

Amendment to SB 113

1 Amend the bill by replacing section 1 with the following:

2  
3 1 New Subdivision; Electronic Poll Books. Amend RSA 652 by inserting after section 26 the  
4 following new subdivision:

5 Electronic Poll Books

6 652:27 Electronic Poll Books.

7 I. Cities and towns are hereby authorized to conduct a trial of electronic poll book devices  
8 for voter registration and check-in for elections. The trial shall be compliant with all statutes  
9 directly or indirectly related to voter checklists and maintenance of the statewide centralized voter  
10 registration database including the processes related to voter registration and check-in, the  
11 processing of absentee ballots, the collection of all fields of data required for registration or check-in,  
12 and the delivery of that data to the secretary of state in a format compatible with the statewide  
13 centralized voter registration database. The provisions of RSA 654:34, RSA 659:55, RSA 659:13,  
14 and RSA 659:102, as they relate to manual entries on a paper checklist, are hereby waived in order  
15 to accommodate an electronic poll book, provided the same information required of the voter is  
16 obtained and recorded by the electronic poll book. In addition, as required in statute, nonpublic  
17 data related to individual voters shall remain confidential, and no voter data shall be used by an  
18 electronic poll book vendor or its agents for any purpose other than conducting a program under  
19 this section. Adequate back-up systems shall be in place as determined by the local election officials  
20 for local elections and the secretary of state for all other elections.

21 II. The cities and towns shall assume all costs associated with electronic poll books. No  
22 electronic poll book program may proceed unless the electronic poll books system and application  
23 has been certified by an existing qualified certification organization using certification requirements  
24 established by the secretary of state. The secretary of state shall designate at least one certification  
25 organization within 2 weeks of the effective date of this section. The secretary of state, within 2  
26 weeks of the effective date of this section, shall prepare requirements for a memorandum of  
27 understanding that outlines specific conditions that must be met for compliance with this section.  
28 No electronic poll book program may proceed unless the memorandum of understanding is signed  
29 by the secretary of state and the mayor or governing body of the town no later than one month prior  
30 to the election.

31 III. Within one month after the initial use of electronic poll books in accordance with this  
32 section, the city or town shall submit a report to the secretary of state, who shall review such

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1 reports and forward them to the speaker of the house of representatives, the president of the senate,  
2 and the chairpersons of the house and senate standing committees with jurisdiction over election  
3 law. Each report shall describe the outcome of the program, addressing voter experiences, wait  
4 times, voter throughput times, personnel costs, hardware and software costs, and the completeness  
5 and accuracy of the data recorded, reported, and submitted for import to the statewide centralized  
6 voter registration database.

7 IV. The secretary of state shall, if necessary, update the requirements for a memorandum of  
8 understanding after consultation with the chairpersons of the house and senate standing  
9 committees with jurisdiction over election law.

10  
11 Amend the bill by replacing section 3 with the following:

12  
13 3 Effective Date.

14 I. Section 2 of this act shall take effect January 1, 2027.

15 II. The remainder of this act shall take effect 30 days after its passage.