

HOUSE BILL NO. 1110

Introduced by

Judiciary Committee

(At the request of the Attorney General)

1 A BILL for an Act to amend and reenact subsections 3 and 7 of section 12.1-32-15 of the North
2 Dakota Century Code, relating to sex offender registration.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsections 3 and 7 of section 12.1-32-15 of the North
5 Dakota Century Code are amended and reenacted as follows:

- 6 3. If a court has not ordered an individual to register in this state, an individual who
7 resides or is temporarily domiciled in this state shall register if the individual:
- 8 a. Is incarcerated or is on probation or parole after July 31, 1995, for a crime
9 against a child described in section 12.1-29-02, or section 12.1-18-01 or
10 12.1-18-02 if the individual was not the parent of the victim, or as a sexual
11 offender;
 - 12 b. Has pled guilty or nolo contendere to, or been found guilty of, an offense in a
13 court of this state for which registration is mandatory under this section or
14 another state or the federal government equivalent to those offenses set forth
15 in this section ~~if the individual was ordered by a court or required to register~~
16 ~~as a sexual offender, or for a crime against a child in another state or by the~~
17 ~~federal government;~~ or
 - 18 c. Has pled guilty or nolo contendere to, or has been found guilty of, a crime
19 against a child or as a sexual offender for which registration is mandatory
20 under this section if the conviction occurred after July 31, 1985.
- 21 7. Registration consists of a written statement signed by the individual, giving the
22 information required by the attorney general, and the fingerprints and photograph
23 of the individual. Within three days after registration, the registering law
24 enforcement agency shall forward the statement, fingerprints, and photograph to

1 the attorney general. If an individual required to register pursuant to this section
2 has a change in name, school, or address, that individual shall inform in writing,
3 within ten days, the law enforcement agency with whom that individual last
4 registered of the individual's new name, school, ~~or residence~~ address, or
5 employment address ~~if the individual is working in this state but not residing in this~~
6 ~~state~~. The law enforcement agency, within three days after receipt of the
7 information, shall forward it to the attorney general. The attorney general shall
8 forward the appropriate registration data to the law enforcement agency having
9 local jurisdiction of the new place of residence, school, or employment. Upon a
10 change of address, the individual required to register shall also register within ten
11 days at the law enforcement agency having local jurisdiction of the new place of
12 residence, school, or employment. A law enforcement agency that has previously
13 registered an offender may omit the fingerprint portion of the registration if that
14 agency has a set of fingerprints on file for that individual and is personally familiar
15 with and can visually identify the offender. These provisions also apply in any
16 other state that requires registration.