

SB 44 – AS INTRODUCED

2011 SESSION

11-0950
05/09

SENATE BILL **44**

AN ACT relative to payment of rent pending a landlord-tenant action.

SPONSORS: Sen. Boutin, Dist 16; Sen. Sanborn, Dist 7; Sen. Carson, Dist 14; Rep. Jasper, Hills 27; Rep. Infantine, Hills 13; Rep. W. Hutchinson, Hills 9; Rep. Packard, Rock 3

COMMITTEE: Judiciary

ANALYSIS

This bill requires the tenant to pay rent on a weekly basis pending an eviction proceeding.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Eleven

AN ACT relative to payment of rent pending a landlord-tenant action.

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

1 1 Landlord-Tenant Action; Payment of Rent. Amend RSA 540:13, II(a) to read as follows:

2 (a) If the tenant wishes to contest the eviction, [~~he~~] ***the tenant*** must file an appearance
3 in the district court no later than the return day appearing on the writ ***and shall pay, on a weekly***
4 ***basis with the first payment due upon the filing of the appearance, all rent as it becomes***
5 ***due between the date of the appearance and the date that final judgment is issued.***
6 ***Otherwise, judgment shall be issued in favor of the landlord. The court shall retain 10***
7 ***percent of such funds as an administration fee, and the balance of such funds shall be***
8 ***distributed to the prevailing party in the eviction action.***

9 2 Effective Date. This act shall take effect January 1, 2012.