

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

As Engrossed: H1/10/23

A Bill

HOUSE BILL 1004

5 By: Representatives Ray, Milligan, Hawk, Underwood, C. Fite, Gazaway, Breaux, Hollowell, Furman,
6 Painter, Unger, Watson, McClure, Lundstrum
7 By: Senators M. Johnson, Gilmore, B. Davis, J. Dotson
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For An Act To Be Entitled

9
10 AN ACT TO AMEND THE SEX OFFENDER REGISTRATION ACT OF
11 1997 TO INCLUDE DISCLOSURE OF A SEX OFFENDER'S
12 ADDRESS TO THE PUBLIC; TO DECLARE AN EMERGENCY; AND
13 FOR OTHER PURPOSES.
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Subtitle

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17 TO AMEND THE SEX OFFENDER REGISTRATION
18 ACT OF 1977 TO INCLUDE DISCLOSURE OF A
19 SEX OFFENDER'S ADDRESS TO THE PUBLIC; AND
20 TO DECLARE AN EMERGENCY.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 12-12-913(j)(1)(A) and (B), concerning
26 disclosures within the Sex Offender Registration Act of 1997, are amended to
27 read as follows:

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

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

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

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



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

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

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

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

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

12 (ix) The name of the sex offender's employer and the
13 street name, and block building or house number, suite or unit number,
14 county, city, and zip code where the sex offender is employed;

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

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

19 (xii) A physical description of the sex offender.

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

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

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

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

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

- 1 (v) The sex offender's race and gender;
- 2 (vi) The date of the last address verification of
3 the sex offender provided to the center;
- 4 (vii) The most recent photograph of the sex offender
5 that has been submitted to the center;
- 6 (viii) The sex offender's parole or probation
7 office;
- 8 (ix) The name of the sex offender's employer and the
9 street name, and block building or house number, suite or unit number,
10 county, city, and zip code where the sex offender is employed;
- 11 (x) Any institution of higher education in which the
12 sex offender is enrolled;
- 13 (xi) The vehicle identification number and license
14 plate number of any vehicle the sex offender owns or operates; and
- 15 (xii) *A physical description of the sex offender.*
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17 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
18 General Assembly of the State of Arkansas that the purpose of the sex
19 offender registry is to give citizens the information that they need to
20 protect themselves and their loved ones from dangerous sex offenders; the
21 information in the sex offender registry is currently incomplete, resulting
22 in citizens of this state living in danger; that providing complete
23 information on dangerous sex offenders is necessary to ensure the citizens of
24 this state can protect themselves and their loved ones; that every day,
25 citizens of this state make decisions about where to live, work, play, and
26 carry on other activities that potentially bring them into contact with
27 dangerous sex offenders without their having the complete information to
28 ensure their safety; and that this act is immediately necessary to ensure the
29 protection of citizens of this state from dangerous sex offenders. Therefore,
30 an emergency is declared to exist, and this act being immediately necessary
31 for the preservation of the public peace, health, and safety shall become
32 effective on:

33 (1) The date of its approval by the Governor;

34 (2) If the bill is neither approved nor vetoed by the Governor,
35 the expiration of the period of time during which the Governor may veto the
36 bill; or

1 (3) If the bill is vetoed by the Governor and the veto is
2 overridden, the date the last house overrides the veto.

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/s/Ray