

CHAPTER 163  
SB 118-FN - FINAL VERSION

2023 SESSION

23-0439  
02/05

SENATE BILL            ***118-FN***

AN ACT                requiring children under the age of 2 years to be restrained in a motor vehicle.

SPONSORS:            Sen. Fenton, Dist 10; Sen. Gannon, Dist 23; Sen. Prentiss, Dist 5; Rep. Telerski, Hills. 11; Rep. Sykes, Graf. 14; Rep. Crawford, Carr. 3; Rep. J. MacDonald, Carr. 6

COMMITTEE:           Transportation

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ANALYSIS

This bill requires children under the age of 2 years old to be restrained in a rear facing child restraint in a motor vehicle.

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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT                    requiring children under the age of 2 years to be restrained in a motor vehicle.

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

1            163:1 Rules of the Road; Child Passenger Restraints Required. Amend RSA 265:107-a, I-b to read  
2 as follows:

3            I-b. No person shall drive a motor vehicle on any way while carrying as a passenger a person  
4 less than 7 years of age unless such passenger is properly fastened and secured by a child restraint  
5 system which is in accordance with the safety standards approved by the United States Department of  
6 Transportation in 49 C.F.R. section 571.213. If the passenger is 57 inches or more in height, the  
7 provisions of this paragraph shall not apply. ***Each child restraint system shall be used in accordance with***  
8 ***its manufacturer instructions, including manufacturer height and weight limits, proper attachment to the***  
9 ***vehicle, correct securement of the child, and expiry dates.***

10            I-c. ***No person shall drive a motor vehicle on any way while carrying as a passenger a person***  
11 ***less than 2 years of age unless such passenger is properly fastened and secured by a rear facing child***  
12 ***restraint system which is in accordance with safety standards.***

13            163:2 Effective Date. This act shall take effect January 1, 2024.

Approved: July 28, 2023  
Effective Date: January 01, 2024

