

Processing Absentee Ballots; NH RSA 659:50 (b) Requires the moderator to examine the absentee ballot envelope to ensure the affidavit appears to be properly executed. If the affidavit is not properly executed, follow the next step

Processing Absentee Ballots; 659:51 Challenges. –

I. All absentee ballots are subject to challenge after the moderator publicly announces the name of the absentee voter, except for voters provided for in RSA 7:46, but not after the ballot is removed from the envelope. No challenge to an absentee ballot may be asserted except in conformity with the requirements of RSA 659:27-a.

Processing Absentee Ballots; NH RSA 659:27 Challenge of Voter; Affidavit. –

I. A voter offering to vote at any state election may be challenged by any other voter registered in the town or ward in which the election is held,

Processing Absentee Ballots; 659:27-a Asserting a Challenge. –

I. No challenge may be asserted except in the form of a signed affidavit, under oath administered by an election official, in the following form:

INFORMATION ON THE PERSON MAKING THE CHALLENGE

Name of Person Making the Challenge:

Notary Public/Justice of the Peace/Official Authorized by RSA 659:30

(j) The person is ineligible to vote pursuant to some other state or federal statute or constitutional provision specified in the challenge.

666:2 Official Malfeasance. –

A moderator, supervisor of the checklist, selectman or town clerk shall be guilty of a misdemeanor if at any election:

- I. He shall knowingly receive and count any illegal vote; or
- II. He shall knowingly omit to receive and count any legal vote; or
- III. He shall knowingly remove any vote from the number of legal votes cast; or
- IV. He shall knowingly add any illegal vote to the number of legal votes cast; or
- V. He shall receive or count any vote given at such election by proxy, that is, without the personal delivery of such vote by the person entitled to give the same; or
- VI. He shall fraudulently declare the state of the vote in the election of any officer.

666:3 Official Misconduct. –

I. (a) Any public officer upon whom a duty relating to elections is imposed who shall knowingly fail to perform such duty or who shall knowingly perform it in such a way as to hinder the objects thereof shall be guilty of a misdemeanor if no other penalty is provided by law.