

SB 277 – AS AMENDED BY THE SENATE

03/07/12 0731s

2012 SESSION

12-2897
04/01

SENATE BILL **277**

AN ACT establishing a sexual offender management board.

SPONSORS: Sen. Carson, Dist 14; Sen. Stiles, Dist 24; Sen. Lambert, Dist 13; Rep. Welch, Rock 8; Rep. Pantelakos, Rock 16; Rep. Itse, Rock 9; Rep. MacKay, Merr 11

COMMITTEE: Judiciary

ANALYSIS

This bill establishes a sexual offender management board.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT establishing a sexual offender management board.

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

1 1 New Section; Registration of Criminal Offenders; Sexual Offender Management Board.

2 Amend RSA 651-B by inserting after section 8 the following new section:

3 651-B:8-a Sexual Offender Management Board.

4 I.(a) There is hereby established a sexual offender management board which shall consist of
5 the following members:

6 (1) The attorney general, or designee.

7 (2) The commissioner of the department of health and human services, or designee.

8 (3) The commissioner of the department of corrections, or designee.

9 (4) One member who is an advocate for victims of sexual offenses, appointed by the
10 governor.

11 (5) One member who is a social worker, appointed by the governor.

12 (6) One member of the clergy, appointed by the governor.

13 (7) One member from the New Hampshire School Administrators Association,
14 appointed by the association.

15 (8) One member who is a parole officer, active or retired, appointed by the governor.

16 (9) One member from the New Hampshire Association of Criminal Defense Lawyers,
17 appointed by that organization.

18 (10) One member from the department of safety involved in maintaining the sex
19 offender registry, appointed by the governor.

20 (11) One member representing a county department of corrections, appointed by the
21 governor.

22 (12) One member representing the American Civil Liberties Union, appointed by
23 that organization.

24 (13) One member representing the University of New Hampshire Center for Family
25 Violence, appointed by the governor.

26 (14) One member representing the University of New Hampshire School of Law,
27 appointed by the governor.

28 (15) One member who serves as an advocate on behalf of persons convicted of sexual
29 offenses, appointed by the governor.

30 (16) Two members of the public, appointed by the governor.

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1 (17) One member from the New Hampshire Coalition Against Domestic and Sexual
2 Violence, appointed by that organization.

3 (b) The terms for members listed in subparagraphs (a)(1)-(3) shall be coterminous with
4 their term in office. The remaining board members shall serve for renewable terms of 3 years. Board
5 members shall not serve more than 2 consecutive terms. The board shall annually elect from among
6 its members a chairman. Vacancies shall be filled for the remainder of the term in the same manner
7 and from the same group as the original appointment.

8 (c) Board members shall serve without compensation, except that they shall receive
9 reimbursement for their reasonable and necessary expenses in the performance of their duties. This
10 reimbursement shall be a charge against the appropriation for the division of aeronautics, rail, and
11 transit.

12 (d) The board shall meet at least 4 times per year at a time and place to be fixed by the
13 chairman, either upon his or her own motion or at the request of 8 or more board members.

14 II. The board shall:

15 (a) Monitor and evaluate state policies, procedures, and treatments for sexual offenders.

16 (b) Serve as a resource and provide information to the governor, the members of the
17 general court, the attorney general's office, and the public concerning incarcerated sexual offenders,
18 paroled sexual offenders, treatment programs for sexual offenders, and public safety.

19 (c) Solicit information and expertise, as deemed appropriate, which is relevant to the
20 board's purpose and duties.

21 (d) Issue an annual report beginning November 1, 2012, to the governor, the president of
22 the senate, the speaker of the house of representatives, and the attorney general detailing its
23 findings and any recommendations for legislation and evidence-based best practices for ensuring
24 community safety, offender safety, and offender rehabilitation.

25 (18) The executive director of the New Hampshire Public Defender Program, or
26 designee.

27 2 Effective Date. This act shall take effect 60 days after its passage.