

Amendment to HB 179-FN

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

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3 1 Short Title. This act shall be known as Tyler Shaw's Law.

4 2 Extended Term of Imprisonment. RSA 651:6, II(c) is repealed and reenacted to read as  
5 follows:

6 (c) Has been previously convicted of driving or operating under the influence of drugs or  
7 liquor under RSA 265-A:2, aggravated driving while intoxicated under RSA 265-A:3, or negligent  
8 homicide under RSA 630:3, II, or under reasonably equivalent offenses in an out-of-state jurisdiction,  
9 and such person is charged with an offense under RSA 630:3, II or RSA 265-A:3, I(b) or II(b).

10 3 Extended Term of Imprisonment. Amend RSA 651:6, III(a) to read as follows:

11 (a) Any felony, other than murder [ø¶], manslaughter, ***negligent homicide under RSA***  
12 ***630:3, II, or aggravated driving while intoxicated under RSA 265-A:3, I(b) or II(b) under***  
13 ***circumstances where the person caused serious bodily injury as defined in RSA 625:11 to***  
14 ***another***, a minimum to be fixed by the court of not more than 10 years and a maximum to be fixed  
15 by the court of not more than 30 years;

16 4 Extended Term of Imprisonment. Amend RSA 651:6, III(f)-(g) to read as follows:

17 (f) A third offense under RSA 632-A:3, life imprisonment; [ø¶]

18 (g) Any of the crimes listed under RSA 651:6, I(j), a minimum to be fixed by the court of  
19 not less than 90 days and a maximum of not more than one year; ***or***

20 (h) ***Negligent homicide under RSA 630:3, II or aggravated driving while***  
21 ***intoxicated under RSA 265-A:3, I(b) or II(b) under circumstances where the person caused***  
22 ***serious bodily injury as defined in RSA 625:11 to another, provided that the court may***  
23 ***consider an enhanced sentence of not less than 10 years or more than 20 years where the***  
24 ***person has once previously been convicted under RSA 265-A:2, I, RSA 265-A:3, or RSA 630:3,***  
25 ***II, or under a reasonably equivalent offense in an out-of-state jurisdiction; or***

26 (i) ***Negligent homicide under RSA 630:3, II or aggravated driving while***  
27 ***intoxicated under RSA 265-A:3, I(b) or II(b) under circumstances where the person caused***  
28 ***serious bodily injury as defined in RSA 625:11 to another, provided that the court may***  
29 ***consider an enhanced sentence of not less than 15 years or more than 30 years where the***  
30 ***person has, on 2 or more prior occasions, been convicted under RSA 265-A:2, I, RSA 265-A:3,***  
31 ***or RSA 630:3, II, or under a reasonably equivalent offense in an out-of-state jurisdiction.***

32 5 Effective Date. This act shall take effect January 1, 2022.