

HOUSE BILL No. 5133

August 22, 2007, Introduced by Reps. David Law, LaJoy, Ward and Marleau 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 COMMERCIAL SOCIAL NETWORKING**
24 **SITE USED BY THE INDIVIDUAL, IF ANY. THE DEPARTMENT SHALL PROMPTLY**
25 **INFORM EACH COMMERCIAL SOCIAL NETWORKING SITE IDENTIFIED BY THE**
26 **INDIVIDUAL UNDER THIS SUBDIVISION OF THE INDIVIDUAL'S STATUS AS A**
27 **REGISTERED SEX OFFENDER AND EACH USER NAME AND ELECTRONIC MAIL**

1 ADDRESS THE INDIVIDUAL USES AT EACH COMMERCIAL SOCIAL NETWORKING
2 SITE. THE INDIVIDUAL SHALL REPORT TO THE DEPARTMENT ANY CHANGE IN
3 INFORMATION REPORTED UNDER THIS SUBDIVISION WITHIN 24 HOURS AFTER
4 THE CHANGE IS MADE, AND THE DEPARTMENT SHALL PROMPTLY INFORM THE
5 COMMERCIAL SOCIAL NETWORKING SITE OF THE NEW INFORMATION. AS USED
6 IN THIS SUBDIVISION, "COMMERCIAL SOCIAL NETWORKING SITE" MEANS A
7 COMMERCIAL OPERATED INTERNET WEBSITE OFFERED BY A COMMERCIAL
8 ENTITY THAT DOES ALL OF THE FOLLOWING:

9 (i) PERMITS REGISTERED USERS TO CREATE AN ON-LINE PROFILE THAT
10 INCLUDES DETAILED PERSONAL INFORMATION.

11 (ii) PERMITS REGISTERED USERS TO CREATE AN ON-LINE JOURNAL AND
12 SHARE THAT JOURNAL WITH OTHER USERS.

13 (iii) PERMITS REGISTERED USERS TO SHARE HIGHLY PERSONALIZED
14 INFORMATION.

15 (iv) ENABLES COMMUNICATION AMONG USERS.

16 (2) A registration may contain the individual's blood type and
17 whether a DNA identification profile of the individual is
18 available.

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

24 (4) The individual shall sign a registration, notice, and
25 verification. However, the registration, notice, or verification
26 shall be forwarded to the department regardless of whether the
27 individual signs it or pays the registration fee required under

1 subsection (1).

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

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

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

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