

LEGISLATIVE COMMITTEE MINUTES

HB1009

Bill as Introduced

HB 1009 - AS INTRODUCED

2022 SESSION

22-2215
11/10

HOUSE BILL

1009

AN ACT requiring the date a person registers to vote to be included with other voter information.

SPONSORS: Rep. Sweeney, Rock. 8

COMMITTEE: Election Law

ANALYSIS

This bill adds the date a voter registers to the list of information required to be maintained in the checklist.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT requiring the date a person registers to vote to be included with other voter information.

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

1 1 Voters and Checklists; Preparing Checklist; Information Required. Amend RSA 654:25 to
2 read as follows:

3 654:25 Preparing Checklist. The secretary of state shall issue and distribute guidelines for the
4 content, composition, and style of checklists and for the maintenance of data related to checklists by
5 which the supervisors of the checklist shall compile and correct the checklist. Such guidelines shall
6 specify the information which will be maintained and updated by the supervisors. The secretary
7 shall establish standard forms and procedures for the use of the supervisors for the maintenance of
8 such information. The information to be maintained and updated shall include the full name,
9 domicile address, mailing address, ***date of voter registration***, and party affiliation, if any, of each
10 voter on the checklist and such other information as the secretary requires. Every checklist used at
11 any election shall at a minimum contain the full name, domicile address, mailing address, and party
12 affiliation, if any, of each voter on the checklist. The paper checklists used by ballot clerks on
13 election day need not include mailing addresses. The name and address of a voter shall not appear
14 on the checklist at the request of the voter if the voter presents to the supervisors of the checklist a
15 valid protective order pursuant to RSA 173-B. The name, domicile address, and mailing address, if
16 different, of such a voter shall be maintained on a separate list of voters, which shall be nonpublic
17 and not subject to RSA 91-A. If it is necessary to establish such a nonpublic list, the public checklist
18 shall be marked at the end with a notation of the number of voters whose names are maintained on
19 the nonpublic list.

20 2 Effective Date. This act shall take effect 60 days after its passage.

Committee Minutes

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

HB 1009, requiring the date a person registers to vote to be included with other voter information.

Hearing Date: March 28, 2022

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

Members of the Committee Absent : Senator Birdsell

Bill Analysis: This bill adds the date a voter registers to the list of information required to be maintained in the checklist.

Sponsors:
Rep. Sweeney

Who supports the bill: Representative Ross Berry, Nancy House, Ellis Robinson

Who opposes the bill: Robin DeRosa

Who is neutral on the bill: David Scanlan, Secretary of State

Summary of testimony presented in support:

Representative Ross Berry

- This bill will add the date of voter registration to the checklist that is available through the Secretary of State.
- This is information that the Secretary of State has for most voters.
- When the Secretary of State moved to a centralized database system there was not uniformity with the municipalities.
- Some of them kept the date of registration and some of them did not.
- The registration dates that the Secretary of State did not have were entered as July 4, 1776.
- Anyone who has registered since the date is recorded and it is not considered private information.
- Voter ID numbers are sequential and you can figure out a voter's registration date.
- They wanted another piece of voter information that can be used during campaigning.
- It is helpful to know if someone has just moved to the area and needs voter information.
- Legislators could also send welcome letters with contact information.
- The opposition to the bill was privacy issues and that it might force towns to have to go back 15 or 20 years to add the information.
- There is no provision in the legislation to do that and it is not their intention.
- They just want the data that the Secretary of State already has added to the publicly available list.

Summary of testimony presented in opposition: None

Neutral Information Presented:

David Scanlan, Secretary of State

- This is adding information from the private checklist to the public checklist.
- This would be the first time that he can remember the public checklist being expanded.

- For decades the public checklist has included the voters name, party affiliation, mailing address and physical address.
- He could not find any harm to the voter to have this information on the public checklist.
- His concern is that this will open the door to additional private information becoming accessible, which they would oppose.
- The information related to date of registration is not complete in the voter database.
- When the Help America Vote Act passed in 2002, all states that did not have a centralized voter checklist had to create one.
- New Hampshire had checklists that were maintained at the town level in whatever format the towns had.
- They went through a very involved process of standardizing those checklists so they could enter them into the database.
- The date was not required to be recorded for voters that registered before that time.
- Those voters that had been on the checklist before the creation of the statewide checklist are grandfathered to this day.
- The checklist is becoming more accurate as time goes on.
- Senator Soucy asked if a community where a voter registered were to keep a paper checklist the date may or may not be on that but someone who registers in a city it is more likely that they would have the date recorded.
 - Secretary Scanlan answered that it is possible that prior to 2002 if the city recorded the date it is on the checklist. At the time they had a deadline to get the checklist done so they were not going to ask every voter to fill out a new registration form. Many of the checklists did not include all of the information that the HAVA required.
- Senator Soucy asked if there is a possibility that someone who moves and registers to vote, that is the date that is recorded but they may have been registered 30 years prior to that and nobody has that information.
 - Secretary Scanlan replied that some supervisors of the checklist asked voters if they wanted to voluntarily update their information. There have also been some purges of the checklist where some voters had to update their information. Practices before 2002 were what they were and they just took the data they could get and in many cases it did not include the date of registration.
- Senator Gray commented that the bill as written does not give any guidance as to which date of registration gets recorded on the checklist or whether it is modified when someone moves and asked if he is correct.
 - Secretary Scanlan replied that they would obtain the information of the new registration date. It would be the most recent time that someone registered to vote that the Secretary of State would provide, not the history of moves and registrations.

Representative Ross Berry

- Senator Gray asked which date are they looking for with this legislation.
 - Representative Berry replied they are looking for the most recent registration.

Speakers

Senate Election Law and Municipal Affairs Committee

SIGN-IN SHEET

Date: March 28, 2022 Time: 1:15 p.m.

HB 1009 AN ACT requiring the date a person registers to vote to be included with other voter information.
PRIME: Representative Sweeney

Name/Representing (*please print neatly*)

Name/Representing (<i>please print neatly</i>)	Support <input type="checkbox"/>	Oppose <input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
✓ Rep Russ Barry	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
✓ DAVID SCANLAN	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
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	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking? <input type="checkbox"/>	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Senate Remote Testify

Election Law and Municipal Affairs Committee Testify List for Bill HB1009 on 202

Support: 2 Oppose: 1

<u>Name</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>
House, Nancy	A Member of the Public	Myself	Support
Robinson, Ellis	A Member of the Public	Myself	Support
DeRosa, Robin	A Member of the Public	Myself	Oppose

Voting Sheets

Senate Election Law & Municipal Affairs Committee

EXECUTIVE SESSION RECORD

2022 Session

Bill HB 1009

Hearing date: 3/28/22

Executive Session date: 4/11/22

Motion of: IS Vote: 5-0

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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Soucy	X	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Perkins-Kwoka	X	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: Consent Vote: 5-0

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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Perkins-Kwoka	X	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Motion of: _____ 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Ward	X	<input type="checkbox"/>	<input 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"/>

Reported out by: Sen. Soucy

Notes: _____

Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE
FOR THE CONSENT CALENDAR

Monday, April 11, 2022

THE COMMITTEE ON Election Law and Municipal Affairs

to which was referred **HB 1009**

AN ACT

requiring the date a person registers to vote to be
included with other voter information.

Having considered the same, the committee recommends that the Bill

BE REFERRED TO INTERIM STUDY

BY A VOTE OF: 5-0

Senator Donna Soucy
For the Committee

This bill would require adding the date a voter registers to the list of information required to be maintained in the checklist. When the public statewide voter checklist was developed in 2002 the registration date of a voter was not included. Since a standard process was not developed until recently by which all municipalities report the date of registration, information added at this point may not accurately reflect the initial date of registration. In addition, the Committee determined that, for the purpose of the public checklist, adding the voters date of registration is unnecessary.

Tricia Melillo 271-3077

General Court of New Hampshire - Bill Status System

Docket of HB1009

Docket Abbreviations

Bill Title: requiring the date a person registers to vote to be included with other voter information.*Official Docket of HB1009.:*

Date	Body	Description
10/29/2021	H	Introduced 01/05/2022 and referred to Election Law
1/13/2022	H	Public Hearing: 01/19/2022 09:30 am LOB 306-308
2/3/2022	H	Executive Session: 02/03/2022 10:30 a.m. LOB306-308
2/3/2022	H	Executive Session: 02/03/2022 10:30 a.m. LOB306-308
3/3/2022	H	Majority Committee Report: Ought to Pass (Vote 11-9; RC)
3/3/2022	H	Minority Committee Report: Inexpedient to Legislate
3/20/2022	H	Ought to Pass: MA RC 185-167 03/16/2022 HJ 7
3/22/2022	S	Introduced 03/17/2022 and Referred to Election Law and Municipal Affairs; SJ 6
3/23/2022	S	Hearing: 03/28/2022, Room 100, SH, 01:15 pm; SC 13
4/13/2022	S	Committee Report: Referred to Interim Study, 04/21/2022; Vote 5-0; CC; SC 16
4/21/2022	S	Refer to Interim Study, MA, VV; 04/21/2022; SJ 9

NH House

NH Senate

Other Referrals

