HOUSE DOCKET, NO. FILED ON: 7/12/2013

HOUSE . . . . . No. 3558

Sections 8 and 13 contained in the engrossed Bill making appropriations for the fiscal year 2014 (see House, No. 3538), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment C of House, No. 3566). July 12, 2013.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to sex offenders.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to to regulate certain sex offenders, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.

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

SECTION 1. Section 178F½ of said chapter 6, as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following 3 sentences:- An incarcerated sex offender finally classified by the board as a level 2 or level 3 sex offender who is required to register under sections 178C to 178P, inclusive, shall appear in person within 2 days of release from the custody of an agency, including the department of correction, the department of youth services or any of the houses of correction, at the local police department in the city or town in which the sex offender lives or, if the sex offender does not reside in the commonwealth, in the city or town in the commonwealth in which the sex offender has a secondary address, works or attends an institution of higher learning, to register. The sex offender shall be informed by, and shall acknowledge in writing to, the agency that has custody of the sex offender of the offender's duty to appear in person at a local police department within 2 days of release from custody. A sex offender who is finally classified by the board as a level 2 or level 3 sex offender and who is required to register under said sections 178C to 178P, inclusive, shall appear in person annually at the local police department in the city or town in which the sex offender lives or, if the sex offender does not reside in the commonwealth, in the city or town in the commonwealth in which the sex offender has a secondary address, works or

attends an institution of higher learning, to verify that the registration data on file remains true and accurate.

SECTION 2. Section 178P of said chapter 6, as so appearing, is hereby amended by adding the following paragraph:-

Whenever a police officer, district attorney or agent, employee or representative of the executive office of health and human services has information that may be relevant to the assessment of a sex offender's risk to reoffend or degree of dangerousness, the police department, district attorney or executive health and human services agent, employee or representative shall forward to the board the information upon which the reasonable suspicion is based; provided, however, that a police department or district attorney shall not forward information to the board that the police department or district attorney believes will compromise an ongoing investigation.