

***State of New Hampshire
Superior Court***

Administrative Order 2014 – 008

VIOLATIONS OF COURT ORDERS

This administrative order supersedes and replaces Superior Court Administrative Order 2011-44.

1. The New Hampshire Department of Corrections (NHDOC), Collections Department Officers are granted authority to bring actions in Superior Court for the non-payment of court ordered fines and/or restitution where defendants who were ordered as part of a sentence imposed by the Court to pay restitution or a fine and/or penalty assessment have failed to do so. The Collections Officers are also authorized to appear on behalf of the state at any hearing related to the collection of court-ordered fines and restitution.
2. When a court issues an order for fines or restitution to be paid through the Department of Corrections in an amount of \$200.00 or less, and a defendant fails to make payment, no hearing will be scheduled, and

the matter will be administratively closed. Any order for restitution shall remain valid.

3. When a court issues an order for fines or restitution to be paid through the Department of Corrections in an amount over \$200.00 and a defendant fails to make payment, the Department of Corrections may file a violation of court order. Upon receipt of the violation, the Clerk shall schedule a hearing with notice to the Department and the defendant. No arrest warrant shall issue upon the filing of the violation, but an arrest order may issue if the defendant fails to appear for the hearing.
4. Paragraph 2 shall apply to all orders for fines and restitution in effect as of October 1, 2011.
5. Any order for fines or restitution made after October 1, 2011, in an amount of \$200.00 or less, shall be paid at the time of sentencing.
6. The court retains the right to authorize the suspension of the defendant's motor vehicle license for the failure to pay fines and/or restitution, pursuant to RSA 263:56-a(b).

Dated: August 7, 2014



Tina L. Nadeau
Chief Justice, NH Superior Court