

CONSENT CALENDAR

March 1, 2022

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Election Law to which was referred
HB 1157,**

AN ACT relative to electronic ballot counting devices.

**Having considered the same, report the same with the
recommendation that the bill OUGHT TO PASS.**

Rep. Peter Torosian

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Election Law
Bill Number:	HB 1157
Title:	relative to electronic ballot counting devices.
Date:	March 1, 2022
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

This bill proposes to put in law what is current practice. It amends RSA 656:42 to prohibit electronic ballot devices from being connected to the internet. This will prevent any intentional or unintentional tampering or hacking into any of these ballot counting devices and help to maintain confidence in the accuracy of outcomes and our election integrity. At the current time there is consideration by some municipalities of replacing the current ballot counting machines. The devices currently available in the market all have enhanced capability which allows for the interface to public internet. This bill would prevent the use of machines with internet connection. By enacting this legislation New Hampshire is taking a step to ensure that our elections are accurate, secure, and without outside interference

Vote 20-0.

Rep. Peter Torosian
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Election Law

HB 1157, relative to electronic ballot counting devices. **OUGHT TO PASS.**

Rep. Peter Torosian for Election Law. This bill proposes to put in law what is current practice. It amends RSA 656:42 to prohibit electronic ballot devices from being connected to the internet. This will prevent any intentional or unintentional tampering or hacking into any of these ballot counting devices and help to maintain confidence in the accuracy of outcomes and our election integrity. At the current time there is consideration by some municipalities of replacing the current ballot counting machines. The devices currently available in the market all have enhanced capability which allows for the interface to public internet. This bill would prevent the use of machines with internet connection. By enacting this legislation New Hampshire is taking a step to ensure that our elections are accurate, secure, and without outside interference **Vote 20-0.**

Original: House Clerk

Cc: Committee Bill File

HOUSE COMMITTEE ON ELECTION LAW

EXECUTIVE SESSION on HB 1157

BILL TITLE: relative to electronic ballot counting devices.

DATE: February 3, 2022

LOB ROOM: 306-308

MOTIONS: **OUGHT TO PASS**

Moved by Rep. Torosian

Seconded by Rep. Groen

Vote: 20-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Natalie Wells, Clerk



2021 SESSION

Election Law

Bill #: HB 1157 Motion: OTP AM #: _____ Exec Session Date: 2-3-22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Griffin, Barbara J. Chairman	✓		
MacDonald, Wayne D. Vice Chairman	✓		
Prudhomme-O'Brien, Katherine J.	✓		
Sweeney, Joe	✓		
Hayward, Peter T.	✓		
Mooney, Maureen E. <u>Joe Alexander</u>	✓		
Torosian, Peter E.	✓		
Berry, Ross	✓		
Groen, Fenton	✓		
Qualey, James R.	✓		
Wells, Natalie J. Clerk	✓		
Cote, David E. <u>Wilhelm</u>	✓		
Ward, Gerald W.R.	✓		
Bergeron, Paul R.	✓		
Sandler, Gatt <u>Murray</u>	✓		
Hamer, Heidi M.	✓		
Lane, Connie B.	✓		
Freitas, Mary C.	✓		
Hamblet, Joan L.	✓		
Muirhead, Russell	✓		
TOTAL VOTE:	<u>20</u>	<u>0</u>	

HOUSE COMMITTEE ON ELECTION LAW

PUBLIC HEARING ON HB 1157

BILL TITLE: relative to electronic ballot counting devices.

DATE: January 13, 2022

LOB ROOM: 306-308 **Time Public Hearing Called to Order:** 4:40 p.m.

Time Adjourned: 4:55 p.m.

Committee Members: Reps. B. Griffin, Wells, Prudhomme-O'Brien, Sweeney, Hayward, Torosian, Berry, Groen, Qualey, Alexander Jr., Ward, Hamer, Lane, Freitas and Hamblet

Bill Sponsors:

Rep. Torosian

Rep. Janigian

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

***Rep Peter Hayward** – on behalf of SOS.

***Katie Gargano** – Supports

***Russan Chester** – Bedford – Supports

- Oppose electronic devices because it shouldn't be connected to a computer

***Robert Loree** – Danville – Supports

***Ken Eying** – Supports

***Tom Murray** – Supports – Windham

***Chow Kelley** – Supports

- No Connection to internet and all machines

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # HB 1157 Date 1/13/2022
 Committee Election Law

** Please Print All Information **

Name	Address	Phone	Representing	(check one)	
				Pro	Con
Liz Tentarelli	Newbury	603 763 9296			✓
CHAU KELLEY				✓	
Melodie Fitts	Laconia			✓	
Rep. John Vaniglia	Salem	603-770-8230	RR	✓	
New Hampshire City & Town Clerks Association				✓	
Jaima Wilder	Hollis	(603) 809-1417		✓	
James Wood				✓	
Lois De Young	Brentwood	603-498-0002		✓	
AL FULCHYNE	HOLLIS	603 438 5984		✓	
Nelson Smith	Brentwood	603 866-6947		✓	
Bernard Paduch	Brentwood	508 509 9732		✓	
Kevin W Edwards	Pelham	603 508 1660		✓	
DONALD PEASEL	BENNINGTON	603 547-0747		✓	
DIANE FISHER	HAMPSTEAD	603-329-4708		✓	
Carol Petrosewicz	Rochester			✓	
CHRISTINE WATTS	DURHAM			✓	
Cheryl Lamouren	Durham			✓	
Melissa Symansky	Salem	603-458-1811		✓	
Harlyene Foss	Wakefield	603-393-1629		✓	
HELLA STREETCHON		603-327-5207		✓	
Peter C Streechon		603 327 5217		✓	
Joe Torelli	144 woodland Rd. Hampden	9729-6014	self	✓	
Robert Loney	222 Long Pond Rd Danville		self	✓	

SIGN UP SHEET

To Register Opinion If Not Speaking

Bill # HB 1157 Date 1/13/22
 Committee _____

** Please Print All Information **

Name	Address	Phone	Representing	(check one)	
				Pro	Con
Patricia Myers	Concord			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Roy Sims	Guild, NH			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rebecca C. Killinger	Concord			<input checked="" type="checkbox"/>	<input type="checkbox"/>
DORCAS KIRSCH	HOPKINTON			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Julie Sims	Guild NH			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kim Lakin	59 Middle Pt. Gilmanston NH 03837			<input checked="" type="checkbox"/>	<input type="checkbox"/>
ROBIN SABA	230 PATTON HILL RD CANBIA, NH 03034			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Michael L. Saba	230 Patton Hill Rd Canbio NH 03034			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tim Brand	Newport NH		SELF	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jeff Sott	13 Michael Bennett Rd Brentwood NH 03833			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sara Granger	36 Ward St. March. 03204		Self	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lisa Harris	18 Trey Cir Salem NH 03079			<input checked="" type="checkbox"/>	<input type="checkbox"/>
TOM MURRAY	29 Westshore Rd. WINDHAM NH 03093			<input checked="" type="checkbox"/>	<input type="checkbox"/>
KELLEY POTENZA	785 MAIN ST. CONCORD NH 978 808-1066			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Debra Johnson	775 NH 105, Grantham, NH 03753			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Doug Hirsch	653 MAMMOTH RD PELHAM	603-765-9427		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kevin W Edwards	Pelham	603-508-1650		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joshua E. Smith	210 Endicott North St. (603) 832-1465			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Anne Cogg	Nashua NH	425-8646		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gail DeLiova	Salem, NH			<input checked="" type="checkbox"/>	<input type="checkbox"/>
John M...	...			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tina Daucelette	Bow NH			<input checked="" type="checkbox"/>	<input type="checkbox"/>
Joan Dargie	Milford			<input checked="" type="checkbox"/>	<input type="checkbox"/>

House Remote Testify

Election Law Committee Testify List for Bill HB1157 on 2022-01-13

Support: 21 Oppose: 9 Neutral: 0 Total to Testify: 0

Export to Excel

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
Kudlik, Cindy	Grafton, NH CindyKudlik@protonmail.com	An Elected Official	Myself	Support	No	No	1/9/2022 1:57 AM
Serrell, James	Kingston, NH imjjserrell@yahoo.com	A Member of the Public	Myself	Oppose	No	No	1/11/2022 10:27 AM
Melvin, Daniel	Auburn, NH DanMelvin@verizon.net	A Member of the Public	Myself	Support	No	No	1/12/2022 4:04 PM
Dickinson, Jeff	Concord, NH jdickinson@gsil.org	A Member of the Public	Granite State Independent Living	Oppose	No	No	1/12/2022 4:10 PM
Cembalisty, Clara	Rochester, NH Cqsc43@gmail.com	A Member of the Public	Myself	Support	No	No	1/12/2022 9:58 PM
Petrusewicz, Carol	Rochester, NH clmcc2befree@yahoo.com	A Member of the Public	Myself	Support	No	No	1/12/2022 10:02 PM
Cembalisty, Richard	Rochester, NH taxmanrick@gmail.com	A Member of the Public	Myself	Support	No	No	1/12/2022 10:08 PM
Carpenter, Penny	Raymond, NH pcarp2627@gmail.com	A Member of the Public	Myself	Support	No	No	1/12/2022 10:09 PM
Fay, Chris	Litchfield, NH loyalx3@aol.com	A Member of the Public	Myself	Support	No	No	1/12/2022 10:13 PM
Doughty, Patrick	Bethlehem, NH patrickdoughty@roadrunner.com	A Member of the Public	Myself	Support	No	No	1/12/2022 10:27 PM
Clement, Kathryn	Fremont, NH pixeybob@comcast.net	A Member of the Public	Myself	Support	No	No	1/12/2022 10:36 PM
Chadwick, Ray	Bedford, NH rfchadwick@juno.com	A Member of the Public	Myself	Neutral	No	No	1/13/2022 1:22 AM
Joyce, Michele	Bath, NH mjdigspigs@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 7:48 AM

Barassi, Tina	Brookline, NH Tinams1012@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 7:50 AM
Mayo, Kathy	NOTTINGHAM, NH kathymayo2013@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 8:14 AM
VACHON, Amy	Alton, NH amyngreg08@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 8:50 AM
Archibald, Janan	Kensington, NH jva_archibald@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 9:10 AM
Manseau, Denise	Rye, NH ddmanseau@gmail.com	A Member of the Public	Myself	Support	No	No	1/13/2022 11:23 AM
manseau, steven	rye, NH scm321@mail.com	A Member of the Public	Myself	Support	No	No	1/13/2022 11:33 AM
Waldron, Jean	Kensington, NH jeanwaldron@gmail.com	A Member of the Public	Myself	Support	No	No	1/13/2022 12:11 PM
BELISLE, SARA	KENSINGTON, NH sarabelisle@comcast.net	A Member of the Public	Myself	Support	No	No	1/13/2022 12:32 PM
Tiffany, Angela	North Hampton, NH angelatiffany61@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 1:44 PM
Falk, Cheri	Wilton, NH Falk.cj@gmail.com	A Member of the Public	Myself	Support	No	No	1/13/2022 1:48 PM
Carraher, Melanie	Boscawen, NH MLCarraher@gmail.com	A Member of the Public	Myself	Support	No	No	1/13/2022 2:32 PM
Daniels, Timothy	MANCHESTER, NH timd03062@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 3:28 PM
Strakalaitis, Judith	DERRY, NH judystrakalaitis@derrynh.org	An Elected Official	Myself	Oppose	No	No	1/13/2022 4:33 PM
Pappas, Laurie	Hopkinton, NH laurihere44@yahoo.com	A Member of the Public	Myself	Support	No	No	1/13/2022 4:51 PM
Sweeney, Margaret	Campton, NH ms975@protonmail.com	A Member of the Public	Myself	Support	No	No	1/13/2022 5:16 PM

Archived: Wednesday, May 18, 2022 10:19:21 AM
From: Daniel Richardson
Sent: Monday, January 10, 2022 2:02:47 PM
To: ~House Election Law Committee
Cc: Tom Lanzara; Peter Torosian; John Janigian
Subject: In Support of HB 1157 AN ACT relative to electronic ballot counting devices
Importance: Normal

Ref: Jan 13, 2022 Meeting

HOUSE ELECTION LAW COMMITTEE

I write in support of HB 1157. Modern digital communication interfaces like ethernet and wireless are two-way. While there is convenience of reading out information from a device, the device is subject to receiving data and programming via communication. It's locking out input is not absolute. The only sure confirmation of device security is AIR-GAP... not being physically connected. Citizen's confidence in election integrity is too precious to assume anything. This bill desires that no electronic ballot counting device to have access to or be connected to the INTERNET.

Note that the "internet" is a specific term meaning external to one's own internal network. This bill does not deny the state or political subdivision from connecting ballot counting devices within an INTRANET for the convenience of monitoring election process, accumulating counts, controlling security, identifying malfunctioning machines, etc.

Please find as Ought-to-Pass.

Daniel Richardson, Nashua

HB 1157 - AS INTRODUCED

2022 SESSION

22-2430

11/08

HOUSE BILL **1157**

AN ACT relative to electronic ballot counting devices.

SPONSORS: Rep. Torosian, Rock. 14; Rep. Janigian, Rock. 8

COMMITTEE: Election Law

ANALYSIS

This bill prohibits electronic ballot counting devices from being connected to the Internet.

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.

HB 1157 - AS INTRODUCED

22-2430

11/08

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to electronic ballot counting devices.

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

- 1 1 New Paragraph; Electronic Ballot Counting Devices; Rules; Internet Access. Amend RSA
- 2 656:42 by inserting after paragraph IX the following new paragraph:
- 3 X. No electronic ballot counting device shall have access to or be connected to the Internet.
- 4 2 Effective Date. This act shall take effect 60 days after its passage.