

CHAPTER 92
SB 306-FN - FINAL VERSION

02/03/2022 0306s

2022 SESSION

22-2904
12/10

SENATE BILL ***306-FN***

AN ACT relative to the penalties for various motor vehicle violations.

SPONSORS: Sen. Reagan, Dist 17; Sen. Avard, Dist 12; Sen. French, Dist 7; Sen. Watters, Dist 4;
Sen. Gannon, Dist 23

COMMITTEE: Transportation

AMENDED ANALYSIS

This bill provides for enhanced penalties for certain driving offenses where the offense was also based on facts involving the prohibited use of a mobile electronic device.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to the penalties for various motor vehicle violations.^{92:}

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

1 92:1 New Paragraph; Criminal Code; Sentences and Limitations. Amend RSA 651:2 by inserting
2 after paragraph II-g the following new paragraph:

3 II-h. A person charged with any offense under RSA 265, RSA 265-A, or RSA 630:3 whose
4 offense was also based on facts involving the prohibited use of a mobile electronic device while driving, as
5 defined in RSA 265:79-c, may be subject to enhanced penalties for such offenses, as follows:

6 (a) If the offense would otherwise constitute a violation, it may be charged as a class B
7 misdemeanor.

8 (b) If the offense would otherwise constitute a class B misdemeanor, it may be charged as a
9 class A misdemeanor.

10 (c) If the offense would otherwise constitute a class A misdemeanor, it may be charged as a
11 class B felony.

12 (d) If the offense would otherwise constitute a class B felony, it may be charged as a class A
13 felony.

14 (e) If the offense is a class A felony or an unclassified felony, there shall be no enhanced
15 charge.

16 92:2 Effective Date. This act shall take effect January 1, 2023.

Approved: May 20, 2022
Effective Date: January 01, 2023

