

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Elizabeth Poirier

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 bill:

An Act relative to the sex offender registry board.

PETITION OF:

NAME:

Elizabeth Poirier

DISTRICT/ADDRESS:

14th Bristol

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3879 OF 2007-2008.]

The Commonwealth of Massachusetts

—————
In the Year Two Thousand and Nine
—————

AN ACT RELATIVE TO THE SEX OFFENDER REGISTRY BOARD.

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 1.** The definition of “Sex offense involving a child” in section 178C of chapter 6, as appearing in the 2004
2 Official Edition, is hereby amended by adding the following 2 sentences:-

3 In a violation of section 23 of chapter 265, where the victim is at least 14 years of age and the offender is not more
4 than 4 years older and the act was consensual the board may determine that a sex offense was not committed.
5 Any second or subsequent offense shall be a sexual offense.

6 **SECTION 2.** The second paragraph of section 178D of said chapter 6, as so appearing, is hereby amended by
7 adding the following:-

8 IX number of victims

9 X ages of victims

10 XI clarification if sex offender is a “stranger” to the victim

11 XII date of release from incarceration

12 XIII parole and/or probation supervision and specific terms and conditions

13 VX points of contact for law enforcement and community supervision agencies

14 XV internet contact identification and addresses

15 **SECTION 3.** Section 178E of said chapter 6, as so appearing, is hereby amended by adding the following
16 subsection:-

17 (r) Any sex offender who is on parole or probation shall not intentionally create a public social situation where he
18 would have access and contact with unsupervised children.

19 **SECTION 4.** Section 178F1/2 of said chapter 6, as so appearing is hereby amended by striking out the words “and
20 fingerprints” in line 8 and 9

21 **SECTION 5.** Said chapter 6 is hereby further amended by inserting after section 178Q the following section:-

22 Section 178R. All current addresses including place of employment, for level 3 offenders shall be audited by local
23 police on a monthly basis. All current addresses, including place of employment for level 2 offenders shall be
24 audited by local police on a quarterly basis. The results of all such audits shall be forwarded to the sex offender
25 registry board. All public housing employees shall require a report from the criminal offender record information
26 system and the sex offender registry board. No level 2 or 3 offender enter on the grounds of any facility that cares
27 for children or senior citizens without permission of the administrator of the facility who shall provide supervision
28 of the offender. Level 2 and 3 sex offenders shall identify themselves as sex offenders when housed in any shelter,
29 emergency or otherwise.