

HB 1228 - VERSION ADOPTED BY BOTH BODIES

04/16/2026 1340s

2026 SESSION

26-2947

09/06

HOUSE BILL

1228

AN ACT relative to the enforcement of alimony orders and relative to waivers of alimony.

SPONSORS: Rep. Markell, Rock. 18; Rep. Georges, Hills. 23; Rep. Korzen, Coos 7; Rep. Kuttab, Rock. 17; Rep. Nelson, Rock. 13; Rep. M. Pearson, Rock. 34

COMMITTEE: Children and Family Law

AMENDED ANALYSIS

This bill:

I. Requires that orders for the payment of past due amounts of alimony shall be enforced according to their terms unless modified by an agreement or statute.

II. Requires waivers of alimony to be enforced unless the waiver is found invalid.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

AN ACT relative to the enforcement of alimony orders and relative to waivers of alimony.

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

1 1 New Paragraphs; Term and Reimbursement Alimony. Amend RSA 458:19-a by inserting after
2 paragraph VI the following new paragraphs:

3 VII. Orders for the payment of past due amounts of alimony shall be enforced according to
4 their terms unless modified by an agreement of the parties or pursuant to RSA 458:19-aa.

5 VIII. Agreements in which the parties waive any and all rights to past, present, or future
6 alimony, or any portion thereof, shall be given full force and effect unless the agreement is found by
7 a preponderance of the evidence to be invalid due to coercion, deceit, duress, fraud, mutual mistake,
8 material misrepresentation, supervening illegality, or where such enforcement would be
9 unconscionable or the facts and circumstances have changed since the agreement was executed so as
10 to make the agreement unenforceable.

11 2 Effective Date. This act shall take effect January 1, 2027.