

HB 457 - VERSION ADOPTED BY BOTH BODIES

26Mar2025... 0917h
05/22/2025 2152s

2025 SESSION

25-0876
09/08

HOUSE BILL **457**

AN ACT relative to zoning restrictions on dwelling units.

SPONSORS: Rep. Pauer, Hills. 36; Rep. Alexander Jr., Hills. 29; Rep. Bean, Belk. 6; Rep. Berry, Hills. 44; Rep. Damon, Sull. 8; Rep. Farrington, Straf. 8; Rep. A. Murray, Hills. 20; Rep. Presa, Hills. 12; Rep. Read, Rock. 10; Rep. Wheeler, Hills. 33; Sen. Innis, Dist 7; Sen. Murphy, Dist 16; Sen. Reardon, Dist 15; Sen. Watters, Dist 4

COMMITTEE: Housing

AMENDED ANALYSIS

This bill prohibits the legislative body of a city, town, village district, or county in which there are located unincorporated towns or unorganized places from adopting or enforcing any ordinance that restricts the number of occupants of any dwelling unit to less than 2 occupants per bedroom or is based on the familial or non-familial relationships or marital status, occupation, employment status, or the educational status, including but not limited to scholastic enrollment or academic achievement at any level among the occupants of the dwelling unit, including but not limited to college students.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Five

AN ACT relative to zoning restrictions on dwelling units.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Paragraph; Zoning; Grant of Power; Dwelling Unit Occupancy. Amend RSA 674:16
2 by inserting after paragraph VII the following new paragraph:

3 VIII. In its exercise of the powers granted under this subdivision, the legislative body of a
4 city, town, village district, or county in which there are located unincorporated towns or unorganized
5 places shall not adopt any ordinance that restricts the number of occupants of any dwelling unit to
6 less than 2 occupants per bedroom, and the governing body thereof shall not enforce any such
7 ordinance. Such legislative body shall not adopt any ordinance based on the familial or non-familial
8 relationships or marital status, occupation, employment status, or the educational status, including
9 but not limited to scholastic enrollment or academic achievement at any level among the occupants
10 of the dwelling unit, including but not limited to college students, and the governing body thereof
11 shall not enforce any such ordinance. Nothing in this section shall prohibit the enforcement of the
12 state building code or state fire code.

13 2 Effective Date. This act shall take effect 60 days after its passage.