

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2364 Session of
2006

INTRODUCED BY MANN, BALDWIN, BELFANTI, BEYER, BOYD, BUXTON,
CORRIGAN, CRAHALLA, CREIGHTON, DALLY, DeLUCA, FRANKEL, GEIST,
GINGRICH, GOODMAN, GRUCELA, HARHAI, HARRIS, HERMAN, HERSHEY,
HESS, HICKERNELL, KOTIK, PHILLIPS, PISTELLA, RAPP, REED,
ROSS, RUFFING, SAYLOR, SCHRODER, SIPTROTH, SOLOBAY,
TANGRETTI, E. Z. TAYLOR, TIGUE, WOJNAROSKI AND YOUNGBLOOD,
JANUARY 23, 2006

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 23, 2006

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and
2 Judicial Procedure) of the Pennsylvania Consolidated
3 Statutes, further providing for failure to comply with
4 registration of sexual offenders requirements and for
5 information made available on the Internet.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 4915(b) and (c) of Title 18 of the
9 Pennsylvania Consolidated Statutes are amended to read:

10 § 4915. Failure to comply with registration of sexual offenders
11 requirements.

12 * * *

13 [(b) Grading for offenders who must register for ten
14 years.--

15 (1) Except as provided in paragraph (2), an individual
16 subject to registration under 42 Pa.C.S. § 9795.1(a) who
17 violates subsection (a)(1) or (2) commits a misdemeanor of

1 the third degree.

2 (2) An individual subject to registration under 42
3 Pa.C.S. § 9795.1(a) who commits a violation of subsection
4 (a)(1) or (2) and who has previously been convicted of an
5 offense under subsection (a)(1) or (2) or a similar offense
6 commits a misdemeanor of the second degree.

7 (3) An individual subject to registration under 42
8 Pa.C.S. § 9795.1(a) who commits a violation of subsection
9 (a)(1) or (2) and who has previously been convicted of two or
10 more offenses under subsection (a)(1) or (2) or a similar
11 offense commits a felony of the third degree.

12 (4) An individual subject to registration under 42
13 Pa.C.S. § 9795.1(a) who violates subsection (a)(3) commits a
14 felony of the third degree.

15 (c) Grading for sexually violent predators and others with
16 lifetime registration.--

17 (1) Except as provided in paragraph (2), an individual
18 subject to registration under 42 Pa.C.S. § 9795.1(b)(1), (2)
19 or (3) who violates subsection (a)(1) or (2) commits a
20 misdemeanor of the second degree.

21 (2) An individual subject to registration under 42
22 Pa.C.S. § 9795.1(b)(1), (2) or (3) who commits a violation of
23 subsection (a)(1) or (2) and who has previously been
24 convicted of an offense under subsection (a)(1) or (2) or a
25 similar offense commits a misdemeanor of the first degree.

26 (3) An individual subject to registration under 42
27 Pa.C.S. § 9795.1(b)(1), (2) or (3) who commits a violation of
28 subsection (a)(1) or (2) and who has previously been
29 convicted of two or more offenses under subsection (a)(1) or
30 (2) or a similar offense commits a felony of the third

1 degree.

2 (4) An individual subject to registration under 42
3 Pa.C.S. § 9795.1(b)(1), (2) or (3) who violates subsection
4 (a)(3) commits a felony of the third degree.]

5 (b) Grading.--An individual subject to registration under 42
6 Pa.C.S. § 9795.1(a) or (b)(1), (2) or (3) who commits a
7 violation of subsection (a) or a similar offense commits a
8 felony of the third degree.

9 * * *

10 Section 2. Section 9798.1(c) of Title 42 is amended to read:
11 § 9798.1. Information made available on the Internet.

12 * * *

13 (c) Information permitted to be disclosed regarding
14 individuals.--Notwithstanding 18 Pa.C.S. Ch. 91 (relating to
15 criminal history information), the Internet website shall
16 contain the following information on each individual:

17 (1) For sexually violent predators only the following
18 information shall be posted on the Internet website:

19 (i) name and any aliases;

20 (ii) year of birth;

21 (iii) the street address, city, county and zip code
22 of all residences;

23 (iv) the street address, city, county and zip code
24 of any institution or location at which the person is
25 enrolled as a student;

26 (v) the city, county and zip code of any employment
27 location;

28 (vi) a photograph of the offender, which shall be
29 updated not less than annually;

30 (vii) a description of the offense or offenses which

1 triggered the application of this subchapter; and
2 (viii) the date of the offense and conviction, if
3 available.

4 (2) For all other lifetime registrants and offenders
5 subject to registration only the following information shall
6 be posted on the Internet website:

7 (i) name and any aliases;

8 (ii) year of birth;

9 (iii) the street address, city, county and zip code
10 of all residences;

11 (iv) the street address, city, county and zip code
12 of any institution or location at which the person is
13 enrolled as a student;

14 (v) the city, county and zip code of any employment
15 location;

16 (vi) a photograph of the offender, which shall be
17 updated not less than annually;

18 (vii) a description of the offense or offenses which
19 triggered the application of this subchapter; and

20 (viii) the date of the offense and conviction, if
21 available.

22 * * *

23 Section 3. This act shall take effect in 60 days.