

CHAPTER 200
HB 597-FN – FINAL VERSION

11Mar2015... 0313h
05/07/2015 1491s

2015 SESSION

15-0302
04/10

HOUSE BILL ***597-FN***

AN ACT relative to penalties for indecent exposure and lewdness.

SPONSORS: Rep. Byron, Hills 20

COMMITTEE: Criminal Justice and Public Safety

AMENDED ANALYSIS

This bill increases the criminal penalty for fornicating, exposing one's genitals, or performing any other act of gross lewdness knowing that a child less than 16 years of age is present.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 penalties for indecent exposure and lewdness.

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

1 200:1 Indecent Exposure and Lewdness. Amend RSA 645:1, II to read as follows:

2 II. A person is guilty of a class B felony if:

3 (a) ***Such person, under circumstances that may be reasonably construed as***
4 ***being for the purpose of sexual gratification or arousal, purposely fornicates, exposes his***
5 ***or her genitals, or performs any other act of gross lewdness knowing that a child who is***
6 ***less than 16 years of age is present.***

7 (b) Such person purposely performs any act of sexual penetration or sexual contact on
8 himself or herself or another in the presence of a child who is less than 16 years of age.

9 ~~(b)~~ (c) Such person purposely transmits to a child who is less than 16 years of age, or
10 an individual whom the actor reasonably believes is a child who is less than 16 years of age, an
11 image of himself or herself fornicating, exposing his or her genitals, or performing any other act of
12 gross lewdness.

13 ~~(c)~~ (d) Having previously been convicted of an offense under paragraph I, or of an
14 offense that includes the same conduct under any other jurisdiction, the person subsequently
15 commits an offense under paragraph I.

16 200:2 Effective Date. This act shall take effect January 1, 2016.

17

18 Approved: July 6, 2015

19 Effective Date: January 1, 2016