

1 State of Arkansas As Engrossed: H1/10/23 H2/23/23

2 94th General Assembly

# A Bill

3 Regular Session, 2023

HOUSE BILL 1004

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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

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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TO AMEND THE SEX OFFENDER REGISTRATION

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ACT OF 1997 TO INCLUDE DISCLOSURE OF A

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SEX OFFENDER'S ADDRESS TO THE PUBLIC; AND

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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:

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(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:

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

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

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(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* street name, ~~and block~~ building or house  
13 number, suite or unit number, county, city, and zip code where the sex  
14 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 street name, ~~and block~~ building or house  
9 number, suite or unit number, county, city, and zip code where the sex  
10 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