

Amendment to HB 153

1 Amend RSA 106-L:5-a as inserted by section 1 of the bill by replacing it with the following:

2
3 106-L:5-a Certain Records Subject to Right-to-Know Law.

4 I. In this section, "disciplinary records" mean complaints, charges or accusations of
5 misconduct, replies to those complaints, charges, or accusations, and any other information or
6 materials that have resulted in final disciplinary action.

7 II.(a) Upon completion of an investigation, any record which includes a finding that a law
8 enforcement officer subject to this chapter discharged a firearm which led to death or serious injury
9 shall be a public record under RSA 91-A.

10 (b) Any disciplinary record in which there has been a final adjudication of a matter
11 involving a law enforcement officer subject to this chapter who was found guilty of sexual assault as
12 defined in RSA 632-A, or in which there was a sustained finding of dishonesty by a law enforcement
13 officer including perjury, false statements, filing false reports destruction, or falsifying or concealing
14 evidence, shall be a public record under RSA 91-A.

15 III. Nothing in this section shall limit the ability of a public agency or public body, as
16 defined in RSA 91-A:1-a, to withhold the names, addresses, dates of birth, and other personal
17 information of victims or other private persons where disclosure of such information would
18 constitute an invasion of privacy under RSA 91-A:5, IV.

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AMENDED ANALYSIS

This bill makes certain records concerning law enforcement officers which have been subject to the right-to-know law.