

CHAPTER 76  
SB 182 - FINAL VERSION

03/16/2023 0832s

2023 SESSION

23-0836  
02/04

SENATE BILL

**182**

AN ACT                    relative to the definition of "way" in driving or operating under the influence of drugs or liquor.

SPONSORS:            Sen. Birdsell, Dist 19; Sen. Carson, Dist 14; Rep. Milz, Rock. 13; Rep. J. Nelson, Rock. 13

COMMITTEE:          Judiciary

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ANALYSIS

This bill expands the definition of "way" relative to implied consent to submit to testing to determine alcohol concentration.

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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                              Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 definition of "way" in driving or operating under the influence of drugs or liquor.

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

- 1            76:1 Words and Phrases Defined; Way. Amend RSA 259:125, II to read as follows:
- 2            II. For the purposes of RSA 265:71, IV, RSA 265:79, RSA 265-A:2, I, [and] RSA 265-A:3, ***RSA***
- 3 ***265-A:4, RSA 265-A:25, and RSA 265-A:31***, any public highway, street, avenue, road, alley, park, parking
- 4 lot or parkway; any private way laid out under authority of statute; ways provided and maintained by public
- 5 institutions to which state funds are appropriated for public use; any privately owned and maintained way
- 6 open for public use; and any private parking lots, including parking lots and other out-of-door areas of
- 7 commercial establishments which are generally maintained for the benefit of the public.

76:2 Effective Date. This act shall take effect January 1, 2024.

Approved: June 07, 2023  
Effective Date: January 01, 2024