

**Hall of the House of Representatives**  
93rd General Assembly - Regular Session, 2021  
**Amendment Form**

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**Subtitle of House Bill No. 1098**

TO RESTRICT THE CIRCUMSTANCES UNDER WHICH A SEX OFFENDER MAY BE PERMITTED ON OR  
NEAR THE PREMISES OF A CHILDCARE FACILITY; AND TO REQUIRE NOTICE TO CERTAIN  
PERSONS WHEN A SEX OFFENDER IS ON THE PREMISES OF A CHILDCARE FACILITY.

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**Amendment No. 1 to House Bill 1098**

Amend House Bill No. 1098 as originally introduced:

Add Representative Evans as a cosponsor of the bill

AND

Page 2, delete lines 4 through 23, and substitute the following:

"(b)(1) An owner, operator, service provider, or director of a childcare facility shall provide written notification that a registered sex offender is, has been, or will be on or near the premises of the childcare facility to the parent, legal guardian, person having lawful control, or person standing in loco parentis of a child who attends the childcare facility if a person who is convicted of a sex offense against a minor or is required to register as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq.:

(A) Resides in or near the premises of the childcare facility in violation of § 5-14-128; or

(B) Is, has been, or will be present on the premises of the childcare facility for a purpose other than to bring his or her child to the childcare facility or to collect his or her child from the childcare facility.

(2) Notice under subdivision (b)(1) of this section is not required if a person who is convicted of a sex offense against a minor or is required to register as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq.:

(A) Is, has been, or will be present on the premises of the childcare facility to bring his or her child to the childcare facility or to collect his or her child from the childcare facility; or

(B) Is attending an event or a function in which his or her child is participating at the childcare facility.



(c) This section does not prohibit a person who is convicted of a sex offense against a minor or required to register as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq., from attending:

(1) A church service or function at a church in which a childcare facility is located if the church service or function is not held on the premises of the childcare facility; or

(2) An event or a function in which his or her child is participating at the childcare facility."

The Amendment was read \_\_\_\_\_

By: Representative Wooten

JNL/JNL - 01-19-2021 12:57:29

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Chief Clerk