

CHAPTER 95
HB 1289 – FINAL VERSION

2014 SESSION

14-2386
05/01

HOUSE BILL **1289**

AN ACT relative to interference with custody.

SPONSORS: Rep. Horrigan, Straf 6

COMMITTEE: Children and Family Law

ANALYSIS

This bill provides that a person may be guilty of interference with custody if the person removes a child from this state with the intent to detain or conceal the child from a state agency with protective supervision, legal custody, or guardianship of the child.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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HB 1289 – FINAL VERSION

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

AN ACT relative to interference with custody.

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

1 95:1 Interference with Custody. Amend RSA 633:4, I and II to read as follows:

2 I. A person is guilty of a class B felony if such person knowingly takes from this state or
3 entices away from this state any child under the age of 18, or causes any such child to be taken from
4 this state or enticed away from this state, with the intent to detain or conceal such child from:

5 **(a)** A parent, guardian or other person having lawful parental rights and responsibilities
6 as described in RSA 461-A; **or**

7 **(b) *An agency that has protective supervision or legal custody of the child under***
8 ***RSA 169-C or guardianship of the child under RSA 463.***

9 II. A person is guilty of a misdemeanor if such person knowingly takes, entices away, detains
10 or conceals any child under the age of 18, or causes any such child to be taken, enticed away,
11 detained or concealed, with the intent to detain or conceal such child from:

12 **(a)** A parent, guardian or other person having lawful parental rights and responsibilities
13 as described in RSA 461-A; **or**

14 **(b) *An agency that has protective supervision or legal custody of the child under***
15 ***RSA 169-C or guardianship of the child under RSA 463.***

16 95:2 Effective Date. This act shall take effect January 1, 2015.

17

18 Approved: June 11, 2014

19 Effective Date: January 1, 2015