

SB 292 - AS AMENDED BY THE SENATE

02/16/2022 0662s

2022 SESSION

22-2873

04/08

SENATE BILL

292

AN ACT

requiring notice of arrest to a probation and parole officer.

SPONSORS:

Sen. Reagan, Dist 17; Sen. Gray, Dist 6; Sen. Hennessey, Dist 1; Sen. Gannon, Dist 23; Sen. D'Allesandro, Dist 20; Sen. Avar, Dist 12; Sen. French, Dist 7; Sen. Carson, Dist 14; Sen. Birdsell, Dist 19; Sen. Prentiss, Dist 5; Sen. Soucy, Dist 18; Rep. McGuire, Merr. 29; Rep. Spillane, Rock. 2; Rep. Verville, Rock. 2

COMMITTEE:

Judiciary

ANALYSIS

This bill requires the superintendent of a county correctional facility to notify the probation and parole officer of a probationer or parolee who has been arrested and is being detained at such facility.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 requiring notice of arrest to a probation and parole officer.

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

- 1 1 Probationers and Parolees; Detention of Violators. Amend RSA 504-A:5 to read as follows:
- 2 504-A:5 Detention of Violators. Any probationer or parolee who is arrested under the authority
- 3 of RSA 504-A:4 or RSA 651-A:25 shall be detained at the county ~~[jail]~~ **correctional facility** closest
- 4 to the location where he or she was arrested or any other suitable confinement facility in reasonable
- 5 proximity to the location where he or she was arrested. ***Upon detainment, the superintendent of***
- 6 ***the facility or designee shall notify the detainee's probation and parole officer of the***
- 7 ***detainee's arrest.*** Such probationer or parolee shall be detained there pending a preliminary
- 8 hearing which shall be held within 72 hours from the time ~~[of]~~ ***the superintendent or designee***
- 9 ***notifies the detainee's probation and parole officer of the*** arrest, excluding Saturdays,
- 10 Sundays, and holidays, or, if supervised pursuant to RSA 651-A:25, shall be detained pending a
- 11 hearing, including a final revocation hearing, or transfer to the sending state. No county
- 12 correctional superintendent shall refuse to accept a probationer or parolee committed to his or her
- 13 facility for detention by or under the authority of a probation or parole officer.
- 14 2 Effective Date. This act shall take effect upon its passage.