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DRAFT

DRIVERS LICENSES

RSA 263:64: Operating after Revocation or Suspension

The defendant is charged with the crime of operating after revocation or suspension. The definition of this offense has four parts or elements. The State must prove each element beyond a reasonable doubt. Thus, the State must prove that:

1. The defendant's driver's license had been revoked or suspended; and
2. During the period of revocation or suspension, the defendant drove a motor vehicle;
and
3. The defendant drove in the State of New Hampshire; and
4. The defendant acted knowingly.

These are the elements of the crime of operating after revocation or suspension. Certain words in the definition need to be defined:

"Knowingly" means [see definition of knowingly.]

The period of revocation continues until a person takes affirmative steps to renew his license.¹

State v. Crotty, 134N.H. 706 (1991)

¹ *State v Callahan*, 126 N.H. 161 (1985); Refer to HB 310 (1986 session) to determine whether law has changed and subsequent amendments