

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 passage of the accompanying:

An Act relative to the sex offender registration.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</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 the sex offender registration. The Judiciary.

The Commonwealth of Massachusetts

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:-

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

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24 During the month of birth of any sex offender required to register, the board shall mail a
25 nonforwardable verification form to the last reported address of such sex offender. If such sex
26 offender is a juvenile at the time of such notification, notification shall also be mailed to such sex

27 offender's legal guardian or the agency having custody of the juvenile in the absence of a legal
28 guardian and his most recent attorney of record. Such sex offender shall, within five days of
29 receipt, sign the verification form under the penalties of perjury and return it. In addition to any
30 other registration requirement, a sex offender shall register in person every year during the
31 month of the of the sex offender's date of birth at the police department in the municipality in
32 which such sex offender lives, or if such sex offender does not reside in the commonwealth, in
33 the city or town in which such sex offender has a secondary address, works or attends an
34 institution of higher learning.

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

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