

Amendment to HB 88-FN

1 Amend the bill by deleting section 1 and renumbering the original sections 2-3 to read as 1-2,
2 respectively.

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4 Amend RSA 564-B:13-1306 as inserted by section 1 of the bill by replacing it with the following:

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6 564-B:13-1306 Satisfaction of Obligations.

7 (a) The transfer of property into a community property trust shall not impair, limit, or
8 dilute the rights of creditors or lienholders to enforce an obligation against such property. Any
9 secured interest in property transferred into a community property trust, whether arising by
10 mortgage or other secured interest, shall remain in full force and effect.

11 (b) An obligation incurred by only one spouse before or during marriage may be satisfied
12 from that spouse's one-half share of a community property trust and such other assets of the spouse
13 not in the community property trust. This provision shall not limit the rights of creditors under
14 paragraph (a).

15 (c) An obligation incurred by both spouses during or before marriage may be satisfied
16 from a community property trust of the spouses.