

SENATE BILL No. 1361

September 20, 2000, Introduced by Senator JAYE and referred to the Committee on Judiciary.

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 8 and 8a (MCL 28.728 and 28.728a), section 8 as amended and section 8a as added by 1999 PA 85.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8. (1) The department shall maintain a computerized
2 data base of registrations and notices required under this act.

3 (2) The department shall maintain a computerized data base
4 separate from that described in subsection (1) to implement
5 section 10(2) and (3). The data base shall consist of a compila-
6 tion of individuals registered under this act. ~~, but except as~~
7 ~~provided in this subsection, shall not include any individual~~
8 ~~registered solely because he or she had 1 or more dispositions~~
9 ~~for a listed offense entered under section 18 of chapter XIII A of~~
10 ~~the probate code of 1939, 1939 PA 288, MCL 712A.18, in a case~~

~~1 that was not designated as a case in which the individual was to
2 be tried in the same manner as an adult under section 2d of chap=
3 ter XIII A of the probate code of 1939, 1939 PA 288, MCL 712A.2d.
4 The exclusion for juvenile dispositions does not apply to a dis=
5 position for a violation of section 520b or 520c of the Michigan
6 penal code, 1931 PA 328, MCL 750.520b and 750.520c, after the
7 individual becomes 18 years of age. The compilation of individu=
8 als shall be indexed numerically by zip code area. Within each
9 zip code area, the compilation shall contain the name and
10 aliases, address, physical description, DIGITAL PHOTOGRAPH, and
11 birth date of each individual registered under this act who is
12 included in the compilation and who resides in that zip code area
13 and any listed offense of which the individual has been
14 convicted. The department shall update the compilation with new
15 registrations, deletions from registrations, and address changes
16 at the same time those changes are made to the data base
17 described in subsection (1). The department shall make the com=
18 pilation available to each department post, local law enforcement
19 agency, and sheriff's department by the law enforcement informa=
20 tion network. Upon request by a department post, local law
21 enforcement agency, or sheriff's department, the department shall
22 provide to that post, agency, or sheriff's department the infor=
23 mation from the compilation in printed form for the zip code
24 areas located in whole or in part within the post's, agency's, or
25 sheriff's department's jurisdiction. The department shall make
26 the compilation or information from the compilation available to
27 a department post, local law enforcement agency, sheriff's~~

1 department, and the public by electronic, computerized, or other
2 similar means accessible to the post, agency, or sheriff's
3 department. The electronic, computerized, or other similar means
4 shall provide for ~~both~~ a search by name, ~~and by~~ ALIAS, zip
5 code, AND ADDRESS.

6 (3) If a court determines that the public availability under
7 section 10 of any information concerning individuals registered
8 under this act, including names and aliases, addresses, physical
9 descriptions, or dates of birth, violates the constitution of the
10 United States or this state, the department shall revise the com-
11 pilation in subsection (2) so that it does not contain that
12 information.

13 Sec. 8a. For the electronic, computerized, or other similar
14 means under section 8, the department shall ~~conduct a study to~~
15 ~~determine the feasibility of providing~~ PROVIDE for a search by
16 alias and ~~of providing~~ PROVIDE mapping technology to show an
17 address. ~~The study shall consider the costs, programming~~
18 ~~issues, and other similar issues. The department shall forward~~
19 ~~the study to the legislature not later than September 1, 2000.~~

20 Enacting section 1. This amendatory act takes effect
21 October 1, 2001.