

Amendment to HB 283

1 Amend the title of the bill by replacing it with the following:

2
3 AN ACT relative to rental application fees charged to prospective tenants.
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5 Amend the bill by replacing all after the enacting clause with the following:
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7 1 New Paragraph; Prohibited Practices and Security Deposits; Rental Application Fees. Amend
8 RSA 540-A:3 by inserting after paragraph VII the following new paragraph:

9 VIII. Prior to collecting any fee as part of the rental application or renewal process, the
10 landlord shall clearly disclose, in writing to prospective tenants, the amount of the fee and the
11 requirement for a satisfactory criminal background and credit check, if any. If such fee is collected
12 from an applicant, but the unit is not rented to that applicant, the landlord shall return any amount
13 beyond the actual cost of the documented background check, credit check, and/or reasonable
14 administrative costs to the applicant within 30 days of receipt. Nothing in this paragraph shall
15 require the landlord to conduct a criminal background or credit check or prohibit the landlord from
16 renting to an applicant who does not pass the criminal background or credit check.

17 2 New Subparagraph; Prohibited Practices and Security Deposits; Remedies. Amend RSA 540-
18 A:4, IX by inserting after subparagraph (e) the following new subparagraph:

19 (f) Notwithstanding the provisions of subparagraph (a), a landlord who violates RSA
20 540-A:3, VIII shall be subject only to returning to the applicant all monies provided by the applicant
21 as part of their application, plus court costs.

22 3 Effective Date. This act shall take effect January 1, 2025.