

By: Representatives Stevens, Lott

To: Judiciary B

HOUSE BILL NO. 327

1 AN ACT TO AMEND SECTION 45-33-25, MISSISSIPPI CODE OF 1972,
2 TO PROHIBIT SEX OFFENDERS FROM ESTABLISHING RESIDENCY NEAR
3 SCHOOLS, DAY CARE CENTERS, PARKS OR CERTAIN OTHER AREAS; AND FOR
4 RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 45-33-25, Mississippi Code of 1972, is
7 amended as follows:

8 45-33-25. (1) Any person residing in this state who has
9 been convicted of any sex offense or attempted sex offense or who
10 has been acquitted by reason of insanity for any sex offense or
11 attempted sex offense or twice adjudicated delinquent for any sex
12 offense or attempted sex offense shall register with the
13 Mississippi Department of Public Safety. Registration shall not
14 be required for an offense that is not a registrable sex offense.
15 The department shall provide the initial registration information
16 as well as every change of address to the sheriff of the county of
17 the residence address of the registrant through either written
18 notice, electronic or telephone transmissions, or online access to
19 registration information. Further, the department shall provide
20 this information to the Federal Bureau of Investigation.
21 Additionally, upon notification by the registrant that he intends
22 to reside outside the State of Mississippi, the department shall
23 notify the appropriate state law enforcement agency of any state
24 to which a registrant is moving or has moved.

25 (2) Any person required to register under this chapter shall
26 submit the following information at the time of registration:

27 (a) Name, including a former name which has been
28 legally changed;

- 29 (b) Street address;
- 30 (c) Place of employment;
- 31 (d) Crime for which convicted;
- 32 (e) Date and place of conviction, adjudication or
33 acquittal by reason of insanity;
- 34 (f) Aliases used;
- 35 (g) Social security number;
- 36 (h) Date and place of birth;
- 37 (i) Age, race, sex, height, weight, and hair and eye
38 colors;
- 39 (j) A brief description of the offense or offenses for
40 which the registration is required;
- 41 (k) Identifying factors;
- 42 (l) Anticipated future residence;
- 43 (m) Offense history;
- 44 (n) Photograph;
- 45 (o) Fingerprints;
- 46 (p) Documentation of any treatment received for any
47 mental abnormality or personality disorder of the person;
- 48 (q) Biological sample;
- 49 (r) Name of any institution of higher learning at which
50 the offender is employed, carries on a vocation (with or without
51 compensation) or is enrolled as a student; and
- 52 (s) Any other information deemed necessary.

53 (3) For purposes of this chapter, a person is considered to
54 be residing in this state if he maintains a permanent or temporary
55 residence as defined in Section 45-33-23, including students,
56 temporary employees and military personnel on assignment.

57 (4) Any person required to register under this chapter shall
58 not establish a permanent or temporary residence in this state
59 within one thousand five hundred (1500) feet of any school, school
60 property, day care center, park or other area where children may

61 be present. Failure to comply with the provisions of this
62 subsection shall be a violation of this chapter.

63 **SECTION 2.** This act shall take effect and be in force from
64 and after its passage.