

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

DETENTION ASSESSMENT SCREENING INSTRUMENT
INSTRUCTIONS

INSTRUCTIONS FOR LAW ENFORCEMENT PERSONNEL FOR
COMPLETING DETENTION ASSESSMENT SCREENING INSTRUMENT

INSTRUMENT MUST BE FILLED OUT COMPLETELY BEFORE
CONSIDERING ANY SECURE OUT-OF-HOME PLACEMENT

Any time the police or other authorities are seeking a secure out-of-home placement for a juvenile involved in a delinquency offense, a Detention Assessment Screening Instrument must be filled out by custodial authorities. Usually this will be the arresting officer or a juvenile officer.

This form consists of six different sections. Officers must make their best efforts to complete Sections I through V. This may necessitate record checks with neighboring agencies, the juvenile's home town/city or the Division of Juvenile Justice Services. The DJJS helpline can be reached at 1-888-230-0606, 24 hours a day, 7 days a week. It is important to note the juvenile's history of offense(s) in order to make the screening process more effective.

Whenever possible, the local JPPO should be part of this process. This is especially important where the juvenile is on conditional release or is already in some form of placement. The juvenile's school information should be included in the appropriate spaces on the instrument. This may affect the type of placement that can or should occur if screening indicates placement is warranted.

Officers must read Section II carefully, since this section is the initial indication of possible eligibility for detention. If the answers to questions 1, 2 or 3 are yes or if the main part of question 4 is answered yes along with a yes answer to one of the subsections, detention may be warranted. If each question is answered *no*, detention is not warranted unless a judge orders it.

Note: Even if Section II indicates that the juvenile is not eligible for detention, if detention is being requested or if the Court orders it, all five sections of the instrument must be completed.

Section III must be completed if Section II indicates that detention might be appropriate. Section III indicates the risk potential for the juvenile or others based on the attached alphabetical offense rankings. The point total determines the appropriate placement or detention level. The Court should be advised of the point total and provided with a copy of the completed instrument.

The original instrument should travel with the juvenile to the detention unit. The intake officer of the detention unit will then review the point total to verify the detention indicators. A copy of the completed instrument must be faxed or delivered to the Court immediately.

If detention is not appropriate, the instrument should indicate that the juvenile was released and should specify the name and address of the party to whom the juvenile was released. Even if the juvenile is not detained, a copy of the completed instrument must be forwarded to the Court.

HELPFUL HINTS IN COMPLETING DETENTION ASSESSMENT SCREENING INSTRUMENT

1. The instrument needs to be used only if you are considering or have definitely decided that you want to seek detention of a juvenile.
2. Once you make that initial decision, the instrument should be completed even if the juvenile is ultimately not detained.
3. A copy of all instruments that are completed should be sent (faxed) to the District/Family Division in which the case will be heard. The Instrument should accompany any juvenile who is to be detained at Sununu Youth Services Center – Detention Unit.
4. Under the Race and Ethnicity categories, check a box in both categories.
5. If you wish to find out if the juvenile has a prior juvenile record and do not know whom to contact, you may call the Division of Juvenile Justice Services help line at 1-888-230-0606. They are available 24 hours a day, 7 days a week.
6. Be sure you are using the most recent revision of the instrument. The revision date at the bottom of the instrument should be on or after 1-1-07.
7. You must have a copy of the offense rankings to use the instrument. If you do not, call the DJJS help line.
8. You may not be able to obtain all the information the instrument is seeking; nevertheless, complete the instrument to the best of your ability.
9. Be sure to read the “Instructions for Law Enforcement Personnel for completing the Detention Assessment Screening Instrument”.
10. JPPO’s, if you are seeking to detain a juvenile on a violation of conditional release not based on new criminal charges, you must fill out a detention assessment screening tool. You score the instrument under section 3 – A, using the offense the juvenile was previously placed on conditional release for. Then, complete sections 3 – B, C, & D with all other applicable information. For the actual violation itself, you may add the violation allegations under aggravating points (section 3 - E).
11. Any comments or suggestions regarding the instrument should be directed to the coordinator or assistant coordinator for the Juvenile Detention Alternatives Initiative. Those individuals can be reached during office hours at the Division of Juvenile Justice Services (603-625-5471).

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS

Print Date: July 12, 2011

NH Detention/Dispositional Eligibility Guidelines - RSA Offense Rankings Revised 7/12/11

OFFENSE RANKINGS: by RSA NUMBERS

RSA#	DESCRIPTION	LEVEL
159:4.....	Carrying a Pistol or Revolver without a License	III
159:10.....	Sale of Firearms without a License	III
159:11.....	Providing False Information in Purchase of Firearm	II
159:12.....	Sale of Firearms to Minors	III
159:13.....	Changing Marks on a Firearm.....	II
159:15.....	Possession of Weapons when Arrested.....	II
159:16.....	Possession of Weapons generally	II
159:18.....	Special Bullets, Felonious use of	III
159:19.....	Possession of Dangerous Weapon in Courtroom/Courtroom Area.....	III
159:19-a(I)	Criminal Use of Pistol Cane or Sword Cane - Misdemeanor	II
159:19-a(II)	Criminal Use of Pistol Cane or Sword Cane - Felony	III
159:23.....	Use of Electronic Defense Weapons (stun guns).....	III
159:24.....	Sale of Martial Arts Weapons.....	II
173-B:9	Violation of a Protective Order	II
318-B:26(I)(a) ..	Sale of Cocaine (over 5 oz).....	IV
	Sale of LSD (over 100 milligrams).....	IV
	Sale of Heroin (over 5 grams)	IV
	Sale of PCP (over 10 grams)	IV
318-B:26(I)(b) ...	Sale of Cocaine (½ - 5 oz).....	III
	Sale of LSD (less than 100 milligrams)	III
	Sale of Heroin (1- 5 grams)	III
	Sale of PCP (less than 10 grams)	III
	Sale of Methamphetamine (1 oz or more).....	III
	Sale of Marijuana (5 lbs. or more)	III
	Sale of Hashish (1 lb. or more).....	III
	Sale of other Schedule I & H Drugs (1 oz or more).....	III
318-B:26(I)(c)....	Sale of Cocaine (less than ½ oz)	III
	Sale of Heroin (less than 1 gram).....	III
	Sale of Methamphetamine (less than 1 oz).....	III
	Sale of Marijuana (1 oz. - 5 lbs.)	III
	Sale of Hashish (5 grams - 1 lb.).....	III
	Sale of other Schedule I & II drugs (less than 1 oz)	III
318-B:26(I)(d) ...	Sale of Marijuana (less than 1 oz).....	II
	Sale of Hashish (less than 5 grams)	II
	Sale of Schedule V drugs.....	II
318-B:26(II)(a) ..	Possession of Cocaine.....	I
	Possession of LSD	I
	Possession of Heroin	I
	Possession of PCP.....	I
	Possession of other Schedule I- IV drugs	I
318-B:26(II)(b) ..	Possession of Schedule V drugs.....	I
318-B:26(II)(c)...	Possession of Hashish (5 grams or more)	I
318-B:26(II)(d) ..	Possession of Marijuana	I
318-B:26(II)(e) ..	Possession of Hashish (less than 5 grams)	I
318-B:26(VI)	Drug Enterprise Leader	IV
318-B:26(VII)	Use of Minors in Drug Business	IV
630:1.....	Capital Murder.....	IV
630:1-a.....	First Degree Murder	IV
630:1-b.....	Second Degree Murder	IV
630:1.....	Manslaughter.....	IV
630:3.....	Negligent Homicide	III
630:4.....	Causing or Aiding Suicide	III
631:1(I)(a)	First Degree Assault - Cause Serious Bodily Injury	III

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS

Print Date: July 12, 2011

631:1(I)(b)	First Degree Assault - Cause Injury with a Deadly Weapon	IV
631:1(I)(c)	First Degree Assault - Cause Injury (purposely) Resulting in Miscarriage or Still Birth	IV
631:1(I)(d)	First Degree Assault - Cause Serious Bodily Injury to a Person Under 13 Years Old	III
631:2.....	Second Degree Assault.....	III
631:2-a.....	Simple Assault.....	II
631:3.....	Reckless Conduct	II
631:4.....	Criminal Threatening	I
632-A:2(I).....	Aggravated Felonious Sexual Assault.....	IV
632-A:2(II).....	Sexual Contact - Victim under 13.....	III
632-A:3(I).....	Sexual Contact - Serious Personal Injury.....	IV
632-A:3(II).....	Sexual Penetration - Victim 13-16, nonconsensual.....	III
632-A:3(III).....	Sexual Penetration - Victim 13-16, consensual.....	I
632-A:4	Sexual Contact - Victim over 13, nonconsensual.....	II
632-A:4	Sexual Contact - Victim over 13, consensual.....	I
633:1(1)	Kidnapping	IV
633:1(11)	Kidnapping - Victim Released w/out injury	III
633:2.....	Criminal Restraint.....	IV
633:3.....	False Imprisonment.....	I
633:3-A	Stalking.....	II
633:4(1)	Interference with Custody - Felony, Remove from State.....	II
633:4(11)	Interference with Custody - Misdemeanor.....	I
634:1(11)	Arson - occupied structure	IV
634:1(111)	Arson - Class B	III
634:1(IV)	Arson - Misdemeanor	II
634:2(11)	Criminal Mischief - Felony	II
634:2(111)	Criminal Mischief - Misdemeanor	I
634:3.....	Unauthorized Use of Propelled Vehicle or Animal (Joyriding).....	I
635:1(11)	Burglary - occupied structure/nighttime.....	III
635:1(11)	Burglary - Armed/inflicts injury.....	III
635:1(11)	Burglary - Class B	II
635:1(V).....	Possession of Burglary Tools.....	I
635:2.....	Criminal Trespass	I
635:6.....	Interference with Cemetery or Burial Ground	II
635:7.....	Unlawful Possession or Sale of Gravestones	II
636:1(1)	Robbery - Class B	III
636:1(111)	Robbery - Class A	IV
637:3.....	Theft - Felony	II
	Misdemeanor.....	I
637:.....	Theft by Deception - Felony	II
	Misdemeanor.....	I
637:5.....	Theft by Extortion - Felony	II
	Misdemeanor.....	I
637:6.....	Theft of Lost or Mislaid Property - Felony	II
	Misdemeanor.....	I
637:7.....	Receiving Stolen Property - Felony	II
	Misdemeanor.....	I
637:7-a.....	Possession of Property without Serial Number	I
637:8.....	Theft of Services – Felony.....	II
	Misdemeanor.....	I
637:9.....	Unauthorized Use of Propelled Vehicle or Rented Property	I
637:10.....	Theft by Misapplication of Property	II
638:1(1-III)	Forgery - Class B	II
638:1(IV).....	Forgery - Misdemeanor	I
638:1(V).....	Possession of Forged Instrument.....	I

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS*Print Date: July 12, 2011*

638:2.....	Fraudulent Handling of Recordable Writings.....	II
638:3.....	Tampering with records.....	I
638:4(IV)(a)(1) ..	Issuing Bad Checks - Class A felony	II
638:4(IV)(a)(2) ..	Issuing Bad Checks - Class B felony	I
638:5.....	Fraudulent Use of Credit Cards - Felony.....	II
	Misdemeanor.....	I
638:17.....	Computer Crimes - Felony	II
	Misdemeanor.....	I
639:3(1)	Endangering the Welfare of a Minor.....	I
639:4.....	Non-support.....	I
639:5.....	Concealing Death of Newborn	II
641:1.....	Perjury	II
641:2	False Swearing.....	I
641:3	Unsworn Falsification	I
641:4.....	False Reports to Law Enforcement	I
641:5.....	Tampering with a Witness	III
641:6.....	Falsifying Physical Evidence	II
641:7.....	Tampering with Public Records.....	II
642:1.....	Obstructing Government Administration	I
642:10.....	Obstructing Report of Crime or Injury.....	I
642:2.....	Resisting Arrest/Detention.....	I
642:3(1)	Hindering Apprehension (underlying offense Class B Felony or lower)	I
642:3(11)	Hindering Apprehension (underlying offense Class A Felony)	II
642:4.....	Aiding Criminal Activity.....	I
642:5.....	Compounding.....	I
642:6(I)	Escape - Class B.....	II
642:6(11)	Escape - Class A (Force)	IV
642:7.....	Possession of Implements of Escape	II
642:8.....	Bail Jumping - Felony.....	II
	Misdemeanor.....	I
644:1(1)	Riot - Misdemeanor	I
644:1(IV)	Riot - Felony.....	II
644:2.....	Disorderly Conduct	I
644:3.....	False Public Alarms.....	II
644:3-a.....	False Fire Alarms	II
644:3-b.....	False Fire Alarms - death or injury resulting.....	III
644:3-c.....	Interference with Fire Alarm Apparatus.....	II
644:4.....	Harassment.....	I
644:7.....	Abuse of Corpse.....	II
644:8(a-i)	Cruelty to Animals	I
644:9.....	Violation of Privacy.....	I
644:11.....	Criminal Defamation.....	I
644:12.....	Refusing to Yield Telephone in an emergency.....	I
644:17.....	Willful Concealment/Shoplifting.....	I
645:1(I)	Indecent Exposure	I
645:1(II)	Indecent Exposure in Presence of a Child Under 16 Years Old	I
645:2.....	Prostitution	I
649-B:3	Computer Pornography	II
650-A:1	Firearm, Felonious use of.....	III

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS

Print Date: July 12, 2011

OFFENSE RANKINGS -- ALPHABETICAL

Description	Level
Aiding Criminal Activity 642:4	I
Arson:	
Class A, occupied structure, actual occupants 634:1(II)	IV
Class A, occupied structure, no occupants 634:1(II)	IV
Class B 634:1(III)	III
Misdemeanor, other property under \$ 1,000 634:1(IV)	II
Assault:	
Class A, with a deadly weapon 631:1(I)(b)	IV
Class A, serious bodily injury without a deadly weapon 631:1(I)(a)	III
Class A, serious bodily injury to a person under 13 years old 631:1(I)(d)	III
Class B, 2nd degree (injury with a deadly weapon or victim under 13) 631:2	III
Misdemeanor, Simple Assault 631:2-a	II
Sexual Assault, Class A (aggravated) 632-A:2(I)	IV
Sexual Contact, Class A, victim under 13 632-A:2(II)	III
Sexual Assault, Class B (serious personal injury) 632-A:3(I)	IV
Sexual Assault, Class B, victim 13-16, nonconsensual 632-A:3(II)	III
Sexual Assault, Class B, victim 13-16, consensual 632-A:3(II)	I
Sexual Contact, Misdemeanor -- victim 13 or over, nonconsensual 632-A:4	II
Sexual Contact, Misdemeanor -- victim 13 or over, consensual 632-A:4	I
Bad Checks:	
Class A 638:4(IV)(a)(1)	II
Class B 638:4(IV)(a)(2)	I
Bail Jumping:	
Felony 642:8	II
Misdemeanor 642:8	I
Breaches of the peace:	
Riot 644:1(I)	I
Riot - felony 644:1(IV)	II
Disorderly Conduct 644:2	I
Harassment 644:4	I
Abuse of Corpse 644:7	II
Cruelty to Animals 644:8(a-d)	I
Violation of Privacy 644:9	I
Criminal Defamation 644:11	I
Refusing to Yield Telephone in an Emergency 644:12	I
Willful Concealment/Shoplifting 644:17	I
Burglary:	
Class A - Occupied Structure/Nighttime 635:1(II)	III
Class A - Armed/inflicts injury 635:1(11)	III
Class B - 635:1(II)	II
Carrying Pistol or Revolver without a License 159:4	III
Causing Injury (purposely) resulting in miscarriage or stillbirth 631:1(I)(c)	IV
Causing or Aiding Suicide 630:4	III
Changing Marks on a Firearm (serial number, etc.) 159:13	II
Compounding 642:5	I
Computer Crime:	
Class A 638:17	II
Class B 638:17	II
Misdemeanor, under \$500 638:17	I
Computer Pornography 649: B:3 (Class B Felony)	II
Concealing Death of Newborn 639:5	II
Courtroom Security/Possession of dangerous weapon in courtroom or courtroom area 159:19	III

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS

Print Date: July 12, 2011

Criminal Mischief:

Felony 634:2(II)	II
Misdemeanor 634:2(III)	I
Criminal Restraint 633:2	IV
Criminal Threatening 631:4	I
Criminal Trespass 635:2	I
Criminal Use of Pistol Cane or Sword Cane:	
Misdemeanor 159:19-a(I)	II
Felony 159:19-a(II)	III

Drugs:**Cocaine**

Sales (over 5 oz) 318-8:26(I)(a)	IV
Sales (½ oz.-5 oz) 318-8:26(I)(b)	III
Sales (less than ½ oz) 318-B:26(I)(c)	III
Possession 318-B:26(II)(a)	I

Hashish:

Sales (1 lb. or more) 318-13:26(I)(b)	III
Sales (5 grams - 1 lb) 318-B:26(I)(c)	III
Sales (less than 5 grams) 318-13:26(I)(d)	II
Possession (5 grams or more) 318-B:26(II)(e)	I
Possession (less than 5 grams) 318-B:26(II)(e)	I

Heroin:

Sales (over 5 grams) 318-B-26(I)(a)	IV
Sales (1-5 grams) 318-B:26(I)(b)	III
Sales (less than 1 gram) 318-13:26(I)(c)	III
Possession 318-B:26(II)(a)	I

LSD:

Sales (over 100 milligrams) 318-B:26(I)(a)	IV
Sales (less than 100 milligrams) 318-B:26(I)(b)	III
Possession 318-B:26(II)(a)	I

Marijuana:

Sales (5 lbs. or more) 318-B:26(I)(b)	III
Sales (1 oz - 5 lbs.) 318-B:26(I)(c)	III
Sales (less than 1 oz) 318-B:26(I)(d)	II
Possession 318-B:26(II)(d)	I

Methamphetamine:

Sales (1 oz or more) 318-B:26(I)(b)	III
Sales (less than 1 oz.) 318-13:26(I)(c)	III
Possession 318-B:26(II)(a)	I

PCP:

Sales (over 10 grams) 318-13:26(I)(a)	IV
Sales (less than 10 grams) 318-B:26(I)(b)	III
Possession 318-13:26(II)(a)	I

Other Schedule I-IV Drugs:

Sales (1 oz or more) 318-B:26(I)(b)	III
Sales (less than 1 oz.) 318-13:26(I)(c)	III
Possession 318-B:26(II)(a)	I

Schedule V Drugs:

Sales 318-B:26(I)(d)	II
Possession 318-B:26(II)(b)	I

Drug Business, Use of Minors in 318-B:26(VII)

IV

Drug Enterprise Leader 318-B:26(VI)

IV

Electronic Defense Weapons (stun gun) 159:23

III

Endangering the Welfare of a Minor 639:3

I

Endangering the Welfare of a Minor--non-support 639:4

I

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS

Print Date: July 12, 2011

Escape:

Class A, employs force 642:6(II)	IV
Class B 642:6(I)	II

False Alarm:

Class B - False Public Alarms 644:2	II
False Fire Alarms 644:3-a	II
False Fire Alarms/Death or Injury Resulting (felony) 644:3-b	III
Interference w/Fire Alarm Apparatus 644:3-e	II

False Imprisonment 633:3	I
--------------------------------	---

False Information (Purchasing firearms) 159:11	II
--	----

Falsification:

Class B, Perjury 641:1	I
Class B, Tampering with Witness 641:5	
Misdemeanor - False Swearing 641:2	I
Unsworn Falsification 641:3	I
False Reports to Law Enforcement 641:4	I
Falsifying Physical Evidence 641:6	II

Firearm, Felonious Use of 650-A:1	III
---	-----

Forgery:

Class B 638:1(1-III)	II
Misdemeanor 638:1(IV)	I
Fraudulent Handling of Recordable Writings 638:2	II
Fraudulent Use of Credit Card:	
Class A & B 638:5	II
Misdemeanor 638:5	I

Hindering Apprehension:

(Underlying Offense Class A felony) 642:3(11)	II
(Underlying Offense Class B felony or lower) 642:3(1)	I

Homicide:

Capital Murder 630:1	IV
1st Degree Murder 630:1-a	IV
2nd Degree Murder 630:1-b	IV

Indecent Exposure 645:1(I)	I
----------------------------------	---

Indecent Exposure in presence of Child under 16 years old 645:1(II)	I
---	---

Interference with Cemetery or Burial Ground 635:6	II
---	----

Interference with Custody:

Felony 633:4(I)	II
Misdemeanor 633:4(II)	I

Kidnapping:

Class A felony 633:1(I)	IV
Class B, victim released without injury 633:1(II)	III

Manslaughter 630:2	IV
--------------------------	----

Negligent Homicide 630:3	III
--------------------------------	-----

Obstructing Government Administration 642:1	I
---	---

Obstructing Report of Crime or Injury 642:10	I
--	---

Possession of Burglary Tools 635:1 (V)	I
--	---

Possession of Forged Instrument 638:1(V)	I
--	---

Possession of Implements of Escape 642:7	II
--	----

Possession of Weapons 159:15	II
------------------------------------	----

Prostitution 645:2	I
--------------------------	---

Reckless Conduct 631:3	II
------------------------------	----

Resisting Arrest - Detention 642:2	I
--	---

Robbery:

Class A 636:1(III)	IV
--------------------------	----

Class B - Unarmed/no injury 636:1(I)	III
--	-----

Sale of Firearms to Minor 159:12	III
--	-----

DETENTION ASSESSMENT SCREENING INSTRUMENT INSTRUCTIONS

Print Date: July 12, 2011

Sale of Firearms without License 159:10	III
Sale of Martial Arts Weapons 159:24	II
Sale of Weapons (generally) 159:16	II
Stalking - Misdemeanor A 633:3-A	II
Special Bullets Felonious Use of 159:18	III
Tampering with Public Record 641:7	II

Theft:

637 :3 Felony	II
Misdemeanor	I
637:3 By Deception Felony	II
Misdemeanor	I
637:5 By Extortion Felony	II
Misdemeanor	I
637:6 Lost Mislaid Property Felony.....	II
Misdemeanor	I
637:7 Receiving Stolen Property Felony.....	II
Misdemeanor	I
637:7-a Possession of property - without serial number	I
637:7-a Theft of Services Felony	II
Misdemeanor	I
637:10 By Misapplication of Property	I
Unauthorized Use of Propelled Motor Vehicle, Animal (joyriding) 634:3	I
Unauthorized Use of Propelled Motor Vehicle Rented Property 637:9.....	I
Violation of a Protective Order 173:B:9 (Class A Misdemeanor)	II