

HB 411-FN - AS INTRODUCED

2025 SESSION

25-0882

09/11

HOUSE BILL

411-FN

AN ACT relative to making the use of a mobile electronic device while driving a secondary offense.

SPONSORS: Rep. Read, Rock. 10; Rep. Tom Mannion, Hills. 1; Rep. Warden, Hills. 39

COMMITTEE: Transportation

ANALYSIS

This bill establishes that the offense prohibiting the use of mobile electronic devices while driving is a secondary offense only enforceable when a driver of a motor vehicle has been stopped for a suspected violation of another provision of Title XXI or some other offense.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to making the use of a mobile electronic device while driving a secondary offense.

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

1 1 New Paragraph; Rules of the Road; Use of Mobile Electronic Devices While Driving; Secondary
2 Offense. Amend RSA 265:79-c by inserting after paragraph V the following new paragraph:

3 VI. Enforcement of this section by law enforcement agencies shall be accomplished only as a
4 secondary offense when a driver of a motor vehicle has been stopped for a suspected violation of
5 another provision of Title XXI or some other offense.

6 2 Effective Date. This act shall take effect January 1, 2026.

**HB 411-FN- FISCAL NOTE
AS INTRODUCED**

AN ACT relative to making the use of a mobile electronic device while driving a secondary offense.

FISCAL IMPACT:

Estimated State Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
Revenue	\$0	\$0	\$0	\$0
<i>Revenue Fund</i>	None			
Expenditures*	Indeterminable			
<i>Funding Source</i>	General Fund			
Appropriations*	\$0	\$0	\$0	\$0
<i>Funding Source</i>	None			

***Expenditure = Cost of bill**

***Appropriation = Authorized funding to cover cost of bill**

Estimated Political Subdivision Impact				
	FY 2025	FY 2026	FY 2027	FY 2028
County Revenue	\$0	\$0	\$0	\$0
County Expenditures	Indeterminable			
Local Revenue	\$0	\$0	\$0	\$0
Local Expenditures	Indeterminable			

METHODOLOGY:

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

AGENCIES CONTACTED:

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