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FAX COVER SHEET

To: Chris Herren, Chief, Voting Section

From: J. Gerald Hebert

Date: June 19, 2012

Subject: Preclearance Submission by State of New Hampshire

Message: see attached

J. GERALD HEBERT, P.C.
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Pages transmitted (including this cover sheet): 12

LAW OFFICES OF
J. Gerald Hebert, P.C.

J. Gerald Hebert
Attorney at Law

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June 19, 2012

Via facsimile to (202) 616-9514 or (202) 307-2569

T. Christian Herren
Chief, Voting Section
Civil Rights Division
United States Department of Justice
950 Pennsylvania Avenue, N.W., Room 7354-NWB
Washington, D.C. 20530

Re: N.H. Laws 2012, c. 18.1 and c. 170
Submission under Section 5
Expedited consideration requested

Dear Mr. Herren:

On behalf of the State of New Hampshire, I am hereby submitting for Section 5 preclearance Chapter Law 170, which redistricts executive council districts. I am also submitting Chapter 18.1 (Senate Bill 202) which redistricts the State of New Hampshire's congressional districts.

We request expedited consideration of this submission, as we are attempting to make our Section 5 compliance complete in anticipation of a "bailout" action under Section 4(a) of the Voting Rights Act, 28 U.S.C. 1973b(a), and 28 C.F.R. 51.64.

Chapter 170 was enacted on June 11, 2012, and was effective on that same date. . The state is divided into 5 districts for the choosing of councilors, each of which may elect one councilor.

Chapter 18. 1 (SB 202) was adopted April 23, 2012 and will be effective on June 22, 2012. Under the newly-enacted congressional plan, six towns will switch districts. Sanborton, Tilton and Campton move east from District 2 to District 1; while Deerfield, Northwood and Center Harbor will shift west to District 2.

All prior redistricting plans (benchmark plans) have already been submitted under Section 5. The enactment of these two plans will have no special or adverse effect on any

person or class of persons protected by Section 5. No known litigation has challenged these plans, and the State has no further material to present at this time regarding this enactment.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. Gerald Hebert". The signature is written in black ink and is positioned above the printed name.

J. Gerald Hebert

cc Matthew Mavrogeorge, Esq.

CHAPTER 170
HB 1670 – FINAL VERSION

15Feb2012... 0518h
04/11/12 1576s
6June2012... 2452CofC

2012 SESSION

12-3035
03/09

HOUSE BILL **1670**

AN ACT apportioning executive council districts.

SPONSORS: Rep. Bates, Rock 4

COMMITTEE: Special Committee on Redistricting

ANALYSIS

This bill establishes new councilor districts based on the latest federal decennial census.

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.

CHAPTER 170
HB 1670 – FINAL VERSION

15Feb2012... 0518h
04/11/12 1576s
6June2012... 2452CofC

12-3035
03/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twelve

AN ACT apportioning executive council districts.

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

1 170:1 Councilor Districts. RSA 662:2 is repealed and reenacted to read as follows:

2 662:2 Councilor Districts. The state is divided into 5 districts for the choosing of councilors, each
3 of which may elect one councilor. The districts shall be constituted as follows:

4 I. Councilor district number 1 is constituted of the counties of Coos and Grafton, the
5 unincorporated place of Hale's Location, the towns of Albany, Alton, Andover, Bartlett, Brookfield,
6 Center Harbor, Chatham, Conway, Cornish, Croydon, Danbury, Eaton, Effingham, Freedom, Gilford,
7 Grantham, Hart's Location, Hill, Jackson, Madison, Meredith, Middleton, Milton, Moultonborough,
8 New Durham, New Hampton, New London, Newport, Ossipee, Plainfield, Sanbornton, Sandwich,
9 Springfield, Sunapee, Tamworth, Tilton, Tuftonboro, Wakefield, Wilmot, and Wolfeboro, and the
10 cities of Claremont and Laconia.

11 II. Councilor district number 2 is constituted of the towns of Acworth, Alstead, Barnstead,
12 Belmont, Boscawen, Bradford, Canterbury, Charlestown, Chesterfield, Dublin, Durham,
13 Farmington, Gilmanton, Gilsum, Goshen, Hancock, Harrisville, Henniker, Hinsdale, Hopkinton,
14 Langdon, Lempster, Madbury, Marlborough, Marlow, Nelson, Newbury, Northfield, Rollinsford,
15 Roxbury, Salisbury, Stoddard, Strafford, Sullivan, Surry, Sutton, Unity, Walpole, Warner,
16 Washington, Webster, Westmoreland, and Winchester, and the cities of Concord, Dover, Franklin,
17 Keene, Rochester, and Somersworth.

18 III. Councilor district number 3 is constituted of the towns of Atkinson, Brentwood, Chester,
19 Danville, Derry, East Kingston, Epping, Exeter, Fremont, Greenland, Hampstead, Hampton,
20 Hampton Falls, Kensington, Kingston, New Castle, Newfields, Newington, Newmarket, Newton,
21 North Hampton, Pelham, Plaistow, Raymond, Rye, Salem, Sandown, Seabrook, South Hampton,
22 Stratham, and Windham, and the city of Portsmouth.

23 IV. Councilor district number 4 is constituted of the towns of Allenstown, Auburn,
24 Barrington, Bedford, Bow, Candia, Chichester, Deerfield, Epsom, Goffstown, Hooksett, Lee,
25 Londonderry, Loudon, Northwood, Nottingham, Pembroke, and Pittsfield, and the city of
26 Manchester.

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HB 1670 – FINAL VERSION
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1 V. Councilor district number 5 is constituted of the towns of Amherst, Antrim, Bennington,
2 Brookline, Deering, Dunbarton, Fitzwilliam, Francestown, Greenfield, Greenville, Hillsborough,
3 Hollis, Hudson, Jaffrey, Litchfield, Lyndeborough, Mason, Merrimack, Milford, Mont Vernon,
4 New Boston, New Ipswich, Peterborough, Richmond, Rindge, Sharon, Swanzey, Temple, Troy,
5 Weare, Wilton, and Windsor, and the city of Nashua.

6 170:2 Application. The changes in councilor districts established by this act shall not affect
7 constituencies or terms of office of councilors presently in office. The councilor districts established
8 by this act shall be in effect for the purpose of electing councilors at the 2012 state general election.
9 If there shall be a vacancy in a councilor district for any reason prior to the 2012 state general
10 election, the vacancy shall be filled by and from the same councilor district that existed for the 2010
11 state general election.

12 170:3 Effective Date. This act shall take effect upon its passage.

13 Approved: June 11, 2012

14 Effective Date: June 11, 2012

CHAPTER 18
SB 202 - FINAL VERSION

03/28/12 1488s

2012 SESSION

12-2908
03/09

SENATE BILL **202**

AN ACT apportioning congressional districts.

SPONSORS: Sen. Prescott, Dist 23

COMMITTEE: Internal Affairs

ANALYSIS

This bill establishes new United States House of Representatives districts in accordance with the latest federal decennial census.

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.

CHAPTER 18
SB 202 - FINAL VERSION

03/28/12 1488s

12-2908
03/09

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twelve

AN ACT apportioning congressional districts.

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

- 1 18:1 U. S. Representative Districts. RSA 662:1 is repealed and reenacted to read as follows:
2 662:1 U. S. Representative Districts. The state is divided into 2 districts for the choosing of
3 representatives in the congress of the United States. Each district may elect one representative.
4 The districts shall be constituted as follows:
5 I. The first district is constituted of:
6 (a) The counties of
7 (1) Carroll, and
8 (2) Strafford; and
9 (b) In the county of Belknap, the towns and city of
10 (1) Alton,
11 (2) Barnstead,
12 (3) Belmont,
13 (4) Gilford,
14 (5) Gilmanton,
15 (6) Laconia,
16 (7) Meredith,
17 (8) New Hampton,
18 (9) Sanbornton, and
19 (10) Tilton; and
20 (c) In the county of Grafton, the town of
21 (1) Campton; and
22 (d) In the county of Hillsborough, the towns and city of
23 (1) Bedford,
24 (2) Goffstown,
25 (3) Manchester, and
26 (4) Merrimack; and
27 (e) In the county of Merrimack, the town of
28 (1) Hooksett; and
29 (f) In the county of Rockingham, the towns and city of
30 (1) Auburn,

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SB 202 – FINAL VERSION
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- 1 (2) Brentwood,
- 2 (3) Candia,
- 3 (4) Chester,
- 4 (5) Danville,
- 5 (6) Derry,
- 6 (7) East Kingston,
- 7 (8) Epping,
- 8 (9) Exeter,
- 9 (10) Fremont,
- 10 (11) Greenland,
- 11 (12) Hampstead,
- 12 (13) Hampton,
- 13 (14) Hampton Falls,
- 14 (15) Kensington,
- 15 (16) Kingston,
- 16 (17) Londonderry,
- 17 (18) New Castle,
- 18 (19) Newfields,
- 19 (20) Newington,
- 20 (21) Newmarket,
- 21 (22) Newton,
- 22 (23) North Hampton,
- 23 (24) Nottingham,
- 24 (25) Plaistow,
- 25 (26) Portsmouth,
- 26 (27) Raymond,
- 27 (28) Rye,
- 28 (29) Sandown,
- 29 (30) Seabrook,
- 30 (31) South Hampton, and
- 31 (32) Stratham.

32 II. The second district is constituted of:

- 33 (a) The counties of
- 34 (1) Cheshire,
- 35 (2) Coos, and
- 36 (3) Sullivan; and

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- 1 (b) In the county of Belknap, the town of
2 (1) Center Harbor; and
3 (c) In the county of Grafton, the towns, city, and unincorporated place of
4 (1) Alexandria,
5 (2) Ashland,
6 (3) Bath,
7 (4) Benton,
8 (5) Bethlehem,
9 (6) Bridgewater,
10 (7) Bristol,
11 (8) Canaan,
12 (9) Dorchester,
13 (10) Easton,
14 (11) Ellsworth,
15 (12) Enfield,
16 (13) Franconia,
17 (14) Grafton,
18 (15) Groton,
19 (16) Hanover,
20 (17) Haverhill,
21 (18) Hebron,
22 (19) Holderness,
23 (20) Landaff,
24 (21) Lebanon,
25 (22) Lincoln,
26 (23) Lisbon,
27 (24) Littleton,
28 (25) Livermore,
29 (26) Lyman,
30 (27) Lyme,
31 (28) Monroe,
32 (29) Orange,
33 (30) Orford,
34 (31) Piermont,
35 (32) Plymouth,
36 (33) Rumney,

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- 1 (34) Sugar Hill,
- 2 (35) Thornton,
- 3 (36) Warren,
- 4 (37) Waterville Valley,
- 5 (38) Wentworth, and
- 6 (39) Woodstock; and
- 7 (d) In the county of Hillsborough, the towns and city of
- 8 (1) Amherst,
- 9 (2) Antrim,
- 10 (3) Bennington,
- 11 (4) Brookline,
- 12 (5) Deering,
- 13 (6) Frankestown,
- 14 (7) Greenfield,
- 15 (8) Greenville,
- 16 (9) Hancock,
- 17 (10) Hillsborough,
- 18 (11) Hollis,
- 19 (12) Hudson,
- 20 (13) Litchfield,
- 21 (14) Lyndeborough,
- 22 (15) Mason,
- 23 (16) Milford,
- 24 (17) Mont Vernon,
- 25 (18) Nashua,
- 26 (19) New Boston,
- 27 (20) New Ipswich,
- 28 (21) Pelham,
- 29 (22) Peterborough,
- 30 (23) Sharon,
- 31 (24) Temple,
- 32 (25) Weare,
- 33 (26) Wilton, and
- 34 (27) Windsor; and
- 35 (e) In the county of Merrimack, the towns and cities of
- 36 (1) Allenstown,

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- 1 (2) Andover,
- 2 (3) Boscawen,
- 3 (4) Bow,
- 4 (5) Bradford,
- 5 (6) Canterbury,
- 6 (7) Chichester,
- 7 (8) Concord,
- 8 (9) Danbury,
- 9 (10) Dunbarton,
- 10 (11) Epsom,
- 11 (12) Franklin,
- 12 (13) Henniker,
- 13 (14) Hill,
- 14 (15) Hopkinton,
- 15 (16) Loudon,
- 16 (17) Newbury,
- 17 (18) New London,
- 18 (19) Northfield,
- 19 (20) Pembroke,
- 20 (21) Pittsfield,
- 21 (22) Salisbury,
- 22 (23) Sutton,
- 23 (24) Warner,
- 24 (25) Webster, and
- 25 (26) Wilmot; and
- 26 (f) In the county of Rockingham, the towns of
- 27 (1) Atkinson,
- 28 (2) Deerfield,
- 29 (3) Northwood,
- 30 (4) Salem, and
- 31 (5) Windham.

32 18:2 Application. This act shall in no way disqualify any person from any elective office to which
33 he or she was elected prior to the effective date of this act.

34 18:3 Effective Date. This act shall take effect 60 days after its passage.

35 Approved: April 23, 2012

36 Effective Date: June 22, 2012