

HB 1184-FN - VERSION ADOPTED BY BOTH BODIES

12Mar2026... 0756h  
12Mar2026... 1089h  
05/07/2026 1738s  
4Jun2026... 2078CofC

2026 SESSION

26-2684  
09/05

HOUSE BILL **1184-FN**

AN ACT relative to the issuance of no trespass orders on municipal or school district property.

SPONSORS: Rep. Harvey-Bolia, Belk. 3; Rep. Freeman, Belk. 8; Rep. Pauer, Hills. 36; Rep. Peternel, Carr. 6; Rep. Sabourin, Rock. 30; Rep. Thibault, Merr. 25; Sen. Gannon, Dist 23

COMMITTEE: Municipal and County Government

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AMENDED ANALYSIS

This bill:

I. Establishes the process for issuing, extending, and appealing no trespass orders for municipal and school properties.

II. Establishes procedural safeguards for individuals affected by these orders, including the right to a hearing and appeal.

III. Requires all applicable existing NTOs to be reviewed by the governing body and either reissued or rescinded within 90 days, or those NTOs not acted upon become void.

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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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 relative to the issuance of no trespass orders on municipal or school district property.

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

1 1 Short Title. This act may be cited to and known as the "No Trespass Orders on Public  
2 Property Act."

3 2 New Section; Criminal Trespass; Order Against Trespass on Public Property. Amend RSA 635  
4 by inserting after section 2 the following new section:

5 635:2-a Order Against Trespass on Public Property.

6 I.(a) A governing body responsible for public property, or a person designated by the  
7 governing body, may issue an emergency no trespass order (NTO) directing a person to leave or not  
8 enter specified public property when immediate action is reasonably necessary to protect public  
9 safety, prevent substantial disruption of governmental operations, or prevent damage to public  
10 property.

11 (b) An emergency NTO issued under this paragraph shall:

- 12 (1) Be in writing;  
13 (2) State the date and time of issuance;  
14 (3) Identify the specific public property to which the order applies;  
15 (4) Provide a brief statement of the factual basis for the emergency issuance;  
16 (5) State the expiration date and time of the NTO; and  
17 (6) State that the person may request a hearing on the NTO.

18 (c) An emergency NTO shall be effective immediately but shall expire automatically no  
19 later than 35 days after issuance, unless approved pursuant to paragraph II.

20 II.(a) If the governing body seeks to continue an NTO beyond the initial NTO period, the  
21 governing body shall approve the NTO by at least a majority vote taken by roll call vote at a duly  
22 noticed public meeting, or at a non-public session if permitted under RSA 91-A and requested by the  
23 individual subject to the NTO.

24 (b) Any NTO issued or approved under this section shall include:

- 25 (1) The date of issuance;  
26 (2) The specific public property to which the order applies;  
27 (3) A clear explanation of the reason for the NTO;  
28 (4) The duration of the NTO, not to exceed 1 year;

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1                   (5) A statement informing the individual of the right to request a hearing to contest  
2 the NTO;

3                   (6) Instructions on how to request a hearing; and

4                   (7) A statement informing the individual of the right to appeal an adverse decision to  
5 the superior court.

6                   III.(a) An individual issued an NTO shall have the right to a hearing upon written request.  
7 The request shall be made no later than 10 days from the date of issuance or governing body  
8 approval of the NTO.

9                   (b) The governing body shall hold the hearing at the next regularly scheduled meeting.

10                   (c) If a hearing is not held within the timeframe required under this paragraph, the  
11 NTO shall be automatically vacated, unless the delay is attributable to the individual requesting the  
12 hearing.

13                   IV. Following the hearing, the governing body shall issue a written decision, which shall  
14 state whether the NTO is:

15                   (1) Rescinded;

16                   (2) Modified; or

17                   (3) Continued for a defined period.

18                   V. An individual subject to an NTO may appeal a final decision of the governing body to the  
19 superior court. Any appeal shall be filed within 30 days of the written decision.

20                   VI. All NTOs issued under this section shall expire by operation of law upon reaching their  
21 authorized duration and shall not be renewed except in compliance with this section.

22                   VII. The governing body shall review within 90 days all NTOs in effect as of the effective  
23 date of this section and reissue or rescind them in accordance with this section. If no action is taken  
24 by the governing body on an NTO subject to this paragraph within 90 days, such NTO shall be void.

25                   3 Repeal. RSA 635:2-a, VII, relative to the review of existing NTOs by governing bodies, is  
26 repealed.

27                   4 Effective Date.

28                   I. Section 3 of this act shall take effect one year after its passage.

29                   II. The remainder of this act shall take effect 60 days after its passage.

LBA  
26-2684  
5/8/26

**HB 1184-FN- FISCAL NOTE**  
AS AMENDED BY THE SENATE (AMENDMENT #2026-1738s)

AN ACT                   relative to the issuance of no trespass orders on municipal or school district property.

**FISCAL IMPACT:**

The Legislative Budget Assistant has determined that this legislation has a total fiscal impact of less than \$10,000 in each of the fiscal years 2026 through 2029.

**AGENCIES CONTACTED:**

New Hampshire Municipal Association