

HOUSE BILL NO. 1058

Introduced by

Representatives Paur, Trottier, K. Koppelman

Senators Hogue, Campbell

1 A BILL for an Act to amend and reenact subsection 7 of section 12.1-32-15 of the North Dakota
2 Century Code, relating to registration requirements for sexual offenders.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 7 of section 12.1-32-15 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 7. Registration consists of a written statement signed by the individual, giving the
7 information required by the attorney general, and the biometric data and photograph of
8 the individual. An individual who is not required to provide a sample of blood and other
9 body fluids under section 31-13-03 or by the individual's state or court of conviction or
10 adjudication shall submit a sample of blood and other body fluids for inclusion in a
11 centralized database of DNA identification records under section 31-13-05. The
12 collection, submission, testing and analysis of, and records produced from, samples of
13 blood and other body fluids, are subject to chapter 31-13. Evidence of the DNA profile
14 comparison is admissible in accordance with section 31-13-02. A report of the DNA
15 analysis certified by the state crime laboratory is admissible in accordance with section
16 31-13-05. A district court shall order an individual who refuses to submit a sample of
17 blood or other body fluids for registration purposes to show cause at a specified time
18 and place why the individual should not be required to submit the sample required
19 under this subsection. Within three days after registration, the registering law
20 enforcement agency shall forward the statement, biometric data, and photograph to
21 the attorney general and shall submit the sample of the individual's blood and body
22 fluids to the state crime laboratory. If an individual required to register under this
23 section has a change in vehicle or computer online identity, the individual shall inform
24 in writing, within three days after the change, the law enforcement agency with which

1 that individual last registered of the individual's new vehicle or computer online identity.
2 If an individual required to register pursuant to this section has a change in name,
3 school, or residence or employment address, that individual shall inform in writing, at
4 least ten days before the change, the law enforcement agency with which that
5 individual last registered of the individual's new name, school, residence address, or
6 employment address. A change in school or employment address includes the
7 termination of school or employment for which an individual required to register under
8 this section shall inform in writing within ~~five~~three days of the termination the law
9 enforcement agency with which the individual last registered. The law enforcement
10 agency, within three days after receipt of the information, shall forward it to the
11 attorney general. The attorney general shall forward the appropriate registration data
12 to the law enforcement agency having local jurisdiction of the new place of residence,
13 school, or employment. Upon a change of address, the individual required to register
14 shall also register within three days at the law enforcement agency having local
15 jurisdiction of the new place of residence, school, or employment. The individual
16 registering under this section shall periodically confirm the information required under
17 this subsection in a manner and at an interval determined by the attorney general. A
18 law enforcement agency that has previously registered an offender may omit the
19 biometric data portion of the registration if that agency has a set of biometric data on
20 file for that individual and is personally familiar with and can visually identify the
21 offender. These provisions also apply in any other state that requires registration.