

HOUSE BILL NO. 278

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES BUCH, DOLL, AND GRUENBERG, Lynn, Gatto, Dahlstrom

Introduced: 1/15/08

Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to sex offenders and child kidnappers."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 11.56.840(a) is amended to read:

4 (a) A person commits the crime of failure to register as a sex offender or child
5 kidnapper in the second degree if the person knowingly fails to (1) register, (2) file the
6 written notice of change of address **or the written notice of establishment of an**
7 **electronic or messaging address or Internet identifier or a change to an electronic**
8 **or messaging address or Internet identifier**, (3) file the annual or quarterly written
9 verification, or (4) supply all of the information required to be submitted under (1) -
10 (3) of this subsection, as required in AS 12.63.010.

11 * **Sec. 2.** AS 12.63.010(b) is amended to read:

12 (b) A sex offender or child kidnapper required to register under (a) of this
13 section shall register with the Department of Corrections if the sex offender or child
14 kidnapper is incarcerated or in person at the Alaska state trooper post or municipal
15 police department located nearest to where the sex offender or child kidnapper resides

1 at the time of registration. To fulfill the registration requirement, the sex offender or
 2 child kidnapper shall

3 (1) complete a registration form that includes, at a minimum,

4 (A) the sex offender's or child kidnapper's name, address, place
 5 of employment, **and** date of birth;

6 (B) each conviction for a sex offense or child kidnapping for
 7 which the duty to register has not terminated under AS 12.63.020, **the** date of
 8 **the** sex offense or child kidnapping convictions, **the** place and court of **the** sex
 9 offense or child kidnapping convictions, **and** whether the sex offender or child
 10 kidnapper has been unconditionally discharged from the conviction for a sex
 11 offense or child kidnapping and the date of the unconditional discharge; if the
 12 sex offender or child kidnapper asserts that the offender or kidnapper has been
 13 unconditionally discharged, the offender or kidnapper shall supply proof of
 14 that discharge acceptable to the department;

15 (C) all aliases used;

16 (D) **the sex offender's or child kidnapper's** driver's license
 17 number;

18 (E) **the** description, license numbers, and vehicle identification
 19 numbers of motor vehicles the sex offender or child kidnapper has access to,
 20 regardless of whether that access is regular or not;

21 (F) any identifying features of the sex offender or child
 22 kidnapper;

23 (G) anticipated changes of address; [AND]

24 (H) a statement concerning whether the offender or kidnapper
 25 has had treatment for a mental abnormality or personality disorder since the
 26 date of conviction for an offense requiring registration under this chapter; **and**

27 **(I) each electronic mail address, instant messaging address,**
 28 **and other Internet communication identifier used by the sex offender or**
 29 **child kidnapper;**

30 (2) allow the Alaska state troopers, Department of Corrections, or
 31 municipal police to take a complete set of the sex offender's or child kidnapper's

1 fingerprints and to take the sex offender's or child kidnapper's photograph.

2 * **Sec. 3.** AS 12.63.010(c) is amended to read:

3 (c) If a sex offender or child kidnapper changes residence after having
4 registered under (a) of this section, the sex offender or child kidnapper shall provide
5 written notice of the change by the next working day following the change to the
6 Alaska state trooper post or municipal police department located nearest to the new
7 residence or, if the residence change is out of state, to the central registry. **If a sex**
8 **offender or child kidnapper establishes or changes an electronic mail address,**
9 **instant messaging address, or other Internet communication identifier, the sex**
10 **offender or child kidnapper shall, within five days, notify the department in**
11 **writing of the changed or new address or identifier.**

12 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to
13 read:

14 APPLICABILITY. This Act applies to persons convicted of sex offenses or child
15 kidnapping before, on, or after the effective date of this Act whose duty to register as a sex
16 offender or child kidnapper has not expired under AS 12.63.010(d)(1) on the effective date of
17 this Act.