

**HOUSE . . . . . No. 481**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Elizabeth A. Poirier*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the Sex Offender Registry Board.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>
<i>James Arciero</i>	<i>2nd Middlesex</i>
<i>Robert L. Hedlund</i>	
<i>George T. Ross</i>	<i>2nd Bristol</i>
<i>Steven L. Levy</i>	<i>4th Middlesex</i>
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>

**HOUSE . . . . . No. 481**

By Ms. Poirier of North Attleborough, a petition (accompanied by bill, House, No. 481) of Elizabeth A. Poirier and others relative to the Sex Offender Registry Board. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1671 OF 2009-2010.]

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Eleven**

An Act relative to the Sex Offender Registry Board.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. The definition of “Sex offense involving a child” in section 178C of chapter  
2 6, as appearing in the 2004 Official Edition, is hereby amended by adding the following 2  
3 sentences:-

4 In a violation of section 23 of chapter 265, where the victim is at least 14 years of age and  
5 the offender is not more than 4 years older and the act was consensual the board may determine  
6 that a sex offense was not committed. Any second or subsequent offense shall be a sexual  
7 offense.

8 SECTION 2. The second paragraph of section 178D of said chapter 6, as so appearing, is  
9 hereby amended by adding the following:-

10 IX number of victims

- 11 X ages of victims
- 12 XI clarification if sex offender is a “stranger” to the victim
- 13 XII date of release from incarceration
- 14 XIII parole and/or probation supervision and specific terms and conditions
- 15 VX points of contact for law enforcement and community supervision agencies
- 16 XV internet contact identification and addresses

17 SECTION 3. Section 178E of said chapter 6, as so appearing, is hereby amended by  
18 adding the following subsection:-

19 (r) Any sex offender who is on parole or probation shall not intentionally create a public  
20 social situation where he would have access and contact with unsupervised children.

21 SECTION 4. Section 178F1/2 of said chapter 6, as so appearing is hereby amended by  
22 striking out the words “and fingerprints” in line 8 and 9

23 SECTION 5. Said chapter 6 is hereby further amended by inserting after section 178Q  
24 the following section:-

25 Section 178R. All current addresses including place of employment, for level 3 offenders  
26 shall be audited by local police on a monthly basis. All current addresses, including place of  
27 employment for level 2 offenders shall be audited by local police on a quarterly basis. The  
28 results of all such audits shall be forwarded to the sex offender registry board. All public  
29 housing employees shall require a report from the criminal offender record information system  
30 and the sex offender registry board. No level 2 or 3 offender enter on the grounds of any facility

31 that cares for children or senior citizens without permission of the administrator of the facility  
32 who shall provide supervision of the offender. Level 2 and 3 sex offenders shall identify  
33 themselves as sex offenders when housed in any shelter, emergency or otherwise.