

1 COMMITTEE SUBSTITUTE

2 FOR

3 **Senate Bill No. 256**

4 (By Senators Beach, Jenkins, Miller, Nohe, Klempa and Barnes)

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6 [Originating in the Committee on the Judiciary;

7 reported February 1, 2011.]

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11 A BILL to amend and reenact §15-12-10 of the Code of West Virginia,
12 1931, as amended, relating to requiring sex offenders to
13 verify their e-mail and other online identities in the same
14 way as they register their physical addresses.

15 *Be it enacted by the Legislature of West Virginia:*

16 That §15-12-10 of the Code of West Virginia, 1931, as amended,
17 be amended and reenacted to read as follows:

18 **ARTICLE 12. SEX OFFENDER REGISTRATION ACT.**

19 **§15-12-10. Address and online information verification.**

20 All registrants, including those for whom there has been no
21 change in registration information since their initial registration
22 or previous address verification, must report, in the month of
23 their birth, or in the case of a sexually violent predator in the
24 months of January, April, July and October, to the State Police
25 detachment in their county or counties of registration and must

1 respond to all verification inquiries ~~or~~ and informational
2 requests, including but not limited to requests for online
3 information made by the State Police pursuant to this section. The
4 State Police shall verify addresses of those persons registered as
5 sexually violent predators every ninety days and all other
6 registered persons once a year. As used in this section, the term
7 "online information" shall mean all information required by
8 subdivision (8), subsection (d), section one-a, article twelve,
9 chapter fifteen of this code. The State Police may require
10 registrants to periodically submit to new fingerprints and
11 photographs as part of the verification process. The method of
12 verification shall be in accordance with internal management rules
13 pertaining thereto promulgated by the superintendent under
14 authority of section twenty-five, article two, chapter fifteen of
15 this code.

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(NOTE: The purpose of this bill is to require sex offenders to verify their e-mail and other online identities in the same way as they register their physical address.

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