



1 probation, parole or supervised release, shall be subject to "GPS"  
2 monitoring as a condition of probation, parole or supervised  
3 release for the duration of his or her life. Any person designated  
4 as a sexually violent predator pursuant to ~~the provisions of~~  
5 section two-a, article twelve, chapter fifteen of this code who is  
6 on probation, parole or supervised release, shall be subject to  
7 electronic monitoring as a condition of probation, parole or  
8 supervised release. A person required to register as a sex  
9 offender pursuant to ~~the provisions of~~ article twelve, chapter  
10 fifteen of this code may, as a condition of probation, parole or  
11 supervised release, be subject to electronic monitoring.

12 (b) Upon being placed on supervision, a person required to  
13 undergo electronic monitoring pursuant to ~~the provisions of this~~  
14 section, other than persons convicted of sexual crimes subjected to  
15 "GPS" monitoring in accordance with this section, shall be placed  
16 at a minimum on radio frequency monitoring with curfews enforced.  
17 Following an assessment designed to determine the level and type of  
18 electronic monitoring necessary to effectuate the protection of the  
19 public, a supervised person, other than persons convicted of sexual  
20 crimes in accordance with this section, may be placed on a system  
21 providing a greater or lesser degree of monitoring.

22 (c) A person subject to ~~the provisions of~~ this section shall  
23 be responsible for the cost of the "GPS" or electronic monitoring.  
24 In the event a person required to submit to "GPS" or electronic

1 monitoring as required by ~~the provisions of~~ this section is unable  
2 to pay for the "GPS" or electronic monitoring, that person may  
3 present an affidavit reflecting the inability to pay for ~~such~~ the  
4 monitoring to the circuit court of the county of supervision. If  
5 it appears to the satisfaction of the court that such person is in  
6 fact financially unable to pay for ~~such~~ the monitoring, the court  
7 shall issue an order reflecting such findings and forward said  
8 order to the supervising entity. Upon receipt of such order, the  
9 supervising entity shall then be responsible for paying for each  
10 testing.

11 (d) The assessment required by ~~the provisions of~~ subsection  
12 (b) of this section shall be completed not later than thirty days  
13 after the supervised person begins serving probation or parole or  
14 supervised release. Under no circumstances may a person of whom  
15 electronic monitoring has been mandated as a condition of  
16 supervision be on a type of monitoring less effective than voice  
17 verification with a curfew.

18 (e) Any person who intentionally alters, tampers with, damages  
19 or destroys any "GPS" or electronic monitoring equipment, with the  
20 intent to remove the device or impair its effectiveness, is guilty  
21 of a felony and, upon conviction thereof, shall be confined in a  
22 state correctional facility for not less than one year nor more  
23 than ten years.

NOTE: The purpose of this bill is to subject persons convicted of sexual offenses who are on parole or probation to "GPS" monitoring for the duration of their life.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.