

CHAPTER 97  
HB 1730-FN - FINAL VERSION

19Feb2026... 0420h

2026 SESSION

26-3238  
09/08

HOUSE BILL

***1730-FN***

AN ACT enhancing the level of offense for certain sexual offenses.

SPONSORS: Rep. Sweeney, Rock. 25; Rep. Alexander Jr., Hills. 29; Rep. Berry, Hills. 44

COMMITTEE: Criminal Justice and Public Safety

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AMENDED ANALYSIS

This bill reclassifies as felonies certain sexual assault conduct related to engaging in sexual contact or penetration with a person over whom the defendant had certain authority by virtue of their role in a correctional institution, the secure psychiatric unit, or a juvenile detention facility, or their role as an adult or juvenile probation or parole officer.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT enhancing the level of offense for certain sexual offenses.

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

1 97:1 Aggravated Felonious Sexual Assault. Amend the introductory paragraph of RSA 632-A:2, I(n)  
2 to read as follows:

3 (n) When the actor is in a position of authority over the victim [~~and uses this authority to~~  
4 ~~coerce the victim to submit~~] under any of the following circumstances:

5 97:2 Felonious Sexual Assault. Amend the introductory paragraph of RSA 632-A:3, IV(a) to read as  
6 follows:

7 IV.(a) Engages in sexual contact with the person, or causes the person to engage in sexual  
8 contact on himself or herself in the presence of the actor, when the actor is in a position of authority over  
9 the person [~~and uses that authority to coerce the victim to submit~~] under any of the following  
10 circumstances:

11 97:3 Registration of Criminal Offenders; Sexual Offense. Amend RSA 651-B:1, V(a) to read as  
12 follows:

13 (a) Capital murder, RSA 630:1, I(e); first degree murder, RSA 630:1-a, I(b)(1); aggravated  
14 felonious sexual assault, RSA 632-A:2; felonious sexual assault, 632-A:3; sexual assault, 632-A:4, I(a) [~~or~~  
15 ~~RSA 632-A:4, III~~]; violation of privacy, RSA 644:9, I(a) or RSA 644:9, III-a; or a second or subsequent  
16 offense within a 5-year period for indecent exposure and lewdness, RSA 645:1, I.

17 97:4 Registration of Criminal Offenders; Offense Against a Child. Amend RSA 651-B:1, VII(a) to read  
18 as follows:

19 (a) Any of the following offenses, where the victim was under the age of 18 at the time of the  
20 offense: capital murder, RSA 630:1, I(e); first degree murder, RSA 630:1-a, 1(b)(1); aggravated felonious  
21 sexual assault, RSA 632-A:2; felonious sexual assault, RSA 632-A:3; sexual assault, RSA 632-A:4, I(a)  
22 [~~or RSA 632-A:4, III~~]; kidnapping, RSA 633:1; criminal restraint, RSA 633:2; false imprisonment, RSA  
23 633:3; incest, RSA 639:2; violation of privacy, RSA 644:9, I(a) or RSA 644:9, III-a; a second or  
24 subsequent offense within a 5-year period for indecent exposure and lewdness, RSA 645:1, I; indecent  
25 exposure and lewdness, RSA 645:1, II and RSA 645:1, III; or prostitution, RSA 645:2.

26 97:5 Registration of Criminal Offenders; Tier I Offender. Amend RSA 651-B:1, VIII(a) to read as  
27 follows:

28 (a) RSA 632-A:4, I(a); RSA 632-A:4, I(b); [~~RSA 632-A:4, III~~]; RSA 644:9, I(a); RSA 644:9, III-  
29 a; or a second or subsequent offense within a 5-year period for indecent exposure and lewdness, RSA  
30 645:1, I.

31 97:6 Repeal. RSA 632-A:4, III, relative to sexual assault in certain positions of authority, is repealed.

32 97:7 Effective Date. This act shall take effect January 1, 2027.

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Approved: May 28, 2026  
Effective Date: January 01, 2027

