

Bill as  
Introduced

HB 351 - AS INTRODUCED

2019 SESSION

19-0703  
04/03

HOUSE BILL            **351**  
AN ACT                relative to exemptions from property attachments.  
SPONSORS:            Rep. Wuelper, Straf. 3  
COMMITTEE:            Judiciary

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ANALYSIS

This bill increases the value of an automobile that is exempt from attachment.

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                          Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT                   relative to exemptions from property attachments.

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

- 1       1 Attachable Property and Exemptions; Automobile. Amend RSA 511:2, XVI to read as follows:
- 2           XVI. One automobile to the value of [~~\$4,000~~] **\$10,000**.
- 3       2 Effective Date. This act shall take effect 60 days after its passage.

CHAPTER 166  
HB 351 - FINAL VERSION

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HB 351 - FINAL VERSION

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Nineteen*

AN ACT relative to exemptions from property attachments.

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

1 166:1 Attachable Property and Exemptions; Automobile. Amend RSA 511:2, XVI to read as  
2 follows:

3 XVI. One automobile to the value of [~~\$4,000~~] **\$10,000**.

166:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: July 10, 2019

Effective Date: September 08, 2019

# Committee Minutes

**SENATE CALENDAR NOTICE**  
**Judiciary**

Sen Martha Hennessey, Chair  
Sen Shannon Chandley, Vice Chair  
Sen Melanie Levesque, Member  
Sen Sharon Carson, Member  
Sen Harold French, Member

Date: May 9, 2019

**HEARINGS**

Tuesday	05/14/2019	
(Day)	(Date)	
Judiciary	SH 100	9:00 a.m.
(Name of Committee)	(Place)	(Time)

9:00 a.m.      **EXECUTIVE SESSION ON PENDING LEGISLATION**

10:00 a.m.      **HB 154**              prohibiting non-disparagement clauses in settlement agreements involving a governmental unit.

10:20 a.m.      **HB 351**              relative to exemptions from property attachments.

**EXECUTIVE SESSION MAY FOLLOW**

**Sponsors:**

**HB 154**

Rep. Berch  
Rep. Eaton  
Rep. Horrigan

Rep. Amanda Bouldin  
Rep. Tanner  
Sen. Watters

Rep. McGuire  
Rep. Backus

Rep. Spillane  
Rep. K. Murray

**HB 351**

Rep. Wuelper

Jennifer Horgan 271-2609

Martha S. Hennessey  
Chairman

**Senate Judiciary Committee**  
*Jennifer Horgan 271-2609*

**HB 351**, relative to exemptions from property attachments.

**Hearing Date:** May 14, 2019

**Time Opened:** 10:29 a.m.

**Time Closed:** 10:31 a.m.

**Members of the Committee Present:** Senators Hennessey, Chandley, Levesque, Carson and French

**Members of the Committee Absent :** None

**Bill Analysis:** This bill increases the value of an automobile that is exempt from attachment.

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**Sponsors:**  
Rep. Wuelper

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**Who supports the bill:** Representative Wuelper; Representative Horrigan; Dawn McKinney, NH Legal Assistance

**Who opposes the bill:** Representative Janvrin

**Summary of testimony presented in support:**

**Representative Wuelper**

- This deals with taking someone's single primary vehicle for debt attachment.
- The current \$4,000 value was put into statute a long time ago.
- Currently, it is challenging to find a used vehicle for sale for under \$10,000.
- This bill changes the value to the more reasonable amount of \$10,000.
- This is to protect an individual's ability to go to work and live a reasonable life.
- Senator Levesque asked if an automobile is valued at \$6,000 then it would be exempt.
  - It couldn't be attached and taken through the lien process.
- Senator Levesque asked if this would help people that who could not afford to have their cars taken away.
  - Yes. It is intended for people that cannot afford to not have a vehicle to get to work.

**Summary of testimony presented in opposition:**

None

jch  
Date Hearing Report completed: May 17, 2019



# Speakers

# Senate Judiciary Committee SIGN-IN SHEET

Date: 05/14/2019 Time: 10:20 a.m.

HB 351 AN ACT relative to exemptions from property attachments.

Name/Representing (please print neatly)

Name/Representing (please print neatly)	Support	Oppose	Speaking?	Yes	No
Rep. Jason Javelin Rank 37	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rep. Timothy Honrya Strafford	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<del>Rep. [unclear] Strafford 3</del>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dawn McKinney NH Legal Assistance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<del>Rep. [unclear]</del>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>
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	<input type="checkbox"/>	<input type="checkbox"/>	Speaking?	<input type="checkbox"/>	<input type="checkbox"/>

# Voting Sheets

# Senate Judiciary Committee

## EXECUTIVE SESSION

Bill # HB351

Hearing date: \_\_\_\_\_

Executive session date: \_\_\_\_\_

Motion of: OTD

VOTE: 5-0

<u>Made by</u>	Hennessey <input type="checkbox"/>	<u>Seconded</u>	Hennessey <input checked="" type="checkbox"/>	<u>Reported</u>	Hennessey <input type="checkbox"/>
<u>Senator:</u>	Chandley <input type="checkbox"/>	<u>by Senator:</u>	Chandley <input type="checkbox"/>	<u>by Senator:</u>	Chandley <input type="checkbox"/>
	Carson <input type="checkbox"/>		Carson <input type="checkbox"/>		Carson <input type="checkbox"/>
	Levesque <input type="checkbox"/>		Levesque <input type="checkbox"/>		Levesque <input type="checkbox"/>
	French <input checked="" type="checkbox"/>		French <input type="checkbox"/>		French <input type="checkbox"/>

Motion of: consent

VOTE: 5-0

<u>Made by</u>	Hennessey <input type="checkbox"/>	<u>Seconded</u>	Hennessey <input type="checkbox"/>	<u>Reported</u>	Hennessey <input type="checkbox"/>
<u>Senator:</u>	Chandley <input type="checkbox"/>	<u>by Senator:</u>	Chandley <input type="checkbox"/>	<u>by Senator:</u>	Chandley <input type="checkbox"/>
	Carson <input type="checkbox"/>		Carson <input type="checkbox"/>		Carson <input type="checkbox"/>
	Levesque <input type="checkbox"/>		Levesque <input checked="" type="checkbox"/>		Levesque <input type="checkbox"/>
	French <input checked="" type="checkbox"/>		French <input type="checkbox"/>		French <input type="checkbox"/>

<u>Committee Member</u>	<u>Present</u>	<u>Yes</u>	<u>No</u>	<u>Reported out by</u>
Senator Hennessey, Chairman	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Chandley, Vice-Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Carson	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Levesque	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator French	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

\*Amendments: \_\_\_\_\_

Notes: \_\_\_\_\_

# Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE  
FOR THE CONSENT CALENDAR

Tuesday, May 21, 2019

THE COMMITTEE ON Judiciary

to which was referred **HB 351**

AN ACT relative to exemptions from property attachments.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 5-0

Senator Harold French  
For the Committee

This bill increases the value of an automobile that is exempt from debt attachment from \$4,000 to \$10,000. Enacting this change will better reflect the current market value of vehicles and help protect an individual's ability to go to work and live a reasonable life.

Jennifer Horgan 271-2609

FOR THE CONSENT CALENDAR

JUDICIARY

**HB 351**, relative to exemptions from property attachments.

Ought to Pass, Vote 5-0.

Senator Harold French for the committee.

This bill increases the value of an automobile that is exempt from debt attachment from \$4,000 to \$10,000. Enacting this change will better reflect the current market value of vehicles and help protect an individual's ability to go to work and live a reasonable life.

**Docket of HB351**

Docket Abbreviations

**Bill Title:** relative to exemptions from property attachments.*Official Docket of HB351.:*

<b>Date</b>	<b>Body</b>	<b>Description</b>
12/31/2018	H	<b>Introduced</b> 01/02/2019 and referred to Judiciary <b>HJ 2</b> P. 46
1/3/2019	H	Public Hearing: 01/10/2019 11:30 am LOB208
1/3/2019	H	Executive Session: 01/15/2019 01:00 pm LOB208
1/24/2019	H	Majority Committee Report: Ought to Pass for 01/31/2019 (Vote 16-4; RC) <b>HC 9</b> P. 8
1/24/2019	H	Minority Committee Report: Inexpedient to Legislate
1/31/2019	H	<b>Ought to Pass:</b> MA VV 01/31/2019 <b>HJ 4</b> P. 16
3/12/2019	S	Introduced 03/07/2019 and Referred to Judiciary; <b>SJ 8</b>
5/9/2019	S	<b>Hearing:</b> 05/14/2019, Room 100, SH, 10:20 am; <b>SC 22</b>
5/22/2019	S	Committee Report: Ought to Pass, 05/30/2019; Vote 5-0; CC <b>SC 24</b>
5/30/2019	S	<b>Ought to Pass:</b> MA, VV; OT3rdg; 05/30/2019; <b>SJ 18</b>
6/18/2019	S	Enrolled (In recess 06/13/2019); <b>SJ 21</b>
6/18/2019	H	Enrolled 06/13/2019 <b>HJ 19</b> P. 18
7/15/2019	H	Signed by Governor Sununu 07/10/2019; Chapter 166; Eff: 09/08/2019

NH House

NH Senate



# Other Referrals

# Senate Inventory Checklist for Archives

Bill Number: HB 351

Senate Committee: Judiciary

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

### Bill Hearing Documents: {Legislative Aides}

Bill version as it came to the committee

All Calendar Notices

Hearing Sign-up sheet(s)

Prepared testimony, presentations, & other submissions handed in at the public hearing

Hearing Report

Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

### Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

\_\_\_\_\_ - amendment # \_\_\_\_\_      \_\_\_\_\_ - amendment # \_\_\_\_\_

\_\_\_\_\_ - amendment # \_\_\_\_\_      \_\_\_\_\_ - amendment # \_\_\_\_\_

Executive Session Sheet

Committee Report

### Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

\_\_\_\_\_ - amendment # \_\_\_\_\_      \_\_\_\_\_ - amendment # \_\_\_\_\_

\_\_\_\_\_ - amendment # \_\_\_\_\_      \_\_\_\_\_ - amendment # \_\_\_\_\_

### Post Floor Action: (if applicable) {Clerk's Office}

Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):

Enrolled Bill Amendment(s)

Governor's Veto Message

### All available versions of the bill: {Clerk's Office}

\_\_\_\_\_ as amended by the senate      \_\_\_\_\_ as amended by the house

final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

\_\_\_\_\_  
Committee Aide

\_\_\_\_\_  
Date

Senate Clerk's Office JM