

CHAPTER 41
HB 286 - FINAL VERSION

2023 SESSION

23-0277
08/05

HOUSE BILL

286

AN ACT relative to the removal of political advertising.

SPONSORS: Rep. Cannon, Straf. 12; Rep. Edwards, Rock. 31; Rep. Parshall, Ches. 8; Rep. Levesque, Straf. 4; Rep. Fellows, Graf. 8; Rep. Bouldin, Hills. 25

COMMITTEE: Election Law

ANALYSIS

This bill allows members of a candidate's campaign or local political committee to retrieve campaign items removed by the state, city, or town.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to the removal of political advertising.

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

1 41:1 Political Advertising; Placement and Removal. Amend RSA 664:17 to read as follows:

2 664:17 Placement and Removal of Political Advertising. No political advertising shall be placed on or
3 affixed to any public property including highway rights-of-way or private property without the owner's
4 consent. All political advertising shall be removed by the candidate no later than the second Friday
5 following the election unless the election is a primary and the advertising concerns a candidate who is a
6 winner in the primary. Signs shall not be placed on or affixed to utility poles or highway signs. Political
7 advertising may be placed within state-owned rights-of-way as long as the advertising does not obstruct
8 the safe flow of traffic and the advertising is placed with the consent of the owner of the land over which
9 the right-of-way passes. No person shall remove, deface, or knowingly destroy any political advertising
10 which is placed on or affixed to public property or any private property except for removal by the owner of
11 the property, persons authorized by the owner of the property, or a law enforcement officer removing
12 improper advertising. Political advertising placed on or affixed to any public property may be removed by
13 state, city, or town maintenance or law enforcement personnel. Political advertising removed prior to
14 election day by state, city, or town maintenance or law enforcement personnel shall be kept until one
15 week after the election at a place designated by the state, city, or town so that the candidate, *or a member*
16 *of the candidate's campaign or local political committee of the same party* may retrieve the items.

41:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: May 19, 2023
Effective Date: July 18, 2023