

TITLE XXI

MOTOR VEHICLES

CHAPTER 262

ANTITHEFT LAWS, OFFENSES, PENALTIES, HABITUAL OFFENDERS, ARREST OF NONRESIDENTS AND ABANDONED VEHICLES

Abandoned Vehicles

Section 262:40-a

262:40-a Vehicles Removed From Private Property; Conspicuous Notice in Parking Lots and Garages. –

I. The owner or person in lawful possession of any private property on which a vehicle is parked without his or her permission or is apparently abandoned may:

(a) Cause the removal of the vehicle in a reasonable manner provided he or she gives notice of such removal to a peace officer as soon as reasonably possible; or

(b) Notify a peace officer that he or she wishes to have such a vehicle removed from the property, whereupon the peace officer or another authorized official shall cause the removal of such vehicle pursuant to the removal, impoundment, and notice procedures required by this subdivision.

II. The costs of removing a vehicle under this section, including towing costs, shall, consistent with RSA 262:35-a, be the responsibility of the last registered owner according to department records. If a vehicle is towed from a parking lot or parking garage, charges for removal and storage **shall not be assessed against the vehicle owner unless there is posted in the parking lot or parking garage conspicuous notice that illegally parked vehicles are subject to towing at the owner's expense.**

III. Any police department which receives a request to have a vehicle removed or receives notice of a removal as provided in this section shall maintain a log of such requests and notices.

Source. 1981, 361:1, 3. 1989, 253:2. 1994, 295:1, eff. June 6, 1994. 2006, 254:1, 2, eff. Aug. 4, 2006. 2006, 254:2, eff. Aug. 4, 2006.