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# **NH City & Town Clerks' 2019 Annual Convention**

## **Division of Motor Vehicles Bureau of Registration**

# Reminders

- ▶ Email supporting documents for corrections
- ▶ Plate change vs Plate release
- ▶ Perm/Muni/Gov't plate renewal year 2020
- ▶ IRP
- ▶ ID Required

# Legislative Changes

- ▶ **HB391** - (261:148) Effective 6/21/19 This bill requires that a current, government issued photo identification be presented to the town or city clerk to obtain a registration permit.
- ▶ **HB549** - (261-C:3-a)(Effective 9/7/19 This bill authorizes the New Hampshire office of veterans services to issue gold star family decals for motor vehicles owned by certain family members of persons killed while on duty in United States armed services.

# Legislative Changes Cont'd

- ▶ **SB37 - Non resident registrations - This bill modifies the requirements for nonresident registration of motor vehicles in the state.**
- ▶ Certificates of Title and Registration of Vehicles; Reciprocity for Nonresidents. Amend RSA 261:46 to read as follows:
- ▶ 261:46 Nonresident Registration. Notwithstanding RSA 261:45, [~~a nonresident who garages a vehicle exclusively in this state may register such vehicle in this state as a nonresident. No exemption from the payment of a permit fee shall be granted by reason of nonresidence except by the director, who shall in all cases require proof satisfactory to him or her of residence elsewhere, and of the liability of a nonresident owner, otherwise entitled to such exemption, to pay a property tax on the vehicle for the current year in the state of his or her residence.~~] ***the department shall register motor vehicles owned by individuals who are not residents of New Hampshire upon presentation of an affidavit by the applicant, on a form developed by the department, swearing that the vehicle is principally garaged or is regularly kept overnight in New Hampshire and that the applicant is the owner of at least one other vehicle which is registered and insured in the state of the applicant's residence.***
- ▶ **Effective Date. This act shall take effect January 1, 2020**

# Legislative Changes Cont'd

- ▶ **SB 56** - Committee to study motor vehicle requirements for active duty personnel.
- ▶ **SB 92** - Effective 1/1/20 Transfer of ownership - *In the case of a lease transfer, the primary lessee shall be the first person named on the registration and his or her date of birth shall determine the expiration date of the registration.*

# Legislative Changes Cont'd

- ▶ **SB 186** - Effective 9/7/19 additional set of plates for certain veterans - 261:86 I(a) - I(e) *An additional set of plates shall be issued to a person who qualifies for the special plates upon payment of the state and municipal permit fees for issuance of number plates.*

# 261:86 I(a) - I(e)

- ▶ I. The department shall furnish one set of special number plates, designed by the director with the approval of the commissioner, for one motor vehicle owned by a veteran, who may be listed as the first or second owner on the certificate of title or certificate of registration, who:
  - (a) Because of being an **amputee, or paraplegic**, has received said motor vehicle from the United States government or whose vehicle is to replace one so received, or who is evaluated by the United States Department of Veterans Affairs to be **permanently and totally disabled from such service-connected disability**. The special number plates shall incorporate the international accessibility symbol. The permanently and totally disabled veteran, in lieu of the special number plates described in this subparagraph, may opt to receive without charge one set of the special number plates for veterans described in RSA 261:87-b, but in such case shall not be entitled to free parking privileges that are reserved for plates with the international accessibility symbol.
  - (b) Has been determined by the veterans administration to be suffering from total blindness as a result of a service-connected disability.
  - (c) Is a **former Prisoner of War** and was captured and incarcerated while serving in a qualifying war or armed conflict as defined in RSA 72:28, V or while serving in military operations in Iraq or Afghanistan, and who was honorably discharged, provided that such person has furnished the director with satisfactory proof of these circumstances. The plates shall be transferable upon death to the surviving spouse of the prisoner of war. The surviving spouse shall be entitled to the plate as long as he or she lives, unless he or she remarries. For purposes of this subparagraph, "prisoner of war" shall include a person who was captured and incarcerated while serving in military operations in Iraq or Afghanistan whether or not he or she was formerly designated as a "prisoner of war" by the United States Department of Defense.
  - (d) Was awarded the **Purple Heart** medal in a qualifying war or armed conflict as defined in RSA 72:28, V, and who was honorably discharged or is still on active duty, provided that such person has furnished the director with satisfactory proof of these circumstances. A veteran furnished a Purple Heart plate while on active duty shall furnish proof of honorable discharge to the director prior to the first renewal of registration following discharge. The surviving spouse shall be entitled to the plate as long as he or she lives, unless he or she remarries.
  - (e) Survived **Pearl Harbor** and was honorably discharged, provided that such person has furnished the director with satisfactory proof of these circumstances. The plates shall be issued upon payment of the regular registration fee. The plates shall be transferable upon death to the surviving spouse of the Pearl Harbor survivor. The surviving spouse shall be entitled to the plate as long as he or she lives, unless he or she remarries.
- II. Plates furnished pursuant to subparagraphs I(a)-I(e) shall be issued without charge. Notwithstanding RSA 265:73 or any other law, any person who is issued a plate pursuant to subparagraphs I(c)-I(e) shall not be entitled to free parking privileges for disabled veterans. **A person who qualifies for special plates pursuant to subparagraph I(a), I(c), I(d), or I(e) may be issued an additional plate for a motorcycle.**

# Clarification of Saf-C 511.14

## Late Renewal-Proof of Non-Operation

- ▶ Saf-C 511.14 Late Renewal - Proof of Non-Operation.
- ▶ (a) Determination by a **municipal agent** that an applicant for late renewal has not operated his/her motor vehicle since expiration of the registration shall constitute **satisfactory proof of non-operation** within the meaning of RSA 261:141, VI. In such an event, the municipal agent shall compute fees by pro-rating from the month of application. If the municipal agent is not satisfied that the applicant has not operated his/her vehicle since expiration of the registration and the applicant so desires, an appeal may be taken to the director. In such a case, no municipal permit shall be issued.
- ▶ (b) A person, after making a request of the director, shall be deemed to have not operated his/her motor vehicle since expiration of the registration if he/she can show, by a preponderance of the evidence, that
  - ▶ (1) His/her privilege to operate the motor vehicle in question has been under suspension or revocation for the majority of the time since expiration of the registration, and he/she has not been arrested for a conviction of a driving offense alleged to have occurred during that period of time;
  - ▶ (2) The registrant or primary operator of the vehicle in question has been seriously ill for the majority of the time since expiration of the registration;
  - ▶ (3) The registrant or primary operator of the vehicle in question has been absent from the state without the vehicle for the majority of the time since expiration of the registration; or
  - ▶ (4) Any other convincing proof of non-operation.
- ▶ (c) If the director finds that the applicant has not operated the vehicle in question since expiration of the registration, a letter stating such shall be given to the applicant. The applicant shall present this letter to the appropriate municipal agent who, upon receipt, shall compute fees by pro-rating from the month of application.



# Clarification Con't

## 261:141 Fees to be Collected

- ▶ VI. If a vehicle has been previously registered with the division, pursuant to RSA 261:141, III and RSA 261:153, said vehicle registration shall not be renewed for less than a 12 month fee, provided that the renewal registration is effected within 12 months of the expiration of the registrant's last valid registration. If a vehicle has been previously registered, and the owner of said vehicle fails to renew the vehicle registration in the month said renewal was legally required to be made when said renewal is obtained within 12 months of the last valid registration, the 12 months renewal fees charged hereunder shall be computed at the applicable mill rate which applied in the month when the vehicle should have been legally registered. If the registration is renewed beyond the 12 months immediately succeeding the last valid registration, the 12 months fee charged shall be computed at the mill rate applicable on the date when any successive registration period would have begun, and the minimum fee in such cases shall be for 12 months, except in those cases where the registrant can demonstrate to the satisfaction of the director that the vehicle has not been operated since the expiration of the last valid registration, in which case the registrant may register at the applicable mill rate on the date of registration.

# On the horizon

- ▶ New bill being submitted to form a committee to look at all vehicle types.
  - ▶ Different specifications
  - ▶ Inspection, Operation, Registration requirements
  - ▶ This will include NEVs, Low Speed, Golf Cart, etc
  - ▶ This will spark new legislation
  - ▶ More to come in the spring

*Thank  
You*