

HB 352 - AS INTRODUCED

2015 SESSION

15-0672  
08/03

HOUSE BILL           **352**

AN ACT               relative to violations of constitutional rights.

SPONSORS:       Rep. Marple, Merr 24; Rep. Ingbretson, Graf 15; Rep. L. Christiansen, Hills 37;  
Rep. Brewster, Merr 21

COMMITTEE:       Judiciary

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ANALYSIS

This bill creates a cause of action for certain violations of constitutional rights.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

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

1           1 New Section; Corrupt Practices; Trespass on Constitutional Rights. Amend RSA 539 by  
2 inserting after section 9 the following new section:

3           539:10 Trespass on Constitutional Rights. Whoever, acting under color of law or otherwise uses  
4 or attempts to use threats, duress, intimidation, or coercion to diminish any inhabitant's  
5 constitutional rights or privileges shall be guilty of a misdemeanor and trespass. Upon receipt of an  
6 inhabitant's affidavit of complaint of trespass the county attorney shall immediately bring a civil  
7 action for injunctive or other appropriate relief in the name of the state of New Hampshire.

8           2 Effective Date. This act shall take effect January 1, 2016.