

Amendment to HB 198

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT clarifying the prohibition against the use of mobile electronic devices while driving.

4
5 Amend the bill by replacing all after the enacting clause with the following:

6
7 1 Motor Vehicles; Words and Phrases Defined; Serious Traffic Violation. Amend RSA 259:98-a,
8 X to read as follows:

9 X. Driving a commercial motor vehicle in violation of RSA ~~[265:105-a]~~ **265:79-c**.

10 2 Motor Vehicles; Rules of the Road; Use of Mobile Electronic Devices While Driving;
11 Prohibition. Amend RSA 265:79-c, III to read as follows:

12 III. Any person who violates this section shall be guilty of a violation and shall be fined
13 ~~[\$100 plus penalty assessment]~~ **not less than \$250 nor more than \$1000** for a first **or second**
14 offense, ~~[\$250 plus penalty assessment for a second offense,]~~ and **not less than \$500** ~~[plus penalty~~
15 ~~assessment]~~ for any subsequent offense ~~[within a 24-month period]~~. **In addition, the director may**
16 **suspend the person's license to drive for up to 10 days for a second offense, and shall**
17 **suspend the person's license to drive for not less than 10 days for any subsequent offense.**

18 3 Repeal. RSA 265:105-a, relative to prohibited text messages and device usage while operating
19 a motor vehicle, is repealed.

20 4 Effective Date. This act shall take effect 60 days after its passage.

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AMENDED ANALYSIS

This bill clarifies the prohibition against using mobile electronic devices while driving and increases the penalties imposed for violations of such prohibition.