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States' Unmanned Aerial Vehicle Laws: *New Hampshire*



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NH ST § 207:57

NH Code Admin R. Fis. 312.01

NH Code Admin R. Fis. 312.02

Current through November 11, 2022

NH ST § 207:57 Harassment

I. No person shall purposely obstruct or impede the participation of any individual in the lawful activity of hunting, fishing or trapping. No person shall purposely obstruct or impede the participation of any individual in the lawful activity of hunting, fishing or trapping. No person shall purposely engage in an activity that will tend to disturb wild animals, with intent to prevent their lawful taking. No person shall use a drone or UAV with the intent to conduct video surveillance of private citizens who are lawfully hunting, fishing, or trapping without obtaining the written consent of the persons being surveilled prior to conducting the surveillance.

I-a. For purposes of this section, “unmanned aerial vehicle” or “UAV” means any device capable of flying in the air which is remotely, automatically, or otherwise piloted without an occupant, including but not limited to, drones.

II. The provisions of paragraph I shall not apply to the actions of law enforcement officers and personnel of the department of fish and game in the performance of their official duties. The provisions of paragraph I shall not apply to any incidental interference arising from the lawful and normal activities of public land users.

III. The executive director shall adopt rules, pursuant to RSA 541-A, to administer this section.

IV. Any person violating the provisions of this section shall be guilty of a violation.

NH Code Admin R. Fis. 312.01 Definitions

(a) “Unmanned Aerial Vehicle (UAV)” means any device capable of flight which is remotely, automatically, or otherwise piloted without an occupant, including, but not limited to, drones.

(b) “Smart rifle” means any firearm that is equipped with one or more of the following:

(1) A target tracking system;

(2) An electronically-controlled, electronically-assisted, or computer-linked trigger; or



- (3) A ballistics computer.
- (c) “Live-action game camera” means any device capable of recording and transmitting photographic or video data wirelessly to a remote device, such as a computer or smart phone. “Live-action game camera” does not include game cameras that merely record photographic or video data and store such data for later use, as long as the device cannot transmit data wirelessly.
- (d) “Take” or “taking” means pursuing, shooting, hunting, killing, capturing, trapping, snaring, and netting wildlife, and all lesser acts, such as disturbing, harrying, worrying, wounding, or placing, setting, drawing, or using any net or other device commonly used to take wildlife, whether they result in taking or not, and includes every attempt to take and every act of assistance to every other person in taking or attempting to take wildlife, in accordance with RSA 207:1, XXVII.

NH Code Admin R. Fis. 312.02 Unmanned Aerial Vehicle

- (a) No person shall take or attempt to take wildlife by use of a UAV.
- (b) No person shall use a UAV to:
- (1) Attempt to locate, surveil, or aid or assist in any attempt to locate or surveil any wildlife, for the purpose of taking or attempting to take the wildlife;
 - (2) Use in any manner to communicate the location or approximate location of any wildlife to any person on the ground for the purpose of taking or attempting to take the wildlife; or
 - (3) Drive or harass any wildlife, or otherwise aid or assist in taking or attempting to take wildlife.
- (c) The provisions of this section shall not apply to the actions of law enforcement officers and personnel of the fish and game department in the performance of their official duties.

