

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas *As Engrossed: H1/10/23 H1/23/23 H1/30/23*
94th General Assembly **A Bill**
Regular Session, 2023

HOUSE BILL 1004

By: Representatives Ray, Milligan, Hawk, Underwood, C. Fite, Gazaway, Breaux, Hollowell, Furman, Painter, Unger, Watson, McClure, Lundstrum

By: Senators M. Johnson, Gilmore, B. Davis, J. Dotson

For An Act To Be Entitled

AN ACT TO AMEND THE SEX OFFENDER REGISTRATION ACT OF 1997 TO INCLUDE DISCLOSURE OF A SEX OFFENDER'S ADDRESS TO THE PUBLIC; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE SEX OFFENDER REGISTRATION ACT OF 1997 TO INCLUDE DISCLOSURE OF A SEX OFFENDER'S ADDRESS TO THE PUBLIC; AND TO DECLARE AN EMERGENCY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 12-12-913(j)(1)(A) and (B), concerning disclosures within the Sex Offender Registration Act of 1997, are amended to read as follows:

(j)(1)(A) The following information concerning a sex offender registered under this subchapter who is classified as a Level 3 or Level 4 offender by the Community Notification Assessment shall be made public:

(i) The sex offender's complete name, as well as any alias;

(ii) The sex offender's date of birth;

(iii) Any sex offense to which the sex offender has pleaded guilty or nolo contendere or of which the sex offender has been found guilty by a court of competent jurisdiction;



(iv) The physical address of the sex offender, including without limitation the street name and block number, house number, apartment or unit number, county, city, and zip code where the sex offender resides;

(v) The sex offender's race and gender;

(vi) The date of the last address verification of the sex offender provided to the Arkansas Crime Information Center;

(vii) The most recent photograph of the sex offender that has been submitted to the center;

(viii) The sex offender's parole or probation office;

(ix) *The street name, block number, county, city, and zip code where the sex offender is employed;*

(x) Any institution of higher education in which the sex offender is enrolled;

(xi) The vehicle identification number and license plate number of any vehicle the sex offender owns or operates; and

(xii) A physical description of the sex offender.

(B) If a sex offender registered under this subchapter was eighteen (18) years of age or older at the time of the commission of the sex offense that required registration under this subchapter and the victim of the sex offense was fourteen (14) years of age or younger and the sex offender is classified as a Level 2 offender by the Community Notification Assessment, the following information concerning the registered sex offender shall be made public:

(i) The sex offender's complete name, as well as any alias;

(ii) The sex offender's date of birth;

(iii) Any sex offense to which the sex offender has pleaded guilty or nolo contendere or of which the sex offender has been found guilty by a court of competent jurisdiction;

(iv) The physical address of the sex offender, including without limitation the street name and block number, house number, apartment or unit number, county, city, and zip code where the sex offender resides;

(v) The sex offender's race and gender;

- (vi) The date of the last address verification of the sex offender provided to the center;
- (vii) The most recent photograph of the sex offender that has been submitted to the center;
- (viii) The sex offender's parole or probation office;
- (ix) *The street name, block number, county, city, and zip code where the sex offender is employed;*
- (x) Any institution of higher education in which the sex offender is enrolled;
- (xi) The vehicle identification number and license plate number of any vehicle the sex offender owns or operates; and
- (xii) *A physical description of the sex offender.*

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the purpose of the sex offender registry is to give citizens the information that they need to protect themselves and their loved ones from dangerous sex offenders; the information in the sex offender registry is currently incomplete, resulting in citizens of this state living in danger; that providing complete information on dangerous sex offenders is necessary to ensure the citizens of this state can protect themselves and their loved ones; that every day, citizens of this state make decisions about where to live, work, play, and carry on other activities that potentially bring them into contact with dangerous sex offenders without their having the complete information to ensure their safety; and that this act is immediately necessary to ensure the protection of citizens of this state from dangerous sex offenders. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

- (1) The date of its approval by the Governor;
- (2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or
- (3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.

/s/Ray