GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2021

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HOUSE BILL 84

Senate Judiciary Committee Substitute Adopted 6/2/21 Proposed Conference Committee Substitute H84-PCCS40652-SA-5

Short Title: Sex Offender Premises Restrictions.

(Public)

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Sponsors:	
Referred to:	

February 17, 2021

A BILL TO BE ENTITLED

15offense committed in another state, which if committed in this is is substantially similar to an offense in Article 7B of this Chapte b. Any offense where the victim of the offense was under the age years at the time of the offense.19c.Any offense in violation of G.S. 14-190.16, 14-190.17, or 14-190 or any federal offense or offense committed in another state, wh committed in this State is substantially similar to an offen yolation of G.S. 14-190.16, 14-190.17A.23(2)Subdivision (2) of subsection (a) of this section applies to persons requir register under this Article if either any of the following applies: apply: a. The person has committed any offense in Article 7B of this Chapte any federal offense or offense committed in another state, wh committed in this State is substantially similar to an offense in A 7B of this Chapter, and a finding has been made in any crimir civil proceeding that the person presents, or may present, a dang minors under the age of 18.31b.The person has committed any offense where the victim of the of was under the age of 18 years at the time of the offense.33c.The person has committed any offense in violation of G.S. 14-19 o.17, or 14-190.17, or 14-190.17, or 14-190.17, or 14-190.173414-190.17, or 14-190.17 A or any federal offense or offense committed in this State is substant any finance or offense in violation of G.S. 14-19 and in another state, which if committed in this State is substant any finance or offense or offense committed in the offense.35c.The person has committed any offense in violation of G.S. 14-19 and another state, which if committed in this State is substant any finance or offense or offense or offense or offense commit any of the state, which if com	1				A BILL TO BE ENTITLED
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30minors under the age of 18.31b.32The person has committed any offense where the victim of the of32was under the age of 18 years at the time of the offense.33c.3414-190.17, or 14-190.17A or any federal offense or offense commited in this State is substanding in another state, which if committed in this State is substanding					· · · · ·
31b.The person has committed any offense where the victim of the of32was under the age of 18 years at the time of the offense.33c.The person has committed an offense in violation of G.S. 14-193414-190.17, or 14-190.17A or any federal offense or offense commited in this State is substanding35in another state, which if committed in this State is substanding					
32was under the age of 18 years at the time of the offense.33c.34The person has committed an offense in violation of G.S. 14-193414-190.17, or 14-190.17A or any federal offense or offense commited in this State is substantian another state, which if committed in this State is substantian.					
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3414-190.17, or 14-190.17A or any federal offense or offense comminant35in another state, which if committed in this State is substant					
35 in another state, which if committed in this State is substan				<u>c.</u>	
	35				in another state, which it committed in this State is substantially

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1	similar to an offense in violation of G.S. 14-190.16, 14-190.17, or
	14-190.17A."
2 3	SECTION 2. $\overline{\text{G.S. 15A-145}(a1)}$ reads as rewritten:
4	"(a1) Nothing in this section shall be interpreted to allow the expunction of any offense
5	involving impaired driving as defined in G.S. 20-4.01(24a). G.S. 20-4.01(24a) or any offense
6	requiring registration pursuant to Article 27A of Chapter 14 of the General Statutes, whether or
7	not the person is currently required to register."
8	SECTION 3. G.S. 14-208.16(a) reads as rewritten:
9	"(a) A registrant under this Article shall not knowingly reside <u>at one of the following:</u>
10	(1) <u>Any location which is within 1,000 feet of the any property line of a property</u>
11	on which any public or nonpublic school or child care center is located.
12	(2) Within any structure, any portion of which is within 1,000 feet of any property
13	line of a property on which any public or nonpublic school or child care center
14	is located.
15	This subsection applies to any registrant who did not establish his or her residence, in
16	accordance with subsection (d) of this section, prior to August 16, 2006."
17	SECTION 4. Section 1 of this act becomes effective December 1, 2021, and applies
18	to offenses committed on or after that date. Section 2 of this act becomes effective December 1,
19	2021, and applies to petitions filed on or after that date. Section 3 of this act becomes effective
20	December 1, 2021, and applies to offenses committed on or after that date by all persons
21	registered or required to register on or after that date. Section 3 of this act does not apply to a
22	person who has established a residence prior to the effective date of that section in accordance with C S 14 208 16(d)(1) (2) an (2). The numerical section of this section of the sect
23	with G.S. 14-208.16(d)(1), (2), or (3). The remainder of this act is effective when it becomes law.