

Amendment to HB 1175-FN

1 Amend the introductory paragraph in RSA 644:9, I as inserted by section 1 of the bill by replacing it
2 with the following:

3
4 I. A person is guilty of a class A misdemeanor ***for a first offense, and a class B felony for***
5 ***a second or subsequent offense***, if such person unlawfully and without the consent of the persons
6 entitled to privacy therein, installs or uses:

7
8 Amend RSA 644:9, I(c) as inserted by section 1 of the bill by replacing it with the following:

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10 (c) Outside a private place, any device for the purpose of hearing, recording, amplifying,
11 broadcasting, observing, or in any way transmitting images, location, movement, or sounds
12 originating in such place which would not ordinarily be audible, visible, or comprehensible outside
13 such place. ***This subparagraph shall not include a device placed in a non-populated area***
14 ***for the purpose of capturing video or images of wildlife.***

15
16 Amend RSA 644:9, III-a as inserted by section 1 of the bill by replacing it with the following:

17
18 III-a. A person is guilty of a ***class A*** misdemeanor ***for a first offense, and a class B***
19 ***felony for a second or subsequent offense*** if, for the purpose of arousing or gratifying the person's
20 sexual desire, he or she knowingly views another person, without that person's knowledge or
21 consent, in a place where one would have a reasonable expectation of privacy. For purposes of this
22 paragraph, "views" means looking at another person with the unaided eye or any device intended to
23 improve visual acuity.