

HB 1686-FN - AS INTRODUCED

2026 SESSION

26-3124  
06/09

HOUSE BILL            ***1686-FN***

AN ACT                relative to establishing an intelligent speed assistance program as an alternative to license suspension for certain motor vehicle offenses.

SPONSORS:            Rep. Long, Hills. 26

COMMITTEE:          Criminal Justice and Public Safety

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ANALYSIS

This bill establishes a program, administered by the department of safety, requiring intelligent speed assistance devices to be installed on the motor vehicles of drivers found to be habitual traffic offenders or convicted of operating at dangerously excessive speeds. This bill also sets requirements for installation, program length, enforcement, penalties for tampering, and related judicial procedures.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty-Six*

AN ACT relative to establishing an intelligent speed assistance program as an alternative to license suspension for certain motor vehicle offenses.

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

1 1 New Subdivision; Intelligent Speed Assistance Program. Amend RSA 265 by inserting after  
2 section 79-c the following new subdivision:

3 Intelligent Speed Assistance Program

4 265:79-d Intelligent Speed Assistance Required for Certain Offenders.

5 I. For purposes of this subdivision, "intelligent speed assistance device" means a device  
6 utilizing global positioning or vehicle telemetry to limit or audibly alert a driver when exceeding  
7 posted speed limits.

8 II. The department of safety shall establish the "Intelligent Speed Assistance Program" to  
9 require certain motor vehicle offenders to install an intelligent speed assistance (ISA) device on any  
10 vehicle they own or operate.

11 III. The court shall order any person convicted under RSA 265:79 for driving at a speed  
12 exceeding 100 miles per hour to enroll in the intelligent speed assistance program as a condition of  
13 probation, or as an alternative to license suspension, for any period not less than 6 months and not  
14 more than 2 years.

15 IV. Any driver certified by the department as a habitual offender under RSA 259:39 who, in  
16 lieu of license revocation, is permitted continued driving privileges, shall be required by the director  
17 to install an ISA device for the duration of any conditional driving privilege.

18 V. No person ordered to install an ISA device shall operate any motor vehicle without an  
19 active and functioning ISA system.

20 VI. The cost of purchase, installation, and maintenance of the ISA device shall be at the  
21 expense of the offender. The department shall approve manufacturers and installation providers.

22 VII. Any person who tampers with, disables, or circumvents an ISA device required by this  
23 section shall be guilty of a misdemeanor, and upon conviction, the court may impose additional  
24 penalties including license suspension.

25 VIII. The department shall adopt rules pursuant to RSA 541-A setting device standards,  
26 program entry and exit requirements, and reporting mechanisms.

27 IX. Any violation of this section may be prosecuted as contempt of court or as a  
28 misdemeanor. Upon conviction, the court may revoke conditional driving privileges and impose any  
29 additional penalties required by law.

30 2 Reckless Driving; Minimum Penalty. Amend RSA 265:79, II to read as follows:

1           II. Whoever upon any way drives a vehicle at a speed of 100 miles per hour or greater and  
2 thereby violates any of the provisions of this title or any rules adopted by the director, shall be,  
3 notwithstanding the provisions of title LXII, guilty of a violation and fined not less than \$750 plus  
4 penalty assessment for the first offense and \$1,000 plus penalty assessment for the subsequent  
5 offense and his or her license or operating privilege shall be revoked for a period of 90 days for the  
6 first offense and from 90 days to one year for the subsequent offense. ***In addition, any person***  
7 ***convicted under this paragraph shall be subject to the requirements of RSA 265:79-d, the***  
8 ***intelligent speed assistance program.***

9           3 New Paragraph; Habitual Offender. Amend RSA 259:39 by inserting after paragraph III the  
10 following new paragraph:

11           IV. Any person certified under this section who is permitted continued driving privileges  
12 may be subject to the requirements of RSA 265:79-d.

13           4 Effective Date. This act shall take effect January 1, 2027.

**HB 1686-FN- FISCAL NOTE  
AS INTRODUCED**

AN ACT relative to establishing an intelligent speed assistance program as an alternative to license suspension for certain motor vehicle offenses.

**FISCAL IMPACT: This bill does not provide funding, nor does it authorize new positions.**

<b>Estimated State Impact</b>				
	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>	<b>FY 2029</b>
<b>Revenue</b>	\$0	\$0	\$0	\$0
<i>Revenue Fund</i>	None			
<b>Expenditures*</b>	\$0	<u>Department of Safety Impact</u> \$336K+ in FY 27, \$221K+ in FY 28, and \$231K+ in FY 29  <u>Judicial and Correctional System Impact</u> Indeterminable		
<i>Funding Source</i>	General Fund and Restricted - Highway Fund Cost of Collections - Per the state constitution, costs associated with the collection/administration of highway fund revenue by the Department of Safety is deducted prior to funds being credited as unrestricted highway fund revenue			
<b>Appropriations*</b>	\$0	\$0	\$0	\$0
<i>Funding Source</i>	None			

\*Expenditure = Cost of bill

\*Appropriation = Authorized funding to cover cost of bill

<b>Estimated Political Subdivision Impact</b>				
	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>	<b>FY 2029</b>
<b>County Revenue</b>	\$0	\$0	\$0	\$0
<b>County Expenditures</b>	\$0	Indeterminable		
<b>Local Revenue</b>	\$0	\$0	\$0	\$0
<b>Local Expenditures</b>	\$0	Indeterminable		

**METHODOLOGY:**

This bill creates an Intelligent Speed Assistance Device (ISAD) Program targeting Reckless Driving convictions where speeds of 100+ mph are a factor and Habitual Offender convictions. The bill defines ISAD as a device that uses GPS or vehicle telemetry to either limit a vehicle's speed or alert the driver when they exceed posted speed limits. Offenders are required to install ISADs in any vehicle they operate. Tampering with or disabling the device would be a misdemeanor and may result in additional penalties to include license suspension. Additionally, violations of an ISAD order may be prosecuted as contempt of court, and the court may revoke

conditional driving privileges along with any additional penalties for noncompliance. All costs for purchases, installation, and maintenance of the ISAD are the responsibility of the offender.

The Department of Safety states that given that no ISAD program currently exists in New Hampshire, implementation would require the creation of a new administrative framework. Based on similarities to the existing Ignition Interlock Device (IID) Program and the process for identifying Habitual Offenders, the Department makes the following assumptions related directly to this bill's potential fiscal impact (assumptions are based on the operational structure of the existing IID program and are scaled to meet the broader scope of an ISAD initiative):

- Personnel Costs: Salaries and benefits of three (3) new staff positions
  - One (1) Compliance Officer (SOC 13-02, start date 01/01/27)
  - Two (2) Misc. Records Clerks (SOC 43-03, start date 01/01/27)
- System Development: One-time costs related to interfaces, tracking, and creation of queues and reporting
- It is unknown if training and outreach will have a fiscal impact
- The cost associated with consumables, postage, training and outreach related to an ISAD program is indeterminable

<b>Description</b>	<b>FY 2027</b>	<b>FY 2028</b>	<b>FY 2029</b>
System Development	\$220,000	\$0	\$0
Staffing Costs*	\$116,000	\$221,000	\$231,000
Training/Outreach/Other	Indeterminable	Indeterminable	Indeterminable
<b>Total</b>	<b>\$336,000+</b>	<b>\$221,000+</b>	<b>\$231,000+</b>

\*This bill provides neither authority nor appropriation for new personnel

The Judicial Branch states any impact related to this bill would be absorbed within its normal operating budget amounts.

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: [https://gencourt.state.nh.us/lba/Budget/Fiscal\\_Notes/JudicialCorrectionalCosts.pdf](https://gencourt.state.nh.us/lba/Budget/Fiscal_Notes/JudicialCorrectionalCosts.pdf)

**AGENCIES CONTACTED:**

Department of Safety, Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association