

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 77 Session of 2011

INTRODUCED BY MARSICO, CALTAGIRONE, ADOLPH, BAKER, BARRAR,
D. COSTA, DePASQUALE, ELLIS, EVERETT, GEIST, GINGRICH,
KAUFFMAN, M.K. KELLER, KNOWLES, KORTZ, LONGIETTI, MICOZZIE,
MILLARD, PAYNE, PETRI, PICKETT, QUINN, REICHLEY, ROAE,
SCAVELLO, SONNEY, STEPHENS, WATSON, GOODMAN, BEAR, BOBACK,
MAJOR, STEVENSON, HALUSKA, HESS, J. EVANS, CLYMER, SCHRODER,
MURPHY, HELM, HARRIS, REED, GRELL, DEASY, MANN, HORNAMAN,
O'NEILL, MILLER, GIBBONS, KILLION AND KOTIK, JANUARY 19, 2011

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 19, 2011

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in registration of sexual
3 offenders, further providing for information made available
4 on the Internet.

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

7 Section 1. Section 9798.1(a) and (b) introductory paragraph
8 of Title 42 of the Pennsylvania Consolidated Statutes are
9 amended and subsection (b) is amended by adding a paragraph to
10 read:

11 § 9798.1. Information made available on the Internet and
12 electronic notification.

13 (a) Legislative findings.--It is hereby declared to be the
14 finding of the General Assembly that public safety will be
15 enhanced by making information about sexually violent predators,

1 lifetime registrants and other sex offenders available to the
2 public through the Internet and electronic notification.
3 Knowledge of whether a person is a sexually violent predator,
4 lifetime registrant or other sex offender could be a significant
5 factor in protecting oneself and one's family members, or those
6 in care of a group or community organization, from recidivist
7 acts by sexually violent predators, lifetime registrants and
8 other sex offenders. The technology afforded by the Internet and
9 electronic notification would make this information readily
10 accessible to parents and private entities, enabling them to
11 undertake appropriate remedial precautions to prevent or avoid
12 placing potential victims at risk. Public access to information
13 about sexually violent predators, lifetime registrants and other
14 sex offenders is intended solely as a means of public protection
15 and shall not be construed as punitive.

16 (b) Internet posting of sexually violent predators, lifetime
17 registrants [and], other offenders and electronic
18 notification.--The Commissioner of the Pennsylvania State Police
19 shall, in the manner and form directed by the Governor:

20 * * *

21 (7) Notwithstanding 18 Pa.C.S. Ch. 91 (relating to
22 criminal history record information), develop, implement and
23 maintain a process which allows members of the public to
24 receive electronic notification when an individual required
25 to register under this subchapter moves into or out of a
26 user-designated location.

27 * * *

28 Section 2. This act shall take effect immediately.