

2009 -- H 6242

LC02714

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2009

A N A C T

RELATING TO CRIMINAL OFFENSES - SEXUAL OFFENDER REGISTRATION AND
COMMUNITY NOTIFICATION

Introduced By: Representatives Mattiello, Marcello, and Palumbo

Date Introduced: June 04, 2009

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-37.1-10 of the General Laws in Chapter 11-37.1 entitled "Sexual
2 Offender Registration and Community Notification" is hereby amended to read as follows:

3 **11-37.1-10. Penalties.** -- (a) Any person who is required to register or verify his or her
4 address or give notice of a change of address or residence, who knowingly fails to do so, shall be
5 guilty of a felony and upon conviction be imprisoned not more than ten (10) years, or fined not
6 more than ten thousand dollars (\$10,000), or both.

7 (b) Any person who is required to register or verify his or her address or give notice of a
8 change of address or residence, who knowingly fails to do so, shall be in violation of the terms of
9 his or her release, regardless of whether or not the term was a special condition of his or her
10 release on probation, parole or home confinement or other form of supervised release.

11 (c) Any person who has been convicted of first degree child molestation or second
12 degree child molestation and is required to register or verify his or her address, who knowingly
13 sets foot in a playground, day care establishment, public or private educational institution or the
14 property thereof ~~resides within three hundred feet (300') of any school, public or private,~~ shall be
15 guilty of a felony and upon conviction may be imprisoned not more than five (5) years, or fined
16 not more than five thousand dollars (\$5,000) or both.

17 (1) For the purposes of this section, the words "day care establishment" means an
18 establishment licensed by the state of Rhode Island or its agents, to provide day care services for

1 children.

2 (2) For the purposes of this section, the words "public or private educational institution"
3 means early childhood facilities (nursery school, pre-kindergarten and kindergarten), elementary,
4 middle and secondary educational institutions authorized or licensed by the state of Rhode Island.

5 (3) Playground shall be defined as any area zoned as recreational which may include, but
6 is not limited to, baseball, athletics, ice rinks, skateboard parks, or any other commonly
7 recognized place where a child congregates for the purpose of recreation.

8 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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- 1 This act would make any person, who has been convicted of first or second degree child
- 2 molestation and is required to register as a sex offender, guilty of a felony for knowingly entering
- 3 a playground, day care establishment, or public or private educational institution.
- 4 This act would take effect upon passage.

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