

**REGULAR CALENDAR**

**October 4, 2022**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Transportation to which was referred SB 308,**

**AN ACT relative to driver's licenses for certain visa holders. Having considered the same, report the same: RECOMMENDED FOR FUTURE LEGISLATION.**

**Rep. Gregory Hill**

**FOR THE COMMITTEE**

## **COMMITTEE REPORT**

Committee:	<b>Transportation</b>
Bill Number:	<b>SB 308</b>
Title:	<b>relative to driver's licenses for certain visa holders.</b>
Date:	<b>October 4, 2022</b>
Consent Calendar:	<b>REGULAR</b>
Recommendation:	<b>RECOMMENDED FOR FUTURE LEGISLATION</b>

### **STATEMENT OF INTENT**

This legislation was filed to help agricultural visa holders. On-going conversations with the Director of Motor Vehicles are needed to protect the public when these workers arrive from countries without reciprocity and with our DMV to determine history and prior drivers education, if any. The committee looks forward to further discussions.

Vote 10-0.

Rep. Gregory Hill  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## REGULAR CALENDAR

Transportation

**SB 308**, relative to driver's licenses for certain visa holders. **RECOMMENDED FOR FUTURE LEGISLATION**.

Rep. Gregory Hill for Transportation. This legislation was filed to help agricultural visa holders. Ongoing conversations with the Director of Motor Vehicles are needed to protect the public when these workers arrive from countries without reciprocity and with our DMV to determine history and prior drivers education, if any. The committee looks forward to further discussions. **Vote 10-0.**

Original: House Clerk

Cc: Committee Bill File

**CONSENT CALENDAR**

**April 26, 2022**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Transportation to which was referred SB 308,**

**AN ACT relative to driver's licenses for certain visa holders. Having considered the same, report the same with the recommendation that the bill be REFERRED FOR INTERIM STUDY.**

**Rep. Thomas Walsh**

**FOR THE COMMITTEE**

## **COMMITTEE REPORT**

Committee:	<b>Transportation</b>
Bill Number:	<b>SB 308</b>
Title:	<b>relative to driver's licenses for certain visa holders.</b>
Date:	<b>April 26, 2022</b>
Consent Calendar:	<b>CONSENT</b>
Recommendation:	<b>REFER FOR INTERIM STUDY</b>

### **STATEMENT OF INTENT**

This bill would allow H-2A visa workers to drive in New Hampshire using their out of country license or an international driving permit. These workers can currently obtain a New Hampshire driver's license under RSA 263:39-a which would expire when the visa does. The committee agrees that the current system can be improved and made attempts that resulted in more questions. The committee wishes to pursue this and recommends to refer for interim study.

Vote 18-0.

Rep. Thomas Walsh  
FOR THE COMMITTEE

Original: House Clerk  
Cc: Committee Bill File

## CONSENT CALENDAR

Transportation

**SB 308**, relative to driver's licenses for certain visa holders. **REFER FOR INTERIM STUDY.**

Rep. Thomas Walsh for Transportation. This bill would allow H-2A visa workers to drive in New Hampshire using their out of country license or an international driving permit. These workers can currently obtain a New Hampshire driver's license under RSA 263:39-a which would expire when the visa does. The committee agrees that the current system can be improved and made attempts that resulted in more questions. The committee wishes to pursue this and recommends to refer for interim study. **Vote 18-0.**

Original: House Clerk  
Cc: Committee Bill File

**HOUSE COMMITTEE ON TRANSPORTATION**

**EXECUTIVE SESSION on SB 308**

**BILL TITLE:** relative to driver's licenses for certain visa holders.

**DATE:** October 4, 2022

**LOB ROOM:** 201-203

**MOTION:**

Interim Study (2nd yr)      Recommended for Future Legislation

Moved by Rep. Hill

Seconded by Rep. Telerski

Vote: 10-0

Respectfully submitted,

Rep Karel Crawford, Clerk

HOUSE COMMITTEE ON TRANSPORTATION  
EXECUTIVE SESSION on bill # SB 308

BILL TITLE: relative to drivers Licenses for certain visa holders

DATE: 10/4/22

LOB ROOM: 201-203

MOTION:  Recommended for Future Legislation  
 Not Recommended for Future Legislation

Moved by Rep. Hill Seconded by Rep. Teleriski Vote: 10-0

Respectfully submitted,

Rep.   
Committee Clerk



OFFICE OF THE HOUSE CLERK



1/10/2022 9:13:23 AM  
 Roll Call Committee Registers  
 Report

2022 SESSION

Transportation

Bill #: 513-308 Motion: Recommended AM #: \_\_\_\_\_ Exec Session Date: 10/4/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
✓ Walsh, Thomas C. Chairman	✓		
✓ Gagne, Larry G. Vice Chairman	✓		
Smith, Steven D.			
✓ Crawford, Karel A. Clerk	✓		
✓ Hill, Gregory G.	✓		
Thompson, Dennis J.			
Ankarberg, Aidan			
✓ Gorski, Ted	✓		
O'Hara, Travis J.			
Pitaro, Matthew			
Sykes, George E.			
Cleaver, Skip J.			
Fenton, Donovan W.			
✓ Rombeau, Catherine	✓		
✓ Rich, Cecilia	✓		
✓ Telerski, Laura D.	✓		
✓ Fox, Dru	✓		
Stevens, Deb			
✓ Veilleux, Daniel T.	✓		
<b>TOTAL VOTE:</b>	<u>10</u>	<u>0</u>	

**HOUSE COMMITTEE ON TRANSPORTATION**

**EXECUTIVE SESSION on SB 308**

**BILL TITLE:** relative to driver's licenses for certain visa holders.

**DATE:** April 26, 2022

**LOB ROOM:** 201-203

**MOTIONS: REFER FOR INTERIM STUDY**

Moved by Rep. Gagne

Seconded by Rep. Thompson

Vote: 18-0

**CONSENT CALENDAR: YES**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep Karel Crawford, Clerk





2022 SESSION

Transportation

Bill #: 308 Motion: Interim Study AM #: \_\_\_\_\_ Exec Session Date: 9/28/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Walsh, Thomas C. Chairman	✓		
Gagne, Larry G. Vice Chairman	✓		
Smith, Steven D.	✓		
Crawford, Karel A. Clerk	✓		
Hill, Gregory G.	✓		
Thompson, Dennis J.	✓		
Ankarberg, Aidan			
Gorski, Ted	✓		
O'Hara, Travis J.	✓		
Pitaro, Matthew <i>Prudhomme-O'Brien</i>	✓		
Sykes, George E.	✓		
<del>Cleaver, Skip J.</del> <i>Cloutier</i>	✓		
Fenton, Donovan W.	✓		
Rombeau, Catherine <i>HARRISAN</i>	✓		
Rich, Cecilia	✓		
Telerski, Laura D.	✓		
Fox, Dru	✓		
Stevens, Deb	✓		
Veilleux, Daniel T. <i>Buns</i>	✓		
<b>TOTAL VOTE:</b>	<i>18</i>	<i>0</i>	

**HOUSE COMMITTEE ON  
PUBLIC HEARING ON SB 308**

**BILL TITLE: SB 308 relative to driver's licenses for certain visa holders**

**DATE: 4/12/22**

**LOB ROOM: 201-203**

**Time Public Hearing Called to Order: 10:13 am**

**Time Adjourned: 10:37 am**

**Committee Members: Reps. Walsh, Gagne, Crawford, Smith, Hill, Thompson, Ankarberg, Gorski, O'Hara, Pitaro, Sykes, Cleaver, Fenton, Rombeau, Rich, Telerski, Fox, Stevens and Veilleux**

**Bill Sponsors: Senator Waters**

**TESTIMONY**

Use asterisk if written testimony and/or amendments are submitted

**Senator Waters – introducing bill –**

Farm workers to recognize these permits to drive.  
On the farm equipment.

Rep. Gorski – issued by another US jurisdiction what is that. A. Let others explain

**Stephen Wood – property of orchards Lebanon –**

We always thought they were legal to drive on there out of country license. He received a \$800 fine for allow them to drive on the farm.  
Please make it the law.

Rep. Sykes –Q You try to use the same workers year after year. A yes we keep the same people, and have very low turnover.

Rep. Hill – Q can you tell me who issued the violation? Audit by the US Dept. of Labor – inspectors are looking to bust us for something. Announce two days before they came. Money went to the feds. Rep Hill – violation was a NH law? A. Laws in NH did not allow them to drive on their out of country license.

**Robert Johnson – NH Farm Bureau – support –**

We asked this bill to be introduced. This is a federal program, vetted by three agencies. 20,000 workers, 40 farms, 200 workers. Provides with workers who are professional. The second farm that has been sited.

**Director Marascal – DMV – 263:39 a –**

college students 60 days you have to get NH license. NH does not have many reciprocity with many countries. Work with the farming industries.

Rep. Telerski – Do an international license good in NH? A -There are no license it is something like AAA issues it not a license.

Rep. Sykes – Do they have to get it in their own countries? Yes that is correct

Rep. Hill – Any opportunity for a permit for a time that they are here? That exists determines the length of the visa that you are here.

Rep. Fox – Do they have to go through the process each year? A.They would have to fill out the application again.

Rep. Walsh- Driving is a privilege if this became a law, how would you be able to do this? A we would not be able to do that.

Respectfully submitted,

Rep. Karel Crawford, Clerk





# House Remote Testify

## Transportation Committee Testify List for Bill SB308 on 2022-04-12

Support: 2 Oppose: 2 Neutral: 0 Total to Testify: 0

Export to Excel

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
Cavanaugh, Senator Kevin	Manchester, NH kevin.cavanaugh@leg.state.nh.us	An Elected Official	Myself	Support	No	No	4/6/2022 1:29 PM
Birdsell, Senator Regina	Hampstead, NH regina.birdsell@leg.state.nh.us	An Elected Official	Senate District 19	Support	No	No	4/7/2022 1:38 PM
Beaudoin-Friede, Forrest	Concord, NH forrestvader@gmail.com	A Member of the Public	Myself	Oppose	No	No	4/8/2022 4:41 PM
Smith, Julie	Nashua, NH cantdog@comcast.net	A Member of the Public	Myself	Oppose	No	No	4/11/2022 5:26 AM



Memorandum

To: New Hampshire Growers  
Fr: Debbie Hutchinson  
Attache/Vice Consul -Jamaican Consulate  
April 12, 2022

Attn: Messers Wood, Souther & Hicks:

I will try to answer the questions you growers were asked by your NH legislators.

As the Vice Consul for Liaison Services in New Hampshire, I can attest that there have been no terminations, and 3 AWOLs recorded in state of New Hampshire over the last five years. In NH, there are currently just over 30 employers who use H2A agricultural workers from Jamaica, employing a total of just over 240 of those workers each year. AWOLs and terminations are very unusual.

The Jamaican government monitors every detail of its H2A workers in the US, including arrival and departure records for each worker, and any (rare) violation of laws and regulations here. There were no criminal matters or traffic violations recorded in NH over the past 5 years.

The attrition rate is nil. The vast majority of Jamaican H2A workers return home from NH at the end of each season hoping to be reemployed the next. They usually succeed.

Our goal has always been to provide reliable labor for US farmers and ensure compliance with US law, while ensuring the welfare of our own citizens working abroad. In addition to helping US farmers, allowing licensed Jamaicans to drive in the US offers all our workers security, in that they can access food and healthcare on their own like any independent US worker. A decision to withhold that privilege in NH will not only disadvantage NH farmers, but it will also increase the vulnerability of our workers in NH.

I can only recall one DUI for an H2A worker in NH. He was employed in MA, and was stopped while driving in Portsmouth NH. After that traffic stop, I attended all required hearings with the worker, and ensured that he went to Community Service in accordance with the ruling of the NH court. Upon his return to Jamaica, the US Embassy denied him reentry to the United States until he had completed another prescribed round of DUI training.

The Jamaican government has always made certain that Jamaican H2A workers (including drivers) in the US have been held accountable for any violation of US laws or regulations.

The Jamaican government has been managing this Program for almost 80 years. Every year, we must be reapproved by the US government. A large part of this reapproval relies on the US government's confidence that US (federal, state, and local) laws and regulations will be obeyed by our citizens working in the US. In almost 80 years, we have never failed to receive this approval. We are proud of this, and intend for this record to continue.

The Jamaican H2A program has roots in New England, and deep roots in NH. Some of the very first Jamaican workers to travel to this country worked in NH apple orchards. Our government will continue to ensure that our H2A workers in NH abide by NH laws.

We hope that the NH legislature will see fit to pass SB 308. You are welcome to share this letter with your colleagues and legislators.

**From:** lavoiesfarm [<mailto:lavoiesfarm@gmail.com>]  
**To:** [robj@nhfarmbureau.org](mailto:robj@nhfarmbureau.org)  
**Subject:** Senate bill 308

Adrien Lavoie  
Lavoie's Farm, LLC  
172 Nartoff Rd  
Hollis NH 03049  
6037856660

To Whom it may concern,

Lavoies Farm, LLC is in support of senate bill 308 addressing drivers licenses for certain visa holders. Support of this bill would allow our agricultural guest workers to drive and assist in our daily farming operations. This bill is necessary for us to continue maintaining our farming operations. We are in favor of senate bill 308 being presented April 12, 2022 at 10:00am.

Sincerely,  
Adrien Lavoie  
Owner  
Lavoies Farm, LLC

----- Original message -----

**From:** Robert Johnson <[RobertJ@nhfarmbureau.org](mailto:RobertJ@nhfarmbureau.org)>  
**To:** lavoiesfarm <[lavoiesfarm@gmail.com](mailto:lavoiesfarm@gmail.com)>  
**Subject:** RE: Senate bill 308

Hi Adrien,

Thank you for the letter, I'll make copies and distribute them to the Committee.

How many H-2A workers did you employ last year?

- Rob Johnson

Robert Johnson, II, Policy Director  
New Hampshire Farm Bureau Federation  
295 Sheep Davis Road  
Concord, NH 03301  
Office: (603) 224-1934  
Direct: (603) 312-6877  
[robj@nhfarmbureau.org](mailto:robj@nhfarmbureau.org)

**From:** lavoiesfarm [mailto:lavoiesfarm@gmail.com]  
**To:** Robert Johnson <RobertJ@nhfarmbureau.org>  
**Subject:** RE: Senate bill 308

I employ 12 H2A workers, I have 2 large, and 1 medium size farm that we grow crops on, 2 of them with large produce coolers. It is just plain impossible to operate without the H2A workers being able to drive the roads between the farms. Driving is necessary everyday for planting, harvesting, crop maintenance and putting produce into refrigeration in a timely fashion. The 3 farms are all within 7 miles of each other, these are not long road runs.

Sent via the Samsung Galaxy S10, an AT&T 5G Evolution capable smartphone



## Apple Hill Farm

580 Mountain Rd.  
Concord, NH

NH House Transportation Committee  
SB 308  
Rep. Walsh and Committee members;

April 12, 2022

I am writing in support of SB 308, which will allow certain agricultural workers to drive a motor vehicle on public roads in New Hampshire during their employment. My wife Diane and I own and operate Apple Hill Farm Concord. Our farm is a diversified fruit and vegetable farm. Like many farms in New Hampshire we take part in a US Dept. of Labor program, known as the H2-A Program, to bring in agricultural workers for a specified period of time. This program is essentially a contract between us, the US Dept. of Labor, and the workers. We agree to certain wages, (which are well above minimum wage), to provide housing that meets OSHA standards, guarantee the employee a certain number of hours per week and several other items. The US Dept. of Labor certifies that we meet all of the conditions of the contract, and certifies the workers, (that they have met certain health conditions, have been vetted by the US Immigration and Naturalization Service, Homeland Security, and have been interviewed at the US Embassy in Jamaica and issued a temporary visa.) The worker agrees to be able to perform certain agricultural tasks, and that they are here on a visa with specific time restraints. This program has been very successful for farmers in New Hampshire where seasonal qualified agricultural employees are next to impossible to hire. Of our harvest crew from Jamaica, one, has passed 20 years of employment, two have 18 years and one is on his second year. They are an integral part of our farm, because of their labor to care for and harvest our crops, we employ up to 15 other local employees packing, and selling our products.

It has come to our attention that in New Hampshire, present law makes it illegal for our H2-A employees to drive our vehicles on road after being on the farm for more than 60 days even if they have a valid Jamaican drivers' license. In my understanding other New England states allow these workers to drive if they have a valid drivers' license from their home country. Many farms have fields that are not contiguous to the main farm and it is difficult to get workers to those fields. SB 308 will address this issue and bring NH in line with our neighboring states. Thank You for your consideration, Chuck Souther

## Robert Johnson

---

**From:** Madison Lowell <madison.lowell@gmail.com>  
**Sent:** Monday, April 11, 2022 8:37 AM  
**To:** robj@nhfarmbureau.org  
**Subject:** Corrected Version of Chip Hardy Letter SB 308

To Whom It May Concern,

I would like to support Senate Bill 308. It is important in using Jamaican labor that they are able to drive from field to field to weed, prune, and harvest fruit and vegetable crops. This will would allow them to do this properly. We support Senate Bill 308.

Sincerely,  
Charles Hardy  
Vice President  
Brookdale Fruit Farm, Inc

Madison W. Hardy  
Brookdale Fruit Farm, Inc  
38 Broad Street  
Hollis, New Hampshire 03049  
(603)-630-1549 (cell)  
(603)-465 -2241 Ext 3 (office)

April 12, 2022

Dear NH House Transportation Committee Members:

I am writing in support of the SB 308 amendment as introduced by Senator Watters.

Local Farmers whom employ the H2A Guest Ag Worker program have recently been cited and fined heavily by the Department of Labor because the NH DOT currently requires that all H2A workers must hold a valid NH Drivers license while they are working their contract periods in our state. The will not recognize the reciprocity with a valid International Drivers license.

It is time for the state of NH to drop this requirement as all of our adjoining neighbor states have so done. It is merely a revenue venture for the DOT and presents an opportunity for the Federal Department of Labor to levy egregious fines upon NH farms, which they have thus far demonstrated a willingness to do. Guest workers travel needs are almost nil. Our 7 guest workers may drive to and from work housing, with a weekly shopping trip that takes them to the nearest Dollar and grocery store.

Agriculture has in NH has been hit with labor shortages the last few years. American seasonal workers - for a variety of reasons- are currently not working or seeking employment. We are dependent upon these gentlemen within the H2A program to keep coming up here to assist in the business of growing and harvesting on our farms, and keeping us in some level of potential profitability. Despite the fact the H2A program is the only legal guest worker program, the Dept of Labor administers an expensive, complicated and almost adversarial program through which we as farmers must navigate. Were NH DOT actually providing real services that cost the taxpayers money-such as using over the road trucking- there might be some rationale in in requiring them to have a NH drivers license. But when it is required of an H2A ag worker to hold a NH license and not recognize a valid International license-for the sole purpose that he or she needs to drive to the supermarket to buy their chicken and cereal- is basically taxation without representation. And at one time we were all against that concept...

With Regards

Pooh Sprague  
Edgewater Farm  
Plainfield NH  
ps@edgewaterfarm.com



*SB 308, relative to driver's licenses for certain visa holders.*

### **H-2A Agricultural Guest Worker Program**

Federal program administered by US Dept. of Labor, Homeland Security, & State Dept.

Started in 1952 (H-2), 1986 (H-2A).

Allows agricultural employers who lack available domestic workers to bring foreign workers to the U.S. to perform:

- Seasonal work – tied to certain time frame of year, an event, or pattern
- Temporary work – lasting less than one year

Includes primarily planting, cultivating, or harvesting crops.

- Ag employer post job order outlining terms and conditions of employment.
- Must be advertised locally.
- Employer pays employees costs for travel to US, their housing in US, and their Workers Comp Insurance. (Workers are exempt from paying withholding and payroll taxes.)
- Employers must minimum of AEW.

Adverse Effect Wage Rate (AEWR) – in 2022 \$15.66/hr. in NH (same in other New England states and NY). Range in other states \$11.99 (SC, GA) to \$17.51 (CA).

Nationwide 317,000 H-2A jobs certified in FY2021, over 3x amount certified in 2013 (100,000)

NH had approximately 200 H-2A workers on about 40 + farms in 2021.

---

**The H-2A program not only provides NH farms with farm workers but with professional farm workers.**

**We have a choice, import our workers or import our food.**



**263:39-a License for Aliens Temporarily Residing in New Hampshire. –**

I. The director may issue a New Hampshire driver's license to a nonresident alien who is living in New Hampshire on a temporary basis:

- (a) For the purposes of attending a public or private educational institution which has a regular faculty, curriculum, and organized body of pupils or students in attendance and is enrolled in such education institution;
- (b) For the purposes of engaging in lawful employment, occupational, or business activity, and is engaged in such activity; or
- (c) Who is the spouse or child of an alien licensed under this section.

II. The director may require any of the following:

- (a) Certification from the foreign government regarding the person's driving record and licensing status.
- (b) Submission of social security number, or, if the person does not qualify for such a number, the submission of certification to that effect as is acceptable to the commissioner.
- (c) Written or other testing.
- (d) Proof of compliance with the conditions set forth in paragraph I.
- (e) Proof of identification as may be acceptable to the director.
- (f) Proof of previous vehicle operation in the foreign country or proof of completion of an approved driver education course acceptable to the director.


III. The term of the license shall be no longer than 5 years from the date of issuance, and the director may set a lesser term in accordance with the length of the person's residence in New Hampshire.

IV. Nothing in this chapter shall preclude the director from denying a license if the director determines that licensure of the person may be contrary to the public safety. Once licensed, the individual shall be subject to the same provisions of the law as all other licensees. When the person no longer meets the conditions specified in paragraph I, the person shall forthwith return the license to the director and the license shall become invalid.

**Source.** 1981, 279:4. 1997, 234:1. 2001, 91:10. 2003, 14:1, eff. June 21, 2003.

Robert Johnson, II, Policy Director/Acting Administrator  
New Hampshire Farm Bureau Federation  
295 Sheep Davis Road  
Concord, NH 03301  
Office: (603) 224-1934  
Direct: (603) 312-6877  
[robj@nhfarmbureau.org](mailto:robj@nhfarmbureau.org)

*New Hampshire Farm Bureau (NHFB) is a non-profit federation, established in 1916, of New Hampshire's 10 county Farm Bureau organizations which consist of nearly 2,000 NH farm families and over 1,000 supporting members statewide. NHFB is dedicated to advocating for and educating the public about agriculture. NHFB is a general farm organization where the members establish policy and direction through a member driven policy development process. We are "The Voice of Agriculture" in New Hampshire.*

**Archived:** Friday, April 22, 2022 9:09:17 AM  
**From:** [susan.almy@comcast.net](mailto:susan.almy@comcast.net)  
**Sent:** Sunday, April 17, 2022 7:55:16 PM  
**To:** ~House Transportation Committee  
**Subject:** Testimony for SB 308 from the Jamaican that oversees all their H2A workers  
**Importance:** Normal  
**Attachments:**  
[22.04.12 Debbie H\\_SB 308.docx](#) 

---

I hope you will all read through this very excellent letter from the Jamaican Vice Consul for Liaison Services in New Hampshire, who has for long overseen the farm workers coming to NH on H2A visas.

My neighbors the Woods have built the first and nationally known hard cider operation with the help of a small permanent group of Jamaican H2As who work here and then go home for their own growing season. I follow them down our rural road frequently in the fall as they bring in the harvest from nearby, but only one of them, the best driver, ventures to drive into town. A federal Dept of Labor audit this year uncovered the fact that he was driving with an international license from Jamaica, contrary to the NH law SB308 wants to change, and penalized him. I worked full-time 6 years in Brazil on a Brazilian-government-approved program, using an international license obtained here in NH on the basis of my NH license. We should be reciprocating!

Farmers cannot operate without this kind of labor - they have tried to employ local youth outside the sales stand, but they tire of the fieldwork quickly and quit. And many orchard farmers' fields are spread out across the landscape between houses, rocky hills and forests, they have to be able to drive on public roads.

----- Original Message -----

From: Stephen Wood <[swood@farnumhillciders.com](mailto:swood@farnumhillciders.com)>  
To: Susan Almy <[Susan.Almy@comcast.net](mailto:Susan.Almy@comcast.net)>  
Date: 04/13/2022 8:38 PM  
Subject: thanks for the chat

Debbie's letter attached.  
As ever,  
SW.

Stephen M. Wood  
Farnum Hill Ciders  
Poverty Lane Orchards  
98 Poverty Lane, Lebanon, NH 03766  
[swood@farnumhillciders.com](mailto:swood@farnumhillciders.com)  
Office: 603 448 1511

SB 308 - AS AMENDED BY THE SENATE

02/16/2022 0441s

2022 SESSION

22-2981

12/04

SENATE BILL **308**

AN ACT relative to driver's licenses for certain visa holders.

SPONSORS: Sen. Watters, Dist 4; Sen. Birdsell, Dist 19; Sen. Kahn, Dist 10; Sen. Cavanaugh, Dist 16; Rep. Sykes, Graf. 13; Rep. Sullivan, Sull. 1; Rep. McWilliams, Merr. 27

COMMITTEE: Transportation

---

ANALYSIS

This bill prohibits a nonresident employed in New Hampshire through the federal H-2A temporary agricultural worker program from operating a motor vehicle unless they possess a license issued by another U.S. jurisdiction or meet other listed requirements.

-----

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 Two*

AN ACT relative to driver's licenses for certain visa holders.

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

1 1 New Section; International Driver's License Reciprocity for H-2A Workers. Amend RSA 263  
2 by inserting after section 35 the following new section:

3 263:35-a International Driver's License Reciprocity for H-2A Workers. Notwithstanding RSA  
4 263:35, or any other law to the contrary, a nonresident employed in New Hampshire through the  
5 federal H-2A temporary agricultural worker program shall not operate a motor vehicle in New  
6 Hampshire unless:

7 I. He or she holds a valid driver's license or permit to operate a motor vehicle issued by  
8 another U.S. jurisdiction; or

9 II. He or she holds a valid driver's license or permit to operate a motor vehicle from a  
10 jurisdiction outside the United States and:

11 (a) Is at least 18 years of age;

12 (b) Is lawfully present in the United States;

13 (c) Has been present in the United States for less than one year; and

14 (d) He or she possesses an international driving permit if their license issued from a  
15 jurisdiction outside the United States is not written in English.

16 2 Effective Date. This act shall take effect 60 days after its passage.