



## Compliance – Resource Bulletin

# NEW HAMPSHIRE – State Specific Signs

## ADA Parking Signs

### Overview:

All states must comply with The Americans with Disabilities Act of 1990. It is a federal wide-ranging civil rights law that prohibits, under certain circumstances, discrimination based on disability. The 2010 ADA Standards for Accessible Design (ADAAG) stipulates design standards for accessible parking spaces. Section 502.6 of ADAAG and The Department of Transportation Standard for Highway Signs (MUTCD) both address design standards for the required signs.

### Resources:

**2010 ADAAG Standards:** (Free)

[http://www.ada.gov/2010ADASTandards\\_index.htm](http://www.ada.gov/2010ADASTandards_index.htm)

**MUTCD Standard for Highway Signs:** (Free)

[https://mutcd.fhwa.dot.gov/SHSe/shs\\_2004\\_2012\\_sup.pdf](https://mutcd.fhwa.dot.gov/SHSe/shs_2004_2012_sup.pdf)

### Design of Parking Signs:

- Accessible parking spaces must have a sign that includes the international symbol of accessibility and state “RESERVED PARKING.” Spaces designed for van parking must also have a sign stating “VAN ACCESSIBLE.” (ADAAG 502.6), (MUTCD R7-8)
- The sign should be 12”W x 18”H with green lettering and border on a white background. The symbol of accessibility should be 4”H and be white on a blue background. The symbol is a depiction of a person in a wheel chair. (MUTCD R7-8), (ADAAG 703.7.2.1)
- If required, the van accessible sign should be 12”W x 6”H and have green lettering and border on a white background or white lettering and border on a blue background. (MUTCD R7-8a, R&-8b)
- Signs should be mounted at least 60 inches above the parking surface so as to not be obstructed by any parked vehicles.
- Signs should be constructed to withstand the elements. An aluminum substrate with a reflective surface using UV stable ink is recommended. An anti-graffiti laminate surface might also be considered.
- Of note: Federal accessibility signs avoid the use of the text “handicapped” or “disabled” as a result of the Department of Justice’s efforts to make use of up-to-date accepted terminology and avoid stereotyping of individuals. (28CFR35.104)
- As of 9/1/2019 we are not aware of any additional ADA parking sign requirements in New Hampshire other than those specified by the federal government in the 2010 ADAAG.



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### New Hampshire No Smoking Signs

#### Overview:

The State of New Hampshire prohibits smoking in restaurants, public schools, hospitals, grocery stores, elevators, public transportation, cocktail lounges, and private organizations when opened to the public. Smoking is permitted in public facilities not mentioned above only in a designated, enclosed smoking area. The New Hampshire Indoor Smoking Act became law on 9/17/2007. The law is administered by the New Hampshire Department of Health and Human Services. (155:66)

#### Resources:

- New Hampshire Indoor Smoking Act:** (Free) <http://www.gencourt.state.nh.us/rsa/html/XII/155/155-66.htm>
- New Hampshire Dept. of Health Website:** (Free) <http://www.dhhs.state.nh.us/dphs/tobacco/index.htm>

#### Design of No Smoking Signs:

- As of 9/1/2019 we are unaware of any requirements for the posting of “No Smoking” signs in facilities defined to be smoke free by the statute.
- It would be common to see a “No Smoking” sign or the international no smoking symbol, consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it, displayed in facilities where smoking is prohibited.
- The owner of a public place not stipulated in the smoking ban may declare a facility non-smoking in part or in its entirety. Though not required by law, it would be common to post a “No Smoking” sign in such facilities.
- Though not required by law, it would be common to post a “Smoking Permitted” sign in designated smoking areas of facilities not specified in the statute as being smoke free.

### New Hampshire Swimming Pool Signs

#### Overview:

The New Hampshire Department of Environmental Services stipulates the rules governing the use of public swimming pools and spas. The regulation, ENV-Wq 1100, requires the posting of signs at public swimming pools and spas.

#### Resources:

- New Hampshire Regulation:** (Free) <https://www.des.nh.gov/organization/commissioner/legal/rules/documents/env-wq1100.pdf>
- NSP Foundation:** (Free) [http://nspf.org/en/Resources/News\\_StateCodes.aspx](http://nspf.org/en/Resources/News_StateCodes.aspx)



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(Swimming Pool Signs Continued)

### *Design of Swimming Pool Signs:*

Below are the required New Hampshire swimming pool and spa signs. See the regulation for more specific posting and design information.

- A sign notifying patrons where lifeguards are not provided. (ENV-Wq 1104.02{c})
- A sign stating various pool rules. (ENV-Wq 1104.04{b})
- A sign stating spa rules. (ENV-Wq 1104.04{f})
- A sign indicating the location of the nearest phone available to summon emergency services. (ENV-Wq 1104.05{b})

## Concealed Weapon Signs

### *Overview:*

New Hampshire allows residents of the state to carry a concealed firearm (CCW) without a license unless such person is otherwise prohibited by New Hampshire statute. CCW is forbidden in courtrooms and wildlife refuges. New Hampshire honors the CCW permits of various other states. (NHS 159:6) (NHS 159:19)

### *Resources:*

**New Hampshire Regulation:** (Free)

<http://www.gencourt.state.nh.us/rsa/html/XII/159/159-6.htm>

**Handgunlaw.com/New Hampshire:** (Free)

<http://www.handgunlaw.us/states/newhampshire.pdf>

### *Design of Concealed Weapons Signs:*

- Some states that allow the carrying of concealed weapons, with or without a required permit, have “opt out” laws that allow a private business to voluntarily create a “weapons free” zone by posting a “no concealed weapons allowed” sign on their premises. New Hampshire law does not allow a business to create a “weapons free” zone by posting a sign, nor does it explicitly forbid the posting of such signs at businesses or facilities where CCW is forbidden.

## Cell Phone Signs

### *Overview:*

The State of New Hampshire bans the use of hand-held cell phones for voice and texting communications by all drivers of motorized vehicles. The texting law, 265:105-a, became effective on 1/1/2010. The ban of the use of all hand-held cell phones, 265:79-C, became effective on 7/1/2015.

### *Resources:*

**New Hampshire Regulation:** (Free)

<http://www.gencourt.state.nh.us/rsa/html/XXI/265/265-105-a.htm>

**Handfreeinfo.com:** (Free)

<http://handfreeinfo.com/new-hampshire-cell-phone-laws-legislation>



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(Cell Phone Signs Continued)

### *Design of Cell Phone Signs:*

- As of 9/1/2019 we are unaware of any mandatory “no cell phone” sign postings required in New Hampshire.
- An efficient way to remind both commercial and private drivers of cell phone bans is to apply a “No Cell Phone Use While Driving” safety label or window decal to cars, taxi cabs, trucks, and buses.
- Of note: Because cell phones can be distracting by nature, it is common to see signs regulating cell phone use in public buildings such as theaters, airports, courtrooms, hospitals, buses, schools and school traffic zones.

## Baby Surrender Signs

### *Overview:*

Since the first baby surrender (safe-haven) law was enacted in Texas in 1999, all U.S. states, as well as the District of Columbia, have passed safe-haven legislation. The laws allow an unharmed infant to be relinquished to the proper authorities.

### *Resources:*

**New Hampshire Regulation:** (Free) [http://www.nationalsafehavenalliance.org/maps/NewHampshire\\_Safe\\_Haven\\_Law.pdf](http://www.nationalsafehavenalliance.org/maps/NewHampshire_Safe_Haven_Law.pdf)

**NSH Alliance:** (Free) <https://www.nationalsafehavenalliance.org/>

### *Design of Baby Surrender Signs:*

- New Hampshire allows for the relinquishing of a new born infant (7 days old or less) by a parent who no longer wishes to have custody of the child. The infant may be relinquished at any hospital, a 911 responder, police department, fire station, or church as defined by the statute. As of 9/1/2019 we are unaware of any requirement in the law for the posting of signs. (132-A:1)

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