

By: Representative Monsour

To: Judiciary B

HOUSE BILL NO. 1284

1 AN ACT TO REQUIRE SEX OFFENDER REGISTRATION FEES; TO AMEND  
 2 SECTION 45-33-27, MISSISSIPPI CODE OF 1972, TO CONFORM; TO AMEND  
 3 SECTION 45-33-31, MISSISSIPPI CODE OF 1972, TO PROVIDE FOR THE  
 4 COLLECTION OF THE FEES; TO CREATE THE TROOP X TROOPER SCHOOL FUND;  
 5 TO PROVIDE FOR THE DISTRIBUTION OF THE FEES; AND FOR RELATED  
 6 PURPOSES.

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

8 **SECTION 1.** Section 45-33-27, Mississippi Code of 1972, is  
 9 amended as follows:

10 45-33-27. (1) A person required to register on the basis of  
 11 a conviction, adjudication of delinquency or acquittal by reason  
 12 of insanity entered shall register with the responsible agency  
 13 within three (3) business days of the date of judgment unless the  
 14 person is immediately confined or committed, in which case the  
 15 person shall register before release in accordance with the  
 16 procedures established by the department. The responsible agency  
 17 shall immediately forward the registration information to the  
 18 Department of Public Safety. The person is also required to  
 19 personally appear at a Department of Public Safety Driver's



20 License Station within three (3) days of registration with the  
21 responsible agency and to obtain a sex offender registration card.

22 (2) If a person who is required to register under this  
23 section is released from prison or placed on parole or supervised  
24 release or in a restitution center or community work center, the  
25 Department of Corrections shall perform the registration duties  
26 before placement in a center or before release and immediately  
27 forward the registration information to the Department of Public  
28 Safety. The person is also required to personally appear at a  
29 Department of Public Safety Driver's License Station within three  
30 (3) days of release or placement in a restitution center or  
31 community work center.

32 (3) If a person required to register under this section is  
33 placed on probation, the court, at the time of entering the order,  
34 shall register the person and immediately forward the registration  
35 information to the Department of Public Safety. The person is  
36 also required to personally appear at a Department of Public  
37 Safety Driver's License Station within three (3) days of the entry  
38 of the order.

39 (4) Any person required to register who is neither  
40 incarcerated, detained nor committed at the time the requirement  
41 to register attaches shall present himself to the county sheriff  
42 to register within three (3) business days, and shall personally  
43 appear at a Department of Public Safety Driver's License Station



44 within three (3) days of the time the requirement to register  
45 attaches.

46 (5) An offender moving to or returning to this state from  
47 another jurisdiction shall notify the Department of Public Safety  
48 ten (10) days before the person first resides in or returns to  
49 this state and shall present himself to the sheriff of the county  
50 of his residence within three (3) business days after first  
51 residing in or returning to a county of this state to provide the  
52 required registration information. The person is also required to  
53 register by personally appearing at a Department of Public Safety  
54 Driver's License Station within three (3) days after first  
55 residing in or moving to a county of this state. If the offender  
56 fails to appear for registration as required in this state, the  
57 department shall notify the other jurisdiction of the failure to  
58 register.

59 (6) A person, other than a person confined in a correctional  
60 or juvenile detention facility or involuntarily committed on the  
61 basis of mental illness, who is required to register on the basis  
62 of a sex offense for which a conviction, adjudication of  
63 delinquency or acquittal by reason of insanity was entered shall  
64 register with the sheriff of the county in which he resides \* \* \*  
65 within three (3) business days of first residing in or returning  
66 to a county of this state.

67 (7) Every person required to register shall show proof of  
68 domicile. The commissioner shall promulgate any rules and



69 regulations necessary to enforce this requirement and shall  
70 prescribe the means by which such person may show domicile.

71 (8) Any driver's license photograph, I.D. photograph, sex  
72 offender photograph, fingerprint, driver's license application  
73 and/or anything submitted to the Department of Public Safety by a  
74 known convicted sex offender, registered or not registered, can be  
75 used by the Department of Public Safety or any other authorized  
76 law enforcement agency for any means necessary in registration,  
77 identification, investigation regarding their tracking or  
78 identification.

79 (9) The department will assist local law enforcement  
80 agencies in the effort to conduct address and other verifications  
81 of registered sex offenders and will assist in the location and  
82 apprehension of noncompliant sex offenders.

83 (10) Registrants must pay the registration fees set forth in  
84 Section 45-33-31.

85 **SECTION 2.** Section 45-33-31, Mississippi Code of 1972, is  
86 amended as follows:

87 45-33-31. (1) (a) Registrants who are in compliance with a  
88 program of electronic monitoring under this chapter are required  
89 to reregister annually.

90 (b) All other registrants are required to personally  
91 appear at a Department of Public Safety Driver's License Station  
92 to reregister every ninety (90) days.



93           (2) Reregistration includes the submission of current  
94 information and photograph to the department and the verification  
95 of registration information, including the street address and  
96 telephone number of the registrant; name, street address and  
97 telephone number of the registrant's employment or status at a  
98 school, along with any other registration information that may  
99 need to be verified and the payment of any required fees.

100           (3) A person who fails to reregister and obtain a renewal  
101 sex offender registration card as required by this section commits  
102 a violation of this chapter. The Department of Public Safety will  
103 immediately notify any sheriff or other jurisdiction of any  
104 changes in information including residence address, employment and  
105 status at a school if that jurisdiction, county or municipality is  
106 affected by the change.

107           (4) (a) Registrants who are required to register and  
108 reregister on an annual basis must pay an annual registration fee  
109 of One Hundred Sixty Dollars (\$160.00).

110           (b) Registrants who are required to register and  
111 reregister on an quarterly basis must pay a registration fee of  
112 Forty Dollars (\$40.00) per quarter.

113           (c) The collection of fees under this subsection (4)  
114 are subject to all the provisions of Section 45-1-23.

115           (d) Of the fees collected under this subsection, Four  
116 Dollars (\$4.00) of the quarterly fee and Sixteen Dollars (\$16.00)  
117 of the annual fee shall be retained by the Department of Public



118 Safety to defray the cost of maintaining the sex offender  
119 registry. The balance of Thirty-six Dollars (\$36.00) of the  
120 quarterly fee or One Hundred Forty-four Dollars (\$144.00) of the  
121 annual fee shall be deposited in the Troop X Trooper School Fund.

122 **SECTION 3.** There is created in the State Treasury a special  
123 fund to be known as the Troop X Trooper School Fund. The purpose  
124 of the fund shall be to provide funding for the Commissioner of  
125 Public Safety and the Colonel of the Highway Patrol to conduct  
126 trooper schools. Monies from the funds shall be distributed by  
127 the State Treasurer upon warrants issued by the Commissioner of  
128 Public Safety. The fund shall be a continuing fund, not subject  
129 to fiscal-year limitations, and shall consist of:

- 130 (i) Monies appropriated by the Legislature for the  
131 purposes of trooper training;
- 132 (ii) The interest accruing to the fund;
- 133 (iii) Monies received under the provisions of  
134 Section 45-33-31;
- 135 (iv) Monies received from the federal government;
- 136 (v) Donations; and
- 137 (vi) Monies received from such other sources as  
138 may be provided by law.

139 **SECTION 4.** This act shall take effect and be in force from  
140 and after July 1, 2016.

