

HB 170 - AS INTRODUCED

2025 SESSION

25-0148

06/05

HOUSE BILL ***170***

AN ACT relative to the division of military pensions during divorce proceedings.

SPONSORS: Rep. Moffett, Merr. 4; Rep. Maggiore, Rock. 23; Rep. Pauer, Hills. 36; Rep. M. Pearson, Rock. 34; Rep. Roy, Rock. 31

COMMITTEE: Children and Family Law

ANALYSIS

This bill removes military retirement benefits from property settlement agreements as a result of the dissolution of marriage in the state of New Hampshire.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to the division of military pensions during divorce proceedings.

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

1 1 Military Retirement and Disability Benefits. Amend RSA 458:16-a, I to read as follows:

2 I. Property shall include all tangible and intangible property and assets, real or personal,
3 belonging to either or both parties, whether title to the property is held in the name of either or both
4 parties. Intangible property includes, but is not limited to, employment benefits, vested and non-
5 vested pension or other retirement benefits, or savings plans. ~~[To the extent permitted by federal~~
6 ~~law, property shall include military retirement and veterans' disability benefits.]~~ **Property shall**
7 **not include disposable retired pay as defined by 10 U.S.C.A. section 1408.**

8 2 Effective Date. This act shall take effect January 1, 2026.