CHAPTER 186
HB 1103 - FINAL VERSION

05/05/2022 1965s

2022 SESSION

22-2496
07/05

HOUSE BILL *1103*

AN ACT relative to certain assets in a divorce proceeding.

SPONSORS: Rep. Spillane, Rock. 2; Rep. DiLorenzo, Rock. 17; Rep. Bershtein, Rock. 2; Sen. Reagan, Dist 17

COMMITTEE: Children and Family Law

AMENDED ANALYSIS

This bill provides that, in a divorce proceeding, the court shall not require a party to sell a marital asset if the party is able to compensate the other party for his or her interest in it and the sale is not required for an equitable division of the marital property. This bill also allows for either party to petition the court for a modification of a property settlement in regards to the parties' animals.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to certain assets in a divorce proceeding.

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

186:1 New Paragraph; Divorce; Property Settlement. Amend RSA 458:16-a by inserting after paragraph IV the following new paragraph:

V. The court shall not require a party to sell a piece of marital property if one party is able to fully and fairly compensate the other party for his or her interest in it and the sale is not required for an equitable division of property between the parties.

186:2 Divorce; Property Settlement; Tangible Property. Amend RSA 458:16-a, II-a to read as follows:

II-a. Tangible property shall include animals. In such cases, the property settlement shall address the care and ownership of the parties' animals, taking into consideration the animals' wellbeing. ***Upon petition of either party, the court may review and modify the property settlement agreed to previously only as it pertains to this paragraph.***

186:3 Effective Date. This act shall take effect January 1, 2023.

Approved: June 17, 2022
Effective Date: January 01, 2023