

Amendment to SB 58

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 Arrests in Criminal Cases; Arrest Without a Warrant. Amend RSA 594:10, I to read as  
4 follows:

5 I. An arrest by a peace officer without a warrant on a charge of a misdemeanor or a violation  
6 is lawful whenever:

7 (a) [He] ***The peace officer*** has probable cause to believe that the person to be arrested  
8 has committed a misdemeanor or violation in [~~his~~] ***the peace officer's*** presence; or

9 (b) [He] ***The peace officer*** has probable cause to believe that the person to be arrested  
10 has within the past 12 hours committed abuse as defined in RSA 173-B:1, I against a person eligible  
11 for protection from domestic violence as defined in RSA 173-B:1, has within the past 12 hours  
12 violated a temporary or permanent protective order issued under RSA 173-B or RSA 458:16 by  
13 committing assault, criminal trespass, criminal mischief or another criminal act, or has within the  
14 last 12 hours violated stalking provisions under RSA 633:3-a.

15 (c) [He] ***The peace officer*** has probable cause to believe that the person to be arrested  
16 has committed a misdemeanor or violation, and, if not immediately arrested, such person will not be  
17 apprehended, will destroy or conceal evidence of the offense, [~~or~~] will cause further personal injury or  
18 damage to property, ***or, while in the care of a medical professional on the premises of a  
19 residential care or health care facility as defined in RSA 151:2, through actual or  
20 threatened violence, interfere in the provision of health care services that a licensed  
21 medical professional has determined to be medically necessary.***

22 2 Effective Date. This act shall take effect upon its passage.

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AMENDED ANALYSIS

This bill authorizes a law enforcement officer to arrest a person without a warrant for interfering with the provision of medically-necessary health care services.