

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 125

Short Title: Amend Sex Offender Registration.

(Public)

Sponsors: Senators Garrou; Atwater, Boseman, Clodfelter, and Purcell.

Referred to: Judiciary I.

February 14, 2005

A BILL TO BE ENTITLED

1 AN ACT TO PROTECT NORTH CAROLINIANS BY AMENDING THE SEX
2 OFFENDER REGISTRATION LAW TO PROVIDE ADDITIONAL
3 NOTIFICATION MEASURES DESIGNED TO NOTIFY NEW RESIDENTS OF
4 THE STATE WHO ARE SEX OFFENDERS OF THE DUTY TO REGISTER IN
5 THIS STATE.
6

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 14-208.8 reads as rewritten:

9 **"§ 14-208.8. ~~Prerelease notification.~~ Notice of obligation to register.**

10 (a) At least 10 days, but not earlier than 30 days, before a person who will be
11 subject to registration under this Article is due to be released from a penal institution, an
12 official of the penal institution shall:

- 13 (1) Inform the person of the person's duty to register under this Article and
14 require the person to sign a written statement that the person was so
15 informed or, if the person refuses to sign the statement, certify that the
16 person was so informed;
17 (2) Obtain the registration information required under G.S. 14-208.7(b)(1),
18 (2), (5), and (6), as well as the address where the person expects to
19 reside upon the person's release; and
20 (3) Send the Division and the sheriff of the county in which the person
21 expects to reside the information collected in accordance with
22 subdivision (2) of this subsection.

23 (b) If a person who is subject to registration under this Article does not receive an
24 active term of imprisonment, the court pronouncing sentence shall conduct, at the time
25 of sentencing, the notification procedures specified in subsection (a) of this section.

26 (c) The Division of Motor Vehicles, Department of Transportation, shall provide
27 notice of the requirement to register under this Article to each person who applies for
28 the issuance of a drivers license, learner's permit, or instruction permit to operate a

1 motor vehicle and to each person who applies for an identification card issued pursuant
2 to Chapter 20 of the General Statutes.

3 (d) Through press releases, public service announcements, or through other
4 appropriate public information activities, the Department of Justice shall attempt to
5 ensure that all sexual offenders, including those who move into this State, are informed
6 and periodically reminded of the registration, verification, and sanctions of this Article."

7 **SECTION 2.** Article 2 of Chapter 20 of the General Statutes is amended by
8 adding a new section to read:

9 "**§ 20-9.3. Notification of requirements for sex offender registration.**

10 The Division of Motor Vehicles, Department of Transportation, shall provide notice
11 of the requirement to register under Article 27A of Chapter 14 as required by
12 G.S. 14-208.8."

13 **SECTION 3.** This act becomes effective September 1, 2005.