

HOUSE No. 1292

The Commonwealth of Massachusetts

PRESENTED BY:

Stephen L. DiNatale

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 registration.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	<i>1/14/2013</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	
<i>Anne M. Gobi</i>	<i>5th Worcester</i>	
<i>Walter F. Timilty</i>	<i>7th Norfolk</i>	
<i>Michael R. Knapik</i>	<i>Second Hampden and Hampshire</i>	

HOUSE No. 1292

By Mr. DiNatale of Fitchburg, a petition (accompanied by bill, House, No. 1292) of Stephen L. DiNatale and others relative to sex offender registration. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to the sex offender registration.

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 178F1/2 of chapter 6 of the General Laws, as appearing in the 2010 Official
2 Edition, is hereby amended by striking out the first paragraph and inserting in place thereof the
3 following three paragraphs:-

4 A sex offender finally classified by the board as a level 2 or a level 3 sex offender who is
5 required to register pursuant to sections 178C to 178P, inclusive, shall appear in person annually
6 at the local police department in the city or town in which such sex offender lives, or if such sex
7 offender does not reside in the commonwealth, in the city or town in which such sex offender has
8 a secondary address, works or attends an institution of higher learning, to verify that the
9 registration data on file remains true and accurate. At such time, the sex offender's photograph
10 and fingerprints shall be updated. Such sex offender who has been determined to be a sexually
11 violent predator under paragraph (c) of subsection (2) of section 178K shall also appear in person
12 at such police department every 45 days to verify, under the pains and penalties of perjury, that
13 the registration data on file remains true and accurate. A homeless sex offender shall appear in
14 person at such local police department every 30 days to verify, under the pains and penalties of
15 perjury, that the registration data on file remains true and accurate. A homeless shelter receiving
16 state funding shall cooperate in providing information in the possession of or known to such
17 shelter, when a request for information is made to such shelter by the board or such local police
18 department; provided, however, that such request for information shall be limited to that which is
19 necessary to verify an offender's registration data or a sex offender's whereabouts. A shelter that
20 violates the provisions of this paragraph shall be punished by a fine of \$100 a day for each day
21 that such shelter continues to violate the provisions of this paragraph.

22 During the month of birth of any sex offender required to register, the board shall mail a
23 nonforwardable verification form to the last reported address of such sex offender. If such sex
24 offender is a juvenile at the time of such notification, notification shall also be mailed to such sex
25 offender's legal guardian or the agency having custody of the juvenile in the absence of a legal
26 guardian and his most recent attorney of record. Such sex offender shall, within five days of
27 receipt, sign the verification form under the penalties of perjury and return it. In addition to any
28 other registration requirement, a sex offender shall register in person every year during the
29 month of the of the sex offender's date of birth at the police department in the municipality in
30 which such sex offender lives, or if such sex offender does not reside in the commonwealth, in
31 the city or town in which such sex offender has a secondary address, works or attends an
32 institution of higher learning.

33 The board shall periodically, and at least annually, send written notice to a city or town
34 police department regarding any sex offender required to register whose last known address was
35 in such city or town or who gave notice of his intent to move to or is otherwise believed to live
36 or work in such city or town, but who has failed to register or verify registration information as
37 required. A sex offender finally classified as a level 2 or level 3 offender shall also comply with
38 the provisions of paragraphs (g) to (j), inclusive, of section 178E, but the offender shall give the
39 required notice in person at the police department in the city or town where such sex offender
40 resides, or if such sex offender does not reside in the commonwealth, in the city or town in which
41 such sex offender has a secondary address, works or attends an institution of higher learning.