

SB 310 - AS AMENDED BY THE SENATE

02/03/2022 0304s

2022 SESSION

22-3021

12/05

SENATE BILL **310**

AN ACT relative to license plate scanning.

SPONSORS: Sen. Reagan, Dist 17; Sen. Ward, Dist 8; Sen. Gannon, Dist 23; Sen. Watters, Dist 4; Rep. McGuire, Merr. 29

COMMITTEE: Transportation

AMENDED ANALYSIS

This bill permits the owners of private property to obtain and use a license plate reader under limited circumstances and otherwise stipulates their use on law enforcement vehicles.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT relative to license plate scanning.

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

1 1 Motor Vehicles; Words and Phrases Defined; Number Plate Scanning Device. RSA 259:68-a is
2 repealed and reenacted to read as follows:

3 259:68-a Number Plate Scanning Device. "Number plate scanning device" means a license plate
4 reading device that uses automated high speed camera and optical character recognition technology
5 to passively read, instantaneously identify against a list, check, send an audible or visual notice to
6 the operator, and store for a prescribed period of time, a record of each number plate read, and may
7 be capable of recording location, date, time, and other information, but shall not be capable of
8 photographing or recording or producing images of the occupants of a motor vehicle.

9 2 Motor Vehicles; Use of Number Plate Scanning Devices Regulated. Amend RSA 261:75-b, I to
10 read as follows:

11 I. An LPR shall ~~[be installed]~~ **only be installed or mounted to a vehicle that is attended**
12 **to and operated by a law enforcement officer** for the sole purpose of recording and checking
13 license plates and shall not be capable of photographing or recording or producing images of the
14 occupants of a motor vehicle.

15 3 New Section; Motor Vehicles; Private Use of Number Plate Scanning Devices Regulated.
16 Amend RSA 261 by inserting after section 75-c the following new section:

17 261:75-d Private Use of Number Plate Scanning Devices Regulated. Notwithstanding the
18 provisions of RSA 261:75-b, an owner of private property may obtain and use a license plate reader
19 (LPR) device for the sole purpose of granting entry to vehicles whose owners have contracted
20 individually with the property owner to have their license plate scanned in order to gain access to
21 private property that is not open to the public. The LPR shall be installed for the sole purpose of
22 recording and checking license plates and shall not be capable of photographing or recording or
23 producing images of the occupants of a motor vehicle.

24 4 Effective Date. This act shall take effect 60 days after its passage.
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