

Rep. Itse, Rock. 10
Rep. Janvrin, Rock. 20
January 25, 2017
2017-0141h
01/04

Amendment to HB 138

1 Amend the bill by replacing all after the enacting clause with the following:

2

3 1 New Section; Penalties; Civil Contempt. Amend RSA 458 by inserting after section 52 the
4 following new section:

5 458:53 Penalties; Civil Contempt. Notwithstanding any other provision of law and excepting
6 reasonable payments, no family court may incarcerate any person for civil contempt without there
7 first being a finding of fact that the person has the liquid assets to satisfy the contempt without
8 borrowing money or incurring financial penalties to access financial instruments. In addition, no
9 person shall be required to sell a principal residence or sole motor vehicle to satisfy a finding of civil
10 contempt.

11 2 Effective Date. This act shall take effect 30 days after its passage.

Amendment to HB 138
- Page 2 -

2017-0141h

AMENDED ANALYSIS

This bill declares that no family court shall incarcerate any person for civil contempt without there being a finding that the person has the liquid assets to satisfy the contempt penalty.