

Amendment to HB 1499-FN

1 Amend RSA 540:2, II(k)(1)-(2) as inserted by section 1 of the bill by replacing it with the following:

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3 (k)(1) The tenant or any occupant of the rented premises has been convicted of any of the
4 following:

5 (A) Improper entry by alien under 8 U.S.C. section 1325(a) and the conviction is
6 less than 3 years prior to the service of the eviction notice;

7 (B) Any offense which requires registration as a “sexual offender” as defined by
8 RSA 651-B:1, IV, unless registration is no longer required prior to the service of the eviction notice;
9 or

10 (C) Any offense which requires registration as an “offender against children” as
11 defined by RSA 651-B:1, VI, unless registration is no longer required prior to the service of the
12 eviction notice.

13 (2) Any conviction disclosed in writing by the tenant or occupant to the landlord or
14 disclosed via a criminal background check run by the landlord prior to the start of any tenancy shall
15 prevent the landlord from later terminating the tenancy for any specific conviction disclosed. If the
16 landlord does not conduct a background check or request disclosure on the tenant application form,
17 the landlord shall not be entitled to the grounds for eviction established by subparagraph II(k)(1).

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19 Amend the bill by replacing section 2 with the following:

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21 2 New Paragraph; Termination of Tenancy. Amend RSA 540:2 by inserting after paragraph
22 VIII the following new paragraph:

23 IX. Any eviction brought pursuant to RSA 540:2, II(j) or (k) shall name as defendant only the
24 person or persons alleged to have violated RSA 540:2, II(j) or (k) without naming remaining
25 members of the household and the court may enter judgment against only the named defendants.