

**HB 106 – AS INTRODUCED**

2015 SESSION

15-0065  
05/01

HOUSE BILL            **106**

AN ACT                relative to marital assets in divorce proceedings.

SPONSORS:            Rep. Flanagan, Hills 26; Rep. Abrami, Rock 19; Rep. Oigny, Rock 34

COMMITTEE:          Judiciary

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ANALYSIS

This bill excludes property acquired by gift or inheritance from the marital assets subject to equitable division by the court in cases of divorce.

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                                Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Fifteen*

AN ACT                   relative to marital assets in divorce proceedings.

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

1           1   New Paragraph; Annulment, Divorce and Separation; Property Settlement; Gift and  
2   Inheritance Excluded. Amend RSA 458:16-a by inserting after paragraph III the following new  
3   paragraph:

4           III-a. Notwithstanding paragraphs I and II, any property acquired by either party prior to or  
5   during the course of the marriage as a gift, bequest, devise, or inheritance, or paid for by either party  
6   with funds so acquired, shall remain the property of such party and shall not be treated as property  
7   of the marriage subject to equitable division under this section.

8           2   Repeal. RSA 458:16-a, II(n), relative to property acquired by gift, devise, or descent, is  
9   repealed.

10          3   Effective Date. This act shall take effect January 1, 2016.