

CHAPTER 57
HB 147 – FINAL VERSION

11Feb2015... 0119h

2015 SESSION

15-0177
05/01

HOUSE BILL **147**

AN ACT relative to the homestead exemption amount.

SPONSORS: Rep. Tucker, Rock 23

COMMITTEE: Municipal and County Government

ANALYSIS

This bill increases the amount of the homestead exemption.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fifteen

AN ACT relative to the homestead exemption amount.

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

1 57:1 Homestead Exemption Amount. Amend RSA 480:1 to read as follows:

2 480:1 Amount. Every person is entitled to \$~~100,000~~ **120,000** worth of his or her homestead, or
3 of his or her interest therein, as a homestead. The homestead right created by this chapter shall
4 exist in manufactured housing, as defined by RSA 674:31, which is owned and occupied as a dwelling
5 by the same person but shall not exist in the land upon which the manufactured housing is situated
6 if that land is not also owned by the owner of the manufactured housing.

7 57:2 Levy of Executions on Real Estate; Notice of Homestead Exemption. Amend RSA 529:20-a
8 to read as follows:

9 529:20-a Notice of Homestead Exemption. Along with the notice required under RSA 529:20,
10 the party in whose name the execution has issued shall provide to any person who resides or appears
11 to reside on the real estate to be sold, the following notice by certified mail:

NOTICE

12
13 IF YOU OR YOUR SPOUSE OWNS AND RESIDES IN THIS PROPERTY, YOU AND/OR YOUR
14 SPOUSE MAY BE ENTITLED TO A HOMESTEAD EXEMPTION PURSUANT TO RSA 480:1.
15 THIS EXEMPTS \$~~100,000~~ **120,000** FOR A SINGLE PERSON AND \$~~200,000~~ **240,000** FOR A
16 MARRIED COUPLE.

17 IN ORDER TO CLAIM THIS EXEMPTION, YOU MUST NOTIFY THE SHERIFF OF THE
18 COUNTY IN WHICH THE REAL ESTATE IS SITUATED AND THE JUDGMENT CREDITOR OF
19 THE AMOUNT OF YOUR HOMESTEAD CLAIM IN WRITING. IF YOU DO SO BEFORE THE
20 SALE, THE SHERIFF MUST PAY YOU THE AMOUNT OF YOUR HOMESTEAD EXEMPTION
21 BEFORE PAYING THE JUDGMENT CREDITOR FROM THE PROCEEDS OF THE SALE. IF,
22 HOWEVER, THE JUDGMENT CREDITOR FILES A MOTION IN COURT CHALLENGING YOUR
23 ENTITLEMENT TO OR THE AMOUNT OF THE HOMESTEAD EXEMPTION, THE SHERIFF
24 SHALL NOT DISTRIBUTE THE PROCEEDS FROM THE SALE UNTIL FURTHER ORDER OF
25 THE COURT.

26 IF YOU DO NOT NOTIFY THE SHERIFF AND THE CREDITOR OF YOUR EXEMPTION
27 UNTIL AFTER THE SALE, THE CREDITOR NEED NOT PAY YOU THE AMOUNT OF YOUR
28 HOMESTEAD EXEMPTION UNTIL THE EXPIRATION OF THE ONE-YEAR PERIOD DURING
29 WHICH YOU MAY REDEEM THE PROPERTY PURSUANT TO RSA 529:26.

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1 IF THE SHERIFF RECEIVES YOUR NOTICE OF HOMESTEAD EXEMPTION PRIOR TO
2 THE SALE, THE SHERIFF MAY NOT SELL THE PROPERTY FOR LESS THAN THE AMOUNT
3 OF THE CLAIMED HOMESTEAD EXEMPTION WITHOUT FURTHER ORDER OF THE COURT.

4 57:3 Effective Date. This act shall take effect January 1, 2016.

5

6 Approved: June 2, 2015

7 Effective Date: January 1, 2016