

HB 1539 - AS INTRODUCED

2022 SESSION

22-2724

08/04

HOUSE BILL

**1539**

AN ACT                   relative to the removal of certain information from the New Hampshire state police website.

SPONSORS:           Rep. Infantine, Hills. 13

COMMITTEE:       Criminal Justice and Public Safety

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ANALYSIS

This bill requires the state police to remove certain arrest records from the New Hampshire state police website.

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                          Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

## STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT                    relative to the removal of certain information from the New Hampshire state police website.

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

1            1 The State Police; Intrastate Misdemeanors Recorded; Removal of Information. Amend RSA  
2 106-B:14-a to read as follows:

3            106-B:14-a Intrastate Misdemeanors Recorded. The division of state police shall record and  
4 update on its computer system on a daily basis the names of all persons for whom there are  
5 outstanding arrest warrants for misdemeanors in this state, along with a statement of all arrest  
6 warrants for misdemeanors each person has pending. The information recorded shall be made  
7 available upon request to all local and state law enforcement agencies and officers. The department  
8 of safety and its employees and agents shall not be held liable for errors of omission or commission in  
9 the recording and maintenance of this information unless the error is shown to be the result of gross  
10 negligence or an intentional act. ***Upon request of the person arrested, the state police shall***  
11 ***update its computer system and public Internet website by removing any arrest record of***  
12 ***such person for which the charges have been nol prossed or dismissed.***

13            2 The State Police; Intrastate Civil and Criminal Non-Support Recorded; Removal of  
14 Information. Amend RSA 106-B:14-b to read as follows:

15            106-B:14-b Intrastate Civil and Criminal Non-Support Recorded. The division of state police, or  
16 its designee, may record and update on its computer system on a daily basis the name of any person  
17 for whom there is an outstanding arrest warrant or capias issued for criminal or civil non-support,  
18 including failure to appear in connection with child support enforcement proceedings. The  
19 information recorded shall be made available upon request to all local and state law enforcement  
20 agencies and officers. The department of safety and its employees, agents, and designees shall not  
21 be held liable for errors of omission or commission in the recording and maintenance of this  
22 information unless the error is shown to be the result of gross negligence or an intentional act.  
23 ***Upon request of the person arrested, the state police shall update its computer system and***  
24 ***public Internet website by removing any arrest record of such person for which the charges***  
25 ***have been nol prossed or dismissed.***

26            3 Effective Date. This act shall take effect 60 days after its passage.