

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 333
Second Edition Engrossed 4/15/13

Short Title: Sex Offender Residency/Regis. Amendments. (Public)

Sponsors: Representatives Warren, Moffitt, Schaffer, and Whitmire (Primary Sponsor).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Judiciary Subcommittee B.

March 20, 2013

A BILL TO BE ENTITLED

AN ACT TO CLARIFY SEX OFFENDER STATUTES RELATING TO RESIDENCY AND
REGISTRATION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-208.11 reads as rewritten:

"§ 14-208.11. **Failure to register; falsification of verification notice; failure to return
verification form; order for arrest.**

(a) A person required by this Article to register who willfully does any of the following
is guilty of a Class F felony:

- (1) Fails to register as required by this ~~Article~~ Article, including failure to register with the sheriff in the county designated by the person, pursuant to G.S. 14-208.8, as their expected county of residence.
- (2) Fails to notify the last registering sheriff of a change of address as required by this Article.
- (3) Fails to return a verification notice as required under G.S. 14-208.9A.
- (4) Forges or submits under false pretenses the information or verification notices required under this Article.
- (5) Fails to inform the registering sheriff of enrollment or termination of enrollment as a student.
- (6) Fails to inform the registering sheriff of employment at an institution of higher education or termination of employment at an institution of higher education.
- (7) Fails to report in person to the sheriff's office as required by G.S. 14-208.7, 14-208.9, and 14-208.9A.
- (8) Reports his or her intent to reside in another state or jurisdiction but remains in this State without reporting to the sheriff in the manner required by G.S. 14-208.9.
- (9) Fails to notify the registering sheriff of out-of-county employment if temporary residence is established as required under G.S. 14-208.8A.
- (10) Fails to inform the registering sheriff of any new or changes to existing online identifiers that the person uses or intends to use.

(a1) If a person commits a violation of subsection (a) of this section, the probation officer, parole officer, or any other law enforcement officer who is aware of the violation shall immediately arrest the person in accordance with G.S. 15A-401, or seek an order for the person's arrest in accordance with G.S. 15A-305.



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1 (a2) A person arrested pursuant to subsection (a1) of this section shall be subject to the
2 jurisdiction of the prosecutorial and judicial district that includes the sheriff's office in the
3 county where the person failed to register, pursuant to this Article. If the arrest is made outside
4 of the applicable prosecutorial district, the person shall be transferred to the custody of the
5 sheriff of the county where the person failed to register and all further criminal and judicial
6 proceedings shall be held in that county.

7 "

8 **SECTION 2.** This act is effective when it becomes law.