

Committee Report

CONSENT CALENDAR

September 15, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Children and Family Law to which
was referred HB 460,**

**AN ACT establishing a committee to study cases
involving the determination of parental rights and
responsibilities. Having considered the same, report
the same with the recommendation that the bill be
REFERRED FOR INTERIM STUDY.**

Rep. Josh Yokela

FOR THE COMMITTEE

COMMITTEE REPORT

| | |
|-------------------|---|
| Committee: | Children and Family Law |
| Bill Number: | HB 460 |
| Title: | establishing a committee to study cases involving the determination of parental rights and responsibilities. |
| Date: | September 15, 2021 |
| Consent Calendar: | CONSENT |
| Recommendation: | REFER FOR INTERIM STUDY |

STATEMENT OF INTENT

This bill is an important issue but right now the committee does not feel we have the time and manpower for a formal study committee. The committee wants to be able to revisit this topic if and when we do have the ability. Interim study will keep all our options on the table for looking into this.

Vote 15-0.

Rep. Josh Yokela
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Children and Family Law

HB 460, establishing a committee to study cases involving the determination of parental rights and responsibilities. **REFER FOR INTERIM STUDY.**

Rep. Josh Yokela for Children and Family Law. This bill is an important issue but right now the committee does not feel we have the time and manpower for a formal study committee. The committee wants to be able to revisit this topic if and when we do have the ability. Interim study will keep all our options on the table for looking into this. **Vote 15-0.**

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

EXECUTIVE SESSION on HB 460

BILL TITLE: establishing a committee to study cases involving the determination of parental rights and responsibilities.

DATE: September 21, 2022

LOB ROOM: 206-208

MOTION:

Interim Study (2nd yr) Recommended for Future Legislation

Moved by Rep. DeSimone

Seconded by Rep. Long

Vote: 10-0

Respectfully submitted,

Rep Peter Petrigno, Clerk



2022 SESSION

Children and Family Law

Bill #: HB 460 Motion: Recommend Sir Future Legislation AM #: _____ Exec Session Date: 9/27/22

| <u>Members</u> | <u>YEAS</u> | <u>Nays</u> | <u>NV</u> |
|---|-------------|-------------|-----------|
| Rice, Kimberly A. Chairman ✓ | ✓ | | |
| DeSimone, Debra L. Vice Chairman ✓ | ✓ | | |
| Yokela, Josh S. ✓ | ✓ | | |
| Nelson, Jodi ✓ <i>Greg Hill</i> | | | ✓ |
| Belanger, Cody M. ✓ <i>Brian Seawater</i> | ✓ | | |
| Cross, Kenna E. ✓ <i>Ralph Boehm</i> | ✓ | | |
| Litchfield, Melissa A. | | | ✓ |
| Smith, Denise M. | | | ✓ |
| Long, Patrick T. ✓ | ✓ | | |
| Alicea, Caroletta C. Clerk | | | ✓ |
| Grossman, Gaby M. | | | ✓ |
| Levesque, Cassandra N. ✓ | ✓ | | |
| Wazir, Safiya ✓ | ✓ | | |
| Petrigno, Peter <i>Clerk</i> | ✓ | | |
| Altschiller, Debra ✓ | ✓ | | |
| TOTAL VOTE: | 10 | 0 | |

CONSENT CALENDAR

September 15, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on Children and Family Law to which
was referred HB 460,**

**AN ACT establishing a committee to study cases
involving the determination of parental rights and
responsibilities. Having considered the same, report
the same with the recommendation that the bill be
REFERRED FOR INTERIM STUDY.**

Rep. Josh Yokela

FOR THE COMMITTEE

COMMITTEE REPORT

| | |
|-------------------|---|
| Committee: | Children and Family Law |
| Bill Number: | HB 460 |
| Title: | establishing a committee to study cases involving the determination of parental rights and responsibilities. |
| Date: | September 15, 2021 |
| Consent Calendar: | CONSENT |
| Recommendation: | REFER FOR INTERIM STUDY |

STATEMENT OF INTENT

This bill is an important issue but right now the committee does not feel we have the time and manpower for a formal study committee. The committee wants to be able to revisit this topic if and when we do have the ability. Interim study will keep all our options on the table for looking into this.

Vote 15-0.

Rep. Josh Yokela
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Children and Family Law

HB 460, establishing a committee to study cases involving the determination of parental rights and responsibilities. **REFER FOR INTERIM STUDY.**

Rep. Josh Yokela for Children and Family Law. This bill is an important issue but right now the committee does not feel we have the time and manpower for a formal study committee. The committee wants to be able to revisit this topic if and when we do have the ability. Interim study will keep all our options on the table for looking into this. **Vote 15-0.**

Original: House Clerk

Cc: Committee Bill File

HOUSE COMMITTEE ON Children and Family Law

BILL NUMBER: HB 460

**BILL TITLE: establishing a committee to study cases involving the
determination of parental rights and responsibilities.**

DATE: March 11, 2021

THE COMMITTEE HAS VOTED TO RETAIN THIS BILL.

Rep. Rice, Chair

Voting Sheets

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

EXECUTIVE SESSION on HB 460

BILL TITLE: establishing a committee to study cases involving the determination of parental rights and responsibilities.

DATE: March 11, 2021

LOB ROOM: remote

MOTIONS: **RETAINED**

Moved by Rep. Long

Seconded by Rep. Alicea

Vote: 0-0

Respectfully submitted,

Rep Caroletta Alicea, Clerk

STATE OF
NEW
HAMPSHIRE
OFFICE OF
THE HOUSE
CLERK



1/22/2021 9:54:23 AM
Roll Call Committee Registers
Report

2021
SESSION

Children
and
Family
Law

Exec
Session
Date: 3-11-2021

Motion: *Belated*

Bill
#: *460*

AM
#:

| Members | YEAS | Nays | NV |
|----------------------------------|------|------|----|
| Rice, Kimberly A. Chairman | ✓ | | |
| DeSimone, Debra L. Vice Chairman | ✓ | | |
| Yokela, Josh S. | ✓ | | |
| Lewicke, John | ✓ | | |
| Belanger, Cody M. | ✓ | | |
| Cross, Kenna E. <i>Roll Hill</i> | ✓ | | |
| Litchfield, Melissa A. | ✓ | | |
| Smith, Denise M. <i>Tobash</i> | ✓ | | |
| Long, Patrick T. | ✓ | | |
| Alicea, Caroletta C. Clerk | ✓ | | |
| Grossman, Gaby M. | ✓ | | |
| Levesque, Cassandra N. | ✓ | | |
| Wazir, Safiya | ✓ | | |
| Petrigno, Peter | ✓ | | |
| Altschiller, Debra | ✓ | | |
| TOTAL VOTE: | | | |

150

Public Hearing

HOUSE COMMITTEE ON CHILDREN AND FAMILY LAW

PUBLIC HEARING ON HB 460

BILL TITLE: establishing a committee to study cases involving the determination of parental rights and responsibilities.

DATE: March 3, 2021

LOB ROOM: remote **Time Public Hearing Called to Order:** 2:34 p.m.

Time Adjourned: 2:43 p.m.

Committee Members: Reps. Rice, DeSimone, Alicea, Yokela, Lewicke, Belanger, Cross, Litchfield, D. Smith, Long, Grossman, Levesque, Wazir, Petrigno and Altschiller

Bill Sponsors:

Rep. Long

Rep. DeSimone

Rep. Wazir

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. Long - Sponsor - Came through this committee, when we fix the issues we have issues that come from what we think we are going to fix. We used to have a circuit court person in the beginning. It would hopefully decrease conflicts. For example, co-parenting bills.

Rep. Belanger - Did you take into consideration of judges parental rights and responsibility.

Mr. Richard Head - will work with us

Respectfully submitted,

Rep. Caroletta Alicea, Clerk

House Remote Testify

Children and Family Law Committee Testify List for Bill HB460 on 2021-03-03

Support: 4 Oppose: 1 Neutral: 0 Total to Testify: 0

[Export to Excel](#)

| <u>Name</u> | <u>City, State</u> <u>Email Address</u> | <u>Title</u> | <u>Representing</u> | <u>Position</u> | <u>Testifying</u> | <u>Non-Germane</u> | <u>Signed Up</u> |
|---------------------|---|------------------------|---------------------|-----------------|-------------------|--------------------|-------------------|
| Jasina, Erin | Portsmouth, NH ejasina@nhla.org | A Lobbyist | NH Legal Assistance | Support | No | No | 3/1/2021 5:22 PM |
| Frost, Sherry | Dover, NH sherry.frost@leg.state.nh.us | An Elected Official | Myself | Support | No | No | 3/2/2021 9:24 AM |
| kuenning, keith | BOW, NH kuenningk@waypointnh.org | A Lobbyist | Waypoint | Support | No | No | 3/3/2021 1:04 PM |
| Howard Jr., Raymond | Alton, NH brhowardjr@yahoo.com | An Elected Official | Myself | Oppose | No | No | 3/3/2021 10:06 AM |
| Giordano, Alice | New York, NY theprofessionalpen@protonmail.com | A Member of the Public | Myself | Support | No | No | 3/3/2021 10:09 AM |

Testimony

Bill as
Introduced

HB 460 - AS INTRODUCED

2021 SESSION

21-0660

05/04

HOUSE BILL **460**

AN ACT establishing a committee to study cases involving the determination of parental rights and responsibilities.

SPONSORS: Rep. Long, Hills. 10; Rep. DeSimone, Rock. 14; Rep. Wazir, Merr. 17

COMMITTEE: Children and Family Law

ANALYSIS

This bill establishes a committee to study cases involving the determination of parental rights and responsibilities.

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 One

AN ACT establishing a committee to study cases involving the determination of parental rights and responsibilities.

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

1 1 Committee Established. There is established a committee to study cases involving the
2 determination of parental rights and responsibilities.

3 2 Membership and Compensation.

4 I. The members of the committee shall be as follows:

5 (a) Three members of the house of representatives, appointed by the speaker of the
6 house of representatives.

7 (b) Two members of the senate, appointed by the president of the senate.

8 II. Members of the committee shall receive mileage at the legislative rate when attending to
9 the duties of the committee.

10 3 Duties.

11 I. The committee shall review the provisions of RSA 461-A regarding parental rights and
12 responsibilities, the applicable court rules and procedures in parenting cases, and how the statute
13 and rules are implemented in practice.

14 II. The review shall include consideration of:

15 (a) The percentage of cases in which residential responsibility is awarded to one or both
16 parents, the gender of the parent with primary residential responsibility, and commonly identified
17 reasons for those decisions.

18 (b) Financial costs to the parent assuming greater parenting responsibility.

19 (c) Similarities in non-contested divorce decrees in the determination of parental rights
20 and responsibilities.

21 (d) Differences, if any, between non-contested and contested divorce decrees in the
22 determination of parental rights and responsibilities.

23 III. The committee shall consider changes to make the practice more equitable, to minimize
24 incentives for unnecessary adversarial proceeding between parents, and to promote better outcomes
25 for children and families.

26 IV. The committee may solicit information and testimony from any individual or entity the
27 committee deems relevant to the study, including the judicial branch family division and attorneys
28 with expertise in family law.

29 4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from
30 among the members. The first meeting of the committee shall be called by the first-named house

HB 460 - AS INTRODUCED

- Page 2 -

1 member. The first meeting of the committee shall be held within 45 days of the effective date of this
2 section. Three members of the committee shall constitute a quorum.

3 5 Report. The committee shall report its findings and any recommendations for proposed
4 legislation to the speaker of the house of representatives, the president of the senate, the house
5 clerk, the senate clerk, the governor, and the state library on or before November 1, 2021.

6 6 Effective Date. This act shall take effect upon its passage.