

HB 1366-FN - AS AMENDED BY THE HOUSE

5Mar2026... 0688h

2026 SESSION

26-3106

12/06

HOUSE BILL                    ***1366-FN***

AN ACT                    relative to military orders of protection.

SPONSORS:            Rep. Roy, Rock. 31; Rep. Devoid, Merr. 1; Rep. Paquette, Hills. 25; Rep. Rhodes, Ches. 17; Sen. Birdsell, Dist 19; Sen. Carson, Dist 14

COMMITTEE:          Criminal Justice and Public Safety

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ANALYSIS

This bill requires law enforcement and peace officers to notify certain military agencies where said officer has probable cause to believe a member of the armed forces or national guard is in violation of a military protection order.

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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

## STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty-Six*

AN ACT                   relative to military orders of protection.

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

1           1 New Paragraph; Notification; Domestic Violence Protective Orders; Military Protective  
2 Orders; Violations. Amend RSA 173-B:8 by inserting after paragraph III the following new  
3 paragraph:

4           IV. If a law enforcement officer or peace officer has probable cause to believe a member of  
5 the armed forces is in violation of a military protection order, as defined in RSA 173-B:1, entered  
6 into the Federal Bureau of Investigation's National Crime Information Center database, the law  
7 enforcement officer shall notify the law enforcement agency that entered the military protection  
8 order into the database that the service member may have violated the military protection order.

9           2 Military Protective Orders; Violation; Notification. Amend RSA 110-B:19-a to read as follows:

10          110-B:19-a National Guard and Staff Judge Advocate; Access to Criminal History Records.

11           ***I.*** The New Hampshire [~~Air National Guard~~] ***air national guard***, New Hampshire [~~Army~~  
12 [~~National Guard~~] ***army national guard***, and 157 Air Refueling Wing Offices of the Staff Judge  
13 Advocate shall be granted access to all confidential criminal history records, criminal investigation  
14 documentation, and public court records of New Hampshire [~~National Guard~~] ***national guard***  
15 employees and service members for the purpose of carrying out the office's responsibilities and the  
16 respective attorneys' duties under state, federal, and military law and regulations.

17           ***II.*** *If a law enforcement officer or peace officer has probable cause to believe a*  
18 *member of the New Hampshire air national guard or New Hampshire army national guard*  
19 *is in violation of a military protection order, the law enforcement officer or peace officer*  
20 *shall notify the office of the New Hampshire national guard general counsel or their*  
21 *designee that the service member may have violated the military protective order.*

22          3 Effective Date. This act shall take effect 180 days after passage.

**HB 1366-FN- FISCAL NOTE  
AS AMENDED BY THE HOUSE (AMENDMENT #2026-0688h)**

AN ACT                      relative to military orders of protection.

**FISCAL IMPACT:**

| <b>Estimated State Impact</b> |                |                |                |                |
|-------------------------------|----------------|----------------|----------------|----------------|
|                               | <b>FY 2026</b> | <b>FY 2027</b> | <b>FY 2028</b> | <b>FY 2029</b> |
| <b>Revenue</b>                | \$0            | \$0            | \$0            | \$0            |
| <i>Revenue Fund</i>           | None           |                |                |                |
| <b>Expenditures*</b>          | Indeterminable |                |                |                |
| <i>Funding Source</i>         | General Fund   |                |                |                |
| <b>Appropriations*</b>        | \$0            | \$0            | \$0            | \$0            |
| <i>Funding Source</i>         | None           |                |                |                |

**\*Expenditure = Cost of bill**

**\*Appropriation = Authorized funding to cover cost of bill**

| <b>Estimated Political Subdivision Impact</b> |                |                |                |                |
|-----------------------------------------------|----------------|----------------|----------------|----------------|
|                                               | <b>FY 2026</b> | <b>FY 2027</b> | <b>FY 2028</b> | <b>FY 2029</b> |
| <b>County Revenue</b>                         | \$0            | \$0            | \$0            | \$0            |
| <b>County Expenditures</b>                    | Indeterminable |                |                |                |
| <b>Local Revenue</b>                          | \$0            | \$0            | \$0            | \$0            |
| <b>Local Expenditures</b>                     | Indeterminable |                |                |                |

**METHODOLOGY:**

This bill adds, deletes, or modifies a criminal penalty, or changes statute to which there is a penalty for violation. Therefore, this bill may have an impact on the judicial and correctional systems, which could affect prosecution, incarceration, probation, and parole costs, for the state, as well as county and local governments. A summary of such costs can be found at: [https://gencourt.state.nh.us/lba/Budget/Fiscal\\_Notes/JudicialCorrectionalCosts.pdf](https://gencourt.state.nh.us/lba/Budget/Fiscal_Notes/JudicialCorrectionalCosts.pdf)

**AGENCIES CONTACTED:**

Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, New Hampshire Association of Counties, and New Hampshire Municipal Association