

WOLFEBORO POLICE DEPARTMENT

SOP 4.18

Date Issued: 12/27/2019

Review: 03/05/2021

[Note: This written directive is for the internal governance of the Wolfeboro Police Department and, as provided by RSA 516:36, is not intended and should not be interpreted to establish a higher standard of care in any civil or criminal action than would otherwise be applicable under existing law.]

By Order of:
Dean J. Rondeau, Chief of Police

PRISONER BAIL

Policy To allow the release of prisoners in the shortest amount of time through the NH Bail Statute.

Purpose The purpose of this Order is to cover:

Bail Responsibilities

Bail The purpose of Bail (RSA 597:2) is to:

- Ensure the appearance of the accused at Court.
- Assure the safety of the community.
- The release order serves as a specific guide as to the subject's conduct.

Bail Commissioner The Officer will contact a Bail Commissioner who is available. If one is not available or special circumstances exist, the subject can be released on a hand summons.

Cash Bail If unable to post bail, the subject will be transported to Carroll County Correctional Facility.

No Bail Offenses punishable by death or murder in the first degree (RSA597:1) Violation of Protective Order **CANNOT** be placed on bail, but detained until arraignment. (RSA173B:9Ia) (RSA169-C:21-a)

**SOP 4.18
Prisoner Bail**

Responsibility

Officer	<p>Requests a Commissioner as soon as possible after the arrest Take into account the Commissioners Safety Release the prisoner after completion of the Forms – Forms placed in file If subject impaired – follow Protective Custody guidelines Transport or arrange for transportation to jail if bond not posted Supervisor must be notified of arraignment.</p>
Supervisor	<p>Arrange for the arraignment of subjects not released Review extenuating circumstances regarding releases to be made by summonses</p> <ul style="list-style-type: none"> - No Bail Commissioner - Medical reasons - Special circumstances <p>Note: Reason must be noted in file</p>
Dispatch	<p>Contact Bail Commissioners based on list posted</p>
Dispatch Supervisor	<p>Maintain a current list as provided by the courts of Bail Commissioners List must be posted Re-evaluate for current status semi-annual (Jan – July)</p>