total for each election for each contributor of over \$100.
11 Statements shall be filed not later than the first Wednesday in June and December after the state
12 general election and before the filing deadline established in RSA 655:14, after which statements
13 shall be filed no later than the Wednesday 12 weeks immediately preceding a primary election,
14 before 5 o'clock in the afternoon, and shall cover the period from the day of the committee
15 registration up to and including the Monday before the statement is due. All receipts of \$25 or
16 under shall appear on the statements as unitemized receipts. Any listing that exceeds an
17 individual's aggregate total of \$100 for each election shall be accompanied by the contributor's
18 occupation including official job title, the name of the contributor's employer, and the city or town of
19 the contributor's principal place of business, if any. The statement shall also show each committee
20 expenditure exceeding \$25 with the full name and postal address of the payee or promise of
21 payment, the date paid or obligated, and the election for which the expenditure was made, with the
22 specific nature and amount of each expenditure since the date of the registration.

23 168:5 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
24 664:6, IV and IV-a to read as follows:

25 IV. Any political committee whose receipts or expenditures do not exceed [~~\$500~~] **\$1,000** for a
26 reporting period need not file. However, when a committee's accumulated receipts or expenditures
27 for an election exceed [~~\$500~~] **\$1,000** the committee shall file a statement at the next reporting
28 deadline, and shall continue to file at each reporting deadline.

29 IV-a. Any political committee whose independent expenditures, in aggregate, exceed [~~\$500~~]
30 **\$1,000** shall file an itemized statement with the secretary of state which shall be received by the
31 secretary of state not later than 48 hours after such expenditures are made, and thereafter each time
32 a further [~~\$500~~] **\$1,000** is expended. Such itemized statements shall cover the period during which
33 independent expenditures totaling [~~\$500~~] **\$1,000** were made. Each statement shall include a
34 certification by the chairman of the political committee that the independent expenditure meets the
35 definition in RSA 664:2, XI. Each statement shall contain the date of each independent expenditure;
36 the name and address of the person to whom the expenditure was made; the name of the candidate
37 on whose behalf or against whom each independent expenditure was made; the amount of each

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HB 263 - FINAL VERSION
- Page 3 -

1 expenditure; the purpose of each expenditure, and the aggregate amount of all previous independent
2 expenditures. If the independent expenditure is made in support of or in opposition to more than
3 one candidate, the statement made under this paragraph shall allocate the way in which the
4 expenditure was made among the candidates on a reasonable basis. For the purposes of this
5 paragraph, "reasonable basis" means a statement that reflects the benefit or the burden reasonably
6 expected to be derived or suffered by each candidate. The filing requirements of this paragraph shall
7 be in addition to all other filing requirements under this section, and shall not be limited to the filing
8 periods during which expenditures must otherwise be reported.

9 168:6 Political Expenditures and Contributions; Reporting by Candidate Committee. Amend
10 RSA 664:7 to read as follows:

11 664:7 Reporting by Candidates. Each candidate at the primary or general election for governor,
12 councilor, state senator, representative to general court, or county officer, who has expenditures
13 exceeding [~~\$500~~] **\$1,000**, shall file statements before and after an election in like manner and detail
14 as prescribed in RSA 664:6, II, II-a, III, IV, and V, excepting, however, the expenditures of political
15 committees of the party to which the candidate belongs in elections other than primaries.

16 168:7 Political Expenditures and Contributions; Identification Required. Amend RSA 664:16-a,
17 II to read as follows:

18 II. Any person or entity who violates paragraph I shall be subject to penalty under RSA
19 664:21, [~~V and VI~~] **IV and V**.

20 168:8 Political Expenditures and Contributions; Penalty. Amend RSA 664:21 to read as follows:

21 664:21 Penalty.

22 ~~I. Any candidate who voluntarily agrees to limit campaign expenditures as provided in RSA~~
23 ~~664:5 a, and who exceeds the total political expenditure limitation as provided in RSA 664:5 a and 5-~~
24 ~~b in running for any office in either a state primary or state general election, or both, shall be subject~~
25 ~~to a fine schedule which is based on the percentage by which the candidate exceeds permitted~~
26 ~~campaign expenditures, so that the candidate shall pay a percentage of the excess campaign~~
27 ~~expenditures as follows:~~

28 ~~(a) Candidates for United States Senate and governor:~~

29 ~~under \$1,000 one percent~~

30 ~~\$1,000 \$5,000 10 percent~~

31 ~~\$5,000 \$10,000 25 percent~~

32 ~~\$10,000 \$50,000 50 percent~~

33 ~~over \$50,000 100 percent~~

34 ~~(b) Candidates for representative to Congress:~~

35 ~~under \$1,000 one percent~~

36 ~~\$1,000 \$5,000 10 percent~~

37 ~~\$5,000 \$10,000 25 percent~~

CHAPTER 168
HB 263 - FINAL VERSION
- Page 4 -

1 ~~\$10,000-\$25,000 50 percent~~

2 ~~over \$25,000 100 percent~~

3 ~~(c) Candidates for executive council and county officers:~~

4 ~~under \$500 one percent~~

5 ~~\$500-\$1,000 10 percent~~

6 ~~\$1,000-\$5,000 25 percent~~

7 ~~\$5,000-\$10,000 50 percent~~

8 ~~over \$10,000 100 percent~~

9 ~~(d) Candidates for state senate:~~

10 ~~under \$100 one percent~~

11 ~~\$100-\$500 10 percent~~

12 ~~\$500-\$1,000 25 percent~~

13 ~~\$1,000-\$5,000 50 percent~~

14 ~~over \$5,000 100 percent~~

15 ~~(e) Candidates for the general court:~~

16 ~~under \$100 one percent~~

17 ~~\$100-\$250 10 percent~~

18 ~~\$250-\$500 25 percent~~

19 ~~\$500-\$1,000 50 percent~~

20 ~~over \$1,000 100 percent~~

21 ~~H.] I.~~ Any fine assessed under the provision of this section shall be paid to the secretary of
22 state for deposit into the general fund.

23 ~~[III.] II.~~ Nothing in this section shall be construed to limit the enforcement powers of the
24 attorney general under RSA 664:18.

25 ~~[IV. In addition to the fines levied under paragraph I.] III.~~ Any person who fails to file any
26 report or statement on the date on which the report or statement is due under this chapter shall be
27 subject to a daily fine of \$25 for every weekday for which the report or statement is late and until the
28 report or statement is actually filed, except that candidates for the general court shall be subject to a
29 daily fine of \$5 under this paragraph.

30 ~~[V. The provisions of this paragraph shall apply to violations of this chapter other than the~~
31 ~~violation of RSA 664:5-a and 5-b, and] IV.~~ A person liable under the provisions of this paragraph
32 shall not also be subject to the penalties imposed under ~~[paragraphs I, II and IV]~~ *paragraph III*.
33 Any person who otherwise violates any provision of this chapter shall be guilty of a misdemeanor if a
34 natural person or shall be guilty of a felony if any other person.

35 ~~[VI.] V.(a)~~ Whoever violates any of the provisions of RSA 664:16-a or the provisions of RSA
36 664:17 relative to removing, defacing, or destroying political advertising on private property shall be
37 subject to a civil penalty not to exceed \$1,000.

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1 (b) The court, upon petition of the attorney general, may levy upon any person who,
2 violates the provisions of RSA 664:16-a or the provisions of RSA 664:17 relative to removing,
3 defacing, or destroying political advertising on private property a civil penalty in an amount not to
4 exceed \$1,000 per violation. All penalties assessed under this paragraph shall be paid to the
5 secretary of state for deposit into the general fund.

6 (c) The attorney general shall have authority to notify suspected violators of RSA
7 664:16-a or the provisions of RSA 664:17 relative to removing, defacing, or destroying political
8 advertising on private property of the state's intention to seek a civil penalty, to negotiate, and to
9 settle with such suspected violators without court action, provided any civil penalty paid as
10 settlement shall be paid to the secretary of state for deposit into the general fund.

11 [~~VII.~~] VI.(a) A political committee other than a political committee of a candidate that fails
12 to register in accordance with RSA 664:3 shall be subject to a fine up to 25 percent of the total
13 amount of independent expenditures made during the period from the date the political committee
14 was required to register to the date the political committee registered.

15 (b) A political committee that fails to report independent expenditures in accordance
16 with RSA 664:6, IV-a shall be subject to a fine up to 25 percent of the total amount of independent
17 expenditures not reported or reported late.

18 [~~VIII.~~] VII. Any person who willfully makes and subscribes to any statement filed under this
19 chapter that he or she does not believe to be true and correct as to every material matter shall be
20 guilty of false swearing under RSA 641:2.

21 168:9 Repeal. RSA 664:5-a and 664:5-b, relative to voluntary political expenditure limitations,
22 are repealed.

23 168:10 Reporting by Political Committee. Amend RSA 664:6, I to read as follows:

24 I. Any political committee whose receipts or expenditures exceed \$500 shall file with the
25 secretary of state an itemized statement in the form prescribed by the secretary of state, signed by
26 its chairman and treasurer showing each of its receipts exceeding [~~\$25~~] \$50 with the full name and
27 postal address of the contributor in alphabetical order and the amount of the contribution, the date it
28 was received, and the aggregate total for each election for each contributor of over [~~\$100~~] \$200.
29 Statements shall be filed not later than the first Wednesday in June and December after the state
30 general election and before the filing deadline established in RSA 655:14, after which statements
31 shall be filed no later than the Wednesday 12 weeks immediately preceding a primary election,
32 before 5 o'clock in the afternoon, and shall cover the period from the day of the committee
33 registration up to and including the Monday before the statement is due. All receipts of [~~\$25~~] \$50 or
34 under shall appear on the statements as unitemized receipts. Any listing that exceeds an
35 individual's aggregate total of [~~\$100~~] \$200 for each election shall be accompanied by the contributor's
36 occupation including official job title, the name of the contributor's employer, and the city or town of
37 the contributor's principal place of business, if any. The statement shall also show each committee

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- Page 6 -

- 1 expenditure exceeding [~~\$25~~] \$50 with the full name and postal address of the payee or promise of
- 2 payment, the date paid or obligated, and the election for which the expenditure was made, with the
- 3 specific nature and amount of each expenditure since the date of the registration.

168:11 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 30, 2021

Effective Date: September 28, 2021

Amendments

Sen. Gray, Dist 6
May 17, 2021
2021-1502s
11/04

Amendment to HB 263

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT relative to campaign finance reform and increasing the threshold for reporting by
4 political committees.
5

6 Amend the bill by replacing sections 3-6 with the following:

7

8 3 Political Expenditures and Contributions; Prohibited Political Contributions. Amend RSA
9 664:4, V to read as follows:

10 V. By any person (1) if in excess of \$5,000 in value *to a candidate or a candidate*
11 *committee*, except for contributions made by a candidate in behalf of his own candidacy, [~~or if in~~
12 ~~excess of \$1,000 in value by any person or by any political committee to a candidate or a political~~
13 ~~committee working on behalf of a candidate who does not voluntarily agree to limit his campaign~~
14 ~~expenditures and those expenditures made on his behalf as provided in RSA 664:5 a,] *or in excess*
15 *of \$10,000 in value to a political committee other than a political committee of a candidate,*
16 (2) if made anonymously or under a name not that of the donor, (3) if made in the guise of a loan, (4)
17 if any other manner concealed, (5) if made without the knowledge and written consent of the
18 candidate or his fiscal agent, a political committee or its treasurer, or not to any one of the same.~~

19 4 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
20 664:6, I to read as follows:

21 664:6 Reporting by Political Committee.

22 I. Any political committee whose receipts or expenditures exceed [~~\$500~~] *\$1,000* shall file
23 with the secretary of state an itemized statement in the form prescribed by the secretary of state,
24 signed by its chairman and treasurer showing each of its receipts exceeding \$25 with the full name
25 and postal address of the contributor in alphabetical order and the amount of the contribution, the
26 date it was received, and the aggregate total for each election for each contributor of over \$100.
27 Statements shall be filed not later than the first Wednesday in June and December after the state
28 general election and before the filing deadline established in RSA 655:14, after which statements
29 shall be filed no later than the Wednesday 12 weeks immediately preceding a primary election,
30 before 5 o'clock in the afternoon, and shall cover the period from the day of the committee
31 registration up to and including the Monday before the statement is due. All receipts of \$25 or
32 under shall appear on the statements as unitemized receipts. Any listing that exceeds an

Amendment to HB 263

- Page 2 -

1 individual's aggregate total of \$100 for each election shall be accompanied by the contributor's
2 occupation including official job title, the name of the contributor's employer, and the city or town of
3 the contributor's principal place of business, if any. The statement shall also show each committee
4 expenditure exceeding \$25 with the full name and postal address of the payee or promise of
5 payment, the date paid or obligated, and the election for which the expenditure was made, with the
6 specific nature and amount of each expenditure since the date of the registration.

7 5 Political Expenditures and Contributions; Reporting by Political Committee. Amend RSA
8 664:6, IV and IV-a to read as follows:

9 IV. Any political committee whose receipts or expenditures do not exceed ~~[\$500]~~ \$1,000 for a
10 reporting period need not file. However, when a committee's accumulated receipts or expenditures
11 for an election exceed ~~[\$500]~~ \$1,000 the committee shall file a statement at the next reporting
12 deadline, and shall continue to file at each reporting deadline.

13 IV-a. Any political committee whose independent expenditures, in aggregate, exceed ~~[\$500]~~
14 \$1,000 shall file an itemized statement with the secretary of state which shall be received by the
15 secretary of state not later than 48 hours after such expenditures are made, and thereafter each time
16 a further ~~[\$500]~~ \$1,000 is expended. Such itemized statements shall cover the period during which
17 independent expenditures totaling ~~[\$500]~~ \$1,000 were made. Each statement shall include a
18 certification by the chairman of the political committee that the independent expenditure meets the
19 definition in RSA 664:2, XI. Each statement shall contain the date of each independent expenditure;
20 the name and address of the person to whom the expenditure was made; the name of the candidate
21 on whose behalf or against whom each independent expenditure was made; the amount of each
22 expenditure; the purpose of each expenditure, and the aggregate amount of all previous independent
23 expenditures. If the independent expenditure is made in support of or in opposition to more than
24 one candidate, the statement made under this paragraph shall allocate the way in which the
25 expenditure was made among the candidates on a reasonable basis. For the purposes of this
26 paragraph, "reasonable basis" means a statement that reflects the benefit or the burden reasonably
27 expected to be derived or suffered by each candidate. The filing requirements of this paragraph shall
28 be in addition to all other filing requirements under this section, and shall not be limited to the filing
29 periods during which expenditures must otherwise be reported.

30 6 Political Expenditures and Contributions; Reporting by Candidate Committee. Amend RSA
31 664:7 to read as follows:

32 664:7 Reporting by Candidates. Each candidate at the primary or general election for governor,
33 councilor, state senator, representative to general court, or county officer, who has expenditures
34 exceeding ~~[\$500]~~ \$1,000, shall file statements before and after an election in like manner and detail
35 as prescribed in RSA 664:6, II, II-a, III, IV, and V, excepting, however, the expenditures of political
36 committees of the party to which the candidate belongs in elections other than primaries.

37

Amendment to HB 263

- Page 3 -

1 Amend the bill by replacing all after section 9 with the following:

2

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5 secretary of state an itemized statement in the form prescribed by the secretary of state, signed by
6 its chairman and treasurer showing each of its receipts exceeding [~~\$25~~] **\$50** with the full name and
7 postal address of the contributor in alphabetical order and the amount of the contribution, the date it
8 was received, and the aggregate total for each election for each contributor of over [~~\$100~~] **\$200**.
9 Statements shall be filed not later than the first Wednesday in June and December after the state
10 general election and before the filing deadline established in RSA 655:14, after which statements
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18 expenditure exceeding [~~\$25~~] **\$50** with the full name and postal address of the payee or promisee of
19 payment, the date paid or obligated, and the election for which the expenditure was made, with the
20 specific nature and amount of each expenditure since the date of the registration.

21 11 Effective Date. This act shall take effect 60 days after its passage.

2021-1502s

AMENDED ANALYSIS

This bill repeals voluntary expenditure limits, increases the expenditure and contribution reporting threshold for all political entities, and modifies the maximum contribution amount a person may contribute to candidate committees and political committees. This bill also increases the dollar threshold for reporting by political committees.

AMENDED

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Amendment to HB 263

- Page 2 -

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- Page 3 -

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9 Statements shall be filed not later than the first Wednesday in June and December after the state
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20 specific nature and amount of each expenditure since the date of the registration.

21 11 Effective Date. This act shall take effect 60 days after its passage.

2021-1523s

AMENDED ANALYSIS

This bill repeals voluntary expenditure limits, increases the expenditure and contribution reporting threshold for all political entities, and modifies the maximum contribution amount a person may contribute to candidate committees and political committees. This bill also increases the dollar threshold for reporting by political committees.

Committee Minutes

SENATE CALENDAR NOTICE

Election Law and Municipal Affairs

Sen James Gray, Chair
Sen Regina Birdsell, Vice Chair
Sen Ruth Ward, Member
Sen Donna Soucy, Member
Sen Rebecca Perkins Kwoka, Member

Date: April 27, 2021

HEARINGS

Monday

05/03/2021

Election Law and Municipal Affairs

REMOTE

9:00 a.m.

9:00 a.m.	HB 77	requiring town and city clerks to provide daily notification to the secretary of state of any filings for elected office.
9:15 a.m.	HB 98	relative to the date of the state primary election.
9:30 a.m.	HB 263	relative to campaign finance reform.
9:50 a.m.	HB 523-FN	requiring a person who registers to vote without any identification to have his or her photo taken before his or her registration to vote is complete.

Committee members will receive secure Zoom invitations via email.

Members of the public may attend using the following links:

1. Link to Zoom Webinar: <https://www.zoom.us/j/94026931299>
2. To listen via telephone: Dial (for higher quality, dial a number based on your current location): 1-301-715-8592, or 1-312-626-6799 or 1-929-205-6099, or 1-253-215-8782, or 1-346-248-7799, or 1-669-900-6833
3. Or iPhone one-tap: US: 13017158592, 94026931299# or 13126266799, 94026931299#
4. Webinar ID: 940 2693 1299
5. To view/listen to this hearing on YouTube, use this link: <https://www.youtube.com/channel/UCjBZdtrjRnQdmg-2MPMiWrA>
6. To sign in to speak, register your position on a bill and/or submit testimony, use this link: <http://gencourt.state.nh.us/remotecommittee/senate.aspx>

The following email will be monitored throughout the meeting by someone who can assist with and alert the committee to any technical issues: remotesenate@leg.state.nh.us or call (603-271-6931).

EXECUTIVE SESSION MAY FOLLOW

Sponsors:

HB 77

Rep. Boehm

Rep. Ladd

HB 98

Rep. Sweeney

Rep. Alexander Jr.

Rep. Kenney

HB 263

Rep. Sweeney

Rep. Alexander Jr.

Rep. Berry

HB 523-FN

Rep. Gay

Rep. M. Pearson

Rep. Janigian

Rep. Love

Rep. W. MacDonald

Rep. Cushman

Rep. Elliott

Rep. Sweeney

Rep. Prudhomme-O'Brien

Rep. Doucette

Tricia Melillo 271-3077

James P. Gray
Chairman

Senate Election Law and Municipal Affairs Committee
Tricia Melillo 271-3077

HB 263, relative to campaign finance reform.

Hearing Date: May 3, 2021

Members of the Committee Present: Senators Gray, Birdsell, Ward, Soucy and Perkins Kwoka

Members of the Committee Absent : None

Bill Analysis: This bill repeals voluntary expenditure limits, increases the expenditure and contribution reporting threshold for all political entities, and modifies the maximum contribution amount a person may contribute to candidate committees and political committees.

Sponsors:

Rep. Sweeney

Rep. Alexander Jr.

Rep. Berry

Who supports the bill: Rep. Joe Sweeney

Who opposes the bill: There are 91 names signed in opposition of this bill. To view the sign in sheet, please contact the Legislative Aide for the Senate Election Law and Municipal Affairs Committee, Tricia Melillo, at tricia.melillo@leg.state.nh.us

Who is neutral on the bill: David Scanlan

Summary of testimony presented in support:

Representative Joe Sweeney

- The goal of this legislation is to streamline the existing practices relative to campaign finance, remove barriers to entry for new candidates, and decrease confusion surrounding candidate filing.
- These changes will insure that all candidates, whether they are running for the first time or the fortieth time can navigate and understand the NH campaign finance system.
- The incentive provided under current law to for candidates to agree to a voluntary expenditure limit is an increase in the amount of money a candidate can raise per donor, per election period.
- There are three election periods in the current campaign finance structure.
- The exploratory phase before filing, the primary election phase, and the general election phase.
- The amounts are written into statute and do not increase cycle to cycle to reflect increase cost of campaigns or operations as a candidate.
- Candidates who do not agree to limit their expenditures are capped at raising \$7,000 per donor per complete two year cycle.
- Most candidates do not agree to the voluntary expenditure limit.

- This bill will remove the voluntary expenditure limit and the exploratory phase from existing state law.
- It also changes the limits per election to \$3,500 per donor period.
- Additionally, this legislation will reduce the candidate filing form by about a third and streamline the process with only two periods during the cycle.
- There is an additional provision that increases the amount PACs are allowed to raise from \$10,000 per cycle to \$20,000.
- This change will put New Hampshire's PAC fundraising in line with current federal limits.

Summary of testimony presented in opposition: None

Neutral Information Presented:

David Scanlan – Deputy Secretary of State

- They do not have an opinion on the changes in this bill.
- Campaign finance laws in New Hampshire are relatively confusing and sometimes they are called on to try and explain them.
- He would be happy to work with members of the legislature to clean up the language so that it is easier for everyone to follow.
- Senator Gray asked if this legislation would add an extra burden on the Secretary of State's office.
 - Mr. Scanlan replied that they would have to make some minor changes to the online campaign finance system which they deal with often and it is not a problem.

TJM

Date Hearing Report completed: May 7, 2021

Speakers

Senate Remote Testify

Election Law and Municipal Affairs Committee Testify List for Bill HB263 on 2021

Support: 1 Oppose: 91 Neutral: 0 Total to Testify: 1

<u>Name</u>	<u>Email Address</u>	<u>Phone</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	
Sweeney, Rep. Joe	Joe.Sweeney@leg.state.nh.us	603-327-7184	An Elected Official	Rockingham 8	Support	Yes	!
Kruithof, Leslie	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Eggleston, Patrick	eggleston4444@hotmail.com	603 554 8094	A Member of the Public	Myself	Oppose	No	!
Gould, William	wgould@capecod.net	508.776.2557	A Member of the Public	Myself	Oppose	No	!
Nastasi, Sue	ctcoastmetro@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Cherrington, Brett	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Serrell, James J.	imjjserrell@yahoo.com	5831096	A Member of the Public	Myself	Oppose	No	!
Mares, Daniel	AudioAlive@yahoo.com	603.458.5574	A Member of the Public	Myself	Oppose	No	!
King, Walter	genedocwk@comcast.net	603.978.9775	A Member of the Public	Myself	Oppose	No	!
Seeley, Dana	danaseeley1712@gmail.com	603.759.4949	A Member of the Public	Myself	Oppose	No	!
Samuels, Gary	samuelspatty@gmail.com	603.464.3143	A Member of the Public	Myself	Oppose	No	!
Bauer, Dorothy	dottiebauer@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
McKenzie, David	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Perry, Bob	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Alphen, James H	jimalphen@comcast.net	312.636.4267	A Member of the Public	Myself	Oppose	No	!
Defuria, Claudia	gregs999@aol.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Faulconer, Rick	neilmike@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No	!
Morgan, Marie	mmdgm2008@yahoo.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Carr, Judy	Judycarr@outlook.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Hurley, John	jrhurjd@aol.com	603.287.8913	A Member of the Public	Myself	Oppose	No	!
Ellermann, Maureen	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Lightfoot, Jean	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Ackerson, Judith	ackerjack45@gmail.com	603.369.0574	A Member of the Public	Myself	Oppose	No	!
Ackerson, Kenneth	ken.ackerson14@gmail.com	603.273.1593	A Member of the Public	Myself	Oppose	No	!
Yacopucci, William	wdycpp@gmail.com	603.707.2211	A Member of the Public	Myself	Oppose	No	!
Bushueff, Catherine	agawamdesigns@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Markman, Ingrid	ingrid.markman@gmail.com	978.302.3660	A Member of the Public	Myself	Oppose	No	!
Nardino, Marie	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Anderson, Katherine	hancock.andersons@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
emus, Joanne	Jremus0322@aol.com	603.785.3549	A Member of the Public	Myself	Oppose	No	!
McGowan, Tondy	Not Given	603.491.1525	A Member of the Public	Myself	Oppose	No	!
Greenwood, Nancy	nancgreenwood@yahoo.com	603.226.2471	A Member of the Public	Myself	Oppose	No	!
Briggs, Ron	Rongb1950@gmail.com	603.226.2471	A Member of the Public	Myself	Oppose	No	!
Wyatt, Timothy	timwyatt1@juno.com	603.886.5227	A Member of the Public	Myself	Oppose	No	!
Torpey, Jeanne	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Primiano, Dana	dpq7@hotmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Cornell, Lynn	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
O'Neill, Faye	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Kate, McAdoo	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Hinebauch, Mel	Not Given	603.224.4866	A Member of the Public	Myself	Oppose	No	!
Krassowski, Judy	Info@judykrassowski.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Pattison, Christine	Cspattison@comcast.net	603-851-1924	A Member of the Public	Myself	Oppose	No	!
Lucas, Janet	janluca1953@gmail.com	16037267614	A Member of the Public	Myself	Oppose	No	!
Karibian, Claire	ckaribian@comcast.net	603.893.1420	A Member of the Public	Myself	Oppose	No	!
Karibian, Julien	ckaribian@comcast.net	603.893.1420	A Member of the Public	Myself	Oppose	No	!
Vaughan, Elizabeth	lizfvaughan@hotmail.com	603.921.0444	A Member of the Public	Myself	Oppose	No	!
Billingham, Carla	billingham2@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No	!

GIDDINGS, JAMES L	jjiddings@jgc.org	Not Given	A Member of the Public	Myself	Oppose	No	!
Vivado, Mauricio	maumajo@aol.com	603.471.9142	A Member of the Public	Myself	Oppose	No	!
Carbonneau, Barbara	glenlake.nh@comcast.net	603.218.9317	A Member of the Public	Myself	Oppose	No	!
McCarthy, Dian	dianmccarthy@comcast.net	16034972213	A Member of the Public	Myself	Oppose	No	!
Coon, Kate	kate2coon@gmail.com	339.793.0686	A Member of the Public	Myself	Oppose	No	!
Toscano, Theodore	teddyt73@yahoo.com	603.669.0322	A Member of the Public	Myself	Oppose	No	!
Desmarais, Doreen	doreend@netzero.net	603.608.6211	A Member of the Public	Myself	Oppose	No	!
Andrews, David	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Huberman, Anne	Anne.Huberman@gmail.com	603.924.0842	A Member of the Public	Myself	Oppose	No	!
Hatcher, Phil	phil.hatcher@gmail.com	603.988.8034	A Member of the Public	Myself	Oppose	No	!
Bundy, Linda	n_bundy@mcttelecom.com	603 588 2254	A Member of the Public	Myself	Oppose	No	!
Secord, William	wrsecord@live.com	+1(603)28603	A Member of the Public	Myself	Oppose	No	!
Dodge, corinne	corinnedodge@hotmail.com	16034325759	A Member of the Public	Myself	Oppose	No	!
King, Marcia	mchking@gmail.com	603.924.3109	A Member of the Public	Myself	Oppose	No	!
King, Charles	mchking@gmail.com	603.924.3109	A Member of the Public	Myself	Oppose	No	!
Ewing, Louise	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Eggleston, Penny	pegglestonlib@yahoo.com	603.554.8094	A Member of the Public	Myself	Oppose	No	!
Keegan, John	peoresnada@tds.net	16037962852	A Member of the Public	Myself	Oppose	No	!
Thompson, Laura	nicnmom@hotmail.com	603.553.0100	A Member of the Public	Myself	Oppose	No	!
Brennan, Nancy	burningnan14@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Casino, Joanne	joannecasino@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No	!
Richman, Susan	susan7richman@gmail.com	603.868.2758	A Member of the Public	Myself	Oppose	No	!
Cutshall, Catherine	vivadofamily@aol.com	603.471.9142	A Member of the Public	Myself	Oppose	No	!
Cotton, Bev	bevcott@gmail.com	16035293456	A Member of the Public	Myself	Oppose	No	!
Beeson, Roberta	roberta.beeson@gmail.com	603.525.4410	A Member of the Public	Myself	Oppose	No	!
Rasussen, Elissa	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
DeMark, Richard	demarknh114@gmail.com	603.520.5582	A Member of the Public	Myself	Oppose	No	!
Rasmussen, Elissa	elissa@evanshatz.com	845.721.1885	A Member of the Public	Myself	Oppose	No	!
O'Neill, Nan	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Walker, April	april@morefrogs.com	Not Given	A Member of the Public	Myself	Oppose	No	!
GLENN, CYNTHIA	cglenn410@gmail.com	603.521.8214	A Member of the Public	Myself	Oppose	No	!
Feole, Danielle	feole.danielle@gmail.com	978.778.6269	A Member of the Public	Myself	Oppose	No	!
Carole, Kimberly	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Field, Bryan	brysciguy@gmail.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Liscio, Robert	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Liberman, Sheryl	saml54@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No	!
Bruce, Susan	susanb.red@mac.com	Not Given	A Member of the Public	Myself	Oppose	No	!
Davis, Gregory	glospreys@comcast.net	Not Given	A Member of the Public	Myself	Oppose	No	!
McKay, Bill	mckaysn@hotmail.com	603.323.7080	A Member of the Public	Myself	Oppose	No	!
Yergeau, Paul	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Mahoney, Carolyn	c.f.mahoney@comcast.net	603.714.0904	A Member of the Public	Myself	Oppose	No	!
Zink, Olivia	olivia.zink@gmail.com	603.934.4297	A Lobbyist	Open Democracy Action	Oppose	No	!
Beaudet, Dan	dan@danbeaudet.com	603.203.8855	A Member of the Public	Myself	Oppose	No	!
Hacker, Emily	Not Given	Not Given	A Member of the Public	Myself	Oppose	No	!
Evans, Connie	ckel@comcast.net	603.529.2364	A Member of the Public	Myself	Oppose	No	!

Testimony

Tricia Melillo

From: Ray Chadwick <rfchadwick@juno.com>
Sent: Monday, May 3, 2021 12:50 AM
To: Tricia Melillo
Cc: dmc2015@comcast.net; danmcguire@gmail.com
Subject: Granite State Taxpayers Supports HB523

Dear Committee Members

Granite State Taxpayers (GST) supports election laws that make our system of elections easy to understand, resistant to fraud, and available exclusively to residents of New Hampshire.

The election strategy that has the least opportunity for fraud is one where:

- individuals themselves, in person, go to a polling place and
- they show proof of identity, citizenship, and residence in New Hampshire in order to vote.

New Hampshire allows people to register to vote, and vote, without showing proof of identity, citizenship, or residency. They can do so by filing affidavits where voters self identify and vote without providing any proof. This ability provides a cleat opportunity for mischief.

In Massachusetts, fôr example, if a person won't present proof of residency, they are not allowed to vote.

In the past, when letters were sent to the addresses of people who provided affidavits, a portion were returned as not deliverable.

After the 2012 election, letters were sent to addresses provided on affidavits, and 8% were returned as not deliverable.

Opponents of election law reform often opine that there is no election fraud.

Actually, our use of affidavits makes fraud easy to do and make it difficult to investigate when, where and by whom.

The real solution would be to eliminate the use of affidavits.

Failing that, requiring any form of identification, including a picture, is a helpful improvement.

It has the potential to provide a disincentive to anyone intending to vote fraudulently by using affidavits.

For that reason, Granite State Taxpayers supports HB523 requiring a person who registers to vote without any identification to have his or her photo taken before his or her registration to vote is complete.

HB523 will increase the likelihood that only eligible voters are able to exercise their right to vote.

Granite State Taxpayers supports passage of HB523.

Thank you for your attention and your work on behalf of the citizens of New Hampshire.

Ray

Ray Chadwick, Chairman
Granite State Taxpayers
101 Powder Hill Road
Bedford, NH 03110
1-603-566-9129
www.GraniteStateTaxpayers.org

Voting Sheets

**Senate Election Law
& Municipal Affairs Committee
EXECUTIVE SESSION RECORD
2021 Session**

Bill HB 263

Hearing date: 5-3-2021

Executive Session date: 5/17/21

Motion of: OTP Vote: _____

Committee Member	Present	Made by	Second	Yes	No
Sen. Gray, Chair	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Birdsell, Vice Chair	X	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Ward	X	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Soucy	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Perkins-Kwoka	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: Move → 1502s Vote: 3-2

Committee Member	Present	Made by	Second	Yes	No
Sen. Gray, Chair	X	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Birdsell, Vice Chair	X	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ward	X	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Soucy	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Perkins-Kwoka	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Motion of: OTP/A Vote: 3-2

Committee Member	Present	Made by	Second	Yes	No
Sen. Gray, Chair	X	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Birdsell, Vice Chair	X	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Ward	X	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Soucy	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Perkins-Kwoka	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Reported out by: Sen. GRAY

Notes: _____

Committee Report

General Court of New Hampshire - Bill Status System

Docket of HB263

Docket Abbreviations

Bill Title: (New Title) relative to campaign finance reform and increasing the threshold for reporting by political committees.

Official Docket of HB263.:

Date	Body	Description
1/9/2021	H	Introduced (in recess of) 01/06/2021 and referred to Election Law HJ 2 P. 41
1/27/2021	H	Public Hearing: 02/05/2021 10:15 am Members of the public may attend using the following link: To join the webinar: https://zoom.us/j/93640014012 / Executive session on pending legislation may be held throughout the day (time permitting) from the time the committee is initially convened.
2/17/2021	H	Executive Session: 02/17/2021 01:30 pm Please click the link below to join the webinar: https://zoom.us/j/95842759377
3/8/2021	H	Majority Committee Report: Ought to Pass with Amendment #2021-0333h (Vote 11-9; RC) HC 18 P. 42
3/8/2021	H	Minority Committee Report: Inexpedient to Legislate
4/8/2021	H	Amendment #2021-0333h : AA VV 04/08/2021 HJ 6 P. 51
4/8/2021	H	Ought to Pass with Amendment 2021-0333h: MA RC 196-173 04/08/2021 HJ 6 P. 51
4/13/2021	S	Introduced 04/08/2021 and Referred to Election Law and Municipal Affairs; SJ 12
4/27/2021	S	Remote Hearing : 05/03/2021, 09:30 am; Links to join the hearing can be found in the Senate Calendar; SC 22
5/17/2021	S	Committee Report: Ought to Pass with Amendment #2021-1523s , 05/20/2021; SC 24A
5/20/2021	S	Committee Amendment #2021-1523s , AA, VV; 05/20/2021; SJ 16
5/20/2021	S	Ought to Pass with Amendment 2021-1523s, MA, VV; OT3rdg; 05/20/2021; SJ 16
6/10/2021	H	House Concurs with Senate Amendment 2021-1523s (Rep. B. Griffin): MA DV 198-161 06/10/2021 HJ 10 P. 9
7/15/2021	S	Enrolled Adopted, VV, (In recess 06/24/2021); SJ 20
7/15/2021	H	Enrolled (in recess of) 06/24/2021
8/3/2021	H	Signed by Governor Sununu 07/30/2021; Chapter 168; Eff: 09/28/2021

NH House

NH Senate

Other Referrals

Senate Inventory Checklist for Archives

Bill Number: HB 263

Senate Committee: ELMA

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

Bill Hearing Documents: {Legislative Aides}

- Bill version as it came to the committee
- All Calendar Notices
- Hearing Sign-up sheet(s)
- Prepared testimony, presentations, & other submissions handed in at the public hearing
- Hearing Report
- Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

- amendment # 1502s - amendment # 1523s
- ___ - amendment # _____ ___ - amendment # _____
- Executive Session Sheet
- Committee Report

Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

- ___ - amendment # _____ ___ - amendment # _____
- ___ - amendment # _____ ___ - amendment # _____

Post Floor Action: (if applicable) {Clerk's Office}

- ___ Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):
- ___ Enrolled Bill Amendment(s)
- ___ Governor's Veto Message

All available versions of the bill: {Clerk's Office}

- as amended by the senate ___ as amended by the house
- final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

Committee Aide

Date

Senate Clerk's Office 