

# HOUSE BILL No. 5131

August 22, 2007, Introduced by Reps. Dean, Meekhof, Rick Jones, Steil, Stahl, Hammon, Valentine, Hopgood, Mayes, Accavitti, Acciavatti, Hildenbrand, Casperson, Lemmons, Cheeks, Sak, Brandenburg, Horn, Espinoza, Brown, Farrah, Johnson, Gonzales, Polidori, Bennett, Kathleen Law, Scott, Hood, Cushingberry, Meadows, Jackson, Young, Constan, Garfield, Lindberg and Robert Jones and referred to the Committee on Judiciary.

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending section 7 (MCL 28.727), as amended by 2004 PA 237.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 7. (1) A registration under this act shall be made on a  
2 form provided by the department and shall be forwarded to the  
3 department in the format the department prescribes, along with a  
4 \$35.00 registration fee for each original registration, except as  
5 otherwise provided in section 5b. A registration shall contain all  
6 of the following:

7           (a) The individual's name, social security number, date of  
8 birth, and address or expected address. An individual who is in a  
9 witness protection and relocation program is only required to use

1 the name and identifying information reflecting his or her new  
2 identity in a registration under this act. The registration and  
3 compilation databases shall not contain any information identifying  
4 the individual's prior identity or locale. The department shall  
5 request each individual to provide his or her date of birth if it  
6 is not included in the registration, and that individual shall  
7 comply with the request within 10 days.

8 (b) A brief summary of the individual's convictions for listed  
9 offenses regardless of when the conviction occurred, including  
10 where the offense occurred and the original charge if the  
11 conviction was for a lesser offense.

12 (c) A complete physical description of the individual.

13 (d) The photograph required under section 5a.

14 (e) The individual's fingerprints if not already on file with  
15 the department. An individual required to be registered on  
16 September 1, 1999 shall have his or her fingerprints taken not  
17 later than September 12, 1999 if not already on file with the  
18 department. The department shall forward a copy of the individual's  
19 fingerprints to the federal bureau of investigation if not already  
20 on file with that bureau.

21 (f) Information that is required to be reported under section  
22 4a.

23 **(G) THE NAME AND ADDRESS OF EACH INTERNET SERVICE PROVIDER**  
24 **USED BY THE INDIVIDUAL, TOGETHER WITH THE WRITTEN CONSENT OF THE**  
25 **INDIVIDUAL ALLOWING THE DEPARTMENT OR ANY OTHER LAW ENFORCEMENT**  
26 **AGENCY OF THIS STATE OR OF A POLITICAL SUBDIVISION OF THIS STATE TO**  
27 **ACCESS THE INDIVIDUAL'S INTERNET ACCOUNT INFORMATION, INCLUDING,**

1 BUT NOT LIMITED TO, THE INDIVIDUAL'S INTERNET ACCOUNT NUMBER OR  
2 ADDRESS, INTERNET SITES VISITED BY THE INDIVIDUAL, AND ELECTRONIC  
3 MAIL SENT AND RECEIVED BY THE INDIVIDUAL. THE DEPARTMENT SHALL  
4 PROMPTLY INFORM EACH INTERNET SERVICE PROVIDER IDENTIFIED BY THE  
5 INDIVIDUAL UNDER THIS SUBDIVISION OF THE INDIVIDUAL'S STATUS AS A  
6 REGISTERED SEX OFFENDER. THE INDIVIDUAL SHALL REPORT TO THE  
7 DEPARTMENT ANY CHANGE IN INTERNET SERVICE REPORTED UNDER THIS  
8 SECTION WITHIN 24 HOURS AFTER THE CHANGE IS MADE AND SHALL PROVIDE  
9 THE CONSENT REQUIRED UNDER THIS SECTION TO THE DEPARTMENT WITHIN 72  
10 HOURS AFTER MAKING THAT REPORT OR AS OTHERWISE REQUIRED BY THE  
11 DEPARTMENT.

12 (2) A registration may contain the individual's blood type and  
13 whether a DNA identification profile of the individual is  
14 available.

15 (3) The form used for registration or verification under this  
16 act shall contain a written statement that explains the duty of the  
17 individual being registered to provide notice of a change of  
18 address under section 5, the procedures for providing that notice,  
19 and the verification procedures under section 5a.

20 (4) The individual shall sign a registration, notice, and  
21 verification. However, the registration, notice, or verification  
22 shall be forwarded to the department regardless of whether the  
23 individual signs it or pays the registration fee required under  
24 subsection (1).

25 (5) The officer, court, or an employee of the agency  
26 registering the individual or receiving or accepting a registration  
27 under section 4 shall sign the registration form.

1           (6) An individual shall not knowingly provide false or  
2 misleading information concerning a registration, notice, or  
3 verification.

4           (7) The department shall prescribe the form for a notification  
5 required under section 5 and the format for forwarding the  
6 notification to the department.

7           (8) The department shall promptly provide registration,  
8 notice, and verification information to the federal bureau of  
9 investigation and to local law enforcement agencies, sheriff's  
10 departments, department posts, and agencies of other states  
11 requiring the information, as provided by law.