

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing section 148 with the following:

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3 148 New Section; Complaints Alleging Law Enforcement Misconduct; Commission Established.

4 Amend RSA 105-D by inserting after section 2 the following new section:

5 105-D:2-a Statewide Entity to Receive Complaints Alleging Misconduct Regarding Sworn and
6 Elected Law Enforcement Officers; Commission Established.

7 I. There is hereby established a commission to develop recommendations for legislation to
8 establish a single, neutral, and independent statewide entity to receive complaints alleging
9 misconduct regarding all sworn and elected law enforcement officers pursuant to recommendation
10 #16 in the final report issued by the New Hampshire commission on law enforcement accountability,
11 community and transparency. The commission shall be composed of the following members:

- 12 (a) The attorney general, or designee, who shall be the chairperson of the commission.
13 (b) One member of the house of representatives, appointed by the speaker of the house.
14 (c) One member of the senate, appointed by the president of the senate.
15 (d) The director of the New Hampshire police standards and training council, or
16 designee.
17 (e) The commissioner of safety, or designee.
18 (f) Four additional members from the New Hampshire commission on law enforcement
19 accountability, community and transparency established in Executive Order 2020-11. Two of these
20 members shall be law enforcement members and 2 of these members shall not be law enforcement
21 members.

22 II. Legislative members of the commission shall receive mileage at the legislative rate when
23 attending to the duties of the commission.

24 III. The chairperson of the commission shall call the first meeting within 30 days of the
25 effective date of this section. Four members of the commission shall constitute a quorum.

26 IV. The commission shall submit a report containing its recommendations for legislation to
27 the governor, the speaker of the house of representatives, the president of the senate, and the state
28 library no later than November 1, 2021.

29 149 Appropriation; Statewide Entity to Receive Complaints of Misconduct. The sum of \$100,000
30 for the fiscal year ending June 30, 2023 is hereby appropriated the department of administrative
31 services which shall be available to fund an independent statewide entity to receive complaints
32 alleging misconduct regarding all sworn and elected law enforcement officers established pursuant

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1 to recommendation #16 in the final report issued by the New Hampshire commission on law
2 enforcement accountability, community and transparency. Any unexpended amount of said
3 appropriation shall lapse to the general fund on June 30, 2023. The governor is hereby authorized to
4 draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

5 150 Contingency. If an independent statewide entity to receive complaints alleging misconduct
6 regarding all sworn and elected law enforcement officers as a result of recommendation #16 in the
7 final report issued by the New Hampshire commission on law enforcement accountability,
8 community, and transparency becomes law by July 1, 2022, then section 149 of this act shall take
9 effect July 1, 2022. If such an entity does not become law by July 1, 2022, then section 149 of this
10 act shall not take effect.

11 151 Effective Date. Section 149 of this act shall take effect as provided in section 150 of this act.

UNAPPROVED

2021-0922h

AMENDED ANALYSIS

Replace paragraph 62 with the following:

62. Establishes a body-worn and dashboard camera fund and establishes a commission to develop recommendations for legislation to establish a single, neutral, and independent statewide entity to receive complaints alleging misconduct regarding all sworn and elected law enforcement officers.

63. Makes a contingent appropriation to the department of administrative services for the funding of an independent statewide entity to receive complaints alleging misconduct regarding all sworn and elected law enforcement officers.

UNAPPROVED