HB 1525 - AS INTRODUCED

2018 SESSION

18-2620
03/08

HOUSE BILL ***1525***

AN ACT relative to reporting medically unfit drivers.

SPONSORS: Rep. Gay, Rock. 8; Rep. W. Pearson, Ches. 16; Rep. Barnes, Rock. 8; Rep. Binford, Graf. 15; Sen. Bradley, Dist 3

COMMITTEE: Transportation

ANALYSIS

This bill provides that the identity of a person reporting that a driver is no longer fit to drive shall be confidential.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to reporting medically unfit drivers.

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

1 Drivers' Licenses; Reporting Medically Unfit Person. Amend RSA 263:6-d to read as follows:

263:6-d Reporting Medically Unfit Person; Immunity.

I. Any licensed health care provider who reasonably and in good faith believes a person cannot safely operate a motor vehicle based on clinical evaluation appropriate to his or her practice and who reports such to the division of motor vehicles shall be immune from any civil or criminal liability that might otherwise result from making the report. All reports made and medical records reviewed and maintained by the division of motor vehicles pursuant to this section shall be considered motor vehicle records under RSA 260:14.

II. The identity shall be kept confidential of a person who reports in a signed written statement to the division his or her observations of a driver who appears to be no longer capable of driving safely. The division may research the driving ability of the reported driver, including, but not limited to, accident reports, police records, and interviews. The division maintains its authority to determine the competence of the reported driver and any subsequent actions. The reported driver maintains the confidentiality guaranteed to all citizens' division records.

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