

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIRST LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 15

Introduced by White, 8.

Read first time January 8, 2009

Committee: Judiciary

A BILL

1 FOR AN ACT relating to the Sex Offender Registration Act; to amend
2 section 29-4006, Reissue Revised Statutes of Nebraska; to
3 require driver's license and Internet address information
4 as part of the registration information; and to repeal
5 the original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 29-4006, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 29-4006 (1) Registration information required by the Sex
4 Offender Registration Act shall be in a form approved by the sex
5 offender registration and community notification division of the
6 Nebraska State Patrol and shall include the following information:

7 (a) The legal name and all aliases which the person has
8 used or under which the person has been known;

9 (b) A complete description of the person, including date
10 of birth, social security number, motor vehicle operator's license
11 number, photographs, and fingerprints;

12 (c) Each electronic mail address, instant messaging
13 address, and other Internet communication identifier used by the
14 person, if any;

15 ~~(e)~~ (d) A listing of each registrable offense under
16 section 29-4003 to which the person pleaded guilty or was found
17 guilty, the jurisdiction where each offense was committed, the
18 court in which the person pleaded guilty or was found guilty of
19 each offense, and the name under which the person pleaded guilty or
20 was found guilty of each offense;

21 ~~(d)~~ (e) The name and location of each jail, penal or
22 correctional facility, or public or private institution to which
23 the person was incarcerated for each offense and the actual time
24 served or confined; and

25 ~~(e)~~ (f) The address of the person's current residence

1 and place of employment or vocation and any school he or she is
2 attending.

3 (2) For the duration of the registration period required
4 by the act, registration information shall be verified annually
5 within thirty days after the anniversary date of the person's
6 initial registration date. To properly verify, the following shall
7 occur:

8 (a) The sex offender registration and community
9 notification division of the Nebraska State Patrol shall mail a
10 nonforwardable verification form to the last-reported address of
11 the person;

12 (b) The verification form shall be signed by the person
13 and state whether the address last reported to the division is
14 still correct; and

15 (c) The person shall mail the verification form to the
16 division within ten days after receipt of the form.

17 (3) If the person fails to complete and mail the
18 verification form to the sex offender registration and community
19 notification division of the Nebraska State Patrol within ten days
20 after receipt of the form, or the form cannot be delivered due to
21 the registrant not being at the address last reported, the person
22 shall be in violation of this section unless the person proves that
23 the address last reported to the division is still correct.

24 (4) If the person falsifies the registration or
25 verification form, the person shall be in violation of this

1 section.

2 (5) The requirement to verify the address of a sexually
3 violent predator quarterly as provided in section 29-4005 and
4 the requirement to verify the address of any other registrant
5 annually as required in this section shall not apply during periods
6 of such registrant's incarceration. Address verification shall be
7 resumed as soon as such incarcerated person is placed on any type
8 of supervised release, parole, or probation or is released from
9 incarceration. Prior to any type of release from incarceration,
10 such person shall report the change of address to the sheriff of
11 the county in which he or she is incarcerated and the sheriff of
12 the county in which he or she resides or is temporarily domiciled.
13 The sheriff shall forward the change of address to the sex offender
14 registration and community notification division of the Nebraska
15 State Patrol.

16 (6) Any person required to register under the Sex
17 Offender Registration Act shall inform the sheriff of any legal
18 change in name, in writing, within five working days after such
19 change, and provide a copy of the legal documentation supporting
20 the change in name. The sheriff shall forward the information to
21 the sex offender registration and community notification division
22 of the Nebraska State Patrol, in writing, within five working days
23 after receipt of the information.

24 (7) Any person required to register under the Sex
25 Offender Registration Act who establishes or changes an electronic

1 mail address, instant messaging address, or other Internet
2 communication identifier shall, by the next working day, inform the
3 sheriff, in writing, of the new or changed address or identifier.
4 The sheriff shall forward the information to the sex offender
5 registration and community notification division of the Nebraska
6 State Patrol, in writing, by the next working day after receipt
7 of the information.

8 Sec. 2. Original section 29-4006, Reissue Revised
9 Statutes of Nebraska, is repealed.