

## New Hampshire

New Hampshire's all-offender ignition interlock law went into effect January 1, 2016. As of December 2017, there were 1,205 interlocks installed in New Hampshire. Between 2006 to 2018, interlocks stopped 11,619 attempts to drive drunk, including 1,104 in 2018.

**Why MADD calls the law all-offender? We call it all-offender as judges must order the use of interlocks for first-time offenders.**

### Ignition Interlock Law Overview and MADD Legislative Recommendations

How soon can an ignition interlock be installed?		Duration on ignition interlock	Legislative Recommendation
First offense	45 days after conviction	1 year	<i>Eliminate any waiting periods before installation of an interlock. Allow for interlock use for refusals.</i>
Second offense	Unclear	Unclear	
First refusal	Interlocks not available for first-time refusals		

#### Compliance Based Removal?

**Yes**

If it is found that a person required to drive a motor vehicle equipped with an interlock has failed without reasonable cause including, but not limited to, illness, hospitalization, or incarceration, to comply with any requirement for the maintenance or calibration of the device, or shows a consistent pattern of failures to pass the breath test provided by the device, the commissioner after a hearing may order a further license suspension or revocation for a period of not more than 12 months. The period of suspension or revocation under this section shall be added to any previously ordered suspension or revocation.

#### Day-for-Day Credit for early installation?

**No**

#### Legislative Recommendation

*Allow for the use of ignition interlock after arrest and credit early installation of an interlock toward time ordered on an interlock upon conviction.*

#### Do plea agreements or reductions in the original DUI charge include the requirement of an interlock?

**No**

#### Legislative Recommendation

*Allow a first-time apprehended drunk driver who did not cause an injury or property damage crash, and successfully completes six continuous months on an ignition interlock and completes other court or department conditions to be granted a plea deal.*

#### Indigent Program?

**Yes**

If an offender is determined to be indigent or unable to afford the interlock, under current law the interlock company gives a 25 percent discount.

#### Interlock user fees (not including leasing costs of the device)

**Yes**

Must pay \$50 fee to the DMV for an interlock restricted license.