

CHAPTER 153  
SB 282 – FINAL VERSION

02/08/12 0571s

2012 SESSION

12-2806  
03/09

SENATE BILL **282**

AN ACT authorizing the commissioner of safety to require the installation of an ignition interlock device or enhanced technology ignition interlock device as a condition of restoring driving privileges in certain instances.

SPONSORS: Sen. Rausch, Dist 19; Sen. Boutin, Dist 16; Sen. Stiles, Dist 24; Sen. Carson, Dist 14; Rep. Packard, Rock 3; Rep. Tholl, Coos 2; Rep. Charron, Rock 7; Rep. Graham, Hills 18

COMMITTEE: Transportation

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AMENDED ANALYSIS

This bill authorizes the commissioner of safety to require the installation of an ignition interlock device or enhanced technology ignition interlock device as a condition of restoring driving privileges in certain instances.

This bill was requested by the department of safety.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT                   authorizing the commissioner of safety to require the installation of an ignition interlock device or enhanced technology ignition interlock device as a condition of restoring driving privileges in certain instances.

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

1           153:1 New Section; Department of Safety Authority to Order Ignition Interlock Device or  
2 Enhanced Technology Ignition Interlock Device Installation. Amend RSA 265-A by inserting after  
3 section 36 the following new section:

4           265-A:36-a Department of Safety Authority to Order Ignition Interlock Device Installation or  
5 Enhanced Technology Ignition Interlock Device. The commissioner of safety may require an  
6 administrative hearing prior to the restoration of the license or driving privilege of a person whose  
7 license or driving privilege was revoked or suspended as the result of a conviction of any offense  
8 under RSA 265-A:2, RSA 265-A:3, RSA 265:79-a where alcohol was involved, RSA 262:19, or RSA  
9 630:3, II, and, upon a finding that the safety of the person and of other users of the highways would  
10 be enhanced thereby, may order the person, as a condition of restoration of his or her license or  
11 driving privilege, to install an ignition interlock device or enhanced technology ignition interlock  
12 device in any vehicle registered to that person or used by that person, for not less than 12 months  
13 nor more than 2 years, subject to the same conditions and prohibitions as if the interlock was  
14 ordered by a court under the provisions of this subdivision.

15           153:2 New Section; Definition Added; Enhanced Technology Ignition Interlock Device. Amend  
16 RSA 259 by inserting after section 28-a the following new section:

17           259:28-b Enhanced Technology Ignition Interlock Device. “Enhanced technology ignition  
18 interlock device” shall mean an ignition interlock device equipped with a camera and which is  
19 capable of transmitting data as events occur.

20           153:3 Effective Date. This act shall take effect January 1, 2013.

21 Approved: June 7, 2012

22 Effective Date: January 1, 2013