**CONSENT CALENDAR**

**May 15, 2024**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Criminal Justice and Public Safety to which was referred SB 425,**

**AN ACT relative to bail commissioner fees. Having considered the same, report the same with the recommendation that the bill be REFERRED FOR INTERIM STUDY.**

**Rep. Terry Roy**

**FOR THE COMMITTEE**

Original: House Clerk
Cc: Committee Bill File

# COMMITTEE REPORT

| | |
|---|---|
| Committee: | **Criminal Justice and Public Safety** |
| Bill Number: | **SB 425** |
| Title: | **relative to bail commissioner fees.** |
| Date: | **May 15, 2024** |
| Consent Calendar: | **CONSENT** |
| Recommendation: | **REFER FOR INTERIM STUDY** |

## STATEMENT OF INTENT

The committee having heard testimony from the sponsor, agreed that HB 318, which passed this committee and the House, addressed this and all other issues related to bail. Therefore this bill is redundant and appropriate for interim study in the event that more work is needed.

Vote 20-0.

Rep. Terry Roy
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

**CONSENT CALENDAR**

Criminal Justice and Public Safety
**SB 425,** relative to bail commissioner fees. **REFER FOR INTERIM STUDY.**
Rep. Terry Roy for Criminal Justice and Public Safety. The committee having heard testimony from the sponsor, agreed that HB 318, which passed this committee and the House, addressed this and all other issues related to bail. Therefore this bill is redundant and appropriate for interim study in the event that more work is needed. **Vote 20-0.**

Original: House Clerk
Cc: Committee Bill File

**HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

**EXECUTIVE SESSION on SB 425**

**BILL TITLE:** relative to bail commissioner fees.

**DATE:** May 15, 2024

**LOB ROOM:** 202-204

**MOTIONS: REFER FOR INTERIM STUDY**

Moved by Rep. Reid Seconded by Rep. Roy Vote: 20-0

**CONSENT CALENDAR: YES**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep Alissandra Murray, Clerk

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

2024 SESSION

5/15/2024 9:18:14 AM
Roll Call Committee Registers Report

## Criminal Justice and Public Safety

**Bill #:** SB425 **Motion:** interim study **AM #:** _____ **Exec Session Date:** 5/15/24

| Members | YEAS | Nays | NV |
|---|---|---|---|
| Roy, Terry Chairman | 20 | | |
| Rhodes, Jennifer M. Vice Chairman | 1 | | |
| Pratt, Kevin M. | 2 | | |
| Sytek, John | 3 | | |
| Proulx, Mark L. | 4 | | |
| ~~Janvrin, Jason A.~~ Tudor | 5 | | |
| Mannion, Dennis | 6 | | |
| Reid, Karen A | 7 | | |
| Stone, Jonathan F. | 8 | | |
| Tenczar, Jeffrey | 9 | | |
| Harriott-Gathright, Linda C. | 10 | | |
| Meuse, David | 11 | | |
| ~~Bouldin, Amanda C.~~ Mangipudi | 12 | | |
| ~~Bradley, Amy~~ Brennan | 13 | | |
| Murphy, Nancy A. | 14 | | |
| Newman, Ray E. | 15 | | |
| Murray, Alissandra Clerk | 16 | | |
| Newell, Jodi K | 17 | | |
| Selig, Loren | 18 | | |
| Wheeler, Jonah O | 19 | | |
| **TOTAL VOTE:** | 20 | 0 | |

**HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

**PUBLIC HEARING ON SB 425**

**BILL TITLE:** **relative to bail commissioner fees.**

**DATE:** **March 29, 2024**

**LOB ROOM:** **202-204** **Time Public Hearing Called to Order:** **11:13 a.m.**

**Time Adjourned:** **11:21 a.m.**

**Committee Members: Reps. Roy, Rhodes, A. Murray, Pratt, Sytek, Proulx, Janvrin, D. Mannion, Reid, Stone, Tenczar, Harriott-Gathright, Meuse, Bouldin, Bradley, N. Murphy, R. Newman, Newell, Selig and Wheeler**

**Bill Sponsors:**

| | | |
|---|---|---|
| **Sen. Gannon** | **Sen. Watters** | **Sen. Avard** |
| **Sen. D'Allesandro** | **Sen. Innis** | **Sen. Ward** |
| **Sen. Pearl** | **Sen. Ricciardi** | **Sen. Gendreau** |
| **Sen. Carson** | **Sen. Murphy** | **Rep. O. Ford** |
| **Rep. Piemonte** | **Rep. Guthrie** | |

**TESTIMONY**

* Use asterisk if written testimony and/or amendments are submitted.

**SB 425: relative to bail commissioner fees. Opened 11:13am, Closed 11:21am**

Introduced by prime sponsor, Senator Bill Gannon

- Raises the fee from $40 to $60

Eddie Mencis, Bail Commissioner

- From Sandown, been a bail commissioner for 8 years
- frequently drives down to Manchester at 2am
- has seen many colleagues leave because of the low pay
- Rep Murray asks if Mr Mencis has had difficulty in collecting his fees, Mr Mencis says he has not had much difficulty and gets it about 90% of the time
- Rep Janvrin asks how Mr Mencis determines an individual is indigent and cannot pay the fee, Mr Mencis says that is determined by a judge

Respectfully submitted,

Rep. Alissandra Murray, Clerk

# SIGN UP SHEET

Register Your Opinion If Not Testifying

**Committee:** Criminal Justice and Public Safety

**Bill #:**
**SB 425**

**Date:** 3/29/24

****Please Print All Information****

| Name | Address | Phone | Representing | Pro | Con |
|---|---|---|---|---|---|
| Senator GANNON | SANDOWN | | D-23 | V | |
| Edward Mencis | SANDOWN | | | | |
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# House Remote Testify

## Criminal Justice and Public Safety Committee Testify List for Bill SB425 on 2024-03-29

Support: 2 Oppose: 0 Neutral: 0 Total to Testify: 0

Export to Excel

| Name | City, State<br>Email Address | Title | Representing | Position | Testifying | Non-Germane | Signed Up |
|---|---|---|---|---|---|---|---|
| Gendreau, Senate Carrie | Littleton, NH<br>kathryn.cummings@leg.state.nh.us | An Elected Official | Senate District 1 | Support | No | No | 3/20/2024 2:53 PM |
| Lucas, Janet | Campton, NH<br>janluca1953@gmail.com | A Member of the Public | Myself | Support | No | No | 3/24/2024 7:31 AM |

**SB 425 - AS INTRODUCED**

2024 SESSION

24-3037
09/10

SENATE BILL ***425***

AN ACT relative to bail commissioner fees.

SPONSORS: Sen. Gannon, Dist 23; Sen. Watters, Dist 4; Sen. Avard, Dist 12; Sen. D'Allesandro, Dist 20; Sen. Innis, Dist 7; Sen. Ward, Dist 8; Sen. Pearl, Dist 17; Sen. Ricciardi, Dist 9; Sen. Gendreau, Dist 1; Sen. Carson, Dist 14; Sen. Murphy, Dist 16; Rep. O. Ford, Rock. 3; Rep. Piemonte, Rock. 9; Rep. Guthrie, Rock. 15

COMMITTEE: Judiciary

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ANALYSIS

This bill increases the bail commissioner fee to $60.

- - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - -

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.

**SB 425 - AS INTRODUCED**

24-3037
09/10

STATE OF NEW HAMPSHIRE

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

AN ACT relative to bail commissioner fees.

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

1 Proceedings in Criminal Cases; Bail and Recognizances; Bail Commissioners; Fees. Amend RSA 597:20 to read as follows:

597:20 Fees. The bail commissioners in such cases shall be entitled to a fee of [~~$40~~] ***$60***. However, clerks of court or members of their staffs who are bail commissioners shall be entitled to collect such fee only when called while not on active duty. In jurisdictions where the bail commissioner is a full-time salaried police officer, constable, sheriff, deputy sheriff, state police employee, or anyone else authorized to execute police powers, such person shall not receive the fee established in this section, but instead such amount shall be remitted to the town or city in which the district court is situated. If the defendant is indigent, the fee shall be waived.

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

**REGULAR CALENDAR**

**September 19, 2024**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Criminal Justice and Public Safety to which was referred SB 425,**

**AN ACT relative to bail commissioner fees. Having considered the same, report the same: NOT RECOMMENDED FOR FUTURE LEGISLATION.**

**Rep. Terry Roy**

**FOR THE COMMITTEE**

Original: House Clerk
Cc: Committee Bill File

# COMMITTEE REPORT

| | |
|---|---|
| Committee: | **Criminal Justice and Public Safety** |
| Bill Number: | **SB 425** |
| Title: | **relative to bail commissioner fees.** |
| Date: | **September 19, 2024** |
| Consent Calendar: | **REGULAR** |
| Recommendation: | **NOT RECOMMENDED FOR FUTURE LEGISLATION** |

## STATEMENT OF INTENT

The committee unanimously agreed that this bill is not recommended for future legislation because significant legislation was passed this term. This legislation should be allowed to be implemented and the results evaluated prior to any further modification of the statutes.

Vote 17-0.

Rep. Terry Roy
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

**REGULAR CALENDAR**

Criminal Justice and Public Safety

**SB 425,** relative to bail commissioner fees.**NOT RECOMMENDED FOR FUTURE LEGISLATION .**

Rep. Terry Roy for Criminal Justice and Public Safety. The committee unanimously agreed that this bill is not recommended for future legislation because significant legislation was passed this term. This legislation should be allowed to be implemented and the results evaluated prior to any further modification of the statutes. **Vote 17-0.**

Original: House Clerk
Cc: Committee Bill File

**HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

**EXECUTIVE SESSION on SB 425**

**BILL TITLE:** relative to bail commissioner fees.

**DATE:** September 24, 2024

**LOB ROOM:** 202-204

**MOTION:**

Interim Study (2nd yr) Not Recommended for Future Legislation

Moved by Rep. Roy Seconded by Rep. Stone Vote: 17-0

**CONSENT CALENDAR: NO**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep Alissandra Murray, Clerk

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

9/19/2024 8:39:16 AM
Roll Call Committee Registers Report

2024 SESSION

## Criminal Justice and Public Safety

Bill #: SB 425 Motion: not to recommend AM #: _____ Exec Session Date: 9/19/24

| Members | YEAS | Nays | NV |
|---|---|---|---|
| Roy, Terry Chairman | 17 | | |
| Rhodes, Jennifer M. Vice Chairman | 1 | | |
| Pratt, Kevin M. | 2 | | |
| Sytek, John | 3 | | |
| Proulx, Mark L. | | | |
| Janvrin, Jason A. | 4 | | |
| Mannion, Dennis | 5 | | |
| Reid, Karen A | 6 | | |
| Stone, Jonathan F. | 7 | | |
| Tenczar, Jeffrey | | | |
| Harriott-Gathright, Linda C. | 8 | | |
| Meuse, David | | | |
| Bouldin, Amanda C. | 9 | | |
| ~~Bradley, Amy~~ Vacant | 10 | | |
| Murphy, Nancy A. | 11 | | |
| Newman, Ray E. | 12 | | |
| Murray, Alissandra Clerk | 13 | | |
| Newell, Jodi K | 14 | | |
| Selig, Loren | 15 | | |
| Wheeler, Jonah O | 16 | | |
| **TOTAL VOTE:** | 17 | | |

**CONSENT CALENDAR**

**May 15, 2024**

**HOUSE OF REPRESENTATIVES**

**REPORT OF COMMITTEE**

**The Committee on Criminal Justice and Public Safety to which was referred SB 425,**

**AN ACT relative to bail commissioner fees. Having considered the same, report the same with the recommendation that the bill be REFERRED FOR INTERIM STUDY.**

**Rep. Terry Roy**

**FOR THE COMMITTEE**

Original: House Clerk
Cc: Committee Bill File

# COMMITTEE REPORT

| | |
|---|---|
| Committee: | **Criminal Justice and Public Safety** |
| Bill Number: | **SB 425** |
| Title: | **relative to bail commissioner fees.** |
| Date: | **May 15, 2024** |
| Consent Calendar: | **CONSENT** |
| Recommendation: | **REFER FOR INTERIM STUDY** |

## STATEMENT OF INTENT

The committee having heard testimony from the sponsor, agreed that HB 318, which passed this committee and the House, addressed this and all other issues related to bail. Therefore this bill is redundant and appropriate for interim study in the event that more work is needed.

Vote 20-0.

Rep. Terry Roy
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

**CONSENT CALENDAR**

Criminal Justice and Public Safety
**SB 425,** relative to bail commissioner fees. **REFER FOR INTERIM STUDY.**
Rep. Terry Roy for Criminal Justice and Public Safety. The committee having heard testimony from the sponsor, agreed that HB 318, which passed this committee and the House, addressed this and all other issues related to bail. Therefore this bill is redundant and appropriate for interim study in the event that more work is needed. **Vote 20-0.**

Original: House Clerk
Cc: Committee Bill File

**HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

**EXECUTIVE SESSION on SB 425**

**BILL TITLE:** relative to bail commissioner fees.

**DATE:** May 15, 2024

**LOB ROOM:** 202-204

**MOTIONS: REFER FOR INTERIM STUDY**

Moved by Rep. Reid Seconded by Rep. Roy Vote: 20-0

**CONSENT CALENDAR: YES**

**Statement of Intent:** Refer to Committee Report

Respectfully submitted,

Rep Alissandra Murray, Clerk

STATE OF NEW HAMPSHIRE
OFFICE OF THE HOUSE CLERK

5/15/2024 9:18:14 AM
Roll Call Committee Registers Report

2024 SESSION

## Criminal Justice and Public Safety

**Bill #:** SB425 **Motion:** interim study **AM #:** _____ **Exec Session Date:** 5/15/24

| Members | YEAS | Nays | NV |
|---|---|---|---|
| Roy, Terry Chairman | 20 | | |
| Rhodes, Jennifer M. Vice Chairman | 1 | | |
| Pratt, Kevin M. | 2 | | |
| Sytek, John | 3 | | |
| Proulx, Mark L. | 4 | | |
| ~~Janvrin, Jason A.~~ Tudor | 5 | | |
| Mannion, Dennis | 6 | | |
| Reid, Karen A | 7 | | |
| Stone, Jonathan F. | 8 | | |
| Tenczar, Jeffrey | 9 | | |
| Harriott-Gathright, Linda C. | 10 | | |
| Meuse, David | 11 | | |
| ~~Bouldin, Amanda C.~~ Mangipudi | 12 | | |
| ~~Bradley, Amy~~ Brennan | 13 | | |
| Murphy, Nancy A. | 14 | | |
| Newman, Ray E. | 15 | | |
| Murray, Alissandra Clerk | 16 | | |
| Newell, Jodi K | 17 | | |
| Selig, Loren | 18 | | |
| Wheeler, Jonah O | 19 | | |
| **TOTAL VOTE:** | 20 | 0 | |

**HOUSE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

**PUBLIC HEARING ON SB 425**

**BILL TITLE:** **relative to bail commissioner fees.**

**DATE:** **March 29, 2024**

**LOB ROOM:** **202-204** **Time Public Hearing Called to Order:** **11:13 a.m.**

**Time Adjourned:** **11:21 a.m.**

**Committee Members: Reps. Roy, Rhodes, A. Murray, Pratt, Sytek, Proulx, Janvrin, D. Mannion, Reid, Stone, Tenczar, Harriott-Gathright, Meuse, Bouldin, Bradley, N. Murphy, R. Newman, Newell, Selig and Wheeler**

**Bill Sponsors:**

| | | |
|---|---|---|
| **Sen. Gannon** | **Sen. Watters** | **Sen. Avard** |
| **Sen. D'Allesandro** | **Sen. Innis** | **Sen. Ward** |
| **Sen. Pearl** | **Sen. Ricciardi** | **Sen. Gendreau** |
| **Sen. Carson** | **Sen. Murphy** | **Rep. O. Ford** |
| **Rep. Piemonte** | **Rep. Guthrie** | |

**TESTIMONY**

* Use asterisk if written testimony and/or amendments are submitted.

**SB 425: relative to bail commissioner fees. Opened 11:13am, Closed 11:21am**

Introduced by prime sponsor, Senator Bill Gannon

- Raises the fee from $40 to $60

Eddie Mencis, Bail Commissioner

- From Sandown, been a bail commissioner for 8 years
- frequently drives down to Manchester at 2am
- has seen many colleagues leave because of the low pay
- Rep Murray asks if Mr Mencis has had difficulty in collecting his fees, Mr Mencis says he has not had much difficulty and gets it about 90% of the time
- Rep Janvrin asks how Mr Mencis determines an individual is indigent and cannot pay the fee, Mr Mencis says that is determined by a judge

Respectfully submitted,

Rep. Alissandra Murray, Clerk

# SIGN UP SHEET

Register Your Opinion If Not Testifying

**Committee:** Criminal Justice and Public Safety

**Bill #:**
**SB 425**

**Date:** 3/29/24

****Please Print All Information****

| Name | Address | Phone | Representing | Pro | Con |
|---|---|---|---|---|---|
| Senator GANNON | SANDOWN | | D-23 | V | |
| Edward Mencis | SANDOWN | | | | |
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# House Remote Testify

## Criminal Justice and Public Safety Committee Testify List for Bill SB425 on 2024-03-29

Support: 2 Oppose: 0 Neutral: 0 Total to Testify: 0

Export to Excel

| Name | City, State<br>Email Address | Title | Representing | Position | Testifying | Non-Germane | Signed Up |
|---|---|---|---|---|---|---|---|
| Gendreau, Senate Carrie | Littleton, NH<br>kathryn.cummings@leg.state.nh.us | An Elected Official | Senate District 1 | Support | No | No | 3/20/2024 2:53 PM |
| Lucas, Janet | Campton, NH<br>janluca1953@gmail.com | A Member of the Public | Myself | Support | No | No | 3/24/2024 7:31 AM |

**SB 425 - AS INTRODUCED**

2024 SESSION

24-3037
09/10

SENATE BILL ***425***

AN ACT relative to bail commissioner fees.

SPONSORS: Sen. Gannon, Dist 23; Sen. Watters, Dist 4; Sen. Avard, Dist 12; Sen. D'Allesandro, Dist 20; Sen. Innis, Dist 7; Sen. Ward, Dist 8; Sen. Pearl, Dist 17; Sen. Ricciardi, Dist 9; Sen. Gendreau, Dist 1; Sen. Carson, Dist 14; Sen. Murphy, Dist 16; Rep. O. Ford, Rock. 3; Rep. Piemonte, Rock. 9; Rep. Guthrie, Rock. 15

COMMITTEE: Judiciary

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ANALYSIS

This bill increases the bail commissioner fee to $60.

- - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - -

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.

**SB 425 - AS INTRODUCED**

24-3037
09/10

STATE OF NEW HAMPSHIRE

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

AN ACT relative to bail commissioner fees.

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

1 Proceedings in Criminal Cases; Bail and Recognizances; Bail Commissioners; Fees. Amend RSA 597:20 to read as follows:

597:20 Fees. The bail commissioners in such cases shall be entitled to a fee of [~~$40~~] ***$60***. However, clerks of court or members of their staffs who are bail commissioners shall be entitled to collect such fee only when called while not on active duty. In jurisdictions where the bail commissioner is a full-time salaried police officer, constable, sheriff, deputy sheriff, state police employee, or anyone else authorized to execute police powers, such person shall not receive the fee established in this section, but instead such amount shall be remitted to the town or city in which the district court is situated. If the defendant is indigent, the fee shall be waived.

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